

AGENDA ITEM 3-a

MINUTES OF A REGULAR (REORGANIZATIONAL) MEETING OF THE UTILITIES COMMISSION, CITY OF NEW SMYRNA BEACH, FLORIDA, HELD TUESDAY, SEPTEMBER 28, 2021, AT 3:00 P.M., AT 200 CANAL STREET, NEW SMYRNA BEACH, FLORIDA *(NOTE – THIS REGULAR U.C. MEETING WAS HELD ON-SITE)*

ADMINISTER OATH OF OFFICE TO LAWRENCE J. KELLY, JR. – MAYOR RUSS OWEN

Vice Chairman Davenport introduced Commissioner-Elect Kelly and added our “world famous” Mayor, Russ Owen. (Comms. Kelly appointed by City Commission on 8-24-21 for a three-year term ending 9-2024.)

Mayor Owen stated all right, thanks Chairman Davenport.

Chairman Davenport responded thank you.

Mayor Owen stated this is a good occasion, means another citizen has decided that they have nothing better to do on a Tuesday afternoon than come help the City out and help the Utilities Commission out and we appreciate that. Being willing to do things like this, you know the folks who sign up to do this and agree to do this, it really is a sacrifice. There’s a sacrifice of time and other things and we really do appreciate it on behalf of the City, on behalf of the Utilities Commission and on all the citizens of New Smyrna, because there’s a lot that goes into this. And I try to tell people, for every minute of meeting time, which oftentimes they can be an hour to two hours. I don’t know, what your meetings are, I know mine can be longer, that’s probably my fault but anyway, that’s what my Commissioners tell me at least. But for every minute or two of meeting time, there can be hours and hours and hours of research, of talking to staff to make sure you fully understand an issue, of reading the agenda, it can be 1,000’s of pages if you’re reading to make sure that hey, did we miss anything, is there anything we can do. So we really do appreciate, it’s not a small thing to have signed up to do this, we appreciate you’re willing to take time away from your family, your business and other things to do it, so with that if you’ll join me up here, we’ll get you sworn in. If you still want to do it after all I just said, I don’t know this is your last chance to back out. All right if you’ll join me here, okay, raise your right hand, I guess. Mayor Owen then proceeded to read the City of NSB’s Oath of Office sectionally with Commissioner-Elect Kelly repeating after him.

At the conclusion of the Oath of Office Mayor Owen stated congratulations, shook Commissioner Kelly’s hand, and those in attendance applauded. After executing the Oaths of Office, Mayor Owen stated all right, I have another meeting I’ve got to bounce to, to get ready for tonight, so I wish you all the best, have a great meeting, enjoy your new Commissioner. We’ll miss Chairman Holcomb but good to have a new Commissioner on board; thank you all.

Chairman Davenport stated thank you Mayor, appreciate it. Then added welcome aboard there (Comms. Kelly), thank you for offering to serve.

Commissioner Kelly stated thank you.

ADMINISTER OATH OF OFFICE TO LAWRENCE J. KELLY, JR. –
MAYOR RUSS OWEN (cont.):

Chairman Davenport then stated okay, next if we would please, Commissioner Hawes get you to lead the pledge please.

Commissioner Hawes stated yes.

Commissioner Hawes led in the Pledge of Allegiance and Commissioner Conrad provided the invocation.

Chairman Davenport stated thank you Commissioners.

Safety Message by Britney Beck, Director, Central Services – Safety Process Update:
(John DeFries absent)

Chairman Davenport then stated next, Safety Message from John DeFries. Then commented, you don't look like John.

Ms. Beck stated I don't look like John, then added thank you. She stated Mr. DeFries had a conflict with his schedule today, a dentist appointment. He would not be able to speak to you if he were here today. Thankfully, I can actually see you now, my eyes were dilated earlier, and I was having trouble seeing, but I can see you now. So I'm here, I'm going to take his place for today. We just wanted to give you an update on our safety program transformation that we've been going through. Last year and early 2020 we started with a comprehensive assessment of our current safety program, policies, practices, and the culture within the organization. We hired a third-party consultant to do that for us, we wanted an objective opinion and review of our current state. Since that time we have been working diligently to implement a lot of the recommendations and improvements that came from that study and from our consultants. We previously had a very siloed sort of program and different departments had different rules and standards and practices. And so we really want to centralize that and ensure that we have across the board the same mindset, the same standards and policies. So John DeFries who would have been here before you today was hired as our Safety Manager, as our former one had retired, and since he's been here he has been non-stop working on a lot of great things to improve our program. And some of those are developing and finalizing a safety handbook which is actually in the bag that you have before you. We trained all of our leaders in safety leadership through Frontline. We developed a safety involvement team which consists of employees across the organization who come and we discuss safety matters, they review drafted policies and procedures and provide their input on those as well. So we've developed quite a few new safety policies and practices and procedures and are still working on quite a few as well. We still have a lot to do and its going to take quite a bit of time to get through everything, but we are very pleased with the progress that we have made thus far.

Ms. Beck continued, so the bag you have before you actually has our new safety slogan on it which was developed by our safety involvement team and it's "Safety Brings You Home". And so that is the focus of our safety program, what we want our employees to really keep at the forefront of their mind in everything that they do. And so we have branded quite a few,

Safety Message by Britney Beck, Director, Central Services – Safety Process Update (cont.):
little promotional items that will go out to our employees, and along with the safety handbook, we plan on rolling out this month to our staff and training them on that, providing it to them. It's pocket-sized so that they can take it with them wherever they go and keep that at the forefront of all they do. That is our safety message today, just an update on that program – where we're at, where we're going. If you have any questions, I'd be happy to answer them.

Chairman Davenport stated any questions?

There being none, Ms. Beck stated okay, thank you.

Chairman Davenport thanked Ms. Beck.

I. Reorganizational Items

(I-a) Election of Officers:

Chairman Davenport stated next we have on here, item number one, reorganizational item will be the Election of Officers. You can nominate yourself, nominate others here on the Commission. We're going to nominate the Chair, Vice-Chair, Secretary-Treasurer, Asst. Secretary-Treasurer. So I'll open the floor now for nominations for Chair.

Chairman

Commissioner Conrad stated I would nominate Commissioner Davenport to be Chair.

Commissioner Smith stated I'll second that.

Chairman Davenport stated thank you, I accept. He then asked if there were any other nominations. There being none, he stated okay, we'll close that I guess. You have a new Chair here and I'm looking forward to it. Actually years ago I might say something if you thought I'd be sitting here as Chair right now, when the Mayor called me and asked me to step up and come and give my time, Commissioner Kelly, as you're doing, as we all do. And we're talking about reading 1,000's of pages, I think this one is 328 today if I remember correctly. And it's an honor to sit here and see an organization turn around and do such a 180 in such a positive way, not that it wasn't doing good but I have never seen anything run as good as I'm seeing it. We've got a great CEO, Mr. Chavez a great CFO, and what a team ya'll have here. And you can just feel it in the air how it's changed over the last few years here, so I'm honored to be sitting here and be your Chair, and thank you.

Vice Chairman

Chairman Davenport stated let's open it up if we could, the next one please, Vice Chair nominations.

Commissioner Conrad stated I would nominate Commissioner Hawes to be Vice Chair.

Chairman Davenport stated I'll second that. There being no further nominations, Chairman Davenport stated okay, Commissioner Hawes do you accept that?

(I-a) Election of Officers (cont.):

Commissioner Hawes stated yes, I do, sorry.

Chairman Davenport stated okay, then you're Vice Chair sir.

Secretary-Treasurer

Chairman Davenport stated next, if we could Secretary-Treasurer nomination please.

Commissioner Hawes stated I would nominate Lillian Conrad.

Chairman Davenport stated I'll second that.

Commissioner Conrad stated and I would accept.

Chairman Davenport stated thank you Commissioner Conrad.

Assistant Secretary-Treasurer

Chairman Davenport stated okay, so now we need Assistant Secretary-Treasurer nomination please.

Commissioner Hawes stated I would nominate Commissioner Smith.

Commissioner Conrad stated and I would second that.

Chairman Davenport stated second.

Commissioner Smith then stated could I ask one question? You know I went through this thing and it seems to me that some of these positions are superfluous.

Commissioner Conrad stated if no one shows up they aren't.

Commissioner Smith stated but I just wondered if there's, you know if we get down to three, we still have a quorum, is that correct?

Mr. Cloud stated yes.

Commissioner Smith stated so, we really only, if the Chairman's not here and the Vice Chairman's not here, we only need the Secretary-Treasurer right, to run the meeting. Is that correct?

Mr. Cloud stated yes.

Commissioner Smith stated so I don't even know if you need me to be the Asst. Secretary.

Chairman Davenport stated so you're declining then, is that what I'm hearing?

Commissioner Smith stated well, I'm sorry I ask these questions but I...

(I-a) Election of Officers (cont.):

Chairman Davenport stated no, don't be sorry, that's what it's for.

Commissioner Smith stated but I look at these things, I go what is this, you know what is this all. I'll accept and we'll figure it out later.

Chairman Davenport stated all right, but I would like to ask, because you brought that up, and that's an excellent point, like to ask Counsel what his thoughts are on what Commissioner Smith just said.

Mr. Cloud stated the FMAA, which is the Florida Municipal Attorney's Association, we have a similar structure and the purpose of it is to bring individuals along in learning the procedures of the entity. So that as one person moves on, others can step up, that's the purpose of it.

Commissioner Smith stated makes sense.

Chairman Davenport stated thank you, that makes perfect good sense.

Commissioner Smith I'm good now.

Commissioner Hawes commented and the pay is fabulous.

Chairman Davenport stated don't spend that \$42 all at once somewhere, you know Dollar General or something. Do you accept Commissioner Smith?

Commissioner Smith stated I do accept now, yes, I do.

Chairman Davenport stated thank you.

Mrs. Simmons inquired if Chairman Davenport would like to take a vote on all of the prior nominations.

Mr. Cloud stated yes, that would be appropriate, because you don't really elect people by the nomination.

