

DOCKET BUS-MTG
DATE <u>OCT 05 2011</u>
RECD. <u>OCT 25 2011</u>

BUSINESS MEETING
BEFORE THE
CALIFORNIA ENERGY COMMISSION

In the Matter of:)
)
Business Meeting)
_____)

CALIFORNIA ENERGY COMMISSION
HEARING ROOM A
1516 NINTH STREET
SACRAMENTO, CALIFORNIA

WEDNESDAY, OCTOBER 5, 2011
10:00 A.M.

Reported by:
Kent Odell

 ORIGINAL

Commissioners Present

Robert Weisenmiller, Chair
James D. Boyd, Vice Chair
Karen Douglas

Staff Present:

Rob Oglesby, Executive Director
Michael Levy, Chief Counsel
Jennifer Jennings, Public Advisor
Lynn Sadler, Public Advisor's Office
Harriet Kallemeyn, Secretariat

Agenda Item

Mike Monasmith	3
Eric Solorio	4
Akasha Kaur Khalsa	5
AB: Avtar Bining	6
Mike Gravely	7-10
Peter Ward	11
Charles Smith	12
Kevin Barker	2

Also Present

Interested Parties

Jeff Harris, Ellison Schneider & Harris
Clay Jensen, Brightsource Energy
Ella Foley Gannon, Bingham McCutchen
C. Richard Neff, Cogentrix
Neilish Mutyala

Public Comment

Satyajit Patwardhan

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b. BEVILACQUA-KNIGHT, INC. Possible approval of a Co-Sponsorship of \$4,999 with Bevilacqua-Knight, Inc. for the 2011 West Coast Regional Carbon Sequestration Partnership (WESTCARB) annual meeting October 24-26, 2011 in Lodi. (PIER electricity funding.)	
c. TOWN OF MAMMOTH LAKES. Possible approval of Amendment 1 to Agreement 005-09-ECA with the Town of Mammoth Lakes for a no-cost time extension to March 31, 2012. The loan funds will be used to upgrade a 21-year-old boiler with three smaller, high efficiency boilers. (ECAA and/or ARRA funding.)	
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P R O C E E D I N G S

OCTOBER 5, 2011 10:06 a.m.

CHAIRMAN WEISENMILLER: Good morning. We'll start with the Pledge of Allegiance.

(Whereupon, the Pledge of Allegiance was received in unison.)

CHAIRMAN WEISENMILLER: Good morning. We have a couple of adjustments to the agenda. First, Item 1G, County of Sutter, is being held to the next meeting, and we're going to shuffle the order of two of the items, Item 2, Energy Commission Committee Appointments, we will discuss after the Executive Director's Report, which is Item 17. It will provide context. So with that, the first item is the Consent Calendar.

VICE CHAIR BOYD: Move Consent.

COMMISSIONER DOUGLAS: Second.

CHAIRMAN WEISENMILLER: All those in favor?

(Ayes.) This item passes unanimously.

Item 2, as indicated, will be picked up after Item 17. So the next item of business is Item 3. Hidden Hills Solar Electric Generating System. Mike.

MR. MONASMITH: Good morning, Chair, Commissioners. Mike Monasmith, Project Manager, Siting Division, Dick Ratliff, Staff Counsel. On August 5th, 2011, the Energy Commission received an Application for

1 Certification from Brightsource Energy to construct and
2 operate the Hidden Hills Solar Electric Generating
3 System located on approximately 3,300 acres of privately
4 owned land that would be leased in Inyo County,
5 California, right on the Nevada border. The project
6 site is approximately 18 miles southeast of Pahrump,
7 Nevada and 45 miles northwest of Las Vegas. It will use
8 elevated mirrors to focus the sun's rays on steam
9 generators atop two 750-foot tall solar power towers
10 that will combine to generate 500 megawatts of
11 electricity.

12 As proposed, the project will take 29 months
13 to construct with an average monthly employment of over
14 800 peaking at 1,033 workers in month 14, with a total
15 capital cost of \$2.7 billion.

16 The application was initially reviewed for
17 data adequacy and at your September 7th, 2011 Business
18 Meeting, you found the AFC inadequate and adopted a list
19 of deficiencies in nine areas including key disciplines,
20 biological resources, cultural resources, and water.
21 The Applicant then provided supplemental information on
22 September 9th and September 23rd in order to meet our data
23 adequacy requirements and, based upon our review of that
24 information, we now find that the project is data
25 adequate and we would ask that you appoint a committee

1 to oversee the proceeding and recommend the project is
2 data adequate.

3 MR. HARRIS: Good morning. Jeff Harris with
4 Ellison, Schneider & Harris here on behalf of the
5 Project Applicant. It seems like we were just here,
6 which is a really good feeling. I'd like to introduce
7 Mr. Clay Jensen, who is the Senior Director for Project
8 Development for the project on behalf of the company.

9 MR. JENSEN: Thank you. It was really quick,
10 actually. I would like to commend staff on their quick
11 work. There was a lot of information provided with the
12 original AFC and the subsequent submittals, and staff
13 made themselves available in very short term and allowed
14 us to work through some really really good issues and
15 some key issues that I think have led us to where we are
16 today, which is what we consider to be a real quality
17 application and really looking forward to enter into the
18 process with the Commission.

19 Again, Clay Jensen, Senior Director of Project
20 Development for Brightsource Energy. We're looking to
21 develop a 500 megawatt plant in Inyo County, as Mike
22 described. I described it at the September hearing, the
23 new technology platform, and would like to reinforce
24 some of those concepts. You're familiar with our
25 previous application at the Ivanpah Plant. This is the

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1 next generation. We are going to go with a taller tower
2 that we're looking to permit 750 feet. The benefits of
3 that are reduced footprint. As I described at the
4 previous hearing, going taller allows us to put our
5 mirrors closer together, which allows for more megawatts
6 produced per acre, which was a goal for this project and
7 other upcoming Brightsource projects. This project is
8 on private land and there is some advantages associated
9 with that, but they are minor, not related to
10 permitting, but not using public lands was a goal on
11 this site, though we continue to support development on
12 public lands, so I wanted to make that clear; we're not
13 saying that all of our applications will be on private
14 land in the future.

15 Some of the other benefits, the technology,
16 the communications systems, we're looking at some
17 wireless technology that will allow for some less --
18 fewer impacts. If you are familiar with our projects,
19 we tend to try to reduce the disturbance footprint and
20 leave as much of the native vegetation and channels and
21 waterways intact. We're going to continue that theme as
22 best we can and when possible with this project and
23 future projects, and some of the other technologies, or
24 the advancements in the technology are continuing to
25 help advance those theories. And with that, I'd like to

1 again thank staff and thank the Commission. We're
2 looking forward to permitting the project and getting
3 another exciting project under construction.

