

# Railbelt Reliability Council Implementation Committee – Meeting

March 3, 2022 (Afternoon Meeting)

## FINAL Minutes

### 1) Roll-call

The meeting was held via Zoom, was called to order at 3:00 PM, and was chaired by RB.

Primary		Alternate		Organization
Brian Hickey (BH)	n	Jeff Warner (JWR)	Y	Chugach Electric Association
Frank Perkins (FP)	Y	John Burns (JB)	n	Golden Valley Electric Association
Dave Thomas (DT)	n	Rick Baldwin (RB)	Y	Homer Electric Association
Julie Estey (JE)	Y1	Ed Jenkin (EJ)	n	Matanuska Electric Association
Lou Florence (LF)	Y	Shayne Coiley (SC)	n	Doyon Utilities
Dave Burlingame (DB)	Y	Rob Montgomery (RM)	n	City of Seward
Kirk Warren (KW)	n	David Lockard (DL)	Y	Alaska Energy Authority
Suzanne Settle (SS)	n	Sam Dennis (SD)	Y2	Cook Inlet Regional Inc.
Joel Groves (JG)	n	Mike Craft (MC)	Y	Alaska Environmental Power, LLC
Veri di Suvero (VDS)	Y	Alyssa Sappenfield (ASF)	Y3	Alaska Public Interest Research Group
Chris Rose (CR)	n	Greg Stiegel (GS)	Y	Renewable Energy Alaska Project (REAP)
Paul Morrison (PM)	Y	Dustin Madden (DM)	n	Large Consumer
Hank Koegel (HK)	Y4	David Newman (DN)	n	Unaffiliated seat
<i>Jeff Waller (JWL)</i>	Y	<i>James “Jay” Layne (JL)</i>	Y	<i>Regulatory Affairs and Public Advocacy</i>
<i>Bob Pickett (BP)</i>	n	<i>Antony Scott (AS)</i>	n	<i>Regulatory Commission of Alaska</i>

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

Y1: JE joined at 3:24 PM

Y4: HK joined at 3:20 PM.

Y2: SD joined at 3:40 PM

Y3: ASF joined at 3:14 PM.

IC Consultant	Y/n	Attendance Notes
Tom Lovas, Energy and Resource Economics (TL)	n	
Dana Zentz, Fish Bay Consulting (DZ)	n	
David Hilt, Grid Reliability (DH)	n	
Steve Mahoney, Manley & Brautigam (SM)	Y	
Elena Romerdahl, Perkins Coie (ER)	Y	
Bayunt Ollek, Sapere (BO)	Y	
Sebastian Orillac, Sapere (SO)	Y	
Lori-Jo Oswald, Wordsworth (LO)	n	
Rena Miller (RMR)	Y	

10 of 13 voting members are initially present, one ex-officio member is initially present.

### 2) Approval of IC Agenda

**MOTION** to approve today’s agenda, 1VDS, 2FP.

**PASSED** with no objections. [10-0-3].

### 3) BySub – Bylaws

RB opened by stating there is a motion to approve the bylaws currently on the floor.

**MOTION** to approve bylaws as amended as the official version of the bylaws for the RRC 1SD, 2CR.

MC made motion on behalf of JG.

**MOTION to AMEND** bylaws to amend at 2.2.4.3 to replace instances of “develop” with “initiate”. Instances at items b, c, d, f, n, o. 1MC, 2PM.

BO shared rationale from JG’s letter. Rationale stated amendment would create tighter language.

DB asked if the screen share could be changed to the specified section of the bylaws prescribed in the amendment. BO obliged.

FP asked SM if this changing would affect the document drastically? SM replied that initially the word initiate was used then changed to develop. Changing it back would not be a big difference.

DB asked if anyone else on BySub could confirm SM’s thought?

**PASSED** with no objections [10-0-3].

VDS opined that passing the bylaws is a very big thing and since a large chunk of the IC is not represented at the meeting today AKPIRG would abstain from voting on the bylaws today unless more people joined.

*[ASF joined at 3:14 PM, 10 of 13 members present.]*

RB asked if that was a motion to table. VDS stated it was not.

DB read a statement into the record: The City of Seward, in general, supports the currently proposed bylaws of the RRC. The City believes, with one exception, they indicate a willingness to cooperate and consider all interests of the stakeholders of the RRC. However, the one exception prevents stakeholders from assured representation on working groups of the RRC and can result in the interests of stakeholders being unable to participate by rule in the development of a rule or plan for the RRC. The ability to prevent a stakeholder's participation in a working group, who is willing, able and qualified to participate in the working group and who has interests not represented by any other person within the working group is in direct contradiction to the regulations issued by the RCA and the Alaska statute authorizing the formation of this organization. The City believes that all stakeholders and all interests are guaranteed the right to be represented at working groups and that right cannot be subverted by rules or bylaws of the RRC. Therefore, although the City of Seward would like to resolve this issue, all attempts to reach a satisfactory compromise that ensures the City's participation in working groups have failed. Consequently, the City of Seward is forced to vote no on the proposed bylaws and intends to file a letter of opposition with the RCA when the bylaws are noticed for comment.

RB thanked DB for his statement.

JWR also read a statement into the record: It is my belief that Section 3.1.2.3 of the draft Bylaws dealing with the TAC will unduly limit the participation of the different stakeholder interests in a W.G. The Bylaws as written are not consistent with the mission of the RRC in my opinion. For this reason, I am unable to support the bylaws in their current form.

RB thanked JWR for his statement.

MC made a motion to table until there was a full body.

