

**ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT
GOVERNING BOARD MEETING
TUESDAY, FEBRUARY 21, 2023
ANTELOPE VALLEY TRANSIT AUTHORITY DISTRICT OFFICE
LANCASTER, CA**

Draft Minutes

Board Members Present:

Marvin Crist, *Chair*, City of Lancaster
Austin Bishop, *Vice Chair*, City of Palmdale
Newton Chelette, Public Member
Ron Hawkins, Los Angeles County
Ken Mann, City of Lancaster
Andrea Alarcón, City of Palmdale

Board Members Absent:

Howard Harris, Los Angeles County

CALL TO ORDER

Chair **CRIST** called the meeting to order at 10:11 a.m. Chair **CRIST** asked Board Member **BISHOP** to lead the Pledge of Allegiance. Chair **CRIST** called for roll call, roll call was taken.

PUBLIC COMMENT

❖ Chair **CRIST** called for **PUBLIC COMMENT**. At this time, no public comment was made in person, or electronically, moved onto **CONSENT CALENDAR**.

CLOSED SESSION

Agenda Item #1 Public Employee Performance Evaluation - Pursuant to Government Code Sections 54954.5(e) and 54957(b) Title: Executive Director/APCO.

The Governing board entered the Closed session at 10:12 am and concluded at 10:40 am with No Report.

CONSENT CALENDAR – The following consent items were acted upon by the Board at one time without discussion. Upon motion by Board Member **BISHOP**, seconded by Board Member **HAWKINS**, and carried by the following roll call vote, with six **AYES** votes by Board Members, **ANDREA ALARCON, AUSTIN BISHOP, NEWTON CHELETTE, MARVIN CRIST, RON HAWKINS and KEN MANN**, with Board member **HOWARD HARRIS** absent. on the Consent Calendar, as follows:

Agenda Item #2 – Approve Minutes from Regular Governing Board Meeting of January 17, 2023. Find that the California Environmental Quality Act does not apply to this item.

Approved Minutes from Regular Governing Board Meeting of January 17, 2023.

Agenda Item #3 – Monthly Grant Funding Summary. Receive and file.

Presenter: Bret Banks, Executive Director/APCO.

Received and Filed Monthly Grant Funding Summary.

Agenda Item #4 – Monthly Activity Report. Receive and file.

Presenter: Bret Banks, Executive Director/APCO.

Received and Filed Monthly Activity Report.

Agenda Item #6 – 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 December 31, 2022.

Find that the California Environmental Quality Act does not apply to this item Presenter: Bret Banks, Executive Director/APCO.

Presenter: Bret Banks, Executive Director/APCO.

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 December 31, 2022.

CONSENT CALENDAR

Agenda Item #5 – Approve payments to City of Lancaster in the amount of \$196,029.15 for FY23 Quarter 2 expenditures. Find that the California Environmental Quality Act does not apply to this item.

Presenter: Bret Banks, Executive Director/APCO.

Board Member **AUSTIN BISHOP** recused himself from this item due to conflicts of interest and left the room prior to the vote. Upon motion by Board Member **MANN**, seconded by Board Member **ALARCON**, and carried by the following roll call vote, with five AYES votes by Board Members, **ANDREA ALARCON**, **NEWTON CHELETTE**, **MARVIN CRIST**, **RON HAWKINS** and **KENN MANN**, with Board Member **HOWARD HARRIS** absent and, Board Member **AUSTIN BISHOP** recused, the Board, **Approved** payments to City of Lancaster in the amount of \$196,029.15 for FY23 Quarter 2 expenditures.

ITEMS FOR DISCUSSION

DEFERRED ITEMS

None.

NEW BUSINESS

Agenda Item #7 – Receive and file the annual financial audit for Fiscal Year 2021-22, which audit is complete and presented for review. Find that the California Environmental Quality Act does not apply to this item.

Presenter: Bret Banks, Executive Director/APCO.

Chair **CRIST** opened the public hearing. Christopher Brown, presented background information and answered questions from the Board. Chair **CRIST** called for public comment, no public comment was made in person, or electronically, being none, Chair **CRIST** closed the public hearing. Upon motion by Board Member **BISHOP**, seconded by Board Member **ALARCON**, and carried by the following roll call vote, with six AYES votes by Board Members, **ANDREA ALARCON**, **AUSTIN BISHOP**, **NEWTON CHELETTE**, **MARVIN CRIST**, **RON HAWKINS** and **KENN MANN**, with Board Member **HOWARD HARRIS** absent, the Board, **Received and filed** the annual financial audit for Fiscal Year 2021-22, which audit is complete and presented for review.

