

Business Meeting Minutes of October 11, 2006.

The meeting was called to order at 10:06 a.m. by Chairman Jackalyne Pfannenstiel.

Present:

Jackalyne Pfannenstiel	Chairman
Arthur H. Rosenfeld	Commissioner
Jeffrey D. Byron	Commissioner

The Pledge of Allegiance was lead by Chairman Pfannenstiel.

1. CONSENT CALENDAR. (Items on the Consent Calendar will be taken up and voted on as a group. A Commissioner may request that an item be moved and discussed later in the meeting.)
  - a. ARROWHEAD GLOBAL ENERGY AND CLIMATE CHANGE SYMPOSIUM. Possible approval of a co-sponsorship of \$2,000, staff time, and use of the Energy Commission's name for the Annual Arrowhead Symposium on Global Energy and Climate Change: Transportation – Land Use – Environment Connection, on October 22 - 24, 2006, in Lake Arrowhead, California. (ERPA funding.) Contact: Susan Brown.
  - b. ENERGYPRO 4.3. Possible approval of EnergyPro 4.3, a compliance modeling software, for the building energy efficiency standards. This version of EnergyPro allows users to model evaporatively cooled condensing equipment and distributed energy storage systems for low-rise residential buildings. Evaporatively cooled condensing equipment was approved as a compliance option by the Energy Commission at its July 19, 2006, business meeting. The Distributed Energy Storage System compliance option was approved at the April 16, 2006, business meeting. If approved, the effective date for use of EnergyPro 4.3 will be October 1, 2006. Contact: Rob Hudler.
  - c. MICROPAS 7.3. Possible approval of MicroPas 7.3, a compliance modeling software, for the building energy efficiency standards. This version of MicroPas allows users to model evaporatively cooled condensing units. This type of equipment was approved as a compliance option at the Energy Commission's July 19, 2006 business meeting. If approved, the effective date for using MicroPas 7.3 will be October 1, 2006. Contact: Rob Hudler.

*Commissioner Rosenfeld moved and Commissioner Byron seconded approval of the Consent Calendar. The vote was unanimous. (3-0)*

2. COLLABORATIVE FOR HIGH PERFORMANCE SCHOOLS. Possible approval of co-sponsorship of a web-based training series for the Collaborative for High Performance Schools, using the Energy Commission's WebEX service and the Energy Commission

logo. Other sponsors include Pacific Gas and Electric and Sacramento Municipal Utility District. Contact: Claudia Orlando (10 minutes).

*Commissioner Rosenfeld moved and Commissioner Byron seconded approval of co-sponsorship for the Collaborative for High Performance Schools, and use of the Energy Commission's logo. The vote was unanimous. (3-0)*

3. NILAND GAS TURBINE PLANT. Docket 06-SPPE-01. Possible approval of the Presiding Member's Proposed Decision, Final Initial Study, Proposed Negative Declaration, and any Committee-sponsored Errata on the Niland Gas Turbine Plant, Application for a Small Power Plant Exemption. Contact: Garret Shean. (15 minutes)

*Commissioner Byron moved and Commissioner Rosenfeld seconded approval of the Presiding Member's Proposed Decision, the Final Initial Study, the Negative Declaration, and Errata. The vote was unanimous. (3-0)*

4. BLYTHE ENERGY PROJECT TRANSMISSION LINE MODIFICATION. Docket 99-AFC-08. Possible approval of the Presiding Member's Proposed Decision on the Petition to Modify the Commission Decision on the Blythe Energy Power Plant Project for the Transmission Line Modification. Contact: Jack Caswell. (15 minutes)

*Commissioner Byron moved and Commissioner Rosenfeld seconded approval of the Presiding Member's Proposed Decision. The vote was unanimous. (3-0)*

5. LOS ESTEROS CRITICAL ENERGY FACILITY PHASE 2. Docket 03-AFC-2. Possible adoption of the Revised Presiding Member's Proposed Decision for the Los Esteros Critical Energy Facility Phase 2. Contact: Gary Fay. (30 minutes)

*Chairman Pfannenstiel moved and Commissioner Rosenfeld seconded approval of the Revised Presiding Member's Proposed Decision. The vote was unanimous. (3-0)*

6. RECONCILIATION OF RETAILER CLAIMS, 2005 REPORT. Possible approval of the SB 1305 (Public Utilities Code Section 398.5[e]) report, *Reconciliation of Retailer Claims, 2005*, requiring the Energy Commission to annually prepare and submit a report to the California Public Utilities Commission about retail power source claims made to consumers. This report also includes an appendix that lists California's retail electricity providers and their level of participation in the SB 1305 Power Source Disclosure Program. Contact: Jason Orta. (15 minutes)

