

DOCKETED

Docket Number:	16-AFC-01
Project Title:	Stanton Energy Reliability Center
TN #:	224449
Document Title:	Transcript of 822018 Evidentiary Hearing
Description:	N/A
Filer:	Cody Goldthrite
Organization:	California Energy Commission
Submitter Role:	Committee
Submission Date:	8/8/2018 1:52:22 PM
Docketed Date:	8/8/2018

BEFORE THE CALIFORNIA ENERGY COMMISSION

In the Matter of:)
)
Application for Certification for)
the STANTON ENERGY RELIABILITY)
CENTER) Docket No. 16-AFC-01
_____)

EVIDENTIARY HEARING

STANTON ENERGY RELIABILITY CENTER

STANTON COMMUNITY CENTER/STANTON CITY HALL

7800 KATELLA AVENUE

STANTON, CALIFORNIA

THURSDAY, AUGUST 2, 2018

1:30 P.M.

Reported by:
Martha Nelson, Cert # 00367

APPEARANCES

COMMISSIONERS

Janea Scott, Presiding Member

ADVISORS

Jennifer Nelson, Advisor to Commissioner Douglas

Rhetta deMesa, Advisor to Commissioner Scott

Matthew Coldwell, Advisor to Commissioner Scott

Kristy Chew, Commissioners' Technical Advisor

HEARING OFFICER

Kenneth Celli, Hearing Officer

CEC STAFF

Lisa DeCarlo, Senior Staff Counsel

John Heiser, Project Manager

Eric Knight, Manager, Environmental Office

PUBLIC ADVISER'S OFFICE

Alana Mathews, Public Adviser

APPLICANT

Stanton Energy Reliability Center

Scott Galati, Day/Zen, LLC Attorney for Energy Project,

Paul Cummins, Wellhead Electric Company, Inc.

Kara J. Miles, WPower

INTERVENORS

None Present

APPEARANCES (CONT.)

INTERESTED PARTIES

South Coast Air Quality Management District

Bhaskar Chandan

Vicky Lee

Rizaldy Calungcagin

PUBLIC COMMENT

David John Shawver, Mayor, City of Stanton

Virginia Vaughn, Mayor, City of Buena Park

Steven Parker, Assistant City Manager, City of Stanton

Francisco Barajas, North Orange County Chamber of Commerce

Roxanne Klatt, Southwest Regional Council of Carpenters, Local

Ernesto Medrano, LAOC Building & Construction Trades

Leslie Reinmiller, Sheet Metal Workers

Patrick Loughran, Carpenters Union

Brenda Ward, Carpenters Union Local 803

Randy Brown, Rowntree Gardens

Ray Avila, Iron Workers Union, Local 433

Sharon Quirk-Silva, Assemblywoman

Isaac Trejo, Carpenters Union

Johnny Cangey, Buena Park Resident

Adam Elliott, UA Local 582, Plumbers and Pipefitters

Kevin Brault, Iron Workers Union

I N D E X

	Page
Meeting Agenda	
1. Call to Order	5
2. Evidentiary Hearing	15
3. Public Comment	32
4. Closed Session (if necessary) Committee Closed Session consideration of the following item:	
Application for Certification of the Stanton Energy Reliability Center.	
6. Adjourn	63
Reporter's Certificate	64
Transcriber's Certificate	65

E X H I B I T S

EVIDENCE

Applicant's Exhibits 1-103	30
Staff's Exhibits 300-307	30

P R O C E E D I N G S

1 AUGUST 3, 2018

1:31 p.m.

2 COMMISSIONER SCOTT: So, welcome to the
3 Evidentiary Hearing for the Stanton Energy
4 Reliability Center.

5 Before we begin, I would like to introduce
6 the Committee and then ask that the parties identify
7 themselves for the record. And then I understand
8 that we have a couple of elected officials who are
9 here, who would like to make some remarks. So, we
10 will go through introductions, first, and then turn
11 to that.

12 I'm Commissioner Janea Scott. I'm the
13 Presiding Member. To my left, your right, are my
14 Advisors Rhetta deMesa and Matt Coldwell.

15 To my immediate right, to your left is our
16 Hearing Officer, Ken Celli. To his right is
17 Commissioner Karen Douglas' Advisor, Jennifer Nelson.
18 And to Jennifer's right, your left, is Kristy Chew,
19 our Technical Advisor.

20 And with that, I would now like to ask the
21 parties to please introduce themselves and their
22 representatives at this time, starting with the
23 Applicant.

24 MR. CUMMINS: Yes, my name is Paul Cummins.

1 I'm the Project Manager for the project.

2 MR. GALATI: Scott Galati, representing
3 Stanton Energy Reliability Center, LLC.

4 MS. MILES: Hi, I'm Kara Miles, the
5 President of Stanton Energy Reliability Center.

6 COMMISSIONER SCOTT: Good afternoon.
7 Now, I'll turn to the staff, please.

8 MS. DECARLO: Good afternoon. Lisa DeCarlo,
9 Energy Commission Staff Attorney.

10 MR. HEISER: Good afternoon. John Heiser,
11 Energy Commission Staff, Project Manager for Stanton.

12 MR. KNIGHT: And I'm Eric Knight,
13 Environmental Office Manager at the Energy
14 Commission.

15 COMMISSIONER SCOTT: Great. Good afternoon.

16 Let me turn to, I believe our WebEx, I don't
17 think I see here in person, to see whether we have
18 Intervenor Bob Sarvey. Intervenor Bob Sarvey, if you
19 are here, please go ahead and speak up, introduce
20 yourself.

21 Okay, hearing nothing, let me check to see
22 whether we have Intervenor Helping Hand Tools or Rob
23 Simpson on the phone. If so, please speak up? Mr.
24 Simpson, if you're there, please go ahead and speak
25 up.

1 Okay, with that, then, I would like to run
2 through our agencies and then we'll turn to our
3 elected officials. Do we have anyone from agencies
4 of the Federal Government, either here in the room or
5 on the WebEx that would like to introduce themselves?
6 If so, please go ahead.

7 All right. How about any agencies of the
8 State of California, either here in the room or on
9 the phone? So, please go ahead and speak up. And
10 everyone is unmuted on our end, so we will be able to
11 hear you as long as you're not muted on your end.

12 Okay, great. How about Native American
13 Tribes?

14 Okay, South Coast Air Quality Management
15 District.

16 MR. CHANDAN: Yes, hi. This is Bhaskar
17 Chandan and I'm with Vicky Lee and Rizaldy
18 Calungcagin from South Coast AQMD.

19 COMMISSIONER SCOTT: Good afternoon. Do you
20 mind spelling the names, please, for our court
21 reporter?

22 MR. CHANDAN: It's B-H-A-S-K-A-R and
23 Chandan, C-h-a-n-d-a-n.

24 MS. LEE: Vicky Lee, V-I-C-K-Y L-E-E

25 MR. CALUNGCAGIN: Rizaldy Calungcagin, R-I-

1 Z-A-L-D-Y C-A-L-U-N-G-C-A-G-I-N.

2 COMMISSIONER SCOTT: Great, thank you very
3 much and good afternoon.

4 MR. CHANDAN: Good afternoon.

5 COMMISSIONER SCOTT: And then, turning to
6 our local officials, do I have representatives from
7 Orange County, the City of Stanton, the City of Buena
8 Park? If so, please come up and introduce yourself.

9 MAYOR SHAWVER: Good afternoon. My name is
10 David John Shawver, S-H-A-W-V-E-R. I'm the Mayor of
11 the City of Stanton, a megalopolis for Orange County,
12 all three and a half square miles of it.

13 Commissioner, I'd like to welcome you, and
14 your Hearing Officer, and your staff to our city.
15 This is the second time I've had the opportunity to
16 host and it is our pleasure and our honor.

17 We are really excited about this project.
18 It's been a long time coming and we're really looking
19 forward to its fruition.

20 Stanton is noted for things energy-wise
21 through the State of California because we were the
22 first city to accept a peaker plant, and it was built
23 right around the corner here. And it's providing
24 energy not only for our city, but for our surrounding
25 Orange County neighbors. Therefore, we're veterans.

1 The project that's coming forward, the
2 Stanton Energy Reliability Center, is just another
3 one of many that are going to probably be located in
4 small communities like ours throughout California.

5 It's crucial that this one be a success and
6 supported by the State of California because of the
7 new technology that it brings. The idea of battery
8 storage and the ability to use it at peak hours, and
9 saving energy not only to the customers, but also to
10 our communities is very important.