Commissioner Hawes stated I would move that we...

Mr. Cloud approve by acclamation the slate of officers?

Commissioner Hawes stated yes, thank you.

Commissioner Smith stated second.

Chairman Davenport stated all in favor, all Commissioners responded Aye, and then requested Mrs. Simmons to call the roll on the motion.

(I-a) Election of Officers (cont.):

Commissioner Hawes' prior motion then passed unanimously on a roll call vote.

[The FY2022 slate of officers elected by the Utilities Commission: Chairman James Davenport, Vice Chairman Richard Hawes, Secretary-Treasurer Lillian Conrad, Asst. Secretary-Treasurer James Smith, and Commissioner Lawrence Kelly, Jr.]

Chairman Davenport then stated okay, we'll take roll call now.

Commissioner Conrad commented now we're starting.

Roll Call: All of the U.C. Commissioners were in attendance as follows:

Commissioner Lillian Conrad
Commissioner James Davenport
Commissioner Richard Hawes
Commissioner Lawrence Kelly, Jr.
Commissioner James Smith

(Note Only – Comms. Voting Order Resets Alphabetically for Annual Reorg. Mtg.)

Others in attendance were as follows: J. Bunch, General Manager/CEO; E. Chavez, Director, Finance/CFO; J. Couillard, Director, Engineering; T. Beyrle, Director, System Ops. B. Keehn, Director, Information Technology; T. West, Director, Water Resources; B. Beck, Director, Central Services; V. Steele, Director, Electric Operations; John McMurray, Director, Strategic Programs; J. Michel, I.T. Manager, Infrastructure (*in room at beginning*); #Laquavius Green; Help Desk Technician; M. Spellers, Sr. Help Desk Technician; D. Simmons, Exec. Mgr./ Recording Secretary; General Counsel Thomas Cloud Esquire – Gray| Robinson Attorneys at Law; Mayor Russ Owen, Jacob Williams – FMPA CEO and Susan Schumann – FMPA Mgr. External Affairs and Solar Projects, and John Moss, members of the public.

I. Reorganizational Items (cont.)

(I-b) U.C. Regular Meeting Schedule for Calendar Year 2022:

Chairman Davenport stated next item, on 1-b., will be our, talk about our U.C. Regular Meeting Schedule for the Year 2022. Everybody's got that, familiar with it, you've reviewed it on page 27 of all of our 327 pages of notes.

Commissioner Smith stated Mr. Chairman I just have, and I know these questions get annoying but in one of the 2018-01 thing it says we meet at 6:00 p.m., was that ever amended to the actual 3:00 p.m. meeting time.

Chairman Davenport stated if I remember correctly, yes it was amended and we voted to change it to 3:00 p.m. Is that correct Counsel?

Mr. Cloud stated yes, that's correct.

Commissioner Smith stated okay, that's it.

(I-b) U.C. Regular Meeting Schedule for Calendar Year 2022 (cont.):

Chairman Davenport so everybody's got their page 27, they're familiar and the dates on that for 2022. Any questions?

Commissioner Smith stated motion to approve; specifically a motion to approve the submitted calendar/schedule as final for 2022 (calendar year).

Commissioner Conrad stated second.

Chairman Davenport stated all in favor and then asked Counsel Cloud if a vote was required on this.

Mr. Cloud stated yes.

Chairman Davenport confirmed all were in favor and then requested a roll call vote to be taken.

Commissioner Smith's motion then passed unanimously on a roll call vote.

(1) Agenda Changes, Additions and Deletions:

Chairman Davenport stated next is item number 1., Agenda Changes, Additions or any Deletions?

Mr. Bunch stated no changes, additions or deletions Mr. Chairman.

Chairman Davenport stated thank you.

(2) Public Participation:

Chairman Davenport stated item number 2., we have public participation. I don't know if anybody's on line, on the phone or anybody in the audience that would like to speak? There being none, Chairman Davenport stated in that case we'll close public participation.

(3) Approval of Consent Items:

Chairman Davenport stated item number 3., Approval of Consent Items. Everyone in favor, anybody want to pull anything, any one of those items.

Commissioner Smith stated I know this is not a surprise, I'd like to pull f. and g.

Chairman Davenport confirmed items f. and g., okay.

Commissioner Smith stated I just have a couple of questions.

Chairman Davenport stated okay, and I'd like to pull c. myself too. So we're going to pull c., f. and g.

(3) Approval of Consent Items (cont.):

Mr. Bunch stated so c., I'd like Ms. Julie Couillard and Mr. Efren Chavez to come up for c., and then just ask Ms. Couillard to remain for f. and g.; if you could, come up to the podium.

Commissioner Conrad stated would you like us to approve the other agenda items before we start into the discussion?

Chairman Davenport stated right.

Commissioner Hawes stated yes.

Commissioner Conrad stated okay, I would make a motion to approve consent agenda items a., b., d., e., h., i. and j.; specifically to approve consent items – item a. Minutes of Final Public Hearings (2) and Regular U.C. Meeting Held 8-23-21, annotated version, approve as submitted; item 3-b. Project Approval – FY2022 Purchase and Stocking of Electrical Transformers (ITB No. 2021), approve as an overall project in the budgeted amount of \$500,000.00 and authorize the GM-CEO or his designee to execute all documents associated with this matter; item 3-d. Request for Approval of Continuing Services Agreement with City of New Smyrna Beach for Road Paving Services, for requested U.C. road paving services to be conducted by City forces (note - U.C. will continue to utilize a current vendor – D2 Paving & Site Work, Inc./P.O. No. 17296, for large patches and/or repairs in County areas or other vendors for awarded/planned projects); item 3-e. Granted and Accepted Third Party Utility Easement, granted to UCNSB for Coastal Woods Commercial Phase 1B from Southeast Volusia Healthcare Corp., d/b/a Advent Health NSB; item 3-h. Ratification – ITB No. 19-21 – Rehabilitation of Wells No. 2 and No. 3 Project and Increase in Project Budget, ratify award to McMahan Construction Co. in the amount of \$1,078,000 and approval of expanded scope and supplemental funding of \$944,500 to the project budget, for a revised total overall project budget of \$1,181,500 (overall project authorization for GM-CEO to execute all associated project documentation is ongoing); item 3-i. Purchase of HydroVac, approve purchase of Vermeer HydroVac as specified within the quote attached to the agenda item, under Florida Sheriff's Association Contract FSA20-VEH18.0 for a total cost of \$113,451; and item 3-j. RFP No. 16-21 Award – Annual Underground Utility Contractor Services, approve issuance of three annual service agreements to Thadcon, LLC, to Driveways, Inc. and to Hazen Construction, for these services and authorize the GM/CEO or his designee to execute all documents associated with this matter.

Commissioner Smith stated second.

Chairman Davenport stated okay, all in favor? Then requested Mrs. Simmons to call the roll.

Commissioner Conrad's motion then passed unanimously on a roll call vote.

(3-c) Ratification of Final Payment of Part-2 Credits for Infrastructure Fee Final Reconciliation, Reimbursement, Credit and Release Agreement Between GEOSAM and UCNSB:

Chairman Davenport stated okay, if I could, I'd like to start out by number c., the reason I

(3-c) Ratification of Final Payment of Part-2 Credits for Infrastructure Fee Final Reconciliation, Reimbursement, Credit and Release Agreement Between GEOSAM and UCNSB (cont.):

pulled it with the amount of money involved, and with Commissioner Kelly being here, and if I'm going to vote on something, I wanted to have maybe an explanation to again and the amount of money we're talking about here reimbursing. Thank you.

Mr. Chavez stated so this is a wrap up of the whole infrastructure fees and such, GEOSAM and Southeast or Southeastern development (sic Southeast Interchange) were the two that had credits, and these are the resolutions of these. In essence the finality of these two arrangements. But I'll turn it over to Ms. Couillard to talk further about GEOSAM in particular.

Ms. Couillard stated so the GEOSAM Project, with all of their development, they triggered three, actually four but that one is later, three off-site developments that were in our Master Plan that not only feed their area but also our main backbone. And so as part of the Infrastructure Program, they agreed to build that, and we agreed that we would give them infrastructure credits for building that for us. So ultimately, we own it but they have the means and they could do it quicker than the U.C. at the time, to build those assets. So that's where these credits were, and they just turned in all of the data around those three projects. And we were going to give them credits originally against the capital connection fees, but it's just easier to pay it and we don't have to track it and credit, all of that, so.

Chairman Davenport stated well, Ms. Couillard I really appreciate that because as we all know transparency and clear understanding and when you look at a check of this magnitude and it's going to a group, then we have a good understanding. All of us do as Commissioners, that we can explain it but the public can see it too. Other than just seeing, hey, how did that check, what happened here. So thank you very much, that's the clarity I wanted.

Commissioner Hawes stated I actually had a question about that as well. If I read that right, it also looks like there's, I don't know if it's a general release, but there's a release that keeps sort of that issue in terms of liability away. Do I have that accurate?

Ms. Couillard stated yes. And there's one more on the Commission (agenda), I think it's Old Business, its Southeast Interchange. It's the same thing, they had some outstanding credits, we thought we would pay them back over time and we just decided lets just pay it and move on.

Chairman Davenport stated any questions here for Ms. Couillard?

Mr. Bunch stated just to clarify, and I think you did a good job Ms. Couillard. We have a general policy that development pays for development and that's the case here and as Ms. Couillard articulated these would have been expenses that we would otherwise had to pay to have our construction contractors build. But because they're already widening roads, putting in water infrastructure, they probably got it done for less than what it would have cost us. It wasn't just quicker. Hopefully at the end of the day the customers are seeing a lower cost benefit as well.

(3-c) Ratification of Final Payment of Part-2 Credits for Infrastructure Fee Final Reconciliation, Reimbursement, Credit and Release Agreement Between GEOSAM and UCNSB (cont.):

Ms. Couillard stated definitely.

