

# IDAHO PUBLIC UTILITIES COMMISSION

## MINUTES OF DECISION MEETING

**June 30, 2020 – 1:30 P.M.**

In attendance was Commissioner Paul Kjellander, Commissioner Kristine Raper and Commissioner Eric Anderson. Commissioner Kjellander called the meeting to order.

The first order of business was **APPROVAL OF MINUTES FROM THE PREVIOUS MEETING** on Tuesday June 23, 2020. The Commission voted unanimously to approve the minutes as written.

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

**2. Action Item: Daniel Klein's June 19, 2020, Decision Memorandum re: Custer Telephone Broadband Services, LLC's 2019 Broadband Equipment Tax Credit; Case No. CTB-T-20-01.**

**3. Action Item: Matt Hunter's June 18, 2020, Decision Memorandum re: In the Matter of Rocky Mountain Power's Application for Approval of a Power Purchase Agreement Between PacifiCorp and Birch Hydro Company; Case No. PAC-E-20-07.**

**4. Action Item: Edward Jewell's June 19, 2020, Decision Memorandum re: In the Matter of the Application of Rocky Mountain Power to Close the Net Metering Program to New Service & Implement a Net Billing Program to Compensate Customer Generators for Exported Generation; Case No. PAC-E-19-08.**

Commissioner Kjellander made a motion to approve Staff's recommendation for Items 2, 3 and 4 under the Consent Agenda. A vote was taken on the motion and it carried unanimously.

The next order of business was **MATTERS IN PROGRESS:**

**5. Action Item: Dayn Hardie's June 19, 2020, Decision Memorandum re: Application of Rocky Mountain Power for Authorization to Change Depreciation Rates Applicable to Electric Property; Case No. PAC-E-18-08.**

Mr. Hardie reviewed his Decision Memo and asked does the Commission wish to issue a Notice of Proposed Settlement and a Notice of Modified Procedure establishing a 21-day public comment period and a 7-day reply comment deadline.

Commissioner Raper moved that the Commission issue a Notice of Proposed Settlement and a Notice of Modified Procedure establishing a 21-day public comment period and a 7-day reply comment deadline. A vote was taken on the motion and it carried unanimously.

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

**6. Deliberation re: In the Matter of Rural Telephone Company’s Petition for Approval of Long-Distance Telecommunication Services Price List; Case No. RUR-T-20-01 [Dayn Hardie, Attorney].**

**7. Deliberation re: In the Matter of Idaho Power’s Application for Approval or Rejection of an Energy Sales Agreement with Briggs Creek Hydro, Inc., for the Sale and Purchase of Electric Energy from the Briggs Creek Hydro Project; Case No. IPC-E-20-22 [Dayn Hardie, Attorney].**

**8. Deliberation re: Avista Corporation’s Petition for Approval of a Settlement Agreement Between Clearwater Paper Corporation and Avista Corporation; Case No. AVU-G-20-02 [John R. Hammond Jr., Attorney].**

**9. Deliberation re: In the Matter of the Petition of Commission Staff to Update Inputs to the Colstrip Method and to Discontinue the Sumas Method; Case Nos. IPC-E-20-04 and AVU-E-20-04 [Edward Jewell, Attorney].**

Commissioner Kjellander stated that Items 6, 7, 8 and 9 under Fully Submitted Matters would be deliberated privately.

The next order of business was **EXECUTIVE SESSION MATTERS (The Commission must move and vote to enter executive session. Each motion to enter executive session is an “action item.” No action will be taken within the executive session itself.):**

**10. Pending Litigation, Under Idaho Code §74-206(1)(f), Discussion with Counsel re: Franklin Energy Storage One, et al. v. Kjellander, et al.; Ninth Circuit Case No. 20-35146 (U.S. District Case No. 1:18-CV-00236-REB).**

Commissioner Kjellander moved to adjourn into Executive Session and cited Idaho Code §74-206(1)(f). He stated that the purpose of the Executive Session would be to communicate with the Commissioner’s attorneys about pending litigation.

A role call was taken, and the Commission adjourned into Executive Session. The Executive Session began at 1:34 p.m. and ended at 1:51 p.m. Upon returning from the Executive Session, Commissioner Kjellander stated that no decision was made.

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

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COMMISSION SECRETARY

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DATE OF APPROVAL