

FILE

FAX

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2
3 IN THE MATTER OF THE APPLICATION OF AMERICAN
4 TRANSMISSION SYSTEMS, INCORPORATED AND THE
5 CLEVELAND ELECTRIC ILLUMINATING COMPANY FOR A
6 CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AND
7 PUBLIC NEED FOR THE CONSTRUCTION OF THE CLEVELAND
8 CLINIC HOSPITAL SUBSTATION

9
10 Case No. 11-2754-EL-BSB

11
12 Hearing before

13 Katie Stenman

14
15 November 14, 2012

16
17 6:00 p.m.

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19 Taken at:

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21 Court Reporter:

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23 Katrina Dearborn

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1 ARBITRATOR: Let's get started.

2 The Ohio Power Siting Board is assigned
3 for public hearing at this time and
4 place, Case No. 11-2754-EL-BSB, which is
5 captioned: In the Matter of the
6 Application of American Transmission
7 Systems Incorporated and the Cleveland
8 Electric Illuminating Company for a
9 certificate of Environmental
10 Compatibility and Public Need for the
11 construction of Cleveland Clinic
12 Hospital Substation.

13 My name is Katie Stenman, and I'm
14 an administrative law judge assigned by
15 the Ohio Power Siting Board to preside
16 over this hearing. In addition, Matt
17 Butler is here from the Ohio Power
18 Siting Board, if you have any
19 questions. He also offered you the
20 opportunity to sign up to testify when
21 you came in.

22 In addition to Mr. Butler, there
23 are also company personnel here this
24 evening, if you have any questions about
25 the proposed project.

1 And at this time we'll start by
2 taking appearances on behalf of any
3 parties that are present tonight.

4 MS. COPELAND: Darcy Copeland on
5 behalf of American Transition Systems
6 Incorporated.

7 MS. STENMAN: Thank you. Anyone
8 else to make an appearance tonight?

9 MR. REESE: Bob Reese.

10 ARBITRATOR: We'll take testimony.
11 I'm just looking for any attorneys that
12 are here to make an appearance on behalf
13 of the clients.

14 FEMALE AUDIENCE MEMEBER: Excuse
15 me. Can you ask the persons to speak up
16 a little bit, because they're not using
17 microphones. Everyone needs to speak
18 up.

19 ARBITRATOR: Sure. We'll have
20 everyone to speak up.

21 The American Transmission Systems
22 Incorporated and the Cleveland Electric
23 Illuminating Company filed this
24 application on June 16th of 2012 to
25 construct a substation to respond to

1 anticipated load growth and to provide
2 redundancy for the electric system
3 serving the Cleveland Clinic Main
4 Campus.

5 The local public hearing scheduled
6 in this case is only one aspect of the
7 process. There is also an evidentiary
8 hearing scheduled to commence on
9 November 27th, 2012 at the Board offices
10 in Columbus.

11 The purpose of this evening's public
12 hearing is to receive comments from the
13 public regarding the application in this
14 case. It's not a question-and-answer
15 session, but it is your opportunity to
16 let the Board know what you think about
17 the project. I would also note that the
18 Board staff's report of investigation
19 was filed on October 30th, 2012. It's a
20 recommendation of the Board staff and
21 does not necessarily reflect what the
22 Board will ultimately do with this
23 application.

24 Tonight's hearing is being
25 transcribed by a court reporter. If you

1 plan to testify, please speak plainly
2 and clearly so that the court reporter
3 can accurately reflect your comments on
4 the record. Also, if you prepared a
5 written statement, please provide that
6 after you're done speaking.

7 When you arrived, you were given an
8 opportunity to sign up to testify.
9 After I'm finished with my introduction,
10 I will begin calling any witnesses
11 forward that have signed up to testify.
12 Before you give your comments, I'll ask
13 you to state your name and address, and
14 I will also ask you to take an oath or
15 affirmation that what you're about to
16 say is the truth. Your testimony will
17 be considered part of the official
18 record in this case, and it will be
19 reviewed by the Board before they make
20 their final decision on the application.

21 Once you finished testifying,
22 you're free to leave, or if you choose
23 not to testify, you're free to leave at
24 any time.

25 The Board appreciates your

1 participation in tonight's hearing and
2 we want everyone who wishes to make a
3 public statement have the opportunity to
4 do so. Do we have anyone signed up to
5 testify?

