1	PLACE: Dobbs Building, Raleigh, North Carolina										
2	DATE: Monday, October 8, 2018										
3	TIME: 7:00 p.m 7:28 p.m.										
4	DOCKET NO: W-354, Sub 360										
5	BEFORE: Chairman Edward S. Finley, Jr., Presiding										
6	Commissioner ToNola D. Brown-Bland										
7	Commissioner Jerry C. Dockham										
8	Commissioner James G. Patterson										
9	Commissioner Lyons Gray										
10	Commissioner Daniel G. Clodfelter										
11	Commissioner Charlotte A. Mitchell										
12											
	IN THE MATTER OF:										
13	IN THE MATTER OF:										
13 14	IN THE MATTER OF:  Application by										
14	Application by										
14 15	Application by Carolina Water Service, Inc. of North Carolina,										
14 15 16	Application by Carolina Water Service, Inc. of North Carolina, 4944 Parkway Plaza Boulevard, Suite 375,										
14 15 16 17	Application by Carolina Water Service, Inc. of North Carolina, 4944 Parkway Plaza Boulevard, Suite 375, Charlotte, North Carolina 28217,										
14 15 16 17	Application by  Carolina Water Service, Inc. of North Carolina,  4944 Parkway Plaza Boulevard, Suite 375,  Charlotte, North Carolina 28217,  for Authority to Adjust and Increase Rates										
14 15 16 17 18	Application by  Carolina Water Service, Inc. of North Carolina,  4944 Parkway Plaza Boulevard, Suite 375,  Charlotte, North Carolina 28217,  for Authority to Adjust and Increase Rates  for Water and Sewer Utility Service in										
14 15 16 17 18 19	Application by  Carolina Water Service, Inc. of North Carolina,  4944 Parkway Plaza Boulevard, Suite 375,  Charlotte, North Carolina 28217,  for Authority to Adjust and Increase Rates  for Water and Sewer Utility Service in  All of Its Service Areas in North Carolina, Except										
14 15 16 17 18 19 20 21	Application by  Carolina Water Service, Inc. of North Carolina,  4944 Parkway Plaza Boulevard, Suite 375,  Charlotte, North Carolina 28217,  for Authority to Adjust and Increase Rates  for Water and Sewer Utility Service in  All of Its Service Areas in North Carolina, Except										

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1
    APPEARANCES:
 2
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 3
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### PROCEEDINGS

CHAIRMAN FINLEY: Let's come to order,

please. Good evening, ladies and gentlemen. We will

now come to order and go on the record. My name is

Edward Finley and with me this evening are

Commissioners ToNola D. Brown-Bland, Jerry C. Dockham,

James G. Patterson, Lyons Gray, Daniel G. Clodfelter,

and Charlotte A. Mitchell.

The Commission now calls for hearing at this time for the purpose of taking non-expert, customer witness testimony in Docket Number W-354, Sub 360, In the Matter of the Application of Carolina Water Service, Inc. of North Carolina for Authority to Increase Rates for Water and Sewer Utility Service for Its Subdivisions in North Carolina, Except the Corolla Light and Monteray Shores Service Area.

On April 27, 2018, the Company filed an Application with the Commission seeking authority to increase its rates for water and sewer utility service for all of its service areas in the State effective May 27, 2018. The Company is proposing to increase its rates water and sewer service for its four rate divisions approved in the last general rate case, and it is also proposing uniform water and sewer rates for

the Elk River Development.

In addition, the Company is requesting authority to implement a Consumption Band Water and Wastewater Rate Adjustment Mechanism within each of the Company's rate divisions.

On May 22, 2018, the Commission issued its
Order Establishing General Rate Case, Suspending
Rates, Scheduling Hearings and Requiring Customer
Notice. Pursuant to this Order, the Commission
declared this proceeding to be a general rate case
pursuant to General Statute 62-137, and it suspended
the proposed new rates for up to 270 days.
Additionally, the Order scheduled the Application for
public and evidentiary hearing for expert witnesses on
October 16, 2018, and scheduled a public witness
testimony hearing for this date, at this time, and in
this place.

On May 30, 2018, the Company filed an ongoing three-year WSIC/SSIC plan.

On September 4, 2018, in support of its

Application, the Company filed the direct testimony of witnesses Clark, Linneman and D'Ascendis, I think.

