



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

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01 DEC 27 AM 8:42
COMMISSION
CLERK

DATE: December 26, 2001
TO: Division of the Commission Clerk and Administrative Services (Bayó)
FROM: Kathy Kaproth, Division of Economic Regulation *KK DM*
Rosanne Gervasi, Division of Legal Services *RG for RG*
RE: Request by Little Sumter Utility Company to Release Funds from Escrow Account

By Order No. PSC-96-1132-FOF-WS, issued in Docket 960305-WS on September 10, 1996, the Commission directed Little Sumter Utility Company (LSU) to establish an escrow account that can only be used to fund conservation programs approved by the Southwest Florida Water Management District. The order required that a request to release funds from the escrow account be accompanied by an explanation of the specific use of the funds and documentation that the funds will be used to further a conservation program approved by the water management district.

On January 16, 2001, LSU filed a request to release \$334,896.26 from the escrow account. The utility expended \$555,300 on wastewater effluent modifications to increase the amount of reclaimed water available for golf course irrigation and will request additional releases as funds become available. Accordingly, Citizens First Bank released \$334,896.26 from the escrow account to LSU.

On July 24, 2001, LSU filed a request to release \$110,000 from the escrow account to LSU. The improvements were certified, completed and the cost was \$555,300. Also, LSU certified that Encore Construction Company has been paid in full. Accordingly, Citizens First Bank released \$110,000 from the escrow account to LSU.

On December 18, 2001, LSU filed a request to release the final \$110,403.74 of the \$555,300 initially available from the escrow account. Again, LSU certified that the improvements in the amounts of \$555,300 have been completed and that the Encore Construction Company has been paid in full.

Accordingly, the utility's request to release funds from the escrow account should be authorized. Pursuant to the escrow account, the bank will disburse funds to the utility upon written instructions from the Commission through the Director of the Division of the Commission Clerk and Administrative Services. Therefore, we request that you provide written instructions to Citizens First Bank to release \$110,403.74 from the escrow account to LSU.

KK:slc
c:\survacc\lilsumter12-18req.wpd
cc: Division of Policy Analysis & Intergovernmental Liaison (Bethea, Golden)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application for rate)
increase in Sumter County by)
LITTLE SUMTER UTILITY COMPANY)
_____)

Docket No. 960305-WS

FLORIDA PUBLIC SERVICE
COMMISSION
REGULATION

01 DEC 18 AM 10:23

FLORIDA PUBLIC SERVICE
COMMISSION

REQUEST TO RELEASE FUNDS FROM ESCROW

LITTLE SUMTER UTILITY COMPANY ("Little Sumter"), by and through its undersigned officer and pursuant to Order No. PSC-96-1132-FOF-WS, requests the Director of the Division of Records and Reporting to provide written instructions to the Citizens First Bank ("Bank") to release \$110,403.74 from the escrow account held in such Bank, and in support thereof states:

1. Order No. 96-1132-FOF-WS established an escrow account to be used to pay for conservation programs targeted to make customers reduce their consumption.
2. Little Sumter has expended \$555,300 on wastewater effluent modifications to increase the amount of reclaimed water available for golf course irrigation and submitted its "Request to Release Funds from Escrow" dated January 12, 2001. The Florida Public Service Commission approved this request in a letter dated January 24, 2001 and authorized a release of \$334,896.26 from the Escrow. On July 24, 2001 Little Sumter filed a second "Request to Release Funds from Escrow" and in a letter dated August 9, 2001 the Florida Public Service Commission authorized release of \$110,000 from the escrow. (see attached requests and releases).

Amount initially available for release	\$555,300.00
Released – January 24, 2001	(334,896.26)
Released – August 9, 2001	(110,000.00)
Amount currently available for release	<u>\$110,403.74</u>

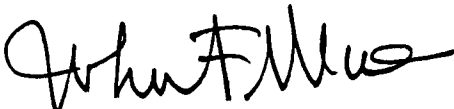
3. I hereby certify that the improvements in the amount of \$555,300 have been completed and that the Contractor (Encore) has been paid in full.

4. Pursuant to the Escrow Agreement, the Bank shall disburse funds to Little Sumter upon written instructions of the FPSC, Director of Division of Records and Reporting.
5. LSU will request additional releases for this Project as funds become available in the escrow account.

WHEREFORE, Little Sumter requests the Director of Records and Reporting provide written instructions to the Bank to pay \$110,403.74 from the escrow account to Little Sumter.

Respectfully submitted on this
17th day of December, 2001, by:

Little Sumter Utility Company
1100 Main Street
The Villages, FL 32159
(352) 753-6270

By: 
John F. Wise
Treasurer

Commissioners:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



CAPITAL CIRCLE OFFICE CENTER
2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850

Public Service Commission

January 24, 2001

Citizens First Bank
1129 Main Street
The Villages, Florida 32159

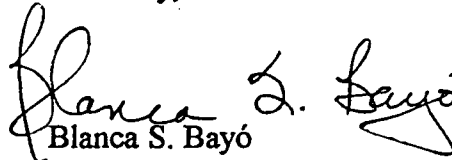
**Re: Account Number: [REDACTED] - Little Sumter Utility Company
(Docket No. 960305-WS)**

Dear Sir or Madam:

As the Florida Public Service Commission's designated agent in such matters, and as a signatory on the above-referenced escrow account, I hereby authorize you to release \$334,896.26 from the account to Little Sumter Utility Company. I have enclosed a copy of the Company's Request to Release Funds from Escrow, dated January 12, 2001, and a copy of Commission staff's authorization for release of the indicated amount pursuant to Commission Order No. PSC-96-1132-FOF-WS.

Please do not hesitate to call if you have any questions concerning this matter.

Sincerely,


Blanca S. Bayo

bsb/kf

Enclosure

cc: Rosanne Gervasi, Division of Legal Services
Sally Moniz, Division of Economic Regulation
John F. Wise, Treasurer, Little Sumter Utility Company

REDACTED

cc. LSU file

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application for rate)
increase in Sumter County by)
LITTLE SUMTER UTILITY COMPANY)
_____)

Docket No. 960305-WS

REQUEST TO RELEASE FUNDS FROM ESCROW

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1. Order No. 96-1132-FOF-WS established an escrow account to be used to pay for conservation programs targeted to make customers reduce their consumption.
2. LSU has expended the following amounts of money on wastewater effluent modifications to increase the amount of reclaimed water available for golf course irrigation ("Project").

Encore Construction Company ("Encore")	<u>\$555,300</u>
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3. CH2Mhill letter dated March 17, 2000 to Southwest Florida Water Management District ("SWFWMD") explaining the Project and requesting conceptual approval from SWFWMD.
4. SWFWMD letter dated March 29, 2000 indicating conceptual approval of the Project.
5. Farner Barley & Associates, Inc. letter (including attachment) dated August 10, 2000 discussing the wastewater treatment plant construction and the water conservation requirements for the LSU/SWFWMD water use permits.