

RESOLUTION OF THE TOWN COUNCIL OF
THE TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 05-41

A RESOLUTION OF THE TOWN OF FORT MYERS BEACH, FLORIDA, CERTIFYING THE RESULTS OF THE REFERENDA HELD ON NOVEMBER 8, 2005; DECLARATION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town Council of the Town of Fort Myers Beach, Florida ordered and called for a referendum election for the purpose of submitting to the qualified electors of the Town, the question of approval of two (2) amendments to the Town Charter, as required by said Town Charter and as set forth in specificity below; and

WHEREAS, the aforesaid referendum election in the Town of Fort Myers Beach was duly held on the 8TH day of November, 2005 in accordance with all applicable laws.

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

Section 1. Certification of Results of Election. There 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. Referendum Regarding Amendment to Section 2 of the Town Charter. This Referendum inquired whether Section 2 of the Town Charter should be amended to eliminate the primary election, to add a provision for a run-off election following the general election if necessary, and to add a provision specifying the time period for candidate qualification prior to election. The votes received for this Referendum question are as follows: Total votes cast: 2,251

YES 1,542 68.51%

NO 709 31.49%

Section 3. Referendum Regarding Road Or Bridge Tolls. This Referendum inquired whether the Town Charter be amended to state that the Council may impose road or bridge tolls only after approval by the electors as provided by general law. The votes received for this Referendum question are as follows: Total votes cast: 2,313

YES 1,668 72.11%

NO 645 27.89 %

Section 4. Declaration as to Section 2 of the Town Charter. The Town Council hereby declares that Section 2 of the Town Charter is amended as provided above.

Section 5. Declaration as to Road and Bridge Tolls. The Town Council hereby declares that the Town Council may impose road or bridge tolls only after approval by the electors as provided by general law.

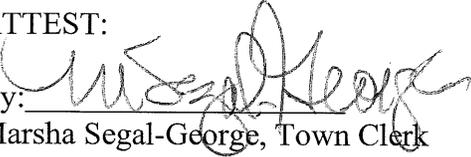
Section 6. Effective Date. This Resolution shall take effect immediately upon its adoption by the Town Council of the Town of Fort Myers Beach, Florida.

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

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

APPROVED this 21st day of November, 2005.

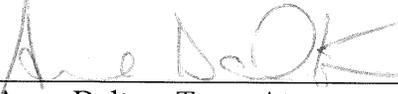
ATTEST:

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, Town Attorney