6 MR. BUTLER: We do. I'll bring it
7 up.

8 MS. STENMAN: Robert Reeves.
9 Anywhere you would like to stand. Just
10 make sure you speak up.

11 - - - - -

12 ROBERT REEVES,

13 After having been first duly sworn, as
14 hereinafter certified, was examined and testified
15 as follows:

16 MS. STENMAN: Please state your
17 name and address for the record.

18 MR REEVES: Robert Reeves, 23723
19 Vimbleton Road, Shaker Heights, Ohio.

20 MS. STENMAN: Can you just grab a
21 microphone. I don't know if it will
22 reach over there.

23 I'm sorry, Mr. Reeves. You can go
24 ahead.

25 MR. REEVES: Not a problem. My

1 name is Bob Reeves. Before I retired in
2 2009 I was a member of the planning
3 department, University Circle
4 Incorporated, for over 28 years with my
5 last position being director of
6 planning.

7 I'm very familiar with the site and
8 its environment.

9 As I understand it, the siting of
10 the substation was changed from being
11 close to the intersection of Cedar
12 Avenue and Stokes Boulevard to a
13 position more to the rear of the site.
14 That change in location on the site
15 greatly reduces the sense of the
16 intersection being an industrial place,
17 which would have been the sense of the
18 intersection otherwise. The project
19 sponsors are to be commended for that
20 change.

21 Today, this area is underutilized,
22 uncared for and forlorn section of the
23 City of Cleveland and of the greater
24 institutional areas of University Circle
25 and the Cleveland Clinic Foundation.

1 Cedar Avenue and Stokes Boulevard
2 are daily carrying heavy traffic and
3 people through a partially deserted
4 landscape, a landscape that diminishes
5 the laudable landscaping efforts of the
6 University Circle institutions and the
7 Cleveland Clinic Foundation elsewhere.

8 In the early 1890's, a nationally-
9 known Boston landscape architect, Ernest
10 Bowditch, was commissioned to design
11 Rockefeller Park in anticipation of the
12 1896 Centennial of Rockefeller Park.
13 Mr. Bowditch laid out a plan in 1894
14 entitled Parks and Parkways on the East
15 Side. This plan defined parks and
16 parkways from Gordon Park on Lake Erie
17 to Horseshoe Lake in Shaker Heights.

18 The plan included the planting of
19 street trees on several connecting
20 streets that were not in the parkland's
21 boundary. East 107th, Cedar Avenue, and
22 what is now Stokes Boulevard are three
23 of those streets.

24 I have a detail of that drawing
25 with a substation site highlighted.

1 Several years ago, UCI built
2 commuter parking lots on Stokes
3 Boulevard between Wilbur Avenue and
4 Cedar Road. Street trees and fencing
5 were added along Stokes Boulevard as
6 part of these projects.

7 I recommend that as this
8 substation is built out, that the
9 Cleveland Clinic and/or others, approach
10 completion of the 1894 Parks and
11 Parkways Plan by planting street trees
12 adjacent to this project on both the
13 Cedar Road and Stokes Boulevard sides,
14 and consider doing the same around the
15 former BP station west of the substation
16 site. I believe this intersection will
17 benefit further, if appropriate
18 decorative fencing is installed where
19 necessary on the substation site and on
20 the former BP station in place of the
21 current fencing. Thank you.

22 MS. STENMAN: Do you have a written
23 statement you would like to leave for
24 the court reporter, Mr. Reeves?

25 MR. REEVES: I'm sorry?

1 MS. STENMAN: Do you want to leave
2 your written statement for the court
3 reporter?

4 Thank you.

5 Ryan Smith. Good evening.

6 RYAN SMITH,

7 After having been first duly sworn, as
8 hereinafter certified, was examined and testified
9 as follows:

10 MS. STENMAN: Thank you. Please
11 state your name and address for the
12 record.

13 MR. SMITH: My name is Brian Smith,
14 and I am the Director of Strategic
15 Project Development for the Cleveland
16 Clinic. Address, 9500 Euclid Avenue,
17 Cleveland, Ohio, 44195. I'm here in
18 support of this project with a little
19 bit of background that goes with it.
20 First and foremost, obviously the
21 Cleveland Clinic is dedicated to
22 providing patient health, and we look to
23 do that in an environmentally
24 responsible manner.

25 The substation at this location is

1 something that we developed through
2 FirstEnergy. We do own the land right
3 now. In working for a solution for the
4 overall power needs of the area, we
5 teamed up with FirstEnergy. FirstEnergy
6 came back with this recommendation. And
7 that is what leads us here today.

