

**LONG ISLAND POWER AUTHORITY**

**MINUTES OF THE 298th MEETING**

**HELD ON APRIL 28, 2021**

*The Long Island Power Authority (“LIPA”) was convened for the two-hundred-and-ninety-seventh time at 9:05 a.m. at LIPA’s Headquarters, Uniondale, NY, pursuant to legal notice given on April 23, 2021, and electronic notice posted on the LIPA’s website.*

*In compliance with Governor Andrew M. Cuomo’s Executive Order No. 202.1 on COVID-19 safety, the following guidelines were publicly posted and followed:*

*The Long Island Power Authority is taking steps to minimize the risk of exposure for the public and our employees. As such, LIPA will not be permitting in-person access to its April 28, 2021 Board meeting. Members of the public are encouraged to observe the live stream of the Board meeting posted at the LIPA website. The meeting will also be recorded and posted to LIPA’s website for later viewing*

*The following LIPA Trustees were present:*

**Ralph Suozzi, Chairman (via video conferencing)  
Mark Fischl, Acting Chair (in person)  
Elkan Abramowitz (via video conferencing)  
Drew Biondo (via video conferencing)  
Sheldon Cohen (via video conferencing)  
Peter Gollon (via video conferencing)  
Laureen Harris (via video conferencing)  
Ali Mohammed (via video conferencing)**

**Representing LIPA, in person, were Thomas Falcone, Chief Executive Officer; Bobbi O’Connor, Chief Administrative Officer & Board Secretary; Rick Shansky, Senior Vice President of Power Supply and Whole Markets; and Jen Hayen, Director of Communications. Participating via video conferencing were Anna Chacko, General**

Counsel; Mujib Lodhi, Chief Information Officer; Tamela Monroe, Chief Financial Officer; Tom Locascio, Director of External Affairs; Jason Horowitz, Assistant General Counsel and Assistant Secretary to the Board; Jessica Avenia, Communications Specialist; and Osman Ahmad, IT-Consultant.

*Acting Chair Fischl welcomed everyone to the 298th meeting of the Long Island Power Authority Board of Trustees.*

*Acting Chair Fischl stated that the first item on the agenda was the Consideration of Adoption of Minutes of the March 29, 2021 Board Meeting.*

*After questions and a discussion by the Trustees, and the opportunity for the public to be heard, upon a motion duly made and seconded, the following resolutions were approved by the Trustees.*

**1621. APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS TAKEN AT THE MARCH 29, 2021 MEETING OF THE BOARD OF TRUSTEES OF THE LONG ISLAND POWER AUTHORITY**

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**RESOLVED**, that the Minutes of the meeting of the Authority held on March 29, 2021 are hereby approved and all actions taken by the Trustees present at such meeting, as set forth in such Minutes, are hereby in all respects ratified and approved as actions of the Authority.

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*Acting Chair Fischl stated that the next item on the agenda was the Discussion of Phase II Options Analysis and Consideration of the Adoption of the Phase II Options Analysis and Direction to LIPA Staff on Next Steps to be presented by Thomas Falcone.*

*After requesting a motion on the matter, which was seconded, Mr. Falcone presented the following action item and took questions from the Trustees.*

**Requested Action**

**The Board of Trustees (the “Board”) of the Long Island Power Authority (“LIPA”) is requested to approve a resolution adopting the Isaias Task Force (the “Task Force”) Phase II Options Analysis (the “Phase II Options Analysis”) and providing direction to LIPA Staff on next steps, which resolution is attached hereto as Exhibit “A.”**

### **Background**

**On Tuesday, August 4, 2020, Tropical Storm Isaias landed on Long Island with rain and wind gusts of up to 70 miles per hour. The resulting damage to the electrical system caused approximately 646,000 customer outages.**

**On August 5, LIPA’s Chief Executive Officer (“CEO”) initiated an independent review of the circumstances and root causes that led to the lapses in PSEG Long Island’s storm response.**

**LIPA’s CEO established a Task Force that was charged with providing actionable recommendations and overseeing PSEG Long Island’s remediation activities. LIPA committed to reporting the Task Force’s findings and recommendations to the LIPA Board of Trustees and the public in a 30-Day Preliminary Report, 90-Day Interim Report, and 180-Day Final Report. By Resolution dated January 27, 2021, the Board approved extension of the 180-Day Final Report to a 270-Day Final Report, due in May 2021.**

**The Task Force presented the 30-Day Report to the Board at the September 23, 2020 Board Meeting and released it to the public. Because of the urgency of the immediate threat of another major storm, the 30-Day Report focused on the failures of PSEG Long Island’s information technology and communication systems and their proximate causes and made recommendations for implementation by PSEG Long Island.**

**On November 13, the Department of Public Service (“DPS”) provided a recommendation (the “DPS Recommendation”) to the LIPA Board as a result of its investigation of PSEG Long Island’s storm response. DPS Staff identified more than 70 potential violations of PSEG Long Island’s Emergency Restoration Plan. DPS recommended, among other things, that LIPA evaluate options to terminate PSEG Long Island as LIPA’s Service Provider.**

**The Task Force presented the 90-Day Report to the Board at the November 18, 2020 Board Meeting. The 90-Day Report expanded on the findings of the 30-Day Report and addressed broader questions on the effectiveness of PSEG Long Island’s management of utility operations. As set forth in the 90-Day Report, the Task Force provided nearly 100 recommendations for the Board’s consideration (the “Task Force Recommendations”). The Task Force’s main recommendation, however, was to change the way LIPA’s assets are managed to ensure management accountability to Long Island operations. At the November meeting, the Board also authorized filing a lawsuit against PSEG Long Island seeking \$70 million in damages related to PSEG Long Island’s failed management response before, during, and after the storm.**

**On December 16, 2020, LIPA released Phase I of its Options Analysis. The purpose of the Phase I report was to present the Board and stakeholders with an initial framing of the range**

of possible restructuring options for the management of LIPA's assets. In response to the Phase I report, the Board asked LIPA Staff to forgo further development of the privatization alternative due to its high cost to customers and to further develop the other alternatives and report back to the Board and the public in a Phase II report no later than March 31, 2021.

On March 29, 2021, LIPA's CEO reported that LIPA Staff had been working diligently on the Phase II Options Analysis, including negotiations with PSEG Long Island on contract reforms that would increase PSEG Long Island management's alignment, accountability, and transparency, as well as facilitate greater oversight by LIPA and the DPS. LIPA's CEO reported that he believed providing negotiations with additional time could facilitate offering the Board and public greater choice and requested that the deadline for the Phase II report be extended to the Board's April 2021 meeting.

By Resolution dated March 29, 2021, the Board extended the deadline for the Phase II Options Analysis to the April Board meeting based on LIPA Staff's recommendation.

### **Discussion**

The Phase II Options Analysis describes four potential alternatives – (i) privatization (i.e. sell LIPA's assets to private investors), (ii) reset the PSEG Long Island relationship and reform the terms of the current Amended and Restated Operations Services Agreement ("OSA") with PSEG Long Island, (iii) contract with a new service provider to achieve improved operations of customer assets, and (iv) bring operations under a "fully municipal" LIPA management model.

The Phase II Options Analysis details that LIPA has been unable to achieve its negotiation objectives with PSEG Long Island to date. The report describes the benefits and considerations of outsourcing to a new service provider and the LIPA management model.

The Board has requested that staff arrange public comment hearings to solicit feedback on the future management of LIPA assets from our customers and stakeholders. The Board will accept public comment on the Options Analysis at its May 19 meeting. Additionally, staff has currently scheduled virtual public comment hearings starting at 6 p.m. on Tuesday, May 25 and Thursday, May 27. A link to the livestream of the public comment hearings will be available on LIPA's website at [www.lipower.org](http://www.lipower.org). Finally, written comments may be submitted electronically through the LIPA website. All written comments will be available for public review.

### **Recommendation**

The Phase II Options Analysis recommends that LIPA Staff should continue to simultaneously advance (i) resetting the PSEG Long Island relationship; (ii) contracting with a new service provider; and (iii) local management.

Staff will continue negotiations with PSEG Long Island on contract reforms that address the Board's concerns. Simultaneously, LIPA will advance the option to contract with a new

service provider through the issuance of a Request for Information (“RFI”). The RFI would outline LIPA’s requirements and ask potential proposers to detail their capabilities and interest. The initial RFI process would involve significant outreach to potential vendors by LIPA Staff. The RFI process would be followed by a Request for Proposals.

Finally, LIPA will continue its diligence and planning for the LIPA management model and will arrange public comment hearings to hear from members of the public on the future management of LIPA’s assets.

Based upon the foregoing, I recommend approval of the above requested action by adoption of a resolution in the form attached hereto.

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*After questions and a discussion by the Trustees, and the opportunity for the public to be heard, upon a motion duly made and seconded, the following resolutions were approved by the Trustees.*

#### **1622. RESOLUTION ADOPTING THE ISAIAS TASK FORCE PHASE II OPTIONS ANALYSIS**

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WHEREAS, on Tuesday, August 4, 2020, Tropical Storm Isaias landed on Long Island with rain and wind gusts of up to 70 miles per hour, resulting in damage to the electrical system and causing approximately 646,000 customer outages; and

WHEREAS, pursuant to Section 1020-f(y) of the Public Authorities Law, General Powers of the Authority, LIPA, in part, may “make any inquiry, investigation, survey or study which the authority may deem necessary to enable it effectively to carry out the provisions of this title. . .”; and

WHEREAS, pursuant to Section 4.4(16), Rights and Responsibilities of LIPA, of the Amended and Restated Operations Services Agreement (“OSA”), LIPA, in part, has the right to “make recommendations to the Service Provider, in each case as may be reasonably necessary or appropriate to perform LIPA’s oversight responsibilities and obligations with respect to the provision of Operations Services under this Agreement and as may otherwise be necessary or appropriate to comply with LIPA’s legal, contractual and fiduciary obligations. . .”; and

WHEREAS, on August 5, 2020, LIPA’s Chief Executive Officer initiated an independent review of the circumstances and root causes that led to the lapses in PSEG Long Island’s Tropical Storm Isaias storm restoration; and

**WHEREAS, LIPA’s Chief Executive Officer appointed an Isaias Task Force (the “Task Force”) that was charged with both providing actionable recommendations and overseeing PSEG Long Island’s remediation activities; and**

**WHEREAS, LIPA committed to reporting the Task Force’s findings, observations, and recommendations to the LIPA Board of Trustees (the “Board”) and public in a 30-Day Report, 90-Day Report, and 270-Day Final Report; and**

**WHEREAS, the Task Force presented the 30-Day Report to the Board at the September 23, 2020 Board Meeting and released it to the public; and**

