

**Lee County Board of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20030680

1. REQUESTED MOTION:

ACTION REQUESTED: Conduct Public Hearing to consider and approve Lee County Lobbying Ordinance.

WHY ACTION IS NECESSARY: A Public Hearing is required by law to adopt ordinance redraft with revisions.

WHAT ACTION ACCOMPLISHES: Repeals and replaces Lee County Ordinances 89-40, as amended by Lee County Ordinance 90-07. Provides for lobbying registrations, record-keeping and lobbying statements.

**2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #**

5:00 #5

3. MEETING DATE:

06-24-2003

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:**
15 minutes

**5. REQUIREMENT/PURPOSE:
(Specify)**

- STATUTE
- ORDINANCE
- ADMIN. CODE
- OTHER *Lee County*
Ordinance 89-40 as amended by
Lee County Ordinance 90-07.

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER
- B. DEPARTMENT *County Attorney's Office*
- C. DIVISION
- BY: *James G. Yaeger*
County Attorney

7. BACKGROUND:

Revisions to the Lee County Lobbying Ordinance were discussed at the May 5, 2003 Management and Planning Meeting and on May 20, 2003 the Board of County Commissioners directed Alt. #2 to Public Hearing, being those revisions discussed with Board and as outlined in memorandum dated May 15, 2003 (Pages 2-3, Alt. #2), attached. The draft ordinance (Alt. #2) attached to the May 15, 2003 memorandum contains the material amendments to the existing ordinance as underlined. The underlined Alt. #2 version is then restated in full without underlining as the ordinance noticed and presently before the Board for consideration.

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
					OA	OM	RISK	GC	
N/A	N/A	N/A	N/A	<i>[Signature]</i>	<i>RK/LS</i>	<i>SG</i>	<i>6/5/03</i>	<i>6/5/03</i>	<i>6-6-03</i>

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

CO. ATTY.
FORWARDED
CO. ADMIN.
6-5-03

RECEIVED
CO. ADMIN.
6-5-03
2:10
DS
6/6/03

LEE COUNTY ORDINANCE NO. _____

AN ORDINANCE RELATING TO LOBBYING ACTIVITIES AND LOBBYIST REPORTING IN LEE COUNTY; REPEALING ORDINANCE NOS. 89-40 AND 90-07; PROVIDING FOR DEFINITIONS; PROVIDING FOR RECORD-KEEPING RESPONSIBILITIES; ANNUAL REGISTRATION OF PAID LOBBYISTS; EXEMPTIONS; QUARTERLY LOBBYING STATEMENTS; CLERK TO MAINTAIN REGISTRATION, LOBBY LOGS AND LOBBYING STATEMENTS; PROHIBITED CONDUCT OF COUNTY OFFICIALS AND EMPLOYEES; PENALTIES; ENFORCEMENT; SEVERABILITY; AND EFFECTIVE DATE.

SECTION ONE REPEALER

Lee County Ordinance Nos. 89-40 and 90-07 are hereby repealed in their entirety.

SECTION TWO DEFINITIONS

A. "Lobbying" means communications outside of a duly noticed public meeting or hearing on the record, whether written or oral by a lobbyist, with any member or members of the Board of County Commissioners, or any member or members of any decision-making body under the jurisdiction of the Board, or any county employee, whereby the lobbyist seeks to encourage or influence the passage, defeat, modification or repeal of any item which may be presented for vote before the Board of County Commissioners, or any Decision-Making Body under the jurisdiction of the Board, or which may be presented for consideration by a county employee as a recommendation to the Board or decision-making body.

B. "Lobbyist" means any person, firm, corporation or other legal entity, paid or unpaid, who, on behalf of another, engages in the activity of lobbying as defined in this ordinance.

C. "Paid Lobbyist" means a person, firm, corporation or other legal entity who is employed and receives payment, or who contracts for economic consideration in any form for the purpose of lobbying, or a person who is principally employed for, or whose substantial duties pertain to governmental affairs communications for another person or governmental entity to lobby on behalf of that other person or governmental entity and engages in the activity of lobbying as defined in this Ordinance.

D. "Immediate Family" shall means the lineal descendants, antecedent and the collateral kin of both the individual involved and the spouse of any such person.

