
Public Utilities Commission of the State of California

Public Agenda 3423
Thursday, September 13, 2018 9:30 a.m.
505 Van Ness Avenue
San Francisco, California

Commissioners

Michael Picker, President
Martha Guzman Aceves
Carla J. Peterman
Liane M. Randolph
Clifford Rechtschaffen

For each agenda item, a summary of the proposed action is included; the Commission's decision may, however differ from that proposed. To listen by phone, dial 1-800-857-1917 and enter passcode 92105 or access our website at <http://www.cpuc.ca.gov>

Scheduled Commission Meetings

<i>Ratesetting Deliberative Meeting*</i> Room 5305 (10:00 a.m.) Closed to the Public	<i>Commission Meeting</i> Auditorium (9:30 a.m.) Open to the Public
Monday, September 10, 2018 (San Francisco) [Will be held]	Thursday, September 13, 2018 (San Francisco)
Monday, September 24, 2018 (San Francisco)	Thursday, September 27, 2018 (Sacramento)
Monday, October 8, 2018 (San Francisco)	Thursday, October 11, 2018 (San Francisco)
Monday, October 22, 2018 (San Francisco)	Thursday, October 25, 2018 (San Francisco)
Monday, November 5, 2018 (San Francisco)	Thursday, November 8, 2018 (Fresno)

*Ratesetting Deliberative Meeting dates are reserved as noted but will be held only if there are ratesetting matters to be considered and a Commissioner has requested that a Ratesetting Deliberative Meeting be held.

Matters of Public Interest
For the convenience of the public and media representatives, items of widespread public interest will be taken up at the beginning of the meeting.

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PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 1, 8, 32, 32A, 35, 38, 39

Public Comment

Consent Agenda

Items shown on the Consent Agenda will be taken up and voted on as a group in one of the first items of business of each Commission meeting. Items may be removed from the Consent Agenda for discussion on the Regular Agenda at the request of any Commissioner prior to the meeting.

Consent Agenda - Orders and Resolutions

1 **Preliminary Categorizations and Hearing Determinations for Recently Filed Formal Applications**

[16751]
Res ALJ 176-3423

PROPOSED OUTCOME:

- Ratification of preliminary determination of category for proceedings initiated by application. The preliminary determinations are pursuant to Rule 7.1 of the Commission's Rules of Practice and Procedure.

ESTIMATED COST:

- None.

Consent Agenda - Orders and Resolutions (continued)**2 Application for Authority to Transfer Control of Bandwidth.com CLEC, LLC to David A. Morken Pursuant to Public Utilities Code Section 854(A)**

[16614]

A.17-09-007

In the Matter of the Application of Bandwidth.com CLEC, LLC for Approval to Transfer Control of Bandwidth.com CLEC, LLC to David A. Morken Pursuant to California Public Utilities Code Section 854(a).

PROPOSED OUTCOME:

- Denies the request to transfer authority of Bandwidth.com CLEC, LLC to David A. Morken pursuant to Public Utilities Code § 854(a).
- Revokes Bandwidth.com CLEC, LLC's Certificate of Public Convenience and Necessity (CPCN) within 90 days of the date of the Decision. If Bandwidth Inc. files application for a CPCN within 90 days of the date of the Decision, Bandwidth CLEC's CPCN license will remain in effect through the duration of Bandwidth's application.
- Fines Bandwidth.com CLEC, LLC \$5,000 pursuant to Public Utilities Code § 2107.
- Closes Application 17-09-007.

SAFETY CONSIDERATIONS:

- Safety of California ratepayers and consumers is improved when regulated utilities acknowledge and comply with regulatory authority.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Randolph - Judge Kline)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=224258016>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Agenda 3420, Item 8 7/26/2018 (Staff);

Agenda 3421, Item 5 8/9/2018 (Staff);

Agenda 3422, Item 5 8/23/2018 (Staff)

Consent Agenda - Orders and Resolutions (continued)

3 **Granting Approval of the Final Report on the 2017 Triennial
On-Site Security Review of San Francisco Bay Area Rapid
Transit District**

[16651]
Res ST-216

PROPOSED OUTCOME:

- Approves the 2017 Triennial On-Site Security Review of Bay Area Rapid Transit (BART) District, dated November 12, 2017.

SAFETY CONSIDERATIONS:

- This resolution considers the safety and security of the public and employees who might be affected by the BART rail transit operations. The resolution presents a review required every three years to comprehensively review, evaluate, and improve the safety and security of rail transit system.

ESTIMATED COST:

- Not within the scope of this Resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=225766318>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3421, Item 11 8/9/2018 (Staff);

Agenda 3422, Item 6 8/23/2018 (Staff)

Consent Agenda - Orders and Resolutions (continued)**4 Pacific Gas and Electric Company's Agreements with California High-Speed Rail Authority and Caltrain's Peninsula Corridor Joint Powers Board for Electric System Interconnection Work**

[16573]

Res E-4886, Advice Letter (AL) 5046-E filed April 5, 2017 and AL 5139-E - Related matters.

PROPOSED OUTCOME:

- Approves agreements to conduct technical studies for the required Pacific Gas and Electric Company's (PG&E) electrical interconnections but finds that agreements specifying cost allocation principles that could result in high costs to ratepayers must be considered in a Formal Proceeding.
- Orders PG&E not to use an Advice Letter process to seek approval for interconnection work agreements that identify cost allocations to ratepayers unless so ordered by a subsequent Commission decision.

SAFETY CONSIDERATIONS:

- All work required to interconnect PG&E's transmission system with California High-Speed Rail Authority (CHSRA) and Caltrain Peninsula Corridor Joint Powers Board (Caltrain) facilities will conform to all current and applicable laws, Commission regulations, and industry and PG&E safety requirements as documented in the interconnection agreements.

ESTIMATED COSTS:

- PG&E preliminarily estimates ratepayer costs at \$737 million for the CHSRA Project (CAISO 2017) and \$228 million for the Caltrain Project (CAISO 2016) for the required electrical interconnection work.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=221889921>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3419, Item 10 7/12/2018 (Staff);

Agenda 3421, Item 21 8/9/2018 (Staff)

Consent Agenda - Orders and Resolutions (continued)

5 **Certificate of Public Convenience and Necessity to California Water Service Company to Serve Travis Air Force Base**

[16687]

A.17-05-022

Application of California Water Service Company for a Certificate of Public Convenience and Necessity to Provide Water Service to Travis Air Force Base and to Establish Rates.

PROPOSED OUTCOME:

- Denies the application of Cal Water for a Certificate of Public Convenience and Necessity (CPCN) to serve the Travis Air Force Base.
- Finds that the Commission could legally grant a CPCN, but should not because it would not serve any public purpose, since the Travis Air Force Base would be the only customer served under the terms of a contract with the US Department of Defense.
- Instead, the decision allows California Water Service Company (Cal Water) to serve the Travis Air Force Base without a CPCN but through a non-regulated affiliated company under the Commission's rules for affiliate transactions.
- Application 17-05-022 is closed.

SAFETY CONSIDERATIONS:

- Cal Water will be required to provide safe and reliable water service to the Travis Air Force Base under the terms of its agreement.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Peterman - Judge Fitch)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=224277207>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

This matter may be considered during the Ratesetting Deliberative Meeting.

Agenda 3422, Item 7 8/23/2018 (Rechtschaffen)

Consent Agenda - Orders and Resolutions (continued)**6 Netly, LLC Certificate of Public Convenience and Necessity to Provide Full Facilities-Based and Resold Local Exchange Telecommunications Services and Non-Dominant Interexchange Service Within California**

[16729]

A.18-01-014

Application of Netly, LLC for a certificate of public convenience and necessity to provide (i) full facilities-based and resold competitive local exchange service throughout the service territories of AT&T California, Frontier California Inc., Consolidated Communications of California Company, and Citizens Telecommunications Company of California; and (ii) full facilities-based and resold nondominant interexchange services on a statewide basis.