11 I want to let you know that not only are we
12 excited about the project, but I want you to know
13 that the team from Stanton Energy Reliability Center
14 has been a public/private partner with the city for
15 many years now, since they first came in. They have
16 reached out in our community. They know our
17 community, they work with our community, and they
18 support our community. Therefore, they're part of
19 our community.

20 My only comment to you, Commissioner, and
21 the Board, is that we would like this tomorrow. We
22 know that it takes a little bit of time. We've been
23 patient. We will continue to be patient because we
24 know it has to be done the right way, with the proper
25 procedures.

1 But if there's anything that our community,
2 or my city, or I can do to help you, please let us
3 know. And we are really looking to the day that we
4 flip the switch when we need it to help our neighbor
5 Edison, and Southern California Edison, and our
6 neighboring cities to provide energy, with your help.

7 Thank you and have a wonderful day.

8 COMMISSIONER SCOTT: Well, thank you. Thank
9 you, Mayor Shawver, for being here and for your warm
10 welcome, and your warm hospitality.

11 MAYOR SHAWVER: Oh, well, thank you. I also
12 want to introduce my good friend, my neighboring
13 mayor, Virginia Vaughn, from the City of Buena Park.
14 Famously known as the home of Knotts Berry Farm.

15 COMMISSIONER SCOTT: Hello and welcome.

16 MAYOR VAUGHN: Thank you. Hello, I'm
17 Virginia Vaughn, Mayor of Buena Park. And I want to
18 thank you for having us, allowing me to be here today
19 to speak.

20 As you're aware, a portion of this gas line
21 servicing the Stanton Energy Reliability Center will
22 pass through Buena Park. Buena Park has been very
23 engaged with WPower during the planning and permit
24 process, including multiple meetings with the City
25 Council and presentations with city staff. This

1 collaboration with the Applicant has been greatly
2 appreciated. And if we've ever had a question, they
3 were right there to answer it.

4 So, Buena Park is supportive of the
5 reliability that will enhance our region's energy,
6 energy grid, and thanks to this project. It is a
7 bridging technology we need that will -- I'm sorry.
8 It's a bridging technology we need as we move rapidly
9 from fossil fuel generation to more reliance on the
10 clean renewable generation.

11 We're happy to express, from the City of
12 Buena Park and the City Council that we support this
13 project and we'd like to present that to the
14 Commission today. Thank you for allowing us to be
15 here and giving me the opportunity to address and
16 support the WPower's application. Thank you so much.

17 COMMISSIONER SCOTT: And thank you Mrs.
18 Mayor, for being here as well.

19 Do I have any other elected officials who
20 would like to introduce themselves and speak at this
21 time? Or, the gentleman in the green?

22 MR. PARKER: Good afternoon. I'm Steven
23 Parker, the Assistant City Manager at the City of
24 Stanton.

25 And I just wanted to share that Stanton has

1 been working with WPower for several years to review
2 the proposed project, its architecture, amenities,
3 and public safety features. We have a great working
4 relationship with WPower and the collaboration has
5 yielded what we think will be an excellent state-of-
6 the-art facility.

7 We're happy to see the next step along the
8 road and are looking forward to the benefits of all
9 the residents of our city and neighboring when the
10 Stanton Energy Reliability Center comes online. And
11 we look forward to working with WPower in the same
12 collaboration that we have for decades to come.

13 Thank you.

14 COMMISSIONER SCOTT: Thank you. And any
15 other officials from the cities? Please, go ahead.

16 MR. BARAJAS: I'm here to represent a
17 community organization. So, good afternoon. My name
18 is Francisco Barajas and I'm here on behalf of the
19 North Orange County Chamber. We're the voice of the
20 business community in North Orange County,
21 representing over 3,000 business members throughout
22 the region. We actively work to build stronger
23 communities and advocate for a healthy business
24 climate.

25 As the regional voice of business, we

1 support efforts to ensure reliable, stable, and
2 competitively-priced energy supplies, as well as
3 local endeavors to increase energy efficiency. We
4 believe that the Stanton Energy Reliability Center
5 will do just that.

6 First, the proposed project is in an area
7 zoned industrial that is not immediately adjacent to
8 any parks, schools, recreational areas, or other
9 sensitive land uses. As such, it will greatly
10 benefit the region while remaining consistent with
11 applicable local land uses of land use plans, which
12 we're really excited about.

13 Second, the project will bring jobs to the
14 region and have an enormous positive impact on the
15 financial well-being of Stanton and the surrounding
16 communities. The Center currently has agreements in
17 place to sustainably fund local community-based
18 organizations and to support important city
19 infrastructure projects.

20 Additionally, it will bring a substantial
21 property tax revenue to the city which will go to
22 fund vital services, such as police and fire.

23 Lastly, once built it will provide rapid
24 response delivery of energy and voltage support
25 services that are essential to provide reliability

1 support and stability to the grid, integrating
2 intermittent renewable energy resources.

3 So, all great things for the community that
4 we're really excited about and we're looking forward
5 to the project moving forward. Thank you so much.

6 COMMISSIONER SCOTT: Thank you.

7 Do we have any other elected officials or
8 city officials? Okay, yeah.

9 With that, I would like to mention that we
10 have translators. They're here along to my right, to
11 my left. They're waving at you. If anyone needs
12 translation, please speak with them, they're happy to
13 assist.

14 And I'd also like to welcome the Energy
15 Commission's Public Adviser, Alana Mathews. She's
16 behind everyone in the orange, waving at you. If
17 you're a member of the public and would like to make
18 a public comment, she has the blue cards. You fill
19 out your name on one of those blue cards, hand it to
20 her, she'll get it up here to us. That's how we know
21 that you would like to make a public comment.

22 And I believe, and she can also assist with
23 the translation, if folks need help or understanding
24 the process.

25 And then with that, I will turn the conduct

1 of this hearing over to Hearing Officer Ken Celli.

2 HEARING OFFICER CELLI: Thank you,
3 Commissioner Scott.

4 The Committee, when I speak of the
5 Committee, the Committee for the Stanton Energy
6 Reliability Center is the Presiding Member, which is
7 Commissioner Scott, who's sitting here. And Karen
8 Douglas would be the Associate Member. Her Advisor
9 is here today and she's not here. But the Committee
10 would be those two Commissioners.

11 The rest of the Advisors up here are
12 associated with the Committee but are not the
13 Committee. The Committee are the two Commissioners,
14 only.

15 So, the Committee noticed the Evidentiary
16 Conference in a Notice of Prehearing Conference and
17 Evidentiary Hearings issued on June 20th, 2018 and on
18 July 23rd, 2018.

19 I'm sorry. On June 20th, 2018 was the
20 original Notice, then again on July 23rd, 2018 the
21 Committee noticed the date and change of time to
22 today, which is August 2nd, 2018, at 1:30.

23 The Evidentiary Hearing is an administrative
24 adjudicatory proceeding to receive evidence into the
25 formal evidentiary record from the parties. Only the

1 parties may present evidence for introduction into
2 the formal evidentiary record, which is the only
3 evidence upon which the Commission may base its
4 decision under the law.

5 The parties to this proceeding are the
6 Applicant, Stanton Energy Reliability Center, the
7 California Energy staff, and the two Intervenors
8 which are Bob Sarvey and Helping Hands Tools.

9 Technical rules of evidence may be relied
10 upon as guidance. However, any relevant
11 noncumulative evidence may be admitted if it is the
12 sort of evidence upon which responsible persons are
13 accustomed to rely in the conduct of serious affairs.

14 Testimony offered by the parties shall be
15 under oath. Each party has the right to present
16 witnesses, introduce exhibits, and to rebut evidence
17 of another party.

18 Questions of relevance will be decided by
19 the Committee. Hearsay evidence may be used to
20 supplement or explain other evidence, but is not
21 sufficient in itself to support a finding.

22 The Committee will rule on motions and
23 objections and take official notice on matters within
24 the Energy Commission's field of competence of any
25 fact that may be judicially noticed by the California

1 courts.

2 The hearing record of this proceeding
3 includes sworn testimony of the parties' witnesses,
4 the reporter's transcript of the evidentiary hearing,
5 the exhibits received into evidence, any matters
6 officially noticed and comments submitted by members
7 of the public.

8 The Committee's decision will be based
9 solely on the record of competent evidence in order
10 to determine whether the project applies with
11 applicable law.

