

**ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT  
GOVERNING BOARD MEETING  
TUESDAY, MARCH 15, 2022  
ANTELOPE VALLEY TRANSIT AUTHORITY DISTRICT OFFICE  
LANCASTER, CA**

**Minutes**

Board Members Present:

Marvin Crist, *Chair*, City of Lancaster  
Austin Bishop, *Vice Chair*, City of Palmdale  
Newton Chelette, Public Member  
Howard Harris, Los Angeles County  
Ron Hawkins, Los Angeles County  
Steven Hofbauer, City of Palmdale  
Ken Mann, City of Lancaster

Board Members Absent:

**CALL TO ORDER**

Chair **CRIST** called the meeting to order at 10:04 a.m. Chair **CRIST** asked Board Member **MANN** to lead the Pledge of Allegiance. Roll call was taken.

**PUBLIC COMMENT**

❖ Chair **CRIST** called for **PUBLIC COMMENT**. At this time, no public comment was made in person, telephonically or electronically, moved onto **CONSENT CALENDAR**.

**CONSENT CALENDAR**

**CONSENT CALENDAR** – The following consent items were acted upon by the Board at one time without discussion. Upon motion by Board Member **HAWKINS**, seconded by Board Member **MANN**, and carried by the following roll call vote, with seven **AYES** votes by Board Members, **AUSTIN BISHOP, NEWTON CHELETTE, MARVIN CRIST, HOWARD HARRIS, RON HAWKINS, STEVEN HOFBAUER and KEN MANN**, on the Consent Calendar, as follows:

**Agenda Item #1 – Approve Minutes from Regular Governing Board Meeting of February 15, 2022.**  
**Approved** Minutes from Regular Governing Board Meeting of February 15, 2022.

**Agenda Item #2 – Monthly Grant Funding Summary. Receive and file.**  
Presenter: Bret Banks, Executive Director/APCO.  
**Received and Filed** Monthly Grand Funding Summary.

**Agenda Item #3 – Monthly Activity Report. Receive and file.**  
Presenter: Bret Banks, Executive Director/APCO.  
**Received and Filed** Monthly Activity Report.

**Agenda Item #4 – Approve payment to MDAQMD in the amount of \$142,225.32 for January 2022 expenditures.**

Presenter: Bret Banks, Executive Director/APCO.

**Approved** payment to MDAQMD in the amount of \$142,225.32 for January 2022 expenditures.

**Agenda Item #5 – Receive and file the Financial Report. The Financial Report is provided to the Governing Board for information concerning the fiscal status of the District at January 31, 2022.**

Presenter: Bret Banks, Executive Director/APCO.

**Received and filed** the Financial Report. The Financial Report is provided to the Governing Board for information concerning the fiscal status of the District at January 31, 2022.

**Agenda Item #6 – Ratification of Board Chairman’s determination pursuant to Government Code section 54953(e)(3) finding state or local officials continue to impose or recommend measures to promote social distancing. Adopt a resolution reaffirming the local Declaration of Emergency as adopted on April 27, 2020; ratifying the proclamation of a State of Emergency by the Governor on March 4, 2020; and authorizing remote teleconference meetings of the Governing Board of the Antelope Valley Air Quality Management District (AVAQMD) for the period of March 15, 2022 through April 15, 2022 pursuant to provisions of the Brown Act.**

Presenter: Bret Banks, Executive Director/ APCO.

**Ratified** the Board Chairman’s determination pursuant to Government Code section 54953(e)(3) finding state or local officials continue to impose or recommend measures to promote social distancing. Adopt a resolution reaffirming the local Declaration of Emergency as adopted on April 27, 2020; ratifying the proclamation of a State of Emergency by the Governor on March 4, 2020; and authorizing remote teleconference meetings of the Governing Board of the Antelope Valley Air Quality Management District (AVAQMD) for the period of March 15, 2022 through April 15, 2022 pursuant to provisions of the Brown Act. **Adopted** Resolution 22-03, “**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT(“DISTRICT”) PROCLAIMING A LOCAL EMERGENCY, RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY EXECUTIVE ORDERS N-25-20, N-29-20 AND N-35-20, AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS FOR A THIRTY (30) DAY PERIOD PURSUANT TO BROWN ACT PROVISIONS.**”

**Agenda Item #7 – 1) Receive and file Policies and Procedures Manual for the District’s Community Air Protection (CAP) Program.**

Presenter: Julie McKeehan, Grants Analyst.

**Received and filed** Policies and Procedures Manual for the District’s Community Air Protection (CAP) Program.

**ITEMS FOR DISCUSSION**

**DEFERRED ITEMS**

None.

**NEW BUSINESS**

**Agenda Item #8 – 1) Approve Amendments to the Alternative Fuel Vehicle Incentive Program; 2) Authorize the Executive Director/APCO and staff to execute the Alternative Fuel Vehicle Program as proposed.**

Presenter: Bret Banks, Executive Director/APCO.