4 CHAIRMAN WEISENMILLER: Thank you. Certainly,
5 welcome back. And we would like to also congratulate
6 the company for its demonstration project that opened on
7 Monday down in -- I guess it's Coalinga -- on steam
8 production and, again, that is certainly exciting.
9 Oftentimes we talk about the solar projects reducing our
10 reliance on oil and, as you know, our electricity system
11 tends not to use oil, so it's good to see one where, in
12 fact, that's the case.

13 So the first item is potential adoption of the
14 Executive Director's Data Adequacy recommendation.

15 VICE CHAIR BOYD: Mr. Chairman, as provided in
16 Agenda Item 3A, I would move approval of the Executive
17 Director's Data Adequacy recommendation.

18 COMMISSIONER DOUGLAS: Second.

19 CHAIRMAN WEISENMILLER: All those in favor?

20 (Ayes.) It passes unanimously.

21 Congratulations.

22 Item B. Possible appointment of a Siting Case
23 Committee for the Hidden Hills Project. I nominate
24 Commissioner Douglas to be the Presiding Member and
25 Commissioner Peterman to be the Second Member.

1 VICE CHAIR BOYD: It would give me great
2 pleasure to move approval of that committee, not that I
3 wouldn't want to do it, but I won't be here to do it.
4 And having done Ivanpah, why, I appreciate the
5 technology improvements that are being made here, so I
6 move approval of this item.

7 COMMISSIONER DOUGLAS: Second.

8 CHAIRMAN WEISENMILLER: All those in favor?

9 (Ayes.)

10 Item 4 -- thank you.

11 MR. JENSEN [presumed]: Thank you.

12 CHAIRMAN WEISENMILLER: Item 4. Quail Brush
13 Generating Project.

14 MR. SOLORIO: Good morning, Chairman,
15 Commissioners. I am Eric Solorio, staff's Project
16 Manager assigned Quail Brush Generation Project.
17 Sitting next to me is Stephen Adams, Staff Counsel
18 assigned to the project. I'm going to provide a brief
19 description of the project followed by the results of
20 staff's Data Adequacy Review and the Executive
21 Director's recommendation.

22 The proposed Quail Brush Generation Project is
23 a nominal 100 megawatt intermediate and peaking load
24 facility, operating up to 3,800 hours per year using
25 natural gas-fired reciprocating engine technology. The

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1 project would be located west of the City of Santee,
2 south of the Sycamore Landfill, and north of State Route
3 52 in the City of San Diego.

4 Staff has completed its Data Adequacy Review
5 of the Application for Certification and has determined
6 that it does not meet all of the requirements listed in
7 Title 20 of the California Code of Regulations. Of the
8 23 technical disciplines reviewed, we believe the
9 information contained in the AFC is deficient in eight
10 areas which are air quality, alternatives, biological
11 resources, cultural resources, paleontological
12 resources, project overview, traffic and transportation
13 and transmission design. Therefore, staff asks the
14 Commission to find the AFC inadequate and adopt the List
15 of Deficiencies which were filed together with the
16 Executive Director's Data Adequacy recommendation on
17 September 28th. Thank you.

18 MS. GANNON: Good morning, Commissioners. My
19 name is Ella Foley Gannon. I am counsel to the
20 Applicant, Quail Brush. With me is Rick Neff, Vice
21 President of Environmental Health and Safety from Quail
22 Brush. And Mr. Neff would first like to make a few
23 comments about the project.

24 MR. NEFF: Good morning, Commissioners. I
25 appreciate the opportunity to be here today. Mr.

1 Solorio has already given you some of the details of our
2 project and, when I was coming here this morning, I was
3 thinking, well, my background is in engineering and I
4 could get into the gory details of the technology, but
5 you've already approved this type of technology for the
6 Humboldt Bay Project. Now, these engines are a little
7 bit different, but generally speaking you know the
8 technology. So I thought I'd get to the simpler point,
9 and that is -- and quite frankly, I like this project.
10 When we first started working with San Diego Gas and
11 Electric, when they came out with their RFP a couple of
12 years ago, they were still looking at the peaking and
13 intermediary project, however, I thought that from some
14 other Wartsila projects, the recip engines we had built
15 to serve that need for transmission firming for
16 renewables coming into the system, for the very fine
17 tuning that this technology allows for matching the
18 resource need with the equipment capabilities, I thought
19 it was a nice fit.

20 Being in the City of San Diego, it is
21 difficult to find a perfect power plant location and I
22 would submit that none exists. However, with those
23 constraints, we found a good site that has compatible
24 land use with us, we have good emissions profiles with
25 this equipment, and also we have a very low water use

1 and, in order to meet the resource needs not only for
2 peaking power, but transmission firming, we think it's a
3 real good project. I like the technology. We were able
4 to convince SDG&E that, for this site and for their
5 needs, that the recent technology was better suited to
6 their resource planning needs than was adding another
7 combustion turbine into the mix.

8 But with that, it has been quite a ride for us
9 the past several months working on this project. I
10 commend you for the quality of your staff, for the
11 responsiveness of Mr. Solorio, and all of the
12 disciplined heads. We know we have some homework still
13 to do in order to meet Data Adequacy. Staff has been
14 very helpful to us in giving us direction and guidance,
15 and we're looking towards in about two weeks being able
16 to make the submission of the requested information and
17 moving ahead on the project. Thank you.

18 CHAIRMAN WEISENMILLER: Thank you. Certainly
19 welcome before the Commission and, yeah, we certainly
20 will be very interested to see this follow-up to the
21 Humboldt facility.

22 We have Executive Director's recommendation,
23 A, any --

24 VICE CHAIR BOYD: Mr. Chairman, I will move
25 approval of the Executive Director's recommendation of a

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1 finding of Data Inadequacy as provided in Item 4A, but I
2 want to comment that, obviously, since I'm retiring at
3 the end of the year, I won't be here to see this project
4 through to fruition, and I know the staff will do its
5 usual good thorough job.

6 I find this project a little bit interesting
7 and were I to be here, I would push very hard for an
8 understanding of how this fits into the San Diego
9 electricity mix in light of the knowledge of my fellow
10 Commissioners of other projects in the general area that
11 we've been dealing with for quite some time, and the
12 curious position of the status of contracts for power
13 from these facilities, and what have you. So, hopefully
14 the staff will be able to assess the situation in the
15 San Diego area in the process of reviewing this project,
16 presuming the Data Adequacy issues can be resolved in
17 the siting committee, if and when appointed, and the
18 Commission eventually will be in a position to look at
19 that situation.

