

ORDINANCE NO. 2024-14

AN ORDINANCE OF THE CITY OF FLAGLER BEACH, FLORIDA, AMENDING ARTICLE IX OF THE CITY OF FLAGLER BEACH CODE OF ORDINANCES RELATING TO PURCHASING AND PROCUREMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, CONFLICTS, AND EFFECTIVE DATE.

WHEREAS, the City has adopted by ordinance procurement and purchasing policies; and

WHEREAS, the Finance Department has recommended amendments to the purchasing policies to clarify processes; and

WHEREAS, the City Commission finds it appropriate and in the best interest of the City to adopt the amendments contained herein.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FLAGLER BEACH, FLORIDA, AS FOLLOWS:

SECTION ONE. The findings set forth in the recitals above are hereby adopted as legislative findings of the City Commission pertaining to this Ordinance.

SECTION TWO. Article IX, “PURCHASING CODE,” of the City of Flagler Beach Code of Ordinances is hereby amended as follows (note, underlined text notates additions, strikethrough text notates deletions, and ellipses (***) notate text which remains unchanged and is not reprinted here):

ARTICLE IX. PURCHASING CODE ***DIVISION 1. GENERALLY***

Sec. 2-290. Policies and procedures.

The goal of this manual is to promote efficient and economical purchasing of commodities, goods and services for the city. The attainment of this goal is an essential element in establishing credibility and accountability for every employee of the city. However, these policies are not to be construed as placing any restriction or limitation on purchases made by direct action of the city commission in accordance with the Florida State Statutes.

Sec. 2-291. Purpose.

{The purpose of this article is as follows:}

- (1) To purchase in the open market, obtaining the maximum value for the money.
- (2) Eliminate unauthorized purchases and assist in budgetary control.
- (3) Provide assistance in the check and balance system of receipt of merchandise and expenditures for same.

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- (4) Avoid any unethical business practices or any appearance thereof.
 - (5) Increase the effectiveness of each purchase within the city by providing specific guidelines for all departments.
 - (6) Serve as a continual reminder of the duties and responsibilities that each employee has in maintaining the city's reputation for fairness and integrity.
 - (7) To encourage uniform bidding and to endeavor to obtain full and open competition on all purchases.
 - (8) No employee of the city shall receive compensation from any entity doing business with the city, in accordance with F.S. Ch. 112.
 - (9) Any attempt by any employee to subdivide a contract or purchase to avoid the threshold amounts in this policy shall be subject to disciplinary action up to and including termination.

"Professional services" (architecture, engineering, surveying, and accounting) are hereby exempted from the purchasing policies of the city but may be subject to state statutory procurement requirements established by the Consultants' Competitive Negotiations Act ("CCNA"). The city manager shall maintain a list of professional service firms approved by the city commission. This list may be changed at any time by action of the city commission.

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DIVISION 3. COMPETITIVE BIDDING

Sec. 2-301. Purchasing process.

No employee shall purchase any materials, products or services on behalf of the city unless the purchasing process has been completed as outlined in the following subsections. All employees may sign for purchases provided there is an approved purchase order, blanket purchase order, or mileage / travel reimbursement form.

(1) Purchasing authority.

Purchases of \$0.01 to \$1,499.99

All purchases in this category require the approval of the department director, or designee. Prior to purchase, the department director, or designee, must verify funds are available within the respective budget line. No quotations, requisition or respective purchase order is required.

Purchases of \$1,500.00 to \$4,999.99

All purchases in this category require the approval of the department director, or designee. Prior to purchase, the department director, or designee, must verify funds are available within the respective budget line. Two quotations, preferably three quotations, are required to ensure best possible pricing. The department making the

purchase is responsible for maintaining a file on the quotations in anticipation of a possible internal audit. No requisition or respective purchase order is required.

Purchases of \$5,000.00 to \$9,999.99

Purchases in this category are required to be made on a purchase order (to include credit card purchases) and, therefore, require a purchase requisition with documentation of best attempts to obtain at least three quotations. If at least three quotations cannot be obtained, or if other than the lowest quote is being recommended for purchase, the reasons shall be documented in a memorandum and attached to the purchase requisition. All purchases in this category require the approval of the department director. Appropriate staff in the Finance Department will review the availability of funds and compliance issues.

