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1 BE IT REMEMBERED that the above-entitled and
2 numbered matter came on regularly to be heard before the
3 Arizona Corporation Commission, at 1200 West Washington
4 Street, Phoenix, Arizona, commencing at 10:00 a.m. on the
5 2nd day of March, 2009.

6

7 BEFORE: GARY PIERCE, Acting Chairman
8 PAUL NEWMAN, Commissioner
9 SANDRA D. KENNEDY, Commissioner
10 BOB STUMP, Commissioner

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1 ACTING CHMN. PIERCE: Welcome, everyone, to this
2 public hearing that is for comment on the APS TS-5 to
3 TS-9. And what we're going to do here is I'm going to
4 excuse Chairman Mayes right off the bat. She won't be
5 here today at all. Commissioner Newman will be here in
6 about a half hour. Sometimes traffic from Tucson is not
7 as he expects, and this is one of those mornings.

8 What we have is we have a few slips, and you can
9 pick up these slips outside and fill them out if you wish
10 to speak. I know there are others watching in a room
11 adjacent, and if they wish to speak, same system. They
12 can deliver one of their slips to inside here and then go
13 back to their office -- or to their office -- to the room
14 next door. And what I'll do is I'll call who is to speak
15 and who is on deck so they can move this way and be ready
16 to do that, and the same for each of you. What we're
17 going to do is try to keep this as orderly as possible.

18 We welcome you here, and sorry we don't have a
19 bigger room. We would go down to the legislature and
20 request a bigger room, but you know in these budget times
21 that we're not likely to have much luck, and we don't fill
22 it this often. So we appreciate you for being here and
23 having the desire to comment.

24 What I'm going to do, though, is I have three --
25 there are -- I have three sections here where people would

1 like to speak. It doesn't say whether they're opposed or
2 in favor. I'm going to save those. The ones that said
3 they would like to speak and are in favor, I'm going to
4 have those first, and then the opposed, and then the ones
5 who have -- I'm not able to understand which position
6 because they didn't check it, and I'm sure they'll let us
7 know.

8 What I would ask is that you try to keep your
9 comments to two to three minutes. I'm sure we'll get more
10 and more. And for this not to last a couple of days, I
11 think all of you would like to have -- I don't know when
12 your buses are supposed to leave, but I bet they're not
13 going to be here all day, so we would like to get as much
14 done this morning as possible.

15 If someone has made your comment, you don't have
16 to repeat them. Just let us know that you agree with
17 whoever just spoke that was in favor or opposed, or
18 however that -- and believe me, everybody else will thank
19 you. Because we do want to hear everything that you have
20 to say, but if it's been repeated, simply say, my comment,
21 I agree with this person or that person, or someone has
22 made my case.

23 Now, not a lot of you have signed up, so I take
24 it that there are spokesmen here for everybody, and I know
25 everybody will appreciate that, too.

1 The Commissioners -- generally this is your
2 time -- we're not going to have a lot of questions,
3 because often questions tend to tip off a position, and we
4 need to remain completely neutral until the Open Meeting
5 where we come to make a decision. This is not the meeting
6 where a decision will be made. There are no votes today.

7 So you might not hear a question or a comment at
8 all from Commissioners, which has happened before. But
9 most certainly we take pages and pages of notes so that we
10 have your comments, and also we have record by the
11 written. And also, as you can see, we have someone down
12 here taking -- a court reporter taking copious notes of
13 the transcript so that we have this and the Judge has this
14 record. So it will be pretty complete, and the decisions
15 are made that way.

16 So again, we appreciate your being here, and I'm
17 going to start. And if, you know, when you come to the
18 mic, would you repeat your name, because I sometimes may
19 not get it correct, and we would like to have it, and let
20 us know where you're from.

21 First -- and I'm going to mix up this. For
22 instance, I have some comments from, for instance, Salt
23 River Project, and we're going to keep them on the would
24 like to -- if they say they're in favor, I'm going to pick
25 them out just like I would. This is a public comment

1 persons -- for everybody in the public.

2 So first off is -- is it Gary Ijams? I-j-a-m-s?

3 Is Gary here?

4 (No response.)

5 ACTING CHMN. PIERCE: He might be in the next
6 room. 23636 North 7th Street in Phoenix, would like to
7 speak.

8 And Robert Kondziolka from Salt River Project.
9 Why don't you come up and speak, and we'll get Gary second
10 when he gets in here.