PROPOSED OUTCOME:

- Grants a Certificate of Public Convenience and Necessity to provide full facilities-based and resold local exchange telecommunications services and non-dominant interexchange service within California, in order to provide high speed fiber to commercial and governmental entities on an "open access". Netly proposes to install its facilities: 1) in or on existing street furniture, traffic lights, light poles, utility poles, towers, buildings, fiber conduits, ducts, rights-of-way, trenches and other facilities and structures of other entities; and 2) minor ground-disturbing activities primarily in existing, well-used rights-of-way and utility easements in developed areas.
- Closes Application 18-01-014.

SAFETY CONSIDERATIONS:

- There are no safety considerations to consider.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Rechtschaffen - Judge Burcham)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=225378320>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Agenda 3421, Item 24 8/9/2018 (Rechtschaffen);

Agenda 3422, Item 17 8/23/2018 (Staff)

Consent Agenda - Orders and Resolutions (continued)

7

Petition for Modification of Decision 14-08-045

[16731]

A.13-01-012

In the Matter of the Application of the Los Angeles County Metropolitan Transportation Authority for an order authorizing the construction of two-track at-grade crossings for the Crenshaw/LAX Transit Corridor Project Light Rail Line across West 59th Street, Slauson Avenue, West 57th Street, West 54th Street, West 52nd Street, West 50th Street and across West 48th Street in the City of Los Angeles.

PROPOSED OUTCOME:

- Decision denies Petition for Modification.
- This closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety decisions associated with this actions.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Rechtschaffen - Judge Colbert)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=226596124>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

8 **Motion to Dismiss Filed by Respondent San Diego Gas & Electric Company**

[16733]

C.18-02-007

Charles F. Benninghoff III vs. San Diego Gas & Electric Company.

PROPOSED OUTCOME:

- Grants the Motion to dismiss.
- Closes Case 18-02-007.

SAFETY CONSIDERATIONS:

- There are no safety decisions associated with this action.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Picker - Judge Jungreis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=225383814>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.

Consent Agenda - Orders and Resolutions (continued)

9 **Addressing Proposals by San Diego Gas & Electric Company
for Demand Charge Research Plans Pursuant to Decision 17-
08-030**

[16759]

Res E-4951 , Advice Letter 3166-E filed December 21, 2017 - Related matters.

PROPOSED OUTCOME:

- Approves, with modifications, San Diego Gas & Electric Company's (SDG&E) proposed demand charge research plan. Directs SDG&E to perform parallel studies of its distribution and transmission demand charges based on an alternative cost classification methodology as described herein.

SAFETY CONSIDERATIONS:

- There is no impact on safety.

ESTIMATED COST:

- No incremental costs are identified.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=227161501>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

11 **Petition for Modification of Decision 14-05-033**

[16761]

R.14-07-002

Order Instituting Rulemaking to Develop a Successor to Existing Net Energy Metering Tariffs Pursuant to Public Utilities Code Section 2827.1, and to Address Other Issues Related to Net Energy Metering.

PROPOSED OUTCOME:

- Denies petition to modify the previously adopted definition of small net energy metering-eligible systems paired with qualified energy storage devices.

SAFETY CONSIDERATIONS:

- There are no safety impacts associated with this decision.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Guzman Aceves - Judge Kao)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=220755142>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

12

Addressing Administrative Procedures Implementing Time-Of-Use Period Grandfathering Proposals Filed by Pacific Gas and Electric Company, Southern California Edison Company and San Diego Gas & Electric Company in Compliance with Decision 17-01-006

[16766]

Res E-4946, San Diego Gas & Electric Company Advice Letter (AL) 3063-E, Southern California Edison Company AL 3582-E, and Pacific Gas and Electric Company AL 5039-E filed March 30, 2017 - Related matters.

PROPOSED OUTCOME:

- Approves proposals by Pacific Gas and Electric Company, Southern California Edison, and San Diego Gas & Electric Company for administrative procedures implementing time-of-use period grandfathering for eligible behind-the-meter solar customers.

SAFETY CONSIDERATIONS:

- There is no impact on safety.

ESTIMATED COST:

- No incremental costs are identified.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=227719050>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

13

**San Diego Gas & Electric Company's Advice Letter on
Demonstration Project C Request for Offers Bidding Results
Pursuant to Decision 17-02-007 and 17-06-012**

[16768]

Res E-4934, Advice Letter 3187-E filed February 16, 2018 - Related matters.

PROPOSED OUTCOME:

- Approves San Diego Gas & Electric Company's (SDG&E) request to conclude the Distribution Resources Plan Demonstration Project C Request for Offers without executing any contracts.
- Approves SDG&E request to conclude part of its Demonstration Project C.

SAFETY CONSIDERATIONS:

- There are no safety considerations.

ESTIMATED COST:

- SDG&E has stated its intent to proceed with a traditional distribution infrastructure solution. These costs will be included in SDG&E General Rate Case.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=227915570>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

14 **Pacific Gas and Electric Company's Filing on Distribution Resources Plan Demonstration Project C Request for Offer Results**

[16769]

Res E-4941, Advice Letter 5259-E filed March 26, 2018 - Related matters.

PROPOSED OUTCOME:

- Approves Pacific Gas and Electric Company's request to conclude the Demonstration Project C Request for Offers without executing any contracts.

SAFETY CONSIDERATIONS:

- There are no safety considerations.

ESTIMATED COST:

- Approves Pacific Gas and Electric Company's intent to proceed with the traditional wire solutions for its Demonstration Project C. The costs will be included in its General Rate Case.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=227885692>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

16

**Recommendation to California Transportation Commission
for Funding Amount of \$3,750,000 for Fiscal Year 2019-2020
for Maintaining Automatic Grade Crossing Protection Devices**

[16771]

Res SX-128

PROPOSED OUTCOME:

- Recommendation to the California Transportation Commission for increasing funding under the California Public Utilities Code section 1231.1 to an amount of \$3,750,000 to be allocated in fiscal year 2019-2020 for maintaining automatic grade crossing protection devices.

SAFETY CONSIDERATIONS:

- The recommendation to the California Transportation Commission for increasing funding under the California Public Utilities Code section 1231.1 to an amount of \$3,750,000 to be allocated in fiscal year 2019-2020 for maintaining automatic grade crossing protection devices will increase at-grade rail crossing safety throughout California by assuring properly maintained automatic warning devices.

ESTIMATED COSTS:

- Not within the scope of this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=227899911>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

17

**Compliance with State Safety Oversight Agency
Requirements Pursuant to 49 U.S.C Sec. 5329**

[16772]

Res L-569

PROPOSED OUTCOME:

- As required by 49 U.S.C Sec. 5329(e)(3)(F), the Commission adopts this resolution to prohibit the receipt of any funds from the public transportation systems, public transit guideway systems, or rail public transit agencies by the Commission over which the Commission exercises safety oversight under Public Utilities Code Section 99152 and/or 49 U.S.C Sec. 5329.

SAFETY CONSIDERATIONS:

- This Resolution is needed for the Commission's continuing oversight of rail transit agencies pursuant to the Federal Transit Agency's state safety agency requirements.

ESTIMATED COST:

- Unknown.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=226945931>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

18 **Master Dark Fiber Lease Agreement Between Southern California Edison Company and Cellco Partnership d/b/a Verizon Wireless**

[16773]

A.17-02-001

In The Matter of the Application of Southern California Edison Company for Authority to Lease Certain Fiber Optic Cables to Cellco Partnership d/b/a Verizon Wireless under the Master Dark Fiber Lease Agreement Pursuant to Public Utilities Code Section 851.

PROPOSED OUTCOME:

- Grants motion to withdraw application and closes proceeding.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- There is no cost associated with this decision.

(Comr Rechtschaffen - Judge Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=227734410>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

19 **Approval of Payment and Site Control Amendments to Power Purchase Tolling Agreements with Existing Combined Heat and Power Facilities**

[16779]

Res E-4947, Advice Letter 3246-E filed July 5, 2018 - Related matters.

PROPOSED OUTCOME:

- Approves Amendments to an Agreement between San Diego Gas & Electric Company (SDG&E) and Applied Energy, LLC (AEI).

