

RESOLUTION OF THE TOWN COUNCIL OF
THE TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 08-24

A RESOLUTION OF THE TOWN OF FORT MYERS BEACH, FLORIDA, CONFIRMING TOWN POLICY FAVORING BEACH NOURISHMENT AND RENOURISHMENT WITHIN THE TOWN AND AUTHORIZING TOWN STAFF AND THE TOWN ATTORNEY TO PERFORM NECESSARY ANCILLARY ACTIONS TO IMPLEMENT SAME; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Article VIII, Section 2 of the State Constitution and Chapter 166 of the Florida Statutes provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal services, and exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, Article X of the Town Charter empowers the Town Council to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, Objective 5-D of the Comprehensive Plan of the Town of Fort Myers Beach sets forth the Town's policies on shoreline protection by requiring the town to work closely with Lee County to accomplish Beach renourishment within the Town; and

WHEREAS, it is in the best interest of health, safety and welfare of the citizens of the Town that the Town set forth its commitment to beach nourishment and renourishment and enter into an interlocal agreement with Lee County to accomplish this Comprehensive Plan Objective.

IT IS HEREBY RESOLVED BY THE TOWN OF FORT MYERS BEACH, FLORIDA:

Section 1. Adoption of Recitals. The above recitals as set forth in the various "Whereas" clauses are hereby adopted and incorporated into the body of this Resolution.

Section 2. Approval and Authorization of Ancillary Actions. The Town Council of the Town of Fort Myers Beach hereby directs and authorizes the Town Manager or designee and the Town Attorney to negotiate an Interlocal Agreement with Lee County to implement the Town's goal of Beach nourishment and renourishment and to perform such other acts as are reasonably required in connection therewith.

Section 3. Effective Date. This Resolution shall take effect immediately upon its adoption by the Town Council of the Town of Fort Myers Beach Town.

The foregoing Resolution was adopted by the Town Council upon a motion by Council Member Babcock and seconded by Council Member Acken and, upon being put to a vote, the result was as follows:

Larry Kiker, Mayor aye
Tom Babcock, Councilmember aye
Bob Raymond, Councilmember aye

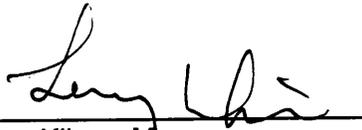
Herb Acken, Vice Mayor aye
Jo List, Councilmember aye

DULY PASSED AND ADOPTED this 19th day of May, 2008

ATTEST:

TOWN OF FORT MYERS BEACH

By: 
Michelle Mayher, Town Clerk

By: 
Larry Kiker, Mayor

Approved as to legal sufficiency by:


Anne Dalton, Town Attorney