

OFFICE OF THE SECRETARY
CORRESPONDENCE CONTROL TICKET

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LOGGING DATE: 07/24/2001

To: Thadani, RES

AUTHOR: RICHARD MORILLA
AFFILIATION: FL
ADDRESSEE: RICHARD MESERVE

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SUBJECT: CITY OF SUNNY BEACH RESOLUTION NO. 2001-346....BABY TEETH STUDY

ACTION: Appropriate

DISTRIBUTION:

LETTER DATE: 07/17/2001

ACKNOWLEDGED No

SPECIAL HANDLING:

NOTES:

FILE LOCATION: ADAMS

DATE DUE:

DATE SIGNED:



City of Sunny Isles Beach

17070 Collins Avenue, Suite 250
Sunny Isles Beach, Florida 33160

(305) 947-0606 City Hall
(305) 947-2150 Building Department
(305) 949-3113 Fax

City Commission
David Samson, Mayor
Lila Kauffman, Vice Mayor
Danny Iglesias, Commissioner
Connie Morrow, Commissioner
Irving Turetsky, Commissioner

Christopher J. Russo, City Manager
Lynn M. Dannheisser, City Attorney
Richard Brown-Morilla, City Clerk

July 17, 2001

Nuclear Regulatory Commissioners
U.S. Nuclear Regulatory Commission
Washington, DC 20555-001

Dear Commissioners:

Attached please find a copy of City of Sunny Isles Beach Resolution No. 2001-346 adopted on July 12, 2001, rescinding Resolution No. 2001-339, that had supported the Baby Teeth Study known as the "Tooth Fairy Project" relating to radiation and public health.

Sincerely,

Richard Brown-Morilla
City Clerk

RBM:jah
Attachment

c: Mayor David Samson
Vice Mayor Lila Kauffman
Commissioner Danny Iglesias
Commissioner Connie Morrow
Commissioner Irving Turetsky
Lynn M. Dannheisser, City Attorney
Christopher J. Russo, City Manager

RESOLUTION NO. 2001- 346

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF SUNNY ISLES BEACH, FLORIDA, RESCINDING RESOLUTION NO. 2001-339, THAT HAD SUPPORTED A BABY TEETH STUDY KNOWN AS THE "TOOTH FAIRY PROJECT," RELATING TO RADIATION AND PUBLIC HEALTH; ESTABLISHING A CITY COMMISSION POLICY OF NOT ADOPTING ANY RESOLUTION THAT GOES BEYOND THE SCOPE OF MATTERS DIRECTLY AFFECTING THE HEALTH, SAFETY AND WELFARE OF THE RESIDENTS OF THE CITY OF SUNNY ISLES BEACH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in May our City received a copy of Resolution No. 50-01-11198 from the City of South Miami, supporting a baby teeth study known as the "Tooth Fairy Project," relating to a study of levels of radiation and public health, including 16 pages of reports with supporting documentation; and

WHEREAS, after reviewing the City of South Miami's Resolution on this topic, one of our City Commissioners requested that a similar resolution be placed on the City Commission agenda for consideration; and

WHEREAS, on June 21, 2001 the City Commission unanimously voted to adopt Resolution No. 2001-339, supporting a baby teeth study known as the "Tooth Fairy Project" relating to a study of levels of radiation and public health; and

WHEREAS, the City of Sunny Isles Beach has been asked to reconsider its adoption of Resolution No. 2001-339, based on the assertion that the supporting documentation which the City of South Miami and our City Commission relied upon was misleading; and

WHEREAS, the City is not able to ascertain which facts accurately report the levels of in-body radioactivity, which might help to understand if additional studies should be performed to determine if there might be a link between environmental radiation and cancer, especially in young persons; and

WHEREAS, the City Commission wishes to avoid incidents of confusion resulting from considering resolutions on topics that go beyond the scope of matters directly affecting the City of Sunny Isles Beach; and

WHEREAS, the City Commission wishes to rescind Resolution No. 2001-339, that had supported a baby teeth study known as the "Tooth Fairy Project;" and

