

**Diamond Williams**

100330-WS

**From:** Diamond Williams  
**Sent:** Friday, March 18, 2011 8:44 AM  
**To:** Curt Mouring  
**Subject:** FW: New Aqua Utilities Agreement  
**Attachments:** Lake Osborne Utilities Agreement 1974-10-09.pdf; 1972 WaterRate Schedule.pdf

Thank you. This information, and the printed attachment, will be placed in docket 100330-WS.

Thank you for this information, which will be placed in docket 100330-WS, along with the attachment.

Thank you,

Diamond Williams  
 Comm. Deputy Clerk I  
 Office of Commission Clerk  
 Florida Public Service Commission  
 Email: [diwillia@psc.state.fl.us](mailto:diwillia@psc.state.fl.us)  
 Phone: 850-413-6094

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

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**From:** Curt Mouring  
**Sent:** Friday, March 18, 2011 8:30 AM  
**To:** Diamond Williams  
**Subject:** FW: New Aqua Utilities Agreement

Diamond,

I am sending you three emails from Troy Rendell that I would like entered into the docket file for Docket No. 100330-WS.

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**From:** Rendell, William T. [<mailto:WTRendell@aquaaamerica.com>]  
**Sent:** Thursday, March 17, 2011 3:58 PM  
**To:** Curt Mouring  
**Subject:** FW: New Aqua Utilities Agreement

This was submitted from Lake Worth subsequent to the meeting held.

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**From:** Walt Smyser [<mailto:WSmyser@LakeWorth.org>]  
**Sent:** Monday, February 28, 2011 1:57 PM  
**To:** Walt Smyser; Householder, Harry  
**Cc:** Lihvarcik, John M.; Rendell, William T.; Rebecca M. Matthey; Clayton Lindstrom  
**Subject:** New Aqua Utilities Agreement

Per our meeting this afternoon, please find the two files attached. 1972 rates were schedule in effect when original agreement approved.

DOCUMENT NUMBER-DATE

01806 MAR 18 =

3/18/2011

FPSC-COMMISSION CLERK

#U-182

C O N T R A C T

THIS CONTRACT, made and entered into this 9<sup>th</sup> day of Oct., 1974, by and between LAKE WORTH UTILITIES AUTHORITY, party of the first part, hereinafter referred to as "Utility," and LAKE OSBORNE UTILITIES COMPANY, INC., a Florida corporation, party of the second part, hereinafter referred to as "Private Utility."

W I T N E S S E T H:

WHEREAS, the Private Utility owns and operates a private utilities corporation supplying water service to an unincorporated area in Palm Beach County, Florida, consisting of approximately 430 private residential customers under the authority of Public Service Commission Certificate No. 53, as shown on the attached map styled as "Exhibit A" which is attached hereto and by reference made a part hereof; and

WHEREAS, Private Utility desires the Utility to furnish and supply water directly to Lake Osborne Utilities Company, Inc. through a master meter in order that the Private Utility may resell this water to its customers and operate and maintain its own system.

NOW, THEREFORE, for and in consideration of the premises and the mutual promises, conditions and considerations hereinafter set forth, it is mutually agreed by and between the parties hereto as follows:

1. DEFINITIONS:

The parties agree that the following definitions shall apply in interpreting this contract;

(a) "Water Main" shall mean and refer to the water main owned, operated and maintained by Utility.

(b) "Premises" shall mean and refer to the parcel or parcels of land served by the Private Utility shown on "Exhibit A."

(c) "Off Site" shall mean the area up to the point of joining of the interconnect main as shown on "Exhibit B" which is attached hereto and by reference made a part hereof.

2. Private Utility hereby grants and gives to Utility, and Utility hereby accepts at no cost or expense to Utility, the exclusive right and privilege to provide bulk water service to the Private Utility, upon the terms and conditions set forth in this Contract.

3. The Private Utility shall at its cost and expense construct the interconnecting main and meter from Utility's existing facilities to the Private Utility system. A sketch to said point of joinder of the interconnect main, meter and related facilities to be constructed and owned by the Private Utility with the existing facilities is shown on "Exhibit B" which is attached hereto and by reference made a part hereof.

The Private Utility agrees to pay a monthly charge for water used based on the Utility's General Water Service Rate Schedule No. 1 as same may from time to time be established and in effect. A copy of the current General Water Service Schedule No. 1 (Resolution No. U-9-72 of the Lake Worth Utilities Authority) is attached hereto and by reference made a part hereof, as "Exhibit C."

In addition, the Private Utility agrees to pay for all construction and meter costs of the service connection to the Utility and further agrees that an aid in capital construction grant in the amount of \$45,000.00 shall be paid to the Utility by the Private Utility. In the event said payment is not received within 30 days this contract shall be null and void. Utility shall not be required to initiate construction or take any affirmative action under the terms of this contract until said payment of \$45,000.00 is received by Utility.

4. Private Utility shall be responsible for obtaining all permits and approvals from the Division of Health and Rehabilitative Services, the Palm Beach County Health Department and any other governmental agency, in order to assure that the interconnect main constructed outside the premises meets all applicable standards. The Utility's engineers, agents and employees shall have the right at any time to inspect said interconnect main during construction.

