

DOCKETED

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ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION OF
THE STATE OF CALIFORNIA

Application for Certification)
for the) Docket No. 15-AFC-02
Mission Rock Energy Center)
_____)

SITE VISIT, INFORMATIONAL HEARING, AND
ENVIRONMENTAL SCOPING MEETING
BOYS AND GIRLS CLUB
AUDITORIUM
1400 EAST HARVARD BOULEVARD
SANTA PAULA, CALIFORNIA

TUESDAY, JUNE 28, 2016

7:30 P.M.

Reported by:
Martha Nelson

APPEARANCES

COMMITTEE MEMBERS

Karen Douglas, Presiding Member

Janea Scott, Associate Member

ADVISERS:

Le-Quyen Nguyen, Adviser to Commissioner Douglas

Rhetta DeMesa, Adviser to Commissioner Scott

Matthew Caldwell, Adviser to Commissioner Scott

HEARING OFFICER:

Susan Cochran

PUBLIC ADVISER

Alana Matthews

STAFF:

Mike Monasmith, Project Manager

Galen Lemei, Staff Counsel

APPLICANT

Mitch Weinberg, Calpine Corporation

Barbara McBride, Calpine Corporation

Gregory Wheatland, Ellison, Schneider & Harris, LLP

PUBLIC COMMENT

Mati Waiya

Ginger Gherardi, Santa Paula City Council

John Proctor, Santa Paula City Council

APPEARANCES

PUBLIC COMMENT

Martin Hernandez, Mayor of Santa Paula

Lauren Bianchi Klemann, Office of County Supervisor
Kathy Long

Mike McDonald, Office of State Senator Hannah-Bell Jackson

Brad Hudson, Office of Congresswoman Julia Brownley

Pat Kennedy

Gabino Aguirre

Steve Nash

Liz Hernandez

Delton Johnson

Tom Koff

Jim Proctor

John Brooks, Citizens for Responsible Oil and Gas/
Santa Paula Alliance

Peter Parsielle

Edward Ramirez

Jose Miranda

Johnny Amaro

Yvonna Montalvo

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P R O C E E D I N G S

8:18 P.M.

SANTA PAULA, CALIFORNIA, TUESDAY, JUNE 28, 2016

(Spanish Interpreter is present and translating English into Spanish.)

COMMISSIONER DOUGLAS: This is the Site Visit, Information Hearing, and Environmental Scoping Meeting held by the California -- by a Committee of the California Energy Commission regarding the proposed Mission Rock Energy Center. The Energy Commission has assigned a Committee of two Commissioners -- sorry -- two Commissioners to oversee these proceedings. I'm Karen Douglas, the Presiding Member of the Committee, and Janae Scott is the Associate Member of the Committee.

Before we begin, I'll start by introducing the people on the dais to you. To my immediate left is our Hearing Officer Susan Cochran. To my right is my Adviser Le-Quyen Nguyen. To Commissioner Scott's immediate left is Rhetta DeMesa, one of her Advisers, and Matt Caldwell, another Adviser for Commissioner Scott.

At this point I'd like to ask the parties to introduce themselves, beginning with the Applicant.

MR. WEINBERG: (Off mic.) So my name is Mitch Weinberg from the Calpine Corporation. (Indiscernible.)

1 MR. WHEATLAND: (Off mic.) And I'm Greg Wheatland.
2 I'm the Counsel for Applicant.

3 MS. MCBRIDE: And I'm Barbara McBride and I'm the
4 Environmental Permitting person for the West, for
5 California.

6 COMMISSIONER DOUGLAS: Thank you. Can everybody
7 hear them? No. Nobody can hear you. Why don't you try
8 that again and speak directly, and make sure your mics are
9 on and speak directly. Okay.

10 UNIDENTIFIED FEMALE: (Off mic.) (Indiscernible)
11 we can see you. We can't see anybody back here.

12 MR. WEINBERG: My name is Mitch Weinberg. I'm with
13 Calpine Corporation. I'm the developer for the Mission Rock
14 Energy Center Project.

15 MR. WHEATLAND: And my name is Greg Wheatland, and
16 I am the attorney for the project.

17 MS. MCBRIDE: (Off mic.) And I am Barbara McBride
18 and I do -- I am the Director of Environmental Services for
19 Calpine, so I am (indiscernible) of this project.

20 COMMISSIONER DOUGLAS: Thank you. And was that
21 better? Folks can hear? All right, good.

22 Let me turn to Staff now. Can you introduce
23 yourselves, please?

24 MR. MONASMITH: Yes. My name is Mike Monasmith. I
25 am the Project Manager for the California Energy Commission.

1 I'll be giving you a presentation here shortly.

2 MR. LEMEI: And my name is Galen Lemei, and I am
3 Counsel for Staff.

4 COMMISSIONER DOUGLAS: All right. At this point I
5 am going to ask members of public agencies, state, federal
6 or local public agencies that are here tonight, to come up
7 to the microphone and introduce themselves. So if you're
8 here representing a state, local or federal government
9 agency or a tribal government, please come up to the
10 microphone and introduce yourselves.

11 MR. WAIYA: Is this the moment to testify, also,
12 or just to introduce one's self?

13 COMMISSIONER DOUGLAS: It's really to introduce
14 yourself and let us know that you're here.

15 MR. WAIYA: Okay. My name is Mati Waiya
16 (phonetic), Chumash ceremonial elder. My family comes out
17 of the Santa Clara River or the River Utong (phonetic), the
18 traditional name prior to. I'm here to comment and to
19 oppose this project because of the impacts to our culture,
20 to the sacred sites, to endangered species, and on and on,
21 but I'll speak about that when it's my turn. But thank you
22 for giving us this opportunity to come together here in
23 Santa Paula where you have a group of people in such a
24 healthy valley.

25 (Applause.)

1 COMMISSIONER DOUGLAS: Thank you for being here
2 tonight.

3 MS. GHERARDI: Thank you. My name is Ginger
4 Gherardi. I'm a Councilwoman from the City of Santa Paula,
5 and I'm here to listen tonight. And I, in particular, would
6 like to thank your staff Mike Monasmith for the information
7 that he provided to us in getting this -- getting a delay
8 and taking our comments, and making the material available
9 to us. Thank you.

10 COMMISSIONER DOUGLAS: Thank you so much for being
11 here.

12 MR. PROCTOR: John Proctor, Santa Paula City
13 Council, and what she said.

14 COMMISSIONER DOUGLAS: All right. Thank you.

15 MR. HERNANDEZ: Good evening. Welcome to Santa
16 Paula. My name is Martin Hernandez. I'm the Mayor here in
17 Santa Paula. And I would like to notice that you guys have
18 done some outreach, but I think it needs to improve, okay?
19 As a mayor I'm having trouble getting correspondences from
20 the Commission and the Applicant, so that we really need to
21 ramp that up. Because if I'm not getting it, they're not
22 getting it. So please, let's improve on that.

23 (Applause.)

24 COMMISSIONER DOUGLAS: Oh, thank you.

25 MS. KLEMANN: Good evening. I'm Lauren Bianchi

1 Klemann with County Supervisor Kathy Long's Office. Thank
2 you for being here for the community, and thank you for this
3 engagement.

4 COMMISSIONER DOUGLAS: Thanks for being here.

5 MR. MCDONALD: Good evening. My name is Michael
6 McDonald, and I am here representing the office of our State
7 Senator Hannah-Beth Jackson.

