



**STATE OF NEW JERSEY**  
**Board of Public Utilities**  
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**MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF PUBLIC UTILITIES**

A Regular Board meeting of the Board of Public Utilities was held on June 12, 2019, at the State House Annex, Committee Room 4, 125 West State Street, Trenton, New Jersey 08625.

Public notice was given pursuant to N.J.S.A. 10:4-18 by posting notice of the meeting at the Board's Trenton Office, on the Board's website, filing notice of the meeting with the New Jersey Department of State and the following newspapers circulated in the State of New Jersey:

Asbury Park Press  
Atlantic City Press  
Burlington County Times  
Courier Post (Camden)  
Home News Tribune (New Brunswick)  
North Jersey Herald and News (Passaic)  
The Record (Hackensack)  
The Star Ledger (Newark)  
The Trenton Times

The following members of the Board of Public Utilities were present:

Joseph L. Fiordaliso, President  
Mary-Anna Holden, Commissioner  
Dianne Solomon, Commissioner  
Upendra J. Chivukula, Commissioner  
Robert M. Gordon, Commissioner

President Fiordaliso presided at the meeting and Aida Camacho-Welch, Secretary of the Board, carried out the duties of the Secretary.

It was announced that the next regular Board Meeting would be held on July 10, 2019 at the State House Annex, Committee Room 4, 125 West State Street, Trenton, New Jersey 08625.

## CONSENT AGENDA

### I. AUDITS

There were no items in this category.

### II. ENERGY

- A. Docket No. ER19010009 – In the Matter of Federal Energy Items for 2019 – D.C. Circuit Court Docket No. 19-1091 and 19-1093 – Public Service Electric and Gas Company v. Federal Energy Regulatory Commission and Energy Regulatory Commission and PPL Electric Utilities Corporation v. Federal Energy Regulatory Commission.**

**BACKGROUND:** This matter involved Staff, on behalf of the Board, filing a Motion for Leave to Intervene in this proceeding pursuant to Rule 15(d) of the Rules of the United States Court of Appeals for District of Columbia Circuit. The filing was made on May 23, 2018 to establish the Board as a party to the proceeding and to support Public Service Electric and Gas Company. The Division of Law handles all appellate action on behalf of the Board. If a substantive filing, such as a brief, is necessary to advance the Board's position in this appeal, the Division of Law will bring the matter to the Board's attention as appropriate. Staff recommended the Board ratify this intervention.

**DECISION:** The Board adopted the recommendation of Staff as set forth above.

### III. CABLE TELEVISION

- A. Docket No. CE18030249 – In the Matter of the Petition of Comcast of Burlington 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 Burlington, County of Burlington, State of New Jersey.**

**BACKGROUND:** On March 9, 2018, Comcast of Burlington County, LLC (Comcast) filed a petition for an Automatic Renewal Certificate of Approval for the Township of Burlington (Township) based on the automatic renewal provision.

The petition is based on the Township's ordinance granting renewal municipal consent which was adopted on March 25, 2004. The Township's ordinance granted a term of 15 years with an automatic renewal term of 10 years. The initial term expired on March 4, 2018.

Staff recommended approval of the proposed Renewal Certificate of Approval. This Certificate shall expire on March 4, 2028.

**DECISION:** The Board adopted the recommendation of Staff as set forth above.

#### IV. TELECOMMUNICATIONS

**A. Docket No. TM19040472 – In the Matter of the Verified Joint Petition of Olympus Holdings II, LLC Transferor and AP VIII Olympus VoteCo, LLC Transferee for Approval of Indirect Transfer of Control of West Safety Communications, Inc., West Telecom Services, LLC Operating Companies.**

**BACKGROUND:** On April 16, 2019, Olympus Holdings II, LLC (Olympus Holdings) the parent company of West Corporation (West) submitted a Verified Joint Petition to the Board requesting approval to consummate a transaction that will result in a change in control of West to AP VIII Olympus VoteCo, LLC (Olympus VoteCo, collectively with Olympus Holdings, the Petitioners).

