

# SUMMARY OF PROCEEDINGS

## BOARD OF DIRECTORS EASTERN KERN AIR POLLUTION CONTROL DISTRICT

Regular Meeting  
Thursday, March 2, 2023  
2:00 P.M.

**Location:** Eastern Kern Air Pollution Control District Board Room  
414 W. Tehachapi Blvd., Suite D, Tehachapi, CA 93561

Zoom Video Conferencing - <https://zoom.us>  
Meeting ID # 826 861 7254

### DISTRICT RECONVENED

DIRECTORS: Davies, Scrivner, Peters, Blades, and Creighton

ROLL CALL: 3 Present (Davies, Scrivner, Creighton – Tehachapi)  
2 Absent (Blades, Peters)

SALUTE TO FLAG: Director Creighton

AIR POLLUTION CONTROL OFFICER: Glen E. Stephens, P.E.

AQ ADMINISTRATIVE MANAGER: Gary Ray

LEGAL COUNSEL: Philip Hall (Via Zoom)

BOARD SECRETARY: Katie Lantz

BOARD ACTION SHOWN AFTER EACH ITEM IN CAPS. The vote is placed in **bold** below each Board Action. For example, **Scrivner – Peters** denotes Director Scrivner made the motion and Director Peters seconded the motion.

**CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT:** All items listed with a (-CA) were considered routine and approved by one motion.

**Scrivner – Davies: Roll call vote: Creighton – Aye, Scrivner – Aye, Davies – Aye  
3 Ayes; 2 Absent – Blades, Peters**

### **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. **SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE YOUR NAME BEFORE MAKING YOUR PRESENTATION. THANK YOU. NO ONE HEARD.**

**BOARD MEMBER PRESENTATIONS OR ANNOUNCEMENTS**

- 2) 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.**

**DISTRICT REQUESTS**

- 3-CA) Sub-Recipient Agreement from California Air Pollution Control Officers Association (CAPCOA) for District to receive Woodstove Grant Funds – ADOPTED RESOLUTION NO. 2023-001-03 REQUESTING FUNDING FOR WOODSTOVE REPLACEMENT; AUTHORIZED AIR POLLUTION CONTROL OFFICER (APCO) TO SIGN A SUB-RECIPIENT AGREEMENT WITH CAPCOA; AUTHORIZED THE APCO TO DO ALL OTHER ACTS NECESSARY TO RECEIVE FUNDS FROM THE WOODSMOKE REDUCTION PROGRAM.  
**Scrivner – Davies**  
**Roll call vote: Scrivner – Aye, Davies – Aye, Creighton – Aye**  
**3 Ayes; 2 Absent**
- 4-CA) California Air Resources Board (CARB) Assembly Bill (AB) 617 Community Air Protection Program (CAPP) Grant Funds – ADOPTED RESOLUTION NO. 2023-002-03 REQUESTING AB 617 CAPP GRANT FUNDS; AUTHORIZED THE APCO TO SIGN AN AGREEMENT WITH CARB; SUBMIT A CERTIFIED COPY OF THE BOARD RESOLUTION TO CARB, AND DO ALL OTHER ACTS NECESSARY TO RESERVE AND RECEIVE AB 617 FUNDS.  
**Scrivner – Davies**  
**Roll call vote: Scrivner – Aye, Davies – Aye, Creighton – Aye**  
**3 Ayes; 2 Absent – Blades, Peters**
- 5-CA) California Air Resources Board Assembly Bill 197 Grant Funds – ADOPTED RESOLUTION NO. 2023-003-03 AUTHORIZING THE APCO TO SIGN AGREEMENT WITH CARB; AND AUTHORIZED THE APCO TO DO ALL OTHER ACTS NECESSARY TO RECEIVE AB 197 GRANT FUNDS.  
**Scrivner – Davies**  
**Roll call vote: Scrivner – Aye, Davies – Aye, Creighton – Aye**  
**3 Ayes; 2 Absent – Blades, Peters**
- 6-CA) Community Air Protection (CAP) Funds as Authorized Under Assembly Bill (AB) 134 – ADOPTED RESOLUTION NO. 2023-004-03 REQUESTING FISCAL YEAR 2022-2023 AB 134 CAP FUNDS; AUTHORIZED THE APCO TO SIGN THE AWARD LETTER; SUBMIT A CERTIFIED COPY OF THE BOARD RESOLUTION TO CARB, AND DO ALL OTHER ACTS NECESSARY TO RESERVE AND RECEIVE FISCAL YEAR 2022-2023 CAP FUNDS.  
**Scrivner – Davies**  
**Roll call vote: Scrivner – Aye, Davies – Aye, Creighton – Aye**  
**3 Ayes; 2 Absent – Blades, Peters**