5. The Private Utility shall provide, at its cost and expense, all easements required for the construction and maintenance of said interconnect main and related facilities as shown on "Exhibit B."

6. Private Utility shall not have the right or privilege to permit any person, firm or corporation, or any entity whatsoever, to make any connections to the interconnect main, or to the existing system within the premises from an area outside thereof.

7. The Private Utility shall pay to the Utility monthly water rates as hereinabove set forth in Paragraph 3. Utility shall issue bills commencing after service is initiated to Private Utility and monthly hereafter. Private Utility shall deposit with Utility six thousand dollars (\$6,000.00), the estimated cost of bulk service for a period of two (2) months under the present rate structure. Said deposit shall be paid to the Utility within 30 days of the execution of this contract. In the event this deposit is not received within 30 days this contract shall be null and void. In the event the existing rate structure is amended by the Utility, the amount of the deposit shall be subject to adjustment. Said sum to be retained by the Utility as a guaranty of payment of all sums required to be paid by the Private Utility under the terms of this contract.

If Private Utility shall fail to make any payment for service within thirty (30) days after date a bill is issued, Utility may suspend service, but such suspension of service shall not interfere with or preclude the enforcement by Utility of any other legal right or remedy in event of such default.

8. Utility shall not be responsible in damages for any failure to supply water or for interruption of the supply of such service. Private Utility agrees to save and keep harmless Utility from all damage of every kind, nature and description which may arise as a result of the Utility providing bulk water service to the Private Utility pursuant to the terms and provisions of this contract.

9. Private Utility acknowledges and agrees that the water furnished hereunder, shall be subject to all applicable present and future regulations of the Utility or the City of Lake Worth concerning water service.

10. The parties agree that their obligations to perform this contract are contingent upon the following:

(a) Obtaining all permits, licenses and governmental approvals for construction of the interconnecting main and meter by Private Utility.

(b) Payment of all sums required to be paid by Private Utility to Utility.

11. This contract embodies the entire agreement of the parties hereto. There are no promises, terms, conditions or obligations referring to the subject matter other than contained herein, and this contract can be modified

only by an instrument in writing, signed by the parties hereto and witnessed in proper form.

12. It is agreed that the Private Utility will at its expense acquire, install and construct metering facilities of a type and quality approved by the Utility at locations shown on "Exhibit B," for the purposes of providing dependable measurements of water flow provided to Private Utility by Utility. Said metering facilities shall be operated, supervised, managed and maintained by the Utility at the cost of Private Utility.

In the event of a meter failure which prevents continuous flow data for any month for billing purposes, that month will be billed on the basis of the average of the three preceding monthly flows.

13. This contract shall be binding upon the parties hereto and their successors and assigns. Private Utility may assign this contract with the written consent and approval of Utility, which consent will not be unreasonably withheld. Any assignee must assume all obligations of Private Utility.

14. The parties agree that this document will be executed in such form that it may be recorded. This agreement and the terms and conditions thereof shall run with the Land and be a covenant binding on any purchasers, successors, or assigns and successors in title of Private Utility unless terminated as provided in Paragraphs 15 and 16.

15. This contract may be terminated by Utility if service to the premises has not commenced within six months from date of this Contract.

16. This contract may be terminated by Private Utility at any time provided that Private Utility shall reimburse Utility for all sums expended and work done by Utility as of the date of such termination; provided that in no event shall Utility be required to refund any part of the aid in construction grant required to be paid to the Utility pursuant to Paragraph 3 hereof.

IN WITNESS WHEREOF, the parties hereto have caused this contract to be executed in duplicate, with each counterpart deemed to be an original, in their names, the day and year first above written.

Signed, sealed and delivered  
in the presence of:

Margaret Riley  
Witness

Don R. Woolly  
Witness  
As to Lake Worth Utilities Authority

LAKE WORTH UTILITIES AUTHORITY

By Robert D. Small  
Chairman

By D. W. Little  
Secretary

Signed, sealed and delivered  
in the presence of:

Lorraine McDonald  
Witness

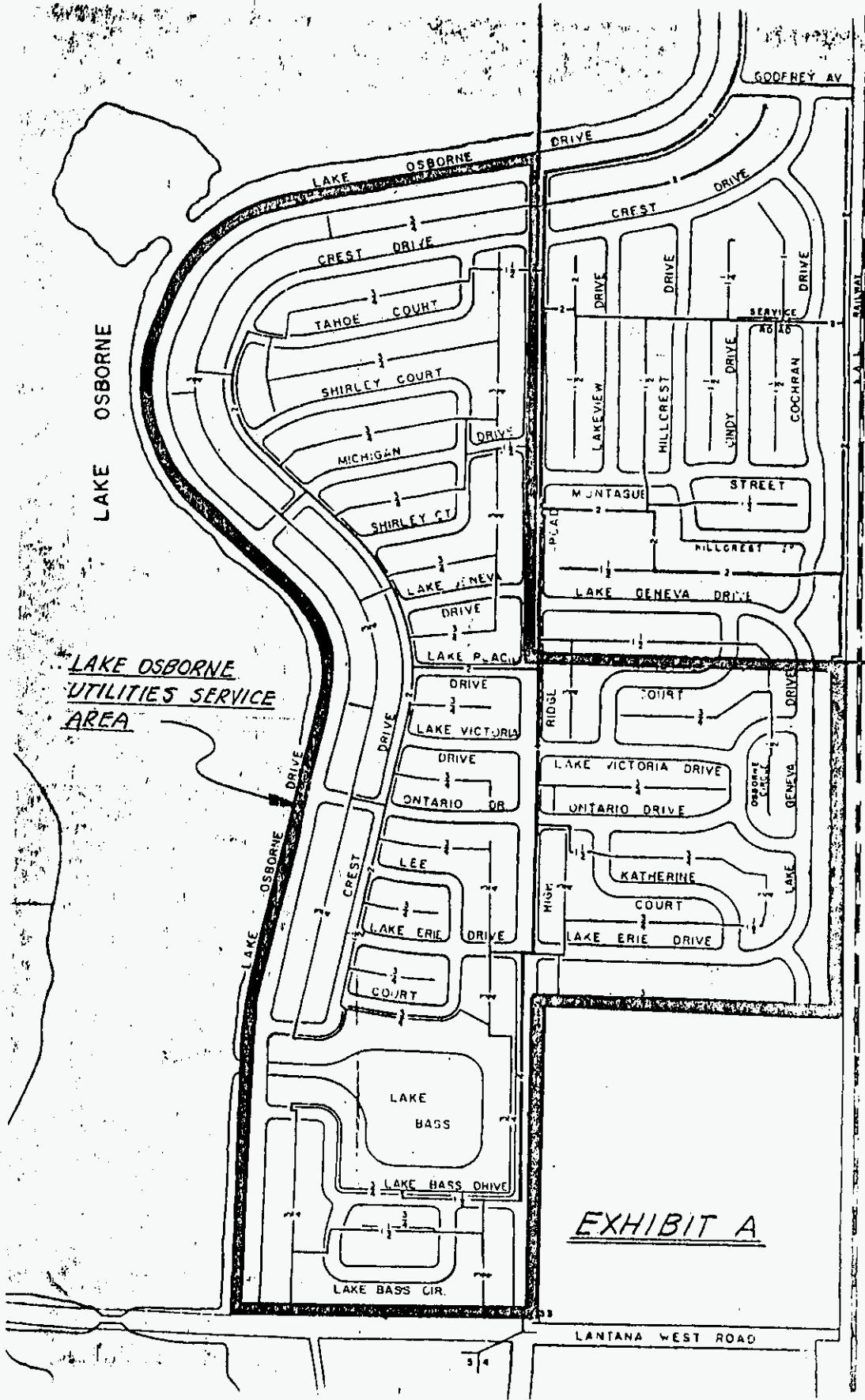
Veronica L. Pomeroy  
Witness

As to Lake Osborne Utilities Company, Inc.

LAKE OSBORNE UTILITIES COMPANY, INC.

By James S. Smith  
President

Subchapter-S corporation, sole offi  
director and stockholder.  
By \_\_\_\_\_



LAKE OSBORNE  
UTILITIES SERVICE  
AREA

EXHIBIT A

RESOLUTION NO. U-9-72 OF THE LAKE WORTH  
UTILITIES AUTHORITY FIXING WATER RATES,  
CONNECTIONS AND SERVICE CHARGES ESTAB-  
LISHING REGULATIONS ON ALL WATER SOLD  
BY THE LAKE WORTH UTILITIES AUTHORITY

BE IT RESOLVED BY THE UTILITIES AUTHORITY OF THE CITY OF LAKE WORTH, FLORIDA:

Section 1. The following schedules shall be the rates charged by the City of Lake Worth on all water sold by the Lake Worth Utilities Authority for residential and commercial purposes, to-wit:

A. GENERAL WATER SERVICE SCHEDULE NO. 1

Designation: General Service Class A

Applicable: For residential, commercial (including but not limited to multiple family units, cottages, garage apartments, trailer or mobile home parks, and others not specifically included in General Service Class B) and industrial use within the Territory served by the Water Distribution System of the Lake Worth Utilities Authority, as available and at the option of the Authority. There shall be a surcharge of twenty-five per cent (25%) for service to users outside the corporate limits of the City of Lake Worth.

Monthly Rate: Minimum Charge:

5/8" - 3/4" Meter	\$ 2.40
1" Meter	3.50
1 1/2" Meter	5.00
2" Meter	8.00
3" Meter	10.00
4" Meter	20.00
6" Meter	30.00

First 4M Gallons	\$ 0.60 per M Gallons
Next 16M Gallons	0.52 per M Gallons
Next 30M Gallons	0.45 per M Gallons
Next 50M Gallons	0.40 per M Gallons
Over 100M Gallons	0.38 per M Gallons

Where more than one family unit is served by a single meter, the minimum charge shall be \$2.40 times the number of units served, but in no case shall the minimum charge be less than that for the size meter indicated above.

Meter Deposit: \$10.00 minimum or up to 2 1/2 times average monthly bill.

Designation: General Service Class B

Applicable: For residential or commercial (including specifically co-operative apartments, condominium apartments) within the Territory served by the Water Distribution System of the Lake Worth Utilities Authority, as available and at the option of the Authority. There shall be a surcharge of twenty-five per cent (25%) for service to users outside the corporate limits of the City of Lake Worth.