Purchases of \$10,000.00 to \$34,999.99

Purchases in this category are required to be made on a purchase order and, therefore, require a purchase requisition with documentation of best attempts to obtain at least three quotations. If at least three quotations cannot be obtained, or if other than the lowest quote is being recommended for purchase, the reasons shall be documented in a memorandum and attached to the purchase requisition. All purchases in this category require the approval of the department director. Appropriate staff in the Finance Department will review the availability of funds and compliance issues with final review and approval is required by the Finance Director.

Purchases of \$35,000.00 to \$49,999.99

Purchases in this category are required to be made on a purchase order and, therefore, require a purchase requisition with documentation of best attempts to obtain at least three quotations. If at least three quotations cannot be obtained, or if other than the lowest quote is being recommended for purchase, the reasons shall be documented in a memorandum and attached to the purchase requisition. All purchases in this category require the approval of the department director. Appropriate staff in the Finance Department will review the availability of funds and compliance issues with final review and approval is required by the Finance Director and the City Manager.

Purchases of \$50,000.00 or More

All purchases in this category require a sealed formal competitive bid process and must be approved by the City Commission (unless a piggyback contract is awarded or a contract is awarded under a cooperative purchasing program, the procurement is made in the course of a declared emergency, the purchase is implemented under a direct purchase list, goods or services are provided under the provisions of an interlocal agreement or the procurement has been authorized under a documents sole source procurement scenario). See proceeding section(s) for Exceptions to Quotes and Formal Solicitations.

(2) *Method of purchasing.* It shall be the responsibility of those individuals granted the purchasing authority as stated in the prior section to ensure sufficient funds are available in the account prior to the approval of a purchase order requisition. The finance department will not process a purchase order or blanket purchase order, if sufficient funds are not available. Purchases may be made using one (1) of the two (2) methods:

a. *Purchase orders system.* The purchase order system allows for the single purchase from a vendor of a specific item; a list of items as identified on the requisition or the continued purchase from a vendor for a specific dollar amount for one (1) fiscal year. Purchase order requisitions forms will be utilized to make the request for a purchase order or a blanket purchase order.

1. *Purchase orders.* Employee identifies the materials, products or services that are needed, completes the purchase order requisition, obtains the appropriate approval and submits the quote form to the finance department for issuance of a purchase order. Once the purchase order is received the materials, products or services may be ordered or purchased.

2. *Blanket purchase orders (BPO).* Blanket purchase orders will be used for repetitive purchases from the same vendor within one (1) fiscal year. A BPO must be issued at the beginning of the service period or fiscal year for the entire amount that is expected to spent through the current fiscal year, ending September 30th. Example purchases may include: maintenance parts; office supplies and chemicals. A BPO may be used for regular purchases, but may not exceed fifty thousand dollars (\$50,000.00), unless approved by the city commission.

(3) *Processing of invoices or receipts for payment*

a. Invoices or receipts for purchases made using a purchase order, single or blanket, will be signed by the department head, the purchase order number will be written on the invoice or receipt and it will be forwarded to the finance department for payment. The finance department will refuse payment for any purchase which a signed invoice or receipt is not received.

b. Invoices or receipts for purchases made using a credit card require a department head signature along with the PO # (if applicable) and / or proper account code. The finance department will match the invoice or receipt to the credit card statement prior to payment of the monthly bill. Any discrepancies must be brought to the attention of the finance director who will promptly investigate the discrepancy.

c. Payment of monthly reoccurring services, such as, but not limited to, utility bills, telephone bills, fuel purchases, uniform rental bills and approved leases will be made by the finance department and the expense allocated to the appropriate department fund, without the need for signature of the department head, city manager or his/her designee, provided sufficient funds are available. Should

additional funds be needed a budget transfer or amendment will be processed prior to payment.

The above rules of operation may be waived in case of emergency by authority of the mayor, chairman of the commission, or city manager. An emergency, for this section, will be defined as any condition where there is a threat to the public health, safety, welfare, or property of the citizens of the Flagler Beach. The department head must notify one of the above persons of the existence of an emergency situation as soon as he/she is aware a problem exists. This clause in no way alters the provisions under chapter 14, article III, Emergency Management of the City Code of Ordinances. This clause is designed to compliment article III.

The person authorizing the waiving of these purchasing policies must notify the city commission of this decision within twenty-four (24) hours or within twenty-four (24) hours of the conclusion of the emergency situation.

