



W. ALLEN, CHAIRMAN
W. HALL, VICE CHAIR
W. REYNOLDS, SECY-TREAS.
O. ZELLER, ASST. SECY-TREAS.
J. DIESEN, COMMISSIONER
Officers Apptd. 9-15-08

W. PRESTON, LEGAL COUNSEL
R. RODI, GM/CEO

AGENDA**
REGULAR MEETING OF THE UTILITIES COMMISSION
CITY OF NEW SMYRNA BEACH, FLORIDA
TO BE HELD MONDAY, MAY 18, 2009, AT 6:00 P.M.
200 CANAL STREET, DEBERRY ROOM, 3RD FLOOR
NEW SMYRNA BEACH, FLORIDA

ROLL CALL

1. Agenda Changes, Additions and Deletions

*** 2. Approval of Consent Items**

- a. ✓ Minutes of Regular UC Meeting Held 4-20-09
- b. ✓ RFP 07-09 Annual Audit Services (Recommend Award to Brent Millikan & Company) – L. Klinkenberg
- c. ✓ Revisions to Email and Internet Code of Conduct and Addition of Password Security Guidelines (Sections 5.6, 5.7, and 5.8 of PPM/HRGM) – P. Di Chiara
- d. ✓ Low Pressure Transmission Main and Smith Street Improvements Engineering Services – Amendment No. 2 – J. White
- e. ✓ Fluoridation System Upgrade – State of Florida Grant - Administered by Florida Department of Health – L. Klinkenberg
- f. ✓ Developer's Agreement and Addendum and MOU (Re-Build of Existing Restaurant) – McDonald's Corporation and Susan H. Martin– J. White
- g. ✓ Request from FP&L for Addition of Distribution Substation to be Located in UCNSB Service Territory (Previously Approved Transmission Sub. on 4-21-08) – J. White
- h. ✓ Memorandum of Understanding (MOU) for Proposed Alternative Energy Project – Horizon Energy Group – R. Rodi

3. Public Participation

4. General Manager's Report

- a. Financial Status – April 2009 – L. Klinkenberg
- b. Status Update – Refinancing of the U.C.'s FMPA Pooled Loan Program Loans – L. Klinkenberg, Richard T. Wagner, and Peter Dame
- c. Status Update – Cogsdale Conversion – R. Lemoine and L. Klinkenberg

5. Commission Counsel's Report

6. Old Business

- a. ✓ Consideration of U.C.'s Budget for FY2010 – L. Klinkenberg
- b. ✓ Proposed Resolution RE: Eminent Domain Action - FEC Railway / Flagler Development Group For Utility Crossing (UC Resolution No. 3-09) – W. Preston



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AGENDA (cont.)**
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7. New Business

- a. ✓ Revisions to Service Fees Rate Schedule – Scheduling of Public Hearings – L. Klinkenberg
- b. ✓ Revisions to Residential Underground Service Lateral Requirements and Policy – Scheduling of Public Hearings – R. Mitchum
- c. ✓ Consideration of Continuing Provision of Communications Services (Internet – Dial Up, Wireless, Fiber) – Scheduling of a Public Hearing – R. Lemoine

8. Possible Other Business - Time for Commissioners

✓ A Check Mark Indicates Items For Which Commission Approval Has Been Requested On This Agenda
Please Note – Most Discussion Items Will Not Have Documentation, Will Be Listed On Agenda Only

*Consent items to be approved as recommended or accepted as appropriate without further comments unless discussion is requested by Commissioner.

**Pursuant to Section 286.0105 of the Florida Statutes, if an individual decides to appeal any decision made by the Utilities Commission, City of New Smyrna Beach, Florida, with respect to any matter considered at a meeting or a hearing, that individual will need a record of the proceedings, and will need to ensure that a verbatim record of the proceedings is made. The transcription of such a verbatim will be provided an individual at a cost to be determined by the Utilities Commission in accordance with the full cost to reproduce such transcriptions and copies.

**In accordance with the American with Disabilities Act, persons needed special accommodations to participate in this proceeding should contact the individual or agency sending notice no later than two days prior to the proceeding at the address given on the notice.