Updated

REGULAR MEETING NOTICE OF THE
BUTTE COUNTY
AIR QUALITY MANAGEMENT DISTRICT
GOVERNING BOARD
October 28, 2021 - 10:00 a.m.

Meeting Locations:
Butte County Association of Governments Board Room
326 Huss Drive, Suite 100, Chico, California

Biggs Council Chambers
3016 Sixth Street, Biggs, California

Members of the public are encouraged to attend the meeting in real time using the
Zoom link and call in information below.

Join Zoom Meeting:
https://us02web.zoom.us/j/87111751705?pwd=em1GWGk2cVJZTEqYmwwrAgwT1p0d29
Meeting ID: 871 1175 1705
Passcode: 298155
Call-in: 1-669-900-9128

Note: To join the video conference, you will need a webcam and computer audio (speakers and microphone). If
you do not have either, you may dial the call-in number listed to join by audio only.

The Governing Board is committed to making its proceedings accessible to all citizens. Individuals with special needs
should call the Clerk of the Board at (530) 332-9400, Monday through Friday, 7:30 a.m. to 4:30 p.m. to request disability-
related modifications, accommodations or to request materials in alternate formats. All requests for special
accommodations and/or alternative format documents must be made 48 hours prior to the meeting. Every reasonable
attempt will be made to provide such accommodations.

1. Call to Order and Roll Call. Chair

2. Additions and Deletions to the Consent Agenda. Chair
3. Consent Agenda.
   3.1 Minutes of the September 23, 2021 Meeting of the Board of Directors. 
   Chair Cora Collins
   3.2 Activity Report on Butte County Air Quality Management District Activities.  
   Stephen Ertle
   3.3 Financial Status Report for Fiscal Year 2021-2022.  
   Aleah Ing
   3.4 Status Report on Calendar of Events.  
   Stephen Ertle
   3.5 Status Report on Communications.  
   Cora Collins
   3.6 FARMER Program Application FY 2021-2022.  
   Jason Mandly

   ACTION REQUESTED: Approve Consent Agenda

REGULAR AGENDA

4. Items removed from the Consent Agenda for Board consideration and actions.  
   Chair

5. Architectural Coatings SCM and Potential Rule Amendment.  
   The District’s current attainment plan and the California Clean Air Act require that the District consider feasible control measures to achieve attainment with State air quality standards.  CARB updated Architectural Coating Suggested Control Measures (SCM) in 2007, 2019 and 2020.  District Rule 230 Architectural Coatings was last amended in 2002 and incorporated the 2000 version of State’s SCM’s.

   ACTION REQUESTED: Provide direction on Rule 230 Amendments to include current State SCM changes to be adopted at a future Governing Board meeting.

   Patrick Lucey

   The existing statewide Carl Moyer Program allows for the funding of lawn and garden equipment replacement projects.

   ACTION REQUESTED: Provide Direction.

   Jason Mandly

   Report on air quality conditions in Butte County through September 2021.  Focus will be on the summer ozone season.

   ACTION REQUESTED: None.  This item is provided for information and discussion.

   Jason Mandly

8. Consider 3-Year Memorandum of Understanding with the Butte County AQMD Employees’ Association.  
   Consider approving a new 3-Year Memorandum of Understanding with the Butte County AQMD Employees’ Association.

   Greg Einhorn
ACTION REQUESTED: Adopt Resolution 2021-23 approving the 3-Year Memorandum of Understanding with the Butte County AQMD Employees’ Association and authorize the Chair to sign.


ACTION REQUESTED: Approve the attached amendment to the APCO’s contract as supported by the Executive Committee and authorize the Chair to sign the contract amendment.

10. Presentation: Recognition of Service Plaques. The Board will recognize staff members for their tenures with the District.

ACTION REQUESTED: Presentation of resolutions of appreciation.

11. APCO Report. Report from the Air Pollution Control Officer on current areas of potential interest to your Board, including air quality-related activities at the local, State, and federal scenes.

ACTION REQUESTED: None. This item is provided for information and discussion.

12. Other Business.

13. Public Comment Period. Any person may address the Board of Directors on any matter within the jurisdiction of the Board that is not on the agenda for this meeting. Any person may address the Board on an agendized item when that time is called. The chair requests that each person addressing the Board limits their presentation to five (5) minutes.

