



W. BIEDENBACH, CHAIRMAN
J. HOLCOMB, VICE CHAIRMAN
L. CONRAD, SECY.-TREAS.
J. DAVENPORT, ASST. SECY.-TREAS.
R. HAWES*, COMMISSIONER
(Appt. by City Commission 6-9-20)
T. CLOUD, GENERAL COUNSEL
J. BUNCH, GENERAL MANAGER/CEO

AGENDA***
VIRTUAL MEETING /
REGULAR MEETING
OF THE UTILITIES COMMISSION
CITY OF NEW SMYRNA BEACH, FLORIDA
TO BE HELD MONDAY, JUNE 22, 2020, AT 3:00 P.M.
200 CANAL STREET, DEBERRY ROOM, 3RD FLOOR
NEW SMYRNA BEACH, FLORIDA
Webex Meeting Number/Access code: 132 522 7418
Phone +1-510-338-9438

RESULTS OF U.C. MEETING

ADMINISTER OATH OF OFFICE TO RICHARD (RICK) HAWES - MAYOR OWEN
(AFTER OATH OF OFFICE COMPLETED FOR NEW U.C. COMMISSIONER R. HAWES, MAYOR OWEN ALSO COMMENDED FORMER COMMS. GRIFFITH FOR HIS SERVICE AT THE U.C.)

Pledge of Allegiance and Invocation – Chairman Biedenbach

ROLL CALL

1. Agenda Changes, Additions and Deletions (GM-CEO REQUESTED AI 8-a. MOVED UP TO ACCOMMODATE FORMER COMMS. GRIFFITH AND FAMILY IN ATTENDANCE)

2. Public Participation* (Virtual) --*Virtual Meeting Facilitator – Director of Central Services – B. Pitcher (NO WRITTEN REQUESTS RECEIVED FOR PUBLIC PARTICIPATION)

**3. Approval of Consent Items (APPROVED)

(CONSENT ITEM 3-c PULLED FOR DISCUSSION BY COMMS. HOLCOMB AND ITEM 3-e PULLED BY COMMS. DAVENPORT. AFTER DISCUSSION, BOTH ITEMS APPROVED AS SUBMITTED)

- a. ✓ Minutes of Public Hearing and Regular U.C. Meeting Held 5-26-20 (*held via Webex Mtg. No. 791 380 880*) (*U.C. and State Requirements*)
- b. ✓ Granted and Accepted Third Party Utility Easement (NSB City Hall Annex Project) – J. Couillard (*U.C. and State Requirements*)
- c. ✓ Project Approval – Miscellaneous Sewer Improvements Project and Including Ratification of Task Authorization No. 12 to CPH, Inc. – J. Couillard (*U.C. and State Requirements*)
- d. ✓ Developer’s Infrastructure, Capacity and Inspection Agreement – Hyatt New Smyrna Beach – Lagoon Hospitality, LLC – J. Couillard (*U.C. and State Requirements*)
- e. ✓ Change Order No. 1 – Smyrna Substation Expansion Project – Team Fishel – J. Couillard (*U.C. and State Requirements*)
- f. ✓ ITB No. 18-20 – Vegetation Management Tree Trimming (Recommend Award to Asplundh Tree) - J. Couillard (*U.C. and State Requirements*)

4. General Manager’s Report – J. Bunch

- a. ✓ Proclamation Declaring Dedication of the U.C.’s Dechlorination Building in Honor of David B. Hoover and Presentation of Plaque (PRESENTATION OF PLAQUE AND READING OF PROCLAMATION – FORMAL APPROVAL OF PROCLAMATION TO TAKE PLACE AT NEXT UC MTG. – 7-27-20)
- b. Introduction of new Director of Water Resources – Thomas West (BRIEF BIO. PROVIDED BY MR. WEST)



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4. General Manager's Report – J. Bunch (cont.)

