

1 CHAIRPERSON ZALEWSKI: I will quickly note
2 that I call the October 27, 2022 Regular Open
3 Meeting to order with Commissioners Kimbrel,
4 Carrigan and McCabe in Springfield and a quorum.

5 We are moving onto our Public Utilities
6 Agenda. There are edits to the September 27, 2022
7 Special Open Meeting minutes. Are there any
8 objections to approving the minutes as edited?

9 (No response.)

10 CHAIRPERSON ZALEWSKI: Hearing none, the
11 minutes are approved.

12 Item E-1 concerns ERM #22-155 which is
13 Ameren's Filing to cancel their Flex Pay Payment
14 Option for residential customers with advanced
15 meters. Ameren states that this payment option has
16 had very limited subscribers to date. Because of
17 the cost to administer the Flex Pay Program as well
18 as the availability of other subsequent offerings
19 such as Pick a Due Date and relaxed post COVID
20 credit collection policies, Ameren does not believe
21 that Flex Pay Program serves the interests of its
22 customers. The Commission staff reviewed the

1 filing and recommends not suspending it.

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

4 (No response.)

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

7 Item E-2 concerns the initiation of
8 Mid-American's and Mt. Carmel's Reconciliation
9 proceedings for its fuel adjustment charges. The
10 order initiates the next round of annual
11 reconciliation proceedings for the calendar year of
12 2022.

13 Are there any objections to approving the
14 Order?

15 (No response.)

16 CHAIRPERSON ZALEWSKI: Hearing none, the
17 Order is approved.

18 Item E-3 concerns Mid-American
19 Reconciliation of revenues under its fuel
20 adjustment clause, or FAC, for 2021. The Order
21 approves the reconciliation as set in the appendix
22 to the Order finding that the costs during the

1 reconciliation period were prudently incurred.

2 Are there any objections to approving the
3 Order?

4 (No response.)

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

7 Item E-4 concerns ComEd's Proposed
8 Revisions to updating their Terms and Conditions
9 related to whether a Customer May Participate in
10 Net Metering. The Order approves revisions to the
11 Rider POGNM and Rates RESS, finding ComEd's
12 language that adds a threshold of 5,000 kilowatt
13 nameplate capacity on net metering inconsistent
14 with the plain reading of the statute.

15 Are there any objections to approving the
16 Order?

17 (No response.)

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

20 Item E-5 concerns Mt. Carmel Public Utility
21 Company's proposed rate increases for electric and
22 gas service. The Order approves the proposed

1 increase subject to the adjustments specified in
2 the Order and its appendices.

3 Are there any objections to approving the
4 Order?

5 (No response.)

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

8 Item E-6 concerns an Application for
9 Certification as an Installer of New Utility-Scale
10 Solar Projects. The Order grants the certificate
11 finding that Applicant meets the certification
12 requirements.

13 Are there any objections to approving the
14 Order?

15 (No response.)

16 CHAIRPERSON ZALEWSKI: Hearing none, the
17 Order is approved.

18 Item E-7 concerns a motion to withdraw a
19 petition for an order authorizing the use of
20 eminent domain power. According to the motion, the
21 Department of Transportation of the State of
22 Illinois reached an agreement with MJM Electric

1 Cooperative on the necessary access rights.

2 Are there any objections to granting the
3 motion to withdraw?

4 (No response.)

5 CHAIRPERSON ZALEWSKI: Hearing none, the
6 motion is granted.

7 Item E-8 concerns Ameren's proposed new
8 Rider RBA, or Revenue Balancing Adjustment. Rider
9 RBA is intended to stabilize the collection of the
10 build distribution revenue requirement by annually
11 comparing actual revenues to the distribution
12 revenue requirement approved by the Commission in
13 the multi year rate plan and which the rate, the
14 rates giving rise to those revenues were based to
15 prevent undercollections or overcollections. The
16 order approves the Rider RBA.

17 Are there any objections to approving the
18 Order?

19 (No response.)

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

22 Item E-9 concerns an Application for

1 Certification to Install, Maintain or Repair
2 Electric Vehicle Charging Station Facilities in
3 Illinois. The Order grants the certificate finding
4 that the applicant meets the certification
5 requirements.

6 Are there any objections to approving the
7 Order?

8 (No response.)

9 CHAIRPERSON ZALEWSKI: Hearing none, the
10 Order is approved.

11 Items E-10 through E-14 concern
12 Applications for Authority to Install Distributed
13 Generation Facilities in Illinois. The Order
14 grants the certificates finding that the applicants
15 meet the requirements.

