



STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

AGENDA FOR BOARD MEETING
The meeting will be held on
Wednesday, October 28, 2020 – 10:00 a.m.

Listen Via Teleconference: 1 312 626 6799 – **Webinar ID:** 939 6273 9035
Passcode: 090785

Watch Online: <https://youtu.be/kQRoZB4cHu4>

Executive Session

(Open Session will not reconvene until the conclusion of the Executive Session, which will commence at 10:00 a.m. The only business to be conducted in the 10:00 a.m. Open Session will be the reading of the public notice statement, roll call, and the exception, under the Open Public Meetings Act, for each item to be considered in Executive Session.)

8. CLEAN ENERGY

- C.** Docket No. QO18070713 – In the Matter of Request Proposal for Consulting Services: New Jersey's Clean Energy Program Advertising/Public Relations/Marketing Research And Web Design And Maintenance.

In the Matter of the Extension of MarketSmith's Contract for Consulting Services Related to New Jersey's Clean Energy Program.

9. MISCELLANEOUS

- A.** [Docket No. EG20060445 – In the Matter of the Energy Assistance Grant as Authorized Under N.J.S.A. 48:2-29.39 – Payment Assistance for Gas and Electric \(PAGE\) Program – Order Authorizing Grant Award.](#)

The Board will consider Staff's request to award a contract to a non-profit organization seeking to administer the Board's Payment Assistance for Gas and Electric program ("PAGE"). PAGE is a state-funded program that provides relief to low-to-moderate income households for electric and natural gas costs.



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CONSENT AGENDA FOR BOARD MEETING
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I. AUDITS

A. Energy Agent and Private Aggregator Initial Registrations

EE20080549L	Energy CX, LLC	I – EA/PA
GE20080550L		

This matter relates to the above applicant being issued an initial registration as an energy agent and private aggregator for one year.

Energy Agent, Private Aggregator and/or Energy Consultant Renewal Registrations

EE20080525L	Insight Sourcing Group, LLC	R – EA
EE20080528L	Lava Energy, Inc.	R – EA
EE20080530L	ServiceKing International Brokers, LLC d/b/a SKI Brokerage	R – EA
EE20010106L GE20010107L	Pennell and Wiltberger, Inc. d/b/a PWI Engineering, Inc.	R – EA/PA
EE19091294L GE19091295L	Gotham Energy 360, LLC d/b/a Gotham 360	R – EA/PA/EC

These matters relate to the above applicants being issued renewal registrations as an energy agent, private aggregator and/or energy agent consultant for one year.

I. AUDITS (CONT'D)

Electric Power Supplier Initial License

[EE20030217L](#)

David Energy Supply, LLC

I – ESL

This matter relates to the above applicant being issued an initial license as an electric power supplier for one year.

II. ENERGY

NO ITEMS FOR CONSIDERATION

III. CABLE TELEVISION

- A. [Docket No. CE20010064 – In the Matter of the Petition of Comcast of New Jersey, LLC for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Township of Eagleswood, County of Ocean, State of New Jersey.](#)

Comcast of New Jersey, LLC is seeking Board approval for Renewal of its Certificate of Approval to provide cable television service to the Township of Eagleswood, County of Ocean for a ten-year renewal term and contains a grant of \$5,500 for the Township.

IV. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

V. WATER

- A. [Docket No. WF20080534 – In the Matter of the Petition of the Atlantic City Sewerage Company for Approval of a Financing Program Involving the Issuance of Long-Term Debt through June 30, 2024.](#)

Atlantic City Sewerage Company seeks Board approval to issue up to \$10 million of long term debt for the purposes of upgrading, expanding and renovating its sanitary sewer system and to continue to provide environmental integrity.

VI. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

VII. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

VIII. CLEAN ENERGY

NO ITEMS FOR CONSIDERATION

IX. MISCELLANEOUS

A. Approval of Minutes for the August 24, 2020 Agenda Meeting.



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1. AUDITS

NO ITEMS FOR CONSIDERATION

2. ENERGY

- A.** [Docket No. EM20050343 – In the Matter of the Verified Petition of Jersey Central Power and Light Company Seeking \(a\) Approval of the Sale of its Ownership Interest in the Yards Creek Generating Station Pursuant to N.J.S.A. 48:3-7, \(b\) Waiver of the Advertising Requirement of N.J.A.C. 14:1-5.6\(b\), \(c\) a Specific Determination Allowing the Yards Creek Generating Station to Be an Eligible Facility Pursuant to Section 32 of the Public Utility Holding Company Act of 1935 under the Public Utility Holding Company Act of 2005, \(d\) to the extent necessary, a Determination of Compliance with, or the Non-Applicability or Waiver of, the Auction Standards under the Board's 1998 Order Adopting Auction Standards under N.J.S.A. 48:3-59 b., and \(e\) Other related relief.](#)

The Board will consider the proposed sale of Jersey Central Power and Light Company's 50% Interest in the Yards Creek Generating Station.

