

SUMMARY OF PROCEEDINGS

BOARD OF DIRECTORS EASTERN KERN AIR POLLUTION CONTROL DISTRICT

Location: Kern River Veteran/Senior Building
6405 Lake Isabella Blvd, Lake Isabella, CA

Regular Meeting
Thursday, May 10, 2012
1:00 P.M.

DISTRICT RECONVENED

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

ROLL CALL: 3 Present, 2 Absent – Holloway and McQuiston

SALUTE TO FLAG: Led by Director Bohannon

AIR POLLUTION CONTROL OFFICER: David L. Jones

SECRETARY OF THE BOARD: Debra Mullins

COUNSEL: Kirk Perkins

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: 3, 5, 6, 7a, 8, 9 and 10 WERE VOTED AS CONSENT ITEMS.

Scrivner - Bohannon: 3 Ayes; 2 Absent – Holloway and McQuiston

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 – EDWARD NANCE, SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 521, HEARD CONCERNING MOVING OF DISTRICT OFFICE TO DISTRICT JURISDICTION.

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.

APPOINTMENTS

- 3-CA) Reappointment of Hearing Board Member - REAPPOINTED MS. DORIS LORA, EFFECTIVE JULY 1, 2012, TO EKAPCD'S HEARING BOARD FOR A THREE YEAR TERM PURSUANT TO SECTION 40804 OF THE CALIFORNIA HEALTH AND SAFETY CODE.
Scrivner - Bohannon: 3 Ayes; 2 Absent – Holloway and McQuiston

DISTRICT REQUESTS

- 4) Recommendations of EKAPCD's Motor Vehicle Emission Reduction Program (MVERP) Committee – RECEIVED MVERP COMMITTEE'S RECOMMENDATIONS FOR PROJECT PROPOSALS; RECEIVED PUBLIC COMMENT, NANCY PLUCKETT, MVERP COMMITTEE CHAIRPERSON HEARD; APPROVED MVERP COMMITTEE'S RECOMMENDATIONS AS SUBMITTED BY STAFF; AUTHORIZED STAFF AND COUNSEL TO DRAFT NECESSARY PROJECT IMPLEMENTATION AGREEMENTS; AND TO BRING BACK THOSE AGREEMENTS FOR CONSIDERATION BY THE BOARD OF DIRECTORS.
Scrivner - Bohannon: 3 Ayes; 2 Absent – Holloway and McQuiston
- 5-CA) Sub-Recipient Agreement from California Air Pollution Control Officers Association for the District to receive PM2.5 Grant Funds – AUTHORIZED THE CHAIRMAN TO SIGN A SUB-RECIPIENT AGREEMENT WITH THE CALIFORNIA AIR POLLUTION CONTROL OFFICERS ASSOCIATION, AND AUTHORIZED THE APCO TO DO ALL OTHER ACTS NECESSARY TO RECEIVE FUNDS FROM THE PM2.5 MONITORING PROGRAM.
Scrivner - Bohannon: 3 Ayes; 2 Absent – Holloway and McQuiston
- 6-CA) Proposed Revision of the Job Specification and Salary Schedule of the Air Pollution Control Officer - APPROVED PROPOSED REVISED JOB SPECIFICATION AND SALARY RANGE OF 72.9 (\$8248-\$10073 MONTHLY BASE SALARY) FOR THE AIR POLLUTION CONTROL OFFICER.
Scrivner - Bohannon: 3 Ayes; 2 Absent – Holloway and McQuiston
- 7) Request for Direction on Options and Schedule for Recruitment of a New Air Pollution Control Officer and for Moving of District Office - DISCUSSED THE PROPOSED SCHEDULE FOR RECRUITMENT OF A NEW APCO, SEND NOTICE TO ALL CALIFORNIA AIR DISTRICTS, ARB, AIR AND WASTE MANAGEMENT ASSOCIATION AND POST TO CALIFORNIA AIR POLLUTION CONTROL OFFICER ASSOCIATION NEWSLETTER, APCO TO CONDUCT RECRUITMENT AND PRESCREEN APPLICANTS WITH HIRING INTERVIEWS SCHEDULED FOR NOVEMBER GOVERNING BOARD MEETING; DIRECTED APCO TO CONSIDER ADDITIONAL OPTIONS FOR OFFICE SPACE SPECIFICALLY WITH OTHER

AGENCIES IN ADDITION TO COMMERCIAL OPTIONS ALREADY BEING PURSUED, AND EXTENDED THE WINDOW FOR THE MOVE INTO 2013, STAFF MAY DEVELOP PROPOSED AGREEMENT FOR LEASE THAT PAYS FOR REQUESTED IMPROVEMENTS IN ONE PAYMENT IN ADDITION TO THE NORMAL PAYBACK OVER THE LIFE OF THE LEASE, BOARD WILL CONSIDER PAYING FOR ALL ONE-TIME MOVING COSTS WITH GRANT FUNDS; APCO MAY MEET WITH SEIU TO DISCUSS EMPLOYEE ISSUES RELATED TO MOVE TO TEHACHAPI.

Scrivner - Bohannon: 3 Ayes; 2 Absent – Holloway and McQuiston

- 7a-CA) Proposed designation of the Air Pollution Control Officer, currently David Jones, or his designee, as the designated labor negotiator for EKAPCD - APPROVED DESIGNATION OF THE AIR POLLUTION CONTROL OFFICER, OR HIS DESIGNEE, AS THE DESIGNATED LABOR NEGOTIATOR FOR ISSUES SPECIFIC TO EKAPCD EMPLOYEES.

Scrivner - Bohannon: 3 Ayes; 2 Absent – Holloway and McQuiston

MATTERS FOR EXECUTIVE APPROVAL

- 8-CA) Summary of Proceedings for Meeting of March 8, 2012 - APPROVED AND FILED.

Scrivner - Bohannon: 3 Ayes; 2 Absent – Holloway and McQuiston

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

Scrivner - Bohannon: 3 Ayes; 2 Absent – Holloway and McQuiston

DOCUMENTS FOR FILING

- 10-CA) EKAPCD Notice of Violation's update - RECEIVED AND FILED.

Scrivner - Bohannon: 3 Ayes; 2 Absent – Holloway and McQuiston

DISTRICT UPDATE

- 11) APCO Report (Verbal)
- A. Reported status of new database.
 - B. Budget looking better with adoption of Greenhouse Gas fees, New EPA 105 grant funds and one staff position being held open.
 - C. Ozone Attainment Standard and PM-10 re-designation reported.

ADJOURN 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.)

- 12) Request for Closed Session regarding conference with designated labor negotiator, David Jones - Employee organization: Service Employees' International Union (SEIU) Local 521 (Government Code Section 54957.6).
NO REPORTABLE ACTION TAKEN
- 13) Request for Closed Session regarding public employee employment - Title: Air Pollution Control Officer (Government Code Section 54957).
NO REPORTABLE ACTION TAKEN

RECONVENE FROM CLOSED SESSION

ADJOURN TO THURSDAY, JULY 12, 2012, 1:00 P.M. REGULAR BOARD
SESSION AT GOLDEN HILLS COMMUNITY SERVICES DISTRICT, 21415
REEVES STREET, TEHACHAPI, CA.

Grimes

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(District Seal)

/s/
Debra Mullins
Secretary of the Board

/s/

/s/
Ed Grimes
Chairman