~~No employee shall purchase any materials, products or services on behalf of the city unless the purchasing process has been completed as outlined in the following subsections. All employees may sign for purchases provided there is an approved purchase order, blanket purchase order, check request or credit card use form on file with the city.~~

~~(1) *Purchasing authority.*~~

- ~~a. — \$01 to \$500.00. Purchases of materials, products or services in this category will be authorized by department heads, the city manager or his/her designee.~~
- ~~b. — \$500.01 to \$4,999.99. Purchases of materials, products or services in this category will be authorized by the city manager or his/her designee. At least two (2) and preferably three (3) verbal price quotes will be used for purchases in this category, unless the purchase is made from a sole source vendor or recognized governmental unit as outlined in subsection 2-302(d) and (e). These price quotes must be attached to the purchase order requisition, check request or credit card use form including any appropriate comments if the lowest price is not utilized.~~
- ~~c. — \$5,000.00 to \$19,999.99. Purchases of materials, products or services in this category will be authorized only by the city manager. At least two (2) and preferably three (3) written price quotes will be required for purchases in this category, unless the purchase is made from a sole source vendor or recognized governmental unit as outlined in subsection 2-302(d) and (e). The written quotes must be attached to the purchase order requisition, check request, or credit card use form including any appropriate comments if the lowest price is not utilized.~~
- ~~d. — \$20,000.00 and above. Sealed bids will be utilized for any items over twenty thousand dollars. The splitting of invoices for the purpose of avoiding the bidding requirements is expressly prohibited. Purchases of materials, products or services in this category will be authorized only by the city commission.~~

- ~~(2) *Method of purchasing.* It shall be the responsibility of the those individuals granted the purchasing authority as stated in the prior section to ensure sufficient funds are available in the account prior to the approval of a purchase order requisition, check request, or credit card use form. The finance department will not process a purchase~~

order, blanket purchase order, issue the credit card or a check if sufficient funds are not available. Purchases may be made using one (1) of the three (3) methods:

a. — *Purchase orders system.* The purchase order system allows for the single purchase from a vendor of a specific item; a list of items as identified on the requisition or the continued purchase from a vendor for a specific dollar amount for one (1) fiscal year. Purchase order requisitions forms will be utilized to make the request for a purchase order or a blanket purchase order.

1. — *Purchase orders.* Employee identifies the materials, products or services that are needed, completes the purchase order requisition, obtains the appropriate approval and submits the form to the finance department for issuance of a purchase order. Once the purchase order is received the materials, products or services may be ordered or purchased.

2. — *Blanket purchase orders.* Blanket purchase orders will be used for multiple purchases from the same vendor within one (1) fiscal year. Some examples are: newspaper advertisements; parts; supplies; vehicle repairs and maintenance. Blanket purchase orders may be used for regular purchases, but may not exceed twenty thousand dollars (\$20,000.00), unless approved by the city commission.

b. — *Credit card use forms.* Since many vendors do not accept purchase orders, credit cards afford employees the ability to purchase necessary items in a timely fashion. Only the city manager may authorize an application for a new credit card. Credit cards may be used for a single purchase from a vendor of a specific item; a list of items as identified on the credit card use form or the continued purchase from a vendor for a specific dollar amount for one (1) fiscal year. Credit card use forms will be utilized to make the request to use any credit card. Credit cards for stores such as Lowes, Home Depot and Staples will only be used when an approved credit card use form is on file with the city.

c. — *Check request form.* There are times when a vendor may not accept a city credit card. In these cases a check request form will be completed, the appropriate authorization obtained and forwarded to the finance department. When the check is ready, it will be forwarded to the vendor or returned to the employee as outlined on the check request form.

(3) — *Processing of invoices or receipts for payment.*

a. — Invoices or receipts for purchases made using a purchase order, single or blanket, will be signed by the department head, the purchase order number will be written on the invoice or receipt and it will be forwarded to the finance department for payment. The finance department will refuse payment for any purchase which a signed invoice or receipt is not received.

b. — Invoices or receipts for purchases made using a credit card will be attached to the approved credit card use form and forwarded to the finance department. The finance department will match the credit card use forms, with the attached

~~invoices or receipts, to the credit card statement prior to payment of the monthly bill. Any discrepancies must be brought to the attention of the city manager, who will promptly investigate the discrepancy.~~

- ~~e. Payment of monthly reoccurring services, such as, but not limited to, utility bills, cellular phone bills, telephone bills, gasoline or diesel purchases, uniform rental bills and approved leases will be made by the finance department and the expense allocated to the appropriate department fund, without the need for signature of the department head, city manager or his designee, provided sufficient funds are available. Should additional funds be needed a budget transfer or amendment will be processed prior to payment.~~

