

CORRESPONDENCE PACKET



ESSEX COUNTY BOARD OF CHOSEN FREEHOLDERS

HALL OF RECORDS, ROOM 558
465 DR. MARTIN LUTHER KING, JR., BLVD.
NEWARK, NJ 07102

(973) 621-4486
(973) 621-5695 (FAX)

Email:

DDAVISFORD@FREEHOLDERS.ESSEXCOUNTY.NJ.ORG

Deborah Davis Ford
Clerk of the Board

August 16, 2017

Courtney M. Gaccione
Essex County Counsel
Hall of Records, Room 530
Newark, NJ 07104

Resolution No's: R-2017-00686
With Attachment
Meeting Date: August 9, 2017

Dear Ms. Gaccione:

Enclosed please find a certified copy of the above-noted resolution which was adopted by the Essex County Board of Chosen Freeholders Meeting held on August 9, 2017

Sincerely,

Deborah Davis Ford

Deborah Davis Ford
Clerk of the Board

DDF:lt

Enclosures: Cert. Copy of Resolutions with Attachments

cc:

TO	# of Copies	Res – Ord #
Clerks of the Board of Chosen Freeholders	AS PER RESOLUTION	R-2017-00686
Dave Cortese, President Board of Supervisors, County of Santa Clara, CA.	AS PER RESOLUTION	R-2017-00686



COUNTY OF ESSEX, NEW JERSEY
BOARD OF CHOSEN FREEHOLDERS

State of New Jersey,}
County of Essex} ss

I Deborah Davis Ford Clerk of the Board of Chosen

Freeholders of the County of Essex in the State of New Jersey

*Do Hereby Certify, the foregoing to be a true copy of a resolution adopted at a
meeting of said Board on Wednesday*

*the 9th day of August, 2017 together with the certification, signatures
and endorsements thereon.*

RESOLUTION NO'S - R-2017- 00686

*In Testimony WHEREOF, I have hereunto set my
hand and affixed the official seal of said County at
Newark this 16th day of
August A.D. 2017*


Clerk

RESOLUTION OF THE BOARD OF CHOSEN FREEHOLDERS
COUNTY OF ESSEX

#48

RESOLUTION NO: 0-2017
00686
PROPOSED BY: FREEHOLDER GILL
SUBJECT:

AUTHORITY FOR RESOLUTION N.J.S.A. 40:41A-38(g)
AUTHORITY FOR ACTION C.C.E. 2-29(B)

RESOLUTION AFFIRMING ESSEX COUNTY'S COMMITMENT TO THE PARIS CLIMATE ACCORD,

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE CHANGE

WHEREAS, consensus exists among the world's leading climate scientists that we face major global climate crisis caused by greenhouse gas emissions, with rising sea levels and melting ice sheets creating increasingly unpredictable and unhealthy living environments as we approach a dangerous threshold of global warming; and

WHEREAS, documented impacts of global warming include, but are not limited to, increased occurrences of extreme weather events, significant impacts to human health and safety, destruction of ecosystems and reduced economic productivity; and

WHEREAS, in 2015, all but two countries signed the United Nations Paris Climate Accord ("Paris Accord"), a historic international agreement aimed at reducing carbon emissions, slowing rising global temperatures, and helping countries deal with the effects of climate change; and

WHEREAS, signatories to the Paris Accord committed to enact programs to limit global temperature increase to less than two degrees Celsius above pre-industrial levels, with an expectation that this goal would be reduced to one and a half degrees in the future; and

WHEREAS, the United States ratified the Paris Accord on September 3, 2016 and committed to its own target of reducing carbon emissions by 26 to 28 percent by 2025; and

WHEREAS, on June 1, 2017, President Trump announced his intention to withdraw the United States from the Paris Accord despite the dire consequences of the planet's rising temperatures and opposition from communities across the country and world; and,

WHEREAS, the United States' withdrawal could result in an additional three billion tons of carbon dioxide being released into the atmosphere each year, and an additional increase of as much as 0.3 degrees Celsius in global temperatures by end of the century; and

WHEREAS, the County Climate Coalition takes sharp exception to President Trump's unilateral intention to withdraw the United States from the Paris Accord and urges the federal government to adhere to its emissions reduction commitments under the Paris Accord; and