20 The last comment I would make is I do find it
21 interesting to see a proposal to site a reciprocating
22 engine facility in a major metropolitan area. The
23 Humboldt analogy is quite a contrast, not that the
24 people in Humboldt are in the middle of nowhere, but
25 it's not exactly a major metropolitan area, so I am sure

1 the staff and the Applicant and the local Air District
2 will deal with the emissions profile from reciprocating
3 engines vis a vis the technologies. But were I to be
4 here, I would be very wide open to what the
5 possibilities are, so, as I say, that's a long motion to
6 move approval of the staff recommendation for a finding
7 of Data Inadequacy.

8 COMMISSIONER DOUGLAS: Well, I will second
9 Commissioner Boyd's motion. The Humboldt case was one
10 of the first, in fact, I think the first when I was a
11 new Commissioner that I wrote and contributed to a
12 decision on, so it was interesting to me and it's
13 interesting to see this follow-up come in, in what is a
14 very different context, a very different area.

15 CHAIRMAN WEISENMILLER: All those in favor?

16 (Ayes.) This item also passes unanimously.

17 Thanks.

18 MS. GANNON: Thank you.

19 MR. NEFF: Thank you.

20 CHAIRMAN WEISENMILLER: Item 5. City of
21 Nevada City. And this is approval of an agreement for
22 \$25,000 that is ARRA funding.

23 MS. KHALSA: Good morning, Commissioners. My
24 name is Akasha Kaur Khalsa. I am from the Special
25 Projects Office with the Fuels and Transportation

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1 Division. Nevada City requests approval of the American
2 Recovery and Reinvestment Act Energy Efficiency and
3 Conservation Block Grant, CBG-09-186 for \$25,000. With
4 this money, they will retrofit LED Exit signs, dual
5 control occupancy and sensors and fluorescent lighting
6 in five buildings. They will put in LED street lights
7 and one air-conditioning unit and heater with a
8 programmable thermostat.

9 CHAIRMAN WEISENMILLER: Okay, thank you.

10 Commissioners, any questions or comments?

11 COMMISSIONER DOUGLAS: Just a brief comment.

12 Nevada City has been moving forward aggressively with
13 climate policies and energy efficiency policies. I'm
14 pleased to see this agreement. I think the LED street
15 lights are a technology that's increasingly realizing
16 savings throughout the state. The retrofitting exit
17 signs to LED is another technology that has a lot of
18 potential and, of course, HVAC programmable thermostats,
19 dual occupancy sensors, fluorescent lighting, these are
20 really fundamental good efficiency measures. And so I'm
21 pleased to see them. So I would move approval of Item
22 5.

23 VICE CHAIR BOYD: Second the motion.

24 CHAIRMAN WEISENMILLER: All those in favor?

25 (Ayes.) This item passes unanimously. Thank

21

1 you.

2 MS. KHALSA: Thank you.

3 CHAIRMAN WEISENMILLER: Item 6. SEEO INC.

4 And this is a contract for \$600,000 and this is PIER
5 Electricity funding. Avtar, welcome.

6 MR. BINING: Good morning. My name is Avtar
7 Bining. I manage the Energy Storage Program on the
8 American Recovery and Reinvestment Act Projects on Smart
9 Grid and Energy Storage at the Energy Commission. Mr.
10 Neilish Mutyala from SEEO Inc. is also here today
11 attending the Business Meeting.

12 Under this agreement, SEEO Inc. of Hayward,
13 California will develop a grid scale prototype of a new
14 class of advanced lithium ion rechargeable batteries
15 with the improved safety, cycle life, energy density,
16 and cost. The primary focus of this project is the
17 development and deployment of a 25-kilowatt hour
18 prototype battery system based on SEEO Inc.'s
19 proprietary nanostructured polymer electrolytes. This
20 will also validate the performance advantages of SEEO's
21 technology for use in grid connected energy storage
22 applications. In particular, SEEO seeks to address the
23 community market needs for clean energy systems such as
24 small, less than 100-kilowatt distributed energy storage
25 systems, alongside pad mounted and pole mounted

1 transformers and grid connected electric vehicle
2 charging systems. Their expected benefits include lower
3 electricity cost, lower transmission and distribution
4 losses, and reduced operation interruptions.

5 This agreement is an essential part of SEEO's
6 \$12.4 million project titled as Solid State Batteries
7 for Grid Scale Energy Storage. For this project, SEEO
8 received \$6.2 million in American Recovery and
9 Reinvestment Act award from the U.S. Department of
10 Energy. SEEO is contributing \$5.6 million for this
11 project. The term of this agreement is about 34 months.
12 I request your approval of this agreement. We will be
13 happy to answer your questions that you may have for me
14 or Mr. Mutyala. Thank you.

15 CHAIRMAN WEISENMILLER: Thank you. Welcome,
16 we appreciate you being here today.

17 MR. MUTYALA: Thank you to the Commission.

18 CHAIRMAN WEISENMILLER: And if you want to say
19 a few words?

20 MR. MUTYALA: Yeah, this project has been
21 underway since July of last year. SEEO, the original
22 technology was spun out from Lawrence Berkeley National
23 Labs and, under sponsorship from the Federal funding,
24 we've moved from our original offices in Berkeley to a
25 new pilot facility in Hayward, California, which is

1 about three times the size of our old facility.

2 The Energy Commission funding would support
3 our match funding for the Federal portion of this
4 program. It's a technology where the advantages are
5 really in energy density and lifetime to drive the cost
6 per delivered kilowatt hour over the lifetime of the
7 system down to competitive rates for mass scale
8 deployment. We're excited about it, we want to thank
9 the Commission, as well as Avtar for all his hard work
10 on this application.

11 CHAIRMAN WEISENMILLER: Thank you.
12 Commissioners, any questions or comments?

13 VICE CHAIR BOYD: A question. A comment
14 first. This is what I see as a very positive project.
15 The ratio of funding is very positive with regard to the
16 investment that you have made, as well as the award from
17 DOE and this is a good seed grant from the state to help
18 with a project like this and energy storage is something
19 keenly important to us. But I do need to ask you a
20 question. I'm dying of curiosity. This sounds like a
21 fascinating advance in lithium ion battery technology.
22 Is this type of cell exportable to mobile sources?

23 MR. MUTYALA: What do you mean by "mobile
24 sources?"

25 VICE CHAIR BOYD: Electric cars.

1 MR. MUTYALA: Yes, absolutely. In fact, the
2 project is for a community energy storage prototype at
3 25 kilowatt hours. That size is not coincidental that
4 it's also well suited for consumer vehicle application,
5 so the cell technology is suited for electric vehicles,
6 as well. The pack will be slightly different for this
7 prototype, but that's a question of mechanical
8 integration more than anything else.

9 VICE CHAIR BOYD: Okay, thank you.
10 Fascinating. I see our Transportation Division Deputy
11 sitting in the audience, maybe he'll pay keen attention
12 to this in the future. All right, I've discussed this
13 item with the staff before today's meeting and I'm
14 impressed with it and I'm prepared to move approval of
15 it.