As a result of the transaction, West's wholly owned subsidiaries that hold Board authorizations, West Safety Communications Inc. (West Safety) and West Telecom Services, LLC (West Telecom) (collectively, the West Licensees), will be ultimately controlled by Olympus VoteCo. Following closing of the transaction, the same services will continue to be offered in New Jersey at the same rates, terms, and conditions to West Safety and West Telecom customers.

By letter dated May 9, 2019, the New Jersey Division of Rate Counsel submitted comments, stating that it did not oppose the approval of Petitioners' requests.

Having reviewed the Petition and supporting documents, Staff did not find any reason to believe that there will be an adverse impact on rates, competition in New Jersey, the employees of the Petitioners, or on the provision of safe, adequate and proper service to New Jersey consumers. Moreover, a positive benefit may be expected from the strengthening of the Petitioner's competitive posture in the telecommunications market. Staff recommended that the Petitioners be allowed to proceed with the transaction, finding that there will be no adverse effect to customers in New Jersey.

**DECISION:** The Board adopted the recommendation of Staff as set forth above.

#### V. WATER

There were no items in this category.

#### VI. RELIABILITY & SECURITY

There were no items in this category.

#### VII. CUSTOMER ASSISTANCE

**A. Docket Nos. BPU GC18070840U and OAL PUC 15635-18 – In the Matter of Michael Price, Petitioner v. South Jersey Gas, Respondent – Billing Dispute.**

**BACKGROUND:** This matter involved a billing dispute between Michael Price (Petitioner) and South Jersey Gas Company (SJG). The petition was transmitted to the Office of Administrative Law for hearing as a contested case. Administrative Law Judge

(ALJ) Elaine B. Frick filed an Initial Decision in this matter with the Board on May 13, 2019, approving the Stipulation of Settlement (Stipulation) of the Parties.

Pursuant to the terms of the Stipulation, and in order to fully resolve this matter, SJG agreed to accept \$900.00 in full and final settlement of the Petitioner's current balance of \$2,559.83. The Petitioner agreed to pay the \$900.00 in three installments; and will make payment of \$300.00 on June 1, 2019, \$300.00 on July 1, 2019 and \$300.00 on August 1, 2019. The Petitioner further agreed to withdraw his petition and remain responsible for his ongoing gas charges.

The Board, at its discretion, has the option of accepting, modifying or rejecting the Initial Decision of ALJ Frick. Staff recommended the Board adopt the Initial Decision of ALJ Frick.

**DECISION:** The Board adopted the recommendation of Staff as set forth above.

#### **VIII. CLEAN ENERGY**

There were no items in this category.

#### **IX. MISCELLANEOUS**

##### **A. Approval of the following Executive Session Minutes of October 15, 2015 – Items 2E and 2F; and approval of the Minutes for the May 8, 2019, Agenda Meeting.**

**BACKGROUND:** Staff presented the regular agenda minutes of May 8, 2019, and recommended they be accepted.

Commissioner Gordon recused himself from voting on this matter. Staff presented the executive session minutes of October 15, 2015, items 2E and 2F Board meeting, recommended they be accepted.

**DECISION:** The Board adopted the recommendation of Staff as set forth above.

**After appropriate motion, the consent agenda was approved.**

<b>Roll Call Vote:</b>	<b>President Fiordaliso</b>	<b>Aye</b>
	<b>Commissioner Holden</b>	<b>Aye</b>
	<b>Commissioner Solomon</b>	<b>Aye</b>
	<b>Commissioner Chivukula</b>	<b>Aye</b>
	<b>Commissioner Gordon</b>	<b>Aye</b>

## AGENDA

### 1. AUDITS

There were no items in this category.

