



CPUC Public Agenda 3327

Thursday, December 5, 2013, 9:30 a.m.
San Francisco, CA



Commissioners:
Michael R. Peevey
Michel Peter Florio
Catherine J.K. Sandoval
Mark J. Ferron
Carla J. Peterman

www.cpuc.ca.gov





Safety and Emergency Information

- The restrooms are located at the far end of the lobby outside of the security screening area.
- In the event of an emergency, please calmly proceed out of the exits. There are four exits total. Two exits are in the rear and two exits are on either side of the public speakers area.
- In the event of an emergency and the building needs to be evacuated, if you use the back exit, please head out through the courtyard and down the front stairs across McAllister.
- If you use the side exits you will end up on Golden Gate Ave. Please proceed around the front of the building to Van Ness Ave and continue on down to the assembly point.
- Our assembly point is between the War Memorial Building and the Opera Building (House) which is on Van Ness Ave, located between McAllister and Grove.





Public Comment

- Per Resolution ALJ-252, any member of the public who wishes to address the CPUC about matters before the Commission must sign up with the Public Advisor's Office table before the meeting begins. If an individual has signed up using the electronic system on the Commission's website, they must check in with the Public Advisor's Office on the day of the meeting, by the sign-up deadline.
- Once called, each speaker has up to 3 minutes at the discretion of the Commission President, depending on the number of speakers the time limit may be reduced to 1 minute.
- A sign will be posted when 1 minute remains.
- A bell will ring when time has expired.
- At the end of the Public Comment Section, the Commission President will ask if there are any additional individuals who wish to speak. Individuals who wish to speak but did not sign up by the deadline, will be granted a maximum of one minute to make their comments.

The following items are NOT subject to Public Comment:

- Items: 18, 27, 29, 30, 31, 33
- All items on the Closed Session Agenda





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- Once called, each speaker has up to 2 minutes to address the Commission.
- A sign will be posted when 1 minute remains.
- A bell will ring when time has expired.
- At the end of the Public Comment Section, the Commission President will ask if there are any additional individuals who wish to speak. Individuals who wish to speak but did not sign up by the deadline, will be granted a maximum of one minute to make their comments.

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Agenda Changes

- Items shown on the Consent Agenda will be taken up and voted on as a group in one of the first items of business of each CPUC meeting.
- Items on Today's Consent Agenda are: 1, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, & 45.
- Any Commissioner, with consent of the other Commissioners, may request an item from the Regular Agenda be moved to the Consent Agenda prior to the meeting.
- **Item 46** from the Regular Agenda have been added to the Consent Agenda.
- Any Commissioner may request an item be removed from the Consent Agenda for discussion on the Regular Agenda prior to the meeting.
Item: **None** have been moved to the Regular Agenda.
- **Items 47 & 47a** have been withdrawn.
- The following items have been held to future Commission Meetings:

Held to 12/19/13: 2, 3, 6, 19, 49 & 50.

Held to 1/16/14: 48 & 48a.





Regular Agenda

- Each item on the Regular Agenda (and its alternate if any) will be introduced by the assigned Commissioner or CPUC staff and discussed before it is moved for a vote.
- For each agenda item, a summary of the proposed action is included on the agenda; the CPUC's decision may, however, differ from that proposed.
- The complete text of every Proposed Decision or Draft Resolution is available for download on the CPUC's website: www.cpuc.ca.gov.
- Late changes to agenda items are available on the Escutia Table.





Regular Agenda – Communication Orders

Item #3 [12458]

Res T-17424

Funding for Ponderosa Telephone Company's Beasore/Central Camp Project

PROPOSED OUTCOME:

- Approves funding in the amount of \$1,755,042 from California Advanced Service Fund (CASF) for Ponderosa Telephone Company's CASF grant application for its Beasore/Central Camp Last Mile Unserved and Underserved Broadband Project.
- The project will extend high-speed internet service to 3.49 square miles covering the Beasore and Central Camp communities of unincorporated Madera County and provide safety-enhancing landline telephone service in an area where there currently is none.

