

SUMMARY OF PROCEEDINGS

BOARD OF DIRECTORS KERN COUNTY AIR POLLUTION CONTROL DISTRICT

Location: Rosamond Community Services District
3179 35th Street - West
Rosamond, California

Regular Meeting
Thursday, May 10, 2007

2:10 P.M.

DISTRICT RECONVENED

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

ROLL CALL: Three Present, Director Watson Delayed and Director Holloway Absent

SALUTE TO FLAG: Led by Director Maben

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, **Maben - Holloway** denotes Director Maben 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and considered routine and noncontroversial by district staff and were approved by one motion - ITEMS: 4-CA, 5-CA WERE WITHDRAWN, 6, 7, 9, 10, 11, 12, 15, 16 AND 17 WERE VOTED AS CONSENT ITEMS. ITEM 8 WAS REMOVED FROM CONSENT AGENDA BY DIRECTOR KEVIN SCHAFER. **Schafer - Maben: 3 Ayes; 2 Absent - Watson and Holloway**

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.

DISTRICT REQUESTS

NOTE: DIRECTOR WATSON ENTERED THE MEETING

- 3) Recommendations of KCAPCD's Motor Vehicle Emission Reduction Program (MVERP) Committee - DAVID JONES, APCO, AND NANCY BASS, MVERP COMMITTEE CHAIR, MADE PRESENTATION; DIRECTOR'S MABEN AND

(Continued on Page 2)

SCHAFFER ASKED QUESTIONS; MR. JONES RESPONDED; RECEIVED THE MVERP COMMITTEE'S RECOMMENDATIONS OF \$349,895 IN PROJECT PROPOSALS; RECEIVED PUBLIC COMMENT, NONE; APPROVED MVERP COMMITTEE'S RECOMMENDATIONS; AUTHORIZED STAFF AND COUNSEL TO DRAFT NECESSARY PROJECT IMPLEMENTATION AGREEMENTS; AND BRING BACK THOSE AGREEMENTS FOR CONSIDERATION AT A FUTURE GOVERNING BOARD MEETING.

Maben - Schafer: 4 Ayes; 1 Absent - Holloway

4-CA) Two Agreements with South Fork Union School District for Qualifying Lower-Emission School Bus Program Projects - **WITHDRAWN**

5-CA) Four Agreements with Wade Trucking Company for Qualifying CAPCOA Carl Moyer Projects - **WITHDRAWN**

6-CA) Two Agreements with Grimmway Enterprises, Incorporated for Qualifying Carl Moyer Projects - APPROVED AND AUTHORIZED THE CHAIR TO SIGN THE CARL MOYER PROJECT AGREEMENTS NOS. 05-001-2007 AND 05-002-2007 BETWEEN GRIMMWAY ENTERPRISES, INCORPORATED AND THE KERN COUNTY AIR POLLUTION CONTROL DISTRICT.

Schafer - Maben: 3 Ayes; 2 Absent - Watson and Holloway

7-CA) Three Amendments, each numbered 1, to Agreements Numbered 09-024-2006, 09-026-2006, and 09-027-2006 with Ramos/Strong, Incorporated for a Modification of a Carl Moyer Project - APPROVED AMENDMENT #1 TO AGREEMENT 09-024-2006, AMENDMENT #1 TO AGREEMENT 09-026-2006, AND AMENDMENT #1 TO AGREEMENT 09-027-2006 WITH RAMOS/STRONG, INC., AND AUTHORIZED CHAIR TO SIGN.

Schafer - Maben: 3 Ayes; 2 Absent - Watson and Holloway

8) Amendment #3 to Agreement #03-005-2006 with Sonoma Technology Inc. a No-Cost Time Extension to December 31, 2007 - DAVE JONES HEARD; APPROVED AND AUTHORIZED THE CHAIRMAN TO SIGN AMENDMENT #3 TO AGREEMENT #03-005-2006 WITH SONOMA TECHNOLOGY INC AND DIRECTED STAFF TO PRESENT A PROGRESS REPORT ON THE TWO REMAINING PROJECTS AT EACH BOARD MEETING UNTIL THE PROJECTS ARE COMPLETE.

Schafer - Maben: 4 Ayes; 1 Absent - Holloway

9-CA) Sub-Recipient Agreement from California Air Pollution Control Officers Association for the District to receive PM2.5 Monitoring Grant Funds - AUTHORIZED THE CHAIR TO SIGN THE SUB-RECIPIENT AGREEMENT WITH THE CALIFORNIA AIR POLLUTION CONTROL OFFICERS ASSOCIATION AND AUTHORIZED THE APCO TO DO ALL OTHER ACTS NECESSARY TO RECEIVE THE FUNDS FOR THE PM2.5 MONITORING PROGRAM.

Schafer - Maben: 3 Ayes; 2 Absent - Watson and Holloway

10-CA) Salary Adjustments for Air Quality Specialist I/II, Senior Air Quality Specialist, and Air Quality Engineer I/II/III to Correct Inequities - APPROVED AND REFERRED TO THE KERN COUNTY BOARD OF SUPERVISORS AN EQUITY ADJUSTMENTS TO THE SALARY RANGES FOR THE AIR QUALITY SPECIALIST I FROM RANGE 51.5 TO 55.6; AIR QUALITY SPECIALIST II FROM RANGE 53.9 TO 57.6; SENIOR AIR QUALITY SPECIALIST FROM RANGE 55.6 TO 59.6; AIR QUALITY ENGINEER I FROM 55.7 TO 59.9; AIR QUALITY ENGINEER II FROM 59.9 TO 62.9; AIR QUALITY ENGINEER III FROM 61.9 TO 64.9; AND AN ADDITIONAL 5% SALARY PREMIUM FOR AIR QUALITY ENGINEERS WITH PROFESSIONAL REGISTRATION. THE SALARY ADJUSTMENTS SHALL BE EFFECTIVE AT THE BEGINNING OF THE PAY PERIOD AFTER THE KERN COUNTY BOARD OF SUPERVISORS APPROVES AN AMENDMENT TO THE SALARY ORDINANCE.