**WHEREAS, on November 18, 2020, the Task Force presented the 90-Day Report, which provided recommendations to, among other things, (i) Change Management Incentives and Accountabilities; (ii) Reform Information Technology and Emergency Management; and (iii) Strengthen LIPA’s Oversight (together with the 30-Day Report recommendations, the “Task Force Recommendations”); and**

**WHEREAS, the Task Force Recommendations include that if LIPA and PSEG Long Island renegotiate and cannot reach an agreement on acceptable reforms, or should there be a lack of progress to implement the Task Force Recommendations, the Board consider the exercise of its**

**rights to terminate the OSA with PSEG Long Island before 2025 due to the urgent issues identified by the Task Force’s investigation; and**

**WHEREAS, on December 16, 2020, LIPA’s Chief Executive Officer delivered to the Board the Phase I Options Analysis; and**

**WHEREAS, the Phase I Options Analysis determined that public ownership of the electric utility reduces Long Island customer bills by approximately 20 percent; and**

**WHEREAS, by Resolution dated December 16, 2020, the Board directed LIPA’s Chief Executive Officer to further develop the options presented in the Phase I Options Analysis to (i) reset the PSEG Long Island relationship and reform the current terms of the current Amended and Restated Operations Services Agreement with PSEG Long Island, (ii) contract with a new service provider to achieve improved operations of customer assets, and (iii) bring operations under a “fully municipal” local management model; and report back to the Board in a Phase II Options Analysis no later than March 31, 2021; and**

**WHEREAS, by Resolution dated March 29, 2021, the Board extended the deadline for the Phase II Options Analysis to the April 2021 Board meeting based on LIPA Staff’s recommendation that providing additional time for negotiations could facilitate offering the Board and public greater choice.**

**NOW, THEREFORE, BE IT RESOLVED, the Board hereby adopts the Phase II Options Analysis; and**

**BE IT FURTHER RESOLVED**, the Board finds that privatization is too costly for Long Island and Rockaways electric customers to merit investing additional LIPA Staff time and resources to further develop the alternative; and

**BE IT FURTHER RESOLVED**, the Board hereby directs LIPA's Chief Executive Officer to continue to pursue renegotiation of the Amended and Restated Operations Services Agreement with PSEG Long Island on terms that fundamentally address the Board's concerns about PSEG Long Island's management; and

**BE IT FURTHER RESOLVED**, the Board hereby directs LIPA's Chief Executive Officer to issue a Request for Information, in advance of a Request for Proposals, to evaluate market options for replacing the current service provider; and

**BE IT FURTHER RESOLVED**, the Board hereby directs LIPA's Chief Executive Officer to continue diligence and planning for the LIPA management model; and

**BE IT FURTHER RESOLVED**, the Board hereby directs LIPA's Chief Executive Officer to arrange public comment hearings on the future management of LIPA's assets.

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*Comments were made by the public via Zoom. Board Secretary Bobbi O'Connor also noted public comments which were submitted to the LIPA website. These comments are retained as public record.*

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*Acting Chair Fischl stated that the next item on the agenda was the Discussion of Board Recommendations and Implementation Plans to be presented by Mujib Lodhi.*

*Mr. Lodhi presented the Discussion of Implementation Plans for Board Recommendations and Implementation Plans and took questions from the Trustees.*

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*Acting Chair Fischl stated that the next item on the agenda was the adoption of various recommendations and implementation plans just briefed by LIPA Staff. Upon a motion duly made and seconded, the following action items and resolutions were approved by the Trustees:*

### **Requested Action**

The Board of Trustees (the “Board”) of the Long Island Power Authority (“LIPA”) is requested to approve a resolution adopting certain PSEG Long Island Implementation Plans for the Isaias Task Force (the “Task Force”), which resolution is attached hereto as Exhibit “A.”

### **Background**

On Tuesday, August 4, 2020, Tropical Storm Isaias landed on Long Island with rain and wind gusts of up to 70 miles per hour. The resulting damage to the electrical system caused approximately 646,000 customer outages.

On August 5, LIPA’s Chief Executive Officer initiated an independent investigation of the circumstances and root causes that led to well-documented lapses in PSEG Long Island’s storm response. The Task Force was charged with providing actionable recommendations and overseeing PSEG Long Island’s remediation activities. LIPA committed to reporting the Task Force’s findings and recommendations to the Board and the public in a 30-Day Preliminary Report and 90-Day Interim Report. There will also be a Final Report in May 2021.

The Task Force presented the 30-Day Report to the Board at the September 23, 2020 Board Meeting and released it to the public. Because of the urgency of the immediate threat of another major storm, the 30-Day Report focused on the failures of PSEG Long Island’s information technology and communication systems and their proximate causes.

On November 13, the Department of Public Service (“DPS”) provided a recommendation (the “DPS Recommendation”) to the Board as a result of its ongoing investigation of PSEG Long Island’s storm response. DPS Staff identified more than 70 potential violations of PSEG Long Island’s ERP. The DPS recommended, among other things, that LIPA:

- evaluate options to terminate PSEG Long Island as LIPA’s Service Provider;
- declare PSEG Long Island’s poor performance during Isaias as a first failure of the Major Storm Performance Metric as defined in the Amended and Restated Operations Services Agreement (“OSA”); and
- seek to either terminate or renegotiate the OSA to enable greater oversight by LIPA and DPS.

The Task Force presented the 90-Day Report to the Board at the November 18, 2020 Board Meeting. The 90-Day Report expanded on the findings of the 30-Day Report and addressed broader questions on the effectiveness of PSEG Long Island’s management of utility operations.

As set forth in Appendix 2 and Appendix 3 of the 90-Day Report, the Task Force provided nearly 100 recommendations for the Board’s consideration (the “Task Force

Recommendations”). The Task Force Recommendations were designed to, among other things, (i) change management incentives and accountabilities; (ii) reform information technology and emergency management; and (iii) strengthen LIPA’s oversight. The Task Force Recommendations are tiered based upon priority. The tiered system allows LIPA and PSEG Long Island to either implement or present implementation plans for the most critical recommendations on an accelerated basis.

By Resolution No. 1568, dated November 18, 2020, the Board directed the Task Force, together with PSEG Long Island, to implement the Task Force Recommendations, including the creation of Implementation Plans to be completed within the tiered structure as set forth in Appendix 2 and Appendix 3 of the 90-Day Report; and to report to the Board at least quarterly until such Task Force Recommendations are fully implemented.

Thereafter, by Resolution No. 1570, dated December 16, 2020, the Board adopted certain Implementation Plans for the Task Force Tier 1 Recommendations, and directed PSEG Long Island to amend the remaining Tier 1 Implementation Plans and resubmit such plans to the Task Force for review at the Board’s January 2021 meeting.

By Resolution No. 1590, dated January 27, 2021, the Board adopted certain other Tier 1 Recommendation Implementation Plans and directed PSEG Long Island to amend the remaining Tier 1 and 2 Implementation Plans and resubmit such plans to the Task Force for review on or before the Board’s February 2021 meeting.

Thereafter, by Resolution No. 1601, dated February 24, 2021, the Board adopted certain other Tier 1, Tier 2, and Tier 3 Recommendation Implementation Plans and directed PSEG Long Island to amend the remaining Implementation Plans and resubmit such plans to the Task Force for review on or before the Board’s March 2021 meeting.

By Resolution No. 1615, dated March 29, 2021, the Board adopted certain other Tier 1, Tier 2, and Tier 3 Recommendation Implementation Plans and directed PSEG Long Island to amend the remaining Implementation Plans and resubmit such plans to the Task Force for review on or before the Board’s April 2021 meeting.

#### **Discussion of Implementation Plans**

On April 9, 2021, PSEG Long Island submitted two Tier 3 revised plans for the 18 plans due on April 10, 2021.

A summary of the Implementation Plans is provided as Exhibit “B.” The Task Force recommends the Board adopt two Implementation Plans as attached hereto as Exhibit “C”.

In addition, as of April 21, 2021, PSEG Long Island has not yet submitted one Tier 2 Implementation Plan and did not submit 15 revised Tier 1 and Tier 3 Implementation Plans that were previously considered by the Board in the December, February, and March meetings and not adopted. Revised plans were requested for the Board’s consideration for the January, March and April meetings. These remaining plans should also be submitted with the comments previously conveyed in December, February and March addressed.

**The remaining 16 Plans shall be submitted by PSEG Long Island for Task Force review no later than May 10, 2021 for consideration at the Board's May meeting. Thereafter, the Task Force shall submit a Status Report to the Board no less than quarterly that summarizes the Implementation Plans' status for each Task Force Recommendation.**

### **Recommendation**

**The issues identified by the Task Force's investigation, as well as the DPS' separate investigation, remain urgent. Based upon the foregoing, I recommend approval of the above requested action by adoption of a resolution in the form attached hereto.**

### **1623. RESOLUTION ADOPTING CERTAIN PSEG LONG ISLAND IMPLEMENTATION PLANS FOR THE ISAIAS TASK FORCE REPORT RECOMMENDATIONS**

**WHEREAS, on Tuesday, August 4, 2020, Tropical Storm Isaias landed on Long Island with rain and wind gusts of up to 70 miles per hour, resulting in damage to the electrical system and causing approximately 646,000 customer outages; and**

**WHEREAS, pursuant to Section 1020-f(y) of the Public Authorities Law, General Powers of the Authority, LIPA, in part, may "make any inquiry, investigation, survey or study which the authority may deem necessary to enable it effectively to carry out the provisions of this title. . ."; and**

**WHEREAS, pursuant to Section 4.4(16), Rights and Responsibilities of LIPA, of the Amended and Restated Operations Services Agreement ("OSA"), LIPA, in part, has the right to "make recommendations to the Service Provider, in each case as may be reasonably necessary or appropriate to perform LIPA's oversight responsibilities and obligations with respect to the provision of Operations Services under this Agreement and as may otherwise be necessary or appropriate to comply with LIPA's legal, contractual and fiduciary obligations. . ."; and**

**WHEREAS, on August 5, 2020, LIPA's Chief Executive Officer initiated an independent review of the circumstances and root causes that led to the lapses in PSEG Long Island's Tropical Storm Isaias storm restoration; and**

**WHEREAS, LIPA's Chief Executive Officer appointed an Isaias Task Force that was charged with both providing actionable recommendations and overseeing PSEG Long Island's remediation activities; and**

**WHEREAS, LIPA committed to reporting the Isaias Task Force's findings, observations, and recommendations to the LIPA Board of Trustees (the "Board") and public in a 30-Day Report, 90-Day Report, and 180-Day Final Report; and**

**WHEREAS, the Task Force presented the 30-Day Report to the Board at the September 23, 2020 Board Meeting and released it to the public; and**

