



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

**BOARD OF COMMISSIONERS
REGULAR MEETING**

The Board of Commissioners of the City of Madeira Beach, Florida will meet at City Hall, located at 300 Municipal Drive, Madeira Beach, Florida to discuss the agenda items of City Business listed at the time indicated below.

6:00 PM

FEBRUARY 10TH, 2015

AUDITORIUM

A. CALL TO ORDER

B. INVOCATION AND PLEDGE OF ALLEGIANCE: Commissioner Terry Lister

C. ROLL CALL

D. APPROVAL OF THE MINUTES

- | | |
|--------------------------------|--------------------------------------|
| 1. BOC Regular Meeting | December 9th, 2014 |
| 2. BOC Special Workshop | January 15th, 2015 |

E. APPROVAL OF THE AGENDA

F. PUBLIC COMMENT (limited to 3 minutes)

G. CONSENT AGENDA

1. AUTHORIZATION TO DISPOSE GENERAL FUND FIXED ASSETS AS RELATED TO CITY CENTRE FACILITY CONSTRUCTION
2. AUTHORIZATION OF CHANGE ORDER TO HENNESSY CONSTRUCTION SERVICES IN THE AMOUNT OF \$111,307.67
3. RECOGNITION OF COMPLETION OF ARCHIBALD PARK/SNACK SHACK PROJECT AND DISSOLUTION OF THE ARCHIBALD AD HOC COMMITTEE.
4. RECOGNITION OF COMPLETION OF 9/11 MEMORIAL PROJECT AND DISSOLUTION OF 9/11 MEMORIAL AD HOC COMMITTEE.
5. AUTHORIZATION FOR CHANGE ORDER TO WESTENBERGER TREE SERVICE CONTRACT IN THE AMOUNT \$3,899 FOR A TOTAL OF \$18,874
6. AUTHORIZATION OF EXPENDITURE FOR TROJAN LABOR TEMP SERVICE IN THE AMOUNT OF \$55,000
7. APPROVAL OF ACQUISITION OF EASEMENT FOR MAINTENANCE, REPAIR AND REPLACEMENT OF A STORMWATER PIPE NOT TO EXCEED \$5,000
8. CONVEYANCE OF EASEMENT TO THE CITY FOR THE MAINTENANCE, REPAIR AND REPLACEMENT OF A PUBLIC SIDEWALK AS SPECIFIED IN THE DEVELOPMENT AGREEMENT

H. UNFINISHED BUSINESS

I. NEW BUSINESS

1. **PUBLIC HEARING**
CONSIDERATION OF A 2COP ALCOHOLIC BEVERAGE PERMIT FOR OCEAN BREEZE RESTAURANT, LLC, 14601 GULF BOULEVARD, MADEIRA BEACH, FLORIDA, IS SEEKING TO SERVE BEER AND WINE FOR CONSUMPTION ON PREMISES AT THE OCEAN BREEZE GRILL LOCATED AT 14601 GULF BOULEVARD. THE SUBJECT PROPERTY IS LOCATED IN THE C-3, RETAIL COMMERCIAL, ZONING DISTRICT.

2. **PUBLIC HEARING**

CONSIDERATION OF A 4COP ALCOHOLIC BEVERAGE PERMIT FOR SHANER MADEIRA BEACH, LLC, 601 AMERICAN LEGION DRIVE, MADEIRA BEACH, FLORIDA, IS SEEKING TO SERVE ALCOHOLIC BEVERAGES AT THE COURTYARD MARRIOTT FOR CONSUMPTION ON PREMISES AT 601 AMERICAN LEGION DRIVE. THE SUBJECT PROPERTY IS LOCATED IN THE PD, PLANNING DEVELOPMENT, ZONING DISTRICT.

3. **ORDINANCE 2015-01**

AN ORDINANCE OF THE CITY OF MADEIRA BEACH, FLORIDA, AMENDING THE MADEIRA BEACH CODE OF ORDINANCES CHAPTER 78 (WATERWAYS), ARTICLE II (BOATS), DIVISION 1 (GENERALLY), TO ADD ONE INFORMATIONAL MARKER COORDINATES, PROVIDING FOR READING BY TITLE ONLY; PROVIDING FOR SEVERABILITY; TO REPEAL ORDINANCE OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE THEREOF.

4. **ORDINANCE 2015-02**

AN ORDINANCE OF THE CITY OF MADEIRA BEACH, FLORIDA, AMENDING SECTIONS 14-130.1, 14-130.2, 14-130.5, 14-130.6, 14-130.7, 14-130.8 AND 14-130.11 OF DIVISION 4 OF ARTICLE III OF CHAPTER 14 OF THE CODE OF ORDINANCES OF THE CITY OF MADEIRA BEACH TO PROVIDE THAT THE LICENSING AND INSPECTION PROGRAM APPLIES TO FOUR UNITS OR MORE ON A RESIDENTIAL RENTAL PROPERTY; TO PROVIDE THAT PROGRAM DOES NOT APPLY TO MOTELS AND HOTELS; TO PROVIDE THAT THE APPLICATION SHALL BE MADE CONTEMPORANEOUSLY WITH THE PAYMENT OF THE LOCAL BUSINESS TAX; TO CLARIFY WHEN THE INSPECTION WILL OCCUR; TO PROVIDE THAT THE NOTICE TO INITIATE REVOCATION OR SUSPENSION OF LICENSE PROCEEDING WILL BE SENT BY CERTIFIED MAIL; REPEALING ALL ORDINANCES OR PARTS OR ORDINANCES IN CONFLICT HERewith; AND PROVIDING AN EFFECTIVE DATE.

5. **RESOLUTION 2015-05**

A RESOLUTION OF THE CITY OF MADEIRA BEACH, FLORIDA, AMENDING THE BUDGET BY INCREASING GENERAL FUND EXPENDITURES IN THE AMOUNT OF \$67,000 FOR CITY CENTRE CONSTRUCTION

6. **AUTHORIZATION OF CHANGE ORDER**

AUTHORIZATION OF CHANGE ORDER TO HENNESSY CONSTRUCTION SERVICES IN AN AMOUNT NOT TO EXCEED \$67,000

J. REPORTS/CORRESPONDENCE

- CITY COMMISSION
- CITY ATTORNEY
- CITY MANAGER
- CITY CLERK

K. ADJOURNMENT

Any person who decides to appeal any decision of the City Commission with respect to any matter considered at this meeting will need a record of the proceedings and for such purposes 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. The law does not require the City Clerk to transcribe verbatim minutes; therefore, the applicant must make the necessary arrangements with a private reporter or private reporting firm and bear the resulting expense. In accordance with the Americans with Disability Act and F.S. 286.26; any person with a disability requiring reasonable accommodation in order to participate in this meeting should call 727-391-9951 or fax a written request to 727-399-1131.

Posted February 6, 2015

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Feb 6, 15



THE CITY OF MADEIRA BEACH, FLORIDA
PUBLIC NOTICE

BOARD OF COMMISSIONERS MEETING

The Board of Commissioners of the City of Madeira Beach, Florida will meet at City Hall, located at 300 Municipal Drive, Madeira Beach, Florida to discuss the agenda items of City Business listed at the time indicated below.

REVISED AGENDA
REVISED ON DECEMBER 8TH, 2014

6:00 P.M.

Tuesday, December 9, 2014

AUDITORIUM

A. CALL TO ORDER

B. INVOCATION AND PLEDGE OF ALLEGIANCE: Commissioner Terry Lister

C. ROLL CALL

MEMBERS PRESENT:

Travis Palladeno, Mayor
Nancy Hodges, Vice-Mayor
Terry Lister, Commissioner District 1
Elaine Poe, Commissioner District 3
Pat Shontz, Commissioner District 4

STAFF PRESENT:

Vince Tenaglia, Assistant City Manager/Finance Director (ACM/FD)
Thomas Trask, City Attorney (CA)
Aimee Servedio, City Clerk (CC)
Dave Marsicano, Public Works/Marina Director (PWMD)
Derryl O'Neal, Fire Chief (FC)

STAFF ABSENT:

Shane Crawford, City Manager (CM)

D. APPROVAL OF THE MINUTES

- | | |
|-------------------------------|-------------------|
| 1. BOC Workshop Meeting | October 28, 2014 |
| 2. BOC Agenda Setting Meeting | November 12, 2014 |
| 3. BOC Regular Meeting | November 12, 2014 |
| 4. BOC Special Meeting | November 25, 2014 |
| 5. BOC Workshop Meeting | November 25, 2014 |

A motion to approve the minutes was made by Commissioner Shontz and seconded by Commissioner Hodges.

ROLL CALL:

Commissioner Lister.....YES	Vice-Mayor Hodges.....YES
Commissioner Poe.....YES	Mayor Palladeno.....YES
Commissioner Shontz.....YES	

E. APPROVAL OF THE AGENDA

A motion to approve the agenda was made by Commissioner Shontz and seconded by Commissioner Poe.

ROLL CALL:

Commissioner Lister.....YES
Commissioner Poe.....YES
Commissioner Shontz.....YES

Vice-Mayor Hodges.....YES
Mayor Palladeno.....YES

PRESENTATIONS/PROCLAMATIONS

1. PRESENTATION

PRESENTATION BY MAYOR PALLADENO AND THE FIRE CHIEF

PROMOTION OF FIREFIGHTERS

LIEUTENANT

DRIVER/ENGINEER-

ANDREW CHILDERS

BRIAN AUTREY

RYAN ROBERTS

GEORGE HILL

Mayor Palladeno: The Mayor called Fire Chief Derryl O'Neal.

FC: Asked Mayor Palladeno to come down to help pin the newly promoted firefighters. These men did an outstanding job with their training. All firefighters are advanced life support trained.

Mayor Palladeno: Commended the Fire Department on their hard work and promotions noting that Madeira Beach scored the highest on the driver and lieutenant exams.

2. PRESENTATION

KEY TO THE CITY TO MR. DOUG SPEELER AND SPEELER ENTERPRISES

PRESENTED BY MAYOR TRAVIS PALLADENO AND VICE MAYOR NANCY HODGES

V-M Hodges: This company has served Pinellas County for over 30 years. Their work includes improvements to the sea walls, beach walkovers, and the new floating aluminum docks at the Municipal Marina. They also provided the barge for the fireworks display on the Fourth of July. She then presented the Key to the City to Doug Speeler and Speeler Enterprises.

F. PUBLIC COMMENT (limited to 3 minutes)

Doug Speeler, Sr.: Commended and thanked the Board of Commissioners for being so approachable and fostering a good working relationship with the citizens and businesses in and around Madeira Beach.

G. CONSENT AGENDA

1. AUTHORIZATION OF EXPENDITURES FOR ELECTRICAL SERVICES ENGINEERING BY DEUEL & ASSOCIATES, IN THE AMOUNT OF \$28,300
2. APPROVAL OF MUTUAL BENEFIT AND USE AGREEMENT WITH ASHBRIIT, INC. FOR STORM DEBRIS REMOVAL
3. AUTHORIZATION OF CHANGE ORDER FOR STORMWATER DRAINAGE AND ROADWAY IMPROVEMENTS ON CRYSTAL AND FLAMINGO DRIVE IN THE AMOUNT OF \$43,326.69
4. AUTHORIZATION OF CHANGE ORDER FOR STORMWATER DRAINAGE AND ROADWAY IMPROVEMENTS ON LILLIAN ROAD, IN THE AMOUNT OF \$84,538.52
5. APPROVAL OF PROPOSED FLORIDA DEPARTMENT OF EMERGENCY MANAGEMENT (DEM) FEDERALLY FUNDED SUBGRANT AGREEMENT – FMA 2013-044 – WITH THE CITY OF MADEIRA BEACH
6. AUTHORIZATION TO DISPOSE GENERAL FUND FIXED ASSETS AS RELATED TO RECREATION FACILITY CONSTRUCTION

A motion to approve the Consent Agenda was made by Commissioner Lister and seconded by Vice-Mayor Hodges.

Staff had no comment and recommended approval.

