BEFORE THE

ILLINOIS COMMERCE COMMISSION

REGULAR OPEN MEETING

PUBLIC UTILITY

NOVEMBER 14, 2019

Chicago, Illinois

and Springfield, Illinois

Met, pursuant to notice, at 10:30 A.M., at

527 East Capitol Avenue, Springfield, Illinois, and

by videoconference with 160 North LaSalle Street,

Chicago, Illinois.

PRESENT:

CARRIE ZALEWSKI, Chairwoman

BRIEN J. SHEAHAN, Commissioner

D. ETHAN KIMBREL, Commissioner

MARIE S. BOCANEGRA, Commissioner

SADZI OLIVIA, Commissioner

Erikia Schuster, IL CSR

Alaris Litigation Service
CHAIRMAN ZALEWSKI: Thank you. Under the Open Meetings Act, I call the November 14th, 2019 Regular Open Meeting to order. Commissioner Bocanegra and Kimbrel are with me in Springfield. Commissioners Oliva and Sheahan are in Chicago. We have a quorum. We have no requests to speak. We now move onto our Public Utility Agenda. There are edits to the October 17, 2019, Regular Open Meeting Minutes. Are there any objections to approving the Minutes as edited?  
(No Response.) 
CHAIRMAN ZALEWSKI: Hearing none, the Minutes are approved. 
Under our Electric items, Item E-1 concerns ERM 19-140, which is ComEd's filing to correct a ministerial error on a tariff sheet. The Staff has reviewed the filing and recommends not suspending the filing. Are there any objections to not suspending the filing? (No response.) 
CHAIRMAN ZALEWSKI: Hearing none, the
filing is not suspended.

Item E-2 concerns initiating the Mid American and Mt. Carmel reconciliations of revenues collected under the fuel adjustment charges. The Order commences the annual reconciliation proceedings under Section 9-220(a) of the Public Utilities Act for the calendar year 2019.

Are there any objections to approving the Order?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

Item E-3 concerns Docket 18-1730, which is Mid American's request to reconcile revenue under the fuel adjustment charges in the calendar year 2018. The Order approves the reconciliation, finding that the costs during the reconciliation period were prudently incurred.

Are there any objections to approving the Order?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.
Item E-4 concerns Docket 18-1731, which is Mt. Carmel's request to reconcile revenues under the fuel adjustment charges in the calendar year 2018. The Order approves the reconciliation, finding that the costs during the reconciliation period were prudently incurred.

Are there any objections to approving the Order?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

Item E-5 concerns Docket 19-0281, which is ComEd's request to reconcile charges collected under the PORCB Rider (Purchase of Receivables with Consolidated Billing). The reconciliation period is January 2017 through December of 2018. The Order approves the reconciliation, finding that the conclusion proposed by the parties is reasonable and is supported by the record.

Are there any objections to approving the Order?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the
Order is approved.

Item E-6 concerns Docket 19-0071, which is a rulemaking on the Commission's own motion to amend Part 411 of the Commission Rules on Electric Reliability.

Staff filed this Amendatory Second Notice Order and Appendix to make changes requested by the Joint Committee on Administrative Rules (JCAR). JCAR objected to amendments proposed for Second Notice, requesting that the revisions to the header of Subpart C be filed as a recodification, rather than as an amendment. In response to JCAR's request, Staff moved that the Commission recodify the change to the header of Subpart C of Part 411 and there be no amendment to Section 411.310. The Order grants Staff's Motion and modifies the Second Notice Order to reflect this recodification.

Are there any objections to approving the Order?

(No Response.)

CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

E-7 through E-11 concern applications
for Certification to install distributed
generation facilities in Illinois. The Orders
grant the certificates, finding that the
applicants meet the requirements.

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

(No Response.)

CHAIRMAN ZALEWSKI: Hearing none, the
Orders are approved.

Item E-12 concerns Docket 19-0387,
which is ComEd's annual formula rate update and
revenue requirement reconciliation. In its Brief
on Exceptions, the AG requests oral argument
pursuant to Section 9-2019(c) of the Public
Utilities Act regarding the AG's exceptions on
three issues:

1, the amortization of excess
defered income taxes;

2, an investigation into ComEd's
updated depreciation rates; and

3, projected plant additions.

Are there any objections to granting
the Request?
(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the request for Oral Argument is granted. The Oral Argument will be held on November 25th at 10:30 a.m. A due notice of the Oral Argument will be issued.

Item E-13 through E-22 concern citations for failure to maintain corporate status. The Orders revoke certificates of service authority to operate as Agents, Brokers or Consultants for the procurement or sale of retail electricity in Illinois or to operate as Installers of Distributed Generation Facilities or Electric Vehicle Charging Stations.

