



KAREN M. BROOKS
CITY MANAGER

October 25, 2021

Adam J. Teitzman
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399

Sent via email to: aharper@psc.state.fl.us
Adria Harper, Office of General Counsel

RE: Docket No. 20210138-PU - City of Coconut Creek's Comments on Proposed Rule 25-18.020, "Pole Inspection and Maintenance," F.A.C.

Dear Public Service Commission Chairman Clark and Commissioners,

As City Manager for the City of Coconut Creek, Florida, I would like to express my comments to the proposed rule cited above. It is a shared goal of all governmental entities to promote the public health, safety and general welfare of our constituents. Especially in the context of the public rights-of-way, as a limited resource, it must be held in good stewardship of the people.

First, the rule lacks any general reference to or incorporation of local ordinances and standards (e.g. Florida Building Code, Broward County Amendments), nor does it reference a substantive minimum standard for which the inspection and maintenance plans must adhere. Second, it is not clear why "poles used solely to support wireless communications services facilities" would be excluded from the pole inspection and maintenance requirements of the proposed rule. Third, the proposed rule, as a whole, appears to impose only reporting requirements and deadlines for same, and lacks any substantive review, auditing, or accountability for failure to comply with established plans.

In essence, the proposed rule will produce from Communications Services Providers boilerplate statewide standardized plans that do not take into consideration the unique regions of our beautiful State or local regulations of where those facilities are located. It will exclude the very infrastructure that is in need of review and regulation to preserve the safety of public rights-of-way. Last, by providing a submission on a timely basis, a provider will achieve compliance under this proposed rule, without any regard for actual compliance or noncompliance occurring in the field.

I respectfully submit these three (3) comments for the Commission's consideration. I appreciate the opportunity to submit this letter on behalf of the City.

Sincerely,

Karen M. Brooks
City Manager

cc: City of Coconut Creek Commission
Terrill C. Pyburn, City Attorney