11 And again, brevity is appreciated. Thank you.

12 MR. KONDZIOLKA: I understand.

13 Commissioner Pierce, Commissioners, good morning.
14 My name is Robert Kondziolka. I am manager of
15 transmission planning at Salt River Project, and I am here
16 to reinforce the comments that SRP made in our letter that
17 we submitted through Docket Control on this project.

18 And my overview comments this morning are not to
19 go back through and repeat everything that's in the
20 letter. I'm certainly able to answer those if you have
21 questions on them. But the need for the project is clear
22 and present. This project provides value. It provides
23 value to the Valley; it provides value to SRP. That is
24 why we are currently participating with APS in the
25 development.

1 And this project, when you weight it, should be
2 evaluated in its overall context, not as a single element.
3 It is an important link that connects the Palo Verde to
4 Sun Valley project and the TS-9 to Pinnacle Peak project.
5 There are a number of elements on which I could elaborate.
6 I won't this morning unless you ask those questions. They
7 are in our letter.

8 And we strongly support APS's development of the
9 TS-5 to TS-9 project. Thank you.

10 ACTING CHMN. PIERCE: Are there any questions?

11 (No response.)

12 ACTING CHMN. PIERCE: Thank you, sir.

13 Okay. Now, is Gary Ijams here?

14 (No response.)

15 ACTING CHMN. PIERCE: Well, we'll set that aside.

16 And let's move on to Dr. Howard Shumate, and then
17 behind him will be David Wentz or Works.

18 MR. SHUMATE: Thank you, Chairman, and thank you
19 for allowing us to speak on this. I'm Howard Shumate,
20 Dr. Shumate, the president of the nonprofit Lake Pleasant
21 Christian Convention Center and Legacy Ministries.

22 And I'm here as a follow-up to letters sent, I
23 believe, to each one of you by our executive director,
24 Mr. Anthony Naimo. And we are asking for your help in
25 making a minor change, a minor change that will mean a

1 great deal to us. We don't believe that it's quite fair
2 where we are, but I won't go into that.

3 The proposed route of the line places an unfair
4 burden upon us, because it crosses our -- we have two
5 crossings of it coming from Phoenix to get to our
6 development. And it crosses SR 74 before it gets to our
7 property, and then crossing -- where it crosses SR 74, it
8 also crosses our entrance road that we put in in 1988, for
9 a second crossing of that.

10 You might say, well, where have you been? We
11 have not been an intervenor. There's been several reasons
12 for that. Again, according to July 20, '07 issue, the T-5
13 to TS-9 transmission, the connections were south of us,
14 and we did not anticipate going north to connect the
15 stations to the south, and so that is one reason.

16 Another reason is that, of course, developing --
17 I attended all of the meetings when the SR 74 overlay
18 zoning district was formed along Highway 74, which was
19 intent to preserve the highway and the scenic and
20 everything like that, which I understand is not applicable
21 anymore at this time.

22 And our third reason, and maybe one of the main
23 reasons, is lack of financial resources to hire an
24 attorney to go through these.

25 I want to say that we purchased the first 80-acre

1 parcel of our 190 acres, which we presently own, we
2 purchased that in 1969 before SR 74 was there. This
3 80-acre parcel has a complete master plan. It was
4 approved by the City of Peoria. And although we've made
5 many improvements on it since we've done it, we've run
6 electricity from the Castle Hot Springs Road into our
7 property, which borders on the Castle Hot Springs Road.
8 We have planned for appropriate sewage removal. And then,
9 of course, planning and construction of the road, which we
10 constructed back in 1988.

11 So I'm pointing to these saying, since I believe
12 we were probably the first ones in this area to try to do
13 anything with it, very little was known about that area
14 when we first bought in there. And so I guess I'm here to
15 try to get one minor change, minor change in the -- what
16 you have, or in the present siting plan.

17 And I think your present siting plan is this one
18 here, and the minor change that we are asking for is that
19 where it comes to the south of SR 74, that you go ahead on
20 to cross BLM land, and then come up and then cross the
21 highway. And it's all BLM land, not affecting anyone
22 there. And we have an entrance road right here that
23 enters our property.

24 If you make that one minor change, my opposition
25 would be gone, and make that minor change of bringing it

1 to the section line of Sections 26 and 27, and then going
2 northward and crossing SR 74, and that would then avoid
3 crossing us here, and then here again, a double crossing.

