

SUMMARY OF PROCEEDINGS

BOARD OF DIRECTORS EASTERN KERN AIR POLLUTION CONTROL DISTRICT

Location: Golden Hills Community Services District
21415 Reeves Street, Tehachapi, CA

Regular Meeting
Thursday, July 12, 2012
1:00 P.M.

DISTRICT RECONVENED

DIRECTORS: Grimes (Chairman) Holloway (Vice-Chairman), McQuiston, Scrivner and Bohannon

ROLL CALL: All Present

SALUTE TO FLAG: Led by Director Holloway

AIR POLLUTION CONTROL OFFICER: David L. Jones

SECRETARY OF THE BOARD: Debra Mullins

COUNSEL: Kirk Perkins

ADMINISTRATIVE COORDINATOR: Louise Roman

AIR QUALITY ENGINEER: Glen Stephens

BOARD ACTION SHOWN AFTER EACH ITEM IN CAPS. NOTE: The vote is placed in **bold** below each item. For example, **Grimes - Holloway** denotes Director Grimes made the motion and Director Holloway seconded the motion.

CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT: All items listed with a (-CA) are consent items and considered routine and noncontroversial by district staff and were approved by one motion - ITEMS: 5, 6 7, 8, 9, 10, 11, 12 and 13 WERE VOTED AS CONSENT ITEMS.

Holloway - Scrivner: All Ayes

CONSENT AGENDA RECONSIDERED: ITEM 5 WAS REMOVED FOR PUBLIC COMMENT.

McQuiston – Holloway: All Ayes

PUBLIC PRESENTATIONS

- 1) This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under jurisdiction of the Board. Board members may respond briefly to statements made or questions posed. They may ask questions for clarification; make referrals to staff for information or request staff to report to the Board at a later meeting. In addition, the Board may take action to direct staff to place a matter of business on a future agenda – NO ONE HEARD.

BOARD MEMBER PRESENTATIONS OR ANNOUNCEMENTS

- 2) On their own initiative, Board members may make brief announcements or brief reports on their own activities. They may ask questions for clarification make referrals to staff or take action to have staff place a matter of business on a future agenda [Gov. Code Sec. 54954.2(a)] - NO ONE HEARD.

HEARINGS

- 3) Hearing to Present and Receive Comments on Eastern Kern Air Pollution Control District's Proposed Fiscal Year 2012-2013 Budget - OPENED HEARING; RECEIVED PUBLIC COMMENT, NONE; CLOSED HEARING AND DIRECTED STAFF TO CONSIDER ALL COMMENTS RECEIVED IN PREPARATION OF ITS FINAL PROPOSED FISCAL YEAR 2012-2013 BUDGET FOR BOARD CONSIDERATION AT THE SEPTEMBER 2012 BOARD MEETING.

Scrivner - Holloway: All Ayes

- 4) Hearing to Present EKAPCD's 2011 AB2588 (Air Toxics) Report - OPENED HEARING; RECEIVED PUBLIC COMMENT, NONE; CLOSED HEARING; RECEIVED AND FILED EKAPCD'S 2011 AB2588 (AIR TOXICS) REPORT; AND DIRECTED STAFF TO DISTRIBUTE REPORT.

Scrivner - Holloway: All Ayes

DISTRICT REQUESTS

- 5) 2012 Motor Vehicle Emission Reduction Program (MVERP) Proposed Agreements – BILL MASON OF BEAR VALLEY SPRINGS, CA, HEARD; REFERRAL TO STAFF TO BRING BACK IN SEPTEMBER RECOMMENDATIONS FOR CHANGES TO MVERP GUIDELINES TO BETTER PROMOTE ELECTRIC, PLUG-IN HYBRID AND ALTERNATIVE FUEL VEHICLES; AND INFRASTRUCTURE FOR THOSE VEHICLES; APPROVED THE THIRTEEN 2012 MOTOR VEHICLE EMISSION REDUCTION PROGRAM (MVERP) AGREEMENTS AND AUTHORIZED CHAIRMAN TO SIGN THE AGREEMENTS ONCE THEY ARE EXECUTED AND RETURNED BY THE RESPECTIVE PROPOSERS.

