

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

RESOLUTION NO. 2021-18

**Resolution Accepting Year 24 Carl Moyer Program Funds
From the California Air Resources Board**

WHEREAS, California Health and Safety Code Division 26, Part 5, Chapter 9, empowers the California Air Resources Board (ARB) to allocate Carl Moyer Program funds to local air quality districts to provide financial incentives to both the public and private sectors to implement eligible projects to reduce emissions of oxides of nitrogen (NO_x), reactive organic gases (ROG), and particulate matter (PM) from existing heavy-duty engines by either replacing or retrofitting them;

WHEREAS, California Health and Safety Code section 44287, authorizes ARB to provide an air district with funds if that district provides matching funds in an amount established by ARB;

WHEREAS, the Bay Area Air Quality Management District (District) has successfully implemented the Carl Moyer Program since its inception in 1998;

WHEREAS, the District submitted an application to ARB requesting \$42 million in Carl Moyer Program funds to implement the Carl Moyer Program within the District for the fiscal year (FY) 2021-2022 (Year 24) cycle;

WHEREAS, the District proposed to commit up to \$6.3 million in matching funds as part of the Year 24 Carl Moyer Program cycle, in accordance with the requirements of California Health and Safety Code section 44287;

WHEREAS, eligible projects include vehicle and equipment replacements or retrofits from on-road, marine, locomotive, agricultural, and off-road engines, and infrastructure to support zero-emission equipment;

WHEREAS, the District may consider projects that qualify for grant funds under the requirements for the State Reserve portion of Carl Moyer Program funds;

WHEREAS, the District will follow the 2017 ARB Carl Moyer Program Guidelines, and subsequent updates for the Year 24 CMP cycle, in the implementation of Carl Moyer Year 24 and MSIF funds;

WHEREAS, the District may use up to 6.25 percent of the funds it receives to pay the reasonable costs of implementing the incentive program.

NOW, THEREFORE, BE IT RESOLVED, the Board of Directors hereby approves the District's acceptance of FY 2021-2022 CMP funds, including the State Reserve portion thereof, to be awarded to eligible District projects in accordance with legislative and applicable program requirements.

BE IT FURTHER RESOLVED, the District will provide the required matching funds for District projects by allocating local MSIF revenues to eligible emission reduction projects that qualify for Carl Moyer Program matching purposes.

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

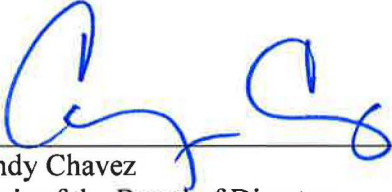
The foregoing resolution was duly and regularly introduced, passed, and adopted at a regular meeting of the Board of Directors of the Bay Area Air Quality Management District on the Motion of DIRECTOR HAUBERT, seconded by DIRECTOR CUTTER, on the 1st day of DECEMBER 2021, by the following vote of the Board:

AYES: BARRETT, BAUTERS, CHAVEZ, CONSTANTINE, CUTTER, GIOIA, HAUBERT, HOPKINS, HUDSON, HURT, JUE, MITCHOFF, ROSS, WAGENKNECHT, WALTON, WILSON

NOES: NONE

ABSENT: ABE-KOGA, CANEPA, GROOM, HANNIGAN, MELGAR, MILEY, RENNIE, RICE.

ABSTAIN: NONE



Cindy Chavez
Chair of the Board of Directors

ATTEST:



John Bauters
Secretary of the Board of Directors