

RESOLUTION NUMBER 04-18

A RESOLUTION OF THE TOWN OF FORT MYERS BEACH, FLORIDA  
ESTABLISHING THE INTERIM TRAFFIC MITIGATION AGENCY

WHEREAS, the Town needs the ability to establish primary considerations, goals and deal with and supervise the evolving long term issue of traffic mitigation; and,

WHEREAS, the Town needs a AGENCY that can take quick action by proposing programs to mitigate the traffic problems anticipated in the 2005 season.

NOW, THEREFORE, BE IT RESOLVED BY THE FORT MYERS BEACH TOWN COUNCIL, ESTABLISHES THE INTERIM TRAFFIC MITIGATION AGENCY, subject to the following:

SECTION 1. Composition and appointment. The AGENCY shall consist of five (5) members appointed by the Town Council and such others as the five may choose.

SECTION 2. Purpose and scope. The broad objectives of AGENCY are to further the welfare of the citizens of the town by addressing issues that are related to traffic mitigation.

SECTION 3. Member's term. The term of office of a member of the AGENCY shall be at the will of the Town Council, but no later than December 31, 2004.

SECTION 4. Compensation of members. The members of the AGENCY shall serve without compensation.

SECTION 5. Election of officers. The AGENCY shall at the first meeting of the newly appointed members elect one of its members as Presiding Officer and elect an alternate.

SECTION 6. Clerk. The town manager or a designee shall be the clerk of the AGENCY. It shall be the duty of the clerk to keep a record of all proceedings of the AGENCY, transmit its recommendations when directed by the Presiding Officer, maintain an updated complete file of all its proceedings in the town hall, and perform such other duties as are usually performed by the clerk of a deliberative body.

SECTION 7. Rule and procedures. The AGENCY shall meet at such times as the Presiding Officer or it may determine. It shall adopt rules for the transaction of its business. It shall keep a properly indexed record of its resolutions, transactions, findings and determinations, which record shall be a public record. All meetings of the AGENCY shall be public meetings.

SECTION 8. Employment of staff and experts. The AGENCY may, subject to the approval of the town council and within the financial limitations set by appropriations made or other funds available, recommend the town manager employ such experts, consultants,

technicians and staff as may be deemed necessary to carry out the functions of the AGENCY.

SECTION 9. Reimbursed expenses. AGENCY members may be reimbursed for expenses as are necessary to conduct the work of the agency from funds appropriated by the town council.

SECTION 10. Supervision of staff. Staff personnel of the AGENCY shall be under the day-to-day supervision of the town manager.

SECTION 11. Functions, powers and duties. The functions, powers and duties of the AGENCY shall be, in general to advise the Town Council in matters of traffic mitigation.

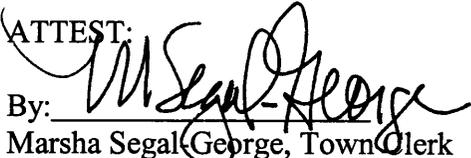
SECTION 12. Severability. If any one of the provisions of this resolution should be held contrary to any express provision of law or contrary to the policy of express law, although not expressly prohibited, or against public policy, or shall for any reason whatsoever be held invalid, then such provision shall be null and void and shall be deemed separate from the remaining provisions of this resolution, and in no way affect the validity of all other provisions of this resolution.

SECTION 13. Effective Date. This ordinance shall become effective immediately upon its adoption.

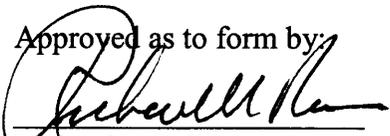
The foregoing resolution was adopted by the Fort Myers Beach Town Council upon being put to a vote, the result was as follows:

Howard Rynearson	aye
Don Massucco	aye
Bill Thomas	aye
W. H. "Bill" Van Duzer	aye
Garr Reynolds	aye

Adopted this 7th day of June, 2004.

ATTEST:  
By:   
Marsha Segal-George, Town Clerk

TOWN OF FORT MYERS BEACH  
By:   
Bill Thomas, Mayor

Approved as to form by:  
  
Richard V.S. Roosa, Town Attorney