PELICAN BAY SERVICES DIVISION  
Municipal Services Taxing & Benefit Unit  
NOTICE OF PUBLIC MEETING  TUESDAY, JULY 18, 2017

THE LANDSCAPE & SAFETY COMMITTEE OF THE PELICAN BAY SERVICES DIVISION WILL MEET AT 1:00 PM ON JULY 18 AT THE COMMUNITY CENTER AT PELICAN BAY, LOCATED AT 8960 HAMMOCK OAK DRIVE, NAPLES, FL 34108.

AGENDA

1. Call to order
2. Pledge of allegiance
3. Agenda approval
4. Approval of 06/20/17 meeting minutes
5. Audience comments
6. Update on Gulf Park Drive median cut-through
7. Visual Mitigation for Oak Lake Sanctuary & The Village
8. Sidewalks/County Update & Discussion
9. Adjournment

ANY PERSON WISHING TO SPEAK ON AN AGENDA ITEM WILL RECEIVE UP TO THREE (3) MINUTES PER ITEM TO ADDRESS THE BOARD. THE BOARD WILL SOLICIT PUBLIC COMMENTS ON SUBJECTS NOT ON THIS AGENDA AND ANY PERSON WISHING TO SPEAK WILL RECEIVE UP TO THREE (3) MINUTES. THE BOARD ENCOURAGES YOU TO SUBMIT YOUR COMMENTS IN WRITING IN ADVANCE OF THE MEETING. ANY PERSON WHO DECIDES TO APPEAL A DECISION OF THIS BOARD WILL NEED A RECORD OF THE PROCEEDING PERTAINING THERETO, AND THEREFORE MAY NEED TO ENSURE THAT A VERBATIM RECORD IS MADE, WHICH INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. IF YOU ARE A PERSON WITH A DISABILITY WHO NEEDS AN ACCOMMODATION IN ORDER TO PARTICIPATE IN THIS MEETING YOU ARE ENTITLED TO THE PROVISION OF CERTAIN ASSISTANCE. PLEASE CONTACT THE PELICAN BAY SERVICES DIVISION AT (239) 597-1749 OR VISIT PELICANBAYSERVICESDIVISION.NET.
PELICAN BAY SERVICES DIVISION
LANDSCAPE & SAFETY COMMITTEE MEETING
JUNE 20, 2017

The Landscape & Safety Committee of the Pelican Bay Services Division met on Tuesday, June 20 at 10:15 a.m. at the Community Center at Pelican Bay, located at 8960 Hammock Oak Drive, Naples, Florida 34108. The following members attended.

**Landscape & Safety Committee**
- Joe Chicurel, Chairman
- Tom Cravens
- Bohdan Hirniak *(absent)*
- Mike Shepherd
- Gary Ventress

**Pelican Bay Services Division Staff**
- Neil Dorrill, Administrator
- Marion Bolick, Operations Manager
- Mary McCaughtry, Operations Analyst *(absent)*
- Lisa Jacob, Associate Project Manager
- Barbara Shea, Recording Secretary

**Also Present**
- Natalie Ashby, Collier County Sheriff's Office
- Ken Dawson, PBSD Board
- Thad Rhodes, Collier County Sheriff's Office
- Dave Trecker, PBSD Board

**APPROVED AGENDA (AS PRESENTED)**

1. Call to order
2. Pledge of allegiance
3. Agenda approval
4. Approval of 05/16/17 meeting minutes
5. Audience comments
6. Administrator's Report and Updates
   a. *Oak Lake Sanctuary noise abatement*
   b. *LED bulb conversion*
   c. *Gulf Park Drive median cut-through*
7. *Right turn only onto US 41 at Gulf Park Drive*
8. Pelican Bay sidewalks
9. Adjournment

* indicates possible action item

**ROLL CALL**
Mr. Hirniak was absent and a quorum was established

**AGENDA APPROVAL**
Mr. Cravens motioned, Mr. Ventress seconded to approve the agenda as presented. The motion carried unanimously.

APPROVAL OF 05/16/17 MEETING MINUTES

Mr. Cravens motioned, Mr. Ventress seconded to approve the 05/16/17 meeting minutes as presented. The motion carried unanimously.