SAFETY CONSIDERATIONS:

- Completion of the project would improve communications with emergency services, including E-911.
- New infrastructure could potentially provide a low-vulnerability communications infrastructure in this fire-prone area.

ESTIMATED COST:

- \$1,755,042.





Resolution T-17424 BEASORE/CENTRAL CAMP PROJECT



Ryan Dulin
Director

Communications Division

December 5, 2013



CASF Program

- The Commission authorized the California Advanced Services Fund (CASF) on December 20, 2007 to encourage deployment of high-quality advanced communications
- The Broadband Infrastructure Grant Account provides funding for the capital costs of broadband infrastructure projects in unserved and underserved areas of the state.



Beasore/Central Camp Project

- Proposed by Ponderosa Telephone Co.
- Fiber-to-the-home with supporting backhaul
- Up to 20 mbps upstream / 50 mbps down
- Project seeks \$1,755,042 in CASF funds
(61.6 percent of \$2,847,306)





Major Considerations

- Provides Greater Public Safety
- Targets UnServed Area
- Provides Backhaul Infrastructure

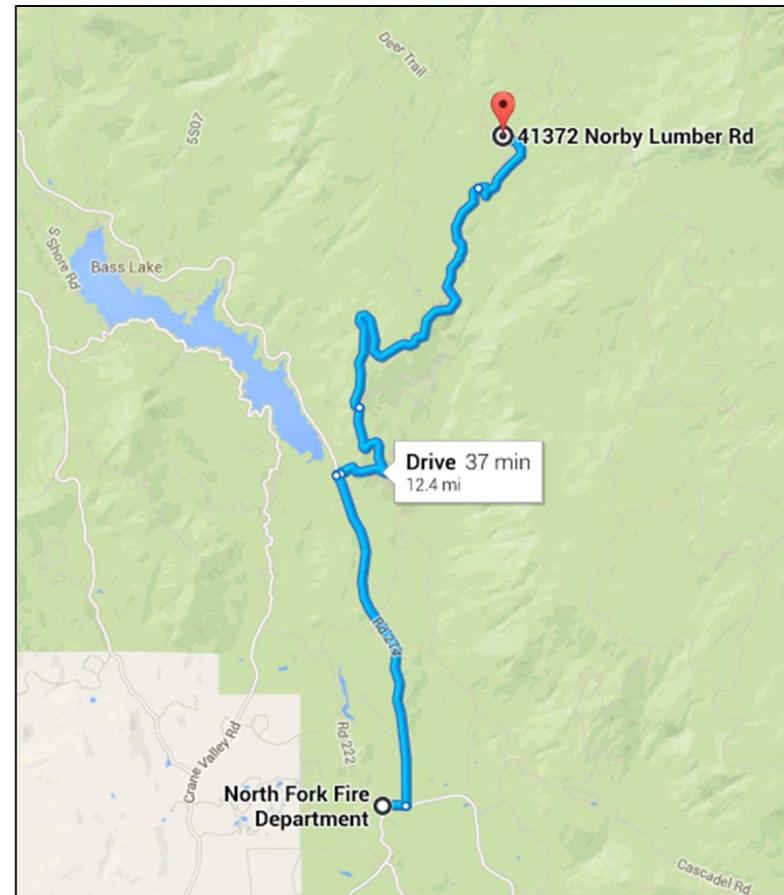




The Case for Safety

- No wired phone service
- Cell service is poor or non-existent
- Fire-prone area
 - Last wildfire on record near project area was escaped camp fire on Beasore Road on Sept. 2
 - On Sept. 22, nine separate, simultaneous fire incidents in Sierra Nation Forest*
- Closest full-service fire station is 37 minutes away from Central Camp, 5-10 more minutes to Beasore area
- Microwave relay to Beasore would provide low-vulnerability infrastructure