ROLL CALL:

Commissioner Lister.....YES	Vice-Mayor Hodges.....YES
Commissioner Poe.....YES	Mayor Palladeno.....YES
Commissioner Shontz.....YES	

H. UNFINISHED BUSINESS

1. ORDINANCE 2014-15

A SECOND READING OF AN ORDINANCE OF THE CITY OF MADEIRA BEACH, FLORIDA, AMENDING THE CITY OF MADEIRA BEACH CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION, ARTICLE III, DIVISION 2, PLANNING COMMISSION, SECTION 2-77(g), ORGANIZATION, PERTAINING TO MEETING DATES; SECTION 2-78(c), CONDUCT OF HEARING, PERTAINING TO NOTIFICATION REQUIREMENTS; ARTICLE VIII, SPECIAL MAGISTRATE, SECTION 2-503(c), CONDUCT OF HEARING, PERTAINING TO NOTIFICATION REQUIREMENTS; CHAPTER 82, GENERAL PROVISIONS, SECTION 82-2, DEFINITIONS, PROVIDING FOR THE TERMS "ABUTTING", "ADJOINING", "CONTIGUOUS", PROVIDING FOR READING BY TITLE ONLY; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE THEREOF.

CA read Ordinance 2014-15 by title only.

A motion to approve the second reading of Ordinance 2014-15 was made by Commissioner Shontz and seconded by Commissioner Poe.

Staff recommends approval.

ROLL CALL:

Commissioner Lister.....YES	Vice-Mayor Hodges.....YES
Commissioner Poe.....YES	Mayor Palladeno.....YES
Commissioner Shontz.....YES	

I. NEW BUSINESS

1. PUBLIC HEARING

THIS APPLICATION IS FOR A CMB/2COP ALCOHOLIC BEVERAGE PERMIT, PURSUANT TO CITY CODE SECTION 110-532, CONSIDERATION OF ALCOHOLIC BEVERAGE APPLICATION, THE MAD BEACH CRAFT BREWING COMPANY, 12945 VILLAGE BOULEVARD, MADEIRA BEACH, FLORIDA, IS SEEKING TO EXPAND TO INCLUDE A 150 SEAT TAP ROOM FOR THE ON PREMISE CONSUMPTION OF BEER AND WINE ON THE 2ND FLOOR OF THE BUILDING. THE CRAFT BREWING IS LOCATED ON THE FIRST FLOOR OF THE BUILDING. THE SUBJECT PROPERTY IS LOCATED IN THE C-1, TOURIST COMMERCIAL ZONING DISTRICT.

A motion to approve the Alcohol Beverage Permit was made by Commissioner Poe and seconded by Commissioner Lister.

CA: You are supposed to consider four or five different provisions of the Code: (1) extent to which the location and request adversely affects the character of the neighborhood, (2) extent to which request will affect traffic congestion, (3) whether or not the proposed use is compatible with the location, and (4) extent to which request will adversely affect public safety. These are the only reasons for which an alcoholic permit can be denied. The CDD has provided a report for the Board to consider these provisions.

Matthew Powers: Works at Mad Beach Craft Brewing Company. For six years, they have been crafting small house wines. Craft beer is a huge, growing industry – it is more of a social drinking occasion as opposed to drinking as much as you can to party and get drunk. The Company is in the heart of John's Pass, this will be a place for locals to come out. He wants this to be a place where people can come out and socialize with each other. He is open to any questions the BOC has for him.

Mayor Palladeno: As part of the TDC, he knows that craft brewing is a growing trend that promotes tourism.

Commissioner Shontz: Do you want to open a restaurant along with the tap room?

Matt Powers: They would like to expand to serve food. They currently on provide some snacks but would like to see this grow.

Commissioner Hodges: Do you have live entertainment there?

Matt Powers: We have live bands perform, comedians, it's designed to be more of a venue than just another bar. He commented that John's Pass is starting to step up the game and is going through something of a renaissance to become a classier, more tourist-friendly area.

Guy Critelli: Only has one concern about the establishment because he lives right behind it. He is afraid that it will create more noise and attract people going back and forth intoxicated.

Deputy Lockett: Because of the tourism in that area specifically, more deputies are dedicated to patrol during special events and busy weekends. Still, there are very limited problems there.

Wendy Fabrizio: She has two young kids and her family does not like to go to John's Pass anymore. You can sit in her back yard and hear loud music all around. She has made noise complaints in the past.

ROLL CALL:

Commissioner Lister.....YES	Vice-Mayor Hodges.....YES
Commissioner Poe.....YES	Mayor Palladeno.....YES
Commissioner Shontz.....YES	

2. RESOLUTION 2014-52

A RESOLUTION OF THE CITY OF MADEIRA BEACH, FLORIDA, AMENDING THE CITY OF MADEIRA BEACH PERSONNEL POLICIES AND PROCEDURES ARTICLE VI, SECTION 601 (HOLIDAYS) TO ADD TWO (2) EMPLOYEE HOLIDAYS (CHRISTMAS EVE AND NEW YEAR'S EVE); DELETING CHRISTMAS DAY HOLIDAYS CLARIFICATIONS NOTE; AND PROVIDING FOR AN EFFECTIVE DATE

CA read Resolution 2014-52 by title only.

A motion to approve Resolution 2014-52 was made by Commissioner Lister and seconded by Vice-Mayor Hodges.

Staff recommends approval. No further discussion among staff.

ROLL CALL:

Commissioner Lister.....YES	Vice-Mayor Hodges.....YES
Commissioner Poe.....YES	Mayor Palladeno.....YES
Commissioner Shontz.....YES	

3. **RESOLUTION 2014-53**

A RESOLUTION OF THE CITY OF MADEIRA BEACH, FLORIDA AMENDING THE CITY OF MADEIRA BEACH FEES AND COLLECTION PROCEDURE MANUAL CHANGING THE TITLE OF ARTICLE II (CITY MANAGER'S OFFICE) TO ARTICLE II (COMMUNITY SERVICES), TITLE OF ARTICLE III (COMMUNITY SERVICES) TO ARTICLE III (FINANCE DEPARTMENT), TITLE OF ARTICLE IV (COMMUNITY SERVICES) TO ARTICLE IV (FIRE DEPARTMENT), ADDING ARTICLE VII (PUBLIC WORKS); REMOVING REFERENCE TO ARTICLE II (CITY MANAGER'S OFFICE); CREATING ARTICLE V (PARKS & RECREATION), SECTION B (RECREATION CENTER RENTALS), SECTION C (ATHLETIC FIELD RENTALS), AND SECTION D (SPECIAL EVENTS); AMENDING ARTICLE V (PARKS & RECREATION) SECTION A (RECREATION); BY PROVIDING FOR READING BY TITLE ONLY; PROVIDING FOR DISTRIBUTION; AND PROVIDING FOR AN EFFECTIVE DATE

CA read Resolution 2014-53 by title only.

A motion to approve Resolution 2014-53 was made by Commissioner Shontz and seconded by Commissioner Poe.

ACM/FD: This is a housekeeping issue to follow up and approve the new fees for the recreation rentals and events. Staff recommends approval.

ROLL CALL:

Commissioner Lister.....YES	Vice-Mayor Hodges.....YES
Commissioner Poe.....YES	Mayor Palladeno.....YES
Commissioner Shontz.....YES	

4. **RESOLUTION 2014-54**

AMENDING THE BUDGET BY INCREASING GENERAL FUND EXPENDITURES FOR ACCRUED ANNUAL LEAVE, IN AN AMOUNT NOT TO EXCEED \$3,700

CA read Resolution 2014-54 by title only.

A motion to approve Resolution 2014-54 was made by Commissioner Poe and seconded by Vice-Mayor Hodges.

ACM/FD: This was a request from the CM to deviate a bit from standard policy to forfeit the cap for unused hours. There were a few employees that have dedicated time and efforts but won't be able to take off that time before the December 31st cut off. Staff recommends approval.

ROLL CALL:

Commissioner Lister.....YES	Vice-Mayor Hodges.....YES
Commissioner Poe.....YES	Mayor Palladeno.....YES
Commissioner Shontz.....YES	

5. **RESOLUTION 2014-55**

AMENDING THE BUDGET BY INCREASING GENERAL FUND EXPENDITURES FOR BUILDING SOFTWARE REPLACEMENT, IN THE AMOUNT OF \$71,103

CA read Resolution 2015-55 by title only.

A motion to approve Resolution 2014-55 was made by V-M Hodges and seconded by Commissioner Shontz.

ACM/FD: Had a few points of clarification for the Board: the amount is different on Items 5 and 6 because the money was already appropriated. The funding source is from the building permit revenues to it is self-sustaining. This will almost exhaust the prior year reserve, but with this year, we could have a surplus.

ROLL CALL:

Commissioner Lister.....YES	Vice-Mayor Hodges.....YES
Commissioner Poe.....YES	Mayor Palladeno.....YES
Commissioner Shontz.....YES	

6. AUTHORIZATION OF EXPENDITURES FOR THE PURCHASE OF BUILDING SOFTWARE REPLACEMENT FROM TYLER TECHNOLOGIES, INC., IN THE AMOUNT OF \$86,103

A motion to approve the authorization of expenditures was made by Commissioner Lister and seconded by Commissioner Shontz.

ACM/FD: Staff recommends approval and waiving the bid process to use the same technology that is being used in the Recreation and Finance Department.

ROLL CALL:

Commissioner Lister.....YES	Vice-Mayor Hodges.....YES
Commissioner Poe.....YES	Mayor Palladeno.....YES
Commissioner Shontz.....YES	

7. RESOLUTION 2014-56

AMENDING THE BUDGET BY INCREASING GENERAL FUND EXPENDITURES FOR PERSONNEL RECLASSIFICATION, IN AN AMOUNT NOT TO EXCEED \$11,000

CA read Resolution 2014-56 by title only.

A motion to approve Resolution 2014-56 was made by Commissioner Poe and seconded by Commissioner Shontz.

ACM/FD: Staff recommends approval. This is another follow up from the last workshop and the reclassification in the Community Development Department. The Building Official will move from salary tier 5 to 6.

ROLL CALL:

Commissioner Lister.....YES	Vice-Mayor Hodges.....YES
Commissioner Poe.....YES	Mayor Palladeno.....YES
Commissioner Shontz.....YES	

8. CITY MANAGER'S EVALUATION

A motion to approve a \$12,000 raise for the City Manager's Evaluation was made by Commissioner Shontz and seconded by Vice-Mayor Hodges.

Mayor Palladeno: Commended the City Manger on all of his hard work and what he has been able to do with grants, staff, and everything else in the City.

The Board all agreed that the City Manager has done great work for the City and very much deserves a raise.

ROLL CALL:

Commissioner Lister.....YES
Commissioner Poe.....YES
Commissioner Shontz.....YES

Vice-Mayor Hodges.....YES
Mayor Palladeno.....YES

J. REPORTS/CORRESPONDENCE

- **CITY COMMISSION**

Mayor Palladeno: Wished everyone happy holidays and reminded everyone that the Boat Parade would take place this weekend and December 24th will be the Bitcoin Beach Bash.

- **CITY ATTORNEY**
- **CITY MANAGER**
- **CITY CLERK**

K. ADJOURNMENT – The meeting was adjourned at 7:02 p.m.

Date approved: _____

Travis Palladeno, Mayor

Submitted by Aimee Servedio, City Clerk



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

**BOARD OF COMMISSIONERS
SPECIAL WORKSHOP MEETING**

The Board of Commissioners of the City of Madeira Beach, Florida will meet at City Hall, located at 300 Municipal Drive, Madeira Beach, Florida to discuss the agenda items of City Business listed at the time indicated below.

4:15 PM

JANUARY 15th, 2015

AUDITORIUM

REVISED ON 01/14/2015

A. CALL TO ORDER – The meeting was called to order at 4:15 p.m.

B. ROLL CALL

MEMBERS PRESENT:

Travis Palladeno, Mayor
Nancy Hodges, Vice-Mayor
Terry Lister, Commissioner District 1
Elaine Poe, Commissioner District 3
Pat Shontz, Commissioner District 4

STAFF PRESENT:

Vince Tenaglia, Assistant City Manager/Finance Director (ACM/FD)
Thomas Trask, City Attorney (CA)
Aimee Servedio, City Clerk (CC)
Dave Marsicano, Public Works/Marina Director (PW/MD)

STAFF ABSENT:

Shane Crawford, City Manager (CM)

C. TOPICS

1. DISCUSSION ON POSSIBLE PURCHASE AND PLACEMENT OF CITY LIMIT SIGNS

Concerned Citizen Request by Richard Lewis, Madeira Beach Resident

Travis Palladeno: The Board discussed the City limit signs and asked Dick Lewis to comment.

