

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, September 9, 2009
10:00 A.M.

Reported by:
Peter Petty CER**D-493

COMMISSIONERS PRESENT

Karen Douglas, Chair

*James D. Boyd, Vice Chair

Julia A. Levin

STAFF PRESENT

Claudia Chandler, Deputy Executive Director

Bill Chamberlain, Chief Counsel

Harriett Kallemeyn, Secretariat

	<u>Agenda Item</u>
Eileen Allen	1
Ken Koyama	2
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Rachel Grant	14
Amy Morgan	14
Diana Chong	14
Le-Quyen Nguyen	14
Garry O'Neill	14
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Also Present

Scott Blaising, Braun Blaising McLaughlin, P.C.

Scott Galati, Galati & Blek

Robert Sarvey

* Present via WebEx

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SEPTEMBER 9, 2009

10:05 a.m.

CHAIRPERSON DOUGLAS: Welcome to the California Energy Commission Business Meeting of September 9th, 2009.

Please join me in the Pledge.

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

CHAIRPERSON DOUGLAS: Very well, Item 1. Victorville 2 Hybrid Power Project, 07-AFC-1C. Possible approval of the City of Victorville's petition to modify Condition of Certification BIO-11 for the Victorville 2 Hybrid Power Project. Ms. Allen.

MS. ALLEN: Good morning. The Victorville 2 Project is a 563-Megawatt natural gas-fired combined cycle power plant near Victorville, California. It is owned and operated by the City of Victorville. The Energy Commission certified this project on July 16th, 2008. The start of construction for this facility has been delayed until the first quarter of next year, due to difficulty in obtaining project financing and the project owner's desire to sell the project, the need to acquire emission reduction credits, the timing of translocation for desert tortoises, and the delayed publication of the final prevention of significant deterioration permit by the USEPA. The project owner's Petition to Modify Condition of Certification BIO-

1 11 consists of the following items: first, I will discuss
2 the condition as it is currently written in the project
3 decision. It currently requires the project owner to
4 implement a habitat compensation strategy to compensate for
5 impacts to several endangered species, desert tortoise,
6 Mojave Ground Squirrel, Parone* [2:09] owl, and creosote
7 rings. BIO-11 currently allows the project owner to
8 commence ground disturbing project activities before
9 completing all of the required mitigation, including
10 acquiring compensation lands, and the acquisition of
11 acquiring BIO impact compensation lands is a key item here.

12 Upon providing a Letter of Credit or other form
13 of security prior to ground disturbance, or within 12
14 months of the issuance of the final decision, whichever
15 occurs first, the compensation lands must be acquired,
16 according to the current wording in the decision. Pursuant
17 to the verification for BIO-11, the project owner must
18 acquire compensation lands within 12 months of the issuance
19 of the final decision. The issue here is that more than 12
20 months have gone by since the Commission's final decision,
21 so the Petitioner is requesting to amend the Condition of
22 Certification BIO-11 to change the date by which the
23 project might provide the Letter of Credit or other form of
24 security from prior to commencing ground disturbance
25 activities, or within 12 months of publication of the

1 Energy Commission's decision to the new proposed wording,
2 which would be prior to ground disturbing activities. So
3 the 12-month part is proposed for deletion.

4 The Petitioner has also requested a modification
5 to the verification to change the compliance date for
6 compensation land acquisition from no later than 12 months
7 following the Commission decision to no later than 12
8 months following the commencement of ground disturbance.
9 The Commission staff has reviewed the proposed amendment,
10 has received input from the California Department of Fish &
11 Game, and the Commission staff agrees with the Petitioner's
12 proposed modifications to BIO-11; however, the Commission
13 staff has suggested some revised wording. Staff's revised
14 proposed wording is to add "thirty days prior to commencing
15 ground disturbing project activities, the project owner
16 will provide proof of mitigation funding in the form of an
17 Irrevocable Letter of Credit, a pledged savings account, or
18 another form of approved security." So the key item about
19 staff's proposed addition is that we would need to see
20 these 30 days prior to ground disturbance commencing.

21 We have received one comment from the public
22 expressing concern at making any project amendments or
23 breaking ground prior to obtaining project financing; the
24 project owner has addressed this comment.

25 Staff's findings are as follows: the petition

1 meets all of the filing criteria concerning post-
2 certification project modifications in Section 1769 of the
3 Commission's Regulations, the modification will not change
4 the findings in the Energy Commission's final decision
5 pursuant to Section 1755, and the project will remain in
6 compliance with all applicable laws, ordinances,
7 regulations, and standards.

8 Staff's recommendation is we have concluded that
9 there will be no significant impacts to the project as a
10 result of the proposed changes to Condition BIO-11 with
11 staff's suggested modifications. We recommend that the
12 Commission approve the revisions to Condition of
13 Certification BIO-11 as proposed by staff. Rick York, our
14 Senior Biologist, is here to answer any questions that you
15 may have about the proposed revised conditions and staff's
16 modification. That concludes my presentation. Thank you.

17 CHAIRPERSON DOUGLAS: Thank you. Can we hear
18 from the applicant?

19 MR. BLAISING: You can, thank you very much. My
20 name is Scott Blaising. I serve as regulatory counsel for
21 the City of Victorville, and we very much appreciate your
22 consideration of this petition. As was noted by the
23 summary, the City has experienced some difficulties and
24 some challenges with project financing and actually then
25 the commencement of construction. The City is still very

1 much interested in developing and having the project
2 developed. We have seen the revisions to the language and
3 accept those revisions and, again, I appreciate your
4 consideration of this petition. Thank you.

5 COMMISSIONER LEVIN: I do have one question. Is
6 there an outer limit by which this needs to occur, the
7 Letter of Credit? Because it seems like we are moving the
8 12-months, well, it may be necessary and make sense, but
9 substituting with 30 days prior to disturbance -- is there
10 any outer limit of when that disturbance can begin? Or
11 have we just essentially removed any limitation on when
12 this permit is valid?

13 MS. ALLEN: We will still be dealing with how
14 Commission permits have a time limit of five years on them,
15 unless otherwise petitioned by the Applicant for an
16 extension.

17 COMMISSIONER LEVIN: Okay.

18 CHAIRPERSON DOUGLAS: Would you also -- I imagine
19 that you would -- look into the amount of the Letter of
20 Credit and if we were to -- if groundbreaking were to
21 commence a number of years out, you would true-up based on
22 the actual value of land at that time?

