MINUTES OF A REGULAR MEETING OF THE FORT PIERCE UTILITIES AUTHORITY, TUESDAY, FEBRUARY 7, 2023, 4:00 P.M., CITY COMMISSION CHAMBERS.

Members Present: Chairman Kristina Gibbons, Vice Chair Barbara Bennett; Secretary Larry Lammers; Deputy Secretary Frank H. Fee, IV; and Mayor Linda Hudson.

Others present: Javier Cisneros, Director of Utilities; Barbara Mika, Director of Finance and Administrative Services; Daniel Retherford, Director of Utility Support Services; Bo Hutchinson, Director of Water/Wastewater Systems, Craig Crawford, Director of Electric & Gas Systems, and Dan O'Hagan, Special Counsel to FPUA Board.

The meeting was called to order by Madam Chair Kristina Gibbons.

Opening Prayer was by Jason Mittler, Manager FPUA.net .

The Pledge of Allegiance was recited.

The roll was called and a quorum declared.

ITEM A: SET THE AGENDA

A motion was made by Mayor Hudson, seconded by Mr. Lammers, and unanimously carried to approve the set agenda with walk on item in Old Business.

ITEM B: APPROVAL OF MINUTES

A motion was made by Mrs. Bennett, seconded by Mr. Fee, and unanimously carried to approve the Minutes of the Regular Meeting of January 17, 2023.

ITEM C: COMMENTS FROM THE PUBLIC

ITEM D: CONSENT AGENDA

A motion was made by Mayor Hudson, seconded by Mr. Fee, and unanimously carried to approve the Consent Agenda.

ITEM E: RECOGNITION OF EXCELLENCE

Mrs. Cortes read the following into the record:

1. We received an email from Patrick Dayan, Public Works Department Director, and James Lappert, St. Lucie County Board of County Commissioners, thanking Mr. Josh Miller for his actions on the Melville Road Project. Mr. Lappert wrote: This afternoon we had our pre-con meeting with FPUA at the Melville Road site. Everything went really well. I just wanted to share with you how great FPUA has been to work with. Josh Miller has been outstanding. He rushed this for us, and got everything in place in a very timely manner. He is way ahead of the game and construction for them should start next week. They should be out of there within two weeks or so. Again, what a great partner they are, and I just wanted to pass on how much we appreciate it here at the County. Patrick Dayan wrote: Hi Bo, Wanted to pass along a word of sincere appreciation for one of your best and brightest, Mr. Josh Miller. Over the years, working with Josh I have found him to be courteous, accommodating and a consummate professional. His quick action to accelerate the schedule for improvements along Melville Road has allowed us a bit of much needed breathing room on our grant and saved the UA a bunch of money on paving overlays, a true mutual gains approach. Please allow me to take this opportunity to thank him on behalf of the Public Works staff at the County.

ITEM F: OLD BUSINESS

1. Rachel Tennant reported on Grant Update – For Information Only

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ITEM G: NEW BUSINESS

1. Daniel Retherford reported on the Identity Theft Detection and Prevention Program 2022 Review – For Information Only

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2. Barbara Mika presented the Status Report on Electric Power Cost Adjustment (PCA) December 2022 – For Information Only

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3. Eric Meyer presented to approve the disposal from inventory in the amount of $307,942.76 of Electric Transmission & Distribution materials.

<u>A motion was made by Mrs. Bennett, seconded by Mayor Hudson, and unanimously carried to approve the Disposal from Inventory in the amount of $307,942.76 of Electric Transmission & Distribution materials.</u>

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4. Bo Hutchinson Presented RFQu No. 22-98: Approve the Contract for the Progressive Design-Build Services for the FPUA Systematic Wastewater Conveyance System Redirection (CSR) to the new Mainland Reclamation Facility with TLC Diversified, Inc. of Palmetto, Florida, (TLC) in the amount not to exceed $528,047. The contract shall commence upon execution and end upon completion and acceptance by FPUA, contingent on receiving required Certificate(s) of Insurance and Bonding documents.

A motion was made by Mr. Fee, seconded by Mayor Hudson, and unanimously carried to approve the Contract for the Progressive Design-Build Services for the FPUA Systematic Wastewater CSR with TLC Diversified, Inc. in the amount not to exceed $528,047.

A motion was made by Mr. Fee, seconded by Mrs. Bennett, and unanimously carried to appoint Robert Alfred, Esq. as Lead Attorney for Design Issues until a new attorney is appointed to the Board.

ITEM H: AWARD OF BID

1. Keith Stephens presented Bid No. 23-20: Approve award of bid and Contract for the purchase of approximately 2,500 tons per year of Pebble Lime (Calcium Oxide) with Carmeuse Lime & Stone, Inc., of Pittsburgh, Pennsylvania, in an amount not to exceed $1,153,100.00 annually. The initial term of this contract will be from January 1, 2023 through December 31, 2023 with four one-year renewal options, contingent on receiving the required Certificate(s) of Insurance.

A motion was made by Mr. Fee, seconded by Mayor Hudson, and unanimously carried to approve award of bid and Contract for purchase of approximately 2,500 tons per year of Pebble Lime (Calcium Oxide) with Carmeuse Lime & Stone, Inc. in an amount not to exceed $1,153,100.00 annually.