E. "Principal" means the person, firm, corporation, or other legal entity which has arranged for a lobbyist to engage in lobbying.

F. "Employee" means:

- (1) County Manager, Deputy County Manager, Assistant County Managers, and Public Works Director;
- (2) County Attorney, Deputy County Attorney, Chief Assistant County Attorneys, and Assistant County Attorneys;
- (3) Executive Director of the Port Authority;
- (4) Department Directors or Interim Department Directors, Department Deputy or Interim Deputy Director, Division Directors or Interim Division Directors, Division Deputy Directors, or Interim Division Deputy Directors.
- (5) All employees within the Purchasing Department with the exception of the secretarial staff.

G. "Decision-Making Body" means any body established by the Board of County Commissioners which is subject to its jurisdiction.

SECTION THREE **RECORD-KEEPING RESPONSIBILITIES**

County Commissioners and employees as specified in Section Two (E), who make regulatory decisions or recommendations to the Board of County Commissioners shall be responsible for maintaining a written log which documents each oral lobbying communication or meeting with a lobbyist whether paid or unpaid, held for the purpose of lobbying outside a duly noticed public meeting or hearing on the record. The written log shall be of uniform form (Exhibit "A", hereto). County Commissioners nor County employees shall be required to maintain a record of their contact with each other, while acting within the scope of their official capacities and duties. The log shall, at a minimum, reflect the name of the lobbyist, the date of the oral lobbying communication or lobbying meeting, and the subject matter discussed.

County Commissioners shall deliver their logs to the Clerk of Court at the end of each quarter and at the conclusion of their final term in office. County employees as designated in Section Two (E) must deliver their logs to the Clerk at the end of each quarter and upon the conclusion of their employment with Lee County. All lobby logs must be in the form provided for in Exhibit "A", hereto.

Individuals who serve as members of advisory boards or advisory committees to the county, who are either volunteers or receive no compensation from the county for their services, are not required to maintain the logs as described in this section.

All individuals subject to the requirements of this section must file lobby logs as set out above, regardless of whether any lobbying contacts are reported during any reporting period.

SECTION FOUR **ANNUAL REGISTRATION OF PAID LOBBYISTS**

All paid lobbyists as defined herein, shall register with the Clerk of the Board of County Commissioners on an annual basis. Every unregistered, paid lobbyist shall register prior to the first occasion such unregistered, paid lobbyist engages in the activity of lobbying as defined in this ordinance. Every person, firm or other entity required to register as a paid lobbyist shall register on forms prepared by the Clerk's Office. The paid lobbyist shall state under oath their name, business address, the name and business address of each principal represented, the general and specific areas of legislative interest and the nature and extent of any direct business association or partnership with any current member of the Board, a county employee, or person sitting on a decision-making body that is created by Florida Law, and under the jurisdiction of the Board of County Commissioners. Each firm, corporation or other legal entity, may register in the name of such firm, corporation or legal entity, provided the registration shall list the names of all persons which may engage in lobbying as defined in this ordinance.

SECTION FIVE **EXEMPTIONS**

The following persons are not lobbyists as defined in Section Two (Paragraphs B and C), and shall not be required to register as paid lobbyists or keep records as paid lobbyists:

- (A) Lee County employees discussing government business;
- (B) Law enforcement personnel conducting an investigation;
- (C) Persons when they communicate with Board members in their individual capacity for the purpose of self-representation, or on behalf of their family, without compensation or reimbursement;
- (D) Persons when they appear at public meetings or hearings and communicate on the record;
- (E) Consultants under contract with Lee County who communicate with Commissioners or employees regarding issues related to the scope of services in their contract;
- (F) Any government officials or employees who are acting in their official capacity or in the normal course of their duties, unless they are proposing in a competitive procurement, or are a government employee principally employed for, or whose substantial duties pertain to governmental affairs lobbying;
- (G) Persons who make purely informational requests to a Board member, Advisory Board member or Employee with no intent to affect a decision or recommendation on any item; and
- (H) Persons or representatives of organizations contacted by a Board member, Advisory Board member or Employee when the contact is initiated by that Board member, Advisory Board Member or Employee in their official capacity in the normal course of their duties to obtain factual information.