12 Members of the public, who are not parties,
13 are welcome and invited to observe the proceedings
14 either in person or via WebEx, which is our
15 teleconferencing system that is on the computer right
16 now. And you can see it on the projector over there,
17 on the projector.

18 There will also be an opportunity for the
19 public to provide a comment after the record is
20 closed this -- well, early in the afternoon. And
21 then, again, this evening at 5:00 and 5:30.
22 Depending on the number of persons who wish to speak,
23 the Committee may have to limit the time allowed for
24 each speaker.

25 This public comment period is intended to

1 provide an opportunity for persons who attend the
2 hearing to address the Committee about the project,
3 and the same is true of people who are attending by
4 way of WebEx.

5 This is not an opportunity to present
6 supplemental written, recorded, or documentary
7 materials. However, such materials may be docketed
8 and submitted to the Energy Commission for inclusion
9 in the administrative record.

10 Members of the public may submit written
11 comments, if they would prefer that to speaking
12 directly to the Committee.

13 Members of the public who wish to speak
14 should fill out a blue card, provided by the Public
15 Adviser. If you would prefer not to speak publicly,
16 but would like to submit a written comment, the blue
17 card has space to do so.

18 The exhibit list, I put a stack of exhibit
19 lists back on the Public Adviser's table back there.
20 So, if anybody is interested in being able to follow
21 along and identify exhibits, there is a list of
22 exhibits there for you.

23 We use this to organize the receipt of
24 evidence into the record.

25 The parties have already provided their

1 evidence to each other. It's all been posted on our
2 website. So, if there are no questions of the
3 parties right now, before we proceed to take the
4 evidence in, I think the first thing we should take
5 care of is take certification from Bhaskar Chandan
6 under oath.

7 So, Mr. Chandan, can you hear me okay?

8 MR. CHANDAN: Yes, I can, thank you.

9 HEARING OFFICER CELLI: Okay, I'm going
10 to -- please stand and raise your right hand.

11 Do you solemnly swear or affirm to tell the
12 truth, the whole truth, and nothing but the truth
13 under penalty of perjury, pursuant to the laws of the
14 State of California?

15 MR. CHANDAN: I do.

16 HEARING OFFICER CELLI: And if you don't
17 mind, I'll just ask the questions. Thank you.

18 Mr. Chandan, do you certify that complete
19 omissions offsets for the Stanton Energy Reliability
20 Center have been identified and will be obtained by
21 the project owner within the time required by the
22 District's rules?

23 MR. CHANDAN: Yes.

24 HEARING OFFICER CELLI: Thank you.

25 Any further questions from Applicant, of

1 this witness?

2 MR. GALATI: The question that you asked is
3 a normal question for a project. Stanton is below
4 the offset thresholds. I think what you need to ask
5 them is whether or not the FDOC shows compliance with
6 their rules, not that there's offsets.

7 HEARING OFFICER CELLI: Okay. So, Mr.
8 Chandan, do you certify that the FDOC complies with
9 the District rules?

10 MR. CHANDAN: Yes, I certify that it
11 complies with all of our rules and regulations.

12 HEARING OFFICER CELLI: Okay. And that the
13 -- I think we have a record where we've identified
14 the offsets. I guess that's what the regs call for.

15 MR. GALATI: Yeah, if I may?

16 HEARING OFFICER CELLI: Please.

17 MR. GALATI: There are certain offsets that
18 we'll be participating in. Reclaim, for example.
19 There are all their pollutants that were below the
20 offset thresholds won't be offset. There are
21 pollutants that the District will be offsetting
22 through its own offset bank.

23 And so, I think that we're covered by Mr.
24 Chandan saying we comply with the District rules and
25 regulations concerning offsets. But it's -- there

1 are many projects where you have to offset all of the
2 pollutants. And so, that broad question applies to
3 those, but not necessarily to the Stanton Project.

4 HEARING OFFICER CELLI: Okay, but I think we
5 have that in the record now.

6 MR. GALATI: Yeah.

7 HEARING OFFICER CELLI: Okay, let's hear
8 from staff, anything?

9 MS. DECARLO: No.

10 HEARING OFFICER CELLI: Okay. Thank you,
11 Mr. Chandan.

12 MR. CHANDAN: You're welcome.

13 HEARING OFFICER CELLI: Thank you.

14 Now, there was a question with regard to a
15 diagram, which is in the record, that is part of
16 Exhibit 29, I believe. And a question was with
17 regard to the boundaries between the project and the
18 property owned or the right of way of the Union
19 Pacific Railroad.

20 And we had asked if Mr. Cummins could better
21 describe that. I'm going to have to swear Mr.
22 Cummins in. And while I'm at it, I guess I would
23 swear in Mr. Knight just in case discussions ensue.

24 So, if you would both please stand and raise
25 your right hand? Okay.

1 Do you solemnly swear or affirm to tell the
2 truth, the whole truth, and nothing but the truth
3 under penalty of perjury pursuant to the laws of the
4 State of California?

5 Mr. Cummins?

6 MR. CUMMINS: I do.

7 HEARING OFFICER CELLI: Mr. Knight?

8 MR. KNIGHT: I do.

9 HEARING OFFICER CELLI: Thank you. Please
10 be seated.

11 So, Mr. Cummins, if you wouldn't mind,
12 please if you could describe what has been identified
13 as Exhibits 4A and 4B of the FSA's Project
14 Description Section.

15 MR. CUMMINS: I'm happy to do that. Thank
16 you.

17 Exhibit 4A is a general arrangement for the
18 equipment that's going to be placed on what is
19 referred to as Parcel 1. And the Parcel 1 has -- so,
20 the depiction has several features, with numerical
21 identifiers of the equipment, but there are also
22 other features. And the property boundaries are
23 noted on this -- are shown on this exhibit, but are
24 not specifically identified.

25 And what I can do is I can identify that the

1 -- particularly the southern boundary is the heavy
2 black line just below the X marks. The X marks are
3 from the Alta survey that was conducted. Where today
4 there is an existing fence and those Xs are depicting
5 that. And the heavy black line to the south of that,
6 on this Figure 4A, is the property line.

7 I could also speak to Figure 4B, which is
8 the general arrangement depiction for what we refer
9 to as Parcel 2. And in like manner, the heavy black
10 line that's shown on the south edge, but in this case
11 to the south of the Union Pacific Railroad, is the
12 property line for the parcel.

13 I understand that there may be a curiosity
14 about the easement and right of way for the Union
15 Pacific Railroad, which I can give some additional
16 information for.

17 HEARING OFFICER CELLI: Please do.

18 MR. CUMMINS: And in the case of Parcel 1,
19 shown on 4A, the project holds that Parcel 1 in fee
20 simple. And the railroad has a fee simple ownership
21 of the area that it crosses through. Which is
22 nominally, I think, 30 feet wide.

23 Then Parcel 2, which is shown on Figure 4B,
24 the Union Pacific Railroad actually crosses through
25 the property via a right of way and easement.

1 HEARING OFFICER CELLI: Okay. I'm sorry,
2 did you have a question pending? Okay, thank you.

3 MR. CUMMINS: That's it.

4 HEARING OFFICER CELLI: Any questions from
5 staff, of this witness?

6 MS. DECARLO: No questions.

7 HEARING OFFICER CELLI: Okay. Okay, I would
8 just wonder, Mr. Galati, if there's a -- if you could
9 -- I understand there's three parcels, three
10 assessor's parcel numbers for the SERC site. And I
11 wonder if you could please describe that and explain
12 that for the record?

13 MR. GALATI: Basically, Parcel 1 is one
14 parcel. And what we're calling Parcel 2, which we
15 have the right to use by lease, consists of two
16 assessor's parcel numbers. I would remind, I cannot
17 find the actual exhibit number and would like an
18 opportunity to look through it because it's contained
19 in another exhibit.

20 We do have a letter from the City, stating
21 that we comply with all of their LORS, which does not
22 require a parcel split or a parcel merger for those
23 two parcels on Parcel 2.

24 HEARING OFFICER CELLI: Okay, we're just
25 going to take a moment.

1 (Consultation)

2 HEARING OFFICER CELLI: Gerry Mandrigal, is
3 there a computer that I can get online with, that
4 isn't connected to the full network? In other words,
5 I need to research something on the internet. How do
6 I make sure that it doesn't get broadcast?

7 (Consultation)

8 MR. GALATI: Mr. Shelley [sic]?

9 HEARING OFFICER CELLI: Mr. Galati.

10 MR. GALATI: The evidence that I was pointing to
11 is actually in Land Use Appendix 1 of the FSA Exhibit
12 300, the letter from the City of Stanton.

