

RESOLUTION NUMBER 24-54

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, AUTHORIZING A BUDGET AMENDMENT IN THE AMOUNT OF \$225,000 FOR PAYMENT OF A SETTLEMENT OF A BILLING DISPUTE UNDER THE PROMPT PAYMENT ACT FOR HURRICANE RELIEF WORK PERFORMED BY VETOR CONTRACTING SERVICES, LLC; AND PROVIDING FOR 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 appeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, on March 4, 2024, the Town Council approved a settlement agreement with Vetor Contracting Services, LLC related to a billing dispute for work performed following Hurricane Ian; and

WHEREAS, in order to fund the settlement agreement, it is necessary to appropriate the needed funds to pay the \$225,000 settlement in the Fiscal Year 2024 budget; and

WHEREAS, approval of this budget amendment is in the best interest of the residents of the Town of Fort Myers Beach.

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

Section 1. That the above recitals are true and correct and are hereby incorporated by reference as though fully set forth herein are hereby adopted as the legislative and administrative findings of the Town Council.

Section 2. That the Town Council authorizes an appropriation of \$225,000 and the following adjustment to Fiscal Year 2024 budget is hereby authorized:

10.21.524.35410	General Fund-Code Enforcement: Code Enforcement Fees	\$225,000
10.21.524.59106	General Fund-Code Enforcement: Transfer out to Emergency Fund	\$225,000
13.40.533.38110	Emergency Fund-Water: Transfer in from General Fund	\$225,000
13.40.533.53401	Emergency Fund-Water: Contracted Services	\$225,000

Section 3. That this resolution is effective immediately upon adoption.

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 roll call vote, the result was as follows:

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

ADOPTED this 4th day of March 2024 by the Town Council of the Town of Fort Myers Beach, Florida.

TOWN OF FORT MYERS BEACH


Dan Allers (Mar 6, 2024 18:53 EST)

Dan Allers, Mayor

ATTEST:


Amy Baker (Mar 7, 2024 16:01 EST)

Amy Baker, Town Clerk

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


Becky Vose (Mar 6, 2024 17:21 EST)

Vose Law Firm, Town Attorneys

This Resolution was filed in the Office of the Town Clerk on this 6th day of March 2024.