

Request to Speak under Public Petition

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Office of the County Manager

DEC 12 2018

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Action _____

Name: MARLENE SHERMAN

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NAPLES, FL 34104

Phone: (239) 352-9876

Date of the Board Meeting you wish to speak: JAN. 8, 2019

Must circle yes or no:

Is this subject matter under litigation at this time? Yes No

Is this subject matter an ongoing Code Enforcement case? Yes No

Note: If either answer is "yes", the Board will hear the item but will have no discussion regarding the item after it is presented.

Please explain *in detail* the reason you are requesting to speak (attach additional page if necessary):

SEE ATTACHED SHEET

Please explain *in detail* the action you are asking the Commission to take (attach additional page if necessary):

ASKING THE COLLIER COUNTY BOARD OF
COMMISSIONERS TO SUN-SET COUNTY ORDINANCE
2013-43 BEFORE SHOVELS CAN BE PUT IN THE
GROUND AT THE ENTRANCEWAY TO THE RICH KING
MEMORIAL GREENWAY

Request to Speak under Public Petitions to the Collier County Board of Commissioners

Question: Please explain in detail the reason you are requesting to speak:

County Ordinance 2013-43, approved on June 24, 2013, by the County Board of Commissioners, amended County Ordinance 96-84, as amended by Ordinance No. 02-59, which created the Radio Road Beautification Municipal Service Taxing Unit, providing for Amendment to Section Three TO EXPAND THE PURPOSE TO INCLUDE THE COST FOR CURBING, WATERING FACILITIES, PLANTINGS, AND MAINTENANCE OF THE NORTH ENTRANCE OF THE RICH KING MEMORIAL GREENWAY, which is located along Radio Road, within the boundaries of the unit; providing for inclusion in the Code of Laws and Ordinances; providing for conflict and severability; and providing for an effective date.

There are 6,566 taxpayers supporting the Radio Road Beautification MSTU. Ordinance 2013-43 expanded the scope of County Ordinance 96-84 and changed the intent of Ordinance 96-84 without holding any public meetings, providing proper notification to the 6,566 supporting property owners, or gaining support from the 6,566 supporting property owners.

The knowledge of this Ordinance was not brought to the attention of the 6,566 supporting property owners until the County held a public meeting regarding the Radio Road Beautification MSTU in April 2018. The County MSTU managers followed up with a mailed survey to 6,214 supporting taxpayers of the Radio Road Beautification MSTU. The survey contained only 2 questions. The first question, "Are you in favor of the MSTU considering future projects to enhance the area, asking to check either the "Yes" or "No" box. Seventy percent of those responding checked "No".

As of this date, no ground work has begun on the Rich King Memorial Greenway. I understand the landscape design has been approved by the Florida Power and Light Company which share the Greenway with the County owned property.

I contend the expansion of Ordinance 96-84 with Ordinance 2013-43 was improperly handled by County officials since the County did not hold public meetings or provide notification to the MSTU's supporting taxpayers.

I also contend the Radio Road Beautification Advisory Board does not represent the people being taxed for this MSTU. Three of the large major communities have no representation on this MSTU's Advisory Board, yet these communities represent more than half of the 6,566 MSTU supporting taxpayers. These communities are: Countryside GCC, Glen Eagle GCC, and Fox Fire GCC. Sitting on the five-member MSTU Advisory Board are two representatives from Wind Jammer Village, one representative from Berkshire Lakes community, one representative from Briarwood Community, and one representative without any Community affiliation.

Thus, I contend that County Ordinance 2013-43 was not properly vetted, and since no ground work has been started, it is now the proper time for the County Commissioners to Sun-Set this Ordinance based on survey results from last June which reflected 72 percent of the supporting taxpayers were not in favor of any new beautification enhancements. Therefore, I request that this ordinance be canceled, forthwith, and that no further work be done on it.