



# Public Service Commission

**For Immediate Release:** 05/13/15

Audrey Zibelman, Chair

**Contact:**

James Denn | James.Denn@dps.ny.gov | (518) 474-7080

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

<http://twitter.com/NYSDPS>

15037

## COMMISSION ISSUES FINAL MAY 14, 2015 AGENDA

Albany, NY – The Public Service Commission announced today that it will hold its next regular session beginning at **10:30 a.m., Thursday, May 14, 2015, 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**

#### **POWER**

301 There is no item 301.

302 15-E-0182 In the Matter of Staff's Report on 2015 Electric Summer Preparedness.

No items will be considered on the Regular Agenda for **GAS, GENERAL, WATER, 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       | In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities. |
| 12-G-0467 | EXPO INDUSTRIES, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.   |
| 14-G-0165 | HOME SOLUTION AND DESIGN MANAGEMENT LLC/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.                                       |
| 14-G-0290 | MR. PUMP, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
| 14-G-0430 | NEW YORK AMERICAN WATER COMPANY, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.                                     |
| 15-G-0058 | PRO SOURCE CONSTRUCTION LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.   |
| 15-G-0116 | KEN HANSON PAVING, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.  |
| 15-G-0215 | BRENNAN CONSTRUCTION/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.   |
| 15-G-0217 | BROWNIE COMPANIES OF LONG ISLAND, LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.                                     |
| 15-G-0218 | INCORPORATED VILLAGE OF HEMPSTEAD/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.   |
| 15-G-0219 | DR PLUMBING & HEATING, LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
| 15-G-0220 | PACIFIC LAWN SPRINKLER INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.   |
| 15-G-0221 | C. CONCRETE, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.   |
| 15-G-0222 | CAPITAL FENCE CO., INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.   |
| 15-G-0223 | BAREFOOT SEPTIC & SEWER, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.   |

- 15-G-0224 CITY OF GLOVERSVILLE WATER DEPARTMENT/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 15-G-0225 JAMES H. MALOY, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 15-G-0226 CRYSTAL CONSTRUCTION/ORANGE AND ROCKLAND UTILITIES, INC.
- 15-G-0227 SLR INDUSTRIES, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0228 CAMPOS TREE SERVICE COPR./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 162 15-G-0167 NIAGARA MOHAWK POWER CORPORATION - Petition to Amend its Certificate of Environmental Compatibility and Public Need Granted by Order issued in Case 90-T-0594.
- 163 14-G-0551 NATIONAL FUEL GAS DISTRIBUTION CORPORATION - Tariff filing by National Fuel Gas Distribution Corporation for approval to extend its Distributed Generation and Natural Gas Vehicle Programs and for authorization of the Partnership to Revitalize the Industrial Manufacturing Economy of Western New York (Prime-WNY).
- 164 There is no item 164.
- 165 15-G-0171 310 PAIGE STREET, SCHENECTADY - In the Matter of a Natural Gas Incident on August 10, 2014, in the Service Territory of Niagara Mohawk Power Corporation, d/b/a National Grid.
- 166 14-G-0212 Proceeding on Motion of the Commission to Investigate the Practices of Qualifying Persons to Perform Plastic Fusions on Natural Gas Facilities.

### GENERAL

- 261 10-M-0088 REENA PEARL/CONSOLIDATED EDISON OF NEW YORK, INC. - Appeal of Informal Hearing Decision.
- 14-E-0385 SARAH LEDERSTEIN/CONSOLIDATED EDISON OF NEW YORK, INC. - Appeal of Informal Hearing Decision.

- 262 13-G-0009 NATIONAL GRID USA'S NEW YORK GAS COMPANIES-  
Comprehensive Management and Operations Audit.
- 263 14-S-0382 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. -  
Tariff filing to make various revisions to P.S.C. No. 4 - Steam.