DR. CHICUREL WELcomed SGT. THAD RHODES AND CPL. NATALIE ASHBY OF THE COLLIER COUNTY SHERIFF'S OFFICE

AUDIENCE COMMENTS

Sgt. Thad Rhodes, Collier County Sheriff's Office, introduced Cpl. Natalie Ashby as the new Pelican Bay CCSO liaison officer. Additionally, he urged residents to secure personal property and recommended that residents call the Sheriff's Office whenever suspicious activity is observed.

ADMINISTRATOR'S REPORT

OAK LAKE SANCTUARY NOISE ABATEMENT

Oak Lake Sanctuary residents Mr. Vincent Vespo, Ms. Jane Kretz, Ms. Janet Rathbun, Mr. Jim Issenmann, and Mr. Dennis Coyle commented on the increase in noise resulting from the removal of exotics along the east side of Oak Lake Sanctuary as mandated by Collier County Code Enforcement, and discussed possible mitigation options for the PBSD to consider.

Mr. Dorrill commented on the $62,400 AB&B estimate (as included in the agenda packet) of a nine foot high, 200 foot long berm for fill only. If such a berm was to be installed, labor costs, landscaping costs, permits, and engineering costs would be additional costs. He suggested obtaining an acoustic survey comparing the noise level from US 41 heard in Oak Lake Sanctuary compared to the noise level in Oakmont.

By committee consensus, it was agreed that staff will investigate what effective methods of noise mitigation are available. After this information is received and reviewed by the committee, a site visit will be scheduled to assist in evaluating the recommendations.

Dr. Chicurel motioned, Mr. Cravens seconded to recommend to the full PBSD Board that no noise abatement construction be undertaken by the PBSD in Oak Lake Sanctuary. Mr. Cravens motioned, Mr. Shepherd seconded to amend the motion to add the words, “at this time.” The amendment carried unanimously. The amended motion carried unanimously.

LED BULB CONVERSION

Mr. Shepherd motioned, Mr. Cravens seconded to recommend to the full PBSD Board that we complete the conversion to LED bulbs using the existing wattage bulb that we have already installed on Gulf Park Drive throughout the balance of the boulevard and we use the smaller wattage, which we already went to trial with, to the residential areas. After discussion by the board, Mr. Shepherd withdrew his motion, and Mr. Cravens withdrew his second.
Mr. Shepherd motioned, Mr. Cravens seconded to recommend to the full PBSD Board that we complete the LED conversion throughout Pelican Bay including 80 watt equivalent bulbs on the boulevard and the 30 watt versions throughout the residential areas as per “option 1” on the agenda summary sheet included as part of this meeting. The motion carried unanimously.

GULF PARK DRIVE MEDIAN CUT-THROUGH

Mr. Shepherd motioned, Mr. Ventress seconded to recommend to the full PBSD Board, at our own expense, the introduction of a cut-through on Gulf Park Drive located as nearly to the east as allowed by the various administrative agencies, as a stand-alone project, and without a deceleration lane. The motion carried unanimously.

Dr. Chicurel reminded the committee that the County has agreed to provide all the necessary engineering (at no cost to the PBSD) for this project.

Mr. Jim Issenmann commented on the positive responses to his survey of Oak Lake Sanctuary residents regarding the proposed Gulf Park Dr. median cut-through project.

RIGHT TURN ONLY ONTO US 41 AT GULF PARK DRIVE

Mr. Ken Dawson commented on the severe negative impact to the community which would result from restricting residents exiting the community on Gulf Park Drive to a “right turn only.” He provided results of his straw poll and a resident email which were all not in favor of this proposal. Dr. Dave Trecker also commented against this proposal and stated his preference for maintaining the current turning options.

Mr. Vincent Vespo commented that he was not in favor of a reduction in PB exit options and suggested a traffic light at this intersection.

Ms. Jane Kretz suggested that changing the exit options to “right turn only” would further reduce the property values of the residences in Oak Lake Sanctuary.