- c. Financial Status – May 2020 – E. Chavez (FINANCE PRESENTATION PROVIDED PRIOR TO AND DURING U.C. MEETING. IN MAY 2020 THERE WAS A NEGATIVE CHANGE IN NET ASSETS OF \$0.5M, WITH A MAY YTD POSITIVE CHANGE OF \$0.8M. MAY 2020 CAPITAL EXPENDITURES WERE APPROX. \$0.7M AND \$0.4M LESS THAN APRIL 2020. MAY YTD CAPITAL SPEND WAS \$6.6M. UPDATED YEAR-END CAPITAL FORECAST TO BE PROVIDED IN JULY. OVERRECOVERY OF FUEL AND PURCHASED POWER CONTINUING, PURCHASED POWER COST PER MWh 14.2% LOWER THAN PRIOR YR. MAY YTD ELECTRIC AND WATER SALES SLIGHTLY HIGHER THAN PRIOR YR. MENTIONED STILL SEEING INCREASES IN DEVELOPMENT, MAINLY IN RESIDENTIAL SALES. AND DUE TO THIS CONTINUED RESIDENTIAL GROWTH BASE, UC IS FARING BETTER THAN MANY PEERS DURING COVID-19, I.E., LATE ACCOUNTS RECEIVABLES. PAGES 4 & 5 OF PRESENTATION WERE WATERFALL CHARTS DEPICTING ONE PAGE PICTORIALS OF THE U.C.'S MAY 2019 - 2020 CHANGE IN NET ASSETS AND OPERATING INCOME / (LOSS). EXPLAINED TREND FOR UC IS TURNING AN OPERATING PROFIT DURING SUMMER MONTHS, DEPENDENT UPON WEATHER. NET ASSETS CHANGE IS DUE TO A DECREASE IN CAPITAL CONTRIBUTIONS, DEPENDENT UPON TIMING OF DEVELOPMENTS)
- d. Balanced Scorecard and Enterprise Metrics – May 2020 – E. Chavez (FINANCIAL PRESENTATION INCLUDED A SLIDE UPDATING KPI'S) (ALSO INCLUDED A SLIDE UPDATING A/R COLLECTIONS AND THE PROPOSED MODIFICATION TO FPPCAC) (CONSIDERATION OF AGENDA ITEM 7-a. FPPCAC MODIFICATION TO \$15.75 PER 1,000 kWh APPROVED AT THIS POINT IN MEETING, APPROVAL DETAILED BELOW IN AI 7-a)
- e. Electric Feeder Level Reliability Plans (FY21-23) – Presentation – J. Couillard (ELECTRIC RELIABILITY PRESENTATION PROVIDED PRIOR TO AND DURING U.C. MEETING. FIRST HISTORICAL RELIABILITY ANALYSIS PERFORMED IN 2019, CONTRACTED WITH BURNS AND MCDONNELL FOR SYSTEM-WIDE RELIABILITY IMPROVEMENT PLAN. PROPOSING INITIAL 3-YEAR PROGRAM AIMED AT REDUCING OUTAGE FREQUENCY. WILL BE TARGETING ≤ 1.0 SAIFI LEVEL - 1 OR LESS SUSTAINED OUTAGES PER CUSTOMER ANNUALLY. PROGRAM WILL BE COORDINATED WITH GRID MODERNIZATION AND VEGETATION MANAGEMENT PROGRAMS. FY21-25 ELECTRIC RELIABILITY BUDGET \$2,945,000. ALSO PROVIDED 5-YR. FEEDER OUTAGE INFO. PLUS DETAILS RE: PRIORITIZED FEEDERS/AREAS FOR LEVEL 1 AND 2 IMPROVEMENTS PLAN. ADDITIONAL PRIORITIZED PROJECT PLANS WILL BE DEVELOPED FOR FY21-25 AND BEYOND)