Dick Lewis: Explained that he is describing the city limit signs that mark the City borders near John's Pass Bridge, Duhme Road, and north towards Redington Beach. The specific location is determined, standardized, and maintained by FDOT. He thinks better signage should mark the City.

Commissioner Lister: We need nicer "Welcome to the City" signs. This differs from the city limits. He stressed the importance of branding for the City. Marilyn Maginley also spoke and agreed that a "Welcome to Madeira Beach" sign is needed. Another citizen remarked that clearer addresses should also be present on Gulf Boulevard.

CA: It is within the budget of the City Manager to purchase nicer signs. This can be done by consensus or motion. The PW/MD explained that staff could look into the permitting allowances with FDOT and additional welcome signage for the FY2016 Budget.

Consensus was to have the PW/MD find out some more information and bring this back to the BOC.

2. DISCUSSION ON BRIGHTHOUSE CABLE CHANNEL TO VIEW BOC MEETINGS

Aimee Servedio, City Clerk

ACM/FD: Bright House is changing the Public Access Channel in February. At the moment, however, public meetings are not broadcasting on the cable channel. Staff needs to know if the Board wishes to continue to try and broadcast via cable and internet, just internet, or however they would like staff to proceed.

CC: Basically in the midst of all the construction, something went wrong and the transmission to the cable company went out. Staff would like clarification if they should try to remedy the problem and spend more money on a band-aid or wait until the move next month and get the cable broadcasting out in the new building, or if they Board is satisfied with only broadcasting via the internet.

Consensus was to continue to broadcast on the Public Access Channel but wait to re-establish it in the new City Centre.

D. ADJOURNMENT – The meeting was adjourned at

Date approved: _____

Travis Palladeno, Mayor

Submitted by Aimee Servedio, City Clerk



MADEIRA BEACH BOARD OF COMMISSIONERS

February 10, 2015 – Authorization to declare surplus

FROM: Vincent M. Tenaglia, Assistant City Manager

SUBJECT: Authorization to dispose General Fund fixed assets as related to City Centre facility construction

BACKGROUND: City policy requires the City Commission to authorize the disposal of fixed assets, defined as any item purchased in the amount of \$1,000 or more and which has a useful life of one year or more. Management is requesting blanket authorization to dispose any current assets in the existing City Hall and Fire Station facilities that cannot be put to productive use. Disposals will include buildings, improvements, furniture, fixtures and equipment.

BUDGETARY There is no budget impact, as each asset has already been expensed upon
IMPACT: purchase in accordance with generally accepted accounting principles. However, the government-wide financial statements, which are prepared on a full accrual basis, will recognize depreciation expense for any disposed asset with remaining book value. Staff has identified 145 assets likely to be considered for disposal, with a remaining book value of \$92,611. Any gains from disposal will be recorded in account no. 001.364.411.

RECOMMENDED

BY STAFF: Staff recommends approval.

ATTACHMENT(S): List of potential assets to be declared surplus

Agenda Item: G 1

Asset #	Disposal Date	Description	Acquired Date	Acquired Cost	Depreciation Principal	Dept.	Dept.	Current Book Value	Accumulated Depreciation
901 Buildings									
363		CITY HALL SITE - BAL FWD @ 29495	9/30/1965	128,672.82	128,672.82	001	1400 Non-Departmental		128,672.82
364		AIR CONDITIONERS -2	3/3/1981	670.00	670.00	001	1400 Non-Departmental		670.00
365		CARPET -4 OFFICES	6/17/1981	880.00	880.00	001	1400 Non-Departmental		880.00
366		ADD POLICE & FIRE DEPT	7/8/1981	21,312.00	21,312.00	001	1400 Non-Departmental		21,312.00
367		REMODEL FIRE DEPT	9/13/1982	1,356.48	1,356.48	001	1400 Non-Departmental		1,356.48
368		REMODEL FIRE DEPT	7/21/1983	5,940.61	5,940.61	001	1400 Non-Departmental		5,940.61
369		FIRE DEPT & REC ADDITIONS	10/10/1983	299.09	299.09	001	1400 Non-Departmental		299.09
370		FIRE DEPT & REC ADDITION	12/19/1983	110,184.95	110,184.95	001	1400 Non-Departmental		110,184.95
371		NEW ROOF FOR CITY HALL	2/26/1986	31,400.00	31,400.00	001	1400 Non-Departmental		31,400.00
372		POLICE DEPT ADDITION	2/16/1989	212,299.00	212,299.00	001	1400 Non-Departmental		212,299.00
373		POLICE DEPT ADDITION-MISC	2/27/1989	23,174.54	23,174.54	001	1400 Non-Departmental		23,174.54
374		EMERGENCY LIGHTS/CIRCUIT BREAKER	9/12/1989	1,786.90	1,786.90	001	1400 Non-Departmental		1,786.90
375		STORAGE SHELVING	8/5/1996	1,528.73	1,528.73	001	1400 Non-Departmental		1,528.73
376		CITY HALL RE-ROOF	9/30/1997	121,335.88	121,335.88	001	1400 Non-Departmental		121,335.88
377		A/C WITH HEAT FOR MAYOR'S OFFICE	12/12/1997	790.00	790.00	001	1400 Non-Departmental		790.00
378		SLIDER WINDOWS -2 @ FIRE DEPT.	2/16/1998	3,221.50	3,221.50	001	1400 Non-Departmental		3,221.50
379		A/C COMPRESSOR	2/5/1999	6,968.00	6,968.00	001	1400 Non-Departmental		6,968.00
380		FIRE STATION ALTERATION	7/16/1999	24,892.00	24,892.00	001	1400 Non-Departmental	5,911.83	18,980.17
381		REPLACE FIRE DEPT. A/C	9/29/2000	2,200.00	2,200.00	001	1400 Non-Departmental		2,200.00
382		A/C IN BANK RECORDS CENTER	3/2/2001	2,146.75	2,146.75	001	1400 Non-Departmental		2,146.75
383		4-TON HEAT PUMP	4/6/2001	2,200.00	2,200.00	001	1400 Non-Departmental		2,200.00
384		CARRIER A/C & HEAT SYSTEM	10/26/2001	4,800.00	4,800.00	001	1400 Non-Departmental		4,800.00
385		REPLACE DUCT WORK ON CARRIER A/C	11/19/2001	2,800.00	2,800.00	001	1400 Non-Departmental		2,800.00
386		STORE FRONT GLASS DOOR	5/10/2002	1,043.00	1,043.00	001	1400 Non-Departmental		1,043.00
				<u>711,902.25</u>				<u>5,911.83</u>	<u>705,990.42</u>

Asset #	Disposal Date	Description	Acquired Date	Acquired Cost	Depreciation Principal	Dept.	Dept.	Current Book Value	Accumulated Depreciation
901 Improvements Other than Buildings									
420		CITY HALL - BAL FWD @ 33877	9/30/1992	205,953.65	205,953.65	001	1400 Non-Departmental		205,953.65
421		PHONE SYSTEM - NORSTAR	8/12/1993	15,503.50	15,503.50	001	1400 Non-Departmental		15,503.50
422		ANTENNA @ EMERGENCY CENTER	4/22/1986	165.00	165.00	001	1400 Non-Departmental		165.00
423		RADIO ANTENNA & MOUNTING @ EMERG. CTR.	5/14/1986	217.00	217.00	001	1400 Non-Departmental		217.00
424		WIRING - ELECTRIC SYSTEM @ EMERG. CTR.	5/20/1986	2,834.00	2,834.00	001	1400 Non-Departmental		2,834.00
798		INSTALL DOOR AT CITY HALL (PARKING)	10/25/2010	1,800.00	1,800.00	001	1400 Non-Departmental	360.00	1,440.00
800		RE-WIRE CABLE AT CITY HALL	11/19/2010	4,855.00	4,855.00	001	1400 Non-Departmental	2,953.46	1,901.54
				231,328.15				3,313.46	228,014.69

901 Equipment										
176		#111238 BATTERY BACKUP - IMS	3/18/1988	1,311.10	1,311.10		001	1100 Finance		1,311.10
177		#111261 COMPUTER UPGRADE - IMS	5/11/1994	1,450.00	1,450.00		001	1100 Finance		1,450.00
184		#20002 DESK, FINANCE DIRECTOR'S OFFICE	4/19/2002	1,016.50	1,016.50		001	1100 Finance		1,016.50
185		#20003 DESK, CITY CLERK'S OFFICE	5/17/2002	1,123.00	1,123.00		001	1300 City Clerk		1,123.00
189		#131383 CONFERENCE TABLE, WALNUT	2/27/1989	1,902.70	1,902.70		001	1300 City Clerk		1,902.70
190		#131384 CREDENZA, WALNUT	2/27/1989	1,077.20	1,077.20		001	1300 City Clerk		1,077.20
191		#131391 SHREDDER, PANASONIC KXP4100	5/28/1993	1,099.00	1,099.00		001	1300 City Clerk		1,099.00
192		#131392 SOUND SYSTEM	7/14/1993	9,624.05	9,624.05		001	1300 City Clerk		9,624.05
193		#101210 PODIUM	9/30/1995	1,300.00	1,300.00		001	1300 City Clerk		1,300.00
195		#131397 VOICE MAIL SYSTEM	6/29/1995	1,500.00	1,500.00		001	1300 City Clerk		1,500.00
197		COMPUTER INSTALLATION	9/30/1997	2,103.00	2,103.00		001	1300 City Clerk		2,103.00
198		#103023 PANASONIC CAMERA EQUIPMENT	1/23/1998	11,328.00	11,328.00		001	1300 City Clerk		11,328.00
199		TILT CAMERA, CANON VC-C# PAN	8/19/1999	1,850.00	1,850.00		001	1300 City Clerk		1,850.00
200		MICROPHONE SYSTEM (7 MICS)	6/4/1999	2,516.02	2,516.02		001	1300 City Clerk		2,516.02
203		#10028A SCALA MASTER PLAYER 1200-X1 SOFTWARE	11/7/2001	3,499.69	3,499.69		001	1300 City Clerk		3,499.69
206		#141017 LOTUS SMART SUITE SOFTWARE	3/29/1996	3,570.79	3,570.79		001	1400 Non-Departmental		3,570.79
208		#141013 COMPUTER, DELL DIMENSION 8100 FILE SERV.	3/25/1996	5,191.00	5,191.00		001	1400 Non-Departmental		5,191.00
210		FLAG POLE	9/30/1997	5,453.00	5,453.00		001	1400 Non-Departmental		5,453.00
213		#103121 WOOD LECTURN	9/30/1999	1,859.21	1,859.21		001	1400 Non-Departmental		1,859.21
214		#103133 COMPUTER, IBM NETFINITY 3000/MUNIS SERV.	9/30/1999	4,116.00	4,116.00		001	1400 Non-Departmental		4,116.00
215		#10029 PRINTER, HP LASERJET 4100	9/30/2001	1,388.98	1,388.98		001	1400 Non-Departmental		1,388.98
216		DATA CABINET	9/25/2003	1,995.00	1,995.00		001	1400 Non-Departmental		1,995.00
219		#401212 TYPEWRITER, IBM WHEELWRITER	9/30/1995	1,054.00	1,054.00		001	4000 Fire/EMS		1,054.00

