

**North Coast Unified Air Quality  
Management District**  
707 L Street, Eureka, CA 95501  
Telephone: 707-443-3093 Fax: 707443-3099  
[www.ncuagmd.org](http://www.ncuagmd.org)



**Special Meeting of the  
North Coast Unified Air Quality Management District  
Governing Board of Directors**

Friday, December 18, 2015 at 1:00 p.m.  
Eureka City Council Chambers  
531 K St., Eureka, CA. 95501

Participating via teleconference:  
Trinity County Supervisor, Judy Morris  
11 Court Street, Weaverville, CA 96093

**AGENDA**

- |    |           |                                   |             |
|----|-----------|-----------------------------------|-------------|
| 1. | 1:00 p.m. | Call to Order                     | Board Chair |
| 2. |           | Roll Call                         | Clerk       |
| 3. |           | Additions and Deletions to Agenda | Board Chair |

**CONSENT AGENDA**

- |     |  |             |
|-----|--|-------------|
| 4.  | <b>Consider Approving the Consent Agenda, Items for action, 4.1 through 4.2:</b> The Board may approve the Consent Agenda by single motion in whole or in part with or without further discussion.<br><u>Action Requested:</u> Approve Consent Agenda Items 4.1 through 4.2: | Board Chair |
| 4.1 | By Consent, Approve Minutes of November 6, 2015 Board Meeting  |             |
| 4.2 | By Consent, Accept and File District Activity Report   |             |

## REGULAR AGENDA

- |     |   |                  |
|-----|---|------------------|
| 5.  | <b>Public Comment Period</b> (pursuant to Government Code section 54954.3(a))   | Board Chair      |
| 6.  | <b>2016 Calendar of Meetings</b><br><u>Action Requested:</u> Approve Proposed 2016 Calendar of Meetings   | APCO             |
| 7.  | <b>AB923 Funds</b><br><u>Action Requested:</u> Authorize the Expenditure of Additional AB 923 Funds in the Fiscal Year 2015-16  | APCO             |
| 8.  | <b>Closed Session</b> <ul style="list-style-type: none"><li>• Real Property Negotiations (Government Code section 54956.8)<br/><br/><i>NCUAQMD representatives: APCO, District Counsel,<br/>District Realtor: David Wells of Wells Commercial Real Estate</i></li><li>• Labor negotiations, OE3 (Government Code section 54957.6)<br/><br/><i>NCUAQMD representatives: APCO, District Counsel</i></li></ul> | APCO             |
| 9.  | <b>Report Out From Closed Session</b>   | District Counsel |
| 10. | <b>APCO Report</b>  | APCO             |
| 11. | <b>Board Member Reports</b>   | Board Chair      |
| 12. | <b>Adjournment</b>  | Board Chair      |

The meeting rooms are ADA accessible. Accommodations and access to NCUAQMD meetings for people with special needs must be requested of the Clerk in advance of the meeting.

**The next Board of Directors Meeting is scheduled for  
Thursday, January 14, 2016 at 10:00 a.m.  
Eureka City Chambers (531 K St.)**

# Agenda Item: 1

## Call to Order

# Agenda Item: 2

## Roll Call

**Agenda Item: 3**  
**Additions and Deletions**  
**to the Agenda**

# Agenda Item: 4

## Consent Agenda

**Agenda Item: 4.1**  
**Minutes of**  
**November 6, 2015**  
**Board Meeting**

**North Coast Unified Air Quality  
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**Minutes of the Special Meeting of the  
North Coast Unified Air Quality Management District  
Governing Board of Directors  
Meeting of November 6, 2015**

The meeting was called to order by Chairman Ken Mierzwa at 10:07 am at the Eureka City Council Chambers (531 K St., Eureka, CA. 95501).

**MEMBERS PRESENT:**

Ken Mierzwa, Chair	City Representative
Rex Bohn, Vice-Chair	Humboldt County Supervisor
Mark Lovelace	Humboldt County Supervisor
Roger Gitlin	Del Norte County Supervisor

**MEMBERS ABSENT:**

Judy Morris	Trinity County Supervisor
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**STAFF PRESENT:**

Jason Davis	Acting APCO
Heather Bitner	Clerk of the Board

**OTHERS PRESENT:**

Nancy Diamond	District Counsel
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**Agenda Item 1: Call to Order**

**Agenda Item 2: Roll Call**

**Agenda Item 3: Additions and Deletions to the Agenda**

There were no additions to the Agenda.