5. Commission Counsel's Report – General Counsel

ADD-ON a. City Charter Update – T. Cloud (U.C. and Municipal/State Requirements) (UPDATE TO UTILITIES COMMISSIONERS - PRESENTATION MADE BY UC GENERAL COUNSEL TO CITY COMMISSION ATTACHED TO AGENDA ITEM. CITY COMMISSION REQUESTED U.C.'S INPUT VIA GENERAL COUNSEL IN PREPARING PROPOSED CHARTER LANGUAGE TO CLEARLY DEFINE U.C.'S AUTHORITY TO CONVEY INTERESTS IN REAL AND PERSONAL PROPERTY. LANGUAGE REQUESTED ON OR BEFORE JUNE 30TH)



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5. Commission Counsel’s Report – General Counsel

ADD-ON a. City Charter Update – T. Cloud (CONT.) (COMMS. HOLCOMB REQUESTED GENERAL COUNSEL TO REQUEST INCLUSION IN CHARTER LANGUAGE A FLEXIBILITY OPTION: IN APPROX. 10 OR 15 YEARS U.C. MAY SELL ANY REMAINING PROPERTY – 25 TO 100 ACRES TO ALLOW FUTURE U.C. COMMISSIONERS TO BE ABLE TO RECOUP MONEY VIA ASSET MANAGEMENT AND OFFSET RATES ON BEHALF OF THE RATEPAYERS. THIS WOULD BE AFTER ALL PLANNED U.C. DEVELOPMENT ON THIS PROPERTY IS COMPLETED AND IN ACCORDANCE WITH CITY APPROVED U.C. BUDGETS, CAPITAL IMPROVEMENT PLANS, AND EXISTING BOND MONEY CITY APPROVED U.C. TO BORROW FOR CAPITAL IMPROVEMENTS. GENERAL COUNSEL INDICATED HE WOULD ASK - NOT SURE IT WILL PASS.)

(2ND ITEM - EXTENSION OF THE PORT ORANGE INTERLOCAL AGREEMENT, FOR POTABLE AND RECLAIMED WATER, EXPECTED ON JULY U.C. MEETING FOR APPROVAL)

(3RD ITEM - PER REQUEST OF GENERAL COUNSEL – FOR BETTER U.C. POSITION IN ONGOING LITIGATION, APPROVED AUTHORIZATION OF A PAYMENT IN THE AMOUNT OF \$175,000 TO HYPOWER. THIS IS FOR THE UNCONTESTED PART OF HYPOWER’S REQUESTED PAYMENT, EXCLUDES THE LIQUIDATED DAMAGES PORTION STILL CLAIMED BY U.C.)

6. Old Business

7. New Business

- a. ✓ Rate Reduction – Modification to Fuel and Purchased Power Cost Adjustment Clause – (FPPCAC) - E. Chavez (U.C. and State Requirements) **(APPROVED - \$15.75 PER 1,000 kWh EFFECTIVE 1ST BILLING CYCLE IN JULY, 2020. PLANNED CONTINUANCE AT THIS LEVEL UNTIL AN APPROVED RATE STUDY RECOMMENDATION FOR FUEL OVER/UNDER RECOVERY RESERVE BALANCE. THIS ITEM WAS APPROVED AFTER THE FINANCIAL PRESENTATION)**
- b. ✓ Retirement Advisory Services (RFP 11-20) – (Recommend Award to SageView Advisory Group, LLC) – B. Pitcher (U.C. and State Requirements) **(APPROVED – EFFECTIVE 7-1-20 FOR ONE YEAR, WITH POSSIBILITY OF THREE SUBSEQUENT ANNUAL RENEWALS)**

8. Possible Other Business - Time for Commissioners

- a. ✓ Presentation – Appreciation of Honorable Service - Lee Griffith (Resolution No. 2020-09) – J. Bunch (U.C. and State Requirements) **(MOVED UP ON AGENDA UNDER ITEM 1. - PRESENTATION OF PLAQUE AND READING OF RESOLUTION – FORMAL APPROVAL OF RESOLUTION TO TAKE PLACE AT NEXT UC MTG. – 7-27-20)**