23 MS. ALLEN: Yes, we would.

24 MR. BLAISING: Yes, we would.

25 VICE CHAIR BOYD: Commissioner Douglas?

1 CHAIRPERSON DOUGLAS: Yes, Commissioner?

2 VICE CHAIR BOYD: I have a question on one stat
3 on the Siting Committee for this project. With your
4 questions and clarifications, I do not have any problem
5 with the change in language, but I have a policy question
6 with regard to the project, at least I think it is a policy
7 question. In reading the Business Meeting Agenda item,
8 this is the first time I heard that the project owner
9 desires to sell the project. And I need our attorney to
10 tell me that that is still considered within the scope of
11 the approval giving by the Siting Committee; but even more
12 importantly, I am concerned about to whom the Applicant is
13 proposing to sell, if they know. And if indeed it is to
14 one of California's investor-owned utilities, I am
15 disturbed, as I think other Commissioners are, by this --
16 by what has been happening with regards to the project
17 being applied for, built, and then in the closing hours
18 sold to someone else, or sold to one of our utilities. So
19 could someone address my questions and concerns?

20 CHAIRPERSON DOUGLAS: I saw our Chief Counsel
21 pull his microphone up close to him.

22 MR. CHAMBERLAIN: Well, all I was really going to
23 say is that, if there is a sale, the Commission has to
24 approve the new owner. Now, generally, things that we
25 looked at in considering whether to approve the new owner

1 are whether the new owner accepts all the terms and
2 conditions of the license and whether it appears that they
3 are capable of carrying that out appropriately.

4 VICE CHAIR BOYD: So that issue would be raised
5 in another hearing some day, if and when?

6 MR. CHAMBERLAIN: Another amendment process, yes.

7 VICE CHAIR BOYD: Right. I wonder if the project
8 applicant would respond to this question about their desire
9 to sell the project?

10 MR. BLAISING: I certainly can, Commissioner
11 Boyd. Let me just note that Victorville, through the
12 process and through the development of its electric
13 program, it serves as a publicly owned electric utility for
14 a significant part of the load within the City, had and
15 continues to have a commitment in developing resources to
16 support that load, and also for the greater Southern
17 California area. It was just recently the City has
18 experienced some challenges with respect to financing and
19 some other issues that have cropped up, so through the
20 process it was the intent of the City to develop itself the
21 project. It is currently now exploring some alternatives.
22 I am not aware of the parties who are involved in
23 discussions with respect to the purchase of the project, we
24 can find that information out and provide that to staff if
25 that is relevant and necessary information, but I know the

1 City is still very much interested in having the project
2 ultimately being developed and construction commenced.

3 VICE CHAIR BOYD: Well, thank you. And pursuant
4 to the response from our Chief Counsel, I am going to
5 assume that today's action is relative to and relevant only
6 to this change, the extension and the change in regards to
7 BIO which, frankly, I am okay with. But you need to be put
8 on notice that, if and when such time as the application to
9 sell the project comes forward, I know Commissioner Byron
10 and I, who constitute the Electricity Committee, are quite
11 concerned about those kinds of issues, as may others of the
12 Commissioners on line today. So you need to know that that
13 would be a concern, that it would not just be a perfunctory
14 approval on the part of the Commission. I guess that is
15 all I have, Madam Chair.

16 CHAIRPERSON DOUGLAS: Thank you.

17 COMMISSIONER LEVIN: I move approval of the item
18 as amended by staff.

19 VICE CHAIR BOYD: I will second.

20 CHAIRPERSON DOUGLAS: All in favor -- oh, I am
21 sorry -- roll call vote.

22 MS. KALLEMEYN: Vice Chair Boyd - Aye;
23 Commissioner Levin - Aye; Chairman Douglas - Aye. Thank
24 you. The motion carries.

25 CHAIRPERSON DOUGLAS: Item 2. AWS Truewind, LLC.

1 Possible approval of Amendment 2 to Contract 500-06-024
2 with AWS Truewind, LLC to expand the project scope and
3 extend the term by 12 months to accommodate the increased
4 workload. Mr. Koyama.

5 MR. KOYAMA: Thank you. I am Ken Koyama. I
6 manage the Energy Generation Research Office and the PIER
7 Program. AWS Truewind was contracted to collect and make
8 publicly available research quality wind data for a number
9 of California sites to help with future siting and wind
10 towers. In the course of their work, AWS Truewind was able
11 to obtain this data from wind tower owners at no cost,
12 saving \$75,000. So they planned to use this freed up money
13 to conduct a detailed analysis of this data and improve the
14 accuracy and resolution of California's wind resource maps.
15 The R&D Committee approved this project and we ask for your
16 approval of this project, as well.

17 COMMISSIONER LEVIN: I have been briefed on it,
18 it makes sense. We appreciate the Applicant coming forward
19 this way for the revision, and I would move the item unless
20 someone else has other comments.

21 VICE CHAIR BOYD: On behalf of the R&D Committee,
22 I will move approval.

23 CHAIRPERSON DOUGLAS: Commissioner Boyd, I think
24 Commissioner Levin had already moved the item. Are you
25 having difficulty -- is the sound system working?

1 VICE CHAIR BOYD: Apparently we are cutting out
2 once in a while, but if there has been a motion, I will
3 provide a second.

4 CHAIRPERSON DOUGLAS: All right.

5 MS. KALLEMEYN: Okay, Commissioner, is your vote
6 -- Vice Chair Boyd, I am sorry.

7 VICE CHAIR BOYD: I will provide a second, if
8 that is necessary.

9 CHAIRPERSON DOUGLAS: We have a motion and a
10 second. Roll call, please.

11 MS. KALLEMEYN: Vice Chair Boyd - Aye;
12 Commissioner Levin - Aye; Chairman Douglas - Aye.

13 CHAIRPERSON DOUGLAS: That item is approved.

14 Item 3. University of California, Davis.
15 Possible approval of Contract 500-09-009 for \$290,000 with
16 University of California, Davis to demonstrate the broad
17 mechanisms by which agriculture may react to climate change
18 by performing a case study for Yolo County, California.
19 Ms. Pittiglio.

