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BEFORE THE
ILLINOIS COMMERCE COMMISSION
PUBLIC UTILITY REGULAR OPEN MEETING
Wednesday, February 5, 2020
Chicago, Illinois

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

PRESENT:

- CARRIE ZALEWSKI, Chairwoman
- MARIA BOCANEGRA, Commissioner
- SADZI M. OLIVA, Commissioner
- D. ETHAN KIMBREL, Commissioner
- MICHAEL T. CARRIGAN, Commissioner

SULLIVAN REPORTING COMPANY, by
BRAD BENJAMIN, CSR
LICENSE NO. 084-004805

1 CHAIRWOMAN ZALEWSKI: Good morning, everyone.
2 Are we ready to proceed in Springfield.

3 CHIEF CLERK: Yes. We are.

4 CHAIRWOMAN ZALEWSKI: Thank you.

5 Under the Open Meetings Act, I call
6 the February 5th, 2020, Regular Open Meeting to
7 order. Commissioners Bocanegra, Oliva, and Kimbrel,
8 are with me in Chicago. We are also joined by
9 Commissioner Michael Carrigan, who was appointed by
10 Governor Pritzker on January 31st of this year.

11 Commissioner Carrigan, welcome to the
12 Commission.

13 So we now have a quorum.

14 Commissioner Carrigan has indicated
15 that he will be abstaining from all votes today.
16 Commissioner Carrigan, is that correct?

17 COMMISSIONER CARRIGAN: That is correct.

18 CHAIRWOMAN ZALEWSKI: Thank you. Please let
19 the voting record reflect his abstention in all votes
20 going forward for today's meeting.

21 We have no requests to speak.

22 So moving on to our Public Utility
23 Agenda. There are edits to the January 8, 2020,
24 Regular Open Meeting Minutes.

1 Are there any objections to approving
2 the Minutes as edited?

3 (No response.)

4 CHAIRWOMAN ZALEWSKI: Hearing none, the Minutes
5 are approved.

6 Under our Electric items, Item E-1
7 concerns ERM #20-001, which is ComEd's filing to
8 extend the re-evaluation period for Rider
9 Non-Advanced Metering Infrastructure Metering, or
10 Rider NAM. The time extension is to allow ComEd to
11 obtain additional stakeholder input concerning the
12 Rider and will not affect the final end date for the
13 Commission's investigation into the tariff. The
14 Commission Staff recommends to not suspending the
15 filing.

16 Are there any objections to not
17 suspending the filing?

18 (No response.)

19 CHAIRWOMAN ZALEWSKI: Hearing none, the filing
20 is not suspended.

21 Item E-2 concerns the initiation of
22 Ameren's reconciliation of revenues collected under
23 the Hazardous Materials Adjustment Clause Rider, or
24 HMAC Rider, for the calendar year 2019. The Order

1 commences the annual reconciliation proceedings under
2 the Rider.

3 Are there any objections to approving
4 the Order?

5 (No response.)

6 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
7 is approved.

8 Item E-3 concerns the initiation of
9 MidAmerican's reconciliation of revenues collected
10 under the Energy Efficiency and Cost Recovery
11 Adjustment Rider, or Riders EECR, for the Calendar
12 Year 2017. The Order commences the annual
13 reconciliation proceedings pursuant to Section
14 8-408(b) of the Public Utilities Act.

15 Are there any objections to approving
16 the Order?

17 (No response.)

18 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
19 is approved.

20 Item E-4 concerns the initiation of
21 Ameren's, ComEd's, Nicor's, North Shore Gas's, and
22 Peoples Gas's reconciliation of revenues collected
23 under their respective coal tar riders for the
24 calendar year of 2019. The Order commences the

1 annual reconciliation proceedings pursuant to
2 consolidated Docket Nos. 19-0080 through 19-0095.

3 Are there any objections to approving
4 the Order?

5 (No response.)

6 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
7 is approved.

8 Item E-5 concerns the initiation of
9 Ameren's, ComEd's, and MidAmerican's reconciliation
10 of revenues collected under their respective power
11 procurement riders from June 1st, 2018, through
12 May 31st, 2019. The Order commences the annual
13 reconciliation proceedings pursuant to the tariff
14 language in each power procurement rider.

15 Are there any objections to approving
16 the Order?

17 (No response.)

18 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
19 is approved.

20 Items E-6 through E-23 concern Orders
21 initiating citation proceedings against retail
22 electricity supply brokers, agents, or consultants to
23 determine whether to suspend licenses for violation
24 of Commission rules. The Orders initiate the

1 citation proceedings due to failure to file
2 compliance reports or to maintain a license bond.
3 The Orders direct licensees to appear before the
4 Administrative Law Judge to show cause why the
5 Commission should not suspend the license.

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

9 (No response.)

