

1 BEFORE THE
2 ILLINOIS COMMERCE COMMISSION
3 PUBLIC UTILITIES REGULAR OPEN MEETING
4 Thursday, October 8th, 2020
5 Chicago, Illinois

6
7 Met pursuant to notice via videoconference
8 at 10:30 a.m. at 160 North LaSalle Street, Chicago,
9 Illinois.

10
11 PRESENT:

12 CARRIE ZALEWSKI, Chairwoman

13 D. ETHAN KIMBREL, Commissioner

14 SADZI M. OLIVA, Commissioner
15 (via videoconference)

16 MARIA S. BOCANEGRA, Commissioner
17 (via videoconference)

18 MICHAEL T. CARRIGAN, Commissioner
19 (via videoconference)

20
21 BRIDGES COURT REPORTING
22 BY: Stephen Mortensen,
 Notary Public

1 CHAIRWOMAN ZALEWSKI: Good morning. I have
2 10:30, and I'm going to go ahead and begin.

3 Before we begin, I just want to
4 confirm that the court reporter can hear everyone,
5 so I'm going to do a sound check with the
6 Commissioners.

7 Commissioner Bocanegra?

8 COMMISSIONER BOCANEGRA: Chair, I'm here.
9 Proceed.

10 CHAIRWOMAN ZALEWSKI: Commissioner Carrigan
11 is preceding via videoconference in the Springfield
12 office.

13 Can we hear you, Commissioner
14 Carrigan?

15 COMMISSIONER CARRIGAN: Loud and clear.

16 CHAIRWOMAN ZALEWSKI: Okay. Commissioner
17 Oliva?

18 COMMISSIONER OLIVA: Yes. Can you hear me?

19 CHAIRWOMAN ZALEWSKI: Yes. We can.

20 And then Commissioner Kimbrel is
21 here with me in Chicago.

22 Judge Teague-Kingsley, can you hear

1 us and can we hear you?

2 JUDGE TEAGUE-KINGSLEY: Yes. I can hear you
3 well.

4 CHAIRWOMAN ZALEWSKI: Great. Thank you.

5 Under the Open Meetings Act, in
6 accordance with the governor's executive orders, I
7 call the October 8th, 2020, Regular Open Meeting to
8 order.

9 Before we proceed, for clarity of
10 the record, I would ask everyone to state their
11 name before speaking, and to speak slowly and
12 clearly so that the court reporter can capture
13 everything that is said.

14 I have checked that all
15 Commissioners are with us, so we have a quorum.

16 We have eight requests to speak
17 going in the order that they were received. First,
18 Shannon Fulton; second, Michelle Knox; third,
19 Angela Luginbuhl; fourth, Shariff Shakir; fifth,
20 Vickie Nudelman; sixth, Kiersten Sheets; seventh,
21 Joyce Harant; and eighth, Reverend Tony Pierce.

22 Under 2 Ill. Adm. Code Section

1 1700.10, any persons desiring to address the
2 Commission shall be allowed up to three minutes.
3 Only one person may speak on behalf of any
4 organization. Please note that the Commissioners
5 will not respond directly to any comments or
6 questions.

7 First, we have Shannon Fulton.

8 Ms. Fulton, are you on with us?

9 MS. FULTON: I am. Thank you.

10 CHAIRWOMAN ZALEWSKI: Great. Ms. Fulton, you
11 have three minutes. We're going to set our timer.
12 My advisor, Alex Bai, who's sitting to my right, is
13 going to indicate when there's one minute left, if
14 that's helpful, and then I will let you know when
15 your time is up. Before you begin, though, could
16 you please state and spell your name for the court
17 reporter? Then you can begin.

18 MS. FULTON: Shannon Fulton, S-H-A-N-N-O-N F,
19 as in "Frank," U-L-T-O-N.

20 My name is Shannon Fulton, and I am
21 the vice president of development for StraightUp
22 Solar, a solar development installations company.

1 I lead our office in Bloomington, Illinois. And
2 since passage of the Future Energy Jobs Act, our
3 team has doubled in size to 75. We have hired
4 three graduates of the Solar Training Pipeline
5 Program, and primarily serve residential and
6 commercial solar customers from central to southern
7 Illinois.

8 I'm before you today to talk about
9 Ameren's abrupt actions to end full retail net
10 metering, and how this action is affecting our
11 customers and our company.

12 Prior to October 6th, Tuesday,
13 Ameren had not voluntarily provided public
14 notifications to customers of any impending change
15 to net metering compensation. In fact, the net
16 metering information at their website still
17 promised full retail net metering for residential
18 and small commercial customers. When a few of our
19 customers called Ameren after proceeding with our
20 -- (Inaudible.)

21 CHAIRWOMAN ZALEWSKI: Hold on one second.
22 I'm sorry. If you could just go back the last two

1 sentences.

2 MS. FULTON: Prior to October 6th, Tuesday,
3 Ameren had not voluntarily provided public
4 notification to customers of any impending change
5 in net metering compensation. In fact, the net
6 metering information at their website still
7 promised full retail net metering for residential
8 and small commercial customers. When a few of our
9 customers called Ameren after seeing a news article
10 on the issue, Ameren told them that as long as
11 their utility meter was programmed for net metering
12 by October 22nd, they would still qualify for full
13 retail net metering. And then on October 6th,
14 Ameren sent their first outbound, unsolicited
15 e-mail, notifying customers and installers that in
16 fact, if a parallel generation customer did not
17 have a witness test before October 2nd,
18 retroactively, they would no longer be eligible for
19 full retail net metering. There is significant
20 confusion, as you can probably imagine, because of
21 the lack of communication, and even customers who
22 ultimately are not affected by this change were

1 deeply concerned.

2 Even if we can recover and turn
3 those conversations around by communicating how the
4 new net metering will work, you still can't
5 complete the cost model because a successor tariff
6 has not been determined, and won't be as things
7 stand currently, for six more months. To tell a
8 person considering solar they may or may not be
9 eligible for a rebate of unknown value at some
10 unknown point in the future creates incredible
11 uncertainty that could kill deal after deal.
12 Maintaining status quo, full retail net metering,
13 until a successor tariff is in place, is necessary.
14 Otherwise, no one selling or buying residential
15 solar today can honestly say they understand the
16 complete financial consequences of the sales
17 transaction before them. That's a consumer
18 protection problem.

19 And, finally, the claim that
20 maintaining full retail net metering means
21 non-solar customers are subsidizing solar
22 customers' systems simply isn't true. Studies

1 conducted by public service commissions in several
2 states found that rooftop solar reduces the need
3 for Octave grid upgrade, reduces our dependence on
4 higher cost power plants, and creates a more
5 efficient and flexible electric grid. Even closer
6 to home, studies in Minnesota, Michigan and
7 Wisconsin, have all demonstrated that --

8 CHAIRWOMAN ZALEWSKI: Ms. Fulton, that's
9 time. I just want to give you a couple seconds
10 because I know we took -- we made you repeat. Did
11 you have one final thought?