13 HEARING OFFICER CELLI: Thank you. Bear
14 with us if you would, everyone, we're just finding
15 something really quickly.

16 (Consultation)

17 HEARING OFFICER CELLI: Am I back on the
18 air? Okay. Thanks for putting up with us, ladies
19 and gentlemen.

20 Mr. Galati, I'm looking at Subsection C of
21 -- I'm trying to get to the top of this,
22 Environmental Information, which is Subsection G of
23 Appendix B in the Energy Commission regulations.
24 Section C says, if I can get to it -- ah. Requires
25 in the Land Use Section a discussion of the legal

1 status of the parcels on which the project is
2 proposed. If the proposed site consists of more than
3 one legal parcel, describe the method and time table
4 for merging or otherwise combining those parcels so
5 that the proposed project, excluding linears and
6 temporary laydown, or staging area will be located on
7 a single legal parcel. The merger need not occur
8 prior to a decision on the application, but must be
9 completed prior to the start of construction.

10 I'm informed that we don't have that, per
11 se, in the FSA or in the AFC that I'm aware of. And
12 I wonder if you could enlighten us about them,
13 please.

14 MR. GALATI: Our contention is that what's
15 you're reading from in Appendix B is a data adequacy
16 requirement of giving us the information. We gave
17 the information as part of data adequacy that we
18 don't need a parcel split -- a merger. We don't
19 believe that that regulation directs that you must
20 have a parcel merger. I think that is information of
21 how you will have to do it if you need a merger.

22 With our letter from the City that say we
23 comply with their General Plan Zoning and are
24 consistent with their LORS, we don't need such a
25 merger.

1 And, therefore, we don't see that as an
2 affirmative. We see that as an informational
3 request. We satisfied it by showing, having the City
4 write a letter saying we comply with their LORS.

5 HEARING OFFICER CELLI: Anything from staff
6 on this point?

7 MS. DECARLO: No, staff did not identify
8 that issue as one of concern in the analysis of the
9 proposed project.

10 HEARING OFFICER CELLI: Thank you.

11 Okay. Then with that, ladies and gentlemen
12 -- oh. So, I'm sorry, going back to the property
13 lines and boundaries question, on Project Description
14 Figures 4A and 4B. The question is that on the -- on
15 Parcel 2, the question is, is the party -- is the
16 site boundary the fence line or is the site boundary
17 the southern boundary of the project to the south of
18 the Union Pacific Railroad lines?

19 MR. GALATI: Can I answer that because I
20 think that's a legal question about the Energy
21 Commission's authority. And the Energy Commission's
22 authority will include all of the property unless we
23 are splitting it. So, I believe that the Energy
24 Commission's siting authority will include the site,
25 would be all of the dark line of Parcel 2 and all of

1 the dark line of Parcel 1. And while there's a funny
2 little jog there, you can see from the development of
3 the project that we are staying away and honoring
4 UP's easement.

5 Like the transmission easements, and the
6 water easements, and the channel, we're staying away
7 from those as well. But the Commission, I believe,
8 has jurisdiction over both Parcel 1 and Parcel 2 in
9 its entirety.

10 HEARING OFFICER CELLI: Thank you.

11 At this time, if you'll give me a moment,
12 I'm just going to open the -- oh, you know what, I
13 thought I was -- Gerry Mandrigal, I thought that by
14 opening the website on my machine that it will show
15 up on the projector. Can you please open the exhibit
16 list for Stanton on the projector, so that everybody
17 on WebEx, and everybody is looking at the exhibit
18 list?

19 This is available to everybody. You go to
20 the website, you click on Power Plants. The
21 energy.ca.gov website has tabs at the top. You click
22 on Power Plants. You scroll down in the alphabetical
23 list to Stanton. You open it up and there is the
24 Stanton website for the entire project. It includes
25 the exhibits lists, the proof of service, all of the

1 documents that have been submitted and docketed in
2 this matter. And that's where we have the exhibit
3 list.

4 So, we're going to talk now about -- or,
5 actually, we're going to give the parties an
6 opportunity to move their exhibits into the record.
7 So, when we're talking about their exhibits, what
8 we're talking about are those exhibits that have been
9 identified and given a number in the exhibit list.

10 You will also notice that there are exhibits
11 in the 900 series from former Intervenor Clean
12 Coalition. Clean Coalition withdrew as an Intervenor
13 earlier in the week and requests that we treat their
14 submitted evidence, which has been identified, but
15 not received into evidence; we will treat it as
16 comment.

17 So, at this time I'm going to turn to the
18 Applicant and ask if there's a motion with regard to
19 Exhibits?

20 MR. GALATI: Yes, there is. We'd like to
21 move in Exhibits 1 through 103.

22 HEARING OFFICER CELLI: Any objection from
23 staff?

24 MS. DECARLO: No objection.

25 HEARING OFFICER CELLI: Exhibits 1 through

1 103 will be received into evidence.

2 (Applicant Exhibits 1 through 103 were
3 received into evidence.)

4 Anything further from the Applicant?

5 MR. GALATI: No.

6 HEARING OFFICER CELLI: Staff, any motion?

7 MS. DECARLO: Staff would like to move
8 Exhibits 300 to 307 into evidence.

9 MR. GALATI: No objection.

10 HEARING OFFICER CELLI: Thank you. Then,
11 Staff's Exhibits 300 through 307 will be received
12 into evidence.

13 (Staff Exhibits 300 through 307 were
14 received into evidence.)

15 Ladies and gentlemen, I know this isn't very
16 exciting. It certainly isn't divorce court. But
17 I'll tell you, there's been a lot of work that these
18 parties have done and as a result we were able to
19 have a very efficient hearing. All of the evidence
20 that they want to move in has been received into
21 evidence. And so, by law, that is the evidence that
22 this Committee will use in order to render their
23 decision.

24 What we're working on now is writing a
25 proposed, a Presiding Member's Proposed Decision,

1 which will, when published, have a 30-day comment
2 period. After the 30 days, we generally put it on
3 calendar for the full Commission, all five
4 Commissioners, to vote to approve, modify or reject
5 the project.

6 So, with that, I'm about to declare the
7 record closed unless there's anything further from
8 either party.

9 Applicant?

10 MR. GALATI: Nothing.

11 HEARING OFFICER CELLI: Staff?

12 MS. DECARLO: Nothing.

13 HEARING OFFICER CELLI: Okay, then the
14 record is closed.

15 Is there any need for a discussion regarding
16 briefs, Mr. Galati?

17 MR. GALATI: I don't believe we need any
18 briefs in this matter.

19 HEARING OFFICER CELLI: Staff?

20 MS. DECARLO: Staff does not believe we need
21 any briefs.

22 HEARING OFFICER CELLI: Okay. Then, the
23 Committee will not require briefs. But if something
24 happens and you have a hankering to write a brief, we
25 would accept them.

1 The way that we would accept those would be
2 that within one week of the transcript's publication,
3 that is once we docket the transcript if you want to
4 write a brief, you would have to do so within one
5 week of that date.

6 Okay, with that, I'm going to hand the
7 conduct of this hearing back over to our Presiding
8 Member, Commissioner Janea Scott, to take public
9 comment.

10 COMMISSIONER SCOTT: Okay. And I do not
11 have any blue cards up here with me, yet. And the
12 Public Adviser is confirming.

13 Do we have anyone on the WebEx who would
14 like to make a public comment at this time? I
15 believe everyone is unmuted. So, if you are a member
16 of the public on the WebEx, who'd like to make a
17 comment, please go ahead and speak up.

18 Okay, hearing none, I will turn back to the
19 Mayor. Please go ahead, sir.

20 MAYOR SHAWVER: Oh, thank you. I just
21 wanted to make a public comment as a resident.

22 COMMISSIONER SCOTT: Okay.

23 MAYOR SHAWVER: Great, thank you.

24 COMMISSIONER SCOTT: Great. And we're going
25 to give folks three minutes for their public

1 comments, but please go ahead.

2 MAYOR SHAWVER: It will be brief. Anyway,
3 thank you for this opportunity. I just want to give
4 you a little background. I've lived in Stanton for
5 47 years. Three of my children live here and my
6 grandkids live here.

7 So, projects like this are very important to
8 me as a resident, also. And it's going to be very
9 important to my family as to the future.

10 I also want to let you know that Stanton,
11 historically, has been very receptive to new
12 technologies. We're very proud in our community, in
13 our neighborhoods to be supported by the very first
14 MRF ever in the U.S. That's the utility Material
15 Recovery System for trash.