20 MS. PITTIGLIO: Good morning, Commissioners. I
21 am Sarah Pittiglio. I work in PIER on the climate change
22 projects with Guido Franco. This project will look at
23 developing mitigation and adaptation strategies for the
24 agricultural sector, so mitigation strategies will include
25 looking for carbon offsets and carbon sequestration options

1 for energy generators to use in future cap and trade
2 markets and adaptation strategies that will likely include
3 looking at ways for farmers to decrease their dependence on
4 irrigation, which will in turn decrease their dependence on
5 energy since farmers, most of their energy goes toward
6 pumping water for irrigation. This group did a project for
7 us in 2006 looking at vulnerabilities in the agricultural
8 sector, and also in 2008 looking at the effects of extreme
9 events on the agricultural sector, and this project will
10 sort of be building on that by developing feasible
11 adaptation and mitigation strategies, and they will be
12 using Yolo County as a case study. They are using Yolo
13 because it is representative of a lot of agriculture in the
14 Central Valley and also its proximity to U.C. Davis, and
15 since they have done previous projects there, they have a
16 lot of local contacts. The team at U.C. Davis will be an
17 interdisciplinary team, so in addition to environmentalists
18 and soil scientists, they will also be working with
19 economists to look at the economic feasibility of the
20 strategies that they develop. And they will also be
21 working with GIS specialists and with Google Earth because,
22 ultimately, they may want to display the data that they
23 have on Google Earth and display the adaptation strategies,
24 sort of the storylines in Google Earth. I do not know if
25 you have seen other examples like that, but it is exciting

1 and it is accessible to the general public, as well as
2 farmers, scientists, and policy makers, sort of describes
3 the complexities involved with adaptation strategies, and
4 work together to develop future tools. If you have any
5 questions, I would be happy to take them.

6 COMMISSIONER LEVIN: I wanted to start with --
7 first of all, by thanking you and please pass our thanks on
8 to Guido for the PIER Climate Conference and what a great
9 job you did on a very short time line given state budget
10 constraints, and all that. And the first keynote speaker
11 yesterday addressed this issue of climate impacts on corn,
12 as one of the examples he gave, and just how much climate
13 change in the century is going to impact corn yields. I
14 believe he said 40-80 percent production in corn yields in
15 the U.S., just as a result of climate change. And so I
16 think this kind of work is absolutely critical. I have
17 been involved in Google Earth projects for National Audubon
18 Society, and I would say I think that, while important,
19 some of the other deliverables are actually infinitely more
20 important. At this point, we have to get a better handle
21 on what the impacts will be. Agriculture is so important
22 to the state, I think understanding how it is going to
23 impact particular crops and water patterns and all that.
24 Google Earth is a great way to display information, but I
25 think creating the information and the strategies is

1 significantly more important, so I just hope that the
2 project does not just put a lot of maps on Google Earth,
3 that it really does focus on the strategies and the
4 impacts, and the information that we need to move forward
5 as policy makers. I think that is really critical and
6 timely.

7 MS. PITTIGLIO: Yeah, no, that is a good point.
8 Yeah, we will make sure to focus on the most important
9 aspects of the project.

10 CHAIRPERSON DOUGLAS: Other questions or
11 comments? I also participated in the Climate Change
12 Conference yesterday, and I would like to join Commissioner
13 Levin in expressing my appreciation. I thought that was a
14 very good, interesting, and important event, and I saw that
15 it had, as usually, drawn a large crowd. And so that was
16 very valuable. I think this is important work. The
17 agricultural system and the interrelationship between the
18 agricultural system and the energy system are issues that
19 are very important for us, as policy makers, as we look at
20 our energy system, as we do our part in the State of
21 California to help the state address climate change issues.
22 This kind of work provides important foundational
23 knowledge. So I am pleased that you have brought it to us.
24 And I will be pleased to support it today. Any other
25 questions or comments?

1 VICE CHAIR BOYD: I would just say I concur with
2 all that my previous Commissioners said and, as a member of
3 the Research Committee, of the information, as well as the
4 Chair of the Climate Action Team Research Committee, I
5 definitely am in favor of this project and would move its
6 approval.

7 COMMISSIONER LEVIN: Second.

8 CHAIRPERSON DOUGLAS: We have a motion and a
9 second. Roll call, please?

10 MS. KALLEMEYN: Vice Chair Boyd - Aye;
11 Commissioner Levin - Aye; Chairman Douglas - Aye. The
12 motion carries.

13 CHAIRPERSON DOUGLAS: I am now reminded that, at
14 the beginning of the meeting, I should have said that Items
15 4, 7 and 9 have been pulled from this week's Agenda, so we
16 will skip Item 4 and go on to Item 5.

17 Item 5. Energy Conservation Assistance Account.
18 Possible approval of the allocation of \$25 million in
19 federal funds available pursuant to the American Recovery
20 and Reinvestment Act of 2009 (ARRA) and Public Resources
21 Code sections 25460 to 25463 to augment funding for loans
22 under the Energy Conservation Assistance Account (ECAA),
23 subject to the following conditions enumerated here. Mr.
24 Hutchison.

25 MR. HUTCHISON: Good morning, Commissioners.

1 Mark Hutchison with the Executive Office. At the August
2 12th Business Meeting, I provided you with the status of the
3 Energy Conservation Assistance ARRA funded loan program in
4 the Department of General Services Revolving Loan Program.
5 Today, I am pleased to bring before you a request to
6 approve an allocation of \$25 million to conduct an ARRA
7 funded ECAA loan program utilizing State Energy Program
8 funds. This loan program will be guided by the program
9 structures in place for existing ECAA program, as well as
10 State Energy Program Guidelines coming before the
11 Commission later this month. The ARRA funded ECAA Program
12 will offer low interest 1 percent loans to qualified
13 entities. It should be noted, and it is delineated in the
14 agenda here, that in order not to compete with the
15 Department of General Services Revolving Loan Program,
16 State owned or operated facilities will not qualify for
17 these loan funds. Your approval of this allocation and
18 launch of the ARRA-ECAA loan program is requested at this
19 time, and I am available to answer any questions.

20 CHAIRPERSON DOUGLAS: Questions. I do not have
21 any questions. I have, of course, gone over this and been
22 briefed rather exhaustively by staff. I want to express my
23 appreciation for your work in bringing this forward. We, I
24 think, say this every Business Meeting, but it bears
25 repeating at every Business Meeting because you keep the

1 wheels turning and keep coming to us and moving the process
2 forward, and so I am pleased to see this item on the
3 agenda. I am also pleased that we have some projects
4 coming up that are ready to go to use this mechanism, so
5 thank you again for your work on this.

6 COMMISSIONER LEVIN: Ditto all of that. I think
7 that this is one of the easiest ones to approve, it is so
8 obvious that it is going to be helpful to local governments
9 and other public institutions need it. So unless
10 Commissioner Boyd wants to say something, I am happy to
11 move the item. Okay, hopefully he is still there. I move
12 approval.

