

DOCKET

08-AFC-2

DATE DEC 23 2008

RECD. DEC 23 2008

Beacon Solar Energy Project (08-AFC-02)

SUMMARY OF MEETING AND CONFERENCE CALL BETWEEN ENERGY COMMISSION, DEPARTMENT OF FISH AND GAME, AND KERN COUNTY (10a.m., December 18, 2008)

PARTICIPANTS:

Energy Commission

- Dale Edwards
- Rick York
- Susan Sanders
- Eric Knight
- Vince Geronimo
- Eric Solorio

California Department Fish and Game

- Julie Means
- Annette Tenneboe

Kern County

- Aaron Leicht

The Energy Commission, CA Dept. Fish and Game, and Kern County conferred on Thursday, December 18, 2008 from 10:00 a.m. to 11:30 a.m. to formulate a cooperative approach to jointly reviewing, processing and incorporating Applicant's proposed streambed alteration agreement into the Energy Commission's certification process.

The specific conference call objectives that were accomplished are:

- Identify requirements and issues that arise from the proposed streambed alteration agreement. The requirements and issues identified are as follows: establish hydrological flows, verify adequacy of civil engineering components of the proposed alteration, estimate general sediment deposit rates, there is a need for a "public" maintenance district, Kern County has 5 proposed projects that each have the need for a maintenance district (none exist now), CDFG has the ability to provide a long-term maintenance agreement, reevaluate the biological functions and values of the proposed streambed alteration considering the permanent impacts from long term maintenance requirements and possibly from the rip-rap design elements, there is a need for a CLOMAR, Kern County will need to be involved in the CLOMAR process, and the overall evaluation of the proposed streambed alteration will require coordination and timely cooperation between Energy Commission, CA Dept. Fish and Game, Kern County and Applicant.
- CEC/CDFG jointly scoped the hydrological/engineering analysis for the proposed re-routing of the desert wash.
- CEC/CDFG jointly established responsibility for the production of major milestone work product related to evaluation of Applicant's proposed Streambed Alteration Agreement (SAA).
- CEC/CDFG/Kern County agreed to continue cooperating to address the issues identified above.

Action Items

1. CEC staff will review applicant's AFC, SAA, and hydrological/engineering submittal to identify if the project description, maps and related submittals are updated to reflect the most recent agency comments. The submittals in the AFC will be reconciled with those contained in the SAA. The findings will be shared with CDFG.
2. The CEC project manager will make a follow up request to applicant in order to obtain any updated information, and encourage applicant to begin working with Kern County to develop plans for a maintenance district; entity. Applicant will also need to contact CDFG to address the need for a maintenance agreement, related to the proposed SAA.
3. CEC staff will immediately begin its hydrological and engineering evaluation of the Streambed Alteration Agreement and upon completion will provide the draft results to CDFG and Kern County for each to conduct a peer review.
4. CDFG and Kern County will provide to CEC staff proposed changes and recommended conditions for staff to incorporate into the Preliminary Staff Assessment and the Final Staff Assessment.

This meeting summary was prepared on December 23, 2008, by:

Eric K. Solorio, *Project Manager*
California Energy Commission
Siting, Transmission and Environmental Protection Division
1516 Ninth Street, MS-15
Sacramento, CA 95814

(916) 651-0966



BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT
COMMISSION OF THE STATE OF CALIFORNIA
1516 NINTH STREET, SACRAMENTO, CA 95814
1-800-822-6228 – WWW.ENERGY.CA.GOV

APPLICATION FOR CERTIFICATION
For the *BEACON SOLAR ENERGY*
PROJECT

Docket No. 08-AFC-2

PROOF OF SERVICE
(Revised 11/10/08)

INSTRUCTIONS: All parties shall either (1) send an original signed document plus 12 copies or (2) mail one original signed copy AND e-mail the document to the address for the Docket as shown below, AND (3) all parties shall also send a printed or electronic copy of the document, which includes a proof of service declaration to each of the individuals on the proof of service list shown below:

CALIFORNIA ENERGY COMMISSION
Attn: Docket No. 07-AFC-9
1516 Ninth Street, MS-15
Sacramento, CA 95814-5512
docket@energy.state.ca.us

APPLICANT

Kenneth Stein, J.D.,
Duane McCloud
Bill Narvaez, P.E.
Meg Russell
FPL Energy, LLC
700 Universe Blvd.
Juno Beach, FL 33408
Kenneth_Stein@fpl.com
Guillermo_Narvaez@fpl.com
Duane_McCloud@fpl.com
Meg.Russell@fpl.com

Mike Argentine
FPL Energy, LLC
1465 Oak Hill Way
Roseville, CA 95661
michael.argentine@fpl.com

APPLICANT'S CONSULTANTS

Sara Head, Vice President
ENSR Corporation
1220 Avenida Acaso
Camarillo, CA 93012
SHead@ensr.aecom.com
Geoffrey R. Baxter, P.E.
Project Manager
Worley Parsons
2330 E. Bidwell Street, Suite 150
Folsom, CA 95630
Geoffrey.Baxter@worleyparsons.com

COUNSEL FOR APPLICANT

Jane Luckhardt, Attorney at Law
Downey Brand Attorneys LLP
621 Capital Mall, 18th Floor
Sacramento, CA 95814
jluckhardt@downeybrand.com

INTERESTED AGENCIES

California ISO
P.O. Box 639014
Folsom, CA 95763-9014
e-recipient@caiso.com

INTERVENORS

Tanya A. Gulesserian
Marc D. Joseph
Adams Broadwell Joseph & Cardozo
601 Gateway Boulevard, Suite 1000
South San Francisco, CA 94080
tgulesserian@adamsbroadwell.com

ENERGY COMMISSION

KAREN DOUGLAS
Commissioner and Presiding Member
KLDougla@energy.state.ca.us

JEFFREY D. BYRON
Commissioner and Associate Member
Jbyron@energy.state.ca.us

Kenneth Celli
Hearing Officer
kcelli@energy.state.ca.us

***Eric K. Solorio**
Project Manager
esolorio@energy.state.ca.us

Jared Babula
Staff Counsel
jbabula@energy.state.ca.us

Public Adviser's Office
publicadviser@energy.state.ca.us

DECLARATION OF SERVICE

I, April Albright, declare that on December 23, 2008, I deposited copies of the attached Summary of Meeting and Conference Call Between Energy Commission, Department of Fish and Game, and Kern County in the United States mail at Sacramento, CA with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above.

Transmission via electronic mail was consistent with the requirements of California Code of Regulations, title 20, sections 1209, 1209.5, and 1210. All electronic copies were sent to all those identified on the Proof of Service list above.

I declare under penalty of perjury that the foregoing is true and correct.

Original signature in dockets
April Albright

Attachments