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2 An act relating to Lee County and the City of
3 Fort Myers; amending section 4, chapter 98-488,
4 Laws of Florida; providing for an annexation
5 referendum in certain enclaves only; allowing
6 city the option to hold a referendum in the
7 City of Fort Myers; providing for separate vote
8 on an interlocal agreement by electors in the
9 city and electors in certain enclave areas
10 proposed to be annexed; providing an effective
11 date.

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13 Be It Enacted by the Legislature of the State of Florida:

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15 Section 1. Section 4 of chapter 98-488, Laws of
16 Florida, is amended to read:

17 Section 4. (1) Subsequent to the adoption of the
18 interlocal agreement between the city and the county, and
19 prior to the implementation of the proposed annexation by the
20 city of the described "Dunbar" and "Belle Vue" enclaves, a
21 referendum shall be held by the city ~~in the City of Fort Myers~~
22 ~~and~~ within the proposed, described enclave areas to be
23 annexed, or at the election of the city, in the city of Fort
24 Myers and within the proposed, described enclave areas to be
25 annexed, for the ratification and approval of the interlocal
26 agreement by the registered electorates therein pursuant to
27 the provisions of s. 171.0413, Florida Statutes, as amended.

28 (2) The interlocal agreement shall be presented
29 ~~separately to the registered voters residing within the city~~
30 ~~and the~~ registered voters residing within the proposed annexed
31 areas as further described in section 2 of this act. The city

1 may also elect to submit the interlocal agreement to a
2 separate vote of the registered voters residing within the
3 city at the same time the referendum is held in the proposed
4 enclave areas.The procedures for conducting the referendum
5 shall be pursuant to the requirements as set out at s.
6 171.0413(2), Florida Statutes. Upon a majority vote, of the
7 ~~registered electors of the City of Fort Myers and a majority~~
8 ~~of the votes cast by the~~ combined registered electors residing
9 in both the "Dunbar" and "Belle Vue" areas, or if the city
10 elects to submit the interlocal agreement to a separate vote
11 of the registered voters residing within the city, upon a
12 majority vote of the electors of the City of Fort Myers and a
13 majority vote by the combined electors residing in both
14 "Dunbar" and "Belle Vue" areas,the interlocal agreement shall
15 be deemed to be ratified and approved, and shall become
16 effective as provided for in the interlocal agreement, but
17 otherwise for not more than 1 year following the referendum.
18 The referendum for ratification and approval of the interlocal
19 agreement for annexation may be conducted by the city at any
20 regular election following the adoption of the interlocal
21 agreement by the city and the county.

22 Section 2. This act shall take effect upon becoming a
23 law.