



**TECHNICAL ADVISORY COMMITTEE TO THE MSRC  
THURSDAY, April 7, 2022 MEETING MINUTES  
21865 Copley Drive, Diamond Bar, CA 91765**

**All participants attended the meeting remotely pursuant to  
Executive Orders N-25-20 and N-29-20**

**MSRC-TAC MEMBERS PRESENT:**

MSRC-TAC Chair Jenny Chan, representing Riverside County Transportation Commission  
MSRC-TAC Vice-Chair Steven Lee, representing Los Angeles County Metropolitan Transportation Authority  
Cliff Thorne (Alt), representing Orange County Transportation Authority  
Jason Farin, representing the Riverside County Board of Supervisors  
Minh Le, representing the Los Angeles County Board of Supervisors  
Scott Strelecki (Alt), representing Southern California Association of Governments  
Kelly Lynn, representing San Bernardino County Transportation Authority  
Sean O'Connor, representing Cities of San Bernardino County  
Tim Olson, Air Pollution Control Expert  
Nicole Soto, representing the Regional Rideshare Agency  
Ash Nikravan, representing South Coast AQMD  
Yuh Jiun Tan (Alt), representing South Coast AQMD  
Derek Winters, representing California Air Resources Board  
Yuritzzy Randle, representing Cities of Orange County  
Dan York, representing the Cities of Riverside County

**OTHERS PRESENT:**

Fernando Gaytan – Earthjustice  
Jack Symington – Los Angeles CleanTech Incubator  
Kira Dunn - Nikola  
Mark Abramowitz  
Michael Cacciotti – City of South Pasadena

**SCAQMD STAFF & CONTRACTORS**

Leah Alfaro, Contracts Assistant  
Maria Allen, MSRC Administrative Liaison  
Ray Gorski, Technical Advisor  
Daphne Hsu, Principal Deputy District Counsel  
Aaron Katzenstein, Assistant Deputy Executive Officer  
Anish Pathak, Financial Analyst

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Matt MacKenzie, Contracts Assistant  
Cynthia Ravenstein, MSRC Contracts Administrator  
Lane Garcia, Program Supervisor  
Marjorie Eaton, Administrative Assistant I

CALL TO ORDER

- Call to Order  
MSRC-TAC Chair Jenny Chan called the meeting to order at 1:31 p.m.

**STATUS REPORT**

- Clean Transportation Policy Update

The Clean Transportation Policy Update provides information on key legislative and regulatory initiatives of potential interest to the MSRC. The report can be viewed at [www.cleantransportationfunding.org](http://www.cleantransportationfunding.org).

**CONSENT CALENDAR**

**Receive and Approve**

**Agenda Item #1 Minutes of the May 6, 2021 and June 3, 2021 MSRC-TAC Meetings**

The minutes for the May 6, 2021 and June 3, 2021 MSRC-TAC meetings were included in the agenda package.

ON MOTION BY MSRC-TAC VICE-CHAIR STEVEN LEE AND SECONDED BY MSRC-TAC MEMBER KELLY LYNN UNDER APPROVAL OF CONSENT CALENDAR ITEMS #1 – #5, THE MSRC-TAC RECEIVED AND UNANIMOUSLY APPROVED THE MINUTES OF THE MAY 6, 2021 AND JUNE 3, 2021, MSRC-TAC MEETINGS.

ACTION: MSRC staff will place the approved meeting minutes on the MSRC’s website.

**Agenda Item #2 – Summary of Final Report by MSRC Contractor**

One final report was submitted for MSRC-TAC review and approval during April:

- Orange County Transportation Authority, Contract #MS18104 (\$212,000–Implement College Pass Transit Fare Subsidy Program)

ON MOTION BY MSRC-TAC VICE-CHAIR STEVEN LEE AND SECONDED BY MSRC-TAC MEMBER KELLY LYNN, UNDER APPROVAL OF CONSENT CALENDAR ITEMS #1 - #5, THE MSRC-TAC RECEIVED AND VOTED UNANIMOUSLY TO RECOMMEND APPROVAL OF THE MSRC CONTRACTORS’ FINAL REPORT SUMMARY LISTED ABOVE.

ACTION: The Summary of Final Report by MSRC Contractor will be included on the MSRC’s next agenda for final action.

**Information Only – Receive and File**

**Agenda Item #3 – MSRC Contracts Administrator’s Report**

The Contracts Administrator’s Report for February 24, 2022 through March 30, 2022 was included in the agenda package.

ON MOTION BY MSRC-TAC VICE-CHAIR STEVEN LEE AND SECONDED BY MSRC-TAC MEMBER KELLY LYNN, UNDER APPROVAL OF CONSENT CALENDAR ITEMS #1 - #5, THE MSRC-TAC UNANIMOUSLY VOTED TO RECEIVE AND FILE THE MSRC CONTRACTS ADMINISTRATOR’S REPORT LISTED ABOVE.

