


Board Agenda Item

TO: Air Pollution Control District Board

FROM: Aeron Arlin Genet, Air Pollution Control Officer 

CONTACT: Jim Fredrickson, Planning Division Supervisor, (805) 979-8328

SUBJECT: Carl Moyer Program Participation until 2034

RECOMMENDATION:

Adopt the attached Resolution to authorize the District's continued participation in the California Air Resources Board's Carl Moyer Program until January 1, 2034.

BACKGROUND:

The District has received Board approval to participate in the California Air Resources Board's (CARB) Carl Moyer Program since its inception in 1999 and has implemented clean air grant programs that have funded over 250 projects throughout Santa Barbara County. The District has expended over \$13,000,000 of pass-through grant funds for projects that include diesel engine repowers for agricultural operations, marine vessels, and off-road equipment; on-road vehicle replacement; off-road equipment replacement; light-duty vehicle scrappage; and the purchase and installation of alternative fuel vehicle infrastructure. The total lifetime emission reductions from these projects exceed 1,400 tons of nitrogen oxides (NO_x), reactive organic gases (ROG), and Particulate Matter (PM₁₀).

The Carl Moyer Program provides grant funds to applicants that voluntarily participate to upgrade their operation with low, near-zero, and zero-emission technology equipment, engines, or vehicles. Emission reductions from Carl Moyer Program projects must be surplus to any state regulation and comply with CARB's Carl Moyer Program Guidelines, including project cost-effectiveness limits.

DISCUSSION:

Assembly Bill 8 (Perea, 2013) extended the authorization of the Carl Moyer Memorial Air Quality Standards Attainment Program from the sunset date of January 1, 2016, established by AB 118 (Nunez, 2007), until January 1, 2024. Senate Bill 513 (Beall, 2015) resulted in a wide variety of enhancements to the Carl Moyer Program. Assembly Bill 2836 (Garcia), approved and signed by the Governor of California on September 16, 2022, extended the current authorization of the Carl Moyer Program, from January 1, 2024, to January 1, 2034.

District Board Resolution 17-05, approved on May 18, 2017, currently authorizes the District's participation in the Carl Moyer Program until January 1, 2024.

CARB annually issues a solicitation to air districts for both regular Carl Moyer Program grant funds, as well as Carl Moyer Program State Reserve grant funds, which are generally grant funds provided to air districts that participate in specific annual project solicitations, such as landscape equipment incentives. All Carl Moyer Program grant funds require the District to provide a 15% match from our local grant funds. We annually meet this match requirement with grant projects funded with our \$2 DMV surcharge revenues. The District ensures compliance with CARB's Carl Moyer Program Guidelines to implement the District's clean air grant programs.

FISCAL IMPACT:

CARB's Fiscal Year 2022-23 Carl Moyer Program Year 25 Regular grant fund allocation for the District is \$946,566 and these pass-through grant funds are accounted for in the District's Fiscal Year 2023-24 Adopted Budget.

ATTACHMENT:

- A. Board Resolution in the matter of District Participation in CARB's Carl Moyer Program until 2034.

ATTACHMENT A

Board Resolution in the matter of District
Participation in CARB's Carl Moyer Program until 2034

October 19, 2023

Santa Barbara County Air Pollution Control District
Board of Directors

260 San Antonio Road, Suite A
Santa Barbara, California 93110

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE SANTA BARBARA COUNTY
AIR POLLUTION CONTROL DISTRICT**

IN THE MATTER OF DISTRICT
PARTICIPATION IN THE CALIFORNIA
AIR RESOURCES BOARD'S CARL
MOYER PROGRAM UNTIL 2034

APCD RESOLUTION NO. _____

RECITALS

WHEREAS, on August 20, 2016, the Santa Barbara County Air Pollution Control District (District) Board of Directors (District Board) approved Resolution 15-22 which continued the District's participation in the California Air Resources Board's (CARB) Carl Moyer Memorial Air Quality Standards Attainment Program (Carl Moyer Program) pursuant to Health and Safety Code §44275-44299.2; and

