

RESOLUTION NO. R-2012-30

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, URGING THE PUBLIC SERVICE COMMISSION TO DENY APPROVAL OF ANY FURTHER "EARLY COST RECOVERY" AND URGING THE FLORIDA LEGISLATURE TO REPEAL THE "EARLY COST RECOVERY" STATUTE RELATING TO ELECTRIC UTILITY CHARGES FOR SITING, DESIGNING, LICENSING, AND CONSTRUCTION OF NUCLEAR PLANTS; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, Section 366.93 of the Florida Statutes, known as "Early Cost Recovery," was adopted by the Florida Legislature in 2006, providing that utilities may charge customers in advance of operation for the costs of planning, lobbying for, and constructing nuclear power plants; and

WHEREAS, the Early Cost Recovery statute provides that the utility may impose and collect the charge, but never actually complete the project; thus, charging the ratepayer for improvements and infrastructure they may never actually provide to customers; and

WHEREAS, Florida Power and Light ("FPL") has currently charged, collected from its customers and spent \$268 million in Early Cost Recovery funds and is seeking approval from the Public Service Commission for an additional \$186 million in 2012, for new nuclear-related projects including the construction of two (2) additional nuclear reactors at Turkey Point in South Miami-Dade County, but which have never received approval for a license by the Nuclear Regulatory Commission; and

WHEREAS, the additional funds requested by FPL may represent a dramatic increase in the customer's monthly bill at a time when consumers are struggling to pay current bills; and

WHEREAS, FPL executives have stated that nuclear reactors are too expensive to build, yet FPL continues to collect money from the ratepayers under "Early Cost Recovery" to finance other infrastructure projects listed under their nuclear Combined Operating License Application.

NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

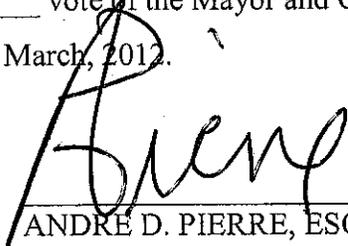
Section 1. Mayor and City Council Urge to Deny Approval of any Further "Early Cost Recovery". The Mayor and City Council of the City of North Miami, Florida, hereby urge the Public Service Commission to deny approval of any further "Early Cost Recovery".

Section 2. Mayor and City Council Urge the Repeal of the "Early Cost Recovery" Statute. The Mayor and City Council of the City of North Miami, Florida, hereby urge Governor Rick Scott and the members of the Florida Legislature to repeal the "Early Cost Recovery" statute, relating to electric utility charges for siting, designing, licensing, and construction of nuclear plants.

Section 3. Directions to City Clerk. The City Clerk is hereby directed to forward a copy of this resolution to Governor Rick Scott, Senate President Mike Haridopolos, House Speaker Dean Cannon and members of the Florida Legislature.

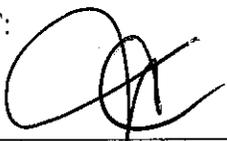
Section 4. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 13 day of March, 2012.



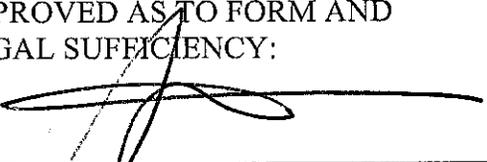
ANDRE D. PIERRE, ESQ.
MAYOR

ATTEST:



MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



REGINE M. MONESTIME
CITY ATTORNEY

SPONSORED BY: COUNCILPERSON SCOTT GALVIN

Moved by: Councilman Galvin

Seconded by: Councilman Blynn

Vote:

Mayor Andre D. Pierre, Esq.	<u>X</u>	(Yes)	<u> </u>	(No)
Vice Mayor Jean R. Marcellus	<u>X</u>	(Yes)	<u> </u>	(No)
Councilperson Michael R. Blynn, Esq.	<u>X</u>	(Yes)	<u> </u>	(No)
Councilperson Scott Galvin	<u>X</u>	(Yes)	<u> </u>	(No)
Councilperson Marie Erlande Steril	<u>X</u>	(Yes)	<u> </u>	(No)