

# Railbelt Reliability Council Implementation Committee - Meeting

June 21, 2021

## Final Minutes (Approved by IC 6/28/2021)

### 1) Roll-call

The meeting was held via Zoom, was called to order at 1:15 pm, and was chaired by SS.

Primary		Alternate		Organization
Brian Hickey (BH)	n	Jeff Warner (JWR)	Y	Chugach Electric Association
John Burns (JB)	Y	Frank Perkins (FP)	n	Golden Valley Electric Association
Rick Baldwin (RB)	n	Dave Thomas (DT)	Y	Homer Electric Association
Julie Estey (JE)	n	Ed Jenkin (EJ)	Y	Matanuska Electric Association
Lou Florence (LF)	n	Shayne Coiley (SC)	n	Doyon Utilities
Dave Burlingame (DB)	n	Rob Montgomery (RM)	n	City of Seward
Kirk Warren (KW)	Y	Curtis Thayer (CT)	n	Alaska Energy Authority
Suzanne Settle (SS)	Y	Sam Dennis (SD)	Y	Cook Inlet Regional Inc.
Joel Groves (JG)	Y	Mike Craft (MC)	n	Alaska Environmental Power, LLC
Veri di Suvero (VDS)	Y	Alyssa Sappenfield (ASF)	Y	Alaska Public Interest Research Group
Chris Rose (CR)	Y	Greg Stiegel (GS)	n	Renewable Energy Alaska Project
Hank Koegel (HK)	Y	David Newman (DN)	Y1	Unaffiliated seat
Jeff Waller (JWL)	n	Janet Fairchild-Hamilton (JFH)	n	Regulatory Affairs and Public Advocacy
Bob Pickett (BP)	n	Antony Scott (AS)	n	Regulatory Commission of Alaska

Y: Attending n: Not attending v: seat is vacant

Y1: DN joined at 1:52 PM.

Steve Mahoney (SM) present; Tom Lovas (TL) present; Rena Miller (RMR) present.

Rebecca Sexton-Kelly (RSK) and Bayunt Ollek (BO) with Sapere present.

10 of 12 voting members are initially present, no ex-officio members are initially present.

### 2) Approval of Agenda

**MOTION** to approve today's agenda, 1EJ, 2JW.

**PASSED** with no objections. [10-0-2].

### 3) Consent Agenda

**MOTION** to approve modified consent agenda, 1JG, 2HK.

CR objected to standards approval item on consent agenda. Emphasized need to develop hearing provisions as part of the penalty framework.

General discussion this is a lot for the consent agenda without prior discussion. Consensus that members should direct comments to JWR and if they can be addressed with minor adjustments to the draft policy, that it be put back on consent agenda for next week. To address CR concern, and still allow StanCom to stagger materials coming before the IC, agreed that consent agenda approvals are 'tentative-tentative approval', which recognizes that substantial comments may arise once the various elements are considered as a whole.

JG objected to website budget approval item on consent agenda. VDS suggested move that item to PubSub agenda item, JG concurred.

**PASSED** as amended, with no objections. [10-0-2].

#### **4) Policy Assignments Discussion**

RSK provided overview of Bylaws policies that have been identified to date, and potential conflicts for clarification.

SM reviewed each policy scope and assignment.

JWR advised StanCom is not tracking the TAC policy. SD/JWR will coordinate on development.

VDS/JWR discussed dispute resolution policies (CMEP and general) and will coordinate their efforts.

VDS/SD/SM discussed and coordinated on records retention and public access policies.

*[DN joined at 1:52 PM, 10 of 12 voting members present].*

VDS discussed public participation policy scope and process.

JG noted BudCom's budget and financial policies are being coordinated with SM and BySub. Will also need to coordinate with PubSub on budgeting public notice / comment provisions.

EJ noted RRC Tariff will have public process and also the RCA process. RRC may need policy on how it initiates and prepares Tariff revisions.

#### **5) TarCom – Introduce Initial Draft Tariff Sections**

EJ introduced draft Tariff sections, intent is to put completed Tariff sections on consent agenda moving forward.

TL presented draft Tariff sections and clarified website is needed before initial Tariff goes into effect.

SS requested that members direct substantive comments to EJ for TarCom consideration, and TarCom put a final TA version of this portion of the Tariff on next week's consent agenda.

