

FLORIDA PUBLIC SERVICE COMMISSION

Item 11

VOTE SHEET

FILED 8/1/2023
DOCUMENT NO. 04437-2023
FPSC - COMMISSION CLERK

August 1, 2023

Docket No. 20220201-WS – Request by Florida Community Water Systems, Inc. for a revenue-neutral rate restructuring in Brevard, Lake, and Sumter Counties.

Issue 1: Should the Commission approve the refunds proposed by Florida Community Water Systems, Inc. to address overearnings?

Recommendation: Yes. FCWS should make the refunds outlined below. Pursuant to Rule 25-30.360, F.A.C., the refund should be made within 90 days of the Commission’s order. During the processing of the refund, monthly reports on the status of the refund should be made by the 20th of the following month. In addition, a preliminary report should be made within 30 days after the date the refund is completed and again 90 days thereafter. A final report should be made after all administrative aspects of the refund are completed.

Former System Name	2021		2022	
	\$ Amt	%	\$ Amt	%
Black Bear Water System	\$ 25,500	13.49%	\$ 4,720	3.08%
Brevard Water System	N/A	N/A	\$ 4,078	2.62%
Lakeside Water System				
Water	N/A	N/A	\$ 8,456	9.79%
Wastewater	\$ 7,403	8.43%	\$ 5,564	6.30%
Harbor Water System	\$ 44,012	9.50%	\$ 23,041	4.92%

WITHDRAWN

COMMISSIONERS ASSIGNED: **All Commissioners**

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS: *Approved withdrawal request, assigned DN 04345-2023, is attached.*

Docket No. 20220201-WS – Request by Florida Community Water Systems, Inc. for a revenue-neutral rate restructuring in Brevard, Lake, and Sumter Counties.

(Continued from previous page)

Issue 2: Should Florida Community Water System’s request for a revenue-neutral rate restructuring limited proceeding for uniform rates be approved?

Recommendation: Yes. The Commission should approve FCWS’s request for a revenue-neutral rate restructuring limited proceeding for uniform rates.

Issue 3: What is the appropriate revenue requirement for restructuring the rates?

Recommendation: The appropriate revenue requirement for restructuring the rates is \$1,216,076 for water and \$248,255 for wastewater.

Issue 4: What are the appropriate rate structures and rates for the water and wastewater systems?

Recommendation: The staff recommended rate structures and rates for the water and wastewater systems are shown on Schedule Nos. 1-A and 1-B of staff’s memorandum dated July 20, 2023. The utility should file revised tariff sheets and a proposed customer notice to reflect the Commission-approved rates. The approved rates should be effective for service rendered on or after the stamped approval date on the tariff sheets pursuant to Rule 25-30.475(1), F.A.C. In addition, the approved rates should not be implemented until staff has approved the proposed customer notices and the notices have been received by the customers. The utility should provide proof of the date notices were given within 10 days of the date of the notice.

Issue 5: What is the appropriate amount of rate case expense and what is the appropriate amount by which rates should be reduced four years after the published effective date to reflect the removal of the amortized rate case expense?

Recommendation: The appropriate amount of rate case expense is \$19,868. The total rate case expense should be amortized over four years, resulting in an annual expense of \$4,967. The rates should be reduced as shown on Schedule Nos. 1-A and 1-B of staff’s memorandum dated July 20, 2023, to remove rate case expense grossed-up for RAFs and amortized over a four-year period. In addition, for prior unamortized rate case expense, the rates should be reduced as shown on Schedule No. 2 of staff’s memorandum dated July 20, 2023. Pursuant to Section 367.081(8), F.S., the decrease in rates should become effective immediately following the expiration of the rate case expense recovery period. FCWS should be required to file revised tariffs and a proposed customer notice setting forth the lower rates and the reason for the reduction no later than one month prior to the actual date of the required rate reduction. If the utility files this reduction in conjunction with a price index or pass-through rate adjustment, the utility shall file separate data for the price index and/or pass-through increase or decrease and the reduction in the rates due to the amortized rate case expense.