SAFETY CONSIDERATIONS:

- The terms of the Agreement state AEI must operate and maintain the facility within the terms of prudent electrical practices. SDG&E submitted a safety plan for the facilities that was certified by a licensed California engineer.

ESTIMATED COST:

- The cost of the Amended Agreement is confidential.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=222929139>

Consent Agenda - Orders and Resolutions (continued)

20

**San Diego Gas & Electric Company's Application for
Modification of Resolution E-4783**

[16780]

A.16-10-018

Application for Modification of Resolution E-4783 filed by San Diego Gas & Electric Company.

PROPOSED OUTCOME:

- Grants Applicant's request for withdrawal of its application.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Randolph - Judge Park)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=220596147>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

21

Pacific Gas and Electric Company Requests Approval of an Amendment to an Existing Power Purchase Agreement with Shiloh Wind Project 2, LLC

[16781]

Res E-4945, Advice Letter 5270-E filed April 9, 2018 - Related matters.

PROPOSED OUTCOME:

- Approves an amendment to an existing Power Purchase Agreement (PPA) between Pacific Gas and Electric Company (PG&E) and Shiloh 2, LLC. The amendment is approved without modification.

SAFETY CONSIDERATIONS:

- The amendment to the PPA does not appear to result in any adverse safety impacts on the facilities or operations of PG&E. The amendment requires the sellers of the generation to continue to comply with all applicable safety requirements relating to the project.

ESTIMATED COST:

- The estimated remaining energy cost of the power purchase agreement, as amended, is \$402,269,834. The amendment is confidential at this time and will become publicly available per D.06-06-066.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=223611498>

Consent Agenda - Orders and Resolutions (continued)

22

Rio Plaza Water Company's Surcharge to Recover the Balance Recorded in its Groundwater Management Memorandum Account, to be Paid by the Ratepayers

[16784]

Res W-5176, Advice Letter 71-W filed May 2, 2018 - Related matters.

PROPOSED OUTCOME:

- Authorizes Rio Plaza Water Company (Rio Plaza) to transfer \$17,313, the incremental volume related expenses recorded in Rio Plaza's Groundwater Management Memorandum Account, to a balancing account and impose a \$2.77 surcharge per month per customer for a period of twelve months to recover the \$17,313.

SAFETY CONSIDERATIONS:

- Provides adequate revenues to the utility so that it can provide safe and reliable water service to its customers and meet all applicable water quality standards set forth by the State Water Resources Control Board.

ESTIMATED COST:

- \$17,313. Imposes a surcharge of \$2.77 per month per customer, for a period of twelve months, to be paid by the Ratepayers.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=221371312>

Consent Agenda - Orders and Resolutions (continued)

23 **Certificate of Public Convenience and Necessity Transfer of Control from Modus Networks LLC to NextEdge Networks Holdings LLC**

[16790]

A.17-11-006

Joint Application for Approval for the Acquisition by Titan Networks LLC of Indirect Control of Modus Networks, LLC Pursuant to Public Utilities Code Section 854.

PROPOSED OUTCOME:

- Grants the Certificate of Public Convenience and Necessity transfer of control from Modus Networks LLC to NextEdge Networks Holdings LLC
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- The approval of the transfer of control conforms with the Commission's minimum safety goals and expectations of competitive local exchange carriers.

ESTIMATED COST:

- There are no estimated cost associated with this decision.

(Comr Peterman - Judge Stevens)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=227750586>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

24

Application of the Town of Truckee to Authorize Three New Public At-Grade Crossings

[16798]

A.17-05-021

Application of the Town Of Truckee for an Order authorizing three new Public At-Grade Crossings of Union Pacific Railroad Company's "Balloon Track", Roseville Subdivision, opposite MP 206.32, opposite MP 206.35 and opposite MP 206.50.

PROPOSED OUTCOME:

- Grants the application of Town of Truckee for authorization to construct three at-grade crossings across the Union Pacific Railroad Company's "balloon track" in Truckee.
- Allows removal of four existing private at-grade crossings of the balloon track and maintenance spurs in the area, allows relocation of maintenance track spurs to outside the development area to improve railroad maintenance operations, and may reduce use of the balloon track.
- Closes Application 17-05-021.

SAFETY CONSIDERATIONS:

- Safety and Enforcement Division's Rail Crossings and Engineering Branch intervened as a party in this application and stated that it has evaluated safety impacts of the project and did not identify any safety concerns or environmental impacts.

ESTIMATED COST:

- There are no costs associated with the implementation of this decision.

(Comr Randolph - Judge Haga)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=220233341>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

25

**Comments to California Air Resources Board Regarding
CARB's Proposed Update to Low Carbon Fuel Standard
Regulations**

[16805]

Comments before California Air Resources Board (CARB) on its Proposed Amendment to Low Carbon Fuel Standard (LCFS) – Ratification by full Commission of Comments Submitted.

Ratification of off-agenda approval of comment letter submitted to CARB regarding proposed amendment of LCFS regulation. The letter will include the CPUC's comments on ARB's Proposed Second 15-day Modifications to the LCFS Regulation, largely supporting the proposed draft regulation order and requesting clarification in two areas related to the Point-of-Purchase Rebate Proposal.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=225766351>

Consent Agenda - Orders and Resolutions (continued)

26

Settlement on Power Charge Indifference Adjustment for Medical Baseline Customers

[16806]

R.17-06-026

Order Instituting Rulemaking to Review, Revise, and Consider Alternatives to the Power Charge Indifference Adjustment.

PROPOSED OUTCOME:

- The unopposed joint motion for adoption of a settlement agreement entered into by Pacific Gas and Electric Company (PG&E), Center for Accessible Technology, Marin Clean Energy, the Office of Ratepayer Advocates, The Utility Reform Network, and Brightline Defense is approved.
- Medical baseline customers of community choice aggregators (CCAs) in PG&E service territory that begin to serve residential customers subsequent to this decision will not receive the Power Charge Indifference Adjustment (PCIA) exemption. The PCIA for medical baseline residential customers of CCAs currently serving customers will be phased-in over a period of four years.

SAFETY CONSIDERATIONS:

- This decision does not order any actions by the utilities relating to safety.

ESTIMATED COST:

- None as a result of this decision.

(Comr Peterman - Judge Roscow)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=222910162>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

27

Application for a Certificate of Public Convenience and Necessity to Provide Limited Facilities Based and Resold Competitive Local Exchange and Interexchange Services

[16809]

A.18-03-006

Application of Uniti Leasing X LLC for a Certificate of Public Convenience and Necessity to Provide Limited Facilities-Based and Resold Competitive Local Exchange Telecommunications Service Throughout the Service Territories of AT&T California, Frontier California, Inc., Sure West Communications, and Citizens Telecommunications Company of California.

PROPOSED OUTCOME:

- Approves Uniti Leasing X LLC's Application for a Certificate of Public Convenience and Necessity to provide limited facilities-based and resold competitive local exchange and interexchange services.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Peterman - Judge Chiv)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=226550056>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Intervenor Compensation Orders

28

Intervenor Compensation to Scott J. Rafferty

[16474]

A.15-09-001

Application of Pacific Gas and Electric Company for Authority, Among Other Things, to Increase Rates and Charges for Electric and Gas Service Effective on January 1, 2017.

PROPOSED OUTCOME:

- Awards Scott J. Rafferty \$33,855.00 for contribution to Decision 17-05-013. This decision authorized Pacific Gas and Electric Company's (PG&E) revenue requirement in its General Rate Case. Doctor Rafferty requested \$591,995.00.

SAFETY CONSIDERATIONS:

- Substantial contribution by intervenors, as found here, enhances the Commission's regulation and oversight of public utilities, which under Pub. Util. Code § 451 must "promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

- \$33,855.00, plus interest, to be paid by the ratepayers of PG&E.

(Comr Picker - Judge Roscow)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=217473610>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Agenda 3419, Item 35 7/12/2018 (Staff)

Consent Agenda - Intervenor Compensation Orders (continued)

29

Intervenor Compensation to Natural Resources Defense Council

[16799]

A.16-08-006

Application of Pacific Gas and Electric Company for Approval of the Retirement of Diablo Canyon Power Plant, Implementation of the Joint Proposal, And Recovery of Associated Costs Through Proposed Ratemaking Mechanisms.