- B.** [Docket Nos. BPU ER20020146 and OAL PUC 04343-20 – In the Matter of the Verified Petition of Jersey Central Power and Light Company for Review and Approval of Increases in and Other Adjustments to its Rates and Charges for Electric Service, and for Approval of Other Proposed Tariff Revisions in Connection Therewith \("2020 Base Rate Filing"\).](#)

The Board will consider Jersey Central Power and Light Company's 2020 Base Rate Case filing. The parties have executed a stipulation, which if approved by the Board, will result in no immediate impact to customer bills.

2. ENERGY (CONT'D)

- C. [Docket No. GR19020278 – In the Matter of the Petition of New Jersey Natural Gas Company for Approval to Implement an Infrastructure Investment Program \(“IIP”\) and Associated Cost Recovery Mechanism Pursuant to N.J.S.A. 48:2-21 and N.J.A.C. 14:3-2A.](#)

The Board will consider New Jersey Natural Gas Company’s Infrastructure Investment Program. The parties have executed a stipulation, which if approved by the Board, will allow the Company to implement a modified Infrastructure Investment Program.

- D. [Docket No. GR20060377 – In the Matter of the Petition of New Jersey Natural Gas Company for Approval of the Cost Recovery Associated with Energy Efficiency Programs.](#)

The Board will consider New Jersey Natural Gas Company’s Energy Efficiency Rider rate. The parties have executed a stipulation, which if approved by the Board, will result in no changes to customer bills.

- E. [Docket No. EM20090599 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of the Sale of Personal Property Known as the McDonnell Douglas MD530F Helicopter.](#)

The Board will consider the sale of the McDonnell Douglas Helicopter by PSE&G.

3. CABLE TELEVISION

- A. [Docket Nos. OAL CTV 009775-02 and BPU CR02100723 – In the Matter of TWFANCH-One Co. d/b/a Time Warner Cable \(Bergen System\) Rate Change Under Form 1205 Determining Regulated Equipment and Regulation Costs.](#)

This matter concerns a proposed Stipulation of Settlement which if approved would resolve a rate matter filed by the former Time Warner Cable (Time Warner) that has been pending on appeal at the Federal Communications Commission (FCC) since September 22, 2003.

The proposed Settlement, if approved, calls for a three-prong agreement whereby non-bulk rate residential customers of record as of October 1, 2020 would share in a pro-rata share of \$750,000 in refunds over a six-month period. Also, as part of the settlement the company is proposing an equipment in kind offer whereby customers would be offered the ability to purchase an Apple TV device for \$90.00, a 50% discount off the standard retail price, and a programming in kind offer to certain customers that would provide customers the ability to obtain HBO for two months free or Showtime for 4 months free. This offer is only available to customers who do not currently subscribe to these channels.

4. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

5. WATER

- A. Docket No. WX19050614 – In the Matter of Proposed Amendment to N.J.A.C. 14:9 Wastewater (Sewer) System Improvement Charge.

The New Jersey Board of Public Utilities (Board) will consider adopting a Wastewater System Improvement Charge (WSIC).

- B. Docket No. WX19050612 – In the Matter of Proposed Amendment to N.J.A.C. 14:9 Adoption by Reference of the Uniform System of Accounts for Water Utilities.

The Board will consider a recommendation by Staff that a proposed rule updating the Uniform System of Accounts for Water Utilities be published for public comment in the New Jersey Register.

- C. Docket No. WX19050613 – In the Matter of Proposed Amendment to N.J.A.C. 14:9 Adoption by Reference of the Uniform System of Accounts for Wastewater (Sewer) Utilities.

The Board will consider a recommendation by Staff that a proposed rule updating the Uniform System of Accounts for Sewer or Wastewater Utilities be published for public comment in the New Jersey Register.

- D. [Docket Nos. BPU WR19121516 and OAL PUC 17894-2019S – In the Matter of the Petition of New Jersey-American Water Company, Inc. for Approval of Increased Tariff Rates and Charges for Water and Wastewater Service and Other Tariff Modifications.](#)

The Board will consider New Jersey American Water Company's petition for a rate increase. The Stipulating Parties have executed a stipulation, which, if approved by the Board, will result in an overall increase of \$39 million for water and wastewater service which amounts to a 5.52% increase. The monthly bill for a customer using 5,400 gallons of water per month will increase from \$55.87 to \$58.46, which is an increase of \$2.58 or 4.63% per month. The Stipulating Parties have agreed that this proposed rate increase will be offset by a \$32,500,000 credit to customers (\$3,250,000 per month) over a 10-month period, as a result of a settlement in the New Jersey American Water's Tax Cuts and Jobs Act of 2017 proceeding.

5. WATER (CONT'D)

- E. [Docket Nos. BPU WR20030256 and OAL PUC 04828-20S – In the Matter of the Petition of New Jersey-American Water Company, Inc. for Authorization to Implement a Distribution System Improvement Charge.](#)

The Board will consider New Jersey American Water Company's petition pertaining to its Distribution System Improvement Charge (DSIC) Foundational Filing for the renewal of water distribution system assets for the period of 2020 through 2024. The Stipulating Parties have executed a stipulation that, if approved by the Board, provides for an annual DSIC base spending amount of \$41,211,007, and a maximum amount of annual DSIC revenues of \$38,243,858, or 5% of the revenues expected to be set in the Company's base rate case in BPU Docket No. WR19121516.

