



Monterey Bay Air Resources District
BOARD OF DIRECTORS MEETING

STEVE MCSHANE, CHAIR

WEDNESDAY, DECEMBER 21, 2022 - 1:30 P.M.

(Following the Special Board of Directors Meeting)

REMOTE MEETING ONLY VIA ZOOM

Link to meeting: <https://us02web.zoom.us/j/82607936269>

Webinar ID: 826 0793 6269

By phone, audio only (webinar ID required): 1-669-900-6833

On September 16, 2021, Governor Newsom signed AB 361. This legislation amends the Brown Act to allow meeting bodies subject to the Brown Act to meet via teleconference during a proclaimed state of emergency in accordance with teleconference procedures established by AB 361 rather than under the Brown Act's more narrow standard rules for participation in a meeting by teleconference. The Monterey County Health Officer has issued a recommendation for social distancing in legislative body meetings, so the first meeting after September 30, 2021, may be held without making findings. If the Board of Directors desires to continue to meet remotely via teleconference after that first meeting, the Board is required to make certain findings under AB 361 no later than 30 days after the first teleconference meeting held pursuant to AB 361, and every 30 days thereafter. Members of the public that wish to participate in a meeting may do so by joining the Zoom Webinar ID. Should you have any questions, please contact Sirie Thongchua, Executive Assistant, at 831-718-8028 or by email at sirie@mbard.org.

To Provide Public Comment via Zoom teleconference/video conference: During the meeting live verbal public comments may be made by members of the public joining the meeting via Zoom. Zoom access information is provided above. Use the "raise hand" feature (for those joining by phone, press *9 to "raise hand") during the public comment period for the agenda item you wish to address. Members of the public participating via Zoom will be muted during the proceedings and may be unmuted to speak during public comment after requesting and receiving recognition by the Chair. Please clearly state your full name for the record at the start of your public comment.

Before the Meeting: Persons who wish to address the Board for public comment of an item not on the agenda are encouraged to submit comments in writing to Sirie Thongchua, Executive Assistant, at sirie@mbard.org by 5:00 p.m. on Monday, December 19, 2022. Comments received will be distributed to the Board prior to the meeting.

AGENDA

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. PRESENTATIONS
 - a. RECOGNITION OF OUTGOING MEMBERS OF THE BOARD OF DIRECTORS
 - Ryan Coonerty
 - John Phillips
 - Sam Storey
 - b. RECOGNITION OF DISTRICT STAFF LONGEVITY MILESTONES
 - Mary Girauda, Engineering Supervisor, 30 years
 - Teresa Sewell, Supervising Air Quality Compliance Inspector, 30 years
 - Julia O. Duran, Senior Administrative Assistant, 30 years
 - David F. Frisbey, Planning and Air Monitoring Manager, 30 years
 - Bronwyn Nielson, Air Quality Compliance Inspector II, 5 years
5. PUBLIC COMMENT
6. REPORTS BY COMMITTEE CHAIRS ON COMMITTEE MEETINGS
 - a. Budget, Personnel, and Nominating Committee
 - b. Advisory Committee
7. COMMENTS AND REFERRALS FROM CHAIR AND BOARD MEMBERS
8. REPORT FROM AIR POLLUTION CONTROL OFFICER

CONSENT AGENDA

The Consent Agenda consists of items considered routine and/or noncontroversial. One motion will cover all items on the Consent Agenda and authorize the recommended actions. Board Members, staff, or member of the audience may request an item or items be pulled for further discussion at which time the Board may determine to consider that item separately from the Consent Agenda.

9. [Accept and File Summary of Actions for the October 19, 2022, Board of Directors Meeting](#)
Reference: Sirie Thongchua, Executive Assistant
Recommended Action: Approve summary of actions.

10. [Receive and File Budget to Actual Report for the Four Months Ended October 31, 2022](#)
Reference: Rosa Rosales, Administrative Services Manager
Recommended Action: Receive and file the report.

11. [Receive and File Budget to Actual Report for the Five Months Ended November 30, 2022](#)
Reference: Rosa Rosales, Administrative Services Manager
Recommended Action: Receive and file the report.

12. [Accept and File Report of Summary of Mutual Settlement Program Actions for October and November 2022](#)
Reference: Amy Clymo, Engineering and Compliance Manager
Recommended Action: Accept and file the report.

13. [Adopt a Resolution Authorizing the Air Pollution Control Officer to Enter into Greenhouse Gas Emission Standards for Crude Oil and Natural Gas Facilities - Implementation and Enforcement Grant Agreement with the California Air Resources Board, Accept \\$60,000 in Funding and Direct the Air Pollution Control Officer to Sign Future Oil and Gas Grant Agreements Without Board Approval in Accordance with Policy B.4.a](#)
Reference: Amy Clymo, Engineering and Compliance Manager
Recommended Action: Adopt the resolution.

14. [Adopt a Resolution Authorizing the Air Pollution Control Officer to Accept Funding and Administer the Carl Moyer Program Year 25](#)
Reference: Richard Stedman, Air Pollution Control Officer
Recommended Action: Adopt the resolution.

15. [Adopt a Resolution Approving the 2022 MBARD Diesel Engine and Equipment Replacement Program \(DEERP\) Policies and Procedures Manual Update](#)
Reference: Richard Stedman, Air Pollution Control Officer
Recommended Action: Approve the extension request.

16. [Approve Extension Request by the City of Salinas for the AB2766 Grant 21-02 Front Street / Sherwood Drive Adaptive Traffic Control Project to October 11, 2024](#)
Reference: Richard Stedman, Air Pollution Control Officer
Recommended Action: Approve the extension request.

REGULAR AGENDA

17. [Approve Roofing Repair Project Action Requests by Staff](#)

Staff is Requesting the Board of Directors Take the Following Actions:

- a. Award a contract to **Roofing Constructors Inc. dba Western Roofing Services**, the lowest responsible and responsive bidder for MBARD's roofing repair project, with the base bid amount of **Three Hundred Thirty-Two Thousand Five Hundred Sixty-Seven and no cents (\$332,567.00)**.
- b. Authorize a contingency not to exceed 10% of the contract amount to provide funding for approved contract change orders; and
- c. Authorize the Air Pollution Control Officer to execute the base bid plus **Add Alternate #1 contract for an additional \$23,670** and approve change orders to the contract that do not exceed 10% of the original contract amount and do not significantly change the scope of work.

Reference: Richard Stedman, Air Pollution Control Officer

Recommended Action: Approve the Roofing Repair Project action requests by staff.

18. Receive Presentation on the Future of Remote Meetings from Les Girard, Counsel

Reference: Richard Stedman, Air Pollution Control Officer

Recommended Action: Receive presentation.

19. [Receive and Accept Draft Financial Statements and Independent Audit Report for the Year Ended June 30, 2022 Prepared by Badawi & Associates](#)

Reference: Rosa Rosales, Administrative Services Manager

Recommended Action: Receive and accept draft financial statements and independent audit report.

20. Adjournment

This meeting is open to the public. The Monterey Bay Air Resources District does not discriminate against individuals with disabilities. To request an accommodation or alternative format under the Americans with Disabilities Act for meetings, events, or printed materials, please call (831) 647-9411 or email sirie@mbard.org.