Monthly Rate: Minimum Charge:

5/8" - 3/4" Meter	\$ 2.40
1" Meter	3.50
1 1/2" Meter	5.00
2" Meter	8.00
3" Meter	10.00
4" Meter	20.00
6" Meter	30.00

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First 4M Gallons	\$ 0.60 per M Gallons
Next 16M Gallons	0.52 per M Gallons
Next 30M Gallons	0.45 per M Gallons
Next 50M Gallons	0.40 per M Gallons
Over 100M Gallons	0.38 per M Gallons

Where more than one family unit is served by a single meter, the minimum charge shall be \$2.40 times the number of units served, but in no case shall the minimum charge be less than that for the size meter indicated above.

Each supporting facility (pool, laundry, clubhouse, gameroom, etc.) served by the same meter shall be considered as a separate unit and shall be considered as a family unit for billing purposes.

In computing the charges for Class B Service of multiple unit co-operative apartments and multiple unit condominiums served by a single meter, the total gallonage for the month, registered on the meter, will be divided by the number of units served to determine average consumption per unit. The total charges for the multiple unit will be computed using the average consumption as though it were delivered to each unit through individual 5/8" x 3/4" meters.

**Meter Deposit:** \$10.00 minimum or up to 2½ times average monthly bill.

**Prompt Payment Required:** Service will be discontinued if bill is not paid within thirty (30) days after due date.

**B. GOVERNMENTAL WATER SERVICE SCHEDULE NO. 2**

**Designation:** Governmental Service.

**Applicable:** Federal, State, County, City, School and Municipalities, including departments and agencies thereof within the Territory served by the Water Distribution System of the Lake Worth Utilities Authority, as available and at the option of the Authority.

**Monthly Rate:** Minimum charge same as Schedule No. 1, depending on meter size.

**Quantity Charge:** \$0.35 per M Gallons.

**Meter Deposit:** None required.

**Prompt Payment Required:** Service will be discontinued if bill is not paid within thirty (30) days after due date.

**C. UNMETERED FIRE LINE SCHEDULE NO. 3.**

**Designation:** Fire Service.

**Applicable:** All buildings requiring this service.

<b>Monthly Rate:</b>	2" Connection	\$ 4.00
	4" Connection	8.00
	6" Connection	12.00
	8" Connection	16.00
	10" Connection	20.00
	12" Connection	24.00

There shall be a twenty-five per cent (25%) surcharge for this service outside the corporate limits of the City of Lake Worth.

**Meter Deposit:** None required.

**Prompt Payment Required:** Service will be discontinued if bill is not paid within thirty (30) days after due date.

Section 2. The following schedule shall be the rates charged and the regulations imposed for the making of taps or connections to the water system and turn-on and service charges of the Lake Worth Utilities Authority:

- A. TAPPING CHARGES: Shall be paid in advance for service. The Utilities Authority reserves the right to limit the size of meter connections, dependent on the size of the main and water pressures, to prevent a substantial decrease in pressure and rate of flow to the detriment of other customers served by the same main. When a change in meter size is requested, it shall be considered as a new service and no credit given for old service.

5/8" - 3/4" Meter	\$ 100.00	
1" Meter	175.00	
1 1/2" Meter	300.00	
2" Meter	450.00	
3" Meter	1,500.00	or Meter Cost and Installation, whichever is greater.
4" Meter	2,250.00	or Meter Cost and Installation, whichever is greater.
6" Meter		Meter Cost and Installation.

Tapping Charges for Unmetered Fire Lines:

2" Water Tap	\$100.00		
4" Water Tap	400.00	8" Water Tap	\$700.00
6" Water Tap	500.00	10" - 12" Water Tap	Cost

- B. TURN-ON AND SERVICE CHARGES: A charge of \$4.00 shall be made for turn-on of water, or \$6.00 for both water and electric service when both are completed with the same service call. Turn-on charges are billed for: (1) new customers, (2) turn-on after request for temporary discontinuance of service, (3) turn-on after service has been discontinued for non-payment of service charges, (4) special read at customer's request, and (5) if, after a satisfactory special read or meter check has been made and the customer insists on the meter being replaced, a charge equal to the cost of a replacement meter will be made for this service.

When any of the above services are made for the convenience of the customer between the hours of 5:00 P. M. and 7:00 A. M., or Saturdays, Sundays or Holidays, the above charges will be doubled.

Section 3. With respect to any premises or users situated outside the corporate limits of the City of Lake Worth, which premises or users now or hereafter have active connections with the water system of the Authority, there shall be charged a rate equal to the charge established for service to residents of the City, plus a surcharge equal to twenty-five per cent (25%) of such charge. The foregoing surcharge shall not apply to users with whom the Authority has now or shall hereafter contract for volume service at charges established in such contracts unless the contract provides for a surcharge.

Section 4. This Resolution and rates and charges fixed herein supersede previous Resolution No. U-6-71, which shall be null and void.

THIS RESOLUTION SHALL BECOME EFFECTIVE SEPTEMBER 1, 1972.

THIS RESOLUTION PASSED THIS 21st day of August, 1972.