12 MS. FULTON: One final thought is that
13 StraightUp Solar is just beginning to get traction
14 in low-income communities. We're beginning to
15 crack the code, and it includes participation by
16 investor groups that so commonly participate in
17 small systems like this. And the financial case
18 takes a major hit when net metering is devalued,
19 making it more difficult to offer benefits of clean
20 energy to communities that need this most.

21 CHAIRWOMAN ZALEWSKI: Thank you.

22 MS. FULTON: Thank you very much.

1 CHAIRWOMAN ZALEWSKI: Okay. Second is
2 Ms. Michelle Knox.

3 Ms. Knox, are you there? Ms. Knox,
4 can you hear us?

5 MS. KNOX: I can.

6 CHAIRWOMAN ZALEWSKI: Okay. We can barely
7 hear you. I don't know if you can turn up your mic
8 on your end.

9 You will have three minutes. I am
10 going to set the timer and indicate when your time
11 is up. But before you begin, please state and
12 spell your name, and then we'll start the timer.

13 MS. KNOX: My name is Michelle Knox,
14 M-I-C-H-E-L-L-E K-N-O-X.

15 CHAIRWOMAN ZALEWSKI: Okay. You can proceed.

16 MS. KNOX: Good morning. My name is Michelle
17 Knox, and I am the founder and owner of
18 WindSolarUSA, a renewable energy development
19 company, located in Springfield, Illinois --

20 CHAIRWOMAN ZALEWSKI: Hold on, Ms. Knox. One
21 second.

22 Hold on. I think your mic is --

1 you may not have the best mic. I don't know if you
2 can either speak closer to the mic, or if maybe we
3 need to switch out the mics.

4 MS. KNOX: Is that better?

5 CHAIRWOMAN ZALEWSKI: That's better. Do you
6 want to just go ahead? We'll just go ahead and
7 restart your time and maybe just start from the
8 beginning. Thank you.

9 MS. KNOX: Okay.

10 Good morning. My name is Michelle
11 Knox, and I am the founder and owner of
12 WindSolarUSA, a renewable energy development
13 company located near Springfield that I formed back
14 in 2008.

15 Last year, at this time, I had five
16 subcontracted electrical/construction teams
17 operating across the state, due in large part to
18 the successes of the implementation of the Future
19 Energy Jobs Act. In 2020, sales are already down
20 62% from what they were year-to-date in 2019 and
21 will decline more significantly in the 4th quarter
22 if Ameren is not required to continue net metering

1 via a proper calculation strategy for now while a
2 replacement rebate based on the regional value of
3 solar can be established with a clear timeline for
4 implementation.

5 The negative effects of this
6 uncertainty will be experienced by more than just
7 solar small businesses like mine. This affects all
8 of our subcontractors that complete solar
9 installations and earn their living doing so. The
10 sales tax revenue for the cities that our small
11 businesses across the state are operating within,
12 the permitting fees that the counties and local
13 municipalities gain from building and electrical
14 permits, the manufacturers of the products that we
15 use for our installations -- we happen to use
16 American-made modules and racking and in-state
17 manufactured racking for our ground mounts -- and,
18 finally, the distributors that supply all of our
19 products. One distributor in particular is opening
20 a distribution center that will serve all of
21 central and southern Illinois in November. That
22 decision was made back in 2019 due to the robust

1 solar market of our region, which is Ameren's
2 market territory. Jobs are certain to decline.

3 Now to address the impact to Ameren
4 customers that want to go solar. First, how can a
5 developer like myself responsibly model a customer
6 to show them financial performance with so much
7 uncertainty? From a consumer, and for Ameren, a
8 customer protection standpoint, it is essential
9 that renewable energy businesses have clearly
10 defined policies to explain and model to potential
11 customers. My customers range from those in their
12 20s that are investing in clean energy for their
13 future, to retired folks on a fixed income that
14 want to budget their cost of energy and do their
15 part to preserve the environment for future
16 generations. Solar is for all and helps those on
17 budgets to levelize their cost of energy over time.
18 Eliminating net metering means that lower-income
19 households may not be able to "go solar" due to the
20 reduced economics over time, making the investment
21 of their limited dollars less attractive and/or
22 unattainable.

1 In closing, I ask the Commission
2 for two things: One, to better establish the
3 methodology for determining solar penetration
4 percentages and provide oversight to Ameren in the
5 application of such, and then once done, two, to
6 require Ameren, in advance, to clearly communicate
7 the future dates of when net metering policy, as we
8 know it today, will change, and what it will change
9 to.

10 We need certainty in the solar
11 market to continue the good work that has been
12 started in the state of Illinois in terms of job
13 growth, economic development and growth towards RPS
14 goals.

15 Thank you for your time.

16 CHAIRWOMAN ZALEWSKI: That's time.

17 Thanks, Ms. Knox. It was a little
18 difficult to hear you, so if you don't mind leaving
19 your written remarks so that we can make sure
20 they're transcribed properly?

21 MS. KNOX: I would absolutely be happy to do
22 so.

1 CHAIRWOMAN ZALEWSKI: We appreciate it.

2 Thank you so much.

3 MS. KNOX: Thank you.

4 CHAIRWOMAN ZALEWSKI: Okay. Third, we have
5 Ms. Angela Luginbuhl.

6 Ms. Luginbuhl, are you here?

7 MS. LUGINBUHL: Yes.

8 CHAIRWOMAN ZALEWSKI: Okay.

9 MS. LUGINBUHL: Can you hear me?

10 CHAIRWOMAN ZALEWSKI: We can hear you.

11 You'll have three minutes. We're going to set our
12 timer. But please state and say your name, and I
13 apologize if I said your last name incorrectly, and
14 then we'll start the timer once you start giving
15 comments.

16 MS. LUGINBUHL: That's okay. They didn't get
17 it right in my college graduation either.

18 It's A-N-G-E-L-A L-U-G-I-N-B-U-H-L,
19 Luginbuhl.

20 Ready?

21 CHAIRWOMAN ZALEWSKI: You may proceed.

22 MS. LUGINBUHL: I'm Angela Luginbuhl; I'm the

1 owner of Legacy Solar in Bloomington, Illinois. We
2 have 13 employees, currently. We started our
3 business shortly after the passage of the FEJA Act.
4 We have hired 6 of those employees in the last 12
5 months, 3 in the 12 months before that. We have
6 been mainly a sales and design company that uses
7 unionized contractors in our area, but we have been
8 looking forward to and developing our first crew
9 and we're wanting to hire them early next year and
10 have them ready for roofs when we could get on in
11 the spring. We serve mainly residential customers
12 in central Illinois, 80% of whom are in Ameren's
13 territory.