The certificates are revoked due to revocation of the authority to transact business by the Illinois Secretary State and the company's failure to appear for hearing.

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

(No Response.)

Hearing none, the Orders are approved.
CHAIRMAN ZALEWSKI: Item E-23 concerns Docket 19-0632, Ameren's Petition for Approval of Annual Update to Cost Inputs for Rider EE - Energy Efficiency and Demand Response Investment. The Order approves the updated cost inputs for the Rider EE formula rate and revised reconciliation and revenue requirement, as reflected in the Appendix to the Order. The Order also approves proposed changes to the Rider EE. The Order finds that Ameren met its modified applicable annual incremental savings goal and cumulative persisting annual savings goal for the 2018 Calendar Year as set forth in Section 8-103B of the Public Utilities Act and as confirmed by the Independent Evaluator.

Are there any objections to granting the Order?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the Order is granted.

Item E-24 concerns Docket 19-0658, which is a Complaint against ComEd as to release of a delivery service customer from ComEd. This docket will be held for later disposition.
Item E-25 concerns Docket 19-0720, which is a Complaint against ComEd as to billing. The Complainant failed to appear at the hearings and proceed with the case. The Order dismisses the Complainant without prejudice for want of prosecution.

Are there any objections to granting the Order?

(No Response.)

Hearing none, the Order is granted.

CHAIRMAN ZALEWSKI: Item E-26 concerns Docket 19-0222, which is an application for Certification to install Energy Efficiency Measures in Illinois. The Administrative Law Judge issued a ruling in this proceeding, finding the application deficient and providing time to respond and file any amendments to its Application. The applicant failed to respond and cure the deficiencies. The Order denies the certificate, finding the application not compliant with the Public Utilities Act and Commission Rules.

Are there any objections to approving the Order that denies the Certificate?
CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

Item E-27 concerns Docket 19-0741, which is a petition for a cancellation of a Certificate to install Energy Efficiency Measures in Illinois. The Petitioner does not intend to operate under its Certificate. The Order grants the petition and cancels the certificate.

Are there any objections to approving the Order?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

Item E-22 through E-42 concern applications for Certificate to install Energy Efficiency Measures in Illinois.

JUDGE TEAGUE KINGSLEY: Madam Chairman, are we on Item 28?

CHAIRMAN ZALEWSKI: I'm sorry?

JUDGE TEAGUE KINGSLEY: Did you mean item 28?

CHAIRMAN ZALEWSKI: Did I say 24?

I'm sorry about that. So I meant to say Items
E-28 through E-42 concerning applications for Certificate to install Energy Efficiency Measures in Illinois. The Orders grant the certificates, finding that the applicants meet the requirements.

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

(No Response.)

CHAIRMAN ZALEWSKI: Hearing none, the Orders are approved. Thank you. Thanks for your help.

Moving onto our gas items, Item G-1 concerns GRM 19-289, which is Ameren's filing to modify revenue period in Rider S, System Gas Service. The Staff has reviewed the filing and recommends not suspending the filing.

Are there any objections to not suspending the filing?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the filing is not suspended.

Item G-2 concerns reconciliation proceedings for revenues collected under gas
adjustment charges for Illinois gas utilities. The Order commences the annual reconciliation proceeding under Section 9-220(a) of the Public Utilities Act for the calendar year 2019.

Are there any objections to approving the Order?

(No Response.)

CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

Item G-3 concerns Docket 18-1736, which is Mid American's request to reconcile revenue under the gas adjustment charges in the calendar year 2018. The Order approves the reconciliation as set in the Appendix A of the Order, finding that the costs during the reconciliation period were prudently incurred.

Are there any objections to approving the Order?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

Item G-4 concerns Docket 18-1737, which is the Mt. Carmel's request to reconcile revenue under the gas adjustment charges in the
calendar year 2018. The Order approves the reconciliation as set in the Appendix to the Order, finding that the costs during the reconciliation period were prudently incurred.

Are there any objections to approving the Order?

(No Response.)

CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

Item G-5 concerns Docket 19-0068 which is Nicor's request to reconcile revenue under the coal tar riders with prudent costs associated with coal tar cleanup expenditures in the calendar year 2019. The Order approves the reconciliation as set in the Appendix to the Order, finding that the costs during the reconciliation period were prudently incurred.

Are there any objections to approving the Order?

(No Response.)

CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

Item G-6 concerns Docket 19-0291 which is Ameren's petition for Approval of
Reconciliation for the 2018 Supplemental Customer Public Utility Assessment Charge. The Order approves the reconciliation as set in the Appendix to the Order, finding that the costs during the reconciliation period were prudently incurred.

