

Wind Siting Council Meeting Minutes
Wednesday, April 7, 2010

Members Present:

Tom Green
Bill Rakocy
Doug Zweizig
Lloyd Lueschow
Dan Ebert
Michael Vickerman
George Krause Jr.
Tom Meyer
Larry Wunsch
David Gilles
Jennifer Heinzen
Jevon McFadden

Members Absent:

Andy Hesselbach
Ryan Schryver
Dwight Sattler

Commission Wind Siting Staff Present:

Deborah Erwin
John Lorence
Joyce Dingman

Proceedings

- 1) Review of today's agenda
- 2) Review and adoption of meeting minutes of April 1, 2010
 - Council members reviewed the draft minutes and adopted them with the following changes:
 - Change all statements of "No change by Council" to "No change by Council was discussed."
 - Add an item describing the conversation regarding road damage and repair, and about whether there are other wind siting topics the Council may recommend addressing in the rules other than the mandatory and optional topics mentioned in the statute.
- 3) Review, modification and adoption of Council's general Guiding Principles and Guiding Principles associated with Developer/Owner Responsibilities
 - Council members discussed a revised version of the draft guiding principles for the Council. This revised version was made based on the Council's discussions on April 1, 2010. Council made several modifications to the draft Overall Guiding Principles provided and adopted the principles as modified.
 - Council members discussed whether they should attempt to achieve consensus positions, or whether they should "take votes" on contentious issues. Council members discussed whether it would be helpful to the Commission to receive information about a vote taken by the Council on an issue where many Council members are of divergent opinions. The Council decided to address this concept by modifying the guiding principle regarding consensus to reflect that minority viewpoints will be respected and reflected in Council's advice to the Commission.

- Council members discussed how they will give advice to the Commission. Deb Erwin indicated that although Commission staff helped prepare the draft “guiding principles” for the Council’s discussion, in the future Commission staff may be less involved in the drafting of documents representing Council positions. The details of the Council’s process for giving advice to the Commission and Commission staff’s involvement will be discussed in more detail at a later date.
 - Council members discussed and adopted changes to the principle regarding recognizing and supporting the RPS, and the principle regarding supporting wind development.
 - Council members discussed several possible modifications to the principle regarding balancing competing interests, though no changes were adopted.
 - Council members discussed a revised version of the draft guiding principles for rules dealing with developer and owner responsibilities. This revised version was made based on the Council’s discussions on April 1, 2010. Council made several additional modifications to the draft Guiding Principles – Developer & Owner Responsibilities provided and adopted the principles as modified.
 - Council members discussed what “project area” means. Council members identified that there are different ways to interpret this term, and that it is not necessary to acknowledge the possible meanings in a guiding principle.
 - Council members discussed the idea of a uniform lease contract form with standardized provisions. Council members indicated that such a form could be optional or mandatory. Creating a uniform lease contract form may be outside the scope of the Council’s scope of work on the proposed rules. Commission staff will attempt to clarify this issue for later discussion.
 - Council made modifications to the 12th and 15th principles regarding developer and owner responsibilities.
- 4) Development of the Council’s Guiding Principles for drafting rules associated with Siting and Local and Commission processes
- Council members discussed some draft guiding principles for rules dealing with siting prepared by Commission staff.
 - Council members discussed changing several uses of the word “should” to “shall.”
 - Council members discussed modifying the principle regarding health effects to read “Health effects should be taken into account in all siting decisions.”
 - Council members discussed some draft guiding principles for rules dealing with local and Commission processes prepared by Commission staff.
 - Council members discussed adding a guiding principle stating “Establish a clear process for enforcement of the rules.”

- 5) Next steps/Discussion of next meeting's time, place and agenda
 - Next Council meeting will be Friday April 9, 9:00 am. This will be a teleconference meeting. Commission staff will provide call-in information to Council members.
 - Commission staff will provide Council members with a draft of the rules by Monday April 12 or Tuesday April 13. Council will begin to discuss this draft Friday April 16.

- 6) Adjourn