PROPOSED OUTCOME:

- Awards Natural Resources Defense Council \$37,384.70 for substantial contribution to Decision 18-01-022. Decision approves the retirement of Diablo Canyon Nuclear Power Plant Unit 1 by 2024 and Unit 2 by 2025. Replacement procurement issues, including efforts to avoid an increase in GHG emissions related to the retirement, are to be addressed in the Integrated Resource Planning (IRP) proceeding or a proceeding designed by the IRP. Natural Resources Defense Council originally requested \$44,937.50.

SAFETY CONSIDERATIONS:

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public.

ESTIMATED COST:

- \$37,384.70 plus interest, to be paid by Pacific Gas and Electric Company ratepayers.

(Comr Picker - Judge Allen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=220134793>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Regular Agenda

Regular Agenda- Energy Orders

30 **Southern California Edison Company Lease of Fiber Optic Cables to Cellco Partnership d/b/a Verizon Wireless**

[16237]

A.17-02-001

In the Matter of the Application of Southern California Edison Company for Authority to Lease Certain Fiber Optic Cables to Cellco Partnership d/b/a Verizon Wireless under the Master Dark Fiber Lease Agreement Pursuant to Public Utilities Code Section 851.

PROPOSED OUTCOME:

- Grants authority to lease fiber optic cables to Verizon Wireless and allocates revenues 25/75 to shareholders/ratepayers.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety concerns associated with this decision.

ESTIMATED COST:

- There is no cost associated with this decision.

(Comr Rechtschaffen - Judge Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=225582764>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

This matter may be considered during the Ratesetting Deliberative Meeting.

Agenda 3412, Item 19 2/8/2018 (Picker);
 Agenda 3413, Item 6 3/1/2018 (Rechtschaffen);
 Agenda 3414, Item 6 3/22/2018 (Rechtschaffen);
 Agenda 3415, Item 3 4/26/2018 (Randolph);
 Agenda 3416, Item 3 5/10/2018 (Randolph);
 Agenda 3417, Item 2 5/31/2018 (Staff);
 Agenda 3418, Item 2 6/21/2018 (Staff);
 Agenda 3419, Item 2 7/12/2018 (Pub. Util. Code §311(e));
 Agenda 3421, Item 29 8/9/2018 (Staff)

Regular Agenda- Energy Orders (continued)

30A

Commissioner Rechtschaffen's Alternate to Item 16237

[16657]

A.17-02-001

In the Matter of the Application of Southern California Edison Company for Authority to Lease Certain Fiber Optic Cables to Cellco Partnership d/b/a Verizon Wireless under the Master Dark Fiber Lease Agreement Pursuant to Public Utilities Code Section 851.

PROPOSED OUTCOME:

- Grants authority to lease fiber optic cables to Verizon Wireless and allocates revenues 50/50 to shareholders/ratepayers.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety concerns associated with this decision.

ESTIMATED COST:

- There is no cost associated with this decision.

(Comr Rechtschaffen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=221729160>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

This matter may be considered during the Ratesetting Deliberative Meeting.

Agenda 3419, Item 2A 7/12/2018 (Pub. Util. Code §311(e));

Agenda 3421, Item 29A 8/9/2018 (Staff)

Regular Agenda- Energy Orders (continued)**31 Revision and Consideration of Alternatives to the Power Charge Indifference Adjustment**

[16734]

R.17-06-026

Order Instituting Rulemaking to Review, Revise, and Consider Alternatives to the Power Charge Indifference Adjustment.

PROPOSED OUTCOME:

- Adopts revised market price benchmarks to be used in the calculation of the Power Charge Indifference Adjustment (PCIA.)
- Adopts a true-up mechanism, a collar with a floor and a cap that will limit the change of the PCIA from one year to the next, and a prepayment option for Direct Access customers and Community Choice Aggregations.
- A new phase of this Rulemaking is ordered to enable parties to continue working together to develop longer-term solutions regarding utility procurement portfolio optimization and cost reduction.
- This proceeding remains open.

SAFETY CONSIDERATIONS:

- This decision does not order any actions by the utilities relating to safety.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Peterman - Judge Roscow)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=219474629>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

This matter may be considered during the Ratesetting Deliberative Meeting.

Regular Agenda- Energy Orders (continued)**31A Commissioner Peterman's Alternate to Item 16734**

[16774]

R.17-06-026

Order Instituting Rulemaking to Review, Revise, and Consider Alternatives to the Power Charge Indifference Adjustment.

PROPOSED OUTCOME:

- The Alternate Proposed Decision (APD) differs from the PD in four main substantive respects. First, the APD finds that legacy UOG is PCIA eligible and should be recovered from CCA customers. Second, the APD terminates the 10-year limit on PCIA cost recovery for post-2002 UOG and certain storage costs. Third, the APD establishes a PCIA collar starting in 2020, with the cap limiting upward or downward changes in the PCIA to 25% in either direction from the prior year. Fourth, the APD, for 2019 ERRA forecasts only, adopts the Platt's Portfolio Content Category 1 REC index value for the Market Price Benchmark's RPS Adder.

SAFETY CONSIDERATIONS:

- This decision does not order any actions by the utilities relating to safety.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Peterman)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=222198352>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

This matter may be considered during the Ratesetting Deliberative Meeting.

Regular Agenda- Communication Orders**32 Modified Presiding Officer's Decision on Pole Attachment Fee Dispute Between California Cable & Telecommunications Association and San Diego Gas & Electric Company**

[16588]

C.17-11-002

California Cable & Telecommunications Association vs. San Diego Gas & Electric Company.

PROPOSED OUTCOME:

- Dismisses complaint without prejudice to California Cable & Telecommunications Association bringing an application for expedited dispute arbitration pursuant to Decision 98-10-058 (the Right-of-Way Decision).
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Rechtschaffen - Judge Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=214528973>

Pub. Util. Code § 1701.2(h), allows this modified Presiding Officer's Decision to be considered in Closed Session.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.

Agenda 3418, Item 33 6/21/2018 (Rechtschaffen);

Agenda 3419, Item 13 7/12/2018 (Rechtschaffen);

Agenda 3420, Item 4 7/26/2018 (Staff);

Agenda 3421, Item 3 8/9/2018 (Staff);

Agenda 3422, Item 3 8/23/2018 (Staff)

Regular Agenda- Communication Orders (continued)

32A **Decision Different to Item 16588**

[16791]

C.17-11-002

California Cable & Telecommunications Association, v. San Diego Gas & Electric Company

PROPOSED OUTCOME:

- Resolves motion to dismiss complaint.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Rechtschaffen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=224234260>

Pub. Util. Code § 1701.2(h), allows this modified Presiding Officer's Decision to be considered in Closed Session.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.

Regular Agenda- Water/Sewer Orders**33 California-American Water Company's Monterey Peninsula Water Supply Project**

[16767]

A.12-04-019

Application of California-American Water Company for Approval of Monterey Peninsula Water Supply Project and to Recover All Present and Future Costs in Rates.

PROPOSED OUTCOME:

- Certifies and applies the combined Final Environmental Impact Report /Environmental Impact Statement (EIR/EIS) and authorizes a Certificate of Public Convenience and Necessity for California American Water Company's (Cal-Am) Modified Monterey Peninsula Water Supply Project, fed primarily by ocean water.
- Adopts settlement agreements (brine discharge and return water).
- Discusses the need for water supplies in Cal-Am's Monterey District, reviewing demand and supply estimates and selecting estimates supported by the best evidence.
- The decision takes into account and apportions between ratepayers and Cal-Am the risks associated with various water supplies.
- Compliance conditions are imposed in the decision, and the settlement agreements and other relevant documents are attached as appendices.
- The proceeding is closed.

SAFETY CONSIDERATIONS:

- Provides authorizations to the utility so that it can provide safe and reliable water service to its customers and meet all applicable regulations for the safe operation of its facilities, WR 2016-0016, which amends Orders 95-10 and 2009-0060, set forth by the State Water Resources Control Board.

