



**MOBILE SOURCE AIR POLLUTION REDUCTION REVIEW COMMITTEE
THURSDAY, MAY 16, 2024 MEETING MINUTES
21865 Copley Drive, Diamond, Bar, CA 91765**

MEMBERS PRESENT:

(Chair) Larry McCallon, representing San Bernardino County Transportation Authority (SBCTA)
(Vice-Chair) Brian Berkson, representing Riverside County Transportation Commission (RCTC)
William Robertson, representing California Air Resources Board (CARB)
Linda Krupa, representing Regional Rideshare Agency
Patrick Harper, representing Orange County Transportation Authority (OCTA)
Rena Lum (Alt.), representing Los Angeles County Metropolitan Transportation Authority (Metro)
Mark Henderson, representing Southern California Association of Governments (SCAG)

MEMBERS ABSENT:

Curt Hagman, representing SCAQMD
Cindy Allen (Alt.), representing SCAG
Steve Veres, representing Metro
John Dutrey (Alt.), representing SBCTA
Peter Christensen (Alt.), representing CARB

MSRC-TAC MEMBERS PRESENT:

Scott Strelecki (Alt.), representing SCAG

OTHERS PRESENT:

John King, City of Paramount
Sam Emmersen, Better World Group
Lauren Dunlap
Moses Huerta, City of Paramount

SOUTH COAST AQMD STAFF & CONTRACTORS PRESENT:

Chris Yu, Assistant Air Quality Specialist
Cynthia Ravenstein, MSRC Contracts Administrator
Daphne Hsu, Principal Deputy District Counsel
Debra Ashby, Sr. Public Affairs Specialist
Ghislain Muberwa, Information Technology Specialist
Karen Sandoval, Financial Analyst
Maria Allen, Administrative Assistant
Marjorie Eaton, Administrative Assistant
Ray Gorski, MSRC Technical Advisor-Contractor
Sindy Enriquez, MSRC Contracts Assistant
Tom Lee, Planning & Rules Manager

CALL TO ORDER

- Chair McCallon called the meeting to order at 2:00 p.m.
- Roll call was taken at the start of the meeting.
- Election of Chair and Vice Chair
By policy this election is to be done in May of each year. MSRC Chair or Vice Chair must be either elected officials and/or voting members of the board for the agency that individual is representing and they cannot be the South Coast AQMD or California Resources Board representative. Those elected will assume their offices next month.

For the record this vote is to continue the Chairmanship of Larry McCallon and to continue the Vice-Chairmanship of Brian Berkson.
Roll call vote taken.

Ayes: Krupa, Henderson, Lum, Robertson, Berkson, McCallon

Noes: None

Larry McCallon will continue as Chair and Brian Berkson will continue as Vice-Chair.

- Photographs were viewed of MSRC day at a Dodger game including a still of the first pitch by Vice Chair Berkson.

MSRC member Patrick Harper arrived at 2:08 p.m.

- Chair McCallon asked for public comment on the Consent Calendar.

No public comment.

CONSENT ITEMS (Items 1 through 5):

Receive and Approve

1. Minutes of March 21, 2024 MSRC Meeting

The March 21, 2024 MSRC meeting minutes were included in the agenda package.

Moved by Harper; seconded by Henderson; under approval of Consent Calendar Items #1-5, item unanimously approved.

Ayes: Krupa, Henderson, Harper, Lum, Robertson, Berkson, McCallon

Noes: None

Action: Staff will include the MSRC minutes with the MSRC Committee Report for the June 2024 South Coast AQMD Board meeting.

Information Only – Receive and File

2. MSRC Contracts Administrator's Report

The MSRC AB 2766 Contracts Administrator's Report for March 28 through April 24, 2024 was included in the agenda package.

Moved by Harper; seconded by Henderson; under approval of Consent Calendar Items #1-5, item unanimously approved.

Ayes: Krupa, Henderson, Harper, Lum, Robertson, Berkson, McCallon

Noes: None

Action: Staff will include the MSRC Contracts Administrator's Report in the MSRC Committee Report for the June 2024 South Coast AQMD Board meeting.

3. Financial Report on AB 2766 Discretionary Fund

A financial report on the AB2766 Discretionary Fund for April 2024 was included in the agenda package.

Moved by Harper; seconded by Henderson; under approval of Consent Calendar Items #1-5, item unanimously approved.

Ayes: Krupa, Henderson, Harper, Lum, Robertson, Berkson, McCallon

Noes: None

Action: No further action is required.

4. **Consider 18-Month Term Extension by Air Products and Chemicals Inc., Contract #MS18182 (\$1,000,000- Install Hydrogen Refueling Station in Paramount)**

The proposed hydrogen refueling station is part of a larger project at the site to produce transportation products, including sustainable aviation fuel (SAF). This larger project is still undergoing replanning efforts, and the project team has asked that any other activity, including the permitting for the hydrogen station, be delayed until the SAF project is finalized. Therefore, Air Products requested an 18-month term extension.

Moved by Harper; seconded by Henderson; under approval of Consent Calendar Items #1-5, item unanimously approved.

Ayes: Krupa, Henderson, Harper, Lum, Robertson, Berkson, McCallon

Noes: None

Action: Staff will amend the above contract accordingly.

