

SUMMARY OF PROCEEDINGS

BOARD OF DIRECTORS EASTERN KERN AIR POLLUTION CONTROL DISTRICT

Regular Meeting
Thursday, March 4, 2021
2:00 P.M.

Location: Eastern Kern Air Pollution Control District; Field Office
20406 Brian Way, Suite 4A, Tehachapi, CA

IN ACCORDANCE WITH GOVERNOR NEWSOM'S EXECUTIVE ORDER N-25-20, PUBLIC PRESENTATIONS WERE LIMITED TO THE EASTERN KERN AIR POLLUTION CONTROL DISTRICT'S FIELD OFFICE, OR CONDUCTED VIA ZOOM VIDEO CONFERENCING, USING MEETING ID: 826 861 7254.

DISTRICT RECONVENED

DIRECTORS: Davies (Chairman), Scrivner (Vice-Chairman), Peters, Blades, and Creighton

ROLL CALL: 5 Present – (Davies, Creighton – Tehachapi) (Scrivner, Peters – Telephonically) (Blades – Via Zoom)

SALUTE TO FLAG: Director Creighton

AIR POLLUTION CONTROL OFFICER: Glen E. Stephens, P.E.

AQ ADMINISTRATIVE MANAGER: Gary Ray

LEGAL COUNSEL: Emily Blenner (Via Zoom)

BOARD SECRETARY: Katie Lantz

BOARD ACTION SHOWN AFTER EACH ITEM IN CAPS. The vote is placed in **bold** below each Board Action. For example, **Scrivner – Peters** denotes Director Scrivner made the motion and Director Peters seconded the motion.

CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT: All items listed with a (-CA) were considered routine and approved by one motion.

Creighton-Davies: Roll call vote: Davies – Aye, Scrivner – Aye, Peters – Aye, Blades – Aye, Creighton – Aye
All Ayes

STAFF RECOMMENDATIONS SHOWN IN CAPS AFTER EACH ITEM

- 1) Welcomed New Directors: Jim Creighton, California City Council Member
Kyle Blades, Ridgecrest City Council Member

PUBLIC PRESENTATIONS

- 2) 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

- 3) 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.**

DISTRICT REQUESTS

- 4-CA) Request to submit letter to withdraw District Rule 402; Fugitive Dust, from the 2015 State Implementation Plan (SIP) – REVIEWED AND APPROVED ATTACHED LETTER TO BE SENT TO THE CALIFORNIA AIR RESOURCES BOARD FOR THE WITHDRAWAL OF DISTRICT RULE 402; FUGITIVE DUST, FROM THE 2015 STATE IMPLEMENTATION PLAN.
Creighton-Davies: Roll call vote: Davies – Aye, Scrivner – Aye, Peters – Aye, Blades – Aye, Creighton – Aye
All Ayes
- 5-CA) Request to submit letter to withdraw District Rule 402.2; Agricultural Operations, from the 2015 State Implementation Plan (SIP) – REVIEWED AND APPROVED ATTACHED LETTER TO BE SENT TO THE CALIFORNIA AIR RESOURCES BOARD FOR THE WITHDRAWAL OF DISTRICT RULE 402.2; AGRICULTURAL OPERATIONS, FROM THE 2015 STATE IMPLEMENTATION PLAN.
Creighton-Davies: Roll call vote: Davies – Aye, Scrivner – Aye, Peters – Aye, Blades – Aye, Creighton – Aye
All Ayes

