

RESOLUTION NO. 24-220

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, WAIVING THE PROHIBITION OF MEMBERSHIP ON MULTIPLE BOARDS OR COMMITTEES UNDER SECTION 2-98 OF ARTICLE IV OF THE TOWN'S CODE OF ORDINANCES; 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, Section 2-98 of Article IV of the Town of Fort Myers Beach Code of Ordinances states that a member may not be a member of another Town of Fort Myers Beach board or committee unless this prohibition is specifically waived by the Town Council during their appointment; and

WHEREAS, during the Town Council meeting on October 21st, 2024, the Town Council appointed members to the Town Council's advisory committees; and

WHEREAS, included within the Town Council's appointments were multiple members who were or were also appointed to serve on more than one committee; and

WHEREAS, those individuals appointed to serve on more than one committee require waiving of the prohibition of membership on multiple boards or committee to maintain their appointment and membership on their respective committees; and

WHEREAS, approval of this Resolution is in the best interest of the Town of Fort Myers Beach; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL 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 of the Town of Fort Myers Beach hereby waives the prohibition of membership on multiple boards or committees set forth in Section 2-98 of Article IV. of the Town's Code of Ordinances for those appointed during the October 21st, 2024 Town

Council meeting. A list of those specific members and their committee memberships is attached to this Resolution as Exhibit A.

Section 3. This resolution will take effect immediately.

The foregoing Resolution was adopted by the Town Council upon a motion by Council Member King and seconded by Council Member Safford, 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 28th day of October 2024 by the Town Council of the Town of Fort Myers Beach, Florida.

TOWN OF FORT MYERS BEACH


Dan Allers (Nov 4, 2024 13:44 EST)

Dan Allers, Mayor

ATTEST:


Amy Baker (Nov 12, 2024 16:23 EST)

Amy Baker, Town Clerk

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


Nancy Stuparich (Nov 6, 2024 16:40 EST)

Vose Law Firm, Town Attorneys

This Resolution was filed in the Office of the Town Clerk on the 4th day of November 2024.

EXHIBIT A

**Advisory Board and/or Advisory Committee Members
who are on more than one Advisory Board/Committee as of October 2024**

MEMBER NAME	ADVISORY BOARD / COMMITTEE NAME
Barbara Hill	<ul style="list-style-type: none">• Bay Oaks Recreational Campus Advisory Board (BORCAB)• Cultural and Environmental Learning Center Advisory Board (CELCAB)
Jennifer Rusk	<ul style="list-style-type: none">• Anchorage Advisory Committee (AAC)• Marine and Environmental Resources Task Force (MERTF)
Edward Schoonover	<ul style="list-style-type: none">• Anchorage Advisory Committee (AAC)• Bay Oaks Recreational Campus Advisory Board (BORCAB)
Betty Simpson	<ul style="list-style-type: none">• Bay Oaks Recreational Campus Advisory Board (BORCAB)• Cultural and Environmental Learning Center Advisory Board (CELCAB)