

~~6:00 P.M.~~

~~TUESDAY - SEPTEMBER 14, 2010~~

~~AUDITORIUM~~

RESCHEDULED TO WEDNESDAY, SEPTEMBER 15, 2010

Due to budget hearing conflict, pursuant to Florida Statute 200.065(2)(e)2.F.S. 200.065(2)(e)2.

**THE CITY OF MADEIRA BEACH, FLORIDA
PUBLIC NOTICE**

BOARD OF COMMISSIONERS REGULAR MEETING

THE BOARD OF COMMISSIONERS, CITY OF MADEIRA BEACH, FLORIDA, will meet in Madeira Beach City Hall located at 300 Municipal Drive, Madeira Beach, Florida to discuss the items of City business listed hereon at the time indicated below.

6:00 P.M.

WEDNESDAY - SEPTEMBER 15, 2010

AUDITORIUM

- A. Meeting Called to Order
- B. Roll Call
- C. Invocation
- D. Pledge of Allegiance to the Flag
- E. Review the Minutes of July 27, 2010 and August 10, 2010
- F. Review the Agenda for September 15, 2010

PRESENTATIONS

- A. Firefighter of the Year – George Buck Firefighter/Paramedic
- B. Proclamation for Yellow Ribbon Suicide Awareness and Prevention Week – Sept. 05-11, 2010

REPORTS

- | | | |
|-----------------------------------------|------|----------------------------------------|
| A. Barrier Islands Governmental Council | 8/25 | Patricia J. Shontz, Mayor |
| B. Library Board | 8/23 | Steve Kochick, Commissioner District 4 |
| C. Pinellas Schools Collaborative | 9/1 | Steve Kochick, Commissioner District 4 |
| D. City Attorney | | Michael A. Connolly, City Attorney |
| E. City Manager | | W.D. Higginbotham Jr., City Manager |

CITIZEN'S FORUM. The Commission welcomes advice on matters of concern which are not on the agenda. It is the policy of the Commission not to engage in discussion or attempt resolution on matters. Citizen's input is limited to 3 minutes per person.

COMMISSION'S FORUM. The Commission respectfully requests that citizens refrain from engaging the Commission into a dialog or speaking out regarding matters discussed by the Commissioners.

CONSENT AGENDA. There is no separate discussion of these items unless a Commissioner requests an item be removed for consideration in its normal sequence on the agenda. Approval of the Consent Agenda shall be handled in one motion except for any items removed. The Mayor may ask for Citizen's input after the items are introduced.

10.28a Moved to New Business at the September 7th Workshop.

10.28b 14th Annual Veterans Day Boat Parade - Saturday, November 13, 2010. Consent will authorize:

1. The approval of the 14th Annual Veterans Day Boat Parade scheduled for Saturday, November 13, 2010, from 10:30 a.m. to 1:30 p.m. on the Intracoastal Waterway.
2. The City to assist by filing a "Request for Temporary Closing/Special Use of State Road" and "Approval for Marine Event" applications for a bridge opening.
3. The City to provide a \$500 Donation and be identified as a Sponsor.

10.28c Moved to New Business at the September 7th Workshop.

10.28d Resolution 10.15 Amending the Fees and Collection Procedure Manual; by amending:

- Article VI (Community Services) to provide for a registration fee for the adult kickball league; and
- Article V (Fire Department) to provide for a commercial self-fire inspection program.
- Article VII (Madeira Beach Municipal Marina) to reduce the rates for the "Monthly wet slip for non-liveaboard", the "Monthly wet slip for commercial non-liveaboard", and the "Monthly wet slip for liveaboard"; and create a "Monthly storage for non-motorized boats that can be carried by one person."

- 10.28e Declaration of Surplus Assets.** Consent authorizes certain computer equipment to be recycled as scrap, and certain law enforcement equipment to be donated to the Pinellas County Sheriff's Office.
- 10.28f Extension of Advanced Life Support First Responder Agreement.** Consent authorizes the Mayor to sign the First Responder Agreement between the City and the Pinellas County Emergency Medical Services Authority, by and through the Pinellas County Board of County Commissioners, for the period of October 1, 2010 through September 30, 2011.
- 10.28g Amendment No. 1 to the Interlocal Agreement with the City of Madeira Beach for the Maintenance of Traffic Control Signals and Devices.** Consent authorizes the Mayor to execute Amendment No. 1 to the Interlocal Agreement with the City of Madeira Beach for the Maintenance of Traffic Control Signals and Devices. The Interlocal agreement with Pinellas County starts October 1, 2010 and ends September 30, 2011. The total cost for FY 2010-2011 is \$23,034 with the fee adjusted each October 1st by the previous year Consumer Price Index.
- 10.28h Consideration of a Variance for a Proposed Marine Structure at 14165 North Bayshore Drive which will abut the 142nd Avenue Right of Way.** The City of Madeira Beach is the property owner to be encroached upon; reducing the setback from 25 feet to 11 feet along the side of the property abutting the 142nd Avenue right of way.