**Agenda Item 4: Consider approving the Consent Agenda Items:**

- 4.1: Approve Minutes of September 10, 2015 Board Meeting
- 4.2: Accept and File District Activity Report
- 4.3: Approve Disposal of Surplus Fixed Asset



4.4: Accept Additional TIMBER Program Grant Funding and Authorize Its Expenditure in the Fiscal Year 2015-16 Budget and Approve Resolution 2015-11

4.5: Authorize the Expenditure of TIMBER Administrative Funds to Finance Outreach/Advertising Campaign

A motion offered by Supervisor Bohn, duly seconded by Supervisor Gitlin that Consent Agenda Item 4.1-4.5 are hereby APPROVED by the North Coast Unified Air Quality Management District Board of Directors on this 6th day of November, 2015 by the following votes:

UNANMIOUS PASS by the following vote:

Ayes: Councilman Mierzwa, Supervisor Lovelace, Supervisor Gitlin, ,  
and Supervisor Bohn (4)  
Nays: None (0)  
Abstain: None (0)  
Absent: Supervisor Morris (1)

There was no public comment.

**Agenda Item 5: Public Comment Period (pursuant to Government Code section 54954.3(a)).**

There was no public comment.

**Agenda Item 6: Smoke Spotters Resolutions of Appreciation**

Mr. Davis, as Acting APCO, discussed the Smoke Spotter program and its role in this year's wildfire response. In addition to District staff, there are private citizens who call in the smoke conditions in local areas. District staff then can make decisions for unhealthy and hazardous conditions. The three gentlemen that were instrumental this year were Richard Messenger, Jim Lasell and Mike Howeth.

A motion offered by Supervisor Bohn, duly seconded by Supervisor Gitlin that the Smoke Spotter's Resolutions of Appreciation 2015-12, 2015-13, and 2015-14 are hereby APPROVED by the North Coast Unified Air Quality Management District Board of Directors on this 6th day of November, 2015 by the following votes:

UNANMIOUS PASS by the following vote:

Ayes: Councilman Mierzwa, Supervisor Lovelace, Supervisor Gitlin,  
and Supervisor Bohn (4)  
Nays: None (0)  
Abstain: None (0)  
Absent: Supervisor Morris (1)

There was no public comment.

### **Agenda Item 7: Public Hearing: Amendments to Rule 410 - Air Monitoring Fees**

The Chair opened the Public Hearing at 10:11am.  
The Chair closed the Public Hearing at 10: 15am.

Staff introduced the necessity for monitoring particulate matter within the district, which is funded by fees to the Stationary Sources. There are no additional fees, but clarification is needed that the number listed within the current table is a multiplier of the x-factor.

Chairman Mierzwa noted his appreciation of the professionalism of the Board and Staff that allows our meetings to flow quickly. Supervisor Gitlin agreed.

A motion offered by Supervisor Lovelace, duly seconded by Supervisor Gitlin that Resolution 2015-15: Changes to Air Monitoring Fees, is hereby APPROVED by the North Coast Unified Air Quality Management District Board of Directors on this 6th day of November, 2015 by the following votes:

UNANMIOUS PASS by the following vote:

Ayes: Councilman Mierzwa, Supervisor Lovelace, Supervisor Gitlin,  
and Supervisor Bohn (4)  
Nays: None (0)  
Abstain: None (0)  
Absent: Supervisor Morris (1)

There was no public comment.

### **Agenda Item 8: APCO Report**

The Acting APCO provided a report on the following:

- EPA has revised ground level ozone standards. This should not affect the District as we are well in attainment for ozone.

- Attainment Plan and New Source Review Rules will be brought forward at future meetings.
- TIMBER grant: Supervisor Gitlin asked how many trucks need to be reached and how long do we have to expend the funding. Staff answered that there were approximately 90 flyers that were sent from an ARB registration list and the funding amounts are cut in half after December 1.
- Effect of SB 513 on District grant programs: we will be returning to the Board in the near future with plans to spend nearly \$1 million in AB923 funds.
- Revisions to EPA standards for residential wood furnaces have been released.
- RCEA's EV charging station is nearly complete.
- Attorney meeting at Fall CAPCOA conference: Counsel Diamond reported that the OPR is in the preliminary stages for revisions to CEQA, specifically that Variances are under CEQA review. The language may affect the air district Variances. The attorney's group recommended to CAPCOA that there may be an informal suggestion to the OPR to address that language. The other issue was that the Association of CA businesses is suing ARB for the Truck and Bus Regulation. This has been a long litigation to this point but in December it will be heard by the Court. The argument is that the Truck and Bus Regulation is in violation of safety regulations for small truck owners, due to a filter that is required for retrofit. There is a safety exemption in the Truck and Bus Regulation and the question is whether the small truck owners will fall under the exemption. Additionally, San Joaquin is conducting a study that has indicated that 6% of the transport ozone in their area is coming from Asia.
- The District's Compliance and Enforcement division worked with City of Arcata to have the Alliance Fire building abated from asbestos.
- The building at 2300 Myrtle Ave. has not had any movement regarding sales. Supervisor Gitlin requested the issue be brought forward in a future meeting.

