

**MINUTES OF JANUARY 7, 2003**

**COMMISSION CONFERENCE**

**COMMENCED:** 1:36 p.m.

**ADJOURNED:** 1:38 p.m.

**COMMISSIONERS PARTICIPATING:** Chairman Jaber  
Commissioner Deason  
Commissioner Baez  
Commissioner Bradley  
Commissioner Davidson

Parties were allowed to address the Commission on items designated by double asterisks (\*\*).

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1Approval of Minutes

December 2, 2002 Regular Commission Conference

DECISION: The minutes were approved.

Commissioners participating: Jaber, Deason, Baez, Bradley, Davidson

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CASE

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2\*\*Consent Agenda

PAA            A) Request for exemption from requirement of Rule 25-  
24.515(13), F.A.C., that each pay telephone station shall  
allow incoming calls.

<u>DOCKET NO.</u>	<u>COMPANY NAME</u>	<u>PHONE NO. &amp; LOCATION</u>
021219-TC	BellSouth Public Communications, Inc.	305-621-2084 Monterey Homes 5463 NW 186 <sup>th</sup> Street Opa Locka

RECOMMENDATION: The Commission should approve the action  
requested in the docket referenced above and close the  
docket.

DECISION: The recommendation was approved.

Commissioners participating: Jaber, Deason, Baez, Bradley, Davidson

ITEM NO.

CASE

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3\*\*Docket No. 021087-WS - Request for approval of new class of service for non-potable water customer in Brevard County by Service Management Systems, Inc.

Critical Date(s): 01/17/03 (60-day suspension date)

Commissioners Assigned: Full Commission  
Prehearing Officer: Administrative

Staff: ECR: Sargent  
GCL: Jaeger

ISSUE 1: Should Service Management Systems, Inc.'s (SMS) request for a new class of service for common area bulk irrigation be approved?

RECOMMENDATION: Yes. SMS's request for a new class of service for common area bulk irrigation should be approved. The utility should be allowed to charge the recommended rate as specified in the analysis portion of staff's December 26, 2002 memorandum. The utility should file a new tariff sheet which is consistent with the Commission's vote within 30 days of issuance of the Consummating Order. Staff should approve the tariff sheet upon verification that the tariff is consistent with the Commission's decision. If the new tariff sheet is filed and approved, the common area bulk irrigation rate should become effective on or after the stamped approval date of the tariff sheet, if no protest is filed.

ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes. If Issue 1 is approved, the new tariff should become effective on or after the stamped approval date on the tariff sheet, pursuant to Rule 25-30.475, Florida Administrative Code. If a protest is filed within 21 days of the issuance date of the Order, the tariff should

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3\*\*

Docket No. 021087-WS - Request for approval of new class of service for non-potable water customer in Brevard County by Service Management Systems, Inc.

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remain in effect with common area bulk irrigation charges held subject to refund pending resolution of the protest, and the docket should remain open. If no timely protest is filed, the docket should be closed upon the issuance of a Consummating Order.

DECISION: The recommendations were approved.

Commissioners participating: Jaber, Deason, Baez, Bradley, Davidson

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4\*\*Docket No. 021139-EI - Petition for approval of revised facilities rental agreement and revised tariff by Tampa Electric Company.

Critical Date(s): 01/11/03 (60-day suspension date)

Commissioners Assigned: Full Commission  
Prehearing Officer: Administrative

Staff: ECR: Springer  
GCL: Jaeger

ISSUE 1: Should the Commission approve Tampa Electric Company's (TECO) petition to revise its Facilities Rental Agreement and respective tariff?

RECOMMENDATION: Yes.

ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes. If Issue 1 is approved, this tariff should become effective on January 7, 2003. If a protest is filed within 21 days of the issuance of the order, this tariff should remain in effect with any increase 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.

DECISION: The recommendations were approved.

Commissioners participating: Jaber, Deason, Baez, Bradley, Davidson