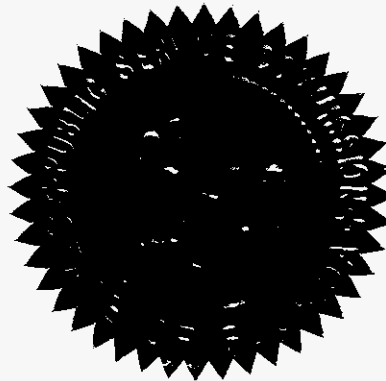


BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of:

090000-OT

ELECTION OF A COMMISSION
CHAIRMAN FOR A TWO-YEAR
TERM BEGINNING JANUARY 2,
2010.



PROCEEDINGS: AGENDA CONFERENCE
 ITEM NO. 1

COMMISSIONERS
PARTICIPATING: CHAIRMAN MATTHEW M. CARTER, II
 COMMISSIONER LISA POLAK EDGAR
 COMMISSIONER NANCY ARGENZIANO
 COMMISSIONER NATHAN A. SKOP
 COMMISSIONER DAVID E. KLEMENT

DATE: Tuesday, December 1, 2009

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

REPORTED BY: JANE FAUROT, RPR
 Official FPSC Reporter
 (850) 413-6732

DOCUMENT NUMBER - DATE

12092 DEC 21 09

FPSC-COMMISSIONER CLERK

P R O C E E D I N G S

1
2 **CHAIRMAN CARTER:** I would like to call
3 this agenda to order and kind of get us all in a
4 posture for our hearing. We're now called to order.
5 And, Commissioners, before we get to the move staff
6 list, or the agenda, I'm going to take the
7 opportunity to pass the gavel to Commissioner Edgar
8 so I can be recognized for a motion.

9 **COMMISSIONER EDGAR:** Thank you.

10 Chairman Carter, you're recognized.

11 **CHAIRMAN CARTER:** Thank you. Thank you,
12 Madam Chair and to my fellow Commissioners.

13 It is my honor and privilege to nominate
14 Commissioner Nancy Argenziano as Chair of the
15 Florida Public Service Commission for the years 2010
16 through 2012.

17 The basis of my nomination is because
18 throughout her adult life she has answered the call
19 to leadership. Before her appointment to the
20 Florida Public Service Commission in May of 2007,
21 Commissioner Argenziano served more than ten years
22 in the Florida Legislature. She answered the call
23 to leadership. She was first selected to the
24 Florida House of Representatives in 1996. That's
25 District 43, and she served there until her election

1 to the Florida Senate in 2002, District 3. She
2 answered the call to leadership.

3 While serving in the Legislature, she
4 served on many different committees and councils,
5 including Chair of Governmental Oversight, Chair of
6 Criminal Justice, Chair of Agriculture, Chair of
7 Elderly Affairs, Chair of the Health Care Council,
8 and member of numerous other committees and
9 councils, including water resource management,
10 utilities and communications, and the Public Service
11 Commission Oversight Committee. She answered the
12 call to leadership.

13 Commissioner Argenziano's legislative
14 career focused on protection of the elderly and on
15 other vulnerable citizens, resource protection, and
16 the full participation of all citizens in their
17 government. She answered the call to leadership.

18 Notable legislation which she sponsored, I
19 won't name all of them, but some of them were like
20 nursing home reform, local sources first in terms of
21 water use, a law providing for clearing the
22 courtroom for victim sex crime testimony, enhanced
23 penalties for crimes against the elderly, Public
24 Counsel representation in utility rate cases,
25 protection of our springs, and scam busters, a

1 program for the protection of consumers, and
2 protection of our children from sexual predators,
3 the Jessica Lunsford Act. That is just to name a
4 few of the things that she did in the Senate and the
5 Legislature. She answered the call to leadership.

6 Commissioner Argenziano has one son,
7 Joseph, who just as his mother had done, proudly
8 served his country for 14 years in the United States
9 Air Force. She answered the call to leadership.
10 Now that our Commission needs to rise to new heights
11 to meet new challenges and to boldly go where no PSC
12 Commission has gone before, I take this honor and
13 privilege to nominate my friend, my fellow
14 colleague, and my fellow Floridian as the next
15 Chairman of the Florida Public Service Commissioner.
16 And, Commissioners, I ask for your unanimous
17 support. Thank you.

18 **COMMISSIONER EDGAR:** Mr. Chairman, thank
19 you for your words of leadership and statesmanship,
20 and I give you back the gavel to please preside.

21 **CHAIRMAN CARTER:** Thank you.

22 Commissioner Edgar, you're recognized for
23 the motion.

24 **COMMISSIONER EDGAR:** Thank you, Mr.
25 Chairman. And I am pleased to have the opportunity

1 to second the motion of our Chairman Matthew Carter,
2 and I second his motion to nominate Commissioner
3 Nancy Argenziano to be our next chair. I am pleased
4 to have the opportunity to work with you during
5 these next few years.

6 And if I may take the opportunity for a
7 little more personal take on it. As some of you may
8 remember, I had the opportunity to serve as chair
9 early in my tenure here at the Commission, and I
10 found it incredibly rewarding and at times
11 incredibly frustrating. I know that you -- I know
12 that you will have some of those same feelings. It
13 is one of those jobs that until you are kind of
14 right in it, it's hard to know exactly what all is
15 expected and required. But I offer you my full
16 support.

17 As we all know we serve as independent
18 Commissioners and each of us, our vote is individual
19 to us and is what we carry and what only we can
20 answer to. But I do believe that by the selection
21 of your colleagues, that as Chairman, you deserve
22 our support, and you deserve some deference, and I
23 offer you both of those from me. And I hope to work
24 with you and to help you in any way that I possibly
25 can. And I look forward to your leadership and to

1 the opportunity to continue to learn from you.