ACTION: The Contracts Administrator’s Report will be included on the MSRC’s next agenda for final action.

**Agenda Item #4 – Financial Report on AB 2766 Discretionary Fund**

The Financial Report on the AB 2766 Discretionary Fund for February 2022 was included in the agenda package.

ON MOTION BY MSRC-TAC VICE-CHAIR STEVEN LEE AND SECONDED BY MSRC-TAC MEMBER KELLY LYNN, UNDER APPROVAL OF CONSENT CALENDAR ITEMS #1 - #5, THE MSRC-TAC UNANIMOUSLY VOTED TO RECEIVE AND FILE THE FINANCIAL REPORT FOR THE MONTH OF FEBRUARY 2022.

ACTION: No further action is required.

**Agenda Item #5 – Report on Outreach Activities by Better World Group**

The report summary of outreach, communications and policy activities undertaken by the Better World Group on behalf of MSRC for Winter 2022 was included in the agenda package.

ON MOTION BY MSRC-TAC VICE-CHAIR STEVEN LEE AND SECONDED BY MSRC-TAC MEMBER KELLY LYNN, UNDER APPROVAL OF CONSENT CALENDAR ITEMS #1 - #5, THE MSRC-TAC UNANIMOUSLY VOTED TO RECEIVE AND FILE THE BETTER WORLD GROUP OUTREACH REPORT FOR WINTER 2022.

ACTION: No further action is required.

**ACTION CALENDAR**

**Agenda Item #6 – Consider Reduced Scope and Value and Twelve-Month Term Extension by City of Diamond Bar, Contract #ML18031 (\$73,930- Install EV Charging Station,**

**Procure Two Light-Duty Zero Emission Vehicles and One Heavy-Duty Near-Zero Emission Vehicle)**

Cynthia Ravenstein, MSRC Contracts Administrator explained that the City of Diamond Bar is seeking a second 12-month term extension. The initial extension was granted administratively and was due to installation delays. The City is requesting a second 12-month term extension to procure light-duty zero emission vehicles and they also want to reduce the scope on their contract. they no longer want to move forward with procuring a heavy-duty near zero emission vehicle.

MSRC-TAC Member Derek Winters asked if we know what the City of Diamond Bar plans to do with the heavy-duty vehicle they no longer want to replace?

Cynthia Ravenstein answered that we do not have that information because this is a voluntary program.

ON MOTION BY MSRC-TAC MEMBER DAN YORK AND SECONDED BY MSRC-TAC TIM OLSON, THE MSRC-TAC UNANIMOUSLY VOTED TO RECOMMEND TO APPROVE THE CITY OF DIAMOND BAR, CONTRACT #ML18031, REDUCED SCOPE, VALUE, AND TWELVE-MONTH TERM EXTENSION

**ACTION:** MSRC staff will include this contract modification on the next MSRC agenda for approval.

**Agenda Item #7 – Consider Substitute Recipient for \$1,660,000 Award to Nikola Energy, Inc. under the Hydrogen Infrastructure Partnership Program**

Cynthia Ravenstein, MSRC Contracts Administrator explained that Nikola Energy, Inc., and Travel Centers of America are creating a new limited liability company. Since Nikola Energy, Inc. was originally awarded funding to install a hydrogen fueling station in the City of Ontario, they would like to substitute the new LLC as the awarded recipient. No other changes are being made to the project. We would be entering into a contract with the entity that is going to be owning the infrastructure.

MSRC-TAC Member Minh Le stated that special purpose entities are often created in the private sector to compartmentalize projects and partnerships. He asked if our legal department has reviewed the contract and what is the recourse for MSRC?

Ms. Ravenstein stated that we are aware that the entity has been created in Delaware and we are going to ensure that they have filed in California as well, before we enter into a contract with the new entity.

Daphne Hsu, Principal Deputy District Counsel, stated that this will be like any contract we process, the LLC will be the entity under contract and they will be bound by the terms of the contract. In our preliminary review, we made sure the entity was indeed formed and the entity itself will be bound by the contract.

MSRC-TAC Member Tim Olson asked if the joint venture entity with Nikola and Travel Centers of America, is the same site that the MSRC-TAC had reviewed several months ago.

Ms. Ravenstein stated that yes, it was the same project they discussed a couple months ago.

