

By Representative Kyle

1                                   A bill to be entitled  
2           An act relating to Lee County and the City of  
3           Fort Myers; amending section 4, chapter 98-488,  
4           Laws of Florida, as amended; providing for the  
5           addition of a special election that may be  
6           conducted by the city for the interlocal  
7           agreement approval referendum; providing an  
8           effective date.

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

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12           Section 1.   Section 4 of chapter 98-488, Laws of  
13           Florida, as amended by chapter 2000-413, Laws of Florida, is  
14           amended to read:

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

26           (2)   The interlocal agreement shall be presented to the  
27           registered voters residing within the proposed annexed areas  
28           as further described in section 2 of this act. The city may  
29           also elect to submit the interlocal agreement to a separate  
30           vote of the registered voters residing within the city at the  
31           same time the referendum is held in the proposed enclave

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

18 Section 2. This act shall take effect upon becoming a  
19 law.

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