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

18 (No response.)

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

21 Item E-15 concerns Docket 22-0362 which is
22 ComEd's annual energy efficiency formula rate

1 update and revenue requirement reconciliation. The
2 Order approves the revenue requirement and
3 reconciliation as specified in the appendix to the
4 Order.

5 Are there any objections to approving the
6 Order?

7 (No response.)

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

10 Item E-16 concerns Petition to Cancel an
11 Energy Efficiency Installer Certificate. The Order
12 grants the petition and cancels the certificate.

13 Are there any objections to approving the
14 Order?

15 (No response.)

16 CHAIRPERSON ZALEWSKI: Hearing none, the
17 Order is approved.

18 Items E-17 through E-19 concern
19 Applications for Certification to Install Energy
20 Efficiency Measures in Illinois. The Orders grant
21 those certificates finding that the applicants meet
22 the certification requirements.

1 Are there any objections to considering
2 these items together and approving the Orders?

3 (No response.)

4 CHAIRPERSON ZALEWSKI: Hearing none, the
5 Orders are approved.

6 Moving onto our Gas items, Item G-1
7 concerns GRM #22-309 which is a filing from Ameren
8 to cancel their Flex Pay Payment Option for similar
9 reasons described with respect to their electric
10 service. The Commission staff has reviewed the
11 filing and recommends not suspending it.

12 Are there any objections to not suspending
13 the filing?

14 (No response.)

15 CHAIRPERSON ZALEWSKI: Hearing none, the
16 filing is not suspended.

17 Item G-2 concerns commencement of
18 reconciliation proceedings for Ameren; Consumers
19 Gas; Illinois Gas; Liberty Utilities; Mid-American;
20 Mt. Carmel Public Utility Company; Northern
21 Illinois Gas; North Shore Gas; and Peoples for
22 revenues collected under the Purchase Gas

1 Adjustment, or PGA, clauses. The Order commences
2 reconciliations for calendar year 2022.

3 Are there any objections to approving the
4 Order?

5 (No response.)

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

8 Item G-3 concerns consolidated dockets
9 20-0665 and 20-0666 which are North Shore and
10 Peoples Gas Petition to Initiate Proceedings to
11 Determine the Accuracy of Rider UEA for the 2018
12 reconciliation period.

13 We are going to hold this item for later
14 disposition.

15 Item G-4 concerns Peoples reconciliation
16 under the Volume Balancing Adjustment Rider or
17 Rider VBA reconciliation statement. The Order
18 approves the reconciliation as specified in the
19 appendices to the Order.

20 Are there any objections to approving the
21 Order?

22 (No response.)

1 CHAIRPERSON ZALEWSKI: Hearing none, the
2 Order is approved.

3 Moving onto our Telecommunications items,
4 Items T-1 and T-2 concern Petitions to Cancel
5 Certificates of Service Authority to provide
6 telecommunication services in the State of
7 Illinois. The Orders grant the petitions finding
8 that no customers will be impacted by the
9 cancellations because the public can seek these
10 services from other providers and doing so is not
11 otherwise contrary to the public interest.

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

14 (No response.)

15 CHAIRPERSON ZALEWSKI: Hearing none, the
16 Orders are approved.

17 Moving onto our Water and Sewer items, Item
18 W-1 concerns Docket 21-0823 which is a complaint
19 against Illinois-American Water as to a pipe
20 leakage in Peoria, Illinois. We are holding this
21 item for later disposition.

22 Item W-2 concerns Aqua Illinois' Petition

1 for Approval of an Asset Purchase Agreement and
2 Issuance of a Certificate of Public Convenience and
3 Necessity to Operate a Water and Wastewater System
4 in Will and Cook Counties.

5 Commission staff filed a motion for entry
6 of an agreed interim order requesting Commission
7 approval of engagement agreements with the
8 appraisers pursuant to Section 9-210.5 of the
9 Public Utilities Act. The Interim Order approves
10 the engagement agreements.

11 Are there any objections to approving the
12 Interim Order?

13 (No response.)

14 CHAIRPERSON ZALEWSKI: Hearing none, the
15 Interim Order is approved.

16 Moving onto our Miscellaneous items, Item
17 M-1 concerns a Joint Petition for Approval of Two
18 Contracts under the Public Utilities Act. The
19 agreements between Peoples Gas, North Shore and
20 ComEd share certain components of ComEd's mesh
21 network to transmit gas usage data from Peoples Gas
22 and North Shore's meters to the gas utilities'

1 information systems. Staff has revised the
2 agreements and recommends their approval. The
3 Order grants the petition and approves the
4 contracts.

