

STATE OF FLORIDA

SCANNED

COMMISSIONERS:

LILA A. JABER, CHAIRMAN
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BRAULIO L. BAEZ
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

REDACTED

Public Service Commission

May 22, 2003

ORIGINAL

Citizens First Bank
1129 Main Street
The Villages, Florida 32159

Re: Account Number - 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 a total of \$212,522.41 from the account to Little Sumter Utility Company. I have enclosed a copy of the Company's Request to Release Funds from Escrow, dated May 12, 2003, 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. Bayó
Blanca S. Bayó

BSB/kf

Enclosure

cc: Larry Harris, Office of the General Counsel
Sonica Bruce, Division of Economic Regulation
John F. Wise, Treasurer, Little Sumter Utility Company

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DOCUMENT NUMBER - DATE

04/6/03

FPSC-COMMISSION CLERK

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

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Internet E-mail: contact@psc.state.fl.us

REDACTED

State of Florida



ORIGINAL

Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

RECEIVED-PSPC
MAY 21 PM 4:08
COMMISSION
CLERK

DATE: May 21, 2003
TO: Division of the Commission Clerk and Administrative Services (Bayó)
FROM: Sonica Bruce, Division of Economic Regulation
Larry Harris, Office of the General Counsel
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 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 May 16, 2003, the utility filed the attached Request to Release Funds from Escrow. According to the Request, the utility expended \$212,522.41 on upgrades for its wastewater treatment facilities to provide the maximum amount of irrigation quality effluent as a source of irrigation to golf courses. Along with this request, the utility provided a copy of the invoice for the contractor's draw request dated April 25, 2003.

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 \$212,522.41 from the escrow account to Little Sumter Utility Company.

KK:scb
G:\123R5W\WORK\lilsumter4-03.wpd

- AUS _____
- CAF _____
- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- MMS _____
- SEC _____
- OTH _____

FLORIDA PUBLIC SERVICE COMMISSION
03 MAY 16 11:11:08
REGISTRATION

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Request to Release Funds) Docket No. 960305-WS
from Escrow)
LITTLE SUMTER UTILITY COMPANY)
_____)

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 \$212,522.41 from the escrow account held in such Bank, and in support thereof states:

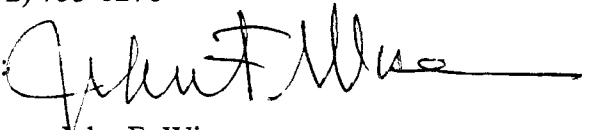
1. Order No. 96-1132-FOF-WS established an escrow account to be used to pay for conservation programs targeted to make customers reduce their consumption.
2. LSU filed a "Request to Release Funds from Escrow" on December 31, 2002 in the amount of \$1,539,000 (see attached). This amount of \$1,539,000 was to be disbursed to LSU when funds became available in the conservation escrow account and subsequent to LSU expending funds for the project. The project was for wastewater effluent modification to increase the amount of reclaimed water for golf course irrigation.
3. The Florida Public Service Commission has previously authorized the release of \$84,501.25 from the conservation escrow bank account (see attached).
4. LSU is requesting release of an additional \$212,522.41 related to the project.
5. Application and Certificate of Payment dated April 25, 2003 requested payment of \$212,522.41 to Encore/Farner Barley, LLC (attached).

6. LSU has paid \$212,522.41 to Encore/Farner Barley, LLC (see attached check copy).
7. There is a sufficient amount of money in the conservation escrow bank account to make the payment of \$212,522.41. The bank statement as of April 30, 2003 indicates a balance of \$392,641.79 (attached).
8. I hereby certify that the improvements in the amount of \$212,522.41 have been completed and that the Contractor (Encore/Farner Barley LLC) has been paid in full.
9. Pursuant to the Escrow Agreement, the Bank shall disburse funds to LSU upon written instructions of the FPSC, Director of Division of Records and Reporting.
10. LSU will request additional releases for this Project as amounts are expended and as funds become available in the escrow account.

WHEREFORE, LSU requests the Director of Records and Reporting provides written instructions to the Bank to pay \$212,522.41 from the escrow account to Little Sumter.

Respectfully submitted on this
12th day of May, 2003, by:

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

By: 
John F. Wise
Treasurer

APPLICATION AND CERTIFICATE OF PAYMENT

AIA DOCUMENT G702

PAGE ONE OF 3 PAGES

TO: Little Sumter Utility Company
1100 Main Street
The Villages, FL 32159

PROJECT: LSU WWTP Expansion - Phase 3A & 3 B

APPLICATION NO: Eight (8)

Distribution to:

<input checked="" type="checkbox"/>	OWNER
<input type="checkbox"/>	CONTRACTOR

FROM: Encore/Famer, Barley, LLC
P.O. Box 771599
Winter Garden, FL 34777-1599

VENDOR # 564130

PERIOD TO: 04/25/03

INVOICE # 8

AMOUNT 212,522.41

A/P DATE 4-25-03 / 5-08-03

ACCOUNT # SC 9030702.1052.0400

CONTRACT DATE: 09/18/02

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.