Mr. Bunch stated and so General Counsel Cloud worked to draft these agreements and work with the outside attorneys to get the agreements on as well. So those are the three folks, in front of us, that worked on that over the last couple of months.

Chairman Davenport stated thank you.

(Commission action on this item taken below, in conjunction with the other two consent items pulled for discussion.)

(3-f) Projects Approval – Industrial Park Avenue and Wayne Avenue Water Main Improvements Projects:

Chairman Davenport then stated okay, we want to go to f. now, correct? Commissioner Smith?

Commissioner Smith stated correct, thank you. Do we have any idea how many lineal feet of this asbestos concrete pipe we have in the ground?

Ms. Couillard stated we do, I'm compiling a list of the asbestos and the ductile iron, which is the two types of replacements we're going to kick off this year. And we're going to replace some over the next two years, so I can get you that, I don't have it off the top of my head.

Commissioner Smith stated okay, I was just curious. Can I go on to the other one?

Chairman Davenport stated yes sir.

(3-g) Project Approval – Lift Station No. 15 Reconstruction Project:

Commissioner Smith stated I just have one question on it.

Chairman Davenport interjected on g.

Commissioner Smith stated do we have any idea how many lift stations that have reached their useful life.

Ms. Couillard stated so we're at ten (10).

Commissioner Smith stated we need ten to get fixed.

Ms. Couillard stated yes, they're called canned stations, so they're the underground stations. They're not as safe to work in as well and the pumps are getting old, so we have a plan to replace all of those with a new modernized above ground with a wetwell.

(3-g) Project Approval – Lift Station No. 15 Reconstruction Project (cont.):

Commissioner Smith stated and landscaping.

Ms. Couillard stated and landscaping and fencing.

Commissioner Smith stated I just had a question, you know we ensure that the cost of new growth pays for the installation of required utilities or expansion thereof, but we don't have anything in place for the long-term maintenance of these facilities because they all have a useful life. And I was wondering you know when they, I think it was the City created the stormwater assessments, the districts. But that set aside money to pay, to improve and retrofit stormwater systems in the City. And I wonder if something like that would work for underground pipes, and lift stations throughout the City so that people pay in and it's usually a fairly small amount that they end up paying in, but our reserves could be established to pay the costs of doing these things because it's quite expensive. I would assume when you start ripping out of the ground, concrete pipe, that's not going to cheap.

Ms. Couillard stated we usually put in new and then pump and fill it with concrete. However our rates cover our maintenance and renewal and replacement programs such as these, so our rates actually pay for these programs.

Commissioner Smith stated okay, good answer, thank you.

Ms. Couillard added, and the capital connection fees pay for the growth-related programs.

Commissioner Smith stated thanks for that answer.

Ms. Couillard stated sure.

Chairman Davenport stated are you fine with that Commissioner Smith?

Commissioner Smith stated I'm good.

(3-c.) Ratification of Final Payment of Part-2 Credits for Infrastructure Fee Final Reconciliation, Reimbursement, Credit and Release Agreement Between GEOSAM and UCNSB:

and

(3-f) Projects Approval – Industrial Park Avenue and Wayne Avenue Water Main Improvements Projects:

and

(3-g) Project Approval – Lift Station No. 15 Reconstruction Project:

Chairman Davenport stated okay, good, thank you. Any other comments? There being none, he requested a motion on c., f. and g. please.

Commissioner Hawes stated I would move that, to approve those items; specifically a motion to approve item no. 3-c. Ratification of Final Payment of Part-2 Credits for Infrastructure Fee Final Reconciliation, Reimbursement, Credit and Release Agreement Between GEOSAM

(3-c.) Ratification of Final Payment of Part-2 Credits for Infrastructure Fee Final Reconciliation, Reimbursement, Credit and Release Agreement Between GEOSAM and UCNSB:

and

(3-f) Projects Approval – Industrial Park Avenue and Wayne Avenue Water Main Improvements Projects:

and

(3-g) Project Approval – Lift Station No. 15 Reconstruction Project (CONT.):

and UCNSB, ratify the final payment of actual, certified Part-2 Infrastructure Fee Credits to GEOSAM Capital US (Venetian Bay) LP by GEOSAM Capital US GP LLC (GEOSAM), in the amount of \$1,007,234.00; item 3-f. Projects Approval – Industrial Park Avenue (amt. \$1,142,000) and Wayne Avenue (amt. \$1,142,000) Water Main Improvements Projects, approve the two projects, including professional survey services task authorizations to Southern Surveying (amt. \$132,222) and Dewberry Engineers Inc. (amt. \$62,970), and authorize the GM/CEO or his designee to execute all documents associated with these projects; and item 3-g. Project Approval – Lift Station No. 15 Reconstruction Project, approve this project including professional engineering services task authorization to Tetra Tech, Inc. and authorize the GM/CEO or his designee to execute all documents associated with this project (Tetra Tech TA in the not-to-exceed amount of \$39,937 and overall project budget of \$2,500,000).

Commissioner Conrad stated second.

Chairman Davenport stated all in favor, then requested Mrs. Simmons to call the roll.

Commissioner Hawes' motion then passed unanimously on a roll call vote.

(4) General Manager's Report:

Chairman Davenport stated okay, moving right along, item number four, our General Manager's Report, Mr. Bunch.

(4-a) FMPA GM-CEO Jacob Williams – Electric Utility Value for New Smyrna Beach:

Mr. Bunch stated thank you Chairman, will start off with a guest presenter and speaker today. We have Jacob Williams who's the General Manager of the Florida Municipal Power Agency and FMPA is a joint action agency that represents Florida within the state and also nationally with the APPA (American Public Power Association). And Mr. Williams has got a really good presentation, talking about the value of the municipal utility but I thought before you jump into that, if you could Mr. Williams, talk a little bit about FMPA and roles they play. We've got, since you were here last, two if not three new Commissioners, so there's some folks who aren't perhaps as familiar with FMPA as others. But we actually have two folks up there that attended the FMEA Annual Conference which you were at in Naples – our Chairman Buddy Davenport and Mr. Jim Smith were down there in July this year attending along with us.

Mr. Williams stated very good.

(4-a) FMPA GM-CEO Jacob Williams – Electric Utility Value for New Smyrna Beach (cont.):

Mr. Bunch stated so with that I want to thank Jacob Williams and Susan Schumann for being here today and for all the work they and their team do with and for our folks.

Mr. Williams stated all right, well thank you, it's an honor to be here and as Mr. Bunch said, Susan Schumann is here. She heads up our public relations external affairs and also is involved in solar, so she's here quite regularly working with Mr. Bunch and the team on several things; we're delighted to be here. He commented he didn't know who's running the slides but requested to go to the next slide please. Then stated just a little background on who FMPA is, FMPA is a provider of wholesale power, we have 31 member cities in the State of Florida that are municipal electric utilities. Of them, at least 26 get some, at least some of their power, and 16 get all of their power from FMPA. And think of it this way, you are the owners of FMPA, so Mr. Bunch is one of the 31 board members, that is my board, that is who dictates what we do and sets the tone for the organization. The cities, they run the gamut from all the way in the south, Key West, Homestead, right up the coast through Ft. Pierce, here in New Smyrna, on up to Jacksonville Beach, all the way over to Tallahassee, Havana, Chattahoochee in the Panhandle, and then a lot of communities in between like Ocala, Kissimmee, Leesburg and all that; so it's a swath of Florida that is served. If you think about it, there are 2.6 million Floridians that get their electricity from the member cities of FMPA, it's about 12% of the population in the state of Florida that gets their electricity from the communities that are members in FMPA. Our goal as set out is to provide low cost, reliable and clean power to the cities, that's what we're there to do.

Mr. Williams went to the next slide and stated this is the generation portfolio that we have that supplies that power. We have essentially 80% of our electricity comes from natural gas, about 13% and declining comes from the coal unit that's down in Orlando, the Stanton coal unit which in 2025-2027 at the latest will be converted to natural gas; so we'll be moving away from coal and getting cleaner. And then about 5% of our power comes from the St. Lucie nuclear plant; and so that's our makeup. You all participate in the St. Lucie Project directly through FMPA, you're part owners in that project. Our big units that produce most of the electricity for FMPA, you see the red dot that's called Cane Island, that's Kissimmee. Kissimmee has probably almost $\frac{3}{4}$ of all our power comes out of the facility there and then another $\frac{1}{4}$ of the power comes out of the Treasure Coast facility, that's the Ft. Pierce utility that operates a big gas combined cycle there; but that's our fleet. If you look at our generation mix of 80% gas, it's not dissimilar from the state as a whole. Most of the state's power comes from natural gas generation, FPL and the like, very similar. So when you think about the state and you think about electric prices, one of the first thing as Commissioners you think about is what's the price of natural gas because we're all subject to that same price and unfortunately right now, as we all know, natural gas prices are moving up and everyone's going to have to deal with that. But that gives you a little bit about who we are in terms of the big picture.

Mr. Williams went to the next slide and stated I've been in Florida now for five years and Florida is unique in this respect for electricity. Electricity, low-cost affordable electricity drives the state of Florida. If electricity prices were high, 22 million people wouldn't be living here because we use a lot of electricity here, right - it's hot and humid. To give you an idea, Floridians use twice as much electricity per capita as do folks in California and New

(4-a) FMPA GM-CEO Jacob Williams – Electric Utility Value for New Smyrna Beach (cont.):

York. They don't have heat and humidity, they may have a little warmth but they don't have any of the humidity. So what you all do, this thing you provide, by providing affordable electricity is fundamental. And Commissioner Kelly and I were speaking just a few moments before and we talked about a well-known fact of Florida, because of your high fixed and low-income population, so many retirees, plus the normal low income, roughly about 30% of Floridians pay 10% of their after tax income to pay the electric bill. Whether you know or not, what you do has a huge impact on your customers, on the citizens here. So, we put this slide up because having low-cost electricity is important. New Smyrna, you do an outstanding job in being low cost, credit to Mr. Bunch and team. And Tim Beyrle negotiated great power supply agreements and you continue to do a number of things to drive costs down. Your rates are below the state average, you're below the IOU average, you're below the municipal average, and your rates have come down. So that's one of the values this utility brings to the community is you've got low-cost power and that will continue.

