

BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 110228-EI

In the Matter of:

PETITION FOR EXEMPTION UNDER  
RULE 25-22.082(18), F.A.C., FROM  
ISSUING REQUEST FOR PROPOSALS  
(RFPS) FOR MODERNIZATION OF THE  
PORT EVERGLADES PLANT, BY FLORIDA  
POWER & LIGHT COMPANY.

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PROCEEDINGS: COMMISSION CONFERENCE AGENDA  
ITEM NO. 1

COMMISSIONERS  
PARTICIPATING: CHAIRMAN ART GRAHAM  
COMMISSIONER LISA POLAK EDGAR  
COMMISSIONER RONALD A. BRISÉ  
COMMISSIONER EDUARDO E. BALBIS  
COMMISSIONER JULIE I. BROWN

DATE: Tuesday, August 23, 2011

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

REPORTED BY: LINDA BOLES, RPR, CRR  
Official FPSC Reporter  
(850) 413-6734

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FPSC-COMMISSION CLERK

## P R O C E E D I N G S

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3           **CHAIRMAN GRAHAM:** Item Number 1.

4           **MR. MURPHY:** Good morning, Commissioners.  
5 Charles Murphy on behalf of Commission Staff.

6           Item 1 addresses FPL's petition for exemption  
7 from issuing an RFP for the modernization of its Port  
8 Everglades Plant. Staff recommends that the Commission  
9 grant the petition and is available to answer any  
10 questions.

11           **CHAIRMAN GRAHAM:** Thank you.

12           Commissioner Balbis.

13           **COMMISSIONER BALBIS:** Thank you, Mr. Chairman.

14           And I pulled this item just to make sure that  
15 it's very clear as to what, what Staff is recommending  
16 here. And Staff can correct me if I'm wrong, but what  
17 you are recommending is not that we, that FPL is exempt  
18 from an RFP for the construction procurement of the  
19 major equipment, et cetera, that it's really for the  
20 project as a whole as to the best way to produce that  
21 generating capacity. So Mr. Ballinger, Mr. Murphy.

22           **MR. BALLINGER:** You're correct. Tom Ballinger  
23 with Commission Staff.

24           The RFP process is really a first step process  
25 to check the competitive market of purchase power option

1 versus construct. So we are waiving -- we are granting  
2 FPL's request to waive the purchase power, if you will,  
3 review. That does not exempt them from bidding out  
4 construction, EPC contract, turbine vendors, things of  
5 that nature, which will be reviewed when the actual cost  
6 recovery is done.

7 **COMMISSIONER BALBIS:** Okay. Thank you. And  
8 with that, I move approval of Staff's recommendation on  
9 Issue 1.

10 **CHAIRMAN GRAHAM:** On Item 1?

11 **COMMISSIONER BALBIS:** On Item 1.

12 **CHAIRMAN GRAHAM:** It's been moved and seconded  
13 Staff recommendation on Item 1. Any further discussion?  
14 Seeing none, all in favor, say aye.

15 (Ayes unanimous.)

16 Any opposed?

17 (No response.)

18 By your action, you've approved Item Number 1.

19 (Agenda item concluded.)

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