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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(7)

TO: Honorable Chairman Jean Monestime and Members, Board of County Commissioners

DATE: April 19, 2016

FROM: Abigail Price-Williams County Attorney

SUBJECT: Resolution urging the Florida Public Service Commission to oppose the proposed electricity rate increases by Florida Power & Light

Resolution No. R-322-16

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Rebeca Sosa and Co-Sponsor Commissioner Daniella Levine Cava.

Abigail Price-Williams
County Attorney

APW/cp

MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: April 19, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 11(A)(7)

Please note any items checked.

_____ "3-Day Rule" for committees applicable if raised

_____ 6 weeks required between first reading and public hearing

_____ 4 weeks notification to municipal officials required prior to public hearing

_____ Decreases revenues or increases expenditures without balancing budget

_____ Budget required

_____ Statement of fiscal impact required

_____ Statement of social equity required

✓ Ordinance creating a new board requires detailed County Mayor's report for public hearing

_____ No committee review

_____ Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve

_____ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(7)
4-19-16

RESOLUTION NO. R-322-16

RESOLUTION URGING THE FLORIDA PUBLIC SERVICE COMMISSION TO OPPOSE THE PROPOSED ELECTRICITY RATE INCREASES BY FLORIDA POWER & LIGHT

WHEREAS, Florida Power & Light, Inc. (FPL) recently filed a request with the Florida Public Service Commission (PSC) to raise the base rate of the monthly bill of a typical customer by $13 a month, which increase would be phased in over four years ($8.50 in 2017, another $2.50 in 2018 and $2 in 2019); and

WHEREAS, FPL is the electric service provider for more than 1 million homes and businesses in Miami-Dade County, which is a larger share of FPL's 4.8 million customers than any other county; and

WHEREAS, the current PSC approved rate agreement will expire at the end of 2016; and

WHEREAS, in its filing with the PSC, FPL maintains that it is requesting these increases to continue its investments to improve electricity service and reliability, reduce carbon emissions, improve fuel efficiency and strengthen the system to better handle severe weather, to address customer growth and to cover the estimated $1.3 billion needed to build a natural gas-fired power plant in Okechobee County; and

WHEREAS, although FPL is certainly to be commended for its reported industry-leading efforts to reduce emission rates of SO2, NOx and CO2 ahead of federally mandated deadlines, the PSC should carefully consider the potentially adverse impact of FPL's proposed rate increases on certain sectors of the population, particularly on those elderly residents and others who rely on fixed incomes to pay for their daily needs; and

WHEREAS, under state law, FPL is allowed to earn an annual return on equity within a range established by the PSC, which is currently set between 9.5 percent and 11.5 percent; and

WHEREAS, under state law and the PSC regulations, FPL is required to pass on to customers savings resulting from reduced fuel charges, which has resulted in significant savings for its customers; and

WHEREAS, while Florida has started to recover from the economic downturn of 2009, an increase in electricity rates may adversely impact individuals, small businesses, schools, and local governments; and

WHEREAS, Miami-Dade County's median income has remained stagnant even as the economy and unemployment rate have shown improvements; and

WHEREAS, a significant portion of Miami-Dade County's elderly population subsists on fixed incomes; and

WHEREAS, this Board wishes to oppose FPL's proposed electricity rate increases,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the Florida Public Service Commission to oppose FPL's proposed electricity rate increases included in FPL's 2016 rate agreement filing.

Section 2. Directs the Clerk of the Board to transmit a certified copy of this resolution to the Chair and Members of the Florida Public Service Commission, and the Chair and Members of the Miami-Dade County State Legislative Delegation.

The Prime Sponsor of the foregoing resolution is Commissioner Rebeca Sosa and the Co-Sponsor is Commissioner Daniella Levine Cava. It was offered by Commissioner **Rebeca Sosa**, who moved its adoption. The motion was seconded by Commissioner **Javier D. Souto** and upon being put to a vote, the vote was as follows:

Jean Monestime, Chairman	**aye**		
Esteban L. Bovo, Jr., Vice Chairman	**aye**		
Bruno A. Barreiro	**aye**	Daniella Levine Cava	**aye**
Jose "Pepe" Diaz	**absent**	Audrey M. Edmonson	**aye**
Sally A. Heyman	**absent**	Barbara J. Jordan	**aye**
Dennis C. Moss	**absent**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**aye**	Xavier L. Suarez	**aye**
Juan C. Zapata	**aye**		

The Chairperson thereupon declared the resolution duly passed and adopted this 19th day of April, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: Christopher Agrippa
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. MP

Matthew Papkin