



**STATE OF NEW JERSEY**  
**Board of Public Utilities**  
**44 South Clinton Avenue, 1<sup>st</sup> Floor**  
**Post Office Box 350**  
**Trenton, New Jersey 08625-0350**  
[www.nj.gov/bpu/](http://www.nj.gov/bpu/)

### **MINUTES OF THE REGULAR MEETING OF THE BOARD OF PUBLIC UTILITIES**

A regular board meeting of the New Jersey Board of Public Utilities was held on January 15, 2025 at the Board's Hearing Room at 44 South Clinton Avenue, Trenton and via online @ <https://www.youtube.com/live/a9wYQlv6Uaw?si=on2pTbRPihYV7mmB>

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

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

President Guhl-Sadovy, President  
Commissioner Christodoulou, Commissioner  
Commissioner Abdou, Commissioner  
Commissioner Bange, Commissioner

President Guhl-Sadovy presided at the meeting and Sherri L. Lewis, Secretary of the Board, carried out the duties of the Secretary.

It was also announced that the next regular Board Meeting will be held on January 29, 2025, at 10:00 a.m. and would be a hybrid meeting at the Board's Hearing Room at 44 South Clinton Avenue, Trenton and livestreamed via YouTube.

## EXECUTIVE SESSION

After appropriate motion, the following matters, which involved N.J.S.A. 10:4-12(b)(7) attorney-client privilege and/or contract negotiations exceptions, were discussed in Executive Session.

### 8. CLEAN ENERGY

#### **A. Docket No. QO22010020 – In the Matter of Customer Relationship Management System for Benchmarking.**

**BACKGROUND:** This matter involves a contract scope of work change related to the Customer Relationship Management (“CRM”) System for the Energy and Water Benchmarking Program (“Program”) implemented by the New Jersey Board of Public Utilities (“Board” or “BPU”) pursuant to the New Jersey Clean Energy Act (“CEA”) (N.J.S.A. 48:3-87.10(b)).

Board Staff (“Staff”) seeks approval to expand the scope of work of the BPU’s current CRM contractor, ClearlyEnergy, Inc. (“ClearlyEnergy”), to include quarterly newsletter and bulk mailing communications to building owners and operators regarding updated Program information, guidance, and deadlines.

Staff recommends that the Board approve a contract scope of work change with ClearlyEnergy for deliverables that would be supported by federal funding through the existing scope of the State Energy and Water Benchmarking market title in the 2024–2025 State Energy Program (“SEP”) Plan.

#### **B. Docket No. QO24090673 – In the Matter of the Request for Quotation for a Program Administrator for the New Jersey Energy Storage Incentive Program.**

**BACKGROUND:** This matter involves the release of a Request for Quotation (“RFQ”) for services related to developing and administering the New Jersey Energy Storage Incentive Program (“NJ SIP”). The NJ SIP will build a critical foundation for a long-term energy storage effort that will be necessary to achieve the State’s storage and clean energy goals.

Staff of the New Jersey Board of Public Utilities (“Board” or “BPU”) (“Staff”) seeks approval to hire a contractor to assist with the development of the Distributed segment (Phase 2) and the Grid Supply Performance Incentive segment (Phase 3) of the NJ SIP, as well as administering the program. The Development of the Grid Supply Fixed Incentive segment (Phase 1) has largely been completed and any remaining work is anticipated to be completed by Staff.

The RFQ allows for a contract of up to two years, with the option for an additional one-year extension upon mutual agreement between the Board and the contractor.

#### **C. Docket No. QO23070426 – In the Matter of the Request for Quotation for the 2024 Energy Master Plan.**

**BACKGROUND:** This matter involves a proposed modification to the contract with Energy and Environmental Economics, Inc. (“E3”) for support in updating the Energy Master Plan (“EMP”). The New Jersey Board of Public Utilities (“Board” or “BPU”) approved the contract with E3 on September 27, 2023 (the “E3 Contract”).

Specifically, Board Staff (“Staff”) seek approval to expand E3’s current scope of work.

Staff recommends that the Board approve the proposed modification to the E3 Contract, which will be funded from the Fiscal Year 2025 (“FY25”) New Jersey Clean Energy Program (“NJCEP”) budget – Program Evaluation line.