4 And so we really are asking for your help in that
5 and making that minor change, and we would be very happy
6 with that. And we would very much appreciate whatever you
7 can do to just make that change, which I don't think will
8 hurt anybody. Thank you.

9 ACTING CHMN. PIERCE: Thank you, Dr. Shumate.
10 Can you make sure we have some copies of that which you
11 just displayed --

12 MR. SHUMATE: Sure.

13 ACTING CHMN. PIERCE: -- so that that can be
14 examined. Because certainly I think that would be
15 something that everyone would want to consider, especially
16 since you haven't presented that before, and probably it
17 hadn't been considered. There were plenty of others who
18 were intervenors that had positions.

19 So if we have copies of that, and if you would --
20 everything that you just said to us, we took notes and we
21 have a record of it, so really what we need is just those
22 pictures of that.

23 MR. SHUMATE: Okay. I shall do.

24 ACTING CHMN. PIERCE: Thank you so much.

25 MR. SHUMATE: Thank you.

1 ACTING CHMN. PIERCE: Okay. David Wertz, and
2 Chris Allen will be next.

3 MR. WENTZ: It's actually Wentz.

4 ACTING CHMN. PIERCE: It is Wentz. I was right
5 the first time.

6 MR. WENTZ: That's okay.

7 ACTING CHMN. PIERCE: You know, one line down, I
8 thought, was that an "N" or an "R"? I do the same thing,
9 so I appreciate how you write your name. Thank you.

10 MR. WENTZ: And I'm just here about a particular
11 portion that affects the Wittmann area. It's the
12 five-mile stretch from 275th to 235th.

13 It says: Recently, the Arizona public plan --
14 Transmission Line Siting Committee recommended approval of
15 a Certificate of Environmental Compatibility for APS's
16 TS-5 to TS-9 transmission line. If built as recommended,
17 this overhead power line project would be, in part,
18 located in the Alternative Route 1 corridor starting at
19 275th Avenue and going east to 235th Avenue on Lone
20 Mountain Road.

21 ACTING CHMN. PIERCE: Could I slow you down? And
22 not for us, but for her.

23 MR. WENTZ: Oh, okay. Yeah, I was trying to get
24 under that two minutes.

25 ACTING CHMN. PIERCE: You know what? I'm going

1 to give you a little extra if you're reading, but let's
2 make it slower.

3 MR. WENTZ: I can do it.

4 ACTING CHMN. PIERCE: Thank you.

5 MR. WENTZ: APS company personnel have advised us
6 that the massive towers carrying high voltage lines will
7 be erected in a 200-foot wide utility right-of-way
8 easement on or very close to our properties. The presence
9 of these towers and electric lines would effectively
10 destroy the value, utility, and appeal of our land.

11 I'm a landowner out there. I'm also a real
12 estate agent.

13 We have paid dearly for our land, anticipating
14 either building our future homes on it, or in some cases
15 using this land as an investment for our future and
16 retirement. That is why we always supported APS's
17 preferred route in the recent hearings.

18 And we wrote letters in support, but I will admit
19 that this is the first part of the process that I became
20 involved in. I had a false sense of security that the
21 first route, the preferred route, was going to go in
22 place. And I thought our case -- I did not know until I
23 opened up The Arizona Republic that it had moved down into
24 our backyard.

25 We ask that the Arizona Corporation Commission

1 reconsider this decision and locate the power lines per
2 their, APS's, original request. Alternatively, we ask
3 that the overhead lines be placed in a 200-foot wide path
4 just inside the northern boundary of the currently
5 approved 3,000-foot corridor on the north side of Lone
6 Mountain Road.

7 By doing that, the towers and transmission lines
8 would be located on state trust land. Not only would this
9 change allow APS to have just one condemnation and
10 compensation case, such placement would minimize the
11 negative impact of the project on the value, utility, and
12 appeal of all of our land parcels.

13 That's kind of the end of it, but I just want to
14 mention that it seems like the wishes of one development
15 has somehow pushed the preceding committee's opinion to
16 push this down into our backyard.

17 And this particular area is low density, one-acre
18 zoning, and it has -- and we already have power. And I
19 think that the purpose of some of these lines is to -- for
20 projects that are, you know, like the one above us, the
21 one gentleman who is pushing it down to us 100 people, is
22 that he wants to build 10,000 homes.

