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BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of:

DOCKET NO. 20160248-WS

APPLICATION FOR ORIGINAL CERTIFICATES TO PROVIDE WATER
AND WASTEWATER SERVICE IN POLK COUNTY BY DEER CREEK RV
GOLF & COUNTRY CLUB, INC.

PROCEEDINGS: COMMISSION CONFERENCE AGENDA
ITEM NO. 8

COMMISSIONERS
PARTICIPATING: CHAIRMAN JULIE I. BROWN
COMMISSIONER ART GRAHAM
COMMISSIONER RONALD A. BRISÉ
COMMISSIONER DONALD J. POLMANN
COMMISSIONER GARY F. CLARK

DATE: Tuesday, November 7, 2017

PLACE: Betty Easley Conference Center
Room 148
4075 Esplanade Way
Tallahassee, Florida

REPORTED BY: ANDREA KOMARIDIS
Court Reporter and
Notary Public in and for
the State of Florida at Large

PREMIER REPORTING
114 W. 5TH AVENUE
TALLAHASSEE, FLORIDA
(850) 894-0828

1 P R O C E E D I N G S

2 CHAIRMAN BROWN: Our last item on the agenda
3 today is Item 8.

4 (Discussion off the record.)

5 THE CHAIRMAN: Everybody is getting seated.
6 Staff, can you please go ahead and introduce the
7 item.

8 MS. BUYS: Good morning, Commissioners. I'm
9 Penelope Buys with Commission staff.

10 Item 8 is staff's recommendation for Docket
11 No. 20160248-WS, an application for original
12 certificates with rates in existence to provide
13 water and wastewater services in Polk County by
14 Deer Creek RV Golf and Country Club, Inc.

15 Deer Creek acquired this system in 2013 and
16 purchases water and treatment for wastewater
17 services from Polk County, and does not operate
18 either a water treatment facility or a wastewater
19 treatment facility. According to its application,
20 Deer Creek services serves approx- -- approximately
21 862 residential and 22 general-service customers.

22 Staff is recommending approval of the
23 certificates. The Commission received three
24 customer comments on this docket.

25 Representatives from OPC are present. OPC

1 does not have concerns with the original
2 certificate; however, they would like to voice
3 their other concerns about the utility.
4 Representatives from the utility are here to answer
5 questions or concerns.

6 Staff is available for questions.

7 THE CHAIRMAN: Thank you, Ms. Buys.

8 Would the utility like to address us now or
9 after OPC addresses us?

10 MR. BUHR: We would just -- we'd like -- Jerry
11 Buhr, by the way, for -- for the utility. We
12 would -- we would -- we approve the staff
13 recommendation, and we would like to reserve
14 comment for after the OPC.

15 THE CHAIRMAN: That sounds good.

16 Ms. Ponder, welcome back.

17 MS. PONDER: Good morning, again. Yes,
18 Virginia Ponder for the Office of Public Counsel.

19 We do just have a few concerns we would like
20 to address with the Commission that pertain to the
21 utility's charges and its compliance with
22 Rule 25-30.115. These issues, along with others,
23 were discussed with the utility and staff last
24 Friday during a conference call.

25 The utility's books and records are not in

1 compliance with Rule 25-30.115 because they are
2 commingled with the resort's books. The utility
3 represents it's in the process of converting its
4 accounting records so it can conform to the rule,
5 but as of today, this conversion is not complete.

6 Additionally, there is an issue regarding the
7 utility's charges, as it does not currently charge
8 for everyone receiving service. The utility has an
9 obligation to charge for all meters and must take
10 steps to ensure that it meets this obligation.

11 Lastly, there are complaints in the docket
12 regarding meter-reading; however, OPC does
13 understand the utility is terminating the contract,
14 the current contract it has with its submeter
15 billing company, and will be taking over this
16 responsibility.

17 The expectation is this transition will
18 resolve these issues. We just raise these concerns
19 today with the request that the utility confirm on
20 the record that it will expediently and timely
21 address each concern.

22 THE CHAIRMAN: Thank you, Ms. Ponder.

23 Mr. Bu- -- Buhr -- did I pronounce that,
24 correctly? Mr. Byu-er?

25 MR. BUHR: Byu-er is fine.

1 THE CHAIRMAN: Okay.

2 MR. BUHR: Yeah, we -- we are expected, if we
3 receive the certificates, that we would go ahead
4 and -- and address those -- those issues. We will
5 be following a pass-through and -- fairly shortly
6 to get the RAF.

7 And the county has also increased their rates.
8 So, we will need to pass through the county that
9 rate, but we will be -- we expect to be filing a
10 staff-assisted rate case, requesting a staff-
11 assisted rate case, sometime within a year.

12 THE CHAIRMAN: Thank you. You said the county
13 is increasing its franchise fee; is -- is that --

14 MR. BUHR: No, they increased their rates --

15 THE CHAIRMAN: Rates. Okay.

16 MR. BUHR: -- as of -- effective October 1st.

17 THE CHAIRMAN: How significant?

18 MR. BUHR: Fairly significant. I don't --
19 exactly what the -- what the percentage is.

20 THE CHAIRMAN: Percentage --

21 MR. BUHR: It's being calculated right now.
22 We'll be -- we expect to drop the -- the request
23 for the pass-through within a few days.

24 THE CHAIRMAN: Is this Polk County?

25 MR. BUHR: Yes, it is.

1 THE CHAIRMAN: Okay. Commissioners, any
2 questions?

3 Yes, Commissioner Polmann.

4 COMMISSIONER POLMANN: Just a comment. I had
5 some discussion in briefing -- and I -- I
6 appreciate Office of Public Counsel bringing --
7 bringing the issues forward.

8 Procedurally, I understand that the -- the
9 issues that were raised can be addressed and -- and
10 staff is committed to -- to address those through
11 the SARC.

12 Our action here today is approval of the
13 certificates, and all those other issues can follow
14 once a certificate is approved and -- and with that
15 understanding, if there's no other discussion, I
16 would move staff recommendation.

17 THE CHAIRMAN: Thank you.

18 Is there a second?

19 COMMISSIONER GRAHAM: Second.

20 THE CHAIRMAN: Seeing -- no other -- seeing no
21 other discussion, we'll go ahead -- all those in
22 favor, signify by saying aye.

23 (Chorus of ayes.)

24 THE CHAIRMAN: Motion passes. Thank you.

25 And it is 11:16. We have a pretty robust

1 internal affairs. So, we will meet you all in the
2 internal affairs room at 11:20.

3 This meeting is adjourned.

4 (Agenda item concluded.)

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CERTIFICATE OF REPORTER

STATE OF FLORIDA)
COUNTY OF LEON)

I, ANDREA KOMARIDIS, Court Reporter, do hereby
certify that the foregoing proceeding was heard at the
time and place herein stated.

IT IS FURTHER CERTIFIED that I
stenographically reported the said proceedings; that the
same has been transcribed under my direct supervision;
and that this transcript constitutes a true
transcription of my notes of said proceedings.

I FURTHER CERTIFY that I am not a relative,
employee, attorney or counsel of any of the parties, nor
am I a relative or employee of any of the parties'
attorney or counsel connected with the action, nor am I
financially interested in the action.

DATED THIS 15th day of November, 2017.



ANDREA KOMARIDIS
NOTARY PUBLIC
COMMISSION #GG060963
EXPIRES February 9, 2021