### 2. ENERGY

**Stacy Peterson, Director, Division of Energy**, presented these matters.

#### **A. Docket No. ER18040356 – In the Matter of the Provision of Basic Generation Service (BGS) for the Period Beginning June 1, 2019 – Bates White’s Final Report on the 2019 BGS Residential Small Commercial Pricing and Commercial Industrial Price Auctions.**

**BACKGROUND AND DISCUSSION:** This matter involved Staff determining that with the submittal of Bates White, LLC (Bates White) final report, its contractual obligations to Board regarding the review and oversight of the New Jersey electric distribution companies’ (EDCs) Basic Generation Service (BGS) auction process for the supply period beginning June 1, 2019 (2019 BGS Auction), have been fulfilled. In accordance with the contract, Bates White submitted a redacted and a confidential version of its final report on the 2019 BGS Auction. The report has been reviewed by the Energy Division and found it to be complete.

The total contracted amount for the 2019 BGS Auction and Rockland procurement process was \$276,324.00. Bates White’s actual total project costs for the 2019 BGS Auction through April 2019 were \$228,516.25. Staff did not expect that the work through the remainder of the 2019 BGS period will exceed the remaining balance.

Staff recommended that Bates White’s Annual Final Report on the 2019 BGS Residential Small Commercial Pricing and Commercial and Industrial Energy Pricing Auctions be accepted by the Board for filing, and that the redacted version be made available to the public via the Board’s website. Staff also recommended that the Board direct the Division of Treasury to provide final payment to Bates White for its work on the 2019 BGS Auction.

**DECISION:** After discussion, the Board adopted the recommendation of Staff as set forth above.

<b>Roll Call Vote:</b>	<b>President Fiordaliso</b>	<b>Aye</b>
	<b>Commissioner Holden</b>	<b>Aye</b>
	<b>Commissioner Solomon</b>	<b>Aye</b>
	<b>Commissioner Chivukula</b>	<b>Aye</b>
	<b>Commissioner Gordon</b>	<b>Aye</b>

**B. Docket Nos. BPU EC18111226 and OAL PUC 00339-19 – In the Matter of Keith Glock, Petitioner v. Public Service Electric and Gas Company, Respondent.**

**BACKGROUND AND DISCUSSION:** On November 2, 2018, Keith Glock (Petitioner) filed a petition with the Board seeking monetary reimbursement from Public Service Electric and Gas Company (PSE&G) for a project at Petitioner's home residence. On December 10, 2018, PSE&G submitted its answer to the Petition.

This matter was transmitted to the Office of Administrative Law on January 2, 2019, for hearing as a contested case pursuant to N.J.S.A. 52:14B-1 to 15 and N.J.S.A. 52:14F-1 to 13. The matter was assigned to Administrative Law Judge (ALJ) Judith Lieberman.

On April 23, 2019, the Petitioner and PSE&G (Parties) executed a Stipulation of Settlement (Stipulation) resolving the matter on May 15, 2019. ALJ issued an Initial Decision approving the Stipulation of the Parties.

Staff recommended the Board approve the Initial Decision of the ALJ Lieberman and the Stipulation.

**DECISION:** After discussion, the Board adopted the recommendation of Staff as set forth above.

<b>Roll Call Vote:</b>	<b>President Fiordaliso</b>	<b>Aye</b>
	<b>Commissioner Holden</b>	<b>Aye</b>
	<b>Commissioner Solomon</b>	<b>Aye</b>
	<b>Commissioner Chivukula</b>	<b>Aye</b>
	<b>Commissioner Gordon</b>	<b>Aye</b>

**C. Docket No. ER18090977 – In the Matter of the Verified Petition of Jersey Central Power and Light Company Constituting its Annual Filing with Respect to the Non-Utility Generation Charge Clause of its Filed Tariff (2017 NGC Filing).**

**BACKGROUND AND DISCUSSION:** On September 7, 2018, Jersey Central Power and Light Company (JCP&L or Company) filed a petition (2017 NGC Petition) with the Board seeking review and approval of the amounts included in the Company's Non-Utility Generation Charge (NGC) deferred balance to the extent accumulated from January 1, 2017 through December 31, 2017. In the 2017 NGC Petition, the Company projected that, at present rates, the net NGC deferred balance at December 31, 2018 would be an over-recovery of \$45,275,310.00, after the application of over-recovered carrying costs of \$749,906.00. The rates proposed in the 2017 NGC Petition would result in a decrease of \$45,275,310.00 per year.