8 The substation itself is on the
9 side of Vel's on the Circle. It was
10 acquired by the Cleveland Clinic some
11 time ago. And when we started working
12 with FirstEnergy, the Clinic, me, in
13 particular, were very quick to point out
14 that we wanted to make sure that we got
15 the neighborhood involved. So we've --
16 as Bob had mentioned, we've worked very
17 carefully with University Circle
18 Incorporated. We've also worked very
19 carefully with Fairfax Renaissance
20 Developing Corporation, who is
21 represented here this evening with Vicky
22 Johnson, the Director, and really to
23 address any of the concerns that would
24 come up.

25 So a couple of those concerns, to

1 reiterate, are number one, that the
2 actual footprint of the substation has
3 been reduced. There has been a half-
4 acre of land that's retained on Tiedeman
5 Avenue, that, in working with the
6 University Circle Incorporated, we
7 basically have left that as
8 undeveloped. We've also worked very
9 carefully with University Circle on the
10 actual routing of the ductwork that
11 would occur so it would have the least
12 amount of impact possible. Those are
13 some of the items that we've done to
14 make this a responsible project. We're
15 really -- I just want to touch, also, on
16 the origins of the project. You know,
17 this comes about simply as a part of the
18 overall economic growth of the entire
19 area around University Circle.

20 And this substation is called the
21 CH substation. That actually stands for
22 Clinic Hospital. And it is a substation
23 that directly benefits the Cleveland
24 Clinic. And FirstEnergy can go through
25 the engineering of it all, but actually,

1 this substation then allows FirstEnergy
2 to take a number of buildings on the
3 Cleveland Clinic campus that are
4 currently hooked up to the streets, for
5 lack of a better term, and put them on
6 the substation. What that does is, it
7 frees up a whole lot of available power
8 for development in the surrounding
9 area. So this is a substation that
10 benefits more than just the Clinic. The
11 Cleveland Clinic, this year, in addition
12 to being number one in Cardiology, is
13 also number one in Urology and Kidneys,
14 as well. We look forward to expanding
15 that mission. And we just have to have
16 a place to plug into.

17 So we look forward -- look forward
18 to this hearing this evening. I'm
19 available to answer any questions that
20 anybody might have. And FirstEnergy is
21 here also with all kinds of technical
22 expertise. Thank you very much. And I
23 have no written statement.

24 ARBITRATOR: Thank you.

25 Anthony Whitfield?

1 MR. WHITFIELD: Whitfield.

2 ARBITRATOR: Whitfield. Sorry
3 about that.

4 MR. WHITFIELD: That's all right.

5 ANTHONY WHITFIELD,

6 After having been first duly sworn, as
7 hereinafter certified, was examined and testified
8 as follows:

9 MS. STENMAN: Please state your
10 name and address for the record.

11 MR. WHITFIELD: Anthony Whitfield,
12 8111 Quincy Avenue, Suite 100,
13 Cleveland, 44104.

14 We're here on behalf of both the
15 primary and the alternate sites. In my
16 role as Director of Economic Development
17 for Fairfax, I work for Fairfax
18 Renaissance Development Corporation.
19 We've been working very closely with
20 Cleveland Clinic. The comments made by
21 Mr. Brian Smith -- I understand clearly
22 their need for power for future
23 development. I mean, it's part of our
24 economic viability.

25 We're very concerned about the

1 Vel's site. The amount of the footprint
2 that was taken, as we saw in the plans
3 of it last year, and we weren't too
4 happy about them. And I'm happy to hear
5 that that footprint is being reduced.

6 The greater concern is the site --
7 site conditions. And I know there is
8 going to be some very large towers to
9 string wire across the -- we're very
10 concerned about that. And it's very
11 unsitely. That's a very beautiful site
12 that we think has greater development
13 potential. But it is what it is.

14 I want to move forward now to the
15 alternate site, which we do object to in
16 total. East 105th and Cedar is a prime
17 development area for Fairfax. It sits
18 squarely in our master plan. And so a
19 site -- a development of this type would
20 have a severe impact. It makes that
21 site no longer -- it renders it
22 undevelopable for any other concerns.
23 It also means the neighboring properties
24 have less economic value. It sits right
25 in front of the Cleveland Clinic.

1 East 105th Street, assuming that
2 the opportunity to move forward comes
3 through, is going to be widened. It has
4 some impact. So what now it does is
5 create absolute chaos. We absolutely
6 object to it.