Mr. Shepherd motioned, Mr. Cravens seconded to recommend to the full PBSD Board that the exit from Gulf Park Drive onto US 41 southbound be made a right turn only intersection and that that be achieved by striping the left lane of Gulf Park Drive as it approaches US 41 in a converging fashion and the placement of one “no left hand turn” sign at the intersection. After discussion by the board, Mr. Shepherd withdrew his motion, and Mr. Cravens withdrew his second.

By committee consensus, it was agreed to not pursue restricting the egress from Gulf Park Drive onto US 41 to a “right turn only.”

PELICAN BAY SIDEWALKS

The committee reviewed AB&B’s preliminary opinion of probable cost to widen the sidewalks from The Commons to the North Tram Station, based on 10/06/11 plans, which included separate summaries of cost for concrete versus asphalt.
Mr. Dorrill commented on the widespread community dissatisfaction with PB sidewalks. He suggested amending the Pelican Bay ordinance so that sidewalk replacement and maintenance expenses could be funded from PBSD Fund 778.

Dr. Trecker recalled 2011 PBSD discussions on widening PB sidewalks which resulted in pushback from the community as a result of the project requiring the removal of at least 15-20 trees on PB Blvd.

Mr. Cravens summarized the three components/steps of a community-wide sidewalk project as (1) seek County support (and negotiate an annual contribution to the PBSD in lieu of County sidewalk maintenance) and an ordinance modification to allow the PBSD to take full responsibility for PB sidewalks and their maintenance, (2) determine design specifications (including width), and (3) determine the sidewalk material (asphalt or cement). By committee consensus, it was agreed to recommend to the full PBSD Board to begin the process to allow the PBSD to take full responsibility for PB sidewalks and their maintenance.

ADJOURNMENT

The meeting was adjourned at 11:57 a.m.

Joe Chicurel, Chairman

Minutes approved [___] as presented OR [___] as amended ON [_____________________] date
ARTICLE LXIV. - FOREST LAKES ROADWAY AND DRAINAGE MUNICIPAL SERVICE TAXING UNIT

DIVISION 1. - GENERALLY

Sec. 122-1776. - Created; boundaries, purpose, taxing authority.

1. There is hereby created the Forest Lakes Roadway and Drainage Municipal Service Taxing Unit (hereafter referred to as the "Unit") with boundaries described as follows, to wit:

A tract of land in Section 14, Township 49 South, Range 25 East, Collier County, Florida described as follows:

Commencing at the Northwest corner of said Section 14, run S. 00° 19' 00" W along the west line of said Section 14 for 50.00 feet to the POINT OF BEGINNING, said point being on the Southerly Right-of-way line of State Road S-896 (Pine Ridge Road) and being the Northwestern most corner of the Forest Lakes Homes as recorded in Plat Book 12, Pages 41 - 46 in the public records of Collier County, Florida; thence run East, along said Right-of-way line for 1275.27 feet to a point on the Western right-of-way of Forest Lakes Boulevard; thence continuing along said right-of-way of SR S-896, East for 1,372.88 feet to the North ¼ corner of Section 14; thence continuing along said Right-of-way N. 89° 59' 40" E for 1,323.81 feet to a point on the East line of the Northwest ¼ of the Northeast ¼ of said Section 14 and being the Eastern right-of-way of Woodshire Lane; thence leaving SR S-896 and run along the Eastern right-of-way of Woodshire Lane and the east line of the Northwest ¼ of the Northeast ¼ of said Section 14, S 00° 04' 18" E for 749.54 feet to a point of curvature of said road; thence leaving said road and running along said line, S 00° 04' 18" E for 512.50 feet to the Southeast corner of the Northwest ¼ of the Northeast ¼ of said Section 14; thence along the South line of the Northwest of the Northeast ¼ S 89° 48' 47" W for 512.50 feet to a point on the Southern right-of-way of Woodshire Lane; thence continuing along said line S 89° 48' 47" W for 811.38 feet to the North-South line of said Section 14; thence along the Eastern right-of-way of Woodshire Lane and the North-South line S 00° 01' 23" E for 2,508.87 feet to a point; thence leaving said line S 89° 39' 24" W for 21.59 feet to a point, said point being the Southeasterly most corner of Forest Lakes Homes as recorded in Plat Book 12, Pages 41 - 46 in the public records of Collier County, Florida; thence S 89° 39' 24" W for 476.79 feet to a point of curvature; thence 221.52 feet along the arc of a curve, concave to the Southeast, having a radius of 667.29 feet and subtended by a chord having a length of 220.51 feet and bearing S 86° 08' 46.5" W to a point of tangency; thence S 70° 38' 09" W for 78.45 feet to a point of curvature; thence 990.66 feet along the arc of a curve, concave to the Northeast, having a radius of 1,250.00 feet and subtended by a chord having a length of 964.94 feet and bearing N 86° 39' 35.5" W to a point of reverse curvature; thence 829.00 feet along the arc of a curve, concave to the South, having a radius of 900.00 feet and subtended by a chord having a length of 800.00 feet and bearing S 89° 39' 24" W; thence S 89° 38' 30" W for 64.95 feet to a point on the West line of Section 14, said point being the Southwestern most corner of Forest Lakes Houses subdivision; thence N 02° 15' 35" W along said West line for 1,195.80 feet to the West ¼ corner of Section 14; thence continuing along said West line N 00° 19' 00" E for 2,595.97 feet to the POINT OF BEGINNING.