## CONSENT AGENDA

### I. AUDITS

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

|                            |  |              |
|----------------------------|--|--------------|
| EE24100830L                | Gotham Energy Consulting Services LLC                        | I – EA       |
| EE24110849L                | GRUPP HOLDINGS, LLC<br>d/b/a Green Climate Energy Consulting | I – EA       |
| EE24100779L<br>GE24100780L | The Power Company USA, LLC                                   | I – EA/PA/EC |
| GE24110859L                | Management Services Partners LLC<br>d/b/a powersetter.com    | I – EC       |

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

|                            |                      |           |
|----------------------------|----------------------|-----------|
| EE21101169L<br>GE21101170L | AUI Associates, Inc. | R – EA/PA |
|----------------------------|----------------------|-----------|

**BACKGROUND:** The New Jersey Board of Public Utilities (“Board”) must register all energy agents, private aggregators, and energy consultants, and the Board must license all third party electric power suppliers and natural gas suppliers (“TPSs”). Annually thereafter, TPSs, as well as energy agents, private aggregators, and energy consultants, are required to timely file annual information update forms and renewal fees for their licenses and registrations in order to continue to do business in New Jersey. N.J.S.A. 48:3-78 to 79; N.J.A.C. 14:4-5.6 to 5.7; N.J.A.C. 14:4-5.8 to 5.9, and N.J.A.C. 14:4-5.11.

Board Staff recommended that the following applicants be issued initial registrations as energy agents, private aggregators, and/or energy consultants:

- Gotham Energy Consulting Services LLC
- GRUPP HOLDINGS, LLC d/b/a Green Climate Energy Consulting
- The Power Company USA, LLC
- Management Services Partners, LLC d/b/a powersetter.com

In addition, Staff recommended that the following applicant be issued renewal registrations as an energy agent and private aggregator:

- AUI Associates, Inc.

## **II. ENERGY**

There were no items in this category.

## **III. CABLE TELEVISION**

### **A. Docket No. CE23100724 – In the Matter of the Petition of Comcast of Central New Jersey II, LLC for a Renewal Certificate of Approval to Continue to Construct, Operate, and Maintain a Cable Television System in and for the Borough of Flemington, County of Hunterdon, State of New Jersey.**

**BACKGROUND:** On July 24, 2019, Comcast of Central New Jersey II, LLC (“Comcast”) filed an application with the Borough of Flemington (“Borough”) for renewal of municipal consent. On April 10, 2023, the Borough adopted an ordinance granting renewal municipal consent to Comcast. Comcast formally accepted the terms and conditions of the ordinance on June 27, 2023. Comcast filed with the New Jersey Board of Public Utilities (“Board”) for a renewal of its Certificate of Approval for the Borough on October 3, 2023.

After review, Board Staff (“Staff”) recommended approval of the proposed Renewal Certificate of Approval. This Certificate shall expire on April 20, 2030.

## **IV. TELECOMMUNICATIONS**

There were no items in this category.

## **V. WATER**

### **A. Docket No. WE24040228 – In the Matter of the Petition of New Jersey-American Water Company, Inc. for Approval of a Municipal Consent Granted by the Township of Quinton, County of Salem.**

**BACKGROUND:** On April 11, 2024, New Jersey-American Water Company, Inc. (“NJAWC” or “Company”) filed a petition with the New Jersey Board of Public Utilities (“Board”) seeking approval of a municipal consent granted by the Township of Quinton, County of Salem (“Township”) via Ordinance No. 2024-03 (“Municipal Consent”) on April 2, 2024, pursuant to N.J.S.A.48:2-14, N.J.S.A 48:19-17 and -20, and N.J.A.C.14:1-5.5 (“Petition”).

The Municipal Consent authorized NJAWC to construct, lay, maintain, and operate the necessary water mains, pipes, and appurtenances to provide potable water services to the residents, businesses and government buildings formerly served by the City of Salem, for a period of fifty (50) years.

On September 26, 2024, the Board conducted duly noticed virtual public hearing on the Petition. No members of the public attended the hearing and the Board received no written public comments in this matter.

On October 1, 2024, the New Jersey Division of Rate Counsel filed comments stating that it did not object to Board approval of the Municipal Consent, subject to certain conditions.

Board Staff recommended that the Board approve the Municipal Consent, subject to the certain conditions.