TL requested guidance on how to address the changes the RCA is making to the CMEP in the draft regulations (moving CMEP into the Tariff). TL/EJ/JWR will coordinate after RCA is done with regs.

SS asked to revisit this at a future meeting.

#### **6) PubSub**

##### **a) Website Terms of Use Policy**

VDS reviewed policy. Headed to SM for review. SS requested folks comment on draft policy this week, intent is to have this on the consent agenda next week for approval.

##### **b) Website Contract and Budget Request**

VDS summarized prior discussion, sought clarification on what IC wants to do with website.

JG commented that draft regs do not require an ERO applicant to have a website. The certificated ERO will need to have a website.

TL advised any public notices in the application phase will occur through the RCA website / public processes.

Informal consensus that website is not needed for application. VDS withdrew contract authorization from today's agenda. Members expressed interest in securing website domain.

**MOTION** that the IC procure the web domain [www.akrrc.org](http://www.akrrc.org) for future use at an annual cost of approximately \$10. 1JG, 2SD.

VDS clarified would just populate the website with a 'coming soon' banner for now.

**PASSED** with no objections [10-0-2].

c) Confidentiality Discussion

VDS framed issue, solicited member input on preferred direction for confidentiality. DT, DN advocated for a policy approach based on default open access with need-based confidentiality.

SS queried IC for contrary opinions, none expressed. PubSub will proceed with this framework.

**7) Workplan Update and Status of The Precious**

RSK provided update on the status of the AppCom regulations ERO application spreadsheet. Presented very preliminary weekly agendas for June/July/August based on current workflow. Acknowledged that several committee's schedules are still pending.

SS led discussion of holding additional IC meeting on 7/6 to make up for the cancelled 7/5 meeting. Informal consensus was to hold an IC meeting on Tuesday 7/6 from 1:15pm – 4:00pm.

**8) BySub Draft Bylaws Language**

SD led Bylaws Tentative Approval (TA) review process.

2.1.2.X. Balance and Diversity. ('balance' is producer/consumer, 'diversity' is stakeholder breadth). TA'd with no changes.

2.1.2.2. Stakeholder Classes. EJ asked if the table should reflect hybrid nature of LSEs. TA'd as revised.

2.1.2.8. Conflicted Member Resignation Clause. EJ asked what if employer's business changes to create a conflict? Concluded existing language covers it. TA'd with no changes.

2.2. Meetings. Minor changes, TA'd as revised.

2.2.1.2. Meetings Public. Policy reference changed to 'public process policy', TA'd as revised.

2.2.1.4.1 Votes. TA'd with no changes.

2.2.1.4.2 Vote of the Majority. EJ sought clarification on total number of voting directors when an organization is absent. SM clarified that current language is 7 members period. Absent is a non-vote, need 7 affirmative votes. TA'd with no changes.

2.2.1.4.3. Vote of the Supermajority. TA'd with no changes.

2.2.1.4.4 Notice. SS asked if you want a faster meeting, can you proceed with 7 waivers, or do you need more? SM informed that this would be addressed through the blank emergency meeting clause. TL also discussion to give CEO powers. TA'd with caveat of BySub adding language to further define emergency meeting notice process.

2.2.1.4.5 Deadlock Resolution. CR suggested convert 'statutorily required functions' to 'all Supermajority items'. EJ cautioned hiring a CEO may not fit with this arbitration process. SD remanded this clause to BySub.

2.2.1.5 Responsibilities and Restrictions. JB asked why need the sentence about voicing knowledge in decision making. SM said pretty standard language in non-profits. Not required, but ties into duty of care. Not pertaining to business judgment (that's process-driven). TA'd with no changes.

2.2.1.7 Executive Section. ASF asked about executive session 2.2.1.7 and if specificity of executive session agenda could be expanded. Changed language to be more specific about executive session agenda, TA'd as revised.

2.2.1.10 Informal Action by Directors During Emergency. TA'd with no changes.

2.2.2.1.1 Chair. TA'd with no changes.

2.2.2.1.2 President. TA'd with no changes.

2.2.2.1.3 Vice-chair. TA'd with no changes.

2.2.2.1.4 Secretary. EJ asked why CEO can manage a board member. SM advised normally by board president, but that's just how it falls. TA'd with no changes.

2.2.2.1.5 Treasurer. Minor editorial comments. TA'd as revised.

2.2.2.4 Resignation. EJ asked if board can immediately accept a resignation. SM said no, but the board could remove them for no cause. TA'd with no changes.

