KEOUGH + SWEENEY, LTD.

ATTORNEYS AND COUNSELORS AT LAW
41 MENDON AVENUE
PAWTUCKET, RHODE ISLAND 02861
TELEPHONE (401) 724-3600
FACSIMILE (401) 724-9909
www.keoughsweeney.com

RAYNHAM OFFICE: 90 NEW STATE HIGHWAY RAYNHAM, MA 02109 TEL. (508) 822-2813 FAX (508) 822-2832 JOSEPH A. KEOUGH JR.* JEROME V. SWEENEY III*

SEAN P. KEOUGH*

JEROME V. SWEENEY II OF COUNSEL

*ADMITTED TO PRACTICE IN RHODE ISLAND & MASSACHUSETTS

BOSTON OFFICE: 171 MILK STREET SUITE 30 BOSTON, MA 02109 TEL. (617) 574-0054 FAX (617) 451-1914

June 16, 2022

Ms. Luly Massaro, Clerk Rhode Island Public Utilities Commission 89 Jefferson Boulevard Warwick, RI 02888

Re: City of Newport, Utilities Department, Water Division

Docket 5254

Dear Ms. Massaro:

Enclosed please find an original and nine copies of:

1. City of Newport, Utilities Division, Water Department's Response to the Rhode Island Public Utilities Commission's Hearing Record Requests.

Please note that an electronic copy has been sent to the service list for this Docket. Thank you for your attention to this matter.

Sincerely,

Joseph A. Keough, Jr.

Strysh all ph Ji

Enclosure

cc: Docket 5254 Service List (via electronic mail)

PUC RR-1: Please reproduce schedules that would reflect the portion of the O&M

expense paid by WPC.

Response: The response to this question assumes that the charge to the Water

Pollution Control Division (WPC) would increase by \$25,000 as a result of allocating approximately one third of the electronic payment expenses to

the WPC charge. If this were to happen, Newport would be able to reduce the amount of revenue required from rates by the same amount.

Exhibit 1 shows the rates that would result under this scenario.

Prepared by: Harold J. Smith

Docket 4933

Rhode Island Public Utilities Commission

Docket 4933

FY 2020 Rate Filing

HJS Schedule A-2A Second Step Compliance Filing

Cost of Service Rates and Charges

LOST OF SETVICE				ocket 4933							
			s	Step 1 Rates		Cost of Service		osed Rates	% Change	Projected Revenues	
Base Charge (oer bill)										
Monthly											
ŕ	5/8		\$	5.23	\$	5.8624	\$	5.87	12%		\$755,187
	3/4		\$	5.48		6.1171	· .	6.12	12%		186,097
	1		\$	7.27		7.9999		8.00	10%		54,816
	1.5		\$	11.64		12.6221		12.63	9%		58,047
	2		\$	16.20		17.4010		17.41	7%		53,275
	3		\$	42.06		44.4176		44.42	6%		31,982
	4		\$	49.42		52.0581		52.06	5%		9,371
	5		\$	59.22		62.2454		62.25	5%		0
	6		\$	66.58		69.8858		69.89	5%		28,515
	8		\$	86.19		90.2604		90.27	5%		4,333
	10		\$	121.73		127.1894		127.19	4%		3,053
Portsmouth	Base Charge	(4")	\$	1.56		2.0147		2.02	29%		24
											1,184,700
Volume Charg Retail	e (per 1,000	gallons)									
Residen	tial		\$	10.40	\$	10.9055	\$	10.91	5%		6,813,295
Non-Re	sidential		\$	11.22	\$	11.3530	\$	11.36	1%		5,057,472
Wholesale									\$	11,870,767	
Navy				\$ 7.5620	\$	7.7867	\$	7.7867	3%		1,470,908
Portsmo	outh Water a	& Fire District		\$ 6.1387	\$	6.8419	\$	6.8419	11%		2,579,396
TO ISSUED WITH THE SISTERS						ļ ·			\$	4,050,304	
Fire Protection	1									'	
Public (per hydrant)		\$	1,095.30	\$	1,202.76	\$	1,202.76	10%	\$	1,253,276	
Private (by	Connection :	Size)									
Conne	ction Size	Differential	1								
	<2		1	\$38.59	\$	38.54	\$	38.54	0%		
	2	6.19		\$161.55	\$	161.34	\$	161.34	0%		-
	4	38.32		\$543.14	\$	566.63	\$	566.63	4%		44,764
	6	111.31		\$1,224.74	\$	1,313.24	\$	1,313.24	7%		311,238
	8	237.21		\$2,400.37	\$	2,600.99	\$	2,601.00	8%		140,454
	10	426.58		\$4,168.75	\$	4,538.04	\$	4,538.04	9%		22,690
	12	689.04		\$6,619.67	\$	7,222.71	\$	7,222.72	9%		-
			L							\$	519,146