7 We have offered another site on
8 Quincy, north side of Quincy; Edward
9 Hill, the east end -- far east end of
10 Quincy. Approximately five acres, which
11 is perfect for this. Should the Board
12 want to -- and FirstEnergy want to
13 reconsider.

14 So on behalf of and personally on
15 behalf of the neighborhood, we're
16 hearing comments that we do object to
17 the ultimate site.

18 I also have, if I may, a letter
19 that I received this morning from a
20 resident, Ms. Kimberly Woods. If I may
21 read that.

22 MS. STENMAN: You can't read
23 someone else's statement into the
24 record. But if you want to give it to
25 us, we can include it as part of your

1 correspondence.

2 MR. WHITFIELD: Then I will submit
3 this letter to you.

4 MS. STENMAN: Thank you.

5 MR. SMITH: Thank you.

6 MS. STENMAN: Debbie Berry.

7 DEBBIE BERRY,

8 After having been first duly sworn, as
9 hereinafter certified, was examined and testified
10 as follows:

11 MS. STENMAN: Thank you. Please
12 state your name and address for the
13 record.

14 MS. BERRY: My name is Debbie
15 Berry. I'm Vice-President of the
16 Planning for Real Estate Development for
17 University Circle Incorporated. We are
18 at 10831 Magnolia Drive in Cleveland,
19 44106.

20 I'm testifying on behalf of
21 University Circle Incorporated. While
22 we were not originally in favor of this
23 site, we have worked diligently with the
24 Cleveland Clinic and FirstEnergy to
25 improve the development on the site

1 itself, and we are now in support of
2 this as the location.

3 We do understand the need for it,
4 and we do understand the challenges with
5 all of the sites that are presented, but
6 we are in support of this in the new
7 design that is going forward today with
8 the development parcel on Cedar Avenue
9 that can be used for future
10 development.

11 We're the landowner immediately
12 north on Cedar Avenue, and we intend to
13 develop those properties, and we feel
14 that with the new configuration that
15 we've worked out together we will be
16 able to go forward and do that.

17 Brian Smith had mentioned the
18 ductwork. I guess that's our only
19 ongoing concern. Again, FirstEnergy and
20 the Cleveland Clinic have been wonderful
21 in working with us to identify
22 alternative routing of that. My
23 understanding is that we're not
24 approving those routes today as part of
25 this, we're only approving the station

1 itself. And we just want to ensure, if
2 we go forward, that those routes don't
3 impact the development sites that are
4 immediately north of the site that we're
5 looking at for the substation today.

6 I would also agree with Anthony
7 that we are not in support of the
8 alternative site at all. There is a lot
9 of negative impacts along 105th Street
10 at that location. And so we would like
11 to see it move forward with the proposed
12 original site on Vel's property there at
13 Stokes and Cedar.

14 Thank you very much for allowing me
15 to talk.

16 MS. STENMAN: Thank you. That
17 concludes the list of people we have
18 signed up. Is there anyone else who
19 would like to give a statement?

20 Do you want to come on up?

21 DEBORAH WILSON,

22 After having been first duly sworn, as
23 hereinafter certified, was examined and testified
24 as follows:

25 MS. STENMAN: Thank you. Please

1 state your name and address for the
2 record.

3 MS. WILSON: My name is Deborah
4 Wilson. I live at 2240 East 87th Street
5 in Cleveland.

6 MS. STENMAN: Go ahead and make
7 your statement.

8 MS. WILSON: The issue that I have
9 with it is that we're talking about
10 plans that none of us have seen. I
11 mean, they're talking about ductwork
12 going under ground and all of that. And
13 we as residents -- I don't know about
14 anyone else -- haven't seen any of the
15 plans or designs as far as what the
16 plant is going to look like and how it
17 impacts the environment when it does go
18 up. I haven't heard anybody address any
19 of those issues.

20 I'm not in agreement with any of
21 the sites. But one of the things that
22 has gotten me, there is nothing we can
23 do about it. It's basically a done
24 deal. So a few people get up here that
25 don't actually live in the neighborhood

1 but get up here to make comments that
2 they agree with where it's going. I
3 just wanted to put on record that I'm
4 not a proponent of any of the sites.
5 I'm like Anthony Whitfield, some other
6 alternative site. But I'm speaking of
7 as a resident of Fairfax. So I would
8 like to see more designs or pictures of
9 how it's going to look or if it's going
10 underground or on top. And we haven't
11 gotten anything like that. So just to
12 stand up here with words, with nothing
13 to show us but a site plan, that this is
14 the alternative and this is a preferred,
15 I just wanted to go on record that I'm
16 not in favor of any of it. And I do
17 agree that the Clinic -- I do know that
18 it's a small city, that they do need a
19 substation. And we do have a lot of
20 developing going on in the area. And
21 that's my -- I work as a developer --
22 work with a developer in the area. So
23 to debeautify everything that we've
24 done, yard garden, side garden, gardens
25 and all of this stuff, to put something

1 up like that, to me just takes away from
2 the neighborhood. And it's a detriment
3 to our neighborhood. And that's all.