- 6-CA) California Air Resources Board Funding Agricultural Replacement Measures for Emissions Reductions (FARMER) Grant Program for California State Fiscal Year 2020-2021 – ADOPTED RESOLUTION NO. 2021-001-03 REQUESTING ALLOCATED FARMER FUNDS; AUTHORIZED APCO TO SUBMIT COMPLETED APPLICATION; SIGN THE AWARD LETTER; AND DO ALL OTHER ACTS NECESSARY TO RESERVE AND RECEIVE STATE FISCAL YEAR 2020-2021 FARMER FUNDS.
Creighton-Davies: Roll call vote: Davies – Aye, Scrivner – Aye, Peters – Aye, Blades – Aye, Creighton – Aye
All Ayes
- 7-CA) California Air Resources Board Assembly Bill AB 197 Grant Funds – ADOPTED RESOLUTION NO. 2021-003-03 AUTHORIZING THE APCO TO SIGN AGREEMENT WITH THE CALIFORNIA AIR RESOURCES BOARD; AND AUTHORIZED THE APCO TO DO ALL OTHER ACTS NECESSARY TO RECEIVE FUNDS FROM THE ASSEMBLY BILL 197 GRANT FUNDS.
Creighton-Davies: Roll call vote: Davies – Aye, Scrivner – Aye, Peters – Aye, Blades – Aye, Creighton – Aye
All Ayes
- 8-CA) California Air Resources Board Assembly Bill 617 Community Air Protection Program (CAPP) Grant Funds – ADOPTED RESOLUTION NO. 2021-002-03 REQUESTING ASSEMBLY BILL 617 CAPP GRANT FUNDS; AUTHORIZED THE APCO TO SIGN AN AGREEMENT WITH CARB; SUBMIT A CERTIFIED COPY OF THE BOARD RESOLUTION TO CARB, AND DO ALL OTHER ACTS NECESSARY TO RESERVE AND RECEIVE AB 617 FUNDS.
Creighton-Davies: Roll call vote: Davies – Aye, Scrivner – Aye, Peters – Aye, Blades – Aye, Creighton – Aye
All Ayes
- 9-CA) Proposed Agreement with Triassic Vineyards, utilizing FARMER Program Grant Funds for tractor replacement – APPROVED AND AUTHORIZED CHAIRMAN TO SIGN AGREEMENT NO. 03-004-2021 WITH TRIASSIC VINEYARDS.
Creighton-Davies: Roll call vote: Davies – Aye, Scrivner – Aye, Peters – Aye, Blades – Aye, Creighton – Aye
All Ayes

MATTERS FOR EXECUTIVE APPROVAL

- 10-CA) Brown Armstrong Audit Report of the District Financial Controls and Financial Statements for the Fiscal Year Ending June 30, 2020 – APPROVED AND FILED.
**Creighton-Davies: Roll call vote: Davies – Aye, Scrivner – Aye, Peters – Aye, Blades – Aye, Creighton – Aye
All Ayes**
- 11-CA) Summary of Proceedings for Meeting of January 7, 2021 – APPROVED AND FILED.
**Creighton-Davies: Roll call vote: Davies – Aye, Scrivner – Aye, Peters – Aye, Blades – Aye, Creighton – Aye
All Ayes**

DOCUMENTS FOR FILINGS

- 12-CA) DISTRICT Notice of Violation's update – RECEIVED AND FILED.
**Creighton-Davies: Roll call vote: Davies – Aye, Scrivner – Aye, Peters – Aye, Blades – Aye, Creighton – Aye
All Ayes**

DISTRICT UPDATES

- 13) APCO Report (Verbal) – DEFERRED TO STAFF; GARY RAY, AIR QUALITY ADMINISTRATIVE MANAGER

MR. RAY PROVIDED AN UPDATE TO THE DISTRICT'S PLANS FOR THE FIELD OFFICE RELOCATION. TENANT IMPROVEMENT PLANS AT THE NEW LOCATION, 414 WEST TEHACHAPI BOULEVARD, SUITE D, ARE CURRENTLY BEING REVIEWED BY STAFF AT THE CITY OF TEHACHAPI. ONCE THE PLANS ARE APPROVED, KERN COUNTY PROPERTY MANAGEMENT WILL DRAFT A LEASE AGREEMENT TO BE REVIEWED BY THE DISTRICT AND COUNTY COUNSEL. KERN COUNTY MANAGEMENT IS SCHEDULED TO TAKE THE LEASE AGREEMENT AND IMPROVEMENT COSTS TO THE KERN COUNTY BOARD OF SUPERVISORS IN APRIL.

ADJOURNED TO CLOSED SESSION

- 14) EMPLOYEE PERFORMANCE EVALUATION – AIR POLLUTION
CONTROL OFFICER – (Government Code section 54957.)
NO REPORTABLE ACTION

RECONVENED FROM CLOSED SESSION


ADJOURNED TO THURSDAY, MAY 6, 2021, 2:00 PM, REGULAR BOARD
SESSION AT EASTERN KERN AIR POLLUTION CONTROL DISTRICT
FIELD OFFICE, 20406 BRIAN WAY, SUITE 4A, TEHACHAPI, CA. **Davies**

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(District Seal)



Katie Lantz, Board Secretary
Eastern Kern APCD



Michael Davies, Chairman
Eastern Kern APCD

