



Public Service Commission

For Immediate Release: 12/16/15

Audrey Zibelman, Chair

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Commission Issues Final December 17, 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, December 17, 2015, in the 19th 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

REGULAR AGENDA ITEMS Items To Be Resolved Through Discussion

Item PSC Case

POWER

- | | | |
|-----|-----------|--|
| 301 | 12-T-0502 | Proceeding on Motion of the Commission to Examine Alternating Current Transmission Upgrades. |
| | 13-T-0454 | Application of North America Transmission Corporation and North America Transmission, LLC for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the Public Service Law for an Alternating Current Transmission Upgrade Project |

Consisting of an Edic to Fraser 345 kV Transmission Line and a New Scotland to Leeds to Pleasant Valley 345 kV Transmission Line.

- 13-T-0455 Part A Application of NextEra Energy Transmission New York, Inc. for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the Public Service Law for the Marcy to Pleasant Valley Project.
- 13-T-0456 The Part A Application of NextEra Energy Transmission New York, Inc. for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII for the Oakdale to Fraser Project.
- 13-M-0457 Application of New York Transmission Owners Pursuant to Article VII for Authority to Construct and Operate Electric Transmission Facilities in Multiple Counties in New York State.
- 13-T-0461 Application of Boundless Energy NE, LLC for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII for Leeds Path West Project.
- 13-E-0488 In the Matter of Alternating Current Transmission Upgrades - Comparative Proceeding.
- 14-E-0454 In the Matter of New York Independent System Operator, Inc.'s Proposed Public Policy Transmission Needs for Consideration.

WATER

- 401 13-W-0303 UNITED WATER NEW YORK, INC.'S - Proceeding on Motion of the Commission to Examine the Development of a New Long-Term Water Supply Source.
- 402 There is no item 402.
- 403 15-W-0562 In the Matter of Revising the Existing Public Service Commission's 1994 Acquisition Incentive Mechanism Policy (AIM Policy).

No items will be considered on the Regular Agenda for **GAS, GENERAL, 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 | 14-G-0212 | Proceeding on Motion of the Commission to Investigate the Practices of Qualifying Persons to Perform Plastic Fusions on Natural Gas Facilities. |
| 162 | 15-G-0309 | THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY - Petition for Approval Under Section 69 of the Public Service Law for Authority to Issue Securities. |
| 163 | 15-G-0308 | KEYSPAN GAS EAST CORP. D/B/A NATIONAL GRID - Petition for Approval Under Section 69 of the Public Service Law for Authority to Issue Securities. |
| 164 | 13-G-0465 | CORNING NATURAL GAS CORPORATION - Petition for Recovery of Property Tax and Large Customer Revenue Deferrals. |
| 165 | | In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities. |
| | 15-G-0473 | PRECISION FENCE, LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID. |
| | 15-G-0657 | ADAMO PAVING CORP./CENTRAL HUDSON GAS & ELECTRIC CORPORATION. |
| | 15-G-0658 | FRANK G TOROK EXCAVATING/CENTRAL HUDSON GAS & ELECTRIC CORPORATION. |
| | 15-G-0659 | RNC INDUSTRIES, LLC/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. |
| | 15-G-0660 | P. MORRISSEY CONTRACTING, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. |
| | 15-G-0661 | PEDRO VILCA CONTRACTING/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. |
| | 15-G-0662 | ROCKS MASONRY AND EXCAVATION, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID. |

- 15-G-0663 ISLAND COVE GENERAL CONTRACTING, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0664 NETWORK INFRASTRUCTURE, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
- 15-G-0665 SYRACUSE CONSTRUCTORS, INC./NEW YORK ELECTRIC & GAS CORPORATION.
- 15-G-0668 MARIAVILLE CONSTRUCTION CO., INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 15-G-0669 JTS CONSTRUCTION INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 15-G-0670 TWO BROTHERS MASONS INC./ORANGE AND ROCKLAND UTILITIES, INC.
- 15-G-0672 DDS CONSTRUCTORS, LLC/ROCHESTER GAS AND ELECTRIC CORPORATION.
- 15-G-0674 CATCO ELECTRIC CONTRACTORS CORP./ROCHESTER GAS AND ELECTRIC CORPORATION.
- 15-G-0675 D L BENNETT CONSTRUCTION/ROCHESTER GAS AND ELECTRIC CORPORATION.
- 15-G-0676 VICTOR EXCAVATING, INC./ROCHESTER GAS AND ELECTRIC CORPORATION.
- 15-G-0677 VPF GENERAL CONTRACTING CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 15-G-0678 ROCKAWAY BEACH BLVD. CONSTRUCTION CO., LLC/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 15-G-0680 BREEZY POINT CO-OP, INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 166 15-G-0653 KEYSPAN GAS EAST CORP. D/B/A BROOKLYN UNION OF L.I. - Tariff filing for approval to revise its gas tariff schedule, P.S.C. No. 1, to extend the date that the Company can begin charging a fee for residential manual meter reading.
- 167 14-G-0124 HARJAT REALTY/NATIONAL GRID-METRO NY - Appeal of Informal Hearing Decision.
- 168 15-G-0376 In the Matter of the Filing of Annual Reconciliation of Gas Expenses and Gas Cost Recoveries.

