

12 SEP 24 AM 9:03

RESOLUTION NO. 12-118

COMMISSION  
CLERK

**RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA OPPOSING THE PROPOSED BASE RATE INCREASE BY FLORIDA POWER AND LIGHT; AUTHORIZING THE CITY MANAGER TO FILE THIS RESOLUTION WITH THE FLORIDA PUBLIC SERVICE COMMISSION; PROVIDING FOR DISTRIBUTION BY THE CITY CLERK; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, Florida Power and Light (FPL) provides electricity within the City of Doral, and the City's residents have no alternative but to purchase services from FPL and the City purchases electricity from FPL to power the Doral Government Center and numerous municipal buildings in order to provide services to residents; and

**WHEREAS**, the businesses of the City must also purchase electric service from FPL; and

**WHEREAS**, the City, its residents and businesses continue to face a depressed economy with limited resources wherein jobs are being lost, incomes and revenues are static or declining, and home mortgages are being foreclosed, requiring the City, its residents and businesses to live within their means and budget accordingly and;

**WHEREAS**, in March 2012, FPL proposed a 16% base rate hike in order to ensure up to a 12.5% return on equity for its shareholders; and

**WHEREAS**, FPL benefits from more pass-through cost recovery mechanism than any other regulated utility in the United States of America, including the Storm Cost Recovery Surcharge, the Fuel Cost Recovery Clause pass-through, the Environmental Cost Recovery Clause pass-through, the Capacity Cost Recovery Clause pass-through, the Conservation Cost Recovery Clause pass-through, and the Nuclear Cost Recovery Clause pass-through, which pass-through mechanisms increase FPL's current cash flow without the scrutiny employed in a tradition rate case; and

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independent provision, and such holding shall not affect the validity of the remaining portions or application hereof.

**Section 5.** All Resolutions made in conflict with this Resolution are hereby repealed.

**Section 6.** This Resolution shall become effective immediately upon adoption.

The foregoing Resolution was offered by Vice Mayor DiPietro who moved its adoption. The motion was seconded by Councilman Cabrera and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Michael DiPietro	Yes
Councilmember Luigi Boria	Yes
Councilmember Pete Cabrera	Yes
Councilmember Ana Maria Rodriguez	Yes


PASSED AND ADOPTED this 19<sup>th</sup> day of September, 2012.

  
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JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:

  
\_\_\_\_\_  
BARBARA HERRERA, CITY CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

  
\_\_\_\_\_  
JIMMY L. MORALES, CITY ATTORNEY