

**ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT  
GOVERNING BOARD MEETING  
TUESDAY, NOVEMBER 15, 2022  
ANTELOPE VALLEY TRANSIT AUTHORITY 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 10:01 a.m. Chair **CRIST** called for roll call, roll call was taken. Chair **CRIST** asked Board Member **HOFBAUER** to lead the Pledge of Allegiance.

**PUBLIC COMMENT**

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

**CONSENT CALENDAR**

**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 **MANN**, and carried by the following roll call vote, with seven **AYES** votes by Board Members, **AUSTIN BISHOP, NEWTON CHELETTE, MARVIN CRIST, HOWARD HARRIS, RON HAWKINS, STEVEN HOFBAUER and KEN MANN**, on the Consent Calendar, as follows:

**Agenda Item #1 – Approve Minutes from Regular Governing Board Meeting of October 18, 2022.**  
Approved Minutes from Regular Governing Board Meeting of October 18, 2022.

**Agenda Item #2 – Monthly Grant Funding Summary. Receive and file.**  
Presenter: Bret Banks, Executive Director/APCO.  
Received and Filed Monthly Grant Funding Summary.

**Agenda Item #3 – Monthly Activity Report. Receive and file.**  
Presenter: Bret Banks, Executive Director/APCO.  
Received and Filed Monthly Activity Report.

**Agenda Item #4 – Approve payment to MDAQMD in the amount of \$139,364.91 for September 2022 expenditures.**

Presenter: Bret Banks, Executive Director/APCO.

**Approved** payment to MDAQMD in the amount of \$139,364.91 for September 2022 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 September 30, 2022. The Financial Reports for September 2022 provide pre-audit financial and budgetary performance information for the District for the period referenced.**

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 September 30, 2022. The Financial Reports for September 2022 provide financial and budgetary performance information for the District for the period referenced.

**Agenda Item #6 – Approve amendment of Governing Board Policy 02-01 AUTHORITY OF THE AIR POLLUTION CONTROL OFFICER and direct staff actions.**

Presenter: Bret Banks, Executive Director/APCO.

**Approved** the amendment of Governing Board Policy 02-01 *AUTHORITY OF THE AIR POLLUTION CONTROL OFFICER* and direct staff actions.

**ITEMS FOR DISCUSSION**

**DEFERRED ITEMS**

None.

**NEW BUSINESS**

**Agenda Item #7 – 1) Award an amount not to exceed \$144,000 in Carl Moyer Program funds to Hemme Hay and Feed for the replacement of an older diesel off-road hay squeeze with newer, cleaner technology; 2) Authorize the Executive Director/APCO the option to change the funding source if warranted or if other applicable sources become available; and 3) Authorize the Executive Director/APCO and staff to negotiate target time frames and technical project details and execute agreements, approved as to legal form by the Office of District Counsel, and pending review by the Governing Board Chairman.**

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 directed staff to verify compliance with AVAQMD rules and regulations of all known equipment prior to awarding the grant. 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 MANN, seconded by Board Member HOFBAUER, and carried by the following roll call vote, with seven AYES votes by Board Members, AUSTIN BISHOP, NEWTON CHELETTE, MARVIN CRIST, HOWARD HARRIS, RON HAWKINS, STEVEN HOFBAUER and KENN MANN, the Board, 1) Awarded an amount not to exceed \$144,000 in Carl Moyer Program funds to Hemme Hay and Feed for the replacement of an older diesel off-road hay squeeze with newer, cleaner technology; 2) Authorized the Executive Director/APCO the option to change the funding source if warranted or if other applicable sources become available; and 3) Authorized the Executive Director/APCO and staff to negotiate target time frames and technical project details and execute agreements, approved as to legal form by the Office of District Counsel, and pending review by the Governing Board Chairman.

**Agenda Item #7– Reports.**

**Governing Board Counsel –**

- Allison Burns, Legal Counsel presented background information and answered any questions on SB 1486, that takes effect January 1, 2023. SB 1486 places Campaign Contributions within the scope of the Conflicts of Interest Code and FPPC regulations.

**Executive Director/APCO –**

- Update on the MDAQMD/AVAQMD contract termination. Requested EPA and CARB approval for the relocation of the air monitoring equipment from the Division Street office to the AV Fairgrounds location. Continuing to turn around permits in a timely manner with our contracted permit engineers. Financial audit has been completed, pending final draft copy from auditors. AVAQMD contracting with the auditors for an Agreed Upon Procedures review for the time period between July 1, 2022 and September 30, 2022.

**Staff –**

- No report.

**Agenda Item #8– Board Member Reports and Suggestions for Future Agenda Items.**

- The Governing Board shared their appreciation and well wishes for Board Member City of Palmdale Mayor **STEVE HOFBAUER**'s last meeting with Antelope Valley AQMD.

**Agenda Item #9– Adjourn to Regular Governing Board Meeting of Tuesday, December 20, 2022.**

Being no further business, the meeting adjourned at 10:20 a.m. to the next regularly scheduled Governing Board Meeting of Tuesday, December 20, 2022.

**ACTION OF THE GOVERNING BOARD  
APPROVED**

Upon motion by **KENN MANN**, seconded by **HOWARD HARRIS**, as approved by the following vote:

**Ayes: 5 CRIST, CHELETTE, HARRIS, HAWKINS, MANN**

**Noes:**

**Absent: 2 HOFBAUER, BISHOP**

**Abstain:**

**ADRIANNA CASTANEDA, EXECUTIVE ASSISTANT**

**BY *Adrianna Castañeda***

**Dated: December 20, 2022**