### **POWER**

- 361 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.
- 362 15-E-0177 COMPETITIVE POWER VENTURES HOLDINGS, LLC, CPV  
POWER DEVELOPMENT, INC., CPV NEWCO LLC, CPV NEWCO,  
LP, CPV VALLEY HOLDINGS, LLC, CPV VALLEY, LLC, GLOBAL  
INFRASTRUCTURE MANAGEMENT, LLC, GIP II CPV HOLDINGS  
PARTNERSHIP, P.P., GIP II CPV HOLDINGS PARTNERSHIP 2,  
L.P., GIP II CPV HOLDINGS PARTNERSHIP 3, L.P., GIP II CPV  
HOLDINGS PARTNERSHIP 4, L.P., DIAMOND GENERATING  
CORPORATION, AND DGC VALLEY, LLC - Petition for a  
Declaratory Ruling Concerning that Public Service Law Section 70 Does  
Not Apply to Proposed Transactions.
- 363 14-E-0081 LEVITON MFG. CO. - Petition for Approval of Series 8000 Electric  
Submeter for Use under Part 96.
- 364 14-E-0509 FIRST WIND HOLDINGS, LLC, ET AL. - Joint Petition for a  
Declaratory Ruling that Public Service Law Section 70 Does Not Apply  
to Proposed Transactions.
- 365 12-E-0136 DUNKIRK POWER LLC AND NRG ENERGY, INC. - Petition for  
Waiver of Generator Retirement Requirements.
- 366 15-E-0078 160 MADISON AVE LLC - Petition to Submeter Electricity at 160  
Madison Avenue, New York, NY 10016, Located in the Territory of  
Consolidated Edison Company, Inc.

- 367                    There is no item 367.
- 368    13-E-0030    CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. -  
Proceeding on Motion of the Commission as to the Rates, Charges, Rules  
and Regulations for Electric Service.
- 369    03-E-0188    Proceeding on Motion of the Commission Regarding a Retail Renewable  
Portfolio Standard. Request of Sterling Energy Group, Inc. and Niagara  
Generation LLC.

### **WATER**

- 461    14-W-0552    WINDEMERE HIGHLANDS, INC. - Minor Rate Filing to Increase its  
Annual Revenues by about \$24,000 or 48%.
- 462    15-W-0045    NEW YORK AMERICAN WATER COMPANY, INC. - Petition for  
Authority, Under Section 89-f of the Public Service Law, to Refinance up  
to \$22,600,000 of Existing Long-term Debt and Issue up to \$45,300,000  
of Long-term Debt through December 31, 2017.

### **COMMUNICATIONS**

- 561    97-C-0139    Proceeding on Motion of the Commission to Review Service Quality  
Standards for Telephone Companies. Inter-Carrier Service Quality  
Guidelines.
- 562    15-C-0236    In the Matter of Quality of Service provided by Local Exchange  
Companies in New York State. Verizon New York Inc. Service Quality  
Report.

### **CABLE**

- 661    15-V-0170    VERIZON NEW YORK INC. - Petition for Orders of Entry for 62  
Multiple-Dwelling Unit Buildings in the City of New York.
- 662                    Petitions for Renewal of Cable Television Franchises.
- 15-V-0004    CABLEVISION OF OSSINING, L.P./VILLAGE OF OSSINING, NEW  
YORK, COUNTY OF WESTCHESTER.

- 15-V-0044 TIME WARNER CABLE NORTHEAST LLC/TOWN OF COLD SPRING, CATTARAUGUS COUNTY.
- 15-V-0080 TIME WARNER CABLE NORTHEAST LLC/TOWN OF MARILLA, ERIE COUNTY.
- 15-V-0083 TIME WARNER CABLE NORTHEAST LLC/TOWN OF PULTENEY, STEUBEN COUNTY.
- 15-V-0097 CABLEVISION SYSTEMS LONG ISLAND CORPORATION/VILLAGE OF SOUTH FLORAL PARK, NASSAU COUNTY.
- 15-V-0121 TIME WARNER CABLE/TOWN OF TYRONE, COUNTY OF SCHUYLER, NEW YORK.
- 15-V-0129 TIME WARNER CABLE NORTHEAST LLC/TOWN OF NIAGARA, NIAGARA COUNTY.
- 15-V-0134 TIME WARNER CABLE/TOWN OF CALEDONIA, COUNTY OF LIVINGSTON, NEW YORK.
- 15-V-0146 TIME WARNER CABLE NORTHEAST LLC/TOWN OF BRUNSWICK, RENSSELAER COUNTY.
- 663 15-V-0090 ADAMS CATV, INC. AND OQUAGA LAKE CABLE, INC. - Joint Petition for a Certificate of Confirmation for its Franchise in Broome County.
- 664 14-V-0563 TIME WARNER CABLE NORTHEAST LLC - Petition to Amend its Existing Franchise with the Town of Vernon, Oneida County.
- 665 15-V-0169 VERIZON NEW YORK INC. - Petition for Orders of Entry for 65 Multiple-Dwelling Unit Buildings in the City of New York.

### **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**

In addition to the video broadcasting of the meeting in the Commission's New York City offices, the meeting will be broadcast live on the Internet. The Internet broadcast can be viewed by accessing <http://www.dps.ny.gov/Webcasts.html>

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, June 17, 2015, 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.

In addition, the meeting will be broadcast live on the Internet. The Internet broadcast can be viewed by accessing <http://www.dps.ny.gov/Webcasts.html>

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. TDD 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.