

**ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT
GOVERNING BOARD MEETING
TUESDAY, JUNE 15, 2021
ANTELOPE VALLEY DISTRICT OFFICE
LANCASTER, CA**

Minutes

Board Members Present:

Marvin Crist, Chair, City of Lancaster
Austin Bishop, Vice Chair, City of Palmdale
Newton Chelette, Public Member
Howard Harris, Los Angeles County
Ron Hawkins, Los Angeles County
Steven Hofbauer, City of Palmdale
Ken Mann, City of Lancaster

Board Members Absent:

CALL TO ORDER

Chair **CRIST** called the meeting to order at 10:00 a.m. Chair **CRIST** waived the Pledge of Allegiance. Roll call was taken.

PUBLIC COMMENT

- ❖ No public comment was made in person, telephonically or electronically.

CONSENT CALENDAR

Agenda Item #1 – Approve Minutes from Regular Governing Board Meeting of May 18, 2021.

Upon Motion by **MANN**, seconded by **CHELETTE**, and carried unanimously, the Board **Approved** Minutes from Regular Governing Board Meeting of May 18, 2021.

Agenda Item #2 – Monthly Grant Funding Summary. Receive and file.

Presenter: Bret Banks, Executive Director/APCO.

Upon Motion by **MANN**, seconded by **CHELETTE**, and carried unanimously, the Board **Received and Filed** Monthly Grand Funding Summary.

Agenda Item #3 – Monthly Activity Report. Receive and file.

Presenter: Bret Banks, Executive Director/APCO.

Upon Motion by **MANN**, seconded by **CHELETTE**, and carried unanimously, the Board **Received and Filed** Monthly Activity Report.

Agenda Item #4 – Approve payment to MDAQMD in the amount of \$145,698.42 for April 2021 expenditures.

Presenter: Bret Banks, Executive Director/APCO.

Upon Motion by **MANN**, seconded by **CHELETTE**, and carried unanimously, the Board, **Approved** payment to MDAQMD in the amount of \$145,698.42 for April 2021 expenditures.

Agenda Item #5 – Receive and file the Financial Report. This Preliminary Financial Report is provided to the Governing Board for information concerning the fiscal status of the District at April 30, 2021.

Presenter: Bret Banks, Executive Director/APCO.

Upon Motion by MANN, seconded by CHELETTE, and carried unanimously, the Board, **Received and filed** the Financial Report. This Preliminary Financial Report is provided to the Governing Board for information concerning the fiscal status of the District at April 30, 2021.

Agenda Item #6 – 1) Authorize the acceptance of Community Air Protection Program Implementation Funds and submission of the Grant Agreement to the California Air Resources Board (CARB) for expenses necessary for the implementation of Assembly Bill 617 (C. Garcia, Chapter 136, Statutes of 2017); 2) Authorize the acceptance of funds allocated and awarded to the District; and 3) Authorize the Executive Director/APCO and staff to execute the agreement, approved as to legal form.

Presenter: Julie McKeehan, Grants Analyst.

Upon Motion by MANN, seconded by CHELETTE, and carried unanimously, the Board, 1) **Authorized** the acceptance of Community Air Protection Program Implementation Funds and submission of the Grant Agreement to the California Air Resources Board (CARB) for expenses necessary for the implementation of Assembly Bill 617 (C. Garcia, Chapter 136, Statutes of 2017); 2) **Authorized** the acceptance of funds allocated and awarded to the District; and 3) **Authorized** the Executive Director/APCO and staff to execute the agreement, approved as to legal form.

Agenda Item #7 – 1) Authorize the acceptance of AB 197 Emission Inventory District Grant Program Funding; 2) Accept the terms and conditions for the funds; and 3) Authorize the Executive Director/APCO and staff to execute the agreement, approved as to legal form, and carry out related activities to meet the requirements of AB 197.

Presenter: Julie McKeehan, Grants Analyst

Upon Motion by MANN, seconded by CHELETTE, and carried unanimously, the Board, 1) **Authorized** the acceptance of AB 197 Emission Inventory District Grant Program Funding; 2) **Accepted** the terms and conditions for the funds; and 3) **Authorized** the Executive Director/APCO and staff to execute the agreement, approved as to legal form, and carry out related activities to meet the requirements of AB 197.

Agenda Item #8 – 1) Governing Board to acknowledge that funds awarded to Boething Treeland Farms at the May 18, 2021 meeting was intended for the use of Carl Moyer Program funds as presented; and 2) Authorize the Executive Director/APCO and staff to make any necessary corrections and execute an agreement approved as to legal form by the Office of District Counsel.

Presenter: Julie McKeehan, Grants Analyst

Upon Motion by MANN, seconded by CHELETTE, and carried unanimously, the Board, 1) **acknowledges** that funds awarded to Boething Treeland Farms at the May 18, 2021 meeting was intended for the use of Carl Moyer Program funds as presented; and 2) **Authorized** the Executive Director/APCO and staff to make any necessary corrections and execute an agreement approved as to legal form by the Office of District Counsel.