**B. Docket No. WE24090716 – In the Matter of the Petition of New Jersey-American Water Company, Inc. for Approval of a Municipal Consent Granted by the Borough of Farmingdale, County of Monmouth.**

**BACKGROUND:** On September 10, 2024, New Jersey-American Water Company, Inc. (“NJAWC” or “Company”) filed a petition with the New Jersey Board of Public Utilities (“Board”) seeking approval of Ordinance No. 2023-07 (“Municipal Consent”) granted by the Borough of Farmingdale (“Borough”) on October 17, 2023, pursuant to N.J.S.A. 48:2-14 and N.J.A.C.14:1-5.5 (“Petition”).

The Municipal Consent authorizes NJAWC to construct, lay, maintain, and operate the necessary water mains, pipes, and appurtenances to furnish public fire service to the Borough, for a period of fifty (50) years.

On November 7, 2024, the Board conducted a duly noticed virtual public hearings on the Petition. No members of the public attended the hearings and the Board received no written public comments in this matter.

On November 12, 2024, the New Jersey Division of Rate Counsel filed comments stating that it did not object to Board approval of the Municipal Consent, subject to certain conditions.

Board Staff recommended that the Board approve the Municipal Consent, subject to the certain conditions.

**VI. RELIABILITY AND SECURITY**

There were no items in this category.

**VII. CUSTOMER ASSISTANCE**

There were no items in this category.

**VIII. CLEAN ENERGY**

There were no items in this category.

**IX. MISCELLANEOUS**

There were no items in this category.

After appropriate motion, consent agenda items IA, IIIA, VA, and VB

|                 |                            |     |
|-----------------|----------------------------|-----|
| Roll Call Vote: | President Guhl-Sadovy      | Aye |
|                 | Commissioner Christodoulou | Aye |
|                 | Commissioner Abdou         | Aye |
|                 | Commissioner Bange         | Aye |

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

## AGENDA

### 1. AUDITS

There were no items in this category.

### 2. ENERGY

#### **A. Docket No. ER24100836 – In the Matter of the Petition of Atlantic City Electric Company for Approval of a Change to its Zero Emission Certificate Recovery Charge (2024).**

**Stacy Peterson, Division of Energy**, presented in this matter.

**BACKGROUND:** On October 31st, 2024, Atlantic City Electric Company filed a Petition seeking authority to maintain its Zero Emission Certificate Reconciliation Charge at zero, effective February 1st, 2025.

On December 20th, 2024, Rate Counsel filed comments on the Petition not objecting. Based upon the requests in the Petition, a typical residential customer would see no change to their monthly bill. Staff recommends that the Board approve ACE's request to maintain its ZEC Reconciliation Charge rate at zero, and direct ACE to file revised tariffs by February 1st, 2025.

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

|                        |                                   |            |
|------------------------|-----------------------------------|------------|
| <b>Roll Call Vote:</b> | <b>President Guhl-Sadovy</b>      | <b>Aye</b> |
|                        | <b>Commissioner Christodoulou</b> | <b>Aye</b> |
|                        | <b>Commissioner Abdou</b>         | <b>Aye</b> |
|                        | <b>Commissioner Bange</b>         | <b>Aye</b> |

### 3. CABLE TELEVISION

#### **A. Docket No. CE24100829 – In the Matter of the Application for a Renewal of a System Wide Cable Television Franchise for Cablevision of New Jersey, LLC.**

**Lawanda Gilbert, Division of Cable Television**, presented in this matter.

**BACKGROUND:** On June 10th, 2009, the New Jersey Board of Public Utilities issued an Order to memorialize the conversion by Cablevision of its municipal consent-based franchise in the Borough of Fair Lawn, to a system-wide cable television franchise for a seven-year term through March 20th, 2016.



Cablevision added an additional twenty municipalities to that franchise during that term. And, on March 18th, 2016 the Board issued a renewal of the franchise for an additional seven-year term, which expired on March 20th, 2023.

On November 2nd, 2023, the Office of Cable Television and Telecommunications, or OCTV&T, notified Cablevision of its intention to review its performance during the past franchise term, and invited the Company to file comments on its performance and assess how it will meet the future needs of the communities served by the franchise.

Cablevision filed its initial comments with the OCTV&T on December 1st, 2023. And on July 24th, 2024, the Board issued an Ascertainment Report on Cablevision's performance under the franchise. On October 22nd, 2024, Cablevision filed an application for renewal of the franchise.