Mr. Williams went to the next slide and stated I want to talk about the value as a whole that this utility provides the community, and this is our perspective, but before I go through this slide I do want to take time to mention one thing. I have the pleasure of having 31 board members which means I have 31 communities that I get to know and are at their council meetings and meeting with their teams regularly. You all have made a great decision in bringing Mr. Bunch on board, he is leading the organization extremely well. I have the perspective of looking at all 31 so I can see, he is making major moves and the team here, Mr. Chavez and Mr. Beyrle and the group, have made some major changes which in itself to drive costs down, improve the reliability, and even add more value to that. So I just wanted to let you know, and Mr. Bunch didn't pay me to do this either, he's one of the leaders in the state in stepping forward, he's new to the municipal utilities in Florida but he's representing you very well and helping drive things. So part of that is the value he's trying to drive for the community. We look at it in several ways, one is low-cost rates. If you have low-cost power, you're driving value to the City just by giving that low-cost power to all the community and in your case there's at least \$100,000 in value a year in the community and growing. Because FPL is in for a 6% rate increase, they'll likely get it at the Commission (PSC). Your rates probably aren't going up by 6% and they're all subject to the fuel clause adjustment so that's spread is only going to grow and you're going to be adding a lot more value.

Mr. Williams continued, the second area we're looking at adding values in, being clean, we'll talk about that. You're using both, the nuclear plant which is 10% of your supply, plus the solar addition, you're doing the balance of let's be low cost and let's get cleaner. That's the right answer versus let's just be clean, to heck with costs, you're doing both and managing that very well. The third area that people have to remember about the electric utilities, you provide a lot of money to the City, there's a City transfer. Your electric utility provides about \$2.6 million (and additionally \$1.1 million from water). And then couple that with the jobs, you have people who are employed here who live here, that if the electric utility wasn't here, they wouldn't be here and they contribute, in the neighborhood of about \$1.5 million a year in the community and the spend that goes on. The reliability improvements that's going on and community support, and I'll take you through that in a moment.

(4-a) FMPA GM-CEO Jacob Williams – Electric Utility Value for New Smyrna Beach (cont.):

Mr. Williams went to the next slide and stated if you look overall at the utility, one way to think about it is about \$4.4 million a year annually, and that's a growing number. I am absolutely convinced you're going to be adding far more value to this City going forward. We can walk through all the things we've talked about, whether it be general fund transfer, reliability, community involvement, and economic impact and low rates. But I want to take you through each one of those. Let's start; and go to the next slide please.

Mr. Williams stated this is another way to think about what's happened to the electric rates in New Smyrna compared to what's happened nationally. The electric rates in New Smyrna are down 13% since 2006, while the U.S. electric prices are up 27%. You have done an outstanding job, as many of the communities have done in Florida, and you're leading the way. And you've got areas to improve upon, the St. Lucie nuclear plant, the financing for it was just redone and so part of your power supply costs are going to ramp down over the next few years and help drive costs down which will allow you to invest in the City, invest in the system, etc. So your rates are low now, but it's sustainably low. Not a one-time gimmick or something like that, so hats off to the team for doing that.

Mr. Williams stated the second piece to the puzzle as we talked about, if we go to the next slide, is the balance of let's be low cost but let's also continue to get cleaner, but let's do that in the proper perspective and you all are balancing those things. You're participating in the solar project, around 10 MW of our solar project that comes on line in 2023, so that will be about 6% of your energy will come from solar on top of the 10% for nuclear. About 15% of your energy overall will be from a non-CO2 source. That's a big step forward, that's not a bad thing and the St. Lucie that you have is very cost competitive so it's going to serve you well going forward. And if I could take a moment on that, one of the things that you're seeing right now on the national press going on, is the whole climate legislation is this week being debated in Congress on that. And our position in Florida is that electricity is so important to the citizens of the state and prices are so important, that there must be a balanced approach. You can't jam through and say the whole country must do this in the next 10 years. What that means is prices would double, triple or quadruple in the state. And reliability would suffer dramatically, Florida, we're a peninsula state, we have solar and we have natural gas, there's no wind anywhere near us to pull from, there's no other resources. So if you want to say we're going to reduce carbon dramatically, then all you're doing is putting in solar and the sun doesn't always shine and you've got to put in a lot of batteries to back it up. Because it's a nice supplement but it can't be the core of what we do and be cost effective. So I don't know if you have any questions on that, but it's just a perspective that we're articulating and frankly the State of Florida, and Mr. Bunch has been good at leading this as well, the State of Florida is the poster child in terms of what could go wrong if they pushed too hard on the climate legislation. You and we are on a path to improve nicely, but we're doing it in a cost-effective way, not you know, to heck with costs and to heck with what customers are paying.

Mr. Williams went to the next slide, stated those are two of the biggest missions, is low cost and being clean, and the City transfer is a very noticeable thing. You all push around \$2.6 million to the City from the electric utility. The water utility does another \$1.1 million, it is a big revenue source to the City. If the electric utility wasn't there that money has to come in

(4-a) FMPA GM-CEO Jacob Williams – Electric Utility Value for New Smyrna Beach (cont.):

from other sources and so that is critical to keeping services. I think you will, if you survey the electric municipals of the state, those communities tend to have a much better balance sheet and a much better financial structure if they have an electric utility because they tend to give back more than their share to the City and it makes it a stronger community as a whole; so something for you to think about.

Mr. Williams went to the next slide and said this slide is the jobs we talked about. There's 39 people who work specifically for the electric utility, that spend ends up being at a value of about \$1.4 million. They live here, they're responding to outages here, they're in the community. If the electric utility wasn't owned by the City, there would be big corporate centers, you know 100 miles away that people would be driving in from, you know they wouldn't be here and the like; so it's a value to the City.

Mr. Williams went to the next slide and stated the third piece to the big puzzle of low cost, clean and reliable, is reliability. And in two fronts you're doing extremely well. Number one is there's always the big storms, what happens after a hurricane, right. And this chart here shows you the restoration in Flagler and Volusia county when Irma came through back in 2017, and there were so many customers out, starts with 100% of the customers that were out. But if you look by day two, over 90% of the customers, the red line, from New Smyrna, were back in service. It was going to take until day five for the other utilities in this county to get to that level. In other words your customers were back in service two to three days on average for those who were out, than the others in Volusia and Flagler counties. Why is that? Because your crews only focus on this area here, they're close, they can respond quickly that take care of this. They're not spread out over a 100 mile radius to solve who's out and all that, so as a result your customers were back better; and that's certainly a nice thing. As a result of that, you all were one of the recipients of the FMEA Community Service Award for Hurricane Restoration. And Mr. Bunch received that, you did an outstanding job through Irma and came back through. That's the big events, but the other part of reliability is just the day to day stuff and that is one that Mr. Bunch has come in and made a big push on to improve the grid reliability and to get what we call the average outage duration to 60 minutes is your goal; which is a great goal. And if you can do that, you're on par with any utility in the state in terms of reaching that and I know that's a focus of the capital spend that you have, the expectations of customers around the nation are to have more reliable service. You know we need our internet at home all the time, we don't need it part of the time. And so Mr. Bunch and the team are doing a lot to improve that as well and that's well done.

Mr. Williams went to the next slide and stated so those are the kind of the tangible ones. There's un-tangible things and I think there was a bit of mention, Chairman Davenport I think you even kind of said there's a change in kind of what's going on here that's noticeable, and one of them is the community involvement. You all, this utility is very much involved in the community and you all can provide things to this City just by you know, whether it be the efforts for volunteers for Habitat for Humanity, United Way, etc., the beach clean-ups and that, there's all kinds of fund raising, but also there's things around the community like supporting all the Halloween and Christmas stuff. And a lot of times the electric utility tends to be the one that puts all the lights up, takes them all down, puts up the trees, and does all

(4-a) FMPA GM-CEO Jacob Williams – Electric Utility Value for New Smyrna Beach (cont.):

these things which the community comes together around. And so you all do a great job in that respect and Mr. Bunch has made it a focus. And the successful electric utilities in the State, they do that and you're heading in that direction as well, so well done.

Mr. Williams went to the next slide and stated the last kind of hidden benefit and it's appropriate to talk to you all about is you are in control of the utility here, you're in control of the pricing of the product, you're in control of the service conditions. Nobody has to go to Tallahassee to say hey, what's going on in this utility. They walk in here and they find out and can make that happen. And if you want to improve customer service better, you make that decision, and those things are happening. You have the local control and that's a beautiful thing, you don't have to find out where's the corporate headquarters or go to Tallahassee and go to the PSC. People can walk in here and everybody has a voice. And so I'll just end with again, you all have a utility that is a great value to the City, it's even going to add more value, rates are going to continue to get more competitive, your reliability is going to improve, your emissions are going to go down, you're going to balance those three things, that's where the team is heading. And you've got a great team in place to do that, I've seen these come on board to supplement Mr. Beyrle and others who have done quite a good work, so I just want to congratulate you and see if there's any questions.

Chairman Davenport asked the Commissioners if they had any questions for Mr. Williams? Sure, Commissioner Hawes?

Commissioner Hawes stated I don't know if it's a question as much as a statement. I want to appreciate your caution on sort of this transition between clean energy and all of that. And I don't know if the board or others read the article in the Wall Street Journal yesterday that talked about Germany and Europe and what's going on there, and the squeezing by Gazprom, the Russian natural gas supplier. So Germany's rates were the highest in Europe, they've doubled in a year, and I may have these numbers wrong a little bit but I think I saw natural gas this morning at \$6.82 or something and I recall it at \$3.30 maybe a year ago and I don't think we're in high natural gas usage time now so clearly it's a fear trade. So I'm wondering a little bit about the supply and I guess my question is do you know anything about the supply, giving the fracking and some of these things.

