

**ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT
GOVERNING BOARD MEETING
TUESDAY, APRIL 19, 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 10:02 a.m. Chair **CRIST** called for roll call, roll call was taken. Chair **CRIST** asked Board Member **HOFBAUER** to lead the Pledge of Allegiance.

PUBLIC COMMENT

❖ Chair **CRIST** called for **PUBLIC COMMENT**. At this time, no public comment was made in person, 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 **CHELETTE**, 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 March 15, 2022.

Approved Minutes from Regular Governing Board Meeting of March 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 \$164,221.38 for February 2022 expenditures.

Presenter: Bret Banks, Executive Director/APCO.

Approved payment to MDAQMD in the amount of \$164,221.38 for February 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 February 28, 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 February 28, 2022.

Agenda Item #6 – 1) Allocate an amount not to exceed \$21,400 in Mobile Source Emissions Reduction Program funds (AB 2766) in support of public transit programs in the Antelope Valley; and 2) Authorize the Executive Director/APCO and staff to negotiate target time frames, technical project details and agreements, approved as to legal form by the Office of District Counsel.

Presenter: Julie McKeehan, Grants Analyst.

1) **Allocated** an amount not to exceed \$21,400 in Mobile Source Emissions Reduction Program funds (AB 2766) in support of public transit programs in the Antelope Valley; and 2) **Authorized** the Executive Director/APCO and staff to negotiate target time frames, technical project details and agreements, approved as to legal form by the Office of District Counsel.

ITEMS FOR DISCUSSION

DEFERRED ITEMS

None.

NEW BUSINESS

Agenda Item #7 – Conduct a public hearing to consider the adoption of Rule 315.1 – Federal Clean Air Act Section 185 Penalty (1997 Standard) and Rule 315.2 – Federal Clean Air Act Section 185 Penalty (2008 Standard): a. Open public hearing; b. Receive staff report; c. Receive public testimony; d. Close public hearing; e. Make a determination that the California Environmental Quality Act (CEQA) Categorical Exemption applies; f. Waive reading of Resolution; g. Adopt Resolution making appropriate findings, certifying the Notice of Exemption, amending the Rule and directing staff actions.

Presenter: Barbara Lods, Operations Manager.

Chair **CRIST** opened the public hearing. Barbara Lods, Operations Manager, presented the staff report and answered questions from the Board. Chair **CRIST** called for public comment, no public comment was made in person, or electronically, being none, Chair **CRIST** closed the public hearing and determined that the CEQA Categorical Exemption applies and waived reading of the resolution. Upon motion by Board Member **CHELETTE**, seconded by Board Member **BISHOP**, with seven AYES votes by Board Members **BISHOP, CHELETTE, CRIST, HARRIS, HAWKINS, HOFBAUER and MANN**, the board, **adopted** Resolution 22-04, **“A RESOLUTION OF THE GOVERNING BOARD OF THE ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT MAKING FINDINGS, CERTIFYING THE NOTICE OF EXEMPTION, ADOPTING RULE 315.1 – FEDERAL CLEAN AIR ACT SECTION 185 PENALTY (1997 STANDARD) AND RULE 315.2 – FEDERAL CLEAN AIR ACT SECTION 185 PENALTY (2008 STANDARD) AND DIRECTING STAFF ACTIONS.”**

Agenda Item #8 – 1) Allocate an amount not to exceed \$140,000 of Mobile Source Emission Reduction Program funds AB 2766 and AB 923 for the implementation of the District’s 2022 Lawn and Garden 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 background information and answered questions from the Board. After discussion, upon motion by Board Member **MANN**, 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) **Allocated** an amount not to exceed \$140,000 of Mobile Source Emission Reduction Program funds AB 2766 and AB 923 for the implementation of the District’s 2022 Lawn and Garden 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 #9 – 1) Award an amount not to exceed \$67,200 in Carl Moyer Program funds to EV Charging Solutions, Inc. for an Electric Vehicle Charging Station Project; 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 background information and answered questions from the Board. After discussion, upon motion by Board Member **HOFBAUER**, seconded by Board Member **BISHOP**, 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) **Awarded** an amount not to exceed \$67,200 in Carl Moyer Program funds to EV Charging Solutions, Inc. for an Electric Vehicle Charging Station Project; 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 #10 – 1) Award an amount not to exceed \$254,355 in Carl Moyer Program funds to McCarthy Steel to replace an older diesel-powered heavy-duty forklift with a new all-electric zero-emissions heavy-duty forklift; 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 background information and answered questions from the Board. After discussion, upon motion by Board Member **CHELETTE**, 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**, the Board, 1) **Awarded** an amount not to exceed \$254,355 in Carl Moyer Program funds to McCarthy Steel to replace an older diesel-powered heavy-duty forklift with a new all-electric zero-emissions heavy-duty forklift; 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 #11– Reports.

Governing Board Counsel –

- No report.

Executive Director/APCO –

- Informed the Board that the proposed budget will be presented at May’s Governing Board Meeting.

Staff –

- No report.

Agenda Item #12 – Board Member Reports and Suggestions for Future Agenda Items.

- Board Member Bishop commented that electric car manufactures are getting ready to release more vehicles cars/trucks and excited about seeing new vehicles at the charging stations.
- Board Member Hawkins commented that this month’s Financial report reflects a negative expense revenue and prior to today’s meeting discussed it with Bret Banks, Executive Director/APCO.

Agenda Item #13 – Adjourn to Regular Governing Board Meeting of Tuesday, May 17, 2022.

Being no further business, the meeting adjourned at 10:17 a.m. to the next regularly scheduled Governing Board Meeting of Tuesday, May 17, 2022.

ACTION OF THE GOVERNING BOARD

APPROVED

Upon motion by **STEVEN HOFBAUER**, seconded by **AUSTIN BISHOP**, 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: May 17, 2022