8 COMMISSIONER DOUGLAS: Thank you.

9 MR. HUDSON: Good evening. My name is Brad Hudson,
10 and I'm with the Office of Congresswoman Julia Brownley.

11 COMMISSIONER DOUGLAS: Thank you very much.

12 I have a card here. I know there's somebody here
13 from the Ventura County Air Pollution Control District, as
14 well, and so thank you for being here.

15 And is there anyone else from a state, federal,
16 local government agency, representing a Native American
17 tribal government, elected official of elected officials
18 office? All right.

19 Well, at this point I will thank everybody for
20 being here tonight. We at the Energy Commission really
21 value, learn from, and need to hear from community
22 participation. This is a real opportunity at the very
23 outset of this Energy Commission process for you to get your
24 questions, get your concerns on the record, get your ideas
25 on the record. I know that for those of you who went on the

1 bus tour with us, I know a number of you asked questions
2 during the tour. I want to encourage you to ask those
3 questions again, unless someone else. There's no need to
4 ask a question multiple times. But it really benefits us to
5 get the questions and the answers on the record. So I want
6 to encourage you to take a little time during the public
7 comment period to do that, everybody get your questions, get
8 your thoughts on the record with us tonight. We really
9 appreciate you being here.

10 So with that I will turn over the conduct of this
11 proceeding to our Hearing Office Susan Cochran.

12 HEARING OFFICER COCHRAN: Thank you, Commissioner
13 Douglas, and good evening, members of the audience, both
14 here in the room and on WebEx. Can -- can you hear me now?
15 Okay. Good evening. Thank you for coming.

16 Is the PowerPoint ready to go?

17 This Informational Hearing, Environmental Scoping
18 Meeting, and Site Visit is designed to inform members of the
19 public about the proposed project and the Energy
20 Commission's siting process.

21 On December 30, 2015, Mission Rock Energy Center
22 LLC, the Applicant, submitted an Application for
23 Certification to the California Energy Commission. It seeks
24 permission to build the Mission Rock Energy Center Project.

25 COMMISSIONER DOUGLAS: (Off mic.) (Indiscernible.)

1 HEARING OFFICER COCHRAN: Okay. I'm watching.

2 The AFC proposes to construct and operate a 275
3 megawatt natural gas-fired power plant. The Mission Rock
4 Energy Center would be located in an unincorporated area of
5 Ventura County, west of the City of Santa Paula at 1025
6 Mission Rock Road, occupying about ten acres. Okay.
7 Commercial operation is planned to begin by the autumn of
8 2020.

9 COMMISSIONER DOUGLAS: I was just mentioning to the
10 Hearing Officer, but I'll say this to everybody, because
11 we're getting translation, I'm asking the speakers to pause
12 occasionally and just make sure that our translator can
13 catch up and keep up. So if you hear an unusual number of
14 pauses, it's probably because I've just nudged Susan to slow
15 down.

16 HEARING OFFICER COCHRAN: And Susan can talk fast
17 at times.

18 The Energy Commission appointed a Committee
19 consisting of Karen Douglas, Commissioner and Presiding
20 Member, and Janea A. Scott, Commissioner and Associate
21 Member, at an Energy Commission business meeting on May 17,
22 2016.

23 You'll see on this screen today's agenda. The
24 purpose of today's hearing is to provide information about
25 the proposed power plant, to describe the Commission's

1 process in reviewing the Application for Certification, to
2 provide information on opportunities for the public to
3 participate in this process and to comment on any aspect of
4 the proposed power plant, to inform the Committee, the
5 parties and the community about the project, its progress to
6 date in the review process and perceived issues that need
7 resolution, and finally, to meet and confer about the
8 project schedule.

9 On June 17 the Energy Commission published notice
10 of today's events in both English and Spanish. That same
11 notice was also mailed to parties, adjoining landowners, and
12 interested government entities. It was also posted to the
13 Energy Commission's website on June 17, 2016. The Public
14 Adviser's Office will explain in a moment how you can follow
15 these proceedings on the internet.

16 This is today's agenda. We have already had the
17 site visit and the Commissioner's opening remarks.

18 I will describe the Commission's role, the ex
19 parte rules, and the way the Committee and the Commission
20 will review the Application for Certification.

21 After I do that the Applicant will describe the
22 proposed amended -- I'm sorry, the proposed Mission Rock
23 Energy Center.

24 After that, Energy Commission Staff will explain
25 the environmental review process and the issues that they

1 have identified at this juncture.

2 Next the Public Adviser will describe the services
3 available from the Public Adviser's Office to support public
4 participation in our process.

5 After that I will describe the proposed schedules
6 from Staff and the Applicant. The Committee may also
7 provide some insight into issues it has identified in the
8 Application for Certification.

9 Finally, we will take questions and comments from
10 the public and/or other agencies represented here this
11 evening or on the telephone.

12 The California Energy Commission, a state agency,
13 has exclusive jurisdiction to license or certify new power
14 plants that generate 50 megawatts of electricity or more.
15 The Commission is the lead agency for California
16 Environmental Quality Act, also known as CEQA, review and
17 compliance. Today's hearing is the first in a series of
18 formal Committee events that will extend over the next year.
19 This Committee will eventually hold evidentiary hearings and
20 issue a Presiding Members Proposed Decision containing
21 recommendations for the full five-member Energy Commission
22 to approve, deny or modify the proposed project.

23 To be clear, the Mission Rock Energy Center
24 Committee is made up of the two Commissioners, Commissioners
25 Douglas and Scott, and includes by extension their Advisers

1 and me, the Hearing Officer.

2 COMMISSIONER DOUGLAS: Sylvesta (phonetic), can you
3 ask people who you're talking to how this is working? Are
4 they hearing you?

5 THE INTERPRETER: (Off mic.) (Indiscernible.)

6 COMMISSIONER DOUGLAS: (Speaking Spanish.) Could
7 you speak in the microphone and we'll just --

8 THE INTERPRETER: It's not going to interfere with
9 you?

10 COMMISSIONER DOUGLAS: We'll just have you switch
11 off.

12 THE INTERPRETER: Okay. Just make sure this one
13 over here is working.

14 COMMISSIONER DOUGLAS: Yeah.

15 THE INTERPRETER: And like pause.

16 COMMISSIONER DOUGLAS: Not over, just break, just
17 hear.

18 HEARING OFFICER COCHRAN: Yeah. That's fine.

19 I've been asked to repeat the last bit of
20 information.

21 THE INTERPRETER: Where are you going to start, on
22 slide six or --

23 HEARING OFFICER COCHRAN: Slide four.

24 THE INTERPRETER: Slide four.

25 HEARING OFFICER COCHRAN: The California Energy

1 Commission, a state agency, has exclusive jurisdiction to
2 license or certify new power plants that generate 50
3 megawatts of electricity or more. The Commission is the lead
4 agency for the California Environmental Quality Act, CEQA,
5 review and compliance. Okay. Today's hearing is the first
6 in a series of formal Committee events that will extend over
7 the next year. This Committee will eventually hold
8 evidentiary hearings and issue a Presiding Members Proposed
9 Decision that contains recommendations for the full five-
10 member Energy Commission to approve, deny or modify the
11 proposed project.

12 To be clear, the Mission Rock Energy Center
13 Committee is made up of the two Commissioners, and includes
14 by extension their Advisers and me, the Hearing Officer.

