

Antelope Valley Air Quality Management District Governing Board Regular Meeting

Agenda

LOCATION

Antelope Valley AQMD
District Office
43301 Division Street, Suite 206
Lancaster, CA 93535
661.723.8070

**TUESDAY, OCTOBER 19, 2021
10:00 A.M.**

BOARD MEMBERS

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

THIS MEETING IS BEING HELD IN ACCORDANCE WITH THE BROWN ACT AS CURRENTLY IN EFFECT UNDER THE STATE EMERGENCY SERVICES ACT, THE GOVERNOR'S EMERGENCY DECLARATIONS RELATED TO COVID-19, AND THE GOVERNOR'S EXECUTIVE ORDER N-08-21 ISSUED ON JUNE 11, 2021 THAT ALLOWS ATTENDANCE BY MEMBERS OF THE DISTRICT, DISTRICT STAFF, AND THE PUBLIC TO PARTICIPATE AND CONDUCT THE MEETING BY TELECONFERENCE, VIDEOCONFERENCE, OR BOTH.

JOIN BY PHONE, DIAL US: +1.701.802.5348; ENTER ACCESS CODE: 5765772

IF YOU CHALLENGE ANY DECISION REGARDING ANY OF THE LISTED PROPOSALS IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED DURING THE PUBLIC TESTIMONY PERIOD REGARDING THAT PROPOSAL OR IN WRITTEN CORRESPONDENCE DELIVERED TO THE GOVERNING BOARD TELEPHONICALLY OR OTHERWISE ELECTRONICALLY AT, OR PRIOR TO, THE PUBLIC HEARING.

DUE TO TIME CONSTRAINTS AND THE NUMBER OF PERSONS WISHING TO PROVIDE PUBLIC COMMENTS, PUBLIC COMMENTS ARE LIMITED TO FIVE MINUTES PER COMMENT.

PLEASE NOTE THAT THE BOARD MAY ADDRESS ITEMS IN THE AGENDA IN A DIFFERENT ORDER THAN THE ORDER IN WHICH THE ITEM HAS BEEN POSTED.

PUBLIC COMMENTS ON ANY AGENDA ITEM WILL BE HEARD AT THE TIME OF DISCUSSION OF THE AGENDA ITEM. PUBLIC COMMENTS NOT PERTAINING TO AGENDA ITEMS WILL BE HEARD DURING THE PUBLIC COMMENT PERIOD BELOW.

PUBLIC COMMENTS ON AGENDIZED ITEMS MAY BE SUBMITTED VIA EMAIL TO PUBLICCOMMENT@AVAQMD.CA.GOV AT LEAST TWO HOURS PRIOR TO THE START OF THE MEETING.

CALL TO ORDER 10:00 A.M.

Pledge of Allegiance.

Roll Call

Items with potential Conflict of Interests — If you believe you have a conflict of interest, please recuse yourself at the appropriate time. If you have a question regarding a potential conflict of interest, please contact District Counsel.

PUBLIC COMMENT

CONSENT CALENDAR

The following consent items are expected to be routine and non-controversial and will be acted upon by the Board at one time without discussion unless a Board Member requests an item be held for discussion under DEFERRED ITEMS.

1. [Approve Minutes from Regular Governing Board Meeting of September 21, 2021.](#)
2. [Monthly Grant Funding Summary. Receive and file. Presenter: Bret Banks, Executive Director/APCO.](#)
3. [Monthly Activity Report. Receive and file. Presenter: Bret Banks, Executive Director/APCO.](#)
4. [Approve payments to MDAQMD in the amount of \\$122,972.13 for August 2021 expenditures. Presenter: Bret Banks, Executive Director/APCO.](#)
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 August 31, 2021. The Financial Reports for July provide financial and budget performance information for the District for the period referenced. Presenter: Bret Banks, Executive Director/APCO.](#)

ITEMS FOR DISCUSSION

DEFERRED ITEMS

NEW BUSINESS

6. [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 October 19, 2021 through November 16, 2021 pursuant to provisions of the Brown Act. Presenter: Bret Banks, Executive Director/ APCO.](#)
7. [1\) Approve the FY 21-22 Application for Carl Moyer Program Year 24 Funds and authorize its submission to the California Air Resources Board \(CARB\); 2\) Allocate a maximum of 15 percent of Mobile Source Emissions Reduction \(MSER\) Program funds to serve as the required match funding for the Carl Moyer Memorial Air Quality Standards Attainment Program \(the Moyer Program\); and 3\) Authorize](#)

the Executive Director/APCO and staff to execute the agreement, approved as to legal form. Presenter: Julie McKeehan, Grants Analyst.

8. 1) Award an amount not to exceed \$129,663 of Mobile Source Emission Reductions Program (AB 923) funds to Dakota Transport for the replacement older diesel-powered farm equipment with cleaner technology; 2) Authorize the Executive Director/APCO the option to change the funding source if warranted or if other applicable sources become available; and 3) Authorize the Executive Director/APCO and staff to negotiate target time frames and technical project details and execute agreements, approved as to legal form by the Office of District Counsel, and pending review by the Governing Board Chairman. Presenter: Julie McKeehan, Grants Analyst.
9. Reports: Governing Board Counsel, Executive Director/APCO, Staff.
10. Board Member Reports and Suggestions for Future Agenda Items.
11. Adjourn to Regular Governing Board Meeting of Tuesday, November 16, 2021.

In compliance with the Americans with Disabilities Act, if special assistance is needed to participate in the Board Meeting, please contact the Executive Director during regular business hours at 661.723.8070 x22. Notification received 48 hours prior to the meeting will enable the District to make reasonable accommodations. All accommodation requests will be processed swiftly and resolving any doubt in favor of accessibility.

I hereby certify, under penalty of perjury, that this agenda has been posted 72 hours prior to the stated meeting in a place accessible to the public. Copies of this agenda and any or all additional materials relating thereto are available at www.avaqmd.ca.gov or by contacting Deanna Hernandez at 760.245.1661 x6244 or by email at dhernandez@mdaqmd.ca.gov.

Mailed & Posted on: Tuesday, October 12, 2021.

Deanna Hernandez

Deanna Hernandez

The following page(s) contain the backup material for Agenda Item: [Approve Minutes from Regular Governing Board Meeting of September 21, 2021.](#)
Please scroll down to view the backup material.

**ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT
GOVERNING BOARD MEETING
TUESDAY, SEPTEMBER 21, 2021
ANTELOPE VALLEY DISTRICT OFFICE
LANCASTER, CA**

Draft Minutes

Board Members Present:

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

Board Members Absent:

Howard Harris, Los Angeles County

CALL TO ORDER

Chair **CRIST** called the meeting to order at 10:00 a.m. Chair **CRIST** asked Board Member **STEVEN HOFBAUER** to lead the Pledge of Allegiance. Roll call was taken.

Special Announcements/Presentation:

Presentation of the 2020/2021 William J. "Pete" Knight Memorial AIRE Award (no backup materials).

Presenter: Chair Crist, City of Lancaster.

Chair Crist provided background information on the AIRE Award (Achievement in Reducing Emissions) and is proud to recognize both 75th Street Quarry and the Antelope Valley Transit Authority. The air quality within the AVAQMD has benefited from their efforts and as a result they have earned the distinction of being named recipients of the 2020/2021 William J. "Pete" Knight Memorial AIRE Award the AVAQMD highest honor .

Executive Director Bret Banks recognized local family owned 75th Street Quarry. 75th Street Quarry has been operating since 2014 and their success has allowed the expansion of their mining and recycling operation to include the sale of decorative landscape materials all while utilizing well designed particulate controls to minimize emissions from their processes.

Executive Director Bret Banks recognized Macy Neshati Executive Director and CEO of Antelope Valley Transit Authority (AVTA) as the recipient of the 2020/2021 William J. "Pete" Knight Memorial AIRE Award. Under Macy's leadership AVTA became the first 100% battery-electric, zero-emission local fleet in the nation. AVTA fleet reached the 4 million electric mile mark in 2020. Macy recently established an all-electric fleet providing a local on-request ride service. Lastly, AVTA began operation of the first all-electric commuter bus used in AVTA's daily commuter service into the Los Angeles area.

PUBLIC COMMENT

❖ No public comment was made in person, telephonically or electronically.

