

SACRAMENTO METROPOLITAN AIR QUALITY MANAGEMENT DISTRICT

For Agenda of September 23, 2004

To: Board of Directors

From: Larry Greene
Air Pollution Control Officer

Subject: Composition of SMAQMD Board of Directors

Recommendation This item is for information only. Staff requests that the Board provide direction regarding future actions.

Issue Since the Hauser bill added city representatives to the SMAQMD Board in 1994, three additional cities have incorporated: Citrus Heights, Elk Grove and Rancho Cordova. What are the options available to these newer cities to be added to the SMAQMD Board if there is interest?

Current composition The SMAQMD Board currently consists of nine members:

- (All) Five members from the Sacramento County Board of Supervisors
- Three members from the Sacramento City Council
- One member representing the cities of Folsom, Isleton and Galt.

To date the "FIG" cities representative has always been a member of the Folsom City Council.

Statutes The Health and Safety Code (§ 40980) allows the County and Cities to determine the composition of the SMAQMD Board, with the minimum requirement that at least one member must be a county supervisor and at least one member must be a mayor or city council member. However, the composition of the SMAQMD must be approved by the County and a majority of the cities containing a majority of the incorporated population. In effect, with seven incorporated cities, any changes to the Board composition would have to be approved by:

- County Board of Supervisors
- Sacramento City Council
- Any three of the other incorporated cities

The above process could be modified through state legislation.

Population

The California Department of Finance's January 1, 2004 population estimates for Sacramento County (except Rancho Cordova, which was provided by their staff) are:

<u>Jurisdiction</u>	<u>Population</u>	<u>Percentage of Population</u>
Citrus Heights	87,000	6.5%
Elk Grove	109,100	8.2%
Folsom	65,600	4.9%
Galt	22,150	1.7%
Isleton	830	< 1%
Rancho Cordova	55,060	4.1%
Sacramento City	441,000	33.0%
Sacramento County (Uninc.)	554,640	41.5%
Total	1,335,400	100%

Note: The incorporated cities together comprise 58.5% of the total countywide population versus 41.5% for Sacramento County's unincorporated area.

Option 1

There are many options that can be considered in order to accommodate the new cities on the SMAQMD Board. These include:

Add one seat for each of the cities of Citrus Heights, Elk Grove and Rancho Cordova, and make no other changes. The reconstituted Board would then be comprised of:

- (All) Five members of the Sacramento County Board of Supervisors
- Three members from the Sacramento City Council
- One member from Citrus Heights
- One member from Elk Grove
- One member from Rancho Cordova
- One member representing Folsom, Isleton and Galt

The resulting 12-member Board would require seven members to attain a quorum.

Option 2

Similar to Option 1, the new cities would each have their own seat. Plus an additional seat could be added for the City of Sacramento to more accurately reflect their percentage of the countywide population. The resulting Board would be:

- Five members of the Sacramento County Board of Supervisors
- Four members of the Sacramento City Council
- One member from Citrus Heights
- One member from Elk Grove
- One member from Rancho Cordova
- One member representing Folsom, Isleton and Galt

The resulting 13-member Board would require seven members for a quorum.

Option 3

Similar to Option 2, however, Rancho Cordova would share a seat with Isleton and Galt, and Folsom would get its own seat. The resulting Board would be:

- Five members of the Sacramento County Board of Supervisors
- Four members of the Sacramento City Council
- One member from Citrus Heights
- One member from Elk Grove
- One member from Folsom
- One member representing Rancho Cordova, Isleton and Galt

This option would provide Folsom, the larger city, with its own seat and the three smallest cities would share a seat, similar to the current Board. This 13-member Board would require a quorum of seven.

Other options

Some other options would add additional seats to the Board such as providing Rancho Cordova with its own seat and Isleton and Galt a shared seat of their own. This option would create a 14 member board with a quorum requirement of eight. Staff believes that options requiring over 13 members would make meeting in the Sacramento County chambers logistically difficult and would require a separate venue for the meeting. We will evaluate options of this type if the Board desires.

Alternates

Since securing a quorum has sometimes been a challenge for SMAQMD Board meetings, the Board may wish to consider the appointment of alternates. The Health and Safety Code (§ 40980) does not appear to provide for alternates for the SMAQMD Board members. It should be noted that alternates are allowed on the Mojave District Board (H & S Code § 41220(b)), so we would not be setting a precedent if we sought such a change in the legislature. Alternates should be elected officials, and in staff's opinion they should be elected officials from the city council or county Board that is being represented. This is due to the complexity of issues that occur at the air district meetings and the need to develop public outreach contacts on each elected body in the region on issues important to the air board.

Respectfully submitted,

Larry Greene
Air Pollution Control Officer

Approved as to Form:

Kathrine Pittard
District Counsel