

**Mojave Desert Air Quality Management District**  
**Brad Poiriez, Executive Director**  
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**REGULAR GOVERNING BOARD MEETING**  
**MONDAY, JUNE 28, 2021 - 10:00 A.M.**  
**MDAQMD OFFICES, BOARD CHAMBERS**  
**VICTORVILLE, CA**

MINUTES

Board Members Present:

Merl Abel, Town of Yucca Valley, **Chair** – *via Zoom*  
Elizabeth Becerra, City of Victorville  
Brigit Bennington, City of Hesperia – *via Conference call*  
Paul Cook, San Bernardino County – 1<sup>st</sup> District Supervisor  
Kari Leon, Town of Apple Valley, **Vice Chair**  
V. Manuel Perez, Riverside County – *via Zoom*  
Barbara Riordan, Public Member – *via Zoom*  
Dawn Rowe, San Bernardino County, 3<sup>rd</sup> District Supervisor – *via Zoom*  
Tim Silva, City of Barstow

Board Members Absent:

Joey DeConinck, City of Blythe  
Stevevonna Evans, City of Adelanto  
Dan Mintz, Sr., City of Twentynine Palms  
Jeff Williams, City of Needles

**CALL TO ORDER**

Chair **MERL ABEL** called the meeting to order at 10:00 am. Due to a previous engagement, Chair **MERL ABEL** attended today's meeting remotely and virtually. District rules allow the Board Chair to defer the conduct of Governing Board meetings to the Vice Chair. Chair **MERL ABEL** believed that it would be more efficient and in the best interest of the public to defer the conduct of today's meeting to Vice Chair **KARI LEON** who is attending in person.

Vice Chair **KARI LEON** accepted the tasked to conduct the Governing Board meeting and asked Executive Director/APCO **BRAD POIRIEZ** to lead the Pledge of Allegiance.

Vice Chair **KARI LEON** called for Roll Call – Deanna Hernandez, Senior Executive Analyst, called roll.

Items with potential Conflict of Interests – If you believe you have a conflict of interest, please recuse yourself at the appropriate time. If you have a question regarding a potential conflict of interest, please contact District Counsel. Vice Chair **KARI LEON** asked if any members wished to indicate a conflict of interest in regards to any agenda items. No Members did so.

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

**CONSENT CALENDAR** – Vice Chair **KARI LEON** polled the Board to determine if any member wished pull an item on the consent calendar for discussion. No member did so. The following consent items were acted upon by the Board at one time without discussion. Upon motion by Board Member **BARBARA RIORDAN**, seconded by Board Member **PAUL COOK**, and carried by the following roll call vote, with nine **AYES** votes by Board Members, **MERL ABEL, ELIZABETH BECERRA, BRIGIT BENNINGTON, PAUL COOK, KARI LEON, V. MANUEL PEREZ, BARBARA RIORDAN, DAWN ROWE, and TIM SILVA** with Board Members **JOSEPH “JOEY” DECONINCK, STEVEVONNA EVANS, DANIEL MINTZ, Sr., JEFF WILLIAMS absent**, on the Consent Calendar, as follows:

Agenda Item 1 – Approve Minutes from Regular Governing Board Meeting of June 14, 2021.  
**Approved** Minutes from Regular Governing Board Meeting of June 14, 2021.

Agenda Item 2 – Ratify the Governing Board Chair’s appointment of members to serve on the Personnel Committee for the remainder of calendar year 2021.

Presenter: Brad Poiriez, Executive Director/APCO, on behalf of the Governing Board Chair.  
**Ratified** the Governing Board Chair’s appointment of members to serve on the Personnel Committee for the remainder of calendar year 2021.

Agenda Item 3 – 1) Award an amount not to exceed \$139,998 in grant funds to the projects listed in Exhibit A for the installation of electric vehicle charging stations; (2) authorize the Executive Director/APCO the option to change the funding source 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 an agreement, approved as to legal form by the Office of District Counsel.

Presenter: Jorge Camacho, Grants Analyst.

1) **Awarded** an amount not to exceed \$139,998 in grant funds to the projects listed in Exhibit A for the installation of electric vehicle charging stations; (2) **authorized** the Executive Director/APCO the option to change the funding source 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 an agreement, approved as to legal form by the Office of District Counsel.