16 COMMISSIONER DOUGLAS: Second.

17 CHAIRMAN WEISENMILLER: Okay, all those in
18 favor?

19 (Ayes.) It passes unanimously. Thank you.
20 Thanks for being here.

21 Item 7. Trustees of California State
22 University. And this is approval of a grant totaling
23 what I believe is \$94,948, close to \$95,000, and for
24 PIER Electricity funding. Mike.

25 MR. GRAVELY: Good morning, sir. I'm Michael

25

1 Gravelly from the R&D Division and the next four items
2 are results of competitive awards in our Small Grants
3 Program. I'm fighting a cold this morning. In fact,
4 yesterday, the number to be correct on this particular
5 item should be \$94,948. These are grants not to exceed
6 \$95,000 as the other ones indicate. This particular one
7 is - we have received 11 awards and, of those 11 awards,
8 two proposals passed the minimum score and one was
9 recommended by our technical review committee for award
10 and that is the one that is in front of you today. Its
11 research will be in the area of improving the energy
12 efficiency and also improving the air quality of the
13 air-conditioning system on electric vehicles. And with
14 that, I'll be glad to answer any questions and I request
15 your approval.

16 CHAIRMAN WEISENMILLER: Thank you.

17 Commissioners, any questions or comments?

18 VICE CHAIR BOYD: No questions. I would move
19 approval of the item.

20 COMMISSIONER DOUGLAS: Second.

21 CHAIRMAN WEISENMILLER: All those in favor?

22 (Ayes.)

23 Let's go to Item 8. Trustees of California
24 State University. And this is approval of four grants
25 totaling \$288,953. And this is from PIER Electricity

26

1 funding. Mike.

2 MR. GRAVELY: Again, this was the result of a
3 competitive order. We received 19 proposals this
4 particular round, of which five proposals received a
5 minimum technical score and four of them are in front of
6 you today for approval. Of those, the technology we'll
7 be addressing are improvements in the grid charging for
8 electric vehicles for the integration of the grid, and
9 for community scale integration, electric vehicles at
10 community scale. And all of these specific awards are
11 defined also in the backup material that is available
12 online. So I would request your approval.

13 CHAIRMAN WEISENMILLER: Commissioners, any
14 questions or comments?

15 VICE CHAIR BOYD: No questions having reviewed
16 this item before with the staff, I would move approval.

17 COMMISSIONER DOUGLAS: Second.

18 CHAIRMAN WEISENMILLER: Those in favor?

19 (Ayes.) This item passes unanimously. Let's
20 go on to Item 9. Trustees of the California State
21 University, possible approval of three grants totaling
22 \$268,112, and this is PIER Natural Gas funding. Mike.

23 MR. GRAVELY: Yes, sir. This round received
24 seven proposals and, of those, three received the
25 absolute minimum score for being in consideration and

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1 all three were recommended by our Technical Review
2 Committee for award. The areas of research in this one
3 include natural gas efficiency and the drying process
4 for boiler operation and also for increased boiler
5 operation and hot water efficiency and improving the
6 efficiency of natural gas hot water systems. Again,
7 I'll be glad to answer any questions that I can.

8 VICE CHAIR BOYD: Again, Mr. Chair, I have
9 reviewed these items with the staff and think they're
10 very positive and appreciate the recommendations of the
11 advisory committee and would recommend approval of this
12 item.

13 COMMISSIONER DOUGLAS: Second this item.

14 CHAIRMAN WEISENMILLER: All in favor?

15 (Ayes.) This item passes unanimously.

16 Item 10. Trustees of California State
17 University, possible approval of nine grants totaling
18 \$714,120 and this is PIER Electricity funding. Mike.

19 MR. GRAVELY: Yes, sir. This again is a round
20 for electricity and I will just point out for the public
21 that we have three different areas that you see the
22 grants are being awarded; one, we specialize in
23 transportation and research, we specialize in natural
24 gas research, and this particular round is a more broad
25 electrical research, and for this one we received 65

1 proposals, of which 15 received minimum scores and of
2 which nine today are being recommended for approval. Of
3 those, five of those are in renewable technology, most
4 of that in the area of reducing the cost of renewables
5 and improving efficiency of renewables. We have two in
6 advance generation coming up primarily with the use of
7 biofuels, and one of them is building an energy
8 efficiency modeling program. And with that, I'll be
9 glad to answer any other questions you have.

10 CHAIRMAN WEISENMILLER: Thank you.

11 Commissioners, any questions or comments?

12 VICE CHAIR BOYD: Again, Mr. Chairman, having
13 reviewed these with the staff and having had the benefit
14 of the work of the advisory committee, these are all
15 very positive proposals with an extreme amount of
16 potential for advancing some of our goals, so I would
17 again recommend approval and move their approval.

18 COMMISSIONER DOUGLAS: Second.

19 CHAIRMAN WEISENMILLER: All those in favor?

20 (Ayes.) Okay. Actually, let me --

21 MS. JENNINGS: Excuse me, Chair, Jennifer
22 Jennings, Public Advisor. We did have a public comment
23 on Item 8.

24 CHAIRMAN WEISENMILLER: I was just going to
25 ask the gentleman if he wants to comment. Sorry.

1 MR. PATWARDHAN: Good morning, Commissioners
2 and CEC staff. My name is Satyajit Patwardhan and I
3 would like to emphasize the importance of these grants
4 that we just discussed two minutes ago. The need for
5 automated charging for electric vehicles has been well
6 recognized in the industry. Such charges take advantage
7 of all charging opportunities seamlessly, offer
8 convenience on many fronts, as well as the deeper
9 penetration of EVs which itself is also required to
10 bring down the costs. Thus far, the only solution
11 offered by the industry is something called inductive
12 charging. This, due to its inherent nature, this type
13 of technology due to its inherent nature generates in
14 the range of, optimistically, 10, more than likely 25
15 percent of the energy into heat. It also generates huge
16 amounts of magnetic fields which are potentially
17 dangerous to pets, human beings, implants, and
18 structural members of the car. The technology that we
19 have proposed in this EISG proposal essentially combines
20 enhanced convenience with the best of the efficiencies
21 and safety typical of a conductive system. So with this
22 approval, I look forward to presenting and development
23 portion of this technology in front of this Commission
24 shortly.

25 CHAIRMAN WEISENMILLER: Thank you.

1 Commissioners, any questions?

2 VICE CHAIR BOYD: No, thank you very much.

3 Your points are very good ones and we appreciate the
4 goal that you have in mind here and wish you luck.

5 MR. PATWARDHAN: Thank you.

6 CHAIRMAN WEISENMILLER: Thank you.

7 Item 11. This is Vehicle Buy-Down Incentive
8 Reservations. And this is ARFVT funding, and this is
9 \$1,538,000. Pete.