4 MS. STENMAN: Thank you.

5 Is there anyone else who would like
6 to give a statement? Anyone else?

7 All right. We usually keep these
8 hearings open for at least a half-hour,
9 so we'll go off the record for about ten
10 minutes and we'll come back on just to
11 see if anyone else wants to make a
12 statement at that time. All right.
13 We'll recess.

14 - - - - -

15 (Thereupon, a short recess was had.)

16 - - - - -

17 MS. STENMAN: Let's go back on the
18 record.

19 Since we've had a few more people
20 sign up to testify, let's start taking
21 that testimony now with Paul Lewis.

22 PAUL LEWIS,

23 After having been first duly sworn, as
24 hereinafter certified, was examined and testified
25 as follows:

1 MS. STENMAN: Please state your
2 name and address for the record, and go
3 ahead with your statement.

4 MR. LEWIS: When I look at this map
5 that was handed out to us as to where
6 these sites are proposed, I think,
7 personally, both of them are ludicrous,
8 given the overall area. 105th and Cedar
9 Avenue is prime. I know it's as a
10 result of the Clinic. I also know
11 what's happening on Fayetteville Hill
12 Road.

13 If you would move to your south on
14 East 105th, we have an area that's known
15 as the triangle, you know what I'm
16 talking about. It would not take a
17 great deal to move in that direction. I
18 don't know how these two sites were
19 arrived at, but to encumber, visually,
20 traffic wise, and just overall, these
21 two locations for this type of facility
22 doesn't make a lot of sense, doesn't
23 bring anything to the community.
24 Doesn't bring anything to the
25 neighborhood, I feel. And I think a

1 much better site could be a site if the
2 whole idea was moved closer to the
3 railroad tracks, not in the way of any
4 other development that's taking place.

5 I don't know how these sites were
6 arrived at, but I know that given plans
7 for East 105th Street and Cedar Avenue,
8 that alternate site would definitely
9 encumber some other things that are
10 supposed to take place. And that's what
11 I have to say.

12 MS. STENMAN: Thank you, sir.

13 Vel Scott.

14 VEL SCOTT,

15 After having been first duly sworn, as
16 hereinafter certified, was examined and testified
17 as follows:

18 MS. STENMAN: Thank you. Please
19 state your name and address for the
20 record.

21 MS. SCOTT: My name is Vel Scott.
22 My address is 10807 Colonial Court,
23 Cleveland, 44106.

24 I can't say that I'm in favor of
25 either site. The proposed -- the

1 preferred site I would be more in favor
2 of than the alternate site, because the
3 alternate site hits right in the middle
4 of the neighborhood. But one thing I
5 would like to say before that is, I
6 would like to see more information
7 dispensed in the neighborhood. Those of
8 us that this effects, we need to be
9 notified. I just happened to see this
10 article in the paper a couple of months
11 ago, otherwise I would not have known
12 about it. There was no literature. I
13 asked people on the streets, Franklin,
14 Norman, they hadn't heard about it
15 either. So we would like to be more
16 informed as to what's going on as
17 opposed to having to read it in the
18 paper and then last minute find out that
19 there is going to be a hearing and that
20 it affects us.

21 I think it ultimately can effect
22 the health of the people in the
23 neighborhood and I think it's something
24 that, I'm like Paul, I don't know who
25 selected these sites or how it came

1 about but I don't think that many of us
2 had any input into this or even
3 knowledge of it. So I would like to be
4 more aware of what's going on in the
5 community before these decisions are
6 made and, at least, we can come out and
7 say we're for or we're against it. So
8 that's my main concern. And if you do
9 use the proposed site, then I certainly
10 would hope that it be named Vel's
11 subsite.