Agenda Item 4 – 1) Award an amount not to exceed \$1,045,487.00 in Carl Moyer Memorial Air Quality Standards Attainment Program (Carl Moyer Program) funds to the projects listed in

Exhibit A; (2) authorize the Executive Director/APCO the option to change the funding source 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 an agreement, approved as to legal form by the Office of District Counsel.

Presenter: Jorge Camacho, Grants Analyst.

1) **Awarded** an amount not to exceed \$1,045,487.00 in Carl Moyer Memorial Air Quality Standards Attainment Program (Carl Moyer Program) funds to the projects listed in Exhibit A; (2) **authorized** the Executive Director/APCO the option to change the funding source 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 an agreement, approved as to legal form by the Office of District Counsel.

Agenda Item 5 – Receive and file the District Activity Report.

Presenter: Brad Poiriez, Executive Director/APCO.

**Received and filed** the District Activity Report.

Agenda Item 6 – Receive and file the Financial Report for FY21, through the month of May 2021, which provides financial information and budget performance concerning the fiscal status of the District. Presenter: Laquita Cole, Finance Manager

**Received and filed** the Financial Report for FY21, through the month of May 2021, which provides financial information and budget performance concerning the fiscal status of the District.

Agenda Item 7 – Receive and file the Legislative Report for June 2021.

Presenter: Brad Poiriez, Executive Director/APCO

**Received and filed** the Legislative Report for June 2021.

Agenda Item 8 – DEFERRED ITEMS.

None.

Agenda Item 9 – PUBLIC COMMENT.

No public comment was made in person, telephonically or electronically.

Agenda Item 10 – Conduct a Public Hearing to consider the proposed MDAQMD Budget for FY 2021-22: a. Re-Open the continued public hearing; b. Receive staff update; c. Receive public testimony; d. Close public hearing; e. Adopt a resolution approving and adopting the budget for FY 2021-22.

Presenter: Laquita Cole, Finance Manager.

Vice Chair **KARI LEON** re-opened the public hearing. Laquita Cole, Finance Manager, presented background information and answered questions from the Board. Vice Chair **KARI LEON** called for public comment, no public comment was made in person, telephonically or electronically, so being none, Vice Chair **KARI LEON** closed the public hearing. Upon motion by Board Member **BRIGIT BENNINGTON**, seconded by Board Member **PAUL COOK**, and carried by the following roll call vote, with nine **AYES** votes by Board Members, **MERL ABEL, ELIZABETH BECERRA, BRIGIT BENNINGTON, PAUL COOK, KARI LEON, V. MANUEL PEREZ, BARBARA RIORDAN, DAWN ROWE, and TIM SILVA** with Board Members **JOSEPH “JOEY” DECONINCK, STEVEVONNA EVANS, DANIEL**

**MINTZ, Sr., JEFF WILLIAMS absent, the board, adopted Resolution 21-05, “A RESOLUTION OF THE GOVERNING BOARD OF THE MOJAVE DESERT AIR QUALITY MANAGEMENT DISTRICT APPROVING AND ADOPTING THE PROPOSED OPERATING BUDGET FOR FISCAL YEAR 2021-22.”**

Agenda Item 11 – Presentation - Grants.

Presenter: Jorge Camacho, Grants Analyst – Finance.

Jorge Camacho, Grants Analyst, presented a power point presentation and answered questions from the Board. Board Member **PAUL COOK** commented on Molycorp and heavy duty on road diesel trucks. Staff provided information. Board Member **BARBARA RIORDAN** congratulated and thanked Jorge Camacho on his presentation and provided additional information regarding CARB diesel truck program. Board Member **TIM SILVA** commented that he was happy with the Stihl program (electric lawn/garden equipment replacement), Board Member **ELIZABETH BECERRA** expressed concern about requirements and grant availability for warehouse forklifts and Vice Chair **KARI LEON** asked about requirements for clean mobile equipment (forklifts) at new businesses. Staff provided information. No action taken by the Board as this item is information only.