By Order dated October 29, 2018, the Board approved a Stipulation for Provisional Rates executed by JCP&L, Board Staff and the New Jersey Division of Rate Counsel (collectively, the Parties) that authorized JCP&L to implement provisional rates effective November 1, 2018: JCP&L's composite Market Transition Charge/NGC (MTC/NGC) factor was decreased, on a provisional basis, from \$0.001527 per kWh (excluding Sales and Use Tax (SUT)) to \$0.000451 per kWh (excluding SUT). The total revenue decrease associated with the provisional decrease in the composite NGC factor was approximately \$22 million on an annual basis.

On May 29 2019, the Parties executed a Stipulation for Final Rates (Stipulation) requesting that the Board finalize the provisional composite MTC/NGC factor of \$0.000451 per kWh (excluding SUT).

Staff recommended that the Board issue an order adopting the Stipulation of the Parties. Staff further recommended that the Board order JCP&L to file tariffs consistent with the Board's Order by July 1, 2019.

**DECISION:** After discussion, the Board adopted the recommendation of Staff as set forth above.

<b>Roll Call Vote:</b>	<b>President Fiordaliso</b>	<b>Aye</b>
	<b>Commissioner Holden</b>	<b>Aye</b>
	<b>Commissioner Solomon</b>	<b>Aye</b>
	<b>Commissioner Chivukula</b>	<b>Aye</b>
	<b>Commissioner Gordon</b>	<b>Aye</b>

**D. Docket No. ER18020109 – In the Matter of the Verified Petition of Rockland Electric Company for Approval of an Energy Efficiency Stimulus Program and Associated Rate Recovery – 2017 Annual True-Up; In the Matter of the Verified Petition of Rockland Electric Company for Approval of an Energy Efficiency Stimulus Program and Associated Rate Recovery – Low Income Audit II Program 2017 Annual True-Up; and**

**Docket No. ER18020131 – In the Matter of the Recovery of Rockland Electric Company's SREC Program Costs 2018.**

**BACKGROUND AND DISCUSSION:** On February 1, 2018, Rockland Electric Company (RECO or Company) filed a petition with the Board seeking approval of its Combined Filing annual true-up of costs and revenues for calendar year 2017 (2017 RGGI True Up Petition). The 2017 RGGI True Up Petition proposed a Regional Greenhouse Gas Initiative (RGGI) Surcharge credit of 0.0281 cents per kWh, including Sales and Use Tax (SUT) (0.0263 cents per kWh, excluding SUT), which included an Energy Efficiency Stimulus (EES) Program credit of 0.0255 cents per kWh, including SUT (0.0239 cents per kWh, excluding SUT), and a Low Income Audit II Program credit of 0.0026 cents per kWh, including SUT (0.0024 cents per kWh, excluding SUT).

On March 29, 2019, the Company updated its actual expenses and revenues through September 30, 2018 and its projected expenses and revenues through December 2018. As a result of the updates, the proposed EES Program credit component of the RGGI Surcharge rate increased from the current credit of 0.0033 cents per kWh, including SUT (0.0031 cents per kWh, excluding SUT) to a credit of 0.0252 cents per kWh, including SUT (0.0236 cents per kWh, excluding SUT). The proposed Low Income Audit II Program credit component of the RGGI Surcharge decreased from the current credit of 0.0072 cents per kWh, including SUT (0.0067 cents per kWh, excluding SUT) to a credit of 0.0027 cents per kWh, including SUT (0.0025 cents per kWh, excluding SUT).

