

STATE OF CALIFORNIA
California Energy Commission

Minutes of the August 10, 2011, Energy Commission Business Meeting

The meeting was called to order at 10:07 by Chair Robert B. Weisenmiller. The Pledge of Allegiance was lead by Chair Weisenmiller.

Present:

Robert B. Weisenmiller, Chair

James D. Boyd, Vice Chair

Karen Douglas, Commissioner

Carla J. Peterman, Commissioner

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. SAN DIEGO GAS & ELECTRIC COMPANY. Possible approval of Amendment 1 to Contract 500-08-025 with San Diego Gas & Electric Company for a 12-month, no-cost time extension to align the project term with an associated U.S. Department of Energy contract. Contact: Jamie Patterson.
 - b. IMPERIAL VALLEY SOLAR (08-AFC-5C). Possible approval of a petition to cancel the Energy Commission license for the Imperial Valley Solar Project as of June 30, 2011 (the date of the petition). The project was licensed as a concentrated solar power facility, and is being changed to photovoltaic technology, and thus will no longer be subject to the Energy Commission's jurisdiction. Contact: Christine Stora.
 - c. EAST ALTAMONT CENTER POWER PLANT PROJECT (01-AFC-4C). Possible approval of a petition to cancel the Energy Commission license for the East Altamont Center Power Plant Project as of March 23, 2011 (the date of the petition). The applicant no longer plans to construct the project, which was licensed as natural gas-fired combined cycle power plant. Contact: Christine Stora.
 - d. COUNTY OF PLACER. Possible approval of Amendment 1 to Agreement CBG-09-006 with Placer County to shift \$125,203 from lighting material to HVAC equipment for the Placer County Courthouse. The original proposal specified replacement of the chiller compressors only. The cost savings from the lighting project will allow the county to install new chillers and a variable speed drive pumping system and controls. Contact: Joseph Wang.
 - e. CITY OF BLYTHE: Possible approval of Amendment 1 to Agreement CBG-09-110 with the City of Blythe which provided funding for interior lighting, occupancy sensors, and LED exit sign retrofits within various city-owned facilities. This amendment revises the budget and scope of work by the city's subcontractor and city staff. There is no change in the total amount of the agreement. Contact: Shahid Chaudhry.

- f. CITY OF PISMO BEACH. Possible approval of Amendment 2 to Agreement CBG-09-116 with the City of Pismo Beach to change from labor performed by city employees to labor performed by a contractor. The amendment revises the Scope of Work to LED streetlights only, increases the number of streetlights, and extends the term of the agreement to June 14, 2012, to allow time for the changes in the scope to be implemented. Contact: Anne Fisher.
- g. COUNTY OF IMPERIAL. Possible approval of Amendment 1 to Agreement CBG-09-140 with the County of Imperial to revise the budget by adding direct labor and materials costs, decreasing the contract labor and increasing the non-contract labor budget categories. The agreement will focus on energy efficiency measures, including replacement of HVAC central system components and other upgrades. The total grant amount of \$243,506 is unchanged. Contact: Akasha Khalsa.
- h. HUMBOLDT COUNTY COLLABORATIVE. Possible approval of Amendment 1 to Agreement CBG-09-199 with Humboldt County Collaborative to revise the scope of work to include an energy management system at Arcata City Hall and eliminate the Arcata Foodworks refrigeration project. The amendment revises the budget to reallocate \$2,475 from Contract Labor to Equipment. Contact: Haile Bucaneg.
- i. VOLVO TECHNOLOGY OF AMERICA. Possible approval of Amendment 1 to Agreement PIR-08-046 with Volvo Technology of America for a no-cost time extension to June 30, 2012, due to a modification in the scope of work that will result in a more comprehensive analysis of the tail pipe emissions from the natural gas engine being developed. Contact: Reynaldo Gonzalez.
- j. LAWRENCE BERKELEY NATIONAL LABORATORY. Possible approval of Amendment 1 to Contract 500-07-046 with Lawrence Berkeley National Laboratory (LBNL) for a no-cost time extension to allow the contractor to collect additional data on school ventilation and its affect on absenteeism. The U.S. Green Building Council will provide \$100,000 to LBNL to cover the additional time for data collection. Contact: Bradley Meister.
- k. CITY OF MALIBU. Possible approval of the City of Malibu's locally adopted building energy standards to require greater energy efficiency than the 2008 Building Energy Efficiency Standards. Contact: Joe Loyer.

Commissioner Peterman recused herself from consideration of Item 1j due to a past employment relationship within the last year with Lawrence Berkeley National Laboratory . Vice Chair Boyd moved and Commissioner Peterman seconded approval of the remaining Consent Calendar items. The vote was unanimous. (4-0)

Commissioner Peterman left the room. Commissioner Douglas moved and Vice Chair Boyd seconded approval of Item 1j. The vote was unanimous. (3-0)

- 2. ENERGY COMMISSION COMMITTEE APPOINTMENTS. Possible approval of appointments to the Energy Commission's Standing Committees and Siting Case Committees. Contact: Kevin Barker. (5 minutes)

Commissioner Peterman returned to the dais. Item 2 was removed from the agenda.

3. ENERGY COMMISSION COMMITTEE APPOINTMENTS. Possible approval of Energy Commission appointments to ad hoc committees for two proceedings. Contact: Jennifer Martin-Gallardo. (5 minutes)
 - a. 11-CAI-02 – Complaint and Investigation. Jurisdictional determination regarding East and North Brawley geothermal developments.

Chair Weisenmiller proposed a committee of Commissioner Douglas and himself for the proceeding, Commissioner Douglas to preside. Vice Chair Boyd moved and Commissioner Peterman seconded approval of the appointments. The vote was unanimous. (4-0?)