CONSENT CALENDAR

Agenda Item #1 – Approve Minutes from Regular Governing Board Meeting of August 17, 2021.

Draft Minutes 09.21.2021

Upon Motion by **MANN**, seconded by **HAWKINS**, with Board Member **HOWARD HARRIS** absent, the Board **Approved** Minutes from Regular Governing Board Meeting of August 17, 2021.

Agenda Item #2 – Monthly Grant Funding Summary. Receive and file.

Presenter: Bret Banks, Executive Director/APCO.

Upon Motion by **MANN**, seconded by **HAWKINS**, with Board Member **HOWARD HARRIS** absent, the Board **Received and Filed** Monthly Grand Funding Summary.

Agenda Item #3 – Monthly Activity Report. Receive and file.

Presenter: Bret Banks, Executive Director/APCO.

Upon Motion by **MANN**, seconded by **HAWKINS**, with Board Member **HARRIS** absent, the Board **Received and Filed** Monthly Activity Report.

Agenda Item #4 – Approve payment to MDAQMD in the amount of \$145,862.11 for July 2021 expenditures.

Presenter: Bret Banks, Executive Director/APCO.

Upon Motion by **MANN**, seconded by **HAWKINS**, with Board Member **HARRIS** absent, the Board, **Approved** payment to MDAQMD in the amount of \$145,862.11 for July 2021 expenditures.

Agenda Item #5 – Receive and file the Financial Report. This Preliminary Financial Report is provided to the Governing Board for information concerning the fiscal status of the District at July 31, 2021.

Presenter: Bret Banks, Executive Director/APCO.

Upon Motion by **MANN**, seconded by **HAWKINS**, with Board Member **HARRIS** absent, the Board, **Received and filed** the Financial Report. This Preliminary Financial Report is provided to the Governing Board for information concerning the fiscal status of the District at July 31, 2021.

ITEMS FOR DISCUSSION

DEFERRED ITEMS

None.

NEW BUSINESS

Agenda Item #6 – 1) Award an amount not to exceed \$295,000 of Carl Moyer Program funds to A-G Sod Farms to replace older diesel-powered farm equipment with cleaner technology; 2) Authorize the Executive Director/APCO the option to change the funding source if warranted or if other applicable sources become available; and 3) Authorize the Executive Director/APCO and staff to negotiate target time frames and technical project details and execute agreements, approved as to legal form by the Office of District Counsel, and pending review by the Governing Board Chairman.

Presenter: Julie McKeehan, Grants Analyst.

Julie McKeehan, Grants Analyst, presented the staff report and answered questions from the Board. After discussion, and upon motion by Board Member **MANN**, seconded by Board Member **HOFBAUER**, with six **AYES** votes by Board Members **BISHOP, CHELETTE, CRIST, HAWKINS, HOFBAUER and MANN**, with Board Member **HARRIS** absent, the board, 1) **Awarded** an amount not to exceed \$295,000 of Carl Moyer Program funds to A-G Sod Farms to replace older diesel-powered farm equipment with cleaner technology; 2) **Authorized** the Executive Director/APCO the option to change the funding source if warranted or if other applicable sources become available; and 3) **Authorized** the Executive Director/APCO and staff to negotiate

target time frames and technical project details and execute agreements, approved as to legal form by the Office of District Counsel, and pending review by the Governing Board Chairman.

Agenda Item #7 – 1) Allocate an amount not to exceed \$200,000 of Mobile Source Emission Reduction Program funds AB 2766 and AB 923 for the implementation of the District’s Lawn and Garden Equipment Exchange Program; 2) Authorize the Executive Director/APCO the option to change the funding source if warranted or if other applicable sources become available; and 3) Authorize the Executive Director/APCO and staff to negotiate target time frames and technical project details and execute agreements, approved as to legal form by the Office of District Counsel, and pending review by the Governing Board Chairman.

Presenter: Julie McKeehan, Grants Analyst.

Julie McKeehan, Grants Analyst, presented the staff report and answered questions from the Board. After discussion, and upon motion by Board Member CHELETTE, seconded by Board Member HOFBAUER, with six AYES votes by Board Members BISHOP, CHELETTE, CRIST, HAWKINS, HOFBAUER and MANN, with Board Member HARRIS absent, the board, 1) **Allocated** an amount not to exceed \$200,000 of Mobile Source Emission Reduction Program funds AB 2766 and AB 923 for the implementation of the District’s Lawn and Garden Equipment Exchange Program; 2) **Authorized** the Executive Director/APCO the option to change the funding source if warranted or if other applicable sources become available; and 3) **Authorized** the Executive Director/APCO and staff to negotiate target time frames and technical project details and execute agreements, approved as to legal form by the Office of District Counsel, and pending review by the Governing Board Chairman.

Agenda Item #8 – 1) Award an amount not to exceed \$54,462 of Carl Moyer Program funds to R & J Towing for the replacement of an older diesel forklift with new, cleaner technology; 2) Authorize the Executive Director/APCO the option to change the funding source if warranted or if other applicable sources become available; and 3) Authorize the Executive Director/APCO and staff to negotiate target time frames and technical project details and execute agreements, approved as to legal form by the Office of District Counsel, and pending review by the Governing Board Chairman.

Presenter: Julie McKeehan, Grants Analyst.

Julie McKeehan, Grants Analyst, presented the staff report and answered questions from the Board. After discussion, and upon motion by Board Member HOFBAUER, seconded by Board Member CHELETTE, with five AYES votes by Board Members CHELETTE, CRIST, HAWKINS, HOFBAUER and MANN, with Board Member HARRIS absent and Board Member BISHOP recusing, the board, 1) **Awarded** an amount not to exceed \$54,462 of Carl Moyer Program funds to R & J Towing for the replacement of an older diesel forklift with new, cleaner technology; 2) **Authorized** the Executive Director/APCO the option to change the funding source if warranted or if other applicable sources become available; and 3) **Authorized** the Executive Director/APCO and staff to negotiate target time frames and technical project details and execute agreements, approved as to legal form by the Office of District Counsel, and pending review by the Governing Board Chairman.

Agenda Item #9 – 1) Direct Staff to investigate the costs, logistical issues and timing involved in a potential relocation of District Offices to the Antelope Valley Fair Grounds. 2) Authorize the Executive Director/APCO and staff to negotiate target time frames and technical project details and execute agreements, approved as to legal form by the Office of District Counsel.

Presenter: Bret Banks, Executive Director/APCO.

Bret Banks, Executive Director/APCO, presented the staff report and answered questions from the Board. After discussion, and upon motion by Board Member BISHOP, seconded by Board Member HAWKINS, with six AYES votes by Board Members BISHOP, CHELETTE, CRIST, HAWKINS, HOFBAUER and MANN,

with Board Member **HARRIS** absent, the board, 1) **Directed** Staff to investigate the costs, logistical issues and timing involved in a potential relocation of District Offices to the Antelope Valley Fair Grounds. 2) **Authorized** the Executive Director/APCO and staff to negotiate target time frames and technical project details and execute agreements, approved as to legal form by the Office of District Counsel.

Agenda Item #10– Reports.

Governing Board Counsel –

- No report.

Executive Director/APCO –

- Requested Laquita Cole, Finance Manager, provided an overview of the end of year 2020/2021 Antelope Valley AQMD Budget.
- Informed the Board of a possible significant new tax credit for US made electric cars being discussed in the United States Congress, as reported on CNBC.
- Introduced Student Intern Abigail Cabrera from Cal State University Northridge that will be working in the AVAQMD offices during the Fall 2021 semester.

Staff –

- No report.

Agenda Item #11 – Board Member Reports and Suggestions for Future Agenda Items.

- None.

Agenda Item #12 – Adjourn to Regular Governing Board Meeting of Tuesday, October 19, 2021.

Being no further business, the meeting adjourned at 10:50 a.m. to the next regularly scheduled Governing Board Meeting of Tuesday, October 19, 2021.

The following page(s) contain the backup material for Agenda Item: [Monthly Grant Funding Summary. Receive and file. Presenter: Bret Banks, Executive Director/APCO.](#)
Please scroll down to view the backup material.

