



STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 1st 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, November 17, 2021 – 10:00 a.m.

Watch Online: <https://youtu.be/199I3BokZo0>

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

- F. Docket No. QO21040708 – In the Matter of a Memorandum of Understanding Between the New Jersey Board of Public Utilities and the New Jersey Department of Environmental Protection to Establish the Procedures and Protocols for Collection and Administration of the Research and Monitoring Fee Charged to Offshore Wind Developers Who Receive an Award in Offshore Wind Solicitation 2.

The Board will consider entering into a Memorandum of Understanding with the New Jersey Department of Environmental Protection regarding the procedures and protocols for the administration of the \$10,000 per megawatt fee to be provided by the developers awarded offshore wind projects in the second solicitation to support research initiatives and the regional monitoring of wildlife and fisheries related to the introduction of offshore wind projects.



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CONSENT AGENDA FOR BOARD MEETING
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I. AUDITS

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

| | | |
|--|--|-----------|
| EE21060897L | Energy Spectrum, Inc. | R – EA |
| EE21060929L | Open Energy Services, LLC | R – EA |
| EE21020120L | Stanwich Energy Advisors | R – EA |
| EE21020526L | Blue and Silver Energy Consulting, LLC d/b/a Pro-Star Energy Services | R – EA |
| EE21050819L GE21050820L | Energy Auction Exchange, LLC | R – EA/PA |
| EE20030245L GE20030246L | Solution Energy, LLC | R – EA/EC |

These matters relate to applications for a renewal registration as an energy agent, private aggregator, and/or energy consultant.

II. ENERGY

NO ITEMS FOR CONSIDERATION

III. CABLE TELEVISION

- A. [Docket No. CE19111432 – In the Matter of the Petition of Comcast of Garden State L.P., for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Township of Plumsted, County of Ocean, State of New Jersey.](#)

Comcast of Garden State, L.P. is seeking Board approval for the Automatic Renewal of its Certificate of Approval to provide cable television service to the Township of Plumsted, County of Ocean for a 10 year term.

- B. [Docket No. CE20010071 – In the Matter of the Petition of Comcast of Gloucester County, LLC, for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Township of West Deptford, County of Gloucester, State of New Jersey.](#)

Comcast of Gloucester County, LLC is seeking Board approval for the Automatic Renewal of its Certificate of Approval to provide cable television service to the Township of West Deptford, County of Gloucester for a 10 year term.

- C. [Docket No. CE20010070 – In the Matter of the Petition of Comcast of Gloucester County, LLC, for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Borough of Wenonah, County of Gloucester, State of New Jersey.](#)

Comcast of Gloucester County, LLC is seeking Board approval for the Automatic Renewal of its Certificate of Approval to provide cable television service to the Borough of Wenonah, County of Gloucester for a 10 year term.

IV. TELECOMMUNICATIONS

- A. [Docket No. TM21091151 – In the Matter of the Verified Petition of 11:11 Systems, Inc. for Grant of the Authority to Complete a Transaction Resulting in a Change of Control and to Participate in Certain Financing Arrangements.](#)

11:11 Systems, Inc. filed a petition with the Board for the approval to consummate a transaction in which the ownership and control of 11:11 Systems, Inc. would be transferred and for the approval of related financing.

V. WATER

- A. [Docket No. WO21050857 – In the Matter of the Petition of SUEZ Water New Jersey, Inc. for the Approval to Expand its Franchise Area in the Township of Plainsboro, in the County of Middlesex, State of New Jersey.](#)

The Board will consider whether to approve a municipal consent granted by the Township of Plainsboro to SUEZ Water New Jersey for the provision of wastewater collection service to customers in an expanded area of the Township.