ESTIMATED COST:

- The \$297.5 million cost cap proposed by Settling Parties, and adopted in this decision, represents the estimated upper cost limit for the proposed project.

(Comr Randolph - Judge Haga - Judge Houck - Judge Weatherford)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=228081973>

Regular Agenda- Water/Sewer Orders (continued)

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

This matter may be considered during the Ratesetting Deliberative Meeting.

Regular Agenda- Water/Sewer Resolutions and Reports

34

OPTION A - San Gabriel Valley Water Company to Amortize the Under-Collected Balances Contained in its Drought Lost Revenue and Drought Surcharge Revenue Memorandum Accounts for Los Angeles and Fontana Divisions

[16577]

Res W-5169, Advice Letter (AL) 507-W and AL 508-W filed December 8, 2017 - Related matters.

PROPOSED OUTCOME:

- Approves San Gabriel Valley Water Company's (San Gabriel) Advice Letter (AL) 507-W and AL 508-W.
- San Gabriel shall, within five days of the effective date of this resolution, supplement AL 507-W and AL 508-W, incorporating the revised rate schedules attached to this Resolution as Appendix A and Appendix B.
- Authorizes San Gabriel's Los Angeles Division to recover the net under collection balance of \$3,532,149, and Fontana Division's net under collection balance of \$3,586,304, the net of the Drought Lost Revenue Memorandum Account and the Drought Surcharge-Revenue Memorandum Account balances as of November 30, 2017.
- Closes San Gabriel's Drought Lost Revenue Memorandum Account and Drought Surcharge Revenue Memorandum Account.

SAFETY CONSIDERATIONS:

- The resolution provides adequate revenues to the utility so that it can provide safe and reliable water service to its customers and meet all applicable water quality standards set forth by the State Water Resources Control Board.

ESTIMATED COST:

- \$3,532,149 or a surcharge of \$0.2946 per Ccf for a period of 12-months for the Los Angeles Division.
- \$3,586,304 or a surcharge of \$0.1254 per Ccf for a period of 24-months for the Fontana Division.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=221688345>

Regular Agenda- Water/Sewer Resolutions and Reports (continued)

Agenda 3418, Item 30 6/21/2018 (Guzman Aceves);
Agenda 3419, Item 47 7/12/2018 (Pub. Util. Code §311(e));
Agenda 3420, Item 26 7/26/2018 (Randolph);
Agenda 3421, Item 32 8/9/2018 (Staff)

Regular Agenda- Water/Sewer Resolutions and Reports (continued)

- 34A **OPTION B - Order Denying San Gabriel Valley Water Company's Request to Amortize the Under-Collected Balances Contained in its Drought Lost Revenue Memorandum Account and in its Drought Surcharge Revenue Memorandum Accounts for its Los Angeles and Fontana Divisions**

[16636]

Res W-5169 , Advice Letter (AL) 507-W and AL 508-W filed December 8, 2017 - Related matters.

PROPOSED OUTCOME:

- Denies San Gabriel Valley Water Company's (San Gabriel) requests in Advice Letter (AL) 507-W and AL 508-W.
- Rejects AL 507-W and AL 508-W without prejudice.
- San Gabriel shall report on the balances in its Drought Lost Revenue Memorandum Accounts and the Drought Surcharge-Revenue Memorandum Accounts for its Fontana and Los Angeles Divisions in the Company's forthcoming general rate case proceeding scheduled to be filed January 1, 2019.
- San Gabriel shall also propose adjustment to its rates for the reported balances in the context of its general rate case proceeding.

SAFETY CONSIDERATIONS:

- The resolution provides adequate revenues to the utility so that it can provide safe and reliable water service to its customers and meet all applicable water quality standards set forth by the State Water Resources Control Board.

ESTIMATED COST:

- Not applicable.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=221689886>

Agenda 3419, Item 47A 7/12/2018 (Pub. Util. Code §311(e));

Agenda 3420, Item 26A 7/26/2018 (Randolph);

Agenda 3421, Item 32A 8/9/2018 (Staff)

Regular Agenda- Water/Sewer Resolutions and Reports (continued)**34B OPTION C - San Gabriel Valley Water Company to Amortize the Under-Collected Balances Contained in its Drought Lost Revenue Memorandum Account and in its Drought Surcharge Revenue Memorandum Account for its Los Angeles and Fontana Divisions**

[16765]

Res W-5169 , Advice Letter (AL) 507 and AL 508 filed December 8, 2017 - Related matters.

PROPOSED OUTCOME:

- Approves San Gabriel Valley Water Company's (San Gabriel) Advice Letter (AL) 507-W and 508-W.
- San Gabriel shall, within five days of the effective date of this resolution, supplement AL 507-W and 508-W, incorporating the revised rate schedules attached to this Resolution as Appendices A through F.
- Authorizes San Gabriel's Los Angeles Division to recover the net under collection balance of \$3,532,149, the net of its Drought Lost Revenue Memorandum Account and the Drought Surcharge-Revenue Memorandum Account balances as of November 30, 2017.
- Authorizes San Gabriel's Fontana Division to recover the net under collection balance of \$3,586,304, the net of its Drought Lost Revenue Memorandum Account and the Drought Surcharge-Revenue Memorandum Account balances as of November 30, 2017.
- Closes San Gabriel's Drought Lost Revenue Memorandum Account and Drought Surcharge-Revenue Memorandum Account.

SAFETY CONSIDERATIONS:

- The resolution provides adequate revenues to the utility so that it can provide safe and reliable water service to its customers and meet all applicable water quality standards set forth by the State Water Resources Control Board.

ESTIMATED COST:

- \$3,532,149 or a surcharge of \$0.1473 per Ccf for a period of 24-months for the Los Angeles Division.
- \$3,586,304 or a surcharge of \$0.1254 per Ccf for a period of 24-months for the Fontana Division.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=227750643>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Regular Agenda- Transportation/Rail Safety Orders**35 Modified Presiding Officer's Decision Regarding Alleged Violations by San Francisco Bay Area Rapid Transit District Relating to the October 19, 2013 Fatal Accident**

[16645]

I.16-06-010

Order Instituting Investigation on the Commission's Own Motion into the Fatal Accident on the Bay Area Rapid Transit District's Line between the Walnut Creek and Pleasant Hill Stations in the County of Contra Costa, California on October 19, 2013.

PROPOSED OUTCOME:

- Orders San Francisco Bay Area Rapid Transit (BART) to pay a fine of \$659,000.
- Places BART on probation for three years.
- Stays 2/3 of total fine.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- This decision and its directives will deter future safety violations, improve BART's safety culture and practices, and result in safer BART operation and practices.

ESTIMATED COST:

- \$659,000 to be paid by BART.

(Comr Randolph - Judge Kim)

Pub. Util. Code § 1701.2(h), allows this modified Presiding Officer's Decision to be considered in Closed Session.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.

Agenda 3419, Item 48 7/12/2018 (Rechtschaffen);

Agenda 3420, Item 27 7/26/2018 (Randolph);

Agenda 3421, Item 33 8/9/2018 (Staff);

Agenda 3422, Item 29 8/23/2018 (Staff)

Regular Agenda- Orders Extending Statutory Deadline

36 **Order Extending Statutory Deadline**

[16787]

I.17-03-002

Order Instituting Investigation on the Commission's Own Motion to Determine Whether the Aliso Canyon Natural Gas Storage Facility has Remained Out of Service for Nine or More Consecutive Months Pursuant to Public Utilities Code Section 455.5(a) and Whether any Expenses Associated with the Out of Service Plant Should be Disallowed from Southern California Gas Company's Rates.

PROPOSED OUTCOME:

- Extends the statutory deadline for completion of this proceeding until November 29, 2018.

SAFETY CONSIDERATIONS:

- There are no safety considerations implicated with this Order Extending Statutory Deadline.

ESTIMATED COST:

- There are no costs associated with this Order Extending Statutory Deadline.