Subsequent to Cablevision's application filing, the Board held two virtual public hearings on the application on December 4th, 2024. There were no comments received at the public hearing. Written comments were received from the New Jersey Division of Rate Counsel on December 11th, 2024, which were amended on December 12th, which indicated that the parameters of the Board's statutory criteria outlined for review of the application appear to have been met, and that they had no objection to approval of the application. No other written comments were received.

Cablevision has committed to abide by the specific requirements for operating a system-wide franchise, as delineated in subsections N.J.S.A. 48:5A-28(h) through (n), as well as maintaining its current insurance and performance bond amounts, adherence to the requirements for a local office, and designation of the OCTV&T as the complaint officer under the franchise.

Board Staff therefore recommends that the Board approve Cablevision's application to renew its system-wide franchise, subject to the conditions outlined in the Order, and subject to all applicable state and federal laws, and the rules and regulations of the OCTV&T.

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

|                        |                                   |            |
|------------------------|-----------------------------------|------------|
| <b>Roll Call Vote:</b> | <b>President Guhl-Sadovy</b>      | <b>Aye</b> |
|                        | <b>Commissioner Christodoulou</b> | <b>Aye</b> |
|                        | <b>Commissioner Abdou</b>         | <b>Aye</b> |
|                        | <b>Commissioner Bange</b>         | <b>Aye</b> |

#### **4. TELECOMMUNICATIONS**

There were no items in this category.

#### **5. WATER**

**A. Docket No. WR24110850 – In the Matter of the Petition of New Jersey-American Water Company, Inc. for Authorization to Change the Level of its Purchased**

**Water Adjustment Clause and Purchased Wastewater Treatment Adjustment Clause.**

**Stacy Peterson, Division of Water**, presented in this matter.

**BACKGROUND:** On November 15th, 2024, New Jersey American Water Company filed a Petition requesting approval to modify its Purchased Water Adjustment Clause and Purchased Wastewater Treatment Adjustment Clause rates.

On December 5th, 2024, Middlesex Water Company filed a motion to intervene in this matter, noting that it has a specific interest in the outcome of the matter as a large purchaser of water from New Jersey American. The motion was not opposed by any party. Staff recommends that the Board grant the motion.

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

|                        |                                   |            |
|------------------------|-----------------------------------|------------|
| <b>Roll Call Vote:</b> | <b>President Guhl-Sadovy</b>      | <b>Aye</b> |
|                        | <b>Commissioner Christodoulou</b> | <b>Aye</b> |
|                        | <b>Commissioner Abdou</b>         | <b>Aye</b> |
|                        | <b>Commissioner Bange</b>         | <b>Aye</b> |

**6. RELIABILITY AND SECURITY**

There were no items in this category.

**7. CUSTOMER ASSISTANCE**

There were no items in this category.

**8. CLEAN ENERGY**

**A. Docket No. QO22010020 – In the Matter of Customer Relationship Management System for Benchmarking – Executive Session.**

**Alexis Trautman, Division of Clean Energy**, presented in this matter.

**BACKGROUND:** On May 23rd, 2018, the Clean Energy Act was signed into law, mandating a benchmarking requirement for commercial buildings. Specifically, the CEA mandated that no later than five years after the date of its enactment, that the Board require the owner or operator of each commercial building over 25,000 square feet in the state to benchmark the energy and water use for the prior calendar year, using the United States Environmental Protection Agency's Portfolio Manager tool.

On September 7th, 2022, the Board authorized Staff to implement a plan for a vendor, known as CRM, to provide and manage the CRM system and related support functions.

On August 16th, 2023, the Board approved a CRM contract for the term of three years, with the option to extend the term twice, each for a one-year extension period.

As discussed in Executive Session, Staff recommends that the Board approve a contract scope of work change with respect to the CRM contract, subject to Treasury approval.

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

|                        |                                   |            |
|------------------------|-----------------------------------|------------|
| <b>Roll Call Vote:</b> | <b>President Guhl-Sadovy</b>      | <b>Aye</b> |
|                        | <b>Commissioner Christodoulou</b> | <b>Aye</b> |
|                        | <b>Commissioner Abdou</b>         | <b>Aye</b> |
|                        | <b>Commissioner Bange</b>         | <b>Aye</b> |

**B. Docket No. QO24090673 – In the Matter of the Request for Quotation for a Program Administrator for the New Jersey Energy Storage Incentive Program – Executive Session.**

**Stella Oluwanseun-Apo, Division of Clean Energy**, presented in this matter.

**BACKGROUND:** The NJSIP will build a critical foundation for a long-term energy storage effort that will be necessary to achieve the State's storage and clean energy goals.

