



Barry Beyeler, Chair ■ Renee Dowlin, Vice Chair ■ Hanley Jenkins II ■ Trey Senn ■ Betty Roppe ■ John Mohlis ■ Jack Billings

**Energy Facility Siting Council
Minutes
June 17, 2016**

Minutes Approved at the August 18-19, 2016 EFSC Meeting

**Boardman City Hall
200 City Center Circle
Boardman, OR**

Call to Order: The meeting was called to order at 8:00 a.m. by Chair Beyeler.

Roll Call: Council members, Betty Roppe, Hanley Jenkins, Barry Beyeler, Jack Billings, Vice Chair Renee Dowlin, Trey Senn (By Phone) and John Mohlis were present.

Oregon Department of Energy representatives present were Todd Cornett, Virginia Gustafson, Sarah Esterson, Jason Sierman, Duane Kilsdonk, Matt Lawyer and Cliff Voliva.

EFSC Counsel Jesse Ratcliffe, Department of Justice (DOJ) (via phone) and Renee France (DOJ), were also present.

A. Consent Calendar

Action: A motion was made by Councilor Roppe and seconded by Councilor Billings that the minutes of the January 21-22, 2016 meeting be approved with changes to correct scrivener's errors (identified by Councilor Jenkins).

Vote: Roppe, Yes; Jenkins, Yes; Beyeler, Yes; Dowlin, Yes; Billings, Yes; Senn, Yes; Mohlis, Yes.

Motion carried.

Action: A motion was made by Councilor Billings and seconded by Councilor Roppe that the Council approve the minutes of the February 19, 2016 meeting as presented.

Vote: Billings, Yes; Senn, Yes; Mohlis, Yes; Roppe, Yes; Jenkins, Yes; Beyeler, Yes; Dowlin, Yes.

Motion carried.

Mr. Cornett gave an update on the Legislative Joint Oversight Committee. He stated that the Schedule is out as follows:



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Siting presented on May 26th

June 20th – Energy Development Services (Incentives)

July 18th – Energy Development Services/Director’s Office and Central Services

Mr. Cornett stated that the Chair had made a determination to not include a request from Ms. Gilbert to do a presentation on Electric and Magnetic Fields.

Mr. Cornett discussed the ongoing recruitment for the UEA3 and the OPA2 positions. He also reminded the Council that Virginia Gustafson would be retiring but may come back under contract to finish Saddle Butte.

Mr. Cornett discussed maps from the WECC that were provided to the Council.

Lastly, Mr. Cornett discussed emails received by multiple parties related to a misunderstanding of the rulemaking agenda item. Mr. Cornett stated that there would be no action taken and that the agenda item was simply an update to Council on current rulemaking activities.

Ms. France stepped down from the dais and Mr. Ratcliffe took over as counsel to the Council for the following agenda item.

B. Saddle Butte Wind Park (Review/Potential Action Item): Virginia Gustafson, Senior Policy Advisor, provided the Council with an update related to the informal discussions among parties of the contested case.

Ms. Gustafson informed the Council that the parties were not in agreement regarding conceptual condition language presented to the parties as an alternative to proposed Condition O.8, and informed the Council that the applicant requested oral argument from all parties to further address that issue. Ms. Gustafson stated that while the Council may hear oral argument from the contested case parties, the staff does not recommend oral argument. She requested that the Council confirm its intent for the staff to prepare findings to support Condition O.8 and requested clarification on the legal basis for which the Council is directing staff to ground the proposed condition O.8.

Mr. Ratcliffe informed the Council of an opportunity to hear oral argument on the issues from the parties without reopening the record.

The Council decided to not hear oral argument on the conceptual condition language circulated by ODOE staff.

There was some discussion on the proposed condition and the Council directed staff to produce two versions of findings to support Condition O.8, one based on statute, one based on rule.



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Ms. France returned to the dais as counsel for the Council at the end of the agenda item and Mr. Ratcliffe hung up the phone and terminated his participation in the meeting.

D. Compliance Update: Duane Kilsdonk, Compliance Officer, gave a presentation on the status of multiple projects.

Mr. Kilsdonk discussed the current construction process for the Carty Generating Station, which began in January 2014 and is presently 62% complete. He discussed the removal of the previous contractor and stated that PGE has taken over the build. The certificate holder has completed the waste water holding ponds, cooling towers, and Grassland Switchyard Structure. The Combustion Turbine (CT) and Combustion Turbine Generator (CTG) was delivered to the site February 2015. The Generator Step-up (GSU) Transformers were installed April 2015. The Grassland Switchyard was completed May 2015.

The Steam Turbine (ST) and Steam Turbine Generator (STG) were on site June 2015.

The Auxiliary Boiler and Auxiliary Transformers were delivered to the site June 2015.

Mr. Kilsdonk discussed the torrefaction unit at the Boardman coal plant. The facility now has temporary storage and is able to process biomass material at the facility site. PGE is looking to obtain bio mass from alternative sources. The torrefaction is designed to turn biomass into a charcoal-like product that can burn in a blend of coal and biomass briquettes. PGE has done a test burn.

Mr. Kilsdonk also discussed his compliance plan as well as his inspection schedule for the remainder of 2016 and 2017.

Mr. Cornett encouraged the Council to go on site visits when they are available.

E. Rulemaking (Update): Jason Sierman, Rulemaking Coordinator, provided the Council with a status update on the current rulemaking activities for revision of division 27 and the fish and wildlife standard. Mr. Sierman also discussed the emails received by staff, the confusion that may have resulted from the agenda and stated that this particular agenda item was information only and that staff was not requesting any action by the Council.

C. Public Comment (Information Item): Comments were provided by Irene Gilbert, La Grande, OR and Gail Carbiener, Bend, OR.

F. Wheatridge Wind Energy Facility (Review Item): Sarah Esterson, Energy Facility Siting Analyst described the proposed facility and gave a brief history of the application review process. The department issued the Draft Proposed Order on April 27, 2016, which recommends that the Council approve a Site Certificate for the project subject to



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conditions. A public hearing on the Draft Proposed Order was held May 19, 2016 and June 6, 2016 in Boardman, Oregon. Ms. Esterson provided further information on the procedural history, the DPO and comments received.

Ms. Esterson discussed comments given on the Draft Proposed Order as well as other items of review. She reviewed items that had issues raised on the record as follows: General standard of review, organizational expertise, structural standard, soil protection standard, land use standard, protected area standard, fish and wildlife habitat standard, threatened and endangered species standard, recreation standard and siting standards for transmission lines. Ms. Esterson also discussed review items that did not have issues raised on the record of the hearing as follows: Retirement and financial assurance standard, scenic resources standard, historical, cultural, archeological resources standard, public services standard, waste minimization standard, public health and safety standards for siting wind facilities, cumulative effects standards for wind facilities, noise control regulations, removal-fill permit and water rights.

The Council congratulated Ms. Esterson on an exceptional turn around and thorough presentation.

G. Public Comment (Information Item): None provided.

The meeting was adjourned at 12:15 p.m.