

RESOLUTION NUMBER 05-08

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, CALLING FOR ELECTION; QUALIFYING; APPLICABLE LAW; POLLING PLACES; NOTICE; CANVASSING; DECLARATION 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 election of a five- member council; and,

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

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

Section 1. Calling for Election. There is hereby called an election in the Town of Fort Myers Beach, to be held the 8<sup>th</sup> day of November, 2005, for the purpose of having all of the qualified electors within the Town to determine the members of the council for seats #3, #4, and #5. If more than two candidates qualify of any of the council seats, there will be a primary to be held the 4th day of October, 2005.

Section 2. Qualifying. The period of qualifying as a candidate for council member was from noon August 15, 2005, to noon August 19, 2005.

Section 3. Applicable Law. Said election shall be conducted according to the requirements of law governing municipalities.

Section 4. Polling Places. The election shall be held at the precinct polling places heretofore designated by the Supervisor of Elections in Lee County, Florida. The polls shall be opened and closed as provided by law and the ballot shall contain the names of the candidates to be voted upon in said election.

Section 5. Notice. The publication of notice of election shall be in a newspaper of general circulation within the Town and first publication shall be at least 10 days prior to the qualifying period.

Section 6. Canvassing. The appropriate election officials shall canvass the ballots and certify same to the Lee County Supervisor of Elections and the Supervisor shall in turn, certify the election results to the Town of Fort Myers Beach Council.

Section 7. Declaration. The Town Council shall declare the results thereof and such returns shall be recorded in the minutes of the Town Council at the first meeting after certification.

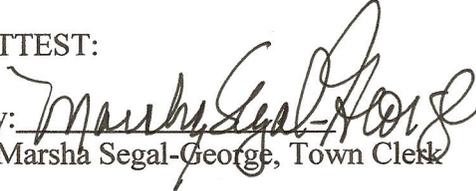
Section 8. Effective Date. This resolution shall take effect immediately upon its adoption by the Fort Myers Beach Town Council.

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

Howard Rynearson	<u>Aye</u>
Don Massucco	<u>Aye</u>
Bill Thomas	<u>Absent</u>
W. H. "Bill" Van Duzer	<u>Aye</u>
Garr Reynolds	<u>Aye</u>

Adopted this 18th day of April, 2005.

ATTEST:

By:   
Marsha Segal-George, Town Clerk

TOWN OF FORT MYERS BEACH

By:   
W. H. "Bill" Van Duzer, Mayor

Approved as to form by:

  
Anne Dalton, Interim Town Attorney