On February 1, 2018, RECO filed its 2018 Solar Renewable Energy Certificates (SREC) Program True Up filing (2017 SREC True Up Petition). In the 2017 SREC True Up Petition, the Company proposed an increase in the SREC component rate of its RGGI Surcharge to 0.3223 cents per kWh, including SUT (0.3023 cents per kWh, excluding SUT), to recover 2017 SREC Program Costs.

On April 23, 2019, the Company updated its SREC Program costs and revenues through December 2018. As a result of the updates, the proposed SREC Program component rate increased from 0.0964 cents per kWh, including SUT (0.0904 cents per kWh, excluding SUT) to 0.2285 cents per kWh, including SUT (0.2143 cents per kWh, excluding SUT), which is lower than the initial proposed rate of 0.3223 cents per kWh, including SUT.

Accordingly, as a result of the proposed updates to the EES Program, Low Income Audit II Program, and SREC component rates, the Company's proposed total RGGI Surcharge rate for the 2017 RGGI True Up Petition and the 2017 SREC True Up Petition combined would be 0.2068 cents per kWh, including SUT (0.1940 cents per kWh, excluding SUT).

RECO, Board Staff, and the New Jersey Division of Rate Counsel (collectively, the Parties) engaged in discovery and subsequently executed a Stipulation of Settlement (Stipulation) on May 24, 2019 resolving all issues related to both matters.

Staff recommended that the Board approve the Stipulation of the Parties. Staff further recommended that the Board direct RECO to file revised tariffs conforming to the terms of the Stipulation by July 1, 2019.

**DECISION:** After discussion, the Board adopted the recommendation of Staff as set forth above.

<b>Roll Call Vote:</b>	<b>President Fiordaliso</b>	<b>Aye</b>
	<b>Commissioner Holden</b>	<b>Aye</b>
	<b>Commissioner Solomon</b>	<b>Aye</b>
	<b>Commissioner Chivukula</b>	<b>Aye</b>
	<b>Commissioner Gordon</b>	<b>Aye</b>

**E. Docket No. GR18101197 – In the Matter of the Petition of Elizabethtown Gas Company to Implement an Infrastructure Investment Program and Associated Recovery Mechanism Pursuant to N.J.S.A. 48:2-21 and N.J.A.C. 14:3-2A.**

**BACKGROUND AND DISCUSSION:** On October 29, 2018, Elizabethtown Gas Company (Elizabethtown or Company) filed a petition with the Board seeking approval for its proposed Infrastructure Investment Program, including an associated cost recovery mechanism. Elizabethtown proposed to invest \$518 million over a five year period from 2019 through 2024. The proposed projects would: (1) replace and retire approximately 309 miles of vintage, at risk mains and associated customer services, while also upgrading the legacy low-pressure system located primarily in the eastern portion of the service territory to elevated pressure; (2) relocate approximately 44,000 inside meters sets to outside; (3) install approximately 38,600 excess flow valves on the upgraded system; (4) retire approximately 100 district regulators that will no longer be needed once the existing low pressure system is upgraded; and (5) convert five existing master meter systems to individual meters.

By Order dated December 18, 2018, the Board retained the matter for review and hearing, and designated Commissioner Upendra J. Chivukula as the Presiding Officer and authorized Commissioner Chivukula to rule on all motions that arise during the pendency of these proceedings, and modify any schedules that may be set as

necessary to secure a just and expeditious determination of the issues. On March 18, 2019, Commissioner Chivukula issued a Prehearing Order in this matter.

Throughout the course of the proceeding, Elizabethtown, the New Jersey Division of Rate Counsel, Board Staff, the Environmental Defense Fund, and the New Jersey Large Energy Users Coalition (collectively, the Parties) engaged in extensive discovery and discussed the issues in the matter. Subsequently, on May 30, 2019, the Parties executed a Stipulation of Settlement (Stipulation).

Staff recommended that the Board issue an Order approving the Stipulation of the Parties.

