

**RESOLUTION NUMBER 24-297**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, ADOPTING THE NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY'S CYBERSECURITY FRAMEWORK AS THE CYBERSECURITY STANDARD FOR THE TOWN OF FORT MYERS BEACH, FLORIDA; 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 repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

**WHEREAS**, Section 282.3185 (4) Florida Statutes provides that each local government shall adopt cybersecurity standards that safeguard its data, information technology, and information technology resources to ensure availability, confidentiality, and integrity; and

**WHEREAS**, Section 282.3185 (4) Florida Statute provides that each municipality with a population of less than 25,000 must adopt the cybersecurity standards required by this subsection by January 1, 2025; and

**WHEREAS**, the Town must notify the Florida Digital Service of its compliance with this subsection as soon as possible; and

**WHEREAS**, the Town Council of the Town of Fort Myers Beach, Florida deems it to be in the best interest of the business owners, residents, and visitors of the Town of Fort Myers Beach to adopt the National Institute of Standards and Technology Cybersecurity Framework as a baseline cybersecurity standard to which all cybersecurity policies of the Town of Fort Myers Beach, Florida, will adhere.

**NOW, THEREFORE, BE IT 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 and are hereby adopted as the legislative and administrative findings of the Town Council.

Section 2. That the Town Council hereby authorizes that the National Institute of Standards and Technology Cybersecurity Framework shall be the guiding cybersecurity standard for all cybersecurity policies adopted by the Town of Fort Myers Beach.

Section 3. The Town of Fort Myers Beach, Florida, may further use any standards, guidelines, and best practices from within any generally accepted cybersecurity standard to establish cybersecurity policies for the Town of Fort Myers Beach, providing all such policies are as stringent or more stringent than those provided by the National Institute of Standards and Technology's Cybersecurity Framework.

Section 4. 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
Karen Woodson, Council Member	Absent
Scott Safford, Council Member	Aye
John R. King, Council Member	Aye

ADOPTED this 16<sup>th</sup> day of December 2024 by the Town Council of the Town of Fort Myers Beach, Florida.

**TOWN OF FORT MYERS BEACH**

*Dan Allers*  
Dan Allers (Dec 18, 2024 15:28 EST)  
\_\_\_\_\_  
Dan Allers, Mayor

**ATTEST:**

*Amy Baker*  
Amy Baker (Dec 19, 2024 15:54 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:**

*AKH*  
Nancy K. Hagan (Dec 19, 2024 15:27 EST)  
\_\_\_\_\_  
Vose Law Firm, Town Attorneys

This Resolution was filed in the Office of the Town Clerk on this 18<sup>th</sup> day December 2024.