Bret Banks, Executive Director/APCO, presented the background information and answered questions from the board. During discussion, the Board suggested a carve-out program for Tesla's, non-dealership models and electric chargers. After discussion, upon motion by Board Member **CRIST**, seconded by Board Member **CHELETTE**, and carried by the following roll call vote, with seven **AYES** votes by Board Members, **AUSTIN BISHOP, NEWTON CHELETTE, MARVIN CRIST, HOWARD HARRIS, RON HAWKINS, STEVEN HOFBAUER and KEN MANN**, the Board, 1) **Approved** Amendments to the Alternative Fuel Vehicle Incentive Program; 2) **Authorized** the Executive Director/APCO and staff to execute the Alternative Fuel Vehicle Program as proposed.

**Agenda Item #9 – 1) Authorize \$100,000 in Mobile Emission Reductions Program (AB 2766) funds to the Alternative Fuel Vehicle Program; and 2) Authorize the Executive Director/APCO and staff to execute the Alternative Fuel Vehicle Program as outlined in the Work Plan.**

Presenter: Julie McKeehan, Grants Analyst.

Julie McKeehan, Grants Analyst, presented the background information and answered questions from the Board. After discussion, upon motion by Board Member **BISHOP**, seconded by Board Member **HARRIS**, and carried by the following roll call vote, with seven **AYES** votes by Board Members, **AUSTIN BISHOP, NEWTON CHELETTE, MARVIN CRIST, HOWARD HARRIS, RON HAWKINS, STEVEN HOFBAUER and KEN MANN**, the Board, 1) **Authorized** \$100,000 in Mobile Emission Reductions Program (AB 2766) funds to the Alternative Fuel Vehicle Program; and 2) **Authorized** the Executive Director/APCO and staff to execute the Alternative Fuel Vehicle Program as outlined in the Work Plan.

**Agenda Item #10 – Approve written notification to the Mojave Desert Air Quality Management District (MDAQMD) 180 days in advance of the proposed termination, but not less than ninety (90) days before the effective date of the proposed termination. The termination will be effective on August 31, 2022. Authorize the Chairman to sign and provide notice to MDAQMD.**

Presenter: Bret Banks, Executive Director/APCO.

Bret Banks, Executive Director/APCO, presented the background information and answered questions from the Board. After discussion, upon motion by Board Member **CHELETTE**, seconded by Board Member **HAWKINS**, and carried by the following roll call vote, with seven **AYES** votes by Board Members, **AUSTIN BISHOP, NEWTON CHELETTE, MARVIN CRIST, HOWARD HARRIS, RON HAWKINS, STEVEN HOFBAUER and KEN MANN**, the Board, **approved** written notification to the Mojave Desert Air Quality Management District (MDAQMD) 180 days in advance of the proposed termination, but not less than ninety (90) days before the effective date of the proposed termination. The termination will be effective on August 31, 2022 with a 30-day extension. **Authorized** the Chairman to sign and provide notice to MDAQMD.

**Agenda Item #11 – Receive and file presentation regarding Section 185 of the Clean Air Act.**

Presenter: Bret Banks, Executive Director/APCO.

Bret Banks, Executive Director/APCO, and Alan De Salvio, Deputy APCO, MDAQMD, presented the background information and answered questions from the Board. After discussion, Chair **CRIST** **received and filed** the presentation regarding Section 185 of the Clean Air Act on behalf of the Governing Board.

**Agenda Item #12– Reports.**

**Governing Board Counsel –**

- Reminder Form 700's are due April 1, 2022.

**Executive Director/APCO –**

- Chair **CRIST** informed all of Antelope Valley Transit Authority (AVTA) special event taking place March 16, 2022 to honor AVTA 100% electric bus fleet/facility celebration and invited all to attend.
- Informed the Board of budget season.

**Staff –**

- No report.

**Agenda Item #13 – Board Member Reports and Suggestions for Future Agenda Items.**

- None.

**Agenda Item #14 – Adjourn to Regular Governing Board Meeting of Tuesday, April 19, 2022.**

Being no further business, the meeting adjourned at 11:26 a.m. to the next regularly scheduled Governing Board Meeting of Tuesday, April 19, 2022.

**ACTION OF THE GOVERNING BOARD**

**APPROVED**

Upon motion by **NEWTON CHELETTE**, seconded by **KEN MANN**, as approved by the following vote:

**Ayes: 7 BISHOP, CHELETTE, CRIST, HARRIS, HAWKINS, HOFBAUER, MANN**

**Noes:**

**Absent:**

**Abstain:**

**DEANNA HERNANDEZ, SENIOR EXECUTIVE ANALYST**

**BY Deanna Hernandez**

**Dated: April 19, 2022**