

1                                   BEFORE THE  
2                                   ILLINOIS COMMERCE COMMISSION  
3                                   REGULAR OPEN MEETING  
4                                   (PUBLIC UTILITY)  
5                                   Wednesday, December 19, 2018  
6                                   Chicago, Illinois

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8           Met, pursuant to notice, at 10:30 A.M., at  
9           160 North LaSalle Street, Chicago, Illinois.

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- PRESENT:
- BRIEN J. SHEAHAN, Chairman
  - D. ETHAN KIMBREL, Commissioner (via video conference)
  - SADZI M. OLIVA, Commissioner
  - JOHN ROSALES, Commissioner
  - ANASTASIA PALIVOS, Acting Commissioner
- SULLIVAN REPORTING COMPANY, by  
Devan J. Moore, CSR  
License No. 084-004589

1           CHAIRMAN SHEAHAN: Good morning. Are we ready to proceed  
2 in Springfield?

3           COMMISSIONER KIMBREL: We are.

4           CHAIRMAN SHEAHAN: Pursuant to the Open Meetings Act, I  
5 call the December 19th, 2018 Regular Open Meeting to order.

6                       Commissioners Rosales, Oliva, and Acting  
7 Commissioner Palivos are with me in Chicago; and Commissioner  
8 Kimbrel is in Springfield. We have a quorum.

9                       We have one request to speak this morning. As  
10 a reminder, you will have 3 minutes. We will let you know when  
11 you have 2 minutes left, 1 minute left, and when your time has  
12 expired. Please be aware that while the Commission affords the  
13 public an opportunity to make comments, we will not respond to  
14 your comments. Your comments will be made part of the record.  
15 However, we do not rely on them to resolve disputed issues of  
16 fact in contested cases.

17                      Our speaker is Jason Bird. Mr. Bird, have a  
18 seat on the end there. Make sure the mic is on.

19           MR. JASON BIRD: Thank you, Mr. Chairman for the  
20 opportunity to speak directly to the Commission.

21                      My name is Jason Bird, and I'm the  
22 Superintendent of Electric for the City of Rochelle. I'm

1 speaking to you this morning about Docket 18-0843. The City is  
2 not a party in that proceeding.

3 In that docket, a NextEra affiliate known as  
4 NEET is seeking CPCN to provide transmission services as a  
5 public utility in Illinois, using transmission facilities  
6 currently owned by the City of Rochelle. NEET submitted an  
7 application to the ICC in April shortly after our City Council  
8 approved an Asset Purchase Agreement. ComEd chose not to  
9 intervene until August, a month after the hearing, after the  
10 record was closed.

11 Now ComEd is seeking to further delay the  
12 proceedings and potentially the transition (sic) by re-opening  
13 the record and raising new issues. These issues could have  
14 easily been addressed on the record if ComEd participated in  
15 good faith from the beginning. ComEd's actions are especially  
16 unjust and unreasonable because NEET won the right to acquire  
17 the assets from the City as part of a fair and competitive  
18 bidding process in which ComEd fully participated in.

19 The assets are comprised of 20 miles of 138  
20 transmission lines and associated substation facilities that  
21 have been owned by the City of Rochelle for decades. In 2017,  
22 the City sought proposals from transmission companies to either

1 partner with the City in managing the assets or acquiring the  
2 assets outright. ComEd was one of the finalists in this  
3 process and met with the City representatives face to face for  
4 a final round of interviews with a team that included 3 ComEd  
5 senior managers and 3 Exelon executives.

6 Both NEET and ComEd offered substantial  
7 premiums over the Net Book Value of the assets, but NEET'S  
8 offer also included a franchise payment, a commitment to open  
9 the office in the City of Rochelle, and funds for community  
10 development. The City also believes that NEET was more  
11 committed to -- committed than ComEd to meet the City's needs  
12 and priorities in developing new transmission facilities  
13 required to improve reliability and to accommodate large, new  
14 commercial and industrial customers seeking to locate in the  
15 City of Rochelle.

16 ComEd's efforts to delay transition are  
17 harming the City and undermining its ability to dispose of its  
18 assets that they own and as they see fit. Each month of delay  
19 results in the loss of, approximately, \$50,000 in the sale of  
20 the value, due to the Net Book Value decreasing. The delay  
21 also results in operational uncertainty.

22 The City, therefore, respectfully, urges the



1 suspended.

2                   Item E-2 concerns ComEd's filing to implement  
3 a pilot residential supply rate under its Rate Residential Time  
4 of Use Pricing Pilot.

5                   Are there any objections to approving the  
6 suspension Order?

7   (No response.)

8           CHAIRMAN SHEAHAN: Hearing none, the suspension Order is  
9 approved.

10                   Item E-3 concerns MidAmerican Energy's Energy  
11 Efficiently Plan.

12                   Are there any objections to approving the  
13 proposed Order granting the one-year extension?

14   (No response.)