14 Ameren's sudden stop to full retail
15 net metering has brought our business into a crisis
16 mode equal to that of the shelter-in-place order
17 earlier this year. We have eight customers, who we
18 have fully installed, who Ameren did not get to for
19 inspection, receive notification that they will be
20 put on the new plan, despite everything being in
21 place, and just simply waiting for Ameren to show
22 up and do its job. We have 25 customers that are

1 in contracted installations for the fall and have
2 their net metering applications already in, also
3 receive those e-mails that they would be put on the
4 new system. That is not what we modeled to them,
5 and now our sales team and our administration team
6 have to stop moving forward and go back and resell
7 25 systems. That's over a month's worth of work for
8 us.

9 We have had customers e-mail and
10 call since receiving the e-mail from Ameren on
11 October 6th, panicked. Most of the inventory for
12 these jobs is in our shop and ready to go. We are
13 at risk of losing these contracts to disruption,
14 due to the uncertainty of the program and nothing
15 being set going forward. For many of these people
16 they are past the right to cancel with their
17 financing. Also, for many of them, they are
18 already in SREC contracts. And so if we make
19 changes to the agreement to make it more
20 financially viable for them, they may not be able
21 to do the SREC contract to the production promises
22 that they've made. They are voicing to us that

1 Ameren, as a utility, seems unreliable and they are
2 afraid that they cannot trust them.

3 Also, we want to just be clear that
4 there is harm to our small business. We are at a
5 standstill on what to tell potential customers in
6 Ameren's territory. This is 80% of our business
7 going forward.

8 The impact on Illinois consumers --
9 we would ask that -- for two things: We need the
10 full replacement program in place before the
11 current program goes away. And Ameren's rate
12 payers deserve to have that outside audit as a
13 self-reported 5% net metering penetration to take
14 place prior --

15 CHAIRWOMAN ZALEWSKI: Ms. Luginbuhl. That's
16 time. Sorry.

17 MS. LUGINBUHL: Okay.

18 CHAIRWOMAN ZALEWSKI: Thank you,
19 Ms. Luginbuhl.

20 Okay. Next we have Mr. Shariff
21 Shakir.

22 Mr. Shakir, are you with us?

1 MR. SHAKIR: I'm here. Yes.

2 CHAIRWOMAN ZALEWSKI: Great. We can hear
3 you. We're going to set the timer again for three
4 minutes. Please state and spell your name and then
5 we'll start the time.

6 MR. SHAKIR: All right. My name is Shariff
7 Shakir. S-H-A-R-I-F-F, that's foxtrot, foxtrot,
8 S-H-A-K-I-R.

9 I'm the sales manager of AES Solar
10 in Carterville, Illinois. We're a small company
11 that's been in business for 20 years. We currently
12 have 11 full-time employees. That's an increase of
13 five jobs over the past year. We're looking to
14 hire one more, but inconsistent policy continues to
15 make that a challenging choice to make. I don't
16 want to hire somebody and fire him in six months or
17 lay him off, however you want to look at it,
18 because I don't know how this is going.

19 When we discovered that full net
20 metering was going away and the -- that it was
21 going to be retroactive, we had a meeting, and we
22 looked at the number of clients that would affect,

1 so we went back to three clients, who have just
2 been installed, to tell them that the system we
3 installed was not going to do what we said it was
4 going to do, and that was no fault of ours, but
5 that's who they see it as, potentially, as it being
6 us. Now, we have one upcoming that we just went to
7 two nights ago, to see what he wanted to do with
8 his install. This is really challenging and
9 inconsistent. You know, it's the billing cycle,
10 it's the witness test -- we need to know what the
11 rules are. You know, I don't know how to account
12 for the damage that this causes to the company and
13 our future growth, and the unfairness to clients
14 who have signed up with us.

15 And it's the same thing with the
16 rule that was in place was -- when it hit 3%, there
17 was going to be a study, and in that study it was
18 going to determine what was going to happen at 5%,
19 and all of sudden, it's all the way at 5%. What I
20 ask the Commission to do is to set rules in place
21 for Ameren, today, and allow us to function with
22 some sense of what's actually going to happen

1 during that time period. Set a time limit for the
2 studies, so we know what to tell people and how
3 long we have to function, and have them set clear
4 and consistent rules about -- on how that change is
5 going to be made. Otherwise, I don't know what to
6 tell our employees, our customers, all the partners
7 we have. It's too difficult to do business with
8 this inconsistency.

9 CHAIRWOMAN ZALEWSKI: Mr. Shakir, that's your
10 time.

11 MR. SHAKIR: Thank you.

12 CHAIRWOMAN ZALEWSKI: Thank you.

13 Okay, fifth, we have Ms. Vickie
14 Nudelman.

15 Are you there, Ms. Nudelman?

16 MS. NUDELMAN: Nudelman?

17 CHAIRWOMAN ZALEWSKI: Nudelman.

18 MS. NUDELMAN: V-I-

19 CHAIRWOMAN ZALEWSKI: Okay.

20 MS. NUDELMAN: V-I-C-K-I-E N-U-D-E-L-M-A-N.

21 CHAIRWOMAN ZALEWSKI: Okay. You may proceed.
22 Thank you.

1 Now you're muted.

2 MS. NUDELMAN: Hello?

3 CHAIRWOMAN ZALEWSKI: You're fine. Sorry.

4 MS. NUDELMAN: Hello?

5 CHAIRWOMAN ZALEWSKI: You were muted for a
6 second. We can hear you now.

7 MS. NUDELMAN: I'm here today because I'm
8 deeply troubled by Ameren's decision to abruptly
9 end net metering. We went solar with the
10 understanding that we would be receiving one-to-one
11 net metering credits. And now we hear that we will
12 not be getting this, even though our net metering
13 application was submitted to Ameren before
14 October 1st. We were counting on those credits
15 when we made this purchase. Ameren should not be
16 permitted to end net metering without a fair
17 replacement.

18 I work for a nonprofit, my husband
19 works at a community college, and we have two
20 teenage kids. So we are on a tight budget. But we
21 also want to do what is right for our community and
22 the planet. We want to support the solar industry,

1 and job creation, and actually do something to
2 address climate change. Especially now during the
3 COVID pandemic and economic crisis when so many are
4 in need. Solar can help families like mine who are
5 willing to have solar, while helping the solar
6 industry and creating much needed jobs. It isn't
7 right to allow Ameren to change the rules after
8 we've already signed up. Please do everything you
9 can to resolve this upsetting net metering crisis
10 right away.

11 Thank you.

12 CHAIRWOMAN ZALEWSKI: Thank you.

13 Next is Ms. Kiersten Sheets.

14 Ms. Sheets are you on?

15 MS. SHEETS: Yes. Thank you.

16 CHAIRWOMAN ZALEWSKI: Okay. Go ahead and
17 state and spell your name for the court reporter
18 and then we'll go ahead and start the timer.

