

AGENDA

BOARD OF DIRECTORS EASTERN KERN AIR POLLUTION CONTROL DISTRICT

Regular Meeting
Thursday, May 6, 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 WILL BE 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 TO RECONVENE

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

ROLL CALL

SALUTE TO FLAG

CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT: All items listed with a (-CA) are consent items and considered routine and noncontroversial by District staff. Consent items will be considered first and may be approved by one motion if no member of the Board or public wishes to comment or ask questions. If comment or discussion is desired by anyone, the item will be removed from the consent agenda and will be considered in listed sequence with an opportunity for any member of the public to address the Board concerning the item before action is taken.

STAFF RECOMMENDATIONS SHOWN IN CAPS AFTER EACH ITEM

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. **SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE YOUR NAME BEFORE MAKING YOUR PRESENTATION. THANK YOU.**

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)].

HEARINGS

- 3-CA) Re-Appointment of Hearing Board Member – REAPPOINT MS. DORIS LORA TO THE HEARING BOARD FOR A THREE-YEAR TERM ENDING JUNE 30, 2024.

DISTRICT REQUESTS

- 4-CA) 2021 DMV Grant Program Recommended Projects – RECEIVE PUBLIC COMMENT; APPROVE THE DISTRICT’S 2021 DMV GRANT PROGRAM RECOMMENDED PROJECT LIST; AUTHORIZE STAFF AND LEGAL COUNSEL TO DRAFT NECESSARY PROJECT IMPLEMENTATION AGREEMENTS; AND BRING BACK SAID AGREEMENTS FOR CONSIDERATION AT THE JULY 2021 BOARD MEETING.
- 5-CA) Revised budget for the District Board/Meeting Room and Field Office relocation – APPROVE THE PROPOSED BUDGET INCREASE; AUTHORIZE APCO TO PROCEED WITH THE PROJECT; AND DO ALL OTHER NECESSARY ITEMS TO FACILITATE ACQUISITION OF THE NEW DISTRICT BOARD/MEETING ROOM AND DISTRICT FIELD OFFICE.
- 6-CA) Sub-Recipient Agreement from California Air Pollution Control Officers Association for the District to receive PM_{2.5} 103 Grant Funds – AUTHORIZE THE APCO TO SIGN A SUB-RECIPIENT AGREEMENT WITH THE CALIFORNIA AIR POLLUTION CONTROL OFFICERS ASSOCIATION, AND AUTHORIZE THE AIR POLLUTION CONTROL OFFICER TO DO ALL OTHER ACTS NECESSARY TO RECEIVE FUNDS FROM THE PM_{2.5} MONITORING PROGRAM.
- 7-CA) Community Air Protection (CAP) Funds as Authorized Under Assembly Bill (AB) 134 – ADOPT RESOLUTION NO. 2021-001-05 REQUESTING FISCAL YEAR 2020-2021 AB 134 CAP FUNDS; AUTHORIZE THE APCO TO SIGN THE AWARD LETTER; SUBMIT A CERTIFIED COPY OF THE BOARD RESOLUTION TO CARB, AND DO ALL OTHER ACTS NECESSARY TO RESERVE AND RECEIVE FISCAL YEAR 2020-2021 CAP FUNDS.