**WHEREAS, on November 18, 2020, the Task Force presented the 90-Day Report, which provided recommendations to, among other things, (i) Change Management Incentives and Accountabilities; (ii) Reform Information Technology and Emergency Management; and (iii) Strengthen LIPA's Oversight (together with the 30-Day Report recommendations, the "Task Force Recommendations"); and**

**WHEREAS, by Resolution No. 1568, dated November 18, 2020, the Board directed the Isaias Task Force, in coordination with PSEG Long Island, to submit an Implementation Plan to the Board for each Task Force Recommendation; and**

**WHEREAS, by Resolution No. 1570, dated December 16, 2020, the Board adopted certain Implementation Plans for the Task Force Tier 1 Recommendations, and directed that PSEG Long Island to amend the remaining Tier 1 Implementation Plans and resubmit such plans to the Task Force for review at the Board's January 2021 meeting; and**

**WHEREAS, pursuant to the Board's direction, LIPA's CEO and Staff developed the Phase I Options Analysis, which was the first in a series of reports detailing options to improve the management of LIPA's assets; and**

**WHEREAS, at its meeting in December 2020, the Board adopted the Phase I Options Analysis; found that privatization was too costly for LIPA's customers; and directed LIPA's CEO to further develop the Single-Provider Municipal model and Municipal Management model, as more specifically described in the Phase I Analysis, and report back to the Board in a Phase II Analysis Report no later than March 31, 2021; and**

**WHEREAS, by Resolution No. 1590, dated January 27, 2021, the Board adopted certain other Tier 1 Recommendation Implementation Plans; directed PSEG Long Island to amend the remaining Tier 1 and 2 Implementation Plans and resubmit such plans to the Task Force for review on or before the Board's February 2021 meeting; and extended the time to submit the Task Force 180-Day Final Report to a 270-Day Final Report due to the Board on or before its May 2021 meeting; and**

**WHEREAS, by Resolution No. 1601, dated February 24, 2021, the Board adopted certain other Tier 1, Tier 2, and Tier 3 Recommendation Implementation Plans; directed PSEG Long Island to amend the remaining Implementation Plans and resubmit such plans to the Task Force for review on or before the Board's March 2021 meeting; and**

**WHEREAS, by Resolution No. 1615, dated March 29, 2021, the Board adopted certain other Tier 1, Tier 2, and Tier 3 Recommendation Implementation Plans and directed PSEG Long Island to amend the remaining Implementation Plans and resubmit such plans to the Task Force for review on or before the Board's April 2021 meeting; and**

**WHEREAS, the Isaias Task Force has submitted to the Board two Implementation Plans recommended for the Board's approval; and**

**WHEREAS, the Isaias Task Force Recommendations include that if LIPA and PSEG Long Island renegotiate and cannot reach an agreement on acceptable reforms, or should there be a lack of progress to implement the Isaias Task Force Recommendations, the Board consider the exercise of its rights to terminate the OSA with PSEG Long Island before 2025 due to the urgent issues identified by the Task Force’s investigation.**

**NOW, THEREFORE, BE IT RESOLVED, the Board hereby adopts Implementation Plans for the Task Force Tier 1, 2, and 3 Recommendations attached hereto as Exhibit “C”; and**

**BE IT FURTHER RESOLVED, the Board hereby directs PSEG Long Island to amend the remaining Tier 1, 2, and 3 Implementation Plans to address the comments provided by the Isaias Task Force and resubmit such plans to the Isaias Task Force for review on or before the Board’s May 2021 meeting.**

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### **Requested Action**

**The Board of Trustees (the “Board”) of the Long Island Power Authority (“LIPA”) is requested to adopt a resolution approving certain recommendations developed by LIPA staff to improve PSEG Long Island’s strategic planning activities and related budget submissions related to their performance of the scope of services under the Amended & Restated Operations Services Agreement (“OSA”) (“Strategic Planning”), which resolution is attached hereto as Exhibit “A”.**

### **Background**

**Long-term strategic planning is an essential element of utility governance and management. Strategic planning provides for proper setting of objectives, prioritization of projects, alignment among stakeholders, and accountability for promised results. Good strategic planning requires long-range plans for each key area of the business, and a process for coordinating long-range plans with shorter-term work plans and associated budgets.**

**LIPA has tried in the past, most recently in the summer of 2019, to collaborate with PSEG Long Island on strategic planning initiatives, but those efforts were largely unsuccessful. Although PSEG Long Island leaders participated in several meetings with LIPA to discuss strategic planning issues, those meetings were ultimately not as productive as they could have been because of lack of support by PSEG Long Island leadership.**

### **Recommendations**

**LIPA Staff recommends the following be implemented by PSEG Long Island in 2021:**

1. **Initiate development of five-year roadmaps for the transmission and distribution (“T&D”), information technology (“IT”), and customer service functions, in a format mutually agreed to by LIPA and PSEG Long Island, to be completed by March 31, 2022 and used as guidance for the 2023 Budget. The five-year roadmaps should evaluate the current state, articulate an end state vision, and identify the projects necessary to close the gap. The end state vision for the functions should take into account industry trends and customer needs and should align with the strategic direction articulated in the policies adopted for the utility by the LIPA Board. The roadmap should also include (i) a cost-benefit analysis for each project; and identify (ii) the schedule for and sequencing of projects; (iii) dependency on or interaction with projects initiated by other departments; and (iv) budget requirements for project implementation and operations. The roadmap should include Project Implementation Plans (“PIPs”) with greater detail for each of the projects.**
  - **The first step in implementing this recommendation requires development of a PIP (in the form attached as Exhibit “B”) describing the process PSEG Long Island will use to develop the roadmaps which will include, among other things, a schedule for meetings between LIPA and PSEG Long Island to mutually agree on format, identification of the team needed to develop each roadmap (both internal and external resources), and a schedule for (i) monthly progress reports to allow LIPA to monitor progress and (ii) presentations to LIPA Staff at key milestones to ensure alignment with the direction proposed by PSEG Long Island.**
  - **Roadmaps will be reviewed with, and approved by, the Board as guidance documents for future budget requests. Projects identified on the roadmaps with budgetary implications will be included in the Budget Plan and Budget Briefing Books.**

**Further, beginning in April 2022, LIPA Staff recommends PSEG Long Island commence the development of five-year roadmaps for its remaining seven key functions (i.e. power supply, clean energy programs, business services, human resources, procurement, external affairs and communications, and legal) to be completed by March 31, 2023. Thereafter, the five-year departmental roadmaps should be updated on a biennial cycle.**

**This effort is critical to ensuring that the strategic direction articulated in the LIPA Board’s Policies is being advanced and supported by PSEG Long Island’s activities, that budgets reflect the Board’s priorities, and that management is accountable for delivery of the projects that move the utility forward. As such, PSEG Long Island should prepare a PIP for the recommendation described in paragraph one no later than May 31, 2021. That PIP is expected to be presented to the Board at its June 2021 meeting.**

### **Recommendation**

**Based upon the foregoing, I recommend approval of the above requested action by adoption of a resolution in the form attached hereto.**

**1624. RESOLUTION ADOPTING RECOMMENDATIONS RELATING TO STRATEGIC PLANNING FOR THE LONG ISLAND ELECTRIC TRANSMISSION AND DISTRIBUTION SYSTEM**

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**WHEREAS, long term strategic planning is an essential element of utility governance and management; and**

**WHEREAS, strategic planning provides for proper setting of objectives, prioritization of projects, alignment among stakeholders, and accountability of management for promised results; and**

**WHEREAS, good strategic planning requires long-range plans for each key area of the business, and a process for coordinating long-range plans with shorter-term work plans and associated budgets; and**

**WHEREAS, the strategic planning recommendations described in the accompanying memorandum are critical to ensuring that the strategic direction articulated in the LIPA Board of Trustees Policies are being advanced and supported by PSEG Long Island's activities, that budgets reflect the Board's priorities, and that management is accountable for the delivery of projects that move the utility forward;**

**NOW, THEREFORE, BE IT RESOLVED, the Board hereby adopts the strategic planning recommendations described in the accompanying memorandum; and**

**BE IT FURTHER RESOLVED, that the Board hereby directs LIPA Staff, together with PSEG Long Island, to implement the strategic planning recommendations, including the creation of a Project Implementation Plan describing the process PSEG Long Island will use to develop the roadmaps by May 31, 2021, to be presented to the Board in advance of the Board's June 2021 meeting; and**

**BE IT FURTHER RESOLVED, that LIPA Staff and PSEG Long Island will present to the Board five-year roadmaps for the transmission and distribution, information technology, and customer service functions no later than March 31, 2022; and**

**BE IT FURTHER RESOLVED, that LIPA Staff and PSEG Long Island will present to the Board five-year roadmaps for the power supply, clean energy programs, business services, human resources, procurement, external affairs and communications, and legal functions no later than March 31, 2023; and**

**BE IT FURTHER RESOLVED, that LIPA Staff and PSEG Long Island will update and present to the Board five-year roadmaps by function on a biennial cycle thereafter.**

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**Requested Action**

The Board of Trustees (the “Board”) of the Long Island Power Authority (“LIPA”) is requested to adopt a resolution approving certain recommendations developed by LIPA Staff to improve PSEG Long Island’s planning activities related to the replacement of the current Enterprise Resource Planning system (“ERP”) and Customer Accounting System (“CAS”), which resolution is attached hereto as Exhibit “A.”

### **Background**

ERP refers to a type of software that organizations use to manage day-to-day business activities such as accounting, reporting, human resources, procurement, and other operational functions.

SAP is the integrated business software PSEG Long Island uses to coordinate these various aspects of LIPA’s business. In 2014, PSEG expanded their existing SAP system to include PSEG Long Island rather than building a stand-alone ERP system for LIPA’s operations. This action was taken for purported savings to LIPA’s customers. The legacy PSEG ERP implementation is at the end of its lifecycle and is due for an upgrade. Additionally, LIPA’s business model was designed to allow for a change in service providers without significant business interruption. PSEG Long Island’s SAP implementation is intricately intertwined with its setup for other PSEG business units. Consequently, using the PSEG corporate ERP raises the complexity, cost, and time required to change service providers, if necessary, and reduces the ability of LIPA to exercise its oversight rights.

LIPA’s CAS, which manages customer billing and other related customer information, was implemented in 1975 when the Long Island Lighting Company, as an investor-owned utility, operated the electric transmission and distribution system on Long Island. Over the years, the system has become more complex and intractable, resulting from opportunistic code-changes, patches, and other workarounds in order to meet changing bill formats, urgent customer needs, and regulatory requirements. In addition, there is a shortage of programming expertise to maintain this legacy system as many in the workforce have retired or transitioned to newer technologies. In 2013, PSEG Long Island recommended CAS replacement to LIPA as part of transition planning before taking over operations from National Grid. This recommendation was based on a lack of agility of the existing system, cost, and the shrinking availability of skills to maintain the legacy system. The report concluded that “PSEG Long Island will be able to greatly reduce ongoing operating costs and achieve very rapid paybacks even while factoring in substantial investments of time and expense in the migration process.” In 2016, PSEG Long Island declined to proceed with the replacement, without offering detailed analysis, expressing concerns about the risk to customer satisfaction.