Item #2 – Grant Funds Project Summary

September 2021

AB 2766 (\$4 DMV Fee)

\$655,000 Annually by Monthly Distribution

These fees fund the District’s Mobile Source Emission Reductions (MSER) Grant Program. The funds must be used “to reduce air pollution from motor vehicles and for related planning, monitoring, enforcement, and technical studies necessary for the implementation of the California Clean Air Act of 1988”.

Funding Limits: No surplus emission reductions or cost-effectiveness limit requirements.

Current Balance: \$211,284,85

AB 923 (\$2 DMV Fee)

\$614,000 Annually by Monthly Distribution

These fees fund the District’s Mobile Source Emission Reductions (MSER) Grant Program. The funds must be used to remediate air pollution harms created by motor vehicles.

Funding Limits: Carl Moyer eligible projects; unregulated agriculture vehicles and equipment; school bus projects; light-duty vehicle retirement program; and alternative fuel and electric infrastructure projects.

Surplus emission reductions required. Subject to cost-effectiveness limit.

Current Balance: \$517,477.00

Carl Moyer Program

\$658,553.00 FY 20/21 Allocation

Carl Moyer Program (CMP) funds provide incentives to gain early or extra emission reductions by retrofitting, repowering, or replacing older more polluting engines with newer, cleaner engines including zero and near zero emission technologies. CMP funding categories include on-road heavy-duty vehicles, off-road equipment, locomotives, marine vessels, light-duty passenger vehicles, lawn mower replacement and alternative fuel infrastructure projects. Surplus emission reductions required. Subject to cost-effectiveness limit.

Current Balance: \$324,922.00

AB 134 Community Air Protection (CAP) Projects

\$855,673 FY 19/20 Allocation

The purpose of AB 134 funds is to implement projects under the Carl Moyer Program specifically for projects that meet the goals of AB 617. These funds are focused on replacing older polluting engines operating in disadvantaged and low-income communities with newer, cleaner engines prioritizing zero-emission projects. CMP funding categories include on-road heavy-duty vehicles, off-road equipment, locomotives, marine vessels, light-duty passenger vehicles, lawn mower replacement and alternative fuel infrastructure projects. Surplus emission reductions required. Subject to cost-effectiveness limit.

Current Balance: \$280,660.00

The following page(s) contain the backup material for Agenda Item: [Monthly Activity Report. Receive and file. Presenter: Bret Banks, Executive Director/APCO.](#)
Please scroll down to view the backup material.



Agenda Item #3

Date: October 5, 2021

Subject: September Operations Activity Report

Permit Inspections - 71

Notices of Violation (NOV) Issued – 0

Vapor Recovery Tests Witnessed – 4

Complaints - 5

Complaint Investigations – 5

Asbestos Notifications – 3

Asbestos Project Inspections - 0

Active Companies - 284

Active Facilities - 532

Active Permits - 1127

Certificate of Occupancy/Building Permit Reviews - 1

CEQA Project Comment Letters - 8

State or Local Air Monitoring Stations (SLAMS) Network Air Monitoring Site:

Lancaster Site (full meteorology, CO, NOx, O3, PM10, PM2)

Full meteorology (exterior temperature, wind speed, wind direction, exterior pressure and relative humidity)

Community Sensors:

13 **PurpleAir** particulate sensors (Del Sur School, Leona Valley Elementary, Anaverde Hills, Esperanza Elementary School, Joe Walker Middle School, Desert Willow Middle School, Amargosa Creek, Eastside High School, Littlerock High School, Knight High School, Westside School District Offices, (2) Wilsona School District.

AVAQMD CEQA PROJECTS						
BOARD MEETING						
10/19/2021						
Date Rec'd	Location	Project Name	Description	Comment	Date Due	Date Sent
9/1/2021	Palmdale	Subdivision of 2.54 acres	Pre-Application 21-040 Conceptual Review to subdivide 2.54 acres into eight parcels for 16 single-family residential lots located approximately 2,570 feet south of Avenue S and approximately 5,500 feet east of Fort Tejon Road (APN: 3051-041-070)	No Comment	9/15/2021	9/15/2021
9/7/2021	Palmdale	Gas Station and Convenience store	Pre-Application 21-041 to construct an approximately 6,132 square foot convenience store with off-sale beer and wine with two separate gas station canopies located at the northwest corner of Palmdale Boulevard and Division Street (APNs:3008-041-007, -009 and a portion of -010)	Rule 403 Permitting CARB Equipment	9/27/2021	9/15/2021
9/7/2021	Lancaster	Tentative Tract Map 83232	NOP Tentative Tract Map 83232. The project site is approximately 20 acres located at the northwest corner of 60 th Street West and Avenue K-12 (APN: 3204-008-048)	DCP Permitting CARB Equipment	9/30/2021	9/15/2021
9/13/2021	Palmdale	Single Family Residential	Pre-Application 21-042 requesting to subdivide 43.17 acres into 154-single family lots with one detention basin lot located north of the Union Pacific Railroad, west of Fort Tejon Road and east of 47 th Street East (APNs: 3051-016-009, -010, -013, -014, 3051-018-011, -012, -014, -015, -017, -023, -024, and -026)	DCP CARB	9/27/2021	9/15/2021
9/13/2021	Palmdale	Commercial Buildings	Pre-Application 21-043 Conceptual Review to develop a 2.81 acre parcel into three commercial buildings totaling 10,540 square feet located on the west side of 10 th Street West, north of State Route 14, and 600 feet south of Avenue O-8 (APN: 3005-038-076)	No Comment	9/30/2021	9/15/2021
9/13/2021	Palmdale	Commercial Building	SPR 21-008 to construct a 10,000 square foot commercial building on the north side of the property and remodel the existing 17,388 square foot commercial building and provide additional on-site parking for a new office use located at 525 West Avenue P-4 (APN: 3003-001-049)	Rule 403 Asbestos Rule 1403 Permitting CARB Equipment	9/30/2021	9/15/2021

AVAQMD CEQA PROJECTS						
BOARD MEETING						
10/19/2021						
Date Rec'd	Location	Project Name	Description	Comment	Date Due	Date Sent
9/21/2021	Lancaster	IS/MND AVTA Solar	NOA/NOI to adopt IS/MND for SPR No. 21-07 for the proposed construction and operation of 5.72-megawatt (MW) direct current (DC)/4.38 MW alternating current (AC) solar facility with battery storage in the Light Industrial (LI) zone. The proposed project would be constructed as three separate arrays and two of the array areas would also have battery storage. This development would support Antelope Valley Transit Authority (AVTA) operations. The project site is approximately 43 acres located at the southeastern corner of Avenue L-8 and 6 th Street West (APNs: 3128-010-026, 3128-013-001, 3128-013-002, 3128-13-004, 3128-013-012, 3128-013-013, and 3128-013-014 [acquisition only])	DCP Permitting CARB Equipment	10/4/2021	9/28/2021
9/21/2021	Palmdale	Commercial Shopping Center	Extension to the previously approved SPR 18-008 requesting to construct an approximately 113,000 square foot commercial shopping center containing a mixture of buildings designed for future use by retail, service commercial, office and restaurant uses located approximately 500 feet south of Avenue S and west of 47th Street East (APNs: 3052-001-019, -020, -065, -066, and -067) on approximately 15.30 acres	DCP Permitting CARB Equipment	9/23/2021	9/27/2021

The following page(s) contain the backup material for Agenda Item: [Approve payments to MDAQMD in the amount of \\$122,972.13 for August 2021 expenditures. Presenter: Bret Banks, Executive Director/APCO.](#)

Please scroll down to view the backup material.

**MINUTES OF THE GOVERNING BOARD
OF THE ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT
LANCASTER, CALIFORNIA**

AGENDA ITEM #4

DATE: October 19, 2021

RECOMMENDATION: Approve payments to MDAQMD in the amount of \$122,972.13 for August 2021 expenditures.

SUMMARY: The District contracts for services with MDAQMD; an invoice for services is presented for payment.

BACKGROUND: Key Expenses: Staffing costs \$107,322.97.

REASON FOR RECOMMENDATION: The AVAQMD Governing Board must authorize all payments to the MDAQMD.

REVIEW BY OTHERS: This item was reviewed by Allison Burns, Special Counsel as to legal form; and by Bret Banks, Executive Director/APCO, on or before October 4, 2021.