There was no public comment

### **Agenda Item 9: Board Member Reports**

There were no Board Member reports. There was no public comment.

### **Agenda Item 10: Adjournment**

The Governing Board Meeting was adjourned at 10:38 am.

I hereby attest that this is a true and correct copy of the action taken by the North Coast Unified Air Quality Management District Board of Directors on November 6, 2015.

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Chair \_\_\_\_\_ Date \_\_\_\_\_

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Heather Bitner, Clerk of the Board \_\_\_\_\_ Date \_\_\_\_\_

The Next Board Meeting is scheduled for  
Thursday, December 10, 2015 at 10 am  
at the Eureka City Chambers (531 K St.)

The meeting rooms are ADA accessible. Accommodations and access to  
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Clerk in advance of the meeting.

# Agenda Item: 4.2

## District Activity Report

**North Coast Unified Air Quality  
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**TO:** North Coast Unified Air Quality Management District Board

**FROM:** Chrystal Ales, Administrative Support

**SUBJECT:** By Consent, Accept and File District Activity Reports

**DATE:** December 10, 2015

**ACTION REQUESTED:** Accept and File

**SUMMARY:**

Attached is a summary of the major District activities logged during the reporting period.

ITEM	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	YTD Total	2014 Total
Complaint Responses - General	4	4	7	5	3	6	6	2	6	7	2		52	77
Complaint Responses - Open Burning	21	17	18	17	10	11	13	17	6	12	28		170	164
Permissive Burn Days	19	18	29	29	31	27	25	6	19	23	30		256	258
Non-Permissive Burn Days ("No Burn Day")	12	10	2	1	0	3	6	25	11	8	0		78	108
Permissive Burn Days (%)	61%	65%	93%	96%	100%	90%	81%	24%	63%	74%	100%		77%	71%
Standard (Residential) Burn Permits Issued	1212	419	405	213	156	58	10	4	1	48	918		3444	3774
Non-Standard Burn Permits Issued	819	354	287	244	89	19	4	5	1	52	533		2407	2285
"No Burn Day" Permits Issued	3	4	4	0	0	0	0	7	0	0	0		18	32
Smoke Management Plans (SMP) Reviewed	15	6	5	2	5	1	2	0	7	8	15		66	74
SMP Burn Authorizations Issued	95	80	70	46	12	5	1	8	1	77	169		564	818
Stationary Source Permit Apps. Received	5	2	4	7	5	8	5	2	6	4	0		48	47
Stationary Source Permits Issued (new)	1	1	0	1	3	1	4	0	0	1	0		12	25
Stationary Source Permits Issued (amended)	1	1	0	0	1	1	0	5	4	1	0		14	18
Inspections - Major Sources	1	1	1	6	2	0	0	2	2	0	0		15	18
Inspections - Minor Sources	56	23	18	6	34	14	18	28	21	11	6		235	200
Inspections - Mobile Sources	1	26	1	4	0	7	1	1	0	12	0		53	130
Inspections - Asbestos	3	0	3	3	3	2	3	2	5	6	0		30	17
Asbestos Notifications Processed	9	1	9	8	2	5	6	6	8	15	6		75	70
Notice(s) of Violation (NOVs) Issued	4	1	8	3	2	2	5	0	0	3	1		29	24
Environmental Documents Reviewed	0	2	11	10	6	19	10	2	7	3	4		74	59
Grants Paid (Moyer, Wood Stove, etc.)	3	3	1	1	1	3	1	0	2	3	1		19	36

## Air Monitoring Report for December 2015

### Air Monitoring Data Summary:

The purpose of this status report is to summarize the ambient air quality data available for the period of August and Sept 2015.

- There were no PM<sub>10</sub> exceedances of the State or Federal Ambient Air Quality Standard recorded during the period.
- There were no FRM PM<sub>2.5</sub> State or Federal Ambient Air Quality Standard Exceedances recorded during the period.
- There were 21 FEM PM<sub>2.5</sub> exceedances of the State and Federal Ambient Air Quality Standard during the period. All exceedances occurred in Weaverville during the summer's wildfire event. An Exclusion Event for this period will be requested.
- There were no O<sub>3</sub>, SO<sub>2</sub>, NO<sub>2</sub>, or CO exceedances of the State or Federal Ambient Air Quality Standard recorded during the period.