2. The Unit hereby created and established is for the purpose of providing, installing and maintaining improved roadway lighting, traffic control signage and devices, the installation of sidewalks and related amenities, beautification and maintenance of areas within the MSTU, the construction of roadways, roadway improvements and roadway-related drainage and roadway restoration within the area of the Unit as determined by the Advisory Committee; and to that end shall possess all the powers to do all things reasonably necessary in connection therewith, including but not limited to, maintenance of any improvements.

Said Unit shall have the authority to levy ad valorem taxes as prescribed by law not to exceed four mil in any one fiscal year.

(Ord. No. 91-107, § 1; Ord. No. 00-57, § 1, 9-12-00; Ord. No. 02-23, § 1, 5-14-02; Ord. No. 2005-20, § 1; Ord. No. 2009-28, § 1; Ord. No. 2012-40, § 1)

Editor's note—* Exhibit "A" is not included herein but is available for public inspection in county offices.
ARTICLE X. - VANDERBILT BEACH BEAUTIFICATION MUNICIPAL SERVICE TAXING UNIT

Footnotes:

--- (5) ---

Editor's note—Ord. No. 01-43, §§ 1—11, adopted July 31, 2001, did not specifically amend this Code. Hence inclusion of said ordinance provisions as §§ 122-276—122-286 was at the discretion of the editor to read as herein set out. See the Code Comparative Table.

Sec. 122-276. - Authority.

This article is adopted pursuant to the provisions of F.S. chs. 125, 165 and 200, and other applicable provisions of law.

(Ord. No. 01-43, § 1, 7-31-01)

Sec. 122-277. - Creation of the municipal service taxing unit.

There is hereby created and established the Vanderbilt Beach Beautification Municipal Service Taxing Unit, hereinafter referred to as "MSTU". The boundaries of the MSTU are as described on the attached Exhibit "A" that is incorporated herein by reference.

(Ord. No. 01-43, § 2, 7-31-01)

Editor's note—* Exhibit "A" is not included herein but is available for public inspection in county offices.

Sec. 122-278. - Purpose and governing body.

The MSTU is created for the purpose of: (1) Providing curbing, watering facilities, plantings and maintenance of the median strips and right-of-way edges of roadways within the MSTU; (2) Providing traffic calming improvements, street lighting, and sidewalks within the MSTU; (3) Beautification and maintenance of other public areas within the MSTU as determined by the Advisory Committee; and (4) Providing for the Burial of Power Lines within the MSTU, including providing underground trenching and burial of utility lines from the street or transformer to private residences and, as needed, arranging to locate the burial of such power lines alongside any existing utility easements, as well as, connecting service and/or disconnecting service to the external portions of the residences required as part of converting overhead utility distribution facilities to underground service. The governing body of the MSTU shall be the Board of County Commissioners of Collier County, Florida.