15 It is important to note -- oops, they went back --
16 they went forward too far.

17 It is important to note that the law requires that
18 the Committee's proposed decision be based solely on the
19 evidence contained in the public record. To ensure that
20 this happens, and to preserve the integrity and impartiality
21 of the Commission's power plant siting process, the
22 Commission's regulations and the California Administrative
23 Procedures Act expressly prohibit private off-the-record
24 contacts concerning substantive matters between the
25 participants in this proceeding, and the Commissioners, this

1 Committee, their Advisers, and me.

2 This prohibition against off-the-record
3 communications between the parties and the Committee is
4 known as the ex parte rule. This means that all contacts
5 between interested parties and the Committee regarding any
6 substantive matter must -- sorry -- must occur in the
7 context of a public discussion, such as today's event, or in
8 the form of a written communication that is distributed to
9 all the parties. The purpose of the ex parte rule is to
10 provide full disclosure to all participants about any
11 information that may be used as a basis for the Committee's
12 future decision on this project.

13 The Energy Commission staff is a party to these
14 proceedings --

15 UNIDENTIFIED MALE: (Off mic.) Sorry. Are we
16 still on the same that you were translating? Just that one
17 slide or no?

18 THE INTERPRETER: Oh, which? Where are we right --

19 UNIDENTIFIED MALE: We can't follow the meeting
20 because it's hard to focus on one or the other, especially
21 when the translation is not (indiscernible).

22 THE INTERPRETER: Yes, ma'am.

23 HEARING OFFICER COCHRAN: Okay. We are now on the
24 Energy Commission staff slide. And what I'm saying is not
25 necessarily what is written on the slide. In other words,

1 I'm not reading the slides to you.

2 UNIDENTIFIED MALE: Right. But we can't focus on
3 what you're saying. What she's saying what the translation
4 is actually not what you're saying.

5 UNIDENTIFIED FEMALE: It's not accurate.

6 HEARING OFFICER COCHRAN: Okay. I can pause more,
7 if that will help.

8 UNIDENTIFIED MALE: Please don't. No.

9 UNIDENTIFIED MALE: You're not -- you're not
10 hearing what we're saying. We -- it's basically, the point
11 is that you're talking and she's talking at the same time,
12 when we can't follow what either of you are saying.

13 COMMISSIONER DOUGLAS: That's right. So what we're
14 going to do is we're going to have the Hearing Officer
15 speak, and then we'll have the translation, and then we'll
16 have the Hearing Officer speak. Now it will take a little
17 longer that way, but we'll do that.

18 HEARING OFFICER COCHRAN: Okay.

19 UNIDENTIFIED MALE: Okay. No, what we're trying to
20 say is that there are three different things as you're
21 speaking. No offense to the translator --

22 THE INTERPRETER: No, no, I understand.

23 UNIDENTIFIED MALE: -- but it's inaccurate,
24 completely inaccurate.

25 UNIDENTIFIED FEMALE: Yes. Yes.

1 UNIDENTIFIED MALE: That's completely different.
2 So there's three things I want to like, you know, juggle in
3 my head. It's completely unorganized, so there should be
4 some kind of renovation and better preparation for this,
5 because we're all struggling.

6 UNIDENTIFIED FEMALE: And with all due respect, it
7 seems to me that if we continue at this rate we're going to
8 be here all night --

9 UNIDENTIFIED MALE: Until midnight.

10 UNIDENTIFIED FEMALE: -- and that's just not
11 possible, and that's unfair and disrespectful to everyone's
12 time here.

13 UNIDENTIFIED MALE: It's much appreciated. It is.
14 It's appreciated.

15 COMMISSIONER DOUGLAS: All right. Well, we're
16 going to keep going and keep moving. We'll give a little
17 more time to the translation. I know it can be hard,
18 especially when you're trying to -- if you're trying to
19 listen to both.

20 UNIDENTIFIED MALE: Yes, ma'am. It's not -- it's
21 the actual translation that's getting lost. So it's not --
22 what she's translating is what's getting to us on the side,
23 and it's not the same.

24 MR. HERNANDEZ: Can I respectfully approach?

25 COMMISSIONER DOUGLAS: Sure. Please do.

1 MR. HERNANDEZ: Thank you. Because we're hearing
2 some really valid concerns about the translation once -- no
3 offense to the translator, she's doing her best, but it is
4 not accurate, okay?

5 COMMISSIONER DOUGLAS: So they're --

6 MR. HERNANDEZ: So -- so --

7 COMMISSIONER DOUGLAS: Go ahead.

8 MR. HERNANDEZ: So if I may finish, so what you're
9 trying to explain, Hearing Officer, is not being translated
10 to me and others who can understand English, but those who
11 are just as vulnerable to a project in our area aren't
12 getting the same message. So it's unfair to even continue,
13 in my opinion, because there is professional translators out
14 there that will come prepared with headsets that can do it
15 simultaneously. I don't know who chose the translation
16 tonight, but it is totally inaccurate for this community and
17 I oppose it completely.

18 COMMISSIONER DOUGLAS: All right, well, we hear
19 what you're saying. And especially, you know, I think that
20 when you speak in the microphone, that that also gets picked
21 up in the record. I think people speaking without the
22 microphone, we can hear you, it's not necessarily picked up
23 in the record.

24 We're going to just pause and have a quick
25 conversation about how to proceed among the Committee, and

1 then we will continue. But, of course, given the number of
2 people here tonight, I think it's very important to move
3 through and give you the information that you're here to
4 get.

5 There are a lot of technical terms that are being
6 translated, and I'm listening, too. And so I do know that
7 sometimes it can be hard to translate some of these
8 technical terms, like the name of the law CEQA and that sort
9 of thing. And so I am listening, as well, to some degree to
10 all of that.

11 So we're just going to take a quick pause,
12 and then we will get going in a minute or so.

13 (Off the record at 7:29 p.m.)

14 (On the record at 7:39 p.m.)

15 MR. HERNANDEZ: Could I make a statement to the
16 community please?

17 COMMISSIONER DOUGLAS: Could you -- if you could
18 hold off for just a few seconds, we are close to having --

19 MR. HERNANDEZ: Well, that's what I want to say
20 something about. (Speaking Spanish.)

21 COMMISSIONER DOUGLAS: (Speaking Spanish.)

22 MR. HERNANDEZ: Yeah. (Speaking Spanish.)

23 COMMISSIONER DOUGLAS: (Speaking Spanish.)

24 MR. HERNANDEZ: Yeah.

25 COMMISSIONER DOUGLAS: (Speaking Spanish.)

1 MR. HERNANDEZ: Yeah.

2 COMMISSIONER DOUGLAS: (Speaking Spanish.)

3 MR. HERNANDEZ: Yeah.

4 COMMISSIONER DOUGLAS: So excuse me, everybody.

5 What I was just saying is that the conversation we were
6 having back here is that it's clear to us that we need to
7 come back because it's not fair that some people who are
8 here cannot understand what's being said. And at that same
9 time, all of you have taken time to come here and be with us
10 tonight, and so we want to hear from you. And so we do want
11 to take public comment and have translation for public
12 comment, at least, so -- and also have it in English.

13 And a question I have, and what we were discussing
14 back here, is whether -- but I think I will just ask you,
15 and maybe I'll ask for a show of hands, is whether you would
16 like to see the presentations -- they take time but they may
17 give you a better idea of what's being proposed and what our
18 process is like -- or if you would like to go to public
19 comment and see the presentations later when we come back?
20 So that is a question.