15           CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

16                   Item E-4 concerns ComEd's Reconciliation of  
17 Revenues collected under its Energy Efficiency and  
18 Demand-Response Adjusted Rider.

19                   Are there any objections to approving the  
20 proposed Order approving the reconciliation?

21   (No response.)

22           CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

1                   Item E-5 concerns Ameren's Reconciliation of  
2 Revenues collected under its Power Procurement Riders.

3                   Are there any objections to approving the  
4 proposed Order approving the Reconciliation?

5                                   (No response.)

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

7                   Item E-6 concerns ComeEd's Reconciliation of  
8 Revenues collected under its Power Procurement Rider.

9                   Are there any objections to approving the  
10 proposed Order approving the Reconciliation?

11                                   (No response.)

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

13                   Item E-7 concerns MidAmerican's Reconciliation  
14 of Revenues collected under its Zero Emission Resource Recovery  
15 Adjustment Rider.

16                   Are there any objections to approving the  
17 proposed Order approving the Reconciliation?

18                                   (No response.)

19           CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

20                   Item E-8 concerns Burton Energy Group,  
21 Incorporated's Petition to Cancel its authority to operate as  
22 an agent, broker, or a consultant and approve the application

1 for an authority to operate as an Agent, Broker, or Consultant  
2 of Burton Energy Group, LLC.

3 Are there any objection to approving the  
4 proposed petition?

5 (No response.)

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

7 Item E-9 concerns a consumer complaint  
8 against ComEd.

9 Are there any objections to approving the  
10 proposed Order dismissing the complaint?

11 (No response.)

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

13 Item E-10 concerns a consumer complaint  
14 against ComEd.

15 Are there any objections to granting the Joint  
16 Motion to Dismiss?

17 (No response.)

18 CHAIRMAN SHEAHAN: Hearing none, the Joint Motion is  
19 granted.

20 Items E-11 and 12 concern a consumer  
21 complaint against National Gas Electric and Spark Energy,  
22 respectively.



1                   Are there any objections to considering these  
2 items together and granting the Joint Motion to Dismiss?

3                   (No response.)

4           CHAIRMAN SHEAHAN: Hearing none, the Joint Motions are  
5 granted.

6                   Items E-13 through 31 concern Applications  
7 for Authority to Install Distributed Generation Facilities.

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

10                   (No response.)

11           CHAIRMAN SHEAHAN: Hearing none, the Orders are approved.

12                   Item E-32 concerns Freepoint Energy Solution's  
13 Application for Authority to Operate as an Alternative Retail  
14 Electric Supplier.

15                   Are there any objections to approving the  
16 proposed Order approving the application?

17                   (No response.)

18           CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

19                   Item E-33 concerns Energy Bot's Application  
20 for Authority to Operate as an Agent, Broker, or Consultant.

21                   Are there any objections to approving the  
22 proposed Order approving the application?

1 (No response.)

2 CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

3 Item E-34 concerns ComEd's Petition for  
4 Special Permission to extend the expiration date of its  
5 energy-assisted charge.

6 Are there any objections to approving the  
7 petition granting this special permission?

8 (No response.)

9 CHAIRMAN SHEAHAN: Hearing none, the Special Permission  
10 is granted.

11 E-35 concerns Grosse & Sons Heating & Sheet  
12 Metal's Application for Authority to Install Energy Efficiency  
13 Measures.

14 Are there any objections to approving the  
15 proposed Order denying the application?

16 (No response.)

17 CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

18 Item E-36 through 55 concern Applications for  
19 Authority to Install Energy Efficiency Measures.

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

22 (No response.)

1 CHAIRMAN SHEAHAN: Hearing none, the Orders are approved.

2 Items G-1 and 2 concern North Shore and  
3 People's Gas's Reconciliation of Revenues Collected Under Gas  
4 Adjustment Charges.

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

7 (No response.)

8 CHAIRMAN SHEAHAN: Hearing none, the Orders are approved.

9 Item G-3 concerns Ameren's petition to  
10 construct, operate, and maintain natural gas transmission  
11 pipelines in Montgomery County.

12 Are there any objections to approving the  
13 proposed Order approving the transmission?

14 (No response.)

15 CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

16 Item G-4 concerns a consumer complaint against  
17 National Gas & Electric.

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

20 (No response.)

21 CHAIRMAN SHEAHAN: Hearing none, the Joint Motion is  
22 granted.

1                   Moving on to our Telecommunications Agenda,  
2 Item T-1 concerns DeKalb County's Emergency Telephone System  
3 Board's proposed 9-1-1 Plan Modification.

4                   Are there any objections to approving the  
5 post-exception proposed Order denying the Plan Modification?

