

IDAHO PUBLIC UTILITIES COMMISSION

MINUTES OF DECISION MEETING

November 23, 2021 – 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 November 16, 2021. The Commission voted unanimously to approve the minutes as written.

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

2. Action Item: Donn English’s November 19, 2021, Decision Memorandum re: In the Matter of the Application of Capital Water Corporation to Change Its Schedule No. 3 Purchased Power Cost Adjustment Rate; Case No. CAP-W-21-01.

3. Action Item: Riley Newton’s November 19, 2021, Decision Memorandum re: Commission Inquiry into the Review of Applications to Determine Whether Broadband Equipment Meets the Eligibility Requirements for Investment Tax Credits; Case No. GNR-T-21-10.

4. Action Item: Riley Newton’s November 19, 2021, Decision Memorandum re: In the Matter of the Application of Idaho Power Company for Authority to Establish a New Schedule to Serve Speculative High-Density Load Customers; Case No. IPC-E-21-37.

5. Action Item: Taylor R. Brooks’ November 19, 2021, Decision Memorandum re: In the Matter of the Application of Idaho Power Company for Modification of the Power Cost Adjustment (“PCA”) Mechanism; Case No. IPC-E-21-38.

6. Action Item: Taylor R. Brooks’ November 19, 2021, Decision Memorandum re: In the Matter of the Application of Idaho Power Company for Modification of the Fixed Cost Adjustment (“FCA”) Mechanism; Case No. IPC-E-21-39.

7. Action Item: John R. Hammond, Jr.’s November 19, 2021, Decision Memorandum re: In the Matter of Avista Utilities “My Clean Energy Program” Schedule 95 Proposed Changes; Case No. AVU-E-21-15.

8. Action Item: Curtis Thaden’s November 19, 2021, Decision Memorandum re: Intermountain Gas Company Tariff Advice No. 21-03 Revision to Rate Schedule FT (Franchise Fee/Tax Adjustment).

Commissioner Kjellander made a motion to approve Staff’s recommendation for Items 2, 3, 4, 5, 6, 7, and 8 under the Consent Agenda. A vote was taken on the motion and it carried unanimously.

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

9. Dayn Hardie’s November 19, 2021, Decision Memorandum re: In the Matter of Avista’s Annual Compliance Filing to Update the Load and Gas Forecasts in the Incremental Cost Integrated Resource Plan Avoided Cost Model to be Used for Avoided Cost Calculations; Case No. AVU-E-21-14.

Mr. Brooks reviewed the Decision Memorandum and asked does the Commission wish to vacate the comment and Company reply deadlines established in Order No. 35220 and issue a Notice of Amended Comment Deadlines establishing a December 14, 2021, public comment deadline and a December 21, 2021, Company reply deadline.

Commissioner Raper made a motion to vacate the comment and Company reply deadlines established in Order No. 35220 and issue a Notice of Amended Comment Deadlines establishing a December 14, 2021, public comment deadline and a December 21, 2021, Company reply deadline. A vote was taken on the motion and it carried unanimously.

The next order of business was **RULEMAKING:**

10. Action Item: Stephen Goodson's November 17, 2021, Decision Memorandum re: Notice of Pending Omnibus Rulemaking; IDAPA 31.

Mr. Goodson reviewed the Decision Memorandum and asked does the Commission wish to approve Staff's recommendations to adopt the proposed Omnibus Rule as pending and direct Staff to submit the necessary forms to publish a Notice of Pending Omnibus Rulemaking in the Administrative Bulletin.

Commissioner Raper made a motion to adopt the proposed Omnibus Rule as pending and direct Staff to submit the necessary forms to publish a Notice of Pending Omnibus Rulemaking in the Administrative Bulletin. A vote was taken on the motion and it carried unanimously.

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

11. Deliberation Memorandum re: In the Matter of Idaho Power Company's Application for Approval of Its Load Curtailment and Interruption Plan; Case No. IPC-E-21-13 [Dayn Hardie, Attorney].

12. Deliberation Memorandum re: In the Matter of the Application of Idaho Power Company for Approval or Rejection of an Energy Sales Agreement with Michael Branchflower for the Sale and Purchase of Electric Energy from the Trout-Co Hydro Project; Case No. IPC-E-21-26 [Erick Shaner, Attorney].

13. Deliberation Memorandum re: In the Matter of Idaho Power Company's Application for Approval or Rejection of the Fourth Amendment to Its Energy Sales Agreement with Riverside Investments I, LLC from the Arena Drop Hydro Project; Case No. IPC-E-21-27 [Riley Newton, Attorney].

14. Deliberation Memorandum re: In the Matter of Idaho Power Company's Application for Approval or Rejection of the Fourth Amendment to Its Energy Sales Agreement with Riverside Investments I, LLC from the Fargo Drop Hydro Project; Case No. IPC-E-21-28 [Dayn Hardie, Attorney].

15. Deliberation Memorandum re: In the Matter of Idaho Power Company's Application for Approval or Rejection of the Third Amendment to the Energy Sales Agreement with Riverside Investments I, LLC for the Sale and Purchase of Electric Energy from the Mora Drop Hydro Project; Case No. IPC-E-21-29 [John R. Hammond, Jr., Attorney].

16. Deliberation Memorandum re: In the Matter of Idaho Power Company's Application for Approval or Rejection of the Second Amendment to Its Energy Sales Agreement with MC6 Hydro, LLC; Case No. IPC-E-21-30 [Riley Newton, Attorney].

17. Deliberation Memorandum re: In the Matter of the Application of Idaho Power Company's Application for Approval or Rejection of the First Amendment to the Energy Sales Agreement with Shorock Hydro, Inc. for the Sale and Purchase of Electric Energy from the Rock Creek #1 Hydro Project; Case No. IPC-E-21-31 [Erick Shaner, Attorney].

Commissioner Kjellander stated that Items 11, 12, 13, 14, 15, 16 and 17 under Fully Submitted Matters would be deliberated privately.

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

COMMISSION SECRETARY

DATE OF APPROVAL