   Conference with Labor Negotiators. (Government Code Section 54957.6)
   Agency designated representatives: Stephen Ertle and Greg Einhorn
   Employee organization: Butte County Air Quality Management District Employees Association

15. ADJOURNMENT:
   The next Board of Directors Meeting is scheduled for December 9, 2021, at 10:00 a.m. at the Butte County Association of Governments Board Room, 326 Huss Drive, Suite 100, Chico, California.
To: Butte County Air Quality Management District Board of Directors

From: Stephen Ertle, Air Pollution Control Officer

Staff Contact: Jason Mandly, Senior Air Quality Planner

Re: FARMER Program Application FY 2021-2022.

Date of Release: October 22, 2021
Board Consideration: October 28, 2021

ISSUE:
The Board approved the acceptance of FY 2020-21 (Year 4) FARMER Program funding in June 2021 through Resolution 2021-21 however that funding year went unfunded in the state budget. The District has applied for FY 2021-22 (Year 4) FARMER Program funding. The District is tentatively allocated $1,736,000.00 in total FY 2021-22 FARMER Program funding. The application must be submitted to CARB by November 15, 2021. No meeting is scheduled for November.

ACTION REQUESTED:
Approve Resolution 2021-24 accepting FY2021-22 (Year 4) FARMER Program funding.

Attachment:
Resolution 2021-24
FY 2021-22 FARMER Program Solicitation Memo
RESOLUTION 2021-24
BEFORE THE BOARD OF DIRECTORS OF
BUTTE COUNTY AIR QUALITY MANAGEMENT DISTRICT
STATE OF CALIFORNIA
APPROVAL TO ACCEPT FY 2021-2022 FARMER INCENTIVE FUNDING FROM THE CALIFORNIA AIR RESOURCES BOARD

Resolution 2021-24 ...........................................................
Approval to Accept FY 2021-22 FARMER Incentive ...........
Funding from the California Air Resources Board ..........

WHEREAS, FY 2021-22 funding allocations from the California Air Resources Board (CARB) to air districts under the Funding Agricultural Replacement Measures for Emission Reductions (FARMER) Program are still pending;

WHEREAS, CARB developed the FARMER Program Guidelines to meet the Legislature’s objectives and help meet the State’s criteria, toxic and greenhouse gas emission reduction goals;

AND WHEREAS, there are specific legislative requirements (e.g., expenditure records, quantification methodology, annual reporting, and disadvantaged/low income community investments) of the cap and trade proceeds that the District will need to adhere to;

AND WHEREAS, the Butte County Air Quality Management District Board approved the FARMER Program Policies and Procedures Manual though Resolution 2018-12 and most recently approved amendments through Resolution 2021-16;

THEREFORE, BE IT RESOLVED, that the Butte County Air Quality Management District Board hereby approves the District’s participation in the FY 2021-22 FARMER Program and the acceptance of the FARMER funds allocated and awarded to the District for eligible projects and project implementation in accordance with the legislative and applicable program requirements;

BE IT FURTHER RESOLVED, that the District will comply with FARMER Program requirements as specified in the applicable FARMER Guidelines and the District’s FARMER Policies and Procedures Manual;

BE IT FURTHER RESOLVED, that the Board authorizes the Air Pollution Control Officer to enter into contracts or grants with other California air quality districts to transfer funds to other districts as unexpected expenses or accept FARMER funds as unanticipated revenue through inter-district transfer as necessary and amend the budget accordingly;

BE IT FURTHER RESOLVED, the Air Pollution Control Officer is hereby authorized to execute on behalf of the District grant agreements with CARB and all other necessary documents to implement and carry out the purposes of this resolution;

BE IT FURTHER RESOLVED, that the Butte County Air Quality Management District Board hereby authorizes the Air Pollution Control Officer, subject to review by District Counsel, to make such minor modifications in the program information as may be necessary from time to time to ensure the smooth and efficient operation of the FARMER Program and to comply with State requirements.
On Motion of __________________, Seconded by __________________, the foregoing resolution is hereby
PASSED AND ADOPTED by the Air Quality Management District Board of Directors on this 28th day of October, 2021
by the following:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

________________________________________
Stephen Ertle, Air Pollution Control Officer
Butte County Air Quality Management District

I hereby attest that this is a true and correct copy of the action taken by
the Butte County Air Quality Management District Board of Directors on

ATTEST: __________________________________________
Cora Collins, Clerk of the Governing Board
To: Air Pollution Control Officers

From: Michelle Buffington, Manager, Innovative Strategies Branch

Date: October 19, 2021

Subject: Solicitation for Applications to Receive Funding from the Funding Agricultural Replacement Measures for Emission Reductions (FARMER) Program: Fiscal Year 2021-22 Funds

This memo solicits applications for fiscal year (FY) 2021-22 funding from the Funding Agricultural Replacement Measures for Emission Reductions (FARMER) Program. California air pollution control and air quality management districts with at least one percent of the statewide emissions from agricultural equipment may apply for FARMER Program grants funded by the Air Pollution Control Fund (APCF) and the Greenhouse Gas Reduction Fund (GGRF).