21 And so let me ask for a show of hands. I'll do
22 this in English and I'll do it in Spanish. Who would like
23 to go straight to public comment? Who would like to hear
24 the presentations first? Okay. So we've got a couple
25 people. (Speaking Spanish.)

1 Maybe -- go ahead. It's not on.

2 MS. KENNEDY: (Off mic.) (Indiscernible.)

3 THE COURT REPORTER: No, wait. We want to get you
4 on the record.

5 COMMISSIONER DOUGLAS: Yeah.

6 MS. KENNEDY: So is there a mic that works?

7 COMMISSIONER DOUGLAS: Yeah. We're getting that.

8 MR. HERNANDEZ: Here we go.

9 COMMISSIONER DOUGLAS: Here we go.

10 MR. HERNANDEZ: All right, Ms. Kennedy.

11 MS. KENNEDY: My name is Pat Kennedy.

12 I don't think it's fair to anybody if we continue
13 this. We are still ignoring a large number of people who
14 have spent their time coming here tonight who will not be
15 following the conversation. If we are going to have a
16 meeting for this community it needs to be for everyone in
17 our community, no matter what language they speak, no matter
18 where they come from, no matter what their circumstances
19 are. And that will not happen if you continue this meeting
20 in English.

21 COMMISSIONER DOUGLAS: Very good. So --

22 (Applause.)

23 MR. AGUIRRE: So in that regard -- in that regard,
24 let me just make a couple of observations. One is this is
25 the center of the universe for us. So we'll welcome you to

1 our home, but you have to be respectful. And obviously, you
2 are faced with culture shock right now because this is a
3 Latino/Mexicano/Chicano community with half of us, half of
4 our community having Spanish as their primary language. So
5 it's not -- it's not acceptable.

6 Secondly is that our discussion here and seeing
7 the chaos that you have organized is that we are advocating
8 for a different day, a different time with adequate
9 translation. And right at this time we are all walking out,
10 right now. Vamanos.

11 UNIDENTIFIED MALE: I think first and foremost you
12 should definitely apologize to this community right here, in
13 here, for not being prepared and not being organized. You
14 are paid to be prepared and organized for this community.
15 You were not today. This is completely disrespectful and
16 not at all -- you don't care about this community.

17 COMMISSIONER DOUGLAS: All right. So --

18 UNIDENTIFIED MALE: Next time come prepared.

19 COMMISSIONER DOUGLAS: All right. So there will be
20 another meeting. Those who would like to comment may
21 comment. Those who would like to wait for the next meeting
22 may wait for the next meeting.

23 (Background audience conversation.)

24 COMMISSIONER DOUGLAS: If you'd like to make
25 comments, maybe we wait just a few minutes for the noise to

1 die down, and then you can make comments. We'll do comments
2 in just a second. I'm just waiting for the room --

3 HEARING OFFICER COCHRAN: We're going to wait a few
4 minutes for the noise to die down, and then we'll take
5 public comment, okay?

6 COMMISSIONER DOUGLAS: That would be good.

7 UNIDENTIFIED FEMALE: (Off mic.) I think I'm loud
8 enough so you guys can hear me.

9 HEARING OFFICER COCHRAN: Pardon me?

10 COMMISSIONER DOUGLAS: Can you use the microphone?

11 HEARING OFFICER COCHRAN: Please use the --

12 UNIDENTIFIED FEMALE: No, thank you.

13 THE COURT REPORTER: You won't be on the record.

14 COMMISSIONER DOUGLAS: You won't be on the record.

15 If that doesn't matter, that's okay.

16 UNIDENTIFIED FEMALE: Thank you. I believe the
17 whole culture shock term is called ethnocentrism. I suggest
18 you guys study up on your anthropology and your sociology so
19 you guys can get a better clue about how our communities
20 work and how (indiscernible) works. I took an anthropology
21 class and that class changed my life. So I think you guys
22 should read up on that stuff. (Indiscernible) talking about
23 different cultures, because it's not just one culture that
24 (indiscernible) or there are two families, they're mixed
25 races, no, it's all different. You got to look at all the

1 different points of view. You can't just be cornered into
2 one point of view. You've got open yourself up to their
3 point of view. And that's all I wrote, that's what counts,
4 and this is our city. We have a whole lot of different
5 points of view. We've got not just Spanish-speaking people,
6 Mexicans, like they said, we've got also Caucasians, we've
7 got whole lot of cultures. So (indiscernible) the whole
8 stereotypical-type town. We're full of culture. We're full
9 of diversity. So look that stuff up. Inform yourselves.
10 Knowledge is power.

11 COMMISSIONER DOUGLAS: Thank you.

12 UNIDENTIFIED FEMALE: And silence is deadly.

13 COMMISSIONER DOUGLAS: All right. We're going to
14 go into public comment now. Let me ask people who would
15 like to comment to just approach the microphone. And please
16 say your name and spell your name for the Court Reporter.
17 I'm not going to go off the blue cards because most of the
18 folks who filled out blue cards are no longer here. So just
19 come up one at a time. And we welcome and want to hear your
20 questions and comments.

21 MR. NASH: Ready? Thank you, Commission. My name
22 is Steve Nash, and I actually live in Oxnard. I went to the
23 Energy Commission meeting out there. You obviously know how
24 to do this, so I don't know what happened tonight. It's
25 been a real travesty.

1 I want to read you some comments that apply not
2 only to the Mission Rock project, but apply to the Puente
3 Power Project, and really any project that utilizes
4 greenhouse gas spewing hydrocarbons.

5 So one of the seven core responsibilities of the
6 California Energy Commission is developing renewable energy
7 resources. I want to focus on that. Approving yet another
8 hydrocarbon-burning greenhouse gas-spewing energy facility
9 in a low-income Hispanic community is in opposition to so
10 many objectives and desires of the local community that it
11 borders on the absurd. The community wants clean green
12 renewable energy projects. No matter how the hydrocarbon-
13 based energy industry spins it, natural gas is neither
14 clean, green, nor renewable.

15 Time is running out on our ability -- on our
16 ability to slow climate change. With each new hydrocarbon-
17 based power plant, we are accelerating the cooking of our
18 planet and the massively disruptive forces that will be
19 unleashed as a consequence of global warming. We want
20 environmental justice for communities of color that have
21 historically been asked to bear the brunt of polluting
22 industrial uses. And that certainly includes both Santa
23 Paula and Oxnard.

24 The air pollution from this proposed project will
25 collect and sit and stew in the natural bowl of the Santa

1 Clara River Valley. And you yourself, on your little field
2 trip today, see that this is indeed a valley. If the wind
3 isn't blowing, what happens to the pollution?

4 To impose this project on a poor community, simply
5 because they lack the financial and legal resources to fight
6 the proposal, is immoral at best and criminal at worst. It
7 is a moral imperative for the Energy Commission to reject
8 this proposal and begin to fulfill its core responsibility
9 in developing renewable energy resources.

10 And I just want to say that, you know, our
11 children and our grandchildren will curse us for destroying
12 their world by continuing to rely on hydrocarbons and the
13 burning of hydrocarbons. So I hope that you take this
14 responsibility very seriously. I know that I'm doing
15 everything I can to try to, you know, change things. Thank
16 you.