19 MS. SHEETS: Kiersten Sheets, K-I-E-R-S-T-E-N
20 S-H-E-E-T-S.

21 CHAIRWOMAN ZALEWSKI: You may proceed.

22 MS. SHEETS: Hello, Commissioners. Thank you

1 for granting me the opportunity to speak to you
2 today about Ameren Illinois' net metering policy.

3 My requests from the Commission
4 include: First, a full resounding and clear order
5 for Ameren Illinois to continue the net metering
6 policy for distribution for up to one year.

7 Second: That the Commission hires
8 an independent third-party to study the benefits,
9 or lack of benefits, of distributed generation to
10 the Ameren Illinois grid.

11 And third: Require Ameren Illinois
12 to provide proof -- hard, real data, that their
13 evaluation for the new tariff for distributed
14 generation fall from the current 250 per kW to 25
15 per kW. I think that you have heard plenty about
16 how Ameren Illinois' statement in their previous
17 filings with you, ICC, that the movants request for
18 relief fails to demonstrate irreparable harm. I
19 was going to walk through several examples of
20 irreparable harm to my company and my customers.
21 I'm going to skip that because I think you've heard
22 plenty about how small businesses in Ameren

1 Illinois' territory and customers, the rate payers,
2 are being harmed.

3 So to move on to my next piece,
4 Ameren Illinois is making public statements
5 claiming that 0.25% of customers with solar equals
6 5% of their total power generation. This math is
7 worth questioning.

8 Ameren is also making statements
9 that net metering is placing hardship on poor and
10 fixed-income rate payers. We want proof that
11 Ameren Illinois must distribute the hardship of
12 connected solar customers across all rate payers.
13 Proof that the value of solar is still little and
14 the value to the grid does not benefit from
15 distributed generation. Proof that Ameren is
16 accounting for the value of reduced peak power
17 purchases on the hottest days, and the reduced need
18 for distribution system maintenance, and the
19 increase to grid resiliency.

20 I also demand independent proof
21 that the replacement rebate should only be \$25 per
22 kW. The current rebate for commercial customers is

1 250 per kW. The proposed rebate of \$25 per kW of
2 grid interactive rapid shutdown capable inverters
3 is barely equal to six months of distribution
4 charges and taxes to an ordinary Illinois
5 homeowner. This proposed rebate is not a
6 reasonable replacement to distribution net
7 metering.

8 This proposed -- I'm sorry.

9 An independent study can also
10 address a conflict that Ameren has created with
11 their recent published, Clean Energy Plan, where
12 Ameren has stated that they're looking to go
13 net-zero carbon by 2050 and has, "Laid out plans
14 for its largest ever expansion of clean wind and
15 solar generation that maintains the reliability and
16 affordability that customers have come to expect."

17 CHAIRWOMAN ZALEWSKI: That's time,
18 Ms. Sheets.

19 MS. SHEETS: Thank you.

20 CHAIRWOMAN ZALEWSKI: Thank you.

21 Seventh is Ms. Joyce Harant.

22 Are you on, Ms. Harant?

1 MS. HARANT: I am. I'm here, and I spell my
2 name J-O-Y-C-E H-A-R-A-N-T. And I'll let you --

3 CHAIRWOMAN ZALEWSKI: You may proceed. We'll
4 start the time.

5 MS. HARANT: Okay. Thank you.

6 The Central Illinois Healthy
7 Community Alliance, an all-volunteer local group in
8 the Peoria area, worked to get the Future Energy
9 Jobs Act in 2016, and is now working on the Clean
10 Energy Jobs Act. In our legislative work, ensuring
11 equity and access to solar energy, jobs and wealth
12 building for people of color, low income and
13 environmental justice communities has been one of
14 our highest priorities. We put those priorities
15 into every -- and we put these priorities into
16 action when we were assisting other local groups to
17 decide on assigning \$8.6 million for the
18 Vistra-Edwards Coal Plant Clean Air Act lawsuit
19 settlement in 2019.

20 These grants included substantial
21 local solar energy and other carbon emission
22 reducing grants to be located in lower-income

1 communities that have been the most harmed by the
2 Edwards Coal Plant. Currently, at least one of
3 these solar grant projects, ART Inc., was --
4 completed all the engineering work and installed
5 the panels, just received the news that the net
6 metering benefit, a benefit which they had been
7 relying on, and which Ameren was aware, that the
8 net metering benefit was being reduced. This adds
9 years to their payout date and means less money for
10 their emission. A totally nontransparent negative
11 action to ART Inc. by Ameren.

12 In a news article this week, Ameren
13 used messaging that seems to pit low-income people
14 against those trying to get the solar industry
15 moving. The fact is, FEJA's solar program is
16 bringing training, jobs and panels into low-income
17 neighborhoods, to benefit low-income families. We
18 urge you, the Illinois Commerce Commission, to not
19 allow Ameren to destroy our Illinois solar energy
20 industry before this gets off the ground. We are
21 at a key critical stage, especially with the COVID
22 epidemic.

1 Ameren's reduction of the net
2 metering benefit at this chaotic time is
3 unconscionable. It is harmful to the long-term
4 economic health of Illinois and the low-income
5 communities that will benefit from the expansion of
6 solar energy. Ameren argues that net metering puts
7 low-income families at a financial disadvantage,
8 and you've heard from other speakers why that just
9 isn't the case. So I will skip those parts here,
10 but again, we ask you that you find a way to
11 require Ameren to reinstate and ensure all solar
12 hookups eligible for net metering continue to
13 receive the net metering benefit that has been in
14 effect, and not Ameren's arbitrary determination of
15 reduced net metering benefit.

16 Thank you very much.

17 CHAIRWOMAN ZALEWSKI: Thank you.

18 Finally, is Reverend Tony Pierce.

19 Mr. Pierce, are you available?

20 MR. PIERCE: Yes. I am. Can you hear me?

21 CHAIRWOMAN ZALEWSKI: We can hear you great.

22 If you could state and spell your name and then you

1 can proceed and we'll start the timer when you
2 start speaking.

3 MR. PIERCE: Okay. Reverend Tony Pierce,
4 T-O-N-Y P-I-E-R-C-E.

5 CHAIRWOMAN ZALEWSKI: You can go ahead.

6 MR. PIERCE: I am Reverend Tony Pierce, board
7 president of Illinois People's Action and a pastor
8 at Heaven's View Christian Fellowship Church, here
9 in Peoria.

10 Black and brown families are being
11 crushed by COVID-19. While half of the jobs lost
12 from COVID have come back, black Americans have
13 recovered just one-third of the jobs we've lost,
14 and many of those jobs, lost jobs, were in the
15 service economy, and they just aren't coming back.