On October 3, 2018, the Public Staff filed the testimony and exhibits of Witnesses Casselberry,

Johnson, Feasel and Hinton.

The testimony of Witness Boswell was filed on October 4, 2018.

On October 5, 2018, the Public Staff filed the supplemental testimony of Witness Johnson.

The Commission has received a number of Statements of Position by the public in this docket.

So pursuant to the State Ethics Act, I remind all members of the Commission of their duty to avoid conflicts of interest, and inquire whether any member of the Commission has a known conflict of interest with regard to the matters coming before the Commission this evening?

(No response)

There appear to be no conflicts, so we will proceed with the hearing.

I note that the intervention of the -- and participation by the Public Staff is recognized by Statute, and we have the public -- we have the Attorney General's office participating in this case as well.

Are there any preliminary matters that have to be addressed before we begin?

MS. SANFORD: No, sir.

MR. LITTLE: No, Your Honor.

CHAIRMAN FINLEY: All right. Let's have introduction of parties through their counsel, please.

MS. SANFORD: Thank you, Chairman Finley.

I'm Jo Anne Sanford representing Carolina Water

Service tonight. With me at counsel table is Matthew

Klein, the State President; and Bryce Mendenhall, the

Vice-President of Operations. In the audience and

available to help customers are Steve Harrell, the

area manager; and Deb Clark, the Communications

Coordinator. Thank you.

MR. LITTLE: John Little with the Public Staff's Legal Division. With me tonight is Gina Casselberry, an Engineer with the Public Staff's Water Division.

MS. FORCE: Good evening. My name is Margaret Force. I'm with the Attorney General's office and representing the Using and Consuming Public.

CHAIRMAN FINLEY: All right. Ladies and gentlemen, we appreciate your coming out tonight and voicing your views on this important matter. We welcome your testimony and we are glad you are here. Some of you have been here before but let us go over

our current rules and requirements with respect to the conduct of these public hearings. In conducting this hearing the Commission functions as a court. We do that pursuant to Statute. We're in a hearing room for that reason. We must take sworn testimony pursuant to Statutes that have been passed by the General Assembly. We operate pursuant to the Rules of Procedure and Evidence. And we want to conduct the hearing in an orderly manner. We ask you to voluntarily agree and abide by the rules and we trust you will do so.

Here are some of the requirements that we will use tonight. The witnesses must register with the Public Staff and verify that they are customers and non-party witnesses. They will be called in the order listed on the roster. In order to allow each person an equal amount of time, there will be a limit of five minutes on the amount of time for each witness to speak. Therefore, the witnesses should endeavor to avoid cumulative, repetitive and irrelevant testimony. And we have a clock up here that registers the time and it ticks down as the time expires. So please pay attention to that, if you don't mind.

Witnesses will be sworn in. I must have

witnesses to swear or affirm prior to their providing testimony in order for it to be received into evidence. Only one witness may testify at a time. We ask the witnesses to refrain from offering opinions on matters not specified in the notice of the hearing of the docket. Witnesses should direct their testimony to the Commission; those people sitting up here; focus on the issues presented regarding in this docket and refrain from making personal criticisms of the parties and other hearing participants.

In lieu of oral testimony, witnesses may submit written testimony as long as they swear to its accuracy. Witness statements may be submitted by the person under oath during this hearing. The witnesses may be subject to cross examination by the lawyers or by the Commission. So after you've made your statement if you'll stick around for a few minutes and see if there are any questions of you we would appreciate that.

Testimony is being recorded by the court reporter there and we want to ensure the accuracy of the record and so we may limit unconventional modes of testimony. We want to hear the testimony and make sure that it is recorded appropriately.

All right. I believe that brings us to the opportunity for the Public Staff to call its witnesses, please.

MR. LITTLE: Yes, Your Honor, the Public Staff would call William Glance.

WILLIAM STANLEY GLANCE;

having been duly sworn,

testified as follows:

CHAIRMAN FINLEY: Have a seat and make yourself comfortable.

## DIRECT EXAMINATION BY MR. LITTLE:

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- Mr. Glance, before you begin, will you tell us your name, your full name, and your address, and whether or not you're a customer of Carolina Water Service?
- A My name is William Stanley Glance. I live in Carolina Trace in Sanford and I am a customer of Carolina Water Service.
- 19 Q And what would you like to say to the Commission?
  - A I would just like to pose my opposition to anymore rate increases that I've been getting almost on a yearly basis. It doesn't seem fair. It just doesn't seem fair. My income isn't going
    - up that much to actually cover these increases.