WHEREAS, the City Commission wishes to establish a City Commission policy regarding the adoption of any future resolutions that go beyond the scope of matters directly affecting the City of Sunny Isles Beach.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNNY ISLES BEACH, FLORIDA, THAT:

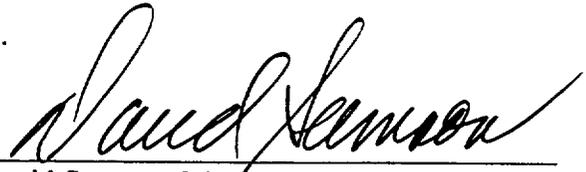
Section 1. The City Commission of the City of Sunny Isles Beach hereby rescinds Resolution No. 2001-339 that had supported a baby teeth study known as the "Tooth Fairy Project."

Section 2. The City Commission hereby establishes a City Commission Policy of not adopting any resolution that goes beyond the scope of matters directly affecting the health, safety and welfare of the residents of the City of Sunny Isles Beach.

Section 3. The City Clerk is directed to provide a copy of this Resolution to Florida Power and Light Company, the U.S. Nuclear Regulatory Commission, the Resource Director of RPHP – Tooth Fairy Project, the Miami-Dade County Municipalities, Miami-Dade County Mayor Alex Penelas, and the Dade League of Cities.

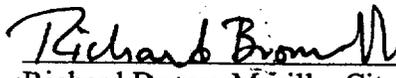
Section 4. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED this 12th day of July, 2001.



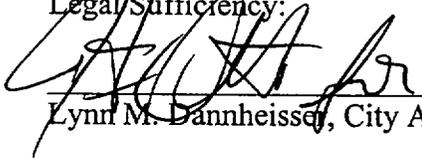
David Samson, Mayor

ATTEST:



Richard Brown-Morilla, City Clerk

Approved As to Form and
Legal Sufficiency:



Lynn M. Dannheisser, City Attorney

Moved by: COMMISSIONER TURETSKY

Seconded by: COMMISSIONER IGLESIAS

Vote: 5-0

Mayor Samson	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)
Vice Mayor Kauffman	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)
Commissioner Iglesias	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)
Commissioner Morrow	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)
Commissioner Turetsky	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)

RESOLUTION NO. 2001- 339

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF SUNNY ISLES BEACH, FLORIDA, SUPPORTING THE BABY TEETH STUDY KNOWN AS THE "TOOTH FAIRY PROJECT"; RELATING TO RADIATION AND PUBLIC HEALTH; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Radiation and Public Health Project's (RPHP) Baby Teeth Study is the first to measure radioactivity in the bodies of human beings living near nuclear reactors, and it will help determine whether this radioactivity raises the risk of cancer in children and adults; and

WHEREAS, the Baby Teeth Study measures levels of radioactive Strontium-90 (Sr-90), a cancer causing chemical released by nuclear reactors; and

WHEREAS, Sr-90 is similar to calcium, and the human body deposits it in the bones and teeth; and

WHEREAS, during pregnancy, Sr-90 is transferred from a mother to her fetus and is present in the baby's teeth and bones at birth; and

WHEREAS, the "Tooth Fairy Project" may provide critical data on levels of in-body radioactivity, which will allow researchers to better understand a link between environmental radiation and cancer, especially in young persons; and

WHEREAS, the "Tooth Fairy Project" is especially important in Southeastern Florida, which seems to have the highest levels of Sr-90 in baby teeth of any U.S. area analyzed to date, and where above average childhood cancer rates exist; and

WHEREAS, it has been reported that in 1983-84, when the Turkey Point nuclear reactors were mostly closed for repairs, infant deaths in Broward and Miami-Dade Counties fell 19.1%, compared to a national decline of only 6.4%; and that in the following two years when Turkey Point returned to full power, the local infant death rate rose 1.2%.

