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BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of:

DOCKET NO. 20170171-WS

RESOLUTION OF THE BOARD OF
COUNTY COMMISSIONERS OF LEON
COUNTY DECLARING LEON COUNTY
SUBJECT TO THE PROVISIONS OF
SECTION 367, FLORIDA STATUTES.

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PROCEEDINGS: COMMISSION CONFERENCE AGENDA
ITEM NO. 6

COMMISSIONERS
PARTICIPATING: CHAIRMAN JULIE I. BROWN
 COMMISSIONER ART GRAHAM
 COMMISSIONER RONALD A. BRISÉ
 COMMISSIONER DONALD J. POLMANN

DATE: Thursday, September 7, 2017

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

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

P R O C E E D I N G S

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2 **CHAIRMAN BROWN:** All right. Moving on to
3 Item 6.

4 **MS. WATTS:** Commissioners, Item 6 is staff's
5 recommendation for the acknowledgment of the resolution
6 of the Board of Commissioners of Leon County declaring
7 Leon County subject to the provisions of Section 367,
8 *Florida Statutes*. Staff is available to answer any
9 questions.

10 **CHAIRMAN BROWN:** Thank you. Staff, I do have
11 questions on this. I'm curious the genesis behind this
12 resolution and why the board of county commissioners
13 is -- has submitted this transfer resolution.

14 **MS. WATTS:** It is my understanding that one of
15 the utilities that was under the Leon County
16 jurisdiction wanted a rate case, and Leon County decided
17 not to handle it.

18 **CHAIRMAN BROWN:** Said "Not on my watch"? So
19 they transferred all the private utilities?

20 **MS. WATTS:** Yes.

21 **CHAIRMAN BROWN:** And how many would that be?

22 **MS. WATTS:** Well, they have provided us a list
23 where they've listed three wastewater systems and four
24 water systems that they believe should be under our
25 regulation as well as five water systems that they

1 believe meet the small system exemption. And we are
2 investigating that to either confirm or, you know, find
3 that they're not exempt for this or other reasons.

4 **CHAIRMAN BROWN:** And obviously Florida law
5 allows them to do that, but which utility is the one
6 that came in for a rate case that --

7 **MS. WATTS:** Seminole Water.

8 **CHAIRMAN BROWN:** Waterworks. So when should
9 the Commission see that?

10 **MS. WATTS:** We've got that in and we are, you
11 know, looking through it. We are doing deficiencies,
12 you know, and -- it's in process. We received that the
13 same day we received the resolution.

14 **CHAIRMAN BROWN:** Would the transfers be
15 individually transfer applications?

16 **MS. WATTS:** Yes.

17 **CHAIRMAN BROWN:** So are the utilities then
18 responsible to file with the Commission the transfers
19 requested?

20 **MS. WATTS:** It would be for an original
21 certificate actually.

22 **CHAIRMAN BROWN:** Uh-huh.

23 **MS. WATTS:** They would be filing for a
24 grandfather certificate. And we are, you know, in
25 communication with them to determine whether or not they

1 meet any exemption, and after which time, if they don't,
2 then we would request that they file for the grandfather
3 certificate.

4 **CHAIRMAN BROWN:** Thank you.

5 Commissioner Graham.

6 **COMMISSIONER GRAHAM:** Just a quick question
7 for staff. When a county transfers the authority over
8 to us, isn't there a time frame before they can take it
9 back, if they choose to take it back?

10 **MS. WATTS:** Yes, there is. There's ten years.

11 **COMMISSIONER GRAHAM:** Ten years.

12 **MS. WATTS:** Uh-huh.

13 **COMMISSIONER GRAHAM:** Okay. So they can't
14 just send it to us to do a rate case and take it back.

15 **MS. WATTS:** Right.

16 **COMMISSIONER GRAHAM:** Once they send it to us,
17 we have it for ten years.

18 **MS. WATTS:** Right.

19 **COMMISSIONER GRAHAM:** Okay. I just wanted to
20 make sure. Thanks.

21 **CHAIRMAN BROWN:** Let us vote on the rate case
22 and then they take it back. I see how it works.

23 Commissioner Polmann.

24 **COMMISSIONER POLMANN:** Thank you, Madam
25 Chairman.

1 Just to clarify for the, for the discussion on
2 the record, the recommendation is to acknowledge the
3 resolution that suggests that -- this is maybe the wrong
4 word, but essentially ministerial. They passed a
5 resolution, we're acknowledging it, which means we
6 really can't refuse it.

7 **MS. WATTS:** Right.

8 **COMMISSIONER POLMANN:** I just wanted to say
9 that on the record. So thank you.

10 **CHAIRMAN BROWN:** Any further discussion or
11 questions?

12 Seeing none, can I get a motion, please?

13 **COMMISSIONER GRAHAM:** Move staff
14 recommendation.

15 **COMMISSIONER BRISÉ:** Second.

16 **CHAIRMAN BROWN:** Any further discussion?

17 Seeing none, all those in favor, say aye.

18 (Vote taken.)

19 Thank you.

20 Thank you, Ms. Watts.

21 (Agenda item concluded.)
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1 STATE OF FLORIDA)
 2 : CERTIFICATE OF REPORTER
 3 COUNTY OF LEON)

4 I, LINDA BOLES, CRR, RPR, Official Commission
 5 Reporter, do hereby certify that the foregoing
 6 proceeding was heard at the time and place herein
 7 stated.

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

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

18 DATED THIS 18th day of September, 2017.

19 
 20 _____

21 LINDA BOLES, CRR, RPR
 22 FPSC Official Hearings Reporter
 23 (850) 413-6734
 24
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