Issue 6: Should this docket be closed?

Recommendation: No. If no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the Proposed Agency Action Order, a consummating order should be issued. This docket should remain open to allow staff to verify completion of the refund discussed in Issue 1. Furthermore, the docket should remain open for staff’s verification that the revised tariff sheets and customer notices have been filed by the utility and approved by staff. Upon staff’s approval of the tariff sheets and customer notices, along with staff’s completion of the refund discussed in Issue 1, this docket should be closed administratively if no adjustments are necessary.

FLORIDA PUBLIC SERVICE COMMISSION

Item 11

VOTE SHEET

August 1, 2023

Hiep Nguyen

From: Asha Maharaj-Lucas
Sent: Friday, July 28, 2023 9:11 AM
To: Braulio Baez; Mark Futrell; Apryl Lynn; Keith Hetrick; Mary Anne Helton; Cindy Muir; Sonica Bruce; Adam Teitzman; CLK - Agenda Staff; Terence Bethea; Commissioners & Staffs; Shannon Hudson; Bart Fletcher; Amber Norris; Justin Sowards; Ryan Sandy; Major Thompson
Cc: Kate Hamrick; Jacqueline Moore; Nancy Harrison
Subject: Second Request for Change 20220201-WS
Attachments: RFC-20220201-WS (2).pdf

Hello:

The attached Request for Change on Agenda Item # 11, for August 1, 2023 has been approved.

Best regards,
Asha Maharaj-Lucas
Executive Assistant to
Braulio L. Baez
Executive Director
Florida Public Service Commission
850-413-6053

REQUEST FOR CHANGE TO COMMISSION CONFERENCE

Request Date 07/27/2023 Requested by ECO/Hudson

Conference Date 08/01/2023 Item No 11 Docket No 20220201-WS Title Request by FCWS for a revenue-neutral rate restructuring in Brevard, Lake, and Sumter Counties

ACTION REQUESTED (see APM 2.11)

- Defer Item to Conference Scheduled for (date) _____
- Change Order of Item or Take Up at Time Certain (state reason) _____
- Withdraw Item 11
- Late Filed Recommendation (due no later than 3 p.m. on date approved for late filing). By noon on regular filing date, provide an electronic copy of the front page of recommendation to the Clerk, as a place-holder.
- File Revised Recommendation
- Add Item to Published Agenda (see s. 120.525, F.S.) – issue Addendum and provide Notice

Provide explanation: Please find attached Florida Community Water Systems request for deferral of the above-referenced docket. Staff is in support of the request.

SIGNATURES

Technical Shannon Hudson Director Elisabeth Dyer

Legal Jennifer Crawford General Counsel [Signature]

EXECUTIVE DIRECTOR

Approved Disapproved Signature [Signature] Date 7/27/2023

CHAIRMAN

Approved Disapproved Signature [Signature] Date 7/27/2023

Shannon Hudson

From: Troy Rendell <trendell@uswatercorp.net>
Sent: Thursday, July 27, 2023 2:23 PM
To: Andrew Maurey
Cc: Amber Norris; Shannon Hudson; Jennifer Crawford; WILLIS.MARSHALL; Charles Rehwinkel
Subject: Docket No. 20220201-WS - Request for Deferral

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Good afternoon Andrew,

I apologize for the last minute request – but it has been brought to my attention that there was a previous overearnings for 2021 for Black Bear Waterworks made in January 2022. This was approved by the Commission in Order No. PSC-2021-0461-PAA-WU, issued December 15, 2021. When the new analysis was completed, this refund was not taken into consideration when staff and OPC reviewed the 2021 financials and annual report.

When this refund is taken into consideration, there is no refund for 2021 to be made.

Thus, for the parties to review and discuss further, additional time is required. I have e-mailed OPC and asked for a discussion.

In light of this late development, I am requesting that the docket be deferred to the September agenda.

Thanks for your consideration.

Troy Rendell
Vice President - Investor Owned Utilities

U.S. Water
Services Corporation

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