WHEREAS, it has been reported that in 1983-84, the first two years that the St. Lucie 2 nuclear reactor operated, infant deaths in St. Lucie County rose 35.3%; and

WHEREAS, information on the radiation-cancer link should be considered when the U.S. Nuclear Regulatory Commission engages in environmental review of utility applications for renewal and extension of the licenses of aging nuclear power plants in Florida and across the United States.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNNY ISLES BEACH, FLORIDA, THAT:

Section 1. The City Commission of the City of Sunny Isles Beach supports the Baby Teeth Study known as the "Tooth Fairy Project," relating to a study of levels of radiation and public health.

Section 2. The City Clerk is directed to provide a copy of this resolution to the Miami-Dade County municipalities, Miami-Dade County Mayor Alex Penelas, Dade League of Cities, U.S. Nuclear Regulatory Commission, and the Resource Director of RPHP - Tooth Fairy Project.

Section 3. This Resolution shall become effective immediately upon adoption.

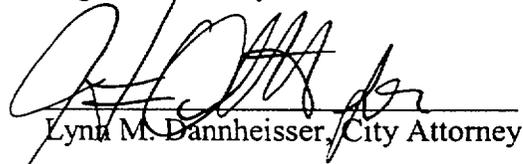
PASSED AND ADOPTED this 21st day of June, 2001.


David Samson, Mayor

ATTEST:


Richard Brown-Morilla, City Clerk

Approved As to Form and
Legal Sufficiency:


Lynn M. Dannheisser, City Attorney

Moved by: Vice Mayor KAUFFMAN
Seconded by: Commissioner MORROW

Vote: 5-0

Mayor Samson	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)
Vice Mayor Kauffman	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)
Commissioner Iglesias	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)
Commissioner Morrow	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)
Commissioner Turetsky	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)



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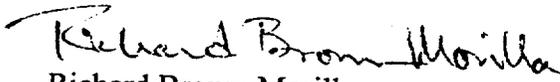
Christopher J. Russo, City Manager
Lynn M. Dannheisser, City Attorney
Richard Brown-Morilla, City Clerk

MEMORANDUM

To: Mayor Samson and City Commissioners
From: Richard Brown-Morilla, City Clerk
Date: July 12, 2001
Re: **Amended Resolution Rescinding Resolution No. 2001-339, the "Tooth Fairy Project"**

Pursuant to the request of Florida Power and Light Company, we have revised the attached, proposed resolution to include in Section 3 distributing copies of the rescinding resolution to additional entities that had received the original Resolution No. 2001-339 (adding 30 Miami-Dade County Municipalities, Miami-Dade County Mayor Alex Penelas, and the Dade League of Cities).

Respectfully submitted,


Richard Brown-Morilla
City Clerk

RBM:jah
Attachment

Agenda Item

9D

Date

7-12-01



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Lynn M. Dannheisser, City Attorney
Richard Brown-Morilla, City Clerk

MEMORANDUM

To: City Commission
From: Mayor David Samson
Date: July 12, 2001
Re: Rescission of Resolution No. 2001-339 (Tooth Fairy Project")

RECOMMENDATION:

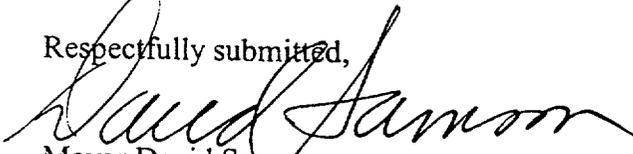
It is recommended that the City Commission rescind Resolution No. 2001-339.

REASONS:

On June 21, 2001, this Commission voted to support the baby teeth study known as the "Tooth Fairy Project" relating to radiation and public health. While it certainly seemed an important study to support, we have been advised by several agencies that we may have been provided with some misleading information on this matter. As we are not in a position to independently research the issue, and after giving this some serious consideration, it seems to me as a policy matter, we as the City Commission should restrict our attention and efforts to only those matters that directly affect the City of Sunny Isles Beach. I am therefore requesting that we, as the governing body of the City, vote to rescind Resolution No. 2001-339 so we are not on the record with insufficient information and further we adopt a general policy that we will consider only those matters of direct concern to the City.

Thank you for your kind consideration of this matter.

Respectfully submitted,


Mayor David Samson

DS:jah
Attachment

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Agenda Item 9D

Date 7-12-01