Mr. Williams stated sure, we spend a lot of time, and I've spent most of my career in the energy field and spend a lot of time working about this. So let's take this, let's talk about, compare the U.S. to Germany for example in energy prices to get perspective. Average price for electricity in Germany is 40 cents a kilowatt hour.

Commissioner Hawes stated and ours is what?

Mr. Williams stated ten (cents kWh), okay, big difference right. That's partially because they went off on a very, they priced in carbon into everything they do. They closed their nuclear plants on the back of Fukushima event and so their citizens are living with extremely high prices. Now Germany, you don't use a lot of electricity per person because it's not hot and humid. They also went very big in solar, which is an interesting thing for a country that's not

(4-a) FMPA GM-CEO Jacob Williams – Electric Utility Value for New Smyrna Beach
(cont.):

very sunny at all. I've not personally been to Germany, but I know the climate, it's not what you would call the right place to do that. So you know I've had the pleasure of traveling the world for energy companies and the one thing I will say is that those countries which have affordable energy, they succeed. If you don't have affordable, reliable energy you can not succeed long term. So that's kind of the big picture, now let's go to natural gas and what's going on there. Several things are going on, number one we as a country are in an interesting position because if you want to transition to the future and you say I want you to stop doing fossil fuels, until we make that transition that just means prices get high. And there is no coincidence that some of the first acts made were to kill the pipeline and to ban fracking on public lands and all those things, and here we are months later and prices are up; it's not a coincidence I don't think. So we've got that issue. The demand for natural gas has not jumped dramatically in this country, it has not, it's the same as it was a year ago, two years ago. What has happened is the amount of gas we're producing dropped dramatically during COVID and it's never come back to the levels it was in 2019. Why? We've got half the rigs in the field that we did two years ago, and the prices are high, so the investors should be able to do that, they're not. Second thing that's going on globally, which is affecting our natural gas market, you said the price of natural gas is it jumped almost \$6 yesterday. The price globally of natural gas is \$24 a million, not \$6, which means that any gas that can get on a liquified natural gas ship is being sent around the world right now. So over 10% of our U.S. supply is being exported to Europe, to China, Japan, Korea, and we've got terminals that are continuing under construction. As they come on, they're going to ship more gas out because the world is short of hydrocarbons. Oil's at \$75 a barrel, it's relatively high compared to what we experienced here recently, so the world is short hydrocarbon and we're seeing the backend of that. We were completely self-sufficient for energy and then we fell off and the question is if we as a country want to ramp up production, we can be self-sufficient and insulate ourselves from price. That's the other side to this discussion about what you want to do in the energy future. I don't know if that answered the question.

Commissioner Hawes stated no, it does, thank you very much.

Mr. Williams added good question by the way.

Chairman Davenport stated excellent and then stated Commissioner Smith, anything for Mr. Williams.

Commissioner Smith stated no, I'm going to pass on this one.

Chairman Davenport stated yes, we could go couldn't we, I'm sitting here too thinking. Commissioner Conrad anything?

Commissioner Conrad indicated no.

Chairman Davenport then confirmed Commissioner Kelly didn't have any questions or comments either. Then stated Mr. Williams, thank you so much, very, very informative especially bringing to our attention which we're aware of. I was lucky enough to sit on the

(4-a) FMPA GM-CEO Jacob Williams – Electric Utility Value for New Smyrna Beach (cont.):

hiring committee, if you will, for Mr. Bunch. And that was one of the things that I told him, that I'd like to see in our community is this Utilities Commission has so much to offer our community and get involved, and that I didn't see where they are involved. And since he's come on board, Ms. Beck and everybody, our whole organization's got locally involved and its showing around town; and that's one thing. But another thing is the observation of the rates, from 2006, 27% national average up and we're down 13% from 2006, that's huge. So thank you very much for the very informative information again, it relays that information out to our community, and we can share those things with them.

Mr. Williams stated you've got a great story to tell.

Mr. Bunch stated I have a question Mr. Chairman if I could for Mr. Williams.

Chairman Davenport stated yes sir.

Mr. Bunch stated Mr. Williams could you talk about some of the things you and perhaps APPA are trying to influence some of the aspirational targets and mandates coming out of Washington regarding getting to zero energy by some point and time.

Mr. Williams stated sure, it's APPA, the municipals as a country we're about 12% of the electric supply in the nation, the cooperatives are about 12% as well, and the rest are the IOU's. And one of the things that we and the coops. have weighted into together is we both are essentially representing customers because that's are owners. The cities and the cooperatives, you know the members are the owners, right. We're not in it for profit in terms of hey, the higher the prices it's great for us. So one of the things that we have a special place in the discussions is say our customers want affordable electricity and so we need to be on the forefront of making that argument. Now we don't have all the dollars of the big corporations and the environmental groups, they have far more dollars, but we represent a lot of the people and that's important. Because we're in Florida we have the unique position of being the most gas dependent state in the nation for making electricity, if you ignore a couple of small states which don't really count. Okay, so we're very gas dependent but we're also the highest volume user state in terms of residential customers per capita. So we're the poster child for what can go wrong so we're making this case meeting with many of the parties that are involved in negotiations saying look, we cannot meet these goals you put out. There is no way we're going to do it, it will kill, cause great economic harm to the state and to the citizens of the state. And we're making that known quite regularly on a national level, not just on a State level. We're also leading the charge in terms of within the organization in terms of putting numbers behind it saying hey, we've quantified, it will double, triple, quadruple price depending on your scenario. Everybody says it's bad, we will say no, here's the numbers behind it. So that's a charge that we're leading and much of our information that we've pulled together is actually the material that's used by the national group to do that. So the board regularly meets and talks about this at every board meeting, we have a topic that covers. Mr. Bunch is instrumental in saying hey, this message needs to be out, we need to take it nationally, not just leave it in the State. And so it's something that we're hitting above our way in pointing out the issues that are before us. We're a peninsula state, there's no other,

(4-a) FMPA GM-CEO Jacob Williams – Electric Utility Value for New Smyrna Beach (cont.):

we're not going to rely on everybody's power to serve us because we're at the end of the cul-de-sac. We've got to deal with the resources available in this state. And so you do the math and you realize we're down to we need natural gas, it's got to be affordable, you can't transition from it too quickly and you can't say hey, let the prices go high. It's just not going to happen, and we make that case over and over again. Mr. Williams then stated all right, thank you.

Chairman Davenport stated thank you Mr. Williams and thank you Ms. Schumann for coming. Do you want to say anything?

Ms. Schumann indicated no.

Chairman Davenport stated okay, thank you.

Commissioner Smith then stated Mr. Chairman. I just want to comment, obviously Mr. Bunch has been quite an asset to this organization, and I wonder if we should get something for his ankle so he can't leave town.

After laughter, Mr. Bunch commented just keep letting me work with these folks out here and that will be sufficient, thank you Commissioner.

Chairman Davenport stated very good point; excellent. Not only just Mr. Bunch but all of them, everybody on this team. Okay, Mr. Bunch, b.?

Mr. Bunch stated I just want to make a couple of points quickly and if I could before Mr. Williams and Ms. Schumann leaves. So they've been very much a part of our improvement journey. To point out Ms. Schumann, she was the point person in developing the project for the Solar Phase II Project that we're taking part of be online at the end of 2023. She worked with Mr. Beyrle and I don't know how many other municipalities, 16 or 17, but she went out to all the Commission meetings, did a presentation and got all the contracts signed; great work there. Just yesterday Ms. Couillard and Mr. Steele were in this room with two other of the FMPA engineers working on improving our maintenance programs. They used to work at Duke and FPL, they brought in best practices, so they were literally here yesterday and that wasn't the stage for this discussion, they just happened to be here. But also the consultants that we've been working with on our projects like reliability improvement and our grid modernization planning, were people that were referred to us by FMPA as these would be good people to partner with and they've turned out to be great partners. And Mr. Beyrle is working with one of their other consultants on the power purchase policy that will be in front of you some time in the next couple months for approval. And as we speak Mr. Chavez is working with their Director of Finance and CFO on an investment policy for the money that we have in the bank. And I'm just talking off the top of my head, these are all the things that just recently or in recent years they've worked with, but while Mr. Williams was very quick to give me credit, his team and a lot of these folks were brought on in the last five years since he's been there has been part of our journey. And had they not been available to us, to help point us in the right direction, we would have been going out to RFP and maybe making some

(4-a) FMPA GM-CEO Jacob Williams – Electric Utility Value for New Smyrna Beach (cont.):

decisions that weren't the best choices of vendors. But they've brought some proven resources to the table, so before Mr. Williams and Ms. Schumann leave, I wanted to thank them for all that.

Chairman Davenport stated thank you very much and then asked how long have we been a member of this organization?

Mr. Bunch stated Mr. Beyrle? Then added so actually we were one of the founding seven members. Then directed to Mr. Williams, so how long were you?

Mr. Williams stated in 1980...

Ms. Schumann stated in 1978.

Mr. Bunch stated so, 41 years?

Mr. Williams stated yes, 41 years, somewhere in there.

Chairman Davenport stated well, thank you again for your time and coming over.

Mr. Williams stated thank you, all right, we'll see you.

(4-b) Financial Status – August 2021:

Mr. Bunch stated okay, if we could I would like to move to item 4-b. and ask Efren Chavez to come to the table, podium rather, and talk about our financial status update.