12 MS. STENMAN: Thank you very much.

13 Mr. Render.

14 R.L. RENDER,

15 After having been first duly sworn, as
16 hereinafter certified, was examined and testified
17 as follows:

18 MS. STENMAN: Please state your
19 name and address for the record.

20 MR. RENDER: R.L. Render, 2238 East
21 100th Street, and I also have a house at
22 28180 East 128th Street and Buckeye. I
23 grew up on 105th and Cedar, then we
24 moved to 100th street. I worship there
25 at Antioch Baptist Church. Have family

1 still there. Mother worked at Cleveland
2 Clinic for 35 years. I am absolutely,
3 categorically against either one of the
4 sites. I share with Paul and Vel, first
5 of all. You know, they say, what's done
6 in the dark some day will come to
7 light. And if it don't come out in the
8 wash, it's going to come out in the
9 rinse. This is in the front, because
10 that community is my community. And I
11 talked to Anthony Whitfield at length
12 today.

13 First of all, this meeting should
14 have been held in the neighborhood, not
15 down here at City Hall at 6:00 at
16 night. It could have been held at
17 Antioch Baptist Church, or it could be
18 FRDC. That's where it should have been
19 held.

20 Now you sit down here at City Hall
21 and plan something that's going to
22 happen in our neighborhood, it should
23 have been brought to our neighborhood,
24 and everybody should have been
25 notified.

1 I remember we did an event for
2 Mamie Mitchell. We walked 2000 flyers
3 from 105th to 79th. The same thing
4 should have been done for this because
5 of the severity and the profound impact
6 it's going to have on this community.

7 Now if this was Beachwood, there is
8 no way in the world you would have even
9 proposed this. If Beachwood was where
10 Fairfax is, or Pepper Pike, it wouldn't
11 have been proposed. You damn sure would
12 have put it somewhere else. You
13 wouldn't have put it in their
14 residential neighborhood because they
15 wouldn't have stood for it.

16 I am sick and tired as a community
17 activist, I also work for the Cleveland
18 Public Library -- and there is a
19 wonderful master plan on the table for
20 Fairfax to bring that neighborhood
21 back. We've seen it on it's up days and
22 we've seen it on the down slot. It is
23 on the mend.

24 This is offensive. To think that
25 you can just put something like this in

1 a predominantly black neighborhood, and
2 that's where they're going to stick this
3 stuff -- this crap. I feel like old
4 folks, the line is smooth, but your
5 hooks is rusty. I also feel I'll die
6 and go to hell before I let you put this
7 in our neighborhood.

8 MS. STENMAN: Is there anyone else
9 who would like to give a statement at
10 this time?

11 MS. JONES: I will.

12 MS. STENMAN: Come forward, please.

13 CAROL JONES,

14 After having been first duly sworn, as
15 hereinafter certified, was examined and testified
16 as follows:

17 MS. STENMAN: Please state your
18 name and address for the record.

19 MS. JONES: My name is Carol
20 Jones. My address is 4186 East 84th
21 Street. And I -- honestly, I feel so
22 ignorant at this time concerning this
23 project. I only learned of it because
24 of individuals that I know at Fairfax
25 Renaissance. I'm very closely involved

1 with them. But to stand here as a
2 resident of Fairfax and not know
3 anything of what is going on in our
4 neighborhood is really disrespect. I
5 have had involvement with Cleveland
6 Clinic. And I say this, that I was not
7 informed. I have a son that has a
8 seizure disorder, and as I read this
9 right here and see how it would effect
10 our neighborhood, naturally it becomes
11 more emotional because of my son. And I
12 know how -- I personally dealt with the
13 Cleveland Clinic and not keeping me
14 informed of anything that's going on
15 with his health, so much more so of not
16 informing me of what's going on in my
17 neighborhood, again, is a slap in the
18 face to the residents. So I stand here
19 and I have to agree with the gentlemen
20 that just spoke. It is a disrespect to
21 our neighborhood, and it would not
22 happen anywhere else. That's all I have
23 to say.

24 MS. STENMAN: Mamie Mitchell.

25 MAMIE MITCHELL,

1 After having been first duly sworn, as
2 hereinafter certified, was examined and testified
3 as follows:

4 MS. MITCHELL: I swear that I will
5 give you the truth.

6 MS. STENMAN: Thank you.

7 MS. MITCHELL: It's my honor to be
8 here, and this is a very interesting
9 discussion. I think we all agree that
10 Cleveland Clinic probably needs more
11 electric power in order to provide the
12 services to the area and to the -- all
13 of the different clients and things like
14 that. The issues which I hear today is,
15 what is the appropriate site.