2.2.2.8 Indemnity. TA'd with no changes.

2.2.3 Board Committees. JG asked if non board members of board committees were voting members, and what the voting thresholds were. SD good catch, not sure if that is specified elsewhere. TA'd as revised.

2.2.3.1 Committee Composition. SS, EJ asked why supermajority. SD clarified chair would present a slate for board approval. Remanded to BySub for clarification.

2.2.3.1.3 Resignation. TA'd with no changes.

2.2.3.1.4 Removal. JG flagged need to define board committee supermajority. TA'd with no changes.

2.2.3.1.5 Filling Vacancies. TA'd with no changes.

2.2.3.2 Committee Rules. TA'd with no changes.

2.2.3.2.1 Meetings. SD flagged unclear what meeting notice would be due to regs. ASF asked add purpose of meeting to notice process. TA'd as revised.

2.2.3.2.2 Quorum. TA'd with no changes.

2.2.3.2.3 Public Meeting Requirements. VDS changed policy references to reflect current policy titles. TA'd as revised.

2.2.3.2.4 Limitations. TA'd with no changes.

2.2.3.2.5 Term. TA'd with no changes.

2.2.3.3 Standing Committees. TA'd with no changes.

## 9) Brief Committee Updates

Committee updates curtailed to restore agenda time.

ExCom: JG: Advised that ExCom has scoped out the process and timeframe for IC → RRC migration and it should start next week with IC approval of following items:

- Finalize article of incorporation on 6/28. This is already queued up for BySub's Wednesday meeting. Existing draft is pretty advanced.
- Decide how to fill 13<sup>th</sup> (large consumer) seat on 6/28. Process in draft Bylaws is a bit involved. HK suggested the IC appoint someone for a one-year term and then follow the proper process thereafter. All IC members should nominate entities back to the Chair by 6/28.
- Pick an address on 6/28. CEA has offered their Anchorage headquarters as the interim address. All IC members should support or propose alternatives for a 6/28 decision.

Follow on activities in July will generally include filing the Articles of Incorporation and a bunch of other paperwork. This will put us in a position to have our first organizing meeting on or about August 1. Depending on what meeting notice provisions we choose / must use, we could then hold our first meeting September 1.

## 10) Updates / Member Comments

None.

## 11) June 28 Meeting Agenda

InstaPoll results: IC will have a meeting on Tuesday 7/6 at 1:15 PM to 4:00 PM.

The June 28<sup>th</sup> IC meeting agenda will include:

- BySub approval
- TarCom sections
- PubSub content for review
- AppCom final Precious rollout
- ERO cost allocation methodology *[will not be on 6/21 agenda]*.

## 12) Adjourn

**MOTION** to adjourn 1JG, 2VDS.

**ADJOURNED** at 3:58 PM.

## DEFINITION OF ABBREVIATIONS AND ACRONYMS

All committee members are identified by their initials, as defined in the roll call table.

- |           |  |
|-----------|--|
| 1JE, 2JG. | Shorthand designating which committee members proposed and seconded motions. |
| [~]:      | Secretary's commentary provided for clarity / context as appropriate.        |
|           | Vote tally shorthand is Y-N-A, yea – nay – absent or abstain.                |
| AppCom    | ERO application subcommittee   |

BudCom: budget subcommittee  
BySub: bylaws subcommittee  
CEA: Chugach Electric Association, Inc.  
CME: compliance / monitoring / enforcement (of reliability standards)  
CPCN: certificate of public convenience and necessity  
DaveCom: See IRPcom  
DOL: Department of Law  
DU: Doyon Utilities  
ERO: Electric Reliability Organization  
ExCom: executive committee  
IC: Implementation Committee  
IRP: integrated resource plan  
IRPcom: IRP process subcommittee  
LSE: load-serving entity  
MEA: Matanuska Electric Association, Inc.  
NDA: non-disclosure agreement  
NTE: not to exceed  
PM: project management  
PMP: project management professional  
RAPA: Regulatory Affairs and Public Advocacy  
RCA: Regulatory Commission of Alaska  
RRC: Railbelt Reliability Council  
SB: Senate bill  
SOW: scope of work  
StanCom: standards subcommittee.  
TarCom: tariff subcommittee

**ATTACHMENTS:**

1. None