

**State of Rhode Island and Providence Plantations**

**Public Utilities Commission**

**Minutes of Open Meeting Held September 16, 2015**

**Attendees:** Chairperson Margaret Curran, Commissioner Herbert DeSimone, Commissioner Paul Roberti, Cindy Wilson-Frias, Sharon Colby Camara, Todd Bianco, and Luly Massaro.

**Chairperson Curran called the open meeting to order at 10:00 A.M. in the first-floor hearing room of the Public Utilities Commission. A quorum was present.**

**Minutes of Open Meeting held on July 31, 2015, August 13, 2015 and September 8, 2015** – After review, Commissioner Roberti moved to approve the minutes. Commissioner DeSimone seconded the motion and the motion unanimously passed. **Vote 3-0.**

**4571 – Providence Water Supply Board** – Providence Water filed its compliance filing consisting of revised tariffs and schedules, and proof of revenues calculation reflecting the PUC’s decision in Order No. 22065. The compliance filing provides PWSB with an additional revenue increase of \$2,118,450 effective September 1. The Division filed a memorandum summarizing its review of the filing and finding Providence Water’s compliance rates accurately reflect the PUC’s decision. The Division recommended approval of the compliance filing. After review, Commissioner DeSimone moved to approve the compliance filing. Commissioner Roberti seconded the motion and the motion unanimously passed. **Vote 3-0.**

**4497 – Covanta Maine, LLC** – The PUC discussed the record relating to Covanta Maine, LLC’s Petition for Declaratory Judgment and pending application for its Covanta Jonesboro facility as an eligible Renewable Energy Resource. After review, Chairperson Curran made the following motions:

- 1) The issue of an adjustment to the historical baseline is moot because we did not and do not now make any such adjustment. Moreover, the applicant does not offer an adjustment; neither has it argued that one should be made.
- 2) Based on the matters previously discussed at prior open meeting and today, the PUC determines that the Covanta Jonesboro facility qualifies as an eligible renewable energy resource under the Renewable Energy Standard and should be certified as 58.7% new and 41.3% existing, which are the most advantageous relative percentages that the current record supports.
- 3) If the applicant believes that the relative percentages should be different, i.e. that there should be a higher percentage of new, and has additional or actual evidence to show that its availability during historical baseline period was due primarily or almost exclusively to actual unavailability, i.e. that the facility was not able to run or was inoperable, and not to decisions not to operate or run the facility

based on economic reasons, i.e. couldn't get a sufficient return, the applicant is welcome to request an evidentiary hearing. The purpose for such hearing would be for applicant Covanta to provide proof to support a finding that the facility should be certified to be greater than 58% new.

Commissioner Roberti seconded the motions and the motions unanimously passed. **Vote 3-0.**

Commissioner DeSimone moved to grant the applicant's request for confidential treatment of certain documents submitted under seal with their March 27, 2015 application. The applicant's basis for the request is that such information is deemed commercially sensitive. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**

The open meeting adjourned at 10:55 A.M.