

SACRAMENTO METROPOLITAN AIR QUALITY
MANAGEMENT DISTRICT

To: Board of Directors
Sacramento Metropolitan Air Quality
Management District

Date: May 25, 2006

From: Larry Greene, Air Pollution Control Officer

Subject: AGREEMENT BETWEEN THE SACRAMENTO METROPOLITAN AIR QUALITY
MANAGEMENT DISTRICT AND THE SACRAMENTO COUNTY AGRICULTURAL
COMMISSIONER/SEALER OF WEIGHTS AND MEASURES FOR AN
AGRICULTURAL BURN PROGRAM AND COMMERCIAL GASOLINE STATION
VAPOR RECOVERY INSPECTION PROGRAM

RECOMMENDATIONS

1. Approve the attached Resolution and Agreement and authorize the Chair of the Board to sign them for and on behalf of the Sacramento Metropolitan Air Quality Management District.
2. Direct the Clerk of the Sacramento Metropolitan Air Quality Management District Board to transmit the fully executed original Agreement to the concerned parties.

DISCUSSION

The District has an existing Agreement with the Sacramento County Agricultural Commissioner and Sealer of Weights and Measures for continued assistance in the agricultural burn program and in the vapor recovery program for commercial gasoline stations within the County. This Agreement expires on June 30, 2006.

The proposed Agreement is a new five-year contract between the District and the Sacramento County Agricultural Commissioner/Sealer of Weights and Measures. The purpose of this Agreement is to continue the assistance of the Agricultural Commissioner / Sealer of Weights and Measures as described above.

PREVIOUS BOARD ACTION

In 1979, through a Memorandum of Understanding between the Sacramento County Agricultural Commissioner and the District, the Agricultural Commissioner began assisting in the implementation of District Rule 501, Agricultural Burning.

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On March 3, 1992, the County Board of Supervisors and the District Board of Directors authorized Agreement No. E927005992, and Resolutions No. AMD-92-0006 and No. 92-92-0276, which allowed for the continued assistance of the Agricultural Commissioner in the implementation of the Agricultural Burn Program. On September 7, 1995, the District Board of Directors authorized Agreement No. E967018696 and Resolution No. AMD 95-0058, which provided for the assistance of the Sealer of Weights and Measures in the commercial gasoline station vapor recovery inspection program and which consolidated that program and the agricultural burn program into one agreement. On June 6, 1996, the Agreement (No E9770253) was extended until June 30, 2001.

On April 27, 2000 the District Board of Directors approved a short-term amendment to the existing agreement for the purpose of collecting burn data for the Central California Ozone Study. On September 28, 2000 the District Board of Directors approved another short-term amendment to the existing agreement for the purpose of collecting burn data for the California Regional PM10/PM2.5 Air Quality Study.

On April 26, 2001 the District Board of Directors authorized the current Agreement No. E2000191 and Resolution No. AMD 2001-021. This Agreement expires June 30, 2006.

BENEFITS

The proposed Agreement continues the existing agricultural burn program, which has been consolidated with other agricultural programs in the Agricultural Commissioner's Office since 1979. The Agricultural Commissioner's other regulatory programs place those staff in regular contact with growers and provide an efficient means to implement elements of the District's Agricultural Burn Program, such as permit issuance and burn site inspections.

The proposed Agreement will continue the consolidation of the District's vapor recovery inspection program with the Weights and Measures device inspection program. This will give the District additional time to assemble in-house resources for its recently acquired responsibilities under the State's Enhanced Vapor Recovery Program. The District anticipates a need to reincorporate the retail gasoline station inspections into its in-house programs. This District may recommend this action during fiscal year 2006-2007, depending upon the level of in-house resources. Therefore, pursuant to the standard provisions of the Agreement, the District may desire to terminate the vapor recovery portion of the Agreement prior to the expiration date. This matter has been fully discussed with the Sealer, who has indicated willingness to continue the program under these circumstances. Termination of the gasoline inspection services will not affect the continuation of the Agreement for the purpose of the Agricultural Burn Program.

FISCAL IMPACT

The proposed Agreement provides for a maximum annual contribution by the District of \$120,682. Approximately \$89,845 of the contribution is allotted for the agricultural burn program. Approximately \$30,837 is allotted for the gasoline vapor recovery program. This is the same level of funding provided by the existing Agreement.

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Funding sources also remain the same for the proposed Agreement. Funding for the gasoline vapor recovery program comes from the District's gasoline station permit fees. Funding for the agricultural burn program comes from agricultural burn permit fees (approximately \$19,000) and the remainder from state subvention funding (approximately \$70,845).

Your favorable consideration is requested.

Respectfully submitted,

Larry Greene
Air Pollution Control Officer

Attachments