

SUMMARY OF PROCEEDINGS

BOARD OF DIRECTORS EASTERN KERN AIR POLLUTION CONTROL DISTRICT

Regular Meeting
Thursday, January 11, 2024
2:00 P.M.

Location: Eastern Kern Air Pollution Control District Board Room
414 W. Tehachapi Blvd., Suite D, Tehachapi, CA 93561

Kern County Administration Building
1115 Truxtun Avenue, Suite #501, Bakersfield, CA 93301

Ridgecrest City Hall
100 W. California Ave., Ridgecrest, CA 93555

Zoom Video Conferencing - <https://zoom.us>
Meeting ID # 826 861 7254

DISTRICT RECONVENED

DIRECTORS: Davies (Chairman), Scrivner (Vice-Chairman), Peters, Blades, and Creighton
ROLL CALL: 4 Present (Davies, Scrivner, Creighton – Tehachapi) (Peters – Zoom)
1 Absent (Blades)

SALUTE TO FLAG: Director Creighton

AIR POLLUTION CONTROL OFFICER: Glen E. Stephens, P.E.
AQ ADMINISTRATIVE MANAGER: Gary Ray
BOARD SECRETARY: Doreatha Foots

BOARD ACTION SHOWN AFTER EACH ITEM IN CAPS. The vote is placed in **bold** below each Board Action. For example, **Scrivner – Peters** denotes Director Scrivner made the motion and Director Peters seconded the motion.

CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT: All items listed with a (-CA) were considered routine and approved by one motion.

Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)

1) Selection of Chairman.
SELECTED DIRECTOR DAVIES AS CHAIRMAN.
Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)

Selection of Vice Chairman.
SELECTED DIRECTOR SCRIVNER AS VICE CHAIRMAN.
Davies – Creighton: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)

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

DIRECTOR JIM CREIGHTON STATED THAT HE RECEIVED A VOICEMAIL FROM ONE OF THE EASTERN KERN AIR POLLUTION CONTROL DISTRICT INSPECTORS REGARDING AN AIR MONITOR. HE INDICATED THAT HE WOULD NEED TO SPEAK WITH THE FIRE CHIEF AND THE CITY MANAGER FIRST AND THEN HE WOULD GET BACK TO EASTERN KERN AIR POLLUTION CONTROL DISTRICT IN A FEW WEEKS.

APPOINTMENTS

- 4-CA) Re-Appointment of Hearing Board Member – REAPPOINTED MR. BENJAMIN DEWELL AS MEMBER TO DISTRICT’S HEARING BOARD FOR A THREE-YEAR TERM, TO EXPIRE ON JANUARY 31, 2027.
Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)

DISTRICT REQUESTS

- 5-CA) Proposed Amendment to Agreement to 01-001-2018 with American Ecotech, LLC to provide web access support for solar facilities air monitoring – APPROVED AND AUTHORIZED CHAIRMAN TO SIGN AGREEMENT NO. 01-005-2024a WITH AMERICAN ECOTECH, LLC.
Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)
- 6-CA) Proposed Agreement with City of California City, to utilize AB134/1550 Grant Funds for fire engine replacement – APPROVED AND AUTHORIZED CHAIRMAN TO SIGN AGREEMENT NO. 01-004-2024 WITH CITY OF CALIFORNIA CITY.
Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)