13 VICE CHAIR BOYD: I would be glad to offer a
14 second and concur in all and compliment the staff for the
15 hard work on this project.

16 CHAIRPERSON DOUGLAS: With a motion and second,
17 roll call, please.

18 MS. KALLEMEYN: Vice Chair Boyd - Aye;
19 Commissioner Levin - Aye; Chairman Douglas - Aye. The
20 motion carries.

21 CHAIRPERSON DOUGLAS: Item 6 --

22 MR. CHAMBERLAIN: Madam Chairman?

23 CHAIRPERSON DOUGLAS: Yes.

24 MR. CHAMBERLAIN: If I could just interrupt. You
25 noted that Items 4, 7 and 9 were removed from this agenda.

1 If you intend to have any of those items on the next
2 agenda, which is a week from today, it is important that we
3 continue them to that date rather than just taking them
4 off.

5 CHAIRPERSON DOUGLAS: Thank you for that
6 clarification. It was my intention, and I did not say
7 this, that Items 7 and 9 be moved to next week's, so
8 continued and moved to next week's agenda.

9 Item 6. County of Marin. Possible approval of a
10 \$415,857 loan to Marin County to upgrade interior and
11 exterior lighting and replace heating and cooling systems
12 at the Marin County Civic Auditorium. Mr. Smith?

13 MR. SMITH: Good morning, Commissioners. I am
14 Mike Smith. I am the Deputy Director for Fuels and
15 Transportation here at the Commission, and I am pleased
16 with your action on the previous item. I am please to
17 bring forward our first project to take advantage of this
18 allocation of ARRA money for this very successful, long-
19 lived ECAA program. And the project before you today, on
20 this one, is with the County of Marin, specifically the
21 project will replace interior and exterior lights with more
22 efficient LED lights, it will include a high-efficiency
23 chiller, condensing boiler, and variable speed drive for
24 the chilled water pumps. The total savings each year is
25 about \$32,000, so it brings the payback to about 13 years.

1 A couple of points I would like to make, the total cost of
2 the project is approximately \$561,000, so in addition to
3 the Commission's loan of \$415,857, Marin County is also
4 receiving \$37,000 in incentives from PG&E and they
5 themselves, the County, is putting in \$108,134 of their own
6 money. I would also like to add that the county has
7 previously received two loans from the Energy Commission
8 through this program, and in both cases have completed the
9 projects in a very timely manner, and it actually has
10 repaid one fully so far. So we are very pleased to be
11 working again with Marin County, and I ask for your
12 approval of this loan and would be happy to answer any
13 questions.

14 VICE CHAIR BOYD: I would move approval.

15 COMMISSIONER LEVIN: Second.

16 CHAIRPERSON DOUGLAS: We have a motion and a
17 second. Roll call, please.

18 MS. KALLEMEYN: Vice Chair Boyd - Aye;
19 Commissioner Levin - Aye; Chairman Douglas - Aye. The
20 motion carries.

21 CHAIRPERSON DOUGLAS: Item 8, City of Carlsbad.
22 Possible approval of a \$1,543,000 loan to the City of
23 Carlsbad to convert the city's residential and commercial
24 street light fixtures from High Pressure Sodium lamps to
25 induction lamps. Mr. Smith.

1 MR. SMITH: Thank you. Well, I have the pleasure
2 of bringing you the second project through the new low
3 interest loan program. The City of Carlsbad, this project
4 actually was approved by the Commission at the July 29th
5 Business Meeting. Since the offering now of the 1 percent
6 loan, and it was previously approved as a 3 percent loan
7 through the Commission, now with the offering of the 1
8 percent loan, the City has reapplied and we are happy to
9 process this application through for the new funding. The
10 project itself, a couple of points that I think are of
11 interest to the Commission, the new lighting systems
12 obviously will reduce maintenance costs due to the very
13 long life on induction lamps, and will provide a better
14 light quality for the public. It also will provide about
15 1,200 tons of production of CO₂ as a result of the switch-
16 out, and reduce light pollution due to the new fixtures'
17 full cut-off design. Also, the induction lamps themselves
18 have 90 percent less Mercury than the lamps they are
19 replacing, so I think that is a very important
20 environmental point to make. The total project will
21 include, in addition to the Commission's \$1.5 million loan,
22 the City is providing \$938,000 of their federal stimulus
23 money towards this project, so I think this is a sign of
24 the importance that the City places on this project. They
25 are also bringing to the table \$265,000 in community block

1 grant funding, and adding \$285,000 of incentives from PG&E.
2 So with that, I will be happy to answer any questions and
3 ask for your approval.

4 COMMISSIONER LEVIN: I have a question that I
5 should know the answer to, but unfortunately cannot recall,
6 but I think others may be interested, as well. As these
7 applications come in, and these are all important projects,
8 they all have financial energy and environmental savings,
9 how are we going to ensure overall with the ECAA pot of
10 money that there is geographic and income and other
11 diversity of recipients? And I ask just because, if my
12 geography serves me well, both Carlsbad and Marin are very
13 much coastal, relatively affluent parts of the state; how
14 are we going to ensure that we are also making these loans
15 to underserved communities?

16 MS. CHANDLER: One of the things that we will be
17 doing as part of the launch of the program today is doing
18 an advertising and public relations outreach effort. We
19 are going to be encouraging those small local jurisdictions
20 that we are distributing funds through under the Energy
21 Efficiency Conservation Block Grant to match up their
22 program, their monies, and make it go farther by having the
23 availability of this loan program. We are also looking at
24 school districts who are going to be eligible for actually
25 receiving a SEP Grant and looking and asking them to

1 consider using the ECAA loan program. We feel that, with
2 the one percent, if we can get the word out, especially to
3 those local jurisdictions that have not been a part of our
4 program in the past, will really have a subscription of
5 these funds, and we are already hearing that anecdotally.
6 The program staff who is out there right now encouraging
7 the Block Grant Program applications are hearing that
8 information. So we are very focused on seeking new
9 constituent groups that have not been a part of our
10 program, we are looking at the small local jurisdictions
11 that are being recipients of our Block Grant monies,
12 administering our Block Grant money program, and then we
13 are looking at the school districts to partner up for that.
14 So that is our plan. We have developed a page on the
15 website. We are going to go out with an e-blast, we are
16 using local jurisdictions like CSAC and League of Cities to
17 help us get the word out, so we are really doing a full
18 corps press on this.

19 COMMISSIONER LEVIN: And do you think the timing
20 will work such that a good number of not just smaller, but
21 less affluent communities will be able to come forward
22 before the funds have already been spent?

