

Consent Agenda Report for 01/18/2018

The following is a preliminary and informal summary of actions the Commission took at its public session on January 18, 2018. This summary does not itself constitute final Commission action, and does not waive any privilege or exemption from disclosure for deliberative or other intra-agency materials. Final Commission action will take the form of an order.

Gas

ITEM 161-A

	<u>In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities.</u>
17-G-0630	TONY CASALE, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
17-G-0762	CENTRAL HUDSON GAS & ELECTRIC/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
17-G-0763	HUDSON VALLEY ALL-PRO PAVING, INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
17-G-0764	METZGER CONSTRUCTION/CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
17-G-0765	MILE SQUARE CONSTRUCTION INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
17-G-0766	S.G.C. CONSTRUCTION CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
17-G-0767	BAROCO CONTRACTING CORPORATION/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
17-G-0768	PEMBROOK FINE LANDSCAPES/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
17-G-0769	NEW YORK PAVING INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
17-G-0770	STREAMLINE BUILDERS CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
17-G-0771	ALL AMERICAN STONeworks INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
17-G-0772	CIARLO CONSTRUCTION CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
17-G-0773	DE-VIA BROS. ASPHALT, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
17-G-0774	B & T MANG., INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
17-G-0775	KOHLER BUILDERS, LLC/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.

ITEM 161-A (Cont'd)

- 17-G-0776 A & G CONTRACTING GROUP CORP/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 17-G-0777 PSG CONSTRUCTION/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 17-G-0778 ATLAS BUILDERS LLC/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 17-G-0779 SUPERIOR QUALITY DESIGN PAVERS, INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 17-G-0791 CONDOS BROTHERS CONSTRUCTION CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.

The Commission decided to determine \$10,000 penalties in Cases 17-G-0769, and 17-G-0791, \$2,500 penalties in Cases 17-G-0630, 17-G-0763, 17-G-0764, 17-G-0765, 17-G-0766, 17-G-0767, 17-G-0768, 17-G-0770, 17-G-0771, 17-G-0772, 17-G-0773, 17-G-0774, 17-G-0775, 17-G-0776, 17-G-0777, 17-G-0778, and 17-G-0779, and a \$1,000 penalty in Case 17-G-0762.

ITEM 161-B

In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities (Consent Order Agreements).

- 17-G-0780 RANDAZZO CONSTRUCTION/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 17-G-0781 OPAL CONSTRUCTION, CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 17-G-0782 G. FAZIO CONSTRUCTION CO., INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 17-G-0783 FORMATION CONCRETE & GENERAL CONSTRUCTION INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 17-G-0784 ANASTASIO'S LANDSCAPING/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 17-G-0785 TOWN OF VERONA HIGHWAY/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 17-G-0787 PETER LUIZZI & BROS. CONTRACTING, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.

ITEM 161-B (Cont'd)

- 17-G-0788 POWER PLUS ELECTRICAL CONTRACTING, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 17-G-0789 RECLAMATION, LLC/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 17-G-0790 SALVATORE BASILE II INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.

The Commission decided to grant Consent Orders in Cases 17-G-0780, 17-G-0781, 17-G-0782, 17-G-0783, 17-G-0784, 17-G-0785, 17-G-0787, 17-G-0788, 17-G-0789, and 17-G-0790.

ITEM 161-C

- 17-G-0223 A-Z CUSTOM HOMES/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 17-G-0320 YABOO FENCE CO., INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION.

The Commission decided to deny the Petition for Rehearing in Case 17-G-0223, and to grant the Petition for Rehearing in Case 17-G-0320.

ITEM 162

- 16-G-0058 & 16-G-0059 KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID AND THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID - The Commission decided to adopt the recommendations made in the Phase One Report and approve the tariff amendments.

General

ITEM 261

- 98-M-1343 The Commission decided to adopt modifications to the Uniform Business Practices. The modifications implement refinements to our statewide uniform practices and procedures. They clarify issues and will provide common structure for market participants in the State's competitive retail energy markets.

ITEM 262

- 17-M-0422 NATIONAL GRID GENERATION LLC - The Commission decided that there was no legal or substantive basis to reconsider its prior Declaratory Ruling, and advised petitioner of its findings in a letter from the Secretary.

ITEM 263

17-M-0815 The Commission decided to confirm a one commissioner order by Gregg C. Sayre, made in this proceeding on December 29, 2017, that instituted a proceeding on changes in law that may affect rates.

ITEM 264

18-M-0013 The Commission decided to confirm a one commissioner order by John B. Rhodes, Chair, made in this proceeding on January 11, 2018, that approved the issuance of Request for Proposals for an independent third-party consultant to conduct two focused operations audits of Consolidated Edison Company of New York, Inc., Orange & Rockland Utilities, Inc., New York State Electric & Gas Corporation and Rochester Gas and Electric Corporation.

Power

ITEM 361

17-E-0545 RENSSELAER GENERATING LLC AND ROSETON GENERATING LLC - The Commission decided to confirm a one commissioner order by John B. Rhodes, Chair, that approved a petition by the company for an increase in authorized debt up to a maximum amount of \$375 million in a letter of credit and other credit arrangements.

