

BEFORE THE
ILLINOIS COMMERCE COMMISSION
SPECIAL OPEN MEETING
(PUBLIC UTILITIES)
Thursday, January 8th, 2020
Chicago, Illinois

Met, pursuant to notice, at 10:30 A.M., at
160 North LaSalle Street, Chicago, Illinois.

PRESENT:

CARRIE ZALEWSKI, Chairman

BRIEN J. SHEAHAN, Commissioner

D. ETHAN KIMBREL, Commissioner

SADZI M. OLIVA, Commissioner

MARIA S. BOCANEGRA, Commissioner

SULLIVAN REPORTING COMPANY, by
Devan J. Moore, CSR
License No. 084-004589

1 CHAIRMAN ZALEWSKI: Good morning. Happy New Year. Are
2 we ready to proceed in Springfield?

3

4 THE CLERK: Yes, we're ready.

5

6 CHAIRMAN ZALEWSKI: Under the Open Meetings Act, I call
7 the January 8th, 2020 Regular Opening Meeting to order.
8 Commissioners Oliva, Kimbrel, Bocanegra, and Sheahan are with
9 me in Chicago. We have a quorum. We have no requests to speak.

10 Moving on to our Public Utility
11 items, there are edits to the December 3rd, 2019 Policy Session
12 minutes. There are no edits the December 16th, 2019 Special Open
13 Meeting Minutes.

14 Any objections to approving the minutes as
15 edited?

16 (No response.)

17 CHAIRMAN ZALEWSKI: Hearing none, the minutes are
18 approved.

19 Under our Electric items, Items E-1 through
20 E-20 concern Orders Initiating a Citation for retail
21 electricity suppliers, brokers, agents, or consultants to
22 determine whether to suspend licenses for violation of

1 Commission Rules. The Orders initiate a citation proceedings
2 due to failure to file compliance reports to maintain a license
3 bond or to maintain authority to transact business in Illinois.
4 The Orders directs licensees to appear before the
5 Administrative Law Judge to show cause why the Commission
6 should not suspend the licenses.

7 Are there any objections to considering these
8 items together and approving the Orders?

9 (No response.)

10 CHAIRMAN ZALEWSKI: Hearing none, the Orders are
11 approved.

12 CHAIRMAN ZALEWSKI: Item E-21 concerns Docket 19-0770,
13 which is a complaint by Magellan Development Group against
14 Direct Energy Business for failure to provide electricity
15 supply in accordance with the terms of the contract. The
16 parties have moved to dismiss the complaint.

17 Are there any objections to granting the Joint
18 Motion to Dismiss?

19 (No response.)

20 CHAIRMAN ZALEWSKI: Hearing none, the Motion to Dismiss
21 is granted.

22 Items E-22 through E-27 concern applications

1 for certifications to install Distributed Generation Facilities
2 in Illinois. The Orders grant the certificates finding that
3 the applicants meet the requirements.

4 Are there any objections to considering these
5 items together and approving the Orders?

6 (No response.)

7 CHAIRMAN ZALEWSKI: Hearing none, the Orders are
8 approved.

9 Items E-28 and 29 concern Ameren's and the
10 City of Highland Joint Petitions to release non-residential and
11 residential customers from Ameren's service. The Orders grant
12 the petitions.

13 Are there any objections to considering these
14 items together and approving the Orders?

15 (No response.)

16 CHAIRMAN ZALEWSKI: Hearing none, the Orders are
17 approved.

18 Item E-30 concerns an application for a
19 certificate to operate as a Retail Electric Supplier, agent,
20 broker, or consultant in Illinois. The Order grants a
21 certificate finding that the applicants meet the requirements.

22 Are there any objections to approving the

1 Order?

2 (No response.)

3 CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

4 Item E-31 concerns a petition for cancellation
5 of a certification to install energy efficiency measures in
6 Illinois. The Order grants a petition that cancels those
7 certificate.

8 Are there any objections to approving the
9 Order?

10 (No response.)

11 CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

12 Items E-32 through E-43 concern applications
13 for certifications to install energy efficiency measures in
14 Illinois. The Orders grant the certificates finding that the
15 applicants meet the requirements.

16 Are there any objections to considering these
17 items together and approving the Orders?

18 (No response.)