FINANCIAL DATA: The contract and direct expenditure amounts are part of the approved District budget for FY22. No change in appropriations is anticipated as a result of the approval of this item.

PRESENTER: Bret Banks, Executive Director/APCO



Mojave Desert AQMD
14306 Park Avenue
Victorville CA 92392
760 245 1661
www.mdaqmd.ca.gov

Invoice Date 8/31/2021
Invoice Number 43130
Due Date DUE UPON RECEIPT

INVOICE

Bill To :
ANTELOPE VALLEY AQMD 43301 DIVISION ST. SUITE 206 LANCASTER, CA 93535
Company ID 10193

Facility Address :
Facility ID

Invoice Description	FY22	Amount
Program Staff		107,322.97
OVERHEAD		15,101.96
Vehicles Expenses		354.95
Professional Services		7.41
Office Expenses		184.84
<p>TO INSURE PROPER CREDIT - PLEASE INCLUDE A COPY OF THE INVOICE WITH YOUR PAYMENT</p> <p>FOR CREDIT CARD PAYMENTS PLEASE VISIT www.mdaqmd.ca.gov</p>		
<p>MAKE CHECKS PAYABLE TO MOJAVE DESERT AQMD PLEASE INCLUDE THE INVOICE NUMBER ON THE CHECK</p>		<p>Invoice Total 122,972.13 Amount Paid 0.00 Balance Due 122,972.13</p>

The following page(s) contain the backup material for Agenda Item: [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 August 31, 2021. The Financial Reports for July provide financial and budget performance information for the District for the period referenced. Presenter: Bret Banks, Executive Director/APCO.](#)
Please scroll down to view the backup material.

**MINUTES OF THE GOVERNING BOARD
OF THE ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT
LANCASTER, CALIFORNIA**

AGENDA ITEM #5

DATE: October 19, 2021

RECOMMENDATION: Receive and file.

SUMMARY: This Preliminary Financial Report is provided to the Governing Board for information concerning the fiscal status of the District at August 31, 2021.

BACKGROUND: The Financial Reports for August provide financial and budgetary performance information for the District for the period referenced.

BALANCE SHEET. The balance sheet summarizes the District's financial position on August 31, 2021.

STATEMENT OF REVENUES & EXPENDITURES. A summary of all District revenue and related expenditures incurred in the day to day administration of District Operations.

STATEMENT OF ACTIVITY. The target variance for August is 17%.

District Wide reports details revenue and expenses for the District's operating account and grant funds. *Contracted Services* reports the expenses made by the (MDAQMD) and passed through to the District. *Report Recap* is consolidates both reports.

BANK REGISTERS. This report details the Districts bank activity.

DISTRICT CARDS. This report details purchases made using the District's credit cards.

REASON FOR RECOMMENDATION: Receive and file.

REVIEW BY OTHERS: This item was reviewed by Allison Burns, Special Counsel as to legal form and by Bret Banks, Executive Director/APCO (AVAQMD) on or about October 4, 2021.

PRESENTER: Bret Banks, Executive Director/APCO.

Antelope Valley AQMD
Balance Sheet - Governmental Funds
As of August 31, 2021

Financial Report

	<u>General Fund</u>	<u>AB2766 Mobile Emissions</u>	<u>AB923 Mobile Emissions</u>	<u>Carl Moyer</u>	<u>Total</u>
Assets					
Current Assets					
Cash	4,470,974.47	551,344.26	1,559,002.65	431,871.96	7,013,193.34
Cash Held For Other Fund	(56,142.50)	42,522.41	13,620.09	0.00	0.00
Receivables	147,493.98	0.00	0.00	0.00	147,493.98
Pre-Paid	18,228.48	0.00	0.00	0.00	18,228.48
Total Current Assets	4,580,554.43	593,866.67	1,572,622.74	431,871.96	7,178,915.80
Total Assets	4,580,554.43	593,866.67	1,572,622.74	431,871.96	7,178,915.80
Liabilities and Net Position					
Current Liabilities					
Payables	280,755.80	4,500.00	0.00	38,581.21	323,837.01
Due to Others	2,260.00	0.00	0.00	0.00	2,260.00
Unearned Revenue	2,017,902.69	0.00	0.00	404,195.41	2,422,098.10
Total Current Liabilities	2,300,918.49	4,500.00	0.00	442,776.62	2,748,195.11
Restricted Fund Balance	2,017,902.69	649,150.86	1,650,543.42	(10,907.13)	4,306,689.84
Cash Reserves	577,718.00	0.00	0.00	0.00	577,718.00
Unassigned Fund Balance	(170,898.23)	0.00	0.00	0.00	(170,898.23)
Pre-Paid	12,962.15	0.00	0.00	0.00	12,962.15
Change in Net Position	(158,048.67)	(59,784.19)	(77,920.68)	2.47	(295,751.07)
Total Liabilities & Net Position	4,580,554.43	593,866.67	1,572,622.74	431,871.96	7,178,915.80

Antelope Valley AQMD
Statement of Revenues & Expenditures
For the Period Ending August 31, 2021

Financial Report

	<u>General Fund</u>	<u>AB2766 Mobile Emissions Program</u>	<u>AB923 Mobile Emissions Program</u>	<u>Carl Moyer Program</u>	<u>Total Governmental Funds</u>
Revenues					
Application and Permit Fees	112,050.58	0.00	0.00	0.00	112,050.58
AB 2766 and Other Program Revenues	175.00	0.00	0.00	0.00	175.00
Fines	1,821.33	0.00	0.00	0.00	1,821.33
Investment Earnings	650.07	0.39	1.17	0.56	652.19
Federal and State	8,583.00	0.00	0.00	0.00	8,583.00
Miscellaneous Income	0.00	0.00	0.00	0.00	0.00
Total Revenues	123,279.98	0.39	1.17	0.56	123,282.10
Expenditures					
Program Staff	107,322.97	0.00	0.00	0.00	107,322.97
Services and Supplies	36,892.68	19,000.00	3,600.00	0.00	59,492.68
Contributions to Other Participants	0.00	0.00	0.00	0.00	0.00
Capital Outlay Improvements and Equipment	0.00	0.00	0.00	0.00	0.00
Total Expenditures	144,215.65	19,000.00	3,600.00	0.00	166,815.65
Excess Revenue Over (Under) Expenditures	(20,935.67)	(18,999.61)	(3,598.83)	0.56	(43,533.55)

Antelope Valley AQMD
Statement of Activity - MTD, MTM and YTD
For 8/31/2021

00 District Wide

	M-T-D Actual	Y-T-D Actual	Y-T-D Budget	% Budget to Actual
Revenues				
Permitting	109,840.25	187,453.40	1,047,500.00	(0.18)
Programs	175.00	280.00	2,833,400.00	0.00
Application Fees	3,373.00	4,423.00	30,500.00	(0.15)
State Revenue	8,583.00	8,583.00	1,096,000.00	(0.01)
Fines & Penalties	1,821.33	9,350.30	10,000.00	(0.94)
Interest Earned	652.19	2,085.27	17,500.00	(0.12)
Adjustments to Revenue	(1,162.67)	(7,104.31)	0.00	0.00
Total Revenues	123,282.10	205,070.66	5,034,900.00	(0.04)
Expenses				
Office Expenses	8,333.20	19,928.22	108,625.00	0.18
Communications	1,502.61	2,935.44	21,050.00	0.14
Vehicles	223.82	355.41	7,900.00	0.04
Program Costs	22,600.00	192,709.68	3,104,500.00	0.06
Travel	11.20	22.40	12,650.00	0.00
Professional Services				
Payroll Contract	0.00	781.42	0.00	0.00
Research Studies	0.00	0.00	6,000.00	0.00
Consulting Fees	0.00	0.00	3,000.00	0.00
Stipends	700.00	1,300.00	8,400.00	0.15
Maintenance & Repairs	1,749.63	1,974.63	6,500.00	0.30
Non-Depreciable Inventory	4,638.05	4,638.05	2,300.00	2.02
Dues & Subscriptions	2,500.00	5,050.00	46,400.00	0.11
Legal	1,250.00	2,575.00	44,000.00	0.06
Miscellaneous Expense	119.16	125.79	2,900.00	0.04
Suspense	215.85	372.87	0.00	0.00
Capital Expenditures	0.00	0.00	50,000.00	0.00
Total Expenses	43,843.52	232,768.91	3,424,225.00	0.07
Program Staff				
Excess Revenue Over (Under) Expenditures	79,438.58	(27,698.25)	1,610,675.00	0.02

