

**MOJAVE DESERT AIR QUALITY MANAGEMENT DISTRICT
REGULAR GOVERNING BOARD MEETING
MONDAY, FEBRUARY 26, 2018 - 10:00 A.M.
BOARD CHAMBERS, MDAQMD OFFICES
VICTORVILLE, CA**

MINUTES

Board Members Present:

Jim Cox, Chair, City of Victorville
John Cole, City of Twentynine Palms
Joseph "Joey" DeConinck, City of Blythe
Carmen Hernandez, City of Barstow
Robert Leone, Town of Yucca Valley
Robert Lovingood, San Bernardino County
V. Manuel Perez, Riverside County
Barbara Riordan, Public Member
Barb Stanton, Town of Apple Valley
Rebekah Swanson, City of Hesperia

Board Members Absent:

Ed Camargo, City of Adelanto
James Ramos, San Bernardino County
Jeff Williams, Vice Chair, City of Needles

CALL TO ORDER

Chair **JIM COX** called the meeting to order at 10:00 a.m. and asked Board Member **CARMEN HERNANDEZ** to lead the Pledge of Allegiance.

Chair **JIM COX** asked for roll call; roll was called.

Chair **JIM COX** called for items with potential conflict of interest – for information only: None

Chair **JIM COX** called for PUBLIC COMMENT – Public Comment made by Blanca Gomez on Agenda Item #2. Ms. Gomez requested hard copies of power point presentations be provided and inquired about our relationship with Best, Best & Krieger and Caldwell & Kennedy Law firms.

CLOSED SESSION

Upon Motion by Board Member **ROBERT LOVINGOOD**, Seconded by Board Member **REBEKAH SWANSON** and carried by unanimous roll call vote, the Board adjourned to Closed Session at 10:05 a.m.

Agenda Item 1 - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION Name of Case: Michele Baird vs MDAQMD et. al CIVDS 1612446 San Bernardino County Superior Court (Government Code Section 54956.9).

OPEN SESSION - Disclosure of any Reportable Action(s) taken in Closed Session(s); and the Vote and Abstention of Every Member Present in the Closed Session.

The Governing Board reconvened to open session at 10:24 a.m., and District Counsel Karen Nowak stated that the Board met in Closed Session on Agenda Item #1 with no reportable action.

CONSENT CALENDAR - The following consent items were acted upon by the Board at one time without discussion, upon motion by Board Member **ROBERT LOVINGOOD**, Seconded by Board Member **JOHN COLE**, and carried by the following roll call vote, with ten **AYES** votes by Board Members **JOHN COLE, JIM COX, JOSEPH DECONINCK, CARMEN HERNANDEZ, ROBERT LEONE, ROBERT LOVINGOOD, V. MANUEL PEREZ, BARBARA RIORDAN, BARB STANTON and REBEKAH SWANSON** with one abstention for **agenda item 2** by Board Member **BARB STANTON** as follows:

Agenda Item 2 – Approve Minutes from Regular Governing Board Meeting of January 22, 2018.

Approved Minutes from Regular Governing Board Meeting of January 22, 2018.

Agenda Item 3 – Approve the 2018 Mojave Desert Air Quality Management District (MDAQMD) Governing Board Meeting Schedule.

Approved the 2018 Mojave Desert Air Quality Management District (MDAQMD) Governing Board Meeting Schedule.

Agenda Item 4 – Ratify the Board Chair's appointment of members to serve on the Budget Committee and the Personnel Committee for calendar year 2018.

Ratified the Board Chair's appointment of members to serve on the Budget Committee and the Personnel Committee for calendar year 2018.

Agenda Item 5 – Adopt a budget schedule for FY 2018-19.

Adopted a budget schedule for FY 2018-19.

Agenda Item 6 – 1) Approve the FY 17-18 Application for Carl Moyer Program Year 20 Funds and authorize its submission to the California Air Resources Board (CARB); 2) Allocate a maximum of 15% of Mobile Source Emissions Reduction (AB 2766) Program funds to serve as the required match funding for the Carl Moyer Memorial Air Quality Standards Attainment Program (the Moyer Program); and 3) Authorize the Executive Director/APCO and staff to execute the agreement, approved as to legal form.

1) **Approved** the FY 17-18 Application for Carl Moyer Program Year 20 Funds and authorize its submission to the California Air Resources Board (CARB); 2) **Allocated** a maximum of 15% of Mobile Source Emissions Reduction (AB 2766) Program funds to serve as the required match funding for the Carl Moyer Memorial Air Quality Standards Attainment Program (the Moyer Program); and 3) **Authorized** the Executive Director/APCO and staff to execute the agreement, approved as to legal form.

Agenda Item 7 – Receive and file the Financial Report for **FY18**, through the month of **December 2017**, which provides financial information and budget performance concerning the fiscal status of the District.

Received and filed the Financial Report for **FY18**, through the month of **December 2017**, which provides financial information and budget performance concerning the fiscal status of the District.

Agenda Item 8 – Receive and file the Legislative Report for February 8, 2018.

Received and filed the Legislative Report for February 8, 2018.