VI. RELIABILITY AND SECURITY

- A. [Docket Nos. GS21101196K, GS21101194K, GS21101195K, GS21101197K, GS21101198K and GS21101193K – In the Matter of Routine One Call Settlements Pursuant to N.J.S.A. 48:2-73 to -91.](#)

This matter includes six settlements of alleged violations of the Underground Facility Protection Act by both excavators and operators of underground facilities. The alleged violations are not related to any major or catastrophic events or injuries, and primarily relate to issues of a lack of reasonable care, mismarking, and/or failure to mark out. The total amount of the settlements is approximately \$18,000.00 and Staff recommends the Board approve the proposed settlements.

VII. CUSTOMER ASSISTANCE

- A. [Docket Nos. GC20050355U and OAL PUC 09396-20 – In the Matter of Sean Bronner, Jr., Petitioner v. South Jersey Gas Company, Respondent – Billing Dispute.](#)

This matter involves a billing dispute between Sean Bronner, Jr. and South Jersey Gas Company. Mr. Bronner alleges that he was improperly billed.

VIII. CLEAN ENERGY

NO ITEMS FOR CONSIDERATION

IX. MISCELLANEOUS

- A. Approval of the following Minutes:

- December 2, 2020 Executive Session Minutes; and
- September 14, 2021 Minutes



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1. AUDITS

NO ITEMS FOR CONSIDERATION

2. ENERGY

- A.** Docket No. ER21010001 – In the Matter of the Board of Public Utilities – Federal Energy Regulatory Commission (FERC) Items for 2021 – FERC Docket No. ER19-2105-005 – Transmission Owner Border Rate Adjustment.

The Board will consider ratification of comments, filed by Staff on behalf of the Board on October 27, 2021, opposing the Border Rate settlement.

- B.** Docket No. ER21010001 – In the Matter of the Board of Public Utilities – Federal Energy Regulatory Commission (FERC) Items for 2021 – FERC Docket No. ER21-2582-001 – Revisions to Application of Minimum Offer Price Rule.

The Board will consider ratification of a request for rehearing, filed by Staff on behalf of the Board on October 29, 2021, of the Notice underlying acceptance of PJM's focused Minimum Offer Price Rule proposal.

- C.** [Docket No. ER21030631 – In the Matter of the Provision of Basic Generation Service \(BGS\) for the Period Beginning June 1, 2022.](#)

The Board will consider Staff's recommendations related to how Basic Generation Service will be procured for the period beginning June 1, 2022.

2. ENERGY (CONT'D)

- D. [Docket No. GR21060881 – In the Matter of the Petition of South Jersey Gas Company to Revise the Level of its Basic Gas Supply Service \(“BGSS”\) Charge and Conservation Incentive Program \(“CIP”\) Charge for the Year Ending September 30, 2022.](#)

The Board will consider South Jersey Gas Company’s 2021 Basic Gas Supply Service, Balancing Charge and Conservation Incentive Program rates. The parties have executed a stipulation, which if approved, will result in an increase in the monthly bill of a typical residential heating customer of \$7.46 on a provisional basis.

- E. [Docket No. GR21050860 – In the Matter of the Petition of New Jersey Natural Gas Company’s Annual Review and Revision of its Basic Gas Supply Service \(BGSS\) and Conservation Incentive Program \(CIP\) Rates for Fiscal Year 2022.](#)

The Board will consider New Jersey Natural Gas Company’s 2021 Basic Gas Supply Service, Balancing Charge and Conservation Incentive Program rates. The parties have executed a stipulation, which if approved, will result in an increase in the monthly bill of a typical residential heating customer of \$1.61 on a provisional basis.

- F. [Docket No. GR21060876 – In the Matter of the Petition of Elizabethtown Gas Company to Review its Basic Gas Supply Service Rate.](#)

The Board will consider Elizabethtown Gas Company’s 2021 Basic Gas Supply Service rates. The parties have executed a stipulation, which if approved by the Board, will result in an increase of \$4.71 for the typical residential heating customer using 100 therms a month.

- G. [Docket No. GR21060878 – In the Matter of Public Service Electric and Gas Company’s 2021/2022 Annual BGSS Commodity Charge Filing for its Residential Gas Customers Under its Periodic Pricing Mechanism and for Changes in its Balancing Charge.](#)

The Board will consider Public Service Electric and Gas Company’s 2021 Basic Gas Supply Service and Balancing Charge rates. The parties have executed a stipulation, which if approved, will result in an increase in the annual bill of a typical residential heating customer of \$5.38 on a provisional basis.