Antelope Valley AQMD
Statement of Activity - MTD, MTM and YTD
For 8/31/2021

10 Contracted Services

	M-T-D Actual	Y-T-D Actual	Y-T-D Budget	% Budget to Actual
<u>Revenues</u>				
<u>Expenses</u>				
Office Expenses	184.84	184.84	1,500.00	0.12
Vehicles	354.95	547.39	0.00	0.00
Travel	0.00	0.00	2,500.00	0.00
Professional Services				
Payroll Contract	7.41	7.41	125.00	0.06
Financial Audit & Actuarial Svcs	15,101.96	33,549.12	212,625.00	0.16
Dues & Subscriptions	0.00	0.00	250.00	0.00
Total Expenses	15,649.16	34,288.76	217,000.00	0.16
<u>Program Staff</u>				
Program Staff	107,322.97	233,764.06	1,389,000.00	0.17
Total Program Staff	107,322.97	233,764.06	1,389,000.00	0.17
Excess Revenue Over (Under) Expenditures	(122,972.13)	(268,052.82)	(1,606,000.00)	(0.17)

Antelope Valley AQMD
Statement of Activity - MTD, MTM and YTD
For 8/31/2021

Report Recap

	M-T-D Actual	Y-T-D Actual	Y-T-D Budget	% Budget to Actual
Revenues				
Permitting	109,840.25	187,453.40	1,047,500.00	(0.18)
Programs	175.00	280.00	2,833,400.00	0.00
Application Fees	3,373.00	4,423.00	30,500.00	(0.15)
State Revenue	8,583.00	8,583.00	1,096,000.00	(0.01)
Fines & Penalties	1,821.33	9,350.30	10,000.00	(0.94)
Interest Earned	652.19	2,085.27	17,500.00	(0.12)
Adjustments to Revenue	(1,162.67)	(7,104.31)	0.00	0.00
Total Revenues	123,282.10	205,070.66	5,034,900.00	(0.04)
Expenses				
Office Expenses	8,518.04	20,113.06	110,125.00	0.18
Communications	1,502.61	2,935.44	21,050.00	0.14
Vehicles	578.77	902.80	7,900.00	0.11
Program Costs	22,600.00	192,709.68	3,104,500.00	0.06
Travel	11.20	22.40	15,150.00	0.00
Professional Services				
Payroll Contract	7.41	788.83	125.00	6.31
Financial Audit & Actuarial Svcs	15,101.96	33,549.12	212,625.00	0.16
Research Studies	0.00	0.00	6,000.00	0.00
Consulting Fees	0.00	0.00	3,000.00	0.00
Stipends	700.00	1,300.00	8,400.00	0.15
Maintenance & Repairs	1,749.63	1,974.63	6,500.00	0.30
Non-Depreciable Inventory	4,638.05	4,638.05	2,300.00	2.02
Dues & Subscriptions	2,500.00	5,050.00	46,650.00	0.11
Legal	1,250.00	2,575.00	44,000.00	0.06
Miscellaneous Expense	119.16	125.79	2,900.00	0.04
Suspense	215.85	372.87	0.00	0.00
Capital Expenditures	0.00	0.00	50,000.00	0.00
Total Expenses	59,492.68	267,057.67	3,641,225.00	0.07
Program Staff				
Program Staff	107,322.97	233,764.06	1,389,000.00	0.17
Total Program Staff	107,322.97	233,764.06	1,389,000.00	0.17
Excess Revenue Over (Under) Expenditures	(43,533.55)	(295,751.07)	4,675.00	63.26

Antelope Valley AQMD

Run: 10/04/2021 at 3:52 PM

Bank Register from 8/01/2021 to 8/31/2021

Page: 1

Wells Fargo Operating

<u>Check/Ref</u>	<u>Date</u>	<u>Name/Description</u>	<u>Check Amount</u>	<u>Deposit Amount</u>	<u>Account Balance</u>
0000001	8/02/2021	Credit Card Transaction - Burns Env	0.00	660.00	534,808.83
0000001	8/02/2021	Credit Card Transaction - Tesoro	0.00	70.00	534,878.83
R22-05	8/03/2021	Operating Fund Replenishment #02	0.00	146,703.46	681,582.29
0000001	8/04/2021	Credit Card Transactions - Lockheed - Burns Env	0.00	1,165.91	682,748.20
0000001	8/05/2021	Credit Card Transaction - Freeway Shell	0.00	1,383.52	684,131.72
0000001	8/05/2021	Credit Card Transaction - CVE NB Contracting	0.00	1,755.00	685,886.72
0004572	8/05/2021	[10076] ANTELOPE VALLEY AQMD-Bank Transfer - Credit Card A/R Receipts - June 2021	23,636.65	0.00	662,250.07
0004573	8/05/2021	[10765] GRACEFEST-GraceFest Sponsorship	550.00	0.00	661,700.07
0004574	8/05/2021	[10627] PARACLETE HIGH SCHOOL-Clete Classic Sponsorship	1,000.00	0.00	660,700.07
0004575	8/05/2021	[10036] SECURA COM-Service Call 08/03/2021	155.64	0.00	660,544.43
0004576	8/05/2021	[10483] STREAMLINE-Inv F7C1BDDC-009 - Web Hosting - August 2021	200.00	0.00	660,344.43
0004577	8/05/2021	[10046] VERIZON CALIFORNIA - NJ-Long Distance 07/28/2021-08/27/2021	34.89	0.00	660,309.54
0004578	8/05/2021	[11027] YMCA of METRO LOS ANGELES-2021 Turkey Trot Sponsorship	1,000.00	0.00	659,309.54
R22-07	8/11/2021	Operating Fund Replenishment #03	0.00	3,626.73	662,936.27
0000001	8/12/2021	Credit Card Transaction - Burns Env	0.00	660.00	663,596.27
0000001	8/13/2021	Credit Card Transaction - Burns Env	0.00	660.00	664,256.27
0000001	8/16/2021	Credit Card Transaction - USAF Plant 42	0.00	497.59	664,753.86
0000001	8/16/2021	Credit Card Transaction - Derna Group	0.00	525.00	665,278.86
0000001	8/18/2021	Credit Card Transaction - CVE	0.00	132.00	665,410.86
0004579	8/19/2021	[10076] ANTELOPE VALLEY AQMD-Bank Transfer - Credit Card A/R Receipts - July 2021	30,360.47	0.00	635,050.39
0004580	8/19/2021	[10006] BANK OF THE WEST-Credit Card -1628 07/05/2021-08/04/2021	215.85	0.00	634,834.54
0004581	8/19/2021	[10009] CALIFORNIA AIR RESOURCES BOARD-2020-2021 Hot Spots Assessment	1,980.00	0.00	632,854.54
0004582	8/19/2021	[10405] CANON FINANCIAL SERVICES-Copier Lease 08/01/2021-08/31/2021	277.37	0.00	632,577.17
0004583	8/19/2021	[02450] EXTRAM LLC-Refund: Refund - AB2588 Hot Spot Fee	70.00	0.00	632,507.17
0004584	8/19/2021	[10260] QCS BUILDING SERVICES-Janitorial Service Aug 2021	225.00	0.00	632,282.17
0004585	8/19/2021	[10071] QUADIENT LEASING-Postage Meter Lease 08/02/2021-09/01/2021	78.17	0.00	632,204.00
0004586	8/19/2021	[10971] SHREDS UNLIMITED INC-Onsite shredding of 21 boxes of outdated District records and documents.	224.00	0.00	631,980.00
0004587	8/19/2021	[00069] SOUTHERN CALIFORNIA EDISON-Electricity Service - 07/14/21 - 08/11/21	753.37	0.00	631,226.63
0004588	8/19/2021	[10039] SPARKLETTS-Service August 2021	9.99	0.00	631,216.64
0004589	8/19/2021	[10592] SPECTRUM BUSINESS-Fiber 08/08/2021-09/07/2021	770.00	0.00	630,446.64
0004590	8/19/2021	[10045] VERIZON BUSINESS-VOIP 08/01/2021-08/31/2021	427.94	0.00	630,018.70
0000001	8/20/2021	Credit Card Transaction - Miller Equipment	0.00	661.00	630,679.70
0000001	8/23/2021	Credit Card Transaction - Shamsian Holding	0.00	928.46	631,608.16
0000001	8/23/2021	Credit Card Transaction - Najera Env	0.00	585.00	632,193.16

