

1. Requested Motion:

Meeting Date: September 26, 2011

Approve the Petition from the Fort Myers Beach Public Works Services, Inc. to move the request for a rate increase forward to a public hearing and schedule the public hearing for November 7, 2011 at 9:00 AM.

What the action accomplishes:

Ordinance 01-03 requires that PWSI request Town Council to move the petition for a rate adjustment to a Public Hearing.

What the action accomplishes:

The Resolution approves the Petition for a rate adjustment and forwards it to Town Council for consideration.

2. Agenda:

- Consent
- Administrative

3. Requirement/Purpose:

- Resolution
- Ordinance
- Other:

4. Submitter of Information:

- Council
- Town Staff – Public Works
- Town Attorney

5. Background:

The Lee County BOCC approved a wholesale water rate increase at a public hearing held on August 9, 2011. The wholesale water rate will increase from \$3.20 to \$3.46 per thousand gallons effective November 9, 2011.

Pursuant to Ordinance 01-03, as amended, PWSI must petition the Town Council to consider a rate increase. The petition approved by PWSI requests an increase of \$.26 per thousand gallons to equal the increase that PWSI will be paying for the water it purchases from Lee County Utilities. No other changes to the rates and charges for the water utility are included in the petition.

It is required that public notice be provided at least thirty (30) days prior to a public hearing. The notice will be sent to the customer base with the monthly billing scheduled to be mailed on or before October 1, 2011.

Attached is the PWSI Request for Hearing on the Petition for Rate Adjustment is attached.

Resolution 11-03-U with Exhibits and customer notification is attached to Blue Sheet 2011-95U for reference.

6. Alternative Action:

Do not approve the petition for a rate increase.

7. Management Recommendations:

Staff recommends the approval of the petition.

8. Recommended Approval:

Town Manager	Town Attorney	Finance Director	Public Works Director	Community Development Director	Cultural Resources Director	Town Clerk
						

9. Council Action:

- Approved
- Denied
- Deferred
- Other

**TOWN OF FORT MYERS BEACH PUBLIC WORKS SERVICES, INC.
REQUEST FOR HEARING ON PETITION FOR RATE ADJUSTMENT**

The Town of Fort Myers Beach Public Works Services, Inc. (PWSI or Petitioner), a Florida not-for-profit Florida Corporation, by and through its undersigned attorney, hereby requests that its Petition For Rate Adjustment to the Town Council of the Town of Fort Myers Beach, filed on the 26th day of September, 2011, be set for a hearing on the 7th of November, 2011 at 9:00AM

Respectfully submitted on this 26th day of September, 2011 by:

BY: _____
Marilyn Miller, Fowler White, Boggs
PWSI Corporate Attorney

ACCEPTANCE OF THIS REQUEST FOR HEARING ON PETITION FOR RATE ADJUSTMENT ON BEHALF OF THE TOWN OF FORT MYERS BEACH, FLORIDA IS ACKNOWLEDGED BY MICHELLE D. MAYHER, TOWN CLERK FOR THE TOWN OF FORT MYERS BEACH, FLORIDA ON THIS _____ DAY OF _____, 2011.

MICHELLE D. MAYHER, TOWN CLERK

BY SIGNING BELOW, MICHELLE D. MAYHER, TOWN CLERK, STATES THAT SHE HAS FURNISHED COPIES OF THIS REQUEST FOR HEARING TO THE TOWN COUNCIL AND TOWN MANAGER FOR THE TOWN OF FORT MYERS BEACH, FLORIDA ON THIS 26TH DAY OF SEPTEMBER 2011

MICHELLE D. MAYHER, TOWN CLERK