WHEREAS, regardless of whether the United States ultimately withdraws from the Paris Accord, the local government signatories to the County Climate Coalition Declaration intend to continue working toward meeting the United States' commitment under the Paris Accord through results-oriented strategies to reduce greenhouse gas emissions; and

WHEREAS, by combatting climate change through renewable solar development, alternative community energy providers, enhanced waste diversion, environmentally friendly vehicles, reduction of water usage, and other local solutions, the County Climate Coalition will continue their efforts to slow the dangerous pace of global warming while advancing environmental sustainability, protecting public health and leading innovation; now, therefore be it

RESOLVED, the Essex County Board of Chosen Freeholders is committed to combatting climate change and supporting the Paris Climate Agreement, which lays out goals and guidelines to stop, or at least slow down, global warming, and to form a national coalition of counties in support of the Paris Accord; and be it further

RESOLVED, that a copy of this resolution be distributed to the Clerks of each Board of Chosen Freeholders in the State of New Jersey; and Dave Cortese, President, Board of Supervisors, County of Santa Clara, CA.

Michael J. Perla

Approved as to form and legality _____

Freeholder Counsel

RECORD OF VOTE (X=Vote N.V.=Abstention ABS=Absent)

Moved by Freeholder Sebold

Second by Freeholder Bobadilla

Freeholder	Yes	No	N.V.	ABS	Freeholder	Yes	No	N.V.	ABS
BOBADILLA	✓				RICHARDSON				✓
GILL, V.P.	✓				SEBOLD	✓			
JOHNSON	✓				TORO				✓
JONES				✓					
LUCIANO	✓				TIMBERLAKE, PRES.	✓			

It is hereby certified that the foregoing Resolution was (✓) adopted () defeated () tabled by roll call vote at a regular meeting of the Board of Chosen Freeholders of the County of Essex, New Jersey held on Aug 9, 2017

Is Publication Required () Yes () No

Date Published _____

Britnee N. Timberlake

Britnee N. Timberlake, President

Banks, Brenda

From: carey italiano [REDACTED]
Sent: Thursday, August 17, 2017 12:45 PM
To: Vanderslice, Robert; Banks, Brenda; Fran Grenier
Subject: Fwd: Resignation from Pollution Control Finance Authority

Director Vanderslice,

Please see the correspondence below.

Thanks!

Carey M. Italiano
Sent from my iPhone

Begin forwarded message:

From: Fran Grenier [REDACTED]
Date: August 17, 2017 at 9:58:36 AM EDT
To: carey italiano [REDACTED]
Subject: **Fwd: Resignation from Pollution Control Finance Authority**

Please take appropriate action with Gunnar's resignation.

Thanks,
Fran

----- Forwarded message -----
From: Gunar Bergholz <[REDACTED]>
Date: Thu, Aug 17, 2017 at 8:41 AM
Subject: Resignation from Pollution Control Finance Authority
To: [REDACTED] <[REDACTED]>

Chairman Fran Grenier,

It is with great regret that I must resign from my position as member of the Pollution Control Finance Authority of Salem County effective immediately. Due to work obligations, I cannot fully commit to the board as I initially did.

Thank you for allowing me the privilege and opportunity to serve. I offer my best wishes and continued success to the board.

Sincerely,

Gunar Bergholz



State of New Jersey
DIVISION OF RATE COUNSEL
140 EAST FRONT STREET, 4TH FL
P.O. BOX 003
TRENTON, NJ 08625

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

STEFANIE A. BRAND
Director

August 18, 2017

Via Regular and Electronic Mail

Honorable Irene Kim Asbury, Secretary
New Jersey Board of Public Utilities
44 South Clinton Avenue, 3rd Floor, Suite 314
P.O. Box 350
Trenton, NJ 08625-0350

**Re: In the Matter of the Petition of South Jersey Gas Company for
Approval of a Municipal Consent in the Township of Pilesgrove,
Salem County
BPU Docket No.: GE16121147**

Dear Secretary Asbury:

Please accept for filing an original and ten copies of comments submitted on behalf of the New Jersey Division of Rate Counsel ("Rate Counsel") concerning the above-referenced Verified Petition of South Jersey Gas Company ("SJG" or "Company") for approval of a municipal consent in the Township of Pilesgrove, Salem County. We enclose one additional copy. Please date stamp the copy as "filed" and return it to us in the enclosed self-addressed, stamped envelope. Thank you for your consideration and attention to this matter.