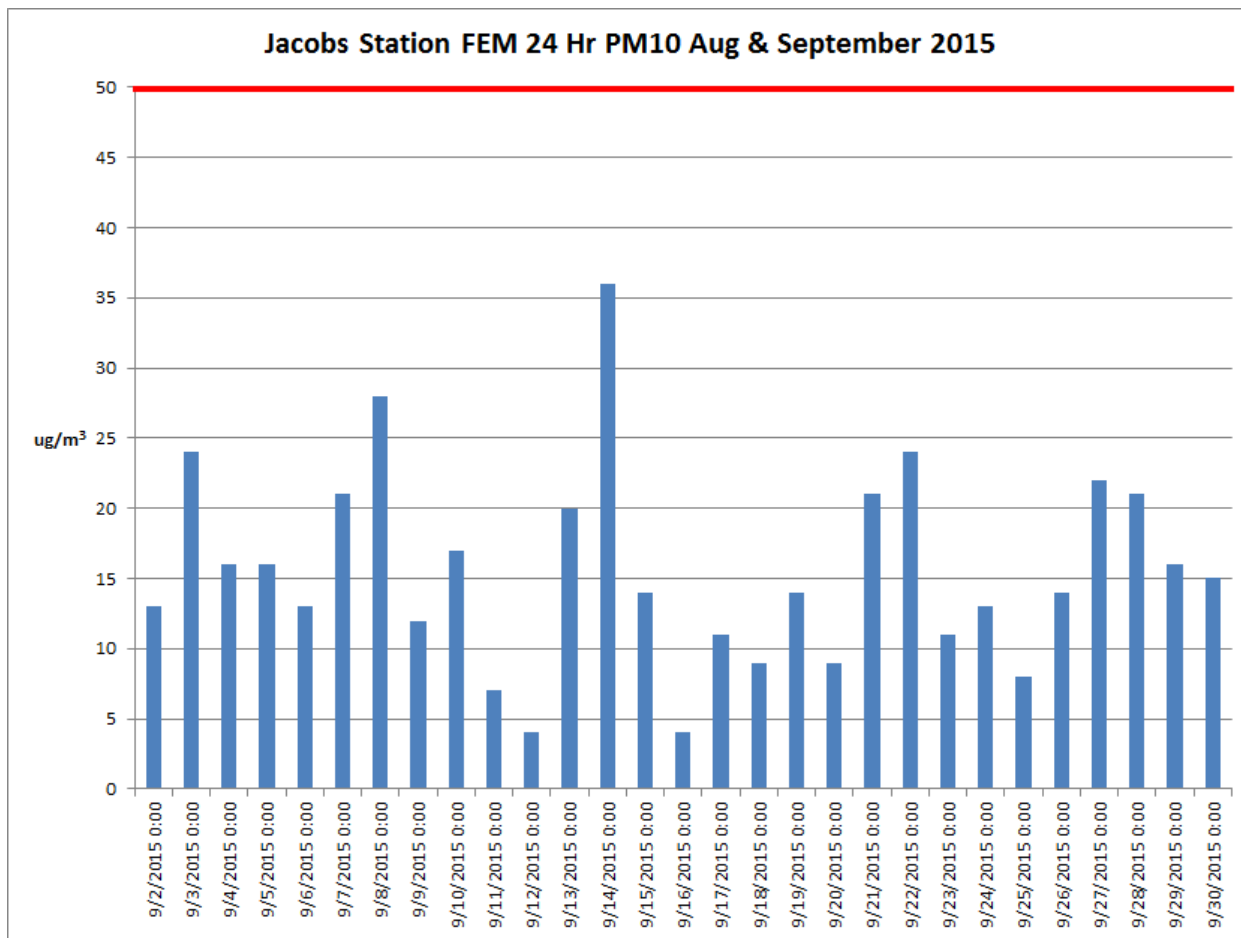
### Particulate Levels in Relation to CA Ambient Air Quality Standards

	Jacobs	Humboldt Hill	Crescent City	Weaverville
Max FEM 24 hour PM10	72%	NA	NA	NA
FEM PM10 Rolling Arithmetic Mean (Oct 2014-Sept 2015)	86%	NA	NA	NA
Max FRM 24 hour PM2.5	26%	31%	NA	NA
FRM PM2.5 Rolling Arithmetic Mean (Oct 2014-Sept 2015)	47%	38%	NA	NA
Max FEM 24 hour PM2.5	NA	87%	-	866%
FEM PM2.5 Rolling Arithmetic Mean (Oct 2014-Sept 2015)	NA	53%	-	-

