

RESOLUTION NUMBER 23-118

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA APPROVING AN AGREEMENT BETWEEN THE TOWN AND COASTAL ENGINEERING CONSULTANTS, INC. FOR FINAL DESIGN, BID PHASE SERVICES, CONSTRUCTION SERVICES AND STAKEHOLDER AND ADMINISTRATIVE SERVICES FOR THE ESTERO ISLAND BEACH TRUCK HAUL PROJECT; 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 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 of Fort Myers Beach suffered catastrophic losses of sand in its beaches and beach accesses due to Hurricane Ian leaving upland properties vulnerable to tidal surge flooding and impeding public access to the beach, and

WHEREAS, the Town Council has determined it is in the best interest of the Town to approve the requested Supplemental Task Order #5 of Contract # RFQ-21-09-EN.

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

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

Section 2. The Town Council hereby approves the Supplemental Task Order #5 of Contract # RFQ-21-09-EN between the Town and Coastal Engineering Consultants, Inc., for \$111,890. A copy of the Supplemental Task Order #5 of Contract # RFQ-21-09-EN is attached hereto as Attachment "A".

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

Dan Allers, Mayor	Aye
Jim Atterholt, Vice Mayor	Aye
John R. King, Council Member	Aye
Bill Veach, Council Member	Aye
Karen Woodson, Council Member	Aye

ADOPTED this 25th day of September 2023 by the Town Council of the Town of Fort Myers Beach, Florida.

FORT MYERS BEACH TOWN COUNCIL

Dan Allers

Dan Allers, Mayor

ATTEST:

Amy Baker

Amy Baker, Town Clerk

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

Gretchen R. H. "Becky" Vose

Vose Law Firm, LLP, Town Attorney

This Resolution was filed in the Office of the Town Clerk on this 26th day of September 2023.

Signature: 
Dan Allers (Sep 26, 2023 16:49 EDT)
Email: allersd@fmbgov.com

Signature: 
Becky Vose (Sep 26, 2023 17:57 EDT)
Email: bvose@voselaw.com

Signature: 
AMY BAKER (Sep 28, 2023 15:23 EDT)
Email: AMY@FMBGOV.COM