16 Also, our business partner that picks up our
17 trash every day has built a digester of such
18 magnitude that it can do 300 million tons of waste
19 and turn it into gas and energy for the State. The
20 statewide now is only about 175.

21 Also, I'm very proud that my watering system
22 is part of the GWRS, which is the groundwater
23 replenishment system, where the City of Stanton and
24 my family benefits from the fact that we're able to
25 get 1.2 million gallons of potable water every day

1 recycled.

2 This, with our two energy plants, is going
3 to make this the hub for our future neighborhood, my
4 future family, and for our community. And so,
5 without that being said, you know why I'm supporting
6 it.

7 You know, sometimes when you look back at
8 government and you look back at all the things you
9 have to remember the environment and you have to
10 remember the future. And I think this particular
11 energy project is just another step in Stanton's
12 legacy of doing an outstanding job not only here
13 locally, in the county, but also statewide.

14 Anyway, again, thank you for being here.
15 You know, we always are very happy to see you. You
16 know, sometimes it's not a positive note, sometimes
17 we're complaining about rates. But today is a great
18 day. So again, thank you and have a safe trip home.

19 COMMISSIONER SCOTT: Thank you.

20 Any other public comment in the room?

21 Okay, and we are also going to take public
22 comment starting up about 5:00, at least through
23 5:30, starting again at 5:30. So, I think if members
24 of the public do come, we will start again then.

25 But for now, we are off the record until

1 5:00 or so. Thank you, everyone.

2 (Off the record at 2:19 p.m.)

3 (On the record at 5:00 p.m.)

4 COMMISSIONER SCOTT: Okay, everyone, good
5 afternoon. Welcome back. I'm just looking over at
6 my court reporter. We are back on the record,
7 please.

8 Okay, welcome back to the Evidentiary
9 Hearing for the Stanton Energy Reliability Center. I
10 want to make sure, if anyone needs translation, our
11 translators are over here to my right, to your left.
12 They're waving at you. They'll be happy to help you
13 out.

14 And for folks who would like to make a
15 public comment, you can pick up a blue card. Our
16 Public Adviser, who's back there in the orange, at
17 the yellow table, kind of waving at folks, has those
18 blue cards. That's how we know that you'd like to
19 make a public comment. And we will go from there.

20 But first, let me turn this over to our
21 Hearing Officer, Ken Celli, for some housekeeping
22 matters.

23 HEARING OFFICER CELLI: Thank you,
24 Commissioner Scott.

25 So, briefly, a question came up before the

1 break regarding the merger of parcels and there was
2 some discussion about that. I just want to reopen
3 the record to have some closure on that.

4 And so, I'm going to ask Mr. Galati, for the
5 Applicant, whether you have some further evidence to
6 offer?

7 MR. GALATI: I do. I would like to make a
8 motion to allow me to docket one additional exhibit.
9 This is an exhibit which is two pages. It is a copy
10 of -- it's pages 36 and 37 in Book 278, of the Office
11 of the County Recorder of Orange County, showing that
12 Parcel 2 on Map 92-193 includes both of the APNs.

13 My contention, as you know, is that Appendix
14 B doesn't set an affirmative requirement to merge
15 parcels. But if you did read it that way, it says
16 merge it into a legal parcel.

17 I'm showing this exhibit will show that
18 according to Orange County, Parcel 2 is a legal
19 parcel, not two legal parcels.

20 So, if I could have a -- my request would be
21 that you allow the record to stay open until I docket
22 this or you close the record, let me docket it, and
23 have it deemed moved into evidence upon docketing.
24 And I would label this Exhibit 104, these two pages.

25 HEARING OFFICER CELLI: Let me first ask --

1 first of all, what is the exhibit number that this
2 will be?

3 MR. GALATI: 104.

4 HEARING OFFICER CELLI: 104. Then, let me
5 see if there's any opposition or objection from
6 staff?

7 MS. DECARLO: No objection. And I have Mr.
8 Knight here, and he's able to testify about staff's
9 understanding of the situation, if the Committee
10 wants staff's understanding of it.

11 HEARING OFFICER CELLI: Okay, Mr. Knight,
12 you're still under oath.

13 MR. KNIGHT: Yes, I am.

14 HEARING OFFICER CELLI: Go ahead.

15 MR. KNIGHT: Okay. I checked with Steve
16 Kerr, who's the Supervisor of the Land Use Unit. He
17 supervised the preparation of the Land Use section of
18 the staff's Final Staff Assessment.

19 And Steve concurs that there are two
20 subdivision map act parcels, two legal parcels that
21 comprise the project site. There are three Assessor
22 Parcel numbers, but that's done for assessment
23 purposes, only, but there are just two legal parcels.

24 And there is no City requirement to merge
25 those two parcels. And one of those parcels is under

1 fee title ownership of the Applicant. The other is a
2 leasehold. So, yeah, you couldn't merge two parcels
3 with different ownership. Anyway, if there was a
4 requirement. But there's no requirement to merge
5 them under the City's Code.

6 HEARING OFFICER CELLI: Thank you. And
7 anything further, Mr. Galati?

8 MR. GALATI: No.

9 HEARING OFFICER CELLI: The way I would like
10 to treat this is, if there's no objection to the
11 exhibit coming in, and there is not from staff, that
12 we admit Exhibit 104. So, that will be received into
13 evidence upon docketing it.

14 And that with the inclusion of Exhibit 104,
15 the record is now, again, closed.

16 MR. GALATI: Thank you. I appreciate that.

17 HEARING OFFICER CELLI: Anything else on any
18 of this from either party?

19 MS. DECARLO: Nothing from staff.

20 HEARING OFFICER CELLI: Thank you. Then,
21 I'm going to hand it back to Commissioner Scott to
22 handle the -- oh, there is one thing I would like to
23 do. If I could please have the translators either go
24 to the podium or get to a mic, and make your
25 availability known in the language you're here to

1 translate in, so people who speak Spanish,
2 Vietnamese, or Korean are aware that you are here to
3 serve them.

4 So, if you would, please.

5 MS. KAPLAN: Hi, my name is Alexandra Kaplan
6 (phonetic) and I'm a Spanish interpreter, so I'm here
7 if anybody needs my help and this is --

8 HEARING OFFICER CELLI: I need that in
9 Espanol, por favor.

10 MS. KAPLAN: (Availability given in Spanish).

11 MR. DORN: I'm the Vietnamese interpreter,
12 Tim Dorn (phonetic). Anybody in the audience who
13 needs the service of a Vietnamese interpreter, I'm
14 available here.

15 HEARING OFFICER CELLI: And then please say
16 that in Vietnamese?

17 MR. DORN: (Availability given in
18 Vietnamese).

19 HEARING OFFICER CELLI: Okay, thank you.

20 MR. DORN: Thank you.

21 MR. KIM: Hi, my name is Bill Kim (phonetic)
22 and we have two Korean interpreters available for
23 tonight. (Availability given in Korean).

24 HEARING OFFICER CELLI: Thank you very much.
25 Commissioner Scott.

1 COMMISSIONER SCOTT: Okay, thank you very
2 much. So, we will now turn to our public comment.
3 Let me first just start by checking to see whether we
4 have any elected officials or City officials who
5 would like to address the Commission. If so, please
6 come up to the mic right here in the middle.

7 Okay, so I'm going to start with Patrick
8 Loughran, and he'll be followed by Brenda Ward. Is
9 Patrick here?

10 Okay, let me go to Brenda Ward. And she'll
11 be followed by Leslie Reinmiller. So, if you are
12 here and would like to speak, I just called your
13 name. Please come on up to the microphone.

14 I feel like maybe there's a couple folks in
15 the hall. That's okay.

16 The next one I have is Roxanne, is it Klatt
17 or Klath?

18 MR. KLATT: Klatt. Sorry.

19 COMMISSIONER SCOTT: Great. Come on up,
20 please. And you'll be followed by Ernesto Medrano.

21 MS. REINMILLER: I'm Leslie Reinmiller. So,
22 you did call me, so I'm here whenever you're ready.

23 COMMISSIONER SCOTT: Got it. Please go
24 ahead.

25 MS. KLATT: Hi, my name is Roxanne Klatt.

1 I'm here representing the Southwest Regional Council
2 of Carpenters, Local 2361, out of Buena Park.

3 I want to thank you all for allowing us the
4 chance to get up here and speak with you and also,
5 thank you for coming all the way from Sacramento.