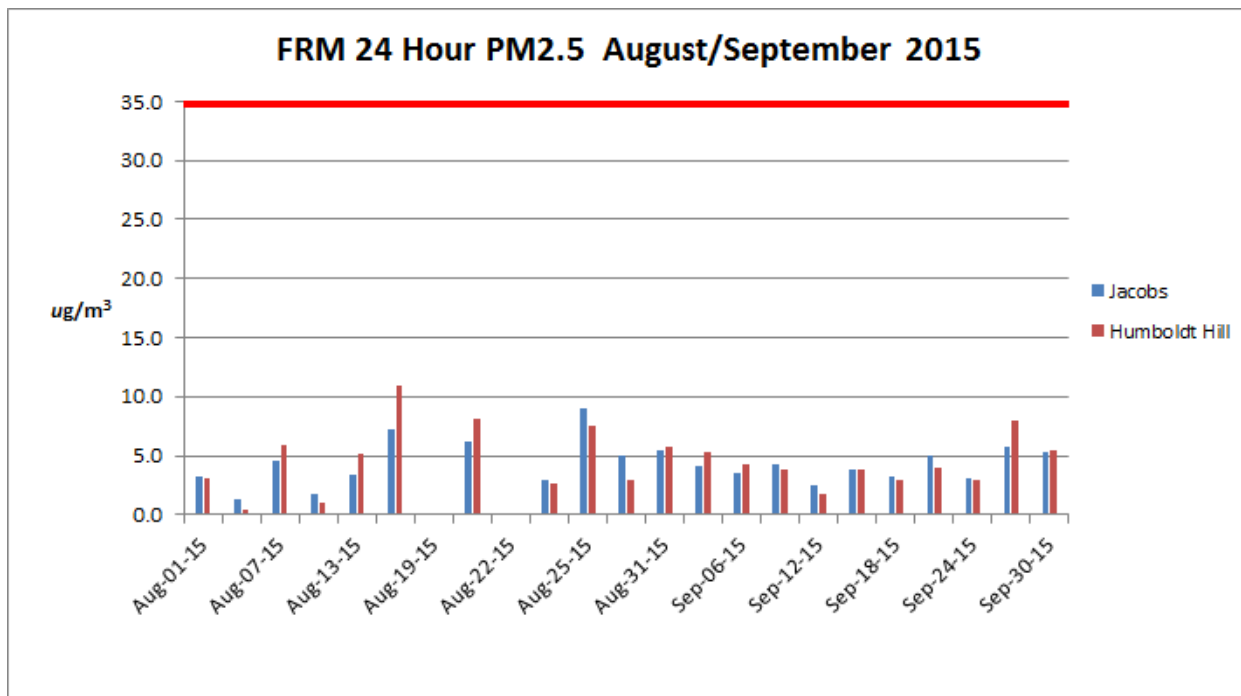
- Data unavailable



Detailed Graphs:

