

RESOLUTION NUMBER 23-134

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA APPROVING AN AGREEMENT BETWEEN THE TOWN AND MATANZAS INN FOR UPLAND SERVICES FOR THE MATANZAS MOORING FIELD FOR AN ANNUAL COST NOT TO EXCEED \$36,000.00; 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 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 of Fort Myers Beach Harbor Management Plan Rental Agreement provides for bathrooms and showers to renters to reduce the impacts associated with gray water discharges from vessels including increased phosphates, reduced dissolved oxygen, and other nutrient rich discharges that cause degradation of water quality within the waters of the Town of Fort Myers Beach, and

WHEREAS, the Town Council has determined it is in the best interest of the Town to approve the requested agreement with Matanzas Pass Inn for a cost not to exceed \$36,000 annually.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above recitals are true, correct, incorporated herein by this reference, and adopted as the legislative and administrative findings of the Town Council.

Section 2. The Town Council hereby approves the agreement between the Town and Matanzas Inn for \$36,000.00. A copy of the itemized cost is attached hereto as Attachment "A".

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

Dan Allers, Mayor	Aye
Jim Atterholt, Vice Mayor	Aye
John R. King, Council Member	Aye
Bill Veach, Council Member	Aye
Karen Woodson, Council Member	Aye

ADOPTED this 16th day of October 2023 by the Town Council of the Town of Fort Myers Beach, Florida.

FORT MYERS BEACH TOWN COUNCIL


Dan Allers (Oct 18, 2023 14:49 EDT)

Dan Allers, Mayor

ATTEST:


AMY BAKER (Oct 24, 2023 12:59 EDT)

Amy Baker, Town Clerk

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE
AND RELIANCE OF THE TOWN OF FORT MYERS BEACH ONLY:**


Becky Vose (Oct 18, 2023 16:00 EDT)

Vose Law Firm, LLP, Town Attorney

This Resolution was filed in the Office of the Town Clerk on this 17th day of October 2023.

Matanzas Mooring Field Upland Services at Matanzas Inn

Proposed

<u>Item #</u>	<u>Description</u>	<u>per day</u>	<u>2023 Sept</u>	<u>Notes</u>
1	Current bathrooms/laundry in Resort Cottages		\$ 1,340.00	670 square foot space at \$25 per square foot
2	Current electric per month		\$ 235.00	
3	Current water per month		\$ 300.00	
4	Current cleaning per month	\$ 55.00	\$ 440.00	Estimate Based on \$55/day WEEKENDS ONLY WITH 2 CLEANING PER DAY
5	Temporary Dinghy dockage on canal		\$ -	No Charge
6	Pump-out Boat dockage on canal for one year.		\$ 650.00	
			\$ 2,965.00	Per Month

General Comments

- a. Dinghy dockage on canal for initial 90 days to allow town time to open dinghy
- b. Mooring field bathrooms not open to the general public.
- c. Controlled access required by resort office or electronic keys
- d. One year dockage agreement for Town Pump out boat
- e. Term of agreement begins November 1, 2023 to September 30, 2025 with an option for Town to vacate agreement with 30 days notice.