Antelope Valley AQMD
Bank Register from 8/01/2021 to 8/31/2021
Wells Fargo Operating

<u>Check/Ref</u>	<u>Date</u>	<u>Name/Description</u>	<u>Check Amount</u>	<u>Deposit Amount</u>	<u>Account Balance</u>
0000001	8/26/2021	Credit Card Transaction - T Mobile	0.00	525.00	632,718.16
0000001	8/26/2021	Credit Card Transactions - Pacific Bell	0.00	3,035.46	635,753.62
0004591	8/27/2021	[10652] ANTELOPE VALLEY HARLEY DAVIDSON-Animal House Buyers Association	1,650.00	0.00	634,103.62
0004592	8/27/2021	[10518] AUSTIN BISHOP-Attendance Governing Board Meeting Tuesday, August 17, 2021.	100.00	0.00	634,003.62
0004593	8/27/2021	[10055] NEWTON CHELETTE-Attendance Governing Board Meeting Tuesday, August 17, 2021.	100.00	0.00	633,903.62
0004594	8/27/2021	[10057] MARVIN CRIST-Attendance Governing Board Meeting Tuesday, August 17, 2021.	100.00	0.00	633,803.62
0004595	8/27/2021	[11258] CVE NB CONTRACTING GROUP-Refund: Refund - Demo Reno Fee paid in error	132.00	0.00	633,671.62
0004596	8/27/2021	[10599] HOWARD HARRIS-Attendance Governing Board Meeting Tuesday, August 17, 2021.	100.00	0.00	633,571.62
0004597	8/27/2021	[10058] RONALD HAWKINS-Attendance Governing Board Meeting Tuesday, August 17, 2021.	100.00	0.00	633,471.62
0004598	8/27/2021	[10503] STEVEN D HOFBAUER-Attendance Governing Board Meeting Tuesday, August 17, 2021.	111.20	0.00	633,360.42
0004599	8/27/2021	[10054] KENNETH MANN-Attendance Governing Board Meeting Tuesday, August 17, 2021.	100.00	0.00	633,260.42
0004600	8/27/2021	[10026] MOJAVE DESERT AQMD-FY21 - June 2021	173,993.04	0.00	459,267.38
0004601	8/27/2021	[10036] SECURA COM-Alarm Monitoring	116.85	0.00	459,150.53
0004602	8/27/2021	[10050] WOELFL FAMILY TRUST-September 2021 Lease Payment	4,823.67	0.00	454,326.86
R22-09	8/27/2021	Operating Fund Replenishment #04	0.00	5,031.69	459,358.55
0000001	8/30/2021	Credit Card Transaction - GTP Towers	0.00	515.61	459,874.16
0000001	8/31/2021	Wells Fargo ACH - USAF Plant 42	0.00	13,507.64	473,381.80
Total for Report:			243,396.10	182,629.07	

Antelope Valley AQMD
Bank Register from 8/01/2021 to 8/31/2021
General Fund P6A LA County

<u>Check/Ref</u>	<u>Date</u>	<u>Name/Description</u>	<u>Check Amount</u>	<u>Deposit Amount</u>	<u>Account Balance</u>
R22-05	8/03/2021		146,703.46	0.00	2,181,675.28
R22-03	8/03/2021		54,896.72	0.00	2,126,778.56
R22-02	8/03/2021		10,000.00	0.00	2,116,778.56
R22-04	8/03/2021		51,470.82	0.00	2,065,307.74
	8/04/2021	Interest Earned	0.00	650.07	2,065,957.81
0000001	8/11/2021	Daily Deposit	0.00	40,287.76	2,106,245.57
R22-07	8/11/2021		3,626.73	0.00	2,102,618.84
R22-06	8/17/2021		9,859.70	0.00	2,092,759.14
0000001	8/18/2021	Daily Deposit	0.00	221,145.85	2,313,904.99
	8/18/2021	Service Charge	0.00	0.04	2,313,905.03
0000001	8/25/2021	Daily Deposit	0.00	5,554.50	2,319,459.53
R22-09	8/27/2021		5,031.69	0.00	2,314,427.84
0000001	8/30/2021	Daily Deposit	0.00	41,617.74	2,356,045.58
R22-08	8/30/2021		53,866.64	0.00	2,302,178.94
Total for Report:			335,455.76	309,255.96	

Antelope Valley AQMD
Bank Register from 8/01/2021 to 8/31/2021
WF AB2766

<u>Check/Ref</u>	<u>Date</u>	<u>Name/Description</u>	<u>Check Amount</u>	<u>Deposit Amount</u>	<u>Account Balance</u>
R22-03	8/03/2021	Transfer AB2766 - May 2021	0.00	54,896.72	555,839.42
R22-02	8/03/2021	Transfer AB2766 - City of Palmdale Lawn & Garden Exchange	0.00	10,000.00	565,839.42
0022359	8/19/2021	[11239] MICHELLE BRUCH-AB2766 GRANT	500.00	0.00	565,339.42
0022360	8/19/2021	[11238] RENE MALDONADO-AB2766 GRANT	500.00	0.00	564,839.42
0022361	8/19/2021	[11240] EPIGMENIO RODRIGUEZ-AB2766 GRANT	1,000.00	0.00	563,839.42
0022362	8/27/2021	[11244] WARREN ANDERSON-AB2766 GRANT	500.00	0.00	563,339.42
0022363	8/27/2021	[11243] FABRICIO F APUY-AB2766 GRANT	500.00	0.00	562,839.42
0022364	8/27/2021	[11249] YESENIA CASTELLON-AB2766 GRANT	1,000.00	0.00	561,839.42
0022365	8/27/2021	[11250] RAYMOND CASTILLO-AB2766 GRANT	500.00	0.00	561,339.42
0022366	8/27/2021	[11247] MARIO R CHANG-AB2766 GRANT	500.00	0.00	560,839.42
0022367	8/27/2021	[10658] BENEDICTO B DEGUZMAN-AB2766 GRANT	500.00	0.00	560,339.42
0022368	8/27/2021	[11252] FRANCISCO HERNANDEZ-AB2766 GRANT	500.00	0.00	559,839.42
0022369	8/27/2021	[10943] GODSWILL O KERAORU-AB2766 GRANT	500.00	0.00	559,339.42
0022370	8/27/2021	[11256] CHLOE AC KOSLO-AB2766 GRANT	1,000.00	0.00	558,339.42
0022371	8/27/2021	[11254] EBED MORENO-AB2766 GRANT	1,000.00	0.00	557,339.42
0022372	8/27/2021	[11253] ANDREA A NEAL-AB2766 GRANT	1,000.00	0.00	556,339.42
0022373	8/27/2021	[11245] WELLINGTON X PAYANO-AB2766 GRANT	1,000.00	0.00	555,339.42
0022374	8/27/2021	[11248] GABRIEL PENA GARCIA-AB2766 GRANT	500.00	0.00	554,839.42
0022375	8/27/2021	[11251] TROY M PETERS-AB2766 GRANT	1,000.00	0.00	553,839.42
0022376	8/27/2021	[11255] TULIKA PURI-AB2766 GRANT	1,000.00	0.00	552,839.42
0022377	8/27/2021	[11242] OLIN ROGERS-AB2766 GRANT	500.00	0.00	552,339.42
0022378	8/27/2021	[10961] KYUNGMOO RYU-AB2766 GRANT	500.00	0.00	551,839.42
0022379	8/27/2021	[11246] ADAN STEVEN VELASQUEZ MENDEZ-AB2766 GRANT	500.00	0.00	551,339.42
Total for Report:			14,500.00	64,896.72	

Antelope Valley AQMD
Bank Register from 8/01/2021 to 8/31/2021
LA County AB2766 U5R

<u>Check/Ref</u>	<u>Date</u>	<u>Name/Description</u>	<u>Check Amount</u>	<u>Deposit Amount</u>	<u>Account Balance</u>
	8/01/2021	Interest Earned	0.00	0.39	4.84
Total for Report:			0.00	0.39	