Agenda Item 12 – Reports:

Special notes from Mr. Poiriez:

- ❖ June 15<sup>th</sup>, the State Budget was passed (on time, allowing legislators to get paid) but the real budget work and negotiations begins now and it will be interesting to see how proposed bills will be leveraged in the budget trailer bill action – this is where a lot of last-minute changes happen so we will be tracking closely. One bill of note that the cement industry is opposing is AB1395 (Muratsuchi) - **AB 1395** sets an ambitious new climate goal for the state; 90% emissions reduction below 1990 levels by 2045. Concerns by industry include: Such a target, without proper guardrails, could essentially shut down most of the manufacturing, building, and transportation in the state. In its current form, the bill also limits the tools allowable to reach the 90% target; namely carbon capture and sequestration, which the scientific community agrees will be essential to meeting the global climate goals. Update on **SB596** – the author amended to remove the language requiring that one or more AB617 communities be located adjacent to cement plants. This was problematic language for cement industry as well as CAPCOA.
- ❖ AB8 reauthorization (CARL MOYER) will not be addressed this year. The legislature held firm on their position not to address it this year and the Governor decided to let it go until next year.
- ❖ AB129/SB129 are the budget bill juniors – they reflect agreement by the Governor and the Assembly and Senate. One of these bills will move to the Governor to sign probably today in order to meet the July 1 timeframe. Of note in those expenditure agreements:
  - \$70M for zero emission transit buses through HVIP;
  - \$130M for zero emission school buses through HVIP;
  - \$45M for local air districts in severe or extreme nonattainment through Carl Moyer to purchase of non-diesel medium and heavy-duty vehicles emitting no more than .02 bhp-hr NOx or lower that replace diesel vehicles.
- ❖ A lot of programs funded through GGRF are still being negotiated that includes FARMER, Wildfire, and local prescribed fire grants.

- ❖ The Governor extended his Executive Order regarding public meetings and Brown Act requirements until Sept. 30<sup>th</sup> with monthly reevaluations expected to take place.
- ❖ No Board meeting will be held in July so the next meeting will be August 23<sup>rd</sup>. However, would like to schedule a Personnel Committee meeting sometime in August.
- ❖ Enjoy your 4<sup>th</sup> of July and summer break and see you back in August.

Mr. Poiriez updated the Board of past events:

- June 9 -10 – participated in the CAPCOA Board meeting. Items of discussion included: CAPCOA participating in California’s wildfire planning, met new CARB executive staff, discussed with CARB their Mobile Source Strategy and 2022 SIP strategies, Moyer reauthorization, and more.
- June 14-15 – began the Interim Audit of MD. This year the process for audit team on site was cut in half from 4 days to 2, due in part by the outstanding pre-work done by our Finance Team.
- June 15 – attended the AVAQMD Board meeting – had their NSR rule package on the agenda which was very similar to the package we passed in April. Hearing continued to July to allow Aerospace industry more time to digest. Afterward had a strategic planning session for the AVAQMD.
- June 17 – participated AAPCA June Air Directors meeting.

Mr. Poiriez updated the Board of coming events:

- June 29<sup>th</sup> – District will host the Greater High Desert Chamber of Commerce meeting here in the Board Chambers.
- June 30 – District will hold a public workshop via Zoom for proposed rule 411 – Large Confined Animal Feeding Operations (LCAF) and rule 1119 – Conservation Management Practices for Agriculture Operations. We have been working with the Blythe area for 4 months discussing the proposed regulations.

Agenda Item 13 - Board Member Comments and Suggestions for Future Agenda Items.

- None.

Being no further business, Vice Chair **KARI LEON** adjourned the meeting at **10:51 a.m.** to the next Regular Meeting of *August 23, 2021*.

**ACTION OF THE GOVERNING BOARD**

**APPROVED**

Upon Motion by **DAWN ROWE**, seconded by **BARBARA RIORDAN**, as approved by the following roll call vote:

**Ayes: 6 BECERRA, BENNINGTON, EVANS, LEON, RIORDAN, ROWE**

**Noes:**

**Absent: 6 ABEL, COOK, MINTZ, PEREZ, SILVA, WILLIAMS**

**Abstain: 1 DECONINCK**

**DEANNA HERNANDEZ, SENIOR EXECUTIVE ANALYST**

**BY *Deanna Hernandez***

**Dated: August 23, 2021**