

# SUMMARY OF PROCEEDINGS

## BOARD OF DIRECTORS KERN COUNTY AIR POLLUTION CONTROL DISTRICT

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

Regular Meeting  
Thursday, May 13, 2010  
1:00 P.M.

DISTRICT RECONVENED

DIRECTORS: Grimes (Chairman) Maben (Vice-Chairman), McQuiston, Holloway and Adams

ROLL CALL: 4 Present, 1 Absent - McQuiston

SALUTE TO FLAG: Led by Chip Holloway

Air Pollution Control Officer: David L. Jones  
Secretary of the Board: Debra Mullins

BOARD ACTION SHOWN AFTER EACH ITEM IN CAPS. NOTE: The vote is placed in **bold** below each item. For example, **Maben - Holloway** denotes Director Maben 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: 6, 7, 8, 9, 10, 11, 13, 14 AND 15 WERE VOTED AS CONSENT ITEMS.

**Maben - Holloway: 4 Ayes; 1 Absent - 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 - NO ONE HEARD.
- 2) **BOARD MEMBER PRESENTATIONS OR ANNOUNCEMENTS**

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.

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**DISTRICT REQUESTS**

- 3) Recommendations of KCAPCD's Motor Vehicle Emission Reduction Program (MVERP) Committee - RECEIVED MVERP COMMITTEE'S RECOMMENDATIONS FOR PROJECT PROPOSALS; TIM GARRISON, MVERP COMMITTEE CHAIRMAN HEARD; RECEIVED PUBLIC COMMENT, NO ONE 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.  
**Maben - Adams: 4 Ayes; 1 Absent - McQuiston**
- 4) Amendment to the Lower-Emission School Bus Program Grant Award and Amendment to the Lower-Emission School Bus Program MOU with San Joaquin Valley Unified Air Pollution Control District - JEREMIAH JOB OF MUROC UNIFIED SCHOOL DISTRICT HEARD; ADOPTED LOWER EMISSION SCHOOL BUS PROGRAM RESOLUTION 2010-003-05; AUTHORIZED AIR POLLUTION CONTROL OFFICER TO SIGN LOWER EMISSION SCHOOL BUS PROGRAM GRANT AWARD LETTER AMENDMENT 1; AUTHORIZED THE CHAIRMAN TO SIGN MEMORANDUM OF UNDERSTANDING AGREEMENT NO. 05-003-2010A; AND AUTHORIZED AIR POLLUTION CONTROL OFFICER TO DO ALL OTHER ACTS NECESSARY TO RECEIVE ALL ALLOCATED LESBP FUNDS.  
**Maben - Adams: 4 Ayes; 1 Absent - McQuiston**
- 5) Year 12 Carl Moyer Program Participation - DIRECTED THE APCO TO CONTINUE TO PARTICIPATE IN THE YEAR 12 CARL MOYER PROGRAM.  
**Maben - Adams: 4 Ayes; 1 Absent - McQuiston**
- 6-CA) Memorandum of Understanding with Antelope Valley Air Quality Management District for a Carl Moyer Program Multi-District project - APPROVED MEMORANDUM OF UNDERSTANDING (MOU) NO. 05-006-2010 WITH ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT; AND AUTHORIZED THE CHAIRMAN TO SIGN THE MOU, ONCE IT HAS BEEN EXECUTED AND RETURNED BY THE ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT.  
**Maben - Holloway: 4 Ayes; 1 Absent - McQuiston**
- 7-CA) Agreements with Grimmway Enterprises Inc. for Carl Moyer Program Grant Funds - APPROVED AND AUTHORIZED THE CHAIRMAN TO SIGN AGREEMENTS 05-007-2010 AND 05-008-2010 WITH GRIMMWAY ENTERPRISES INC.  
**Maben - Holloway: 4 Ayes; 1 Absent - McQuiston**
- 8-CA) Agreement with Tehachapi Unified School District for Retrofit of four school buses with diesel particulate filters - AUTHORIZED THE TRANSFER OF \$26,725 FROM THE DISTRICT'S FORFEITURE AND PENALTY REVENUE ACCOUNT #3550 IN FUND

#40490, TO SCHOOL BUS RETROFIT REVENUE ACCOUNT #2710 IN TRUST FUND #24136; AND APPROVED AND AUTHORIZED THE CHAIRMAN TO SIGN AGREEMENT 05-009-2010 WITH THE TEHACHAPI UNIFIED SCHOOL DISTRICT.

**Maben - Holloway: 4 Ayes; 1 Absent - McQuiston**

- 9-CA) Janitorial Service Agreement for Field Office at 20406 Brian Way, Suite 4A, Tehachapi - APPROVED AND AUTHORIZED CHAIRMAN TO SIGN AGREEMENT NO. 05-010-2010 WITH PEARCE CLEANING SERVICES.

**Maben - Holloway: 4 Ayes; 1 Absent - McQuiston**

- 10-CA) Amendment No. 1 to Agreement No. 01-001-2010 with Blake's Wholesale Stone - APPROVED AND AUTHORIZED THE CHAIRMAN TO SIGN CMP AGREEMENT NO. 05-011-2010A WITH BLAKE'S WHOLESALE STONE.

**Maben - Holloway: 4 Ayes; 1 Absent - McQuiston**

- 11-CA) Sub-Recipient Agreement from California Air Pollution Control Officers Association for the District to receive PM2.5 Grant Funds - AUTHORIZED CHAIRMAN TO SIGN SUB-RECIPIENT AGREEMENT NO. 05-012-2010 WITH THE CALIFORNIA AIR POLLUTION CONTROL OFFICERS ASSOCIATION AND AUTHORIZED APCO TO DO ALL OTHER ACTS NECESSARY TO RECEIVE FUNDS FROM THE PM2.5 MONITORING PROGRAM.

**Maben - Holloway: 4 Ayes; 1 Absent - McQuiston**

- 12) Changing the Name of the Kern County Air Pollution Control District - ADOPTED RESOLUTION NO. 2010-005-05 CHANGING THE NAME OF THE KERN COUNTY AIR POLLUTION CONTROL DISTRICT TO EASTERN KERN AIR POLLUTION CONTROL DISTRICT.

**Maben - Holloway: 4 Ayes; 1 Absent - McQuiston**

#### **MATTERS FOR EXECUTIVE APPROVAL**

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

**Maben - Holloway: 4 Ayes; 1 Absent - McQuiston**

- 14-CA) Summary of Proceedings for Meeting of January 14, 2010 - APPROVED AND FILED.

**Maben - Holloway: 4 Ayes; 1 Absent - McQuiston**

#### **DOCUMENTS FOR FILING**

- 15-CA) District's Notice of Violation's update - RECEIVED AND FILED.

**Maben - Holloway: 4 Ayes; 1 Absent - McQuiston**

**DISTRICT UPDATE**

- 16) APCO Reported (Verbal)  
A) District dust complaints  
B) Monitoring Equipment
- 17) Request Closed Session regarding employee performance evaluation - Title: Air Pollution Control Officer - CLOSED SESSION POSPONED UNTIL NEXT REGULAR BOARD MEETING JULY 8, 2010.

ADJOURNED TO THURSDAY, JULY 8, 2010, 1:00 P.M. REGULAR BOARD SESSION AT GOLDEN HILLS COMMUNITY SERVICE DISTRICT, 21415 REEVES, TEHACHAPI, CA.

**Grimes**

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*(District Seal)*

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Debra Mullins, Secretary of the Board

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Ed Grimes, Chairman