Antelope Valley AQMD
Bank Register from 8/01/2021 to 8/31/2021
WF AB923

<u>Check/Ref</u>	<u>Date</u>	<u>Name/Description</u>	<u>Check Amount</u>	<u>Deposit Amount</u>	<u>Account Balance</u>
R22-04	8/03/2021	Transfer AB923 - May 2021	0.00	51,470.82	1,581,849.65
0001043	8/05/2021	[11128] SMD TRUCKING INC.-AB923 GRANT	73,126.00	0.00	1,508,723.65
0001044	8/19/2021	[10884] COAST AUTO SALVAGE-AB923 Grant	3,600.00	0.00	1,505,123.65
R22-08	8/30/2021	Transfer AB923 - June 2021	0.00	53,866.64	1,558,990.29
Total for Report:			76,726.00	105,337.46	

Antelope Valley AQMD
Bank Register from 8/01/2021 to 8/31/2021
LA County AB923

<u>Check/Ref</u>	<u>Date</u>	<u>Name/Description</u>	<u>Check Amount</u>	<u>Deposit Amount</u>	<u>Account Balance</u>
	8/01/2021	Interest Earned	0.00	1.17	12.36
Total for Report:			0.00	1.17	

Check/Ref

Date

Name/Description

Check Amount

Deposit Amount

Account
Balance

Total for Report:

0.00

0.00

Antelope Valley AQMD
Bank Register from 8/01/2021 to 8/31/2021
LA County Carl Moyer U5S

<u>Check/Ref</u>	<u>Date</u>	<u>Name/Description</u>	<u>Check Amount</u>	<u>Deposit Amount</u>	<u>Account Balance</u>
	8/01/2021	Interest Earned	0.00	0.56	5.99
Total for Report:			0.00	0.56	

Antelope Valley AQMD
Bank Register from 8/01/2021 to 8/31/2021
WF Special Revenue

<u>Check/Ref</u>	<u>Date</u>	<u>Name/Description</u>	<u>Check Amount</u>	<u>Deposit Amount</u>	<u>Account Balance</u>
R22-06	8/17/2021	Transfer AB134 Interest	0.00	9,859.70	1,690,034.34
Total for Report:			0.00	9,859.70	

Antelope Valley AQMD
Bank Register from 8/01/2021 to 8/31/2021
District Cards

<u>Check/Ref</u>	<u>Date</u>	<u>Name/Description</u>	<u>Check Amount</u>	<u>Deposit Amount</u>	<u>Account Balance</u>
0004580	8/19/2021	Credit Card Payment #1628 - 07/05/21 - 08/04/21	0.00	215.85	827.33
Total for Report:			0.00	215.85	

The following page(s) contain the backup material for Agenda Item: [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 October 19, 2021 through November 16, 2021 pursuant to provisions of the Brown Act. Presenter: Bret Banks, Executive Director/ APCO.](#)

Please scroll down to view the backup material.

**MINUTES OF THE GOVERNING BOARD
OF THE ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT
LANCASTER , CALIFORNIA**

AGENDA ITEM #6

DATE: October 19, 2021

RECOMMENDATION: 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 October 19, 2021 through November 16, 2021 pursuant to provisions of the Brown Act.

SUMMARY: This action will allow members of the AVAQMD Governing Board to continue to meet via teleconference for the October 19, 2021 Governing Board Meeting in the same manner and using the same means of compliance with the Brown Act as has been done since early 2020.

BACKGROUND: On March 4, 2020 the Governor declared a State of Emergency in California due to the impacts of the novel corona virus (COVID-19). As part of the State of Emergency the Governor issued a variety of Executive Orders, specifically N-25-20, N-29-20, and N-35-20, allowing local and state agencies to hold public meetings using remote means without complying with certain specified provisions of the Ralph M. Brown Act, Government Code §§54950-54963. The waived provisions involved the ability to conduct remote meetings without: identification of all remote locations, agenda posting at all locations used, and public access to all the remote sites. Also waived was the requirement that a quorum of teleconferencing members be physically located within the jurisdiction.

On June 11, 2021 the Governor issued Executive Order N-08-21 which set forth a timetable for the resumption of applicability of those previously waived provisions. Specifically, the normal provisions of the Brown Act were to resume on September 30, 2021 and any meetings subject to the Brown Act after that date would be required to comply with all applicable provisions of the Act as it existed prior to the original State of Emergency proclamation.

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The California Legislature responded by passing AB361 of 2021 which allowed the continued waiver of certain provisions of the Brown Act under certain specified conditions of emergency. The Governor signed AB361 on September 16, 2020 and thereafter issued Executive Order N-15-21 to allow meetings prior to October 1, 2021 to continue to be conducted under prior executive orders but that any meeting occurring on or after October 1, 2021 must be conducted pursuant to the provisions of the Brown Act as it existed prior to the original Executive Order waiver OR the local agency must comply with the provisions of AB361 to continue the waiver of certain provisions in 30 day increments.

The adoption of the attached resolution complies with the provisions of AB361 and will allow the Governing Board to conduct its October 19, 2021 meeting in the same manner as it has been conducting meetings throughout the pandemic emergency. Regularly scheduled Governing Board meeting agendas for November and December 2021 will include an action item allowing AVAQMD to comply with the provisions of AB361 to continue the waiver of certain provisions in 30-day increments. Thus, the AVAQMD expects its meetings commencing January 2022 to revert to being conducted under the full Brown Act requirements.

REASON FOR RECOMMENDATION: AB361 of 2021 requires a Governing Board resolution making findings and declaring (or ratifying) a local emergency to allow waiver of specific Brown Act meeting provisions.

REVIEW BY OTHERS: This item was reviewed by Allison Burns on or about October 5, 2021.

FINANCIAL DATA: No increase in appropriation is anticipated.

PRESENTER: Bret Banks, Executive Director/APCO

RESOLUTION NO. _____

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.

WHEREAS, Antelope Valley Air Quality Management District is committed to preserving and ensuring public access and participation in meetings of the Board of Directors; and

WHEREAS, all meetings of Antelope Valley Air Quality Management District’s legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and watch the District’s legislative bodies conduct their business; and

WHEREAS, the Brown Act, Government Code section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

WHEREAS, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District’s boundaries, caused by natural, technological, or human-caused disasters; and

WHEREAS, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now exist in the District, specifically, the Governor of California issued a series of Executive Orders aimed at containing the novel coronavirus; and

WHEREAS, the State of California and County of Los Angeles recommend social distancing due to the coronavirus; and

WHEREAS, the Board of Directors does hereby find that the threat of the coronavirus has caused, and will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and facilities of the District, and desires to proclaim a local emergency and ratify the proclamation of state of emergency by the Governor of the State of California; and

WHEREAS, as a consequence of the local emergency, the Board of Directors does hereby find that the Board of Directors of Antelope Valley Air Quality Management District shall

conduct its meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that the Board of Directors shall comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of section 54953; and

WHEREAS, the District will post an agenda (72 hours in advance of a regular Board meeting and 24 hours in advance of a Special Board meeting) on the District’s website at avaqmd.ca.gov which will contain information on how the public can participate in the meeting and provide Public Comments.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Proclamation of Local Emergency. The Board hereby proclaims that a local emergency now exists throughout the District’s jurisdiction, and social distancing is recommended by the State of California and County of Los Angeles.

Section 3. Ratification of Governor’s Proclamation of a State of Emergency. The Board hereby ratifies the Governor of the State of California’s Proclamation of State of Emergency, effective as of this Resolution’s issuance date of October 19, 2021.

Section 4. Remote Teleconference Meetings. The Executive Director/CEO and the Board of Directors of Antelope Valley Air Quality Management District are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) November 16, 2021, or such time the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the Board of Directors of Antelope Valley Air Quality Management District may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

PASSED AND ADOPTED by the Board of Directors of Antelope Valley Air Quality Management District this ____ day of _____, 2021.

Chairman

ATTEST:

Secretary



Antelope Valley Air Quality Management District
43301 Division Street, Suite 206
Lancaster, CA 93535
661-723-8070
www.AVAQMD.ca.gov

DATE: October 19, 2021

TO: BOARD OF DIRECTORS

SUBJECT: RESOLUTION 21-05 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

RECOMMENDATION

That the Board of Directors approve Resolution 21-05, 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

FISCAL IMPACT

None.