**DECISION:** After discussion, the Board adopted the recommendation of Staff as set forth above.

<b>Roll Call Vote:</b>	<b>President Fiordaliso</b>	<b>Aye</b>
	<b>Commissioner Holden</b>	<b>Aye</b>
	<b>Commissioner Solomon</b>	<b>Aye</b>
	<b>Commissioner Chivukula</b>	<b>Aye</b>
	<b>Commissioner Gordon</b>	<b>Aye</b>

**3. CABLE TELEVISION**

There were no items in this category.

**4. TELECOMMUNICATIONS**

There were no items in this category.

**5. WATER**

There were no items in this category.

**6. RELIABILITY & SECURITY**

There were no items in this category.

**7. CUSTOMER ASSISTANCE**

There were no items in this category.

**8. CLEAN ENERGY**

**A. Docket No. QO19050606 – In the Matter of the Clean Energy Program Authorization of Commercial and Industrial Program Energy Efficiency Incentives Exceeding \$500,000.00 – Port Authority of New York and New Jersey.**

**Benjamin Goldstein, Program Specialist, Division of Clean Energy,** presented this matter.

**BACKGROUND AND DISCUSSION:** The Port Authority (Applicant) manages and maintains infrastructure critical to the region's trade and transportation network. The Applicant submitted an application under the Fiscal Year 2018 Large Energy Users Program pursuant to the New Jersey Clean Energy Program Energy Efficiency and Renewable Energy Program Plan Filing for Fiscal Year 2018. The Applicant requested the Board approval of a financial incentive of \$1,346,924.64 for the installation of energy conservation measures (ECMs) at Newark Airport that have a total cost of \$8,142,431.00.

This application outlines several different ECMs. The Applicant proposed to install upgraded heating, ventilation and air conditioning controls on their existing systems at Terminal B and Building 80, adding variable frequency drives, upgraded motors, and new CO<sub>2</sub> sensors that will conserve energy while maintaining safe ventilation levels. The applicant also intends to replace the existing chiller system and chilled water pumps in Building 80 with higher efficiency models. Additionally, the existing exterior lighting at numerous locations across the airport will be replaced with more efficient LED fixtures and lamps.

Annually, this project is anticipated to conserve 3,097,908 kWh of electricity and conserve 86,564 therms of natural gas. The project will also reduce peak demand by 527 kW annually. The proposed project will have an estimated annual energy cost savings of \$439,998.00, as well an annual operational and maintenance savings of \$158,670.00. The payback period without incentives is 13.6 years; when factoring in the incentives, the payback period is reduced to 11.4 years.

Based on the certifications and the information provided by the Program Manager and Program Administrator, Staff recommended approval of the application for the total estimated incentive amount of \$1,346,924.64 and issuance of a standard commitment letter to the applicant, setting forth the terms and conditions of this commitment.

**DECISION:** After discussion, the Board adopted the recommendation of Staff as set forth above.

<b>Roll Call Vote:</b>	<b>President Fiordaliso</b>	<b>Aye</b>
	<b>Commissioner Holden</b>	<b>Aye</b>
	<b>Commissioner Solomon</b>	<b>Aye</b>
	<b>Commissioner Chivukula</b>	<b>Aye</b>
	<b>Commissioner Gordon</b>	<b>Aye</b>

**B. Docket No. QO19040444 – In the Matter of Formosa Plastics, U.S.A. – Verified Petition for Emergent Relief to Extend Construction Deadline.**

This matter was deferred.

**C. Docket No. QO19050607 – In the Matter of the Clean Energy Program Authorization of Commercial and Industrial Program Energy Efficiency Incentives Exceeding \$500,000.00 – Mack-Cali Realty, LP.**

**Benjamin Goldstein, Program Specialist, Division of Clean Energy**, presented this matter.

**BACKGROUND AND DISCUSSION:** Mack-Cali Realty LP (Company) submitted an application under the Fiscal Year 2017 Large Energy Users Program (LEUP) pursuant to the New Jersey Clean Energy Program Energy Efficiency and Renewable Energy Program Plan Filing for Fiscal Year 2017. The Company requested Board approval of a financial incentive of \$924,835.44 for the installation of energy conservation measures (ECMs) at two different locations; one at 101 Hudson St. in Jersey City, NJ and the other at One Bridge Plaza in Fort Lee, NJ. The ECMs across both locations have a total cost of \$1,798,071.00.

