



Ventura County  
Air Pollution  
Control District

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**Michael Villegas**  
**Air Pollution Control Officer**

June 24, 2008

Air Pollution Control Board  
800 South Victoria Avenue  
Ventura, CA 93009

**SUBJECT: PUBLIC HEARING ON ADOPTION OF FISCAL YEAR 2008-2009 FINAL BUDGET**

RECOMMENDED ACTION:

1. Conduct the second of two public hearings on the District's Proposed Fiscal Year 2008-2009 Final Budget pursuant to Health & Safety Code Section 40131.
2. Adopt the attached resolution approving the District's Fiscal Year 2008-2009 Final Budget.

STATEMENT OF MATTER FOR BOARD CONSIDERATION:

The Proposed Budget was previously provided to your Board and the subject of a public hearing on June 10, 2008, pursuant to Health & Safety Code Section 40131 for the purpose of receiving public comment only. Through the attached resolution, your Board is requested to adopt the Proposed Budget as the District's Final Budget for fiscal year 2008-2009.

The Proposed Final Budget supports the District resources needed to implement the federal and California Clean Air Acts, and has a net cost that can be absorbed or covered by expected revenues and the Fund Balance. Therefore, it is recommended that your Board approve the Proposed Final Budget as the District's Fiscal Year 2008-2009 Final Budget by adopting the attached Budget Resolution.

The Auditor-Controller's office and County Counsel have reviewed this letter and the attached resolution. If there are any questions, please call me at 805/645-1440.

A handwritten signature in black ink, appearing to read "Michael Villegas".

MICHAEL VILLEGAS  
Air Pollution Control Officer

Fiscal Year 2008-2009 Proposed Budget – on file with the Clerk of the Board

Attachments: Final Budget Resolution  
Fiscal Year 2008-2009 Proposed Budget

*40 years of clean air progress*

# **VENTURA COUNTY AIR POLLUTION CONTROL DISTRICT**

## **AN AIR POLLUTION CONTROL DISTRICT BOARD RESOLUTION ADOPTING THE FINAL BUDGET FOR FISCAL YEAR 2008-2009**

**WHEREAS**, the Air Pollution Control Board shall adopt a final budget as set forth in Section 40131 of the Health & Safety Code; and

**WHEREAS**, on May 5, 2008, the Air Pollution Control Officer prepared the Air Pollution Control District's (District) proposed Fiscal Year 2008-2009 (FY 2008-09) budget, filed a copy of the budget with the Clerk of the Board, made copies of said documents available to the general public, and gave notice by mail to persons subject to District fees of the availability of said proposed budget; and

**WHEREAS**, the Air Pollution Control District's (District) proposed Fiscal Year 2008-2009 (FY 2008-09) budget is composed of an Operating Budget (Fund 7000) and the Pass-Through Grants Budget (Special Revenue Fund 7002); and

**WHEREAS**, on June 10, 2008, the Board held a properly noticed public hearing pursuant to Health & Safety Code Section 40131(a)(3)(A) at which time testimony from the general public and from the District's Air Pollution Control Officer was received with regard to the District's proposed FY 2008-09 budget; and

**WHEREAS**, on June 24, 2008, the Board properly noticed and held a public hearing on the District's Final Budget for FY 2008-09 pursuant to Health & Safety Code Section 40131(a)(3)(B); and

**WHEREAS**, said public hearing on the FY 2008-09 Final Budget has now been closed; and

**WHEREAS**, at their June 24, 2008, hearing on FY 2008-09 budget, the Board deliberated on and reviewed the District's proposed FY 2008-09 budget with regard to revisions of, deductions from, or increases or additions to the proposed budget with each such revision, addition or deletion having been provided to the Board in writing prior to the close of the public hearing; and

**WHEREAS**, the proposed FY 2008-09 Final Budget for the District are deemed to be a project under the California Environmental Quality Act (CEQA) (Pub. Res. Code § 21065 and title 14, Calif. Code of Regs. § 15378); and

**WHEREAS**, the proposed FY 2008-09 Final Budget for the District is exempt from CEQA's environmental analysis requirements pursuant to Title 14, California Code of Regulations, Section 15273.

**NOW, THEREFORE, BE IT RESOLVED** by the Ventura County Air Pollution Control District Board as follows:

1. That the proposed FY 2008-09 District budget as submitted on June 24, 2008, together with those revisions, deductions, increases, or additions as specified in the deliberations and motions of the Board thereon and as set forth in the budget detail information attached hereto and made a part hereof, are hereby adopted as the Fiscal Year 2008-2009 Final Budget for the Ventura County Air Pollution Control District.

2. That the Auditor-Controller, with the concurrence of the Air Pollution Control Officer, is authorized to make the following adjustments applicable to the operating fund, where the Fiscal Year 2007-2008 actual year-end closing figures for the District's operating fund may differ from the Fiscal Year 2007-2008 budget estimates if:

- A. The available financing exceeds the financing requirements for the District's fund, then the excess shall be applied as a provision for increase in the Designation for Fee Stabilization.
- B. The financing requirements for this fund exceed available financing, then the Contingency Appropriation shall be reduced. If available financing is still inadequate after use of the Contingency Appropriation, the Air Pollution Control Officer will make recommendations to the Board to utilize the Designation for Fee Stabilization or another appropriate Designation. If available financing is still inadequate after use of the Designation for Fee Stabilization, the Air Pollution Control Officer will make recommendations to the Board for reductions in specific appropriations.
- C. That, as appropriate during the 2008-09 Fiscal Year, and upon receipt of proper documentation by the Auditor-Controller's Office, the Auditor-Controller is further authorized to establish appropriations by reducing the Designation for Litigation.

3. That the Auditor-Controller, with concurrence of the Air Pollution Control Officer, is authorized to make the appropriate entries to the Pass-Through Grants Budget (Special Revenue Fund 7002) for ongoing air pollution control incentive grant programs and capital projects that have not been re-budgeted. Where the administering agency submits a request, the prior year's unencumbered appropriations and corresponding revenues will be reestablished for the specific grant and capital projects.

4. That the Auditor-Controller is further authorized to make any necessary adjustments or transfers of principal and interest payments on bonds, leases, or lease purchase obligations as adopted in this budget to the Auditor-Controller's budget unit, or the appropriate fund(s).

5. That the Air Pollution Control Officer is hereby delegated the authority to transfer appropriations between object levels within the District's Operating or Pass-Through Grant Budget units, as provided in Government Code Section 29125.

6. That a copy of the FY 2008-09 Final Budget for the District will remain on file with the Clerk of the Board.

7. That the Air Pollution Control Officer or his designee is directed to file a CEQA Notice of Exemption for this project in accordance with the terms and conditions of CEQA.

On motion by board member John Flynn, seconded by board member Brian Brennan, the foregoing resolution was passed and adopted on June 24, 2008.

  
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CHAIR, AIR POLLUTION CONTROL BOARD

ATTEST:

MARTY ROBINSON, CLERK OF THE BOARD OF SUPERVISORS OF VENTURA COUNTY and ex-officio Clerk of the Ventura County Air Pollution Control Board

By Carrie Court  
Deputy Clerk of the Board