16 There is some that say the old
17 Vel's site in Cleveland is the right
18 one. The other one some are saying is
19 the alternative site. But maybe there
20 is a third site. I heard the mention of
21 a site on Quincy Avenue. And the
22 question of that is a site that's also
23 available. The issue is also that
24 everyone is waiting on the opportunity
25 corridor to see where exactly that

1 particular street will cut across and
2 will that affect the 105 site, would
3 that affect the other site on Arthur
4 basically on 107. So basically, we may
5 be a bit premature. And I know that no
6 one probably wants to wait on
7 opportunity corridor, that maybe your
8 best way is if there is a third site
9 that would make the community more
10 supportive -- it's hard to have a
11 divided community. We know what needs
12 to be done, but the issue is how it's
13 going to be done and when it's going to
14 be done and what is the more appropriate
15 site.

16 If we did not have a third
17 alternative, I think the Vel site would
18 be the best site of those two,
19 basically, because the other site is --
20 there is a neighborhood in there. And I
21 mean, there is neighbors all around.
22 But this, the other site, persons are
23 all living on the -- on streets and
24 really, really close, whereas, the Vel's
25 site is kind of like a blind site,

1 basically. Not a lot of immediate
2 persons that reside there.

3 Now, basically, I was looking at --
4 today I wanted to make sure, where are
5 the other substations, or some of the
6 others ones. I have several in ward six
7 and I don't think this is because it's
8 an African American community. Because
9 I have African Americans, you receive
10 everything in the Larchmere areas.
11 There are two substations there. One is
12 on Mount Overlook, or around 119th there
13 is a substation. People live up and
14 down the street on it. Basically, most
15 likely would be smaller than the
16 proposed site, and also, if we go on
17 Larchmere, across the famous Larchmere
18 Academy Tavern there's also a
19 substation.

20 So I would hope that the Cleveland
21 Clinic, or CEI, or no one would target
22 minority communities. I think if you're
23 going to sufferer pain, everyone needs
24 to bear that particular burden. And
25 that is why I took the time today -- no

1 one informed me of the other
2 substations. They're all down 93rd
3 Street. There are quite a few in
4 various neighborhoods, basically, but
5 the neighborhoods must buy into it if
6 everyone is to be happy.

7 So for me, I would like to also
8 know where the opportunity corridor is
9 going to come. I know there is a
10 meeting set up soon for opportunity
11 corridor. I think this is a decision
12 that I would support what the community
13 supports, what the majority of the
14 community supports, basically. I would
15 weigh down on the site that we do need
16 this advancement because we have -- how
17 can I say it -- we have a world-class
18 facility. And who knows? Who knows who
19 is going to need that electricity.
20 Young lady just said her son, you know,
21 basically needs help. We have a lot of
22 senior citizens. So that's -- it's a
23 balancing act on what will electric
24 power be used for? Is it to make
25 certain that the Clinic -- that nothing

1 goes out. Nothing fails. Be bad to
2 have citizens in there getting
3 operations and all of a sudden there's a
4 power outage. And those things do
5 happen. And the Clinic wants its own
6 separate power generator so it doesn't
7 have to affect the neighborhood. So
8 basically, if someone's at home getting
9 dialysis, or getting their, you know,
10 blood transfusions, or any kind -- there
11 is a lot of activities done at home. So
12 I also feel for those people who may be
13 in jeopardy simply because the Cleveland
14 Clinic on a hot day -- and we knew about
15 those hot days when everything blacks
16 out.

17 So it is something for everyone to
18 think about, and I'm still thinking
19 about whole program and project. Thank
20 you very much.

21 ARBITRATOR: Thank you. Anyone
22 else?

23 MS. BUTLER: Yes.

24 MS. STENMAN: Come on up.

25 CAROLYN BUTLER,

1 After having been first duly sworn, as
2 hereinafter certified, was examined and testified
3 as follows:

4 MS. BUTLER: My name is Carol
5 Butler, and I'm a resident of Fairfax
6 area.

7 Since I've been living in Fairfax
8 area, it has grown, things have
9 developed. We ended up with a Juvenile
10 System there with a \$300,000 conference
11 desk, and our community is in poverty.
12 And I feel like also this, I agree with
13 the rest of them that has just spoken.
14 And I'm on their side 100 percent,
15 because while these things are happening
16 in our community, we're not even being
17 notified. And I feel like, if anything
18 goes on in our community and anyone
19 wants to put a project in our community,
20 we should be notified as being
21 residence. And I end there.