The proposed ECMs vary slightly by location. In Jersey City, the Company will install variable frequency drives (VFDs) to central plant equipment to allow fans and pumps to meet heating and cooling load requirements while conserving energy. Additionally, the building management system will be upgraded to take advantage of the VFDs in order to optimize efficiency based on internal demand and outside ambient temperatures. In Fort Lee, VFDs will be added to the central chilled water plant system, VFD-driven fans will replace the existing fixed speed cooling tower fan motor, and the building management system will be upgraded to take advantage of the VFDs in order to optimize efficiency based on internal demand, outside ambient temperatures, carbon dioxide ventilation demand, and building static pressure.

The ECMs across both locations are anticipated to conserve 4,583,087 kWh of electricity annually and will also reduce peak demand by 207 kW annually. The proposed project will have an estimated annual energy cost savings of \$199,037.00. The payback period without incentives is 9.03 years; when factoring in the incentives, the payback period is reduced to 4.39 years. Implementation of these measures will also assist in compliance with P.L. 2018, c. 17, § C.48:3-87.10, which requires the owner or operator of commercial buildings over 25,000 square feet to benchmark the building's energy and water use. The required inspection of sites that receive funding through the LEUP following the installation of energy efficient measures will not only help to ensure adherence to agreed-upon performance and energy savings baselines, but will also allow for a more defined pathway for commercial building owners to report their energy usage.

Based on the certifications and the information provided by the Program Manager and Program Administrator, Staff recommended approval of the application for the total estimated incentive amount of \$924,835.44, and issuance of a standard commitment letter to the applicant, setting forth the terms and conditions of this commitment.

**DECISION:** After discussion, the Board adopted the recommendation of Staff as set forth above.

<b>Roll Call Vote:</b>	<b>President Fiordaliso</b>	<b>Aye</b>
	<b>Commissioner Holden</b>	<b>Aye</b>
	<b>Commissioner Solomon</b>	<b>Aye</b>
	<b>Commissioner Chivukula</b>	<b>Aye</b>
	<b>Commissioner Gordon</b>	<b>Aye</b>

**D. 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 Program on a Regulated Basis.**

This matter was deferred.

**E. Docket No. EO18101123 – In the Matter of Clean Energy Act of 2018 – Energy Storage Analysis.**

**Jim Ferris, Division of Clean Energy,** presented this matter.

**BACKGROUND AND DISCUSSION:** This matter involved Clean Energy Act of 2018 (the Act), which required the Board to conduct an energy storage analysis (ESA) in consultation with PJM Interconnection, LLC (PJM), the independent system operator, and in consultation with stakeholders, including but not limited to third party suppliers and electric public utilities, and submit a written report to the Governor and the Legislature concerning energy storage needs and opportunities in the state within one year of the date of implementation of the Act, or by May 23, 2019.

On November 1, 2018, the Board entered into a contract with Laboratory for Energy Smart Systems (RU-LESS) in the Center for Advanced Infrastructure and Transportation at Rutgers (RU-LESS) to conduct the study required by the Act. During the development of the study, RU-LESS conducted a meeting on February 15, 2019 of interested stakeholders, including third party suppliers and electric public utilities, and consulted with PJM.

Additionally, Staff engaged energy storage stakeholders and solicited written comments meant to inform the development of the ESA.

Staff met with the RU-LESS on a regular basis during the development of the ESA; received, reviewed and commented on a draft ESA; and received the final ESA on May 23, 2019.

Staff found that the ESA satisfies the requirements of the Act, and recommended that the Board accept the ESA for transmittal to the Governor and Legislature and release the ESA to the public.

