

**EMERGENCY RESOLUTION OF THE TOWN OF
FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 05-37**

WHEREAS, the State of Florida has issued an Executive Order recognizing the danger posed to this area by Hurricane Wilma; and

WHEREAS, Hurricane Wilma has caused damage to public utilities, public buildings, public communication systems, public streets and roads within the Town of Fort Myers Beach, Florida; and

WHEREAS, the Town Council previously declared a State of Local Emergency, effective October 19, 2005, which declaration will expire on October 26, 2005, in accordance with the requirements of Florida Statute.

WHEREAS, the Town Council finds and declares that the extension of the Declaration of State of Local Emergency for an additional period of seven (7) days is necessary to protect and safeguard the safety, health and welfare of the people of the Town of Fort Myers Beach; and

WHEREAS, Chapter 252, Florida Statutes, and Ordinance Number 99-6, as amended, provides authority for the Town of Fort Myers Beach to extend a Declaration of a State of Local Emergency and to waive the procedures and formalities otherwise required by law for political subdivision of the State of Florida pertaining to:

1. Performance of public work and taking of whatever action is necessary to ensure the health, safety, and welfare of the local 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,

NOW, THEREFORE, BE IT RESOLVED that:

Section 1. Based upon the forgoing findings, a state of local emergency continues to exist within the Town of Fort Myers Beach, Florida.

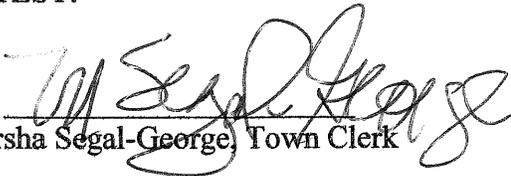
Section 2. The Town, through the undersigned, hereby exercises its authority and waives the procedures and formalities required by law of a political subdivision, as provided in Chapter 252.38(6)(e), Florida Statutes and the Town Charter and extends the implementation of Local Emergency Procedures contained in Chapter 64, Sections 1-10, and Chapter 65, Section 1-14.

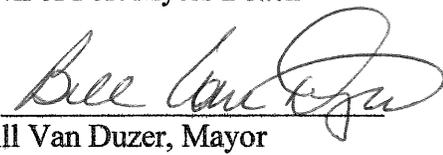
DULY PASSED AND ADOPTED this 24th day of October, 2005.

Ken Katcko	<u>AYE</u>
Garr Reynolds	<u>AYE</u>
Howard Rynearson	<u>ABSENT</u>
Bill Van Duzer	<u>A/YE</u>
Don Massucco	<u>AYE</u>

ATTEST:

Town of Fort Myers Beach

By: 
Marsha Segal-George, Town Clerk

By: 
Bill Van Duzer, Mayor

Town of Fort Myers Beach

By: 
Anne Dalton, Town Attorney