Continuation Sheet, AIA Document G703, is attached.

CHANGE ORDER SUMMARY

Change Orders approved in previous months by Owner		Additions	Deductions
TOTAL			
Approved this month			
Number	Date Approved		
1	10/20/2002	933,000.00	-
TOTALS		933,000.00	-
Net change by Change Orders		933,000.00	

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

1. ORIGINAL CONTRACT SUM	\$	606,000.00
2. Net change by change Orders	\$	933,000.00
3. CONTRACT SUM TO DATE (Line 1+or- 2)	\$	1,539,000.00
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)	\$	330,026.29
5. TOTAL RETAINAGE: 10%	\$	33,002.63
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)	\$	297,023.66
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$	84,501.25
8. CURRENT PAYMENT DUE	\$	212,522.41
9. BALANCE TO FINISH (Line 3 less Line 6)	\$	1,241,976.34

released 4.24.03
requested to be released

CONTRACTOR: Encore/Famer, Barley, LLC

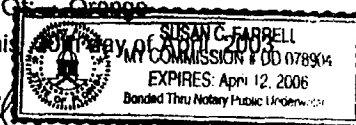
By: Ritchie Singletary

Date: 04/30/03

State of: Florida County Of: Orange

Subscribed and sworn to before me this

Notary Public



CERTIFICATE FOR PAYMENT

In accordance with the Contract documents, based on on-site observations and the data comprising the above application, the Engineer certifies to the Owner that to the best of the Engineer's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 212,522.41

(Attach explanation if amount certified differs from the amount applied for.)

By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CONTINUATION SHEET

AIA DOCUMENT G703

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing

Contractor's signed Certification is attached

In tabulations below, amounts are stated to the nearest dollar.

Use Column 1 on Contracts were variable retainage for line items may apply

APPLICATION NUMBER: Eight (8)

APPLICATION DATE: 04/30/03

PERIOD TO: 04/25/03

PROJECT NO.: 293

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		G		H BALANCE TO FINISH
			FROM PREVIOUS APPLICATION	THIS PERIOD	TOTAL COMPLETED AND STORED TO DATE	% COMPLETE	
1	Engineering & Permitting	\$145,000.00	\$81,960.00	\$63,040.00	\$145,000.00	100.0%	\$0.00
2	General Conditions	\$100,000.00	\$10,000.00	\$13,000.00	\$23,000.00	23.0%	\$77,000.00
3	Sitework	\$35,000.00	\$0.00	\$14,000.00	\$14,000.00	40.0%	\$21,000.00
4	70-ft. Diameter Clarifier	\$320,000.00	\$0.00	\$32,000.00	\$32,000.00	10.0%	\$288,000.00
5	Scum Pumps & Control Panel	\$30,000.00	\$0.00	\$0.00	\$0.00	0.0%	\$30,000.00
6	Mixed Liquor Splitter Box	\$28,000.00	\$0.00	\$0.00	\$0.00	0.0%	\$28,000.00
7	Yard Piping & Clarifier Piping	\$335,000.00	\$0.00	\$36,850.00	\$36,850.00	11.0%	\$298,150.00
8	Metals	\$40,000.00	\$0.00	\$0.00	\$0.00	0.0%	\$40,000.00
9	Coatings	\$48,000.00	\$0.00	\$0.00	\$0.00	0.0%	\$48,000.00
10	Electrical	\$175,000.00	\$0.00	\$5,250.00	\$5,250.00	3.0%	\$169,750.00
11	Instrumentation & SCADA	\$80,000.00	\$0.00	\$0.00	\$0.00	0.0%	\$80,000.00
12	New Filter No. 5 Equipment	\$90,000.00	\$0.00	\$0.00	\$0.00	0.0%	\$90,000.00
13	New Filter No. 5 Concrete	\$33,000.00	\$0.00	\$0.00	\$0.00	0.0%	\$33,000.00
14	Effluent Pumps Upgrade (3 larger pumps)	\$50,000.00	\$0.00	\$0.00	\$0.00	0.0%	\$50,000.00
15	Emergency Generator Upgrade share	\$25,000.00	\$0.00	\$0.00	\$0.00	0.0%	\$25,000.00
16	O & M Manuals Revisions	\$5,000.00	\$0.00	\$0.00	\$0.00	0.0%	\$5,000.00
	Stored Materials		\$1,930.28	\$71,996.01	\$73,926.29		
	TOTALS	\$1,539,000.00	\$93,890.28	\$236,136.01	\$330,026.29	21.4%	\$1,208,973.71

04/25/03

Little Sumter Utility Company
 1100 Main Street
 The Villages, FL 32159

PROJECT:
 LSU WWTP Expansion - Phase 3A & 3 B

Application No.: Eight (8)