(Ord. No. 01-43, § 4, 7-31-01; Ord. No. 2009-18, § 1; Ord. No. 2009-70, § 1)

Sec. 122-279. - Funding and levy of taxes.

For the purpose of implementing this article, the Board of County Commissioners shall annually, at the time required by general budgetary law, make an itemized estimate of the amount of money required to carry out the business of the MSTU for the next fiscal year, which shall be from October 1 to and including September 30 following. The estimate shall describe the purpose for which the moneys are required and the amount necessary to be raised by taxation within the MSTU. At the time and place for fixing the annual rate of taxation for county purposes, the Board of County Commissioners shall fix and cause to be levied on all properties within the MSTU, subject to taxation, a millage rate not to exceed 0.5 mills per year.

(Ord. No. 01-43, § 4, 7-31-01)
ARTICLE LXXV. - BAYSHORE BEAUTIFICATION MUNICIPAL SERVICE TAXING UNIT

Sec. 122-2011. - Authority.
This article is adopted pursuant to the provisions of F.S. chs. 125, 165 and 200, and other applicable provisions of law.
(Ord. No. 97-82, § 1, 12-16-97)

Sec. 122-2012. - Creation of the municipal service taxing unit.
There is hereby created and established the Bayshore Beautification Municipal Service Taxing Unit, hereinafter referred to as "MSTU." The boundaries of the MSTU are as follows: See attached Exhibit "A," which is incorporated herein by reference.
(Ord. No. 97-82, § 2, 12-16-97; Ord. No. 98-29; § 1; Ord. No. 08-20, § 1)

Editor's note— Said Exhibit "A" is not set out herein, but is on file and available for inspection in the offices of the county.

Sec. 122-2013. - Purpose and governing body.
The MSTU is created for the purpose of:

1) Providing curbing, watering facilities, plantings and maintenance of the rights-of-way of roadways within the MSTU; and

2) Providing traffic calming improvements, street and pedestrian lighting, sidewalks, driveways and drainage improvements where a health/safety/welfare issue exists or are associated with a beautification project within the MSTU; and

3) Identifying the Bayshore community to include directional and way-finding signs, street furniture and associated amenities (benches, trash cans, bicycle racks, informational kiosks, etc.) within the MSTU; and

4) Pedestrian and bicycle mobility improvements (multi-modal pathways, boardwalks, scenic pathways, nature walks, enhanced bicycle lanes, enhanced crosswalks and pedestrian bridges associated with such projects; and

5) Beautification and maintenance of all other public areas within the MSTU as determined by the Bayshore Beautification MSTU Master Plan and by the Advisory Committee. The governing body of the MSTU shall be the Board of County Commissioners of Collier County, Florida.
(Ord. No. 97-82, § 3, 12-16-97; Ord. No. 2013-68, § 1)

Sec. 122-2014. - Funding and levy of taxes.
For the purpose of implementing this article, the Board of County Commissioners shall annually, at the time required by general budgetary law, make an itemized estimate of the amount of money required to carry out the business of the MSTU for the next fiscal year, which shall be from October 1 to and including September 30 following. The estimate shall describe the purpose for which the moneys are required and the amount necessary to be raised by taxation within the MSTU. At the time and place for fixing the annual rate of taxation for county purposes, the board shall fix and cause to be levied on all properties within the MSTU subject to taxation a millage rate not to exceed three mils per year.
(Ord. No. 97-82, § 4, 12-16-97)
ARTICLE LXV. - IMMOKALEE BEAUTIFICATION MUNICIPAL SERVICE TAXING UNIT

DIVISION 1. - GENERALLY

Sec. 122-1826. - Created.

There is hereby created the Immokalee Beautification Municipal Service Taxing Unit (hereinafter referred to as the "unit").

(Ord. No. 92-40, § 2)

Sec. 122-1827. - Authority.

This article is enacted pursuant to the authority granted to the Board of County Commissioners under F.S. ch. 125.

(Ord. No. 92-40, § 1)

State Law reference— Authority to create municipal service taxing or benefit unit, F.S. § 125.01(1)(q).

Sec. 122-1828. - Boundaries.