- 7-CA) Proposed Agreement with Muroc Joint Unified School District to provide up to \$90,000 from AB 923 funds to replace a 2008 high-emitting diesel-fueled Blue Bird school bus – APPROVED AND AUTHORIZED CHAIRMAN TO SIGN AGREEMENT NO. 01-006-2024 WITH MUROC JOINT UNIFIED SCHOOL DISTRICT FOR THE PURCHASE OF A NEW SCHOOL BUS.
Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)
- 8-CA) Proposed Amendment No. 2 to Agreement 05-002-2021 with Kern County Fire Department to Replace Crew Transporter with Carl Moyer Program Grant Funds – APPROVED AND AUTHORIZED CHAIRMAN TO SIGN AMENDMENT NO. 01-001-2024a WITH KERN COUNTY FIRE DEPARTMENT.
Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)
- 9-CA) Proposed Amendment No. 2 to Agreement 05-003-2021 with Kern County Fire Department to Replace Crew Transporter with Carl Moyer Program Grant Funds – APPROVED AND AUTHORIZED CHAIRMAN TO SIGN AMENDMENT NO. 01-002-2024a WITH KERN COUNTY FIRE DEPARTMENT.
Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)
- 10-CA) Proposed Amendment No. 2 to Agreement 05-004-2021 with Kern County Fire Department to Replace Crew Transporter with Carl Moyer Program Grant Funds – APPROVED AND AUTHORIZED CHAIRMAN TO SIGN AMENDMENT NO. 01-003-2024a WITH KERN COUNTY FIRE DEPARTMENT.
Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)
- 11-CA) California Air Resources Board (CARB) Assembly Bill (AB) 617, G23-CAPP-07 Community Air Protection Program (CAPP) Grant Funds – ADOPTED RESOLUTION NO. 2024-002-01 REQUESTING AB 617 CAPP GRANT FUNDS; AUTHORIZED THE APCO TO SIGN AN AGREEMENT WITH CARB; SUBMIT A CERTIFIED COPY OF THE BOARD RESOLUTION TO CARB AND DO ALL OTHER ACTS NECESSARY TO RESERVE AND RECEIVE AB 617, G23-CAPP-07 FUNDS.
Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)
- 12-CA) Community Air Protection (CAP) Funds as Authorized Under Assembly Bill (AB) 134 – ADOPTED RESOLUTION NO. 2024-001-01 REQUESTING FISCAL YEAR 2023-2024 AB 134 CAP FUNDS; AUTHORIZED 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 2023-2024 CAP FUNDS.
Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)

MATTERS FOR EXECUTIVE APPROVAL

- 13) Consider New Classification--Air Quality Compliance Supervisor. This position will supervise compliance and technical staff and confer with the California Air Resources Board to develop plans and rules to assist with bringing the District into attainment. APPROVED THE ADDITION OF A NEW CLASSIFICATION--AIR QUALITY COMPLIANCE SUPERVISOR; AUTHORIZED THE APCO TO INFORM KERN COUNTY HUMAN RESOURCES AND TO TAKE ALL OTHER STEPS NECESSARY TO FILL THE POSITION.
Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)
- 14) Consider Appointment of Mr. Gary Ray, Jr., as the Air Pollution Control Officer for Eastern Kern APCD - APPOINTED MR. GARY RAY, JR., AS THE EASTERN KERN APCD AIR POLLUTION CONTROL OFFICER, EFFECTIVE JANUARY 11, 2024, AT STEP “1” IN SALARY RANGE 79.1 OF THE KERN COUNTY SALARY TABLE; AUTHORIZED THE CURRENT APCO TO INFORM KERN COUNTY HUMAN RESOURCES OF MR. RAY’S APPOINTMENT AND TO TAKE ALL OTHER STEPS NECESSARY TO IMPLEMENT THE APPOINTMENT.
Creighton – Scrivner: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)
- 15) ADMINISTERED OATH OF OFFICE TO INCOMING AIR POLLUTION CONTROL OFFICER.
- 16-CA) Summary of Proceedings for Meeting of November 2, 2023 – APPROVED AND FILED.
Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)

DOCUMENTS FOR FILING

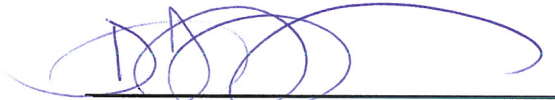
- 17-CA) List of Regulatory Control Measures to be considered for Amendment or Adoption During 2024 - RECEIVED AND FILED.
Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)
- 18-CA) DISTRICT Notice of Violation's update – RECEIVED AND FILED.
Scrivner – Creighton: Roll call vote: Davies – Aye, Creighton – Aye, Peters – Aye, Scrivner – Aye; 4 – Ayes, 1 – Absent (Blades)

DISTRICT UPDATES

- 19) APCO Report (Verbal) NONE

ADJOURNED TO THURSDAY, MARCH 7, 2023, 2:00 PM, REGULAR BOARD SESSION AT EASTERN KERN AIR POLLUTION CONTROL DISTRICT BOARD ROOM, 414 W. TEHACHAPI BLVD., SUITE D, TEHACHAPI, CA. **Davies**

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Doreatha Foots, Board Secretary
Eastern Kern APCD



Michael Davies, Chairman
Eastern Kern APCD

(District Seal)