Both the ERP and CAS systems need upgrades to modern versions that provide all the functions needed to best serve LIPA’s customers and avoid the inherent risks of running antiquated financial systems. Replacement of such critical systems comes with significant costs and operational risks and therefore requires thorough planning and testing in order to ensure a successful implementation and minimize disruptions for customers or LIPA’s general operation of the business.

## **Recommendations**

LIPA Staff recommends that PSEG Long Island develop two project implementation plans (“PIPs”): one for the replacement of the existing ERP system, another for the replacement of CAS.

These systems do not operate in a vacuum and replacement is a multi-year project. The PIPs need to identify all related systems that will be impacted by the replacements, the proper sequencing of activities on which the replacements would be dependent, required resources (internal staff and external consultants), potential roadblocks, and operational considerations including financial impacts, required cost-control measures, and enterprise risk analysis. The PIPs should also include a schedule for meetings between LIPA and PSEG Long Island to mutually agree on the implementation scope, technical approach, consultant qualifications, and phasing of the implementation. The PIPs should also provide for (i) regular progress reports, (ii) independent verification and validation meetings and review activities, (iii) presentations to LIPA Staff at each key milestone along each PIP to ensure LIPA agrees with the direction proposed by PSEG Long Island, and (iv) routine document and data sharing with LIPA personnel. While PSEG Long Island should leverage knowledge and resources from PSEG Enterprise, the implementation approach should ensure that the PSEG Long Island implementation of these systems is separate and independently operable from PSEG's enterprise systems.

This effort is critical to ensuring that the financial systems LIPA relies on are robust and maintainable; nimble enough to effectively and efficiently respond to changes in customer needs and the regulatory environment; and provide the greatest value for the dollar to Long Island electric customers. As such, PSEG Long Island should prepare PIPs for the recommendation described above, no later than May 31, 2021. Those PIPs are expected to be presented to the Board at its June 2021 meeting.

## **Recommendation**

Based upon the foregoing, I recommend approval of the above requested action by adoption of a resolution in the form attached hereto.

### **1625. RESOLUTION ADOPTING RECOMMENDATIONS RELATING TO REPLACEMENT OF CERTAIN FINANCIAL SYSTEMS**

WHEREAS, the Enterprise Resource Planning and Customer Accounting System currently in use by PSEG Long Island for the management of LIPA’s business are antiquated and lack certain functionalities required for the efficient operation of LIPA’s business; and

WHEREAS, replacement of these financial systems is complicated and has various interdependencies with other systems across the organization; and

**WHEREAS, successful implementation of replacement systems requires thorough planning.**

**NOW, THEREFORE, BE IT RESOLVED, the Board hereby adopts the recommendations related to planning for the replacement of the current Enterprise Resource Planning and Customer Accounting System described in the accompanying memorandum; and**

**BE IT FURTHER RESOLVED, that the Board hereby directs LIPA Staff, together with PSEG Long Island, to implement the recommendations, including the creation of Project Implementation Plans, by May 31, 2021, to be presented to the Board in advance of the Board's June 2021 meeting.**

**\*\*\***

### **Requested Action**

**The Board of Trustees (the "Board") of the Long Island Power Authority ("LIPA") is requested to adopt a resolution, attached hereto as Exhibit "A," approving certain Implementation Plans to improve PSEG Long Island's inventory management practices (the "Inventory Management Recommendations"), which recommendations that were adopted by the Board on February 24, 2021.**

### **Background**

**PSEG Long Island is responsible for "Inventory Control" including (a) maintaining an inventory of equipment, spare parts, materials, and supplies and maintaining and documenting an inventory control program; (b) complying with the inventory policy provided in the Operations Manual; (c) purchasing, maintaining and storing inventory in a manner consistent with the System Policies and Procedures; and (d) completing, on an agreed-upon cycle count basis, a physical inventory of the equipment, spare parts, materials and supplies and reconciling the same with the inventory assets carried on the balance sheet and providing the information to LIPA.**

**In December 2017, LIPA engaged Ernst & Young, LLP ("EY") to perform a review of inventory controls during storm events. The review included:**

- Evaluation of existing policies, procedures, and guidelines in place for the request and issuance of materials/equipment from storerooms under conditions of high activity (e.g., storms).**
- Understanding the systems or tools utilized in the process, including tracking, approving and/or reporting mechanisms used for materials/equipment distribution.**
- Assessing the return of materials/equipment to storerooms after the storm event including, but not limited to: monitoring processes over the expected return of materials and KPI's in place, effectiveness of policies and procedures, and cost recording/record-keeping implications if unused materials/equipment are not returned, but then used in a non-storm event.**

**EY presented 11 findings with 14 recommendations. PSEG Long Island addressed each of the recommendations through policy and procedure changes.**

**In 2020, LIPA engaged PA Consulting to confirm that the EY recommendations had been implemented and to conduct a broader assessment of PSEG Long Island's inventory management practices. The PA Consulting assessment included a review of the efficiency and effectiveness of warehouse and inventory management practices, how the practices benchmark against industry standards, and where there are opportunities to improve performance. The assessment was conducted from November 2020 through January 2021, and included evaluating current inventory operations and processes, identifying current state gaps, assessing readiness of storm response, and developing recommendations for the next steps. During the course of the assessment, PA Consulting interviewed 27 PSEG Long Island personnel and observed activities and reviewed documents at two locations.**

**PA Consulting confirmed that the EY recommendations had all been implemented but reported 25 additional findings (collectively, the Inventory Management Recommendations) among the areas of general management, information technology, warehouse management, inventory management, and procurement practices. Based on these findings, PA Consulting promulgated over 50 remediations.**

**On February 24, 2021, the Board adopted the Inventory Management Recommendations and requested that PSEG Long Island prepare Implementation Plans for each of the 25 Inventory Management Recommendations no later than April 9, 2021.**

**On April 9, 2021, PSEG Long Island submitted to LIPA Staff 23 proposed Implementation Plans addressing the Inventory Management Recommendations. In addition, LIPA was informed that PSEG Long Island will not be submitting PIP for one recommendation.**

**A summary of the Implementation Plans is provided as Exhibit "B." LIPA Staff recommends the Board adopt 15 of the 23 Implementation Plans as attached hereto as Exhibit "C" and that the Board direct PSEG Long Island to resubmit the eight (8) revised Implementation Plans at the Board's May meeting with the comments in Exhibit "B" addressed.**

**The remaining nine (9) Implementation Plans shall be submitted by PSEG Long Island for LIPA Staff review no later than May 10, 2021, for consideration at the Board's May meeting.**

**Thereafter, LIPA Staff shall submit a Status Report to the Board no less than quarterly that summarizes the Implementation Plans' status for each Inventory Management Recommendation.**

### **Recommendation**

**Based upon the foregoing, I recommend approval of the above requested action by adoption of a resolution in the form attached hereto.**

**1626. RESOLUTION ADOPTING CERTAIN IMPLEMENTATION PLANS  
RELATING TO INVENTORY MANAGEMENT**

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**WHEREAS, pursuant to Section 4.4(16) of the Amended and Restated Operations Services Agreement (“OSA”), LIPA has the right to “make recommendations to the Service Provider, in each case as may be reasonably necessary or appropriate to perform LIPA’s oversight responsibilities and obligations with respect to the provision of Operations Services under this Agreement and as may otherwise be necessary or appropriate to comply with LIPA’s legal, contractual and fiduciary obligations. . .”; and**

**WHEREAS, additionally, the OSA provides that PSEG Long Island is responsible for “Inventory Control” and shall maintain an inventory of equipment, spare parts, materials, and supplies and shall maintain and document an inventory control program; (b) comply with the inventory policy provided in the Operations Manual; (c) purchase, maintain and store inventory in a manner also consistent with the System Policies and Procedures; and (d) complete, on an agreed-upon cycle count basis, a physical inventory of the equipment, spare parts, materials and supplies and reconcile the same with the inventory assets carried on the balance sheet and provide the information to LIPA; and**

**WHEREAS, each of the Inventory Management Recommendations will address deficiencies in inventory management practices and material stocking levels that will ensure appropriate levels of inventory to respond to routine workloads and adequate material inventory during emergency response restoration efforts, while providing the highest value to our customers; and**

**WHEREAS, on February 24, 2021, the Board adopted the Inventory Management Recommendations; and**

**WHEREAS, on April 9, 2021, PSEG Long Island submitted to LIPA Staff the proposed Implementation Plans relating to the Inventory Management Recommendations; and**

**NOW, THEREFORE, BE IT RESOLVED, the Board hereby adopts 15 Implementation Plans relating to the Inventory Management Recommendations, which Implementation Plans are attached hereto as Exhibit “B”; and**

**BE IT FURTHER RESOLVED, BE IT FURTHER RESOLVED, the Board hereby directs PSEG Long Island to amend the remaining Implementation Plans to address the comments provided by LIPA Staff and resubmit such plans for review at the Board’s May 2021 meeting; and**

**BE IT FURTHER RESOLVED, that the Board directs LIPA Staff, together with PSEG Long Island, to report to the Board on the completion of the Inventory Management Implementation Plans no less than a quarterly until they are completed.**

**\*\*\***

*Acting Chair Fischl stated that the next item on the agenda was the Consideration of the Adoption of a Memoranda of Understanding with NYSERDA Relating to the Clean Transportation Prizes and Religious and Community Building Heat Pump and Energy Retrofit Program to be presented by Justin Bell.*

*After requesting a motion on the matter, which was seconded, Mr. Bell presented the following action item and took questions from the Trustees.*

### **Requested Action**

The Board of Trustees (the “Board”) of the Long Island Power Authority (“LIPA”) is being requested to authorize the Chief Executive Officer or his designee to execute memoranda of understanding with the New York State Energy Research and Development Authority (“NYSERDA”) relating to the Clean Transportation Prizes and Community Anchor Institutions Heat Pump and Energy Retrofit Program.

### **Clean Transportation Prizes**

Significant efforts have been underway towards the development of additional and innovative programs that serve the clean energy needs of the State’s environmental justice and disadvantaged communities. LIPA Staff is requesting authorization to enter into a Memorandum of Understanding (“MOU”) with NYSERDA that extends certain programs to the LIPA service area and commits funding to those programs consistent with our participation on terms similar to commitments by the investor-owned utilities in the rest of the State.