The boundaries of the Unit shall comprise all that land located in Collier County, Florida and specifically described as:

That portion of land lying in Collier County, Florida, more particularly described as follows:

The Southwest Quarter of the Southwest Quarter of section 25 and all of sections 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 and the West half of the Northwest Quarter of section 36, Township 46 South, Range 29 East; and

All of Sections 1, 2, 3, 4, 5, 6, 9, 10, 11, the West half of Section 12, the Northwest Quarter of Section 13, the North half of section 14 and all of Sections 15 and 16, Township 47 South, Range 29 East; and

All of Section 6, Township 47 South, Range 30 East; and

The North half of Section 1, Township 47 South, Range 28 East lying Easterly of the Eastern Shoreline of Lake Trafford; and

All of Section 25 and that portion of Sections 35 and 36 lying Northerly and Easterly of the Northerly and Easterly shorelines of Lake Trafford, Township 46 South Range 28 East.

Attached [to Ordinance No. 2009-39] Exhibit "A" represents the above-referenced MSTU boundaries.

(Ord. No. 92-40, § 3; Ord. No. 2009-39, § 1)

Sec. 122-1829. - Governing board, powers and duties.

The governing body of the unit shall be the Board of County Commissioners, with the power and duty to conduct the affairs of the unit as prescribed by Florida Statutes.

(Ord. No. 92-40, § 4)

State Law reference— Board of County Commissioners to be governing body of unit, F.S. § 125.01(2).

Sec. 122-1830. - Purpose.

The Unit hereby established is for the purpose of doing all things reasonably necessary in connection with landscape beautification, including providing for pavement, curbs and sidewalks, installation of irrigation, stormwater and drainage facilities and related amenities, and associated landscaping improvements and maintenance thereof, as permitted by the responsible governmental agency for that portion of the road rights-
of-way of SR 29 and CR 846 (South 1st Street) which pass through the commercial/business areas in Immokalee, and certain other public areas as may be recommended by the Advisory Committee and/or determined by the Board of County Commissioners.

(Ord. No. 92-40, § 5; Ord. No. 2010-17, § 1)

Sec. 122-1831. - Itemized budget and millage rate.

For the purpose of implementing this article the Board of County Commissioners shall annually, at the time required by general law, make an itemized estimate of the amount of money required to perform the business of the unit for the next fiscal year, which shall be from October 1, to and including September 30 following. The estimate shall provide the purpose for which the monies are required and the amount necessary to be raised by taxation within the unit. At the time and place for fixing the annual rate of taxation for county purposes, the Board of County Commissioners shall fix and cause to be levied on all property within the unit subject to taxation a millage sufficient to meet the purposes and obligations of the unit; provided, however, the total millage shall not exceed one mill.

(Ord. No. 92-40, § 6)

Sec. 122-1832. - Collection of taxes.

Taxes herein provided for shall be assessed and collected in the same manner and form as provided for the assessment and collection of general County taxes and subject to the same fees for assessing and collecting as general County taxes.

(Ord. No. 92-40, § 7)

Sec. 122-1833. - Advisory committee, creation; appointment; terms; duties and responsibilities.

The Board of County Commissioners shall, by ordinance, designate an advisory committee composed of residents who are taxpayers and electors from within the unit with advisory authority to assist in conducting the business affairs of the unit and such other duties of the unit as may be assigned from time to time by the Board of County Commissioners.

(Ord. No. 92-40, § 8)

Secs. 122-1834—122-1838. - Reserved.

DIVISION 2. - ADVISORY COMMITTEE

Sec. 122-1839. - Creation.

There is hereby created and established the Immokalee Beautification Advisory Committee, hereinafter referred to as "committee".

(Ord. No. 02-52, § 1, 1C-22-02)

Sec. 122-1840. - Appointment and composition.

(a) The committee shall consist of five members which generally represent the area within the Immokalee Beautification Municipal Service Taxing Unit as said MSTU is described in Collier County Ordinance No. 92-40.

(b) Members of the committee shall be appointed by and serve at the pleasure of the Board of County Commissioners. Four members shall be permanent residents within the MSTU and electors of Collier County. One member may be an owner of residential or commercial property within the MSTU or an