Asset #	Disposal Date	Description	Acquired Date	Acquired Cost	Depreciation		Dept.	Current Book Value	Accumulated Depreciation
					Principal	Dept.			
220		#404005 GENERATOR, KOHLER	9/30/1995	8,900.00	8,900.00	001	4000 Fire/EMS		8,900.00
243		#404365 LIFESTEP 9100 STAIR CLIMBER	9/30/1996	2,095.00	2,095.00	001	4000 Fire/EMS		2,095.00
246		#103139 POWER UNIT FOR HURST TOOL	9/30/1998	3,777.00	3,777.00	001	4000 Fire/EMS		3,777.00
248		#103141 MAVERICK TOOL ML-165	11/13/1998	4,175.00	4,175.00	001	4000 Fire/EMS		4,175.00
266		#010021 OUTDOOR WARNING/PUBLIC ADDRESS SYSTEM	9/21/2001	31,570.61	31,570.61	001	4000 Fire/EMS	4,034.04	27,536.57
269		#20005 RADIO, MOBILE, MOTOROLA ASTRO SPECTRA	3/1/2002	3,485.00	3,485.00	001	4000 Fire/EMS		3,485.00
272		BUNKER GEAR LOCKERS	8/28/2003	4,734.73	4,734.73	001	4000 Fire/EMS		4,734.73
317		#103191 RADAR GUN, GENESIS VP	2/11/2000	1,290.00	1,290.00	001	4010 Law Enforcement		1,290.00
318		#103192 RADAR GUN, GENESIS VP	2/11/2000	1,290.00	1,290.00	001	4010 Law Enforcement		1,290.00
319		#103194 NIGHT VISION UNIT, SAR-1	2/25/2000	1,469.00	1,469.00	001	4010 Law Enforcement		1,469.00
321		#103207 BIKE RACK	6/9/2000	129.99	129.99	001	4010 Law Enforcement		129.99
324		#010023 BINOCULARS, CANON 18 X 50	6/28/2001	1,599.95	1,599.95	001	4010 Law Enforcement		1,599.95
327		#020001 LASER GUN, ULTRALYTE 200 LR	6/7/2002	4,005.00	4,005.00	001	4010 Law Enforcement		4,005.00
562		SPEAKERS -12 AND AMPLIFIER	7/22/2004	2,420.10	2,420.10	001	1300 City Clerk		2,420.10
564		BREATHING AIR COMPRESSOR, COMPAIR MAKO	12/23/2003	20,768.00	20,768.00	001	4000 Fire/EMS		20,768.00
572		AUDIO-VIDEO SYSTEM RENOVATION	12/2/2003	18,960.82	18,960.82	001	1300 City Clerk		18,960.82
574		VOICE MAIL, NORSTAR CALL-PILOT 150	6/17/2004	8,803.34	8,803.34	001	1400 Non-Departmental		8,803.34
578		A/C UNIT-5 TON, 3 PHASE	9/23/2004	2,450.00	2,450.00	001	1400 Non-Departmental		2,450.00
580		THERMAL IMAGING CAMERA, FIRECAM K-80	9/16/2004	8,220.00	8,220.00	001	4000 Fire/EMS		8,220.00
597		COMPUTER, DELL POWEREDGE SC1425 SERVER	6/9/2005	1,839.00	1,839.00	001	1100 Finance		1,839.00
598		PRINTER, HP LASER JET 4250TN	8/25/2005	1,361.00	1,361.00	001	1100 Finance		1,361.00
607		RADIO, PORTABLE, MOTOROLA XTSS000	2/10/2005	3,308.00	3,308.00	001	4000 Fire/EMS	110.27	3,197.74
608		RADIO, PORTABLE, MOTOROLA XTSS000	2/10/2005	3,308.00	3,308.00	001	4000 Fire/EMS	110.27	3,197.74
609		OPTICOM / GULF BLVD @ 140TH AVE #938	3/10/2005	5,879.00	5,879.00	001	4000 Fire/EMS	244.96	5,634.04
610		OPTICOM / GULF BLVD @ 150TH AVE #936	3/10/2005	5,879.00	5,879.00	001	4000 Fire/EMS	244.96	5,634.04
612		COMPUTER, GATEWAY E-4300 W/FLAT MONITOR	6/16/2005	1,705.39	1,705.39	001	4010 Law Enforcement		1,705.39
625		COMPUTER, GATEWAY M460E LAPTOP	12/8/2005	1,999.35	1,999.35	001	1050 Community Development		1,999.35
626		COMPUTER, GATEWAY M460E LAPTOP	12/8/2005	1,999.35	1,999.35	001	1050 Community Development		1,999.35
627		COMPUTER, DELL POWEREDGE 2850 SERVER	12/8/2005	4,670.76	4,670.76	001	1400 Non-Departmental		4,670.76
629		A/C 2-TON CONDENSER, TEMPSTAR	3/2/2006	1,354.40	1,354.40	001	1400 Non-Departmental	191.87	1,162.53
630		A/C 5-TON CONDENSER, TEMPSTAR	3/2/2006	1,773.20	1,773.20	001	1400 Non-Departmental	251.20	1,522.00
636		WASHING MACHINE, CONTINENTAL	4/27/2006	4,065.00	4,065.00	001	4000 Fire/EMS	609.75	3,455.25
637		LIFEPAK CR PLUS DEFIBRILLATOR/AED	8/31/2006	1,873.00	1,873.00	001	4000 Fire/EMS		1,873.00
638		BALL INTAKE VALVE -2006	1/19/2006	1,256.00	1,256.00	001	4000 Fire/EMS	157.00	1,099.00
663		VIDEO ENCODER, EARTHCHANNEL ECTV II	9/21/2007	6,036.50	6,036.50	001	1300 City Clerk		6,036.50
664		A/C CONDENSER, CARRIER 7.5 TON	3/12/2007	6,201.00	6,201.00	001	1400 Non-Departmental	1,498.57	4,702.43
674		COMPUTER, GATEWAY M465-E LAPTOP	10/21/2006	1,811.32	1,811.32	001	4000 Fire/EMS	-	1,811.32

Asset #	Disposal Date	Description	Acquired Date	Acquired Cost	Depreciation		Dept.	Current Book Value	Accumulated Depreciation
					Principal	Dept.			
677		HIGH SPEED DATA MODEM, MOT HPD1000	1/7/2007	2,690.00	2,690.00	001	4000 Fire/EMS		2,690.00
678		EXHAUST REMOVAL SYSTEM, AIRMATION	3/28/2007	14,992.50	14,992.50	001	4000 Fire/EMS		14,992.50
693		OPTICOM / GULF BLVD @ MADEIRA WAY #934	7/3/2007	3,564.00	3,564.00	001	4000 Fire/EMS	980.10	2,583.90
694		OPTICOM / DUHME @ AMERICAN LEGION #931	8/6/2007	1,675.00	1,675.00	001	4000 Fire/EMS	474.58	1,200.42
695		OPTICOM / 150TH AVE. @ MADEIRA WAY #935	9/28/2007	7,713.78	7,713.78	001	4000 Fire/EMS	2,249.85	5,463.93
696		OPTICOM / 150TH AVE. @ DUHME RD. #932	9/28/2007	7,713.77	7,713.77	001	4000 Fire/EMS	2,249.84	5,463.93
697		CAMERA SYSTEM REPLACEMENTS	10/16/2006	16,245.00	16,245.00	001	1300 City Clerk		16,245.00
702		VIDEO SWITCHER, VADDIO PRODUCTION VIEW	12/10/2007	2,476.00	2,476.00	001	1300 City Clerk		2,476.00
703		AIR HANDLER, 5-TON NORDYNE	8/29/2008	2,299.00	2,299.00	001	1400 Non-Departmental	881.28	1,417.72
704		CONDENSER, AMERICAN STD 15-TON	1/15/2008	8,950.00	8,950.00	001	1400 Non-Departmental	2,908.75	6,041.25
712		HOSE RACK, GEARGRID	10/26/2007	1,714.00	1,714.00	001	4000 Fire/EMS	514.20	1,199.80
714		COMPUTER, PANASONIC TOUGHBOOK 30 LAPTOP	4/13/2008	3,987.99	3,987.99	001	4000 Fire/EMS		3,987.99
732		PANASONIC TOUGHBOOK MDT	10/1/2005	6,069.00	6,069.00	001	4000 Fire/EMS		6,069.00
733		BALL INTAKE VALVE - 2004	6/17/2004	1,256.00	1,256.00	001	4000 Fire/EMS		1,256.00
734		AED MEDTRONIC	10/1/2004	1,916.40	1,916.40	001	4000 Fire/EMS		1,916.40
735		COMPUTER, DELL LATITUDE E6500 LAPTOP	6/21/2009	1,933.00	1,933.00	001	1100 Finance		1,933.00
736		COMPUTER, DELL VOSTRO 420	2/20/2009	1,276.00	1,276.00	001	1100 Finance		1,276.00
737		AIR HANDLER, CARRIER 2-TON FA4CNB06000	4/30/2009	2,550.00	2,550.00	001	1400 Non-Departmental	1,147.50	1,402.50
738		AIR HANDLER, TEMPSTAR 2-TON FSM2X2400A	4/30/2009	2,050.00	2,050.00	001	1400 Non-Departmental	922.50	1,127.50
739		CONDENSER, CARRIER 1.5 TON PA13NR018000	5/31/2009	2,215.00	2,215.00	001	1400 Non-Departmental	1,015.21	1,199.79
740		GOODMAN 5-TON SPLIT SYSTEM	9/15/2009	5,990.00	5,990.00	001	1400 Non-Departmental	2,945.08	3,044.92
748		COMPUTER, DELL LATITUDE E6500 LAPTOP	2/16/2009	1,966.66	1,966.66	001	4000 Fire/EMS		1,966.66
749		COMPUTER, PANASONIC TOUGHBOOK CF30	6/3/2009	4,295.00	4,295.00	001	4000 Fire/EMS		4,295.00
750		COMPUTER, DELL LATITUDE E6500 LAPTOP	9/18/2009	1,921.84	1,921.84	001	4000 Fire/EMS		1,921.84
765		LAPTOP COMPUTER, DELL LATITUDE E6500	12/27/2009	2,009.21	2,009.21	001	1000 City Manager		2,009.21
766		COMPUTER, DELL VOSTRO 430	1/13/2010	1,338.00	1,338.00	001	1000 City Manager		1,338.00
767		LAPTOP COMPUTER, DELL LATITUDE E6500	12/27/2009	2,009.21	2,009.21	001	1050 Community Development		2,009.21
768		COMPUTER, DELL VOSTRO 430	1/13/2010	1,338.00	1,338.00	001	1050 Community Development		1,338.00
769		LAPTOP COMPUTER, PANASONIC TOUGHBOOK 19	4/6/2010	3,333.45	3,333.45	001	1050 Community Development		3,333.45
770		CODE ENFORCEMENT SOFTWARE - INKFORCE	7/12/2010	33,800.00	33,800.00	001	1050 Community Development	19,435.00	14,365.00
771		COMPUTER, DELL VOSTRO 430	1/13/2010	1,338.00	1,338.00	001	1100 Finance		1,338.00
773		COMPUTER, DELL POWEREDGE R710 SERVER	10/13/2009	3,714.36	3,714.36	001	1400 Non-Departmental		3,714.36
776		MODEM, MOTOROLA HPD 1000	10/6/2009	2,225.00	2,225.00	001	4000 Fire/EMS		2,225.00
777		LAPTOP COMPUTER, DELL LATITUDE E6500	12/27/2009	2,009.21	2,009.21	001	4000 Fire/EMS		2,009.21
778		LAPTOP COMPUTER, DELL LATITUDE E6500	12/27/2009	2,009.21	2,009.21	001	4000 Fire/EMS		2,009.21
779		LAPTOP COMPUTER, PANASONIC TOUGHBOOK 19	8/31/2010	3,750.00	3,750.00	001	4000 Fire/EMS		3,750.00
805		DELL VOSTRO MINI TOWER COMPUTER	11/23/2010	1,155.00	1,155.00	001	1100 Finance		1,155.00

