

MINUTES OF REGULAR MEETING OF KISSIMMEE UTILITY AUTHORITY, HELD THURSDAY, MARCH 26, 1987, AT 6:00 P.M., CITY COMMISSION CHAMBERS, MUNICIPAL ADMINISTRATION BUILDING, KISSIMMEE, FLORIDA.

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Present at the meeting were Vice-Chairman Hord, Secretary Bobroff, Assistant Secretary Jones, Director Price, Director Gant, Attorney Brinson, Recording Secretary Porter. Chairman Van Meter was absent.

A. MEETING CALLED TO ORDER at 6:04 pm by Vice-Chairman Hord.

B. AWARDS AND PRESENTATIONS

1. 5 YEAR SERVICE AWARD - EDITH BUCKMAN

Mr. Welsh highlighted some of the contributions which "Eddie" Buckman has made to the KUA in the five years she has been employed. She was unable to be present at the meeting to accept her service award, therefore Ken Davis, Manager/Planning & Engineering, accepted the award in her stead.

C. HEAR THE AUDIENCE - None

D. INFORMATIONAL REPORTS (REQUIRING NO ACTION)

1. PROGRESS REPORT ON ENGINEERING PROJECTS

Ken Davis briefly highlighted the various engineering projects which had been included in the Board packets. He noted to the Board that we had agreed with the contractor that any site visits to the Administrative Building should be coordinated through Ken Davis as project manager.

Mr. Davis also discussed the informational item on the PDR electronic demand meters which had been requested by the Board at the last regular meeting. We were able to contact several area utilities to obtain pricing information on similar type meters. We have also contacted several other distributorships in an attempt to obtain quotes; the only response coming from a distributor in Pensacola, Florida. Discussions continued on the possibilities of placing our sole-source meter order through the distributor with the lowest quote Mr. Welsh stated that staff will pursue obtaining the lower price for this order.

2. COST OF POWER ADJUSTMENT

Max Alderman, Manager/Generation & Transmission, was present and detailed the actual COPA rate of negative \$0.00777/kWh for the month of February 1987, as compared to an estimated negative \$0.00383/kWh. The primary reason for this decrease was the lower Schedule D cost due to CR-3 coming back on line. We believe that by the end of May we will be at the \$500,000 balance in the COPA account. In May we may come to the Board recommending a change in the COPA rebate.

3. MONTHLY CONDENSED FINANCIAL REPORT

Ken Killgore, Finance Director, reviewed the Monthly Condensed Financial Report. Mr. Killgore also addressed questions from the Board.

4. INFORMATION SYSTEMS PROJECT REPORT

James Schuster, Manager/Finance & Administration, reviewed the process involved with the development of the RFP for this system. Also on hand to address the Board and answer any questions, were Bob Henderson and Tom Foss from the Florida Center For Public Management (Florida State University), whose consulting services have been employed in the development and evaluation of the RFP. The Board was invited to attend the presentations scheduled for tomorrow and Monday by the three top vendors being considered. We will be asking for a contract award on April 23 (Regular Board Meeting) and we are keeping with our original time frame, almost to the day.

**E. OLD BUSINESS**

1. BULK CAPACITOR BANK ADDITIONS BIDS

Mr. Davis, Mgr/Planning & Engineering, was on hand to address any questions the Board may have regarding the bulk capacitor bank additions bids. Staff is recommending award of bid for five (5) initial units from American Switchgear, Inc (second lowest bidder) due to the delivery date quoted. This delivery date will enable installation in time for this summer's peak loads. American Switchgear has also agreed to pay liquidated damages if they fail to comply with the delivery schedule. Staff is also recommending awarding the bid for two (2) units for Denn John and KOA to Westinghouse Electric Corp. (low bidder), since we do not have the time constraints for this project.

Director Bobroff moved to authorize the purchase of five (5) bulk capacitor banks from American Switchgear at the total contract price of \$245,195, delivery to be in time for installation on July 5, and that two (2) additional bulk capacitor banks be ordered from Westinghouse Electric at a total contract price of \$63,934, and authorize the Chairman and Secretary to execute the contracts. Director Jones seconded the motion.

**Motion Carried 4 - 0**

At this point it was requested that the property appraisal for the future distribution center be added to the agenda for Board action. Director Hord, abstaining from discussion on this item, was given a Conflict of Interest Form (Attached as Exhibit A).

Director Bobroff moved to add this item to the agenda. Director Price seconded the motion.

**Motion Carried 3- 0  
Director Hord Abstaining**

2. PROPERTY APPRAISAL (FUTURE DISTRIBUTION CENTER)

Staff has received the appraisal from Osceola Appraisal Company on the property previously discussed. The 15 acres is appraised @ \$34,000/acre for a total estimated value of \$510,000. KUA's portion of the land parcel is 12.854 acres; Party B's portion is approximately 1.136 acres; and Party C's portion is approximately 1.010 acres. Staff is requesting direction to negotiate with the Bronson's based upon this appraisal price for the sale of this land and also to further investigate an alternative possibility with property owners of a parcel of land located directly across the street (Bermuda Avenue). Discussions continued on various sites previously looked at and the proposed property.

Director Jones moved to proceed with negotiations with Bronson's Inc. and also to investigate another piece of property in the same general area. Director Price seconded the motion.

**Motion Carried 3 - 0  
Director Hord Abstaining**

**F. NEW BUSINESS**

1. BOARD MEMBER NOMINATION SELECTION PROCESS

Following a brief discussion, the consensus was that we follow the same procedure as last year's nominating process. Nominee of the Board of Directors to be presented to the City Commission at their regular meeting on June 2.

2. RESOLUTION NO. R87-5, CSX TRANSPORTATION RAILROAD CROSSING

This is a standard crossing agreement, which includes a choice of desired method of payment for the license. During discussion of the method of payment, it was determined that KUA pay the one time license fee of \$1,500.

Director Bobroff moved to accept the recommendation of staff, adopting Resolution No. R87-5 and authorizing the Chairman and Secretary to execute the crossing agreement, choosing Option C of a one time license fee of \$1,500. Director Jones seconded the motion.

Motion Carried 4 - 0

At this time a motion was requested to add the KUA Telecommunications System to the agenda, due to the fact that the City has requested an immediate indication as to whether we will be going with them on their new system by sharing the switch gear equipment.

Director Price moved to put the RUA Telecommunications System on the agenda. Director Jones seconded the motion.

Motion Carried 4 - 0

3. KUA TELECOMMUNICATIONS SYSTEM

Over the past several months, we have had discussions with the City concerning their new telecommunications system and the possibility of KUA utilizing it in our new facilities. Informational memos were distributed to the Board and subsequently highlighted by Ken Davis. Staff is recommending that KUA go with the City's communication system by sharing the switching equipment, and going underground with the cable.

Director Bobroff moved that KUA's computer system be linked with the Police Department and City Hall, but that the telephone systems be separate, unless the switching equipment for the City is in City Hall.

Motion died for lack of a second.

Director Bobroff stated he was in full agreement that our computer system be linked with the City Hall, but he also expressed concern regarding the possibility of indiscriminate wire tapping of the telephone system.

Director Price moved that Staff work with the City of Kissimmee to share in the new phone system. Director Jones seconded the motion.

Motion Carried 3 - 1  
Director Bobroff Voted NO

G. CONSENT AGENDA

Director Bobroff moved approval of the Consent Agenda. Director Jones seconded the motion.

Motion Carried 4 - 0

1. APPROVAL OF MINUTES OF FEBRUARY 26, 1987, MEETING
2. APPROVAL OF MINUTES OF MARCH 5, 1987, SPECIAL MEETING
3. METER TEST SYSTEM BID KUA 8-87
4. KUA 19-87 SINGLE PHASE-RESIDENTIAL METERS
5. LINE EXTENSION CONTRACT, POINCIANA POINT SHOPPING CENTER

H. HEAR GENERAL MANAGER, ATTORNEY, DIRECTORS

GENERAL MANAGER

Mr. Welsh distributed copies of materials to be discussed at the Long Range Power Study Workshop scheduled for next Thursday, April 2, 1987, at 6:00.

Mr. Welsh also introduced Shirley Reubelt to the Board as the future recording secretary.

I. ADJOURNMENT

Meeting was adjourned at 8:18 p.m. by Vice-Chairman Hord.

  
Chairman

ATTEST:

  
Secretary

STATEMENT OF POTENTIAL CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICER	
LAST NAME - FIRST NAME - MIDDLE NAME <i>Hord, Richard L.</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Kissimmee Utility Authority</i>
MAILING ADDRESS <i>2324 Robert Court</i>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY <i>Kissimmee</i>	COUNTY <i>Osceola</i>
NAME OF POLITICAL SUBDIVISION	
DATE ON WHICH IT WILL OCCUR <i>March 26, 1987</i>	MY POSITION IS ELECTIVE <input checked="" type="checkbox"/> APPOINTIVE

**WHO MUST FILE FORM 8B**

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are present with a voting conflict of interest under Section 112.3143, Florida Statutes. The requirements of this law are mandatory; although the use of this particular form is not required by law, you are encouraged to use it in making the disclosure required by

Your responsibilities under the law when faced with a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

**INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES**

**ELECTED OFFICERS:**

A person holding elective county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his special private gain. Each local officer also is prohibited from knowingly voting on a measure which inures to the special gain of a principal (other than a government agency) by whom he is retained.

In either case, you should disclose the conflict:

**PRIOR TO THE VOTE BEING TAKEN** by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

**WITHIN 15 DAYS AFTER THE VOTE OCCURS** by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

**APPOINTED OFFICERS:**

A person holding appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his special private gain. Each local officer also is prohibited from knowingly voting on a measure which inures to the special gain of a principal (other than a government agency) by whom he is retained.

A person holding an appointive local office otherwise may participate in a matter in which he has a conflict of interest, but must disclose the nature of the conflict before making any attempt to influence the decision by oral or written communication, whether made by the officer or at his direction.

**IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:**

- You should complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes.
- A copy of the form should be provided immediately to the other members of the agency.
- The form should be read publicly at the meeting prior to consideration of the matter in which you have a conflict of interest.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You should disclose orally the nature of your conflict in the measure before participating.
- You should complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

**DISCLOSURE OF LOCAL OFFICER'S INTEREST**

I, Richard L. Hord, hereby disclose that on March 26, 1987

(a) A measure came or will come before my agency which (check one)

inured to my special private gain; or

inured to the special gain of \_\_\_\_\_, by whom I am retained

(b) The measure before my agency and the nature of my interest in the measure is as follows:

*Discussion of Land Purchase  
which could affect my business.*

Date Filed

March 26, 1987

Signature

Richard L. Hord

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317 (1985), A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION OF SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$5,000.