16 Solar green jobs were the key to a
17 new economy. We had great success in Peoria with
18 solar training in this new industry, and our church
19 is helping to provide this training. It does so
20 through its sister nonprofit corporation that
21 partners with Illinois Central College and the
22 Tri-County Urban League to provide the solar

1 training.

2 But training people is an implied
3 promise that the work will be there. With the jobs
4 that our solar training students have secured after
5 graduation, we've seen them double their family
6 incomes in many cases. But up-front financial
7 assistance and the ability of everyday people to
8 sell excess solar power back to Ameren, known as
9 net metering, is the underpinning that creates the
10 -- (Inaudible.)

11 CHAIRWOMAN ZALEWSKI: Reverend Pierce, we
12 lost you. If you can just --

13 Sorry, if you could go back two
14 sentences you want to -- what was the last thing --

15 Stop the clock for a second.

16 What was the last thing you heard,
17 court reporter?

18 THE COURT REPORTER: I'll play it back real
19 quick here.

20 CHAIRWOMAN ZALEWSKI: I think it's probably
21 like a sentence or two back and then -- we just
22 recently lost you, so --

1 COMMISSIONER KIMBREL: "Underpinning," I
2 think, was the last word --

3 CHAIRWOMAN ZALEWSKI: "Underpinning." Can
4 you start there?

5 MR. PIERCE: Okay. I'll just --

6 CHAIRWOMAN ZALEWSKI: Hold on for one second.
7 Are you ready?

8 THE COURT REPORTER: Yes.

9 CHAIRWOMAN ZALEWSKI: Okay go ahead.
10 "Underpinning" -- if you start at "underpinning,"
11 that was the last thing we heard.

12 MR. PIERCE: Okay. I don't know -- okay.
13 You said "underpinning" -- okay. I see. Okay.
14 Yeah. Okay.

15 -- is the underpinning that creates
16 these new jobs. Just like we need a ladder to get
17 to the roof to install solar panels, we also need
18 the financing ladder of net metering, but Ameren
19 wants to pull that ladder out from under us. If
20 Ameren gets their way, it will only be another
21 example of a broken promise and hope deferred and
22 we simply can't accept this. For the past few

1 weeks, uncertainty about net metering has been
2 growing. We are concerned that residents and small
3 nonprofit customers will be left without a clear
4 idea of how much solar savings their projects will
5 deliver. For individuals and small organizations,
6 knowing how solar projects will reduce future bills
7 is paramount.

8 We are calling on the Illinois
9 Commerce Commission to put our people and planet
10 first so that if and when a replacement for net
11 metering becomes required, there's an orderly
12 transition, there's a smooth transition, and the
13 replacement solution equitably values the benefits
14 of solar to both the grid and communities like
15 ours. The audit that you at the Commerce
16 Commission have suggested to Ameren to conduct can
17 provide additional time to help make a smooth
18 transition happen. Without it, we jeopardize both
19 the Adjustable Block Program and Illinois Solar For
20 All.

21 In my faith tradition, we look up
22 for guidance and salvation. In this historic

1 crisis, we look up to the heavens and see the sun
2 that provides life and now the promise of good new
3 jobs. We look for answers and we found them in the
4 good jobs that can come from solar energy for
5 everyday people. Let's get people back to work.
6 Let's have Ameren support this needed upward ladder
7 by continuing to provide net metering to make this
8 happen.

9 Thank you.

10 CHAIRWOMAN ZALEWSKI: Thank you, Reverend
11 Pierce.

12 This does conclude our Public
13 Comments.

14 I'm receiving indication that
15 Commissioner Bocanegra might have some technical
16 difficulties. I just want to make sure that she
17 can hear us and we can hear her. I'm just going to
18 reconfirm.

19 Commissioner Bocanegra?

20 COMMISSIONER BOCANEGRA: Chair, this is
21 Commissioner Bocanegra. Can you hear me?

22 CHAIRWOMAN ZALEWSKI: We can hear you.

1 COMMISSIONER BOCANEGRA: Okay. Great.

2 Just for the record, I have been
3 able -- I've been present, and I've been able to
4 hear everything. My online access is frozen, but I
5 am now dialed in.

6 CHAIRWOMAN ZALEWSKI: Okay. Great. You were
7 able to hear everything. Okay. Thank you. We'll
8 proceed.

9 COMMISSIONER BOCANEGRA: Thank you.

10 CHAIRWOMAN ZALEWSKI: Okay. So this
11 concludes our Public Comments.

12 Under our Public Utilities Agenda,
13 there are edits to the September 9, 2020, Special
14 Open Meeting minutes.

15 There are edits to the
16 September 16, 2020, annual Supplier Diversity
17 Policy Session minutes.

18 There are edits to the
19 September 18, 2020, Special Open Meeting minutes.

20 Are there any objections to
21 approving the minutes as edited?

22 (No verbal response.)

1 CHAIRWOMAN ZALEWSKI: Hearing none, the
2 minutes are approved.

3 Under our Electric Items: Item E-1
4 concerns Commission's investigation to determine
5 whether Ameren's rider of net metering requires an
6 amendment to comport with Section 16-107.5 of the
7 Public Utilities Act. This investigation was
8 directed by the Commission in its
9 September 23, 2020, interim order and
10 Docket 20-0389, finding that there is a dispute
11 regarding whether Ameren has reached the statutory
12 3% and 5% thresholds. On October 1st, the
13 Commission issued a second interim order on
14 Docket 20-0389, that further directed Staff to
15 order -- excuse me, to file the order initiating
16 this investigation for consideration on the
17 October 8th agenda and ordered Staff to include
18 specific language in the order.

19 The order initiates the
20 investigation and includes the language as
21 instructed by the Commission. In particular, the
22 order directs Ameren to show cause on or prior to

1 October 15th as to why the provisions of Rider NM
2 that are implemented after the 5% threshold is
3 reached, should not be stayed. The order also
4 directs Staff to verify that Ameren is calculating
5 the threshold correctly.

6 There are substantive edits to the
7 order that specify deadlines for completion of this
8 investigation docket. The order, as edited,
9 directs the ALJ to set a schedule that will enable
10 the Commission to make a final decision by
11 October 23, 2020, on whether the provision of
12 Rider NM should be stayed as well as a final
13 decision by early November of 2020 on whether
14 Rider NM correctly implements Section 16-107.5(j)
15 of the act. The edits direct Ameren to file on
16 e-Docket, as soon as possible, a complete list of
17 all municipalities within which Ameren provides
18 service.

19 I move the edits. Is there a
20 second?

21 COMMISSIONER KIMBREL: Commissioner Kimbrel
22 seconds.

1 CHAIRWOMAN ZALEWSKI: Do any Commissioners
2 have comments before I call a vote?

3 (No verbal response.)