For FY 2021-22, the State Legislature allocated $212,582,000 to the California Air Resources Board (CARB) to fund grants with air districts under the FARMER Program. After withholding $1,700,000 for CARB program administration, $210,882,000 is available to districts. The tentative allocation of FARMER Program funding is based on publicly available emissions data for agricultural equipment in the 2021 California agricultural equipment emissions inventory (AG2021) and each district’s air quality and attainment status.

District responses to this solicitation package must be received by November 15, 2021. This solicitation package includes the application form as an attachment. Districts must complete and return this form to receive or designate funds. CARB will assume a district has declined FY 2021-22 FARMER Program funds if an application is not submitted to CARB by November 15, 2021.

Tentative and Final Grant Amounts

Table 1, below, provides the tentative grant amounts available by district. Note that these are tentative allocations based on preliminary estimates and should not be used in board resolutions. Final allocations will be calculated by applying the formula described in the FARMER Program Guidelines with consideration of the number of districts that apply and their funding requests. The final allocations may be more or less than the tentative allocations.
### Table 1: Tentative District Allocations

<table>
<thead>
<tr>
<th>Air District</th>
<th>Project Funding Allocation</th>
<th>Maximum Project Implementation Funding</th>
<th>Total Tentative Allocation</th>
</tr>
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<tbody>
<tr>
<td>Bay Area AQMD</td>
<td>$3,522,093.00</td>
<td>$234,807.00</td>
<td>$3,756,900.00</td>
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<tr>
<td>Butte County AQMD</td>
<td>$1,736,000.00</td>
<td>$248,000.00</td>
<td>$1,984,000.00</td>
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<tr>
<td>Colusa County APCD</td>
<td>$1,189,300.00</td>
<td>$169,900.00</td>
<td>$1,359,200.00</td>
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<tr>
<td>Feather River AQMD</td>
<td>$2,132,200.00</td>
<td>$304,600.00</td>
<td>$2,436,800.00</td>
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<td>Glenn County APCD</td>
<td>$1,428,437.00</td>
<td>$204,063.00</td>
<td>$1,632,500.00</td>
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<tr>
<td>Imperial County APCD</td>
<td>$1,394,050.00</td>
<td>$199,150.00</td>
<td>$1,593,200.00</td>
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<tr>
<td>Mendocino County AQMD</td>
<td>$720,212.00</td>
<td>$102,888.00</td>
<td>$823,100.00</td>
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<tr>
<td>Mojave Desert AQMD</td>
<td>$1,612,537.00</td>
<td>$230,363.00</td>
<td>$1,842,900.00</td>
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<tr>
<td>Monterey Bay Air Resources District</td>
<td>$1,874,250.00</td>
<td>$267,750.00</td>
<td>$2,142,000.00</td>
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<td>Northern Sonoma County APCD</td>
<td>$1,019,987.00</td>
<td>$145,713.00</td>
<td>$1,165,700.00</td>
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<tr>
<td>Sacramento Metropolitan AQMD</td>
<td>$1,085,344.00</td>
<td>$72,356.00</td>
<td>$1,157,700.00</td>
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<tr>
<td>San Diego County APCD</td>
<td>$2,428,687.00</td>
<td>$161,913.00</td>
<td>$2,590,600.00</td>
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<tr>
<td>San Joaquin Valley APCD¹</td>
<td>$157,899,000.00</td>
<td>$10,526,600.00</td>
<td>$168,425,600.00</td>
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<tr>
<td>San Luis Obispo County APCD</td>
<td>$1,502,112.00</td>
<td>$214,588.00</td>
<td>$1,716,700.00</td>
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<tr>
<td>Santa Barbara County APCD</td>
<td>$1,192,362.00</td>
<td>$170,338.00</td>
<td>$1,362,700.00</td>
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<td>South Coast AQMD</td>
<td>$1,878,750.00</td>
<td>$125,250.00</td>
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<td>Tehama County APCD</td>
<td>$998,462.00</td>
<td>$142,638.00</td>
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<td>Ventura County APCD</td>
<td>$1,856,837.00</td>
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<td>Yolo-Solano AQMD</td>
<td>$1,975,137.00</td>
<td>$282,163.00</td>
<td>$2,257,300.00</td>
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<td>Placer County AQMD</td>
<td>$7,800,483.00</td>
<td>$1,567,417.00</td>
<td>$9,367,900.00</td>
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</tbody>
</table>

### Designations

Districts that choose to designate their tentative allocation to the Shared Allocation Pool or to a lead district (i.e., a district selected to administer the FARMER Program on another district’s behalf) may make this designation in the attached application.