5. **Consider Modified Statement of Work and Payment Schedule by City of Yucaipa, Contract #ML18129 (\$63,097 – Install EV Charging Infrastructure)**

The City has contracted with OBE Power (OBE) to design, install, and maintain the charging stations at City facilities. Under this agreement, OBE will own the stations for at least 10 years. The City requested to modify #ML18129 to reflect this ownership arrangement, with the understanding that the City would still be responsible for meeting the contract's requirements. Additionally, the City requested to increase the number of Level II public-access stations from six (6) to twelve (12), at no additional cost to the MSRC. While OBE will cover the cost of the charging equipment itself and direct installation costs, MSRC funding would go towards necessary civil construction work including addressing accessibility requirements.

Moved by Harper; seconded by Henderson; under approval of Consent Calendar Items #1-5, item unanimously approved.

Ayes: Krupa, Henderson, Harper, Lum, Robertson, Berkson, McCallon

Noes: None

Action: Staff will amend the above contract accordingly.

For Approval – As Recommended

6. **Consider Authorizing Issuance of New Contract to Complete Work Initiated by City of Paramount under Contract #ML18053 (\$64,675 – Install EV Charging Infrastructure)**

Cynthia Ravenstein, MSRC Contracts Administrator, presented that the City of

Paramount received over \$64,000 under the 2016-18 Work Program to install three Level II charging stations but encountered issues with reimbursement after not contesting a denied contract extension. They completed two stations and have now sought authorization for a replacement contract in an amount not to exceed \$42,686 for those completed stations. The MSRC TAC recommends approval.

Vice Chair Brian Berkson sought clarity on whether a contractor is entitled to partial payment for incomplete work, as he was unsure of the contract's stipulations. He emphasized the importance of legal review to determine if proportional payments are permissible based on the contract's terms.

The discussion revolved around the need for a new contract to reimburse for two charging stations, as the original contract is terminated. The provisions of the old contract allowed for proportional payments for completed work.

The discussion then revolved around the challenges faced in completing a project involving three locations, where only two were finished due to delays. Cynthia Ravenstein explained that unforeseen issues caused the delays, prompting MSRC member Mark Henderson to suggest that future funding requests should ensure all project aspects are planned thoroughly to avoid incomplete work.

Chair Larry McCallon asked for public comment.

John King, Assistant Planning Director, City of Paramount explained that the two stations that were complete were at the Paramount Sherriff Substation and Civic Center. The City has control of those locations, and that process went very smoothly. The third location that did not work out was on private property.

- Moved by Berkson for approval of the contract to replace the original contract, to get them paid for the two-thirds and to submit the final report; seconded by Krupa; item unanimously approved.

Ayes: Krupa, Henderson, Harper, Lum, Robertson, Berkson, McCallon

Noes: None

Action: Authorization of the new contract will be placed on the South Coast AQMD Board agenda for approval.

7. Consider 18-Month Term extension by Ryder Integrated Logistics, Inc., Contract #MS20116 (\$3,169,746 – Procure Two Integrated Power Centers and Four Mega Chargers)

Cynthia Ravenstein, MSRC Contracts Administrator, presented that Ryder has requested the MSRC to consider an 18-month extension for their project under the Inland Ports program. The MSRC Contracts Administrator recommends approval

with the condition that Ryder submit either a firm delivery date or modification request by April 1, 2025; the MSRC-TAC recommends approval with the condition that Ryder submits an integrated schedule for both vehicles and infrastructure by December 31, 2024.

There was discussion on the need for timely infrastructure for Tesla trucks and concerns over funding and delivery timelines. Contract executed on December 7, 2022; a milestone was unmet, prompting a review by MSRC with an appeal process in place. Tesla's truck delivery milestone was missed; a new deadline of December 2024 is set, but no contract extension is granted.

Chair Larry McCallon asked for public comment.

No public comment.

- Moved by Berkson for approval to extend the milestone for vehicle delivery to December 31, 2024 and that Ryder submit integrated schedule for both vehicles and infrastructure, including intermediate milestones by December 31, 2024, no contract extension granted; seconded by Krupa; item unanimously approved.

Ayes: Krupa, Henderson, Harper, Lum, Robertson, Berkson, McCallon

Noes: None

Action: MSRC staff will speak with the Contractor accordingly.

8. Consider Proposed Amendments to MSRC “Operational Policies and Procedures”.

Cynthia Ravenstein, MSRC Contracts Administrator, presented the operational policies adopted in 1993 and amended in 2020 be updated for consistency; key changes include a uniform 5% invoice withholding and conflict of interest compliance.

Chair Larry McCallon asked for public comment.

No public comment.

- Moved by Berkson to approve amendments and revise nomenclature where appropriate, seconded by Robertson; item unanimously approved.

Ayes: Krupa, Henderson, Harper, Lum, Robertson, Berkson, McCallon

Noes: None

Action: MSRC staff will amend the Operational Policies and Procedures accordingly.

OTHER BUSINESS:

9. Other Business

Chair McCallon asked if anyone has other business.

Linda Krupa from Hemet is now an official member of the MSRC, attending her first meeting as a full member representing Regional Rideshare Agency.

Daphne Hsu, Principal Deputy District Counsel updated on the Ports project, confirming minor edits needed for a \$28.5 million funding agreement for charging infrastructure for trucks.

PUBLIC COMMENT PERIOD

No public comments.

ADJOURNMENT

The meeting adjourned at 2:52 p.m.

NEXT MEETING

Thursday, June 20, 2024 at 2:00 p.m.

[Prepared by Marjorie Eaton]