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BEFORE THE
ILLINOIS COMMERCE COMMISSION
PUBLIC UTILITY REGULAR OPEN MEETING
Wednesday, October 30, 2019
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
- BRIEN J. SHEAHAN, Commissioner
- SADZI M. OLIVA, Commissioner
- D. ETHAN KIMBREL, Commissioner

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

1 CHAIRWOMAN ZALEWSKI: Good morning. I have
2 10:30 on my watch. I'm going to go ahead and get
3 started.

4 Are we ready to proceed in
5 Springfield?

6 CHIEF CLERK: Yes, we are.

7 CHAIRWOMAN ZALEWSKI: Thank you.

8 Under the Open Meetings Act, I call
9 the October 30th, 2019, Regular Open Meeting to
10 order. Commissioners Bocanegra, Kimbrel, Oliva, and
11 Sheahan, are with me in Chicago. We have a quorum.

12 Moving on to Public Utility items,
13 There are edits to the September 18th and
14 October 2nd, 2019, Regular Open Meeting Minutes.
15 There are no edits to the October 10th, 2019, Special
16 Open Meeting Minutes.

17 Are there any objections to approving
18 the Minutes as edited?

19 (No response.)

20 CHAIRWOMAN ZALEWSKI: Hearing none, the Minutes
21 are approved.

22 Moving on to our Electric items, Item

1 E-1 concerns Docket 18-1856, which is a petition to
2 cancel the Certificate to Install, Maintain, or
3 Repair Electric Vehicle Charging Station Facilities
4 in Illinois and to issue a new Certificate to a new
5 company due to corporate changes. The Order grants
6 the petition.

7 Are there any objections to approving
8 the Order?

9 (No response.)

10 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
11 is approved.

12 Item E-2 is Docket 19-0067, which
13 concerns ComEd's request to reconcile charges
14 collected under Rider ECR or Environmental Cost
15 Recovery Adjustment. The Order approves the
16 reconciliation.

17 Are there any objections to approving
18 the Order?

19 (No response.)

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

22 Items E-3 through E-10 concern

1 applications for Certification to install Distributed
2 Generation Facilities in Illinois. The Orders grant
3 the licenses, finding that the applicants meets the
4 requirements.

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

8 (No response.)

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

11 Item E-11 concerns Docket 19-0135,
12 which is a complaint against ComEd related to alleged
13 billing errors. The parties have reached a
14 settlement and have stipulated that all matters in
15 the dispute have been resolved. The parties ask to
16 dismiss the matter for -- excuse me -- matter with
17 prejudice.

18 Are there any objections to granting
19 the Motion to Dismiss?

20 (No response.)

21 CHAIRWOMAN ZALEWSKI: Hearing none, the
22 motion's granted.

1 Item E-12 concerns Docket 19-0646,
2 which is a complaint against ComEd related to late
3 payment charges. The parties have filed a
4 Stipulation and Joint Motion to Dismiss the matter
5 with prejudice because all matters have been
6 resolved.

7 Are there any objections to granting
8 the Motion to Dismiss?

9 (No response.)

10 CHAIRWOMAN ZALEWSKI: Hearing none, the Motion
11 is granted.

12 Item E-13 concerns Docket 19-0489,
13 which is a complaint against Spark Energy related to
14 billing. Spark Energy has filed a Motion to Dismiss,
15 and Complainant has not responded to the Motion. The
16 Order dismisses the complaint for want of
17 prosecution.

18 Are there any objections to approving
19 the Order?

20 (No response.)

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

1 Item E-14 concerns Docket 19-0941,
2 which is a motion to withdraw a certificate of
3 service authority to operate as an Alternative Retail
4 Electric Supplier.

5 Are there any objections to granting
6 the Motion?

7 (No response.)

8 CHAIRWOMAN ZALEWSKI: Hearing none, the Motion
9 is granted.

10 Item E-15 concerns Docket 19-0947,
11 which is an application for a certificate of service
12 authority to operate as an agent, broker, or
13 consultant engaged in assisting end users to procure
14 electricity and power. The Order grants the
15 certificate, finding that the applicant meets the
16 requirements.

17 Are there any objections to approving
18 the Order?

19 (No response.)

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

22 Items E-16 through E-31 concern

1 applications for authority to install Energy
2 Efficiency Measures. The Orders grants the
3 certificates, finding that the applicants meet the
4 requirements.

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

8 (No response.)

