

RESOLUTION NUMBER 21-49

**A RESOLUTION OF THE TOWN OF FORT MYERS BEACH, FLORIDA,
APPROVING AN INTERLOCAL AGREEMENT WITH LEE COUNTY,
FLORIDA FOR STRAY ANIMAL CONTROL SERVICES; 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 purpose, 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, Lee County is a political subdivision and Charter County of the State of Florida, acting by and through its Board of County Commissioners, the governing body thereof (“County”), and is vested with authority under Chapter 125, Fla. Stat. to provide necessary public services to ensure the public health, welfare, and safety within its boundaries; and

WHEREAS, the Town is a municipal corporation of the State of Florida, acting by and through its Town Council, the governing body thereof, and is vested with authority under Chapter 166, Fla. Stat. to provide municipal services within its boundaries; and

WHEREAS, Chapter 163, Fla. Stat. authorizes local governments to make the most efficient use of their powers by enabling them to cooperate with each other on a basis of mutual advantage and thereby to provide services and facilities that will harmonize geographic, economic, populations to meet the needs and the development and growth of all incorporated and unincorporated areas of the County; and

WHEREAS, the County and the Town have previously entered into an Interlocal Agreement for Stray Animal Control Services; and

WHEREAS, the Parties wish to enter into this Interlocal Agreement (“Agreement”) for the continuation of Stray Animal Control Services.

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 incorporated herein by this reference and are hereby adopted as the legislative and administrative findings of the Town Council.

Section 2. The Agreement attached hereto as Exhibit “A”, between Lee County and the Town for Stray Animal Control Services is approved.

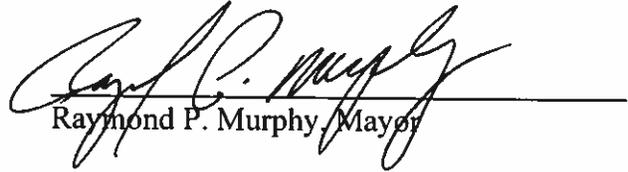
Section 3. This resolution shall take effect immediately upon its adoption by the Town Council of the Town of Fort Myers Beach.

THE FOREGOING RESOLUTION was adopted by the Town Council upon motion by Council Member Veach and seconded by Vice Mayor Hosafros, and upon being put to a vote, the result was as follows:

Raymond P. Murphy, Mayor	Aye
Rexann Hosafros, Vice Mayor	Aye
Dan Allers, Council Member	Aye
Jim Atterholt, Council Member	Aye
Bill Veach, Council Member	Aye

ADOPTED this 4th day of October 2021 by the Town Council of the Town of Fort Myers Beach, Florida.

TOWN OF FORT MYERS BEACH



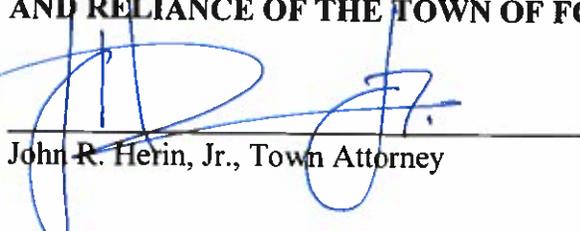
Raymond P. Murphy, Mayor

ATTEST:



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., Town Attorney

This Resolution was filed in the Office of the Town Clerk on this 7 day of October 2021.