RB confirmed with SM that a motion to table is not debatable.

VDS raised point of order if a motion to table could be amended.

**MOTION to TABLE** bylaws until there is a full body. 1MC, 2VDS.

*[HK joined at 3:20 PM, 11 of 13 members present.]*

DB objected to motion.

**MOTION to TABLE PASSED** by roll call vote [7-3-3] with AEA, Seward, and GVEA voting no. CIRI, MEA and Independent were Absent/Abstaining.

*[This vote did not meet the IC's approval threshold of 2/3rds established by motion #3 on 7/23/2020 and modified by motion #3 on 10/18/2021. There is de minimus consequence, but the excursion from agreed protocols is noted for the record.]*

*[JE joined at 3:24 PM, 12 of 13 members present.]*

FP opined that we are running out of time, he asked what members will do between now and Monday? If we do not make application deadline everything is for naught.

VDS moved to have ExCom or another body present a potential path forward on this issue.

BO agreed to convey request to ExCom. JE replied that most of ExCom is unavailable this week. JG on vacation and SS unavailable.

VDS thanked JE for her comment.

JE recommended re-forming ConCom to come up with some compromise language.

VDS made motion to re-form ConCom.

**MOTION** to re-form ConCom to find way forward with the bylaws and have them present the body with suggested compromise language. 1VDS, 2HK.

RB asked if there was an existing ConCom? JE replied that previous ConCom was made of RB, BH, JE, VDS, SD, and HK. VDS added those members swapped out for others, but the idea would be that the committee would be balanced and made up of people who know the material well.

RB asked if this would be done before Monday? VDS strongly implied so.

JE commented that ExCom made a former motion to the body that if there were future issues ConCom would guide the group. Unless there is any push pack from current ConCom members they are the ones who have been identified to deal with these issues.

RB asked JE to reiterate previous names of ConCom. JE complied and named RB, BH, JE, VDS, SD, and HK.

JWR stated that this is a very important issue. But he thinks it won't be a heavy lift for any committee. He is OK with a Monday or Wednesday IC meeting next week to resolve this issue.

VDS replied to JWR that they prefer not to have a Wednesday meeting because that would only give 6 days of review before the workshop.

RB asked if there was a motion on the table? VDS confirmed there was one.

DB called the question.

**PASSED** with no objections [12-0-1].

DB followed up with JWR's idea about a Wednesday meeting. DB doesn't think there is enough time to get everything done on Monday.

**MOTION** to meet on Wednesday at 2:00 PM AST. 1DB, 2JWR.

VDS asked BO and RMR how this will impact preparation of materials. RMR replied that bylaws need significant review. With IC permission Lori Jo can begin reviewing the bylaws over the weekend.

RB approved of RMR and Lori Jo to work on bylaws over the weekend.

JE commented there is already an IC meeting on Wednesday at 11 AM so she will vote against this motion.

DB replied he can't make a meeting at 11 AM.

*[SD joined at 3:40 PM, 13 of 13 members present.]*

VDS objected to motion.

**MOTION PASSED** to have an IC meeting on Wednesday at 2:00 PM by roll call vote [8-4-1] with AEP, AKPIRG, MEA, REAP voting no and CIRI abstaining.

*[This vote did not meet the IC's approval threshold of 2/3rds established by motion #3 on 7/23/2020 and modified by motion #3 on 10/18/2021. There is de minimus consequence, but the excursion from agreed protocols is noted for the record.]*

JE asked chair to direct VDS to lead ConCom and schedule a meeting. RB so directed.

VDS asked members of the ConCom to stay after the meeting adjourns to schedule a meeting.

**MOTION TO ADJOURN** 1JWR,

*(No one seconded the motion, however no one objected).*

**MEETING ADJOURNED** at 3:45 PM

### **DEFINITION OF ABBREVIATIONS AND ACRONYMS**

All committee members and consultants are identified by their initials, as defined at 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.

AAA: American Arbitration Association

AOI: articles of incorporation

AppCom: ERO application subcommittee

BudCom: budget subcommittee

BySub: bylaws subcommittee

CEA: Chugach Electric Association, Inc.

CEO: chief executive officer

CIP: critical infrastructure protection

CGC: corporate governance committee

CME: compliance / monitoring / enforcement (of reliability standards)

COA: chart of accounts

CPA: certified public accountant

CPCN: certificate of public convenience and necessity

DaveCom: See IRPcom

DOL: Department of Law

DU: Doyon Utilities

ERO: Electric Reliability Organization

ExCom: executive committee

FAC: finance and audit committee

IC: Implementation Committee

IPP: independent power producer

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

PC:	Perkins Coie Law Firm
PAC:	public affairs committee
PM:	project management
PMP:	project management professional
Precious:	(1) A spreadsheet listing clauses in the implementing regulations for SB 123's ERO provisions, identifying associated ERO application deliverables, and assigning deliverable preparation responsibility to IC subcommittees. (2) A fancy gold ring.
RAPA:	Regulatory Affairs and Public Advocacy
RCA:	Regulatory Commission of Alaska
RCC:	regulatory cost charge
RE:	registered entity
RRC:	Railbelt Reliability Council
SB:	Senate bill
SES:	Seward Electric System
SOW:	scope of work
SRF:	simplified rate filing
StanCom:	standards subcommittee
TA:	tentatively approve, tentative approval
TAC:	technical advisory committee
TAQ:	technical advisory quango
TAT:	technical advisory team
TarCom:	tariff subcommittee
TIER:	times interest earned ratio
UOO:	user owner operator
USOA:	uniform system of accounts
WG:	working group