Staff also recommended that the Board authorize Staff to initiate a proceeding to establish a process and mechanism for achieving the goal of 600 megawatts of energy storage by 2021 and 2,000 megawatts of energy storage by 2030.

**DECISION:** After discussion, the Board adopted the recommendation of Staff as set forth above.

<b>Roll Call Vote:</b>	<b>President Fiordaliso</b>	<b>Aye</b>
	<b>Commissioner Holden</b>	<b>Aye</b>
	<b>Commissioner Solomon</b>	<b>Aye</b>
	<b>Commissioner Chivukula</b>	<b>Aye</b>
	<b>Commissioner Gordon</b>	<b>Aye</b>

**F. Docket No. QW19050602 – Request for a Waiver of SREC Registration Rules at N.J.A.C. 14:8-2.4 – Colonial Pipeline Co. Allentown.**

**Paul Flanagan, Executive Director**, presented this matter.

**BACKGROUND AND DISCUSSION:** On October 10, 2017, Colonial Pipeline Company (CPC) submitted its application to the Solar Renewable Energy Credit (SREC) Registration Program (SRP) for its 2.46 MWdc solar project located at 493 Ward Avenue in Chesterfield, New Jersey. This solar field is designed to produce renewable energy for CPC facilities that support the company's transport of refined petroleum products in the northeast United States. The Board's SRP team issued the project its initial conditional registration on November 2, 2017 with a commitment length of twelve months.

Development of the Chesterfield project has been continuous since it was initiated in 2017, but in July 2018, Public Service Electric and Gas Company (PSE&G) notified CPC that it lacked jurisdiction to grant interconnection approval to the project and had done so in error in 2017.

In response to CPC's request for an extension of the initial conditional registration, on October 9, 2018, the SRP team granted the project a six-month extension, to May 2, 2019, which it is authorized to do under the Board's rules. In late 2018, CPC began the interconnection approval process with PJM Interconnection, LLC (PJM) and has since been attempting to work with both PSE&G and PJM to identify and satisfy the technical requirements for interconnection.

On April 12, 2019, solar project developer EnterSolar, LLC (EnterSolar or Petitioner), on behalf of CPC, submitted a request to the Board for a second extension to register the project in the SRP due to extenuating circumstances, including ongoing interconnection delays involving PSE&G and PJM. This second extension would require a waiver of the Board's rules at N.J.A.C. 14:8-2.4(i), which limit applicants to a single six-month extension of their initial conditional registration.

Staff recommended that the Board grant the Petitioner three months from expiration of its current registration, or by August 2, 2019, to submit a complete post-construction certification package to the Board's SRP team. Staff further recommended that the Board direct Staff to issue full certification to the project upon Petitioner's demonstration that all requirements for full certification – including all SRP requirements at N.J.A.C. 14:8-2.4 – have been satisfied. After the Petitioner has received full certification, Staff recommended that the Board direct Staff to issue a New Jersey Certification Number to the project for purposes of SREC creation, with SREC eligibility contingent upon the project commencing commercial operations prior to the attainment of 5.1% of kilowatt hours sold in the state from solar electric power generators connected to the distribution system.

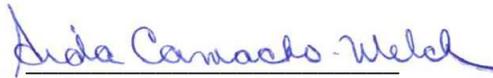
**DECISION:** After discussion, the Board adopted the recommendation of Staff as set forth above.

<b>Roll Call Vote:</b>	<b>President Fiordaliso</b>	<b>Aye</b>
	<b>Commissioner Holden</b>	<b>Aye</b>
	<b>Commissioner Solomon</b>	<b>Aye</b>
	<b>Commissioner Chivukula</b>	<b>Aye</b>
	<b>Commissioner Gordon</b>	<b>Aye</b>

**9. MISCELLANEOUS**

There were no items in this category.

There being no further business before the Board, the meeting was adjourned.



AIDA CAMACHO-WELCH  
SECRETARY OF THE BOARD

Date: July 10, 2019