

**A RESOLUTION OF THE TOWN COUNCIL
OF THE TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION 08-01**

**A RESOLUTION OF THE TOWN OF FORT MYERS BEACH IN SUPPORT OF
CONGRESSIONAL APPROPRIATIONS FOR THE FUNDING OF THE
REPAIRS AND REHABILITATION OF THE HERBERT HOOVER DIKE; AND
PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the Fort Myers Beach Town Council is committed to the protection and restoration of its water resources; and

WHEREAS, Fort Myers Beach's surrounding estuaries and waterways receive discharges from Lake Okeechobee when water levels are high, usually for the stated purpose of protecting the integrity of the Herbert Hoover Dike; and

WHEREAS, Lake Okeechobee's importance to the entire region as a water source makes its management at seasonal high levels critical for South and Southeast Florida water supply planning for the foreseeable future; and

WHEREAS, the heightened levels increase risk to the integrity of the Herbert Hoover Dike; and

WHEREAS, Lake Okeechobee was impacted by four hurricanes during the 2004 and 2005 hurricane season; and

WHEREAS, common engineering standards for levees include the consideration of the location and construction of spillways that reduce the risk of breach, and reduce the threat of damage and loss of life to the greatest number of persons; and

WHEREAS, the plan for the Herbert Hoover Dike repair and rehabilitation describes the perimeter of the Lake as broken up into eight parts (known as "Reaches") for planning and repair prioritization; and

WHEREAS, the priority of the Corps and District is to pursue immediate repairs for Reach 1 (Port Myakka to Belle Glade) and then Reaches 2 (Moore Haven to Clewiston) and 3 (Clewiston to Belle Glade).

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Fort Myers Beach, Florida:

SECTION 1. The Town of Fort Myers Beach hereby requests the Congress of the United States to appropriate funds necessary to bring the Herbert Hoover Dike into compliance with current levee protection safety standards and to expedite funding for the improvements through prompt enactment of the Energy and Water Appropriations Bill or some other mechanism.

SECTION 2. The Town of Fort Myers Beach hereby requests that the rehabilitation and repair of the additional Reaches of the Lake Okeechobee Rehabilitation and Repair Plan, specifically Reaches 2 and 3, include consideration of one or more southern spillways, with associated flowways that would (1) accommodate the diversion of rapidly rising Lake waters to the south and away from populated areas, (2) divert water

to and through the water conservation areas and to areas that would threaten the fewest people, and (3) preclude or severely limit any flows to the west coast and east coast estuaries.

SECTION 3. The Town of Fort Myers Beach recognizes that it can only achieve its Clean Water Act obligations if seasonal high water discharges from Lake Okeechobee are reduced to levels manageable for water quality purposes, and the City supports this and other efforts that bring about such reductions.

SECTION 4. Copies of this Resolution shall be sent to the South Florida Water Management District, and the U.S. Army Corps of Engineers to distribute as they deem appropriate, to members of the 10 County Coalition, Southwest Florida League of Cities, and to Lee County's Congressional Delegation.

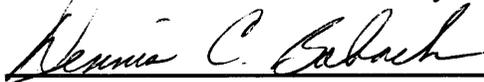
SECTION 5. Effective Date.
This resolution shall take effect immediately upon adoption.

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

Mayor Dennis Boback	aye
Vice Mayor Larry Kiker	aye
Herb Acken	aye
Bill Shenko, Jr.	aye
Charles Meador, Jr.	aye

DULY PASSED AND ADOPTED THIS 7th day of January, 2008.

Town Council of the Town of Fort Myers Beach

By: 
Dennis C. Boback, Mayor

Approved as to form and
Legal sufficiency:

By: 
Anne Dalton, Esquire Town Attorney

ATTEST:

By: 
Michelle D. Mayher, Town Clerk