Total Projected Rate Revenues \$ 18,878,193

PUC RR-2:

Please set forth Newport Water's position on whether WPC should pay a portion of the funds withdrawn from the restricted Revenue Reserve Account for Electronic Payment Fees, and if so, the amount.

Response:

Newport Water does not believe that the WPC Division should pay a portion of the funds withdrawn from the restricted Revenue Reserve Account for Electronic Payment Fees already incurred. The Commission specifically ordered Newport Water to absorb costs in Docket 5022, but this Order did not provide the WPC with the ability to appropriately budget for this expense and did not provide the advance notice that is typical of a general rate filing. Fiscal Year 2021 has been closed and audited, and FY 2022 is essentially closed. Back billing the WPC for Electronic Payment Fees will create an administrative burden and place pressure on an existing budget already stressed by current economic conditions, instability, and supply issues. Even the expense going forward, which will be approximately \$25,000/year, was not budgeted for in FY 2023, but since it is early in the fiscal year, it will allow the WPC to be cognizant of this unexpected expense and find funds to meet this expense.

PUC RR-3: If a customer underpays on a bill that includes water charges and sewer

charges on the same bill, please explain how the underpayment is

allocated between Water and Water Pollution Control.

Response: Funds would be distributed by the Opal system evenly throughout the

five categories: Customer Charge, Water Charges, Water Quality Protection, Sewer Charges (Newport Customers only) and CSO Charges (Newport Customers Only). The Customer Charge, Water Charges and Water Quality Protection are water charges and Sewer and CSO Charges are sewer charges. Because of the size of the balance, the sewer charges typically remain outstanding after the water charges have been satisfied.

PUC RR-4: Please provide an estimate of the percentage split between water and

sewer charges on typical bill – please provide the charges for an

"efficient" and "average" customer.

Response: Efficient Water Customer - 45 GPD

Customer Base Charge =		\$ 6.01
Water Charges 4.1000 x \$10.91 per 1,000 G	=	\$ 44.73
WQP Charge 41.000 x \$.0292 per 100 G =		\$ 1.20
Monthly Water Bill =		\$ 51.94
Sewer Charge 4.1000 x \$19.80 per 1,000 G =	:	\$ 81.18
CSO Fixed Fee Charge =		\$ 16.00
Monthly Sewer Bill =		\$ 97.18
Monthly Bill Total =		\$149.12
Yearly Water Bill =	\$	623.28
Yearly Sewer Bill =	\$1	,166.16
Yearly Total =	\$1	,789.44

Average Water Customer - 85 GPD

Arerage trater customer os or s	
Customer Base Charge =	\$ 6.01
Water Charges 7.7000 x \$10.91 per 1,000 G	= \$ 84.01
WQP Charge 77.000 x \$.0292 per 100 G =	\$ 2.25
Monthly Water Bill =	\$ 92.27
Sewer Charge 7.7000 x \$19.80 per 1,000 G =	\$152.46
CSO Fixed Fee Charge =	\$ 16.00
Monthly Sewer Bill =	\$168.46
Monthly Bill Total =	\$270.73
Yearly Water Bill =	\$1,107.24
Yearly Sewer Bill =	\$2,021.52
Yearly Total =	\$3,128.76

PUC RR-5:

Please set forth the agreement between Newport Water and the Division on the "true up" methodology if the Commission grants Newport Water's request to recover an additional \$74,400 in rates. (Provide an example with the dollar amounts.)