19 CHAIRMAN ZALEWSKI: Hearing none, the Orders are
20 approved.

21 We have no Gas items.

22 Under our Telecommunications items, Item T-1

1 concerns a petition to change MassComm Incorporated's name to
2 MassComm, LLC. The Order grants the petition.

3 Are there any objections to approving the
4 Order?

5 (No response.)

6 CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

7 Item T-2 concerns an application for a service
8 authority to operate as a public telephone service provider in
9 Illinois. The Order grants a certificate finding that the
10 applicant meets the requirements.

11 Are there any objections to approving the
12 Order?

13 (No response.)

14 CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

15 Items T-3 and T-4 concern petitions to protect
16 highly proprietary information from disclosure in the
17 petitioners' annual report to the Commission. The Order
18 protect proprietary information from disclosure.

19 Are there any objections to considering these
20 items together and approving the Orders?

21 (No response.)

22 CHAIRMAN ZALEWSKI: Hearing none, the Orders are

1 approved.

2 Under our Water and Sewer items, Item W-1
3 concerns Docket 18-0575, which is Aqua Illinois's request to
4 reconcile revenues under its Qualified Infrastructure Plan, or
5 QIP, surcharge riders during Calendar Year 2017. The Order
6 approves the reconciliation as set in the Order finding that
7 the costs during the reconciliation period were prudently
8 incurred.

9 Are there any objections to approving the
10 Order?

11 (No response.)

12 CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

13 There are no Miscellaneous Items. There are
14 no petitions for rehearing.

15 Under our Other Business items, Item 0-1
16 concerns approval of batches, contracts, and confirmation under
17 the Illinois Adjustable Block Program.

18 Are there any objections to approving the
19 program administrator's submissions?

20 (No response.)

21 CHAIRMAN ZALEWSKI: Hearing none, the submissions are
22 approved.

1 Item 0-2 concerns approval of batches,
2 contracts, and confirmations under the Illinois Solar For All
3 Program.

4 Are there any objections to approving the
5 program administrator's submissions?

6 (No response.)

7 CHAIRMAN ZALEWSKI: Hearing none, the submissions are
8 approved.

9 This concludes our Public Utilities Agenda.

10 Judge Teague-Kingsley, do you have any matters
11 to come before the Commission today?

12 JUDGE TEAGUE-KINGSLEY: No, Madam Chairman.

13 CHAIRMAN ZALEWSKI: Thank you.

14 Since this is possibly Commissioner Sheahan's
15 last meeting, I'd like to take a couple of minutes to
16 congratulate Brien Sheahan on his service to the Commission
17 for the last 5 years.

18 Brien was the Commissioner of what grew to be
19 a yearly supplier of diversity for utilities. You oversaw the
20 Commission's implementation of the Future Energy Jobs Act and
21 created the first director of site security position in the
22 nation among other important and forward-thinking

1 accomplishments.

2 Brien, the Commission congratulates you and
3 wishes you all the best in your future endeavors.

4 COMMISSIONER SHEAHAN: Thank you.

5 COMMISSIONER OLIVA: I would like to recognize my
6 colleague, mentor, and friend Brien Sheahan. In drafting these
7 remarks, I attempted to begin with a joke or a funny story; but
8 I quickly realized that many of you may never have heard
9 Commissioner Sheahan laugh or even know if you have a sense of
10 humor, so I'll keep it serious.

11 Brien, it has been an honor serving the great
12 people of Illinois along side of you. You're a dedicated
13 public servant, an innovator, and a visionary. Under your
14 leadership Illinois electric and gas rates remain competitive
15 in the nation and among the lowest in the Midwest in light of
16 the historic investments by the large utilities.

17 Some of those historic investments included
18 overseeing the deployment of 6 million smart meters across the
19 ComEd and Ameren footprint; the implementation of the Future
20 Energy Jobs Act, which ushered in the distributed energy
21 revolution in Illinois; the approval of the first utility
22 operated microgrid cluster in the nation.

1 Undeniably, you've championed innovation in
2 the industry. In your own words, to be a catalyst of change we
3 wish to see in this industry any solution adopted by the
4 Commission must ensure customers realize the immense
5 performance and economic benefits offered by these technology
6 innovations.

7 This philosophy has contributing in placing
8 Illinois and the Illinois Commerce Commission as leaders in
9 grid modernization and forward-thinking initiatives. You
10 spearheaded the historic rule-making proceeding on cloud
11 computing, which has been acclaimed by the industry.