WHEREAS, in Resolution 15-22, the District Board authorized the acceptance of CARB Carl Moyer Program funds in an amount not to exceed \$1,000,000 each year for eligible projects and program administration until January 1, 2024, in accordance with the terms and conditions of Carl Moyer Program grant agreements; and

WHEREAS, on December 16, 2021, the District Board approved Resolution 21-07 which continued the District's participation in CARB's Carl Moyer Program pursuant to Health and Safety Code §44275-44299.2; and

WHEREAS, in Resolution 21-07, the District Board authorized the acceptance of CARB Carl Moyer Program funds in an amount not to exceed \$2,500,000 each year for eligible projects and program administration until January 1, 2024, in accordance with the terms and conditions of Carl Moyer Program grant agreements; and

WHEREAS, the Governor of California approved Assembly Bill 2836 (Garcia) on September 16, 2022, which extends the current authorization for the Carl Moyer Program, until January 1, 2034; and

WHEREAS, the California Fiscal Year (FY) 2022-23 budget allocated approximately \$123,000,000 to the Carl Moyer Program (Regular funds and State Reserve funds), with a portion passed through to air districts; and

APCD RESOLUTION IN THE MATTER OF DISTRICT PARTICIPATION IN
THE CALIFORNIA AIR RESOURCES BOARD'S CARL MOYER PROGRAM
UNTIL 2034

WHEREAS, CARB's FY 2022-23 Carl Moyer Program (Year 25 Regular funds) funding allocation for the District is \$946,566. The District received the executed grant on February 28, 2023, to implement projects pursuant to the Carl Moyer Program Guidelines; and

WHEREAS, the District may use up to 12.5% of Carl Moyer Program funds to administer and implement the Carl Moyer Program and is required to provide 15.0% in local match funds as part of Carl Moyer Program grant agreements; and

NOW, THEREFORE, IT IS HEREBY RESOLVED, as follows:

1. The District Board hereby delegates authority to the Air Pollution Control Officer to enter into grant agreements with the California Air Resources Board for the Carl Moyer Memorial Air Quality Standards Attainment Program until January 1, 2034, for an amount not to exceed \$5,000,000 each fiscal year for eligible projects and program administration, in accordance with the terms and conditions of Carl Moyer Program grant agreements, subject to review and approval by District Counsel, Risk Management, and the Auditor-Controller, and all other necessary documents to implement and carry out the purposes of this resolution; and
2. The Santa Barbara County Air Pollution Control District will comply with the Carl Moyer Program requirements as specified in sections §44275-44299.2 of the Health and Safety Code, the applicable Carl Moyer Program Guidelines, and the Santa Barbara County Air Pollution Control District Carl Moyer Program Policies and Procedures; and
3. The Santa Barbara County Air Pollution Control District commits to provide sufficient funds to meet the match requirements specified in the Carl Moyer Program Guidelines, as applicable, each fiscal year until January 1, 2034.
4. This Board resolution hereby supersedes District Board Resolution 15-22 and Resolution 21-07, in their entirety.

APCD RESOLUTION IN THE MATTER OF DISTRICT PARTICIPATION IN
THE CALIFORNIA AIR RESOURCES BOARD'S CARL MOYER PROGRAM
UNTIL 2034

PASSED, APPROVED AND ADOPTED by the Air Pollution Control District Board of
the Santa Barbara County, State of California, this 19th day of October 2023, by the following
vote:

Ayes:

Noes:

Abstain:

Absent:

SANTA BARBARA COUNTY
AIR POLLUTION CONTROL DISTRICT

ATTEST:

AERON ARLIN GENET
CLERK OF THE BOARD


By: _____
Deputy

By: _____
Chair

Date: _____

APPROVED AS TO FORM:

RACHEL VAN MULLEM
COUNTY COUNSEL

By:  _____
Deputy


APPROVED AS TO FORM:

GREG MILLIGAN, ARM
RISK MANAGER

By:  _____
Risk Manager

APPROVED AS TO FORM:

BETSY M. SCHAFFER, CPA
AUDITOR-CONTROLLER

By:  _____
Deputy