

STATE OF NEW YORK

# Public Service Commission

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## COMMISSION TO MEET ON THURSDAY, JUNE 26 , 2014

Albany, NY – 06/20/14 – The Public Service Commission announced today that it will hold its next regular session beginning at **10:30 a.m., Thursday, June 26, 2014, in the 19<sup>th</sup> Floor Board Room of its offices located at Three Empire State Plaza, Albany, New York.**

**MEETING WILL BE BROADCAST ON THE INTERNET AT:**

<http://www.dps.ny.gov/Webcasts.html>

**-VIDEOCASTING TO PSC'S NYC OFFICES AVAILABLE-**

**(See instructions on last page of Agenda)**

The session agenda is as follows:

**To view documents related to PSC Cases Numbers below, visit:**

[http://www.dps.ny.gov/New\\_Search.html](http://www.dps.ny.gov/New_Search.html)

### **REGULAR AGENDA ITEMS**

#### **Items To Be Resolved Through Discussion**

**Item      PSC Case**

#### **GAS**

- |     |           |  |
|-----|-----------|--|
| 101 | 14-G-0176 | In the Matter of Staff's Analysis of Local Distribution Company Performance and Performance Measures for 2013.   |
| 102 | 14-G-0175 | In the Matter of a Natural Gas Incident at 52 Zariello Lane, West Haverstraw, on January 16, 2012, in the Service Territory of Orange and Rockland Utilities, Inc. |

- 14-G-0186 In the Matter of an Enforcement Proceeding Against Orange and Rockland Utilities, Inc. (ORU) for Alleged Violations of 16 NYCRR Part 753 - Protection of Underground Facilities, in the Service Territory of Orange and Rockland Utilities, Inc.

### **GENERAL**

- 201 14-M-0156 In the Matter of Utility Energy Service Quality Report for 2013.

### **POWER**

- 301 14-E-0092 In the Matter of 2013 Compliance Report on Stray Voltage Testing and Inspections as Required by the Electric Safety Standards.
- 302 14-E-0118 In the Matter of 2013 Electric Reliability Performance in New York State.

### **WATER**

- 401 13-W-0295 UNITED WATER NEW YORK INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Water Service.

No items will be considered on the Regular Agenda for **COMMUNICATIONS** and **CABLE**.

## CONSENT AGENDA

**This agenda consists of items that, by their nature, can be decided by the Commission on the basis of written reviews and analyses previously made available to the Commissioners and do not require discussion at the Session.**

**Item      PSC Case**

### GAS

- |     |           |  |
|-----|-----------|--|
| 161 | 11-G-0280 | CORNING NATURAL GAS CORPORATION - Amendments to PSC 7-Gas, eff. 5/1/14, on a temporary basis, to implement Rate Year Three of a three-year rate plan, in compliance with Commission Order issued 4/20/12.                  |
| 162 | 12-G-0202 | NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Amendments to PSC 219, eff. 4/1/14, on a temporary basis, to implement Rate Year Two of a three-year rate plan, in compliance with Commission Order issued 3/15/13. |
| 163 |           | In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities.  |
|     | 11-G-0149 | SUFFOLK PAVING CORP./KEYSPAN GAS EAST CORP. D/B/A NATIONAL GRID  |
|     | 14-G-0164 | MAVELLA CONSTRUCTION, LLC/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.  |
|     | 14-G-0166 | KING STAR CONSTRUCTION CO INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID  |
|     | 14-G-0167 | SCOTT LAWN YARD, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION   |
|     | 14-G-0168 | SUPERIOR DECKS & GAZEBOS, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION  |
|     | 14-G-0169 | SOLOMON APARTMENT MANAGEMENT/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID   |
|     | 14-G-0170 | WCC BUILDERS LLC/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY   |
|     | 14-G-0177 | STRUCTURAL CONCRETE CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID   |
|     | 14-G-0187 | FGC COMMUNICATIONS, INC./ORANGE AND ROCKLAND UTILITIES, INC.   |

- 164 14-G-0037 XPRESS NATURAL GAS, LLC - Petition for a Declaratory Ruling Regarding Regulation of a Compressed Natural Gas Filling Station and Related Facilities.
- 165 11-G-0580 NATIONAL FUEL GAS DISTRIBUTUION CORPORATION - In the Matter of a Comprehensive Management Audit.
- 166 11-G-0565 NEW YORK STATE ELECTRIC & GAS CORPORATION. - In the Matter of a Natural Gas Incident at 198 Joseph Street, Horseheads, on January 26, 2011, in the Service Territory of New York State Electric and Gas Corporation.
- 167 There is no item 167.
- 168 13-G-0186 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Amendments to PSC No. 9 - Gas, eff. 7/1/14, to make revisions to Interruptible Service Options by eliminating the Temperature Control Option.
- 169 There is no item 169.
- 170 14-G-0019 NEW YORK STATE ELECTRIC & GAS CORPORATION - Petition for a Declaratory Ruling Concerning Regulation of a Proposed Compressed Natural Gas Supply Station and Related Facilities.

