

RESOLUTION OF THE TOWN COUNCIL OF
THE TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 97- 30

A RESOLUTION OF THE TOWN OF FORT MYERS BEACH, FLORIDA, PLACING PROPOSED CHANGES TO THE CHARTER FOR REFERENDUM AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Fort Myers Beach, incorporated under Chapter 95-494, Laws of Florida, which by Section 13.03, provides for the appointment of a five- member charter review commission; and,

WHEREAS, the Town Council appointed such a commission and the commission held public hearings and presented proposed changes to the Council; and

WHEREAS, the Town Council held a minimum of two public hearings on proposed changes.

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

Section 1. Placing proposed changes on scheduled election ballot. The Town Council hereby places the following proposed changes to the Town Charter on the scheduled election ballot:

1. CHANGE FROM AT-LARGE TO SINGLE MEMBER DISTRICTS

A Town Charter amendment changing the election of the members of council from at large to only by electors residing in single-member districts.

Shall the above described amendment be adopted?

Yes
 No

ARTICLE IV: CHARTER OFFICERS

Section 4.01 Council members; elections.--

(a) There shall be a town council, hereinafter referred to as the council, with all legislative powers of the town vested therein, consisting of five council members, all each of whom shall be elected from single member districts. ~~the town at large, for the initial election. The council shall place the matter of a change in the charter regarding at large or district elections for council members to a vote of the electorate no later than 2 years after formation of the municipality with public hearings as to said matter as required under section 13.03 hereof.~~

~~(b) Council seats shall be designated as seats #1, #2, #3, #4, and #5. Candidates shall be required to seek election to a specific seat on the council.~~

2. CHANGE TO REMOVE THE RESTRICTION ON REVENUE BONDS FOR PURCHASE OF REAL PROPERTY OR FOR CAPITAL IMPROVEMENTS

A Town Charter amendment changing the requirement of a referendum to two public hearings prior to issuance of revenue bonds or prior to entering a lease purchase contract.

Shall the above described amendment be adopted?

 Yes
 No

ARTICLE XI: FINANCIAL PROCEDURES

Section 11.03 Council action on the budget.--

b) Unless authorized by the electors of the town at a duly held referendum election, the council shall not authorize or allow to be authorized the issuance of ~~revenue bonds or enter into lease purchase contracts or any other~~ unfunded multi-year contracts ~~all for the purchase of real property or the construction of any capital improvement~~, the repayment of which extends in excess of 36 months, unless mandated by state or federal governing agencies. This restriction shall not apply to revenue bonds or to lease-purchase contracts for the purchase of real property or the construction of any capital improvement. At least two public hearings shall be held prior to the above referendum and prior to the authorization or revenue bonds or lease-purchase contracts in excess of 36 months.

Section 2. Effective Date. This resolution shall take effect immediately upon its adoption by the Fort Myers Beach Town Council.

The foregoing resolution was adopted by the Fort Myers Beach Town Council upon being put to a vote, the result was as follows:

Anita T. Cereceda aye
Ted FitzSimons aye
William (Rusty) Isler aye
Garr Reynolds no
Ray Murphy aye
DULY ADOPTED this 18th day of August, 1997.

ATTEST:

TOWN OF FORT MYERS BEACH

By: Marsha Segal-George
Marsha Segal-George, Town Clerk

By: Anita T. Cereceda
Anita T. Cereceda, Mayor

Approved, as to form by:

Richard V.S. Roosa
Richard V.S. Roosa, Town Attorney