Maurice DeLoe  
Chairman

W. D. Blumer  
Member

Robert D. Small  
Member

Ronald M. Smith  
Member

ATTEST:  
[Signature]  
Secretary

Submitted: 8/21/72

ORIGINAL COPY

**Diamond Williams**

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**From:** Diamond Williams  
**Sent:** Friday, March 18, 2011 8:45 AM  
**To:** Curt Mouring  
**Subject:** RE: 2/28/11 LWUA Meeting

Thank you. This information, and the printed attachment, will be placed docket 100330-WS.

Thank you for this information, which will be placed in docket 100330-WS.

Thank you,

Diamond Williams  
 Comm. Deputy Clerk I  
 Office of Commission Clerk  
 Florida Public Service Commission  
 Email: [diwillia@psc.state.fl.us](mailto:diwillia@psc.state.fl.us)  
 Phone: 850-413-6094

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

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**From:** Curt Mouring  
**Sent:** Friday, March 18, 2011 8:31 AM  
**To:** Diamond Williams  
**Subject:** FW: 2/28/11 LWUA Meeting

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**From:** Rendell, William T. [mailto:WTRendell@aquaamerica.com]  
**Sent:** Thursday, March 17, 2011 3:57 PM  
**To:** Curt Mouring  
**Cc:** Andrew Maurey; Bart Fletcher  
**Subject:** RE: 2/28/11 LWUA Meeting

We are still in discussions with the City. The City believes the current billings under the Multi-Family rate is correct and will continue to bill under this newly increased rate structure until and/or unless other terms are reached. The City indicated that any agreed upon change or revision would take at a minimum 4 – 5 months to get approval from the City Commission.

At the meeting, we discussed a possible bulk rate. However, the City indicated that a capacity fee of around \$1.5 million would be required. We also discussed the possibility of being charged under either the Residential rate or General Service rate. However, the City still believes that the current charges under the Multi-Family rate structure is appropriate and consistent with the Bulk agreement from 1974.

DOCUMENT NUMBER-DATE

01806 MAR 18 =

FPSC-COMMISSION CLERK

3/18/2011

We will continue to hold further discussions with the City in order to minimize any impact to the utility and its customers.

I will forward you the documents that was sent to AUF after the meeting with the City.

Thanks,  
Troy

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**From:** Curt Mouring [<mailto:CMOURING@PSC.STATE.FL.US>]

**Sent:** Thursday, March 17, 2011 1:54 PM

**To:** Rendell, William T.

**Cc:** Andrew Maurey; Bart Fletcher

**Subject:** 2/28/11 LWUA Meeting

Troy,

What was the outcome of the February 28th meeting with Lake Worth Utilities regarding the change in customer class for the Lake Osborne system?

***Curt Mouring***

Florida Public Service Commission

Regulatory Analyst

Phone: (850)413-6427

Fax: (850)413-6428

[cmouring@psc.state.fl.us](mailto:cmouring@psc.state.fl.us)

**Diamond Williams**

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**From:** Diamond Williams  
**Sent:** Friday, March 18, 2011 8:46 AM  
**To:** Curt Mouring  
**Subject:** FW:  
**Attachments:** Lake Worth Water Charges 10 2010.PDF

Thank you. This information, and the printed attachment, will be placed in docket 100330-WS.

Thank you for this information, which will be placed in docket 100330-WS, along with the attachment.

Thank you,

Diamond Williams  
Comm. Deputy Clerk I  
Office of Commission Clerk  
Florida Public Service Commission  
Email: [diwillia@psc.state.fl.us](mailto:diwillia@psc.state.fl.us)  
Phone: 850-413-6094

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**From:** Curt Mouring  
**Sent:** Friday, March 18, 2011 8:31 AM  
**To:** Diamond Williams  
**Subject:** FW:

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**From:** Rendell, William T. [mailto:WTRendell@aquaaamerica.com]  
**Sent:** Tuesday, January 11, 2011 11:39 AM  
**To:** Curt Mouring  
**Subject:**

3/18/2011

DOCUMENT NUMBER-DATE  
01806 MAR 18 =  
FPSC-COMMISSION CLERK

Water

August 2010  
Effective Oct  
26-2010 2010

RESOLUTION NO. 26-2010 OF THE CITY OF LAKE WORTH, FLORIDA, PROVIDING FOR WATER SYSTEM RATES AND CHARGES; REPEALING ALL RESOLUTIONS IN CONFLICT HERewith TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

Whereas, the City of Lake Worth, Florida is authorized and required to fix uniform and adequate rates for its services; and

Whereas, an evaluation of the level of water system rates establishes a need to revise the rates and charges as set forth herein in order to meet the several objectives identified by the evaluation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION TO THE CITY OF LAKE WORTH, FLORIDA, that:

Section 1. For the purpose of this resolution, the following terms, phrases, words, and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural in the present tense include the future, words in the plural include the singular, and words in the singular include the plural.

"Shall" is always mandatory and not merely directory.

"Phase I water shortage", "Phase II water shortage", "Phase III water shortage", and "Phase IV water shortage", shall refer to the phases of water shortage that may be declared by the South Florida Water Management District pursuant to the Florida Administrative Code Chapter 40E-21.