Schafer - Maben: 3 Ayes; 2 Absent - Watson and Holloway

- 11-CA) Salary Adjustment for the Air Pollution Control Officer (APCO) - APPROVED AND REFERRED TO THE KERN COUNTY BOARD OF SUPERVISORS AN ADJUSTMENT TO THE SALARY RANGE FOR THE AIR POLLUTION CONTROL OFFICER FROM RANGE 69.7 TO 71.3. THE SALARY ADJUSTMENT SHALL BE EFFECTIVE AT THE BEGINNING OF THE NEXT PAY PERIOD AFTER THE KERN COUNTY BOARD OF SUPERVISORS APPROVES AN AMENDMENT TO THE SALARY ORDINANCE.

Schafer - Maben: 3 Ayes; 2 Absent - Watson and Holloway

- 12-CA) Authorization for Air Pollution Control Officer to Execute a Professional Services Agreement to Provide Assistance with the 8-hour Ozone SIP - AUTHORIZED THE APCO TO EXECUTE AN AGREEMENT ON BEHALF OF THE DISTRICT FOR THOSE SERVICES NECESSARY TO ASSIST STAFF WITH THE MATTERS INDICATED ABOVE, IN AN AMOUNT NOT TO EXCEED \$20,000, IN SUBSTANTIALLY THE FORM ATTACHED HERETO, SUBJECT TO APPROVAL AS TO FORM BY COUNTY COUNSEL.

Schafer - Maben: 3 Ayes; 2 Absent - Watson and Holloway

HEARINGS

- 13) Hearing to Present KCAPCD's Annual AB2588 (Air Toxics) Report - OPENED HEARING; DAVID JONES MADE PRESENTATION; RECEIVED PUBLIC COMMENT, NONE; DIRECTOR SCHAFFER HEARD; CLOSED HEARING; RECEIVED AND FILED KCAPCD'S ANNUAL AB2588 (AIR TOXICS) REPORT; AND DIRECTED STAFF TO DISTRIBUTE REPORT.

Maben - Watson: 4 Ayes; 1 Absent - Holloway

- 14) Public Hearing to Consider Certification of National Cement Company's Lebec Plant Tire Derived Fuel Project Addendum to the Final EIR SCH No. 2004031077 - OPENED HEARING; DAVID JONES, APCO, MADE PRESENTATION; ALL DIRECTORS ASKED QUESTIONS; KIRK PERKINS, COUNTY COUNSEL AND DAVID JONES RESPONDED; DON UNMACHT, PRESIDENT OF NATIONAL CEMENT MADE PRESENTATION; RECEIVED PUBLIC COMMENT, CAROLINE FARREL HEARD, DOCUMENT RECEIVED AND FILED, LINDA MACKAY HEARD, PETER YONKER RESPONDED; CLOSED HEARING; ADOPTED CEQA FINDINGS AND ADOPTED RESOLUTION #2007-004-05 CERTIFYING NATIONAL CEMENT COMPANY'S LEBEC PLANT TIRE DERIVED FUEL PROJECT ADDENDUM TO THE FINAL EIR SCH NO. 2004031077. DIRECTED STAFF TO INCLUDE IN PERMIT CHECK POINTS TO VALIDATE MODEL.

Maben - Watson: 4 Ayes; 1 Absent - Holloway

MATTERS FOR EXECUTIVE APPROVAL

- 15-CA) Schedule of KCAPCD Governing Board Meetings additions/changes of rotating locations - APPROVED AND FILED.

Schafer - Maben: 3 Ayes; 2 Absent - Watson and Holloway

- 16-CA) Summary of Proceedings for Meeting of March 8, 2007 - APPROVED AND FILED.

Schafer - Maben: 3 Ayes; 2 Absent - Watson and Holloway

DOCUMENTS FOR FILING

- 17-CA) District's Notice of Violations update - RECEIVED AND FILED.

Schafer - Maben: 3 Ayes; 2 Absent - Watson and Holloway

DISTRICT UPDATE

- 18) APCO Report (Verbal)
- A) UPDATE ON THE MONITORING SITE IN TEHACHAPI
 - B) CAPCOA AND ARB SCHOOL BUS GRANT MONIES
 - C) ARB TO REQUIRE ALL AGRICULTURAL PUMPS BE REGISTERED
 - D) UPDATE TO THE INCREASE OF DISTRICT FEES

ADJOURN TO THURSDAY, July 12, 2007 - 2:00 P.M.

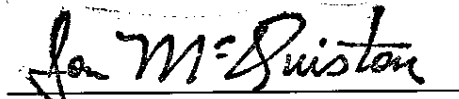
NEXT MEETING

July 12, 2007 - 2:00 P.M. Regular Board Session, Golden Hills Community Service District, 21415 Reeves St., Tehachapi, CA 93561

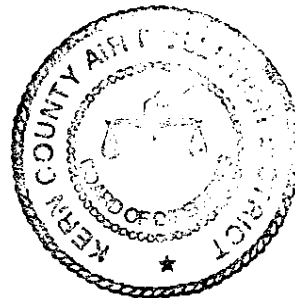


Debra Goddard
Clerk of the Board

(District Seal)



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.