

# SUMMARY OF PROCEEDINGS

## BOARD OF DIRECTORS KERN COUNTY AIR POLLUTION CONTROL DISTRICT

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

Regular Meeting  
Thursday, January 15, 2009

1:00 P.M.

DISTRICT RECONVENED

DIRECTORS: Maben (Chairman), Holloway (Vice Chairman), McQuiston, Grimes and Adams

ROLL CALL: Absent - Adams

SALUTE TO FLAG: Led by Kirk Perkins

Air Pollution Control Officer: David L. Jones

Clerk of the Board: Debra Mullins

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, 6, 7, 8, 9, 10, 11, AND 12 WERE VOTED AS CONSENT ITEMS. ITEM 5 & 13 WAS REMOVED FROM THE CONSENT AGENDA.  
**Maben - Grimes: All Ayes, 1 Absent - Adams**

- 1) **SELECTED CHAIRMAN DON MABEN AND VICE CHAIRMAN CHIP HOLLOWAY  
Holloway - Grimes: All Ayes, 1 Absent - Adams**

### 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) Amendment to Procedural Rules for Proceedings of the KCAPCD Board of Directors - APPROVED "EXHIBIT "A", AMENDMENT TO THE PROCEDURAL RULES FOR THE PROCEEDINGS OF THE KERN COUNTY AIR POLLUTION CONTROL DISTRICT BOARD OF DIRECTORS.  
**Maben - Grimes: All Ayes, 1 Absent - Adams**
- 5) Proposed Agreement with Blake's Wholesale Stone for Year 10 Carl Moyer Program Grant Funds - APPROVED AS REVISED AND AUTHORIZED THE CHAIR TO SIGN THE CARL MOYER PROJECT AGREEMENT NO. 01-001-2009.  
**McQuiston - Holloway: All Ayes, 1 Absent - Adams**
- 6-CA) Proposed Agreement No. 01-002-2009 with Crystal Organic Farms LLC for Year 10 Carl Moyer Program Grant Funds and Amendment No. 1 to Agreement No. 01-003-2006 (Agreement 01-003-2009a) - APPROVED AND AUTHORIZED THE CHAIR TO SIGN THE CARL MOYER PROJECT AGREEMENT NO. 01-002-2009 AND AGREEMENT NO.01-003-2009A.  
**Maben - Grimes: All Ayes, 1 Absent - Adams**
- 7-CA) Proposed Agreement with Shinault Baker & Company, Certified Public Accountants for Reviews and Reports on the Financial Records of KCAPCD for Fiscal Years Ending June 30, 2007 and June 30, 2008 - APPROVED THE TRANSFER OF EIGHT THOUSAND DOLLARS (\$8,000) FROM THE APPROPRIATION FOR CONTINGENCIES ACCOUNT (#6040) TO PROFESSIONAL & SPECIAL SERVICES ACCOUNT (#7500); APPROVED AND AUTHORIZED THE CHAIR TO SIGN AGREEMENT NO. 01-004-2009 WITH SHINAULT BAKER & COMPANY.  
**Maben - Grimes: All Ayes, 1 Absent - Adams**
- 8-CA) Proposed Agreement for Provision of Business Internet Service by Bright House Networks to the Tehachapi Field Office - APPROVED AND AUTHORIZED THE PAYMENT FOR PAST SERVICES RECEIVED UNDER THE ORIGINAL 2008 BRIGHT HOUSE AGREEMENT AND AUTHORIZED THE CHAIR TO SIGN AGREEMENT NO. 01-005-2009, THE NEW 2009 BRIGHT HOUSE FOR FUTURE SERVICE.  
**Maben - Grimes: All Ayes, 1 Absent - Adams**

**MATTERS FOR EXECUTIVE APPROVAL**

- 9-CA) Schedule of KCAPCD Governing Board Meetings additions/changes of rotating locations - APPROVED AND FILED.  
**Maben - Grimes: All Ayes, 1 Absent - Adams**

10-CA) Summary of Proceedings for Meeting of November 13, 2008 - APPROVED AND FILED.

**Maben - Grimes: All Ayes, 1 Absent - Adams**

DOCUMENTS FOR FILING

11-CA) List of Regulatory Control Measures to be Considered for Amendment or Adoption During 2009 - RECEIVED AND FILED KCAPCD'S LIST OF REGULATORY CONTROL MEASURES WHICH WILL BE CONSIDERED FOR AMENDMENT OR ADOPTION DURING CALENDAR YEAR 2009.

**Maben - Grimes: All Ayes, 1 Absent - Adams**

12-CA) District's Notice of Violation update - RECEIVED AND FILED.

**Maben - Grimes: All Ayes, 1 Absent - Adams**

DISTRICT UPDATE

13) APCO Report (Verbal)

- EPA ozone attainment plan timeline discussed
- Motor Vehicle Emission Reduction Program. REFERRAL - STAFF SHALL REVIEW THE VEHICLE REQUIREMENTS OF THE MOTOR VEHICLE EMISSION REDUCTION PROGRAM (MVERP) PRIOR TO CONDUCTING THE NEXT REQUEST FOR PROPOSAL PROCESS IN THE FALL OF 2009. REDUCTION.

ADJOURNED TO THURSDAY, MARCH 12, 2009 - 1:00 P.M, CITY OF RIDGECREST CITY HALL, 100 W. CALIFORNIA AVE., RIDGECREST, CA

**McQuiston**

###

(District Seal)

/s/

Debra Mullins, Clerk of the Board

/s/

/s/

Don Maben, Chairman