

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, OPPOSING AMENDMENT NO. 1, TITLED "RIGHTS OF ELECTRICITY CONSUMERS REGARDING SOLAR ENERGY CHOICE," ON THE GENERAL ELECTION BALLOT OF NOVEMBER 8, 2016; URGING RESIDENTS TO OPPOSE THE PROPOSED AMENDMENT; PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, Amendment 1 will be presented to voters at the November 8, 2016 election, as a result of the divided 4-3 decision on misleading language by the Florida Supreme Court on March 31, 2016; and

WHEREAS, Amendment 1 purports to provide a new "choice," for solar power in its title, but no new solar rights are provided, while placing critical restrictions on existing solar rights in the Florida Constitution, according to Florida Supreme Court Justice Barbara Pariente; and

WHEREAS, Amendment 1 will insert in the Florida Constitution an unsupported presumption that solar rooftop customers are "subsidized" by non-solar customers<sup>1</sup> and that such an argument can be used to weaken or eliminate the state's net metering policy; and

WHEREAS, Key West has set a community-wide emissions reduction goal of 40% below 2012 by 2030 as stated in a resolution adopted by the City Commission; and

WHEREAS, increased solar-generated electricity, including customer-sited systems on residential and commercial properties, will be a key strategy for achieving this community-wide goal; and

WHEREAS, "net metering" is a state policy that allows the families and businesses to generate their own solar power and send any excess power back to the utilities grid; and

WHEREAS, Consumers for Smart Solar is primarily bankrolled by the state's big power companies that oppose current net metering policy; and

WHEREAS, the City of Key West Sustainability Board voted unanimously on June 30, 2016 to oppose Amendment 1;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA AS FOLLOWS:

Section 1: That the Key West City Commission hereby opposes the "Rights of Electricity Consumers Regarding Solar Energy Choice" Amendment (Amendment 1).

Section 2: That the City Commission encourages its residents, and citizens throughout the State of Florida, to oppose Amendment 1 – the “Rights of Electricity Consumers Regarding Solar Energy Choice” Amendment, as it appears on the General Election ballot of November 8, 2016.

Section 3: That the City Clerk is hereby directed to transmit a certified copy of this Resolution to Floridians for Solar Inc., the 501(c)(4) organization opposing Amendment 1.

Section 4: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Authenticated by the presiding officer and Clerk of the Commission on \_\_\_\_\_, 2016.

Filed with the Clerk \_\_\_\_\_, 2016.

Mayor Craig Cates	_____
Vice Mayor Clayton Lopez	_____
Commissioner Sam Kaufman	_____
Commissioner Richard Payne	_____

Commissioner Margaret Romero \_\_\_\_\_

Commissioner Billy Wardlow \_\_\_\_\_

Commissioner Jimmy Weekley \_\_\_\_\_

\_\_\_\_\_  
CRAIG CATES, MAYOR

ATTEST:

\_\_\_\_\_  
CHERYL SMITH, CITY CLERK