

# IDAHO PUBLIC UTILITIES COMMISSION

## MINUTES OF DECISION MEETING

**October 24, 2023 – 1:30 P.M.**

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

The first order of business was **APPROVAL OF MINUTES FROM THE PREVIOUS MEETING** on October 17, 2023. The Commission voted unanimously to approve the minutes as written.

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

**2. Action Item: Dayn Hardie's October 24, 2023, Decision Memorandum re: In the Matter of Falls Water Co., Inc.'s Application for Authority to Increase Its Rates and Charges for Water Service in the State of Idaho; Case No. FLS-W-23-01.**

**3. Action Item: Matt Suess' October 24, 2023, Decision Memorandum re: Tariff Advice Regarding Intermountain Gas Company's General Service Provisions; Case No. INT-TAG-23-01.**

**4. Action Item: Johan E. Kalala-Kasanda's October 24, 2023, Decision Memorandum re: In the Matter of the Application of Qwest Corporation dba CenturyLink QC for Approval of an Amendment to Interconnection Agreement with Time Warner Cable Information Services (Idaho), LLC; Case No. QWE-T-23-03.**

**5. Action Item: Johan E. Kalala-Kasanda's October 24, 2023, Decision Memorandum re: In the Matter of Farmers Mutual Telecom Inc.'s Application for Approval of the Idaho Broadband Equipment Tax Credit for the Year 2022; Case No. FMU-T-23-01.**

**6. Action Item: Johan E. Kalala-Kasanda's October 24, 2023, Decision Memorandum re: In the Matter of Farmers Mutual Telephone Company's Application for Approval of the Idaho Broadband Equipment Tax Credit for the Year 2022; Case No. FMT-T-23-01.**

**7. Action Item: Johan E. Kalala-Kasanda's October 24, 2023, Decision Memorandum re: In the Matter of Fatbeam, LLC's Application for the 2022 Broadband Equipment Tax Credit; Case No. FZ4-T-23-01.**

**8. Action Item: Chris Burdin's October 24, 2023, Decision Memorandum re: In the Matter of the Joint Petition of Avista Corporation and Stimson Lumber Company for Approval of Amendment No. 3 to Power Purchase and Sale Agreement; Case No. AVU-E-23-14.**

**9. Action Item: Michael Duval's October 24, 2023, Decision Memorandum re: In the Matter of Avista Corporation's and Clearwater Paper Corporation's Joint Petition for Approval of Amendment No. 1 to Power Purchase and Sale Agreement; Case No. AVU-E-23-15.**

**10. Action Item: Michael Duval's October 24, 2023, Decision Memorandum re: In the Matter of Husky Water Company's Application for Approval of Acquisition of the Assets of Resort Water Co. Inc. and for the Issuance of a Certificate of Public Convenience and Necessity; Case No. HWC-W-23-01.**

**11. Action Item: Adam Triplett’s October 24, 2023, Decision Memorandum re: In the Matter of Rocky Mountain Power’s Application to Update Load and Gas Forecasts Used in the Integrated Resource Plan Avoided Cost Model; Case No. PAC-E-23-20.**

Commissioner Anderson made a motion to approve Staff’s recommendations for Items 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11 under the Consent Agenda. A vote was taken on the motion and it carried unanimously.

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.)**

**12. 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 Anderson made a motion 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 Commission’s counsel about pending litigation In the Matter of 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. A role call was taken and the Commission adjourned into Executive Session at 1:33 p.m. Commissioner Anderson reconvened the regular meeting at 1:43 p.m.

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

**13. Deliberation Memorandum re: In the Matter of the Application of Avista Utilities for an Order Approving a Change in Rates for Purchased Gas Costs and Amortization of Gas-Related Deferral Balances; Case No. AVU-G-23-06 [Chris Burdin, Attorney].**

**14. Deliberation Memorandum re: In the Matter of PacifiCorp’s Application for Acknowledgement of the 2023 Integrated Resource Plan; Case No. PAC-E-23-10 [Chris Burdin, Attorney].**

**15. Deliberation Memorandum re: In the Matter of Avista Corporation’s 2023 Natural Gas Integrated Resource Plan (IRP); Case No. AVU-G-23-03 [Chris Burdin, Attorney].**

**16. Deliberation Memorandum re: In the Matter of Kootenai Heights Water Systems’ Application for Authority to Increase Its Rates and Charges for Water Service in the State of Idaho; Case No. KHW-W-23-01 [Michael Duval, Attorney].**

Commissioner Anderson stated that Items 13, 14, 15 and 16 under Fully Submitted Matters would be deliberated privately.

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

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COMMISSION SECRETARY

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DATE OF APPROVAL