

RESOLUTION NUMBER 24-282

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA APPROVING BUDGET ADJUSTMENT (#2) TO FUND NEW YEAR'S EVE FIREWORKS; 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 preliminary, unaudited financial statements indicated a savings of \$2,542,300 in the General Fund at the end of Fiscal Year 2024 resulting from less than budgeted expenditures; and

WHEREAS, Resolution 24-252 was approved by the Town Council on November 18, 2024 authorizing the transfer of \$2,000,000 of the preliminary savings to the Emergency Fund, leaving a balance of \$542,300 available for allocation; and

WHEREAS, the Town Council desires to provide a fireworks display for New Year's Eve that may be funded with \$80,000 of the available savings carried over from Fiscal Year 2024; and

WHEREAS, Section 200.065, Florida Statutes establishes the method for adoption of a budget for all taxing authorities in the State of Florida and Section 166.241, Florida Statutes requires the governing body of each municipality in Florida to adopt a budget via ordinance or resolution before the start of each fiscal year; and

WHEREAS, on September 23, 2024, the Town Council of the Town of Fort Myers Beach, following due public notice, adopted a final operating budget for fiscal year 2024-25, as set forth with greater specificity in Town Resolution 24-185; and

WHEREAS, Section 11.05(a) of Article XI of the Town Charter provides that if, during the fiscal year, the town manager certifies that there are available for appropriation revenues in excess of those estimated in the budget, the council, by resolution, may make supplemental appropriations for the year up to the amount of such excess, so long as a fiscally responsible reserve is maintained.

IT IS HEREBY RESOLVED by the Town Council of Fort Myers Beach, Florida as follows.

Section 1. The above recitals as set forth in the various "Whereas" clauses are hereby adopted by reference and incorporated into the body of this Resolution.

Section 2 The Town Council further finds that the related supplemental appropriation of funds is consistent with the requirements of Section 11.05(a) of Article XI of the Town Charter, and hereby approves, adopts and accepts the following budget amendment:

Budget Adjustment #2

10.50.572.38100	General Fund-Bay Oaks: Prior Year Carry Over	\$80,000
10.50.572.54915	General Fund-Bay Oaks: Special Events (Fireworks)	\$80,000

Section 3. This resolution is effective immediately upon adoption.

The foregoing Resolution was adopted by the Town Council upon a motion by Council Member Safford and seconded by Council Member King, 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 2nd day of December 2024 by the Town Council of the Town of Fort Myers Beach, Florida.

TOWN OF FORT MYERS BEACH


Dan Allers (Dec 6, 2024 07:58 EST)

Dan Allers, Mayor

ATTEST:


Amy Baker (Dec 9, 2024 10:29 EST)

Amy Baker, Town Clerk

APPROVED AS TO FORM:


Nancy Stuparich (Dec 5, 2024 11:57 EST)

Vose Law Firm, Town Attorneys

This Resolution was filed in the Office of the Town Clerk on this 5th day of December 2024.