

MINUTES OF DECISION MEETING

February 20, 2024 – 1:30 P.M.

In attendance was Commissioner John R. Hammond, Jr. and Commissioner Edward Lodge. Commissioner Hammond called the meeting to order.

The first order of business was the **APPROVAL OF MINUTES FROM THE PREVIOUS MEETING** on February 13, 2024. The Commission voted unanimously to approve the minutes as written.

The next order of business was **CONSENT AGENDA:**

**2. Action Item: Michael Eldred’s February 20, 2024, Decision Memorandum re: Idaho Power’s Annual Compliance Filing to Update Charges, Credits, and General Overheads Under Rule H, New Service Attachments and Distribution Line Installations or Alterations; Tariff Advice No. IPC-TAE-23-02.**

**3. Action Item: Curtis Thaden’s February 20, 2024, Decision Memorandum re: Revision to Avista Utilities Natural Gas Service IPUC Tariff No. 27, Schedule 158 Franchise Fee Agreement with the City of Fernan Lake Village; Tariff Advice No. AVU-TAG-24-01.**

**4. Action Item: Curtis Thaden’s February 20, 2024, Decision Memorandum re: Revision to Avista Utilities Electric Service IPUC Tariff No. 28, Schedule 58 Franchise Fee Agreement with the City of Fernan Lake Village; Tariff Advice No. AVU-TAE-24-01.**

**5. Action Item: Chris Burdin’s February 20, 2024, Decision Memorandum re: In the Matter of the Application of Falls Water Co., Inc. for Approval of a Replacement Well For Its Morning View Estates System; Case No. FLS-W-24-01.**

**6. Action Item: Michael Duval’s February 20, 2024, Decision Memorandum re: In the Matter of the Joint Petition of Avista Corporation and Stimson Lumber Company for Approval of Amendment No. 6 to Power Purchase and Sale Agreement; Case No. AVU-E-24-03.**

**7. Action Item: Michael Duval’s February 20, 2024, Decision Memorandum re: In the Matter of IM Telecom, LLC d/b/a Infiniti Mobile’s Application for Designation as an Eligible Telecommunications Carrier; Case No. IMT-T-23-01.**

**8. Action Item: Adam Triplett’s February 20, 2024, Decision Memorandum re: In the Matter of Teton Water & Sewer Company’s Application for Reserve Fund Distribution; Case No. TTS-W-24-01.**

**9. Action Item: Adam Triplett’s February 20, 2024, Decision Memorandum re: In the Matter of the City of Eagle and Veolia Water Idaho’s Joint Application to Amend Veolia Water Idaho’s Certificate of Public Convenience and Necessity; Case No. VEO-W-23-05.**

Commissioner Hammond made a motion to approve Staff’s recommendations for Items 2-9 under the Consent Agenda. A vote was taken on the motion and it carried unanimously.

The next order of business was **EXECUTIVE SESSION MATTERS:**

**10. Pending Litigation, under Idaho Code § 74-206 (1)(f), Discussion with Counsel re: Idaho Department of Environmental Quality, Plaintiff, vs. Island Park Water Company, Inc., and**

**Dorothy McCarty, Individually and in her capacity as Owner of Island Park Water Company, Inc., Defendants, Bonneville County Case No. CV10-23-3252.**

Commissioner Hammond made a motion to adjourn into Executive Session and cited Idaho Code § 74-206 (1)(f). He stated the purpose of the Executive Session was to communicate with the Commission's counsel about pending litigation In the Matter of Idaho Department of Environmental Quality, Plaintiff, and Idaho Public Utilities Commission, Proposed Co-Plaintiff, vs. Island Park Water Company, Inc., and Dorothy McCarty, Individually and in her Capacity as Owner of Island Park Water Company, Inc., Defendants; Bonneville County Case No. CV10-23-3253. The Commission adjourned into Executive Session at 1:33 p.m. Commissioner Hammond reconvened the regular meeting at 1:50 p.m.

The next order of business was **FULLY SUBMITTED MATTERS:**

**11. Deliberation Memorandum re: In the Matter of Idaho Power Company's Application for Approval or Rejection of an Energy Sales Agreement with Big Wood Canal Company for the Sale and Purchase of Electric Energy from the Magic Reservoir Hydro Project; Case No. IPC-E-23-34 [Michael Duval, Attorney].**

Commissioner Hammond stated that Item 11 under Fully Submitted Matters would be deliberated privately.

Commissioner Hammond stated there was no further business before the Commission and the meeting was adjourned.

  
\_\_\_\_\_  
COMMISSION SECRETARY

2/26/2024  
\_\_\_\_\_  
DATE OF APPROVAL