#### **GENERAL**

- 261 13-S-0032 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Amendments to PSC 4-Steam, eff. 3/1/14, on a temporary basis, in compliance with Commission Order issued 2/21/14.
- 262 13-M-0449 In the Matter of Focused Operations Audit of the Internal Staffing Levels and the Use of Contractors for Selected Core Utility Functions at Major New York Energy Utilities.
- 263 14-M-0143 ALLEGANY GENERATING STATION, LLC/ALLIANCE NYGT, LLC/CARTHAGE ENERGY, LLC/POWER CITY PARTNERS

LLC/SENECA POWER PARTNERS, L.P./STERLING POWER PARTNERS, L.P./ALLIANCE ENERGY TRANSMISSIONS, LLC/ALLIANCE ENERGY TRANSMISSIONS-SYRACUSE LLC - Joint Petition for an Order Approving Financing Pursuant to Public Service Law Section 69.

- 264 14-M-0039 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID AND KEYSpan GAS EAST CORPORATION D/B/A BROOKLYN UNION OF L.I. - Amendments to PSC 220-Electricity, eff. 7/1/14, to establish fees for residential customers who choose to opt out of using Automated Meter Reading devices.

### POWER

- 361 There is no item 361.
- 362 14-E-0106 ROCHESTER GAS AND ELECTRIC CORPORATION - Amendment to PSC 18-Electricity, eff. 7/1/14, to add Metal Halide Arc Lighting to its street lighting schedule.
- 363 14-E-0024 855 MRU LLC - Petition to Submeter Electricity at 855 Sixth Avenue NY Located in the Territory of Consolidated Edison.
- 364 12-E-0201 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Amendments to PSC 220 and 214-Electricity, eff. 4/1/14 and 4/5/14, on a temporary basis, in compliance with Commission Order issued 3/15/14.
- 365 14-E-0061 ANITA GEHRKE/CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Appeal of Informal Hearing Decision.
- 366 14-E-0117 HELIOS POWER CAPITAL, LLC/DANSKAMMER ENERGY, LLC/MERCURIA ENERGY AMERICA, INC. - Joint Petition for Expedited Approval for the Lease, Sale and Operation of the Danskammer Generating Facility Under Lightened Regulation and for Related Relief.
- 367 14-E-0121 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Amendments to PSC 10 - Electricity, eff. 7/1/14, to modify Rider L -

## Direct Load Control Program.

- 368 10-E-0300 TRUMP CORPORATION - Petition to Submeter Electricity at Trump Park Residences, 3770 Barger Street, Shrub Oak, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 369 14-E-0053 HARMONY PRIMA LOFTS LLC - Petition to Submeter Electricity at 1373 Broadway, Albany, NY 12204 Located in the Territory of Niagara Mohawk Power Corporation d/b/a National Grid.
- 370 14-E-0032 BRIDGE LAND WEST LLC - Petition to Submeter Electricity at 460 Washington Street, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 371 03-E-0188 Proceeding on Motion of the Commission Regarding a Retail Renewable Portfolio Standard. Petition of the New York State Energy Research and Development Authority Regarding Changes to the Rules for Procuring Renewable Energy.
- 372 13-E-0573 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Tariff filing to make revisions to its Demand Response Programs: Rider S - Commercial System Relief Program, Rider U - Distribution Load Relief Program, Rider P - Purchases of Installed Capacity Program and Rider V - Emergency Demand Response Program.
- 373 11-T-0116 LONG ISLAND POWER AUTHORITY - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the PSL to Increase the Design Capacity of the Existing 10.6 Mile Wildwood to Riverhead Electric Transmission Line from 69kV to 138 kV.
- 374 14-E-0018 172 RIVER STREET ASSOC., LLC - Petition to Submeter Electricity at 172-176 River Street, Troy, Located in the Territory of Niagara Mohawk Power Corporation.
- 375 03-E-0188 Proceeding on Motion of the Commission Regarding a Retail Renewable Portfolio Standard. Request of The New York State Energy Research and Development Authority Regarding Customer-Sited Tier Unencumbered Program Funds.