SECTION SIX **VALIDITY OF ACTION**

The validity of any decision, action or determination made by the Commission, Advisory Board or Staff shall not be affected by the failure of any person to comply with the provisions of this Ordinance.

SECTION SEVEN **QUARTERLY PAID LOBBYIST STATEMENT**

Each Quarter, all paid lobbyists shall submit to the Clerk's Office a signed statement under oath listing lobbying expenditures, the sources of the funds, and an itemization as to the amount expended for each member of the Board of County Commissioners, a county employee or any other person on a Decision-Making Body under the jurisdiction of the Board of County Commissioners. The statement shall be rendered on forms as provided by the Clerk's Office.

SECTION EIGHT **MAINTAINING REGISTRATIONS AND LOBBYING STATEMENTS**

The Clerk of the Board of County Commissioners shall accept and maintain the Paid Lobbyist Registrations, Quarterly Paid Lobbying Statements and Lobbying Logs, which shall be open for public inspection.

SECTION NINE **PROHIBITED CONDUCT OF COUNTY OFFICIALS AND EMPLOYEES**

No county official or employee of Lee County shall solicit or accept any compensation, payment, favor, service, or thing of value from a lobbyist when such county official or employee, as specified in Section Two (E), knows, or with the exercise of reasonable care, should know, that it was given to influence a vote or recommendation favorable to the lobbyist.

SECTION TEN

PENALTIES

The penalties for an intentional violation of this ordinance are those as specified in Section 125.69(1), Florida Statutes, as it may be amended or re-numbered from time to time.

SECTION ELEVEN

SEVERABILITY

The provisions of this ordinance are severable, and it is the intention to confer the whole or any part of the powers herein provided for. If any of the provisions of this ordinance shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair any remaining provisions of this ordinance. It is hereby declared to be the legislative intent that this ordinance would have been adopted had such unconstitutional provision not been included therein.

SECTION TWELVE

EFFECTIVE DATE

This Ordinance will become effective immediately upon receipt of official acknowledgment of the Office of Secretary of State of Florida that this Ordinance has been filed with said office.

The foregoing Ordinance was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and being put to a vote, the vote was as follows:

- BOB JANES _____
- DOUGLAS ST. CERNY _____
- RAY JUDAH _____
- ANDREW COY _____
- JOHN ALBION _____

DULY PASSED AND ADOPTED this _____ day of _____, 2003.

ATTEST: CHARLIE GREEN
CLERK OF THE COURT

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

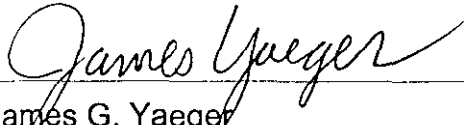
By: _____
Office of the County Attorney

**MEMORANDUM
FROM THE
OFFICE OF COUNTY ATTORNEY**

DATE: May 15, 2003

To: Lee County Board of
County Commissioners

FROM:


James G. Yaeger
County Attorney

RE: **LEE COUNTY LOBBYING ORDINANCE REVISIONS/
ADMINISTRATIVE AGENDA - ITEM 12A - MAY 20, 2003**

Per the discussion at your May 5, 2003, Management and Planning Meeting, the above-referenced draft ordinance is presently scheduled on next week's agenda for discussion and direction. Your Tuesday agenda item backup information contains the following:

- A. The May 3, 2003 agenda information cover.
- B. The County Attorney Office's April 23, 2003 memorandum outlining the proposed modifications to the present ordinance. (Ordinance 89-40, as amended.)
- C. The revised draft Lee County Lobbying Ordinance with modifications noted (Alternate #1 for discussion purposes herein).
- D. Lobbying regulations outline from other jurisdictions.

As referenced in the April 23rd memorandum, the major changes that the revised draft, as included in your agenda backup (C. above), proposes over the existing ordinance, are generally as follows:

- A. Provides for a uniform written lobbying contact log (Page 3, Exhibit "A") with required information and signed certification to be kept and filed with the Clerk on a quarterly basis.
- B. Removes Board members from the requirement to keep a written log notation for contacts with Lee County employees discussing matters within their normal job functions (Page 3).

