

RESOLUTION NO. 88-5504

A RESOLUTION ESTABLISHING A CITIZENS ADVISORY COMMITTEE FOR THE MOORINGS BAY SYSTEM SPECIAL TAXING DISTRICT; PROVIDING FOR APPOINTMENT OF MEMBERS; PROVIDING FOR TERMS; PROVIDING FOR DUTIES AND RESPONSIBILITIES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the voters by referendum on February 2, 1988, approved the ad valorem tax levy not to exceed one-half mill in The Moorings Bay System Special Taxing District for the purpose of providing maintenance dredging in the channels and waterways and seawall inspection and surveillance of surface water pollution problems for necessary cleanup; and

WHEREAS, the City Council feels that in order to advise the City Council as elements of the program are developed and presented to the Council for approval, it is necessary to appoint citizens from the taxing district to an advisory committee;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPLES, FLORIDA:

SECTION 1. Created; membership; terms.

- (a) That The Moorings Bay System Special Taxing District Advisory Committee is hereby created which shall consist of five (5) members to be appointed by the Mayor and City Council. All members of the committee shall be residents of The Moorings Bay System Special Taxing District and shall serve without compensation.
- (b) The initial appointments to the committee shall be as follows:
 - (1) One (1) member shall be appointed for a term of one (1) year.
 - (2) Two (2) members shall be appointed for a term of two (2) years.
 - (3) Two (2) members shall be appointed for a term of three (3) years.
 - (4) Appointments to fill any vacancy on the committee shall be for the remainder of the unexpired term.

Thereafter, each term shall be for a period of three (3) years. Each member shall be limited to two (2) consecutive three (3)-year terms; after serving two (2) such terms, a member may reapply for appointment one (1) year after the expiration of said member's last term.

- (c) At the first meeting of the committee, the members shall elect a chairman and a vice-chairman to preside in the absence of the chairman. The presence of three (3) or more members shall constitute a quorum of the

of the committee shall occur no less frequently than once each year; however, the committee may meet more often if necessary.

- (e) Special meetings of the committee may be convened by the chairman upon the giving of written notice thereof hand delivered to the residences of each other member of the Board. Unless waived by a majority of the committee, notice of a special meeting shall be given at least twenty-four (24) hours prior thereto.
- (f) Minutes shall be maintained of all meetings held by the committee, and all meetings shall be open to the public. The City Council shall provide clerical and administrative personnel as may be reasonably required by the Board for the proper performance of its duties. The City Attorney or his designee shall be counsel to the committee; such attorney shall attend all meetings of the Board, and shall assist the Board in the conduct of its hearings, and in the performance of its duties.

SECTION 2. Duties and responsibilities.

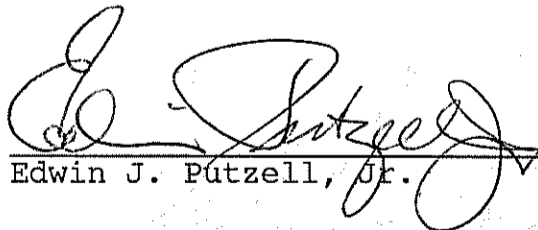
- (a) The committee shall have the responsibility of reviewing the development of budgets for the work and the scope of work in any contracts for professional or construction related services and make recommendations to the City Council.
- (b) The committee may be assigned such further duties by the City Council as the Council may deem are necessary.

SECTION 3. Sunset.

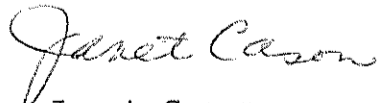
This committee shall continue in existence until completion of the maintenance dredging work undertaken or until final payment of the debt incurred on the maintenance dredging work, whichever occurs later. At this time the City Council shall review this resolution and determine the need for continuing the existence of the advisory committee.

SECTION 4. This resolution shall take effect immediately upon adoption.

PASSED IN OPEN AND REGULAR SESSION OF THE CITY COUNCIL OF THE CITY OF NAPLES, FLORIDA, THIS 2nd DAY OF March, 1988.

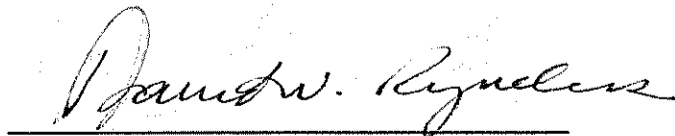
 Mayor
 Edwin J. Putzell, Jr.

ATTEST:



Janet Cason
City Clerk

APPROVED AS TO FORM AND LEGALITY BY



 David W. Rynders
 City Attorney

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Upon researching our files, I believe that subsections (e) and (f) of Section 1 should have been lettered as subsections (d) and (e).

It has also been noted that Section 1-(d) should have reflected the following wording:

- (d) At the first meeting of the committee, the members shall elect a chairman and a vice-chairman to preside in the absence of the chairman. The presence of three (3) or more members shall constitute a quorum of the committee necessary to take action. Meetings of the committee shall occur no less frequently than once each year; however, the committee may meet more often if necessary.



Tara A. Norman, City Clerk

1/3/08

Date