6 I was here and I spoke last time and I'm
7 still in that same I'd rather stand on the edge of a
8 50-story building than -- I'm hoping one day I'll get
9 comfortable like it appears like you all are.

10 What we would like to see is Union PLA work
11 here in Orange County, here in L.A. I just drove
12 from Palmdale. That's where I'm driving to and from
13 every day. And again, I'm not complaining. I'm very
14 thankful and happy to have a job, but it would be
15 nice to be a little closer to home.

16 We've got lots of people here that I'm sure
17 have children, and families, and it's four hours that
18 I could spend doing community service, all sorts of
19 other activities that aren't spent on the freeway.

20 That being said, we've got programs. I'm a
21 Vet, and I know when I got out of the military I
22 didn't know there was a recession. I learned the
23 hard way, I couldn't find a job. So, we've got
24 problems to help the returning Vets. It's Helmets to
25 Hardhats. I think most of the trades have that. We

1 actually give them a leg up where we bring them in at
2 a higher stage, so they're making a little bit more
3 money, so they can transition back into living here
4 with the rest of us. We call it back to the world.
5 When you're in the military, you're coming back to
6 the world.

7 We have a program called Boots, in the
8 Carpenters Union, for women, to help them understand
9 what we do at work so they're just not thrown into a
10 construction site and not knowing -- I keep bumping
11 into that -- not knowing what's going on there. So,
12 I think it's about a month and a half where they get
13 a lot of education to help them, so they're familiar
14 with what's going on, on a construction site, before
15 they're introduced to the work.

16 What else do we have? We have a training
17 center where we're doing training for ICRA, which is
18 infectious disease control in the hospital or in
19 medical facilities. I've actually taken that class,
20 which helps us understand and know the protocols for
21 keeping diseases, and bacterias, and viruses
22 contained into the sites that we're working on.

23 So, basically, I'm here trying to sell us to
24 you, that we're professional. Safety is number one
25 with what we do. And thank you, again, for the

1 opportunity and I hope you vote to have that happen
2 here. Thank you.

3 COMMISSIONER SCOTT: Thank you.

4 I have Ernesto Medrano, followed by Leslie
5 Reinmiller.

6 MR. MEDRANO: Good afternoon or good
7 evening, Members of the Committee. My name is
8 Ernesto Medrano and I represent the Los Angeles,
9 Orange County Building and Construction Trades
10 Council, comprised of about over 140,000 hardworking
11 men and women in both of the counties. And welcome
12 to Orange County.

13 On my civic side, because I live in Anaheim,
14 I also Chair the Public Utility Board there. And
15 we're very excited to see, the opportunity to see a
16 power plant here in Stanton. We're very excited to
17 see a power plant that will provide for some
18 reliability here. Given the fact that the wind
19 doesn't always blow and we don't always have -- you
20 know, we get cloudy days and we know that we're --
21 it's important to move into renewables, but they're
22 not always going to be there. And we want to have a
23 plant that's going to be able to pick up the slack
24 when we need that.

25 But more importantly, also for us, is the

1 fact that we're going to be able to provide
2 sustainable careers for our members. As you just
3 heard the sister from the Carpenters Union, she's
4 talking about the opportunities she had coming out of
5 the military and coming into our community, and be
6 able to come in and create a career here.

7 Where else can you go for four years, walk
8 in without tuition, without reimbursement, and come
9 out the other end with a certification, turning out
10 journey level in any trade, and be able to make 60 to
11 80 thousand dollars a year, with healthcare benefits,
12 with a defined benefit plan in the building trades.

13 This is what we do. We have a group of
14 folks that are here from our apprenticeships and that
15 are journey level, that are here to observe and to
16 urge you to support this plant.

17 We also understand we have a community
18 benefits component with this plant that they're going
19 to be able to provide resources for a park that is
20 well-needed for space here, in the City of Stanton.

21 Our opportunities also provide Veterans the
22 opportunity to come into the building trades and get
23 a career. You heard about the Helmets to Hardhats
24 Program. The agreement that we have with this, with
25 WPower, provides for the Helmets to Hardhats Program.

1 It provides resources and help. We're able to take a
2 Veteran and provide them direct access into an
3 apprenticeship and not have to wait on the waiting
4 list.

5 Also, with our local hire provision, we're
6 able to provide preferential hiring into the job
7 here. So, when they come to work at the power plant,
8 when it's approved, they'll be able to go in there
9 and be able to go in there and have preference to go
10 work on the job here. So, we'll be able to provide
11 employment opportunities at a great level.

12 We also have a no strike/no lockout. You're
13 going to have an efficient operation. There will be
14 no interruptions, no disruptions. We assure no
15 strike and no lockout with our agreements. So,
16 you've got the best of all worlds here.

17 At this point, I'd like to ask the brothers
18 and sisters of the trades to please stand. At this
19 point, I'd like to say that we're ready to don our
20 toolbelts, get our hardhats, and our work boots on in
21 order to go build a power plant in Stanton. Thank
22 you very much.

23 COMMISSIONER SCOTT: Thank you.

24 (Energetic Applause)

25 COMMISSIONER SCOTT: Thank you.

1 I have Leslie Reinmiller, followed by
2 Patrick Loughran.

3 Also, just a reminder, if you want to make a
4 comment and you haven't filled out a blue card, our
5 Adviser, Alana, is waving to you back there in the
6 lovely orange jacket. Please get a blue card from
7 her. She brings that up to me. That's how I know
8 you'd like to make a comment.

9 Thank you, please go ahead.

10 MS. REINMILLER: Hi, my name is Leslie
11 Reinmiller. I'm the Training Director for the
12 Southern California Sheet Metal Apprenticeship. I've
13 been a sheet metal worker for 33 years and a resident
14 of Stanton for 18.

15 So, employment in Stanton is very important
16 to me because I want my house value to stay up for
17 one thing, and I like to see young people get jobs.

18 I've been a registered voter for over 42
19 years and I've never once not voted for an
20 improvement in taxes and bonds, if it helps schools.
21 So, the future is our children. And if we don't take
22 care of our children, we are not going to have a
23 future.

24 All these kids here are highly trained
25 people. We're a performance-based industry and if we

1 don't perform, what happens? We lose our jobs, okay.
2 If the job doesn't come in on time.

3 So, we're very safety conscious, we do the
4 best we can do. We're hard workers. And I'd like to
5 see all the people that live in Stanton benefit from
6 this power plant. And I'd like to see the people
7 that live in the area benefit from it, too.

8 The apprenticeships are a great way to go.
9 Ours happens to be a five-year program. But, you
10 know, it's very intense. People think, oh, it's
11 easy, you're going into an apprenticeship program
12 because you don't want to go to college. Sometimes
13 you work a lot harder in an apprenticeship program
14 than you do in college. You don't sweat in college.
15 You don't get up early in college. You party a lot
16 more in college.

17 So, apprenticeship programs are a great
18 avenue for people's futures, so that these guys can
19 have kids, raise their kids, buy houses, have a nice
20 retirement in the end and send their kids to school
21 and college, if they prefer to go to college instead
22 of being in a trade.

23 So, thank you very much for allowing me to
24 speak. And I do hope you go along with this project.

25 COMMISSIONER SCOTT: Thank you.

1 (Applause)

2 COMMISSIONER SCOTT: I have Patrick
3 Loughran, followed by Brenda Ward. And before you
4 start, Mr. Loughran, let me just -- are we able to
5 get more chairs in? And there's a few chairs up
6 front, if people would like a seat. And then, we'll
7 see if we can get a few more so everyone has
8 somewhere to sit.

9 But please, go ahead.

10 MR. LOUGHRAN: I wanted to say, my name is
11 Patrick Loughran. I'm a third period apprentice with
12 the Carpenters Union. Three words I want to say is
13 skill, quality, productivity. That's what you're
14 going to get when you bring the Carpenters on to your
15 job. Skill is going to -- it's going to take care of
16 any accidents because we know what we're doing. The
17 quality of our work is topnotch. And the
18 productivity is going to bring it in on time. There
19 ain't going to be no over budget or none of that
20 stuff. You're going to get a quality job when you
21 bring in Carpenters.

22 I want to say three other words. Community
23 service, community outreach, young guns and
24 mentorship. We have programs going on and we have
25 committees going on. But we'll partner with you.

1 We'll put in wheelchair ramps for, you know, people
2 that can't afford them kind of things in their house,
3 we'll come and do it. We'll come and do that stuff
4 for you.