2 **COMMISSIONER ARGENZIANO:** Thank you.

3 **COMMISSIONER EDGAR:** Mr. Chairman.

4 **CHAIRMAN CARTER:** Thank you. Commissioner
5 Skop, you're recognized.

6 **COMMISSIONER SKOP:** Thank you, Mr. Chair.
7 I will keep this short. I don't really know what to
8 say other than, Commissioner Argenziano, your
9 consumers love you, your constituents back home love
10 you, and I'm honored and privileged to serve with
11 you on this Commission. So congratulations.

12 **COMMISSIONER ARGENZIANO:** My pleasure.
13 Thank you.

14 **CHAIRMAN CARTER:** Thank you. Commissioner
15 Klement, you're recognized.

16 **COMMISSIONER KLEMENT:** Thank you, Mr.
17 Chairman. I would like to add my congratulations to
18 the incoming Chair and wish her all the best. I
19 will be watching closely to learn all that I can
20 from you, and as I have the outgoing Chairman. From
21 my perspective as a relative newcomer, it appears to
22 be a very demanding role and an often thankless one,
23 and I will promise to do all I can to make your term
24 as Chair as smooth and effective as possible. But I
25 would also like to commend Chairman Carter for his

1 work as Chairman, and to say that I have been --

2 (Applause.)

3 **COMMISSIONER KLEMENT:** -- I have been
4 impressed with your mastery of the speakers role,
5 the gavel, presiding over often contentious hearings
6 with a calm and cool demeanor. That's very
7 impressive. Not to mention your impressive
8 oratorical skills, which I envy. And, Mr. Chairman,
9 you have given us a good example of a steady
10 experienced hand at the helm, and I thank you for
11 your service, and as we transition in the new year
12 to the new Chairman.

13 **CHAIRMAN CARTER:** Thank you.

14 Commissioners, there's a motion and a
15 second on the floor. All in favor of the motion,
16 let it be known by the sign of aye.

17 (Simultaneous aye.)

18 **CHAIRMAN CARTER:** All those opposed, like
19 sign. We now recognize our Chair Designate,
20 Commissioner Nancy Argenziano.

21 **COMMISSIONER ARGENZIANO:** Thank you very
22 much.

23 I really appreciate the kind words and the
24 support. And, Chairman Carter, I really appreciate
25 your chairmanship. As Lisa Edgar -- Commissioner

1 Edgar, excuse me, when I first came in, it is a
2 tough job and you guys did a great job, and I will
3 always be looking to all of -- we are independent
4 Commissioners. This is an administrative position
5 and I will never forget that, though it is not an
6 easy one. Juggling schedules of five Commissioners
7 as well as the agendas of the utilities we regulate
8 and the consumers out there is not easy. And I know
9 it isn't. And all I can tell you is I pledge to you
10 that I will do what is required of me as Chairman.
11 I am going to need your help, and I don't expect --
12 what I do expect is that each one of you remember
13 you are independent Commissioners. And if there is
14 something that you need from the Chair, please let
15 me know.

16 I respect the fact that we are independent
17 and want to keep it that way. I think it is
18 extremely important. And anyone who comes after us
19 needs to know that that is what this Commission is
20 about. We can have difference of opinions, and
21 whatever it is I want to accommodate my colleagues
22 in the chairmanship role, and I will need your help
23 in doing that. And I am honored by your support
24 today. And to everyone out there, to our staff at
25 the PSC, while we have a hard and rough and tumbling

1 times, I do very much appreciate what you all do
2 here, and we can't do this job without you.

3 And to the utilities who are going (noise)
4 please realize that I am fair and will always be
5 fair, and as an independent Commissioner I am just
6 one here. So don't fear and don't fret. And to the
7 consumers out there, we are trying our best to make
8 you feel confident, and I know all my colleagues
9 feel that there's been a lot of headlines, and we
10 are all working to try to make this the best PSC we
11 can have.

12 So with that said, I do appreciate it, and
13 do pledge to you that I understand we are
14 independent and each one of us has an extremely
15 important role. So with that said and new
16 beginnings coming and the new year ahead of us,
17 let's just go to work and hopefully we can do it in
18 a collegial way and still understand we can have
19 differences of opinion.

20 And as Chair, I understand that that is
21 not the big kahuna. It is just one who accommodates
22 scheduling, and I want you to know I'm not on any
23 high horse. And if anybody thinks that is so, that
24 is not the case. And if I am, I expect each one of
25 you to knock me down a peg. So with that, thank you

1 very much. And I accept the nomination and will do
2 my best to help in this endeavor. Thank you.

3 (Applause.)

4 **COMMISSIONER ARGENZIANO:** And, Mr. Chair,
5 I didn't thank you, really, both of you, as the
6 incoming PSC Commissioners, to have you both as
7 chair meant a lot, and we will call you on. Even
8 though you may not be here, I will call on you.

9 **CHAIRMAN CARTER:** Okay. For the record,
10 for the record, for staff, and for the court
11 reporter, it was a unanimous vote. The vote was
12 unanimous for the record.

13
14
15
16
17
18
19
20
21
22
23
24
25

1
2 STATE OF FLORIDA)

3 : CERTIFICATE OF REPORTER

4 COUNTY OF LEON)

5
6 I, JANE FAUROT, RPR, Chief, Hearing Reporter
7 Services Section, FPSC Division of Commission Clerk,
do hereby certify that the foregoing proceeding was
heard at the time and place herein stated.

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

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

15 DATED THIS 17th day of December, 2009.

16 

17 _____
18 JANE FAUROT, RPR
Official FPSC Hearings Reporter
(850) 413-6732