4 CHAIRWOMAN ZALEWSKI: Okay. So now I'm going
5 to call the vote on the adoption of the edits to
6 the order. If you are in favor of adopting the
7 edits, please say, "aye," and if you are opposed,
8 please say, "nay."

9 Commissioner Bocanegra?

10 COMMISSIONER BOCANEGRA: Nay. I do not agree
11 with the edits as submitted.

12 CHAIRWOMAN ZALEWSKI: Commissioner Carrigan?

13 COMMISSIONER CARRIGAN: Aye.

14 CHAIRWOMAN ZALEWSKI: Commissioner Kimbrel?

15 COMMISSIONER KIMBREL: Aye.

16 CHAIRWOMAN ZALEWSKI: Commissioner Oliva?

17 COMMISSIONER OLIVA: I vote nay.

18 CHAIRWOMAN ZALEWSKI: I vote aye.

19 The three ayes have it and the
20 edits to the order are adopted. I'm now going to
21 call a vote on the adoption of the order as edited.
22 If you are in favor of adopting the order, please

1 say, "aye," and if you are opposed, please say,
2 "nay."

3 Commissioner Bocanegra?

4 COMMISSIONER BOCANEGRA: This is Commissioner
5 Bocanegra.

6 I will state for the record, I will
7 vote aye in favor of initiating the docket with the
8 exception of the edits and will be filing a
9 concurrence addressing those exceptions to the
10 edits, if that makes sense. Thank you.

11 CHAIRWOMAN ZALEWSKI: It does. But for
12 purposes of the vote to adopt the order as edited,
13 is it fair to say it's a nay vote on that
14 particular issue? Just for clarity of the record.

15 COMMISSIONER BOCANEGRA: Yes. It's a nay
16 vote. Yes. Thank you. It would be a nay as to
17 the order as currently edited.

18 CHAIRWOMAN ZALEWSKI: Okay. Thank you.

19 Commissioner Carrigan?

20 COMMISSIONER CARRIGAN: Aye.

21 CHAIRWOMAN ZALEWSKI: Commissioner Kimbrel?

22 COMMISSIONER KIMBREL: Aye.

1 CHAIRWOMAN ZALEWSKI: Commissioner Oliva?

2 COMMISSIONER OLIVA: This is Commissioner
3 Oliva.

4 For the record, I am a nay to the
5 order as edited. If I can make comments just
6 really quickly. Before the vote, I would just like
7 to say that while I agree with the order initiating
8 this investigation into Ameren's net metering, I do
9 not think that the majority order goes far enough
10 in specifying the scope of the investigation and
11 the time frame to be investigated. One of the
12 primary issues in this case is a highly technical
13 disagreement on the calculation of how and when a
14 customer usage threshold is met. The technicality
15 of the issue here underscores how important it is
16 for the Commission to be very specific and precise
17 in outlining the nature of this investigation. All
18 parties involved would be better served with a more
19 detailed outline of what is to be investigated,
20 therefore, while I will vote to approve the order,
21 I'll be filing a written concurrence along with
22 Commissioner Bocanegra that outlines what this

1 investigation should encompass.

2 CHAIRWOMAN ZALEWSKI: Thank you. I'm just
3 going to ask the same question for the record. The
4 vote on adopting of the order as edited is a nay;
5 is that correct?

6 COMMISSIONER OLIVA: That is correct.

7 CHAIRWOMAN ZALEWSKI: Thank you. Okay.

8 COMMISSIONER OLIVA: Nay.

9 CHAIRWOMAN ZALEWSKI: Okay. I vote aye so
10 the three ayes have it and the order is adopted.

11 Moving on, Items E-2 and E-3
12 concern cancellations of certificates of service
13 authority for Axiom Retail Energy and Blitz Energy
14 Ventures. Both companies have filed documents
15 surrendering their authority to transact business
16 in Illinois and are no longer doing business in
17 Illinois. The Commission Staff recommends
18 cancellation of their certificates.

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

22 (No verbal response.)

1 CHAIRWOMAN ZALEWSKI: Hearing none, the
2 orders are approved.

3 Item E-4 concerns Docket 20-0006,
4 which is a complaint against ComEd related to
5 billing. ComEd determined that the complainant's
6 meter at her residence is noncompliant with its
7 tariff and poses a safety hazard for ComEd
8 employees. The complainant argues that the meter
9 was installed by the house's original constructor,
10 and therefore, is not her responsibility to fix.
11 The complainant requests the Commission to order
12 ComEd to not move forward on the noncompliance
13 issue, to take responsibility for the location of
14 the meter box, to reimburse her for the expenses
15 related to moving the meter box, and prohibit the
16 technician who inspected the meter to ever inspect
17 the meter again.

18 ComEd explains that when a new
19 house is constructed, the contractor installs the
20 customer-owned equipment, which includes the meter
21 box and wiring behind the meter box. ComEd does
22 not own or maintain the meter box. The meter box

1 houses the meter, which is installed, owned and
2 operated by ComEd.

3 The order finds that the meter box
4 in this order is noncompliant with the -- excuse
5 me.

6 The order finds that the meter box
7 in this matter is noncompliant and the Commission
8 cannot grant the complainant's requested relief as
9 a matter of law. The order dismisses the
10 proceeding with prejudice.

11 Are there any objections to
12 approving the order?

13 (No verbal response.)

14 CHAIRWOMAN ZALEWSKI: Hearing none, the order
15 is approved.

16 Item E-5 concerns Docket 20-0376,
17 which is a complaint against ComEd regarding the
18 smart meter refusal fee. The complainant contends
19 that while she is a customer of ComEd, because she
20 is a Native American living on protected land that
21 is under the jurisdiction of her tribe, ComEd has
22 no jurisdiction to force her to have a smart meter

1 installed or be charged the smart meter refusal
2 fee. However, according to ComEd's general terms
3 and conditions for service, customers agree to
4 provide ComEd with access to its facilities
5 including the installation of ComEd AMI meters.
6 And according to ComEd's Rider Non-AMI metering, a
7 customer may refuse the installation of a smart
8 meter, but it's then subject to the smart meter
9 refusal charge. Therefore, the order finds that
10 Ms. Javurek may refuse the AMI meter, but must pay
11 the smart meter refusal charges. The order
12 dismisses the proceeding with prejudice.

13 Are there objections to approving
14 the order?

15 (No verbal response.)

16 CHAIRWOMAN ZALEWSKI: Hearing none, the order
17 is approved.

18 Items E-6 through E-10 concern
19 applications for certifications to install
20 distributed generation in Illinois. The orders
21 approve the certifications, finding that the
22 applicants meet the requirements.

1 Are there any objections to
2 considering the items together and approving the
3 orders?

4 (No verbal response.)

