

FLORIDA PUBLIC SERVICE COMMISSION

COMMISSION CONFERENCE AGENDA

CONFERENCE DATE AND TIME: Tuesday, February 2, 2021, 9:30 a.m.

LOCATION: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148

DATE ISSUED: January 21, 2021

NOTICE

Persons affected by Commission action on certain items on this agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at this conference. These items are designated by double asterisks (**) next to the item number.

Due to COVID-19, all public participation must be telephonic or by written comment. To participate informally, affected persons must either: (1) request the opportunity to address the Commission telephonically on an item listed on the agenda by contacting the Office of General Counsel at (850) 413-6199 by noon on February 1, 2021; or (2) file any written comments for a particular item in the applicable Docket file by noon on February 1, 2021.

Informal participation is not permitted: (1) on dispositive motions and motions for reconsideration; (2) when a recommended order is taken up by the Commission; (3) in a rulemaking proceeding after the record has been closed; or (4) when the Commission considers a post-hearing recommendation on the merits of a case after the close of the record. The Commission allows informal participation at its discretion in certain types of cases (such as declaratory statements and interim rate orders) in which an order is issued based on a given set of facts without hearing. See Florida Administrative Code Rules 25-22.0021 (agenda conference participation) and 25-22.0022 (oral argument). Conference agendas, staff recommendations, vote sheets, and transcripts are available online at <http://www.floridapsc.com>, by selecting *Conferences & Meeting Agendas* and *Commission Conferences of the FPSC*. An official vote of "move staff" denotes that the Item's recommendations were approved.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or 850-413-6770 (Florida Relay Service, 1-800-955-8770 Voice or 1-800-955-8771 TDD).

The Commission Conference has a live video broadcast the day of the conference, which is available from the FPSC website. Upon completion of the conference, the archived video will be available from the website by selecting *Conferences & Meeting Agendas*, then *Audio and Video Event Coverage*.

EMERGENCY CANCELLATION OF CONFERENCE: If a named storm or some other state of emergency requires cancellation of the Conference, Commission staff will attempt to give timely notice. Notice of cancellation will be provided on the Commission's website (<http://www.floridapsc.com>) under the Hot Topics link on the home page. Cancellation can also be confirmed by calling the Office of Commission Clerk at 850-413-6770. If you have any questions, contact the Office of Commission Clerk at 850-413-6770 or Clerk@psc.state.fl.us.

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February 2, 2021

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ITEM NO.

CASE

1**

Consent Agenda

PAA

A) Application for Certificate of Authority to Provide Telecommunications Service.

DOCKET NO.

COMPANY NAME

20200243-TX

Catnect Communications Inc.

PAA

B) Request for Approval of Transfer of a Certificate of Necessity or Authority.

DOCKET NO.

COMPANY NAME

20200258-TX

From: Spectrotel, Inc. d/b/a OneTouch
Communications d/b/a Touch Base
Communications

To: Spectrotel of Florida LLC d/b/a Touch
Base Communications

Recommendation: The Commission should approve the action requested in the dockets referenced above and close these dockets.

ITEM NO.

CASE

2**

Docket No. 20200245-EI – Petition for a limited proceeding to approve third solar base rate adjustment, by Duke Energy Florida, LLC.

Critical Date(s): 7/18/21 (8-Month Tariff Suspension Date)

Commissioners Assigned: All Commissioners

Prehearing Officer: Graham

Staff: ENG: Phillips, Ellis, Kistner

AFD: Higgins

ECO: Forrest, Coston

GCL: Stiller, Trierweiler

(Tariff Filing)

Issue 1: Are the installed costs of the solar projects proposed by DEF (Twin Rivers, Santa Fe, Charlie Creek, Duette, and Sandy Creek) within the installed cost cap required by subparagraph 15(a) of the 2017 Settlement?

Recommendation: Yes. The estimated installed costs appear reasonable and the resulting weighted average cost of the combined projects in DEF's Third SoBRA tranche is below the installed cost cap of \$1,650 per kilowatt alternating current (kW_{ac}), as required by the 2017 Settlement.

Issue 2: Are the solar projects proposed by DEF cost effective pursuant to subparagraph 15(c) of the 2017 Settlement?

Recommendation: Yes. DEF's proposed Third SoBRA tranche would result in lower system costs as compared to the system without the projects, as required by the 2017 Settlement.

Issue 3: Are the solar projects proposed by DEF needed pursuant to subparagraph 15(c) of the 2017 Settlement?

Recommendation: Yes. DEF's proposed Third SoBRA tranche is needed as it will produce economic benefits to the general body of ratepayers, provide firm summer capacity, and increase the fuel diversity of DEF's generation.

Issue 4: Are the solar projects proposed by DEF otherwise in compliance with the terms of paragraph 15 of the 2017 Settlement?

Recommendation: Yes. DEF's Third SoBRA tranche meets the requirements of the 2017 Settlement and the projects are eligible for cost recovery through the SoBRA mechanism established therein.