22 MS. STENMAN: Thank you. Anyone
23 else?

24 NORMAN WALLACE,
25 After having been first duly sworn, as

1 hereinafter certified, was examined and testified
2 as follows:

3 MS. STENMAN: Please state your
4 name and address.

5 MR. WALLACE: Norman Wallace. I
6 live at 2618 East 111th, Apartment 1.

7 I can't look on anything that
8 Cleveland Clinic wants to do in our
9 neighborhood favorably. Cleveland
10 Clinic is a business, and it's a
11 business is to make money. They just
12 are a hospital to make money. They use
13 people to make money, period, just like
14 Chrysler. Chrysler doesn't sell cars.
15 Chrysler makes car to make money.
16 Cleveland Clinic heals people to make
17 money. I can't look upon a entity like
18 that favorably because they had to be
19 made to put an emergency room in their
20 hospital in our neighborhood. They
21 don't care anything about our
22 neighborhood. They took an old hospital
23 out of the neighborhood where people
24 getting sick all of the time and they'll
25 send them somewhere else.

1 Like I said, I can't look upon an
2 entity like that in our neighborhood.
3 They don't care anything about us. All
4 they care about is making money. They
5 don't care anything about our
6 neighborhood.

7 MS. STENMAN: Thank you. Anyone
8 else?

9 This is the last opportunity you're
10 going to have tonight.

11 All right. Seeing no one else, I
12 would like to thank everyone for coming
13 this evening.

14 MS. SMITH: I have something to
15 say.

16 MS. STENMAN: All right. Please
17 come forward.

18 REBECCA SMITH.

19 After having been first duly sworn, as
20 hereinafter certified, was examined and testified
21 as follows:

22 MS. STENMAN: Please state your name
23 and address?

24 MS. SMITH: My name is Rebecca
25 Smith. I stay at 8025 Cedar, Apartment

1 5.

2 MS. STENMAN: Okay. Go ahead.

3 MS. SMITH: I feel that any time
4 you're doing something like that
5 involves electricity, you're saying
6 there are different sites that are
7 available, but just looking from a
8 medical approach, fallout from radiation
9 lasts for miles. If you look at things
10 like where we worship and live, their
11 results will last for years and years
12 after that. So even if you do place it
13 somewhere else, all the places are still
14 within the community, so that effects
15 are not only temporary, but
16 long lasting. And I think that the
17 people who are installing that know
18 that. And the lives of people have to
19 be taken into consideration whenever you
20 do something like that in a community.
21 So that's pretty much something that I
22 wanted to bring into play, not that it's
23 not -- it's not unknown information.
24 I'm pretty sure it's known to those who
25 are building a plant in our community.

1 So I feel that that should be spoken.

2 MS. STENMAN: Thank you. Anyone
3 else?

4 All right. Hearing no one else,
5 this concludes our hearing. The
6 transcript of this hearing will be
7 submitted for the Board's consideration
8 and, hopefully, the company will stick
9 around for a little while to answer any
10 questions after this hearing. And I
11 hope you all have a good evening. Thank
12 you.

13 - - - - -

14 (Hearing concluded at 6:45 p.m.)

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1 The State of Ohio,)
2 County of Cuyahoga.) SS: CERTIFICATE

3 I, Katrina L. Dearborn, Notary Public within
4 and for the State of Ohio, duly commissioned and
5 qualified, do hereby certify that the within-
6 named witnesses were first duly sworn to testify
7 the truth, the whole truth, and nothing but the
8 truth in the cause aforesaid; that the testimony
then given by him/her was by me reduced to
stenotypy in the presence of said witnesses,
afterwards transcribed on a computer, and that
the foregoing is a true and correct transcript of
the testimony so given by him/her as aforesaid.

9 I do further certify that this arbitration
10 was taken at the time and place in the foregoing
caption specified and was completed without
adjournment.

11 I do further certify that I am not a
12 relative, employee of, or attorney for any of the
13 parties in the above-captioned action; I am not a
14 relative or employee of an attorney for any of
15 the parties in the above-captioned action; I am
16 not financially interested in the action; I am
not, nor is the court reporting firm with which I
am affiliated, under a contract as defined in
Civil Rule 28(D); nor am I otherwise interested
in the event of this action.

17 IN WITNESS WHEREOF I have hereunto set my
18 hand and affixed my seal of office at Cleveland,
Ohio on this 21st day of November, 2012.

19
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21
22 

23 Katrina L. Dearborn, Notary Public
24 In and for the State of Ohio.
25 my commission expires 11-02-15.