23 MS. CHANDLER: I believe so, but I also do
24 believe that we might be oversubscribed in this area, and
25 so we are hopeful that we are, and that we can look at the

1 other areas because, of course, this is a balancing act.
2 We have never done this type of program of \$226 million
3 before in such a short period of time, so we have always
4 been trying to say that we are looking at the different
5 funding areas and we might need to move money here or
6 there, depending on the subscription and the success of
7 each of the different fund sources.

8 COMMISSIONER LEVIN: No, I appreciate -- I think
9 you are doing a great job balancing things, but it is a
10 balancing act wanting to move the money out quickly, and it
11 is going to be the more affluent jurisdictions that
12 probably have the capacity to come forward right away, but
13 I do think we also need to ensure that we do not spend all
14 the money there, make sure that, even if the less affluent
15 jurisdictions take a little bit longer to come forward,
16 that we can help them, as well.

17 MS. CHANDLER: Well, and that is why, when we did
18 do the workshops, that we did a lot of Central Valley and
19 kind of went inland and then up north all the way to
20 Redding. For the Block Grant Program, we did not go to the
21 coastal areas that are so nice to visit, we made the staff
22 go into the Valley and work in those areas because we are
23 focused on peak -- it is all about peak in California, and
24 so we were really focused on where we can get the greatest
25 bang for the buck in terms of peak load.

1 CHAIRPERSON DOUGLAS: Thank you for raising that
2 question, Commissioner Levin. I hope this program is over-
3 subscribed, and I hope -- or I expect that, should it in
4 fact be over-subscribed, staff will come to us with
5 recommendations for what they think our options might be to
6 meet the need and the demand that is out there because we
7 certainly do not want to be turning people away if we can
8 possibly help it.

9 MS. CHANDLER: Absolutely.

10 CHAIRPERSON DOUGLAS: Other questions or
11 comments?

12 COMMISSIONER LEVIN: I move the item.

13 VICE CHAIR BOYD: Second.

14 CHAIRPERSON DOUGLAS: Roll call.

15 MS. KALLEMEYN: Vice Chair Boyd - Aye;
16 Commissioner Levin - Aye; Chairman Douglas - Aye. The
17 motion carries.

18 MR. SMITH: Thank you.

19 CHAIRPERSON DOUGLAS: Thank you, Mr. Smith.

20 Item 10. Tesla Power Plant, 01-AFC-21C.
21 Possible approval of an additional 30-day extension of
22 license for Tesla Power Plant to October 15, 2009, pending
23 Siting Committee's Proposed Decision on PG&E's request for
24 five-year license extension. Mr. Fay?

25 MR. FAY: Madam Chair, the Energy Commission's

1 regulations state that the deadline for beginning
2 construction on a power plant license shall be five years
3 after the effective date of the decision granting the
4 license, and prior to that date the Applicant may request,
5 and the Commission may order, an extension of the deadline
6 for good cause shown; that is Section 1720.3 of the Regs.
7 June 16th, 2004, PG&E received a license for construction of
8 the Tesla Power project, in the case of Tesla, the five-
9 year period would have terminated June 16th of this year.
10 On April 24th of this year, PG&E filed a Petition seeking a
11 five-year extension until June 16th of 2014. On June 3rd,
12 the Commission granted a 90-day extension that would have
13 been from June 16th to September 15th, and assigned the
14 Siting Committee to conduct proceedings on the question of
15 the five-year extension requested by PG&E. The Siting
16 Committee held hearings on that and had previously given
17 notice that a proposed decision would be considered today,
18 September 9th, however, the proposed decision is not yet
19 available and the Committee seeks to ask the Commission to
20 do two things, first, postpone consideration of the
21 proposed decision to September 23rd, and second, to extend
22 the Tesla license from September 15th to October 15th, just
23 an additional 30-day extension on the existing 90-day
24 extension, to allow the Commission time to consider the
25 proposed decision by the Committee.

1 CHAIRPERSON DOUGLAS: Thank you, Mr. Fay. Can we
2 hear from the Applicant?

3 MR. GALATI: Good morning, Commissioners. Scott
4 Galati on behalf of PG&E. We support the request for 30
5 days of extension so that the decision can be published and
6 appropriately noticed, and we can have an opportunity to
7 comment on it. So we look forward to seeing you on the
8 23rd. As you know, we filed a lengthy brief, so we
9 understand that the Committee is probably struggling with
10 the volume of material presented to it. So we look forward
11 to the decision and we ask that you grant the extension.

12 CHAIRPERSON DOUGLAS: We have one member of the
13 public who would like to speak, and I will invite him to
14 speak now before we have Commissioner questions or
15 comments. Mr. Sarvey, are you there on the phone?

16 MR. SARVEY: Yes, thank you. I do not have an
17 objection to amending it, put a lot of work in the brief,
18 the time should be getting close to being considered, what
19 has been spent by and large. I will note, however, that
20 this makes that particular environmental report which is
21 [inaudible] [37:45] 2004, will now look at the
22 environmental assessment of almost six-years-old. The
23 Applicant asked for a five-year extension, so -- that was
24 the only thing I wanted to note. I think that now it is
25 getting really stale, but I look forward to [inaudible]

1 [38:04]. Thank you.

2 CHAIRPERSON DOUGLAS: Thank you, Mr. Sarvey. I
3 will make a brief statement as the only member of the
4 Siting Committee participating in this meeting. We have
5 been, as the parties have noted, we have held a hearing, we
6 have received materials from the parties to the case, we
7 have received comments from non-parties, and the Siting
8 Committee is working with the Hearing Office and our Chief
9 Counsel's Office to put out a Proposed Order for public
10 comment and review and for consideration by Commissioners.
11 We felt that the extra 30 days would help us come forward
12 with a product that was the product that we wanted to bring
13 you, so we... You know, I recommend and support the 30-day
14 extension. Are there comments or questions from
15 Commissioners?