FILE COPY

RE: LEE COUNTY LOBBYING ORDINANCE REVISIONS/
ADMINISTRATIVE AGENDA - ITEM 12A - MAY 20, 2003

- C. Clarifies when Board members and employee lobbying logs are to be filed (quarterly) and requires filing of logs even if no actual lobbying contacts have been made during the quarter (Page 3).
- D. The disclosure by a lobbyist on the Annual Registration of the nature and extent of any direct business association with an Advisory Board Member pertains to only those bodies that are statutorily created (Page 4).
- E. Clarifies that persons who speak only at public meetings or hearings on the record are not required to register as lobbyist or be recorded (Page 1 and 5).
- F. Adds exemptions for other government officials and employees who are conducting official business (Page 5) and merely factual informational requests (Page 5).

At the Management and Planning Meeting there were Board member questions and discussion concerning a possible alternative ordinance modification that would not require unpaid lobbyist to meet the existing ordinance requirements of Lobbyist Registration and Quarterly Expenditure Reports and thus avoid possible ordinance sanctions for their failure to do so, but yet still keep the responsibility on the Board and designated employees to log and file all such lobbying contacts under the Section 3, Record-keeping Responsibilities. Per said discussion, we are submitting an alternative draft (Alternate #2), as attached to this memorandum.

The attached draft ordinance, marked as Alt. #2 contains all the noted revisions referenced for the Alt. #1 draft (in agenda backup), but basically provides for the following:

- A. (Page 2) Adds separate definition for "Paid Lobbyist" in addition to the general definition of "Lobbyist" (Page 1). The definition for paid lobbyist is similar to that found in Florida Statutes and other local jurisdiction lobbying regulations that only pertain to compensated lobbying.
- B. (Page 3) Requires the Board members and Designated Employees to keep and file the written logs reflecting all lobbying contacts by lobbyist, whether the lobbyist is paid or unpaid.
- C. (Page 4 and 7) Requires only paid lobbyist, as defined, to file the required Lobbyist Registration and Quarterly Expenditure Reports.

Lee County Board of County Commissioners
May 15, 2003
Page Two

RE: LEE COUNTY LOBBYING ORDINANCE REVISIONS/
ADMINISTRATIVE AGENDA - ITEM 12A - MAY 20, 2003

Basically, Alt. #2 revisions recognize that "lobbying" can include such efforts by both paid and unpaid persons. Accordingly, the Board Designated Employees would still be subject to the ordinance requirements to log and file all such lobbying contacts (as they are now required under the existing ordinance) pursuant to Section 3 (Pages 3 and 4) and be subject to potential ordinance sanctions for the failure to do so. Only paid lobbyist (as defined, Page 2) would be required to file the noted lobbyist reports and be subject to potential ordinance sanctions for the failure to do so.

If you have any questions on the proposed ordinance revisions as contained in the agenda item book draft (Alt. #1) or the attached draft (Alt. #2) or wish to discuss these issues further, please let us know.

JGY/cdd

Attachments

xc: Donald Stilwell, County Manager
William Hammond, Deputy County Manager
Holly Schwartz, Assistant County Manager
Pete Winton, Assistant to County Manager
David M. Owen, Chief Assistant County Attorney

DRAFT

ALT #2
3-15-03

LEE COUNTY ORDINANCE NO. _____

AN ORDINANCE RELATING TO LOBBYING ACTIVITIES AND LOBBYIST REPORTING IN LEE COUNTY; REPEALING ORDINANCE NOS. 89-40 AND 90-07; PROVIDING FOR DEFINITIONS; PROVIDING FOR RECORD-KEEPING RESPONSIBILITIES; ANNUAL REGISTRATION OF PAID LOBBYISTS; EXEMPTIONS; QUARTERLY LOBBYING STATEMENTS; CLERK TO MAINTAIN REGISTRATION, LOBBY LOGS AND LOBBYING STATEMENTS; PROHIBITED CONDUCT OF COUNTY OFFICIALS AND EMPLOYEES; PENALTIES; ENFORCEMENT; SEVERABILITY; AND EFFECTIVE DATE.

SECTION ONE **REPEALER**

Lee County Ordinance Nos. 89-40 and 90-07 are hereby repealed in their entirety.