(Comr Randolph - Judge Kelly)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=222584928>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Regular Agenda- Orders Extending Statutory Deadline (continued)

37 **Order Extending Statutory Deadline**

[16789]

R.13-11-006

Order Instituting Rulemaking to Develop a Risk-Based Decision-Making Framework to Evaluate Safety and Reliability Improvements and Revise the General Rate Case Plan for Energy Utilities.

PROPOSED OUTCOME:

- Extends Statutory Deadline for completion of this proceeding until March 15, 2019.
- This proceeding remains open.

SAFETY CONSIDERATIONS:

- There are no safety considerations implicated with this order extending statutory deadline.

ESTIMATED COST:

- There are no costs associated with this Order.

(Comr Rechtschaffen - Judge Roscow)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=223082075>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Regular Agenda- Orders Extending Statutory Deadline (continued)

38 **Order Extending Statutory Deadline**

[16794]

I.16-06-010

Order Instituting Investigation on the Commission's Own Motion into the Fatal Accident on the Bay Area Rapid Transit District's Line between the Walnut Creek and Pleasant Hill Stations in the County of Contra Costa, California on October 19, 2013.

PROPOSED OUTCOME:

- Extends Statutory Deadline for completion of this proceeding until December 31, 2018.
- This proceeding remains open.

SAFETY CONSIDERATIONS:

- There are no safety considerations implicated with this order extending statutory deadline.

ESTIMATED COST:

- There are no costs associated with this Order.

(Comr Randolph - Judge Kim)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=223876680>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.

Regular Agenda- Orders Extending Statutory Deadline (continued)

39 **Order Extending Statutory Deadline**

[16807]

I.17-09-004

Order Instituting Investigation and Ordering NetFortris Acquisition Co., Inc. to Appear and Show Cause Why It should not be sanctioned for Violations of the Laws, Rules and Regulations of this State by Monitoring and Recording Employee Telephone Conversations without Prior Consent.

PROPOSED OUTCOME:

- Extends Statutory Deadline for completion of this proceeding until November 30, 2018.
- This proceeding remains open.

SAFETY CONSIDERATIONS:

- There are no safety considerations implicated with this order extending statutory deadline.

ESTIMATED COST:

- There are no costs associated with this Order.

(Comr Peterman - Judge Goldberg - Judge Kim)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=223836797>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.

Regular Agenda- Orders Extending Statutory Deadline (continued)

40 **Order Extending Statutory Deadline**

[16808]

A.16-04-001

Application of Southern California Edison Company for a Commission Finding that its Procurement-Related and Other Operations for the Record Period January 1 Through December 31, 2015 Complied with its Adopted Procurement Plan; for Verification of its Entries in the Energy Resource Recovery Account and Other Regulatory Accounts; and for Refund of \$0.082 Million Recorded in Two Memorandum Accounts.

PROPOSED OUTCOME:

- Extends statutory deadline to March 17, 2019.

SAFETY CONSIDERATIONS:

- No safety considerations are impacted by this decision.

ESTIMATED COST:

- No costs to ratepayers are associated with this decision.

(Comr Guzman Aceves - Judge Tsen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=225225413>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Regular Agenda- Legal Division Matters

41 **Federal Communications Commission Item**

[16792]

CG Docket No. 13-24, CG Docket No. 03-123

Federal Communications Commission, Report and Order, Declaratory Ruling, Further Notice of Proposed Rulemaking (FNPRM), In the Matter of Internet Protocol Captioned Telephone Service, Telecommunications Relay Services and Speech-to Speech Services for Individuals with Hearing and Speech Disabilities.

The Federal Communications Commission (FCC) has issued an Further Notice of Proposed Rulemaking in which it seeks comment on changes to the administration of the federal Internet Protocol (IP) Captioned Telephone Service (CTS). Specifically, the FCC proposes to transition administration of, and the source of funding for, the IP CTS program to the states. Staff seeks authority to submit comments in response.

Regular Agenda- Legislative and Other Matters

42

Assembly Bills

[16463]

- a. AB 33 (Quirk): Transportation electrification: electric vehicle service equipment: electrical corporations: rates
- b. AB 457 (Cunningham): Saline water conversion: Diablo Canyon nuclear powerplant
- c. AB 726 (Holden): Energy
- d. AB 803 (Quirk): Energy: low-income energy efficiency programs
- e. AB 813 (Holden): Multistate regional transmission system organization: membership
- f. AB 920 (Aguiar-Curry): Electricity: procurement plans: integrated resource plans
- g. AB 1088 (Eggman): Multifamily residential housing: energy programs
- h. AB 1184 (Ting): Vehicular air pollution: incentives
- i. AB 1292 (Patterson): Electrical corporations: computation of average residential consumption of electricity and the baseline quantity for electricity usage
- j. AB 1529 (Thurmond): Cross-connection control and backflow protection
- k. AB 1552 (Quirk-Silva): Women, minority, disabled veteran, and LGBT business enterprise procurement: late payment penalties
- l. AB 1573 (Bloom): Green Tariff Shared Renewables Program
- m. AB 1667 (Friedman): Water management planning
- n. AB 1668 (Friedman): Water management planning
- o. AB 1879 (Santiago): Gas corporation: service connections
- p. AB 1959 (Wood): Telecommunications: universal service programs
- q. AB 1989 (Mathis): Water and Wastewater Loan and Grant Program
- r. AB 1991 (Mathis): Safe Drinking Water State Revolving Fund: Internet Web site information: updates
- s. AB 1995 (Eduardo Garcia): Local publicly owned electric and gas utilities: weatherization
- t. AB 1999 (Chau): Local government: public broadband services
- u. AB 2050 (Caballero): Small System Water Authority Act of 2018
- v. AB 2059 (Chávez): Public Utilities Commission: public participation
- w. AB 2060 (Eduardo Garcia): Water: grants: advanced payments
- x. AB 2068 (Chu): Electricity: rates: public schools
- y. AB 2077 (Limón): Electricity: local government renewable energy self-generation program
- z. AB 2104 (Lackey): California Advanced Services Fund

Regular Agenda- Legislative and Other Matters (continued)

Agenda 3416, Item 37 5/10/2018 (Staff);
Agenda 3417, Item 55 5/31/2018 (Staff);
Agenda 3418, Item 53 6/21/2018 (Staff);
Agenda 3419, Item 51 7/12/2018 (Staff);
Agenda 3420, Item 35 7/26/2018 (Staff);
Agenda 3421, Item 35 8/9/2018 (Staff);
Agenda 3422, Item 33 8/23/2018 (Staff)

Regular Agenda- Legislative and Other Matters (continued)

43

Assembly Bills (Continued)

[16464]

- aa. AB 2127 (Ting): Electric vehicle infrastructure: assessment and roadmap
 - ab. AB 2148 (Chávez): Public Utilities Commission: decisions: public review and comment
 - ac. AB 2166 (Caballero): California Farm Bill: agricultural technology
 - ad. AB 2179 (Gipson): Municipal corporations: public utility service: water and sewer service
 - ae. AB 2208 (Aguiar-Curry): California Renewables Portfolio Standard Program: local publicly owned electric and gas utilities: electrical and gas corporations
 - af. AB 2278 (Berman): Local Government Renewable Energy Self-Generation Program
 - ag. AB 2339 (Gipson): Water utility service: sale of water utility property by a city
 - ah. AB 2346 (Quirk): California Renewables Portfolio Standard Program
 - ai. AB 2370 (Holden): Lead exposure: child day care facilities: family day care homes
 - aj. AB 2407 (Ting): Recycling: lithium-ion vehicle batteries: advisory group
 - ak. AB 2431 (Weber): Public Utilities Commission: proceedings: intervenor compensation
 - al. AB 2501 (Chu): Drinking water: consolidation and extension of service
 - am. AB-2515 (Reyes): Electrical and gas corporations
 - an. AB 2537 (Carrillo): Telecommunications universal service programs: Lifeline Oversight Board
 - ao. AB 2569 (Arambula): Electricity rates
 - ap. AB 2604 (Cunningham): Public Utilities Commission
 - aq. AB 2652 (Quirk): Telecommunications: universal service
 - as. AB 2695 (Ting): Self-generation incentive program: energy storage systems
 - at. AB 2809 (Patterson): California Renewables Portfolio Standard Program: hydroelectric generation facilities
 - au. AB 2814 (Gray): California Renewables Portfolio Standard Program: hydroelectric generation facilities
 - av. AB 2831 (Limón): Small business customers: demand-side energy management programs
 - aw. AB 2886 (Daly): Public Employee Relations Board: Orange County Transportation Authority: San Joaquin Regional Transit District
 - ax. AB 2910 (Wood): Public Utilities Commission: telecommunications service: natural disasters: reports
 - ay. AB 2962 (Nazarian): Digital Infrastructure and Video Competition Act of 2006: franchise renewal
 - az. AB 2981 (Cervantes): Utility service franchises: Franchise Act of 1937
-