* WildlandFire.com





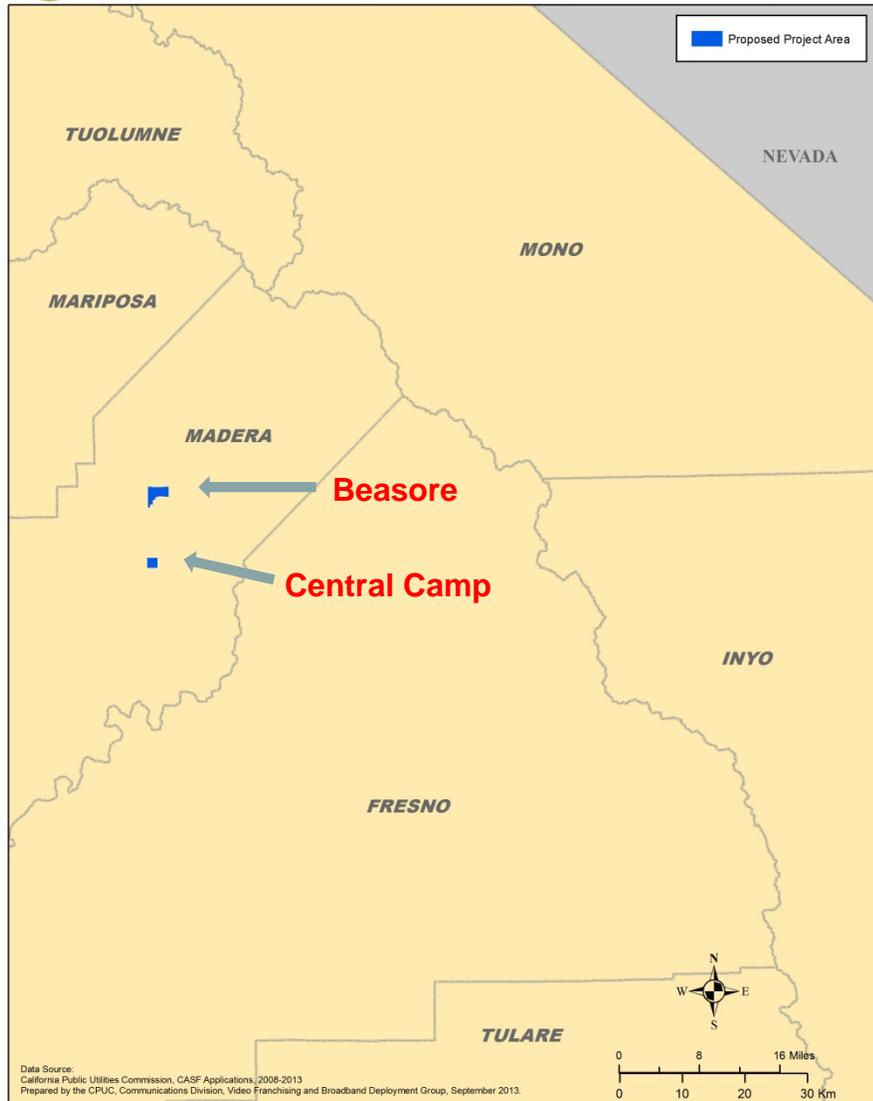
Cost Allocation by Area

Description	Cost
Beasore	\$2,335,166
Central Camp	\$421,040
Shared Costs (design, engineering, inspection, testing, etc.)	\$91,100
Total Project Costs	\$2,847,306
CASF Funds Requested (61.6%)	\$1,755,042
Ponderosa Internally Funded Match (38.4%)	\$1,092,264





CASF UNDERSERVED APPLICATION - FEBRUARY 1, 2013
Ponderosa Telephone Company - Beasore Project



Geography

- Eastern Madera County
- Sierra Nevada Foothills
- 3.49 square miles in aggregate
- Altitudes: Beasore, 6,800 feet; Central Camp 5,400 feet
- Weighted median income: \$44,757 per household
- Per 2010 Census:
 - Beasore 32 households, 84 housing units, 75 population
 - Central Camp 0 households, 75 housing units, 0 population
 - USFS and Ponderosa disagree, saying there are residents in Central Camp year round.