Background

The Company filed the above-referenced Petition on December 5, 2016, seeking approval, pursuant to N.J.S.A. 48:2-14, N.J.S.A. 48:3-15 and N.J.A.C. 14:1-5.5, of Township of Pilesgrove Ordinance No. 16-10 granting the Company consent to provide natural gas utility service, and to construct and maintain pipes and related facilities in streets and other public areas, within the Township. SJG currently provides natural gas service to approximately 14 residential customers within the Township. Petition, ¶ 2. The Company anticipates customer growth within its service territory of approximately 1% annually for the next 3 to 5 years. Id. SJG represents that it has the capacity necessary to ensure a continuation of its natural gas service and does not foresee any concerns regarding its ability to meet the existing and future demands of the Township. Id., ¶ 3.

The Company services its customers within the Township through its Glassboro Division customer service center located at 142 South Main Street, Glassboro, New Jersey. SJG anticipates that its Glassboro Division will continue to service its customers in the Township, with no changes in its location or hours of operation. Petition, ¶ 4.

The Township granted the Company consent and permission to provide natural gas utility service and to construct and maintain pipes and related facilities in streets and other public areas within the Township by an Ordinance adopted on September 9, 1947. Petition, ¶ 5 and Ex. A. Pursuant to N.J.S.A. 48:3-15, the Company's right to use the streets within the Township for the provision of service statutorily expired on September 9, 1997. Petition, ¶ 6 and Ex. A.

In Ordinance No. 16-10, adopted on November 14, 2016, the Township set forth certain limits on its renewed consent and permission to SJG, including limiting the consent to a period of twenty-five years from the date of its final adoption. Petition, ¶ 7 and Ex. B. On November

22, 2016, the Company accepted and agreed to the terms and conditions of the municipal consent in Ordinance No. 16-10, pursuant to N.J.S.A. 48:3-16. Petition, ¶ 8 and Ex. C.

At the hearing held by the hearing officer for the Board of Public Utilities on this Petition on July 28, 2017, Joseph R. Schneider, General Manager of Compliance, Standards and Records, testified that the Company has the capacity to meet the existing and future needs of customers located within the municipality. 8T:L12-15 & 9T:L3-8 (7/28/17). No one has contacted our office with any objection regarding this matter.

Rate Counsel Position

The Company represents that it has the capacity necessary to continue providing natural gas service to its customers located in the Township. Petition, ¶ 3. For this reason, and the fact that the municipal consent in Ordinance No. 16-10 is limited to twenty-five years, less than the statutory maximum term of fifty years, Rate Counsel does not object to approval of SJG's Petition. Rate Counsel recommends that the Board's Order specifically provide that its approval does not include authorization to include in rate base any specific assets that may be constructed as a result of approval of this Petition. The determination of any assets to be included in rate base and any ratemaking impacts as a result of the municipal consent should be addressed in a future base rate case or other appropriate proceeding.

Accordingly, Rate Counsel recommends that any Board Order approving the Company's Petition contain the following language:

1. As required by N.J.S.A. 48:3-15, the municipal consent for the use of streets and other public places is limited to a term not exceeding twenty-five years.
2. This Order shall not be construed as directly or indirectly fixing for any purposes whatsoever any value of any tangible or intangible assets now owned or hereafter to be owned by the Petitioner.

Honorable Irene Kim Asbury, Secretary
August 18, 2017
Page 4

3. This Order shall not affect, nor in any way limit, the exercise of the authority of this Board or of this State, in any future Petition or in any proceedings with respect to rates, franchises, service, financing, accounting, capitalization, depreciation, or in any other matter affecting the Petitioner.