10 MR. WARD: Good morning, Commissioners. Peter
11 Ward, the Program Manager for the Alternative and
12 Renewable Fuel and Vehicle Technology Program,
13 presenting these four entities, funding for buy-down of
14 natural gas and propane vehicles in the amount of \$1.538
15 million. I request your approval.

16 CHAIRMAN WEISENMILLER: Commissioners, any
17 questions or comments?

18 VICE CHAIR BOYD: Mr. Chairman and
19 Commissioners, I would indicate that this has been
20 through a very thorough review process, which most of
21 the, or all of the projects that come out of the AB 118
22 program go through and I have reviewed this, as has
23 other members of the Transportation Committee with the
24 staff, and we are prepared to recommend approval of this
25 item. And so I would move approval.

1 COMMISSIONER DOUGLAS: Second.

2 CHAIRMAN WEISENMILLER: All those in favor?

3 (Ayes.) This item passes unanimously.

4 MR. WARD: Thank you.

5 CHAIRMAN WEISENMILLER: Thank you.

6 Item 12. Linde LLC. And this is possible
7 approval of an amendment to add \$523,989 for a total
8 grant award of \$3,920,198 to some hydrogen fueling
9 stations. Again, this is ARFVT funding. Charles.

10 MR. SMITH: Good morning, Commissioners. My
11 name is Charles Smith and I'm with the Emerging Fuels
12 and Technologies Office within the Fuels and
13 Transportation Division. This item before you is an
14 amendment to a previously approved grant agreement with
15 Linde LLC. On March 23rd, 2011, the Energy Commission
16 approved Grant Award ARV-10-038 for \$3,396,209 from the
17 Alternative and Renewable Fuel and Vehicle Technology
18 Program for Linde to construct two new hydrogen fueling
19 stations in West Sacramento and Laguna Niguel. This
20 amount was based on the October 21st, 2010 Notice of
21 Proposed Award, or NOPA, for our hydrogen fueling
22 solicitation. In this solicitation, Applicants were
23 eligible for three different incentives that would
24 provide a higher level of Energy Commission funding,
25 high renewable hydrogen content, fast track

1 construction, and high vehicle through-put at the
2 station.

3 Originally, Linde's award was calculated
4 including the first two incentives, but not the third,
5 however, upon further staff review, staff determined
6 that Linde was indeed originally eligible for the third
7 incentive, as well. A revised NOPA posted on November
8 17th, 2010, proposed to award Linde \$3,920,198.
9 Accordingly, the grant agreement approved this past
10 March should have reflected the revised NOPA, rather
11 than the original NOPA. The Amendment before you today
12 would correct this discrepancy by adding \$523,989 to the
13 approved grant agreement. Following this amendment, we
14 will finalize our official agreement with Linde. The
15 scope of the project would not change, nor would Linde's
16 committed match funding of \$1,306,728. I would be happy
17 to take any questions you have on this amendment or the
18 project.

19 CHAIRMAN WEISENMILLER: Thank you.

20 Commissioners, any questions or comments?

21 VICE CHAIR BOYD: Mr. Chairman, I would just
22 point out that I'm quite familiar with this issue and
23 agree and recommend of what Mr. Smith has said, we
24 approve this item to correct the oversight that was
25 involved there, so I would move approval of the item.

1 COMMISSIONER DOUGLAS: Second.

2 CHAIRMAN WEISENMILLER: All those in favor?

3 (Ayes.) Thank you.

4 Item 13. Ridgecrest Solar Power Project, 09-

5 AFC-09. Michael.

6 MR. LEVY: Yes, Commissioners. This is to

7 deliberate on the Ridgecrest matter. We'll adjourn to

8 closed session after the regular business meeting and

9 then we can go and discuss it.

10 CHAIRMAN WEISENMILLER: Okay, thank you.

11 MR. LEVY: Thank you.

12 CHAIRMAN WEISENMILLER: Item 14. Minutes. We

13 have, first let's deal with (a).

14 COMMISSIONER DOUGLAS: Move approval of Item

15 14(a).

16 VICE CHAIR BOYD: Second.

17 CHAIRMAN WEISENMILLER: All those in favor?

18 (Ayes.) (B), possible approval of December

19 29th, 2010 Business Meeting Minutes. Michael, do you

20 want to describe our situation?

21 MR. LEVY: Sure. And I've received a number

22 of requests from different Commissioners on this issue.

23 The December 29th Business Meeting included Commissioners

24 Boyd, Weisenmiller and Anthony Eggert, and so I was

25 asked whether or not the Commission can approve the

1 Minutes, even though a majority of those of you
2 currently on the Commission were not there at the time
3 of the meeting, and the answer is yes, your approval of
4 the Minutes, you may vote to approval Minutes even
5 though you weren't there; what you're doing is you're
6 adopting what the formal position of the Commission is
7 about what transpired at the meeting, and it's perfectly
8 appropriate for you to rely on staff or the records of
9 the Commission in deciding whether the Minutes
10 accurately reflect what happened at the Business
11 Meeting. On the other hand, if one of you, which should
12 be Commissioner Douglas, chooses not to vote "aye,"
13 which she can do, we would just not adopt the Minutes
14 and that would be fine, too. Anybody could go directly
15 to the transcript or the tape recording to hear what
16 happened at the meeting. But, either way, you need not
17 to be there to vote in favor of the Minutes.

18 CHAIRMAN WEISENMILLER: Do I have a motion?

19 VICE CHAIR BOYD: Well, I would move approval
20 of the Minutes.

21 COMMISSIONER DOUGLAS: Second the Minutes.

22 CHAIRMAN WEISENMILLER: All those in favor?

23 (Ayes.) Thank you, Michael, for the
24 explanation.

25 Item 15. Commission Committee Presentations

1 and Discussions.

2 VICE CHAIR BOYD: I have nothing to report,
3 Mr. Chairman.

4 COMMISSIONER DOUGLAS: I have nothing to
5 report.

6 CHAIRMAN WEISENMILLER: I was just going to
7 mention briefly in terms of a couple meetings, first
8 Major General Jackson came by. The Marines met with
9 Carla and me and, again, it's very good to see the
10 Marines emphasis on renewables. They have hopes that
11 one of their bases in San Diego will be 100 percent
12 green by the end of the decade. So, again, pretty
13 impressive; I should note it will be with landfill gas.

14 VICE CHAIR BOYD: I'm just chuckling knowing
15 the Marines as I do that we've been very impressed by
16 what the Navy is proposing to do, particularly with the
17 involvement of our former Chair with the Navy, and
18 knowing the Marines always being a branch of the Navy
19 nonetheless tried to out-do their fellows in the Navy.
20 I'm sure they'll be very assertive and aggressive in
21 their activities.