16 VICE CHAIR BOYD: If not, I will move to approve.

17 COMMISSIONER LEVIN: Second.

18 CHAIRPERSON DOUGLAS: Roll call, please.

19 MS. KALLEMEYN: Vice Chair Boyd - Aye;
20 Commissioner Levin - Aye; Chairman Douglas - Aye. The
21 motion carries.

22 CHAIRPERSON DOUGLAS: Thank you.

23 MR. GALATI: Thank you.

24 CHAIRPERSON DOUGLAS: Item 11. Minutes.
25 Approval of the August 26th, 2009 Business Meeting Minutes.

1 VICE CHAIR BOYD: Move approval.

2 COMMISSIONER LEVIN: Second.

3 CHAIRPERSON DOUGLAS: Roll call.

4 MS. KALLEMEYN: Vice Chair Boyd - Aye;

5 Commissioner Levin - Aye; Chairman Douglas - Aye. The

6 Minutes are approved.

7 CHAIRPERSON DOUGLAS: Item 12. Are there any

8 Commission Committee Presentations or Discussions?

9 COMMISSIONER LEVIN: Nothing.

10 VICE CHAIR BOYD: Nothing for me, thanks.

11 CHAIRPERSON DOUGLAS: I think the only topic we
12 could have covered, the PIER Climate Change Conference, we
13 have already discussed, and so nothing else. Again, a big
14 thank you to staff for that effort.

15 Item 13. Chief Counsel's Report.

16 MR. CHAMBERLAIN: I have no report today, Madam
17 Chair.

18 CHAIRPERSON DOUGLAS: Item 14. Executive
19 Director's Report.

20 MS. CHANDLER: Good morning. I have three items
21 today. First, I would like to remind everyone that we are
22 having our all staff team building picnic on 9-17, that is
23 next Thursday. This is a wonderful opportunity, and I
24 think this is our sixth year, somebody will correct me, I
25 am sure, if I am wrong. Each component of the picnic is

1 being sponsored by a different part of the Management Team,
2 so the barbecue is being put on by the R&D Division, the
3 games are sponsored by Siting Division, and there are some
4 amazing, fun games, as folks know, and the music is
5 orchestrated by our very own Chief Counsel, Bill
6 Chamberlain. He has pulled together six bands and over two
7 dozen staff are participating in this. So when you think
8 of over 24 staff people, mostly staff, I know Bill, of
9 course, has some family and friends to come in and play,
10 but it is an amazing afternoon and we are encouraging
11 everybody to come, it is just a very nice time out by the
12 river. So more information is available on the Energy
13 Commission's Internet site. So that is the first fun
14 thing.

15 The second item is our update of our ARRA report.
16 We are continuing to be busy. Now that the Energy
17 Efficiency Conservation Block Grants are posted and up for
18 their 30-day review, staff is working with the local
19 jurisdictions to help them complete the simple application
20 process. We have not yet received the block grant funding
21 from the Department of Energy. We expect that to arrive
22 either later this month or the first part of next month.
23 We are not really worried, we know it is coming, and the
24 more time that we have here to kind of get our ducks in
25 order, the better it is because we really only have six

1 months to get the money out the door once we officially
2 receive the money.

3 In terms of the SEP Program, the State Energy
4 Program, now that the Guidelines are out for their 30-day
5 review, we are working with the Department of General
6 Services to finalize the Interagency Agreement with them
7 for the \$25 million. That Interagency Agreement will be on
8 the September 23rd Business Meeting. We are promoting the 1
9 percent State Energy Plan ECAA loans, I mentioned that
10 earlier.

11 And third, the staff is working on developing the
12 State Energy Program Solicitation Proposals for the Energy
13 Efficiency Retrofit Program for the residential and
14 commercial sectors. So even though there is a 30-day
15 breathing room here from the standpoint of the Guidelines
16 being reviewed, staff has jumped right in to developing
17 those Energy Efficiency Retrofit Solicitation Awards. So
18 those are the information that I have on the SEP Program or
19 the ARRA funds, and I would be glad to answer any questions
20 if you have any on those. No?

21 Then I am going to move on to the last and most
22 fun part, and that is to acknowledge staff. As you know,
23 we are going through and acknowledging staff for the
24 accomplishments, superior and sustained superior
25 accomplishments. We have invited their colleagues to come

1 down and join us. This is an award we do annually.
2 Nominations come from their colleagues, as well as their
3 Management Teams. And we have broken them up so that
4 almost every week going forward, we are going to be seeing
5 some delightful folks who contributed a great deal to the
6 organization.

7 So first, I am going to start with Jerome Lee.
8 You all probably recognize Jerome. He is the man whose
9 face is everywhere in his organization, he was the head of
10 our Business Services Office, and now he is working in our
11 IT. Jerome is being nominated, well, received his award
12 because, in the summer of 2008, Jerome was assigned the
13 task of seeing how many cubicles could be added to our
14 building. We are growing. As you know, we are receiving
15 about 45 staff in this last BCP process, and it looks like
16 we are going to be fortunate enough to receive more. And
17 this building is just getting kind of tiny for us all, but
18 in the interim, we have got to find a place for everybody,
19 short of bunk desks. So Jerome was aware that we needed to
20 find, purchase new, more efficient partitions and cubicle
21 space with the built-in desks and things like that to make
22 room for more staff. Based on the information that he had,
23 he started looking around to apply the reduce, re-use,
24 recycle approach, and scoped out other agencies to see if
25 there were any that were releasing some of their gently

1 used furniture. Jerome not only found the partitions that
2 we needed, he found them in great condition, and was able
3 to acquire them at no cost from the Department of Social
4 Services. Jerome's astuteness and ingenuity allowed us to
5 receive the equivalent of about 405 cubicles that will now
6 be able to go into the building, replacing some of our
7 older and antiquated ones. This acquirement will result in
8 over \$1 million saved for the Energy Commission had we had
9 to purchase those new. And it also will allow us to get
10 staff into the building in a relatively short timeframe.
11 So thank you, Jerome. We definitely appreciate it. It has
12 been a pleasure working with you. Would you like to say
13 something?

14 MR. LEE: Thank you. I would like to, my first
15 received award is always great and it makes my job, former
16 job, really easy when I had a great staff under me, and the
17 great support of the Management and Supervisors above me,
18 as well, too. So thank you very much for the nomination
19 and approval. [Applause]

20 MS. CHANDLER: Great. So, trust me, now you are
21 going to have cubicles to sit in, we are not going to make
22 you sit in the aisles. The Fire Marshal would not like it
23 anyway. So the next is from Fuels and Transportation
24 Division, this is Elizabeth Shirakh and Joseph Wang.
25 Elizabeth, would you like to come up? You might have heard

1 me announce two weeks ago because they slipped out on us,
2 so I am making them come back, it is such a special event.
3 These two are both in the same program area, and they have
4 received the coveted Sustained Superior Accomplishment
5 Award. This is -- we are limited in the number of these
6 that we can give, we can only give for our size five of
7 them for our organization, and so we have two out of this
8 office alone. So, Elizabeth, Liz, I want to talk about you
9 first. Liz Shirakh has displayed professionalism,
10 sensitivity, a positive attitude, an extraordinary
11 commitment and work ethic. In her work with the Bright
12 Schools Program, she has exceeded work plan goals,
13 resulting in a 20 percent increase in assistance to school
14 district. Liz travels throughout California and works
15 countless hours outside of her normal work day to conduct
16 presentations and provide expert consultation at School
17 Board Meetings, and those are never in the day, are they?
18 They are always at night. These School Board Meetings are
19 held at nights, weekends, and often in remote locations.
20 She definitely goes over and above, and that is why you are
21 presented this award by your Management Team. Would you
22 like to say something?