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

11 JUDGE TEAGUE KINGSLEY: Excuse me, Chairman.
12 Item 16 is a little bit different than the rest.
13 It's denying.

14 CHAIRWOMAN ZALEWSKI: Oh, yeah. You're right.
15 Can I -- can we hold E-16 for today? Thank you. I
16 appreciate it.

17 So the record is to say Items E-17
18 through E-31.

19 COMMISSIONER SHEAHAN: Do you want to vote on
20 that --

21 CHAIRWOMAN ZALEWSKI: Yes.

22 COMMISSIONER SHEAHAN: -- just to make sure

1 it's --

2 CHAIRWOMAN ZALEWSKI: I'm going to go ahead and
3 vote on that. Thank you.

4 So Items E-17 through E-31 concern
5 applications for authority to Install Energy
6 Efficiency Measures. The Orders grant the
7 certificates, finding the applicants meet the
8 requirements.

9 Are there any objections to
10 considering these items together and approving the
11 Orders?

12 (No response.)

13 CHAIRWOMAN ZALEWSKI: Hearing none, the Orders
14 are approved. We're going to hold E-16 for today.
15 Thank you.

16 Now, moving on to our Gas items, Item
17 G-1 concerns an order initiating rulemaking to
18 updating -- excuse me -- to update 83 Illinois
19 Administrative Code 590. Part 590 incorporates
20 certain federal rules related to gas transportation
21 and gas pipeline safety. The Order updates Part 590
22 to incorporate recent changes to the federal rules.

1 The Order will initiate a rulemaking proceeding and
2 authorize the first notice period.

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 Docket 18-1735,
9 which is the Liberty Utilities' request to reconcile
10 charges collected under the Rider PGA, Purchased Gas
11 Adjustment. The Order approves the reconciliation.

12 Are there any objections to approving
13 the Order?

14 (No response.)

15 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
16 is approved.

17 Item G-3 concerns Docket 19-0020,
18 which is a complaint against Peoples Gas related to
19 gas service in Chicago. The Order finds that
20 Complainant's meter was tampered with and the
21 Complainant owes Peoples Gas for her unmetered gas
22 use -- gas usage. The Order does not find that the

1 complainant had tampered with the meter or had
2 knowledge that the meter was tampered with. However,
3 it does find the Complainant was aware that she was
4 receiving gas service without paying for it. Thus,
5 the Order directs Complainant to pay the outstanding
6 gas bill.

7 We have substantive edits to the Order
8 proposed by Commissioner Bocanegra's office.

9 Commissioner Bocanegra?

10 COMMISSIONER BOCANEGRA: Thank you, Chairman.

11 I have proposed edits to this order
12 for two reasons: one, to clarify that Peoples Gas
13 could not charge a tampering fee, a late charge, or
14 interest for the unmetered gas usage since Peoples
15 Gas did not prove the petitioner was responsible for
16 the tampering.

17 And, second, Peoples Gas is directed
18 to set up a deferred payment plan to assist the
19 petitioner in paying the fees owed.

20 I move to incorporate the Proposed
21 Edits.

22 CHAIRWOMAN ZALEWSKI: Is there a second?

1 COMMISSIONER KIMBREL: Second.

2 CHAIRWOMAN ZALEWSKI: Any discussion?

3 (No response.)

4 CHAIRWOMAN ZALEWSKI: All in favor of
5 opposing -- or, excuse me -- approving the proposed
6 edits, say aye.

7 (Chorus of ayes.)

8 CHAIRWOMAN ZALEWSKI: All opposed, say nay.

9 (No response.)

10 CHAIRWOMAN ZALEWSKI: The ayes have it. The
11 edits are approved.

12 Are there any objections to approving
13 the Order as edited?

14 (No response.)

15 CHAIRWOMAN ZALEWSKI: Hearing none, the Order
16 is approved.

17 Item G-4 concerns Docket 19-0488,
18 which is a complaint against Spark Energy Gas related
19 to improper enrollment. Spark Energy filed a Motion
20 to Dismiss, and, despite an extension, Complainant
21 has not filed a response and has made no further
22 attempts to prosecute the complaint. The Order

1 dismisses the proceeding for want of prosecution.

2 Are there any objections to approving
3 the Order?

4 (No response.)

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

7 Item G-5 concerns Docket 19-0942,
8 which is Greenlight Energy's motion to withdraw its
9 application for a certificate of service authority to
10 operate as an AGS.

11 Are there any objections to granting
12 the Motion?

13 (No response.)

14 CHAIRWOMAN ZALEWSKI: Hearing none, the Motion
15 is granted.

16 We have no Telecommunication items.
17 Moving onto our Water and Sewer items, Item W-1
18 concerns Docket 19-0721, which is an Interim Order
19 approving the agreements with the appraisers related
20 to Aqua Illinois' asset purchase in Lake County. The
21 Order finds that the terms of engagement agreements
22 are reasonable and compliant with the law.