SECTION TWO **DEFINITIONS**

A. "Lobbying" means communications outside of a duly noticed public meeting or hearing on the record, whether written or oral by a lobbyist, with any member or members of the Board of County Commissioners, or any member or members of any decision-making body under the jurisdiction of the Board, or any county employee, whereby the lobbyist seeks to encourage or influence the passage, defeat, modification or repeal of any item which may be presented for vote before the Board of County Commissioners, or any Decision-Making Body under the jurisdiction of the Board, or which may be presented for consideration by a county employee as a recommendation to the Board or decision-making body.

B. "Lobbyist" means any person, firm, corporation or other legal entity, paid or unpaid, who, on behalf of another, engages in the activity of lobbying as defined in this

DRAFT

ALT. #2

ordinance.

C. "Paid Lobbyist" means a person, firm, corporation or other legal entity who is employed and receives payment, or who contracts for economic consideration in any form for the purpose of lobbying, or a person who is principally employed for, or whose substantial duties pertain to governmental affairs communications for another person or governmental entity to lobby on behalf of that other person or governmental entity and engages in the activity of lobbying as defined in this Ordinance.

ED. "Immediate Family" shall mean the lineal descendants, antecedent and the collateral kin of both the individual involved and the spouse of any such person.

DE. "Principal" means the person, firm, corporation, or other legal entity which has arranged for a lobbyist to engage in lobbying.

EE. "Employee" means:

- (1) County Manager, Deputy County Manager, Assistant County Managers, and Public Works Director;
- (2) County Attorney, Deputy County Attorney, Chief Assistant County Attorneys, and Assistant County Attorneys;
- (3) Executive Director of the Port Authority;
- (4) Department Heads, Directors or Interim Department Directors, Department Deputy or Interim Deputy Director, Division Heads Directors or Interim Division Directors, Division Deputy Directors, or Interim Division Deputy Directors, and Office Directors. Managers.

- (5) All employees within the Purchasing Department with the exception of the secretarial staff.

FG. "Decision-Making Body" means any body established by the Board of County Commissioners which is subject to its jurisdiction.

SECTION THREE RECORD-KEEPING RESPONSIBILITIES

County Commissioners and employees as specified in Section Two (E), who make regulatory decisions or recommendations to the Board of County Commissioners shall be responsible for maintaining a written log which documents each oral lobbying communication or meeting with a lobbyist whether paid or unpaid, held for the purpose of lobbying outside a duly noticed public meeting or hearing on the record. The written log shall be of uniform form (Exhibit "A", hereto). ~~In addition, Commissioners shall document their contact with county employees who are employed in positions which either make recommendations to the Board or make regulatory decisions as a part of their job functions.~~ County Commissioners nor County employees shall not be required to maintain a record of their contact with Commissioners each other, while acting within the scope of their official capacities and duties. The log shall, at a minimum, reflect the name of the lobbyist, ~~or employee(s)~~; the date of the oral lobbying communication or lobbying meeting, and the subject matter discussed.

County Commissioners shall deliver their logs to the Clerk of Court at the end of each quarter and at the conclusion of their final term in office. County employees as designated in Section Two (E) must deliver their logs to the Clerk at the end of each

quarter and upon the conclusion of their employment with Lee County. All lobby logs must be in the form provided for in Exhibit "A", hereto.

Individuals who serve as members of advisory boards or advisory committees to the county, who are either volunteers or receive no compensation from the county for their services, are not required to maintain the logs as described in this section.

All individuals subject to the requirements of this section must file lobby logs as set out above, regardless of whether any lobbying contacts are reported during any reporting period.

SECTION FOUR ANNUAL REGISTRATION OF PAID LOBBYISTS

All paid lobbyists as defined herein, shall register with the Clerk of the Board of County Commissioners on an annual basis. Every unregistered, paid lobbyist shall register prior to the first occasion such unregistered, paid lobbyist engages in the activity of lobbying as defined in this ordinance. ~~All unregistered lobbyist appearing at public hearings or meetings shall register concurrently with seeking the passage, defeat, modification or repeal of any item which may be presented to the Board or decision-making body.~~ Every person, firm or other entity required to register as a paid lobbyist shall register on forms prepared by the Clerk's Office. The paid lobbyist shall state under oath their name, business address, the name and business address of each principal represented, the general and specific areas of legislative interest and the nature and extent of any direct business association or partnership with any current member of the Board, a county employee, or person sitting on a decision-making body that is created by Florida Law, and

under the jurisdiction of the Board of County Commissioners. Each firm, corporation or other legal entity, may register in the name of such firm, corporation or legal entity, provided the registration shall list the names of all persons which may engage in lobbying as defined in this ordinance.

