

**EMERGENCY RESOLUTION OF THE TOWN OF
FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 99-41**

WHEREAS, the National Hurricane Center recognizes the danger to coastal residents from Hurricane Irene, by posting a Hurricane watch/warning for Lee County; and,

WHEREAS, the Lee County has issued an Executive Order recognizing the danger posed by Hurricane Irene to this area; and,

WHEREAS, forecasting specific to Lee County indicates a strong likelihood of significant impact on this area; and,

WHEREAS, Hurricane Irene has the potential for causing extensive damage to public utilities, public buildings, public communication systems, public streets and roads, public drainage systems, commercial and residential buildings and areas; and,

WHEREAS, Chapter 252, Florida Statutes, provides authority for the Town of Fort Myers Beach to declare a State of Local Emergency and to waive the procedures and formalities otherwise required of political subdivision by law pertaining to:

1. Performance of public work and taking whatever action is necessary to ensure the health, Safety, and welfare of the community;
2. Entering into contracts;
3. Incurring obligations;
4. Employment of permanent and temporary workers;
5. Utilization of volunteer workers;
6. Rental of equipment;
7. Acquisition and distribution, with or without compensation, of Supplies, materials and facilities;
8. Appropriation and expenditure of Public funds; and,

WHEREAS, the Town of Fort Myers Beach, pursuant to its home rule powers has adopted certain emergency procedure in its code of ordinances, specifically CHAPTER SIXTY FOUR of the Town of Fort Myers Beach Code of Ordinances;

NOW, THEREFORE, BE IT RESOLVED that:

Section 1. Based upon the forgoing findings a state of local emergency exists effective immediately within the Town of Fort Myers Beach.

Section 2. The Town, through the undersigned, hereby exercises its authority and waives the procedures and formalities required by law of a political subdivision, as provided in Chapter 252.38(6)(e), Florida Statutes and the Town Charter and implements Local Emergency Procedures contained in 64. Sections 3 through 64. Sections 9 of the Town of Fort Myers Beach Code of Ordinances.

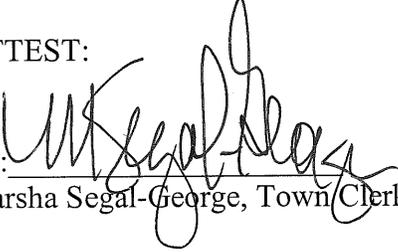
Section 3. This resolution is an emergency measure necessary for public safety.

The foregoing Resolution was adopted by a quorum of the Town Council after reasonable notice.

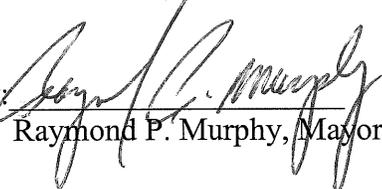
DULY PASSED AND ADOPTED this 14th day of October, 1999.

Anita T. Cereceda	<u>aye</u>
Dan Hughes	<u>absent</u>
John Mulholland	<u>aye</u>
Garr Reynolds	<u>aye</u>
Ray Murphy	<u>aye</u>

ATTEST:

By: 
Marsha Segal-George, Town Clerk

Town of Fort Myers Beach

By: 
Raymond P. Murphy, Mayor