5 We have young guns. These young people are
6 coming in and we want to mentor young people so we
7 have a next generation coming up to fill in those
8 slots of people who are retiring.

9 We have mentorship. Mentors are pouring in
10 to these young people. You mean, of your community,
11 Carpenters are doing all of that. We've got a lot of
12 stuff, a lot of good stuff going on.

13 We want to partner with you, not only for
14 this job, but for your community. Thank you.

15 COMMISSIONER SCOTT: Thank you.

16 (Applause)

17 COMMISSIONER SCOTT: I have Brenda Ward,
18 please, followed by Randy Brown.

19 MS. WARD: Hi, good evening, my name is
20 Brenda Ward. And equal pay for equal work is not
21 something that's very common, especially for females.
22 And I'm very proud to say that with this union, with
23 this trade as Carpenters, anyone who works in this
24 trade that's true.

25 And you would be able to enforce, empower

1 females to have equal like income, and sustain a
2 livable life with dignity. And I respectfully
3 challenge the City of Stanton to offer the
4 opportunities for all these women in the trade, to
5 provide a means of dignified living, with dignified
6 income based on the work that we perform. So, thank
7 you.

8 COMMISSIONER SCOTT: Thank you.

9 (Applause)

10 COMMISSIONER SCOTT: Can I have Randy Brown,
11 please?

12 And then, I don't have any other blue cards.
13 So, if you are here and would like to make a public
14 comment, please fill out a blue card with Alana
15 Mathews, our Public Adviser back there in the orange.
16 She'll get them up to me and that's how I know that
17 you'd like to speak.

18 Mr. Brown, please go ahead.

19 MR. BROWN: Yeah, thank you. Well, thank
20 you for hearing me. I'm here for a different
21 purpose, I guess. I hear a lot about jobs and I'm
22 counting on all you guys to do a real quality work.
23 Because we want to speak out on reliability.

24 And I'm the CEO of Rountree Gardens up the
25 street. We're a senior living community. We have

1 independent, assistant skill nursing, and memory
2 care. We depend on reliable energy and when it does
3 go out, part of our campus is covered by a generator.
4 The other part is only partially covered. We're a
5 three-story building, with elevators, so that's
6 important to seniors.

7 And so, we're highly excited about the
8 project and the reliability that it's going to bring
9 to the community because we depend on it. So, thank
10 you.

11 COMMISSIONER SCOTT: Great, thank you.

12 (Applause)

13 COMMISSIONER SCOTT: That's all the blue
14 cards or public comment that I have for right now.
15 I'll check in with our Public Adviser here.

16 We have also mentioned that we will take
17 public comment at 5:30, so we will pause then until
18 5:30 and see if there's anyone else who would like to
19 say something. If so, delighted to hear from you and
20 we'll start up again then. So, just a little break
21 until 5:30.

22 HEARING OFFICER CELLI: Would you like to go
23 off the record?

24 COMMISSIONER SCOTT: Oh, yeah, so we'll go
25 off the record.

1 (Off the record at 5:19 p.m.)

2 (On the record at 5:30 p.m.)

3 COMMISSIONER SCOTT: Okay, good evening,
4 everyone. We're going to get started in about two
5 more minutes.

6 So, if you are -- again, our notice
7 mentioned that we would take public comment at 5:30.
8 I didn't want to make everyone have to wait, since
9 folks were here. So, thank you, those of you who
10 were early to speak.

11 So, for the public comment, just in case
12 there are some new faces in the room, I want to go
13 back to our translators and ask them to just please,
14 again, introduce yourselves and let folks know that
15 you're available for translation in case we need it.
16 Thank you.

17 MS. KAPLAN: Hi, good afternoon, my name is
18 Alexandra Kaplan and I'm a Spanish interpreter.
19 (Availability given in Spanish).

20 VIETNAMESE INTERPRETER: (Availability given
21 in Vietnamese). That was Vietnamese.

22 KOREAN INTERPRETER: Korean interpreter.
23 (Availability given in Korean).

24 COMMISSIONER SCOTT: Great. Thank you very
25 much.

1 And I thought, also, we should reintroduce
2 ourselves just for the new folks in the room.

3 My name is Janea Scott. I'm a Commissioner
4 and the Presiding Member over this decision.

5 Next to me, to my left, your right, are my
6 two Advisors, Rhetta deMesa and Matt Coldwell.

7 To my immediate right, to your left is our
8 Hearing Officer Ken Celli.

9 Next to him is Commissioner Karen Douglas'
10 Advisor, Jennifer Nelson. Commission Douglas is the
11 Associate Member on this project.

12 And next to Jen, to her right and your left,
13 is Kristy Chew, who is the Technical Advisor to the
14 Commissioners.

15 And walking right there, in the orange, is
16 our Public Adviser, Alana Mathews. And if you have
17 any questions about the process, she's here and happy
18 to help you out. And she's also the collector of the
19 blue cards. So, please feel free to fill one out, if
20 you'd like to speak. We're looking forward to
21 hearing from you.

22 And so, with that, I will begin with Ray
23 Avila, followed by Isaac Trejo.

24 MR. AVILA: Good evening. My name is Ray
25 Avila and I'm representing the Union Iron Workers

1 Local 433. And, you know, from my understanding you
2 guys have been working on this deal for like five
3 years. It seems like a good turnout. This is my
4 first City Council meeting.

5 I think it's awesome you guys are feeding
6 us. The food is pretty good, you know what I mean.
7 It helped me, you know, be less nervous up here.

8 So, I am a sixth period apprentice, working
9 out here in Orange County, at Disneyland. And we're
10 doing the Star Wars Project.

11 And, you know, PLA, I have to tell you, it's
12 a good deal, you know, for us and the contractors.
13 It gives us the opportunity to be close to home,
14 which also allows us to spend more time with family.
15 You know, for those of us that have kids, most of us
16 do, it's why we work so hard for the money. And, you
17 know, that's what it's all about, spending time with
18 your family. Going to work, working safe, before you
19 can go home and be with your family.

20 But I've got to tell you, when you're
21 driving two hours on a road to get to work, you know,
22 and then it's even longer getting home, about three
23 hours, three and a half hours, that's five hours,
24 sometimes even six, not even including the hours that
25 you're working that day. You see. So, PLA is a

1 really awesome thing for a lot of us. So, I just
2 want to advocate for PLA on this project and other
3 projects that come through Orange County, you know
4 what I mean. So, I see the clock is ticking and I
5 don't have that much longer talking up here.

6 But I just want to thank, you know, the
7 Council members and everybody that's here, you know,
8 trying to get this whole deal going and get the ball
9 rolling. And I'm all for it, especially if it's PLA.
10 Okay. Have a good one.

11 COMMISSIONER SCOTT: Thank you.

12 (Applause)

13 COMMISSIONER SCOTT: So, Mr. Trejo, if you
14 don't mind, I forgot to ask if we had elected
15 officials or City officials. So, I'd like to ask
16 Assemblywoman Sharon Quirk-Silva to please come up
17 and address us and then I'll have you go right after
18 her. Is she still here? Oh, yeah, there you are.
19 Hello.

20 ASSEMBLYWOMAN QUIRK-SILVA: Good afternoon,
21 Commissioners and thank you so much for having me
22 speak. I'm proud to represent Stanton as a State
23 Assembly Member. And energy is not only something
24 they're talking about here in Stanton, but across the
25 State of California as we see our increased

1 temperatures, and many of us have seen temperatures
2 that we've never seen before.

3 I live in Fullerton and about three weeks
4 ago the temperatures reached 114 degrees. So, the
5 new norm that we see, of course, are our temperatures
6 are rising. We continue to see fires up and down the
7 State of California. And we know that energy in
8 multiple forms and various choices for the public are
9 going to be more and more important.

10 So, as a State representative, I do support
11 this project. Stanton is a city that when work is
12 brought to it, they're going to thrive even more than
13 they are now. And as we look at our good friends
14 from the labor community, with the laborers, with I
15 believe the Carpenters. Where's the Carpenters?
16 Carpenters. And we have also Iron Workers.

17 These are, of course, incredible jobs. In
18 my district I happen to have the pleasure of hosting,
19 in La Palma, the Iron Workers, and their apprentice
20 program, as well as in Buena Park the Carpenters.

21 So, these are local people raising their
22 families in the community. And as already was noted,
23 this is exactly what we want to do to build
24 California and to put our hardworking men and women
25 to work right here in their own community.