SECTION FIVE EXEMPTIONS

The following persons are not lobbyists as defined in Section Two (Paragraphs B and C), and shall not be required to register as paid lobbyists or keep records as paid lobbyists:

- (A) Lee County employees discussing government business;
- (B) Law enforcement personnel conducting an investigation;
- (C) Persons ~~who~~ when they communicate with Board members in their individual capacity for the purpose of self-representation, or on behalf of their family, without compensation or reimbursement;
- (D) ~~Individuals~~ Persons who when they appear at public meetings or hearings and ~~and speak on their own behalf or on behalf of others with whom they have a personal interest in the item being discussed; and~~ communicate on the record;
- (E) Consultants under contract with Lee County who communicate with Commissioners or employees regarding issues related to the scope of services in their contract;
- (F) Any government officials or employees who are acting in their official capacity or in the normal course of their duties, unless they are

proposing in a competitive procurement, or are a government employee principally employed for, or whose substantial duties pertain to governmental affairs lobbying;

(G) Persons who make purely informational requests to a Board member, Advisory Board member or Employee with no intent to affect a decision or recommendation on any item; and

(H) Persons or representatives of organizations contacted by a Board member, Advisory Board member or Employee when the contact is initiated by that Board member, Advisory Board Member or Employee in their official capacity in the normal course of their duties to obtain factual information.

SECTION SIX **VALIDITY OF ACTION**

The validity of any decision, action or determination made by the Commission, Advisory Board or Staff shall not be affected by the failure of any person to comply with the provisions of this Ordinance.

SECTION SIX SEVEN **QUARTERLY PAID LOBBYING LOBBYIST STATEMENT**

Each Quarter, all paid lobbyists shall submit to the Clerk's Office a signed statement under oath listing lobbying expenditures, the sources of the funds, and an itemization as to the amount expended for each member of the Board of County Commissioners, a county employee or any other person on a Decision-Making Body under the jurisdiction of the Board of County Commissioners. The statement shall be rendered on forms as provided by the Clerk's Office.

SECTION SEVEN EIGHT MAINTAINING REGISTRATIONS AND LOBBYING STATEMENTS

The Clerk of the Board of County Commissioners shall accept and maintain the Paid Lobbyist Registrations, Quarterly Paid Lobbying Statements and Lobbying Logs, which shall be open for public inspection.

SECTION EIGHT NINE PROHIBITED CONDUCT OF COUNTY OFFICIALS AND EMPLOYEES

No county official or employee of Lee County shall solicit or accept any compensation, payment, favor, service, or thing of value from a lobbyist when such county official or employee, as specified in Section Two (E), knows, or with the exercise of reasonable care, should know, that it was given to influence a vote or recommendation favorable to the lobbyist.

SECTION NINE TEN PENALTIES

The penalties for an intentional violation of this ordinance are those as specified in Section 125.69(1), Florida Statutes, as it may be amended or re-numbered from time to time.

SECTION TEN-ELEVEN SEVERABILITY

The provisions of this ordinance are severable, and it is the intention to confer the whole or any part of the powers herein provided for. If any of the provisions of this ordinance shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair any remaining provisions of this ordinance. It is hereby declared to be the legislative intent that this ordinance would have been adopted had such unconstitutional provision not been included therein.

SECTION ELEVEN TWELVE EFFECTIVE DATE

This Ordinance will become effective immediately upon receipt of official acknowledgment of the Office of Secretary of State of Florida that this Ordinance has been filed with said office.

The foregoing Ordinance was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and being put to a vote, the vote was as follows:

BOB JANES	_____
DOUGLAS ST. CERNY	_____
RAY JUDAH	_____
ANDREW COY	_____
JOHN ALBION	_____

DULY PASSED AND ADOPTED this _____ day of _____, 2003.

ATTEST: CHARLIE GREEN
CLERK OF THE COURT

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the County Attorney