23 And I could be incorrect on my facts, but I'm
24 just saying I think it's projects like that that are the
25 ones that are going to need these future lines. APS has

1 told us that we have sufficient capacity right now to
2 build out the rest of the 100 homes that could be built in
3 our area. We don't have any ability to rezone or upzone
4 this rural density that we have.

5 So I guess that's my point. I just think that
6 one wish and one high-powered attorney has been throwing
7 this down on 100 people that own land. And I also think
8 that when people, if it were to get condemned, it's going
9 to be the first time they've heard from APS. Because I
10 know that of the 100 people that would be impacted by
11 this, very few are probably here to speak today and
12 probably don't know. They probably threw that thing away
13 in the mail months ago when it showed that they weren't
14 the first course of action, they were the second choice or
15 third choice. I just think that they're going to be
16 surprised if this route were to go in there.

17 And like I said, it could be completely placed on
18 state land. If you put it at the 3,000-foot corridor
19 mark, even if APS needs another 200 feet, you can still
20 avoid condemning any private land from 275th to 235th. I
21 guess that's my point.

22 ACTING CHMN. PIERCE: All right. Thank you very
23 much.

24 MR. WENTZ: Thank you.

25 ACTING CHMN. PIERCE: Okay. We're going to --

1 these are some that I didn't have. Some are probably
2 somewhat neutral because of their positions.

3 So we'll start with Jennifer Waller, regional
4 superintendent for Maricopa County Parks. She's going to
5 come in.

6 And then also we'll have Uri, and is it Schutt?

7 MR. SCHUMM: Schumm.

8 ACTING CHMN. PIERCE: Schumm. Those are M's.
9 Thank you, sir. You're going to speak, and then Cathy
10 Carlat will speak.

11 Uri, let's bring you up since we're waiting on
12 Jennifer, and I'll have her take a seat over here when she
13 comes on in. Thank you for coming this morning.

14 MR. SCHUMM: Thank you for allowing us this
15 opportunity to voice our opinions. My wife and I own
16 Assessor's Parcel 5032902-D. This is --

17 ACTING CHMN. PIERCE: Uri, would you go ahead and
18 say your name and spell it for her?

19 MR. SCHUMM: Sure. First name U-r-i, last name
20 S-c-h-u-m-m.

21 ACTING CHMN. PIERCE: Thank you.

22 MR. SCHUMM: This 10-acre piece of land is
23 located in the five-mile-long 3,000-foot corridor running
24 along the north side of Lone Mountain Road between 275th
25 Avenue and 235th Avenue. We've owned this land since

1 1999, and have long planned to build our home there when
2 we retire. Our parcel lies between 660 to 1,320 feet
3 north of Lone Mountain Road. This is, of course, within
4 the 3,000-foot corridor.

5 It would be selfish and presumptuous of me to ask
6 you to detour the power lines around our little property.
7 We are but one of a number of landowners along Lone
8 Mountain Road whose properties would be severely and
9 negatively impacted by these massive structures.

10 I am asking you to require APS to erect the power
11 lines at or near the northern periphery of the corridor on
12 state land. Locating them there would reduce their
13 deleterious effect on the Lone Mountain Road properties.
14 They would still be far enough away from the massive
15 development and visions to the north of the state land,
16 and would allow APS to deal with one instead of several
17 dozen owners.

18 Should I start over?

19 MR. MORTON: Nobody was able to hear.

20 ACTING CHMN. PIERCE: We heard him in here.

21 MR. MORTON: The outside didn't.

22 ACTING CHMN. PIERCE: Just continue on.

23 MR. SCHUMM: Okay. As I was saying, dealing with
24 the State Land Department would allow APS to deal with one
25 party instead of 20 or 30 or 100 owners.

1 After all, no one is going to build a home on
2 state land. As utilities, all of this for hiking and
3 other outdoor activities will not be harmed. And this
4 land does, in fact, belong to all Arizonans, spreading the
5 impact of these overhead lines in a minuscule amount among
6 our six-and-a-half million residents.

7 Again, I concur with comments made by Dave Wentz.
8 We expected and wrote letters of approval to APS regarding
9 the original plan to run the lines along State Route 74,
10 Carefree Highway. This came as a real surprise and shock
11 to us. Apparently, people had influence far beyond our
12 few letters that were submitted.