22 CHAIRMAN WEISENMILLER: I would agree. I would
23 note that actually Admiral Bill French down in San Diego
24 is now going back to the Pentagon, has been promoted.
25 He was very good, very impressive on these issues, so I

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1 was waiting to see who replaces him, but fortunately
2 Major General Jackson is still here.

3 VICE CHAIR BOYD: Mike Gravely keeps me posted
4 on these issues and he did mention the General was going
5 east after having learned all that we had to offer him;
6 that's good, I think.

7 CHAIRMAN WEISENMILLER: And also I was just
8 going to report back that last Thursday and Friday, I
9 saw a lot of L.A. freeway miles and visited the San
10 Gabriel Valley Economic Partnership, the Orange County
11 Business Community, the Inland Action, and the Los
12 Angeles Chamber of Commerce, so a good opportunity to
13 meet with the business community there, sort of 20 to 40
14 people at each of the meetings.

15 VICE CHAIR BOYD: I'm encouraged and I now
16 regret some of the trips I didn't take in these austere
17 times to reach out to the same communities, but I'm glad
18 it's happening and we were able to do more of this.

19 CHAIRMAN WEISENMILLER: Yeah, I was going to
20 say. And to the extent I may have seemed somewhat
21 preoccupied today, like on Item 8, I would note that I
22 plan on going on vacation tomorrow, I haven't left yet,
23 although there are moments I wonder about it.

24 VICE CHAIR BOYD: We'll try to leave the place
25 similar to the way you left it when you return, Mr.

1 Chair.

2 CHAIRMAN WEISENMILLER: Item 16. Chief
3 Counsel's Report.

4 MR. LEVY: I have no report today.

5 CHAIRMAN WEISENMILLER: Okay, Executive
6 Director's Report.

7 MR. OGLESBY: Good morning, Commissioners, Mr.
8 Chair. In this item last meeting, I reported on our
9 progress on the ARRA projects and I'm happy to very
10 briefly say that progress continues. Many of the award
11 recipients have re-doubled their efforts and come up
12 with contingency plans, and our outlook is much brighter
13 for full utilization of the ARRA funds that we've
14 awarded.

15 Today, I'd like to take this opportunity to
16 advise the Commission and the public about a few changes
17 in the operations of the Commission that will improve
18 efficiency, reduce cost, and improve transparency. One
19 of the most visible changes will be the reduction in the
20 frequency of Commission Business Meetings. The current
21 practice has been to convene bi-monthly meetings that
22 frequently take under three hours, excluding Executive
23 Session. This two-week event horizon for essentially a
24 half day of public work often hampers public and
25 legislative outreach and effectively strains our ability

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1 to make materials available to the public well in
2 advance of a business meeting.

3 Beginning January 2012, the Commission will
4 meet once a month for most regular business. That will
5 be calendared consistent with the past practice of
6 scheduling a business meeting on the first or second
7 Wednesday of the month. On occasion, particularly for
8 anticipated long hearings related to siting or other
9 matters, there will be a need to schedule a second day
10 for a business meeting, so beginning in 2012, business
11 meetings will convene in the morning, break for closed
12 session over lunch, and then reconvene to complete work
13 in the afternoon. We will endeavor to group agenda
14 items accordingly for the convenience of interested
15 parties and the public. In addition, in an effort to
16 better inform the Commission and the public, you will be
17 seeing more Powerpoint briefings incorporated into the
18 business meetings. We've had a few already, as I'm sure
19 you've noticed, and there will be more to come on
20 significant action items or program updates.

21 Again, the goal of all this is to improve
22 efficiency, reduce the cost associated with two
23 hearings, and improve the transparency and advance the
24 availability of information on business meeting agendas.

25 Another key component of the effort to improve

1 the administration of the Commission's programs include
2 the Consolidated Committee Order which is proposed for
3 your approval on today's agenda, and a forthcoming
4 standing order, which I plan to issue later this month.
5 First, let me summarize the Consolidated Committee
6 Order. Upon my arrival, I was struck by the number of
7 committees that the Commission appointed among its
8 members. After many consultations with staff, the Chief
9 Counsel, and Commissioners, we identified those
10 committees that are essential such as the committees
11 assigned to hear Applications for Certification, and
12 Administrative Complaint proceedings. We also
13 identified certain committees which are required by our
14 enabling statutes such as the committee overseeing the
15 development of the AB 118 Investment Plan. Beyond that,
16 we endeavored to reduce the number of committees to
17 alleviate the time and resources associated with
18 planning in conducting committee meetings. The result,
19 in the form of the Consolidated Committee Order proposed
20 today for your adoption is a streamlined list of
21 committees deemed essential to the management of the
22 Commission's formal proceedings.

23 You will notice that the Committee Order no
24 longer includes policy committees. Under the Chairman's
25 leadership, individual Commissioners who are subject

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1 matter experts in each major policy area within the
2 Commission's jurisdiction will continue to be actively
3 involved in the development of the Commission's programs
4 by providing leadership to staff and being available to
5 stakeholders. These lead Commissioners will continue to
6 host and attend workshops in the rulemaking and other
7 planning proceedings. In the coming weeks, the Energy
8 Commission's website will identify the lead
9 Commissioners for each subject matter area.

10 Now I will preview the standing order that I
11 plan to issue shortly. The Commission currently is
12 examining the siting certification proceedings and the
13 lessons learned OII. It is expected that, after public
14 workshops, the Commission will commence a rulemaking in
15 the calendar year 2012 to propose changes to Title 20 to
16 incorporate the best recommendations for siting process
17 improvements. Until that rulemaking commences, some
18 administrative improvements can be implemented under my
19 authority as Executive Director. At my direction, staff
20 is preparing a proposed standing order that would permit
21 parties and interested entities to file electronic
22 documents only without the need to submit the document
23 in hard copy, subject to maximum file content limit,
24 permit the filing or service upon the Chief Counsel on
25 the Commission's Administrative Proceedings by delivery

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1 of the documents to the Docket Unit, and permit the
2 filing of confidentiality applications by submittal to
3 the Docket Unit. I expect this standing order will be
4 executed next month.

5 Finally, I would like to briefly present some
6 internal management reforms that will directly benefit
7 the public we serve. As you know, under the direction
8 of the Chair, a zero tolerance policy for conflict of
9 interest was established and is now fully implemented.
10 The next step was to streamline the Commission
11 solicitation and agreement process for contracts, grants
12 and loans. Some approval of contract and grant
13 agreements took up to two years between solicitation and
14 approval. Long delays in processing and executing
15 agreements have hampered efforts to release fund and
16 initiate work activities. To address this problem, the
17 Executive Office created an internal team to review our
18 current process and make recommendations to streamline
19 the process. The team came up with a number of
20 improvements, many of which have already been
21 implemented. The rest will be implemented within the
22 next six months.

