

ORDINANCE NO. 2018 - 12

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA, AMENDING ORDINANCE NO. 2002-27, AS AMENDED, WHICH CREATED THE PELICAN BAY MUNICIPAL SERVICE TAXING AND BENEFIT UNIT, BY AMENDING SECTION ELEVEN, OFFICERS; QUORUM; AND RULES OF PROCEDURE; PROVIDING FOR CONFLICT AND SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on May 28, 2002, the Board of County Commissioners adopted Ordinance No. 2002-27, which superseded, repealed, and consolidated prior ordinances relating to the Pelican Bay Municipal Service Taxing and Benefit Unit, including the creation of the Pelican Bay Services Division Board to act as the advisory board to the Unit; and

WHEREAS, the Board of County Commissioners has subsequently amended Ordinance No. 2002-27 a number of times, including Ordinance No. 2013-19, which in part amended Ordinance No. 2002-27 by requiring that the terms of the chair and the vice chair of the Pelican Bay Services Division Board be rotated; and

WHEREAS, at the request of the Pelican Bay Services Division Board, the Board of County Commissioners desires to repeal the requirement of rotation of chairs and return back to the original selection process of the chair and vice-chair of the Pelican Bay Services Division Board as set forth in Ordinance No. 2002-27, as amended.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA, that:

SECTION ONE: AMENDMENT TO SECTION ELEVEN OF ORDINANCE 2002-27, AS AMENDED.

Section Eleven is hereby amended as follows:

SECTION ELEVEN: Officers; quorum; rules of procedure.

- A) At its earliest opportunity, the membership of the PBSB Board shall elect a chairman and vice chairs from among those members willing to serve. Officers' terms shall be for one year, with ~~no~~ eligibility for re-election. ~~Officers' terms are to be on a rotation~~

Words Underlined are added; Words ~~Struck-Through~~ are deleted.

~~basis. Immediately following the election of a new Board, a new chair and vice chair shall be elected.~~

SECTION TWO: Conflict and Severability.

In the event this Ordinance conflicts with any other Ordinance of Collier County or other applicable law, the more restrictive shall apply. If any court of competent jurisdiction holds any phrase or portion of the Ordinance invalid or unconstitutional, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion.

SECTION THREE: Inclusion in the Code of Laws and Ordinances.

The provisions of this Ordinance shall become and may be made a part of the Code of Laws and Ordinances of Collier County, Florida. The section of the Ordinance may be renumbered or re-lettered to accomplish such, and the word "Ordinance" may be changed to "Section," "Article," or any other appropriate word.

SECTION FOUR: Effective Date.

This Ordinance shall take effect upon filing with the Florida Department of State.

PASSED AND DULY ADOPTED by the Board of County Commissioners of Collier County, Florida, this 27th day of March, 2018.

ATTEST:
DWIGHT E. BROCK, Clerk

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

By: *[Signature]*

By: *[Signature]*
ANDY SOLIS, CHAIRMAN

Attest as to Chairman's
signature only
Approved as to form and legality:
[Signature]
Jeffrey A. Klatzkow, County Attorney

This ordinance filed with the
Secretary of State's Office the
2nd day of April, 2018
and acknowledgement of that
filing received this 3rd day
of April, 2018.
By: *[Signature]*
Deputy Clerk

Words Underlined are added; Words ~~Struck Through~~ are deleted.