



RESOLUTION NO. 896

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SEWALL'S POINT, FLORIDA, ADOPTING A TOWN OF SEWALL'S POINT LOGO; AUTHORIZING THE MAYOR OR TOWN MANAGER TO EXECUTE THE APPLICATION TO REGISTER THE LOGO AS A SERVICE MARK AND FOR OTHER PURPOSES; AND PROVIDING FOR SEVERABILITY, CONFLICTS, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Sewall's Point, Florida, is a duly constituted municipality having such power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the Town has been using its Town of Sewall's Point pelican logo for many years; however, it is not certain that the Town ever officially adopted this logo and the Town Commission wishes to adopt it now; and

WHEREAS, the Town's pelican logo is attached hereto as **Exhibit A** and is incorporated herein by this reference; and

WHEREAS, in order to protect and control the use of the Town's logo, the Town Commission wishes to register the logo as a service mark with the State of Florida Division of Corporations; and

WHEREAS, it has been determined that the adoption of the logo is in the best interest of the public health, safety and welfare of the Town of Sewall's Point.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SEWALL'S POINT, FLORIDA, AS FOLLOWS:

Section 1. **Recitals.** The whereas clauses are incorporated herein as true and correct and as the legislative findings of the Town Commission.

Section 2. **Adoption.** The Town of Sewall's Point hereby adopts the logo attached hereto as **Exhibit A**.

Section 3. Registration. The Town Commission hereby authorizes the Mayor or the Town Manager to execute the State of Florida Division of Corporations' application to register the logo as a service mark. The application shall be in a form substantially similar to the form attached hereto as **Exhibit B**. If the Division of Corporations requires any revisions to the application, the Town Attorney shall make those revisions and the Mayor or the Town Manager may execute the revised application(s). The Town Manager is authorized to pay any required application fees.

Section 4. Conflicts. That all resolutions or parts of resolution in conflict herewith, are repealed to the extent of such conflict.

Section 5. Severability. Should any section or provision of this Resolution or portion hereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the remainder of this Resolution.

Section 6. Effective Date. This Resolution shall take effect upon approval by the Town Commission.

Vice Mayor Campo offered the Resolution and moved its adoption. The motion was seconded by Commissioner Fender, and upon being put to a vote, the vote was:

	<u>AYE</u>	<u>NAY</u>
KAIJA MAYFIELD, MAYOR	✓	—
JAMES W. CAMPO, VICE MAYOR	✓	—
FRANK FENDER, COMMISSIONER	✓	—
DAVE KURZMAN, COMMISSIONER	✓	—
JOHN TOMPECK, COMMISSIONER	✓	—

The Town Manager thereupon declared this Resolution No. 896 approved and adopted by the Town Commission of the Town of Sewall's Point on this 15th day of December, 2020.

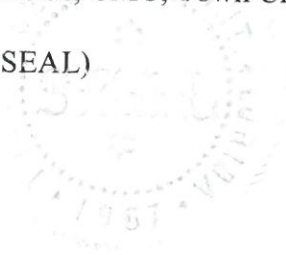
TOWN OF SEWALL'S POINT, FLORIDA

Kaija Mayfield
KAIJA MAYFIELD, MAYOR

ATTEST:

April Stoncius
April Stoncius, CMC, Town Clerk

(TOWN SEAL)



APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

Glen J. Torcivia
Glen J. Torcivia, Town Attorney
Florida Bar No. 343374

EXHIBIT A

(Town Logo/Service Mark)