Citizen input on agenda items will be solicited following discussion by the Commission. Citizen's input is limited to 5 minutes.

UNFINISHED BUSINESS

- 10.23 PUBLIC HEARING to consider the 2nd Reading of Ordinance 1167** proposing to amend Chapter 54 (Solid Waste), Section 54-1 (Definitions) to provide definitions for "authorized recycling agent", "collection center", curbside collection program" and "designated recyclable material"; and by establishing Section 54-40 (violations; penalties) to state it shall be unlawful for any person other than an authorized recycling agent to remove designated recyclable material from a collection center used in either a collection center program or a curbside collection program.
- 10.26 Second Amendment to the City of Madeira Beach Lease Agreement with the Fantasy Planet Beach Company,** which extends the term of the Lease Agreement through September 30, 2014 and itemizes the monthly rental amount due during that time period.
A MOTION IS ON THE FLOOR
- 10.27 PUBLIC HEARING to consider the 2nd Reading of Ordinance 1168** proposing to amend Chapter 6 (Alcoholic Beverages), Section 6-2 (Closing hours for business establishments serving and/or selling alcoholic beverages) to extend the early morning hours of alcoholic beverage sales from the present 2 a.m. to 3 a.m. within the Madeira Beach City limits to be consistent with the Countywide Ordinance.

NEW BUSINESS

- 10.28a Special Event Permit for the 17th Annual "Fall King of the Beach" Fishing Tournament November 11th, 12th and 13th, 2010** hosted by the Old Salt Fishing Club.
- 10.28c Special Event Permit for the 29th Annual John's Pass Seafood Festival - October 30th and the 31st, 2010.** Authorizing the John's Pass Village Association to host the 29th Annual John's Pass Seafood Festival with conditions.
- 10.29 PUBLIC HEARING: Alcoholic Beverage Use Permit #10.03 for a 2COP license for a The Old Snack Shack located at 15102 Gulf Blvd, Madeira Beach, FL, 33708**
- 10.30 PUBLIC HEARING to consider the 1st Reading of Ordinance 1169,** establishing the Millage Rate for Fiscal Year 2010-2011 and publicly announces:
1. The name of the taxing authority is the City of Madeira Beach, Florida.
 2. The rolled-back rate is 1.9983.
 3. The proposed millage rate is 10.15% less than the current year rolled-back rate.
 4. The millage rate to be levied for fiscal year 2010-2011 shall be 1.7954 mills which remains the same as the tentatively adopted millage rate

- 10.31 PUBLIC HEARING to consider the 1st Reading of Ordinance 1170**, establishing the City's Budget for Fiscal Year 2010-2011, thereby appropriating the necessary funds to operate the City for the coming year.
- 10.32 PUBLIC HEARING to consider the 1st Reading of Ordinance 1171**, amending the 2008 Madeira Beach Comprehensive Plan to adopt the Five-Year Schedule of Capital Improvements for 2010-11 through 2014-15.
- 10.33 PUBLIC HEARING to consider the 1st Reading of ORDINANCE 1172**, amending the Madeira Beach Comprehensive Plan - Data and Analysis to change the definitions of Floor Area Ratio and Impervious Surface Ratio and provide a definition for Net Land Area to be consistent with the Rules Concerning the Administration of the Countywide Future Land Use Plan.
- 10.34 PUBLIC HEARING to consider the 1st Reading of ORDINANCE 1173**, amending the Madeira Beach Code of Ordinances, Subpart B, Land Development Regulations, Chapter 110 (Zoning), Article V (Districts); Division 8 (C-4, Marine Commercial); Section 110-355 (Special Requirement) to change the section referenced in the Rules Concerning the Administration for the Countywide Future Land Use Plan.
- 10.35 Group Health and Dental Insurance** – Recommended policies and plan designs for group health and dental insurance.
- 10.36 Madeira Beach Lease Agreement with the Tampa Bay Beaches Chamber of Commerce**
The Chamber is requesting the City to waive the monthly rent of \$251.33 for the months of October, November, and December 2010. The Chamber is additionally requesting a reduction of the monthly rent of \$258.87 for the 12 months of 2011.

CORRESPONDENCE

ADJOURNMENT

***** THIS MEETING IS OPEN TO THE PUBLIC *****

Persons are advised that, if they decide to appeal any decision made at this meeting/hearing, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

THIS MEETING IS TELEVISED LIVE ON CHANNEL 615 AND REBROADCAST THE FOLLOWING EVENING AT 7 P.M. ON CHANNEL 615.

In accordance with the Americans with Disability Act and F.S. 286.26, persons with disabilities needing special accommodation to participate in the proceeding should contact the City Clerk's Office with your request. Telephone: (727) 391-9951, Fax: (727) 399-1131 for assistance, if hearing impaired, contact the Florida Relay Service Numbers: (800) 955-8771 (TDD).