

RESOLUTION NUMBER 23-66

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO TAKE ALL STEPS NECESSARY TO TRANSFER TITLE OF THE PROPERTY LOCATED AT 1054 FIFTH STREET, FORT MYERS BEACH, FL 33931 (STRAP NO. 24-46-23-W3-00206.0050) TO LEE COUNTY; 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 is the owner of certain real property (“Town Property”) that is located at 1054 Fifth Street (Strap No. 24-46-23-W3-00206.0050); and

WHEREAS, Lee County and the Town have determined that it is in the best interest of the owners, residents, businesspersons, and visitors of the Town of Fort Myers Beach for the Town to transfer the Town Property to Lee County for proposed traffic and roadway improvements at the base of the Matanzas Pass Bridge (“Land Transfer”).

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

Section 1. The above recitals are true and correct and are hereby incorporated by reference as though fully set forth herein.

Section 2. The Town Council authorizes the appropriate Town officials to take all steps necessary to implement the Land Transfer illustrated on the attached Exhibit “A,” which is incorporated herein by this reference.

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

The foregoing Resolution was adopted by the Town Council upon a motion by Vice Mayor Atterholt 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
Bill Veach, Council Member	aye
John King, Council Member	aye
Karen Woodson, Council Member	aye

ADOPTED this 20th day of June 2023, by the Town Council of the Town of Fort Myers Beach, Florida.

TOWN OF FORT MYERS BEACH

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:

John R. Herin, Jr.

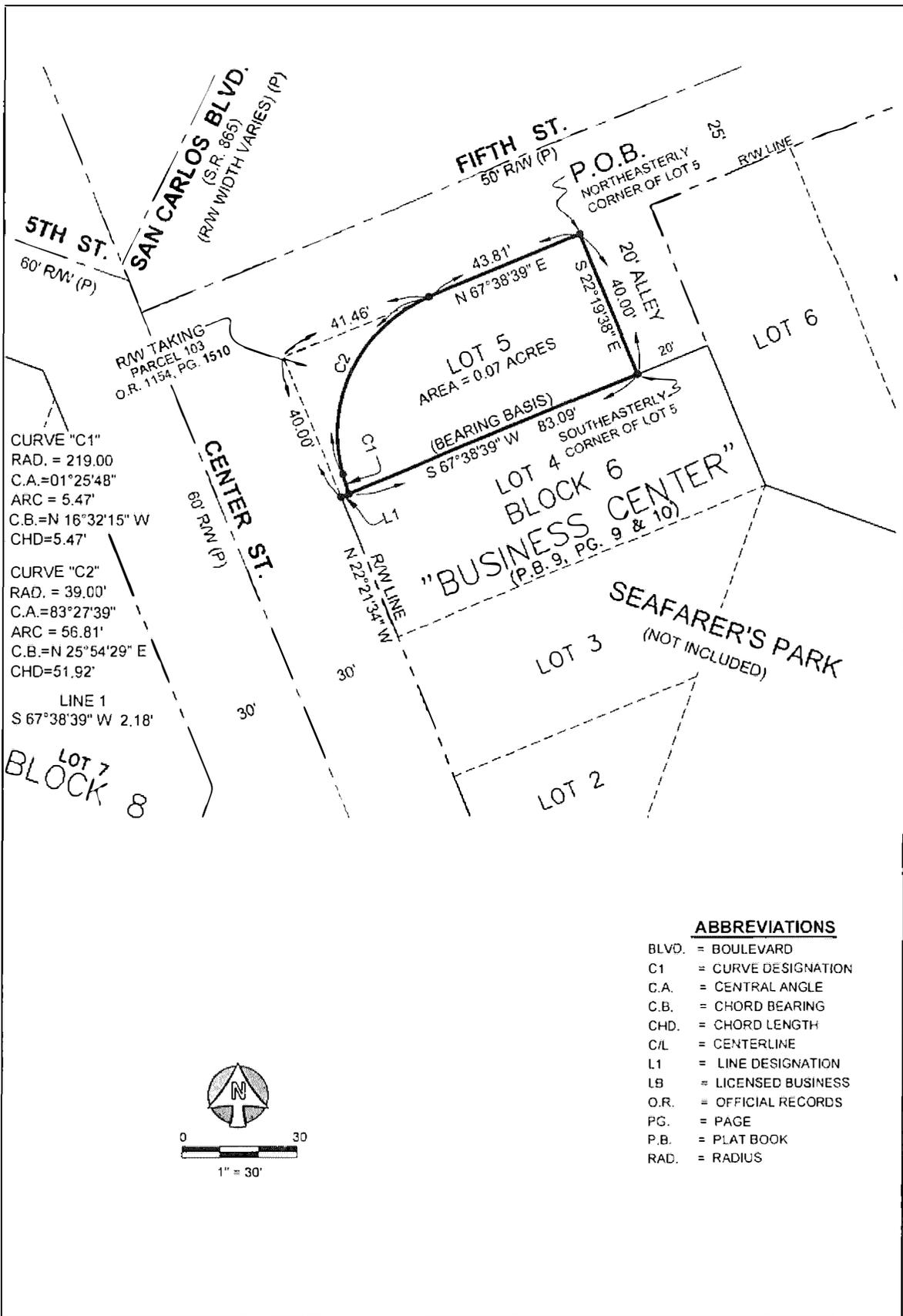
John R. Herin, Jr., Town Attorney

This Resolution was filed in the Office of the Town Clerk on this 20th day of June 2023.

Signature: 
Dan Allers (Jul 18, 2023 07:42 MDT)
Email: allersd@fmbgov.com

Signature: 
John Herin (Jul 18, 2023 11:43 EDT)
Email: jherin@foxrothschild.com

Signature: 
AMY BAKER (Jul 18, 2023 15:48 EDT)
Email: AMY@FMBGOV.COM



PROJECT:

DESCRIPTION DRAWING
PARCEL OF LAND IN
SEC. 24, T. 46 S. R. 23 E., TOWN
OF FORT MYERS BEACH,
ESTERO ISLAND,
LEE COUNTY, FLORIDA.

CLIENT:



TPI HOSPITALITY
100% Employee Owned

TPI HOSPITALITY
103 FIFTEEN AVENUE NW
WILLMAR, MN. 56201
(320) 235-7267

CONSULTANT:



MORRIS DEPEU

ENGINEERS • PLANNERS • SURVEYORS
LANDSCAPE ARCHITECTS

FL. CA. NO. 6622 / F.L. CERT. NO. LB0031 / LC200902330

Fort Myers
2914 Cleveland Avenue
Fort Myers, Florida 33901
(239) 337-3993

PROJECT MANAGER:	TMR
DRAWING BY:	BMH
JURISDICTION:	TOWN OF FORT MYERS BEACH
DATE:	8/13/2021
SHEET TITLE:	DESCRIPTION / SKETCH
SHEET NUMBER:	2 OF 2
JOB FILE NUMBER:	15069A