Asset #	Disposal Date	Description	Acquired Date	Acquired Cost	Depreciation		Dept.	Current Book Value	Accumulated Depreciation
					Principal	Dept.			
843		E6520 LAPTOP COMPUTER	5/24/2012	1,485.03	1,485.03	001	1050 Community Development	288.76	1,196.27
844		DESKTOP COMPUTER	9/30/2012	1,475.12	1,475.12	001	1050 Community Development	450.73	1,024.39
845		E6520 LAPTOP COMPUTER	4/5/2012	1,485.03	1,485.03	001	1300 City Clerk	742.51	742.52
846		CURRENCY SCANNER SORTER	9/27/2012	2,819.00	2,819.00	001	1400 Non-Departmental	1,644.42	1,174.58
847		EXERCISE MACHINE	9/24/2012	1,999.00	1,999.00	001	4000 Fire/EMS	1,166.08	832.92
849		IOM/290/220 ICE MACHINE	12/29/2011	1,527.53	1,527.53	001	4000 Fire/EMS	661.93	865.60
853		AIR HANDLER	11/18/2011	11,019.00	11,019.00	001	1000 City Manager	7,001.66	4,017.34
854		AIR HANDLER	8/9/2012	5,930.00	5,930.00	001	1000 City Manager	4,323.96	1,606.04
855		WATER HEATER	3/29/2012	1,117.62	1,117.62	001	1000 City Manager	756.73	360.89
873		AC UNIT	10/1/2011	4,966.00	4,966.00	001	1400 Non-Departmental	3,103.75	1,862.25
877		FIRE DEPT. TOUGHBOOK LAPTOPS	9/30/2013	7,451.04	7,451.04	001	4000 Fire/EMS	4,760.39	2,690.65
878		FIRE DEPT. RIT PACK	9/30/2013	3,667.17	3,667.17	001	4000 Fire/EMS	3,269.89	397.28
881		PCSO DEPT. DELL COMPUTER	9/30/2013	1,238.47	1,238.47	001	4010 Law Enforcement	791.25	447.22
889		WIRELESS MICROPHONES	9/30/2013	2,201.14	2,201.14	001	1300 City Clerk	1,860.49	340.65
902		COMMERCIAL SCANNER	4/18/2014	5,220.00	5,220.00	001	1400 Non-Departmental	4,567.50	652.50
907		SOUTH BEACH CAMERA	8/28/2014	1,124.21	1,124.21	001	1400 Non-Departmental	1,061.75	62.46
910		TOUGHBOOKS	9/30/2014	3,864.48	3,864.48	001	4000 Fire/EMS	3,757.13	107.35
Total assets:				479,869.48				83,385.71	396,483.79
				1,423,099.88				92,611.00	1,330,488.90



MADEIRA BEACH BOARD OF COMMISSIONERS

February 10, 2015 – Authorization of Budgeted Expenditures

FROM: Vincent M. Tenaglia, Assistant City Manager

SUBJECT: Authorization of change order to Hennessy Construction Services contract, in the amount of \$111,307.67

BACKGROUND: City staff and the Commission have discussed the need for advanced City signage and branding on numerous occasions over the past several years. Funding for a monument sign was originally included in the fiscal year 2014 budget before being carried forward to the current year.

Based on this history, management is requesting to expand the scope of the original Hennessy Construction Services City Centre construction contract to include the procurement and installation of an electronic LED sign. The intent of the sign is to advertise public meetings and promote special events. It will facilitate way-finding among the new City Centre facilities and will help residents and visitors identify the location of various public events.

BUDGETARY Sufficient funding is available to support this award. The FY 2015 budget includes
IMPACT: \$125,000 for a monument sign (account no. 001.1400.6405).

RECOMMENDED

BY STAFF: The City Manager recommends approval of the contract increase

ATTACHMENT(S): Hennessy Construction Services proposed change order

Agenda Item: G.2.



Hennessy Construction Services
City of Madeira Beach
City Hall, Fire Station,
Recreation Center and Athletic Fields
HCS Project No. GEN-4496

Change Order No. 008 Summary Sheet

Cost/Scope Changes Recap

<u>Item</u>	<u>Description</u>	<u>Cost</u>	Owner Contingency <u>Adjustment</u>	<u>Total</u>
COR 019	Add Moument Sign	111,307.67	0.00	111,307.67
Total Change Order Value				111,307.67



MADEIRA BEACH BOARD OF COMMISSIONERS

February 10th, 2105 – Agenda Report

<u>FROM:</u>	Aimee Servedio, Office of the City Clerk
<u>SUBJECT:</u>	Recognition of completion of Archibald Park/Snack Shack Project and dissolution of the Archibald Ad Hoc Committee.
<u>BACKGROUND:</u>	This is simply a housekeeping issue to recognize the official completion of the Archibald Park Project and in effect, the formal dissolution of the Archibald Ad Hoc Committee. The stated purpose and intent of the Madeira Beach Archibald Ad Hoc Committee was to address enhancements of the Archibald Beach/Park Property and proposed uses. Seeing as the projects to improve Archibald Park and renovate the Snack Shack were completed last year, the Board recognizes the completion of the duration of this committee.
<u>BUDGETARY IMPACT:</u>	None

<u>RECOMMENDED BY STAFF:</u>	Staff recommends motion to approve formal recognition of project completion and therefore dissolution of the Archibald Ad Hoc Committee.
<u>ATTACHMENT(S):</u>	Madeira Beach – Archibald Ad Hoc Committee Scope of Services

Agenda Item: G3

Madeira Beach – Archibald Park Ad Hoc Committee

SCOPE OF SERVICES

- I. **Purpose and Intent:** The Madeira Beach Archibald Park Ad Hoc Committee (Committee) shall be a temporary, ad hoc committee appointed by the Board of Commissioners to address enhancements of the Archibald Beach/Park Property and proposed uses.

The Committee shall act in an advisory capacity for the greater community in reviewing and formulating strategic priorities and recommendations for the future of Archibald Park.

- II. **Tasks:** The Committee's efforts will center on the following tasks:

- A. Evaluation:** The Committee will review the condition of the existing Archibald Park facility and

Marina facilities and operations, review the recommendations of the Pinellas County Boating Access Task Force, seek input and data from the State of Florida, Pinellas County, municipalities providing public marina facilities as well as private marinas to evaluate existing practices and data relating to available facilities and amenities. The Committee's evaluation shall include a review of the 2006 Marina Business Plan and the conceptual plan upon which it was based for purposes of evaluation and update.

- B. Analysis:** Based upon evaluation of current conditions and conceptual plans, the Committee shall complete a needs assessment identifying areas for improvement at Archibald Park. Task work shall include identification and analysis of potential partnerships. Analysis should foster discussion on accomplishing short and long-term goals and opportunities.

- C. Policy:** The Committee will make policy recommendations to ensure that resources are working together to foster a long-term vision for Archibald Park and its relationship to the overall needs within the community and county. Committee shall provide recommendations for improvements to the property and proposed uses.

- III. **Membership:** The Committee shall consist of no more than 15 members appointed by the Board of Commissioners from among interested people who wish to volunteer to serve. Citizens with ideas to enhance the property and propose uses are encouraged to serve on the committee.

- IV. **Staff to the Committee:**

City Manager	W.D. Higginbotham, Jr.
Community Development Director	Paulette Cohen
Community Services Director	Mike Maxemow
Commission Liaison	Steve Kochick, Vice-Mayor

- V. **Duration:** The Committee shall accomplish assigned tasks and formulate recommendations within ____ months of appointment. The Board of Commissioners shall reserve the right to extend committee's duration for completion of specific tasks or assignments.



MADEIRA BEACH BOARD OF COMMISSIONERS

February 10th, 2105 – Agenda Report

<u>FROM:</u>	Aimee Servedio, Office of the City Clerk
<u>SUBJECT:</u>	Recognition of completion of 9/11 Memorial Project and dissolution of the 9/11 Memorial Ad Hoc Committee.
<u>BACKGROUND:</u>	This is simply another housekeeping issue to recognize the official completion of the 9/11 Memorial Project and in effect, the formal dissolution of the 9/11 Memorial Ad Hoc Committee. The stated purpose and intent of the Madeira Beach 9/11 Memorial Ad Hoc Committee was to address creation of a City 9/11 Memorial. The project was completed last year and the dedication ceremony took place on September 11, 2014.
<u>BUDGETARY</u>	None
<u>IMPACT:</u>	

<u>RECOMMENDED</u>	Staff recommends motion to approve formal recognition of project completion and
<u>BY STAFF:</u>	therefore dissolution of the 9/11 Memorial Ad Hoc Committee.
<u>ATTACHMENT(S):</u>	None

Agenda Item:

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MADEIRA BEACH BOARD OF COMMISSIONERS

February 10, 2015 – Authorization of budgeted expenditures

FROM: Vincent M. Tenaglia, Assistant City Manager

SUBJECT: Authorization to award palm tree maintenance service to Westenberger Tree Service, in the estimated amount of \$18,874

BACKGROUND: The City Manager previously authorized expenditures totaling \$14,975 for palm tree maintenance service, based on a quote solicitation process by City staff. Quotes were received as follows:

- Westenberger Tree Service: \$25/tree
- O.A.K. Environmental Experts: \$28/tree
- Yutzy Tree Service: \$175/tree

Recreation staff has requested and the City Manager has approved additional expenditures totaling \$3,899. The City Charter requires the Board of Commissioners to approve such actions, as total expenditures will exceed \$15,000.

BUDGETARY Sufficient funding is available to support this award. Expenditures are allocated
IMPACT: between account nos. 001.4900.3400 and 404.9200.3400.

RECOMMENDED

BY STAFF: The City Manager recommends award.

ATTACHMENT(S): N/A

Agenda Item: G 5



MADEIRA BEACH BOARD OF COMMISSIONERS

February 10, 2015 – Authorization of budgeted expenditures

FROM: Vincent M. Tenaglia, Assistant City Manager

SUBJECT: Authorization to award temporary labor service to Trojan Labor, in the estimated amount of \$55,000

BACKGROUND: Sanitation Department staffing levels have decreased from nine full-time equivalent employees in FY 2012 to six in FY 2015, while maintaining previous levels of service. To accomplish this, the City employs a temporary staffing agency to provide coverage for additional hours. In recent years, annual expenditures for temporary staffing services have averaged approximately \$56,200. The City Charter requires the Board of Commissioners to approve such services, as total expenditures exceed \$15,000.

Although the City has not conducted a formal bid for this service, the Public Works/Marina Director has evaluated the pricing of Trojan Labor as compared to a previous City vendor, Labor Ready Southeast, and recommended Trojan Labor as the more cost-effective option.

As compared to internal staffing, Trojan Labor represents a cost reduction due to the savings associated with insurance premiums, workers' compensation and retirement contributions. The budget savings should be evaluated against the potential service impact and management burden associated with frequent turnover in temporary positions. To date, the current staffing arrangement has been effective from both management and budget perspectives.

BUDGETARY Sufficient funding is available to support this award. Account no. 402.7000.3405 includes
IMPACT: \$55,000 for this service.

RECOMMENDED BY The City Manager recommends approval of the award to Trojan Labor, contingent on
STAFF: waiving the formal bid process. Article V of the Code of Ordinances provides this option upon recommendation by the City Manager and a four-fifths vote by the City Commission. The waiver is to be provided by motion.