- H. [Docket No. GX01050304 – In the Matter of the Provision of Basic Gas Supply Service Pursuant to the Electric Discount and Energy Competition Act, N.J.S.A. 48:3-49 et seq.](#)

The Board will consider the waiver requests of the Gas Distribution Companies (GDCs) filed in the Emergent Motion to self-implement a 5% rate increase allocated to the BGSS rate based on the average customer bill, which if approved by the Board, will result in increases to the GDCs’ customers.

2. ENERGY (CONT'D)

- I. [Docket No. GR21060949 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of the Next Phase of the Gas System Modernization Program and Associated Cost Recovery Mechanism \(“GSMP II”\) \(June 2021 GSMP II Rate Filing\).](#)

The Board will consider Public Service Electric and Gas Company’s 2021 GSMP II rates. The parties have executed a stipulation, which if approved by the Board, will result in an annual increase of \$15.44 for the typical residential customer using 172 therms in a winter month and 1,040 therms annually.

- J. [Docket No. GR21060882 – In the Matter of the Petition of Public Service Electric and Gas Company’s 2021 Annual Margin Adjustment Charge \(“MAC”\).](#)

The Board will consider Public Service Electric and Gas Company’s 2021 MAC rates. The parties have executed a stipulation, which if approved by the Board, will result in an annual increase of \$0.78 for the typical residential customer using 172 therms in a winter month and 1,040 therms annually.

- K. [Docket Nos. BPU GR21030679 and OAL PUC 04111-21 – In the Matter of the Petition of New Jersey Natural Gas Company for Approval of an Increase in Gas Base Rates and for Changes in its Tariff for Gas Service Pursuant to N.J.S.A. 48:2-21 and N.J.S.A. 48:2-21.1; and for Changes to Depreciation Rates for Gas Property Pursuant to N.J.S.A. 48:2-18; and](#)

[Docket Nos. BPU GR21030680 and OAL PUC 04113-21 – In the Matter of the Petition of New Jersey Natural Gas Company for Approval of a Base Rate Adjustment Pursuant to the NJ Rise and Safe II Programs.](#)

The Board will consider New Jersey Natural Gas Company’s 2021 Base Rate Case Filing and RISE/SAFE II Filing. The parties have executed a stipulation, which if approved by the Board, will result in an increase in the monthly bill of a typical residential heating customer of \$11.62, effective December 1, 2021.

- L. [Docket No. GR21071018 – In the Matter of the Petition of Elizabethtown Gas Company to Revise the Remediation Adjustment Clause Component of its Societal Benefits Charge Rate.](#)

The Board will consider Elizabethtown Gas Company’s 2021 Remediation Adjustment Clause rates. The parties have executed a provisional rate stipulation, which if approved by the Board, will result in a monthly decrease of \$1.65 for a typical residential heating customer.

2. ENERGY (CONT'D)

- M.** [Docket No. EO21060893 – In the Matter of the Petition of Atlantic City Electric Company for a Declaratory Ruling.](#)

The Board will consider Atlantic City Electric Company's request for a Declaratory Ruling related to Exelon Corporation's spinoff of its generation business.

3. CABLE TELEVISION

NO ITEMS FOR CONSIDERATION

4. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

5. WATER

- A.** [Docket No. WO21060896 – In the Matter of Town of Clinton, Petitioner v. Borough of Lebanon, Respondent.](#)

The Board will consider whether to grant a motion filed by the Borough of Lebanon seeking interlocutory review of ALJ Gertsman's ruling on October 19, 2021.

6. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

7. CUSTOMER ASSISTANCE

- A.** [Docket No. WO21050790 – In the Matter of the Petition of SUEZ Water New Jersey, Inc. for Approval to Close its Customer Payment Window at 69 Devoe Place, Hackensack, NJ.](#)

The Board will consider SUEZ Water New Jersey's petition to close its customer payment window at 69 Devoe Place in Hackensack, NJ.

