

RESOLUTION OF THE TOWN COUNCIL OF  
THE TOWN OF FORT MYERS BEACH, FLORIDA  
RESOLUTION NUMBER 06-17

A RESOLUTION OF THE TOWN OF FORT MYERS BEACH, FLORIDA, APPROVING A HAZARD MITIGATION AGREEMENT WITH THE STATE OF FLORIDA, DIVISION OF EMERGENCY MANAGEMENT AND AUTHORIZING THE TOWN TO PERFORM NECESSARY ANCILLARY ACTIONS TO IMPLEMENT SAME; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Article VIII, Section 2 of the State Constitution and Chapter 166 of the 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 services, and exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, Article X of the Town Charter empowers the Town Council to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, the Town has the authority to enter into a federally funded subgrant agreement with the State of Florida, Division of Emergency Management (hereafter referred to as "DEM") for hazard mitigation, described as Contract Number: 07-HM-7@-09-46-02-055, and to undertake the project described in such agreement; and

WHEREAS, it is in the best interest of health, safety and welfare of the citizens of the Town that the Town enter into the aforesaid hazard mitigation agreement with DEM in the form attached.

NOW, IT IS HEREBY RESOLVED BY THE TOWN OF FORT MYERS BEACH, FLORIDA:

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

Section 2. Approval and Authorization of Ancillary Actions. The Town Council of the Town of Fort Myers Beach hereby approves the attached Agreement, authorizes the Mayor to execute same on behalf of the Town and hereby directs and authorizes the Town Manager or designee to act in connection with the application for this grant and to provide such additional information as may be required by DEM.

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

The foregoing Resolution was adopted by the Town Council upon a motion by Council Member Shenko and seconded by Council Member Massucco and, upon being put to a vote, the result was as follows:

Dennis Boback , Mayor	aye
Don Massucco, Vice Mayor	aye
Charles Meador, Jr.	aye

Garr Reynolds  
William Shenko, Jr.

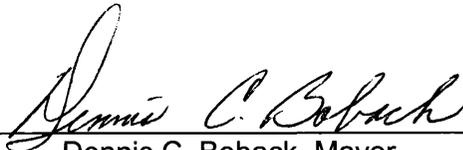
aye  
aye

DULY PASSED AND ADOPTED this 5<sup>th</sup> day of September, 2006

ATTEST:

TOWN OF FORT MYERS BEACH

By:   
Michelle D. Mayher, Town Clerk

By:   
Dennis C. Boback, Mayor

Approved as to legal sufficiency by:

  
Anne Dalton, Town Attorney