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So I'm just asking them to see how long they can
 1
 2
         hold off and not make a lot of money. Thank you.
 3
               CHAIRMAN FINLEY: Thank you, Mr. Glance.
 4
    Any questions of Mr. Glance?
 5
               MS. SANFORD: No, sir.
               CHAIRMAN FINLEY:
 6
                                 Thank you, sir.
 7
    Appreciate you coming.
 8
                    (The witness is excused)
 9
               MR. LITTLE: The Public Staff will call
10
    Vince Roy.
11
               MR. ROY: Would you like copies of my -- I
12
    sent that electronic copy and these are copies if
13
    anybody wants to go step-by-step of what I'm going to
14
    say.
15
                           Do you want this to be marked
               MR. LITTLE:
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    as an exhibit or just want it like this and discuss
17
    it?
18
               MR. ROY: Well, we could ask if they want a
19
    long copy. If nobody wants them, I'll take them back.
20
    I sent an electronic copy to Gina today so you've got
21
    it on file. If you don't want to hand them out, I'll
22
    keep them. No big deal.
23
               MR. LITTLE: Okay.
24
               MR. ROY:
                         They may want to do some --
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# VINCENT ROY;

having been duly sworn,

testified as follows:

CHAIRMAN FINLEY: Welcome back and have a seat.

#### DIRECT EXAMINATION BY MR. LITTLE:

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- Mr. Roy, will you give us, for the court reporter, your full name, your address and whether or not you're a customer of Carolina Water Service?
- My full name is Vincent Roy, Carolina Trace, Lakeview Drive, located just south of Sanford. And just for further information, I've been the -- I am the utilities representative for Carolina Trace Community in Lee County, with some 4000 residents, 1587 houses, and a country club with two golf courses, and a lake that's drying up as a result of the hurricane.

And I want you to know that in the process of preparation for this particular hearing and for next week's hearing that, as the utilities representative for Carolina Trace, I've been in contact with the 18 different POA directors and we've disseminated the information

that the CWSNC is asking for, and we have asked for input. So I'm really representing the community as a whole because I've gotten inputs from just about every POA as to what they like and what they don't like, and I've deleted the expletives and contained the important information that I think is ready of presentation here.

Association which is not a master organization because it doesn't qualify under Chapter 47 as such, but we have 18 different POAs in the community, which operate as 18 separate systems and difficult to control, but nevertheless, I'm getting the word out to everybody and many have responded. And the first issue that came up was the request that CTA respectfully requests that the NCUC Chairman Finley and the Public Staff Director Chris Ayers recuse themselves from any CWSNC water/sewer rate increase negotiations.

Regarding customer relations, I'm please to report that at Carolina Trace we have a very good relationship with the Carolina water service workers that handle Carolina Trace,

including Steve Harrell who comes out from Garner. And we have a quarterly meeting and that's very effective in that we're able to discuss issues or problems, and what's going on and how we're doing things. And that the clients — the residents at Carolina Trace are pleased in that when they can call me or call Dean, after they call the 1-800 number to get their complaint on record, whether it's a break or whatever the case may be, we get a good response from the local people that represent Carolina Water Service at Carolina Trace.

However, on the other hand, we don't get the same kind of results and reactions from the headquarter's personnel. To give you a couple of examples, we continue to have notification problems. When we have a water main break where we will get a Boil Water Advisory from the headquarters and more often than not it's in error in that it's notifying the wrong residents who are not involved in the water break and/or the residents will get a call down the road to tell them to stop boiling their water and they never got the call to start boiling their

water. So that's been a continuing issue that I bring up at the quarterly meetings that we have with water service representatives that come to Carolina Trace for the meeting.