Regular Agenda- Legislative and Other Matters (continued)

Agenda 3416, Item 38 5/10/2018 (Staff);
Agenda 3417, Item 56 5/31/2018 (Staff);
Agenda 3418, Item 54 6/21/2018 (Staff);
Agenda 3419, Item 52 7/12/2018 (Staff);
Agenda 3420, Item 36 7/26/2018 (Staff);
Agenda 3421, Item 36 8/9/2018 (Staff);
Agenda 3422, Item 34 8/23/2018 (Staff)

Regular Agenda- Legislative and Other Matters (continued)

44

Assembly Bills (Continued)

[16465]

- aaa. AB 2986 (Cunningham): Transportation network companies: prohibited acts
- aab. AB 3001 (Bonta): Zero-emissions buildings and sources of heat energy
- aac. AB 3003 (Irwin): Digital Infrastructure and Video Competition Act of 2006: broadband
- aad. AB 3028 (Cervantes): Alternative energy financing
- aae. AB-3111 (Eduardo Garcia): Telecommunications: universal service
- aaf. AB 3119 (Gonzalez Fletcher): San Diego Unified Port District consolidation
- aag. AB 3123 (Limón): Utilities owned by municipal corporations
- aah. AB 3187 (Grayson): Biomethane: solid waste facility permits: gas corporations: rates: interconnection
- aai. AB 3202 (Burke): California Renewables Portfolio Standard Program: local publicly owned electric utilities
- aaj. AB 3227 (Burke): Natural Gas Pipeline Safety Act of 2011: intrastate transmission lines: safety valves
- aak. AB 3232 (Friedman): Zero-emissions buildings and sources of heat energy

Agenda 3416, Item 39 5/10/2018 (Staff);
Agenda 3417, Item 57 5/31/2018 (Staff);
Agenda 3418, Item 55 6/21/2018 (Staff);
Agenda 3419, Item 53 7/12/2018 (Staff);
Agenda 3420, Item 37 7/26/2018 (Staff);
Agenda 3421, Item 37 8/9/2018 (Staff);
Agenda 3422, Item 35 8/23/2018 (Staff)

Regular Agenda- Legislative and Other Matters (continued)

45

Senate Bills

[16466]

- a. SB 64 (Wieckowski): Independent System Operator: integration of generation from renewable energy resources
 - b. SB 100 (De León): California Renewables Portfolio Standard Program: emissions of greenhouse gases.
 - c. SB 174 (Lara): Public utilities: settlement: 2015 power outages: City of Long Beach
 - d. SB 356 (Skinner)Energy data transparency
 - e. SB 366 (Leyva): Electrical corporations: Green Tariff Shared Renewables Program
 - f. SB 376 (Bradford): State Energy Resources Conservation and Development Commission: chair: report to the Legislature
 - g. SB 433 (Mendoza): Gas corporations: zero-carbon and low-carbon hydrogen
 - h. SB 460 (De León): Communications: broadband Internet access service
 - i. SB 520 (Mitchell): Electricity: intervenor funding
 - j. SB 606 (Skinner): Water management planning
 - k. SB 623 (Monning): Water quality: Safe and Affordable Drinking Water Fund
 - l. SB 692 (Allen): Transmission: transmission and wheeling access charges
 - m. SB 700 (Wiener): Energy Storage Initiative
 - n. SB 778 (Hertzberg): Water systems: consolidations: administrative and managerial services
 - o. SB 819 (Hill): Electrical and gas corporations: rates
 - p. SB 821 (Jackson): Emergency notification: county jurisdictions
 - q. SB 822 (Wiener): Communications: broadband Internet access service
 - r. SB 901 (Dodd): Electrical corporations: local publicly owned electric utilities: electrical cooperatives: wildfire mitigation plans and measures
 - s. SB 959 (Beall): Water corporation: advice letters
 - t. SB 985 (Morrell): California Renewables Portfolio Standard Program
 - u. SB 998 (Dodd): Discontinuation of residential water service: urban and community water systems
 - v. SB 1000 (Lara): Transportation electrification: electric vehicle charging infrastructure
 - w. SB 1013 (Lara): Fluorinated refrigerants
 - x. SB 1014 (Skinner): Zero-emission vehicles
 - y. SB 1028 (Hill): Public utilities: rates: federal tax law changes
 - z. SB 1057(Mendoza): Public Utilities Act
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Regular Agenda- Legislative and Other Matters (continued)

Agenda 3416, Item 40 5/10/2018 (Staff);
Agenda 3417, Item 58 5/31/2018 (Staff);
Agenda 3418, Item 56 6/21/2018 (Staff);
Agenda 3419, Item 54 7/12/2018 (Staff);
Agenda 3420, Item 38 7/26/2018 (Staff);
Agenda 3421, Item 38 8/9/2018 (Staff);
Agenda 3422, Item 37 8/23/2018 (Staff)

Regular Agenda- Legislative and Other Matters (continued)

46

Senate Bills (Continued)

[16467]

- aa. SB 1080 (Newman): Transportation network companies: driver identification
- ab. SB 1088 (Dodd): Safety, reliability, and resiliency planning
- ac. SB 1090 (Monning): Diablo Canyon nuclear powerplant
- ad. SB 1110 (Bradford): Energy: California Renewables Portfolio Standard Program
- ae. SB 1131 (Hertzberg): Electrical and gas corporations: energy efficiency: financing options: industrial and agricultural processes: custom projects
- af. SB 1135 (Bradford): Electric and gas service: rates: California Alternate Rates for Energy program
- ag. SB 1136 (Hertzberg): Electricity: load-serving entities: resource adequacy requirements
- ah. SB 1169 (Anderson): Violations: penalties and fines: wildfire incidents
- ai. SB 1205 (Hill): Public utilities: gas and electrical corporations: safety violations: reporting
- aj. SB 1215 (Hertzberg): Drinking water systems and sewer systems: consolidation and extension of service
- ak. SB 1256 (Morrell): Community choice aggregators
- al. SB 1338 (Hueso): Electrical and gas corporations: rates
- am. SB 1339 (Stern): Electricity: electrical grid resiliency deployment plans: microgrids
- ao. SB 1350 (Stern): Climate change: research, development, and demonstration: financial assistance
- aq. SB 1369 (Skinner): Energy: green hydrogen
- ar. SB 1376 (Hill): Transportation network companies: accessibility for persons with disabilities
- as. SB 1380 (Stern): Clean Energy Financing Clearinghouse
- at. SB 1399 (Wiener): Renewable energy: shared renewable energy tariffs
- au. SB 1410 (Morrell): Public utilities: inspection and audit of books and records
- av. SB 1434 (Leyva): Transportation electrification: electricity rate design
- aw. SB 1440 (Hueso): Energy: biomethane procurement goals
- ax. SB 1461 (Wilk): Water corporations: rates: rate of return
- ay. SB 1474 (Hill): Passenger stage corporations: charter-party carriers of passengers: impoundment of vehicles

Agenda 3416, Item 41 5/10/2018 (Staff);
 Agenda 3417, Item 59 5/31/2018 (Staff);
 Agenda 3418, Item 57 6/21/2018 (Staff);
 Agenda 3419, Item 55 7/12/2018 (Staff);
 Agenda 3420, Item 39 7/26/2018 (Staff);
 Agenda 3421, Item 39 8/9/2018 (Staff);
 Agenda 3422, Item 38 8/23/2018 (Staff)