Mr. Chavez came to the podium, stated good afternoon and then commenced his financial presentation entitled "August 2021 Financial Performance". So as we're wrapping up, we're getting ready to go into year end, our fiscal year end, we have our year end inventory, making sure we're getting all the invoices in, so normal clean accounting cut-off. We typically don't have any issues but just to kind of give you a heads up on what's coming. But as of August year to date we have a change in net assets of about \$4.4 million. The two primary drivers are really the increased revenue, usage and volumes and higher capital contributions. We did have higher operating expenses and of course increased debt expenses; we look at this year versus the prior year but on the waterfall slides I'll go into a little more detail. On the capital side, fiscal year to date we've got \$14.5 million - \$7.6 million in major and \$6.9 in annual (projects). We expect to be at year end between \$15.6 million and \$15.9 million in our full year capital spend. So we're definitely improving on the execution, really everyone, all the Directors, Engineering, are just making sure that we have better line of sight on all our projects. On the major projects side we have, some of the bigger projects I'm going to highlight, so Sugar Mill the cable work - \$700,000 year to date, South Beach Pump Upgrade about \$900,000, Smyrna Substation - \$1.1 million, and then Field Street Substation Capacitor Bank about \$700,000. So these are some of the bigger projects that we've been working on of

(4-b) Financial Status – August 2021 (cont.):

the majors. And of course as we start to go into 2022, we will also then start ramping up more on the reliability improvement projects.

Mr. Chavez went to the next slide and stated so here what we do on this first waterfall is really bridge the operating income loss from last year to this year. So August year to date, prior year loss of just under \$300,000. We do have the benefit of the increased revenues that we have and really the customer usage and the volumes is huge. So at the upper right hand corner on your handout, electric 2.1%, water 1.2%, wastewater 2.5%, so this is year over year customer growth that we've seen every month since as long as I have been here. Just really the growth and we don't expect this trend to stop, we expect it to continue as we move on. So you look at the big green, so there's the increased revenues, \$1.4 million, the usage and the volumes. We do offset by the increased appreciation and amortization and purchased power, we're slightly, it is as we've already pointed out, the natural gas. FPL is our largest source of our purchased power, nat. gas impacts everybody but still overall we are slightly higher than the prior year but it's to be expected just in the fact of the way the markets run but Mr. Beyrle, we've got extremely attractive contract with FPL and really all of our other purchases are in really good shape. Operating expense increase, that's really a lot of the normal O&M, a little higher this year versus last year driven a lot by the veg. management and kind of how we got ahead of our tree trimming but we're definitely seeing that on the reliability improvements.

Mr. Chavez went to the next slide and stated so this slide is just a change in net assets. The prior slide was the operating income, operating loss view. This one adds on the additional on the green capital contributions and the net interest income and debt expense. So what we're seeing right now, year over year, we do have higher debt expense but what we've seen, what we've had is additional items where we've gotten additional reimbursements. What we've been able to bill and get reimbursements for from FEMA and the state of Florida. Mutual aid, where we've gone and had assistance and then so we've got some pretty good positives this year versus last. On the capital contributions we have \$5.1 million versus the prior year of \$4 million. So what we have on this year is, the breakdown is \$1.5 million in cash, \$1.2 million in easements, \$2.4 million in contributed assets, so \$5.1 million. Ms. Couillard's team every month has been forecasting and continues to forecast the way these residential developments will end, transferred over to us. But good story overall, I'll just pause there for a second, any questions?

Commissioner Hawes stated so is the increase in the assets, kind of a, like net surplus, is that kind of the way of looking at on this.

Mr. Chavez stated yes, so its really the assets that are contributed to us by the development community; so in essence that's what it is. So when, it's a timing in the sense of when these things are done or when they're transferred to us. I think what we've got better line of sight on is Ms. Couillard and her team looking at what's coming down the pike, so we know. So there will be differences as to when, but we now have better line of sight as to when those things get transferred to us.

Mr. Bunch stated in terms of the pure number, the net change in assets, if this was a private business in the FASB world what would that be called?

(4-b) Financial Status – August 2021 (cont.):

Mr. Chavez stated yes, because we treat it differently here.

Mr. Bunch stated is it closer to a net profit?

Mr. Chavez stated yes, closer to a net profit in that regard.

Commissioner Hawes stated so congratulations then.

Mr. Chavez stated well, congratulations to the community. He then went to the next slide and stated, “Development in Progress”. So this is just to give you a high level, kind of what’s going on and where we’re working on. The advanced metering infrastructure (AMI) and smart grid, we had the initial RFP due diligence kick-off for the work that was completed by Quanta; that was done during the week of September 13th. The whole U.C. really contributed in some part of this effort in the key process flow mapping and data gathering. And so what’s that going to do is help set us up for the implementation of automated, the smart meters, smart grid, but this is the first stage of that. So that’s where we will be in the next two plus years of rolling out the meters, in essence where we’ll be getting that real time information for usage and other key points of data. So as we’ve talked earlier or throughout the year, we’ve done and tested all the utility rates that are going to be implemented, those will be effective October 1st. We’ve done all our respective testing, so we are ready to go for the October 1 roll out, so no issues expected. On the infrastructure, as we’ve talked about earlier in the meeting related to the infrastructure refunds that pulls out of that program, right now to date of the \$1.6 million, we’re just over 78% of those refunds have been distributed – about \$1.3 million has been paid out. Though GEOSAM and the S.E. Interchange, the two that Ms. Couillard referenced earlier, those two were bigger items but those are just, working with Mr. Cloud and others, got the legal agreements in place to make sure we close those out and the release of our liability. And then tonight actually, we’ll have a marathon session, we’re heading over to the City Commission for the second and final hearing on our budget (FY22); so we don’t expect any issues with that. Just for this month, what I wanted to do was transition it to Mr. Bunch to talk to the key performance indicators for August. We are in good shape, but I’ll turn it over to Mr. Bunch to give a little more color.

(4-c) Balanced Scorecard and Enterprise Metrics – August 2021:

Mr. Bunch stated thanks to Mr. Chavez. Then added as I was just scanning around the room and I didn’t prepare notes that I mentioned on the tail end of Mr. Williams presentation, but they’ve been significantly involved in our operations. As I was leaning forward talking, I went around the room, Mr. Steele was between Mrs. Keehn and me, what I want to mention there is they’ve been significant in our efforts to improve cybersecurity. So Mrs. Keehn has a contact in Mr. Williams’ organization, Mr. Carter Manucy, and he’s like a nationally recognized expert in the field of cyber. And when they had some of the municipal hacks that occurred earlier this year, he was in contact with folks in the three letter agencies up in D.C., giving us real time information but more importantly that contact has helped us get ahead with our cyber efforts. Again, he’s brought folks in to do system assessments for us and then through them with that relationship recognizing that our I.T. team was ahead of most of our municipal peers, we were one of six utilities in the nation that are getting that cyber grant for

(4-c) Balanced Scorecard and Enterprise Metrics – August 2021 (cont.):

our system monitoring. So one more example of what they've done to help us and it was literally that relationship that Mrs. Keehn and Mr. Manucy had and Mr. Manucy recommended us for that grant, so I didn't want that to get forgotten because that one item alone is probably worth \$300,000 or so over a three-year period for us. Sorry about that Mrs. Keehn.

Mr. Bunch then continued by stating okay, for the KPI's, I don't want to go through the things in detail this month. We're going to have some presentations in the next couple of months that we've got Commissioner Kelly just joined us but its about that time of year where we do an update on some significant things in progress. So we'll be back in front of you talking about grid modernization, what's going on in there in detail, long range plans as well as progress. We'll be talking to you about electric reliability improvement program, what's going on in there. I'm excited and I think the team's excited because we're starting to see some benefits of the reliability investments so rather than talk a whole lot about it today, I don't want to steal the thunder of that presentation. But if we could, go to slide eight and the text summary. In August we had no OSHA incidents, and we expect to be, that's zero OSHA injuries this year and we expect to be green at year's end. On the vehicle accidents side we haven't had any in the last three months which is a great thing, so Ms. Beck mentioned Mr. DeFries our Safety Manager's kind of done a blitz with regards to safety training, including vehicle safety training which we've had delivered in the last three months. So we've enjoyed three years of accident-free performance in our vehicles but earlier in the year we didn't have such a great year. Fortunately no major damage or no injuries.

Mr. Bunch continued on this slide by stating on reliability side, again I don't want to go into too much detail, we're starting to see some improvements and we've shifted our focus to align with FMPA's suggested goal for municipal utilities – to be less than 60 minutes. There are three metrics that contribute to reliability, so the duration goal, SAIDI, is actually the product of multiplying the restoration times the average length. So rather than just focus on the number of outages we're focusing on SAIDI which is the combination of duration as well as frequency of outages. Again, we're going to cover that in detail next month but two of the three are exceeding our goals and the only one that we're not exceeding on at this point is because on the lines that we haven't yet addressed, we've seen some big outages there. So it's telling us that the plans working and yes, we need to continue what we're doing. Everything in water is green year to date and Mr. West and team are doing a great job. It's been a pretty busy summer with main breaks and things like that but where they've occurred, they've done a fantastic job of repairing breaks very quickly.

Mr. Bunch went to the next slide, page nine, and stated relatively few accounts pulled for disconnection and although slightly up from July, it's also a peak period of the year in terms of the bills for us. The good news, which is highlighted by Mr. Chavez there, is over 98% of our accounts are 30 days or less, which in this industry is fantastic. And year to date, our uncollectibles is around 0.2%, another unbelievable number because when you get into the big cities and investor-owned utility world that number usually doubles if not triples on a percentage basis. H.R. we're under by seven, head count, and it's not for the lack of trying. I know a number of you are in business, if not business owners, it is hard to hire qualified people right now. We've had success in some key positions but our line positions, and

(4-c) Balanced Scorecard and Enterprise Metrics – August 2021 (cont.):

particularly the ones that are technical in nature, we're having a hard time getting the talent on. So it's just taking us longer but we're not lowering the bar on the quality, we're just taking our time about who we're hiring. Lastly, I.T. we've done a good job in terms of participation in the training. So Commissioner Kelly, every month we've got training that's electronically delivered to our employees. We also get fake phishing and vishing emails and fake vishing calls, and Mrs. Keehn and team keep us on our feet, let me tell you that. I almost fell for one last week, in fact they might have tripped me up, I'm not sure. But as a result of that we haven't had any hacks, knock on wood, we don't even like to talk about that. But I think last year or maybe the year before there were several Florida municipals that were hacked, held for ransom. We were not one of those, but we do know by virtue of a visit from the F.B.I., they were knocking on our door but just couldn't get in because of the work that our folks did with cyber. So this has been a good story for us, again it's not one we like to go out and brag about, but no news is good news when it comes to cyber. So that's kind of the month in KPI's and review, I asked Mr. Chavez if I could cover this month. If you would, we'll have a better and more informative presentation for you about reliability as well as grid modernization and electric vehicles coming up. Not sure if we're going to be able to fit it into all in one meeting next month, if not we'll spread it out but between Ms. Beck, Ms. Couillard, and Mr. McMurray, we'll have that trio up to present sometime in the next couple of months. So that's the KPI's, Chairman that's all I have this month, I'll turn it back to you. If there are any questions, I'd be willing to answer.