These provisions will satisfy the concerns of Rate Counsel that the Company is in compliance with the proper statutory framework, that Board approval is limited to the municipal consent, and that there is no authorization to include any specific assets or amounts in rate base, nor authorization for any other ratemaking treatment. If the Board adopts these conditions, Rate Counsel is not opposed to approval of the above-referenced Petition.

Respectfully submitted,

STEFANIE A. BRAND
Director, Division of Rate Counsel

By: 
Brian Weeks, Esq.
Deputy Rate Counsel

BW/kf

c: Service List (by regular mail)
Electronic service to: Stacy M. Barnes, Esq.

In the Matter of the Petition of
South Jersey Gas Company for
Approval of a Municipal Consent
in the Township of Pilesgrove,
Salem County
BPU Docket No. GE16121147

Honorable Irene Kim Asbury
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Maureen Abdill
Township Clerk
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Pilesgrove, NJ 08098

Clerk, Board of Chosen Freeholders
Administration Building
94 Market Street
Salem, NJ 08079-1914

Evern Ford
County Administrator
Administration Building
94 Market Street
Salem, NJ 08079-1914



THE TOWNSHIP OF PENNSVILLE

Salem County, New Jersey

Municipal Building
90 North Broadway, Pennsville, NJ 08070

Telephone: (856) 678-3089

Fax: (856) 678-9428

August 29, 2017

Board of Chosen Freeholders
110 Fifth Street
Salem, NJ 08079

To Whom It May Concern:

Enclosed, please find Township of Pennsville's Resolution 201-2017. This Resolution requests that the County of Salem review the traffic study performed for the Traffic Light at the intersection of East Pittsfield Street and Hook Road.

The Pennsville Township Committee looks forward to your response.

Thank you,

Angela N. Foote
Township Clerk

**TOWNSHIP OF PENNSVILLE
RESOLUTION NO. 201-2017**

Title: A Resolution of the Mayor and Members of the Township Committee of the Township of Pennsville Requesting that the Salem County Board of Chosen Freeholders Commission Undertake a Traffic Study in Order to Determine Whether the Intersection of East Pittsfield Street (a Township of Pennsville Roadway) and Hook Road (a County Roadway) Should be Governed by a Stop Light

WHEREAS, the Mayor and members of the Township Committee of the Township of Pennsville have been advised that the intersection of East Pittsfield Street and Hook Road, both roadways located within the Township of Pennsville, presents a danger to the public, which danger could be ameliorated by the installation of a traffic light.

NOW THEREFORE BE IT RESOLVED, by the Mayor and members of the Township Committee of the Township of Pennsville that they hereby memorialize their concerns as set forth in the preamble of this Resolution and they request that the County of Salem review the traffic study performed when the current light was placed at the intersection in order to determine whether that traffic study is still valid and if not whether a new study should be performed to determine whether the health, safety and welfare of the public would be enhanced if a traffic light were installed at the aforesaid intersection.



 Angela N. Foote, Clerk
 Dated: August 17, 2017



 Robert E. McDade, Mayor

Member	Aye	Nay	N.V.	A.B.	Res.	Sec.
Biebel	X					
Chastain	X				X	
Cook	X					X
McDade	X					
Raine	X					

Xindicates N.V.-Not Voting A.B.-Absent Res.-Resolution Moved Sec.-Resolution Seconded



Stacey M. Barnes, Esq.
Assistant General Counsel, SJG & Compliance
Office of General Counsel and Corporate Secretary

August 29, 2017

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED
ARTICLE NO.: 7017 0190 0000 4517 3562

Honorable Irene Kim Asbury, Secretary
New Jersey Board of Public Utilities
44 South Clinton Avenue, 9th Floor
PO Box 350
Trenton, NJ 08625

**Re: In the Matter of the Petition of South Jersey Gas Company for Approval of a
Municipal Consent in the Township of Pilesgrove, Salem County
BPU Docket No.: GE16121147**

Dear Secretary Asbury:

South Jersey Gas Company ("SJG") is in receipt of Rate Counsel's comments dated August 18, 2017 in the above captioned matter. SJG has no additional comments at this time. We hereby request that this matter be included on the Board's next available agenda.