- F. [Docket No. AX18010001 – In the Matter of the New Jersey Board of Public Utilities' Consideration of the Tax Cuts and Jobs Act of 2017; and](#)

[Docket No. WR18030233 – In the Matter of the Petition of New Jersey-American Water Company, Inc. with Calculation of Rates under the Tax Cuts and Jobs Act of 2017.](#)

The Board will consider the impact of the Tax Cuts an Jobs Act of 2017 on New Jersey American Water Company's rates. The parties have executed a stipulation for final rates that, if approved by the Board, will result in a \$32,500,000 credit which will be applied to New Jersey American Water Company's base rates.

6. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

7. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

8. CLEAN ENERGY

- A. [Docket No. QO20090602 – In the Matter of the Clean Energy Program Authorization of Commercial and Industrial Program Energy Efficiency Incentives Exceeding \\$500,000 – Hudson County Meadowview Complex.](#)

The Board will consider whether to grant Hudson County an incentive of \$1,500,342.20 to install energy conservation measures that will cost \$10,556,061.00 at the Meadowview Complex located in Secaucus, New Jersey.

8. **CLEAN ENERGY (CONT'D)**

- B. [Docket No. QO20090603 – In the Matter of the Clean Energy Program Authorization of Commercial and Industrial Program Energy Efficiency Incentives Exceeding \\$500,000 – Hudson County Correctional Facility.](#)

The Board will consider whether to grant Hudson County an incentive of \$1,068,670.98 to install energy conservation measures that have a total project cost of \$5,081,250.00, at a correctional facility located in Kearny, New Jersey.

- C. Docket No. QO18070713 – In the Matter of Request Proposal for Consulting Services: New Jersey's Clean Energy Program Advertising/Public Relations/Marketing Research And Web Design And Maintenance – **Executive Session.**

In the Matter of the Extension of Marketsmith's Contract for Consulting Services Related to New Jersey's Clean Energy Program

- D. [Docket No. QO20060447 – In the Matter of City of Newark – Pay for Performance and Combined Heat and Power Applications – Request Relief and Extension.](#)

Honeywell, on behalf of the City of Newark, petitioned the Board for an extension of time to submit paperwork documenting installation of a CHP project at the JFK Recreation Center. The Board initially declined to rule on this request because of an inadequate record; following correspondence with Honeywell, Staff is ready to make a recommendation on the petition.

- E. Docket No. QO20090624 – In the Matter of the Release of a Request for Quotation for Consulting Services for New Jersey's Whole House Pilot Program.

The Board will consider Staff's request to issue a Request for Quotation for a consultant to assess the feasibility of streamlining and integrating services statewide to address health and safety barriers and implement energy efficiency improvements in homes, as well as to design a "Whole House" pilot program for low- to moderate-income residents.

- F. Docket No. QX20010047 – In the Matter of the Verified Petition of Dakota Power Partners, LLC for a Rulemaking proceeding to Establish Utility-Scale Solar Resources to Qualify for Class I Renewable Energy Credits.

The Board will consider proposed rule amendments to the Board's renewable portfolio standards rules, such that any solar energy generated within or delivered into the regional transmission system operated by PJM Interconnection qualifies as Class I renewable energy and is eligible to receive Class I renewable energy certificates for the solar energy it produces.

8. CLEAN ENERGY (CONT'D)

- G.** Docket No. QO20100661 – In the Matter of the Department of Environmental Protection – Board of Public Utilities Memorandum of Understanding on Renewable Portfolio Standard and Waste Incinerators.

If approved, this MOU would improve coordination between the New Jersey Department of Environmental Protection and the Board on determining whether facilities remain eligible to produce Class II renewable energy credits for the next energy year.

9. MISCELLANEOUS

- A.** [Docket No. EG20060445 – In the Matter of the Energy Assistance Grant as Authorized Under N.J.S.A. 48:2-29.39 – Payment Assistance for Gas and Electric \(PAGE\) Program – Order Authorizing Grant Award – Executive Session.](#)

The Board will consider Staff's request to award a contract to a non-profit organization seeking to administer the Board's Payment Assistance for Gas and Electric program ("PAGE"). PAGE is a state-funded program that provides relief to low-to-moderate income households for electric and natural gas costs.

- B.** [Docket No. AO20060471 – In the Matter of the New Jersey Board of Public Utilities' Response to the COVID-19 Pandemic.](#)

The Board will consider a recommendation from Staff to expand the scope of the proceeding, established in July. If the expanded scope is approved, the proceeding will address, among other items, the impact of EO 190 on customers and utilities, including the duration of the moratorium on utility shutoffs for nonpayment and the appropriate strategies and mechanisms for dealing with large past due balances. The Board will consider designating a presiding officer and establishing a proposed procedural schedule for comments from interested stakeholders on the appropriate scope of the proceeding, issues to be addressed, and the timing for addressing the issues identified.