Regular Agenda- Legislative and Other Matters (continued)

47

Senate Bills (Continued)

[16468]

- aaa. SB 1488 (Hernandez): Public utilities: procurement from women-, minority-, disabled veteran-owned, and LGBT business enterprises

Agenda 3416, Item 42 5/10/2018 (Staff);

Agenda 3417, Item 60 5/31/2018 (Staff);

Agenda 3418, Item 58 6/21/2018 (Staff);

Agenda 3419, Item 56 7/12/2018 (Staff);

Agenda 3420, Item 40 7/26/2018 (Staff);

Agenda 3421, Item 40 8/9/2018 (Staff);

Agenda 3422, Item 39 8/23/2018 (Staff)

Regular Agenda- Commissioner Reports

Regular Agenda- Management Reports and Resolutions

48

Report and Discussion on Recent Consumer Protection and Safety Activities

[16752]

Regular Agenda- Management Reports and Resolutions (continued)

49

Management Report on Administrative Activities

[16753]

Closed Session

This notice is furnished under Government Code Sections 11125 and 11126.3. The Commission will meet in Closed Session following the Public Session of its regularly scheduled meeting. In the Closed Session, the Commission may consider personnel matters as provided under Government Code Section 11126(a), institution of proceedings or disciplinary actions against any person or entity under the jurisdiction of the Commission as provided under Government Code Sections 11126(d)(2) and 11126(e)(2)(C)(i), and pending litigation as provided under Government Code Section 11126 (e). Additional items may be added to the closed session agenda pursuant to Gov. Code Section 11126.3(d). If in Closed Session the Commission votes to appoint, employ, or dismiss a public employee, the Commission will thereafter reconvene in Open Session to make the disclosures required by Government Code Sections 11125.2 and 11126.3(f).

Closed Session - Applications for Rehearing

50 **Conference with Legal Counsel - Application for Rehearing**
[16754]

Compilation of applications for rehearing recently filed with the Commission.

Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.

Closed Session - Applications for Rehearing (continued)

51 **Conference with Legal Counsel - Application for Rehearing**
[16764]
C.17-03-014

Robert Bettencourt, Jr. vs. Sierra Park Water Company.

Disposition of the Application for Rehearing of Decision (D.) 17-09-004, filed by Robert Bettencourt, Jr. (Mr. Bettencourt). In D.17-09-004, the Commission denied Mr. Bettencourt's complaint against Sierra Park Water Company (Sierra Park) for the alleged unlawful billing of a yearly flat fee for a vacant lot owned by Mr. Bettencourt. In denying his complaint, the Commission denied Mr. Bettencourt's request that impounded money in the amount of \$1,375 be returned to him.

Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.

Closed Session - Applications for Rehearing (continued)

52 **Conference with Legal Counsel - Application for Rehearing**
[16776]
A.12-10-009

In The Matter of the Application of San Diego Gas & Electric Company for a Permit to Construct Electrical Facilities: Cleveland National Forest Power Line Replacement Projects.

Disposition of Application for Rehearing of Decision (D.) 16-05-038, and related motion for stay, filed by Protect Our Communities Foundation (POC) and Cleveland National Forest Foundation (CNFF) (jointly). The Decision granted San Diego Gas & Electric Company a permit to construct the Cleveland National Forest Power Line Replacement Projects. The Decision also certified the Environmental Impact Report finding that the projects benefits of reducing the risk of wildfires and power outages caused by powerline failure outweigh the project's significant and unavoidable effects on air quality.

Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.

Closed Session - Initiation of Litigation - Non-Federal

Consideration of possible Commission initiation of, or intervention in, litigation.

Gov. Code § 11126(e)(2)(C)(i) and/or § 11126(d)(2), allows this item to be considered in Closed Session.

53

Conference with Legal Counsel - Initiation of Litigation

[16778]

I. _____

Deliberation on instituting an investigation of proceedings or disciplinary actions against persons or entities under the Commission's jurisdiction. (Disclosure of the case name would fail to protect the private economic or business reputation of the person or entity if the proceeding or disciplinary actions is not commenced).

Gov. Code § 11126(d)(2), allows this item to be considered in Closed Session.

Gov. Code § 11126(e)(2)(C)(i), allows this item to be considered in Closed Session.

Closed Session - Existing Litigation - Non-Federal

Closed Session - Appeals from Presiding Officer's Decisions

Discussion of Appeals of Presiding Officer's Decision.

Pub. Util. Code § 1701.2(h), allows a Presiding Officer's Decision to be considered in Closed Session

54 **Conference with Legal Counsel - Appeal from Presiding Officer's Decision**

[16589]

C.17-11-002

California Cable & Telecommunications Association vs. San Diego Gas & Electric Company.

Pub. Util. Code § 1701.2(h), allows this modified Presiding Officer's Decision to be considered in Closed Session.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.

Agenda 3418, Item 67 6/21/2018

Agenda 3419, Item 65 7/12/2018

Agenda 3420, Item 49 7/26/2018

Agenda 3421, Item 47 8/9/2018

Agenda 3422, Item 43 8/23/2018

Closed Session - Appeals from Presiding Officer's Decisions (continued)

Discussion of Appeals of Presiding Officer's Decision.

Pub. Util. Code § 1701.2(h), allows a Presiding Officer's Decision to be considered in Closed Session

55 **Conference with Legal Counsel - Appeal from Presiding Officer's Decision**

[16646]

I.16-06-010

Order Instituting Investigation on the Commission's Own Motion into the Fatal Accident on the Bay Area Rapid Transit District's Line between the Walnut Creek and Pleasant Hill Stations in the County of Contra Costa, California on October 19, 2013.

Modified Presiding Officer's Decision Regarding Alleged Violations by San Francisco Bay Area Rapid Transit District Relating to the October 19, 2013 Fatal Accident.

Pub. Util. Code § 1701.2(h), allows this modified Presiding Officer's Decision to be considered in Closed Session.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.

Agenda 3419, Item 67 7/12/2018

Agenda 3420, Item 50 7/26/2018

Agenda 3421, Item 48 8/9/2018

Agenda 3422, Item 44 8/23/2018

Closed Session - Federal

Closed Session - Existing Litigation - Federal

Existing Litigation - Federal

56

Conference with Legal Counsel - Existing Litigation

[16755]

Case No. 17-17531 and 17532; D.C. No. 3:13-cv-04934-JD

Winding Creek Solar, LLC, v. Carla Peterman, et al., Case No. 17-17531 and 17532, U.S. Court of Appeals for the Ninth Circuit; D.C. No. 3:13-cv-04934-JD, U.S. Dist. Court for Northern California, San Francisco.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Existing Litigation - Federal (continued)

Existing Litigation - Federal

57 **Conference with Legal Counsel - Existing Litigation**

[16803]

Pacific Gas and Electric Company, Docket ER17-2154-000

Gov. Code § 11126(e)(2)(C)(i), allows this item to be considered in Closed Session.

Closed Session - Initiation of Litigation - Federal

Consideration of possible Commission initiation of, or intervention in, federal agency or court proceedings.

Gov. Code § 11126(e)(2)(C)(i), allows this item to be considered in Closed Session.

Closed Session - Threatened Litigation - Non-Federal

Significant exposure to litigation

Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session

Closed Session - Threatened Litigation - Federal

Significant exposure to litigation in federal agency or court proceedings.

Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session

Closed Session - FERC Docket No. EL00-95-000, et al.

Conference with Legal Counsel - Existing Litigation; San Diego Gas & Electric Co., FERC Docket No. EL00-95, Investigation of Practices of the California Independent System Operator and the California Power Exchange, FERC Docket EL00-98, and related dockets, CPUC v. FERC, Ninth Circuit Nos. 01-71051, et al., and 01-71934, et al., and related dockets.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Administrative Matters

Consideration and discussion of administrative matters.

Public Utilities Code section 1701.1(f) allows this item to be considered in Closed Session.

Closed Session - Personnel Matters

Consideration of appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another person or employee.

Gov. Code § 11126(a), allows this item to be considered in Closed Session