

RESOLUTION NO. 22-07

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA RATIFYING THE TOWN MANAGER OR DESIGNEE'S SUBMISSION OF A GRANT APPLICATION AND EXECUTION OF A GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION IN THE AMOUNT OF \$1 MILLION FOR THE BAY OAKS RECREATIONAL CAMPUS REDEVELOPMENT PROJECT; AUTHORIZING A MATCHING EXPENDITURE OF \$1 MILLION IN TOWN FUNDS AS REQUIRED BY THE GRANT AGREEMENT; AUTHORIZING THE TOWN MANAGER TO ADMINISTER THE GRANT AGREEMENT AND EXPEND BUDGETED AND GRANT FUNDS; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, 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 service, and exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, Article X of the Town Charter of the Town of Fort Myers Beach ("Town") empowers the Town to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, the Town applied for grant funding from the Florida Department of Environmental Protection ("Grant") for outdoor recreation facilities as part of the Bay Oaks Campus Redevelopment ("Project"); and

WHEREAS, the Town was awarded the Grant and will commit funds (up to \$1,000,000) to complete the match requirement, which funding is available within the current Fiscal Year Budget for the Project; and

WHEREAS, the Town Council at its Management and Planning Meeting on February 10th 2022 authorized the Town Manager to execute an agreement with the Florida Department of Environmental Protection ("Grant Agreement") to receive the Grant funding; and

WHEREAS, the Town Council wishes to ratify the Town Manager's execution of the Grant Agreement, designate the Town Manager (or designee) to administer the Grant Agreement on behalf of the Town

WHEREAS, the Town finds that it is in the best interests of the health, safety, and welfare of the Town's residents and visitors to enter into the Grant Agreement.

NOW, THEREFORE, BE IT HEREBY RESOLVED, BY THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA AS FOLLOWS:

Section 1. The above recitals are true and correct, and incorporated herein by this reference and adopted as the legislative and administrative findings of the Town Council.

Section 2. The Town Council ratifies the Town Manager's execution of the Grant Agreement in the amount of up to \$1 million, authorizes the Town Manager to expend matching funds in the amount of \$1 million and other budgeted funds for the Project, and authorizes the Town Manager or designee to administer the Grant Agreement.

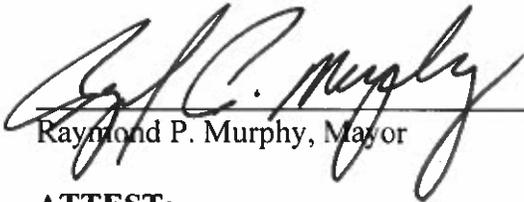
Section 3. This Resolution shall take effect immediately upon its adoption.

THE FOREGOING RESOLUTION was adopted by the Town Council upon a motion by Mayor Murphy and seconded by Council Member Veach, and upon being put to a vote, the result was as follows:

DULY PASSED AND ADOPTED on this 7th day of March 2022.

Raymond P. Murphy, Mayor	aye
Rexann Hosafros, Vice Mayor	aye
Dan Allers, Council Member	aye
Bill Veach, Council Member	aye
Jim Atterholt, Council Member	aye

TOWN OF FORT MYERS BEACH



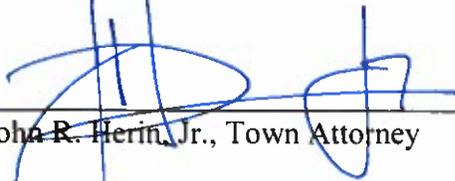
Raymond P. Murphy, Mayor

ATTEST:



Amy Baker, Town Clerk

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE
AND RELIANCE OF THE TOWN OF FORT MYERS BEACH ONLY:**



John R. Herin, Jr., Town Attorney

This Resolution was filed in the Office of the Town Clerk on this 10 day of March 2022.