17 COMMISSIONER DOUGLAS: Thank you. And did you tell
18 us your name, I'm sorry, when you -- you did? Okay.

19 MR. NASH: Steve Nash.

20 COMMISSIONER DOUGLAS: Thank you for being here.

21 MR. NASH: And I submitted a speaker card, too,
22 so --

23 COMMISSIONER DOUGLAS: Thank you. Great.

24 More speakers, please. Would anyone else like to
25 come up?

1 MS. HERNANDEZ: Good evening. My name is Liz
2 Hernandez and I am a resident of Santa Paula. I'm born and
3 raised here. And it is -- I'm outraged how ill-informed the
4 City of Santa Paula is on what is going to be built in our
5 neighboring area. Just because we are not considered the
6 County of Ventura does not mean that we don't have the right
7 to know what's going on in our surroundings. And it's
8 upsetting, as you saw today, that we are so ill informed, so
9 ill prepared to coming before you to have a fair chance to
10 fight for what we are entitled to, which is clean air, you
11 know, and a beautiful environment that we've lived all our
12 lives.

13 So I ask you, Commissioners, to please do not let
14 this plant be built. Thank you.

15 COMMISSIONER DOUGLAS: Thank you for being here.

16 (Applause.)

17 COMMISSIONER DOUGLAS: Thank you for being here.

18 MR. JOHNSON: Hello. I had planned to talk about
19 four minutes, and that's what I'll try to do. My name is
20 Delton Lee Johnson. I'll see if I can push that away, it
21 doesn't make as much noise. I live here. I'm a retired
22 teacher and a small business owner. My wife and I bought
23 our home here in '74. My wife has Alzheimer's, by the way,
24 so I need to go home.

25 When you have this, I listened to the last two

1 people and I want to say I really agree with them. I
2 couldn't probably say it as well as they said it. You have
3 a lot of professional persuaders talk to you. And you'll
4 hear from a few people who, like us, who are not just not
5 professionals but we're concerned because we're talking
6 about putting this in a place that could harm our children,
7 devalue our houses. There's a lot of problems with it.

8 The professionals here represent Southern
9 California Edison, Calpine Corporation, and the Limoneira
10 Corporation which is local. And each of these expect to
11 spend -- expect to make millions and millions of dollars on
12 this project, that's how much is involved. It's a lot of
13 money and it does a lot of harm to the people who are here.
14 You need to remember that.

15 Please notice that you're not in Ventura or
16 Oxnard -- or, excuse me, Ventura or Thousand Oaks or
17 Camarillo or Moorpark or Santa Barbara. There is no way the
18 citizens of those cities would tolerate this plant, and each
19 of you know this. They would not tolerate it. You would
20 have 1,000 people show up in those cities. They would be
21 totally opposed to it.

22 Our concerns are the health of our children, the
23 image of our town, the value of our homes, and the same
24 consideration you would give to Thousand Oaks, Ventura,
25 Moorpark, Santa Barbara.

1 I'm pleased to note that our Energy Commission has
2 an environmental justice policy. Too often power plants
3 have been relegated to low-income minority communities.
4 Santa Paula certainly falls into this category. Commission
5 Staff can verify this. They will discover that we have a
6 very high percentage of low income and minority persons, but
7 we get along and we're gradually improving our community.
8 The Commission decision on whether or not to dump a plant
9 such as this here will confirm whether or not you are
10 serious about implementing your own stated policy, and I'm
11 talking about your environmental justice policy.

12 Our local Limoneira Corporation talks much about
13 good citizenship, but their proposed site is very near to
14 two Brigg's District (phonetic) elementary schools. It's
15 near Limoneira's own farmworker housing. And all of Santa
16 Paula, farmworker housing is very close to it. Air quality
17 of the entire Santa Clarita Valley would be damaged. The
18 person who spoke before talked about this valley. You want
19 to remember that a valley also has a lid on it. That's what
20 you have in the Los Angeles Area because of the inversion
21 layer. Yes, it's trapped in this valley. Once you move it
22 from the coast, it's trapped more in the valley than it is
23 on the coast. I'm not trying to move it to Oxnard, believe
24 me. But that's a bigger problem.

25 Limoneira's farmer -- I mentioned about their

1 farmworker housing. And all over Santa Paula the air
2 quality of the entire Santa Clarita Valley would be damaged.
3 Limoneira hopes to buy acceptance by donating money to the
4 schools. Shame on them. Shame on them. Limoneira hopes to
5 buy acceptance by donating money to them. Shame on them.
6 We don't want their money. Our concern is health of our
7 children, quality of life, community perception, and home
8 values. The Limoneira actions speak much louder than their
9 words.

10 Phil White, an engineer and former head of our
11 County Air Pollution Control District has testified that
12 this plant would bring significant air pollution. It would
13 also bring ugly power lines and serious greenhouse problems.

14 Carl Krause, a retired Air Pollution Control
15 District engineer has questioned the peaker terminology
16 because size and hours of operation would be similar to any
17 mid-level power plant.

18 Question: Are Energy Commission Members willing to
19 approve such vague operating terms and regulations? Would
20 this site be subject to changing rules and future expansions
21 and additions? Of course.

22 Senate Bill 350, and I hope I understand that
23 correctly, requires massive reduction of greenhouse gases by
24 2030. That's not very far away. This Commission needs to
25 require utilities to move much more rapidly towards solar

1 and wind, along with batteries to cover peak periods. The
2 batteries are really our answer, folks, they're really our
3 answer. They're going to have some out here, but we don't
4 need to generate these harmful gases and put them into this
5 valley.

6 Adding fossil fuels is a step in the right --
7 adding fossil plants is a step in the opposite direction.
8 The utilities still want to generate power with conventional
9 means which are rapidly becoming dinosaurs. Just about
10 through.

11 Oxnard has long had quality of life and community
12 perception problems, largely due to such plants. I know
13 because I was chair of a city board in the City of Oxnard.
14 They fought them for 50 years, folks, to get rid of them,
15 and you can't get rid of them. And here we're talking about
16 putting one in this little town because they think that this
17 is a place you can dump one because we're a minority and
18 poor community, the very thing that your policy says you
19 will not do.

20 Oxnard has spent a half century trying to --
21 attempting to rid themselves of these plants. Santa Paula
22 is about to begin construction of a new development which
23 could bring community perception, property values, and
24 quality of life improvement. An electric generating plant
25 would seriously detract from each of these. We desperately

1 need quality industrial and commercial development, but an
2 electric generating plant would be totally incompatible with
3 our development needs.

4 I have a wife who has Alzheimer's, so I'm going to
5 take off.

6 I have one thing -- oh, I wanted to tell you, a
7 special thanks for coming here. I'm sorry for the
8 confusion. And thanks for listening to me. I hope that --
9 I think I do represent the view of certainly the majority in
10 this town. Thank you very much.

11 (Applause.)

12 COMMISSIONER DOUGLAS: Thank you for being here.

13 Other speakers, go ahead.

14 MR. HERNANDEZ: So we wanted to respectfully make a
15 request. We've got several community leaders that I've
16 spoken to outside that are very unhappy with the public
17 comment proceeding because you've got more than half of the
18 people that were in this room outside rallying now and not
19 hearing, and many of them because there's no translation.

20 So we're really offended. One more time, this
21 hole is getting deeper and deeper for your Applicant in this
22 community by continuing this process. I thought we were
23 going to hold and reconvene when there was proper
24 translation, so food for thought. And I've asked a legal
25 confidante of mine whether or not this is even legal for you

1 guys to continue, and the response was, "I don't think so."

