

NOV 13 2012

**AGREEMENT REGARDING NUMBER AND COMPOSITION OF THE  
SHASTA COUNTY AIR POLLUTION CONTROL BOARD**

This Agreement Regarding Number and Composition of the Shasta County Air Pollution Control Board ("Agreement") is between the County of Shasta, a political subdivision of the State of California; the City of Redding, California, a general law city; and the City of Anderson, California, a general law city. All parties are hereinafter referred to individually as "Party" and collectively as "Parties."

**RECITALS**

A. The Shasta County Air Pollution Control Board is the governing board for the Shasta County Air Quality Management District.

B. The Shasta County Air Quality Management District is a County Air Pollution Control District pursuant to Health & Safety Code §§ 40100, *et seq.*

C. Pursuant to Health & Safety Code § 40100.5, the City of Redding and the City of Anderson desire to have representation on the Shasta County Air Pollution Control Board.

**NOW, THEREFORE, IT IS MUTUALLY AGREED AS FOLLOWS:**

**1. Board Composition**

The Shasta County Air Pollution Control Board ("APCB") shall be composed of five members. Three members shall be Shasta County supervisors, one member shall be a mayor or city council member from the City of Redding, and one member shall be a mayor or city council member from the City of Anderson. Selection of the members shall be as follows:

- a. The members who are Shasta County supervisors shall be selected by the Shasta County Board of Supervisors, in accordance with Health & Safety Code § 40100.5(d)(3).
- b. The members who are mayors or city council members from the City of Redding and the City of Anderson shall be selected by the City Selection Committee established pursuant to Government Code § 50270, in accordance with Health & Safety Code § 40100.5(d)(1).

**2. Voting Procedure**

The voting procedure of the Shasta County APCB shall be as follows:

- a. Each member of the Shasta County APCB shall have one vote.
- b. A quorum of the Shasta County APCB shall exist when a majority consisting of any three of the members is present and voting.

*Approved 11-20-12*

C-5868

- c. All acts of the Shasta County APCB shall require the affirmative votes of at least three members to be valid.

**3. Additional Provisions**

- a. This Agreement shall become effective February 1, 2013.
- b. Pursuant to Health & Safety Code § 40702, the Shasta County APCB may establish policies and procedures for the conduct of its business, including but not limited to, the time and place for holding regular meetings and the selection of a Chair and Vice-Chair.
- c. This Agreement may be executed in counterparts with the same effect as if the Parties had all signed the same document. All counterparts shall be construed together and shall constitute one agreement.
- d. This Agreement may be amended only by a writing signed by all of the Parties.
- e. This Agreement may be mutually terminated by the City of Anderson and the City of Redding if both cities consent, by the adoption of an ordinance or resolution, to the exclusion of the Shasta County Air Quality Management District from the requirements of Health & Safety Code § 40100.5, and there is compliance with Health & Safety Code § 40100.7.

**[SIGNATURE PAGE FOLLOWS]**

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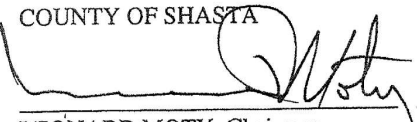
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IN WITNESS WHEREOF, the Parties hereto have executed this Agreement on the dates set forth below.

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

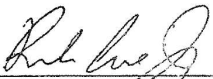
COUNTY OF SHASTA

  
LEONARD MOTY, Chairman  
Board of Supervisors, County of  
Shasta, State of California

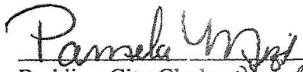
11/13/12  
Date

BY: Candice Martin  
Deputy

APPROVED AS TO FORM:

  
Rubin E. Cruse, Jr., County Counsel

ATTEST:


  
Redding City Clerk, Pamela Wize

CITY OF REDDING

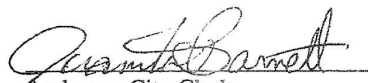
  
RICK BOSETTI, Mayor

1/4/13  
Date

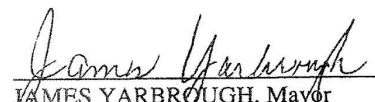
APPROVED AS TO FORM:

  
For Rick Duvernay, City Attorney  
**BARRY E. DeWALT**

ATTEST:

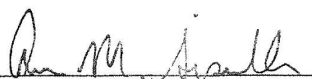
  
Anderson City Clerk

CITY OF ANDERSON

  
JAMES YARBROUGH, Mayor

12/4/12  
Date

APPROVED AS TO FORM:

  
Ann Siprelle, City Attorney