5 CHAIRWOMAN ZALEWSKI: Hearing none, the
6 orders are approved.

7 Items E-11 through E-13 concern
8 Ameren's reconciliation of revenues collected under
9 its coal tar riders for Zones I, II, and III. The
10 orders approve the reconciliation as set in the
11 appendices to the orders, finding that the costs
12 during the reconciliation period were prudently
13 incurred.

14 Are there any objections to
15 considering these items together and approving the
16 orders?

17 (No verbal response.)

18 CHAIRWOMAN ZALEWSKI: Hearing none, the
19 orders are approved.

20 Item E-14 concerns ComEd's request
21 for the Commission to review and approve ComEd's
22 net distributed generation rebate revenue

1 requirement and distributed generation rebate
2 adjustments to the Rider DG Rebate Adjustment.
3 These adjustments are applicable to customers'
4 bills for the 2021 calendar year. The order
5 approves the reconciliation for the 2019 calendar
6 year and also approves the finding of a net revenue
7 requirement and the DG rebate adjustments for the
8 2021 application year.

9 Are there any objections to
10 approving the order?

11 (No verbal response.)

12 CHAIRWOMAN ZALEWSKI: Hearing none, the order
13 is approved.

14 Item E-15 concerns Docket 20-0389,
15 which is the Commission's investigation under
16 Section 16-107.6(e) of the Public Utilities Act
17 into Ameren's annual process and review for the
18 calculation of distributed generation rebates. On
19 October 5th, SEIA, ICEA, and CCSA filed an
20 emergency motion for clarification of the
21 Commission's October 1st, 2020, second interim
22 order of this docket. The motion notes that on

1 October 2nd, 2020, Ameren announced that it would
2 no longer provide delivery service netting to new
3 net metering customers after October 2nd, 2020.

4 The movants believe that this is
5 directly contrary to the Commission's directive in
6 its October 1st order, that an audit takes place
7 before Ameren ends full retail net metering. The
8 movants request that the Commission clarify that
9 its October 1st order requires the Commission's
10 audit to be complete before Ameren ceases to offer
11 full retail net metering and order Ameren to
12 provide full retail net metering to all customers
13 who sign up for net metering before the
14 Commission's audit is complete.

15 Do any Commissioners have comments
16 before we vote?

17 (No verbal response.)

18 CHAIRWOMAN ZALEWSKI: Okay. I'm going to --

19 COMMISSIONER BOCANEGRA: This is Commissioner
20 Bocanegra.

21 I'm wondering, and you can tell me
22 when it is appropriate to do so -- I just have one

1 question for the ALJ assigned to this case. I'm
2 not sure if they are available?

3 CHAIRWOMAN ZALEWSKI: ALJ Haynes, are you
4 available?

5 JUDGE HAYNES: I am. I am on the meeting.
6 Yes.

7 CHAIRWOMAN ZALEWSKI: This is for the court
8 reporter -- I'm sorry.

9 For the court reporter, this is ALJ
10 Haynes speaking.

11 Go ahead. I'm sorry.

12 COMMISSIONER BOCANEGRA: Thank you.

13 Judge Haynes, this is Commissioner
14 Bocanegra.

15 I just have one clarifying question
16 about the proposed amendatory order. The question
17 is simply whether -- is it your recommendation that
18 we officially stay implementation of, I guess,
19 anything that might, or is supposed to come after
20 Ameren says it would have reached this 5%
21 threshold? If that makes sense.

22 JUDGE HAYNES: Sure. I did not make a

1 recommendation regarding the amendatory order, and
2 without having a hearing, I can't say that I would
3 recommend staying Rider NM.

4 COMMISSIONER BOCANEGRA: Okay. That's
5 helpful. I just wanted to make sure that --
6 perhaps I misread something, but that is helpful.
7 Thank you. That is all I have.

8 JUDGE HAYNES: Okay.

9 CHAIRWOMAN ZALEWSKI: Are there any other
10 comments or questions from Commissioners before we
11 vote?

12 (No verbal response.)

13 CHAIRWOMAN ZALEWSKI: Okay. So I'm going to
14 call the vote on the emergency motion for
15 clarification.

16 If you are in favor of granting the
17 motion, please say, "aye," and if you are opposed,
18 please say, "nay."

19 Commissioner Bocanegra?

20 COMMISSIONER BOCANEGRA: Nay.

21 CHAIRWOMAN ZALEWSKI: Commissioner Carrigan?

22 COMMISSIONER CARRIGAN: Nay.

1 CHAIRWOMAN ZALEWSKI: Commissioner Kimbrel?

2 COMMISSIONER KIMBREL: Nay.

3 CHAIRWOMAN ZALEWSKI: Commissioner Oliva?

4 COMMISSIONER OLIVA: Nay.

5 CHAIRWOMAN ZALEWSKI: And I vote nay as well.

6 So the five nays have it and the
7 motion is denied.

8 Item E-16 concerns Ameren's
9 petition to reconcile revenues under Rider TS, or
10 Transmission Service, for the 2019 calendar year.
11 The order approves the reconciliation as set in the
12 appendix to the order, finding that the costs
13 during the reconciliation period were prudently
14 incurred.

15 Are there any objections to
16 approving the order?

17 (No verbal response.)

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

20 Item E-17 concerns a request for
21 confidential treatment of a petitioner's report.
22 The orders -- excuse me, the order grants the

1 petition finding that the information is highly
2 proprietary and confidential.

3 Are there any objections to
4 approving the order?

5 (No verbal response.)

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

8 Items E-18 and E-19 concern
9 applications for certificates of service authority
10 to act as agents, brokers and consultants in
11 Illinois. The orders grant the certificates,
12 finding that the applicants meet the requirements.

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

16 (No verbal response.)

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

19 Item-E20 concerns an application
20 for a certification to install, maintain and repair
21 electric vehicle charging station facilities. The
22 order grants the certificate, finding that the

1 applicant meets the requirements.

2 Are there any objections to
3 approving the order?

4 (No verbal response.)

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

7 Items E-21 through E-37 concern
8 applications for certifications to install energy
9 efficiency measures in Illinois. The orders grant
10 the certificates, finding that the applicants meet
11 the requirements.

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

15 (No verbal response.)

16 CHAIRWOMAN ZALEWSKI: Hearing none, the
17 orders are approved.

18 Under our Gas Items: Item G-1
19 concerns Dockets 19-1017, which is the Commission's
20 adoption of amendments of Part 590 of the
21 Commission's rules. Part 590 concerns minimum
22 safety standards for transportation of gas and for

1 gas pipeline facilities. The proposed amendments
2 change the incorporation date for certain federal
3 regulations to incorporate the most recent updates.
4 The joint committee on administrative rules have
5 not objected to the amendments. The order thereby
6 adopts the amended rules.

7 Are there any objections to
8 approving the order?

9 (No verbal response.)