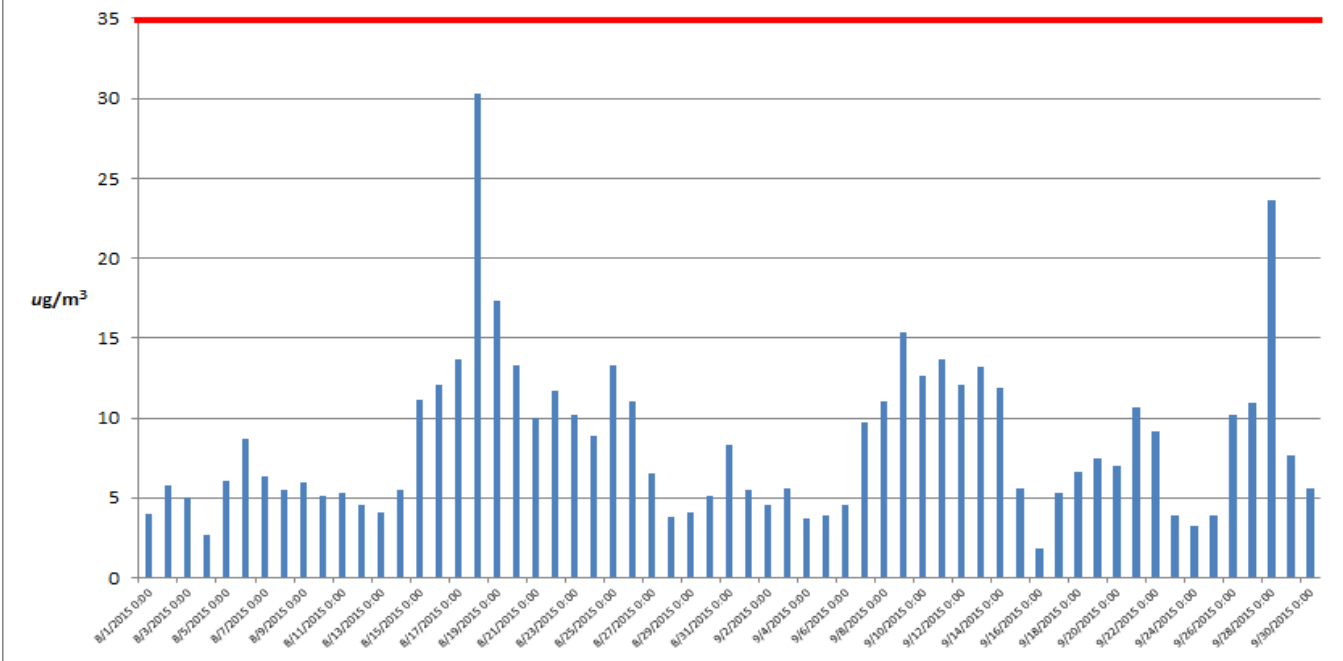


- 24 Hour California AAQS is 50 ug/m<sup>3</sup>, Federal AAQS is 150 ug/m<sup>3</sup>.
- California Annual Arithmetic Mean AAQS is 20 ug/m<sup>3</sup>.
- Humboldt County is classified as non-attainment for this pollutant.



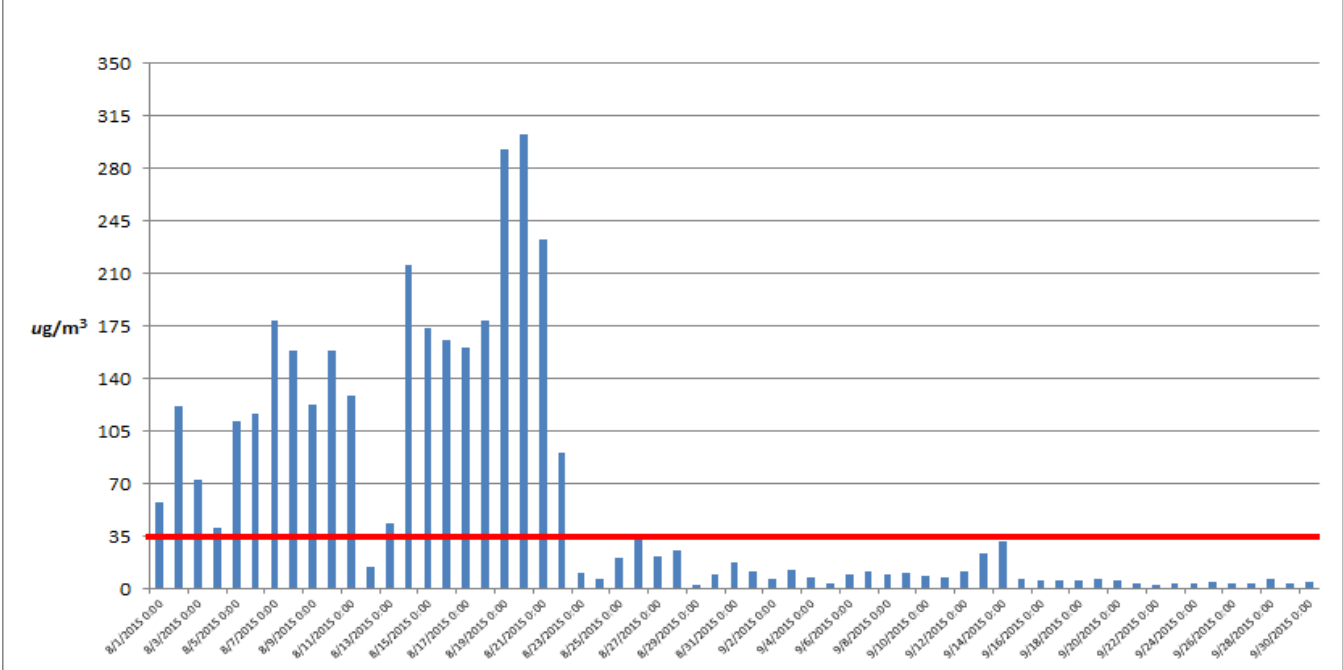
- Federal AAQS is 35 ug/m<sup>3</sup>. There is no separate state standard.

### Humboldt Hill Station FEM 24 Hr PM2.5 August/September 2015



- Federal AAQS is 35 ug/m3. There is no separate state standard.