Are there any objections to approving the Order?

(No Response.)

CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

Item G-7 concerns Docket 19-0175, which is a customer complaint against Nicor regarding billing charges. The parties filed a Stipulation and a Joint Motion to Dismiss.

Are there any objections to granting the Motion and dismissing the complaint?

(No Response.)

CHAIRMAN ZALEWSKI: Hearing none, the Motion is granted.

Now moving onto our Telecommunications items.

Items T1 through T7 concern citations for failure to maintain corporate status. The
Orders revoke certificates of service authority to provide telecommunication services due to revocation of the authority to transact business by the Illinois Secretary of State and the company's failure to appear for the hearing. Are there any objections to considering these items together and approving the Orders? (No Response.)

CHAIRMAN ZALEWSKI: Hearing none, the Orders are approved.

Item T-8 concerns Docket 19-0929, which is an application for a certificate as a reseller of telecommunications services in Illinois. The Order grants the certificate, finding that the applicant meets the requirements. Are there any objections to approving the Order? (No Response.)

CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.

Moving on to our Water and Sewer Items.
Item W-1 concerns a Commission Resolution to adopt amendments proposed by ICC Staff to Form 22 ILCC. This form is used in annual reporting for Water and Sewer Utilities.

Are there any objections to approving the Resolution?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the Resolution is approved.

Item W-2 concerns Docket 19-0854, which is an Interim Order approving the agreements with the appraisers related to Illinois-American Water's asset purchase in LaSalle County. The Order finds that the terms of the engagement agreements are reasonable and compliant with the law.

Are there any objections to approving the Interim Order?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the Interim Order is approved.

Moving onto our Miscellaneous item.

Item M-1 is Docket 19-0803 which concerns Mt. Carmel's request to reconcile
1 charges collected under rider EPUFDC and Rider GPUFDC. The Order approves the reconciliation.
2 Are there any objections to approving the Order?
3 (No response.)
4 CHAIRMAN ZALEWSKI: Hearing none, the Order is approved.
5 Under our Petitions for Rehearing.
6 Item PR-1 concerns consolidated Docket 19-1725, 18-1824, which is the creation of ComEd's Rate Residential Time of Use Pricing Pilot. ComEd seeks rehearing regarding the manner in which capacity costs will be charged to customers under the new rate.
8 The Commission finds value in rehearing this issue to ensure that the Pricing Pilot is successful in evaluating customer behavioral changes.
9 Are there any objections to granting the Application for Rehearing?
10 (No response.)
11 CHAIRMAN ZALEWSKI: Hearing none, the Application for Rehearing is granted.
12 Under Item PR-2, we have two
Commission Actions in Docket 18-1775, which is Nicor's Proposed General Rate Increase. The two actions are: 1, Approving the Amendatory Order that corrects typographical errors and 2, the Applications for Rehearing.

The Amendatory Order corrects inconsistencies and typographical errors in the Findings paragraphs of the Commission's October 2, 2019 Final Order in this docket. The proposed changes are uncontested.

Are there any objections to approving the Amendatory Order?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the Amendatory Order is approved.

The Second Commission Action concerns Nicor and IIEC/CUB Applications for Rehearing. Both Nicor Gas and IIEC/CUB request rehearing on the Commission's finding regarding Nicor's return on equity. Nicor also requests rehearing on the issues related to Rider VBA, the AGL Services Company depreciation expense and the Pension and the other Post Employment Benefit expense.

The Commission is not persuaded to
grant a rehearing.

Are there any objections to denying the Applications for Rehearing?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the Applications for Rehearing are denied.

Moving onto our Other Business Items.

Item O-1 concerns approvals of Batches, Contracts and Confirmations under the Illinois Adjustable Block Program. Are there any objections to approving the Procurement Administrator's Submissions?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the submissions are approved.

Item O-2 concerns authorization for the Interim Executive Director to execute a contract for electric procurement monitor and associated Memorandum of Understanding. Are there any objections to granting the authorization?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the authorization is granted.
And finally, Item 0-3 concerns authorization to file a protest on Behalf of the Commission in the PJM Interconnection, LLC Docket No. ER15-1344-007.

Are there any objections to granting the authorization?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none, the authorization is granted.

This concludes our Public Utilities Agenda. Judge Teague Kingsley, do we have any other matters to come before the Commission today?

JUDGE TEAGUE KINGSLEY: No, Madam Chairman.

CHAIRMAN ZALEWSKI: Thank you. Do any of the Commissioners have any other business to discuss?

(No response.)

CHAIRMAN ZALEWSKI: Hearing none and without objection, this meeting is adjourned. Thank you.

(Meeting adjourned at 10:49 a.m.)