STORED MATERIAL LOG

ITEM NO	VENDOR	DESCRIPTION	INVOICE NO	INVOICE AMOUNT	PREVIOUSLY RECEIVED	RECEIVED THIS MONTH	PREVIOUSLY INSTALLED	INSTALLED THIS MONTH	BALANCE TO INSTALL
1	National Waterworks	Piping Materials	9081864	\$ 1,930.28	\$ 1,930.28	\$ -	\$ -	\$ -	\$ 1,930.28
2	Hughes Supply, Inc	Piping Materials	S104003456.001	\$ 6,855.20		\$ 6,855.20			\$ 6,855.20
3	Hughes Supply, Inc	Piping Materials	S104010142.001	\$ 5,553.33		\$ 5,553.33			\$ 5,553.33
4	Hughes Supply, Inc	Piping Materials	S104021245.001	\$ 1,079.63		\$ 1,079.63			\$ 1,079.63
5	Hughes Supply, Inc	Piping Materials	S104011674.001	\$ 24,241.32		\$ 24,241.32			\$ 24,241.32
6	Hughes Supply, Inc	Piping Materials	S104025110.001	\$ 8,714.44		\$ 8,714.44			\$ 8,714.44
7	Hughes Supply, Inc	Piping Materials	S104002408.003	\$ 18,545.94		\$ 18,545.94			\$ 18,545.94
8	R & R Rebar	Rebar	13093	\$ 319.81		\$ 319.81			\$ 319.81
9	R & R Rebar	Rebar	13149	\$ 6,686.34		\$ 6,686.34			\$ 6,686.34
10									\$ -
11									\$ -
12									\$ -
13									\$ -
14									\$ -
15									\$ -
16									\$ -
17									\$ -
18									\$ -
19									\$ -
20									\$ -
21									\$ -
22									\$ -
23									\$ -
24									\$ -
25									\$ -
26									\$ -
27									\$ -
28									\$ -
TOTALS				\$ 73,926.29	\$ 1,930.28	\$ 71,996.01	\$ -	\$ -	\$ 73,926.29

²
**CITIZENS
FIRST BANK**

903 Avenida Central
The Villages, FL 32159
(352) 753-9515

REDACTED

LITTLE SUMTER UTILITY COMPANY
ESCROW ACCOUNT
HOLD-DELIVER TO VILLAGES ACCOUNTING

STATEMENT DATE
04/30/03
ACCOUNT NO.

*** CHECKING *** BUSINESS MMA
ACCOUNT NUMBER
PREVIOUS STATEMENT BALANCE AS OF 03/31/03 358,294.05
PLUS 3 DEPOSITS AND OTHER CREDITS 34,347.74
LESS 0 CHECKS AND OTHER DEBITS00
CURRENT STATEMENT BALANCE AS OF 04/30/03 **392,641.79**
NUMBER OF DAYS IN THIS STATEMENT PERIOD 30

CYCLE-031
BEGINNING RATE 0.50000

*** CHECKING ACCOUNT TRANSACTIONS ***

DATE	DESCRIPTION	DEBITS	CREDITS
04/11	DEPOSIT		6,029.64
04/28	DEPOSIT		28,168.05
04/30	INTEREST PAYMENT		150.05

*** BALANCE BY DATE ***
03/31 358,294.05 04/11 364,323.69 04/28 392,491.74 04/30 392,641.79

PAYER FEDERAL ID NUMBER 59-3018034
INTEREST PAID YEAR TO DATE 708.60

Balance \$392,641.79
less release <\$84,501.25>

net 308,140.54

REDACTED

Payee: 564130 ENCORE/FARNER BARLEY LLC Check No. - 3879
LITTLE SUMTER UTILITY COMPANY Check Date - 05/09/03
 1100 Main Street
 The Villages, FL 32159

00021 07103328

Check Date: Stub 1 of 1

INVOICE NO.	INVOICE DATE	DESCRIPTION	GROSS	DISCOUNT	AMOUNT PAID
8	042503	LSU WWTP EXPANSION-PH 3A&3B	212,522.41		212,522.41
1	042503	LSU WWTP EXPANSION PHASE 3	208,687.42		208,687.42
			421,209.83		421,209.83

LITTLE SUMTER UTILITY COMPANY
 1100 Main Street
 The Villages, FL 32159

03-1400/631
 Citizens First Bank
 1120 Main Street
 The Villages, FL 32159

DATE 00003879 AMOUNT

000000042120983

PAY 564130 05/09/03 \$***421,209.83
 FOUR HUNDRED TWENTY ONE THOUSAND TWO HUNDRED NINE AND 83/100 *****
 ENCORE/FARNER BARLEY LLC

TO
 THE
 ORDER
 OF

* FILE COPY *

NON-NEGOTIABLE

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