## WATER

- 461 14-W-0100 VILLAGE OF TUCKAHOE - Petition Pursuant to Chapter 433 of the Laws of 2013 Related to Fire Hydrant Service.
- 14-W-0130 VILLAGE OF RYE BROOK - Petition Pursuant to Chapter 433 of the Laws of 2013 Related to Fire Hydrant Service.
- 462 14-W-0215 NEW YORK AMERICAN WATER COMPANY, INC./GLENWOOD WATER DISTRICT - Petition for Emergency Approval of Water Supply Agreement under PSL 89-c of the Public Service Law.

## COMMUNICATIONS

- 561 14-C-0194 VERIZON NEW YORK INC. - Petition Pursuant to Section 99 of the Public Service Law for Approval to Sell the Sixth Floor Unit of a Condominium Located at 1095 Avenue of the Americas, New York, New York.

## CABLE

- 661 14-V-0114 EMPIRE VIDEO SERVICES CORPORATION - Petition for a Certificate of Confirmation for its Franchise with the Village of Bath in Steuben County.
- 14-V-0116 EMPIRE VIDEO SERVICES CORPORATION - Petition for a Certificate of Confirmation for its Franchise with the Village of Watkins Glen in Schuyler County.

### Instructions to View Videocast at PSC's NYC Offices

Individuals in New York City wishing to view the Commission's meeting may do so in the Board Room on the 4<sup>th</sup> floor of the Commission's offices at 90 Church Street, New York City. The videocasting will be for viewing and listening purposes only. Pursuant to procedures established by the building management, anyone planning to observe the meeting in the New York City Board Room must notify Jan Goorsky at 212-417-2378, 48 hours in advance of the meeting, and must be prepared to show valid photo identification upon arrival at 90 Church Street.

### Instructions to View Video Broadcast of Meeting

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The viewing quality of a live webcast can be adversely affected by various factors including, but not limited to, Internet bandwidth limitations, Internet network congestion, and the configurations and settings on a computer used to view the webcast. If you experience problems viewing a live webcast, you may view it at a later time by accessing an archived copy of the webcast. Archives are available on the Department Web site within two business days after the meeting.

### **Explanation of Agenda**

The agenda is divided into two sections. The **Consent Agenda** consists of items that because of their nature, can be decided by the Commission on the basis of written reviews and analyses previously made available to the Commission and do not require discussion. Any item on the Consent Agenda can be transferred to the Regular Agenda if discussion is required.

The **Regular Agenda** consists of items that, by their nature, appear to be best resolved through discussion of matters covered by written reviews and analyses, also available to the Commissioners in advance of the meeting. All Commission meetings are open to the public. However, since adequate forums are available for public participation in cases before the Commission there will be no opportunity for the public to address the Commission. The agenda contained herein is complete at the time of issue, but other items may be added and some agenda items may be removed without further notice.

Proposed draft orders for **Regular Agenda items** or discussion items will be posted for public viewing, if feasible, by 5:00 p.m. the day before a Commission meeting. The draft orders will be made available at: [www.dps.ny.gov/DraftDocuments.html](http://www.dps.ny.gov/DraftDocuments.html)

The posted drafts will be removed by 5:00 p.m. on the day of the Commission meeting. The proposed order is not the final Commission action, rather, the final determination is the issued order, posted by the Secretary, and available at [www.dps.ny.gov](http://www.dps.ny.gov), click on "Search" then search the appropriate PSC case number.

### **Other Matters**



Persons with disabilities who require a sign language interpreter or other special accommodations should call the Department of Public Service's Human Resources Management office at 518- 474-2520. TTD users may call this number through the New York Relay Service at 1-800-662-1220 or have a representative call directly to the office.

All public documents that have been filed or issued before today's date may be obtained by accessing the Commission's Web site at [www.dps.ny.gov](http://www.dps.ny.gov), click on "Search" then search using the appropriate PSC case number, or in the alternative documents may be viewed on monitors provided in the Files Unit on the 14<sup>th</sup> floor of the Albany offices or obtained by calling (518) 474- 2500.

#### **Next Meeting**

The next regularly scheduled meeting will begin at **10:30 A.M., Thursday, July 24, 2014, in Albany, New York.**

Individuals in Albany wishing to observe the Commission's meeting may do so in the Board Room on the 19<sup>th</sup> floor of the Commission's offices at Three Empire State Plaza. **Pursuant to procedures established by the building management, anyone planning to view the meeting in the New York City Office must notify Jan Goorsky at 212-417-2378, 48 hours in advance of the meeting, and must be prepared to show valid photo identification upon arrival at 90 Church Street.** The videocasting will be for viewing and listening purposes only.

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