New York’s transportation sector is responsible for more of the State’s greenhouse gas emissions than any other sector. In 2019, New York State enacted the Climate Leadership and Community Protection Act (the “CLCPA”), which established a State goal to “reduce greenhouse gas emissions from all anthropogenic sources 100% over 1990 levels by the year 2050, with an incremental target of at least a 40 percent reduction in climate pollution by the year 2030.”

Among other things, the CLCPA calls for a Climate Action Council to make recommendations to promote the beneficial electrification of the transportation sector in order to reduce greenhouse gas emissions.

In 2020, the Public Service Commission directed NYSERDA to establish an Environmental Justice Community Clean Vehicles Transformation Prize, a Clean Personal Mobility Prize, and a Clean Medium-Duty and Heavy-Duty Innovation Prize to equitably deliver transportation electrification benefits throughout the State. These actions will encourage the

accelerated, forward-thinking development of Electric Vehicle (“EV”) charging infrastructure and promote the State’s environmental and clean energy goals. Separate discussions were held with NYSERDA to see if the benefits and advantages of the NYSERDA efforts could be extended to LIPA’s customers through an MOU.

Per the CLCPA, disadvantaged communities are defined as communities that bear burdens of negative public health effects, environmental pollution, impacts of climate change, and possess certain socioeconomic criteria, or comprise high concentrations of low- and moderate-income households. Low-income households are defined as those with annual incomes at or below 60 percent of the State Median Income. The moderate-income market segment is comprised of households with an annual income between 60 and 80 percent of the State Median Income or the Area Median Income, whichever is greater.

The New York State Department of Environmental Conservation, Office of Environmental Justice defines Environmental Justice as the fair and meaningful treatment of all people, regardless of race, income, national origin, or color, with respect to the development, implementation, and enforcement of environmental laws, regulations, and policies. Environmental Justice Programs are being developed in accordance with the CLCPA’s mandate to all State Agencies to prioritize reductions of GHG emissions in disadvantaged communities, as may be defined by the Climate Action Council, Climate Justice Working Group, and Environmental Justice Advisory Group.

Additional, immediate action to take meaningful, significant steps towards mitigating the disproportionate burden of disadvantaged communities as directed by the CLCPA calls for targeted additional Environmental Justice Programs that aim to give Disadvantaged Communities and low- and moderate-income households the tools and programs to address the disproportionate environmental impact of diesel transit.

The three prize competitions will be administered by NYSERDA. LIPA Staff and NYSERDA worked collaboratively to create criteria and other requirements consistent with the goals of the prize pilots to address emissions, equity, and electrification in places where people and transportation intersect. LIPA Staff and NYSERDA worked collaboratively to determine appropriate cost allocation for these pilots, under the framework that costs will generally be allocated to all customers within the service territory where the program activity takes place, with the exception that program activities with statewide benefits may be allocated to multiple utilities based on other factors such as utility revenues, number of customers, or other appropriate allocation factors.

The prize competition is currently open across the State to all communities, provided they are served by electric utilities willing to commit funding to the competitions, and to all types of organizations, including local government, not-for-profit, community-based organizations, and private sector service, equipment, and solution providers.

*A. Environmental Justice Community Clean Vehicles Transformation Prize Pilot.* The Environmental Justice Community Clean Vehicles Transformation Prize will drive innovative and high-impact approaches that utilize advances in clean transportation to

reduce harmful air pollution in disadvantaged communities, causing health, economic, and environmental harm. This \$40 million prize competition will aim to accelerate the design, development, and deployment of solutions by supporting pilot or demonstration projects that achieve direct benefits to these communities; allow concrete investigation of opportunities, costs, and benefits; and prove out approaches that can be replicated at scale.

**B. Clean Personal Mobility Prize.** The Clean Personal Mobility Prize competition will drive innovative and high-impact approaches that enable access to and delivery of clean transportation services, including “last-mile” solutions, to environmental justice, low- and moderate-income, and underserved communities. This \$25 million prize competition aims to accelerate the design, development, and deployment of solutions by supporting pilot or demonstration projects that achieve direct benefits to these communities; allow concrete investigation of opportunities, costs, and benefits; and prove out approaches that can be replicated at scale.

**C. Clean Medium- and Heavy-Duty Vehicle Innovation Prize.** The Clean Medium- and Heavy-Duty Vehicle Innovation Prize competition will drive innovative and high-impact approaches that demonstrate the viability of the most compelling opportunities for medium- and heavy-duty vehicle electrification. This \$20 million prize competition aims to accelerate the design, development, and deployment of solutions by supporting pilot or demonstration projects that achieve direct benefits; allow concrete investigation of opportunities, costs, and benefits; and prove out approaches can be replicated at scale.

LIPA has engaged in discussions with NYSERDA to extend participation in these Prize Competitions to customers and organizations on Long Island, with the understanding that LIPA would contribute to the funding of those prizes that are awarded to Long Island entrants. The funding rules and obligations are similar to the commitments made by the investor-owned utilities in the rest of the State, whose participation and associated funding requirements were ordered by the Commission.

LIPA’s financial participation in the prize competition will be capped at \$10.45 million, which will fund the grand prize winner located in the LIPA service area plus awards to three Long Island finalists (\$100 thousand) and grants to community-based organizations (\$150 thousand).

The grand prize, if awarded to a Long Island competitor will be limited to \$10 million for the Clean Neighborhoods Challenge, \$7 million for the Electric Mobility Challenge, or \$8 million for the Electric Truck & Bus Challenge. Additional terms for managing and coordinating the prize competitions between LIPA and NYSERDA will also be included in the MOU.

### **Community Anchor Institutions Heat Pump and Energy Retrofit Program**

NYSERDA has contracted with Metro IAF’s to provide technical analysis and construction subsidies to a limited number of energy-saving retrofit projects in religious and community institutions in New York State. These specific participants are targeted because religious and

community institutions tend to be key influencers within the community, and the program will give preference to institutions that are located in environmental justice and disadvantaged areas.

Eligibility for these subsidies is limited to projects that will:

- Significantly reduce fossil fuel use in buildings.
- Advance the State's Environmental Justice commitment that 40% or more of the benefits of energy-efficiency and decarbonization investments will accrue to disadvantaged communities.
- Allow the completed project to serve as an Energy Retrofit Demonstration Project and to help Metro IAF continue building the "pipeline" of energy-savings retrofit projects.
- Advance the research goals of the State by meeting requirements described below.

There is a preference for beneficial electrification projects, those involving: replacement of existing heating/cooling systems with electric heat-pump heating/cooling systems; replacement of existing gas; propane or electric water heaters with efficient electric heat-pump water heaters; or replacement of existing gas stoves with efficient electric stoves with induction cooktops. In exceptional cases, funds may be available for innovative energy-saving projects that do not involve electrification.

There is a preference for projects located in disadvantaged communities and supports New York State's goal, set forth in the CLCPA, of ensuring that at least 40% of the benefits of the State's climate change mitigation investments accrue to disadvantaged communities. Also, a minimum of 40% of the total worker hours used in the project should be performed by workers who were previously unemployed or underemployed or are residents of disadvantaged communities as defined by the CLCPA. Each person employed on the job shall be paid a living wage, defined as \$20 per hour or more. Each worker must receive health insurance or a health benefit wage supplement of at least \$2 an hour.

LIPA is proposing to contribute no more than \$0.5 million to the overall NYSERDA budget of \$4.0 million for this project.

### **Recommendation**

Based on the foregoing, I recommend that the Board authorize the Chief Executive Officer or his designee to take all actions, including, without limitation, executing of the MOU with NYSERDA, as described above.

*After questions and a discussion by the Trustees, and the opportunity for the public to be heard, upon a motion duly made and seconded, the following resolutions were approved by the Trustees.*

**1627. AUTHORIZATION TO EXECUTE MEMORANDA OF UNDERSTANDING WITH NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (“NYSERDA”) RELATING TO THE CLEAN TRANSPORTATION PRIZES AND RELIGIOUS AND COMMUNITY BUILDING HEAT PUMP AND ENERGY RETROFIT PROGRAM**

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**WHEREAS, the Climate Leadership and Community Protection Act mandates all State Agencies to prioritize reductions of GHG emissions in disadvantaged communities, as may be defined by the Climate Action Council, Climate Justice Working Group and Environmental Justice Advisory Group; and**

**WHEREAS, the New York Public Service Commission has found that a number of new approaches are needed to address solutions that affect disadvantaged and environmental just communities; and**

**WHEREAS, the New York Public Service Commission has determined that the Environmental Justice Community Clean Vehicles Transformation Prize, Clean Personal Mobility Prize, and Clean Medium- and Heavy-Duty Innovation Prize will position NYSERDA to leverage its expertise and experience and procure innovative solutions that meaningfully benefit Disadvantaged Communities, and will promote the public interest by furthering the State’s environmental and clean energy goals; and**

**WHEREAS, the New York Public Service Commission has directed NYSERDA to create programs that directly address this mandate, ordered the regulated utilities to participate in these programs; and**

**WHEREAS, LIPA and NYSERDA are in the process of negotiating memoranda of understanding that would allow customers and organizations located in the LIPA service area to participate in these prize competitions on terms similar to the participation of the regulated utilities in the State as outlined in the attached memorandum; and**

**WHEREAS, NYSERDA’s Community Anchor Institution Heat Pump and Energy Retrofit Program will advance the goals of the Climate Leadership and Community Protection Act in meeting the needs of environmental justice and disadvantaged communities located in LIPA’s service territory.**

**NOW, THEREFORE, BE IT RESOLVED, that the Chief Executive Officer or his designee be and hereby is authorized to execute and effect memoranda of understanding with NYSERDA and its contractor Metro IAF consistent with the terms of the accompanying memorandum, and to perform such other acts and deeds as may be necessary, convenient or appropriate, in the judgment of the Chief Executive Officer or his designee, to implement these programs in conjunction with NYSERDA.**

**\*\*\***

*Acting Chair Fischl then stated that the final agenda item, Secretary's Report on Board Policies and Communications, would be in written submission only, and available at the Long Island Power Authority website for viewing.*

\*\*\*

*Acting Chair Fischl then announced that the next Board meeting is scheduled for Wednesday, May 19, 2021 in Uniondale.*

*Acting Chair Fischl then asked for a motion to adjourn to Executive Session to discuss litigation matters and announced that no votes would be taken and that the Board would not be returning to Open Session. The motion was duly made and seconded, and the following resolution was adopted:*

**1628. EXECUTIVE SESSION – PURSUANT TO SECTION 105 OF THE PUBLIC OFFICERS LAW**

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**RESOLVED**, that pursuant to Section 105 of the Public Officers Law, the Trustees of the Long Island Power Authority shall convene in Executive Session for the purpose of discussing litigation matters.