2 So, Mr. Attorney, is it legal that you continue
3 accepting public comment at this period in time when the
4 community has asked for this to be reconvened at a separate
5 time? A question to your counsel, or whoever has an
6 attorney in the room. I've got one.

7 MR. WHEATLAND: I'm not the Commission's counsel.

8 MR. HERNANDEZ: Okay. I apologize. You're
9 correct. You're the Applicant's counsel. So --

10 HEARING OFFICER COCHRAN: I'll do my best for you.
11 We can continue the way that we have. My understanding is
12 that the people who left voluntarily left at the request of
13 the gentleman standing behind you, whose name I do not know,
14 unfortunately.

15 We noticed this. We are therefore entitled to
16 proceed with these proceedings. But as an accommodation to
17 you all we are trying to take the public comments that
18 people wish to give us without -- but understand that this
19 is the first of many such things. We have already committed
20 to coming back and to have better translation services at
21 the next hearing.

22 MR. HERNANDEZ: Okay. That works.

23 HEARING OFFICER COCHRAN: So we can continue to
24 take the public comment that folks would like to give us
25 this evening. There's no legal impediment to doing so.

1 MR. HERNANDEZ: Okay. I appreciate that, the
2 respectful dialogue. Thank you.

3 The gentleman that spoke was former Mayor and City
4 Council Member Dr. Gabino Aguirre.

5 COMMISSIONER DOUGLAS: Thank you.

6 MR. HERNANDEZ: So he represents a large segment of
7 the community, as well, and has served this community. And
8 as the current Mayor, I am asking one more time, requesting
9 that you discontinue the public comment because you're
10 shortchanging half of the community or more that showed up
11 tonight, in respect for them showing up and not having the
12 opportunity to understand what's going on. It's a
13 respectful request. I understand. So --

14 MR. AGUIRRE: So, yes, I am Dr. Gabino Aguirre.
15 I've lived here in town for a long time.

16 As I mentioned, this is the center of the universe
17 for us. You know, when you come here you should be here
18 respectfully. The fact that you are unprepared is being
19 disrespectful with this family.

20 So as the Mayor just brought up, he has requested
21 that you discontinue this. Because to me, for you to
22 continue is a misuse of public funds at this time. Not only
23 is it disrespectful to the community here, but it is a
24 misuse of public funds. So the fact that you are going to
25 have two separate hearings where you are dividing the

1 community into them and us is totally unacceptable.

2 So once again, he requests that you stop this
3 hearing. I demand that you stop this hearing right now. So
4 whether you like that kind of approach or not, you know, I
5 am a state commissioner myself. I have been -- I am a
6 veteran of many of these hearings, and every single hearing
7 we provided, to the best of our ability, adequate
8 translation services. Sometimes we wouldn't even need them,
9 but they were there in the wings. So the fact that you are
10 here in this situation right now is a reflection of, what is
11 it, poor planning. I think it goes beyond that.

12 I think that ourselves as a minority community
13 deserve better, and we're not getting it here. So for that
14 reason, I demand that you stop this hearing and you set up
15 an alternate time. We will work with you to not only get
16 the folks that were here, but we will get twice, three
17 times, five times the people that were here tonight.

18 This is not an adequate venue to begin with. Look
19 at it. It's not acceptable. We have a better facility.
20 It's the community center that is operated by the city.
21 That provides better acoustics. It provides more room. It
22 provides separate rooms for, you know, whatever you want.
23 There is a better facility. This is inadequate.

24 Again, I would demand that you stop right now.

25 MR. LEMEI: Commissioners, may I respond to the

1 legal issue?

2 COMMISSIONER DOUGLAS: No.

3 MR. LEMEI: Okay.

4 (Colloquy between Hearing Officer and Commissioners)

5 COMMISSIONER DOUGLAS: Is the Public Adviser --
6 we're going to confer briefly with the Public Adviser.

7 (Colloquy between Hearing Officer, Commissioners and
8 Public Adviser)

9 MS. MATTHEWS: Okay. First, I'm Alana Matthews.
10 I'm the Public Adviser. And I'd like to say that my
11 responsibility is to ensure that fair and adequate
12 participation for members of the public, interested parties,
13 and stakeholders at the Energy Commission. And so that --
14 members of the public could be one person. Because we have
15 noticed an event today where people can be heard, if there
16 is anybody here who wants to be heard, they have to have an
17 opportunity to be heard.

18 However, because several people were not able to
19 be heard, that is why I made a recommendation, and the
20 Commission -- the Committee was already onboard, to come
21 back so that we can have the full participation. So we have
22 to look at this as a two-part event.

23 So tonight, those who are here who had a legal
24 notice that they would have an opportunity to speak, if they
25 still want to speak, I am recommending that they have an

1 opportunity to speak. For those, unfortunately, who cannot
2 participate in the proceeding, we will be back so they have
3 an opportunity. But to ensure that all the public
4 participates, we can't just go with what the majority of the
5 public wants to do to participate. We have to include
6 everyone.

7 So my recommendation is that we move forward with
8 those who want to speak today. And then we will come back
9 for those who will have an opportunity to speak with the
10 translation services.

11 Okay, so what I want to say right now is that I
12 want to just move it to public comment, because those who
13 want to speak have already been waiting. And we have
14 interrupted their opportunity. So I am happy to speak with
15 you outside of any questions that you have. But my
16 understanding, for those who have remained in the room,
17 they've expressed their desire to want to make a public
18 comment, and we have to accommodate that.

19 MR. KOFF: Can I say something?

20 MS. MATTHEWS: Okay. So the next person that comes
21 to the mic should be the people who have stayed in the room
22 and are ready for public comment.

23 Were you ready to have public comment?

24 MR. KOFF: I'm ready to have a little public
25 comment. My name is Tom Koff.

1 And years and years ago, and I guess a lot of
2 people don't remember this, there was a doctrine which was
3 separate but equal. That's bullshit, if you'll pardon my
4 French.

5 You know, we need to have the entire community. I
6 learned a lot by listening to the few people who spoke here.
7 And the people who are out there who could not listen did
8 not get the opportunity to benefit from what they said.

9 I think we need to terminate this now and let
10 people be participants, the whole community be participants
11 in this entire process.

12 COMMISSIONER DOUGLAS: Thank you for your comment.

13 MR. WAIYA: Okay. I just want to take one shot at
14 this. Mati Waiya, Chumash, M-A-T-I W-A-I-Y-A.

15 You have people that left over -- that are left
16 over here. Maybe some of them are for the project. But you
17 have other people that should really be heard by the other
18 people, because that's part of this process, to get up to
19 date about endangered species, water quality, cultural
20 landscapes, about federal ruling, Army Corps, tribal
21 consultation. They need to hear all these different parts
22 that are lacking in this process.

23 At the same time, when you have Limoneira offering
24 funds to schools or offering water to the energy company for
25 the cooling or for their use, the public needs to know that.

1 And you're denying them knowledge that individuals in here
2 have. So you're making it a little difficult for
3 yourselves. And you're the Commissioners that make sound
4 decisions. And we're empowering the youth of our future
5 with the idea of a healthy world, not dirty fuel of natural
6 gas, it's not clean. That's an illusion. It's not a
7 transitional fuel. It's just as bad as oil and diesel.

