

Model Resolution for Board Authorization of Participation in the Carl Moyer Program

Below is a model to serve as a guide or template for air district staff writing board resolutions to authorize continued participation in the Carl Moyer Program. It is intended only as a guide. Use of this language is not required, but a resolution that covers the points below will help to ensure sufficient completeness to prevent delay in receipt of grant funds. Included are:

- ◆ ***Paragraphs in blue, for districts participating in the Rural Assistance Program;**
- ◆ **#Paragraphs in orange, for districts requesting State Reserve grants;**
- ◆ **%Paragraphs in brown, for districts requesting Community Air Protection grants.**

Where a district board requires inclusion of a specific grant amount in the resolution, it is important to include the final allocation number provided in the grant agreement package, rather than the tentative allocation amount provided in the grant solicitation package. If a specific amount must be included, also include State Reserve (formerly multi-district) project funds that the district wants to receive. When a board will permit it, a resolution may be used for up to four successive years; language is suggested for that option also.

Air District Name

Resolution No. ____

A Resolution Accepting Funds Through the Carl Moyer Program from the California Air Resources Board

WHEREAS, California Health and Safety Code sections 44275-44299.2 authorize the California Air Resources Board (ARB) to allocate Carl Moyer Program (CMP) funds to local air quality districts to provide financial incentives to both the public and private sectors to implement eligible projects to reduce emissions from on-road, marine, locomotive, agricultural, and off-road engines;

WHEREAS, *Air District Name* (District) has successfully implemented Carl Moyer Program projects in past years to reduce emissions and improve air quality in *Air Basin* and seeks to continue to reduce emissions from diesel engines through clean air incentive projects;

WHEREAS, California Health and Safety Code section 44287 requires air districts receiving regular Carl Moyer Program grant funds to provide match funding, and Carl Moyer Program Guidelines (CMP Guidelines) have established a match requirement of 15 percent of State funds received, with an exemption from this requirement for districts receiving the minimum grant award of \$200,000;

WHEREAS, the District maintains a current Carl Moyer Program Policies and Procedures Manual that meets the requirements of the Carl Moyer Program Guidelines;

***WHEREAS, the District is considering projects that qualify for grant funds through the "Rural District Assistance Program" (RAP);**

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

%WHEREAS, the District is considering projects that qualify for Greenhouse Gas Reduction grant funds under the requirements for Community Air Protection funds administered through the Carl Moyer Program;

WHEREAS, the District may have need to transfer funds to other districts, or may be invited to accept Carl Moyer Program funds through inter-district transfer;

NOW, THEREFORE, BE IT RESOLVED that the *Air District Name* does hereby approve the District's continued participation in the Carl Moyer Program, and the acceptance of funds allocated and awarded to the District for eligible projects and program administration each year until [YEAR], in accordance with the terms and conditions of CMP grant agreements; and

BE IT FURTHER RESOLVED that the *Air District Name* will comply with Carl Moyer Program requirements as specified in sections 44275 through 44299.2 of the Health and Safety Code, the applicable CMP Guidelines, and the District's CMP Policies and Procedures;

BE IT FURTHER RESOLVED that the *Air District Name* commits to provide sufficient funds to meet the match requirements specified in the Carl Moyer Program Guidelines, as applicable, each year until [YEAR]; and

*BE IT FURTHER RESOLVED that the *Air District Name* approves the District's participation in the Rural Assistance Program, and the acceptance of funds allocated and awarded to the District for eligible projects and program administration each year until [YEAR]; and

#BE IT FURTHER RESOLVED that the *Air District Name* approves the District's participation in the State Reserve portion of the Carl Moyer Program, and the acceptance of funds allocated and awarded to the District for eligible projects and program administration each year until [YEAR]; and

%BE IT FURTHER RESOLVED that the *Air District Name* approves the District's acceptance of Community Air Protection Funds for projects to reduce emissions in disadvantaged communities, low-income communities, and/or other pollution-impacted communities as designated through implementation of Assembly Bill 617;

BE IT FURTHER RESOLVED, that the *Air District Name* authorizes the Air Pollution Control Officer to enter into Memoranda of Understanding with other California air quality districts for the collaborative implementation of the Carl Moyer Program, including the inter-district transfer of Carl Moyer Program funds consistent with Program guidelines and approved applicable local program guidelines and memoranda of understanding;

BE IT FURTHER RESOLVED that the *Air District Name* authorizes the parties specified below to accept the transfer of up to \$_____ in CMP funds from other districts wishing to transfer funds, each year until [YEAR];

BE IT FURTHER RESOLVED that the Air Pollution Control Officer/Executive Officer [and/or other individual(s) or positions named herein is/are] authorized 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, each year until [YEAR].

AYES:
NOES:
ABSENT:

Date

Clerk of the Board or other authorized person