Issue 5: What is the annual revenue requirement associated with each of the solar projects proposed by DEF?

Recommendation: The total jurisdictional annual revenue requirement associated with each of the five proposed projects is as listed in Table 5-1 of staff's memorandum dated January 21, 2021.

ITEM NO.

CASE

2**

Docket No. 20200245-EI – Petition for a limited proceeding to approve third solar base rate adjustment, by Duke Energy Florida, LLC.

(Continued from previous page)

Issue 6: Should the Commission approve the tariff sheets reflecting the annual revenue requirements for the Twin Rivers and Santa Fe solar projects? In addition, should the Commission grant staff administrative authority to approve the tariffs for the Charlie Creek, Duette solar projects and the Sandy Creek projects?

Recommendation: Yes. The Commission should approve the tariff sheets as shown in Attachment A of staff's memorandum dated January 21, 2021, which reflect the annual revenue requirements listed in Issue 5 for the Twin Rivers and Santa Fe projects, effective with the first billing cycle on or after the commercial in-service date of both units. In addition, the Commission should grant staff administrative authority to approve tariffs for the Charlie Creek and Duette projects for implementation effective with the first billing cycle on or after the commercial in-service date of both units and the Sandy Creek project for implementation effective with the first billing cycle on or after the commercial in-service date of that unit, using the annual revenue requirements listed in Issue 5 for each of these projects.

Issue 7: Should this docket be closed?

Recommendation: If a protest is filed within 21 days of the issuance of the order, the tariffs should remain in effect, with any revenues held subject to refund, pending resolution of the protest. If no timely protest is filed, this docket should be closed upon the issuance of a consummating order.

ITEM NO.

CASE

3**

Docket No. 20190166-WS – Application for increase in water rates in Highlands County by HC Waterworks, Inc.

Critical Date(s): None

Commissioners Assigned: All Commissioners

Prehearing Officer: Fay

Staff: ENG: Ramos, Lewis, Maloy

GCL: J. Crawford, Stiller

On August 11, 2020, HC Waterworks, Inc. (HC or Utility) and the Office of Public Counsel (OPC) filed a joint motion for approval of a stipulation and settlement agreement (Attachment A of staff's memorandum dated January 21, 2021). The agreement addresses issues associated with the Utility's quality of service which the joint movants have entered into in order to resolve litigation.

The Commission should vote on whether or not to approve the joint stipulation and settlement agreement filed August 11, 2020 by HC and OPC. The Commission has jurisdiction pursuant to Sections 367.081 and 367.121, F.S.

ITEM NO.

CASE

4**

Docket No. 20200221-WS – Joint application for approval of transfer of majority organizational control of Ni Florida, LLC, holder of Certificate Nos. 388-W in Lee County and 104-S in Pasco County, to Florida Utility Systems, Inc.

Critical Date(s): None

Commissioners Assigned: All Commissioners

Prehearing Officer: Brown

Staff: ENG: Doehling, Ramos

AFD: D. Andrews

ECO: Hudson, Sibley

GCL: Osborn, J. Crawford

Issue 1: Should the application for transfer of majority organizational control of Ni FL in Lee and Pasco Counties from Ni Pacolet to FUSI be approved?

Recommendation: Yes. The transfer of majority organizational control from Ni Pacolet to FUSI is in the public interest and should be approved effective the date of the Commission vote. The resultant order should serve as the water and wastewater certificates, with the territories described in Attachment A of staff's memorandum dated January 21, 2021. The Utility should file a notice of closing, in the docket file, within 15 days of the Commission's vote approving the transfer. The Utility's existing rates and charges should remain in effect until a change is authorized by the Commission in a subsequent proceeding. The tariff pages reflecting the transfer should be effective on or after the stamped approval date on the tariff sheets pursuant to Rule 25-30.475(1), Florida Administrative Code, (F.A.C.).

Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1, this docket should be closed.

ITEM NO.

CASE

5**

Docket No. 20200222-EI – Petition for approval of modifications to rate schedule FB-1, fixedbill program by Duke Energy Florida, LLC.

Critical Date(s): 05/28/21 (8-Month Effective Date)

Commissioners Assigned: All Commissioners

Prehearing Officer: Administrative

Staff: ECO: Guffey

GCL: Brownless

(Tariff Filing)

Issue 1: Should the Commission approve DEF's modifications to its FB-1 rate schedule?

Recommendation: Yes. The Commission should approve DEF's modifications to its FB-1 rate schedule effective on the date of the Commission vote. The proposed revisions will allow DEF to control customers' thermostats within set parameters to achieve peak demand reductions. Participating customers benefit by receiving a \$50 prepaid credit card and the general body of ratepayers benefits by any demand reductions. Staff also recommends that DEF, at the end of the pilot program, file a report in the docket file on the results of the pilot program.

Issue 2: Should this docket be closed?

Recommendation: Yes. If Issue 1 is approved and a protest is filed within 21 days of the issuance of the order, the tariff should remain in effect pending resolution of the protest. If no timely protest is filed, this docket should be closed upon the issuance of a consummating order.