"ERU" shall stand for "Equivalent Residential Unit" and shall mean the average amount of potable water used by a residential facility in terms of the reserved capacity needed to serve that facility. One ERU is, by definition, equal to one single family residence; each residential unit in a multi-family complex, or as calculated in accordance with City of Lake Worth Code of Ordinances Chapter 18 Article VI.

Section 2. The following schedules shall be the rate charged by the City of Lake Worth for all water sold by the City of Lake Worth for all purposes, to wit:

GENERAL SERVICE – SCHEDULE NO. 1

Designation: General Service

Applicable: For commercial, industrial, and governmental use within the territory served by the Water Distribution

System of the City of Lake Worth, as available and at the option of the City.

Monthly Rates Customer Charge, effective as of the dates listed:

Effective Date:	10/1/2010	10/1/2011	10/1/2012
Charge:	\$ 4.114	\$ 4.56	\$ 5.06

A fixed charge based on the cost of preparing and delivering a bill which will be applied to each water account receiving a bill.

Base Facility Charge, effective as of the dates listed:

Effective Date:	10/1/2010	10/1/2011	10/1/2012
5/8 X 3/4" Meter	\$ 12.28	\$ 13.63	\$ 15.13
1" Meter	\$ 30.70	\$ 34.08	\$ 37.83
1-1/2" Meter	\$ 61.39	\$ 68.14	\$ 75.64
2" Meter	\$ 98.24	\$ 109.05	\$ 121.05
3" Meter	\$ 196.47	\$ 218.08	\$ 242.07
4" Meter	\$ 306.99	\$ 340.76	\$ 378.24
6" Meter	\$ 613.99	\$ 681.53	\$ 756.50

A fixed charge designed to recover a portion of the fixed costs of the water system shall be applied to each meter based upon the size of the meter.

Volume Charge: Rates for each hundred gallons of metered water consumption effective as of the dates listed:

Effective Date:	10/1/2010	10/1/2011	10/1/2012
Block 1	\$ .264	\$ .293	\$ .325
Block 2	\$ .407	\$ .452	\$ .502
Block 3	\$ .551	\$ .612	\$ .679
Block 4	\$ .963	\$ 1.069	\$ 1.187
Block 5	\$ 1.204	\$ 1.336	\$ 1.483

The amount of water consumption in each block subject to the rates in the table above is based upon meter size and is as follows (in gallons):

Meter Size	Block 1		Block 2		Block 3		Block 4		Block 5	
	Min	Max	Min	Max	Min	Max	Min	Max	Min	Max
5/8" X 3/4"	1	4,000	4,001	8,000	8,001	12,000	12,001	20,000	20,001	∞

1"	1	10,000	10,001	20,000	20,001	30,000	30,001	50,000	50,001	"
1-1/2"	1	20,000	20,001	40,000	40,001	60,000	60,001	100,000	100,001	"
2"	1	32,000	32,001	64,000	64,001	96,000	96,001	160,000	160,001	"
3"	1	64,000	64,001	128,000	128,001	192,000	192,001	320,000	320,001	"
4"	1	100,000	100,001	200,000	200,001	300,000	300,001	500,000	500,001	"
6"	1	200,000	200,001	400,000	400,001	600,000	600,001	1,000,000	1,000,001	"

Meter Deposit: Reference City of Lake Worth Resolution No. 18-2008 or latest revision thereof.

RESIDENTIAL – SCHEDULE NO. 2

Designation: Residential

Applicable: For individually metered single-family customers, individually metered multi-family customers, master-metered multi-family residential units, cottages, apartments, trailers or mobile home parks use within the territory served by the Water Distribution System of the City of Lake Worth, as available and at the option of the City.

Monthly Rates: Customer Charge, effective as of the dates listed:

Effective Date:	10/1/2010	10/1/2011	10/1/2012
Charge:	\$ 4.11	\$ 4.56	\$ 5.06

A fixed charge based on the cost of preparing and delivering a bill which will be applied to each water account receiving a bill.

Base Facility Charge, effective as of the dates listed:

Effective Date:	10/1/2010	10/1/2011	10/1/2012
Charge:	\$ 12.28	\$ 13.63	\$ 15.13

A fixed charge designed to recover a portion of the fixed costs of the water system shall be applied to each ERU served.

Volume Charge: Rates for each hundred gallons of metered water consumption effective as of the dates listed:



Effective Date:	10/1/2010	10/1/2011	10/1/2012
Block 1	\$ .264	\$ .293	\$ .325
Block 2	\$ .407	\$ .452	\$ .502
Block 3	\$ .551	\$ .612	\$ .679
Block 4	\$ .963	\$ 1.069	\$ 1.187
Block 5	\$ 1.204	\$ 1.336	\$ 1.483

The amount of water consumption in each block subject to the rates in the table above is for each ERU served per month and is as follows (in gallons):

Water Use Per ERU Per Month	Individually Metered, Single-Unit Accounts		Master-Metered, Multi-Unit Accounts	
	Minimum	Maximum	Minimum	Maximum
Block 1	1	4,000	1	2,000
Block 2	4,001	8,000	2,001	4,000
Block 3	8,001	12,000	4,001	6,000
Block 4	12,001	20,000	6,001	10,000
Block 5	20,001	∞	10,001	∞

Meter Deposit: Reference City of Lake Worth Resolution No. 48-2005 or latest revision thereof.