13 Hopefully you can do this so that our future land
14 use will not be pretty much destroyed by these large
15 towers. Thank you very much.

16 ACTING CHMN. PIERCE: Okay. Before I get to -- I
17 just want to comment. That's fine.

18 State trust land is -- they are beneficiaries to
19 primarily the education of our children. And what the
20 state's charge is, what the State Land Department's charge
21 is is to sell it or lease it for as much as they can, and
22 then the money to that goes into a trust fund where the
23 interest then goes to educate children, and the principal
24 stays and grows. Well, you know, as long as the markets
25 climb, I guess, it grows. We've all felt, I suspect, some

1 of that's been a problem of late.

2 But that's the theory behind it. So actually,
3 state trust land, land owned by the state, doesn't
4 necessarily not go into private development. Most of it
5 does in a timely fashion as it's valuable to do that.
6 That's their charge.

7 And I think I skipped Chris Allen. Is Chris
8 here? That's you. I apologize, Chris. And Chris is a
9 neighbor, so I really doubly apologize for that. Why
10 don't you go ahead, and then we'll go ahead with Jennifer.

11 MR. ALLEN: Great, thank you.

12 Commissioner Pierce and members of the committee,
13 I am here also in opposition to the Alternative Route 1
14 which has been approved by the Siting Committee.

15 I represent and am a landowner myself out in this
16 particular area. I have land that is north of Lone
17 Mountain Road by about a quarter of a mile between 249th
18 Avenue and 247th Avenue. I represent a group of six
19 different entities that have involvement in this piece of
20 property.

21 And as the two previous gentlemen have commented,
22 the impact of these lines from Alternative 1 Route will
23 severely impact the property values of these 100 or more
24 individuals who own land in this area.

25 As Mr. Wentz had indicated, I think there was a

1 false sense of security that was given to those landowners
2 who have land in that area by the preferred route, which,
3 as I spoke with Mr. Paul Herndon regarding, he indicated
4 to me that there was really no other alternative that they
5 wanted to have these power lines be erected, and that is
6 along the preferred route.

7 Time and energy was spent by Arizona Public
8 Service to make sure that those power lines were put in a
9 spot that had very little impact to landowners and
10 community. But apparently, through the efforts of a
11 developer, the impact that it's going to have on 100 or so
12 landowners is going to be great and it's going to be
13 devastating, not only to myself, but to many others out in
14 that area.

15 I just want to again reiterate my opposition to,
16 and the opposition of those who I represent, of this
17 alternative route which was approved by the Siting
18 Committee. I appreciate your time and allowing me to
19 speak. That's my comment.

20 ACTING CHMN. PIERCE: Thank you.

21 For those who might be concerned, I called Chris
22 a neighbor because we live in the same zip code. I don't
23 really know him.

24 Okay. Jennifer Waller, regional superintendent,
25 Maricopa County Parks.

1 MS. WALLER: Thank you, Commissioner Pierce and
2 Commissioners. My name is Jennifer Waller. I'm a
3 regional superintendent for Maricopa County Parks. And I
4 am here today on behalf of Maricopa County Parks only.
5 Our director, R.J. Cardin, could not make it.

6 I'm here to reiterate a few things. I'm sure
7 you've gotten a letter in your packet. It's to reiterate
8 that, you know, Lake Pleasant Regional Park is the
9 largest, or I should say the busiest park in our system.
10 We have approximately 700,000 visitors annually, and
11 96 percent of those come out to the lake to observe the
12 scenic beauty.

13 And what I'm here today is to reiterate that
14 we're not opposed to the corridor along State Route 74.
15 However, we are opposed to the 500-foot corridor along 74
16 with the alignment of Lake Pleasant. Our preferred is to
17 go back to the 1,500, 2,000 distance from 74. This would
18 protect our viewshed where we have Sunset Ridge,
19 Roadrunner campgrounds, our 10-lane parking lot. So it's
20 really to protect the scenery, protect the environment,
21 and have it for everyone to enjoy.

22 ACTING CHMN. PIERCE: Any questions?

23 (No response.)