Scrivner - Holloway: All Ayes

- 6-CA) Agreement with County of Kern, as represented by the Kern County Fire Department for Carl Moyer Program Grant Funds – APPROVED AND AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 07-016-2012 WITH COUNTY OF KERN, AS REPRESENTED BY THE KERN COUNTY FIRE DEPARTMENT, ONCE IT HAS BEEN APPROVED BY THE BOARD OF SUPERVISORS.

Holloway - Scrivner: All Ayes

- 7-CA) Amendment No. 1 to MVERP Agreement No. 07-015-2011 with the KVR Publishing/Kern River Courier - APPROVED AND AUTHORIZED CHAIRMAN TO SIGN AGREEMENT NO. 07-017-2012A WITH KVR PUBLISHING / KERN RIVER COURIER.
Holloway - Scrivner: All Ayes
- 8-CA) Amendment No. 2, to Lease Agreement No. 04-010-2009 Extending the Lease Agreement for Field Office at 20406 Brian Way, Suite 4A in Tehachapi - APPROVED AND AUTHORIZED CHAIRMAN TO SIGN AGREEMENT NO. 07-018-2012A WITH DAVID AND BERNICE ROMO.
Holloway - Scrivner: All Ayes
- 9-CA Request from David Jones, Air Pollution Control Officer, to Use Terminal Vacation Prior to Retirement - APPROVED AND AUTHORIZED THE AIR POLLUTION CONTROL OFFICER TO USE TERMINAL VACATION.
Holloway - Scrivner: All Ayes
- 10-CA Request to Authorize David Jones, Air Pollution Control Officer (APCO), to Solicit Qualified Applicants for the APCO position, Conduct the Review of Applicant Qualifications, Conduct the Initial Interviews, and Create a List of Qualified Applicants to Be Interviewed by your Board - AUTHORIZED THE AIR POLLUTION CONTROL OFFICER TO CONDUCT PROCESS TO CREATE LIST OF QUALIFIED APPLICANTS TO BE INTERVIEWED BY YOUR BOARD.
Holloway - Scrivner: All Ayes

MATTERS FOR EXECUTIVE APPROVAL

- 11-CA) Summary of Proceedings for Meeting of May 10, 2012 - APPROVED AND FILED.
Holloway - Scrivner: All Ayes
- 12-CA) Schedule of EKAPCD Governing Board Meetings additions/changes of rotating locations - APPROVED AND FILED.
Holloway - Scrivner: All Ayes

DOCUMENTS FOR FILING

- 13-CA) EKAPCD Notice of Violation's update - RECEIVED AND FILED.
Holloway - Scrivner: All Ayes

DISTRICT UPDATES

- 14) APCO Report (Verbal)
A) 8-Hour Ozone Standard and Attainment Planning status, options and timelines reported.
B) David Jones will be taking more time off than usual to care for family member.

ADJOURNED TO CLOSED SESSION

Grimes

CLOSED SESSION

(If public reporting is required by Government Code Section 54957.1 relating to the following matter, the public reporting of an action taken in closed session will be made when the Board reconvenes.)

- 15) Request for Closed Session regarding conference concerning negotiations with Superior Construction for lease of a portion of a commercial building to be constructed on two parcels, 223-650-07 and 223-650-06, located on East Tehachapi Blvd. approximately 1800 feet east of Dennison Road and 3600 feet west of Steuber Road; with real property negotiators David Jones, Air Pollution Control Officer, or his designee, grant authority to the negotiators on price, terms of payment and conditions of a lease agreement (Government Code Section 54956.8).

NO REPORTABLE ACTION TAKEN

RECONVENED FROM CLOSED SESSION

ADJOURNED TO THURSDAY, SEPTEMBER 13, 2012, 1:00 P.M.
REGULAR BOARD SESSION AT CALIFORNIA CITY CITY HALL, 21000
HACIENDA BLVD, CALIFORNIA CITY, CA.

Grimes

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(District Seal)

/s/ Debra Mullins
Secretary of the Board

/s/

/s/ Ed Grimes
Chairman