

COPY



# Liberty County Board of County Commissioners Public Hearing

Thursday, February 9, 2023 at 4:00 pm

**AGENDAS ARE POSTED ON THE BOARD'S WEBSITE AT  
WWW.LIBERTYCOUNTYFL.ORG; ATTACHMENTS ARE PROVIDED TO  
THE BOARD MEMBERS ONLY AND ARE AVAILABLE TO THE PUBLIC  
UPON REQUEST.**

## Meeting Location

Liberty County Courthouse - 10818 NW SR 20; Bristol, Florida 32321

## Zoom link and call in numbers

Join Zoom Meeting

<https://us02web.zoom.us/j/84021411776?pwd=cjg5b1o1T3BxQXptWDFaNVZuVzlodz09>

Meeting ID: 840 2141 1776

Passcode: 069030

Call in number (305) 224-1968

1. **Call to Order**
2. **Invocation**
3. **Pledge of Allegiance**
4. **Public Comment**

Public comment shall be limited to three minutes per person. Topics to be addressed by speakers should pertain to items on the agenda. Comments shall be directed to the chair and not be directed to engage commissioners or other members of the public in debate. Speakers may not give their time to other people.

5. **Adoption of Agenda**
6. **Board to consider sale of county water systems to Talquin Electric Cooperative**

1. Clerk Daniel Stanley to address Board  
Items presented to public per Florida Statute 125.3401

2. Board Comment

7. **Motion to Adjourn**
8. **Signature**

- Hannah Causseaux, Chairwoman \_\_\_\_\_
- Daniel R. Stanley, Clerk \_\_\_\_\_

Florida Statute 125.001 requires that due public notice be given of all regular meetings of the Board of County Commissioners of a County in the State of Florida. Florida Statute 286.0105 requires that notices of any meeting or hearing, if a meeting or hearing is required, must include the following language, "if a person decides to appeal any decision made by the board, agency or commission with respect to any matter considered at such meeting or hearing he will need a record of the proceedings, and that, for such purpose, he may need to insure that a verbatim record of the proceedings is made, which record includes testimony and evidence upon which the appeal is to be based."

---

Contact: Daniel Stanley ([dstanley@libertyclerk.com](mailto:dstanley@libertyclerk.com)) (850) 643-2215 | Agenda published on 02/02/2023 at 6:17 PM

125.3401 Purchase, sale, or privatization of water, sewer, or wastewater reuse utility by county.—No county may purchase or sell a water, sewer, or wastewater reuse utility that provides service to the public for compensation, or enter into a wastewater facility privatization contract for a wastewater facility, until the governing body of the county has held a public hearing on the purchase, sale, or wastewater facility privatization contract and made a determination that the purchase, sale, or wastewater facility privatization contract is in the public interest. In determining if the purchase, sale, or wastewater facility privatization contract is in the public interest, the county shall consider, at a minimum, the following:

- (1) The most recent available income and expense statement for the utility;
- (2) The most recent available balance sheet for the utility, listing assets and liabilities and clearly showing the amount of contributions-in-aid-of-construction and the accumulated depreciation thereon;
- (3) A statement of the existing rate base of the utility for regulatory purposes;
- (4) The physical condition of the utility facilities being purchased, sold, or subject to a wastewater facility privatization contract;
- (5) The reasonableness of the purchase, sales, or wastewater facility privatization contract price and terms;
- (6) The impacts of the purchase, sale, or wastewater facility privatization contract on utility customers, both positive and negative;
- (7)(a) Any additional investment required and the ability and willingness of the purchaser, or the private firm under a wastewater facility privatization contract, to make that investment, whether the purchaser is the county or the entity purchasing the utility from the county;

N/A → (b) In the case of a wastewater facility privatization contract, the terms and conditions on which the private firm will provide capital investment and financing or a combination thereof for contemplated capital replacements, additions, expansions, and repairs. The county shall give significant weight to this criteria.

(8) The alternatives to the purchase, sale, or wastewater facility privatization contract, and the potential impact on utility customers if the purchase, sale, or wastewater facility privatization contract is not made; and

N/A → (9)(a) The ability of the purchaser or the private firm under a wastewater facility privatization contract to provide and maintain high-quality and cost-effective utility service, whether the purchaser is the county or the entity purchasing the utility from the county.

N/A → (b) In the case of a wastewater facility privatization contract, the county shall give significant weight to the technical expertise and experience of the private firm in carrying out the obligations specified in the wastewater facility privatization contract.

N/A → (10) All moneys paid by a private firm to a county pursuant to a wastewater facility privatization contract shall be used for the purpose of reducing or offsetting property taxes, wastewater service rates, or debt reduction or making infrastructure improvements or capital asset expenditures or other public purpose; provided, however, nothing herein shall preclude the county from using all or part of the

moneys for the purpose of the county's qualification for relief from the repayment of federal grant awards associated with the wastewater system as may be required by federal law or regulation.

The county shall prepare a statement showing that the purchase, sale, or wastewater facility privatization contract is in the public interest, including a summary of the purchaser's or private firm's experience in water, sewer, and wastewater reuse utility operation and a showing of financial ability to provide the service, whether the purchaser or private firm is the county or the entity purchasing the utility from the county.

History.—s. 1, ch. 84-84; s. 1, ch. 93-51; s. 6, ch. 96-202.