- 7-CA) Proposed Agreement with Agilaire, LLC for Communication Services for the Canebrake, Ridgecrest, Tehachapi, and Mojave Air Monitors – APPROVED AND AUTHORIZED CHAIRMAN TO SIGN AGREEMENT NO. 03-001-2023 WITH AGILAIRE, LLC FOR COMMUNICATION SERVICES.

**Scrivner – Davies**

**Roll call vote: Scrivner – Aye, Davies – Aye, Creighton – Aye**

**3 Ayes; 2 Absent – Blades, Peters**

- 8-CA) Proposed Agreement with Southern Kern Unified School District to provide up to \$150,000 from AB 1550 Community Air Protection (CAP) funding for the purchase of a new school bus – APPROVED AND AUTHORIZED CHAIRMAN TO SIGN AGREEMENT NO. 03-002-2023 WITH SOUTHERN KERN USD FOR THE PURCHASE OF A NEW SCHOOL BUS.

**Scrivner – Davies**

**Roll call vote: Scrivner – Aye, Davies – Aye, Creighton – Aye**

**3 Ayes; 2 Absent – Blades, Peters**

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

- 9-CA) Summary of Proceedings for Meeting of January 12, 2023 – APPROVED AND FILED.

**Scrivner – Davies**

**Roll call vote: Scrivner – Aye, Davies – Aye, Creighton – Aye**

**3 Ayes; 2 Absent – Blades, Peters**

#### **DOCUMENTS FOR FILING**

- 10-CA) Withdrawal of the May 6, 1999 Submittal of Eastern Kern Air Pollution Control District Rule 210.1, New and Modified Stationary Source Review (NSR) – RECEIVED AND FILED.

**Scrivner – Davies**

**Roll call vote: Scrivner – Aye, Davies – Aye, Creighton – Aye**

**3 Ayes; 2 Absent – Blades, Peters**

- 11-CA) Daniels Phillips Vaughan and Bock Audit Report of the District Financial Controls and Financial Statements for the Fiscal Year Ending June 30, 2022 – RECEIVED AND FILED.

**Scrivner – Davies**

**Roll call vote: Scrivner – Aye, Davies – Aye, Creighton – Aye**

**3 Ayes; 2 Absent – Blades, Peters**

#### **DISTRICT UPDATES**

- 12) APCO Report (Verbal) NONE

ADJOURNED TO CLOSED SESSION

**CLOSED SESSION**


(If public reporting is required by Government Code Section 54957.1 relating to the following matter, the public reporting of any action taken in closed session will be made when the Board reconvenes.)

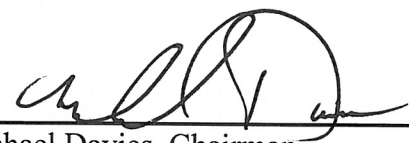
- 13) EMPLOYEE PERFORMANCE EVALUATION – AIR POLLUTION  
CONTROL OFFICER – (Government Code section 54957.)  
**NO REPORTABLE ACTION TAKEN**

RECONVENED FROM CLOSED SESSION

ADJOURNED TO THURSDAY, MAY 4, 2023, 2:00 PM, REGULAR BOARD  
SESSION AT EASTERN KERN AIR POLLUTION CONTROL DISTRICT  
BOARD ROOM, 414 W. TEHACHAPI BLVD., SUITE D, TEHACHAPI, CA.  
**Scrivner**

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Katie Lantz, Board Secretary  
Eastern Kern APCD

  
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Michael Davies, Chairman  
Eastern Kern APCD