8 So you guys are doing things here. You're tasked
9 to the health and wellbeing of the youth of tomorrow.
10 They're the mothers and fathers and leaders. You guys
11 should be an example of where we need to go with clean
12 energy. So you're going to have these people denied the
13 fact to hear concerns of all these different issues of
14 endangered species and cultural sites to put plants and run
15 wires and cables throughout the area to take this energy
16 out. There's a larger footprint than just that plant.
17 There's cultural landscapes that are part of law. They need
18 to know that. You're denying that by dividing this group.
19 You almost seem like Trump. What are you guys doing? You
20 guys got to be part of this world that's Latino here. And
21 you guys are tasked to do the right thing, not just because
22 you have the influence of lobbying and money and power.

23 And the Mission Rock, the mission is what
24 destroyed our people. And now you're going to destroy the
25 future with a decision of some energy company that doesn't

1 belong in this pristine valley. How could you go on with
2 your conscience knowing that these people are being deprived
3 with what some people have to share here that they don't
4 know, whether they know English or not? Who are you to
5 judge the community of this neighborhood? Who are you to
6 stay here in good faith and right justice? This is
7 environmental justice in the wrong way with what you're
8 doing, because you're denying them the information.

9 That's all I have to say. And I hope people that
10 are here would come back and do it again, instead of staying
11 here and giving them what they're asking of you, to not come
12 together as a community, because you're dividing the
13 community. Thank you.

14 COMMISSIONER DOUGLAS: Thank you for your comments.
15 And definitely when we have the next event we hope that
16 people will come back.

17 Go ahead.

18 MR. PROCTOR: Good evening. My name is Jim
19 Proctor. Continuing this hearing is a gross error. It's
20 tone deaf. It's unfair. And it is dividing this community.
21 Santa Paula is Anglos, it's Latinos, it's Native Americans.
22 All of us deserve to hear the same thing at the same time.
23 And I can't be a part of a hearing where my Latino brothers
24 and sisters are excluded because they don't understand the
25 language.

1 Please do the right thing.

2 COMMISSIONER DOUGLAS: Thank you.

3 MR. BROOKS: My name is John Brooks (phonetic).
4 I'm President of Citizens For Responsible Oil and Gas, and
5 also a member of the newly created Santa Paula Alliance.

6 I urge everyone in this building now to leave. I
7 have prepared remarks that I spent a lot of time to bring to
8 this Commission. I think it would be a travesty at this
9 point to continue, and I'm leaving. I will not -- I'll be
10 back. I'll give my remarks at a time when the whole
11 community can gather.

12 Please, everyone, let's go.

13 COMMISSIONER DOUGLAS: Thank you.

14 MR. PARSIELLE: Hi. My name is Peter Parsielle.
15 I live in Santa Paula.

16 First, given that there were errors of judgment, I
17 did come to hear both sides. I assume that the company
18 that's proposing the project must have something in mind,
19 and I wanted to hear what it was. And it's unfortunate from
20 my point of view that I didn't hear a debate that I could
21 make a sound decision on. Again, given that there were
22 errors in the translations and all that, I wish that -- I
23 don't know if I'll be here in town for the next meeting.
24 I'm here today, and I budgeted my time today, and that it's
25 not happening, I feel, is unfortunate. And I wish that, you

1 know, that it had been better planned, given that that
2 didn't happen.

3 The question I would have for the Commission
4 really is, you know, would you have put this in your own
5 town? You know, we're who we are. And I think a previous
6 commentator mentioned other communities in our area just
7 wouldn't have it. And I respectfully ask you if you'd put
8 the plants in your town? I think that's a decision that I
9 want you to think about.

10 Anyway, thank you.

11 COMMISSIONER DOUGLAS: Thank you for your comments.

12 And, you know, I do understand, a lot of people made time
13 to be here tonight. And so we're doing our best to respect
14 your time, those of you who wish to speak and those of you
15 who don't. And we will, of course, convene another meeting
16 with appropriate translation at a later date.

17 Go ahead. Thank you.

18 MR. RAMIREZ: Buenos tardes. I am Edward Ramirez.

19 (Speaking Spanish.)

20 COMMISSIONER DOUGLAS: Gracias. (Speaking
21 Spanish.)

22 Would anybody else like to speak tonight? All
23 right. So with that, then, we are going to thank you all
24 for being here. We will, as I said, have another
25 informational hearing at a later date that we will notice,

1 and we will have adequate translation.

2 Would you like to speak? Come on forward.

3 MR. MIRANDA: My name is Jose Ray Miranda
4 (phonetic). I was born and raised in Santa Paula. I was
5 wondering when you guys will have all this information for
6 us available to be able to inform the whole city?

7 This is my first time coming here -- or coming to
8 a local hearing. You guys are definitely pros and veterans
9 of this to really see -- it feels like I'm in a rodeo, and
10 it seems like that's how politics is going on right now, the
11 way people are -- you know, you guys are professionals. You
12 guys do this for a living. And then to just see how chaotic
13 it is, it seems like something's totally wrong.

14 I didn't find out any of this information but
15 through my daughter's preschool. And a lot of the people
16 that I've been informing are very worried and definitely
17 don't want to end up being anything like Michigan, Flint.
18 The water, a lot of it, I brought up some of the information
19 on line. A lot of the information is actually online, so
20 there's really no hearing to be -- I don't know why anyone
21 needs to be informed when online, on the world wide web
22 there's all the information you can read up on, on how you
23 produce a lot of this.

24 And, you know, knowing that it's going to be ten
25 acres, it seems a little -- it's going to -- definitely it's

1 very dangerous for my daughter's health that I'm going to be
2 raising her here in Santa Paula, and to know this is going
3 to be happening, it's a big concern of mine. And I know
4 there's a lot of other parents in my generation that are
5 pretty informed and self-informed and go out and actually
6 inform themselves, like myself. And I definitely would like
7 to know how all this information is going to be able, you
8 know, to get to the community in English and Spanish,
9 because it is diverse. It's a diverse community. It's not
10 really big Latinos. There is a lot of migrant workers. But
11 it's White and Mexican and, you know, Blacks, too. So it's
12 not really just one community, it's, you know, a diverse
13 community, how America really is. There's different colors,
14 different everything.

15 So, yeah, I just what to see where the information
16 is going to be available for everybody and how it's going to
17 be -- you know, on what website or how it's going to be
18 available, and how soon would it? And also, would it be
19 possible to know all that information now?

20 COMMISSIONER DOUGLAS: So I'm going to ask the
21 Hearing Officer to give you some answers to that question.
22 But I also want to say that one thing that typically happens
23 in these processes is that while we do our best to notice
24 events, people tend to hear about things from other people
25 very often. And so, you know, I want to encourage you,

1 especially people who, you know, you have a preschool or
2 other network or you're part of a community group or
3 something like that, if you help just give us ideas for --
4 give especially the Public Adviser ideas for who to do
5 outreach to or what community group can help.

6 MR. MIRANDA: Facebook. That's it, Facebook.

7 COMMISSIONER DOUGLAS: Yeah.

8 MR. MIRANDA: It's very easy.

9 COMMISSIONER DOUGLAS: Well, I'll go to the Hearing
10 Adviser on the sort of --

11 MR. MIRANDA: Yeah.

12 COMMISSIONER DOUGLAS: -- electronic suggestions,
13 but absolutely.

14 MR. MIRANDA: Yeah, online.

15 COMMISSIONER DOUGLAS: And --

16 MR. MIRANDA: Online. It would be very easy with
17 Facebook and online, and it will reach out to the
18 community --

19 COMMISSIONER DOUGLAS: Yeah.

20 MR. MIRANDA: -- very quickly.

21 COMMISSIONER DOUGLAS: Go ahead.

22 MR. MIRANDA: Within the -- I'm sorry, excuse me.
23 Pardon me.

24 COMMISSIONER DOUGLAS: No problem.

25 MR. MIRANDA: Within the couple days that I've been

1 spreading the information, I've reached at least like 100-
2 and-some people within two days, and the majority of the
3 people had no clue what's going on.

