

**RESOLUTION NO. 22-02**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA AUTHORIZING THE TOWN MANAGER OR DESIGNEE TO EXECUTE, APPLY FOR, AND ADMINISTER A GRANT FROM THE CLEAN VESSEL ACT GRANT PROGRAM FOR THE PURCHASE OF A PUMP-OUT BOAT FOR THE MATANZAS PASS MOORING FIELD FUNDS IN THE AMOUNT NOT TO EXCEED \$159,100.00; AUTHORIZING THE TOWN MANAGER OR DESIGNEE TO EXECUTE RELATED DOCUMENTS; 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 Town has an opportunity to apply for grant funding from the Clean Vessel Act Grant Program (“Grant”) through Florida Department of Environmental Protection for procurement of a pump-out boat for the Matanzas Pass Mooring Field (“Project”); and

**WHEREAS**, the Town will commit funds (up to \$39,775) to complete the 25 percent match requirement, which funding is budgeted in the 2021-2022 Fiscal Year Budget for the Project; and

**WHEREAS**, the Town desires to apply for the Grant in the amount of up to \$159,100.00 in order to provide the Town with funds to complete the Project; and

**WHEREAS**, to apply for the Grant, a Resolution of the Town is required designating a “Project Manager”, and authorizing the Project Manger to apply for and administer the Grant on behalf of the Town; and

**WHEREAS**, the Town desires to designate the Town Manager or designee as the Project Manager and authorize the Town Manager or designee, to apply for and administer the Grant on behalf of the Town; and

**NOW, THEREFORE, BE IT HEREBY RESOLVED, BY THE TOWN COUNCIL OF THE TOWN 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 hereby designates the Town Manager or designee as Project Manager and authorizes the Town Manager or designee to apply for the Grant in the amount of up to \$159,100.00 and administer the grant on behalf of the Town, which includes the purchase of a new pump-out vessel for the Matanzas Pass mooring field.

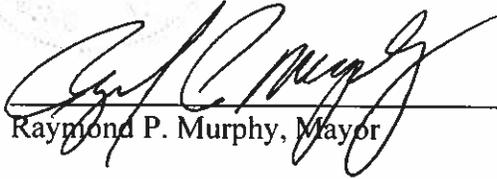
Section 3. This Resolution shall take effect immediately upon its adoption.

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

**DULY PASSED AND ADOPTED** on this 24<sup>th</sup> day of January 2022.

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

**TOWN OF FORT MYERS BEACH**



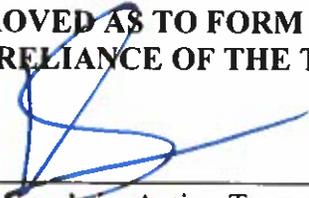
Raymond P. Murphy, Mayor

**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:**



Victor Sanabria, Acting Town Attorney

This Resolution was filed in the Office of the Town Clerk on this 24 day of January 2022.