Staff of the New Jersey Board of Public Utilities seeks approval to hire a contractor to assist with the development of the Distributed segment, Phase 2, and, the Grid Supply Performance Incentive segment, Phase 3, of the NJSIP, as well as administering the program. The development of the Grid Supply Fixed Incentive segment, Phase 1, has largely been completed.

Staff anticipates that the RFQ will be a two-year engagement with the contractor, with an optional one-year extension.

Staff recommends Board approval to release the RFQ to hire a contractor to assist Staff in developing and administering the NJSIP, as discussed in the Executive Session.

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

|                        |                                   |            |
|------------------------|-----------------------------------|------------|
| <b>Roll Call Vote:</b> | <b>President Guhl-Sadovy</b>      | <b>Aye</b> |
|                        | <b>Commissioner Christodoulou</b> | <b>Aye</b> |
|                        | <b>Commissioner Abdou</b>         | <b>Aye</b> |
|                        | <b>Commissioner Bange</b>         | <b>Aye</b> |

**C. Docket No. QO23070426 – In the Matter of the Request for Quotation for the 2024 Energy Master Plan – Executive Session.**

**Matthew Rossi, Division of Clean Energy**, presented in this matter.

**BACKGROUND:** This matter involves a contract scope of work change related to the 2024 Energy Master Plan. Staff is seeking approval to include two new components to E3's current contract scope of work. The details of which were discussed in Executive Session.

Staff recommends the Board approve a contract scope of work change with respect to E3's Contract, subject to Treasury approval.

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

|                        |                                   |            |
|------------------------|-----------------------------------|------------|
| <b>Roll Call Vote:</b> | <b>President Guhl-Sadovy</b>      | <b>Aye</b> |
|                        | <b>Commissioner Christodoulou</b> | <b>Aye</b> |
|                        | <b>Commissioner Abdou</b>         | <b>Aye</b> |
|                        | <b>Commissioner Bange</b>         | <b>Aye</b> |

## 9. MISCELLANEOUS

### A. Docket No. QO24110852 – In the Matter of the Establishment of an Energy Efficiency Revolving Loan Fund Program.

**Sara Gibson, Division of State Energy Services**, presented in this matter.

**BACKGROUND:** As a result of funding in the Bipartisan Infrastructure law, the US Department of Energy, Office of State and Community Energy Programs launched the Energy Efficiency Revolving Loan Fund Capitalization Grant Program to provide capital grants for State use in establishing an Energy Efficiency Revolving Loan Fund Program for upgrades and retrofits to increase energy efficiency and building comfort.

After applying for 3.8 million dollars in May of 2023, the New Jersey Board of Public Utilities was awarded \$2,383,510.00, of which 2,352,961.49 is available for use after program and administrative cost.

Staff recommends that the Board authorize the development of a program and application process that allows for funds to be loaned to state agencies with state owned and operated facilities.

Staff further recommends that the Energy Efficiency Revolving Loan Fund Program provide loans ranging from \$300,000 to \$2,000,000 to projects meeting program requirements. These loans would be done through two application periods on a first-come/first-served basis.

Application Period A would be open for three months and be open to projects located in disadvantaged communities, as defined by federal guidelines. If there is any funding after that, Application Period B would be open for all other projects. Loan repayment terms would include a 1.5 percent interest payment, with a 15-year maximum loan.

Additionally, Staff recommends that the first application window open by January 28th, 2025, and close after three months, or when funds have been exhausted, whichever has occurred first, if there is any funding available after that.

Finally, Staff recommends that the Board approve the Program recommendations set forth so that the federal funding could be acquired and distributed to approved applications for projects at state-owned facilities that fall within the Executive Branch for energy efficiency related projects.

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

|                        |                                   |            |
|------------------------|-----------------------------------|------------|
| <b>Roll Call Vote:</b> | <b>President Guhl-Sadovy</b>      | <b>Aye</b> |
|                        | <b>Commissioner Christodoulou</b> | <b>Aye</b> |
|                        | <b>Commissioner Abdou</b>         | <b>Aye</b> |
|                        | <b>Commissioner Bange</b>         | <b>Aye</b> |

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

*Sherri L. Lewis*

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Sherri L. Lewis  
Board Secretary

Date: 6/18/2025