Chairman Davenport stated thank you.

(5) Commission Counsel's Report – General Counsel:

Chairman Davenport stated okay, item number 5., Counsel Report, Mr. Cloud.

(5-a) Modified Developer's Agreement Form – Proposed Resolution No. 2021-11:

Mr. Cloud stated yes sir, the first item is the form, Developer's Agreement, and I'll try and cover it briefly, so you get some idea of what they do. I've worked on thousands of them since 1979. They're fairly important and the goal I was given was try and reduce it into one page. Which I understand the desire to meet that goal but it's a little hard and here's why. The purpose of the agreement and it's normally applied to you know green acres, in other words property that has not yet been subdivided, that is going through the process, it's going to end up with multiple property owners on it as opposed to a single lot customer. What it does is the following, it applies the exclusive area covenant to the property, they can't get service from a competing utility on that property once they sign with you. It also conversely serves as an obligation on your part to provide service which is sort of the holy grail of utilities in Florida. It links your service rules to the property, and it links your rates to the property as well as the recognition that those rates can change through time. It provides protocols for the design, permitting, construction and inspection and transfer of all the onsite facilities on that property so that you get properly designed and installed pipes, pumps, what have you in the property. It provides for the payment of capital connection fees; those too can change through time. Provides for performance and maintenance bonds, expansion and interconnection. We have an optional refundable advance provision in there that can be used if needed or not. And it also

(5-a) Modified Developer's Agreement Form – Proposed Resolution No. 2021-11 (cont.):

provides for the granting of easements through the property which is fairly important because usually the first problem you run into on property that is not covered by a developer's agreement is that you end up either in somebody else's right-of-way or there are no easements. What we are asking for is a motion to approve proposed U.C. Resolution No. 2021-11 which approves the new version. It is set up so that it will last now longer than four years, that's why it's going to be submitted to the City tonight. It has a provision that allows for the City Manager and your Executive Director/General Manager, if a change is needed and rarely are these agreements changed, for them to work that out without having to run it back through the City Commission. So I would recommend that you approve this and would be happy to answer any questions you may have.

Commissioner Hawes the time you mentioned that you wanted, I don't know if you wanted, but somebody wanted it on one page, but it just doesn't sound like that's even remotely possible.

Mr. Cloud stated the text is on nine and half pages, you've got a page and a half of signatures, and then five pages of exhibits. That's not too bad, I've seen some that are 40 pages long, so we did as good a job as we could do in compressing it down.

Commissioner Hawes stated complete is better than short. So therefore I would make a motion to approve this; specifically a motion to approve proposed U.C. Resolution No. 2021-11, approving the new version of the U.C.'s Developer's Agreement (v. 2021), with final, formal adoption pending the City Commission's approval of their Ordinance No. 35-21*.

*(*City NSB Ord. No. 35-21 approved unanimously at 9-28-21 City Commission Regular Mtg.)*

Chairman Davenport stated is that a motion Commissioner Hawes?

Commissioner Hawes stated yes it was.

Chairman Davenport stated got a second?

Commissioner Smith stated second.

Chairman Davenport confirmed Commissioner Smith seconded the motion and then requested Mrs. Simmons to call the roll.

Commissioner Hawes' motion then passed unanimously on a roll call vote.

(5-b) Agreement Approval – Subordination of Utility Interest to FDOT for City of New Smyrna Beach Myrtle Avenue Trail Project:

Mr. Cloud stated the second item is a subordination of Utility Interest, it's a request from DOT. DOT wants to build a trail from S.R. 44 to 10th Street along South Myrtle Avenue, it's over here, and it's a part of the St. John's River-to-Sea Trail. So this is not a DOT expansion of

(5-b) Agreement Approval – Subordination of Utility Interest to FDOT for City of New Smyrna Beach Myrtle Avenue Trail Project (cont.):

roadway this is a nature trail. They are going to run the trail through one of our easements and they've asked us to subordinate. At our request they've agreed they will pay for any relocation costs and so I would recommend a motion to approve this subordination agreement between DOT, the Utilities Commission, and City. The City approved it, has already approved it last month (City Res. No. 37-21). And I'll be happy to answer any questions that you might have.

Chairman Davenport stated any questions for counsel.

Commissioner Hawes stated could you, within that term, what is subordinate mean in that. I have a different maybe connotation of what it might mean.

Mr. Cloud stated okay, well it's not an S&M term, it is a term that means that you have an interest in real property that you are sort of genuflecting if you will to the interests of another to extend facilities through. Oftentimes you see a subordination with a mortgage holder, where you have a pre-existing mortgage, and you want that mortgage holder to subordinate their debt to the easement that's being granted. Does that make sense?

Commissioner Hawes stated yes it does, thank you.

Chairman Davenport stated any other questions for counsel? Okay, then we have a recommendation to make a motion.

Mr. Cloud stated yes sir.

Commissioner Smith stated so moved; specifically a motion to approve the Subordination of Utility Interests Agreement by and between the State of Florida, Department of Transportation, City of New Smyrna Beach, and Utilities Commission, City of New Smyrna Beach, Florida, for UCNSB easement interests along South Myrtle Avenue described above and in attached Exhibit "A" to City of New Smyrna Beach Resolution No. 37-21.

Commissioner Hawes stated second.

Chairman Davenport asked any discussion, there being nothing further, requested a roll call vote to be taken.

Commissioner Smith's prior motion then passed unanimously on a roll call vote.

(5) Commission Counsel's Report – General Counsel (cont.):

Mr. Cloud stated and just one final matter I just wanted to update you on, In August I presented to you a list of pending City / UCNSB issues and I just wanted to update you on how we were doing on that. The paving agreement is, you've completed that today, and the City has already approved it. I'm not sure about the Washington Street Improvements Agreement, I think that is the only item that is still outstanding with the City, but I think that we've nailed down a lot of the issues with them. On the form Developer's Agreement, I believe that will be

(5) Commission Counsel's Report – General Counsel (cont.):

completed tonight. The South Myrtle Trail Subordination Agreement, that has been completed by you today. The budget will be finished tonight. The code enforcement issue we resolved, it was a question they raised. And you know that's pretty good for the checklist, we've gotten a lot of accomplished in the last two months, I say we, I mean your staff. And two items I'll mention briefly, Mrs. Simmons has discovered sort of, and she's probably been keeping it the whole time, a master resolution list. If you're curious about what the Commission has done in the past, this is a great place to start; I salute her for maintaining this. And then we have as an entity had a very rich and interesting past particular when it has come to the acquisition of the properties on the west side of the Interstate. Which is actually an interesting story because it started out as the acquisition of a private investor-owned utility, Sugar Mill, and the hope, the aspiration of a power project with Duke, had it been successful would have been very beneficial to the City; didn't quite work out at the Public Service Commission. But the property has always been for the development of future facilities for this Commission and those documents, which again Mrs. Simmons had all of them, have told a very interesting story about that acquisition and explains a great deal about how the Commission came to have that property. And I believe that if you're ever interested these documents are readily available. And that's it, that's all I have.

Chairman Davenport stated thank you very much. Very interesting, how do we get a copy, read those resolutions? I'd like to read them.

Mrs. Simmons indicated she could provide.

Chairman Davenport stated thank you, could you send them to us? Would the other Commissioners like to have a copy?

Majority of the Commissioners replied yes.

Chairman Davenport stated he found that very interesting and thanked Mr. Cloud for bringing this to their attention. Okay, moving on, that's all we've got there Counsel?

Mr. Cloud stated yes sir.

Chairman Davenport stated thank you.

(6) Old Business:

(6-a) Approval of Agreement – Infrastructure Fee Final Reconciliation, Reimbursement, Credit and Release Agreement Between Southeast Interchange Complex LLC and UCNSB:

Chairman Davenport then stated okay, Old Business, Approval of Agreement, Infrastructure Fee Final Reconciliations, Reimbursement, Credit and Release Agreement Between Southeast Interchange Complex, LLC and UCNSB. Commented Mr. Chavez was having problem with that name a while ago. Discussion?

(6-a) Approval of Agreement – Infrastructure Fee Final Reconciliation , Reimbursement, Credit, Release Agrmt. Between S.E. Interchange Complex LLC and UCNSB (cont.):

Mr. Bunch stated maybe Mr. Chavez could just quickly summarize it for us, he's stepping to the podium.

Mr. Chavez stated yes, so similar to the GEOSAM, this is the only other agreement that has these credits that we're resolving. The good thing is with the infrastructure and all these things going forward, these are agreements that were made through infrastructure and otherwise, we of course will not continue these types of things going forward. So this will be a good thing and Ms. Couillard referenced that earlier. So as we come up to an individual project, we'll make that determination at the time on whether U.C. will complete the project or we will pay an independent or third party a certain amount. So these credits and this stuff will not be, should not, we'll handle things differently going forward, but this is the wrap up of that. So, okay, I'd request your approval.

Chairman Davenport stated any questions for Mr. Chavez?

Commissioner Conrad stated I make a motion that we pass, have a motion to approve the Southeast Interchange Complex, LLC, UCNSB Infrastructure Fee Final Reconciliation, Reimbursement, Credit and Release Agreement. Provides for a total reimbursement of credits in the amount of \$215,737.75 (refund amount of \$1,690.22 previously processed).

