

**STATE OF CALIFORNIA**  
**CALIFORNIA ENERGY COMMISSION**

**Business Meeting Minutes**

**of**

**April 4, 2001**

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The meeting was called to order by Acting Chairman Michal Moore at 10 a.m.

Pledge of Allegiance was given by Commissioner Rosenfeld.

William J. Keese	Present (present,via telephone, only for items 1 and 4)
Michal Moore	Present
Robert Laurie	Present
Robert Pernell	Present
Arthur Rosenfeld	Present
James D. Boyd, Ex-Officio	Present

**Note:** The Commissioners addressed items 4 and 5 following the Consent Calendar. Commissioner Laurie was not present for the vote on the Consent Calendar. Chairman Keese was present via telephone for the Consent Calendar and the discussion of item 4, but left the meeting prior to the vote on item 4.

1. CONSENT CALENDAR.

- a. COMMISSION CO-SPONSORSHIP. Possible approval of a co-sponsorship request for which the Energy Commission will lend its name, include promotional material with regularly scheduled mailings and possibly provide financial support.
  - International Energy Agency Photovoltaics Meeting, April 23, 2001, Capitol Plaza Holiday Inn, Sacramento, California.
- b. ICF RESOURCES INCORPORATED. Possible approval of Contract 300-99-019 Amendment 1, to extend the contract for six months, which allows negotiations to finalize the contract language which has prevented the contractor from starting work as expected.
- c. ONSITE SYCOM ENERGY CORPORATION (OSEC). Possible approval of Contract 700-99-021 Amendment 1, to extend the term of the contract to carry out the mandates of the DOE State Energy Program (SEP) Grant #DE-FG51-99R021078. The objectives include: 1) providing case studies on a municipal and industrial application of Distributed Generation (DG) to effect permit streamlining; and 2) defining and pricing ancillary and supplemental services provided by DG for distribution systems.
- d. CITY OF DAVIS. Possible approval of Contract 500-00-007 agreement with the city of Davis to transfer and sell the PVUSA facility to the city of Davis, assign the original transfer agreement between PG&E and the Energy Commission to the city of Davis, terminate the lease between the Energy Commission and the city of Davis for the land occupied by the PVUSA facility, transfer decommissioning responsibilities to the city of Davis along with funds in the PVUSA decommissioning account and authorize the Executive Director to execute the same on behalf of the Energy Commission.

- e. MADERA POWER, LLC. Possible approval of a novation agreement to recognize the transfer of the legal and financial responsibility from San Joaquin Valley Energy Partners under Grant Number INN-00A005 to Madera Power, LLC, for the purposes of refurbishing a 28.5 MW biomass power plant in Madera.
- f. CHANGE OF OWNERSHIP. Possible approval of a change of ownership for the Sunrise Power Project (98-AFC-4C) from Mission Del Sol LLC, a wholly owned affiliate of Edison Mission Energy (100%) to the Sunrise Power Company LLC, consisting of Mission Del Sol LLC (50%) and Texaco Power and Gasification Holdings Inc. (50%).

**Note:** Item 1d. (city of Davis) was pulled out of the Consent Calendar and voted on separately. Item 1f. (Change of Ownership) was removed from the Agenda. Commissioner Laurie was not present for the vote on the Consent Calendar.

*Commissioner Pernell moved and Commissioner Rosenfeld seconded the approval of Consent Calendar items a., b., c. and e. The motion passed by a unanimous vote. (4-0)*

*Commissioner Rosenfeld moved and Commissioner Pernell seconded the approval of Consent Calendar item d. The motion passed by a unanimous vote. (4-0)*

- 2. LAWRENCE BERKELEY NATIONAL LAB. Possible approval of Contract 400-00-039 for \$305,000 to determine the savings associated with cool roofs through monitoring the actual performance of a carefully selected assortment of buildings participating in the Commission’s Cool Communities Grant Program. This is an ideal opportunity to measure the “before and after effects” of a cool roof retrofit. The Contractor will develop a computer model to better quantify peak and annual energy impacts associated with cool roofs.

*Commissioner Rosenfeld moved and Commissioner Pernell seconded the approval of Contract 400-00-039. The motion was passed by a unanimous vote. (4-0)*

- 3. COMMISSION PRIVACY POLICY. Possible adoption of a Commission Privacy Policy in accordance with Government Code section 11019.9, and in conformance with the Information Practices Act of 1977 (Civil Code section 1798 et seq.).

*Commissioner Pernell moved and Commissioner Rosenfeld seconded the adoption of the Commission Privacy Policy. The motion was passed by a unanimous vote. (4-0)*

4. LARKSPUR ENERGY FACILITY. Consideration and possible adoption of a Commissioner's Proposed Decision on the Larkspur Energy Facility, a 90 megawatt power plant, applied for under the Energy Commission's emergency siting process, by Wildflower Energy LP, for construction in the city of San Diego.