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*At approximately 10:58 a.m. the Open Session of the Board of Trustees was adjourned on a motion to enter into Executive Session.*

\*\*\*

**April 28, 2021**

**Board Meeting**

**Public Comments**

1. Subject: LIPA Reimagined: Presentation Slides & Recording for March 29th LIPA Board Meeting

To the LIPA Board of Trustees,

As per my public comment during today's LIPA Board meeting on behalf of the Long Island Progressive Coalition, I am attaching a copy of the presentation given at the forum held on February 22nd, 2021 called "LIPA Reimagined: Building the Utility LI Deserve" and a [video recording of the event](#). The forum, put together by signatories of the [Reimagine LIPA statement](#) went over the history of the utility, the benefits of public power, and offered concrete proposals for more participatory structures of governance for the utility.

We were joined by some LIPA Board of Trustees, LIPA staff, LI elected officials, solar industry groups, business groups, and grassroots supporters. In total we had 265 registrations with 145 attendees on the call.

The forum was held as a part of our continued efforts to realize a fully publicly owned, controlled, and managed power authority. It comes in response to ongoing revelations about PSEG Long Island's failures in dealing with Tropical Storm Isaias. We continue this call in order to establish new standards for accountability, equity, resilience, and democracy in our energy system.

We request that this statement be distributed as soon as it is received.

Sincerely,

--

Ryan Madden (he/him)  
Sustainability Organizer  
Long Island Progressive Coalition  
Office: 516-541-1006 x13

[lipc.org](http://lipc.org)

2. Subject: Enough!

Board LIPA,

I am a rockaway resident and mother of three young children. Stop messing with our lives! We are not going to stop fighting. For our peninsula, our children or our world.

cynthia Hovanec  
belle harbor, New York 11694

### 3. Subject: No more Williams Pipeline

Board LIPA,

We don't need a LNG pipeline . We need to focus on renewable energy. Why buoys huge infrastructure around what is supposed to be a temporary transition fuel. It makes no sense. It's a waste of taxpayer dollars on a fuel source not made for long term use.

Plus... National Grid's recent moratorium on new gas hookups violates state regulatory procedures meant to protect ratepayers.

Please don't think short term. Don't let this pipeline happen.

Thank you

Tyler Breuer  
Brooklyn , New York 11207

4.

### 4. Subject: Stop this Pipl

Board LIPA,

This week, National Grid sent out an email blast to their customers taking a play from our activist handbook to "send comments to the DEC" in favor of the Williams Transco pipeline. In so doing they are abusing their monopoly power to panic customers into lobbying for their private profit.

Points you could make in your comment:

National Grid's recent moratorium on new gas hookups violates state regulatory procedures meant to protect ratepayers.

The utility's recent emails to those ratepayers about the illegal moratorium, which ask customers to lobby government agencies to support the pipeline, further violate ethical guidelines and are an abuse of its power as a monopoly.

The utility's recent emails to those ratepayers do not offer any alternatives, like renewable energy, to the customer to alleviate said gas moratorium.

The Public Service Commission (PSC) has a robust system of administrative procedures which protect ratepayers and ensure that they can weigh in and have their interests represented when utilities make changes that might affect them. For example, Public Service Law requires National Grid to consult with the PSC before denying ratepayers gas service. Only the PSC can decide how to address possible gas shortages.

By unilaterally imposing its gas moratorium, National Grid has circumvented these procedures and prevented the PSC from being able to adequately protect ratepayers and regulate the potentially self-serving actions of a monopoly utility.

National Grid's emails exacerbate this potential harm to its customers. Along with being confusing and manipulative, they pressure captive ratepayers—ratepayers who have no other choice of utility—to act politically against their best interests and on a private corporation's behalf.

National Grid's emails also create a harmful climate of fear based around a supposed gas shortage. This is all as the utility continues to ignore expert reports proving that we don't need this gas and continues to withhold information that we have requested, which they claim substantiates the need for this new pipeline.

The New York DEC has a legal duty to uphold the Clean Water Act and protect our waters, and the ecosystem our waters support.

We demand that the Public Service Commission and the Long Island Power Authority issue a cease and desist or reprimand for this unethical behavior from our public utility. The PSC must put the public before shareholders and protect ratepayers from corporate malfeasance.

We demand the New York Department of Environmental Conservation uphold their legal duty to the Clean Water Act.

Michael Poindexter

Queens, New York 11693

5. Subject: Pipeline

Board LIPA,

Please stop destroying our water.

Nicole Cuellar

Queens, New York 11106

6. Subject: Please Reject the  
Pipeline

Board LIPA,

Dear Williams Pipeline Coalition,

Please think about the environment and ocean life before building a pipeline that will destroy it.

Your monetary gain is selfish and does not give back to the marine communities.

There are several ways you can a hit out fracking but by the water is extremely dangerous to the wildlife and eliminates clean swimming water for the public.

PLEASE DO NOT BUILD THE PIPELINE.

Best,  
Reid

Reid Cashour  
Brooklyn , New York 11237

7. Subject: Seeking Information on Electricity Rates for Railroad Customers in NY

Dear LIPA Board of Trustees,

I am reaching out on behalf of the National Association of Regulatory Utility Commissioners (NARUC) International Programs Department at the suggestion of our colleagues at the NY DPS.

NARUC International partners with the United States Agency for the International Development (USAID), the Department of State, foreign regulatory agencies, and others to support effective energy sectors around the world that enable economic and societal growth.

We're currently planning a remote (online) peer-to-peer forum with the Tanzanian Energy and Water Utilities Regulatory Authority (EWURA) on setting electricity tariffs for railroad customers. EWURA is seeking to establish a new tariff class for electric rail customers connected directly to two new transmission lines being constructed alongside the railway routes.

We've been conducting outreach to identify volunteer experts to share expertise on this issue. However, as this is a bit of a unique (and specific) topic, we're still working out which authorities in the U.S. would have the appropriate experience.

Does NYPA have a special electricity rate for railroad customers? If so, at what level is this regulated?

I'd very much appreciate any information or contacts you could provide.

Thank you in advance, and best regards,

***Rachel Estrada***

Program Manager, International Programs

National Association of Regulatory Utility Commissioners (NARUC)

1101 Vermont Ave NW, Suite 200, Washington, DC 20005

Phone: (202) 821-1702

[www.naruc.org](http://www.naruc.org)

## 9: Public Power for LIPA

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

The time has come to make a change. When The Governor and LIPA first brought in PSEG Long Island in the wake of Superstorm Sandy, it was an idea whose time had come to embrace the promise of a public/private partnership that could grow and provide Long island with the best of both worlds. For a time it was on track to be. But in the last several years, PSEG LI has fallen flat again and again, and not lived up to the promises made to make LIPA better, more transparent, more communicative and more resilient.

Other places have municipalized and expanded things like solar generation and vastly improved grid reliability, while keeping rates below their state's average.

Municipalization would save \$70 Million a year- that could be spent on resiliency, needed grid upgrades, clean energy investments, or pay down the debt.

Under state review and regulation, it could focus on reliability, accountability, transparency, communication and resiliency, and make those mandatory. State oversight would open us up to funding that is currently not available for many different programs as well.

Municipalization would give Long Islanders a say in their utility for a more democratic grid.

Different models for this are available for the board to choose, from a more traditional board structure to a university-based one, but all with input from all stakeholder groups, from local organizations to environmental advocacy groups

In light of this, and the reluctance of PSEG LI to improve their accountability and operations, it is time to move on from PSEG LI and the public-private partnership that did not live up to its promise.

The time has come for a strong, publicly run LIPA.

Adriana Volpe

Point Lookout, New York 11569

10. Subject: Letter from Sierra Club Long Island Group  
To: Long Island Power Authority (LIPA) Board of Trustees  
Date: Friday, March 19, 2021

When the Governor and LIPA first brought in PSEG Long Island in the wake of Superstorm Sandy, it seemed to be the right move. PSEG promised to be more transparent, more communicative and more resilient. For a while, things went well. But in the last year or more, PSEG LI has not lived up to the promises it made. We are glad that the LIPA Board is considering Municipalization: it is time for such a major change.

We see several benefits of Municipalization:

1. According to *Newsday*, other places in the US have municipalized their utilities, resulting in:
  - a. Expanded solar power and other renewables
  - b. More efficiency programs
  - c. Vastly improved grid reliability
  - d. Keeping rates below their state's average
2. It would save tens of millions of dollars per year – money that could be spent on resiliency, grid upgrades, clean energy investments, or paying down debt.
3. It would give Long Islanders a say in their utility, for a more democratic grid.
4. It would bring state oversight that would mandate LIPA to focus on reliability, accountability, transparency, communication and resiliency.
5. Under state review and regulation, funding that is currently not available for many worthwhile programs may become available.

Different models for this are available, from a more traditional board structure to a university-based one, but the new organization must accept input from all stakeholders, including local environmental groups, and front line communities including low income communities and communities of color.

In light of these benefits, and past reluctance of PSEG LI to improve their accountability and operations, it is time to move to a more responsive, accountable and lower-cost public entity.

Thank you,  
Gail Payne, Energy Chair  
on behalf of the Sierra Club Long Island Group Executive Committee

11. Subject:

To the LIPA Board of Trustees,

This is Ryan Madden, Sustainability Organizer with the Long Island Progressive Coalition (LIPC). As I am sure you are aware at this point, yesterday fourteen state lawmakers from Long Island, in a letter to Gov. Andrew M. Cuomo, called for LIPA to terminate its contract with PSEG-LI, and to instead transition LIPA to a fully public power authority. [Newsday reported on this](#) and a copy of the letter is attached below.

LIPC, along with other signatories of the [Reimagine LIPA statement](#) helped solicit the signatures for this letter, demonstrating the growing chorus of support in the continued efforts to realize a fully publicly owned, controlled, and managed power authority for our region. We hope that this grassroots and legislative support is instructive in your deliberations in the coming months.

Sincerely,

--

Ryan Madden (he/him)  
Sustainability Organizer  
Long Island Progressive Coalition  
Office: 516-541-1006 x13

[lipc.org](http://lipc.org)

Copy of the letter copy/pasted:  
April 15, 2021  
The Honorable Andrew M. Cuomo  
Governor of New York State  
Executive Chamber  
The Capitol  
Albany, NY 12224  
Dear Governor Cuomo,

We write now to urge that LIPA terminate its contract with PSEG LI as soon as possible and become a true public power company.

The people of Long Island have experienced the poor service and very high rates under the commercial Long Island Lighting Company. They have also been disappointed by the performance of a hybrid model where a public body, LIPA used a commercial investor owned utility to manage and run the utility. While some improvements were made possible under this arrangement, poor service, a lack of reliability in inclement weather and a disdain for the concerns of the public have proven intolerable.

Across the country, publicly owned utilities have proven more affordable and reliable for customers. Publicly owned and managed electric suppliers are more responsive to customer needs, yielding higher customer satisfaction. Their outage times are generally shorter, safeguard households' food and medicine and provide the necessary infrastructure that increases the productivity of business.

