

**ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT
GOVERNING BOARD MEETING
TUESDAY, JULY 16, 2024
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
Ken Mann, City of Lancaster
Howard Harris, Los Angeles County
Ron Hawkins, Los Angeles County
Richard J. Loa, City of Palmdale

Board Members Absent:

CALL TO ORDER

Chair **CRIST** called the meeting to order at 10:05 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**.

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

Agenda Item #1 – Approve Minutes from Regular Governing Board Meeting of June 18, 2024. Find that the California Environmental Quality Act does not apply to this item.

Approved Minutes from Regular Governing Board Meeting June 18, 2024.

Agenda Item #2 – Monthly Grant Funding Summary. Receive and file. Find that the California Environmental Quality Act does not apply to this item.

Received and Filed Monthly Grant Funding Summary.

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

Presenter: Barbara Lods, Executive Director/APCO.

Received and Filed Monthly Activity Report.

Agenda Item #4– 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 May 31, 2024.

Presenter: Barbara Lods, 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 May 31, 2024.

ITEMS FOR DISCUSSION

DEFERRED ITEMS

None.

NEW BUSINESS

Agenda Item #5– 1) Award an amount not to exceed \$598,588 in Carl Moyer Program funds to A-G Sod Farms for the replacement of older diesel tractors 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 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 4) Find that this item is not a project pursuant to the California Environmental Quality Act.

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 **HAWKINS**, and carried by the following roll call vote, with seven **AYES** votes by Board Members, **MARVIN CRIST, AUSTIN BISHOP, NEWTON CHELETTE, HOWARD HARRIS, RON HAWKINS, RICHARD LOA and KEN MANN**, the Board, 1) **Awarded** an amount not to exceed \$598,588 in Carl Moyer Program funds to A-G Sod Farms for the replacement of older diesel tractors 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 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 4) **Find** that this item is not a project pursuant to the California Environmental Quality Act.

Agenda Item #6– 1) Award an amount not to exceed \$73,300 in Carl Moyer Program funds to Antelope Valley Transit Authority for an Electric Vehicle Charging Project; 2) Authorize the Executive Director/APCO the option to change the funding source if warranted or if other applicable sources become available; 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 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 **HARRIS**, and carried by the following roll call vote, with six **AYES** votes by Board Members, **MARVIN CRIST, NEWTON CHELETTE, HOWARD HARRIS, RON HAWKINS, RICHARD LOA and KEN MANN**, with Board Member **BISHOP** recused, the

Board, 1) **Awarded** an amount not to exceed \$73,300 in Carl Moyer Program funds to Antelope Valley Transit Authority for an Electric Vehicle Charging Project; 2) **Authorized** the Executive Director/APCO the option to change the funding source if warranted or if other applicable sources become available; 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 4) **Find** that the California Environmental Quality Act (CEQA) does not apply to this item.

Agenda Item #7– Conduct a public hearing to consider the amendment of Rule 301 – Permit Fees: a. Open public hearing; b. Receive staff report; c. Receive public testimony; d. Close public hearing; e. Make a determination that the 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 actions.

Presenter: Barbara Lods, Executive Director/APCO.

Chair **CRIST** opened the public hearing. Barbara Lods, Executive Director/APCO, 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 **HAWKINS**, seconded by Board Member **HARRIS**, and carried by the following roll call vote, with seven AYES votes by Board Members, **MARVIN CRIST, AUSTIN BISHOP, NEWTON CHELETTE, HOWARD HARRIS, RON HAWKINS, RICHARD LOA and KEN MANN**, the Board, **Conducted** a public hearing to consider the amendment of Rule 301 – *Permit Fees*: a. **Opened** public hearing; b. **Received** staff report; c. **Received** public testimony; d. **Closed** public hearing; e. **Made** a determination that the CEQA Categorical Exemption applies; f. **Waived** reading of Resolution; g. **Adopted** Resolution making appropriate findings, certifying the Notice of Exemption, amending the Rule and directing staff actions.

CLOSED SESSION

Agenda Item #8- CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION Antelope Valley Air Quality Management District v. United States Environmental Protection Agency, et al. 9th Cir. Case No. 23-1614.

The Governing board entered the Closed session at 10:14 am and concluded at 10:26 am with no report.

Agenda Item #8– Reports.

Governing Board Counsel –

- No report.

Executive Director/APCO –

- We have received our last grant allocation checks until next spring.
- We are now taking Nominees for the 2023-2024 AIRE Award

Staff –

- No report.

Agenda Item #9– Board Member Reports and Suggestions for Future Agenda Items.

- No Report.

Agenda Item #10– Adjourn to Regular Governing Board Meeting of Tuesday, August 20, 2024.

Being no further business, the meeting adjourned at 10:28 a.m. to the next regularly scheduled Governing Board Meeting of Tuesday, August 20, 2024.

**ACTION OF THE GOVERNING BOARD
APPROVED**

Upon motion by **NEWTON CHELETTE**, seconded by **RON HAWKINS**, as approved by the following vote:

Ayes: 7 CRIST, BISHOP, CHELETTE, HARRIS, HAWKINS, LOA, MAHLI

Noes:

Absent:

Abstain:

ADRIANNA CASTANEDA, EXECUTIVE ASSISTANT

BY *Adrianna Castañeda*

Dated: AUGUST 20, 2024