4 HEARING OFFICER COCHRAN: So the Energy Commission
5 maintains a website that includes a list of all the power
6 plants. Part of what the Public Adviser would have
7 presented this evening was to show you live and in person
8 how to show up for various forms of notice. And the Public
9 Adviser is now going to carry her own water.

10 MR. MIRANDA: Sorry. I'll --

11 MS. MATTHEWS: I actually have an iPad, so I can --
12 and anybody who is interested, I can actually show you the
13 website and you can sign up to receive notices and know how
14 to get comments. So if you just -- after you make your
15 public comment, come to my table --

16 MR. MIRANDA: Okay.

17 MS. MATTHEWS: -- I'll show you that information.

18 HEARING OFFICER COCHRAN: But again, so for
19 example, this evening the presentation that was on screen
20 would have been put onto the electronic docket, is what we
21 call it. It's a place on the web where you can go and see
22 all of the documents in this proceeding that have been filed
23 by any of the parties. So if you're familiar with -- this
24 is almost like a court proceeding.

25 MR. MIRANDA: Right.

1 HEARING OFFICER COCHRAN: So the same types of
2 documents are in our docket. So it includes comments that
3 we receive from folks. It includes the presentations
4 tonight. It includes all of the notices. There's a
5 listserv that you can sign up for to receive special notice.
6 There are ways to intervene and to become a party, as well
7 as to offer public comment. There's also an e-commenting
8 ability where you can just comment.

9 For those of you who don't have a computer, I'd
10 leave that up to the Public Adviser, but most of this is now
11 electronic. And like you said, it's the world wide web.

12 MR. MIRANDA: Right. Well, thank you. Thank you
13 for your time.

14 COMMISSIONER DOUGLAS: Thank you.

15 ARTURO: My name is Arturo. I just wanted to let
16 everyone here know in case they don't, and also warning and
17 just letting them know that they should research what I'm
18 about to say so that they know next time when you guys come,
19 that actually last year there was a lawsuit from numerous
20 environmental groups against Calpine and other corporations
21 that place these types of plants in low-income impoverished
22 communities in the Bay Area. And that lawsuit basically was
23 that these corporations place these plants in these types of
24 communities that are vulnerable already and already
25 environmentally degraded.

1 So just please, everyone, everyone should Google
2 that, research it, know that these people are not for the
3 community's wellbeing. So that should definitely be stated
4 and the Committee should definitely consider that. As the
5 gentleman stated earlier, would you like this to be placed
6 right next to your children's elementary school? This is
7 completely absurd. And I hope that next time when I do come
8 to the next event you guys will be prepared and/or better
9 organized for this community, because this community does --
10 they deserve the respect from you all.

11 COMMISSIONER DOUGLAS: Thank you for your comments.

12 MR. AMARO: Good evening. I come up just to say
13 a little bit enough as a nervous, naive, ignorant --

14 COMMISSIONER DOUGLAS: Can you -- can you hear?

15 MR. AMARO: I'm sorry.

16 COMMISSIONER DOUGLAS: Oh.

17 MR. AMARO: Johnny Amaro. Not really relevant.
18 It doesn't matter.

19 COMMISSIONER DOUGLAS: Can you spell it for her?

20 MR. AMARO: J-O-H-N-N-Y, last name A-M-A-R-O.

21 So I come up a little bit -- to say a little bit
22 as a nervous, naive, ignorant, born and raised in Santa
23 Paula citizen. The only thing that brought me here today is
24 the fact that my great grandparents were born here many
25 years ago, about 90 years ago. Their parents lived here.

1 Their great grandparents lived here. So my great-great-
2 great grandparents lived here in Santa Paula a long time
3 ago.

4 And I was thinking today, am I going to be able,
5 if I live to see 80, am I going to still say I'm proud to be
6 born and raised in Santa Paula if I have that in my back
7 yard? Will I even be here to see 50 if that's in the air
8 that we're going to be breathing.

9 Really quick, I've seen in some of your eyes some
10 genuine care, and I thank you for that. Some of you
11 actually looked people in the eyes, and I want to say thank
12 you personally. Others seem that they couldn't care less to
13 be here, and that shows what they care about our city, my
14 city, my city that I was born and raised in. And I'm sure
15 if you were to hear the rest of us, we would have all been
16 balling. And as you can see, I'm already wanting to cry
17 because this is my home, this is our home. And the thing
18 that they said about dividing it, most of us -- I actually
19 don't know of anybody who is pro this that is not sitting
20 there.

21 So I want to say thank you, and have a good
22 evening.

23 COMMISSIONER DOUGLAS: Thank you very much.

24 (Applause.)

25 COMMISSIONER DOUGLAS: Other comments, please?

1 MS. MONTALVO: This is just a comment to everyone
2 here. I think that we should just all leave and let the
3 Committee come back and hear everyone as a whole. I think
4 everyone's comments so far have been very nice. But I think
5 we should all just leave respectfully and then come back
6 when they come back and we can have a proper meeting, if
7 that's fine with everyone here. Because they can -- they're
8 going to stay here as long as you guys stay here. And I
9 think for the sake of everyone that did leave because of
10 what happened, we should all just respectfully walk out and
11 come back when they come back.

12 COMMISSIONER DOUGLAS: Thank you. And if you would
13 like to give your name, you --

14 MS. MONTALVO: Oh. My name is Yvonna Montalvo
15 (phonetic). Thank you.

16 COMMISSIONER DOUGLAS: Thank you.

17 Would anybody else like to speak tonight?

18 All right, well in that case, I think we're going
19 to call it a night. And we'll send a notice out letting you
20 know when we'll come back. Thank you very much, everybody.

21 (Whereupon the Public Site Visit, Environmental Scoping
22 Meeting, and Information Hearing of the Mission Rock Energy
23 Center concluded at 8:28 p.m.)

24

25

CERTIFICATE OF REPORTER

I do hereby certify that the testimony in the foregoing hearing was taken at the time and place therein stated; that the testimony of said witnesses were reported by me, a certified electronic court reporter and a disinterested person, and was under my supervision thereafter transcribed into typewriting.

And I further certify that I am not of counsel or attorney for either or any of the parties to said hearing nor in any way interested in the outcome of the cause named in said caption.

IN WITNESS WHEREOF, I have hereunto set my hand this 4th day of August, 2016.



MARTHA L. NELSON

CERTIFICATE OF TRANSCRIBER

I do hereby certify that the testimony in the foregoing hearing was taken at the time and place therein stated; that the testimony of said witnesses were transcribed by me, a certified transcriber and a disinterested person, and was under my supervision thereafter transcribed into typewriting.

And I further certify that I am not of counsel or attorney for either or any of the parties to said hearing nor in any way interested in the outcome of the cause named in said caption.

I certify that the foregoing is a correct transcript, to the best of my ability, from the electronic sound recording of the proceedings in the above-entitled matter.



MARTHA L. NELSON, CERT**367

August 4, 2016