- b. 11-CAI-03 – Complaint Against DyoCore, Inc.

Chair Weisenmiller proposed a committee of Commissioner Peterman and Vice Chair Boyd for the proceeding, Commissioner Peterman to preside. Commissioner Douglas moved and Vice Chair Boyd seconded approval of the appointments. The vote was unanimous. (4-0)

4. DEPARTMENT OF FINANCE. Possible approval of Contract 200-11-005 for \$200,000 with the Department of Finance for an interagency agreement to conduct a program review of the Energy Resources Program Account (ERPA) and the Renewable Resources Trust Fund (RRTF) that will address the relationship between funding and program priorities. (ERPA funding.) Contact: Kyle Emigh. (5 minutes)

Vice Chair Boyd moved and Commissioner Douglas seconded approval of the contract. The vote was unanimous. (4-0)

5. DEPARTMENT OF FINANCE. Possible approval of Contract 200-11-009 for a \$74,999 Interagency Agreement with the Department of Finance to evaluate the spending plans of American Recovery and Reinvestment Act (ARRA) grantees. (ERPA funding.) Contact: Mark Hutchison. (5 minutes)

Commissioner Douglas moved and Vice Chair Boyd seconded approval of the contract. The vote was unanimous. (4-0)

6. LAMONT FINANCIAL SERVICES CORPORATION. Possible approval of Contract 600-11-001 for \$110,000 with Lamont Financial Services Corporation to provide financial advisory services to the Energy Commission. (Bond administration funding.) Contact: Chris Scott. (5 minutes)

Vice Chair Boyd moved and Commissioner Peterman seconded approval of the contract. The vote was unanimous. (4-0)

7. REGENTS OF THE UNIVERSITY OF CALIFORNIA. Possible approval of Contract 500-11-002 for \$240,000 to promote projects in Combined Heat and Power, waste heat to power, and district energy. This work will be done through the Pacific Region Clean Energy Application Center. These funds leverage \$2.1 million from the United States Department of Energy and \$267,000 from other sources for a total of \$2,367,000. (PIER electricity funding.) Contact: Bryan Neff. (5 minutes)

Commissioner Peterman recused herself and left the room prior to consideration of Item 7 due to a past employment relationship with a subcontractor to this agreement. Vice Chair Boyd moved

and Commissioner Douglas seconded approval of the contract. The vote was unanimous. (3-0)

8. UNIVERSITY OF CALIFORNIA, IRVINE. Possible approval of Contract 500-11-003 for \$347,914 with the Regents of the University of California on behalf of the Irvine Campus to develop a self-audit tool for wastewater treatment plant operators that will identify opportunities for energy efficiency improvements. Southern California Edison is providing \$117,500 in match funding. (PIER electricity funding.) Contact: Paul Roggensack.

Commissioner Peterman returned to the dais. Vice Chair Boyd moved and Commissioner Peterman seconded approval of the contract. The vote was unanimous. (4-0)

9. PALMDALE HYBRID POWER PROJECT (Docket No. 08-AFC-9). Possible adoption of the Presiding Member's Proposed Decision on the Palmdale Hybrid Power Project and Errata. The proposed Palmdale Hybrid Power Project is a hybrid natural gas-fired combined cycle and solar thermal generator, located northwest of the Los Angeles/Palmdale Regional Airport in the City of Palmdale. Contact: Ken Celli. (30 minutes)

Commissioner Douglas moved adoption of the Presiding Member's Proposed Decision, Errata dated July 26, 2011, and changes included in Applicant's Request for Clarification. Vice Chair Boyd seconded the motion. The vote was unanimous. (4-0)

10. INFORMATIONAL ITEM: PALOMAR ENERGY CENTER PROJECT (01-AFC-24C). Discussion of the staff report on the December 22, 2010, step-up transformer failure and fire at the Palomar Energy Center. The report describes the incident and emergency response, and provides a timeline of events. Contact: Matthew Layton. (10 minutes)
11. INFORMATIONAL ITEM: IVANPAH SOLAR PROJECT (07-AFC-5C). Discussion of the staff report on the July 2011 monsoonal storm event at the Ivanpah Solar project. The report describes the storm water flows on site and impacts on infrastructure and construction activities. Contact: Matthew Layton. (10 minutes)

12. **Minutes:** Possible approval of the July 27, 2011, Business Meeting Minutes.

Vice Chair Boyd moved and Commissioner Peterman seconded approval of the Minutes. The vote was 3-0-1. Commissioner Douglas abstained.

13. **Commission Committee Presentations and Discussion:**

Vice Chair Boyd reported that a nuclear safety drill is currently being conducted at the SONGS power plant. He also reported on yesterday's meeting of the Bioenergy Interagency Working Group.

Chair Weisenmiller reported on his testimony before the Select Committee on Energy Efficiency.

14. **Chief Counsel's Report:** None.
15. **Executive Director's Report.** Executive Director Robert Oglesby gave the report.

16. **Public Adviser's Report.** Public Adviser Jennifer Jennings gave the report.
17. **Public Comment:** None
18. **Internal Organization and Policy.** None

Appearances:

Ms. Jane Luckhardt, Downey Brand Attorneys, LLP, for Solar Point Resources, Inc. and
Desert Power, Inc.
Mr. David Raine, DyoCore
Mr. Chad Gerifield, Energy Pros
Mr. Steve DeYoung, Bright Source Energy
Mr. Michael J. Carroll, Latham & Watkins, LLP
Ms. Laurie Lile, City of Palmdale
Mr. Thomas M. Barnett, Inland Energy
Ms. Lisa Belenky, Center for Biological Diversity (by telephone)

There being no further business, the meeting was adjourned.

Respectfully submitted,

HARRIET KALLEMEYN
Secretary to the Commission