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

12 Item E-24 concerns Docket 18-1624,
13 which is the City of Mascoutah's petition for
14 authority to exercise the right of eminent domain to
15 acquire easements across two parcels of land. We
16 have two issues before the Commission on this Agenda:
17 first, the request for Oral Argument and, second, the
18 Order proposed by the ALJ denying the Petition for
19 Eminent Domain.

20 On the first matter: In its Brief on
21 Exceptions, the City of Mascoutah has filed a request
22 for Oral Argument pursuant to Section 200.850(a)(3)
23 of the Commission Rules.

24 Are there any objections to granting

1 the request for Oral Argument?

2 (No response.)

3 CHAIRWOMAN ZALEWSKI: Hearing none, the request
4 for Oral Argument is granted. A due notice of Oral
5 Argument will be issued.

6 On the second matter: Because the
7 Commission granted the Oral Argument request, we will
8 be holding this decision on the Order for later
9 disposition.

10 Item E-25 concerns Ameren's request to
11 reconcile revenues under its power procurement riders
12 from June 27 to May 2018 -- excuse me -- June 2017 to
13 May 2018. The Order approves reconciliation as set
14 in the Appendix to the Order, finding that these
15 costs during the reconciliation period were prudently
16 incurred.

17 Are there any objections to approving
18 the Order?

19 (No response.)

20 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
21 is approved.

22 Item E-26 concerns MidAmerican's
23 request to reconcile revenues under its Electric
24 Rider Tax Expense Revision Mechanism, or TERM, from

1 March 2018 -- excuse me -- April 2018 to March 2019.
2 The Order approves the reconciliation as set in the
3 Appendix to the Order, finding that the costs during
4 the reconciliation period were prudently incurred.

5 Are there any objections to approving
6 the Order?

7 (No response.)

8 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
9 is approved.

10 Items E-27 through E-31 concern
11 applications for Certifications to install
12 distributed generation facilities in Illinois. The
13 Orders grant the certificates, finding that the
14 applicants meet the requirements.

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

18 (No response.)

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

21 Item E-32 concerns a Petition to
22 Cancel a certificate to operate as an Energy
23 Efficiency Installer. The petition notes that the
24 owner has retired and does not intend to continue

1 operating under the certificate. The Order cancels
2 the certificate.

3 Are there any objections to approving
4 this Order?

5 (No response.)

6 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
7 is approved.

8 Items E-33 through E-37 concern
9 applications for certifications to install energy
10 efficiency measures in Illinois. The Orders grant
11 the certificates, finding that the applicants meet
12 the requirements.

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

16 (No response.)

17 CHAIRWOMAN ZALEWSKI: Hearing none, the Orders
18 are approved.

19 Moving on to our Gas items:

20 Item G-1 concerns MidAmerican's
21 request to reconcile revenues under its Natural Gas
22 Rider TERM, which is the Tax Expense Revision
23 Mechanism, from April 2018 to March 2019. The Order
24 approves the reconciliation as set in the Appendix to

1 the Order, finding that the costs during the
2 reconciliation period were prudently incurred.

3 Are there any objections to approving
4 the Order?

5 (No response.)

6 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
7 is approved.

8 Item G-2 concerns North Shore Gas's
9 and Peoples Gas's requests to reconcile revenues
10 under its Energy Efficiency and On-Bill Financing
11 Adjustment Riders, or Riders EOA, collected in 2018.
12 The Order approves the reconciliation as set in the
13 appendices in the Order, finding that the costs
14 during the reconciliation period were prudently
15 incurred.

16 Are there any objections to approving
17 the Order?

18 (No response.)

19 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
20 is approved.

21 Item G-3 concerns North Shore Gas's
22 and Peoples Gas's requests to reconcile revenues
23 under its Rider Variable Income Tax Adjustment, or
24 Rider VITA, collected in 2018. The Order approves

1 the reconciliation as set in the Appendices to the
2 Order, finding that the costs during the
3 reconciliation period were prudently incurred.

4 Are there any objections to approving
5 the Order?

6 (No response.)

7 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
8 is approved.

9 Item G-4 concerns Docket 19-0505,
10 which is a complaint against Peoples Gas related to
11 alleged overbilling. Peoples Gas filed a Motion to
12 Dismiss, stating that the complainant failed to
13 identify which charges she is disputing. The Order
14 grants the Motion to Dismiss the case without
15 prejudice.

16 Are there any objections to approving
17 the Order to dismiss the case without prejudice?

18 (No response.)

19 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
20 is approved.

21 Item G-5 concerns a request for
22 proprietary treatment of information in an Annual Gas
23 Rate Report of an alternative gas supplier. The
24 Order grants the protection, finding that the

1 information is highly proprietary and confidential.

2 Are there any objections to approving
3 the Order?

4 (No response.)

5 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
6 is approved.

