

RESOLUTION OF THE TOWN COUNCIL OF
THE TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 10-11

A RESOLUTION OF THE TOWN OF FORT MYERS BEACH, FLORIDA, CERTIFYING THE RESULTS OF THE TOWN ELECTION FOR SEATS ONE AND TWO; DETERMINATION OF SEAT ASSIGNMENTS; DECLARATION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Article VIII, Section 2 of the State Constitution and Chapter 166 of the 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 services, and exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, Article X of the Town Charter empowers the Town Council to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, the Town Charter requires periodic elections for membership on the council; and

WHEREAS, pursuant to the above authority, the Town Council of the Town of Fort Myers Beach, Florida called an election in the Town of Fort Myers Beach, which was duly held on the 9th day of March, 2010, for the purpose of having all of the qualified electors within the Town determine the members of the Town Council for seats #1 and #2.

IT IS HEREBY RESOLVED BY THE TOWN OF FORT MYERS BEACH, FLORIDA:

Section 1. Certification of Results of Election. It is hereby certified that the appropriate election officials have canvassed the ballots and certified same to the Lee County Supervisor of Elections and the Supervisor has in turn, certified the election results to the Town Council of the Town of Fort Myers Beach, Florida.

Section 2. Candidates For Town Council The votes received by the candidates for Council member Seats 1 and 2 are as follows:

<u>NAME</u>	<u>NUMBER OF VOTES</u>	<u>PERCENTAGE</u>
LARRY KIKER	795 Votes	36.45 %
JOSEPH KOSINSKI	539 Votes	24.71 %
ALAN MANDEL	847 Votes	38.84 %

Section 3. Determination of Council Seat Assignments. In accordance with the provisions of Section 2 of Town Ordinance 07-06, assignment of open seat numbers to Councilmembers shall be alphabetically by incoming Councilmembers' last names.

Section 4. Declaration. The Town Council hereby declares **Larry Kiker** elected as Council member for **Seat #1**, and **Alan Mandel** elected as Councilmember for **Seat #2**.

Section 5. Effective Date. This Resolution shall take effect immediately upon its adoption by the Town Council of the Town of Fort Myers Beach, Florida.

The foregoing resolution was adopted by the Fort Myers Beach Town Council upon motion by **Herb Acken** and second by **Jo List** and being put to a vote, the result was as follows:

Larry Kiker, Mayor	<u>aye</u>	Herb Acken, Vice Mayor	<u>aye</u>
Bob Raymond	<u>aye</u>	Tom Babcock	<u>aye</u>
Jo List	<u>aye</u>		

APPROVED THIS 15th DAY OF MARCH, 2010.

ATTEST:

TOWN OF FORT MYERS BEACH

By: 
Michelle D. Mayher, Town Clerk

By: 
Larry Kiker, Mayor

Approved as to form by:


Anne Dalton, Town Attorney