ATTACHMENT(S): N/A

Agenda Item: G 6



MADEIRA BEACH BOARD OF COMMISSIONERS

February 10th, 2105 – Agenda Report

<u>FROM:</u>	Shane B. Crawford, City Manager
<u>SUBJECT:</u>	Approval of acquisition of easement for maintenance, repair and replacement of a stormwater pipe not to exceed \$5,000.
<u>BACKGROUND:</u>	The location of this easement is at 140th Avenue North and Bayshore Drive South. The easement is being acquired by the City from Mr. Peter Denman in order to repair and maintain a stormwater pipe that has fallen into disrepair. The stormwater pipe is located at the intersection of 140th Avenue and Bayshore Drive South, and has sustained damage from trucks continually driving over the corner. This is also an area prone to flooding so repair of the stormwater pipe is imperative to the overall improvement of the neighborhood.
<u>BUDGETARY</u>	The cost to convey the easement to the City is \$5,000.
<u>IMPACT:</u>	

<u>RECOMMENDED</u>	Staff recommends motion to approve acquisition of this easement for stormwater
<u>BY STAFF:</u>	repair and maintenance.
<u>ATTACHMENT(S):</u>	Stormwater Easement Agreement

Agenda Item:

G7

Return to:
Shane Crawford
City Manager
City of Madeira Beach
300 Municipal Drive
Madeira Beach, FL. 33708

RE: Parcel No. 10/31/15/34362/014/0170

STORMWATER EASEMENT

FOR AND IN CONSIDERATION of the sum of Five Thousand Dollars (\$5,000.00) in hand paid, the receipt of which is hereby acknowledged, and the benefits to be derived therefrom,

**PETER DENMAN
204 FRANK H CUSHING WAY APT 301
BARRIGADA GU 96913-4046**

("Grantor") does hereby grant and convey to the **CITY OF MADEIRA BEACH, FLORIDA**, a Florida Municipal Corporation ("Grantee"), perpetual easement over, under, across and through the following described land lying and being situate in the County of Pinellas, State of Florida, to wit:

LEGAL DESCRIPTION:

A 7.00 FOOT WIDE STRIP OF LAND LYING IN A PORTION OF LOT 16 AND LOT 17, BLOCK N, THIRD ADDITION TO GULF SHORES REPLAT, PLAT BOOK 21, PAGE 32, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 17, BLOCK N, SAID POINT BEING A POINT ON A CURVE, CONCAVE TO THE NORTH; THENCE WESTERLY, ALONG THE ARC OF SAID CURVE, SAME BEING THE NORTH LINE OF SAID LOT 16, AN ARC DISTANCE OF 0.66 FEET, HAVING A RADIUS OF 1064.83 FEET, A CENTRAL ANGLE OF 00°02'08", THE CHORD FOR WHICH BEARS S74°08'28"W, A CHORD DISTANCE OF 0.66 FEET TO A POINT ON THE BOUNDARY AGREEMENT LINE AS DESCRIBED AND RECORDED IN OFFICIAL RECORD BOOK 189, PAGE 17, OF THE AFORESAID PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA; THENCE DEPARTING SAID NORTH LINE, S04°48'00"W ALONG SAID BOUNDARY AGREEMENT LINE, A DISTANCE OF 166.45 FEET TO A POINT ON THE SOUTH LINE OF SAID LOT 17, SAID POINT LYING S84°53'01"E, 0.30 FEET FROM THE SOUTHWEST CORNER OF SAID LOT 17; THENCE S84°53'01"E, ALONG SAID SOUTH LINE, A DISTANCE OF 7.00 FEET; THENCE DEPARTING SAID SOUTH LINE, N04°48'00"E 7.00 FEET EAST OF AND

PARALLEL WITH SAID BOUNDARY AGREEMENT LINE, A DISTANCE OF 169.15 FEET TO THE NORTH LINE OF SAID LOT 17 AND A POINT ON A CURVE, CONCAVE TO THE NORTH; THENCE WESTERLY, ALONG THE ARC OF SAID CURVE, SAME BEING THE NORTH LINE OF SAID LOT 17, AN ARC DISTANCE OF 6.83 FEET, HAVING A RADIUS OF 1064.83 FEET, A CENTRAL ANGLE OF 00°22'03", THE CHORD FOR WHICH BEARS S73°56'23"W, A CHORD DISTANCE OF 6.83 FEET TO THE POINT OF BEGINNING.

CONTAINING 1,175 SQUARE FEET, MORE OR LESS.

This easement is granted for **maintenance, repair and replacement of a stormwater pipe.**

The **CITY OF MADEIRA BEACH, FLORIDA**, shall have the right to enter upon the above described premises and to maintain thereon such stormwater pipe and to inspect and alter and/or replace same from time to time. Grantee shall promptly restore the Easement Premises and any affected areas surrounding the Easement Premises upon completion of any work activities undertaken in the exercise of these rights to at least the same quality of condition that existed as of the date Grantee first exercised any of its rights hereunder, and on each and every succeeding occasion thereafter.

Grantor warrants and covenants with Grantee that it is the owner of fee simple title to the herein described easement premises, that Grantor has full right and lawful authority to grant and convey this easement to Grantee, and that Grantee shall have quiet and peaceful possession, use and enjoyment of this easement.

It is expressly understood that Grantor reserves unto itself all rights of ownership of the easement premises not inconsistent with the easement rights granted herein.

Grantee, to the extent permitted by Florida Statute 768.28, agrees to indemnify and hold harmless Grantor from and against any and all claims, demands, actions, judgments, injuries, damages, costs and expenses, including attorney's fees, resulting from or related to Grantee or Grantee's employees, agents and contractors use and occupation of the Easement Premises. However, nothing contained herein shall be construed to waive or modify the provisions of Florida Statute 768.28 or the doctrine of sovereign immunity as to any party hereto. In addition, nothing contained herein shall be construed as consent by the Grantee to be sued by third parties in any manner arising from this grant of easement, or as a waiver of sovereign immunity.

This easement herein granted, and the covenants and restrictions hereby imposed, shall be easements, restrictions and covenants running with the land, intended where appropriate to bind the Grantor's property and to benefit the Grantee. Each person, firm or entity accepting a conveyance of the Grantor's property or any portion thereof, shall be bound by the terms, provisions or conditions of this Grant of Easement, as if said person, firm or entity were original parties hereto.

The rights granted herein shall be perpetual and irrevocable and shall run with the land, except by the written mutual agreement of both parties, or by abandonment of the easement premises by Grantee.

IN WITNESS WHEREOF, the undersigned grantor has caused these presents to be duly executed this ____ day of _____, 2014.

Signed, sealed and delivered in the presence of:

Witness signature

Peter Denman, signature

Print witness name

Witness signature

Print witness name

STATE OF FLORIDA :

ss

COUNTY OF PINELLAS :

The foregoing instrument was acknowledged before me this ____ day of _____ 2014 by Peter Denman, a married man, who personally executed the foregoing instrument, and who acknowledged the execution thereof to be their free acts and deeds for the uses and purposes therein expressed, and who [] are personally known to me, or who [] did provide _____ as identification.

My Commission Expires:

Notary Public – State of Florida

Type/Print Name

The rights granted herein shall be perpetual and irrevocable and shall run with the land, except by the written mutual agreement of both parties, or by abandonment of the easement premises by Grantee.

IN WITNESS WHEREOF, the undersigned grantor has caused these presents to be duly executed this 30 day of JANUARY, ~~2015~~

2015 PD

Signed, sealed and delivered in the presence of:

[Signature]
Witness signature

Vernon Lansangen
Print witness name

[Signature]
Peter Denman, signature

[Signature]
Witness signature

Therill Hickman
Print witness name

Guam
STATE OF ~~FLORIDA~~ :

Tamuning : ss
COUNTY OF ~~PINELLAS~~ Guam

The foregoing instrument was acknowledged before me this 30th day of January 2014 by Peter Denman, a married man, who personally executed the foregoing instrument, and who acknowledged the execution thereof to be their free acts and deeds for the uses and purposes therein expressed, and who [] are personally known to me, or who [X] did provide Guam Drivers License as identification.

My Commission Expires: 04/02/2016

[Signature]
Notary Public - State of ~~Florida~~ Guam

Mandi Danylle Munoz
Type/Print Name

MANDI DANYLLE MUNOZ
NOTARY PUBLIC
In and for Guam, U.S.A.
My Commission Expires: April 02, 2016
P.O. Box 20701 Barrigada, Guam 96921



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DEUEL & ASSOCIATES

CONSULTING ENGINEERS

LAND SURVEYORS

LAND PLANNERS

565 SOUTH HERCULES AVENUE
CLEARWATER, FL 33764
PH 727.822.4151 FAX 727.821.7255
WWW.DEUELENGINEERING.COM
CERTIFICATE OF AUTHORIZATION NUMBER 26320
LICENSED BUSINESS NUMBER 107

Dana A. Wyllie 11/5/14
DANA A. WYLLIE, PSM 5874

I, DANA A. WYLLIE, THE SURVEYOR IN RESPONSIBLE CHARGE, CERTIFY THAT THE SKETCH REPRESENTED HEREON, WAS MADE UNDER MY SUPERVISION AND MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF LAND SURVEYORS AND MAPPERS, PURSUANT TO SECTION 472.027 OF THE FLORIDA STATUTES AS PRESCRIBED IN CHAPTER 5J-17.50 DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES. THIS DOCUMENT IS NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

SKETCH & DESCRIPTION
140TH AVENUE NORTH

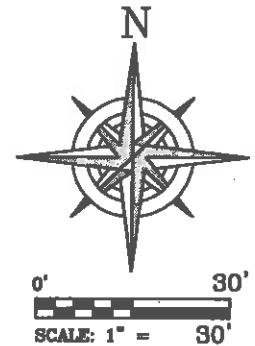
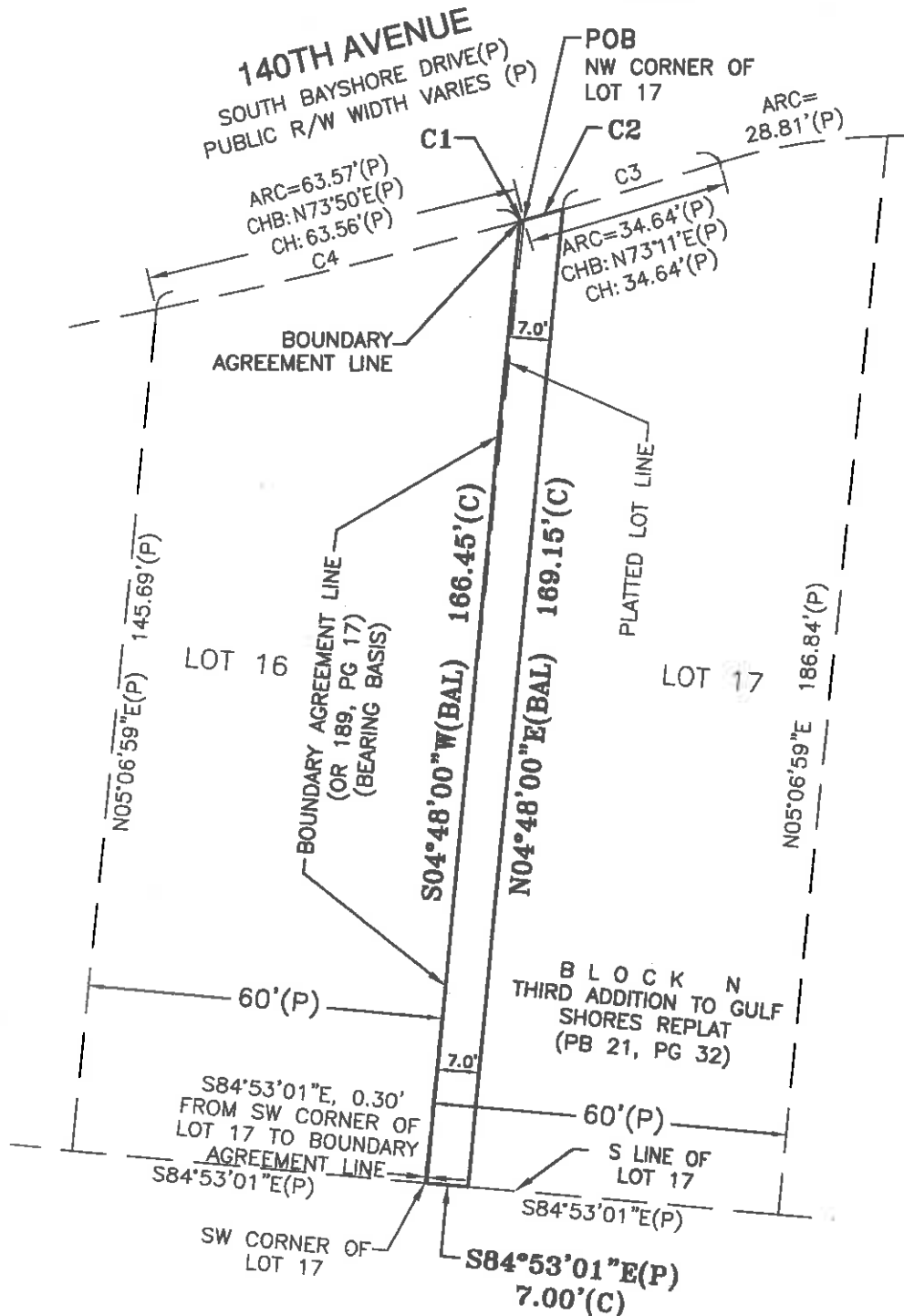
MADEIRA BEACH

FLORIDA

WORK ORDER	2013-147-3S
DATE:	11-05-2014
DRAWN:	LKC
SCALE:	NO SCALE
SHEET NO.	1 OF 2

EXHIBIT "A"