5 Are there any objections to approving the
6 Order?

7 (No response.)

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

10 Item M-2 concerns Navigator Heartland
11 Greenway's Petition for Interlocutory Review of the
12 ALJ ruling on Navigator's Motion for Entry of
13 Protective Ruling in Docket 22-0497. Navigator
14 applied for a Certification of Authority to
15 Construct and Operate a Carbon Dioxide Pipeline.
16 The original application included both a public and
17 proprietary landowner list. On September 29 of
18 2022, the ALJ issued a ruling finding that
19 landowner information such as the proprietary
20 landowner list has been made public in other
21 similar Commission dockets and that landowner lists
22 should similarly made public in this docket.

1 Navigator contends that the Commission can and
2 should designate the landowner list and landowner
3 specific information as confidential and
4 proprietary. The Commission agrees with the ALJ's
5 ruling and denies Navigator's Petition for
6 Interlocutory Review.

7 Are there any objections to denying the
8 Petition for Interlocutory Review?

9 (No response.)

10 CHAIRPERSON ZALEWSKI: Hearing none, the
11 Petition is denied.

12 Moving onto our Petitions for Rehearing,
13 Item PR-1 concerns a Petition for Rehearing in
14 Docket 19-0673 which is Dakota Access and Energy
15 Transfer Crude Oil's Joint Petition for an Order
16 for authority to install additional pumping
17 stations and facilities on existing certificated
18 pipelines.

19 The Commission entered a final Order
20 granting the joint petition on October 14 of 2020.
21 The Commission adopted a final order on remand on
22 September 15 of 2022. On October 17 of 2022, an

1 application for rehearing was filed by Soil-SC-WK
2 arguing that the order on remand wrongly treated
3 the scope of public as extending to the entire
4 United States and that the Commission finding that
5 there is demand for the refined product used by the
6 public is not supported by the record. The ALJ
7 notes that these arguments were made by Soil-SC-WK
8 during the proceedings. The Commission agrees and
9 thus denies the rehearing.

10 Are there any objections to denying the
11 Petition for Rehearing?

12 (No response.)

13 CHAIRPERSON ZALEWSKI: Hearing none, the
14 Petition is denied.

15 PR-2 concerns Docket 21-0122 which is a
16 complaint against Zoom Energy alleging that Zoom
17 Energy switched Complainant's electric supplier
18 from ComEd to Zoom Energy in 2016 without his
19 consent and authorization. The ALJ notes that the
20 Application for Rehearing was not timely filed and
21 that the complainant has not presented any new
22 evidence or arguments that would warrant a

1 rehearing. The Commission agrees and denies the
2 rehearing.

3 Are there any objections to denying the
4 petition for rehearing?

5 (No response.)

6 CHAIRPERSON ZALEWSKI: Hearing none, the
7 petition is denied.

8 Finally moving onto Other Business, Item
9 O-1 concerns Approval of Batches, Contracts and
10 Confirmations under the Illinois Adjustable Block
11 Program.

12 Are there any objections to approving the
13 program administrator's submissions?

14 (No response.)

15 CHAIRPERSON ZALEWSKI: Hearing none, the
16 submissions are approved.

17 This concludes our Public Utilities agenda.

18 Judge Teague Kingsley, do we have other
19 matters to come before the Commission today?

20 JUDGE TEAGUE KINGSLEY: No, Madam Chairman.

21 CHAIRPERSON ZALEWSKI: Thank you. Do
22 Commissioners have other business to discuss?

1 COMMISSIONER KIMBREL: Yes, Madam Chair.
2 I'd just like to make an announcement that
3 Commissioner Bocanegra, former Commissioner
4 Bocanegra's advisor, Alejandro, joined my office to
5 replace Ms. Jacubis (phonetic). So needless to
6 say, we are very happy to have him.

7 CHAIRPERSON ZALEWSKI: Welcome back,
8 Alejandro. Any other comments?

9 (No response.)

10 CHAIRPERSON ZALEWSKI: Hearing none and
11 without objection, the meeting is adjourned.
12 Thank you.

13 (Meeting adjourned at 12:02 p.m.)

14
15
16
17
18
19
20
21
22