23 Very briefly, these changes will make the
24 processes consistent across all program areas by
25 creating new training for Agreement Managers in

1 developing Commission-wide templates. We will eliminate
2 unnecessary steps in the internal review process and
3 establish firm internal timelines to complete work on
4 the various stages in the process. We will simplify the
5 solicitation and agreement forms and, finally, increase
6 both the transparency and efficiency in the process by
7 developing training for outside parties on how to
8 participate in the solicitations and complete the
9 agreement forms. Taken together, these reforms should
10 cut in half the time it takes to approve contracts and
11 grants.

12 And we continue to look for more opportunities
13 to improve efficiency. I have appointed a committee
14 representing the Contracts, Grants and Loans Office, the
15 Legal Office, and Program staff to continuously review
16 and recommend improvements to our solicitation and
17 agreement process.

18 I want to recognize and thank the Contracts,
19 Grants and Loans Office, the Legal Office, and Program
20 staff, and the leadership provided by Melissa Jones, for
21 all the hard work and cooperation that has led to these
22 reforms. Thank you.

23 CHAIRMAN WEISENMILLER: Thank you, Rob.
24 Commissioners, any questions or comments?

25 VICE CHAIR BOYD: Well, Mr. Chairman, I would

1 just like to commend Mr. Oglesby for the actions that he
2 has taken and the recommendations he's made to us, that
3 we followed-up on that are proposed to be taken, or have
4 been taken in the past. You will benefit in the future
5 from these efficiencies. They are certainly needed and
6 very welcome, I'm sure, by many many folks, so I
7 appreciate the work of the staff in working with the
8 Executive Director in doing this. Some of these are
9 much much needed activities.

10 One additional comment I'd like to make to any
11 listening public, and this is the reference to
12 consolidating our two meetings into one for efficiency
13 sake does not mean that Commissioners will work any less
14 hard. As a long-time State employee, I am quite aware
15 of some of the perceptions about Boards and Commissions
16 and their membership and what have you, and these being
17 seemingly part-time jobs, and folks don't work, and I
18 would just add to the record here that, in my almost 10
19 years here now, that every Commissioners has logged on
20 average more than eight hours a day every day of the
21 week, for all the years I've been here. There is an
22 incredible workload and it just keeps increasing, and
23 it's finally caught up with me, I'll tell you, quite
24 frankly. But in any event, the steps that are being
25 taken will allow us to dedicate an entire day to the

1 business of the Commission and, as Mr. Oglesby has
2 indicated, to have some more in-depth discussions of
3 some of the program issues that don't necessitate an up
4 or down vote on an item on the agenda, but it will
5 enhance the ability of the Commissioners and the staff,
6 in general, of the organization to understand what the
7 programs are, how they're operating, and how they
8 interface with so many other programs within the
9 agencies. So I think these are all very positive steps
10 and should be quite helpful to the future conduct of the
11 Commission. So I appreciate the work that has been done
12 by all the staff.

13 COMMISSIONER DOUGLAS: I'd like to join
14 Commissioner Boyd in thanking you, Rob, and other
15 members of the staff. I know that you worked very hard
16 in compiling this package of streamlining process
17 improvements and it's good to see. And I think it will
18 serve us very well going forward.

19 I do have just one clarification and I was
20 listening for you to say something and I didn't hear it,
21 so just to clarify one thing, while we're going to
22 monthly business meetings, there may be times when a
23 siting case comes to fruition at a time at which we
24 might schedule a special business meeting to hear that
25 case, and particularly because, in our experience, some

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1 of these cases can take a substantial amount of time, so
2 I want to ask you to just speak to that.

3 MR. OGLESBY: Yes, indeed. In fact, I was
4 probably rolling pretty quickly during that part of the
5 presentation. But, in fact, there will be times where
6 it will be necessary to add a second day of hearing to
7 take care of some siting matters, or even other major
8 regulations that require an expanded amount of time, so
9 there will be on occasion. But looking over the past
10 history of the Commission, it appears that for most
11 cases we'll be able to put in a full day and get our
12 business done in one day. And let me take this
13 opportunity to correct an oversight at the end of this,
14 I was acknowledging the leadership of Melissa Jones who
15 worked hard on this project, particularly at the end;
16 but throughout the process, I wanted to recognized Gina
17 Tosi-Smith, who worked very hard as the lead staff on
18 this.

19 CHAIRMAN WEISENMILLER: I was going to say,
20 one of the advantages we see of having potentially that
21 second business meeting is, as you know, the siting
22 cases can be pretty important to people, and the
23 discussion, and they come for that and, basically having
24 to sit through our routine business, you know, we
25 thought it would be better to have that on a separate

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1 day and certainly there are, again, other types of
2 business meeting items that would be better to have a
3 special day to deal with it, and not have it co-mingled
4 with the rest of our business.

5 VICE CHAIR BOYD: Yes, thanks, Commissioner
6 Douglas, for bring it up because we talked about this at
7 length, the need for expeditious handling of certain
8 issues that involved the idea that we could have other
9 meetings as needed, particularly as it related to the
10 need to move siting cases along, so a very good point.

11 CHAIRMAN WEISENMILLER: Yeah. Okay, so if
12 there are no other questions, let's go to Item 2, which
13 we held. Kevin.

14 MR. BARKER: Good morning, Commissioners. My
15 name is Kevin Barker. Building off the Executive
16 Director's Report, I'd like to present a formalized
17 Order of Delegated Committees for adoption. This Order
18 will supersede any previous Orders that were adopted at
19 the Commission. These committees have authority to
20 conduct proceedings, hold duly noticed public meetings
21 and hearings, issue Orders, and report to the Energy
22 Commission on proposed decisions on matters within the
23 Committee's jurisdiction as set forth in the Energy
24 Commission Adopted Orders Instituting Hearings or Formal
25 Rulemaking Procedures.

1 In addition, the Presiding Member of each
2 committee shall provide notices and agendas for
3 committee meetings to the Commission. The Presiding
4 Member may provide a summary of significant discussions
5 and action items at a Commission Business Meeting.
6 Unless otherwise ordered by the Commission, these
7 committees dissolve 35 days after the final action in
8 each of their specified proceedings.