Response:

Newport Water and the Division agree as follows:

- The Commission should grant Newport's request for an additional \$74,400 of revenues from rates to cover Electronic Payment Fees.
- This expense should be included in the Customer Service O&M budget item.
- As part of the Customer Service O&M budget item, 50% of this expense (\$37,200) is allocable to the City of Newport Water Pollution Control Division ("WPC").
- Under the current formula for allocating the WPC share, it pays .632% of the 50% share of this expense, or \$23,510.40.
- Thus, Newport could collect \$74,400 in rates and \$23,510.40 from WPC for a total of \$97,910.40.
- At the end of the fiscal year, Newport will determine the exact amount of Electronic Payment Fees it paid on behalf of customers.
- If Newport pays more than \$97,910.40, it will be allowed to withdraw the balance from the restricted Revenue Reserve Account.
- If Newport pays less than \$97,910.40, it will deposit the balance in the restricted Revenue Reserve Account.
- By way of example:

- If Newport demonstrated that it paid \$110,000 in Electronic Payment Fees in FY23, it would be allowed to withdraw \$12,089.60 from the restricted Revenue Reserve Account.
- If Newport demonstrated that it only paid \$90,000 in Electronic Payment Fees in FY23, it would be required to deposit \$7,910.40 in the restricted Revenue Reserve Account.

CERTIFICATION

I hereby certify that on June 16, 2022, I sent a copy of the within to all parties set forth on the attached Service List by electronic mail and copies to Luly Massaro, Commission Clerk, by electronic mail and regular mail.

Parties/Address	E-mail Distribution	Phone
Joseph A. Keough, Jr., Esq.	ikeoughjr@keoughsweeney.com;	401-724-3600
Keough & Sweeney		
41 Mendon Ave.		
Pawtucket, RI 02861		
Robert C. Schultz, Jr. Director of	<u>rschultz@CityofNewport.com</u> ;	401-845-5600
Utilities	<u>Isitrin@CityofNewport.com;</u>	
Newport Water Department	dbarrett@CityofNewport.com;	
70 Halsey St.	Hsmith@raftelis.com	
Newport, RI 02840		
Harold Smith, Consultant		
Raftelis Financial Consulting, PA		
7:00		101 000 0101
Tiffany Parenteau, Esq.	TParenteau@riag.ri.gov;	401-222-2424
Dept. of Attorney General	Margaret.L.Hogan@dpuc.ri.gov;	
150 South Main St.	pat.smith@dpuc.ri.gov;	
Providence, RI 02903	John.bell@dpuc.ri.gov;	
	Michelle.Barbosa@dpuc.ri.gov;	
	Machaela.Seaton@dpuc.ri.gov;	
	gschultz@riag.ri.gov;	
	eullucci@riag.ri.gov;	
Portsmouth Water & Fire District	aramos@haslaw.com;	
(PWFD)	cdieter@hinckleyallen.com;	
Adam M. Ramos, Esq.	<u>cwhaley@hinckleyallen.com;</u>	
Christine E. Dieter, Esq.	<u>pstroke@hinckleyallen.com</u> ;	
Hinckley, Allen & Snyder		

100 Westminster St., Suite 1500		
Providence, RI 02903		
Jessica C. Lynch, PWFD	<pre>ilynch@portsmouthwater.org;</pre>	
David Bebyn	dbebyn@gmail.com;	
File an original and six (6) copies	<u>Luly.massaro@puc.ri.gov</u> ;	401-780-2107
w/:		
Luly E. Massaro, Commission Clerk	John.harrington@puc.ri.gov;	
Public Utilities Commission		
89 Jefferson Blvd.	Alan.nault@puc.ri.gov;	
Warwick, RI 02888		

Joseph A Keough Ir Esqu

Joseph A. Keough, Jr., Esquire # 4925 KEOUGH & SWEENEY, LTD.

41 Mendon Avenue Pawtucket, RI 02861

(401) 724-3600 (phone)

(401) 724-9909 (fax)

jkeoughjr@keoughsweeney.com