24 ACTING CHMN. PIERCE: Thank you.

25 Cathy Carlat. Right there. Thank you.

1 MS. CARLAT: Thank you, Commissioners. My name
2 is Cathy Carlat. I am the Peoria City Council
3 representative who represents the Mesquite district. And
4 just for your frame of reference, the Mesquite district is
5 bounded on the east by 67th Avenue, and on the west by
6 134th Avenue, and on the south by Beardsley, and on the
7 north all the way up to Yavapai County. So it is a very
8 large area, and, in fact, it encompassed all of the APS
9 study area within Peoria.

10 Because of that, I have had a personal
11 involvement in the line siting from the very beginning,
12 and that includes meetings with APS, meetings with city
13 staff, meetings with constituents, and public meetings
14 that were attended by APS.

15 I am here today to represent the residents of
16 Vistancia. To give you a little idea of what Vistancia
17 is, it is a master-planned community in northern Peoria,
18 and it has won awards for integrating neighborhood
19 amenities into the natural environment of the Sonoran
20 Desert. Vistancia's trail system, which is woven
21 throughout the community, provides educational and
22 interactive walking paths, and opportunities for outdoor
23 activities such as biking and hiking through the Desert
24 Foothills near the Agua Fria River.

25 Vistancia is a community comprised of residents

1 who moved to this beautiful area for an exceptional
2 quality of life, and they are an exceptional people.
3 Because even though this is the middle of the day on a
4 workday, as you can see there are many people here who
5 represent the community of Vistancia donning their red
6 shirts, and there are another at least 40 in the overflow
7 room. So they have come here to show you their unity,
8 wearing their red shirts to show their unity.

9 They have a great interest in the APS line siting
10 project, and they have been very involved, showing up in
11 large numbers at open houses, at the City of Peoria
12 council meeting last June, and at the public comment
13 session that was held by the Line Siting Committee last
14 August.

15 In the interest of conserving your time, they
16 have asked me to be their spokesperson and to represent
17 them here today so you won't have to hear all of their
18 comments separately, although they would be very
19 interesting, I assure you. And I know --

20 ACTING CHMN. PIERCE: We're going to allow you
21 just a little more time because you have taken on that.
22 We appreciate it. Thank you.

23 MS. CARLAT: Well, I know that they've been
24 sending you e-mails, but I have also brought for you two
25 binders, which include over 1,000 of their signed

1 comments, that I will be leaving them here with you today
2 for your reading pleasure.

3 So, in closing, what I want to say is that these
4 signatures represent the city, or the community, excuse
5 me, of Vistancia and their opposition to APS's original
6 plan of putting these high voltage lines through the
7 Vistancia community. Instead, the residents have
8 supported placing the lines within the route chosen by the
9 Line Siting Committee. The Vistancia residents are here
10 today to ask you to affirm the Line Siting Committee's
11 choice of Alternative 3-North route, and we thank you very
12 much for your consideration.

13 ACTING CHMN. PIERCE: Thank you. Hold on just a
14 second, Councilwoman.

15 Any questions?

16 (No response.)

17 ACTING CHMN. PIERCE: I want to thank you for
18 being here and for organizing everyone. Because I have to
19 admit, we came prepared for a long day to hear from you.
20 And we do have your e-mails, and we -- I mean, we have --
21 we knew it was important to a lot of people by virtue -- I
22 will tell the Commissioners, Commissioner Stump and
23 Commissioner Kennedy are here, and this is one of their
24 first meetings with this many people in it in a public
25 comment session. And we have had large public comment

1 sessions before, and they've gone quite long. And we have
2 been fortunate to --

3 And Commissioner Newman is here, and he doesn't
4 realize that Councilwoman Carlat is our final speaker. So
5 you're officially here, and I appreciate that.
6 Commissioner Newman had to fight the travails of Tucson
7 traffic, but he can go home now.

8 But we do appreciate all of you being here and
9 for your representation, for being a part of this process
10 throughout, because it's important for us to have as much
11 information as we can. Because transmission lines are
12 some of the most political things that happen, and that's
13 why they've been entrusted to the Corporation Commission,
14 not to city councils. They used to be city councils, and
15 I mean, every little city transmission line got to the
16 border of the city and had to deal with another city. So
17 over time, it has fallen to the Commission to decide
18 these, figuring that if we upset a few people somewhere,
19 there will be enough to, you know, to make it to where we
20 won't be so political as to have the worst combination of
21 transmission lines ever in a state. And so that's why
22 we're set up to do it this way.