¹ The GGRF appropriation for the FARMER Program is subject to Section 15.14, which prevents CARB from committing more than 75 percent of funds prior to the fourth Cap-and-Trade auction. Therefore, San Joaquin Valley APCD’s initial allocation will be limited to $126,350,600, composed of $126,225,000.00 in GGRF and $125,600.00 in APCF monies.
In responding to this solicitation, districts may take one of the following actions:

1. **Accept the Full Tentative Allocation.**

   Districts that accept the full tentative allocation may choose to designate all or a portion of the allocation to the Shared Allocation Pool or a lead air district. To accept the full tentative allocation, districts must address the following:

   - **Application** – A completed application form signed and dated by the district’s Air Pollution Control Officer (APCO) or authorized designee. Please complete all applicable sections of the application.

   - **District Board Resolution**

     If the district retains all or a portion of FARMER Program funds to administer, the district board resolution must commit to participate in the FARMER Program, accept FARMER Program funds, and follow the requirements of the FARMER Program. Since allocations in Table 1 are tentative and final allocations will differ, the resolution should not specify an exact grant amount unless district board policy requires it, in which case a not-to-exceed figure should be used. Because a district’s board agenda may not immediately accommodate this item, resolutions will be accepted until December 31, 2021. Applications without a resolution must list the date that the board is scheduled to hear the item.

     For funds designated to the Shared Allocation Pool or to a lead air district, the district board resolution must authorize FARMER Program funds to be designated to the Shared Allocation Pool or a lead district. Because a district’s board agenda may not immediately accommodate this item, resolutions will be accepted until December 31, 2021. Applications without a resolution must list the date that the board is scheduled to hear the item.

   - **Policies and Procedures Manual** – If the district retains all or a portion of FARMER Program funds to administer, in signing the application, the district APCO or designee must confirm that the district will maintain an up-to-date FARMER Program Policies and Procedures Manual at the district’s office.

2. **Accept Less than the Tentative Allocation.**

   Districts may opt to accept less than the tentative allocation and the remaining portion will be redistributed through the allocation formula. To do this, districts must address the following:

   - **Application** – A completed application form signed and dated by the district’s APCO or authorized designee. Please complete all applicable sections of the application.

   - **District Board Resolution** – The district board resolution must commit to participate in the FARMER Program, accept FARMER Program funds, and follow the requirements of the FARMER Program. Since allocations in Table 1 are tentative
and final allocations will differ, the resolution should not specify an exact grant amount unless district board policy requires it, in which case a not-to-exceed figure should be used. Because a district’s board agenda may not immediately accommodate this item, resolutions will be accepted until November 30, 2021. Applications without a resolution must list the date that the board is scheduled to hear the item.

☐ Policies and Procedures Manual – In signing the application, the district APCO or designee must confirm that the district will maintain an up-to-date FARMER Program Policies and Procedures Manual at the district’s office.

3. Decline the Funds.

☐ Application – Districts that choose not to participate in the FARMER Program for FY 2019-20 are asked to complete all applicable sections of the application form, including a signature by the district’s APCO or authorized designee.

Please send your completed application by email to farmer@arb.ca.gov.

The FARMER Program Guidelines are available on CARB’s website at www.arb.ca.gov/farmer.

For questions about the application process, please contact Ms. Erin Uchida, Staff Air Pollution Specialist, by email at Erin.Uchida@arb.ca.gov, Mr. Evan Powers, Air Pollution Specialist, by email at Evan.Powers@arb.ca.gov, or Ms. Kirsten Sarle, Air Pollution Specialist, by email at Kirsten.Sarle@arb.ca.gov.

Sincerely,

Michelle Buffington, Manager,
Off-Road and Agricultural Strategies and Incentives Section

Attachment: FY 21-22 FARMER Application

cc: Tung Le, Executive Director
California Air Pollution Control Officers Association
1107 Ninth Street, Suite 1005
Sacramento, California 95814

Erin Uchida, Staff Air Pollution Specialist
Mobile Source Control Division

Evan Powers, Air Pollution Specialist
Mobile Source Control Division

Kirsten Sarle, Air Pollution Specialist
Mobile Source Control Division