**Note:** Chairman Keese participated in the discussion of item 4, but left the meeting prior to the vote.

*Commissioner Pernell moved and Commissioner Rosenfeld seconded the approval of Commissioner's Proposed Decision to grant a certificate to the Larkspur Energy Facility with the changes and conditions proposed in the hearing. The motion was passed by a unanimous vote. (4-0)*

5. INDIGO ENERGY FACILITY. Consideration and possible adoption of a Commissioner's Proposed Decision on the Indigo Energy Facility, a 135 megawatt power plant, applied for under the Energy Commission's emergency siting process, by Wildflower Energy LP, for construction in the city of Palm Springs.

*Acting Chairman Moore moved and Commissioner Pernell seconded the approval of the Commissioner's Proposed Decision to grant a certificate to the Indigo Energy Facility with the changes and conditions proposed in the hearing. The motion was passed by a unanimous vote. (4-0)*

6. PASTORIA ENERGY FACILITY 250 MW EXPANSION. Possible approval of the Executive Director's data adequacy recommendation for the Pastoria Energy Facility's 250-Megawatt Expansion Application for Certification (Docket No. 01-AFC-2).

*Commissioner Laurie moved and Commissioner Pernell seconded the approval of the Executive Director's recommendation to find the Pastoria Energy Facility 250 MW Expansion Application for Certification data adequate. The motion was passed by a unanimous vote. (4-0)*

7. PASTORIA ENERGY FACILITY 250 MW EXPANSION. Possible approval of a Committee Assignment for the Pastoria Energy Facility 250 Megawatt Expansion Application for Certification (Docket No. 01-AFC-2).

*Acting Chairman Moore moved and Commissioner Pernell seconded the approval of the assignment of Commissioner Laurie as the Presiding Member and Acting Chairman Moore as the Second Member of the Committee for the Pastoria Energy Facility 250 MW Expansion Application for Certification. The motion was passed by a unanimous vote. (4-0)*

8. NET SYSTEM POWER REPORT. Possible approval of the 2000 Net System Power Report for use in the power content label required by SB 1305.

*Acting Chairman Moore moved and Commissioner Rosenfeld seconded the approval of 2000 Net System Power Report for use in the power content label required by SB 1305. The motion was passed by a unanimous vote. (4-0)*

9. AB 970 PEAK LOAD REDUCTION PROGRAM GUIDELINES. Possible approval of proposed changes to the guidelines which would allow the Efficiency Committee flexibility in changing project deadlines for unfunded eligible projects when funding becomes available and changing rules for project extensions.

*Commissioner Pernell moved and Commissioner Rosenfeld seconded the approval of the proposed changes to the guidelines. The motion was passed by a unanimous vote. (4-0)*

10. AB 970 BUILDING ENERGY EFFICIENCY STANDARDS ENVIRONMENTAL DOCUMENTS. Possible adoption of an amended Initial Study and Negative Declaration pursuant to the California Environmental Quality Act (Public Resources Code Sections 21000 et seq.) for possible environmental impacts relating to revisions to the current Building Energy Efficiency Standards (California Code of Regulations, Title 24, Part 6). Revisions to the standards were developed under an emergency rulemaking procedure to comply with the mandate of AB 970, the California Energy Security and Reliability Act of 2000. The amended environmental analysis reflects Standards measures that were changed based upon comments made by the public during the emergency rulemaking proceeding.

*Commissioner Pernell moved and Commissioner Rosenfeld seconded the approval of the amended Initial Study and Negative Declaration pursuant to the California Environmental Quality Act (Public Resources Code Sections 21000 et seq.). The motion was passed by a unanimous vote. (4-0)*

12. Minutes

*No minutes were presented.*

13. Energy Commission Committee and Oversight

*Commissioner Laurie addressed the need to clarify the history of power plant siting over the past decade to reflect that power plants were approved in that period, and to examine market conditions that led to an insufficient amount of new power plants being built in that time. This was suggested in response to comments made by the Governor that no power plants had been approved in over a decade.*

14. Chief Counsel's Report

*No report was given.*

15. Executive Director's Report

*Executive Director Steve Larson added to Commissioner Laurie's comment that the Energy Commission had been trying for some time to get the Governor to use the term "major" when referring to the lack of power plants built in the twelve years. He stated that in a recent speech that he reviewed for the Governor, change was finally reflected.*

16. Public Advisor's Report

*No report was given.*

17. Public Comment

*Mr. Keith Golden, a member of the Energy Commission Staff, addressed the Commissioners about the need to define what constitutes a "major" power plant.*

The meeting was adjourned at 2:45 p.m.

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BETTY McCANN  
Secretary to the Commission