Central Camp (project area outlined)





2010 Census vs. Today

- 2010 Census: 0 population, 0 households (75 housing units). Data almost four years old.
- Ponderosa: 20 recent inquiries into getting service
- United States Forrest Service, Assistant Lands Officer, Henry Herrera (Dec. 3, 2013 interview):
 - 100 to 300 cabins in area
 - “People live in Central Camp year round. It depends on their capabilities.”
 - Only spotty cell service at top of hills
 - “People need to be able to call 9-1-1.”





Commissioners' Reports





Management Reports





Regular Agenda – Management Reports and Resolutions

Item #51 [12557]

Report and Discussion by Safety and Enforcement Division on Recent Safety Program Activities





New York “Metro-North” Derailment, December 1, 2013

NTSB Investigation



Paul King, PhD, Deputy Director
Office of Rail Safety
Safety and Enforcement Division
December 5, 2013





Presentation Overview

- Overview of New York City's Metro-North railroad passenger train derailment.
- NTSB investigation public information.
- Potential causes.
- NTSB rules for “party” status in an investigation.





New York City's "Metro-North" Passenger Train Derailment December 1, 2013



Head-end of train ("cab car") rests at edge of river





Metro-North Derailment (cont.)



Two cars on their sides, three cars leaning, two upright





Metro-North Derailment (cont.)



View from middle towards rear of train





Metro-North Derailment (cont.)



View of curve, surrounding area



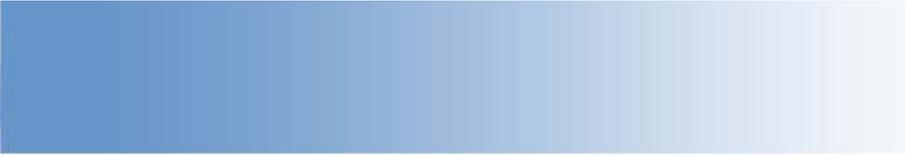


Metro-North Derailment (cont.)



Head-end of train





Metro-North Derailment (cont.)



Controlling “cab car” head-end at edge of river





Metro-North Derailment (cont.)