- 169 15-G-0241 BATH ELECTRIC, GAS & WATER SYSTEMS - Petition Regarding Lost and Unaccounted for Gas.
- 170 15-G-0578 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Tariff filing to revise SC No. 20 to include the new Managed Supply Service and to make changes to the Winter Bundled Sales Service Program contained in P.S.C. No. 9 - Gas.

GENERAL

- 261 09-M-0311 Implementation of Chapter 59 of the Laws of 2009 Establishing a Temporary Annual Assessment Pursuant to PSL 18-a(6).
- 262 01-M-1806 In the Matter of the Review of Existing Commission Rules and Regulations Pursuant to State Administrative Procedure Act, Section 207.
- 263 15-M-0326 ROCHESTER GAS AND ELECTRIC CORPORATION - Petition Under Section 69 of the Public Service Law for Authority to Issue Long-Term Indebtedness, Preferred Stock and Hybrid Securities and to Enter into Derivative Instruments Pursuant to a Global Financing Plan.
- 264 98-M-0667 In the Matter of Electronic Data Interchange.
 98-M-1343 In the Matter of Retail Access Business Rules.
 12-M-0476 Proceeding on Motion of the Commission to Assess Certain Aspects of the Residential and Small Non-Residential Retail Energy Markets in New York State.
- 265 15-M-0272 VALLEY PARK SUBDIVISION - In the Matter of a Request for an Extension of the Five Year Refund Period for a Deposit Made with National Grid.
- 266 15-E-0448 MR. CHAIM NUSBAUM AND MR. SHALOM KAJ/MS. CHRISTINA PRINGLE AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Rehearing of Designee Determination.
- 267 15-G-0504 MR. JOSHUA K. RAMKISSOON/MS. KIMONA HIGGINS AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Rehearing of Designee Determination.

- 268 14-E-0570 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. -
Tariff filing to establish General Rule 6.10 - AMR/AMI (Automated
Meter Reading/Advanced Metering Infrastructure) Meter Opt-Out
contained in P.S.C. No. 10 - Electricity.
- 14-G-0571 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. -
Tariff filing to establish a new provision under General Information
Section III.8 - Metering and Billing titled AMR/AMI (Automated Meter
Reading/Advanced Metering Infrastructure) Meter Opt-Out contained in
P.S.C. No. 9 -Gas.
- 269 09-G-0230 WESTERN SUFFOLK BOCES/NATIONAL GRID LI, INC. - Appeal of
Informal Hearing Decision.
- 270 15-M-0252 In the Matter of Utility Energy Efficiency Programs.
- 271 14-M-0094 Proceeding on Motion of the Commission to Consider a Clean Energy
Fund.
- 10-M-0457 In the Matter of the System Benefits Charge IV.
- 07-M-0548 Proceeding on Motion of the Commission Regarding an Energy
Efficiency Portfolio Standard.
- 03-E-0188 Proceeding on Motion of the Commission Regarding a Retail Renewable
Portfolio Standard.

POWER

- 361 14-E-0270 R.E. GINNA NUCLEAR POWER PLANT, LLC. - Petition Requesting
Initiation of a Proceeding to Examine a Proposal for Continued
Operation.
- 362 15-E-0444 NIAGARA MOHAWK POWER CORPORATION - Tariff filing to
Update the Rates in Rule No. 35 - Cable System Operator and
Telecommunications Service Provider Wire Line Attachment Rates to
Electric Distribution Poles contained in P.S.C. No. 220 - Electricity.
- 363 15-E-0200 COTTAGE STREET APARTMENTS, LLC - Petition to Submeter
Electricity at 31 Cottage Street, Troy, NY Located in the Territory of
Niagara Mohawk Power Corporation.