~~The above rules of operation may be waived in case of emergency by authority of the mayor, chairman of the commission, or city manager. An emergency, for this section, will be defined as any condition where there is a threat to the public health, safety, welfare, or property of the citizens of the Flagler Beach. The department head must notify one of the above persons of the existence of an emergency situation as soon as he/she is aware a problem exists. This clause in no way alters the provisions under chapter 14, article III, Emergency Management of the City Code of Ordinances. This clause is designed to compliment article III.~~

~~The person authorizing the waiving of these purchasing policies must notify the city commission of this decision within twenty four (24) hours or within twenty four (24) hours of the conclusion of the emergency situation.~~

Sec. 2-302. Objectives.

- (a) Bulk purchases will be explored and utilized whenever possible.
- (b) To streamline the purchasing of materials, products or services that are needed, employees will collect the pricing data necessary to complete the purchase order requisition, ~~check request or credit card use form~~; obtain the appropriate approval; make the purchase, and turn the receipt in for payment by the finance department.
- (c) All bids shall be developed using a standardized bid format and language unless an exception is made by the city manager.
- (d) Sole source vendors. Subject to the approval of the city commission and/or the city manager.
 - (1) A vendor may be declared a sole source if the department head provides written documentation to the city manager stating that this is the only vendor which can fill the needs of his department. A sole source vendor for purchases over ~~twenty~~ fifty thousand dollars (\$~~250,000.00~~) can only be approved by the city commission.
 - (2) A vendor may be declared a sole source by a department head through written documentation to the city manager stating that this vendor's product, service or price exceeds that of the competition. If the evaluation is based on price, it must be limited to items which are purchased regularly. In addition, the department head must provide a price quote sheet documenting the cost of competing vendors.

The approval by the city manager of a vendor as an evaluated sole source is limited to a time period not to exceed six (6) months. Should the quality of material, service, or price change during the six-month period the sole source classification for that vendor will be immediately lifted.

- (e) Purchases may be made from the State of Florida contract, federal general services administration contracts, university contracts, or other recognized governmental units without competitive bidding. Permission for purchases over ~~twenty~~fifty thousand dollars (\$~~25~~50,000.00) must be approved by the city commission.

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Sec. 2-304. Petty cash procedures.

No single item expenditure from any petty cash fund shall exceed fifty dollars (\$50.00), unless specifically authorized by the city manager or his/her designee. The petty cash fund shall not be used to purchase equipment or for the payment of salaries.

Expenditures from the petty cash fund must be supported by the following information:

- (1) Itemized and signed ~~vouchers~~;
- (2) Purchase must have a legitimate public purpose;
- (3) Be budgeted within the annual budget of the department.

A full accounting of all petty cash funds shall be made to the finance director prior to replenishing the fund and at any other time by the request of the city manager.

Sec. 2-311. Invitation to bid and/or request for proposals.

For the purposes of this section the word bid and proposal will be considered the same.

- (1) All bids must be advertised a minimum of one (1) time in a newspaper of general circulation at least fourteen (14) days prior to the bid opening unless the department head can document that all potential bidders have been given a copy of the bid package.
- (2) The advertisement shall include a brief description of the goods and/or services desired, where a copy of the bid package may be obtained, and the time and place for the bid opening.
- (3) The bid package shall contain the time and place for the bid opening, general conditions required of all vendors, some background on the project, a bid bond, a performance bond for all contracts where the bid may be in excess of fifty thousand dollars (\$50,000.00), and the specifications for the product and/or services desired.
- (4) The use of brand names in a bid is permitted, but only for the purposes of establishing a standard. Brand names shall not be used as a way of limiting or restricting competition.
- (5) Any time constraints on a project must be identified within the bid package. Inability to meet the time constraints may be sufficient reason for a bid to be rejected.