### Weaverville Station Non-FEM 24 Hr PM2.5 August/September 2015



- Federal AAQS is 35 ug/m3. There is no separate state standard.

# Agenda Item: 5

## Public Comment

# Agenda Item: 6

## 2016 Calendar of Meetings

**North Coast Unified Air Quality  
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<http://www.ncuaqmd.org>



**TO:** North Coast Unified Air Quality Management District Board

**FROM:** Brian Wilson, APCO

**SUBJECT:** 2016 Calendar of Meetings

**DATE:** December 10, 2015

**ACTION REQUESTED:** Approve Proposed 2016 Calendar of Meetings

**SUMMARY:**

Two regular Board meeting schedules are presented as options. The first option is following the second Thursday of the month schedule, and the second option is a bi-monthly schedule which had also been previous practice. The Board could also return to a third Thursday schedule if necessary. Note that the District's budget process requires three meetings, as represented by the March, April and May scheduling on the bi-monthly option.

Staff recommends a return to the bi-monthly meeting schedule used in past years to best balance the content of each meeting and resources spent in the process.

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## **2016 Governing Board Meeting Calendar**

<b>January 14</b>	<b>Eureka</b>
<b>March 10</b>	<b>Eureka</b>
<b>April 14 (11 a.m.)</b>	<b>Crescent City</b>
<b>May 12</b>	<b>Eureka</b>
<b>July 14</b>	<b>Eureka</b>
<b>September 8 (11 a.m.)</b>	<b>Weaverville</b>
<b>November 10</b>	<b>Eureka</b>

**Eureka Council Chambers**  
531 K St., Eureka at 10 a.m.

**Del Norte County Supervisor Chambers**  
981 H St., Suite 200, Crescent City at 11:00 a.m.

**Weaverville Fire Protection District**  
125 Bremer St., Weaverville at 11:00 a.m.

**The meeting rooms are ADA accessible. Accommodations and access to NCUAQMD meetings for people with special needs must be requested of the Clerk in advance of the meeting. Board meetings begin at 10 a.m. unless otherwise noted.**

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## **2016 Governing Board Meeting Calendar**

<b>January 14</b>	<b>Eureka</b>
<b>February 11</b>	<b>Eureka</b>
<b>March 10</b>	<b>Eureka</b>
<b>April 14 (11 a.m.)</b>	<b>Crescent City</b>
<b>May 12</b>	<b>Eureka</b>
<b>June 9</b>	<b>Eureka</b>
<b>July 14</b>	<b>Eureka</b>
<b>August</b>	<b>No Meeting</b>
<b>September 8 (11 a.m.)</b>	<b>Weaverville</b>
<b>October 13</b>	<b>Eureka</b>
<b>November 10</b>	<b>Eureka</b>
<b>December 8</b>	<b>Eureka</b>

**Eureka Council Chambers**  
531 K St., Eureka at 10 a.m.

**Del Norte County Supervisor Chambers**  
981 H St., Suite 200, Crescent City at 11:00 a.m.

**Weaverville Fire Protection District**  
125 Bremer St., Weaverville at 11:00 a.m.

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# Agenda Item: 7

## AB923 Funds



**North Coast Unified Air Quality  
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**TO:** North Coast Unified Air Quality Management District Board

**FROM:** Brian Wilson, APCO

**SUBJECT:** Addition of Emergency Vehicle Replacements to the District's Grant Programs and Authorize the Expenditure of Additional AB923 Funds in the Fiscal Year 2015-16

**DATE:** December 10, 2015

**ACTION REQUESTED:** Authorize the Expenditure of Additional AB 923 Funds in the Fiscal Year 2015-16

**SUMMARY:**

Staff proposes that an Emergency Vehicle Replacement incentive grant program be included as part of the District's grants programs, and that an additional portion of the District's AB923 funds be authorized in the Fiscal Year 2015-16. Addition of the Emergency Vehicle Replacement Program would simply be an expansion of the vehicle eligibility criteria of the District's Carl Moyer Program.

The District's administers a Carl Moyer Program which provides incentive funds that assist in improving air quality by promoting the replacement of older diesel engines, with newer, cleaner diesel or alternatively fueled engines. The District's program categories currently consists of On-Road incentives [new purchase/replacement (VIP, TIMBER), repower, and retrofit], Off-Road incentives (new purchase, replacement, or repower), and Marine (repower or retrofit).

The Emergency Vehicle Replacement Program is an optional category within ARB's Carl Moyer Program. To participate, the District can simply elect to follow ARB requirements by appropriately modifying the District's Carl Moyer Program Guidelines, Policies & Procedures. Staff proposes to expand the vehicle eligibility criteria to include emergency vehicles or fire apparatus / fire trucks which would include, but not limited to, pumpers trucks, ladder trucks, and water tenders. Applications for the Moyer program are announced annually and the inclusion of Emergency Vehicle Replacements can be included in this outreach.