23 But we appreciate the comments we get, and as you
24 can see, there's two sides to this. And we don't know
25 that we'll do exactly what the Line Siting Committee would

1 wish us to do, or if there will be some variations to it,
2 but we just try to do the best we can.

3 And so we have this one last speaker, and it's
4 Gary. Is there a Gary? Is that you, sir?

5 MR. IJAMS: That's close enough.

6 ACTING CHMN. PIERCE: You were going to be first.
7 So you're not the final speaker.

8 We're going to let you come up and speak in
9 favor. Is it Ijams?

10 MR. IJAMS: Ijams, yes.

11 ACTING CHMN. PIERCE: I-j-a-m-s.

12 MR. IJAMS: I-j-a-m-s. I'm Gary Ijams. I'm a
13 program manager for Central Arizona Water Conservation
14 District. Central Arizona Water Conservation District, if
15 I can shorten it to CAWCD, delivers. --

16 ACTING CHMN. PIERCE: It's a big ditch, right?
17 The one that --

18 MR. IJAMS: Right. Well, actually, it's a river
19 that runs uphill. It's even more amazing than that.

20 We deliver Central Arizona Project water, and we
21 operate and maintain the canal. As part of that, we have
22 fairly substantial resources that go along with that
23 project. Part of the problem is they're up at Page at the
24 Navajo generating station, and there's a lot to get
25 between here and western Maricopa County where most of our

1 load is.

2 We have been involved with APS for four or five
3 years now working on access to the Palo Verde Hub through
4 a project that received prior approval. That's the TS-5
5 to Palo Verde Hub project. TS-5 is located right next to
6 one of our pumping plants that's over just on the shoulder
7 where 303 comes out of Sun City and goes northwest and to
8 the south of the White Tanks.

9 So we're doing -- we're involved in this project
10 as well, the TS-5 to TS-9 project, because it connects
11 into the TS-9 substation, connects into the Navajo
12 southern transmission system, which is our major highway.

13 And we're here to support the need for the
14 project. It does two things for us. In general, it
15 increases the reliability of our pumping regime, and it's
16 going to offer some additional scheduling rights for us
17 as part of the access to the Palo Verde Hub. We'll be
18 able to use access to the Palo Verde Hub to supplement our
19 loads and serving our loads.

20 That's really all I had to say. And if there's
21 any questions, I would be glad to answer them.

22 ACTING CHMN. PIERCE: Any questions?

23 (No response.)

24 ACTING CHMN. PIERCE: Okay. Well, thank you,
25 sir.

1 We're at the wrap-up of this. I appreciate
2 everyone, again, who has been here. I was going to give
3 the Commissioners a chance if they want to comment, they
4 could do that, and then we will adjourn this.

5 So we'll start with Commissioner Stump? No.
6 Commissioner Newman.

7 COM. NEWMAN: I just wanted to say, I express
8 some horror for being late, but I did come up from Tucson
9 this morning; there was some traffic. Happy to see so
10 many people here.

11 I know that there's two points of view about
12 this, and we're all taking this under submission after
13 this hearing, and a decision will be coming out pretty
14 soon. There was a lot of -- at the first hearing that we
15 had, which actually lasted two days, there was lots of
16 support for Line 3, but there was some problems with not
17 coordinating with BLM enough and maybe the State Land
18 Department.

19 But, you know, this area of Maricopa County is
20 growing very, very much, and it does need new loads. And
21 this was a huge, long hearing, many, many months, and I
22 thank the Judge in the case that took testimony. I thank
23 the attorneys who have been above board and very able
24 attorneys on all sides opposing and supporting.

25 And I thank you people in the audience for coming

1 out today and showing your support and your opposition to
2 this line. Thank you.

3 ACTING CHMN. PIERCE: Well, thank you. And
4 Commissioner Kennedy waved me off also.

5 So with that, we appreciate again that you are
6 here. Have a safe ride back to your homes or to work, and
7 we're adjourned.

8 (The Special Open Meeting/Public Comment
9 concluded at 10:45 a.m.)

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1 STATE OF ARIZONA)
2 COUNTY OF MARICOPA) ss.

3

4 I, MICHELE E. BALMER, Certified Reporter
5 No. 50489 for the State of Arizona, do hereby certify that
6 the foregoing printed pages constitute a full, true and
7 accurate transcript of the proceedings had in the
8 foregoing matter, all done to the best of my skill and
9 ability.