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- (6) All bids received after the time designated shall be returned unopened.
 - (7) Prebid conferences may be held if needed. Attendance at a prebid conference can be but does not have to be mandatory. Notice of a prebid conference must be included in the newspaper advertisement and the bid package.
 - (8) Every bid package shall contain a hold harmless provision whereby the contractor, to the fullest extent permitted by law, shall at all times indemnify, defend and hold the city harmless from and against any and all liability, loss, claim, suit, damage, charge or expense which the city may suffer, sustain, incur or in any way be subjected to, on account of death of or injury to any person whomsoever and damage to or loss of or destruction of any property whatsoever, arising from, or in any way connected with the construction project.
 - (9) Prior to any work beginning the contractor must provide to the city a-certificate of insurance for all insurances required by the invitation to bid or request for proposal or as otherwise required by the City. ~~for commercial liability insurance naming the city as an additionally insured in an amount not less than five hundred thousand dollars (\$500,000.00), auto liability insurance in an amount not less than five hundred thousand dollars (\$500,000.00), and workers compensation insurance as required by the State of Florida. The amounts of the insurance can be adjusted depending on the job.~~
 - (10) Bid proposals must be opened at the time and place stated in the bid package. There must be at least one (1) witness to the opening in addition to the person opening the bid.
 - (11) The purpose of the bid opening is only to record the vendors and the bid amounts. No analysis of the bids will be performed at the bid opening.
 - (12) All bids shall be available for public inspection immediately after the bid opening.
 - (13) All information within a bid shall be considered public information unless the information has been clearly marked as proprietary. No proprietary information shall be released without the written consent of the bidder except under a court order.
 - (14) The city shall always have the right to waive irregularities, reject any and all proposals, request the item be rebid, or to negotiate separately with vendors.
 - (15) All vendors responding to the bid package shall be notified of the results of the bid prior to city commission approval.
 - (16) Except as otherwise provided by applicable state or federal law or regulation, All bid awards shall be to the bidder who has the lowest cost, is the most responsive and responsible, and which is in the best interest of the city.
 - (17) The memo containing the recommended vendor shall contain the date the bid was advertised, the number of vendors receiving a bid package, a list of those vendors responding, and a recommendation to the city commission as to the most responsive and responsible bidder. This does not have to be the lowest bidder. However, if the lowest bidder is not chosen an explanation must be included.

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- (18) For each contractual services contract, the agency shall designate an employee to function as contract manager who shall be responsible for enforcing performance of the contract terms and conditions and serve as a liaison with the contractor

Sec. 2-312. Bid challenge.

Any bid may be challenged on the grounds of irregularities in the bid procedure or the evaluation process. Notice of intent to challenge must be made to the city clerk within seventy-two (72) hours after receipt of the intended recommendation of award. A formal written challenge must be filed within five (5) working days of the date the notice of intent was provided. Failure to file in a timely manner will constitute a waiver of the proceedings.

Notice of protest shall contain the name of the bidder, the bidder's address and phone number, the solicitation involved, and a brief summary of the basis of the protest.

The formal written protest shall identify the solicitation involved, a clear statement of the grounds on which the protest is based and specifically state the relief the vendor believes himself to be entitled. The challenger must mail a copy of the notice of protest to the vendor receiving city staff's recommendation.

The city manager shall investigate the challenge within ten (10) working days of the formal written protest. In the event the challenge is not resolved, the city commission shall be presented the written challenge and the administrator's decision on the challenge prior to the award of the bid.

1 **Sec. 2-313. Local preference.**

2 (a) *Definition of local business.* "Local business" as used herein shall mean a business
3 that meets the following criteria:

- 4 (1) Has a verifiable fixed office or distribution point and has had, for at least one
5 (1) year prior to bid or proposal opening date, a street address, which shall not
6 be interpreted to mean a post office box, in the City of Flagler Beach or a
7 political jurisdiction located within Flagler County, Volusia County, Putnam
8 County or St. Johns County that has been extended reciprocity pursuant to the
9 terms of this section;
- 10 (2) Possesses all business licenses required by law;
- 11 (3) Has paid, for at least one (1) year prior to bid or proposal opening date, its local
12 business tax to the City of Flagler Beach or a jurisdiction located within Flagler
13 County, Volusia County, Putnam County or St. Johns County that has been
14 extended reciprocity pursuant to the terms of this section;
- 15 (4) Has a staff comprised of employees and not independent contractors or
16 borrowed or leased employees;
- 17 (5) Is not a joint venture or partnership unless all members or partners of the joint
18 venture or partnership meet the criteria of (1) through (4) above; and
- 19 (6) Is the principal offeror on the subject proposal.

20 (b) *Submittal of verification of local business status.* A local business desiring to receive
21 the local business preference shall submit all information necessary to verify its
22 status as a local business upon submitting any bid, response to request for
23 qualifications, letter of interest, or other proposal to the city.