*Commissioner Rosenfeld moved and Commissioner Byron seconded approval of the report, Reconciliation of Retailer Claims, 2005. The vote was unanimous. (3-0)*

7. LOS ALTOS HILLS LOCAL ORDINANCE. Possible approval of the City of Los Altos Hills' adoption and enforcement of a local ordinance for low-rise residential buildings that requires energy efficiency standards more stringent than the *2005 Building Energy*

*Efficiency Standards.* The anticipated effective date by the City is October 1, 2006.  
Contact: Rob Hudler. (10 minutes)

*Commissioner Rosenfeld moved and Commissioner Byron seconded approval of the Los Altos Hills ordinance. The vote was unanimous. (3-0)*

8. AMENDMENTS TO THE APPLIANCE EFFICIENCY REGULATIONS. Docket 06-AAER-1. Possible adoption of the Amendments to the Appliance Efficiency Regulations published as Express Terms of Proposed Regulations (15-Day Language) on September 26, 2006. These amendments would delay the effective date of the standards for digital television adapters by one year, from January 1, 2007, to January 1, 2008.  
Contact: Jim Holland. (15 minutes)

*Commissioner Rosenfeld moved and Commissioner Byron seconded adoption of the Amendments. The vote was unanimous. (3-0)*

9. UNIVERSITY OF CALIFORNIA-RIVERSIDE.

- a. Possible approval of an amendment to Work Authorization MR-026 under UC Master Research Agreement Number 500-02-004 with the University of California at Riverside, to add \$1,200,000 and extend the term to March 30, 2011. (2005-06 PIER Electricity funding). Contact: Marla Mueller (10 minutes)

*Commissioner Rosenfeld moved and Commissioner Byron seconded approval of the amendment to Work Authorization MR-026. The vote was unanimous. (3-0)*

- b. Possible approval of using research funds allocated in Work Authorization MR-026, not to exceed \$500,000, to conduct research on realistic application and air quality implications of distributed generation and combined heat and power in California. Contact: Marla Mueller (10 minutes)

*Commissioner Rosenfeld moved and Commissioner Byron seconded approval of (Item 9b). The vote was unanimous. (3-0)*

10. NATIONAL RENEWABLE ENERGY LABORATORY. Possible approval of Contract 500-06-020 with National Renewable Energy Laboratory (NREL) for \$35,000 to co-sponsor the 19th NREL Growth Industry Forum on October 24-26, 2006. (2005 PIER electricity funding.) Contact: Rajesh Kapoor. (10 minutes.)

*Commissioner Byron moved and Commissioner Rosenfeld seconded approval of Contract 500-06-020. The vote was unanimous. (3-0)*

11. AMERICAN COUNCIL FOR AN ENERGY EFFICIENT ECONOMY. Possible approval of Contract 500-06-021 with the American Council for an Energy Efficient Economy for \$25,000 to co-sponsor the Emerging Technologies Summit 2006 to be held

October 26-27, 2006. (2005 PIER electricity funding.) Contact: Rajesh Kapoor.  
(10 minutes)

*Commissioner Rosenfeld moved and Commissioner Byron seconded approval of Contract 500-06-021. The vote was unanimous. (3-0)*

12. **Minutes**

- a. Approval of the September 14, 2006, Business Meeting Minutes.
- b. Approval of the September 27, 2006, Business Meeting Minutes.

*Consideration of the minutes was put over to the next Business Meeting.*

13. **Commission Committee Presentations/Discussion - None**

14. **Chief Counsel's Report** – Chief Counsel Bill Chamberlain requested a closed session pursuant to Government Code Section 11126(e)(3) to discuss litigation.

15. **Executive Director's Report** – None

16. **Legislative Director's Report** – None

17. **Public Adviser's Report** - None

18. Public Comment - None

Appearances:

Mr. Alan J. Thompson, Attorney at Law  
Mr. Henry K. Olstowski, Imperial Valley Irrigation District  
Mr. Scott Galati, Galati & Blek, LLP  
Mr. Gary Palo, FPL Energy  
Ms. Rene Gurza, City of San Jose (by telephone)  
Mr. Robert Sarvey (by telephone)  
Mr. Gary Rubenstein, Sierra Research  
Mr. Richard Buikema, City of San Jose (by telephone)  
Mr. Michael Argentine, Calpine

The meeting adjourned at 11:47 a.m.

Respectfully submitted

HARRIET KALLEMEYN  
Secretariat