7 Under our Telecommunications items:
8 Items T-1 through T-8 concern requests for
9 proprietary treatment of information in the
10 petitioners' annual reports. The Orders grant the
11 protection, finding that the information is highly
12 proprietary and confidential.

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

16 (No response.)

17 CHAIRWOMAN ZALEWSKI: Hearing none, the Orders
18 are approved.

19 Under our Water and Sewer Items, Item
20 W-1 concerns Aqua's filing to revise its water tariff
21 to implement a franchise fee for customers in the
22 Village of Grant Park. This filing is pursuant to a
23 Grant Park ordinance authorizing this franchise fee.
24 The Commission Staff recommends to not suspend the

1 filing.

2 Are there any objections to not
3 suspending the filing?

4 (No response.)

5 CHAIRWOMAN ZALEWSKI: Hearing none, the filing
6 is not suspended.

7 Item W-2 concerns Aqua Illinois'
8 request to reconcile revenues under its Qualifying
9 Infrastructure Plant Surcharge Riders for calendar
10 year 2018. The Order approves the reconciliation as
11 set in the Appendices to the Order, finding that the
12 costs during the reconciliation period were prudently
13 incurred.

14 Are there any objections to approving
15 the Order?

16 (No response.)

17 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
18 is approved.

19 Item W-3 concerns Aqua Illinois'
20 petition for a limited expansion of the Company's
21 existing certificate of public convenience and
22 necessity to provide wastewater collection service to
23 customers in the Village of Manteno. The Order
24 expands the certificate and finds that Aqua Illinois

1 has met the requirements to expand its certificate of
2 authority.

3 Are there any objections to approving
4 the Order?

5 (No response.)

6 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
7 is approved.

8 Under Miscellaneous items, Item M-1
9 concerns an application to use, occupy, and construct
10 facilities in public right-of-ways for the delivery
11 of cable and video service for the State-issued
12 Authority to provide cable and video service in
13 Gibson City. The Administrative Law Judge recommends
14 granting the Authority for the applicant to use,
15 occupy, and construct facilities and to provide cable
16 and video service to the service area footprint
17 requested in the application, subject to the
18 applicant's lawful operation.

19 Are there any objections to granting
20 the Authorization?

21 (No response.)

22 CHAIRWOMAN ZALEWSKI: Hearing none, the
23 Authorization is granted.

24 And the Commission notes that this

1 grant of authority is subject to the lawful operation
2 of cable and video service by the Applicant, its
3 affiliated entities, and its successors in interest.

4 We have no petitions for rehearing.

5 Under Other Business, Item O-1
6 concerns approvals of Batches, Contracts, and
7 Confirmations under the Illinois Adjustable Block
8 Program.

9 Are there any objections to approving
10 the Program Administrator's Submissions?

11 (No response.)

12 CHAIRWOMAN ZALEWSKI: Hearing none, the
13 Submissions are approved.

14 This concludes our Public Utilities
15 Agenda.

16 Judge Teague Kingsley, do we have any
17 other matters to come before the Commission?

18 JUDGE TEAGUE KINGSLEY: No, Madam Chairman.

19 CHAIRWOMAN ZALEWSKI: Thank you.

20 I just wanted to talk a second to
21 again welcome Commissioner Carrigan. As I mentioned,
22 Governor Pritzker appointed Governor -- or, excuse
23 me -- Commissioner Carrigan to a five-year term on
24 January 31st, 2020.

1 Most recently, Commissioner Carrigan
2 served as the president of the Illinois AFL-CIO. He
3 was an officer of the AFL-CIO for more than 19 years,
4 including seven years as secretary-treasurer prior to
5 becoming president.

6 He started his career as a journeyman
7 wireman in -- with Decatur-based IBEW Local 146 in
8 1978, spending the next 22 years rising through the
9 ranks, becoming a business agent and finally its
10 business manager and secretary. His impressive
11 background includes his service on several state and
12 regional and national boards and councils.
13 Commissioner Carrigan brings a wealth of experience
14 that will be an asset to the Commission.

15 We welcome him and the unique
16 perspective he will bring to the Commission.

17 Do any other Commissioners have any
18 other business to discuss or would like to say
19 anything else?

20 COMMISSIONER KIMBREL: I'd just like to take a
21 moment to welcome you as well, Commissioner Carrigan.
22 I think that it's very important that your presence
23 in the Springfield office, it will be great for the
24 morale of this Commission. So, although we do visit

1 the Commission for those meetings that are scheduled
2 there, it's different when you have a Commissioner
3 there. So I know the Springfield office is ecstatic
4 that you're here. So welcome.

5 CHAIRWOMAN ZALEWSKI: Anything else?

6 (No response.)

7 CHAIRWOMAN ZALEWSKI: Hearing nothing else and
8 without objection, this meeting stands adjourned.

9 Thank you.

10 (Whereupon the above
11 matter was adjourned.)

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