State of California

California Energy Commission
Minutes of the July 11, 2018, Energy Commission Business Meeting

The meeting was called to order by Chair Weisenmiller. The Pledge of Allegiance was led by Chair Weisenmiller.

Present:
Robert B. Weisenmiller, Chair
J. Andrew McAllister, Commissioner
David Hochschild, Commissioner
Janea A. Scott, Commissioner

THE COMMISSION WILL CONSIDER AND MAY TAKE ACTION ON THE FOLLOWING ITEMS:

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. NATIONAL ASSOCIATION OF STATE ENERGY OFFICIALS. Proposed resolution approving Agreement 150-18-002 with the National Association of State Energy Officials (NASEO) for a $9,999 sponsorship contract to support the research and development of the 2019 U.S. Energy & Employment Report. (ERPA funding) Contact: Michael Poe.

   b. NATIONAL ASSOCIATION OF STATE ENERGY OFFICIALS. Proposed resolution approving Agreement 200-18-001 with the National Association of State Energy Officials (NASEO) for a $23,608 contract to formalize the Energy Commission's membership. This one-year membership allows Energy Commission staff to connect with key policy and decision makers; officials from other state and territorial energy offices; and affiliates from the private and public sectors. The membership also provides a forum for exchanging information, ideas and resources, and to learn about new funding and partnership opportunities. (ERPA funding) Contact: Andrea Hoppe.

   c. THE SOLAR FOUNDATION. Proposed resolution approving Agreement 150-18-003 with The Solar Foundation for a $5,000 sponsorship contract to support the research and implementation of the 2018 Solar Jobs Census, including California-specific data. (ERPA funding) Contact: Michael Poe.

   d. FOOD PRODUCTION INVESTMENT PROGRAM. Proposed resolution approving an amendment to the Food Production Investment Program Guidelines to clarify the technical scoring criteria for priority populations and California-based vendors. (GGRF funding) Contact: Virginia Lew.

Commissioner McAllister announced he is recusing himself from Items 1a and 1b because he is on the board of the National Association of State Energy Officials. Commissioner McAllister left the room. Commissioner Hochschild moved Items 1a and 1b and Commissioner Scott seconded. The vote was 3-0. The Chair announced that Commisioner Douglas is absent. Commissioner McAllister came back into the room. Commissioner Hochschild moved Items 1c and 1d and Commissioner Scott seconded. The vote was 4-0.

2. DEPARTMENT OF GENERAL SERVICES. Informational presentation by the Department of General Services (DGS) to discuss how DGS has expanded the use of renewable energy by the State of California. Contact: Drew Bohan. (Staff presentation: 10 minutes)

Staff from the Department of General Services presented informational item 2.

3. LEED GOLD AWARDED TO WARREN-ALQUIST STATE ENERGY BUILDING. Staff presentation describing the team effort to achieve a building designation of LEED Gold for the California Energy Commission building. The LEED certification initiative is based on the 2012 Governor Brown Executive Order B-18-12, which directed state agencies to take steps to reduce greenhouse gas emissions for the state of California. Contact: Bruce Helft. (Staff presentation: 5 minutes)

Staff presented informational item 3.

4. AMENDMENTS TO THE TITLE 20 APPLIANCE EFFICIENCY REGULATIONS RULEMAKING (18-AAER-10). Proposed resolution adopting amendments to the Title 20 Appliance Efficiency Regulations, sections 1601-1609. The proposed amendments reflect the most current federal regulations regarding appliance efficiency and update state-specific regulations. The proposed amendments also make changes to reflect the use of the new Modernized Appliance Efficiency Database System (MAEDbS) and changes to the certification process. The rulemaking does not change the underlying energy or water efficiency standards for any appliance or result in any changes in the estimated energy or water savings from the standards set by the Title 20 appliance efficiency regulations. Contact: Carlos Baez. (Staff presentation 10 minutes)

Commissioner McAllister moved Item 4 and Commissioner Scott seconded. The vote was 4-0.

5. ALAMEDA COUNTY. Proposed resolution finding that Alameda County's locally adopted building energy standards will require equal or greater energy efficiency than the *2016 Building Energy Efficiency Standards* (2016 Energy Standards). The ordinance requires installation of solar photovoltaics in all new single-family and low-rise multifamily construction according to a prescriptive or performance pathway based on climate zone. Contact: Ingrid Neumann. (Staff presentation: 5 minutes)

Commissioner McAllister moved Item 5 and Commissioner Hochschild seconded. The vote was 4-0.

6. CITY OF CHULA VISTA. Proposed resolution finding that the city of Chula Vista's locally adopted building energy standards will require equal or greater energy efficiency than the 2016 Energy Standards. The ordinance reduces the maximum outdoor lighting power allowances, from the maximum allowed wattages in the 2016 Energy Standards for nonresidential building occupancies, by 32 to 81 percent, depending on the application. Contact: Ingrid Neumann. (Staff presentation: 5 minutes)

Commissioner McAllister moved Item 6 and Commissioner Scott seconded. The vote was 4-0.

7. THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, ON BEHALF OF THE LOS ANGELES CAMPUS. Proposed resolution approving Agreement EPC-17-050 with The Regents of the University of California, on behalf of the Los Angeles campus, for a $1,098,662 grant for detailed urban energy planning that considers urban renewable sources, energy efficiency, building retrofits, electrification, air quality and greenhouse gas emissions, and environmental justice concerns resulting in actionable recommendations for the targeted area. (EPIC funding) Contact: Katharina Snyder. (Staff presentation: 5 minutes)

Commissioner McAllister moved Item 7 and Commissioner Scott seconded. The vote was 4-0.

8. RIALTO BIOENERGY FACILITY, LLC. Proposed resolution adopting California Environmental Quality Act findings and statement of overriding considerations for Rialto Bioenergy Facility, LLC's microgrid project and approving Agreement EPC-17-054 with Rialto Bioenergy Facility, LLC. (EPIC funding) Contact: Contact: David Erne. (Staff presentation: 5 minutes)

   a. CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS. Findings that based on the Lead Agency, City of Rialto's, certified Final Environmental Impact Report; adopted Mitigation, Monitoring and Reporting Program; adopted Statement of Overriding Considerations; resolution regarding the aforementioned documents; Notice of Determination; and Notice of Exemption for the energy storage component of project, the work under the proposed project presents no new significant or substantially more severe environmental impacts beyond those already considered; and adopting a statement of overriding considerations.

   b. RIALTO BIOENERGY FACILITY, LLC'S MICROGRID PROJECT. Agreement with Rialto Bioenergy Facility, LLC for a $5,000,000 grant to install a permanent microgrid that manages multiple distributed energy resources to meet power demand loads at the Rialto Bioenergy Facility and providing islanding abilities, while minimizing grid draw and enhancing renewable electricity export.

Commissioner Scott moved Item 8 and Commissioner Hochschild seconded. The vote was 4-0.

9. **Minutes:** Possible approval of the June 13, 2018 Business Meeting minutes.

Commissioner Scott moved Item 9 and Commissioner McAllister seconded. The vote was 4-0.

10. **Lead Commissioner or Presiding Member Reports**. The Commissioners reported on their recent activities.

11. **Chief Counsel's Report.** None.

   a. Pursuant to Government Code section 11126(e), the Energy Commission may adjourn to closed session with its legal counsel to discuss any of the following matters to which the Energy Commission is a party:

      i. In *the Matter of U.S. Department of Energy (High Level Waste Repository)*, (Atomic Safety Licensing Board, CAB-04, 63-001-HLW); *State of California v. United States Department of Energy* (9th Cir. Docket No. 09-71014).

      ii. *Communities for a Better Environment and Center for Biological Diversity v. Energy Resources Conservation and Development Commission, and California State Controller* (Alameda County Superior Court, Case No. RG13681262).

      iii. Energy *Commission v. Electricore, Inc. and ZeroTruck* (Sacramento County Superior Court #34-2016-00204586)

      iv. Energy *Commission* v. *United States Department of Energy* (Federal District Court, *Northern* District of California, #17-cv-03404).

      v. *City* of *Los Angeles, acting by and through, its Department of Water and Power v. Energy Commission* (Los Angeles Superior Court, Case No. BS171477).

      vi. *Energy Commission v. City of San Jose, JUM Global, L.L.C.* (Sacramento Superior Court, Case No. 34-2018-00230652).

b. Pursuant to Government Code section 11126(e), the Energy Commission may also discuss any judicial or administrative proceeding that was formally initiated after this agenda was published; or determine whether facts and circumstances exist that warrant the initiation of litigation, or that constitute a significant exposure to litigation against the Commission, which might include:

   i. The licensing process for a nuclear waste storage repository at Yucca Mountain, Nevada.

   ii. Alternative and Renewable Fuel and Vehicle Technology Program grant ARV-14-011 with HyGen Industries, Inc.

12. **Executive Director's Report.** The Executive Director gave a report.

13. **Public Adviser's Report.** None.

14. **Public Comment.** None.

Appearances:

(*by telephone)

Daniel C. Kim, Department of General Services

Laura Petrillo-Groh, Air-Conditioning, Heating, & Refrigeration Institute

Kevin Messner, Association of Home Appliance Manufacturers

Nancy Jenkins, Department of General Services

*Marian Hwang, Miles & Stockbridge on behalf of Atlas Copco

There being no further business, the meeting was adjourned.

Respectfully submitted,

Cody Goldthrite

CODY GOLDTHRITE
Secretariat

APPROVED BY THE STATE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION ON 8/1/18