24 (c) *Local preference in purchasing and contracting.*

- 25 (1) In bidding for, or letting contracts for procurement of, supplies, materials,
26 equipment and services as described in the purchasing policies of the city, the
27 city commission, or other authorized purchasing authority, may give a
28 preference to local businesses in making purchases or awarding contracts in an
29 amount not to exceed:
- 30 a. Five (5) percent of the local business' total bid price for procurement
31 activities in amounts less than five hundred thousand dollars
32 (\$500,000.00); or
- 33 b. Three (3) percent of the local business' total bid price for procurement
34 activities in amounts over five hundred thousand dollars (\$500,000.00);
- 35 (2) The total bid price shall include not only the base bid price, but also all
36 alterations to that base bid price resulting from alternates which were both part
37 of the bid and actually purchased or awarded by the city commission or other
38 appropriate authority.
- 39 (3) In the case of requests for proposals or qualification, letters of interest, or other
40 solicitations and competitive negotiations and selections in which objective

factors are used to evaluate the responses, local businesses shall be assigned five (5) percent of the total points of the total evaluation points.

(d) *Exceptions to local preference policy.*

- (1) The procurement preference set forth in this section shall not apply to any of the following purchases or contracts:
 - a. Goods or services provided under a cooperative purchasing agreement or interlocal agreement;
 - b. Purchases or contracts which are funded, in whole or in part, by a governmental entity and the laws, regulations, or policies governing such funding prohibit application of that preference, including purchases or contracts subject to 2 CFR, Part 200;
 - c. Purchases made or contracts let under emergency or noncompetitive situations, for litigation related legal services, or sole source provider contracts;
 - d. Any contracts governed by the Consultants' Competitive Negotiations Act; or
 - e. Purchases with an estimated cost of five thousand dollars (\$5,000.00) or less.
- (2) Application of local preference to a particular purchase, contract, or category of contracts for which the city commission is the awarding authority may be waived upon written justification and recommendation by the city manager and approval of the city commission.
- (3) The preference established in this section does not prohibit the right of the city commission or other purchasing authority to compare quality or fitness for use of supplies, materials, equipment and services proposed for purchase and compare qualifications, character, responsibility and fitness of all persons, firms, or corporations submitting bids or proposals.
- (4) The bid preference established in this ordinance does not prohibit the city commission, or other authorized purchasing authority, from giving any other preference permitted by law in addition to the preference authorized in this section.

(e) *Reciprocity.* For purposes of this section, reciprocity shall be extended to any business located within the jurisdictional boundaries of any political jurisdiction of Flagler County, Volusia County, Putnam County or St. Johns County and such business shall be given the same preference as given to local businesses in the City of Flagler Beach if:

- (1) Such business meets the criteria set forth in subsections (a)(1)—(6) above as to the subject political jurisdiction; and
- (2) The subject political jurisdiction extends to businesses located in the City of Flagler Beach the same preference it extends to businesses located within its own jurisdictional boundaries.

(f) *Application and enforcement of preference policy.*

(1) The local preference policy established in this section shall apply to new contracts and procurements solicited after the effective date of this section.

(2) This section shall be implemented in a fashion consistent with otherwise applicable city purchasing policies and procedures.

(g) *Promulgation of rules.*

(1) The city manager is hereby authorized to adopt administrative rules supplemental to the provisions of this section as deemed necessary and appropriate to implement the provisions of this section.

(2) The provisions of this section and the rules adopted by the city manager shall be provided to potential bidders, vendors and contractors to the widest extent practicable.

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SECTION THREE. Codification. It is the intent of the City Commission of the City of Flagler Beach that the provisions of this Ordinance shall be codified. The codifier is granted broad and liberal authority in codifying the provisions of this Ordinance.

SECTION FOUR. Conflicts. In any case where a provision of this Ordinance is found to be in conflict with the provisions of any other ordinance of this City, the conflicting provisions of the previous ordinance shall be repealed and superseded by this Ordinance.

SECTION FIVE. Effective date. This Ordinance shall take effect immediately upon adoption as provided by the Charter of the City of Flagler Beach.

PASSED ON FIRST READING THIS ____ DAY OF _____, 2024.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2024.

CITY OF FLAGLER BEACH, FLORIDA
CITY COMMISSION

Patti King, Mayor

ATTEST:

Penny Overstreet, City Clerk