



***REVISED – January 11, 2022**

**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, January 12, 2022 – 9:00 a.m.**

Watch Online: <https://youtu.be/2oRzSoTwpaY>

Executive Session

Open Session will not reconvene until the conclusion of the Executive Session, which will commence at 9:00 a.m. The only business to be conducted in the 9:00 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.

NO ITEMS FOR CONSIDERATION



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CONSENT AGENDA FOR BOARD MEETING
The meeting will be held on
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I. AUDITS

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

| | | |
|----------------------------|---|-----------|
| EE20030198L | Berkshire Energy Partners, LLC | R – EA |
| EE21101180L | Power Management Co., LLC d/b/a PMC Lightsavers, LLC | R – EA |
| EE21081062L | RealPage Utility Management, Inc. | R – EA |
| EE21060887L GE21060888L | Priority Power Management, LLC | R – EA/PA |

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. CE20020154 – 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 City of Camden, County of Camden, 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 City of Camden, County of Camden for a ten year term.

IV. TELECOMMUNICATIONS

- A.** Docket No. TM21111231 – In the Matter of Verified Joint Petition of GTT Communications, Inc.; GTT Americas, LLC; and GC Pivotal, LLC d/b/a Global Capacity for Grant of Authority to Transfer Indirect Control of GC Pivotal, LLC d/b/a Global Capacity.

GC Pivotal, LLC d/b/a Global Capacity (“GC Pivotal”), together with GTT Communications, Inc. and GTT Americas, LLC submitted a petition with the Board requesting Board approval of a transfer of indirect control of GC Pivotal as part of a Chapter 11 prepackage plan of reorganization which was filed with the Bankruptcy Court on October 31, 2021.

- B.** Docket No. TF21101190 – In the Matter of the Verified Joint Petition of PEG Bandwidth NJ, LLC and Uniti National, LLC for Approval to Participate in Certain Financing Arrangements.

PEG Bandwidth and Uniti National seek Board authorization to act as guarantors for previously issued debt with their corporate parent company and affiliated companies.

V. WATER

- A.** Docket Nos. BPU WC20070488 and OAL PUC 09146-20 – In the Matter of Kimberly A. Ratai, Petitioner v. Middlesex Water Company, Respondent – Request for Extension.

The Board will consider an extension of time to issue a Final Decision in this matter. The Board has 45 days to issue a Final Decision, which is set to expire on January 23, 2022.

- B.** Docket No. WF21091134 – In the Matter of the Petition of Village Utility, LLC for Nunc Pro Tunc Approval for Entry into \$2,410,000.00 Principal Amount of Debt with First Bank, Grant of Mortgage Interest, Security, and Other Appropriate Relief.

Village Utility, LLC operating in Sparta Township, New Jersey, seeks Board authorization for a construction loan in the amount of \$2.41 million for additional wastewater treatment facilities.

- C.** Docket No. WF18020185 – In the Matter of the Application of Middlesex Water Company for Authority to Borrow up to \$57.0 Million and to Issue Evidences of Indebtedness Pursuant to the New Jersey Water Infrastructure Bank Financing Program.

Middlesex Water Company seeks approval to extend its previously Board-approved borrowing from the New Jersey Infrastructure Bank of up to \$57 million from December 31, 2021 to June 30, 2022.

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 the December 1, 2021 Agenda Minutes.



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1. AUDITS

NO ITEMS FOR CONSIDERATION

2. ENERGY

- A.** Docket No. ER21121246 – In the Matter of the Provision of Basic Generation Service, the Compliance Tariff Filing Reflecting Changes to Schedule 12 Charges in PJM Open Access Transmission Tariff – December 10, 2021 Filing.

The Board will consider a filing made by the electric distribution companies requesting authorization to update transmission rates related to FERC approved cost allocations.

3. CABLE TELEVISION

NO ITEMS FOR CONSIDERATION

4. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

5. WATER

- A.** Docket No. WT21101160 – In the Matter of the Request by New Jersey American Water Company for a Temporary Waiver of Optional Industrial Wholesale Tariff Condition, Rate Schedule F, Due to Impact of COVID on Water Consumption.

The Board will consider a request by New Jersey American Water Company to grant a temporary waiver of a condition of the Company's Optional Industrial Wholesale ("OIW") tariff for specific OIW customers due to the unanticipated impact of the COVID-19 public health emergency on those customers' water consumption.

6. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

7. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

8. CLEAN ENERGY

- A.** Docket No. QO21111230 – In the Matter of the Clean Energy Program Authorization of Commercial and Industrial Energy Efficiency Incentives Exceeding \$500,000 – Newark Plaza Urban Renewal, LLC.

The Board will consider Staff's recommendation for award of an over \$500,000 incentive to Newark Plaza Urban Renewal, LLC for the installation of energy efficiency measures under the Pay for Performance – New Construction Program.

9. MISCELLANEOUS

- A.** Docket No. AX21070998 – In the Matter of the Proposed Readoption with Substantial Amendments to N.J.A.C. 14:3, et seq., All Utilities.

The Board will consider the draft proposal recommending readoption of the Board's rules governing All Utilities at N.J.A.C. 14:3, which are due to expire on February 11, 2022. The proposal includes stakeholder input submitted from the public and industry to address evolution and changes in the industry, as well as customer concerns that have occurred since the previous readoption.

- B.** Docket No. AX21091111 – In the Matter of the New Jersey Board of Public Utilities' Utility Customer Bill of Rights.

The Board will revisit the Customer Bill of Rights to ensure all protections provided through recent legislation are reflected.

***LATE STARTER A**

WATER

Docket Nos. BPU WO21060896 and OAL PUC 05575-2021S – In the Matter of the Town of Clinton, Petitioner v. Borough of Lebanon, Respondent.

The Board will consider a Staff recommendation that the Board establish a briefing schedule to allow the parties to supplement the record and comply with the directive from the Appellate Division.