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AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, REPEALING PURCHASING AND FINANCE PROVISIONS OF THE LEE COUNTY CODE PREVIOUSLY ADOPTED BY REFERENCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Charter of the Village of Estero (“Charter”) at Section 11, “General Provisions,” paragraph (5) “Transitional Ordinances and Resolutions,” provides that all applicable lawful Lee County ordinances currently in place at the time of passage of the referendum, unless specifically referenced in the Charter, shall remain in place unless rescinded by the Village Council or unless they are in conflict with an ordinance, rule or regulation of the Village; and

NOW, THEREFORE, be it ordained by the Village Council of the Village of Estero, Florida:

The following sections were included in the Code of Laws and Ordinances, of the Village of Estero, Florida by virtue of their inclusion in the Lee County Code and are hereby rescinded and repealed as ordinances of the Village of Estero:

Lee County Code Sec. 1-10.2. Method for county selection of services within the scope of the practices of architecture, professional engineering, landscape architecture or land surveying; Sec. 1-27. Definitions; Sec. 1-28. Qualification as a local contractor/vendor; Sec. 1-29. Reciprocity and by interlocal agreement; Sec. 1-30. Application of the local contractor/vendor preference; Sec. 1-31. Administrative procedures; Sec. 1-32. Supplemental authority; Sec. 1-191. General policy; Sec. 1-192. Definitions; Sec. 1-193. Determination of disadvantage; Sec. 1-194. Application of article provisions; Sec. 1-195. Incentive programs; Sec. 1-196. Reports of contracts, subcontracts with non-DBE's; Sec. 1-197. Transfer of

ownership, permanent change in management, etc., of certified DBE's; Sec. 1-198. Compliance by county; Sec. 1-199. County to adopt rules for implementation of division; Sec. 1-200. Sunset review and sundown provisions; Sec. 1-201. Severability; Sec. 1-211. Establishment; application; Sec. 1-212. Administrative procedure; Sec. 1-213. Small disadvantaged business enterprise council; Sec. 1-214. Annual goals; Sec. 1-215. Goals in excess of annual goals; Sec. 1-216. "Good faith" efforts at compliance; Sec. 1-221. Described; Sec. 1-222. Utilization; approval; Sec. 1-223. Rejection of award; Sec. 1-224. Purpose; identification standards; Sec. 1-316. Definitions; Sec. 1-317. Fee schedule; Sec. 1-318. Disposition of fees; annual monitoring report; Sec. 1-319. Penalties; Sec. 1-321. Confirmation of existing financial procedures; Sec. 1-322. Confirmation and approval of certain specified actions by circuit court's finance division; Sec. 1-323. Investment authority of clerk of circuit court's finance division - Generally; Sec. 1-324. Same - S.E.C.-registered money market mutual funds; Sec. 1-325. Same—Investment companies and trusts; Sec. 1-326. Same—State municipal securities and domestic bankers' acceptances; Sec. 1-327. Other investment procedures; Sec. 1-328. Change in authorized signatures; Sec. 1-450. Findings; Sec. 1-451. Designation of recovery zone; Sec. 1-452. Issuance of recovery zone bonds; Sec. 1-453. Recovery zone economic development bonds—Eligible activities/projects; Sec. 1-454. Recovery zone facility bonds—Eligible activities/projects; and Sec. 1-455. Project process.

This repeal is not intended to affect the validity of these provisions as ordinances or laws of Lee County. Additionally, nothing contained herein is intended to affect the designation of Lee County as recovery zone under the American Recovery and Reinvestment Act of 2009 or any bonds issued pursuant to that Act.

Section 2. Effective Date.

This ordinance shall become effective immediately upon adoption.

PASSED on first reading this 3rd day of October, 2018.

PASSED AND ADOPTED BY THE VILLAGE COUNCIL of the Village of Estero, Florida this 17th day of October, 2018.

Attest:

VILLAGE OF ESTERO, FLORIDA

By: Kathy Hall
Kathy Hall, MMC, Village Clerk

By: James R. Boesch
James R. Boesch, Mayor

Reviewed for legal sufficiency:

By: Burt Saunders
Burt Saunders, Esq., Village Attorney

91	Vote:	AYE	NAY
92	Mayor Boesch	<u>✓</u>	_____
93	Vice Mayor Ribble	<u>✓</u>	_____
94	Councilmember Batos	<u>✓</u>	_____
95	Councilmember Errington	<u>✓</u>	_____
96	Councilmember Levitan	<u>✓</u>	_____
97	Councilmember McLain	<u>✓</u>	_____
98	Councilmember Wilson	<u>✓</u>	_____