SACRAMENTO METROPOLITAN AIR QUALITY MANAGEMENT DISTRICT

AQMD Resolution No. __________________________

Adopt a Resolution Authorizing the Executive Director/Air Pollution Control Officer to Execute a Heavy-Duty Low Emission Vehicle Incentive Program Funding Agreement Exceeding $500,000 with Barrios Farms, Inc.

WHEREAS, pursuant to Health and Safety Code Section 40961, the Sacramento Metropolitan Air Quality Management District (District) is the local agency within the boundaries of the Sacramento district with the primary responsibility for the development, implementation, monitoring, and enforcement of air pollution control strategies, clean fuel programs, and motor vehicle use reduction measures; and

WHEREAS, the District is authorized by Health and Safety Code Sections 41062(a) and 41082 to implement programs to reduce transportation emissions, including programs to encourage the use of alternative fuels and low-emission vehicles; and

WHEREAS, on February 5, 1998, Resolution No. 98-0007 authorized the creation of the Heavy-Duty Low Emission Vehicle Incentive Program (HDLEVIP) for the purpose of reducing emissions from heavy-duty mobile sources operating within the Sacramento Federal Non-Attainment Area (SFNA); and

WHEREAS, on July 28, 2005, Resolution No. 2005-050 authorized the Executive Director/Air Pollution Control Officer (APCO) in consultation with District Counsel, to make minor modifications to the Heavy-Duty Agreement and authorization to execute the Heavy-Duty Agreement; and

WHEREAS, on May 22, 2008, Resolution No. 2008-030 required Board approval of HDLEVIP grants to a single entity exceeding $500,000 on a per project basis or cumulative annual basis; and

WHEREAS, on October 23, 2008, Resolution No. 2008-0059 authorized the APCO in consultation with District Counsel, to execute current agreements substantially similar in format to the boilerplate agreement approved by the Board; and
WHEREAS, Barrios Farms Incorporated, a California corporation, submitted an application to replace three older agricultural tractors with three replacement tractors, using Carl Moyer Program funding under grant Agreement No. VET-13-0292 which exceeds the $500,000 annual limit authorized by the Board for APCO signature.

THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Directors of the Sacramento Metropolitan Air Quality Management District to authorize the funding of Agreement Number VET-13-0292 because the staff evaluation demonstrates that the proposal meets the requirements of the HDLEVIP and funding is available; and

BE IT FURTHER RESOLVED AND ORDERED by the Board of Directors of the Sacramento Metropolitan Air Quality Management District to authorize the Air Pollution Control Officer, in consultation with the District Counsel, to execute Agreement No. VET-13-0292 with Barrios Farms Incorporated for up to $797,514 in a format substantially similar to the form approved in Resolution 2006-059; and

BE IT FURTHER RESOLVED AND ORDERED by the Board of Directors of the Sacramento Metropolitan Air Quality Management District to authorize the Executive Director/Air Pollution Control Officer, in consultation with the District Counsel, to make any minor amendments to the contracts that may be necessary to fully implement the intent of the resolution; and

BE IT FURTHER RESOLVED AND ORDERED by the Board of Directors of the Sacramento Metropolitan Air Quality Management District that all aforementioned programs shall be administered consistent with all applicable state or federal guidelines; and

BE IT FURTHER RESOLVED AND ORDERED by the Board of Directors of the Sacramento Metropolitan Air Quality Management District to authorize the Chair of the Board of Directors to sign the resolution on behalf of the District.
ON A MOTION by Director ____________________________ and seconded by Director ____________________________, the foregoing resolution was passed and adopted by the Board of Directors of the Sacramento Metropolitan Air Quality Management District, State of California, the 26th day of February 2015.

AYES Directors
NOES Directors
ABSTAIN Directors
ABSENT Directors

__________________________
Chair, Board of Directors
Sacramento Metropolitan Air
Quality Management District

SEAL

ATTEST: ____________________________
Clerk, Board of Directors
Sacramento Metropolitan Air
Quality Management District