

# SUMMARY OF PROCEEDINGS

## BOARD OF DIRECTORS KERN COUNTY AIR POLLUTION CONTROL DISTRICT

**Location:** Ridgecrest City Hall  
100 W California Ave  
Ridgecrest, CA 93555

Regular Meeting  
Thursday, March 8, 2007

2:00 P.M.

### DISTRICT RECONVENED

**DIRECTORS:** McQuiston (Chairman), Maben (Vice Chairman), Watson, Holloway and Schafer

**ROLL CALL:** Director McQuiston and Director Watson Absent

**SALUTE TO FLAG:** Led by Director Holloway

**Air Pollution Control Officer:** David L. Jones

**Clerk of the Board:** Debra Goddard

**District Counsel:** Kirk Perkins

**BOARD ACTION SHOWN AFTER EACH ITEM IN CAPS.** NOTE: The vote is placed in **bold** below each item. For example, **Holloway - Hand** denotes Director Holloway made the motion and Director Hand 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: 4, 6, 7, 8 AND 10 WERE VOTED AS CONSENT ITEMS. ITEMS 5 & 9 WERE REMOVED FROM CONSENT AGENDA BY DIRECTOR KEVIN SCHAFFER.**

**Holloway - Schafer : 3 Ayes; 2 Absent - McQuiston and Watson**

### 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 Consider Amendments to Rule 431 (Propellant Combustion and Rocket Testing) - OPENED HEARING; RECEIVED PUBLIC COMMENT; CLOSED HEARING; AND APPROVED RESOLUTION ADOPTING AMENDMENTS TO RULE 431 (PROPELLANT COMBUSTION AND ROCKET TESTING).  
**Holloway - Schafer: 3 Ayes; 2 Absent - McQuiston and Watson**

DISTRICT REQUESTS

- 4-CA) Air Toxics, Hot Spots Information and Assessment Act Program (AB-2588) Costs for Fiscal 2006-2007 - AUTHORIZED STAFF TO COLLECT FROM AFFECTED SOURCES AIR TOXICS, HOT SPOTS INFORMATION AND ASSESSMENT ACT PROGRAM (AB-2588) ARB COSTS FOR FISCAL 2006-2007 AND FORWARD TO ARB.  
**Holloway - Schafer: 3 Ayes; 2 Absent - McQuiston and Watson**
- 5) Air Toxic Program (AB2588) "Area Source" ARB Fees for Fiscal 2006-2007 - DIRECTED STAFF NOT TO PAY AIR TOXIC PROGRAM (AB2588) "AREA SOURCE" FEES FOR FISCAL 2006-2007 OF \$350 AND DIRECTED STAFF TO COLLECT FROM 10 SOURCES THE \$35 AIR TOXIC PROGRAM (AB2588) ARB FEES FOR FISCAL 2006-2007 AND FORWARD TO ARB.  
**Schafer - Holloway: 3 Ayes; 2 Absent - McQuiston and Watson**
- 6-CA) Proposed Amendment No. 1 to Agreement No. 09-030-2006 with 2B Trucking LLC for a Modification of a Carl Moyer Project - APPROVED AND AUTHORIZED VICE CHAIR TO SIGN AMENDMENT.  
**Holloway - Schafer: 3 Ayes; 2 Absent - McQuiston and Watson**

MATTERS FOR EXECUTIVE APPROVAL

- 7-CA) Approve 12 month rotating Schedule of KCAPCD Governing Board Meetings - APPROVED AND FILED.  
**Holloway - Schafer: 3 Ayes; 2 Absent - McQuiston and Watson**
- 8-CA) Summary of Proceedings for Meeting of January 24, 2007 - APPROVED AND FILED.  
**Holloway - Schafer: 3 Ayes; 2 Absent - McQuiston and Watson**

DOCUMENTS FOR FILING

- 9) Update of District's Notice of Violations - DIRECTOR SCHAFFER ASKED QUESTIONS; DAVID JONES, APCO, RESPONDED. RECEIVED AND FILED.  
**Holloway - Schafer: 3 Ayes; 2 Absent - McQuiston and Watson**
- 10-CA) Addendum to the Final Environmental Impact Report for the National Cement Company of California, Inc. Tire-Derived Fuel Project - RECEIVED AND FILED, SET PUBLIC HEARING FOR THE NEXT BOARD OF DIRECTOR'S MEETING ON MAY 10, 2007.  
**Holloway - Schafer: 3 Ayes; 2 Absent - McQuiston and Watson**

DISTRICT UPDATES

- 11) APCO Report (verbal)
  - A) Motor Vehicle Emission Reduction Program update
  - B) Clean Energy LNG, LLC Authority to Construct
  - C) Program Rail Authority to Construct update
  - D) National Cement Addendum to the Final EIR

ADJOURNED TO CLOSED SESSION

CLOSED SESSION

- 12) Request for Closed Session regarding conference with designated labor negotiators, Susan Wells, Deputy County Administrative Officer (Government Code Section 54957.6).

ADJOURNED TO THURSDAY, May 10, 2007 - 2:00 p.m.

NEXT MEETING

May 10, 2007 - 2:00 p.m., Rosamond Community Services District  
3179 35<sup>th</sup> Street - West, Rosamond, CA

(District Seal)

/s/Debra Goddard  
Clerk of the Board

/s/

/s/ Jon McQuiston  
Chairman

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Americans with Disabilities Act  
(Government Code Section 54953.2)

Disabled individuals who need special assistance to attend or participate in a meeting of the Kern County Air Pollution Control District, may request assistance at the Kern County Air Pollution Control District - 2700 "M" Street Suite 302 - Bakersfield, CA 93301 or by calling 661-862-5250. Every effort will be made to reasonably accommodate individuals with disabilities by making meeting materials available in alternative formats. Requests for assistance should be made at least five (5) working days in advance, whenever possible.