The California Health and Safety Code Section 44223 allows an air district to collect up to six dollars (\$6) per registered motor vehicle within the District to help offset the costs associated with reducing the emissions from motor vehicles. The last two dollars (\$2) collected from each registration of motor vehicle (known as AB923 funding) is to be designated as matching funds to implement only the following programs:

1. Carl Moyer Grant Program
2. New Purchase or retrofit of agricultural sources
3. Lower Emission School Bus (LESB) Program
4. Accelerated vehicle retirement

In the current District Budget for Fiscal Year 2015-6, the District has approval to spend \$300,000 of AB923 funds on eligible Carl Moyer and Low Emission School Bus (LESB) projects. Although the LESB program has ended, there is a need to provide continued match funding to eligible projects. Staff proposes that the AB923 funds continue to be spent on Carl Moyer and Low Emission School Bus eligible projects.

Until recently, the District had not expended much of the AB923 funds received, as the current balance is about \$1.2 million dollars. With the recent approval of Senate Bill 513, the District is now required to expend funds within four years of receipt. The District currently receives about \$350,000 each year in AB923 funding. While SB513 is silent on the disposition of AB923 funds acquired prior to its passage, staff recommends a proactive approach in expending funds on deposit. Due to the nature of the progressively increasing requirements of diesel regulations, the number of viable candidates and the amount of allowable funding will only decrease in future years.

At this time, most of the \$300,000 in AB923 funding previously approved as an expenditure in FY 2015-16 should be spent as anticipated before the end of this fiscal year on projects that are under contract. Staff requests an additional \$350,000 of AB923 funds be authorized for expenditure toward eligible projects which will include the option of Emergency Vehicle Replacement projects. This would result in a total of \$650,000 in AB923 being allocated for expenditure. For ease of program administration, a consistent revenue stream is preferred, so Staff anticipates requesting this revised amount of AB923 expenditure each fiscal year over a four year period.

# Agenda Item: 8

## Closed Session

**Agenda Item: 9**  
**Report Out From Closed**  
**Session**

# Agenda Item: 10

## APCO Report

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**TO:** North Coast Unified Air Quality Management District Board

**FROM:** Brian Wilson, APCO

**SUBJECT:** APCO Report

**DATE:** December 10, 2015

The following information is provided as a summary of items of interest to the Board and District. Staff solicits and appreciates any feedback concerning these items or other items of interest from the Board or other interested parties.

- School Buses in Rural School Districts Pilot Project:** Earlier this year, Senator Mike McGuire (D-Healdsburg) introduced The Rural Safety and Clean Air Act (SB 523 which would invest \$5 million per year to replace aging school buses in rural school districts. The source of funds would come from Low Carbon Transportation Investments (LCTI). The \$5 million was approved in June of this year, and by working collaboratively with ARB, it will be allocated to rural school districts through a grant process beginning in 2016.

The District was recently approached by ARB to administer this state-wide program, as the District has been quite successful in its grant programs. CAPCOA and Sen. McGuire voiced interest in having a rural air district administer the program. The District received calls from both entities encouraging us to consider administering the program. The program is currently referred to as the "*School Buses in Rural School Districts Pilot Project*", and a main goal is to get advanced technology in rural school districts that could otherwise not afford it.

Early discussion of requirements indicates eligible applicants could only be school bus owners transporting public school children in K-12. Eligible bus replacements would be buses of any fuel type, 20 years or older, greater than 14,000 GVWR. Project types would vary as follows: a) Fleet expansion for zero-emission (electric) school buses, b) Replacement for hybrid or conventional fuel using renewable fuel, and c) Conversion to hybrid (using renewable fuel) or electric drivetrain. Eligible vehicles would be Electric (battery electric vehicle or fuel cell), Hybrid, Conventional

Fuel (diesel, compressed natural gas, propane) using renewable fuel, and any GVWR. ARB is still designing the selection criteria to determine how applications will be ranked. Although all school districts in California may apply, a funding priority will first be given to school districts in small air districts, then to those in medium and large air districts.

The District has begun preliminary discussions with ARB regarding an Administering Grant Agreement which will ultimately require a Resolution from the Governing Board, which will be proposed early next year.

2. **Staff Training:** The District's Controller, Penny Costa, attended the CAPCOA Fiscal Officers Subcommittee meeting in Sacramento.

# Agenda Item: 11

## Board Member Reports



# Agenda Item: 12

## Adjournment