

# Sustainable Jersey Comments:

The following are comments from the Sustainable Jersey partners on the TRC straw proposal. I sent the following to Mike Winka last week, but am also submitting it as formal comment. Please contact Randall Solomon at this email, or 609-771-2290 to discuss these comments.

The partners have been informed that the prioritization language that was formerly included in the LGEAP program will be reinstated. We obviously support that. However we have some suggestions to tighten the language. The previous language was too vague and inclusive to provide meaningful guidance. And, more to the point, CEP and TRC would be spending a lot of time reviewing all kinds of initiatives that municipalities would be submitting and insisting they met the criteria. Our proposed language still allows everyone a chance at getting priority, and isn't exclusive to Sustainable Jersey, but is much clearer and workable in practice. Suggested language:

## C. PRIORITIZATION

The program is designed to be a first-come, first-serve program in terms of the budget, which means applications that are reviewed and complete and acceptable will be funded on a rolling basis while designated funds last. However, if there are more applications seeking funds than there are remaining funds, the following criteria will be used to prioritize the applications;

- a. The local government agency (if a municipality) has completed the Registration process with Sustainable Jersey, and the governing body of the local government agency has passed a resolution stating their intent to seek "certification" according to the Sustainable Jersey criteria.
- b. The agency is participating in the NJBPU's Community Partners Program
- c. The agency is actively participating in a state, national or other sustainability certification or implementation program that has rigorous and verified criteria for establishing what can be done to be sustainable. This includes actions and strategies addressing issues such as sustainable community creation, energy efficiency, greenhouse gas reduction, sustainable/green design, and/or high performance buildings.

**From:** Jay Murdoch [mailto:Jay.Murdoch@wellhome.com]  
**Sent:** Thursday, June 17, 2010 12:17 AM  
**To:** OCE  
**Cc:** DeSeve, Julie  
**Subject:** NJ HPwES - Program Funding and Design

To Whom it may Concern:

RE: Limiting New Contractor Participation in Program & Setting and Enforcing High Standards

As it relates to the position of Masco Home Services (dba WellHome), these comments qualify comments submitted to the BPU by a coalition of home performance contractors.

**Limiting New Contractor Participation in Program:** It is the position of Masco Home Services (dba WellHome), that the NJ HPwES program should not be limited to existing participating contractors. We believe that it is in the best interest of consumers, rate payers, utilities, and policymakers, that an open and competitive contractor environment be allowed to flourish in the HPwES space in New Jersey. As such, we feel that the BPU should not adopt program requirements that precludes the addition of new, qualified contractors into the program.

**Setting and Enforcing High Standards:** A more appropriate means of “leveling the playing field,” is to set and maintain high standards for workmanship and to the participating contractor. Such standards and program requirements ought to include a means and protocol for the removal of contractors that exhibit a pattern and practice of non-compliance or disregard for the program requirements. This process should be made known to all current contractors involved in the program, and to new contractors being attracted to the HPwES field. Further, the BPU ought to encourage the contractors to police each other. This could be accomplished by including in their trade group’s bylaws or procedures, an open, transparent, and consensus-based means of reprimanding, disciplining, and removing contractors from the trade group.

Thank you for this opportunity to offer comment on your excellent program.

Should you have any questions, my contact is below.

Respectfully,

**Jay Murdoch**  
*Business Development Manager*

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Thank you.