12 Along this journey you have kept consumers at
13 the forefront. During your tenure the Commission also
14 bolstered consumer protection standards under its Rule Parts
15 412 and 453 to protect Illinois residents against potential
16 deceptive sales and marketing practices and ensured they had
17 the proper tools to inform decision-making when choosing an
18 alternative retail electric supplier.

19 Your leadership did not only foster great
20 accolades outside the agency but also within the agency. Your
21 commitment to building a new future included evolving and
22 preparing the ICC to the 21st Century. During your tenure the

1 Commission itself became the most diverse public utility
2 Commission in the country. One of the proudest includes
3 onboarding the first African-American male Chief Administrative
4 Law Judge, Commissioner Ethan Kimbrel, as well as many other
5 firsts, which include the first African-American female Chief
6 Administrative Law Judge, the first African-American General
7 Chief of External Affairs, the first Indian-American General
8 Counsel, and the first Latino chief of police.

9 And I will always remember your kindness
10 welcoming and supporting me as the first Latina Illinois
11 Commission Commissioner. You also prioritized developing the
12 next generation of utility professional and leaders from the
13 support of your and our own legal and policy advisors to
14 championing their career opportunities for these young men and
15 women. You've played a vital part in all of our success in
16 addition to those who worked for you because you demanded
17 nothing but the best and challenged us to exceed our own
18 expectations and knowing that no goal is unattainable.

19 But your commitment to distinguishing the
20 agency was not only with staff, but you also saw the creation
21 of the Commission's Office of Diversity and Community Affairs
22 to promote diversity initiatives within the Utility sector and

1 the ICC and also establishing new office of cyber security and
2 risk management.

3 The these remarks do not capture all of the
4 milestones and the full impact you've made at the ICC and the
5 utility industry, but I hope what I have shared today reminds
6 us all of your hard work and commitment to the role as Chairman
7 and Commission at the agency and the State of Illinois.

8 Abraham Lincoln said, "The best way to predict
9 your future is to create it". You have certainly personified
10 those words here, and I have no doubt that you will continue to
11 do so in the future. Thank you, Brien, for your service and
12 leadership. Your presence in what I call the South Wing will
13 be missed, but your legacy will live on.

14 (Laughter.)

15 COMMISSIONER BOCANEGRA: Having said all of that,
16 Commissioner Oliva, I echo all of those comments and Chair
17 Zalewski as well.

18 I would like to add, Brien, it has been a
19 pleasure serving alongside you these last nine months or so. I
20 can vividly recall coming here my first day and speaking with
21 Brien, and we were discussing -- or I guess debating the final
22 points of the Public Utilities Act, and he told me, "Go ahead

1 and read it over the weekend. It's a quick read." I thought,
2 wow, it's not a quick read; but it was then that I was able to
3 appreciate Brien's level of commitment to his work and his
4 expectation.

5 And so while we may not have agreed on a lot
6 of legal issues, it has been wonderful and a great learning
7 experience to debate with you the various legal and
8 intellectual matters that come before us.

9 I also want to extend my sincerest thank you
10 for providing guidance and support during my tenure here. I
11 wish you the best of luck, and I have no doubt that you will
12 continue to contribute much to the utility and the energy
13 industry. I look forward to seeing you in the future and
14 working with you.

15 COMMISSIONER KIMBREL: And, Brien, I would just like to
16 thank you, as Sazi noted, for all of your support while I've
17 been here, and I wish you the best; and I know that you'll do
18 great things. And I have enjoyed working with you, so thank
19 you.

20 COMMISSIONER SHEAHAN: Thank you, Ethan. I really am
21 grateful for those acknowledgments. And I don't want to leave
22 anyone out, so let me just thank the staff and stake holders.

1 It is truly an amazing community of people around the country
2 that work in this space in Illinois and former Commissioners of
3 course. This job is the culmination of an almost 25-year
4 career in public service, and it's been a tremendous honor.
5 Thank you.

6 CHAIRMAN ZALEWSKI: Thank you. Anyone else?

7 (No response.)

8 CHAIRMAN ZALEWSKI: Hearing none, and without objection,
9 the meeting stands adjourned. Thank you.

10 (Whereupon, the above entitled matter
11 was adjourned.)

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