

**MALABAR, FLORIDA**

**RESOLUTION 10-2007**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MALABAR, FLORIDA AUTHORIZING THE MAYOR AND TOWN ADMINISTRATOR TO SIGN A MUTUAL AID AGREEMENT BETWEEN THE TOWN OF MALABAR AND DEPARTMENT OF COMMUNITY AFFAIRS, STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the continuing possibility exists that a wide range of disasters that could cause the disruption of essential services and the destruction of the infrastructure needed to deliver those services which could cause the Town Administrator of the Town of Malabar to seek additional resources for municipal services on a short term basis; and,

**WHEREAS**, the Town of Malabar would benefit from an Agreement providing additional resources should the circumstances require mutual assistance in emergencies;

**NOW THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MALABAR, FLORIDA, AS FOLLOWS:**

**Section 1.** That the Mayor and Town Administrator are hereby authorized to sign the Mutual Aid Agreement by and between the Town of Malabar and the Department of community Affairs, State of Florida, which is attached as Exhibit "A" and incorporated herein as if set forth in full.

**Section 2. Severability.** That the provisions of this Resolution are declared to be severable and if any section, sentence, clause or phrase of this Resolution shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, clauses, sentences and phrases of this Resolution but they shall remain in effect, notwithstanding the invalidity of any part.

**Section 3. Conflict.** That all resolutions or parts of resolutions in conflict with this Resolution are hereby repealed to the extent of such conflict.

**Section 4. Effective Date.** That this Resolution shall become effective immediately upon approval of the Town Council.

This Resolution was moved for adoption by Council Member\_\_\_\_\_ and was

seconded by Council Member \_\_\_\_\_ and, upon being put to a vote, the vote was as follow:

Council Member Nancy Borton \_\_\_\_\_  
Council Member Brian Vail \_\_\_\_\_  
Council Member Chuck McClelland \_\_\_\_\_  
Council Member Bobbie Moccia \_\_\_\_\_  
Council Member Pat Dezman \_\_\_\_\_

This Resolution was then declared duly passed and adopted this 7<sup>th</sup> day of May, 2007.

TOWN OF MALABAR  
BY:

\_\_\_\_\_  
Mayor Tom Eschenberg, Chair

ATTEST:

\_\_\_\_\_  
Susan Kabana, CMC  
Town Clerk

(seal)

Approved as to form and content:

\_\_\_\_\_  
Town Attorney  
Karl W. Bohne, Jr.