ITEM 362

05-E-1180 The Commission decided to confirm a one commissioner order by John B. Rhodes, Chair, that adopted modifications to the New York State Reliability Rules.

ITEM 363

17-E-0061 Rehearing of Commission Determination
GATEWAY DEVELOPMENT GROUP,
INC./CONSOLIDATED EDISON COMPANY OF NEW
YORK, INC. - The Commission decided to deny the rehearing.

- ITEM 364
17-E-0607 Appeal of an Informal Hearing Decision
JOSEPH MOORE/CONSOLIDATED EDISON
COMPANY OF NEW YORK, INC. - The Commission
decided to modify the informal hearing decision.
- ITEM 365
14-E-0326 QUADLOGIC CONTROLS CORP. - The Commission
decided to approve the company's S10N electric
meter for use in residential electric submetering
applications.
- ITEM 366
17-E-0418 1 DSA OWNER LLC - The Commission decided to
approve the company's petition to submeter electricity
at 242 Broome Street, New York, New York, located
in the territory of Consolidated Edison Company of
New York, Inc.
- ITEM 367
17-E-0465 45 JOHN NY LLC - The Commission decided to
approve the company's petition to submeter electricity
at 45 John Street, New York, New York, located in the
territory of Consolidated Edison Company of New
York Inc.
- ITEM 368
16-E-0024 ELECTRO INDUSTRIES/GAUGETECH - The
Commission decided to approve the company's Shark
200 residential electric meter for use in residential
electric submetering applications.
- ITEM 369
17-E-0292 ARTECHE USA - The Commission decided to
approve the company's UCE-17, URL-17, and
CRB-17 electric current and voltage transformers for
use in electric metering applications.
- ITEM 370
17-E-0457 THE HERITAGE DEAN STREET, LLC - The
Commission decided to approve the company's
petition to submeter electricity at 470 Dean Street,
Brooklyn, New York, located in the territory of
Consolidated Edison Company of New York, Inc.

ITEM 371
 17-E-0473 229 CHERRY STREET LLC - The Commission decided to approve the company's petition to submeter electricity at 229 Cherry Street, New York, New York located in the territory of Consolidated Edison Company of New York, Inc.

ITEM 372
 16-E-0060 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to approve the company's filing to implement Rider Q - Standby Rate Pilot, P.S.C. No. 10 - Electricity.

ITEM 373
 There is no Item 373

ITEM 374
 14-E-0302 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to grant the company's petition for clarification of the July 13, 2017 Order Extending Brooklyn/Queens Demand Management Program, clarifying that Non-Wire Alternative projects separate and distinct from the Brooklyn/Queens Demand Management Program developed for the purpose of deferring the Glendale Project are eligible for shareholder incentives.

ITEM 375
 There is no Item 375

ITEM 376
 18-E-0010 The Commission decided to confirm a one commissioner order by John B. Rhodes, Chair, made in this proceeding on January 4, 2018, that approved a petition by Orange and Rockland Utilities, Inc. for a property sales transaction on an emergency basis.

Water

ITEM 461
 16-W-0259 NEW YORK AMERICAN WATER COMPANY, INC. - The Commission decided to initiate an investigation to review a company error in assessing property values in the Sea Cliff District, that lead to customer overcharges for tax expenses in that district.

Communications

- ITEM 561
 17-C-0756 RGT UTILITIES, INC. - The Commission decided to approve the transfer of indirect control of the company to Forum Merger Subsidiary Group, which is merging with RGT's parent company, through a transaction at the holding company level. This will allow greater access to financial capital and strengthen RGT's ability to compete in New York.

Cable

- ITEM 661
 17-V-0665 TIME WARNER CABLE NORTHEAST LLC/TOWN OF YORK, LIVINGSTON COUNTY.
 17-V-0667 TIME WARNER CABLE NORTHEAST LLC/TOWN OF BURLINGTON, OTSEGO COUNTY.
 17-V-0705 TIME WARNER CABLE NORTHEAST LLC/VILLAGE OF PALATINE BRIDGE, MONTGOMERY COUNTY.
 17-V-0706 VERIZON NEW YORK INC./VILLAGE OF MILL NECK, NASSAU COUNTY.
 17-V-0707 TIME WARNER CABLE NORTHEAST LLC/VILLAGE OF MORRIS, OTSEGO COUNTY.

The Commission decided to grant approval of cable franchise renewals listed above.

- ITEM 662
 17-V-0441 VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petition for Orders of Entry for 34 multiple-dwelling unit buildings in the City of New York.

- ITEM 663
 17-V-0442 VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petition for Orders of Entry for 44 multiple-dwelling unit buildings in the City of New York.

- ITEM 664
 17-V-0430 FRONTIER COMMUNICATIONS OF NEW YORK, INC./TOWN OF BLOOMING GROVE, ORANGE COUNTY - The Commission decided to approve the company's television franchise and approving the petitioner's request for waiver of certain Commission rules.

ITEM 665

17-V-0701

DTC CABLE, INC./ TOWN OF WALTON,
DELAWARE COUNTY - The Commission decided to
approve the company's Certificate of Confirmation for
the Town of Walton, Delaware County.