

BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

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In the Matter of:

DOCKET NO. 130166-GU

JOINT PETITION FOR APPROVAL OF
TERRITORIAL AGREEMENT IN ORANGE
COUNTY BY PEOPLES GAS SYSTEM AND
THE LAKE AOPKA NATURAL GAS
DISTRICT.

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PROCEEDINGS: COMMISSION CONFERENCE AGENDA
ITEM NO. 3

COMMISSIONERS
PARTICIPATING: CHAIRMAN RONALD A. BRISÉ
COMMISSIONER LISA POLAK EDGAR
COMMISSIONER ART GRAHAM
COMMISSIONER EDUARDO E. BALBIS
COMMISSIONER JULIE I. BROWN

DATE: Tuesday, July 30, 2013

PLACE: Betty Easley Conference Center
Room 148
4075 Esplanade Way
Tallahassee, Florida

REPORTED BY: LINDA BOLES, CRR, RPR
Official FPSC Reporter
(850) 413-6734

P R O C E E D I N G S

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2 **CHAIRMAN BRISÉ:** Okay. Moving on to Item
3 Number 3, Docket Number 130166-GU.

4 **MS. KING:** Good morning, Commissioners.
5 Laura King with Commission staff.

6 Item 3 is a joint petition for approval of
7 a territorial agreement in Orange County by Peoples
8 Gas in the Lake Apopka Natural Gas District. In the
9 '90s the companies entered into transfer agreements
10 which specified that Peoples would provide natural
11 gas service to certain customers in Orange County
12 and that Lake Apopka would have the option to
13 purchase the facilities when it was ready to provide
14 such service.

15 The companies have now entered into an
16 agreement which provides for the transfer of the
17 facilities as well as the customer accounts.
18 Customers have been notified of the possible
19 transfer. And since the notices have been sent, one
20 residential customer has contacted Peoples opposing
21 the transfer.

22 Staff believes that the proposed agreement
23 eliminates the potential uneconomic duplication of
24 facilities, will not cause a decrease in the
25 reliability of gas service, and will not cause a

1 detriment to the public interest.

2 Staff recommends the petition be approved
3 and is here to answer any questions, and company
4 representatives are here to answer any questions you
5 may have.

6 **CHAIRMAN BRISÉ:** Thank you very much.

7 Commissioners, any questions on this item?
8 Commissioner Brown.

9 **COMMISSIONER BROWN:** Thank you. I have a
10 question for Peoples Gas. Our staff said that
11 Peoples only received one customer complaint in this
12 process. Is that accurate?

13 **MR. WATSON:** Yes, Commissioner, that is
14 accurate.

15 **COMMISSIONER BROWN:** Of the 144 customers,
16 how many accounts are technically active?

17 **MR. WATSON:** Just under 140.

18 **COMMISSIONER BROWN:** Okay. That's all I
19 have. Thank you.

20 **CHAIRMAN BRISÉ:** Okay. Commissioner
21 Balbis.

22 **COMMISSIONER BALBIS:** Thank you, Mr.
23 Chairman.

24 I have a question for staff. In the
25 recommendation you indicate that Lake Apopka is

1 going to maintain the same rates through
2 September 30th, 2014, and that there was some
3 concern about the difference in rates between
4 Peoples Gas and Lake Apopka. What is the difference
5 between those rates, and what's going to happen
6 on -- after September 30th, 2014?

7 **MS. KING:** That's correct, Commissioner.
8 Lake Apopka has agreed to keep the same rates in
9 place until the September 2014 date. The rate
10 structure is a little bit different between the two
11 companies, and as best as we could compare some of
12 the rates the cost per therm for Lake Apopka in some
13 cases is more than double that that Peoples
14 currently charges.

15 I can't speak to what will happen after
16 September of 2014. The Commission doesn't have
17 jurisdiction over Lake Apopka's rates, and we
18 generally don't look at rates as a consideration in
19 approving or disapproving these agreements. It's
20 generally just a detriment to the public interest.
21 The rates could change between now and then, and
22 Peoples' rates perhaps could be higher at that time.

23 **COMMISSIONER BALBIS:** And are the
24 customers, are they within that special district,
25 the Lake Apopka Special District, so after

1 September 30th then they will have the ability
2 through that process, whether it's electing board
3 members, et cetera, to, to have their concerns
4 addressed?

5 **MS. KING:** Yes, sir, that's my
6 understanding.

7 **COMMISSIONER BALBIS:** Okay. Thank you.
8 That's all I had.

9 **CHAIRMAN BRISÉ:** Thank you.
10 Any further questions, Commissioners? All
11 right.

12 Commissioner Balbis.

13 **COMMISSIONER BALBIS:** Mr. Chairman, I move
14 approval of staff's recommendation on all issues in
15 this docket.

16 **COMMISSIONER BROWN:** Second.

17 **CHAIRMAN BRISÉ:** Okay. It's been moved
18 and seconded. All -- any further comments? Okay.
19 Seeing none, all in favor, say aye.

20 (Vote taken.)

21 Thank you very much.

22 * * * * *


1 STATE OF FLORIDA)
2 : CERTIFICATE OF REPORTER
3 COUNTY OF LEON)

4 I, LINDA BOLES, CRR, RPR, Official Commission
5 Reporter, do hereby certify that the foregoing
6 proceeding was heard at the time and place herein
7 stated.

8 IT IS FURTHER CERTIFIED that I
9 stenographically reported the said proceedings; that
10 the same has been transcribed under my direct
11 supervision; and that this transcript constitutes a
12 true transcription of my notes of said proceedings.

13 I FURTHER CERTIFY that I am not a relative,
14 employee, attorney or counsel of any of the parties,
15 nor am I a relative or employee of any of the parties'
16 attorney or counsel connected with the action, nor am I
17 financially interested in the action.

18 DATED THIS 15th day of August,
19 2013.

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21 _____
22 LINDA BOLES, CRR, RPR
23 FPSC Official Commission Reporters
24 (850) 413-6734
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