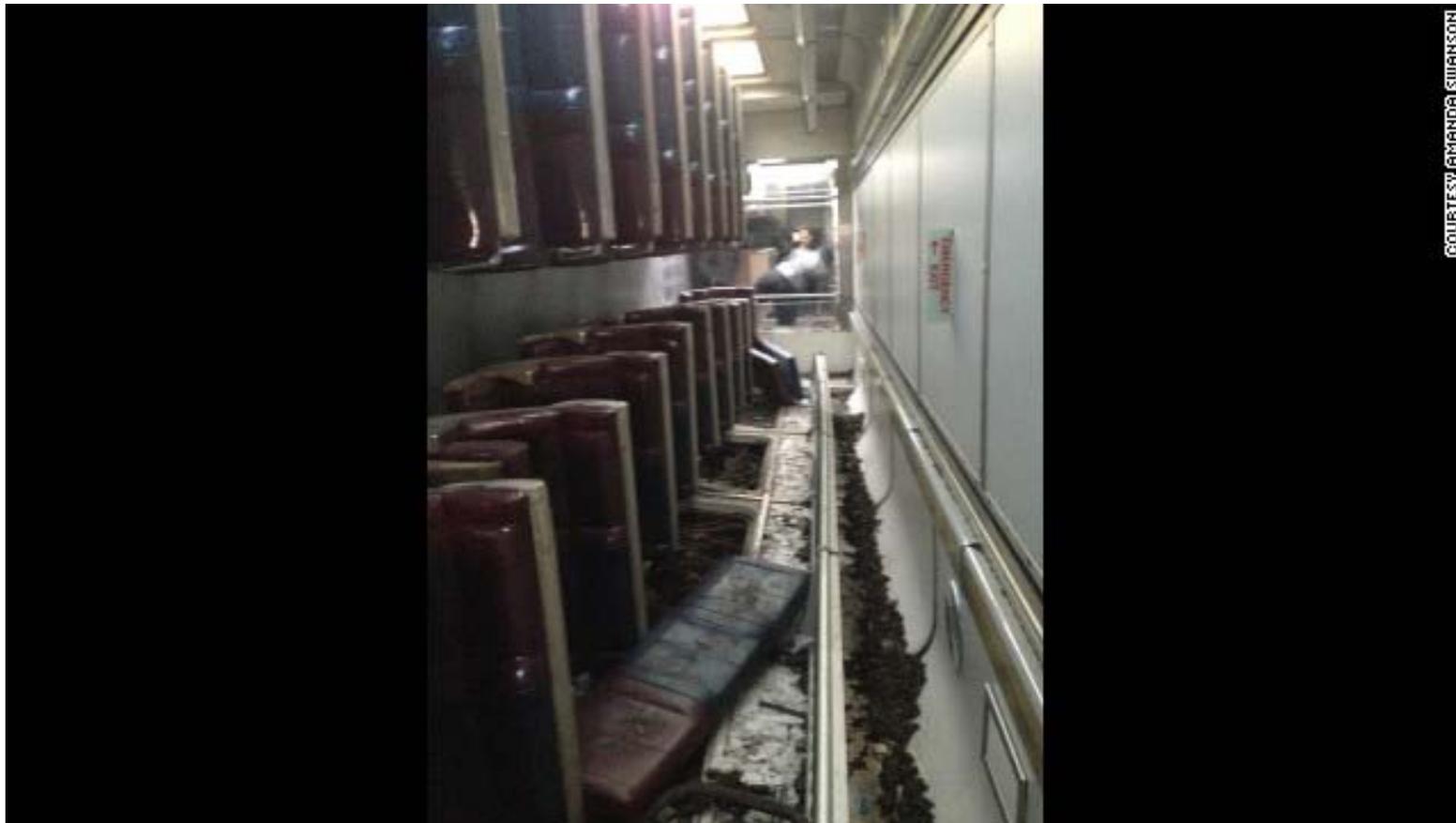


Cars that slid on their sides





Metro-North Derailment (cont.)



Inside of car on its side, showing broken windows, gravel (“ballast”) incursion





Metro-North Derailment (cont.)



Service restoration work, removing cars





Potential Causes

- NTSB Investigation Procedure:
 - Every possible cause “on the table.”
 - Gathers all possible facts.
 - Works to progressively eliminate possible causes.
- Causes Currently Primarily Under Consideration:
 - Human failure:
 - Error.
 - Medical event.
 - Mechanical Failure:
 - Brakes.
 - Power, but operating brakes would override.
- Prevention Measures:
 - Existing measures, such as “deadman pedal,” induction alerter.





NTSB Investigation Information Released

- Accident occurred about 7:20 a.m., Eastern Time.
- Event recorder indicated speed was 82 mph into the curve.
- Maximum allowable track speed was 30 mph in curve.
- Maximum allowable track speed was 70 mph prior to curve.
- So far, mechanical inspections reveal no brake anomalies.
- Initial terminal and running brake tests were made.
- Several station stops prior to derailment were made without incident.
- Alcohol screens were negative for all crew members.
- Drug screen analysis not yet complete.





Rules for “Party” Status in NTSB Investigation



NTSB Investigator-In-Charge (IIC) Mike Flanigon





NTSB “Party” Rules (cont.)

- Rules are established to:
 - Allow parties with diverse perspectives and expertise to participate.
 - Yet still maintain the integrity of the investigation.
- Parties must sign an agreement to not disclose investigation information without NTSB approval.
- NTSB: Union, Association of Commuter Rail Employees (ACRE), divulged information contrary to the agreement.
- Union’s party status revoked; union dismissed from participation.
- NTSB’s purpose is to prevent special interest influence, and to maintain the integrity of the investigation.





NTSB “Party” Rules (cont.)

NTSB’s Chairman Deborah A.P. Hersman:

"While we value the technical expertise that groups like ACRE can provide during the course of an investigation, it is counterproductive when an organization breaches the party agreement and publically interprets or comments on investigation information."

“Our rules exist to avoid the prospect of any party to an NTSB investigation offering its slant on the circumstances of the accident.”





Management Reports





The CPUC Thanks You For Attending Today's Meeting

The Public Meeting is adjourned.

The next Public Meeting will be:

**December 19, 2013, at 9:30 a.m.
in San Francisco, CA**