ON MOTION BY MSRC-TAC MEMBER YURITZY RANDLE AND  
SECONDED BY MSRC-TAC MEMBER KELLY LYNN, THE MSRC-TAC  
UNANIMOUSLY VOTED TO RECOMMEND TO APPROVE THE  
SUBSTITUTE RECEIPIENT NIKOLA-TA HRS 1, LLC

**ACTION:** MSRC staff will include this contract modification on the next MSRC agenda for approval.

### **FYs 2021-24 WORK PROGRAM**

#### **Agenda Item #8 – Consider Clarifications to Proposed Major Event Center Transportation Program Announcement**

Cynthia Ravenstein, MSRC Contracts Administrator, explained that the MSRC-TAC had recommended approval of the Program Announcement for the Major Event Center Transportation program, but MSRC staff identified that there needed to be more specificity of the enforcement mechanisms associated with the two years of operation that would happen after the MSRC-funded seasons. MSRC staff decided to seek direction from the Innovative Transportation Subcommittee and the MSRC-TAC before bringing the proposed Program Announcement to the MSRC for approval. The Innovative Transportation Subcommittee recommends that 5% or \$25,000, whichever is less, would be retained pending approval of the final report. If \$25,000 is less than 5%, then the difference could be released following submission of the interim report. If two years of service after the MSRC-funded seasons are not provided, the Subcommittee recommends the payback to be 25% per year that it was not provided. If there is some service provided, but it's significantly different from the MSRC-supported service, the recommendation of the Subcommittee is that if there may be a need for some kind of a modification to consider those differences.

ON MOTION BY MSRC-TAC MEMBER MINH LE AND SECONDED BY  
MSRC-TAC MEMBER DEREK WINTERS, THE MSRC-TAC  
UNANIMOUSLY VOTED TO RECOMMEND TO APPROVE THE  
SUBCOMMITTEE RECOMMENDED MODIFICATIONS TO THE  
PROPOSED MAJOR EVENT CENTER TRANSPORTATION PROGRAM  
ANNOUNCEMENT

**ACTION:** MSRC staff will include the Program Announcement on the next MSRC agenda for approval.

**Agenda Item #9 – Consider Program Opportunity Notice (PON) for Transformative Transportation Strategies & Mobility Solutions**

Ray Gorski, MSRC Technical Advisor, presented the TAC information on the PON for Transformative Transportation Strategies and mobility solutions. A draft of the PON was included in the agenda package.

MSRC-TAC Member Ash Nikravan asked what is the metric--goal of emission reductions?

Mr. Gorski stated that the goal of the PON is for projects to become a new paradigm and that they are picked up by other jurisdictions or other entities and replicated, meaning that the long-term emission reductions will be greater than those which are captured solely under the initial seed money offering.

MSRC-TAC Member Minh Le asked for clarification regarding a statement in Mr. Gorski's presentation. When it states that the MSRC can request additional information to fund an award, would that be the MSRC-TAC or the MSRC Board?

Mr. Gorski stated that all levels of the MSRC can request additional information. Staff may request additional information before presenting to the technical committees, which may have additional questions before presenting to the MSRC board who may have additional questions as well.

MSRC-TAC Chair Jenny Chan asked how the MSRC staff plans to advertise this opportunity across the region?

Mr. Gorski stated that there are multiple opportunities to do outreach, advertising announcements and a bidders conference which provides additional detail. The MSRC staff will also have discussions with the Outreach Coordinator, the Better World Group, and get ideas from them as to how to get the word out. The MSRC staff will come back to the TAC next month with a plan that has broad-based outreach visibility.

MSRC-TAC Member Tim Olson suggested getting the PON in front of people at the ACT Expo. Even though it's broad, it covers freight moving and other transit, there are transit districts and other entities that attend the event.

Mr. Gorski added that the MSRC staff relies heavily upon the members of the MSRC-TAC and would ask that once this becomes available and approved that the members take it to the appropriate individuals within their own organizations and if possible help disseminate to entities who they believe would have interest in this sort of an opportunity.

MSRC-TAC Alternate Scott Strelecki stated that the SCAG regions include six counties in Southern California, including all the air basin counties. SCAG would be happy to have the material ready for publishing within their communications team and pushing that out broadly.

ON MOTION BY MSRC-TAC MEMBER MINH LE AND SECONDED BY MSRC-TAC MEMBER TIM OLSON, THE MSRC-TAC UNANIMOUSLY VOTED TO RECOMMEND TO APPROVE THE PROGRAM OPPORTUNITY NOTICE FOR TRANSFORMATIVE

TRANSPORTATION STRATEGIES & MOBILITY SOLUTIONS.

**ACTION:** MSRC staff will include this Program Opportunity Notice on the next MSRC agenda for approval.

**PUBLIC COMMENTS:**

No public comment

**ADJOURNMENT**

THERE BEING NO FURTHER BUSINESS, THE MSRC-TAC MEETING  
ADJOURNED AT 2:22 P.M.

**NEXT MEETING:** Next meeting: Thursday, May 5, 2022, 1:30 p.m.

(Minutes prepared by Maria M. Allen)