- 364 15-E-0181 325 LEX CONDOMINIUM - Petition to Submeter Electricity at 325 Lexington Avenue, New York, NY 10016, Located in the Territory of Consolidated Edison Company, Inc.
- 365 There is no item 365.
- 366 15-E-0597 NOBLE ENVIRONMENTAL POWER, LLC, NOBLE ALTONA WINDPARK, LLC, NOBLE BLISS WINDPARK, LLC, NOBLE CLINTON WINDPARK I, LLC, NOBLE ELLENBURG WINDPARK, LLC, NOBLE CHATEAUGAY WINDPARK, LLC, NOBLE GREAT PLAINS WINDPARK, LLC, NOBLE WETHERSFIELD WINDPARK, LLC - Petition for a Declaratory Ruling Invoking the Wallkill Presumption or for Expedited Approval Pursuant to Section 70 of the Public Service Law.
- 367 14-E-0561 SIEMENS INDUSTRY, INC. - Petition for Approval of Embedded Micro Metering Modules.
- 368 15-E-0592 ASTORIA GENERATING COMPANY, L.P., TPF II POWER HOLDINGS, LLC, TPF II POWER MIDCO, LLC, AND EASTERN GENERATION, LLC - Petition for a Declaratory Ruling Regarding the Indirect Transfer of Control of Lightly Regulated Electric Generating Facilities or, in the Alternative, for an Order Approving the Transfer Under Section 70 of the Public Service Law.
- 369 12-M-0479 MRS. AISSATOU DIALLO/MS. MARIA THOMAS AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Rehearing of Designee Decision.
- 370 10-E-0610 CENTRAL SYNAGOGUE/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Appeal of Informal Hearing Decision.
- 371 15-T-0384 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Petition for an Amendment to the Certificate of Environmental Compatibility and Public Need For its Fenner-Cortland #3 Line in Madison County.

- 372 15-E-0229 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. -
Petition for Implementation of Projects and Programs that Support
Reforming the Energy Vision.
- 373 15-E-0569 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Tariff
filing to Establish General Information Section 45 - Empire Zone Rate
Contained in P.S.C. No. 15 - Electricity.

COMMUNICATIONS

- 561 15-C-0685 X5 OPCO LLC AND NOVATEL LTD., INC. - Joint Petition for
Approval for X5 OpCp LLC to Acquire Certain Assets Including
Subscribers of Novatel Ltd., Inc.
- 562 15-C-0686 GARRISON TNCI LLC, TNCI OPERATING COMPANY LLC,
IMPACT TELECOM, INC. AND MATRIX TELECOM, INC. - Joint
Petition for Approval (1) of the Proposed Transfer of Indirect Control of
Matrix Telecom, Inc. to Garrison TNCI LLC and Related Transactions
and (2) for TNCI Operating Company LLC and Matrix Telecom, Inc. to
Participate in Certain Financing Arrangements.
- 563 15-C-0453 DEPOSIT TELEPHONE COMPANY, INC. - Minor Rate Filing to
Increase its Basic and Non-Basic Service Rates.
- 564 15-C-0370 PATTERSONVILLE TELEPHONE COMPANY - Minor Rate Filing to
Increase its Annual Revenues by about \$205,257.

CABLE

- 661 15-V-0637 VERIZON NEW YORK INC. - Petition for Orders of Entry for 40
Multiple-Dwelling Unit Buildings in the City of New York.
- 662 15-V-0638 VERIZON NEW YORK INC. - Petition for Orders of Entry for 41
Multiple-Dwelling Unit Buildings in the City of New York.
- 663 Petitions for Renewal of Cable Television Franchises.
- 15-V-0366

TIME WARNER CABLE NORTHEAST LLC/TOWN OF
HALFMOON, SARATOGA COUNTY.

- 15-V-0367 Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Mayfield, Fulton County.
- 15-V-0390 Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Canajoharie, Montgomery County.
- 15-V-0391 Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Dolgeville, Herkimer County.
- 15-V-0401 Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Lewiston, Niagara County.
- 15-V-0431 Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Wilson, Niagara County.
- 15-V-0455 Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Avon, Livingston County.
- 15-V-0459 Petition of Mid-Hudson Cablevision, Inc. for Approval of the Renewal of its Franchise with the Town of Claverack (including the Village of Philmont), Columbia County.
- 15-V-0461 Petition of Mid-Hudson Cablevision, Inc. for Approval of the Renewal of its Franchise with the Village of Catskill, Greene County.
- 15-V-0493 Petition of Charter Communications Entertainment, 1, LLC for Approval of the Renewal of its Franchise with the Town of Ghent, Columbia County.
- 15-V-0507 Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Bridgewater, Oneida County.
- 15-V-0510 Petition of Charter Communications Entertainment, 1, LLC for Approval of the Renewal of its Franchise with the Town of Copake, Columbia County.
- 15-V-0517 Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Bloomfield, Ontario County.
- 15-V-0524 Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Town of Camillus, Onondaga County
- 15-V-0538 Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Fair Haven, Cayuga County
- 15-V-0550 Petition of Time Warner Cable Northeast LLC for Approval of the Renewal of its Franchise with the Village of Pulaski, Oswego County.

- 15-V-0596 Petition of Charter Communications Entertainment, 1, LLC for Approval of the Renewal of its Franchise with the Town of Berlin, Rensselaer County.
- 15-V-0648 Petition of Cablevision Systems Long Island Corporation for Approval of the Renewal of its Franchise with the Village of Baxter Estates, Nassau 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 4th 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

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, 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, 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 14th 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, January 14, 2016, in Albany, New York.**

Individuals in Albany wishing to observe the Commission's meeting may do so in the Board Room on the 19th 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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