



County Manager

12 MAY 17 AM 8:41

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COMMISSION
CLERK

FRANK T. BRUNO JR.
COUNTY CHAIR

May 15, 2012

JOYCE CUSACK
VICE-CHAIR/ AT-LARGE

Via Email: contact@psc.state.fl.us
Via U.S. Mail

ANDY KELLY
DISTRICT 1

Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

JOSHUA WAGNER
DISTRICT 2

JOIE ALEXANDER
DISTRICT 3

CARL G. PERSIS
DISTRICT 4

Re: Smart Meter Programs
Volusia County Resolution 2012-74
Amending Volusia County Resolution 2012-70

PAT NORTHEY
DISTRICT 5

JAMES T. DINNEEN
COUNTY MANAGER

Dear Sirs and Madams:

Enclosed is a copy of Volusia County Resolution 2012-74 amending Volusia County Resolution 2012-70, and supporting the right of county residents to "opt in" or request participation in the smart meter installation program in their homes. This ordinance was adopted by the Volusia County Council on May 3, 2012.

Sincerely,

Marcy A. Zimmerman
Deputy Clerk

:encl

cc: S. Curtis Kiser, General Counsel (w/encl)
Jamie Seaman, Deputy County Attorney (w/encl)

RESOLUTION NO. 2012 -74

A RESOLUTION OF THE COUNTY COUNCIL OF VOLUSIA COUNTY, AMENDING RESOLUTION NO. 2012-70 AND SUPPORTING THE RIGHT OF COUNTY RESIDENTS TO ALLOW SMART METER INSTALLATION IN THEIR HOMES SOLELY IF THEY REQUEST SUCH INSTALLATION, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on April 19, 2012 the county council adopted resolution 2012-70 urging utilities and the Public Service Commission to allow residents to “opt out” of the smart meter installation program; and

WHEREAS, as a result of additional public comment concerning smart meters during a county council meeting, the council has received additional clarity regarding the beliefs of certain residents of the county regarding smart meter related health, safety, privacy and financial concerns; and

WHEREAS, while the county council continues to take no position regarding the validity of the resident’s concerns, the council has adopted this resolution amending resolution 2012-70 and requesting that utility providers only install smart meters at the homes of residents who request them, or “opt in” to the smart meter program.

BE IT RESOLVED BY THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, IN OPEN MEETING DULY ASSEMBLED IN THE THOMAS C. KELLY ADMINISTRATION CENTER, DELAND, FLORIDA THIS 3rd DAY OF MAY, 2012, AS FOLLOWS:

1. **Recitals.** The above recitals are incorporated as if fully stated herein as the findings of the County Council of Volusia County.

2. **“Opt In” to Smart Meter Program.** It is the position of the county council that given the concerns of some county residents regarding smart meters, applicable utilities and the Florida Public Service Commission should consider amending the smart meter installation program so that only residents who “opt in” or request participation in the program shall receive smart meters.

3. **Copy of Resolution.** A copy of this resolution shall be provided immediately to the Florida Public Service Commission. This resolution shall serve to amend and replace resolution number 2012-70.

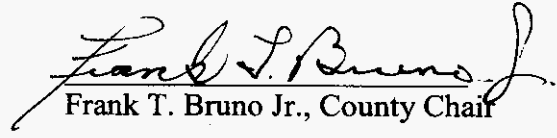
This resolution shall take effect immediately upon adoption.

DONE AND ORDERED IN OPEN MEETING.

ATTEST:
FLORIDA


James T. Dinneen, County Manager/Clerk

COUNTY COUNCIL
COUNTY OF VOLUSIA,


Frank T. Bruno Jr., County Chair