23 MS. SHIRAKH: Oh, just thank you very much. You
24 know, nothing we do is in isolation. Really, I work with
25 great people, staff, Management, and just thank you very

1 much. [Applause]

2 MS. CHANDLER: And to my friend Joseph. From
3 January 2007 to the present, Joseph Wang provided
4 mechanical engineering support and leadership for the
5 Energy Partnership Bright Schools and Energy Efficiency
6 Financing Program. In this role, he was the technical
7 expert on all mechanical engineering and energy issues
8 affecting public agency. Joseph was also an integral part
9 of the Commission's Industrial Energy Assistance Program.
10 He became a Certified Steam System Expert and a Process
11 Heating System Expert for the U.S. Department of Energy.
12 By being certified, he participated in many industrial
13 assessments throughout California. These assessments
14 helped companies identify energy saving improvements that
15 could lower their operating costs and involved equipment
16 testing and monitoring. It is really people like Joseph
17 and Liz that we need for the ARRA Program because these are
18 our technical experts and these are the folks that will be
19 evaluating the proposals that we will be receiving, and for
20 the SEP/ECAA Program, as well as for the Block Grant
21 Programs. So, Joseph, would you like to say something?

22 MR. WANG: I want to say thank you. This is
23 really rewarding when you help someone technically and
24 financially to see those school districts and small cities
25 and counties implement energy efficiency projects and

1 reduce their energy costs, and reduce their maintenance
2 staff time to repair their facilities. This is truly a
3 team effort. I just want to thank everyone. [Applause]

4 MS. CHANDLER: Our next young lady is from the
5 Contracts Office and it is Rachel Grant. Now, Rachel's
6 colleague, Tammy Parkinson, was also supposed to be
7 standing with her today, but she bailed on you, didn't she?

8 MS. GRANT: She did and she's in trouble for it.

9 MS. CHANDLER: Well, Rachel is not shy. She has
10 a magnificent singing voice and we are very glad that she
11 had that little baby and got back. We did not delay the
12 picnic because of you, but we are glad that we are going to
13 benefit from it. So Rachel works in the Contracts Office
14 and was nominated for her work in drafting and
15 administering a two-stage request for a Proposal for the
16 Technology Innovations for Buildings and Communities
17 Program in the PIER Research and Development and
18 Demonstration Division. This type of RFP had never been
19 used at the Energy Commission. It took exceptional efforts
20 in planning and execution. She was creative in overcoming
21 state administrative barriers, but still ensuring that the
22 integrity of competition required for the RFP was met. She
23 provided exceptional assistance, answering up to 50 phone
24 calls from potential bidders, explaining each step of the
25 RFP so that they clearly understood all requirements for

1 this new type of proposal. Her personal effort on the
2 planning assistance given to program staff and bidders
3 ensured many successful proposals for the Commission.
4 Rachel was actually nominated by both the PIER Program
5 Manager, as well as her own Contract Manager, so everybody
6 recognized the value of Rachel's work. Rachel also had a
7 colleague in crime here in the Legal Office, who we
8 acknowledged last time we did this. So, Rachel, would you
9 like to speak?

10 MS. GRANT: Just obviously that this would not
11 have been possible without Allan Ward, and thanks to Norm
12 Bourassa for dealing with both of us. And obviously it is
13 sad that Tammy is not here because we pass everything
14 between each other, so I am glad that she was recognized,
15 as well, and thank you to Cheryl for acknowledging that we
16 work as hard as we do, because we really try. [Applause]

17 MS. CHANDLER: Thank you. Well, Rachel, not to
18 worry, we will get even with Tammy next time. Nobody slips
19 away on this one. And speaking of not slipping away, as
20 the Media and Publications person who was sick last time,
21 and now we are bringing back for this time, and that would
22 be Amy Morgan. Amy has been an integral part of the
23 continuing success at the Statewide Go Solar California New
24 Solar Home Partnership Campaign. The New Solar Home
25 Partnership Program provides financial incentives and other

1 support to home builders, encouraging the construction of
2 new energy efficiency solar homes that save homeowners
3 money on their electric bills and protect the environment.
4 Ms. Morgan has provided exceptional contract management and
5 program guidance to ensure high quality products that met
6 deadlines. In 2008, her efforts and diligence allowed the
7 state to leverage \$680,000 in state funds to almost \$1.2
8 million worth of advertising sponsorships, builder
9 incentives, sweepstakes prizes, and community outreach.
10 Ms. Morgan helped partner with 33 builders for 64
11 communities with 7,100 photovoltaic system applications
12 statewide. One of the most challenging things that Amy
13 faced was, when we started the New Solar Home Partnership,
14 we could not build homes fast enough in California, and we
15 got about three months into the program when everything
16 crashed, so Amy was playing catch-up only to find that she
17 then was pulling the market ahead. In some ways, it was
18 good because we needed that time to catch our breath, and
19 in some ways the state's assistance, the Energy
20 Commission's work in this, was even more valuable because
21 home photovoltaic high energy efficiency home builders
22 really then needed to rely on us. Amy forged a partnership
23 with them and did tremendous outreach. So thank you, Amy.