6                   (No response.)

7           CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

8                   Item T-2 concerns Universal Telephone  
9 Assistance Corporation's Petition for Implementation of a  
10 Broadband Internet Access Program.

11                   Are there any objections to approving the  
12 proposed Order approving the petition?

13                   (No response.)

14           CHAIRMAN SHEAHAN: Hearing none, the Order is approve.

15                   Item T-3 concerns Q Link Mobile's Application  
16 for Authority to Operate as a Reseller of Telecommunications  
17 Services.

18                   Are there any objections to approving the  
19 Amendatory Order?

20                   (No response.)

21           CHAIRMAN: Hearing none, the Amendatory Order is  
22 approved.

1                   Item T-4 concerns a joint application of  
2 various telecommunication service providers who want to expand  
3 their telecommunications services.

4                   Are there any objections to approving the  
5 proposed Orders approving the application?

6                                   (No response.)

7           CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

8                   Item T-5 concerns Job 8's petition to cancel  
9 its authority to provide telecommunications services.

10                   Are there any objections to approving the  
11 proposed Order approving the petition?

12                                   (No response.)

13           CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

14                   Moving on to our Water Agenda, Item W-1  
15 concerns Illinois-American's filing to transfer public fire  
16 protection charges to customers residing within the Eastern  
17 Prairie Fire Protection District.

18                   Are there any objections to not suspending  
19 the filing?

20                                   (No response.)

21           CHAIRMAN SHEAHAN: Hearing none, the filing is not  
22 suspended.

1                   Item W-2 concerns Illinois-American Water's  
2 Application for Approval of its Annual Reconciliation of  
3 Purchased Water and Purchased Sewage Treatment Surcharges.

4                   Are there any objections to approving the  
5 proposed Order approving Reconciliation?

6                   W-3 concerns Aqua's Petition to Revise  
7 Depreciation Rates under its Water and Wastewater Plant  
8 Service.

9                   Are there any objections to approving the  
10 proposed Order approving the petition?

11   (No response.)

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

13                   Under our Miscellaneous Agenda, Item M-1  
14 concerns rate of interest to be paid on customer deposits.

15                   Are there any objections to approving the  
16 interest rates set in the proposed Order?

17   (No response.)

18           CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

19                   Item M-2 concerns a consumer complaint  
20 against National Gas & Electric.

21                   Are there any objections to granting the  
22 Joint Motion to Dismiss?

1 (No response.)

2 CHAIRMAN SHEAHAN: Hearing none, the Joint Motion is  
3 granted.

4 Item M-3 concerns the Illinois Statewide  
5 Technical Reference Manual for Energy Efficiency.

6 Are there any objections to approving the  
7 proposed Order approving the manual?

8 (No response.)

9 CHAIRMAN SHEAHAN: Hearing none, the Order is  
10 approved.

11 Under Petition for Rehearing, PR-1 concerns  
12 Ameren's Customer Generation Rebate and Customer Generation  
13 Charge Rate -- or Rider, I mean.

14 Are there any objections to denying the  
15 Petition for Rehearing?

16 (No response.)

17 CHAIRMAN SHEAHAN: Hearing none, the petition is  
18 denied.

19 Item PR-2 concerns ComEd's Petition for  
20 Declaratory Ruling Concerning the Applicability of Code Part  
21 452 to the Planned Provision of Price to compare information on  
22 certain bills.

1                   Are there any objections to denying this  
2 Petition for Rehearing?

3                                   (No response.)

4           CHAIRMAN SHEAHAN: Hearing none, the petition is denied.

5                   Item O-1 under Other Business concerns  
6 approval of the IPA's proposed selection of its procurement  
7 administrator.

8                   Are there any objections to approving the  
9 IPA's proposed selection?

10                                   (No response.)

11           CHAIRMAN SHEAHAN: Hearing none, the IPA's proposed  
12 selection is approved.

13                   Item O-2 concerns the standards, process, and  
14 timing for review of the Adjustable Block Program and Illinois  
15 Solar for All Batch contracts and confirmations.

16                   Are there any objections to approving the  
17 recommendations contained in the Staff report?

18                                   (No response.)

19           CHAIRMAN SHEAHAN: Hearing none, the recommendations are  
20 approved.

21                   Judge Teague-Kinglsey, do you have any other  
22 matters to come before the Commission today?



1 JUDGE TEAGUE-KINGSLEY: No, Mr. Chairman.

2 CHAIRMAN SHEAHAN: Commissioners, do any of you have any  
3 other matters that you'd like to bring before the Commission  
4 this morning?

5 (No response.)

6 CHAIRMAN SHEAHAN: Hearing none and without objection,  
7 we're adjourned. Thank you.

8 (Whereupon, the above entitled matter  
9 adjourned.)

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