8. CLEAN ENERGY

- A. [Docket No. QO21081105 – In the Matter of the Clean Energy Program Authorization of Commercial and Industrial Program Energy Efficiency Incentives Exceeding \\$500,000 – Barclay’s Capital Inc.](#)

The Board will consider Staff’s recommendation for award of an over \$500,000 incentive to Barclays Capital, Inc. for chiller replacements under the Large Energy Users Program.

- B. [Docket No. QO21101157 – In the Matter of Clean Energy Program Authorization of Commercial and Industrial Program Energy Efficiency Incentives Exceeding \\$500,000 – PF Colonnade Apartments, LLC.](#)

The Board will consider Staff’s recommendation for award of an over \$500,000 incentive to PF Colonnade Apartments, LLC for the installation of energy efficiency measures under the Pay for Performance – Existing Buildings Program.

- C. [Docket No. EO12090832V– In the Implementation of L. 2012, c. 24, the Solar Act of 2012;](#)

[Docket No. QO19010068 – In the Matter of the Solar Transition Pursuant to P.L. 2018, c. 17 – Order to Provide Conditional Certification for TRECS to a Properly Closed Sanitary Landfill; and](#)

[Docket No. QO20110699 – Smart Citizens, LLC – Deerfield Township Sanitary Landfill.](#)

The Board will consider Smart Citizens, LLC’s petition requesting TREC eligibility for its Deerfield Township Sanitary Landfill Subsection (t) application.

- D. [Docket No. QO21081080 – In the Matter of the Petition for Eligibility of Solar Photovoltaic Project \(NJSTRE1547234718\) in the Transition Incentive Program \(Vishal Patel\).](#)

The Board will consider the petition of Vishal Patel seeking acceptance of his solar project into the Transition Incentive Program after missing the deadline for submitting the final paperwork.

8. CLEAN ENERGY (CONT'D)

- E. [Docket Nos. QO19010040, QO19060748 and QO17091004 – In the Matter of the Implementation of L. 2018, c. 17 Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs;](#)

[Docket No. QO21060938 – In the Matter of the Joint Petition of New Jersey Natural Gas Company and Public Service Electric and Gas Company for Authorization and Approval of a Waiver of Certain Accounting Treatment Pursuant to the Clean Energy Order;](#)

[Docket No. GO20090622 – In the Matter of the Petition of New Jersey Natural Gas Company for Approval of Energy Efficiency Programs and the Associated Cost Recovery Mechanism Pursuant to the Clean Energy Act, N.J.S.A. 48:3-87.8 et seq. and 48:3-98.1 et seq.; and](#)

[Docket Nos. GO18101112 and EO18101113 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of its Clean Energy Future-Energy Efficiency \(“CEF-EE”\) Program on a Regulated Basis.](#)

The Board will consider a Stipulation of Settlement regarding a joint petition by New Jersey Natural Gas Company and Public Service Electric and Gas Company requesting a waiver of the financing treatment for on-bill repayment programs (OBRPs) where both utilities offer OBRPs in overlapping service territories.

- F. Docket No. QO21040708 – In the Matter of a Memorandum of Understanding Between the New Jersey Board of Public Utilities and the New Jersey Department of Environmental Protection to Establish the Procedures and Protocols for Collection and Administration of the Research and Monitoring Fee Charged to Offshore Wind Developers Who Receive an Award in Offshore Wind Solicitation 2 – **Executive Session.**

The Board will consider entering into a Memorandum of Understanding with the New Jersey Department of Environmental Protection regarding the procedures and protocols for the administration of the \$10,000 per megawatt fee to be provided by the developers awarded offshore wind projects in the second solicitation to support research initiatives and the regional monitoring of wildlife and fisheries related to the introduction of offshore wind projects.

9. MISCELLANEOUS

NO ITEMS FOR CONSIDERATION