Agenda Item #8 – 1) Award an amount not to exceed \$31,500 in Mobile Source Emission Reductions Program (AB 2766) funds to Michelle Royal for the replacement of an older diesel tractor with a new, zero-emissions electric tractor; 2) Authorize the Executive Director/APCO the option to change the funding source if warranted or if other applicable funding sources become available; 3) Authorize the Deputy Director and staff to negotiate target time frames and technical project details and execute an agreement, approved as to legal form by the Office of District Counsel; and 4) Find that the California Environmental Quality Act (CEQA) does not apply to this item.

Presenter: Julie McKeehan, Grants Analyst.

Chair CRIST opened the public hearing. Julie McKeehan, Grants Analyst, presented background information and answered questions from the Board. Chair Crist called for public comment, no public comment was made in person, or electronically, being none, Chair CRIST closed the public hearing. Board Member AUSTIN BISHOP recused himself from this item due to conflicts of interest and left the room prior to the vote. Upon motion by Board Member MANN, seconded by Board Member ALARCON, and carried by the following roll call vote, with five AYES votes by Board Members, ANDREA ALARCON, NEWTON CHELETTE, MARVIN CRIST, RON HAWKINS and KENN MANN, with Board Members HOWARD HARRIS absent and, Board Member AUSTIN BISHOP recused, the Board, 1) **Awarded** an amount not to exceed \$31,500 in Mobile Source Emission Reductions Program (AB 2766) funds to Michelle Royal for the replacement of an older diesel tractor with a new, zero-emissions electric tractor; 2) **Authorized** the Executive Director/APCO the option to change the funding source if warranted or if other applicable funding sources become available; 3) **Authorized** the Deputy Director and staff to negotiate target time frames and technical project details and execute an agreement, approved as to legal form by the Office of District Counsel; and 4) Find that the California Environmental Quality Act (CEQA) does not apply to this item.

Agenda Item #9 - 1) Award an amount not to exceed \$42,138 in Mobile Source Emission Reductions Program (AB 923) funds to Robert Dedmore for the replacement of an older diesel tractor with new, cleaner technology; 2) Authorize the Executive Director/APCO the option to change the funding source if warranted or if other applicable funding sources become available; 3) Authorize the Deputy Director and staff to negotiate target time frames and technical project details and execute an agreement, approved as to legal form by the Office of District Counsel; and 4) Find that the California Environmental Quality Act (CEQA) does not apply to this item.

Presenter: Julie McKeehan, Grants Analyst

Chair CRIST opened the public hearing. Julie McKeehan, Grants Analyst, presented background information and answered questions from the Board. Chair Crist called for public comment, no public comment was made in person, or electronically, being none, Chair CRIST closed the public hearing. Upon motion by Board Member BISHOP, seconded by Board Member ALARCON, and carried by the following roll call vote, with six AYES votes by Board Members, ANDREA ALARCON, AUSTIN BISHOP, NEWTON CHELETTE, MARVIN CRIST, RON HAWKINS and KENN MANN, with Board Member HOWARD HARRIS absent, the Board, 1) **Awarded** an amount not to exceed \$42,138 in Mobile Source Emission Reductions Program (AB 923) funds to Robert Dedmore for the replacement of an older diesel tractor with new, cleaner technology; 2) **Authorized** the Executive Director/APCO the option to change the funding source if warranted or if other applicable funding sources become available; 3) **Authorized** the Deputy Director and staff to negotiate target time frames and technical project details and execute an agreement, approved as to legal form by the Office of District Counsel; and 4) Find that the California Environmental Quality Act (CEQA) does not apply to this item.

Agenda Item #10– Reports.

Governing Board Counsel –

- Reminded the Board to complete and submit their Form 700s before the deadline of April 3rd, 2023.

Executive Director/APCO –

- Antelope Valley Air Quality Management District has an open recruitment for a Permit Engineer position. Staff will schedule a meeting of the Executive Committee of the Board to discuss EPA’s recent Approval/Partial Disapproval of the Antelope Valley Air Quality Management District; Stationary Source Permit; New Source Review.

Staff –

- No report.

Agenda Item #11– Board Member Reports and Suggestions for Future Agenda Items.

- Board Member **Chelette** informed the Board that Paraclete High School is still in search of a gasoline powered ten (10) passenger van
- Board Member **Hawkins** congratulated Chair Crist on receiving the Navigating Change Award at the recent 2023 AV EDGE Business Summit

Agenda Item #12– Adjourn to Regular Governing Board Meeting of Tuesday, March 21, 2023.

Being no further business, the meeting adjourned at 11:12 a.m. to the next regularly scheduled Governing Board Meeting of Tuesday, March 21, 2023.

**ACTION OF THE GOVERNING BOARD
APPROVED**

Upon motion by **AUSTIN BISHOP**, seconded by **ANDREA ALARCON**, as approved by the following vote:

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

Noes:

Absent: 1 CHELETTE

Abstain:

ADRIANNA CASTANEDA, EXECUTIVE ASSISTANT

BY *Adrianna Castañeda*

Dated: March 21, 2023