Agenda Item 9 – DEFERRED ITEMS:

Agenda Item 10 – PUBLIC COMMENT.

Agenda Item 11 – Receive and file a presentation from the District Counsel Section describing the work and responsibilities associated with Legal activities.

Received and filed a presentation from the District Counsel Section describing the work and responsibilities associated with Legal activities.

Agenda Item 12 – Receive and file a presentation from the Executive Director describing the work and responsibilities associated with AB617 – Community Air Protection Program.

Received and filed a presentation from the Executive Director describing the work and responsibilities associated with AB617 – Community Air Protection Program.

Agenda Item 13 – Discuss the MDAQMD Mobile Source Emission Reduction Program (AB 2766) and direct staff action.

Discussed the MDAQMD Mobile Source Emission Reduction Program (AB 2766) and the Board direct staff to continue working on and obtain more information to respond back to the Board.

Agenda Item 14 – Reports:

Executive Director Brad Poiriez:

- Mr. Poiriez informed the Board he has had several calls with Board Members regarding gathering school bus inventory information, cannabis operations/permitting questions and state funding sources;
- Mr. Poiriez informed the Board that he has reached out to Riverside and San Bernardino Counties Farm Bureaus and Ag Commissioners informing the farm communities of Carl Moyer Grants the District can assist with on projects.

Mr. Poiriez updated the Board of past events:

- January 23rd – 26th – attended National Air Quality Conference with over 400 attendees hosted by EPA, NACAA and AAPCA;
- February 1st – met with Kevin Kane and staff of VVTA regarding increased partnership with transit agencies to secure additional funds for the High Desert;
- February 6th – met with Desirea Haggard, MEEC President, to continue discussion of transition between MEEC and the District;
- February 7th – met with Amy Zimpfer, Deputy Director, and staff of EPA Region 9 for a field visit that included visits to Aemerge RedPak in Hesperia, drive-byes of Barstow's Rail Yard, Kramer Junction, Cemex River Plant, and SCLA in addition to discussion on pending EPA action of Rules and SIP;
- February 12th – met with Southern California Gas Company staff to discuss status of Adelanto Turbine Compressor Station which will be continued to be nonoperational until July 2019;
- February 13th – attended LMTF meeting to meet the new Union Representative Natalie Harts, former Representative Fred Lowe retired;

- February 13th – 15th – attended CAPCOA Board Meeting and met with CARB Executive Staff on AB 617 and discussed several legislative items such as AB 2572 Calderon Bill that would require school district to require pupils to remain in doors during school hours when Air Districts issues public alerts for unhealthy or very unhealthy air quality. Department of Finance via the Governor’s Office has introduced a trailer bill with language that deals with tire fees that fund Carl Moyer this would take the Moyer money away and give it to the Department of Fish & Wildlife and propose back filling with GGRF money, this is very problematic all hands on deck;
- February 20th – 3 new staff members commenced employment, Ryan Orr CRE Supervisor, Jeremy Craig Air Quality Specialist Compliance and Kevin Hendrawan Air Quality Specialist Planning. February 16, 2018 the Grants Specialist recruitment closed and we anticipate having interviews within the next few weeks;
- February 21st – Jean and I met with Executive Board of MEEC and submitted the District’s formal request to have a seat on their Executive Board.

Mr. Poiriez informed the Board of upcoming events:

- February 26th – 28th – attending CAPCOA Medium District meeting in Santa Barbara. Major items on agenda are: farmers allocations (\$5.5M between 18 Districts); AB 134 (\$4.5M eight medium districts will allocate); VW Settlement money; AB 617 efforts; marijuana issues;
- March 2nd – All District Employee breakfast scheduled to welcome new staff members;
- March 6th – Barstow Rail Yard tour scheduled;
- March 22nd – CARB Board Meeting scheduled in Riverside. Items on agenda are farmer funding and health impact from freight facilities.

Special note from Mr. Poiriez:

April 14, 2018 District’s 2018 Lawn & Garden Equipment Program scheduled 8:00 am to 1:00 pm San Bernardino Fairgrounds.

Agenda Item 15 - Board Member Comments and Suggestions for Future Agenda Items.

- Board Member **Cole** gave a “Big Thank-you” to staff for all their efforts providing much appreciated information.
- Board Member **DeConinck, Hernandez, Leone, Riordan and Stanton** all echoed Board Member Cole’s comment with a thank-you to staff.

Being no further business, Chair **JIM COX** adjourned the meeting at **11:44 a.m.** to the next Regular Meeting of **March 26, 2018.**

ACTION OF THE GOVERNING BOARD

APPROVED

Upon Motion by **ROBERT LOVINGOOD**, Seconded by **BARB STANTON**, as approved by the following roll call vote:

Ayes: **9** **COLE, COX, DECONINCK, HERNANDEZ, LEONE, LOVINGOOD, PEREZ, STANTON, WILLIAMS**

Noes:

Absent: **4** **CAMARGO, RAMOS, RIORDAN, RUSS**

Abstain:

Vacant:

DEANNA HERNANDEZ, SENIOR EXECUTIVE ANALYST

BY  _____

Dated: March 26, 2018