The Honorable Andrew M. Cuomo

April 15, 2021

Page 2

After a past riddled with mismanagement and failure now is the time to allow LIPA to meet the goals it was created to achieve.

Sincerely,

Steve Englebright

Member of Assembly

Anthony H. Palumbo, Senator

Fred W. Thiele, Jr., Member of Assembly

Charles D. Lavine, Member of Assembly

Doug Smith, Member of Assembly

Michael Montesano, Member of Assembly

Phil Ramos, Member of Assembly

Gina Sillitti, Member of Assembly

Steve Stern, Member of Assembly

Taylor Darling, Member of Assembly

Kimberly Jean-Pierre, Member of Assembly

Judy Griffin, Member of Assembly

Michaelle C. Solages, Member of Assembly

Stacey Pheffer Amato, Member of Assembly

12. Subject: Partnership Inquiry

To the board of trustee, hope all is well to all members during these trying times,

I am writing to you in hopes of entering a partnership with LIPA with no upfront cost to you we will purchase land, commercial or industrial properties and converting them from solar Garden to solar farm across Nassau and Suffolk county, we have already proposed this idea to NYSERDA and on phone conference Monday we have received the embrace of our idea to works towards the zero-emission goal of renewable energy. In turns, we will resell the energy to you via a storage unit connecting to your grid. Also with the acquisition of these properties, we will install an EV charging station for public and commercial vehicles Hubs.

With that said we would like an LOI or email expressing your interest in this solution that we can speed up the process in the time frame, the federal government is giving to go green in many sectors.

Thanks in advance,  
Ilijha-Esrael B. -CEO  
Arie Group

13. Subject: Public Power for LIPA

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

The time has come to make a change. When The Governor and LIPA first brought in PSEG Long Island in the wake of Superstorm Sandy, it was an idea whose time had come to embrace the promise of a public/private partnership that could grow and provide Long island with the best of both worlds. For a time it was on track to be. But in the last several years, PSEG LI has fallen flat again and again, and not lived up to the promises made to make LIPA better, more transparent, more communicative and more resilient.

Other places have municipalized and expanded things like solar generation and vastly improved grid reliability, while keeping rates below their state's average.

Municipalization would save \$70 Million a year- that could be spent on resiliency, needed grid upgrades, clean energy investments, or pay down the debt.

Under state review and regulation, it could focus on reliability, accountability, transparency, communication and resiliency, and make those mandatory. State oversight would open us up to funding that is currently not available for many different programs as well.

Municipalization would give Long Islanders a say in their utility for a more democratic grid.

Different models for this are available for the board to choose, from a more traditional board structure to a university-based one, but all with input from all stakeholder groups, from local organizations to environmental advocacy groups

In light of this, and the reluctance of PSEG LI to improve their accountability and operations, it is time to move on from PSEG LI and the public-private partnership that did not live up to its promise.

The time has come for a strong, publicly run LIPA.

Nancy Schulman  
Long Beach, New York 11561

14. Subject: Public Power for LIPA

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

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Allison Blanchette  
Long Beach, New York 11561

15. Subject: Public Power for LIPA

of the LIPA Board ,

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Beth Finger  
Nesconset, New York 11767

16. Subject: Public Power for LIPA

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

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The time has come for a strong, publicly run LIPA.

Julia-Anne Merker  
Rockville Centre , New York 11570

17. Subject: Public Power for LIPA

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

I am very excited by the possibility that Long Island might adopt a public power structure to deliver electricity to people in Nassau and Suffolk Counties. Disappointed by the consistent failures of PSEG LI to deliver reliable electricity at a reasonable price, to move wholeheartedly into renewable generation, and to be transparent in its dealings with residents, those seeking municipalization make an excellent case.

Municipalization would save \$70 Million a year- that could be spent on resiliency, needed grid upgrades, clean energy investments, or pay down the debt.

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The time has come for a strong, publicly run LIPA.

Sincerely,

Sara S. Gronim

Sara Gronim  
Brooklyn, New York 11215

18. Subject: Public Power for LIPA

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

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Robert Praver  
Glen Cove, New York 11542-2848

## 19. Public Power for LIPA

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

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The time has come for a strong, publicly run LIPA.

Steven Rolston

Baldwin, New York 11510

**20. Subject: Website Inquiry: Board Agenda Comments**  
**Name: Gail Payne**

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**Address**

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**Affiliation**

Sierra Club Long Island Group

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**Agenda Topic**

Municipalization of LIPA: Public Public Partnership

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**Comment**

When the Governor and LIPA first brought in PSEG Long Island in the wake of Super-storm Sandy, it seemed to be the right move. PSEG promised to be more transparent, more communicative and more resilient. For a while, things went well. But in the last year or more, PSEG LI has not lived up to the promises it made. We are glad that the LIPA Board is considering Municipalization: it is time for such a major change.

We see several benefits of Municipalization:

1. According to Newsday, other places in the US have municipalized their utilities, resulting in:

- Expanded solar power and other renewables
- More efficiency programs
- Vastly improved grid reliability
- Keeping rates below their state's average

2. It would save tens of millions of dollars per year – money that could be spent on resiliency, grid

upgrades, clean energy investments, or paying down debt.

3. It would give Long Islanders a say in their utility, for a more democratic grid.

4. It would bring state oversight that would mandate LIPA to focus on reliability, accountability, transparency, communication and resiliency.

5. Under state review and regulation, funding that is currently not available for many worthwhile programs may become available.

Different models for this are available, from a more traditional board structure to a university-based one, but the new organization must accept input from all stakeholders, including local environmental groups, and front line communities including low income communities and communities of color.

In light of these benefits, and past reluctance of PSEG LI to improve their accountability and operations, it is time to move to a more responsive, accountable and lower-cost public entity.

(official letter attached)

Thank you,

Gail Payne, Energy Chair

Sent on behalf of the Sierra Club Long Island Group Executive Committee

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**If you have an attachment, please upload it here.**

 [Letter-to-LIPA-from-Sierra-Club.doc](#)

21. Subject: Public Power for LIPA

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

The time has come to make a change. When The Governor and LIPA first brought in PSEG Long Island in the wake of Superstorm Sandy, it was an idea whose time had come to embrace the promise of a public/private partnership that could grow and provide Long island with the best of both worlds. For a time it was on track to be. But in the last several years, PSEG LI has fallen flat again and again, and not lived up to the promises made to make LIPA better, more transparent, more communicative and more resilient.

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In light of this, and the reluctance of PSEG LI to improve their accountability and operations, it is time to move on from PSEG LI and the public-private partnership that did not live up to its promise.

The time has come for a strong, publicly run LIPA.

Joe Tonini  
Mineola , New York 11501

## 22. Subject: Public Power for LIPA

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

The time has come to make a change. When The Governor and LIPA first brought in PSEG Long Island in the wake of Superstorm Sandy, it was an idea whose time had come to embrace the promise of a public/private partnership that could grow and provide Long island with the best of both worlds. For a time it was on track to be. But in the last several years, PSEG LI has fallen flat again and again, and not lived up to the promises made to make LIPA better, more transparent, more communicative and more resilient.

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Jerry Rivers  
Roosevelt, New York 11575

23. Subject: Public Power for LIPA

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

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Cindy Vitere  
Long Beach, New York 11561

**24. Subject: Public Power for LIPA**

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

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Diane Stark  
Greenlawn, New York 11740

**25. Subject: Public Power for LIPA**

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

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Christine Jordan  
Greenlawn, New York 11740

26. Subject: Public Power for LIPA

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

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Sherry Darrow  
Huntington, New York 11743

27. Subject: Public Power for LIPA

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Lisa Kaplan-Miller

---

Woodmere , New York 11598

of the LIPA Board ,

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Enzo Bard

---

North Baldwin, New York 11510

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

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Under state review and regulation, it could focus on reliability, accountability, transparency, communication and resiliency, and make those mandatory. State oversight would open us up to funding that is currently not available for many different programs as well.

Municipalization would give Long Islanders a say in their utility for a more democratic grid.

Different models for this are available for the board to choose, from a more traditional board structure to a university-based one, but all with input from all stakeholder groups, from local organizations to environmental advocacy groups

In light of this, and the reluctance of PSEG LI to improve their accountability and operations, it is time to move on from PSEG LI and the public-private partnership that did not live up to its promise.

The time has come for a strong, publicly run LIPA.

el faverio  
smithtown, New York 11787

30. Subject: Public Power for LIPA

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

The time has come to make a change. When The Governor and LIPA first brought in PSEG Long Island in the wake of Superstorm Sandy, it was an idea whose time had come to embrace the promise of a public/private partnership that could grow and provide Long island with the best of both worlds. For a time it was on track to be. But in the last several years, PSEG LI has fallen flat again and again, and not lived up to the promises made to make LIPA better, more transparent, more communicative and more resilient.

Other places have municipalized and expanded things like solar generation and vastly improved grid reliability, while keeping rates below their state's average.

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The time has come for a strong, publicly run LIPA.

Catherine McConnell  
West Islip, New York 11795

31. Subject: Public Power for LIPA

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

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Long Island in the wake of Superstorm Sandy, it was an idea whose time had come to embrace the promise of a public/private partnership that could grow and provide Long island with the best of both worlds. For a time it was on track to be. But in the last several years, PSEG LI has fallen flat again and again, and not lived up to the promises made to make LIPA better, more transparent, more communicative and more resilient.

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The time has come for a strong, publicly run LIPA.

Kelly DeVine

---

Port Jefferson, New York 11777

32. Subject: Public Power for LIPA

of the LIPA Board ,

To: Governor Andrew Cuomo and the Long Island Power Authority (LIPA) Board of Trustees

The time has come to make a change. When The Governor and LIPA first brought in PSEG Long Island in the wake of Superstorm Sandy, it was an idea whose time had come to embrace the promise of a public/private partnership that could grow and provide Long island with the best of both worlds. For a time it was on track to be. But in the last several years, PSEG LI has fallen flat again and again, and not lived up to the promises made to make LIPA better, more transparent, more communicative and more resilient.

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The time has come for a strong, publicly run LIPA.

Anthony Becker  
Massapequa, New York 11758

33.

April 22, 2021

Long Island Power Authority  
333 Earle Ovington Boulevard  
Uniondale, NY 11553

Attention: Tom Falcone, CEO & LIPA Board of Trustees

***Sent via email***

Dear Mr. Falcone & LIPA Board Trustees:

We look forward to the Long Island Power Authority's forthcoming revised Options Analysis and

the opportunity for public comment.  
As you know, public participation in this important process is absolutely critical.  
Nothing less  
than the future of Long Island's electrical system is at stake. On behalf of the  
Reimagine LIPA  
campaign, the below signed organizations respectfully offer the following  
recommendations to  
maximize accessibility and engagement in the public hearings:

- At least 3-4 weeks advance notification prior to the hearings;
- Three hearings, one in daytime, two in the evening, lasting until everyone has spoken;
- Spanish translation;
- Accommodations made for the hearing impaired

Please let us know if you have any questions or need more information, and thank you  
for your  
consideration.