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2. Jason Mittler presented Bid No. 22-36: Approve the award of Bid and Agreements for the Unit Price Contract for Fiber Optic Communications Installation for FPUAnet with the following two firms for a total amount not to exceed $1,000,000 1) Danella Construction Corporation of FL., Inc., of Melbourne, Florida, in an amount not to exceed $ 500,000 annually, and 2) Precision Contracting Services, Inc., of Jupiter, Florida, in an amount not to exceed $500,000 annually. The initial term of this Contract will be from January 01, 2023 through December 31, 2023, with four one-year renewal options, contingent on receiving the required Certificate(s) of Insurance.

A motion was made by Mayor Hudson, seconded by Mr. Lammers, and unanimously carried to approve the award of Bid No. 22-36 and Agreements for the Unit Price Contract for Fibert Optic Communications installation for FPUAnet with the following two firms for a total amount not to exceed $1,000,000 1) Danella Construction Corporation of FL., Inc., of Melbourne, Florida, in an

amount not to exceed $ 500,000 annually, and 2) Precision Contracting Services, Inc., of Jupiter, Florida, in an amount not to exceed $500,000 annually.

ITEM I: RESOLUTIONS

ITEM J: DIRECTOR

Mr. Cisneros said this is just a couple of things. The Utility Advisory Committee is meeting tomorrow at 4:30 pm at the Energy Services Center. The FMEA Lineman Competition is March 4th and it is being hosted this year by the Orlando Utility Commission. We are putting a team together to compete. I will be there as well as Mr. Crawford. Just a reminder that our next Board meeting will be on Tuesday, February 21st at 2:00 pm. Distribution of Meeting and Events Calendar. We have a tentative date for Strategic Planning of April 26th. July 4th is a holiday and July 18th is the FMEA Annual Conference, so we will provide an update with a revised schedule for that meeting. The FPUA Board Attorney job description was posted on February 2nd to 18 different sites. We also posted FMPA, FMEA, Energy Central, and also spoke to Dan this afternoon, he will also be posting on the Florida Bar Association. Next week, which is pretty important, is the FMPA Strategic Planning Session, Mr. Retherford and I will be attending that session. One of the topics that will be discussed is locking up gas prices for the next two years. The Groundbreaking for the waste water plant was very successful. It was a great team effort, but I really have to recognize Mr. Hutchinson and Ms. Tennant because they did all of the heavy lifting. A big kudos to them. Last thing, I will be on a short vacation and Mr. Retherford will be in responsible charge the rest of the week.

ITEM K: ATTORNEY

Mr. O'Hagan said thank you for having me here. I will be here on the 21st as well. I have one quick item, there were some recent discussions at the legislature about public service commission jurisdiction of municipal electric utilities. On January 24th there was a House Subcommittee meeting, the Energy, Communications, and Cybersecurity Subcommittee and it is part of that discussion, public service commission staff were there giving a presentation and there was some discussion about the PSCs jurisdiction over municipal utilities and a that discussion went a little further, they discussed if there should be some legislation on out of the City customers, transfer revenue to the general funds. There is no legislation proposed and it has not been brought up in the senate yet. There will be another subcommittee meeting this coming Thursday, where FMEA is going to be in attendance and some lobbyist will be there and they will present and tell the full story about it. FMEA is encouraging all members to start being proactive and start meeting with your legislatures just before legislation does come out and telling your story, telling the value of communities. Additional public service commission jurisdiction and oversight will just a cost increase to your customers. You are governed locally, you make those decisions here. You don't

need that to be done by a public service commission. They have given a handout. We can give you a copy. There is a link for the subcommittee meeting as well where you can see when they brought this topic up. But we will report back as those next subcommittee meetings happen. Mr. Cisneros said we will have the legislative rally at the end of March that we will be attending as well to discuss these items as well as talking to our local representatives.

ITEM L: COMMENTS FROM BOARD MEMBERS

Mayor Hudson said the groundbreaking was excellent, well attended, good feedback, people are very, very pleased, so kudos to staff.

Mr. Lammers said a huge thank you from me personally to Ms. Tennant and her staff for doing all of the hard work required to get a grant like that. That is a big deal, that can't be appreciated enough. Secondly, the note thanks for Mr. Miller is long overdue. I had the please of working with him when I first came into the utility business. He is one of those folks and I know we have more staff members like him, he does a fantastic job and an unsung hero. No surprise to see that letter.

Madam Chair Gibbons said I completely agree, I'm excited. Thank you. You are definitely who we want on the frontlines and who is dealing with everyone in the community. Also leads into what was discussed about municipal electric. When I spoke at the groundbreaking, we are such a hometown utility and we want to make sure we tell our story. I have a question about conferences available.

Madam Chair Gibbons said if there is nothing else, meeting adjourned.

ITEM M: ADJOURN

There being no further business, the meeting was adjourned at 5:31 pm.

ATTEST:

SECRETARY

CHAIRMAN

Note: These minutes are not verbatim, only important issues and motions are reproduced in writing for the benefit of the Fort Pierce Utilities Authority and Board Members. The recording itself is the official record for the meeting.