**UNMETERED FIRE LINE – SCHEDULE NO. 3**

Designation: Fire Service

Applicable: All buildings requiring this service.

Monthly Rate: Rates effective as of dates listed:

Effective Date:	10/1/2010	10/1/2011	10/1/2012
2" Connection	\$ 23.52	\$ 26.11	\$ 28.98
4" Connection	\$ 60.75	\$ 67.32	\$ 74.73
6" Connection	\$ 121.52	\$ 134.80	\$ 149.74
8" Connection	\$ 197.38	\$ 219.09	\$ 243.19
10" Connection	\$ 303.56	\$ 336.95	\$ 374.01
12" Connection	\$ 516.17	\$ 572.95	\$ 635.97

TEMPORARY HYDRANT METER Charge effective as of dates listed:

Meter Deposit: 1-Oct-10  
\$500.00

Minimum Charge: \$65.00

IRRIGATION SERVICE - SCHEDULE NO. 4

Designation: Irrigation Service

Applicable: For any customer with a second meter for irrigation use within the territory served by the Water Distribution System of the City of Lake Worth, as available and at the option of the City.

Monthly Rates: Customer Charge, effective as of the dates listed:

Effective Date:	10/1/2010	10/1/2011	10/1/2012
Charge:	\$ 4.11	\$ 4.56	\$ 5.06

A fixed charge based on the cost of preparing and delivering a bill which will be applied to each water account receiving a bill.

Base Facility Charge, effective as of the dates listed:

Effective Date:	10/1/2010	10/1/2011	10/1/2012
6/8 X 3/4" Meter	\$ 12.28	\$ 13.63	\$ 15.13
1" Meter	\$ 30.70	\$ 34.08	\$ 37.83
1-1/2" Meter	\$ 61.39	\$ 68.14	\$ 75.64
2" Meter	\$ 98.24	\$ 109.05	\$ 121.05
3" Meter	\$ 196.47	\$ 218.08	\$ 242.07
4" Meter	\$ 306.99	\$ 340.76	\$ 378.24
6" Meter	\$ 613.99	\$ 681.53	\$ 756.50

A fixed charge designed to recover a portion of the fixed costs of the water system shall be applied to each meter based upon the size of the meter.

Volume Charge: Rates for each hundred gallons of metered water consumption effective as of the dates listed:

Effective Date:	10/1/2010	10/1/2011	10/1/2012
Block 1	\$ .551	\$ .612	\$ .679
Block 2	\$ .963	\$ 1.069	\$ 1.187
Block 3	\$ 1.204	\$ 1.336	\$ 1.483

The amount of water consumption in each block subject to the rates in the table above is based upon meter size and is as follows (in gallons):

Meter Size	Block 1		Block 2		Block 3	
	Min	Max	Min	Max	Min	Max
5/8" x 3/4"	1	10,000	10,001	20,000	20,001	∞
1"	1	25,000	25,001	50,000	50,001	∞
1-1/2"	1	50,000	50,001	100,000	100,001	∞
2"	1	80,000	80,001	150,000	160,001	∞
3"	1	160,000	160,001	320,000	320,001	∞
4"	1	250,000	250,001	500,000	500,001	∞
6"	1	500,000	500,001	1,000,000	1,000,001	∞

Meter Deposit: Reference City of Lake Worth Resolution No. 18-2008 or latest revision thereof.

Section 3. The following schedule shall be the rates charged and the regulation imposed for the making of taps or connections to the water system and turn-on and service charges of the City of Lake Worth.

**TAPPING CHARGES:** Shall be paid in advance for service. The City reserves the right to limit the size of meter connections, dependent upon the size of the main and water pressures, to prevent substantial decrease and rate of flow to the detriment of other customers served by the same main. When a change in meter size is requested, it shall be considered as a new service and no credit given for old service.

Charges effective October 1, 2010:

	Meter set only	Tap and meter set
5/8" x 3/4" Meter	<u>\$230.00</u>	<u>\$1,295.00</u>
1" Meter	<u>\$320.00</u>	<u>\$1,415.00</u>
1-1/2" Meter	<u>\$520.00</u>	<u>\$2,120.00</u>
2" Meter	<u>\$750.00</u>	<u>\$2,355.00</u>
3" & Larger Meter	Actual Cost as determined by the City	

Tapping Charges for Unmetered Fire Lines will be the actual cost of the installation as determined by the Lake Worth Utilities.

**SERVICE CHARGES:**

Turn on: Service Charges for "turn-ons" or establishing or reopening an account will be in accordance with Resolution No. 18-2008 or latest revision thereof.

Meter Charge: The Lake Worth Utilities will repair or replace a faulty meter at no charge to the customer. If after a satisfactory special read or meter check, a customer wishes to have a meter replaced, a charge equal to the tapping charges shown in Section 3A will be made for this service

#### METER DOWN-SIZING

The actual cost as determined by the City.

#### UNMETERED FIRE LINE INSPECTION CHARGES

A \$200.00 inspection charge shall be paid prior to the installation of an unmetered fire line.