Please send any response to this inquiry to Ryan Madden at the Long Island Progressive  
Coalition: [rmadden@lipc.org](mailto:rmadden@lipc.org).

Thank you for your consideration.

Sincerely,

Lisa Tyson & Ryan Madden Eric Weltman  
Long Island Progressive Coalition Food & Water Watch  
Jonathan Westin Freya Cruz & Timothy Karcich  
New York Communities for Change Suffolk DSA  
Charles Nieves & Austin Lynch George Povall  
Nassau DSA All Our Energy  
Joseph Nahem Jennifer Rogers-Brown

34.

A LIPA contact form has been submitted!

<b>Type Of Request</b>	:	<b>Comment</b>
<b>First Name</b>	:	<b>toni</b>
<b>Last Name</b>	:	<b>daher</b>
<b>Address</b>	:	
<b>City</b>	:	<b>Cleveland</b>
<b>State</b>	:	<b>Ohio</b>
<b>Zip</b>	:	<b>44124-2048</b>
<b>Phone</b>	:	
<b>Email</b>	:	
<b>Media Member</b>	:	<b>No</b>
<b>Comments</b>	:	<b>my comment is for an electric company you can use this for extra electricity storage in the form of ammonia there is a company in ontario canada that has a patent to produce</b>

ammonia from air and water and electricity . its called green nh3 it can replace oil for sea shipping, airlines, trucks, even cars and energy storage or extra electricity storage . the website is greennh3.com . it was acquired by american company [www.eestorcorp.com](http://www.eestorcorp.com) . this maybe a good plan for your green new deal .

35.

Name  
ed

Address  
portalatin

Affiliation  
Say NO to Coal!!!

Agenda Topic  
Lowering Energy Cost

Comment

The duplication that is occurring in the LIPA/PSEG, and prior to that with the LIPA/Nat Grid team, is extremely inefficient. It is a model that pays two separate energy organization thus driving up the cost of electricity and making us less attractive to business. for the better of all involved, LIPA must look at a practical way of eliminating itself from the equation. NY already has a oversight organization, the PSC, set up to oversee all utilities in the state. we need to find better solutions to our cut the cost energy on this Island. It begins by cutting the double management cost system that penalizes us all.

**From:**  
**To:**  
**Cc:**  
**Subject:**  
**Date:**

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**From:** Ryan Madden  
**Sent:** Tuesday, April 27, 2021 11:10 AM  
**To:** Board of Trustees <boardoftrustees@lipower.org>  
**Subject:** LIPC Comments for April 28th LIPA Board Meeting

To the LIPA Board of Trustees,

On behalf of the Long Island Progressive Coalition, I am attaching the latest version of the Reimagine LIPA statement for submission for the next meeting of the LIPA Board of Trustees on April 28th, 2021.

The statement has been signed by over 30 Long Island organizations and now a few statewide formations, including NY Renews, a coalition of over 280 environmental, justice, faith, labor, and community groups that were the force behind NY's landmark climate law, the Climate Leadership and Community Protection Act. The statement affirms the call to end LIPA's contract with PSEG-LI as a part of the process to realize a fully publicly owned, controlled, and managed utility for Long Island.

Given the recent Newday coverage suggesting that LIPA may be consider replacing PSEG-LI rather than committing to municipalization, we say that the public-private partnership is at the root of the problems around utility accountability that has plagued LIPA since it was established. The model is unreliable, unaccountable, and more expensive. Years of these partnerships have removed us further from the root of our needs on Long Island: an energy system in service of people, not profits. The time has come to finally move to full public power.

We are also submitting a letter that was sent from fourteen state lawmakers from Long Island and the Rockaways to Governor Andrew M. Cuomo on April 15th, calling for LIPA to terminate its contract with PSEG-LI, and to instead transition LIPA to a fully public power authority. [Newsday](#), [News 12](#), and [WSHU](#) reported on this and a copy of the letter is attached below.

LIPC, along with other signatories of the Reimagine LIPA statement helped solicit the signatures for this letter, demonstrating the growing chorus of support in the continued efforts to realize public power for the region. We hope that this grassroots and legislative support is instructive in your deliberations in the coming weeks.

And finally we are re-submitting a letter that was recently sent to the Board with key

signatories of the Reimagine LIPA statement calling for robust processes for public engagement around the upcoming public hearings to be announced in response to the updated Options Analysis.

We request that this statement be distributed as soon as it is received.

Sincerely,

--

Ryan Madden (he/him)  
Sustainability Organizer  
Long Island Progressive Coalition  
Office: 516-541-1006 x13  
[lipc.org](http://lipc.org)





STEVEN ENGLEBRIGHT  
4<sup>th</sup> Assembly District  
Suffolk County

THE ASSEMBLY  
STATE OF NEW YORK  
ALBANY

CHAIRMAN  
Committee on Environmental Conservation

COMMITTEES  
Energy  
Higher Education  
Rules  
Science and Technology

April 15, 2021

The Honorable Andrew M. Cuomo  
Governor of New York State  
Executive Chamber  
The Capitol  
Albany, NY 12224

Dear Governor Cuomo,

We write now to urge that LIPA terminate its contract with PSEG LI as soon as possible and become a true public power company.

The people of Long Island have experienced the poor service and very high rates under the commercial Long Island Lighting Company. They have also been disappointed by the performance of a hybrid model where a public body, LIPA used a commercial investor owned utility to manage and run the utility. While some improvements were made possible under this arrangement, poor service, a lack of reliability in inclement weather and a disdain for the concerns of the public have proven intolerable.

Across the country, publicly owned utilities have proven more affordable and reliable for customers. Publicly owned and managed electric suppliers are more responsive to customer needs, yielding higher customer satisfaction.

Their outage times are generally shorter, safeguard households' food and medicine and provide the necessary infrastructure that increases the productivity of business.

The Honorable Andrew M. Cuomo  
April 15, 2021  
Page 2

After a past riddled with mismanagement and failure now is the time to allow LIPA to meet the goals it was created to achieve.

Sincerely,

A handwritten signature in cursive script that reads "Steve Englebright". The signature is written in black ink and is positioned to the left of the printed name.

Steve Englebright  
Member of Assembly

Anthony H. Palumbo, Senator

Fred W. Thiele, Jr., Member of Assembly

Charles D. Lavine, Member of Assembly

Doug Smith, Member of Assembly

Michael Montesano, Member of Assembly

Phil Ramos, Member of Assembly

Gina Sillitti, Member of Assembly

Steve Stern, Member of Assembly

Taylor Darling, Member of Assembly

Kimberly Jean-Pierre, Member of Assembly

Judy Griffin, Member of Assembly

Michaelle C. Solages, Member of Assembly

Stacey Pheffer Amato, Member of Assembly

4/27/21

To the LIPA Board of Trustees,

The time to reimagine the Long Island Power Authority (LIPA) is long past due. Our utility and the systems of oversight around it have failed Long Island over and over again, yet some are calling for LIPA to restructure its contracts or to fully privatize. We cannot risk treading the same old path with a new pair of shoes. Instead we must strike out on a better road, envisioning a publicly owned, controlled, and managed power authority, establishing new standards for accountability, equity, resilience, and democracy.

Almost 35 years ago, New York State established LIPA to replace the Long Island Lighting Company (LILCO) to address private utilities' failure to provide adequate services. However, years of public-private partnerships have removed us further from the root of our needs: an energy system in service of people, not profits. On good days, we pay outrageous rates for inadequate service. On bad days, we wait in the dark unable to get clear answers on when service will return. On all days, we maintain reliance on climate-wrecking fossil fuels that put our region at risk of further catastrophe.

Our utility consistently fails us, no more apparent than during last summer's Tropical Storm Isaias which proved PSEG LI incapable of responding to the challenge of providing and maintaining the resilient electric grid that Long Islanders need. We call on LIPA to terminate their contract with PSEG LI as soon as possible and fully municipalize. The storms could only get worse and Long Islanders are already fed up.

We must fully commit to a new paradigm of energy management on Long Island and oppose any efforts to further privatize our energy services. Across the country, publicly owned utilities have proven more affordable and reliable for residential customers. They are more responsive to customer needs, yielding better customer satisfaction. Their shorter outage times safeguard households' food and medicine and improve the productivity of small businesses. And they can ensure that Long Island helps fulfill the legal and moral obligation we have to prevent climate catastrophe by moving off fossil fuels and transitioning to 100% clean, renewable energy.

With a proper process in place, we can reimagine, reinvent, and restructure LIPA so that it is led by those most impacted by decisions concerning our energy system: ratepayers, workers, municipalities, community organizations, low-income households, and environmental justice communities. We can ensure that those who use, pay for, and work for the system have a say in how it runs. This is a choice we can make together as Long Island to prevent further encroachment of our energy commons by the forces of privatization. After a past riddled with mismanagement and failure after failure for Long Island communities, now is our moment to

reimagine LIPA, end corporate control and abuse of our energy systems, and realize the benefits of public power and full municipalization: real accountability, reliable service, affordable power, and a commitment to our transition off harmful fossil fuels.

We demand a genuine, inclusive, and robust process as LIPA's path forward is determined. We can no longer separate LIPA from everyday Long Islanders. We call for a public process that convenes appropriate stakeholders to serve as a watchdog in this crucial moment through public hearings, town halls, and other forms of participatory community engagement.

**Signed:**

Long Island Progressive Coalition  
Nassau County Democratic Socialists of America  
Suffolk County Democratic Socialists of America  
New York Communities for Change  
Food & Water Action  
Warriors of the Sunrise  
Cooperation Long Island  
Green Party of Nassau County  
NY02 Indivisible  
Progressive East End Reformers  
Suffolk Progressives  
Environmental Action Coalition  
Four Directions Mutual Aid  
Nassau Hiking & Outdoor Club  
All Our Energy  
Long Island Activists  
Together We Will LI  
Planned Parenthood Hudson Peconic  
Shinnecock Grave Protection Warrior Society  
Long Island Network for Change  
Mothers Out Front Long Island Team  
National Organization for Women, Suffolk Chapter  
Sustainability Department of the Sisters of St. Joseph, Brentwood  
Transition Town Port Washington  
Bay Shore Babylon Women's Huddle  
HUMuS: Huntington Mobilization for Sustainability  
Long Island Metro Business Action (LIMBA)  
Sunrise Long Island  
OLA of Eastern Long Island  
S.T.R.O.N.G Youth, Inc.

Sierra Club

NY Renews

Peoples Climate Movement-NY