BACKGROUND

On September 16, 2021, Governor Newsom signed Assembly Bill ("AB") 361 into law. AB 361 is urgency legislation amending the Brown Act to allow legislative bodies of local agencies to meet remotely with relaxed teleconferencing requirements during declared emergencies under certain conditions.

AB 361 adds new procedures and clarifies the requirements for conducting remote meetings, including the following:

- **Public Comment Opportunities in Real Time:** A legislative body that meets remotely pursuant to AB 361 must allow members of the public to access the meeting via a call-in option or an internet-based service option, and the agenda for the remote meeting must provide an opportunity for members of the public to directly address the body in real time. A legislative body cannot require public comments to be submitted in advance of the meeting.

- **No Action During Disruptions:** In the event of a disruption that prevents the local agency from broadcasting the remote meeting, or in the event of a disruption within the local agency's control that prevents members of the public from offering public comments using the call-in option or internet-based service option, AB 361 prohibits the legislative body from taking any further action on items appearing on the meeting agenda until public access to the meeting via the call-in or internet-based options is restored.
- **Periodic Findings:** To continue meeting remotely pursuant to AB 361, a legislative body must make periodic findings concerning the declared emergency and its effects. AB 361 will sunset on January 1, 2024.

The proposed resolution would make the findings required by AB 361 in order to allow Antelope Valley Air Quality Management District to continue to make remote attendance available to its board members and the public if and to the extent needed.

Prepared and Submitted by:

Allison E. Burns

General Counsel, Antelope Valley Air Quality Management District

The following page(s) contain the backup material for Agenda Item: [1\) Approve the FY 21-22 Application for Carl Moyer Program Year 24 Funds and authorize its submission to the California Air Resources Board \(CARB\); 2\) Allocate a maximum of 15 percent of Mobile Source Emissions Reduction \(MSER\) Program funds to serve as the required match funding for the Carl Moyer Memorial Air Quality Standards Attainment Program \(the Moyer Program\); and 3\) Authorize the Executive Director/APCO and staff to execute the agreement, approved as to legal form. Presenter: Julie McKeehan, Grants Analyst.](#) Please scroll down to view the backup material.

**MINUTES OF THE GOVERNING BOARD
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AGENDA ITEM #7

DATE: October 19, 2021

RECOMMENDATION: 1) Approve the FY 21-22 Application for Carl Moyer Program Year 24 Funds and authorize its submission to the California Air Resources Board (CARB); 2) Allocate a maximum of 15 percent of Mobile Source Emissions Reduction (MSER) Program funds to serve as the required match funding for the Carl Moyer Memorial Air Quality Standards Attainment Program (the Moyer Program); and 3) Authorize the Executive Director/APCO and staff to execute the agreement, approved as to legal form.

SUMMARY: This agenda item the Governing Board formally approves the District's continued participation in the Moyer Program, and the acceptance of funds allocated and awarded to the District for eligible projects and program administration for FY 21-22. The District will comply with the terms and conditions of the current Moyer Guidelines and the District's Moyer Program Policies and Procedures Manual. This agenda item also authorizes the District to accept and enter into agreement funding for "Rural District Assistance Program" (RAP), State Reserve and Community Air Protection (CAP) funds all administered through the Carl Moyer Program, including the acceptance of Moyer Program funds through inter-district transfer; and allocates District funds, under budget authority or fiduciary control, for the required match up to 15 percent of the awarded Moyer Program funds. In addition, this item authorizes the Executive Director/APCO and staff to execute agreements with CARB which binds the parties to the terms and conditions set forth in the application and the current Moyer Program Guidelines.

BACKGROUND: The purpose of the program is to reduce emissions by providing financial incentives to both the public and private sectors to implement eligible projects to reduce emissions from on-road and off-road engines and equipment including construction and agricultural, forklifts, transit and school buses, an accelerated vehicle retirement program, alternative fuel and electric infrastructure projects, and lawn mower equipment replacement. The state legislature authorized continuing funding for statewide implementation of the Moyer Program for FY 21-22. The AVAQMD has successfully implemented the program in past years to reduce emissions through clean air projects. On occasion the District may have projects that qualify for the "Rural District Assistance Program" (RAP), State Reserve and Community Air Protection (CAP) portion of Moyer Program funds. The District will also solicit any available Moyer Program funds accessible through inter-district transfer.

cc: Laquita Cole
Michelle Powell
Julie McKeenan

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REASON FOR RECOMMENDATION: The Moyer Program Guidelines require that the Governing Board formally approve District application, allocate match funds and authorize the Executive Director/APCO and staff to execute the agreement with CARB.

REVIEW BY OTHERS: This item was reviewed by Allison E. Burns Special Counsel to the Governing Board as to legal form and by Bret Banks, Executive Director/APCO – Antelope Valley Operations on or before October 5, 2021.

FINANCIAL DATA: Carl Moyer Program funds are supplementary to the AVAQMD budget. Staff estimates sufficient funds to be available in the MSER Program (AB 2766 and/or AB 923 revenues) grant pools to meet the required match funding commitment which will be allocated to the grant program as needed. The distribution of these funds is included in the FY 21-22 budget.

PRESENTER: Julie McKeehan, Grants Analyst

The following page(s) contain the backup material for Agenda Item: [1\) Award an amount not to exceed \\$129,663 of Mobile Source Emission Reductions Program \(AB 923\) funds to Dakota Transport for the replacement older diesel-powered farm equipment with cleaner technology;](#) [2\) Authorize the Executive Director/APCO the option to change the funding source if warranted or if other applicable sources become available;](#) and [3\) Authorize the Executive Director/APCO and staff to negotiate target time frames and technical project details and execute agreements, approved as to legal form by the Office of District Counsel, and pending review by the Governing Board Chairman. Presenter: Julie McKeehan, Grants Analyst.](#)

Please scroll down to view the backup material.

**MINUTES OF THE GOVERNING BOARD
OF THE ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT
LANCASTER, CALIFORNIA**

AGENDA ITEM #8

DATE: October 19, 2021

RECOMMENDATION: 1) Award an amount not to exceed \$129,663 of Mobile Source Emission Reductions Program (AB 923) funds to Dakota Transport for the replacement older diesel-powered farm equipment with cleaner technology; 2) Authorize the Executive Director/APCO the option to change the funding source if warranted or if other applicable sources become available; and 3) Authorize the Executive Director/APCO and staff to negotiate target time frames and technical project details and execute agreements, approved as to legal form by the Office of District Counsel, and pending review by the Governing Board Chairman.

SUMMARY: This item awards an amount not to exceed \$129,663 of Mobile Source Emission Reductions Program (AB 923) funds to Dakota Transport for the replacement of two (2) older diesel-powered farm equipment with a new, cleaner replacement that meets the current emission standards.

BACKGROUND: AVAQMD received an application from Dakota Transport requesting grant funding towards the replacement of two (2) older diesel-powered hay squeeze for one (1) new cleaner diesel-powered hay squeeze that meets the current emission standards. Staff has evaluated the proposed projects and find the total weighted emission reductions to be significant at 3.24 tons/yr. for a 5-year project life and therefore recommends the maximum eligible grant award pursuant to the Carl Moyer Program Guidelines. Older heavy-duty off-road equipment are considerable sources of GHG, diesel particulate matter (PM), and oxides of nitrogen (NO_x) emissions. Early fleet turnover provides emission reductions that help the Valley towards attainment of the national ambient air quality standards.

REASON FOR RECOMMENDATION: Governing Board approval is needed to fund Carl Moyer eligible projects. Additionally, Governing Board authorization is needed for the Executive Director/APCO and staff to negotiate and execute an agreement with the grant recipient.

REVIEW BY OTHERS: This item was reviewed by Allison E. Burns, Special Counsel to the Governing Board, as to legal form and by Bret Banks, Executive Director/APCO – Antelope Valley Operations on or before October 4, 2021.

FINANCIAL DATA: Sufficient funds are available from the District's Mobile Source Emission Reductions Program (AB 923) funds.

PRESENTER: Julie McKeehan, Grants Analyst

cc: Laquita Cole
Michelle Powell
Julie McKeehan