9 Now I would like to read the Committees into
10 the record: Renewables Related Committees, Complaint
11 against Dynacore, Inc., Proceeding 11-CAI-03, Presiding
12 Member Commissioner Peterman, Associate Commissioner
13 Boyd; Transportation Related Committees, Alternative and
14 Renewable Fuel and Vehicle Technology Program, otherwise
15 known as AB 118 Investment Plan, Proceeding 10-ALT-1,
16 Presiding Member Commissioner Boyd, Associated Member
17 Commissioner Peterman; Siting Related Committees:
18 Calico Solar Project, Proceeding 08-AFC-13, 08-AFC-13C,
19 11-CAI-01, and 11-CAI-04, Presiding Member Commissioner
20 Douglas, Associate Member Commissioner Weisenmiller;
21 Carlsbad Energy Center, Proceeding 07-AFC-6, Presiding
22 Member Commissioner Boyd, Associate Member Commissioner
23 Douglas; CPV Vaca Station, Proceeding 08-AFC-11,
24 Presiding Member Commissioner Peterman, Associate Member
25 Commissioner Weisenmiller; as we heard today, Data

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1 Adequacy at Hidden Hills Solar Electricity Generating
2 System, Proceeding 11-AFC-2, Presiding Member
3 Commissioner Douglas, Associate Member Commissioner
4 Peterman; Hydrogen Energy California, Proceeding 08-AFC-
5 8, Presiding Member Commissioner Boyd; Pio Pico Energy
6 Center, Proceeding 11-AFC-1, Presiding Member
7 Commissioner Peterman, Associate Member Commissioner
8 Douglas; Ridgecrest Solar Power Project, Proceeding 08-
9 AFC-9, Presiding Member Commissioner Boyd; San Gabriel
10 Generating Station, Proceeding 07-AFC-1, Presiding
11 Member Commissioner Peterman, Associate Member
12 Commissioner Boyd; Sun Valley Energy Project, Proceeding
13 08-AFC-3, Presiding Member Commissioner Douglas,
14 Associate Member Commissioner Weisenmiller; Watson Co-
15 Generation Steam Electric Reliability Project,
16 Proceeding 09-AFC-01, Presiding Member Commissioner
17 Peterman, Associate Member Commissioner Douglas; Willow
18 Pass Generating Station, Proceeding 08-AFC-6, Presiding
19 Member Commissioner Douglas and Associate Member
20 Commissioner Boyd; Complaint against Ormat Nevada, Inc.,
21 Complaint Proceeding 11-CAI-02, Presiding Member
22 Commissioner Douglas, Associate Member Commissioner
23 Weisenmiller. That makes up the delegated committees
24 and I would ask for adoption.

25 MR. LEVY: Commissioners, may I add one more

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1 thing to that? You'll notice in the Siting Committees,
2 it also states "and other proceedings related to the
3 project proposed in the AFC." And that's a new
4 innovation, as well, which means, for instance, in the
5 Calico proceeding where complaints are filed and motions
6 are filed, you don't need to establish a separate
7 committee, you can send the matter, the matter will
8 automatically go to that committee unless the Commission
9 chooses to appoint a separate committee to deal with it.
10 So it eliminates the step of having to go to a business
11 meeting first, and then to the committee.

12 CHAIRMAN WEISENMILLER: That's good. I was
13 going to mention that we had two of the committees which
14 have one member and a vacant seat, and that's HECA and
15 Ridgecrest. And I think everyone realizes that
16 Commissioner Eggert is not at this point going to become
17 a Commissioner, and so we're waiting for that vacancy to
18 be filled. So in those cases, which I would
19 characterize as more or less dormant at this point, if
20 they become active, certainly we will fill in the
21 vacancy and hopefully there may be an additional
22 Commissioner to be considered in filling in the vacancy.

23 COMMISSIONER DOUGLAS: Kevin, just briefly,
24 and just for the record, I heard you read the Ridgecrest
25 Solar Project as 08-AFC-9, and I think it's 09, just so

1 we have the record straight, Proceeding 09-AFC-9.

2 MR. BARKER: Thanks for that clarification.

3 CHAIRMAN WEISENMILLER: Any other questions or
4 comments?

5 VICE CHAIR BOYD: Well, I guess it's pretty
6 obvious on its face, but the Ridgecrest issue or
7 complaint that we've been dealing with that is on this
8 specific agenda item has been held by the Commission as
9 a whole, as a committee, so to speak, to deal with and
10 it probably doesn't need any other mention in this, but
11 I don't know, I just raise that as a question or just
12 put it as a point on the table.

13 COMMISSIONER DOUGLAS: I think you're right,
14 Commissioner Boyd, but should that proceeding at some
15 point be remanded back to the committee, then the
16 committee is there.

17 VICE CHAIR BOYD: Correct, the committee still
18 stands, there is an item before the Commission as a
19 whole, as a committee.

20 CHAIRMAN WEISENMILLER: That's correct.

21 COMMISSIONER DOUGLAS: Well, if there are no
22 more questions or comments, I will move Item 2.

23 VICE CHAIR BOYD: I will second.

24 CHAIRMAN WEISENMILLER: All those in favor?

25 (Ayes.) Great, thanks. Thanks, Kevin.

1 Let's go to Public Advisor's Report.

2 MS. JENNINGS: Thank you Chair and
3 Commissioners. Jennifer Jennings. I want to say that I
4 think the members of the public will appreciate these
5 process changes. I think that having the Commission's
6 full focus on projects as they come forward, rather than
7 just as part of a larger business meeting, will be
8 helpful to them in both their planning and their sense
9 that the Commission is focusing on their particular
10 project. And secondly, the provision that the business
11 meeting items will be posted in earlier fashion will
12 give people more of an opportunity to participate and
13 effectively comment. So, thank you.

14 CHAIRMAN WEISENMILLER: Thank you. Okay, at
15 this point we're going into closed session?

16 MR. LEVY: Public Comment.

17 CHAIRMAN WEISENMILLER: Oh, public comment,
18 excuse me. Any public comments? Okay, so closed
19 session. Michael, we were estimating 30 minutes?

20 MR. LEVY: I hope so.

21 CHAIRMAN WEISENMILLER: Okay, so let's say a
22 quarter of.

23 (Closed Session at 11:06 a.m.)

24 (Reconvene at 12:05 p.m.)

25 MR. LEVY: Chairman and Commissioners, the

1 record should reflect that we've returned from Closed
2 Session.

3 CHAIRMAN WEISENMILLER: This meeting is
4 adjourned.

5 (Whereupon, at 12:05 p.m., the business meeting was
6 adjourned.)

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REPORTER'S CERTIFICATE

I do hereby certify that the testimony in the foregoing hearing was taken at the time and place therein stated; that the testimony of said witnesses were reported by me, a certified electronic court reporter and a disinterested person, and was under my supervision thereafter transcribed into typewriting.

And I further certify that I am not of counsel or attorney for either or any of the parties to said hearing nor in any way interested in the outcome of the cause named in said caption.

IN WITNESS WHEREOF,

I have hereunto set my hand this 21st day of October, 2011.



Kent Odell
CER**00548