SEC. 10, TWP. 31S., RNG. 15E.
PINELLAS COUNTY, FLORIDA



LEGEND

(BAL)	BOUNDARY AGREEMENT LINE
C#	CURVE - SEE CURVE TABLE
(C)	CALCULATED
LB	LICENSED BUSINESS
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CURVE TABLE					
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SKETCH & DESCRIPTION 140TH AVENUE NORTH

MADEIRA BEACH

FLORIDA

WORK ORDER	2013-147-35
DATE:	11-05-2014
DRAWN:	LKC
SCALE:	1" = 30'
SHEET NO.	2 OF 2

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MADEIRA BEACH

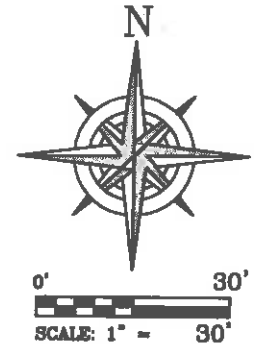
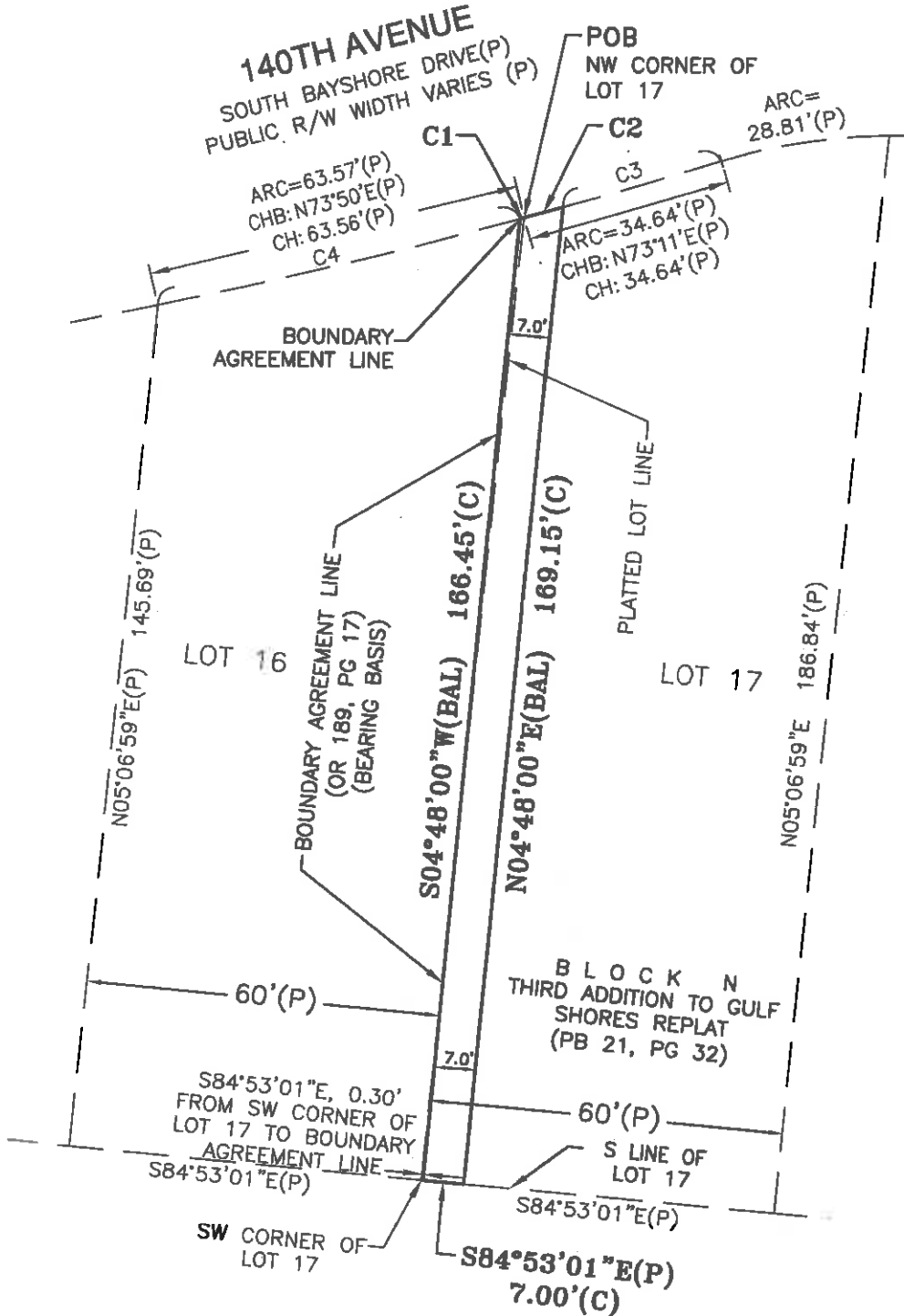
FLORIDA

WORK ORDER	2013-147-3S
DATE:	11-05-2014
DRAWN:	LKC
SCALE:	NO SCALE
SHEET NO.	1 OF 2

EXHIBIT "A"

SEC. 10, TWP. 31S., RNG. 15E.

PINELLAS COUNTY, FLORIDA



LEGEND

(BAL)	BOUNDARY AGREEMENT LINE
C#	CURVE - SEE CURVE TABLE
(C)	CALCULATED
LB	LICENSED BUSINESS
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R/W	RIGHT-OF-WAY
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SEC.	SECTION
TWP.	TOWNSHIP

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SKETCH & DESCRIPTION 140TH AVENUE NORTH

MADEIRA BEACH

FLORIDA

WORK ORDER	2013-147-35
DATE:	11-05-2014
DRAWN:	LKC
SCALE:	1" = 30'
SHEET NO.	2 OF 2



MADEIRA BEACH BOARD OF COMMISSIONERS

FEBRUARY 10, 2015 – Agenda Report

<u>FROM:</u>	Lynn Rosetti, AICP, CFM, Planning and Zoning Director 
<u>SUBJECT:</u>	Sidewalk Easement Dedication as Required by the Development Agreement with the Courtyard by Marriott
<u>BACKGROUND:</u>	The Development Agreement between the Courtyard by Marriott and the City of Madeira Beach included a condition of approval that stipulated <i>"The granting of a sidewalk easement over the portion of the public sidewalk on the subject property by the Developer. Proof of recordation of the approved easement is required prior to a Certificate of Occupancy being issued."</i> Following a final survey by the Developer to exactly pinpoint the location of this public sidewalk on the Courtyard by Marriott property, an easement survey document, along with a legal description of the easement to be dedicated was prepared by the Developer. The Sidewalk Easement document for recording has been executed by the developer and will be recorded by the Developer following acceptance and approval of this sidewalk easement. Albert Carrier, PE, PSM, Deuel & Associates, acting in his capacity as the City's Civil Engineer, has reviewed the documents for technical correctness. Thomas J. Trask, City Attorney, has reviewed the documents for legal correctness.
<u>BUDGETARY</u>	None.
<u>IMPACT:</u>	

<u>RECOMMENDED</u> <u>BY STAFF:</u>	Staff recommends Acceptance and Approval of the proposed easement for the purpose of the maintenance, repair and replacement of a public sidewalk and curb ramp on the Courtyard by Marriott property, as stipulated by the Development Agreement between the City of Madeira Beach and the Courtyard by Marriott.
<u>ATTACHMENT(S):</u>	1) Sidewalk Easement document for Public Records recording. 2) Exhibit A including the legal description of the easement and the easement survey.

Return to:
Shane Crawford
City Manager
City of Madeira Beach
300 Municipal Drive
Madeira Beach, FL 33708

RE: Parcel No. 03/31/15/25128/002/0010

SIDEWALK EASEMENT

FOR AND IN CONSIDERATION of the sum of One Dollar (\$1.00) in hand paid, the receipt of which is hereby acknowledged, and the benefits to be derived therefrom,

**SHANER MADEIRA BEACH, LLC
1965 Waddle Road
State College, PA 16803**

("Grantor") does hereby grant and convey to the **CITY OF MADEIRA BEACH**, a Florida municipal corporation ("Grantee"), a perpetual sidewalk easement over, across and through the following described land lying and being situate in the County of Pinellas, State of Florida, to wit:

A parcel of land being as more particularly described and depicted in EXHIBIT "A" appended hereto and by this reference made a part hereof for the purpose of an easement for the maintenance, repair and replacement of a public sidewalk and curb ramp ("Easement Premises").

The Grantee shall have the right to enter upon the above described premises and to repair and maintain thereon such sidewalk and to inspect and alter and/or replace same from time to time. Grantee shall promptly restore the Easement Premises and any affected areas surrounding the Easement Premises upon completion of any work activities undertaken in the exercise of these rights to at least the same quality of condition that existed as of the date Grantee first exercised any of its rights hereunder, and on each and every succeeding occasion thereafter.

The **GENERAL PUBLIC** shall have full and free use of said sidewalk at any time and all times for traveling purposes.

Grantor warrants and covenants with Grantee that it is the owner of fee simple title to the herein described easement premises, that Grantor has full right and lawful authority to grant and

convey this easement to Grantee, and that Grantee shall have quiet and peaceful possession, use and enjoyment of this easement.

It is expressly understood that Grantor reserves unto itself all rights of ownership of the easement premises not inconsistent with the easement rights granted herein.

Grantee, to the extent permitted by Florida Statute 768.28, agrees to indemnify and hold harmless Grantor from and against any and all claims, demands, actions, judgments, injuries, damages, costs and expenses, including attorney's fees, resulting from or related to Grantee or Grantee's employees, agents and contractors use and occupation of the Easement Premises. However, nothing contained herein shall be construed to waive or modify the provisions of Florida Statute 768.28 or the doctrine of sovereign immunity as to any party hereto. In addition, nothing contained herein shall be construed as consent by the Grantee to be sued by third parties in any manner arising from this grant of easement, or as a waiver of sovereign immunity.

This easement herein granted, and the covenants and restrictions hereby imposed, shall be an easement, restriction and covenant running with the land, intended where appropriate to bind the Grantor's property and to benefit the Grantee. Each person, firm or entity accepting a conveyance of the Grantor's property or any portion thereof, shall be bound by the terms, provisions or conditions of this Grant of Easement, as if said person, firm or entity were original parties hereto.

The rights granted herein shall be perpetual and irrevocable and shall run with the land, except by the written mutual agreement of both parties, or by abandonment of the easement premises by Grantee.

The Remainder of this Page Intentionally Left Blank

IN WITNESS WHEREOF, the undersigned grantor has caused these presents to be duly executed this 4TH day of FEBRUARY, 2015.

Signed, sealed and delivered in the presence of:

Shaner Madeira Beach, LLC
By: Shaner Capital, LLC
By: The Lance T. Shaner Revocable Trust,
Its Sole Member

George P. Wolfe
Witness signature

GEORGE P. WOLFE
Print witness name

By: *Lance T. Shaner*
Lance T. Shaner, Trustee

Patrick J. Landy
Witness signature

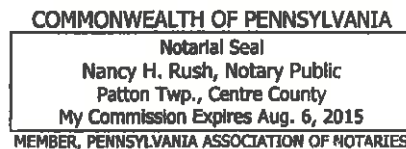
PATRICK J. LANDY
Print witness name

STATE OF PENNSYLVANIA :
: SS
COUNTY OF CENTRE :

The foregoing instrument was acknowledged before me this 4th day of February 2015 by Lance T. Shaner, who personally executed the foregoing instrument, and who acknowledged the execution thereof to be their free acts and deeds for the uses and purposes therein expressed, and who [☒] are personally known to me, or who [☐] did provide _____ as identification.