1 So, with that, I would ask for your support.
2 Thank you so much.

3 COMMISSIONER SCOTT: Thank you.

4 (Applause)

5 COMMISSIONER SCOTT: And thank you for being
6 here, Assemblywoman. Thank you, Assemblywoman, for
7 being here.

8 Do I have any other elected officials or
9 City officials?

10 Okay, Mr. Trejo, please. And you'll be
11 followed by Johnny, I think it's Cangey.

12 MR. TREJO: Thank you for having me speak.

13 COMMISSIONER SCOTT: Yes.

14 MR. TREJO: I'm a resident since January
15 2001 and I haven't had an opportunity like the
16 Carpenters have given me. I'm a second stage
17 apprentice. Today, I'm here exactly a year. I was
18 hired August 2nd, 2017. And I'm already making money
19 where I can put my son through a good high school. I
20 don't want him going through a regular high school.

21 And, in turn, I can spend my money around
22 town. I can fix up my house.

23 But they're honoring the workforce. I want
24 to work hard and they're honoring that. And I just
25 want you guys to give an opportunity for the

1 Carpenters to do the work. Thank you.

2 COMMISSIONER SCOTT: Thank you.

3 (Applause)

4 COMMISSIONER SCOTT: I have Johnny Cangey.

5 Am I saying it right, Canger [sic]?

6 MR. CANGEY: Cangey.

7 COMMISSIONER SCOTT: Thank you. And you'll
8 be followed by Adam Elliott.

9 MR. CANGEY: Good evening, guys. First of
10 all, I'm a Buena Park resident, 40 years, born and
11 raised. Went to Western High School. Played little
12 league over here at Stanton Little League. So, this
13 is my surrounding community. I own a business in
14 Cypress. I've got my own barbershop. So, I've got a
15 lot of friends, a lot of history.

16 I come from a background, I was an athlete,
17 played both baseball and football. And just honored
18 to see that you guys joined part of our family.

19 And when I say that, guys, union is a
20 family. And I'm going to tell you, you guys signed
21 onto a good deal. Congratulations to you guys.
22 You're not going to be disappointed.

23 When we talked about a trained and skilled
24 workforce, absolutely we are. And the more
25 agreements you guys get signed, you all -- you know,

1 I know Paul Marino's our Business Agent. Myself, I'm
2 a Business Agent up in the Antelope Valley, Foothill
3 Area, the more the younger generation we can put to
4 work.

5 And, guys, that's -- and I'll kind of tell
6 you my little story. I was 18 years old. I was
7 going to Golden West College. Was supposed to just
8 do this part-time. My girlfriend from high school,
9 still married to her to this day, 20 years come
10 December. We had our first child and he had
11 Asperger's. He had a lot of problems with his ears.
12 And, you know, guys, I stuck to this for a career
13 because I didn't -- everything that I was about, I
14 was an athlete, like I said, I like getting dirty,
15 hanging out with the guys, and building stuff. I
16 didn't have to change too much.

17 And my first kid, having to go to the
18 hospital, in and out, figuring out all those things,
19 without those health bene's, guys, I'm telling you,
20 I'd still be paying these bills to this day.

21 Like I say, I own my home. I'm blessed to
22 have my home, a business, and a simple life. That's
23 what you gave an opportunity for all these guys here.
24 That's what you guys just did with this Community
25 Workforce Agreement, or CBA, I'm sorry. And we'd

1 appreciate you guys doing more. And just keeping
2 supporting unions and I will guarantee you will not
3 be disappointed because you guys just bought the
4 best. We are all pros and we're looking forward to
5 showing you guys that.

6 Thank you very much.

7 COMMISSIONER SCOTT: Thank you.

8 (Applause)

9 COMMISSIONER SCOTT: I have Adam Elliott
10 next and it's the last blue card that I have. So, if
11 you're here or you'd like to speak, please make sure
12 you get your blue card to our Public Adviser. She'll
13 get it up to me and that's how I know you'd like to
14 make a comment.

15 Mr. Elliott, please go ahead.

16 MR. ELLIOTT: Good evening.

17 COMMISSIONER SCOTT: Good evening.

18 MR. ELLIOTT: I represent UA Local 582 of
19 Plumbers and Pipefitters. You've heard all -- you
20 won't be disappointed in the unions. We're here to
21 work. And we have local hire ready to be here, ready
22 to put this project together.

23 I think that's very important. If you're
24 gong to pay the taxes, you might as well get some
25 benefit from it. Our members are from Orange County,

1 are from Stanton, and this surrounding area. We can
2 put these members to work. We are the backbone of
3 the middle class.

4 I taught at our apprenticeship for 13 years.
5 I'm a big believer in our educational system. We're
6 here to work hard and do a service. Thank you.

7 And one more thing. I think it's
8 appropriate, I will request that we say the Pledge of
9 Allegiance. Thank you.

10 COMMISSIONER SCOTT: Thank you.

11 (Applause)

12 COMMISSIONER SCOTT: Let me finish our
13 public comment. So, I have -- thank you. I have
14 Kevin Branult [sic] next. Am I saying it right?
15 Okay.

16 MR. BRAULT: It's close but -- no problem.

17 COMMISSIONER SCOTT: Please go ahead.

18 MR. BRAULT: My name's Kevin Brault. I'm a
19 Union Iron Worker and I'm here to represent skilled
20 union labor. Union labor is -- we go through a State
21 apprenticeship program. If you hire nonunion, they
22 take anybody off the street. They say they are an
23 iron worker or a carpenter, or whoever, but they're
24 really not. They're learning as they go.

25 We go to a four-year school to learn our

1 trade and we learn a lot in the field and we learn a
2 lot at school. We even have a couple of our teachers
3 from school here today. And I'm proud to see them
4 here and I'm proud to see all the union people here,
5 no matter who they are, iron workers, carpenters,
6 plumbers, it doesn't matter.

7 I live in Anaheim. I'm not close to
8 Stanton. I live right off of Lincoln right here.
9 The Community Benefit Agreement is great. Let's
10 spend the money and keep the money in our community.
11 Let's keep everybody working close to the house.

12 It's mainly skilled labor that you're buying
13 and that's what you want. You want it done right and
14 you want it done right the first time.

15 That's about all I got to say. Thank you
16 very much for supporting.

17 COMMISSIONER SCOTT: Okay, thank you.

18 (Applause)

19 COMMISSIONER SCOTT: That's all the blue
20 cards I have for public comment in the room. We do
21 have a few folks who are participating by WebEx. So,
22 I would like to now turn to our WebEx. There's not
23 too many, so we'll just open it up.

24 If you are on the WebEx and would like to
25 make a public comment, please go ahead and speak up.

1 You are unmuted on our end. If you are trying to
2 speak up and we can't hear you, unmute yourself on
3 your end as well. If you're on the WebEx and would
4 like to make a comment, please go ahead.

5 Okay, going once, going twice. All right,
6 so that is the close of our public comment for this.

7 Let me just take a moment to say thank you
8 so much to our translators who have been here all day
9 to help out and to everyone who's helped put our
10 hearing together. Really appreciate that.

11 (Applause)

12 COMMISSIONER SCOTT: Appreciate your work.
13 I want to say thank you to the City of Stanton and to
14 the Mayors of Stanton and Buena Vista for welcoming
15 us. We are delighted to be here and to have a chance
16 to hear from all of you.

17 And I would be happy to say the Pledge of
18 Allegiance and then we would adjourn our hearing.
19 So, if folks wouldn't mind standing and joining me,
20 we'll face our flag.

21 (Pledge of Allegiance)

22 COMMISSIONER SCOTT: Thank you all very much
23 for joining us. And with that, we're adjourned.

24 (The hearing was adjourned at 5:45 p.m.)

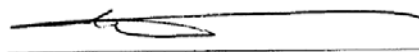
25

REPORTER'S CERTIFICATE

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 8th day of August, 2018.



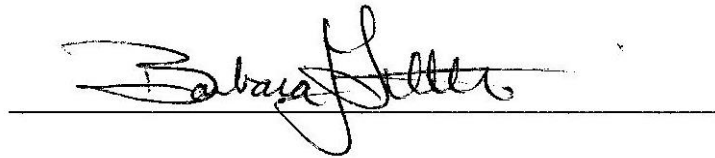
PETER PETTY
CER**D-493
Notary Public

TRANSCRIBER'S CERTIFICATE

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 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 8th day of August, 2018.

A handwritten signature in black ink, appearing to read "Barbara Little", is written over a horizontal line.

Barbara Little
Certified Transcriber
AAERT No. CET**D-520