Chairman Davenport stated thank you Commissioner Conrad.

Commissioner Smith stated second.

Chairman Davenport stated a second, any discussion? There being none he requested Mrs. Simmons to call the roll please.

Commissioner Conrad's motion then passed unanimously on a roll call vote.

(7) New Business:

Chairman Davenport stated okay, moving right along, item number seven, New Business. Do we have any New Business, Commissioners? No new business.

Mr. Bunch then stated Chairman, I have one other item I would like to mention. So the City was a recipient of about \$14 million of American Recovery Plan monies which I believe they're going to get in two parts. Mr. Tom West and Ms. Julie Couillard worked to reach out to the City and say hey, if there was an interest, we have these water related projects that meet the criteria specified in the ARP. So Mr. West and Ms. Couillard put together a list of prioritized projects. We don't know where that will fall in the City's list of priorities, however we didn't want to not put it out there for consideration. They have indicated that they'll likely recommend funding of the water portion of the Washington Street renovation or beautification project and there may be an area where we do septic to sewer conversion joint projects. So not sure where the chips fall and I don't know they fully understand the projects they have in the hopper, which ones of theirs might meet the criteria. But we made it very

(7) New Business (cont.):

clear that we do have projects that are either shovel ready or could pretty quickly and easily get there in the timeline specified by Washington and when the money has to be spent, and so on and so forth. So that's been something that Ms. Couillard and Mr. West have been working on behind the scenes with the City folks. So Mr. Brian Fields, the Assistant City Manager and his staff.

Commissioner Conrad stated thank you, thank you for that effort. Do you have any idea of what the range of what we could ask for is? I think it's around \$13 and change, but...

Mr. Bunch stated Ms. Couillard, do you want to speak to the total of the dollars that we submitted, maybe how many projects are in that mix.

Ms. Couillard stated so our number of projects that meet the criteria, we're up to about 20. The City's going to get the money in two tranches, so they'll get something, whenever it comes, and then a year later they get the second batch. And the work must be completed by 2014, or substantially complete.

Commissioner Conrad interjected by 2024.

Ms. Couillard then corrected to 2024, sorry. So we went to the first workshop and sat and listened to the Commissioners, they had our list, they had their list, and we're just waiting for another workshop. I kind of went away from there and Mr. West and I are going to reprioritize and really focus on maybe not just our, like AC pipe replacements. They qualify but I don't think the City Commission sees that as a value to the citizens. So we're working on it, I mean they are open and do want to work on some projects with us, I think it's just figuring out what they can get done in time versus what we can get done too.

Commissioner Conrad stated so is there something we can do help our effort in being able to get some of that money allocated to projects that are going to benefit the community as a whole and the Utilities Commission and help our infrastructure.

Mr. Bunch stated that's a good question, so what I would suggest is when Ms. Couillard and Mr. West get the final prioritized list together, we'll share that with you, and if there's another meeting where they're really talking about okay, which of these projects are we going to fund, perhaps one of our Commissioners will be able to attend and speak if willing.

Chairman Davenport stated we definitely need to do that.

Mr. Bunch stated and again, we don't know where our list would fall on priority and relative to the city's priorities but what we do know if we've got some things that are either just starting, you could easily say yes, this qualifies and we can do it now, or would be easily for us to get rolling.

Ms. Couillard stated in all fairness, the first workshop, they had not seen any details at all about the program, so they were just hearing it for the first time from the consultant and then looking at all our projects; it was a lot.

(7) New Business (cont.):

Chairman Davenport stated but we do know this from the past that we worked hard, that the City is really working good with the utilities and there's a lot of good communication going on and everybody's getting along.

Ms. Couillard stated yes sir.

Chairman Davenport added, I don't see any egos involved.

Commissioner Conrad stated that's a good point.

Chairman Davenport stated that's first time in a long time I can see.

Mr. Bunch stated and yes, they actually asked us to attend the workshop and Mr. Resheidat and Mr. Fields have been very good in dealing with Ms. Couillard, Mr. West, and myself.

Chairman Davenport stated well, just keep us posted like you said; excellent.

Commissioner Smith stated do we need to consider a resolution supporting these projects?

Chairman Davenport stated I wouldn't say, maybe not at this time with it being so new, just my opinion sitting here until...

Commissioner Hawes interjected until we know what we're after.

Chairman Davenport continued, until Ms. Couillard and they are more focused on the direction they're going and what they want to do and then Counsel will give us advice in that; just my thoughts.

Commissioner Conrad stated I think if we get through the budget process this evening, and I'm sure we will and it's all going to be great. I'm not anticipating that it's going to be very difficult. We've such a complete program that has been put to the City Commission for them to not have been able to understand by now, would be extremely surprising. There is so much public interest on what's going to happen with the \$13 million and why can't it be used for ordinary operations. Well, it can't, and it's very difficult for everybody to get their arms around what can be done. So I truly, truly applaud the efforts that have been made by Ms. Couillard and Mr. West and CEO Bunch, getting ahead of the game and helping the City was certainly the right thing to do.

Ms. Couillard commented we try.

Chairman Davenport stated perfect. Then added, thank you Ms. Couillard, thank you Mrs. West. Any other questions regarding that?

(8) Possible Other Business – Time for Commissioners:

Chairman Davenport stated okay, let's move on to item number eight, Possible Other

(8) Possible Other Business – Time for Commissioners (cont.):

Business. Other business, anybody?

Commissioner Hawes stated no, not other business, but I was going to say something; is now the time for me.

Chairman Davenport stated go ahead.

Commissioner Hawes stated I missed our last meeting. I'm sorry to have done that, I was in Kauai, Hawaii on Poipu beach. And actually at the date of our last meeting, they had a power outage about 9:00 pm at night and it went on for at least nine hours. I don't know what the problem was, there were no storms, it wasn't like that, they do need, though the vegetation management I did happen to notice that as I was going. So I walked over, and I told them, I know some guys that might like an all-expense paid trip if you need help fixing it. They didn't find that too amusing. In any event, they weren't as quick as we apparently are, so that's my report.

Chairman Davenport commented I'm glad you had fun.

Mr. Bunch jokingly asked Mr. Steele if he wanted to volunteer for that, just in case they take him up on it.

Chairman Davenport then stated Commissioner Smith, any comments.

Commissioner Smith stated no comments.

Chairman Davenport asked Commissioner Kelly, any comments sir.

Commissioner Kelly stated no, thank you for having me and I'm excited to be a member; thank you.

Chairman Davenport stated welcome to have you. Then stated Commissioner Conrad?

Commissioner Conrad commented I think I've said enough.

Chairman Davenport stated you haven't said too much. I just wanted to say thank you again, wanted to welcome Commissioner Kelly, looking forward to working with you. I wish we could, just a suggestion, I just would like to be able to see Commissioner Kelly. If we could measure five and a half feet up here, I mean I just kind of feel like I'm talking to somebody over in a closet somewhere Commissioner. If we could maybe get a little closer up here maybe next time or so, just a suggestion.

Chairman Davenport continued, but I will say this, I sit on, been blessed to be appointed to sit on the Florida Inland Navigational District board and that's a big honor. And what that does specifically is we give grants out to the tune of about \$21.5 million every year. And last year it was awarded, Daytona reached out and got about \$500,000. Volusia County left about \$700,000 on the table. And this is for waterway projects if you will, like for instance the

(8) Possible Other Business – Time for Commissioners (cont.):

North Bridge. And I'm updating the Commission because it had directly to do with us in our last meeting, we're finishing up the North Bridge, the new fishing pier, that's \$300,000; but these are 50% grants. I spent two hours yesterday with Sally Gillespie driving around town identifying waterfront properties and what we've got and what we could generate for revenue in this community. And one thing I'm very proud of to be sitting there on the Find board, in Jupiter last month and they bring up, one of the consultants brings up what's going on in every County, the opportunity. And the best opportunities she said, Beth Lemke out of Daytona said is the Swoope plant, I was pretty proud to sit there to hear that. What they're talking about is really a lot of concern, there's so much construction on the Intracoastal Waterway for contractors to put their equipment in the water, where they store their equipment. Like right now if you went to the inlet, I'm out there every, three days a week, there's three huge barges out there and if you went to Swoope Plant right now, and the boulders that are out there and what they built to launch this, they're doing a rehabbing of the jetty. So we have a real good opportunity to working with FIND, they've identified our site to utilize for instance to park barges in there. Well, that's our land, we could generate revenue to us because they've got to have somewhere to park them. So this is on the radar big time, the Swoope plant is on the radar for FIND doing something for commercial. So let's, we can be creative or think of, they've got obviously, a huge project going on now, if you haven't driven out there you should go out to the Swoope plant and look at the size of those boulders and what they're doing and loading them and everything. So that's a good opportunity that we have, I just wanted to bring that up.

Chairman Davenport continued, and also, I want to thank you. Bill Biedenbach was the Chairman here, learned so much from Mr. Biedenbach and learned so much from Jack Holcomb. Commented maybe I won't talk as much, I love Jack to death, he's a great guy. But just thank you for the opportunity, if you've got anything to say to me, you know I'm kind of a pretty open book, I'll just tell you the way I'm feeling and what I'm thinking. Which can be not politically correct but at least you know where I stand. But I'm very supportive of this community, I'm very excited about what I heard today about how involved we are giving back, that's so important, and thank you Ms. Beck and everybody out there, Mrs. Keehn and all of you. So that being said, anything else, and then stated meeting adjourned thank you.

There being no further business to come before the Commission, Chairman Davenport adjourned the meeting, and the Regular U.C. Meeting closed at 4:35 p.m.

{NOTE – Effective at the U.C.'s 3-22-21 Regular U.C. Meeting, commencing with the minutes for Two Final Public Hearings and Regular U.C. Meeting Held 2-22-21, the Commission will start approving annotated minutes within the agenda package.}

These detailed, near verbatim minutes will still be prepared for reference, electronic searches, and will additionally be posted on the U.C.'s website – ucsnb.org.}