

ORDINANCE NO. 2015 - 16

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA, AMENDING ORDINANCE NO. 2002-63, AS AMENDED, KNOWN AS THE CONSERVATION COLLIER IMPLEMENTATION ORDINANCE, IN ORDER TO MODIFY THE NUMBER OF MEMBERS OF THE LAND ACQUISITION ADVISORY COMMITTEE AND QUORUM REQUIREMENTS; PROVIDING FOR CONFLICT AND SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on Tuesday, November 5, 2002, the electorate of Collier County authorized a levy of 0.25 mill ad valorem property tax for a period of not to exceed 10 (ten years, for acquisition, protection, restoration, and, management of environmentally sensitive lands in Collier County for the benefit of present and future generations; and

WHEREAS, accordingly, the Board of County Collier County Commissioners (Board) adopted Ordinance No. 2002-63, The Conservation Collier Implementation Ordinance, which established the Conservation Collier Program and its Land Acquisition Advisory Committee; and

WHEREAS, the Board wishes to amend Section 8 of The Conservation Collier Implementation Ordinance in order to modify the number of Advisory Committee Members that make up the Land Acquisition Advisory Committee and the number of Advisory Committee Members required for a quorum.

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

SECTION ONE: AMENDMENT TO SECTION 8 OF ORDINANCE NO. 2002-63, AS AMENDED.

Section 8 of Ordinance No. 2002-63, as amended, is hereby amended as follows:

Section 8 - Land Acquisition Advisory Committee.

1. Appointment and Composition. The land acquisition advisory committee shall be composed of nine (9) members who are appointed by and will serve at the pleasure of the Board of County Commissioners in accordance with Ordinance No. 2001-55, as amended. When active acquisition phases are not in place, the Land Acquisition Advisory Committee shall be composed of seven (7) members. Membership of The Land Acquisition Advisory Committee shall comprise broad and balanced representation of the interests of Collier County citizens, including.

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

- a. Environmental, land management, and conservation interests in Collier County.
- b. Agricultural and business interests in Collier County.
- c. Educational interests in Collier County, and
- d. General civic and citizen interests from throughout the county.

Individual members of the land acquisition advisory committee shall have expertise, knowledge or interest in ecology, conservation of natural resources, real estate or land acquisition, land appraisal, land management, eco-tourism or environmental education. A nominee shall submit to the Board of County Commissioners written evidence of his or her expertise, knowledge or interest in any of the above. The members of this committee should include representatives from different areas of Collier County.

4. Officers, Quorum and Rules of Procedure. At its earliest opportunity, the membership of the Committee shall elect a chairperson and vice chairperson from among the members. Officers' terms shall be for a period of one (1) year, with eligibility for reelection.

The presence of five (5) or more members shall constitute a quorum of the Committee necessary to take action and transact business, unless active acquisition phases are not in place, in which case four (4) or more members shall constitute a quorum. The Committee shall, by majority vote of the entire membership, adopt rules of procedure for the transaction of business. The Land Acquisition Advisory Committee shall comply with the applicable requirements of the Florida Sunshine Law, and shall keep a written record of meetings, resolutions, findings and determinations in accordance with Chapter 112, *Florida Statutes*. Copies of all Committee minutes, resolutions, reports, and exhibits shall be submitted to the Board of County Commissioners.

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 phrase or portion of the Ordinance is held invalid or unconstitutional by any court of competent jurisdiction, 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 be made a part of the Code of Laws and Ordinances of Collier County, Florida. The sections of the Ordinances 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 become effective upon receipt of notice from the Secretary of State that this Ordinance has been filed with the Secretary of State.

PASSED AND DULY ADOPTED by the Board of County Commissioners of Collier County, Florida, this 10th day of February, 2015.

ATTEST:
DWIGHT E. BROCK, Clerk

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

By: *Dwight E. Brock*
Deputy Clerk

By: *Tim Nance*
TIM NANCE, CHAIRMAN

Attest as to Chairman's signature only.

Approved as to form and legality:

Jennifer A. Belpedio
Jennifer A. Belpedio, County Attorney

SAB
12/17/14

This ordinance filed with the Secretary of State's Office the 13th day of February 2015 and acknowledgement of that filing received this 15th day of February 2015
By: *Dwight E. Brock*
Deputy Clerk

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FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

February 13, 2015

Honorable Dwight E. Brock
Clerk of the Circuit Court
Collier County
Post Office Box 413044
Naples, Florida 34101-3044

Attention: Teresa L. Cannon, BMR Senior Clerk

Dear Mr. Brock:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Collier County Ordinance No. 2015-16, which was filed in this office on February 12, 2015.

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb