



J. DAVENPORT, CHAIRMAN  
R. HAWES, VICE CHAIR  
L. CONRAD, SECY.-TREAS.  
J. SMITH, ASST. SECY.-TREAS.  
L. KELLY, JR., COMMISSIONER  
T. CLOUD, GENERAL COUNSEL  
J. BUNCH, GENERAL MANAGER/CEO  
D. SIMMONS, EXEC. MGR./CLERK

AGENDA\*\*\*  
REGULAR MEETING OF THE  
NEW SMYRNA BEACH UTILITIES  
TO BE HELD MONDAY,  
MARCH 27, 2023, AT 3:00 P.M.\*  
200 CANAL STREET, DEBERRY ROOM,  
3<sup>RD</sup> FLOOR, NEW SMYRNA BEACH, FL

(COVID PROTOCOLS – MTG. APPTS., MASKS OPTIONAL)

**Quarterly Employee Recognitions –**  
**Michael Cardell / Joshua Tew / Gage Fisher / Anthony Carulli / Frank Sharp**

**Pledge / Invocation**

**Safety Message by Josef Grusauskas: Sunshine 811 – Call Before You Dig**

**ROLL CALL**

**1. Agenda Changes, Additions and Deletions**

- a. Agenda Change Request – Consideration of New Business Item 7-a. Prior to Consent Items

**2. Public Participation**

**\*3. Approval of Consent Items**

- a. ✓ Minutes of Workshop Held 2-8-23, and Special Meeting, Final Public Hearing and Regular NSBU Meeting Held 2-27-23 (*Annotated Versions*) (*NSBU and State Requirements*)
- b. ✓ Ratification – Granted and Accepted Third Party Utility Easements (6) – J. Couillard (*NSBU and State Requirements*)
- c. ✓ Renewal – ESRI Small Utility Enterprise License Agreement (SU-ELA) – J. Couillard (*NSBU and State Requirements*)
- d. ✓ Ratification – I-95 & Pioneer Trail Interchange (FDOT Project No. 436292-1-52-01) – NSBU Potable Water Main – J. Couillard (*NSBU and State Requirements*)
- e. ✓ Proclamation – Declaring April 2023 Water Conservation Month – E. Chavez (*NSBU and State Requirements*)

**4. General Manager's Report – J. Bunch**

- a. Financial Status – February 2023 – E. Chavez
- b. Informational Presentation – Wastewater Process Methane Reuse – J. Grusauskas



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**5. Commission Counsel’s Report – General Counsel**

- a. Summary/Status Update on Florida Legislation - HB 1331 and SB 1380
- b. Update on APPA Member-Vendor Agreement Pass-Through Requirements Legal Services Template

**6. Old Business**

**7. New Business**

- a. ✓ Fiscal Year 2022 Annual Comprehensive Financial Report (ACFR) – Audit – E. Chavez  
*(NSBU, State, and Federal Requirements)*

**8. Possible Other Business - Time for Commissioners**

- a. ✓ 2023 FMEA Annual Conference – The Vinoy, St. Petersburg

✓ A Check Mark Indicates Items Which Commission Approval Has Been Requested On This Agenda  
Please Note -- Most Discussion Items Will Not Have Documentation, Will Be Listed On Agenda Only

\* Consent items to be approved as recommended or accepted as appropriate without further comments unless discussion is requested by Commissioner.  
\*\* Pursuant to Section 286.0105 of the Florida Statutes, if an individual decides to appeal any decision made by the New Smyrna Beach Utilities, with respect to any matter considered at a meeting or a hearing, that individual will need a record of the proceedings, and will need to ensure that a verbatim record of the proceedings is made. The transcription of such a verbatim will be provided an individual at a cost to be determined by the New Smyrna Beach Utilities in accordance with the full cost to reproduce such transcriptions and copies.  
\*\* In accordance with the American with Disabilities Act, persons needing special accommodations to participate in this proceeding should contact the individual or agency sending this notice as soon as possible but no later than two days prior to the proceeding at the address given on the notice.