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Now, secondly, we have a relatively minor problem in the sense that of our 18 POAs about seven or eight POAs have their own swimming pool, which is classified as a commercial pool because it's on community property within the property owner association. We do have seven POAs -- correction, seven residents that have their own swimming pool and because that pool is on their personal property it's classified as a residential pool. And what I'm getting at is the commercial pools are allowed to get credit once they fill the pool. They're notified -- we notify our representative from CWS on site and he comes out to the pool and checks the water meter when they start filling it, and when the filling is completed he comes back and he checks the water gauge to see how many gallons they used, and for that month they'll pay their water and sewer bill. And when you're using 30,000 gallons your sewer bill

obviously is going to be in upwards of about \$100. And later on when that pool is empty, the water is discharged, the local rep, in this case Dean Miller, will come by and confirm that the water being removed from the pool is not going into the sewer system, not going to the waste treatment plant, and going down the street or in a drain pipe, and with that annotation made then that information is passed on to headquarters and that operation then gets a reimbursement for the amount of money they paid back three months earlier for their sewer charge. The headquarters has refused to extend that to the seven owners of private swimming pools, and when I talked to, and I forget who I talked to in Charlotte on the 800-number, but the answer I got was in my opinion was unacceptable because their response was we can't do that for the seven private property owners because it takes too much effort, too much of our time to do that. And I have to tell you I don't agree with that, but nevertheless, that's an issue that we keep bringing up. And I mentioned it to Bryce Mendenhall who was at our quarterly meeting and

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he hasn't gotten back to me yet. I sent him an email but he still hasn't answered that regarding where the headquarters stands on that issue.

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And, lastly, we're still waiting for the final GPS identification of all the manholes that we have out there at Carolina Trace. It's overdue, but I know they're working it, but we would like to see the final GPS mapping to ensure that have all manholes covered. And that's been a major issue at Carolina Trace because we've had some issues where not knowing -- we've had manholes pop up here and there. And in my first presentation here in 2006, I had a PowerPoint presentation showing manholes with trees growing out of it; some look like Old Faithful with water glistening out of it, and they've been all repaired since then. Those that we found they would keep repairing them; and those were different owners at the time. I'm not casting aspersions on the current ownership. But manholes have been an issue there at Carolina Trace and even to this day we continue to find a new one here or there, not to the fault of the water company but to the fault

of the property it's on. Somebody may not like that manhole in their yard and they'll cover it up with dirt and sod and hide it, you know. But we're hoping that when we get that GPS finished we'll know where every manhole is in the community.

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On the subject of the Uniform Rate Program, we as a community don't feel that the Uniform Rate Program is working effectively for the customer, at least our customers of Carolina We understand that it's economically feasible for the water company to do it that way because under Chapter 62 the amount of effort you've got to be make to get a water rate increase is very enormous, and when you can combine communities together you can consolidate and save a lot of time and money. However, we would ask that they take another look at that and you would take a look at that, too. I know you allowed Aqua and Carolina Water Service to do that this last year for the first time, but we have in our particular conglomeration of communities, they're fairly disparate, and I wondered if there's some way that you could break that down to where the number of -- they were more similar in nature rather than as disparate as they are, and start out with smaller size communities on the Uniform Rate Program.

CHAIRMAN FINLEY: Let's summarize that as best you can, Mr. Roy. I know you've written it down so, if you could summarize it, we'd appreciate it.

where I am here. The base rate verses conservation I understand what they're doing with the base rate
but -- and that there's no opportunity at the present
time for additives to be added to the pass-through
water rate that they pass on to us in the case from
Sanford Water Service. But you must remember that
with the base rate as high as it is and the usage rate
so low that it really, truly does discourage
conservation. And I would hope that you would take
another look at that and lower the base rate and
increase the utilization rate.

Well, since I'm out of time, let me simply say in conclusion that we at Carolina Trace and essentially I'm talking for the 4000 residents, because we talk about this at our monthly Carolina Trace Association meeting and we get the word out to

the people. And those people that have issues or problems they get to me and then I get them over to Steve or the local people or at a quarterly meeting we discussed them, and we have some success there. overall, our major concern is with the Uniform Rate Program and the way it's being handled and the effect it's having on -- we lucked out on the last draw in that thing, it being in the middle of the 18 to 20 communities in our consortium there. Some didn't fair as well as we did and some faired better. But I would strongly ask you to take a another look at that thing and the bottom line is that I'm required to pass on to you is that the Carolina Trace residents strongly recommend that the Public Staff and the Commission is to reject the current CWSNC request for a water and sewer rate increase.

17 CHAIRMAN FINLEY: Are there any questions of 18 Mr. Roy?

MR. LITTLE: None from the Public Staff, Your Honor.