ITEMS FOR DISCUSSION

DEFERRED ITEMS

None.

NEW BUSINESS

Agenda Item #9 – Conduct Continued Public Hearing to consider the proposed AVAQMD Budget for FY 2021-22: a. Re-Open the continued public hearing; b. Receive supplemental staff report and/or staff update; c. Receive public testimony; d. Close public hearing; e. Adopt a resolution approving and adopting the budget for FY 2021-2022.

Presenter: Laquita Cole, Finance Manager.

Chair CRIST re-opened the public hearing. Laquita Cole, Finance Manager, presented the agenda item information and answered questions from the Board. Chair CRIST called for public comment, no public comment was made in person, telephonically or electronically, being none, Chair CRIST closed the public hearing. Upon motion by Board Member HAWKINS, seconded by Board Member BISHOP, with seven AYES votes by Board Members BISHOP, CHELETTE, CRIST, HARRIS, HAWKINS, HOFBAUER and MANN, the board, adopted Resolution 21-01, “A RESOLUTION OF THE GOVERNING BOARD OF THE ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT APPROVING AND ADOPTING THE PROPOSED OPERATING BUDGET FOR FISCAL YEAR 2021-22.”

Agenda Item #10 – Conduct a public hearing to consider the amendment of Rule 219 – Equipment Not Requiring a Permit: a. Open public hearing; b. Receive staff report; c. Receive public testimony; d. Close public hearing; e. Make a determination that the California Environmental Quality Act (CEQA) Categorical Exemption applies; f. Waive reading of Resolution; g. Adopt Resolution making appropriate findings, certifying the Notice of Exemption, amending the Rule and directing staff.

Presenter: Bret Banks, Executive Director/APCO.

Chair CRIST opened the public hearing. Bret Banks, Executive Director/APCO, presented the staff report and answered questions from the Board. Chair CRIST called for public comment, no public comment was made in person, telephonically or electronically, being none, Chair CRIST closed the public hearing and determined that the CEQA Categorical Exemption applies and waived reading of the resolution. Upon motion by Board Member HARRIS, seconded by Board Member MANN, with seven AYES votes by Board Members BISHOP, CHELETTE, CRIST, HARRIS, HAWKINS, HOFBAUER and MANN, the board, adopted Resolution 21-02, “A RESOLUTION OF THE GOVERNING BOARD OF THE ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT MAKING FINDINGS, CERTIFYING THE NOTICE OF EXEMPTION, AMENDING RULE 219 - EQUIPMENT NOT REQUIRING A PERMIT AND DIRECTING STAFF ACTIONS.”

Agenda Item #11 – Conduct a public hearing to consider the amendment of Regulation XIII – New Source Review, amendment of Regulation XVII – Prevention of Significant Deterioration, making conforming changes to Rule 1401 – New Source Review for Toxic Air Contaminants: a. Open public hearing; b. Receive staff report; c. Receive public testimony; d. Close public hearing; e. Make a determination that the California Environmental Quality Act (CEQA) Categorical Exemption applies; f. Waive reading of Resolution; g. Adopt Resolution making appropriate findings, certifying the Notice of Exemption, amending the Rule and directing staff.

Presenter: Bret Banks, Executive Director/APCO.

Chair CRIST opened the public hearing. Bret Banks, Executive Director/APCO, recommended that this hearing be continued to the next Governing Board meeting of July 20, 2021 to allow additional time to review and analyze public comments received. Upon motion by Board Member HOFBAUER, seconded by Board Member MANN, with seven AYES votes by Board Members BISHOP, CHELETTE, CRIST, HARRIS, HAWKINS, HOFBAUER and MANN, the board, motioned to keep the public hearing open and continue item to the Governing Board meeting of July 20, 2021.

Agenda Item #12– Reports.

Governing Board Counsel –

- No report.

Executive Director/APCO –

- As California fully reopens from the pandemic restrictions, Mr. Banks would like the board to consider the logistics of a hybrid in-person plus concurrent Zoom meeting access.

Staff –

- No report.

Agenda Item #13 – Board Member Reports and Suggestions for Future Agenda Items.

- None.

Agenda Item #14 – Adjourn to Regular Governing Board Meeting of Tuesday, June 15, 2021.

Being no further business, the meeting adjourned at 10:23 a.m. to the next regularly scheduled Governing Board Meeting of Tuesday, July 20, 2021.

ACTION OF THE GOVERNING BOARD

APPROVED

Upon motion by **AUSTIN BISHOP**, seconded by **KEN MANN**, as approved by the following vote:

Ayes: 6 BISHOP, CRIST, HARRIS, HAWKINS, HOFBAUER, MANN

Noes:

Absent: 1 CHELETTE

Abstain:

DEANNA HERNANDEZ, SENIOR EXECUTIVE ANALYST

BY Deanna Hernandez

Dated: July 20, 2021