

RESOLUTION NO. 24-R08

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, APPROVING RATE CHANGES FOR FPUANet SERVICES AS CONTAINED IN RESOLUTION NO. UA 2024-01 ADOPTED BY THE FORT PIERCE UTILITIES AUTHORITY BOARD; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR EFFECTIVE DATE.

WHEREAS, in accordance with the provisions of the City of Fort Pierce Charter, Article XI, Section 169, the Fort Pierce Utilities Authority is responsible for the development, production, purchase, and distribution of all electricity, gas, water, sanitary sewer collection and disposal, and such other utility services as may be designated by resolution by the city commission; and

WHEREAS, the City Commission has encouraged the Fort Pierce Utilities Authority to establish, expand, and provide broadband and other communication services systems; and

WHEREAS, the Fort Pierce Utilities Authority provides such broadband and other communication services systems through the FPUANet System, and which provides said services throughout its service territory that includes the City of Fort Pierce and the surrounding areas in St. Lucie County; and

WHEREAS, on December 20, 2021, the City Commission adopted Resolution 21-R67 establishing broadband and other communication services systems as “other utility operations” provided by FPUANet and establishing rates for such services; and

WHEREAS, on January 16, 2024, the Fort Pierce Utilities Board adopted Resolution No. UA 2024-01, attached as Exhibit “A”, modifying the schedule of rates and charges for services provided by FPUANet; and

WHEREAS, pursuant to Article XII, Section 176(6) of the Charter of the City of Fort Pierce, Florida, the authority shall fix rates to be charged for gas, electricity, water, sanitary sewer, and other utilities services sold and services rendered. Provided, however, said utilities authority shall submit any rate changes or any changes in the formula by which rates are determined to the City Commission.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The City Commission of the City of Fort Pierce, Florida hereby approves the proposed rate changes as contained in Resolution No. UA 2024-01, attached hereto as Exhibit “A”, and made a part hereof.

SECTION 2. The provisions of this Resolution are declared to be severable and if any section, sentence, clause, or phrase of this Resolution shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Resolution but shall remain in effect, it being the legislative intent that this Resolution shall stand notwithstanding the invalidity of any part.

SECTION 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

SECTION 4. This resolution shall take effect immediately upon its adoption.

IN WITNESS WHEREOF, this Resolution has been duly adopted this 20th day of February, 2024.

Linda Hudson
Mayor Commissioner

ATTEST:

Linda W. Cox, City Clerk

Approved as to Form
And Correctness:

Sara K. Hedges, Esq.
City Attorney

EXHIBIT A

FPUA Resolution No. UA 2024-01