

RESOLUTION OF THE TOWN COUNCIL OF
THE TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 11-19

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, CONFIRMING THAT THE TOWN OF FORT MYERS BEACH WILL ASSUME ALL ASSETS AND LIABILITIES OF THE FLORIDA NOT FOR PROFIT CORPORATION KNOWN AS "THE TOWN OF FORT MYERS BEACH PUBLIC WORKS SERVICES, INC." UPON DISSOLUTION OF THAT CORPORATION; CONFIRMING THAT, TO THE EXTENT THAT SAID NOT FOR PROFIT CORPORATION WAS ALSO CONSIDERED TO BE AN AGENCY OF THE TOWN, THAT THE AGENCY IS LIKEWISE DISSOLVED; PROVIDING AN EFFECTIVE DATE

WHEREAS, the Board of Directors of the Florida Not For Profit Corporation known as "The Town of Fort Myers Beach Public Works Services, Inc." has decided to dissolve that corporation and has approved Articles of Dissolution and a Plan for Distribution of Assets; and

WHEREAS, the Town Council has agreed to assume all assets and liabilities of said Not For Profit Corporation upon dissolution of the corporation; and

WHEREAS, to the extent that said not for profit corporation was considered to be a public agency established by the Town Council, the Town Council desires to confirm that said agency is also being dissolved.

IT IS HEREBY RESOLVED BY THE TOWN OF FORT MYERS BEACH AS FOLLOWS:

Section 1. The Town Council of the Town of Fort Myers Beach, Florida, hereby agrees to assume all assets and liabilities of the Florida Not For Profit corporation known as "The Town of Fort Myers Beach Public Works Services, Inc.," including, but not limited to "The Town of Fort Myers Beach Public Works Services, Inc. Revenue Refunding Note, Series 2010, in the principal amount of \$2,520,000, which note is currently held by SunTrust Bank.

Section 2. To the extent that the Florida Not For Profit corporation known as "The Town of Fort Myers Beach Public Works Services, Inc." is considered to be an agency of the Town, the Town Council hereby dissolves that agency.

Section 3. Effective Date. This resolution shall take effect at 12:00 midnight on September 30, 2011.

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

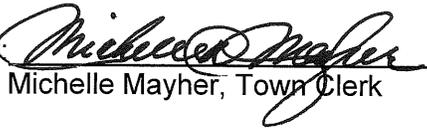
DULY PASSED AND ADOPTED ON THIS 26TH DAY OF SEPTEMBER, 2011.

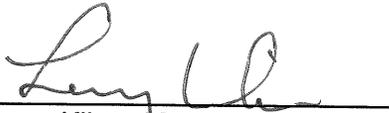
Larry Kiker, Mayor aye
Joe Kosinski, Councilmember aye
Alan Mandel, Councilmember aye

Bob Raymond, Vice Mayor aye
Jo List, Councilmember aye

ATTEST:

TOWN OF FORT MYERS BEACH

By: 
Michelle Mayher, Town Clerk

By: 
Larry Kiker, Mayor

Approved as to legal sufficiency by:

By: 
Fowler White Boggs, Town Attorney