MS. SANFORD: None.

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CHAIRMAN FINLEY: I believe he has his statement that he's passed out there. We'll mark that for identification as Roy Exhibit Number 1 and receive

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that into evidence, Mr. Roy, and thank you for coming
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 2
    tonight.
 3
               THE WITNESS:
                             Thank you.
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                         (WHEREUPON, Roy Exhibit 1 was
                         marked for identification received
 5
                         into evidence.)
 6
 7
                    (The witness is excused)
 8
               CHAIRMAN FINLEY: Could you pass out those
 9
    copies of the statement, please?
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              MR. LITTLE: There were only three copies.
               CHAIRMAN FINLEY: Well pass those out and
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12
    we'll make --
13
              MR. LITTLE: I've given a copy to counsel
14
    for Carolina Water, I have a copy, and the court
15
    reporter has one copy.
16
              CHAIRMAN FINLEY: We'll make copies and
17
    distribute them to the Commissioners.
18
              Mr. Little, call your next witness, please.
19
              MR. LITTLE: The Public Staff would call
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    Judith Bassett.
21
              MS. BASSETT: And I'm just as nervous as I
22
    was when I was here last year.
              CHAIRMAN FINLEY: Well, just relax.
23
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    won't be any worse than it was last year.
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1	MS. BASSETT: Thank you.									
2	JUDITH BASSETT;									
3	having been duly sworn,									
4	testified as follows:									
5	CHAIRMAN FINLEY: Have a seat and make									
6	yourself comfortable.									
7	DIRECT EXAMINATION BY MR. LITTLE:									
8	Q Ms. Bassett, will you just tell us your full									
9	name, address, and whether or not you're a									
10	customer of Carolina Water service, please?									
11	A Yes. My name is Judith Bassett. I live at 5721									
12	Woof Place in Knightdale. I am a customer									
13	CHAIRMAN FINLEY: Pull that mike up so we									
14	can hear what you have to say.									
15	THE WITNESS: I'm sorry.									
16	CHAIRMAN FINLEY: That's all right.									
17	COMMISSIONER GRAY: I am a little hard of									
18	hearing.									
19	THE WITNESS: And I live in Amber Acres									
20	Subdivision.									
21	BY MR. LITTLE:									
22	Q And what would you like to tell the Commission									
23	tonight?									
24	A I would like to say that I oppose the increase.									

Carolina Water Service has received both a federal and state tax reduction. I have seen no improvements to my water or sewer service. There are certainly cost savings that the Company could implement; some of which I'd be happy to tell them about. And that the large increase in the base rate makes it very difficult for those of us on a fixed income or a low income. And I also oppose the flat rate for sewer because, again, as the gentleman before me suggested, when you wash your car, when you water your lawn, we're billed just the same as if it went in the sewer and it doesn't. So I would like you to take those things under advisement, think about them.

And, also, we had submitted through our subdivision petitions signed by several of the other homeowners both to the Commission and to the Attorney General's office. Thank you.

CHAIRMAN FINLEY: Thank you. Let's see if there are questions of Ms. Bassett.

MR. LITTLE: None from the Public Staff.

MS. SANFORD: (Shakes head no)