- 8-CA) Redirect remaining balance of Fiscal Year 2017-2018 Funding Agricultural Replacement Measures for Emission Reductions (FARMER) funds to the Mojave Desert Air Quality Management District (MDAQMD) – APPROVE AND AUTHORIZE THE AIR POLLUTION CONTROL OFFICER TO SIGN THE REDIRECTION MEMORANDUM OF UNDERSTANDING (MOU) WITH MDAQMD FOR THE REDIRECTION OF THE REMAINING BALANCE OF FY 17/18 FARMER PROGRAM FUNDS IN THE AMOUNT OF \$86,363.32, AND DO ALL OTHER ACTS NECESSARY TO ENSURE REDIRECTION OF THE FUNDS.
- 9-CA) Amendment to Agreement No. 07-008-2020 with Project Clean Air to extend the life of the project by one year. – APPROVE AND AUTHORIZE CHAIRMAN TO SIGN AGREEMENT NO. 05-001-2021a WITH PROJECT CLEAN AIR TO EXTEND THE LIFE OF THE PROJECT BY ONE YEAR.
- 10-CA) Proposed Agreement with the Kern County Fire Department, utilizing Carl Moyer Program Grant Funds for fire crew transporter replacement – APPROVE AND AUTHORIZE CHAIRMAN TO SIGN AGREEMENT NO. 05-002-2021 WITH THE KERN COUNTY FIRE DEPARTMENT.
- 11-CA) Proposed Agreement with the Kern County Fire Department, utilizing Carl Moyer Program Grant Funds for fire crew transporter replacement – APPROVE AND AUTHORIZE CHAIRMAN TO SIGN AGREEMENT NO. 05-003-2021 WITH THE KERN COUNTY FIRE DEPARTMENT.
- 12-CA) Proposed Agreement with the Kern County Fire Department, utilizing Carl Moyer Program Grant Funds for fire crew transporter replacement – APPROVE AND AUTHORIZE CHAIRMAN TO SIGN AGREEMENT NO. 05-004-2021 WITH THE KERN COUNTY FIRE DEPARTMENT.
- 13-CA) Proposed Agreement with Daniells Phillips Vaughan & Bock CPAs and Advisors for District Financial Records Audit and Reports for the Fiscal Year Ending June 30, 2021 - APPROVE AND AUTHORIZE CHAIRMAN TO SIGN AGREEMENT NO. 05-005-2021 WITH DANIELLS PHILLIPS VAUGHAN & BOCK CPAS AND ADVISORS FOR FINANCIAL RECORDS AUDIT AND REPORTS
- 14-CA) Proposed Amendment to Agreement 01-002-2021 with Frank J. Bellino, Jr. D.B.A. Pentangeles Farms -- APPROVE AND AUTHORIZE CHAIRMAN TO SIGN AMENDMENT NO. 05-006-2021a WHICH AMENDS THE GRANTEE NAME.
- 15-CA) Proposed Amendment to Agreement 01-003-2021 with Frank J. Bellino, Jr. D.B.A. Pentangeles Farms -- APPROVE AND AUTHORIZE CHAIRMAN TO SIGN AMENDMENT NO. 05-007-2021a WHICH AMENDS THE GRANTEE NAME.

- 16-CA) Proposed Agreement with Sierra Sands Unified School District to provide \$400,000 from AB 1550 Community Air Protection (CAP) and Carl Moyer Program (CMP) funding for a new school bus – APPROVE AND AUTHORIZE CHAIRMAN TO SIGN AGREEMENT NO. 05-008-2021 WITH SIERRA SANDS UNIFIED SCHOOL DISTRICT FOR THE PURCHASE OF A NEW SCHOOL BUS.
- 17-CA) Proposed Agreement with Sierra Sands Unified School District to provide \$400,000 from AB 1550 Community Air Protection (CAP) and Carl Moyer Program (CMP) funding for a new school bus – APPROVE AND AUTHORIZE CHAIRMAN TO SIGN AGREEMENT NO. 05-009-2021 WITH SIERRA SANDS UNIFIED SCHOOL DISTRICT FOR THE PURCHASE OF A NEW SCHOOL BUS.

MATTERS FOR EXECUTIVE APPROVAL

- 18-CA) Summary of Proceedings for Meeting of March 4, 2021 – APPROVE AND FILE.

DOCUMENTS FOR FILINGS

- 19-CA) DISTRICT Notice of Violation's update – RECEIVE AND FILE.
- 20-CA) Request to submit letter to reclassify from Moderate to Serious Nonattainment Status for the 2015, 8-hour Ozone National Ambient Air Quality Standards (NAAQS) – REVIEW AND APPROVE ATTACHED LETTER TO BE SENT TO THE CALIFORNIA AIR RESOURCES BOARD FOR THE RECLASSIFICATION OF THE ATTAINMENT STATUS FROM MODERATE TO SERIOUS NONATTAINMENT.

DISTRICT UPDATES

- 21) APCO Report (Verbal)

ADJOURN TO THURSDAY, JULY 22, 2021, 2:00 PM, REGULAR BOARD SESSION AT EASTERN KERN AIR POLLUTION CONTROL DISTRICT FIELD OFFICE, 20406 BRIAN WAY, SUITE 4A, TEHACHAPI, CA.

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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 Eastern Kern Air Pollution Control District (EKAPCD), may request assistance at the EKAPCD, 2700 “M” St Ste. 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 three (3) working days in advance, whenever possible.