24 MS. MORGAN: Thank you, Claudia. I just wanted
25 to say thanks. I would not be up here without my

1 colleagues in the Renewable Energy Office, as well as Legal
2 and my Management Team. So thank you very much. I love
3 what I do. [Applause]

4 MS. CHANDLER: I think Amy articulated what a lot
5 of people feel around here, you know, you have got to love
6 what you do because, if you do, you will never work a day
7 in your life. And I want to thank you for acknowledging
8 your colleagues in other parts of the organization. I
9 think that is the other impressive thing about the Energy
10 Commission, is that we all kind of cross matrix and work
11 together, we are breaking down the silos in a joyful way.
12 And speaking of, I would like to invite Diana Chong*, Le-
13 Quyen* Nguyen, and Garry O'Neill* up. All of them are from
14 the Renewables Office in the Energy Efficiency Division --
15 Energy Efficiency and Renewables Division. I will start
16 with Diana. Diana was recognized for her superior
17 contribution to the execution of the Renewables Committee
18 decision to transition administration on the New Solar
19 Homes Partnership Program to the Investor-owned Utilities
20 in order to leverage synergy with the existing IOU
21 Programs. She provided important contributions for
22 implementation of the Renewable Committee's directives by
23 coordinating discussions between the Energy Commission and
24 each investor-owned utility to prepare draft contract
25 language and facilitating meetings to resolve issues that

1 resulted in execution of these agreements. I believe Diana
2 started as a student with us, didn't you? No? No. So
3 Diana and I have worked together on this program and Diana
4 is also featured on our Careers Website as kind of a young
5 fresh face to invite others to join us. Diana?

6 MS. CHONG: Just glad you guys chose me, it is a
7 great honor, and I want to thank the Management Team, and
8 for my supervisor for nominating me. [Applause]

9 MS. CHANDLER: Le-Quyen. Le-Quyen Nguyen has
10 been Project Lead for the development and enhancement of a
11 critical web-based software tool that supports a very
12 important program overseen by the Energy Commission in
13 terms of the New Solar Home Partnership. The New Solar
14 Home Partnership Program is a part of California Initiative
15 and the Governor's SB 1 goals for a million solar roofs.
16 This is translated into achieving 3,000 Megawatts of
17 installed distributed solar pv in California by the end of
18 our 10-year program. The New Solar Home Partnership web-
19 based software tool provides many important long-term value
20 benefits to the Energy Commission and to state government.
21 Now, Le-Quyen, I believe your dad also worked at the Energy
22 Commission?

23 MS. NGUYEN: Yeah, he did.

24 MS. CHANDLER: So you are a legacy, then, for us.

25 MS. NGUYEN: I do not know about that. I hope

1 so.

2 MS. CHANDLER: Well, I know, for people who
3 worked with your father, that you are as brilliant and as
4 talented as he is at an earlier and younger age.

5 MS. NGUYEN: I just wanted to say thank you Pam*
6 [59:03] for nominating me and to Office Management for
7 approving it. It is really nice to be acknowledged for the
8 hard work that we do here, so thank you to everybody in the
9 office and... [Applause]

10 MS. CHANDLER: Garry O'Neill. Garry O'Neill is
11 an all around excellent employee who has mastered and over-
12 achieved on a diverse array of projects that he has worked
13 on for the Renewable Energy Office during the 2008 calendar
14 year. In these projects, Garry has utilized his vast
15 spreadsheet and data space skills in a variety of projects.
16 In addition to his computer skills, Gary has used his
17 analytical abilities to assist with the development of the
18 renewable energy office reports and program guidebooks, and
19 has provided excellent customer service to the Renewable
20 Energy Program stakeholders. Garry has contributed greatly
21 to both the Energy Commission's Renewable Energy Program,
22 and the Renewable Portfolio Standard Program. These
23 programs are high profile programs, ones that involve
24 dispensing large amounts of money, and the other that aims
25 to verify RPS procurement claims. Both programs have

1 policy goals that are of great interest to the Governor,
2 the Legislature, and to all Californians. Garry?

3 MR. O'NEILL: Well, I would like to thank
4 everybody for the nomination. I am not sure if I over-
5 achieved anything, but... Thank you. And I just wanted to
6 acknowledge that I do work with a great staff and everybody
7 has contributed just as much, if not more, than I have.

8 MS. CHANDLER: Thank you, Garry. [Applause]
9 The next two staff folks are from the Siting Transportation
10 and Environmental Protection Commission, and that would be
11 April Albright and Beverly Bastian. Oh, we will have to
12 catch April at a later point in time. All right, Beverly.
13 As I mentioned before, there are only five awards given for
14 the Sustained Superior Accomplishment, and Beverly is one
15 of those that has received that. Beverly is being
16 nominated for her outstanding performance for completing
17 cultural resource analysis for power plant siting cases, as
18 part of the Energy Commission's California Environmental
19 Quality Act Environmental Impact Report, Equivalent Power
20 Plant Licensing Process. Over the past few years, the
21 power plant siting case workload has become -- has been as
22 high as five times the annual average, however, Beverly has
23 completed cultural resource analyses for 23 power plant
24 cases in just over the past two years, although a cultural
25 resource staff are expected to work on five to six projects

1 a year, so Beverly's accomplishments are truly remarkable.
2 Beverly was also the principal analyst responsible for
3 drafting the extensive revisions to the Cultural Resources
4 Power Plant Siting Data Adequacy Regulations in late 2006.
5 Given the Commission's Power Plant Siting case workload
6 continues to be at historically high levels -- we do not
7 have to tell these Commissioners -- Beverly's many
8 accomplishments over the past two years are quite
9 remarkable and deserving of this highest professional
10 recognition. Congratulations. [Applause]

11 MS. BASTIAN: Well, I am truly honored by this
12 recognition and, as everyone else has said, this is a team
13 effort and I would not have accomplished all of this
14 without the cooperation, patience, and support of all my
15 colleagues in the Siting Division. And so I certainly want
16 to thank all of you, as well. [Applause]

17 MS. CHANDLER: That concludes our presentations
18 for this week.

19 VICE CHAIR BOYD: I just want everybody to know
20 out there, I am sitting listening to all this, and my
21 congratulations along with the other Commissioners.

22 CHAIRPERSON DOUGLAS: Thank you. And we have two
23 more items we will just quickly move through, and then we
24 will have the photographs, so if you were just honored and
25 slinking away, that is not allowed, you will just be pulled

1 back next week. We have no Public Advisor's Report, so we
2 will skip Item 15. Item 16. Is there any public comment?
3 I did not see any and I did not have any blue cards, but I
4 just wanted to verify. With that, we will adjourn the
5 meeting and move to photograph.

6 (Whereupon, at 11:28 a.m., the business meeting
7 was adjourned.)

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CERTIFICATE OF REPORTER

I, PETER PETTY, an Electronic Reporter, do hereby certify that I am a disinterested person herein; that I recorded the foregoing California Energy Commission Business Meeting; that it was thereafter transcribed into typewriting.

I further certify that I am not of counsel or attorney for any of the parties to said meeting, nor in any way interested in outcome of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand this ____ day of September, 2009.

Peter Petty CER**D-493