



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: September 8, 2009
TO: Ann Cole, Commission Clerk - PSC, Office of Commission Clerk
FROM: Kay Posey, Executive Secretary to Commissioner McMurrin *KP*
RE: Communication Received in Docket No. ⁰⁸⁰⁶⁷⁷080067-EI (FPL Rate Increase)

This office has received the attached letter and Resolution from Ms. Erika Gonzalez-Santamaria, Town Clerk for Cutler Bay, regarding the above-noted docket.

The correspondence has not been viewed or considered in any way by Commissioner McMurrin. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as CEO 91-31-July 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Because it is not deemed to be an ex parte communication, it does not require dissemination to parties pursuant to the provisions of section 350.042, Florida Statutes. However, in such cases Commissioner McMurrin has requested that a copy of the correspondence be placed in the docket file.

cc: Advisors to Commissioners
Lisa Bennett, GCL

Attachment

DOCUMENT NUMBER-DATE

09330 SEP-9 8

FPSC-COMMISSION CLERK



Office of the Town Clerk

Erika Gonzalez-Santamaria, CMC
Town Clerk

September 2, 2009

Commissioner Katrina J. McMurrian
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Florida Power and Light Disclosure of Top Executive Salaries

Dear Commissioner McMurrian:

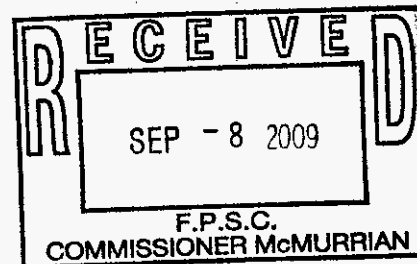
Please be advised that the Town of Cutler Bay Town Council adopted Resolution No. 09-63 which supports the Florida Public Service Commission's decision to order Florida Power and Light to disclose top executive salaries. As such, I am forwarding a copy of the executed Resolution to the agencies listed within the Resolution.

If you have any questions, please contact me at 305-234-4262 or by email esantamaria@cutlerbay-fl.gov.

Best regards,

Erika Gonzalez-Santamaria, CMC
Town Clerk

Encl.



DOCUMENT NUMBER - DATE

09330 SEP - 9 8

FPSC-COMMISSION CLERK

RESOLUTION NO. 09-63

**A RESOLUTION OF THE MAYOR AND TOWN COUNCIL
OF THE TOWN OF CUTLER BAY, FLORIDA
SUPPORTING THE FLORIDA PUBLIC SERVICE
COMMISSION'S DECISION TO ORDER FLORIDA
POWER AND LIGHT TO DISCLOSE TOP EXECUTIVE
SALARIES; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the Florida Public Commission (the "Commission") unanimously required Florida Power and Light ("FPL") to disclose top executive salaries during the PSC meeting of August 18, 2009; and

WHEREAS, FPL is currently petitioning the Commission to approve raising its electrical rates annually starting in 2010; and

WHEREAS, the Town, its residents, and the entire service area of FPL are each facing an economically difficult period; and

WHEREAS, these rate increases will adversely affect the residents of the Town and further strain limited resources; and

WHEREAS, those FPL customers subject to annual rate increases, if approved by the PSC, are rightfully concerned about executive salaries at FPL and have a stake the disclosure of those salaries, as those increases will be contributing to the salaries of the FPL executives; and

WHEREAS, the Town finds that this Resolution will promote the health, safety and welfare of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. Support. The Town hereby supports the Florida Public Service Commission's decision to order FPL to disclose the top executive's salaries to the public prior to voting on the rate increase.

Section 3. Authorization for Transmittal. The Town Clerk is hereby directed to transmit this Resolution to the members of the Florida Public Service Commission, the Florida Legislature, the Governor, the Association of Counties and the Florida League of Cities for distribution to their respective memberships upon its adoption.

Section 4. Effective Date. This resolution shall take effect immediately upon adoption.

DOCUMENT NUMBER-DATE

09330 SEP-9 8

FPSC-COMMISSION CLERK

PASSED and ADOPTED this 19th day of August, 2009.

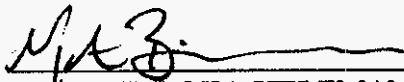

PAUL S. VROOMAN, Mayor

Attest:


ERIKA GONZALEZ-SANTAMARIA, CMC
Town Clerk



APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE TOWN OF CUTLER BAY:


WEISS SEROTA HELFMAN PASTORIZA
COLE & BONISKE, P.L.
Town Attorney

Moved By: Councilmember Meerbott
Seconded By: Vice Mayor MacDougall

FINAL VOTE AT ADOPTION:

- | | |
|-----------------------------------|------------|
| Mayor Paul S. Vrooman | <u>YES</u> |
| Vice Mayor Edward P. MacDougall | <u>YES</u> |
| Councilmember Peggy R. Bell | <u>YES</u> |
| Councilmember Timothy J. Meerbott | <u>YES</u> |
| Councilmember Ernest N. Sochin | <u>YES</u> |