1 Are there any objections to approving
2 the Interim Order?

3 (No response.)

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

6 We have three items under Other
7 Business. Item O-1 concerns approval of October
8 2019's Solicitation of Bids to Sell Renewable Energy
9 Credits from New Utility-Scale Wind Projects to
10 Ameren, ComEd, and MidAmerican Energy Company. The
11 Procurement Administrator recommends rejecting
12 results of the October 2019 procurement event because
13 there were no bids that were found to be compliant
14 with all of the requirements of the RFP.

15 Are there any objections to approving
16 the Procurement Administrator's recommendations and
17 rejecting the results of the October 2019
18 Solicitation?

19 (No response.)

20 CHAIRWOMAN ZALEWSKI: Hearing none, the
21 Recommendations are approved.

22 Item O-2 concerns approval of the

1 Commission's 2020 calendar.

2 Are there any objections to approving
3 the calendar?

4 (No response.)

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

7 Item 0-3 concerns administrative
8 matters, execution of employment contract with
9 Christy George for that position of the Executive
10 Director of the Commission, pursuant to the Public
11 Utilities Act.

12 Ms. George has an impressive résumé of
13 serving in both the public and private sector and
14 overseeing budgeting, technology, consumer
15 protection, employment, and general management
16 matters for various agencies.

17 Ms. George currently serves as the
18 Deputy Budget Director for the City of Chicago,
19 overseeing and developing the budgets for Chicago's
20 public safety departments, with a portfolio expanding
21 across five agencies and over \$2 billion in funds.

22 She also chaired the Chicago Emergency

1 Telephone System Board, which is the regulatory body
2 that plans the City's 9-1-1 system; coordinates and
3 supervises the implementation, upgrade, and
4 maintenance of the 9-1-1 system; receives revenues
5 from the 9-1-1 surcharge imposed per law; and
6 authorizes all expenditures from the fund.

7 Ms. George was also a member of the
8 Chicago Information Technology Governance Board,
9 which works to align the City's technology projects
10 to a uniform digital strategy.

11 Prior to joining the Budget Office,
12 Christy served as an assistant commissioner for the
13 Chicago Department of Business Affairs and Consumer
14 Protection. In that role, Christy managed a team of
15 administrative staff, who received and tracked all
16 complaints regarding businesses. While at the
17 department, Christy temporarily oversaw the liquor
18 license application and adjudication process.

19 Christy also served as -- at the
20 Social Security Administration, advising
21 administrative law judges on legal issues and
22 conducting policy and compliance training for

1 regional legal staff. Christy's worked in private
2 practice as a plaintiff-side lawyer and employment
3 attorney.

4 Ms. George is a graduate of Ohio
5 Wesleyan University, and she earned her law degree
6 from Loyola University-Chicago School of Law.

7 Ms. George's impressive qualifications
8 and background make her well equipped to take on the
9 role of the executive director, and we are looking
10 forward to having her at the Commission.

11 I'd like to note that, while there
12 have been no -- there have been interim female
13 executive directors, Christy will be the first
14 permanent female executive director at the
15 Commission.

16 Are there any objections to executing
17 the Employment Contract?

18 (No response.)

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

21 With this vote concluded, I'd like to
22 say a special thanks to Dr. Jim Zolnierek, who

1 graciously did double- and -- I would argue --
2 triple-duty as serving as interim ED since April. As
3 you all know, Jim is extremely hard-working, he's
4 extremely hard-working, knowledgeable, and committed
5 member of the staff. And I'm just grateful that we
6 didn't totally burn him out and that he's willing to
7 step back into his role as Bureau Chief of Public
8 Utility.

9 Jim, thank you for stepping up in this
10 way. The Commission is lucky to have you.

11 This concludes our Public Utilities
12 Agenda. Judge Teague Keeks- -- excuse me -- Teague
13 Kingsley, do we have any other matters to come before
14 the Commission today?

15 JUDGE TEAGUE KINGSLEY: No, Madam Chairman.

16 CHAIRWOMAN ZALEWSKI: Do any of the
17 commissioners have any other business to discuss?

18 COMMISSIONER KIMBREL: I'd just like to add
19 that, Jim, we can't thank you enough for your service
20 for the last six, seven months in that role. You're
21 in Springfield; I can't see you on the screen, but I
22 hope you're smiling.

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(Laughter.)

COMMISSIONER KIMBREL: We really can't -- we
can't thank you enough.

CHAIRWOMAN ZALEWSKI: Anything else?

(No response.)

CHAIRWOMAN ZALEWSKI: Hearing none and without
objection, this meeting is adjourned.

Thank you.

(Whereupon the above
matter was adjourned.)