Very truly yours,

Stacey M. Barnes, Esq.
sbarnes@sjindustries.com

SMB/

Enclosure

cc: Attached Service List (via email unless indicated otherwise)

**In the Matter of the Petition of South Jersey Gas Company
for Approval of a Municipal Consent – Township of Pilesgrove**

SERVICE LIST

BPU	Division of Law	Division of Rate Counsel	South Jersey Gas Company
William Agee Board of Public Utilities 44 South Clinton Avenue Trenton, NJ 08625 William.Agee@bpu.state.nj.us	Veronica Beke, DAG Dept. of Law & Public Safety Division of Law 124 Halsey Street Newark, NJ 07101 Veronica.beke@dol.lps.state.nj.us	Stefanie A. Brand, Esq. Division of Rate Counsel 140 East Front Street – 4 th Floor Trenton, NJ 08625 Sbrand@rpa.state.nj.us	Stacey M. Barnes, Esq. South Jersey Gas Company 1 South Jersey Plaza Folsom, NJ 08037 SBarnes@sjindustries.com
Honorable Irene Kim Asbury Secretary, Board of Public Utilities 44 South Clinton Avenue Trenton, NJ 08625 Irene.Asbury@bpu.state.nj.us	Alex Moreau, DAG Dept. of Law & Public Safety Division of Law 124 Halsey Street Newark, NJ 07101 Alex.moreau@dol.lps.state.nj.us	Brian O. Lipman, Litigation Manager Division of Rate Counsel 140 East Front Street – 4 th Floor Trenton, NJ 08625 Blipman@rpa.state.nj.us	Robert Fatzinger South Jersey Gas Company 1 South Jersey Plaza Folsom, NJ 08037 Rfatzinger@sjindustries.com
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Megan Lupo, Esquire Board of Public Utilities 44 South Clinton Avenue Trenton, NJ 08625 Megan.lupo@bpu.state.nj.us	Caroline Vachier, DAG Dept. of Law & Public Safety Division of Law 124 Halsey Street Newark, NJ 07101 Caroline.vachier@dol.lps.state.nj.us	Shelly Massey, Paralegal Division of Rate Counsel 140 East Front Street – 4 th Floor Trenton, NJ 08625 Smassey@rpa.state.nj.us	Lauren Hurtt South Jersey Gas Company 1 South Jersey Plaza Folsom, NJ 08037 lhurtt@sjindustries.com
John Masiello Board of Public Utilities 44 South Clinton Avenue Trenton, NJ 08625 John.Masiello@bpu.state.nj.us			
Jerome May, Director Board of Public Utilities 44 South Clinton Avenue Trenton, NJ 08625 Jerome.May@bpu.state.nj.us			
Maureen Wagner, Legal Specialist Board of Public Utilities 44 South Clinton Avenue Trenton, NJ 08625 Maureen.Wagner@bpu.state.nj.us		<i>Via Regular Mail:</i> Maureen Abdill Township Clerk 1180 US-40 Pilesgrove, NJ 08098	<i>Via Regular Mail:</i> Clerk, Board of Chosen Freeholders 101 Fifth Street Salem, NJ 08079-1914
John Zarzycki Board of Public Utilities 44 South Clinton Avenue Trenton, NJ 08625 John.Zarzycki@bpu.state.nj.us		<i>Via Regular Mail:</i> Evern Ford, County Administrator 101 Fifth Street Salem, NJ 08079-1914	
Thomas Walker, Director Division of Energy Board of Public Utilities 44 South Clinton Avenue Trenton, NJ 08625 Thomas.Walker@bpu.state.nj.us			

Pamela W. Davis
628 Salem Quinton Rd
Salem NJ 08079

August, 2017

Salem County Board of Chosen Freeholders
Salem County Administrative Bldg.
110 Fifth St.
Salem NJ 08079

Re: Letter of Resignation

Please except this letter as my written notice of resignation from the Mental Health Board . Due to work schedule and family obligations I am unable to attend meetings. The short time served on this board was enjoyable and educational , I wish the board members, officers and affiliates much success in the future with the many goals that need to be accomplished in this area. Thank you for all of your time and effort devoted to the citizens of our county.

Thank you
Pamela Davis

**COMMITTEE / COMMISSION
MINUTE PACKET**

None Presented for September 6, 2017