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

12 Under our Telecommunications Items:
13 Item-T1 concerns a petition by several local
14 exchange carriers for relief from requirements to
15 deliver printed paper telephone directories to
16 customers. The original petition was granted on
17 June 30th, 2020. The petitioners filed an
18 application for rehearing on July 14th, 2020, to
19 include some companies that were inadvertently
20 omitted. The order grants the petition a rehearing
21 to include the parties that were missed.

22 Are there any objections to

1 approving the order?

2 (No verbal response.)

3 CHAIRWOMAN ZALEWSKI: Hearing none, the order
4 is approved.

5 Items T-2 through T-5 concern
6 applications for certificates of authority to
7 operate as the facilities-based carriers of
8 telecommunications services, or as resellers of
9 telecommunications services. The orders grant the
10 certificates, finding that the applicants meet the
11 requirements and will comply with all current and
12 future Illinois Federal and Commission rules and
13 regulations.

14 Are there any objections to
15 considering these items together and approving the
16 order?

17 (No verbal response.)

18 CHAIRWOMAN ZALEWSKI: Hearing none, the
19 orders are approved.

20 Items T-6 and T-7 concern petitions
21 by Verizon Communications on behalf of Verizon
22 Wireless LLC, Verizon Wireless Personal

1 Communications L.P., and Illinois SMSA Limited
2 Partnership, to recognize certain inter-corporate
3 transactions and to cancel their certificate to the
4 service authority. The orders recognize merger
5 into Cellco Partnership and cancel the
6 certificates. There will be no changes to customer
7 contracts and customers will not be deprived of any
8 necessary telecommunication services due to the
9 mergers.

10 Are there any objections to
11 considering these items together and approving the
12 orders?

13 (No verbal response.)

14 CHAIRWOMAN ZALEWSKI: Hearing none, the
15 orders are approved.

16 Item T-8 concerns Voxbeam's
17 petition to cancel its certificate of service
18 authority to provide resold and facilities-based
19 local telecommunications services. The petitioner
20 states it has no remaining customers, therefore
21 discontinuation of services will not deprive any
22 customers of any necessary services. The order

1 cancels the certificate and directs the petitioner
2 to file its 2020 annual report within 60 days of
3 the order.

4 Are there any objections to
5 approving the order?

6 (No verbal response.)

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

9 Under our Water and Sewer Items:
10 Item W-1 concerns Docket 18-1040, which is a
11 complaint against Illinois American Water regarding
12 overbilling due to a malfunctioning water meter.
13 The complainant requested that Illinois American
14 Water reimburse them for overcharges since 2011.
15 The order grants the complaint in part and denies
16 the complaint in part.

17 The order finds the meter to be
18 presumed effective because Illinois American Water
19 failed to test the meter after it was removed from
20 complainant's residence. However, due to the
21 statute of limitations, the complainant can only
22 recover overcharges from May 22nd, 2016, to

1 September 29th, 2017.

2 Are there any objections to
3 approving the order?

4 (No verbal response.)

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

7 Items W-2 through W-4 concern
8 Illinois American Water's petition to reconcile
9 revenues under its Rider QIP, or Qualifying
10 Infrastructure Plant, VBA, or Volume Balancing
11 Adjustment, or ICT, or Invested Capital Tax. The
12 orders approve the reconciliation as set in the
13 appendices to the orders, finding that the costs
14 during the reconciliation period were prudently
15 incurred.

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

19 (No verbal response.)

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

22 Item W-5 concerns Illinois American

1 Water Company's proposed tariff changes to provide
2 water service to the Concordia Water Cooperative.
3 The Commission had previously suspended the tariff
4 changes on June 30th, 2020, to investigate the
5 impact on the tariff changes. The Commission
6 investigation has not concluded and thus it is
7 necessary to extend the period of suspension for a
8 further period of six months. The order resuspends
9 the proceeding.

10 Are there any objections to
11 approving the resuspension order?

12 (No verbal response.)

13 CHAIRWOMAN ZALEWSKI: Hearing none, the
14 resuspension order is approved.

15 Under our Miscellaneous Items: Item
16 M-1 concerns the 8th Annual Update to the Illinois
17 Statewide Technical Reference Manual for Energy
18 Efficiency. The proposed version was developed by
19 the technical reference manual administrator and
20 the stakeholder participants. The Commission Staff
21 recommends that the proceedings for its formal
22 approval be conducted on the expedited basis so

1 that it can take effect on July 1st, 2021. The
2 order initiates the proceeding. Staff comments are
3 due by October 15th, 2020, and responses to those
4 comments are due by October 29th, 2020.

5 Are there any objections to
6 approving the order?

7 (No verbal response.)

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

10 There are no Petitions for
11 Rehearing.

12 Under Other Business: Item O-1
13 concerns approval of batches, contracts and
14 confirmations under the Illinois Adjustable Block
15 Program.

16 Are there any objections to
17 approving the program administrator's submissions?

18 (No verbal response.)

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

21 Item O-2 concerns approval of
22 batches, contracts and confirmations under the

1 Illinois Solar for All program.

2 Are there any objections to
3 approving the program administrator's submissions?

4 (No verbal response.)

5 CHAIRWOMAN ZALEWSKI: Hearing none, the
6 submissions are approved.

7 Item 0-3 concerns approval of the
8 Commission's 2021 calendar.

9 Are there objections to approving
10 the calendar?

11 (No verbal response.)

12 CHAIRWOMAN ZALEWSKI: Hearing none, the
13 calendar is approved.

14 This concludes our Public Utilities
15 Agenda.

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

19 JUDGE TEAGUE-KINGSLEY: No, Madam Chairman.

20 CHAIRWOMAN ZALEWSKI: Do any of the
21 Commissioners have any other business to discuss?

22 COMMISSIONER OLIVA: This is Commissioner

1 Oliva, and I just want to make it clear, for the
2 record, because I just have some concerns, you
3 know, I want to make sure that this reads
4 correctly.

5 So I voted nay to the edits and nay
6 to the order as edited; however, I agree with
7 initiating the investigation, just with different
8 conditions that will be laid out in the concurring
9 opinion with Commissioner Bocanegra. I just wanted
10 to make that clear.

11 CHAIRWOMAN ZALEWSKI: Okay. Great. Thank
12 you. We have that. We have you marked down as
13 nay, but thank you for the clarification.

14 Are there any other comments?

15 COMMISSIONER BOCANEGRA: Chair Zalewski, this
16 is Commissioner Bocanegra.

17 CHAIRWOMAN ZALEWSKI: Sure.

18 COMMISSIONER BOCANEGRA: I just want to join
19 that clarification. That's all. Thanks.

20 CHAIRWOMAN ZALEWSKI: Okay. Great. Thank
21 you.

22 So hearing no other comments and

1 without objection, this meeting is adjourned.

2 Thank you.

3 (Whereupon, the above-entitled
4 matter was adjourned.)

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