CHAIRMAN FINLEY: Thank you for coming out,

NORTH CAROLINA UTILITIES COMMISSION

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    Ms. Bassett. We appreciate it.
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                    (The witness is excused)
                            The Public Staff would call
 3
               MR. LITTLE:
 4
    Vicki Smith.
 5
                          VICKI SMITH;
                    having been duly sworn,
 6
 7
                     testified as follows:
 8
    DIRECT EXAMINATION BY MR. LITTLE:
 9
          Okay, Ms. Smith, your name, address and whether
10
          or not you're a Carolina customer.
11
         My name is Vicki Smith. I'm in Amber Acres and I
12
          a Carolina Water customer.
13
         And what would you like the Commission to know
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         tonight?
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          I'd like the Commission to know that we've gotten
    Α
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          raises every year and it's just, it's out of
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          control.
                    We all live on fixed incomes out there.
         We're low income or retired people that can't
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         afford more raises in our water. And our sewer
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          is -- like the base rate is so high a family of
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          two can't even -- we don't even stay under that
22
         base rate.
                     It always goes over and it's just too
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         much money for us to deal with. And that's all
24
          I've got to say.
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CHAIRMAN FINLEY: All right. Thank you for
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 2
    coming out tonight.
 3
               THE WITNESS:
                             Thank you.
 4
                    (The witness is excused)
 5
               MR. LITTLE: The Public Staff would call Ben
 6
    Farmer.
 7
                        BENJAMIN FARMER;
 8
                    having been duly sworn,
                     testified as follows:
 9
10
    DIRECT EXAMINATION BY MR. LITTLE:
11
         Mr. Farmer, your name and address, and whether or
12
         not you're a customer of Carolina Water Service,
13
         please?
14
         Yeah. My name is Benjamin Farmer. I live at
15
          6113 Jordan Woods Drive, Raleigh, North Carolina.
16
         And is there anything else I needed to give
17
         there? Oh, am I a customer?
18
         Are you a --
19
         Yes, I am a customer of Carolina Water service.
20
               CHAIRMAN FINLEY: What is your service area?
21
               THE WITNESS: Yeah.
               CHAIRMAN FINLEY: What is the service area?
22
23
               THE WITNESS: Oh, what service area?
                                                      Jordan
24
    Woods.
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### BY MR. LITTLE:

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- Q And what would you like to tell the Commission tonight, sir?
- Α Well, I was here last year as well talking on the rate increase then, which was over 70 percent of what my water bill was at that point, and when I was here the counsel told me that they usually hear the complaints and then kind of adjust or maybe meet somewhere in the middle for the consumer and the Company, and I was kind of disappointed and felt a little betrayed when I saw the mail that came in that told me what the new rate was going to be and it was basically exactly what the Company asked for. And I was really upset when I got this new piece of mail in It kind of ruined my day. as well. wife -- at first I didn't even want to come to this meeting because I felt like honestly it was pointless. When I come here I'm going to say I don't want the rate increase, I'm going to go home and in a few months I'm going to see another piece of mail that gives them exactly what they want.

A 70 percent rate increase is

pretty big and then we're here a year later. And I'm just talking about the water because I don't actually have sewage with them. I'm on septic so I'm strictly speaking about the water price here, and it's going up another 15 percent. I did the math and my bill from this month was around \$40.00, and under the new rate it would be around \$45.00. So it doesn't sound like a lot, and honestly it's not, but compared to the previous year and we just had a giant increase and so I feel like I'm going to be here again next year, and the next year.

And just to kind of put it in perspective, my wife worked really hard this year. She got a 4 percent raise and she was really happy with that. But I don't really feel like this Company has done anything that's worth a 15 percent raise in the quality of water or anything like that, you know, if I was to compare something like that. But, yeah, I'm just kind of here to vent my frustrations, but I just really want you to consider really looking at them hard because this Commission, y'all are here -- you're the only thing that stands between the consumer

interest and the Company interest because they've got a monopoly on water. And you can't live without water, right? So it's like -- it's up to y'all. You guys are make or break whatever happens here. You are our only protectors, for lack of a better word. That's really all I have to say.

MR. LITTLE: No questions, Your Honor.

MS. FORCE: No questions. Thank you.

MS. SANFORD: No questions.

CHAIRMAN FINLEY: All right. Thank you for coming out again, Mr. Farmer.

(The witness is excused)

CHAIRMAN FINLEY: Unlike previous cases, in this case the Public Staff has already filed its testimony. They filed the testimony before this hearing. They filed it recently. And so you can see what the Public -- you can go online and see what the Public Staff has already recommended. And we will be having the hearing for the expert witnesses later in the month. You're welcome to come and hear that and you're welcome to follow it online and see what the various parties say about what we should do with this case. And after the hearing concludes, the Commission

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will take a look at all of the evidence and try to
 1
     resolve it. And to the extent there are issues
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     outstanding we'll try to resolve those, and come out
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     with a written order at the appropriate time.
               So, if there's nothing further, this
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     Commission hearing will be adjourned.
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          (WHEREUPON, the proceedings were adjourned.)
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I, KIM T. MITCHELL, DO HEREBY CERTIFY that the Proceedings in the above-captioned matter were taken before me, that I did report in stenographic shorthand the Proceedings set forth herein, and the foregoing pages are a true and correct transcription to the best of my ability.

Kim T. Mitchell

Kim T. Mitchell Court Reporter II