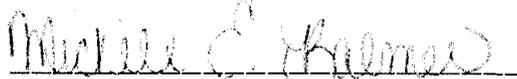
10

11 WITNESS my hand this 9th day of March, 2009.

12

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MICHELE E. BALMER
Certified Reporter
Certificate No. 50489

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ARIZONA CORPORATION COMMISSION
Information for Public Comment Meeting



PLEASE PRINT CLEARLY

Date: 3/2/09 Telephone No. 602-944-4026

Name: Dr. Howard Shumate

Street Address: 2612 W. Bloomfield Rd.

City: Phoenix State: AZ. Zip: 85029

I WOULD like to speak

OPPOSED

I do NOT want to speak

IN FAVOR

Comments: Minor adjustment of route on
BLM land would remove my
opposition.

*****THREE MINUTES SPEAKING LIMIT*****

ARIZONA CORPORATION COMMISSION
Information for Public Comment Meeting



PLEASE PRINT CLEARLY

Date: 3/2/09 Telephone No. 602-236-0971

Name: Robert Kondziolka, Salt River Project

Street Address: P.O. Box 52025

City: Phoenix State: AZ Zip: 85072-2025

I WOULD like to speak

OPPOSED

I do NOT want to speak

IN FAVOR

Comments: Address SRP Letter That Identifies
Need For The Project

*****THREE MINUTES SPEAKING LIMIT*****

ARIZONA CORPORATION COMMISSION
Information for Public Comment Meeting

PLEASE PRINT CLEARLY

Date: MARCH 2, 2009 Telephone No. 602-697-6949

Name: URI SCHUMM Schumm

Street Address: P.O. BOX 754

City: WITTNAWA State: AZ Zip: 85361

I **WOULD** like to speak

OPPOSED

I do **NOT** want to speak

IN FAVOR

Comments: _____

*****THREE MINUTES SPEAKING LIMIT*****

ARIZONA CORPORATION COMMISSION
Information for Public Comment Meeting

PLEASE PRINT CLEARLY

Date: 3-2-09 Telephone No. (602) 316-6224

Name: David Wertz

Street Address: 10120 E. Larkspur Pl

City: Scottsdale State: AZ Zip: 85060

I **WOULD** like to speak

OPPOSED

I do **NOT** want to speak

IN FAVOR

Comments: _____

*****THREE MINUTES SPEAKING LIMIT*****

ARIZONA CORPORATION COMMISSION
Information for Public Comment Meeting

PLEASE PRINT CLEARLY

Date: 3/2/09 Telephone No. 602 525 1620

Name: Jennifer Waller, Regional Superintendant

Street Address: 234 N. Central Ave, Suite 6400

City: Phx State: AZ Zip: 85004

I WOULD like to speak

OPPOSED

I do NOT want to speak

IN FAVOR

Comments: Speaking on behalf of Maricopa County Parks
- to keep power line off of SR 74 as much as
possible - also providing letter from Parks Director
*****THREE MINUTES SPEAKING LIMIT*****

ARIZONA CORPORATION COMMISSION
Information for Public Comment Meeting

PLEASE PRINT CLEARLY

Date: 3/2/09 Telephone No. (480)981-1838

Name: Chris Allen

Street Address: 3106 E. Hope St.

City: Mesa State: AZ Zip: 85213

I WOULD like to speak

OPPOSED

I do NOT want to speak

IN FAVOR

Comments: _____

*****THREE MINUTES SPEAKING LIMIT*****

ARIZONA CORPORATION COMMISSION
Information for Public Comment Meeting

PLEASE PRINT CLEARLY

Date: 3/2/09 Telephone No. 623 869 2362
Name: GARY ISAMS
Street Address: 23636 N. 7th Street
City: Phoenix State: AZ Zip: _____

I WOULD like to speak

OPPOSED

I do NOT want to speak

IN FAVOR

Comments: _____

*****THREE MINUTES SPEAKING LIMIT*****

ARIZONA CORPORATION COMMISSION
Information for Public Comment Meeting

PLEASE PRINT CLEARLY

Date: 3-2-09 Telephone No. 602-616-7698
Name: CATHY CARLAT
Street Address: 27636 N. 84th DR
City: PEORIA State: AZ Zip: 85383

I WOULD like to speak

OPPOSED

I do NOT want to speak

IN FAVOR

Comments: _____

*****THREE MINUTES SPEAKING LIMIT*****