Section 4. It is the City's intention to maintain Phase III water restrictions within the City's service area. However, in the event that a Phase IV mandatory water restriction is declared by the South Florida Water Management District or other authority having jurisdiction upon the City to reduce water production, the Volume Charge listed in Section 2 above will be adjusted up by fifteen (15) percent. The application of the water restriction surcharge is to maintain net revenue margins of the utility system which may be eroded due to reduced sales resulting from the imposed water restrictions, to meet debt service covenants on any outstanding indebtedness allocable to utility system, and to promote water conservation. The water consumption rates will be adjusted and will be applicable to all water use above the first consumption block usage range as referenced in Section 1 - General Service - Schedule No. 1 for the commercial, industrial and governmental use and Section 2 - Residential - Schedule No. 2 for individually metered single-family and multiple-family residential, as well as master metered multiple-family residential use.

The water restriction surcharge will not be applied to the base facility charge, unmetered fire line charge or the wastewater rates for service. The water restriction surcharge shall be applied by the City beginning with the first billing cycle following the declared mandatory Phase IV water restrictions as imposed by the South Florida Water Management District or other authority having jurisdiction. The mandatory water restriction surcharge shall be discontinued by the City beginning at the first billing cycle following the removal or lifting of the Phase IV water restrictions by the South Florida Water Management District or other authority having jurisdiction.

Section 5. Average Billing Calculation: The average billing process will establish a monthly bill which will be based on the average water bill for the preceding 12 calendar months. If the residence or apartment has been occupied for the last 12 months and the customer can qualify as an existing customer, the previous tenant's or owner's bill may be used to estimate the average monthly billing.

The average billing calculation will be reviewed and adjustments made to correct for changes in rates, usage, or other factors to be implemented on the bills issued during June and December of each year.

Section 6. With respect to any premises or users situated outside the corporate limits of the City of Lake Worth, which premises or users now or hereafter have active connections with the water system of the City, there shall be charged a rate equal to the charges established for service to residents of the City, plus a surcharge equal to twenty-five percent (25%) of such charge. The foregoing surcharge shall not apply to users with whom the City has now or shall hereafter contract for services at charges established in such contracts unless the contract provides for surcharge.

Section 7. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

Section 8. Should any section or provision of this Resolution or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or any part thereof other than the part declared to be invalid.

Section 9. This resolution shall be in effect for billings issued on or after the 1st day of October 2010.

The passage of this Resolution was moved by Commissioner Maxwell, seconded by Commissioner Mulvehill, and upon being put to a vote, the vote was as follows:

Mayor René A. Varela	AYE
Vice-Mayor Jo-Ann Golden	AYE
Commissioner Scott Maxwell	AYE
Commissioner Cara Jennings	ABSENT
Commissioner Suzanne Mulvehill	AYE

The Mayor thereupon declared this Resolution duly passed and adopted this 17<sup>th</sup> day of August, 2010.

LAKE WORTH CITY COMMISSION

By

  
René A. Varela, Mayor

ATTEST:

  
Pamela J. Lopez, City Clerk

**Diamond Williams**

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**From:** Diamond Williams  
**Sent:** Friday, March 18, 2011 9:03 AM  
**To:** Curt Mouring  
**Subject:** RE: Purchased Power Normalization Adjustment

Thank you. This information, and the printed attachment, will be placed in 100330-WS.

Thank you,

Diamond Williams  
Comm. Deputy Clerk I  
Office of Commission Clerk  
Florida Public Service Commission  
Email: [diwillia@psc.state.fl.us](mailto:diwillia@psc.state.fl.us)  
Phone: 850-413-6094

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

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**From:** Curt Mouring  
**Sent:** Friday, March 18, 2011 9:02 AM  
**To:** Diamond Williams  
**Subject:** FW: Purchased Power Normalization Adjustment

Diamond,

Could you add this one as well. Thank you

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**From:** Rendell, William T. [<mailto:WTRendell@aquaaamerica.com>]  
**Sent:** Friday, March 18, 2011 8:58 AM  
**To:** Curt Mouring  
**Cc:** Andrew Maurey; Bart Fletcher; Stan Rieger  
**Subject:** RE: Purchased Power Normalization Adjustment

The major reduction in consumption was in our water only systems where we do not provide wastewater service. The largest reduction was in Scottish Highlands due to private irrigation wells. In that system there is only water service provided.

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**From:** Curt Mouring [<mailto:CMOURING@PSC.STATE.FL.US>]  
**Sent:** Friday, March 18, 2011 8:54 AM  
**To:** Rendell, William T.  
**Cc:** Andrew Maurey; Bart Fletcher; Stan Rieger  
**Subject:** Purchased Power Normalization Adjustment

DOCUMENT NUMBER - DATE

01806 MAR 18 =

FPSC-COMMISSION CLERK

3/18/2011

Troy,

I have been looking at the purchased power normalization reduction and am curious as to why the adjustment was only applied to the water side when it was caused by a reduction in flows that seems like it should affect the wastewater side as well. Could you explain why there was no corresponding adjustment for wastewater?

***Curt Mouring***

Florida Public Service Commission

Regulatory Analyst

Phone: (850)413-6427

Fax: (850)413-6428

[cmouring@psc.state.fl.us](mailto:cmouring@psc.state.fl.us)