My Commission Expires:

Nancy H. Rush
Notary Public – State of Pennsylvania
Nancy H Rush
Type/Print Name



DESCRIPTION

THAT PORTION OF THE LOTS 1, 2 & 3, BLOCK 2 OF EDGEWATER ESTATES UNIT NO. 12 AS RECORDED IN PLAT BOOK 43, PAGE 18 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, LYING IN SECTION 3, TOWNSHIP 31 SOUTH, RANGE 15 EAST, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHEAST CORNER OF LOT 2, BLOCK 2, THENCE N53°37'25"E, 43.61 FEET FOR THE POINT OF BEGINNING; THENCE N53°37'25"E, 8.49 FEET; THENCE S08°37'25"W, 21.32 FEET; THENCE S53°38'27"W, 123.23 FEET; THENCE S18°20'59"W, 15.57 FEET; THENCE S08°37'48"W, 14.34 FEET; THENCE S53°44'13"W, 27.51 FEET; THENCE N81°22'12"W, 10.62 FEET TO A CURVE CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 4.50 FEET; THENCE SOUTHWESTERLY ALONG SAID CURVE 3.36 FEET THROUGH A CENTRAL ANGLE OF 42°44'52" (CHORD BEARING S75°00'14"W 3.28 FEET); THENCE S53°37'48"W, 8.33 FEET TO A CURVE CONCAVE NORTHERLY, HAVING A RADIUS OF 21.11 FEET; THENCE WESTERLY ALONG SAID CURVE 23.52 FEET THROUGH A CENTRAL ANGLE OF 63°48'47" (CHORD BEARING S85°13'06"W, 22.32 FEET); THENCE N65°15'57"W, 15.72; THENCE S23°44'13"W, 12.42; THENCE N66°20'39"W, 25.00 FEET; THENCE N23°44'13"E, 6.50 FEET; THENCE N53°44'13"E, 13.73 FEET; THENCE N36°15'47"W, 6.30 FEET; THENCE N53°34'05"E, 11.95 TO A CURVE CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 50.00 FEET; THENCE SOUTHEASTERLY ALONG SAID CURVE 5.53 FEET THROUGH A CENTRAL ANGLE OF 6°20'24" (CHORD BEARING S39°31'18"E 5.53 FEET); THENCE S53°46'48"W, 6.27 FEET; THENCE S36°15'47"E, 6.82 FEET; THENCE S53°44'13"W, 17.40 FEET; THENCE S66°20'39"E, 12.64 FEET; THENCE N23°44'13"E, 12.61 FEET; THENCE N65°29'51"E, 6.36 FEET TO A CURVE CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 20.50 FEET; THENCE SOUTHEASTERLY ALONG SAID CURVE 7.80 FEET THROUGH A CENTRAL ANGLE OF 21°48'16" (CHORD BEARING S34°31'25"E 7.75 FEET); THENCE S63°03'23"E, 11.00 FEET TO A CURVE CONCAVE NORTHERLY, HAVING A RADIUS OF 15.62 FEET; THENCE EASTERLY ALONG SAID CURVE 17.02 FEET THROUGH A CENTRAL ANGLE OF 62°26'44" (CHORD BEARING N85°42'28"E 16.19 FEET); THENCE N53°37'48"E, 8.37 FEET TO A CURVE CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 97.58 FEET; THENCE NORTHEASTERLY ALONG SAID CURVE 7.96 FEET THROUGH A CENTRAL ANGLE OF 4°40'35" (CHORD BEARING N75°56'09"E 7.96 FEET); THENCE S81°22'12"E, 8.04; THENCE N53°37'29"E, 22.50 FEET; THENCE N08°37'48"E, 10.06 FEET TO A CURVE CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 50.00 FEET; THENCE NORTHEASTERLY ALONG SAID CURVE 16.08 FEET THROUGH A CENTRAL ANGLE OF 18°25'35" (CHORD BEARING N21°24'59"E 16.01 FEET TO A REVERSE CURVE CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 47.68 FEET; THENCE NORTHEASTERLY ALONG SAID CURVE 5.46 FEET THROUGH A CENTRAL ANGLE OF 6°33'28" (CHORD BEARING N14°28'51"E 5.45 FEET); THENCE N53°38'40"E, 121.23 FEET; THENCE N08°37'25"E, 12.83 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.044 ACRES, MORE OR LESS

NOTES

1. BEARINGS ARE BASED ON THE SOUTH RIGHT-OF-WAY LINE OF BLACKHAWK ROAD SAID LINE BEING ASSUMED AS N53°37'25"E.
2. LEGAL DESCRIPTION WAS PREPARED BY POLARIS ASSOCIATES, INC.
3. RE-USE OF THIS SKETCH FOR PURPOSES OTHER THAN WHICH IT WAS INTENDED, WITHOUT WRITTEN VERIFICATION, WILL BE AT THE RE-USERS SOLE RISK AND WITHOUT LIABILITY TO THE SURVEYOR. NOTHING HEREIN SHALL BE CONSTRUED TO GIVE ANY RIGHTS OR BENEFITS TO ANYONE OTHER THAN THOSE CERTIFIED TO.
4. THIS SKETCH IS NOT INTENDED TO SHOW THE LOCATION OR EXISTENCE OF ANY JURISDICTIONAL, HAZARDOUS OR ENVIRONMENTALLY SENSITIVE AREAS.
5. THIS SKETCH WAS PREPARED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE AND MAY BE SUBJECT TO EASEMENTS, RESTRICTIONS, RIGHTS-OF-WAY AND OTHER MATTERS OF RECORD.

CERTIFICATION

I HEREBY CERTIFY THAT THE SKETCH REPRESENTED HEREON MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027 FLORIDA STATUTES.

DAN H. RIZZUTO
PROFESSIONAL LAND SURVEYOR
LS 5227, STATE OF FLORIDA

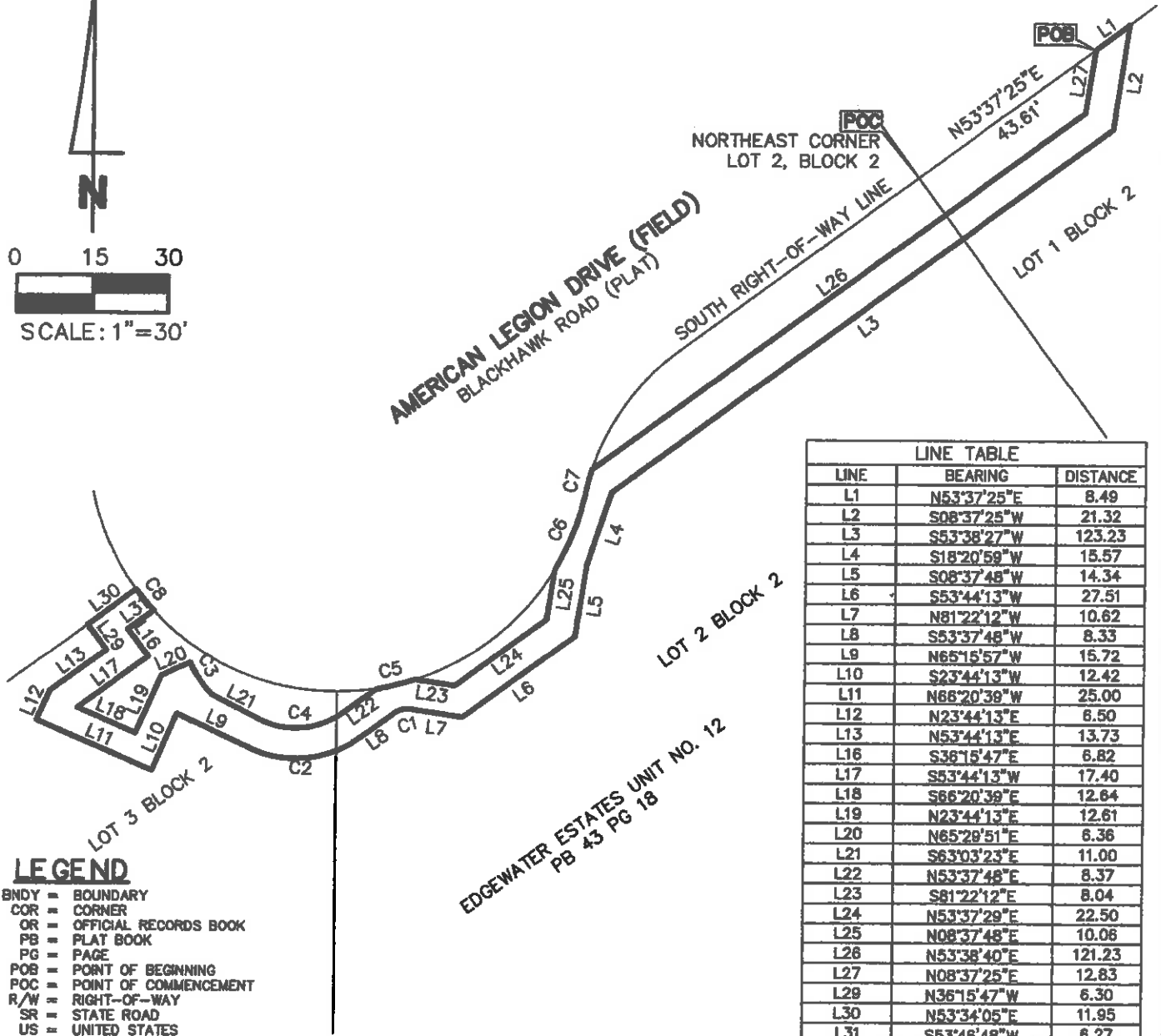
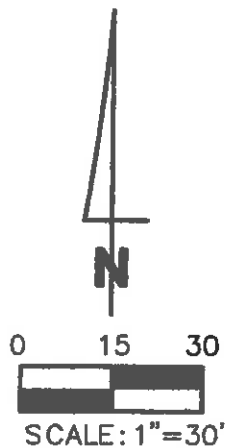
NOT A SURVEY

SHEET 2 OF 2

ITEM	DATE	BY	QC	MARRIOTT MADEIRA BEACH SIDEWALK EASEMENT	
SKETCH & DESCRIPTION	1-26-15	JDF	DHR		
H:\JN\4294\DWG\4294 SW .DWG				 POLARIS ASSOCIATES INC. PROFESSIONAL SURVEYING LB 6113 2165 SUNNYDALE BOULEVARD, SUITE D CLEARWATER, FLORIDA 33765 (727) 461-6113	

CURVE TABLE					
CURVE	RADIUS	LENGTH	CHORD BEARING	CHORD	DELTA
C1	4.50	3.36	S75°00'14"W	3.28	42°44'52"
C2	21.11	23.52	S85°13'06"W	22.32	63°48'47"
C3	20.50	7.80	S34°31'25"E	7.75	21°48'16"
C4	15.82	17.02	N85°42'28"E	16.19	62°28'44"
C5	97.58	7.96	N75°58'09"E	7.96	4°40'35"
C6	50.00	16.08	N21°24'59"E	16.01	18°25'35"
C7	47.68	5.48	N14°28'51"E	5.45	6°33'28"
C8	50.00	5.53	S39°31'18"E	5.53	6°20'24"

SECTION 3, TOWNSHIP 31S, RANGE 15E
PINELLAS COUNTY, FLORIDA
PROJECT NUMBER 4294-03



LINE TABLE		
LINE	BEARING	DISTANCE
L1	N53°37'25"E	8.49
L2	S08°37'25"W	21.32
L3	S53°38'27"W	123.23
L4	S18°20'59"W	15.57
L5	S08°37'48"W	14.34
L6	S53°44'13"W	27.51
L7	N81°22'12"W	10.62
L8	S53°37'48"W	8.33
L9	N65°15'57"W	15.72
L10	S23°44'13"W	12.42
L11	N66°20'39"W	25.00
L12	N23°44'13"E	6.50
L13	N53°44'13"E	13.73
L16	S38°15'47"E	6.82
L17	S53°44'13"W	17.40
L18	S66°20'39"E	12.64
L19	N23°44'13"E	12.61
L20	N65°29'51"E	6.36
L21	S63°03'23"E	11.00
L22	N53°37'48"E	8.37
L23	S81°22'12"E	8.04
L24	N53°37'29"E	22.50
L25	N08°37'48"E	10.06
L26	N53°38'40"E	121.23
L27	N08°37'25"E	12.83
L29	N36°15'47"W	6.30
L30	N53°34'05"E	11.95
L31	S53°48'48"W	6.27

LEGEND

BNDY = BOUNDARY
 COR = CORNER
 OR = OFFICIAL RECORDS BOOK
 PB = PLAT BOOK
 PG = PAGE
 POB = POINT OF BEGINNING
 POC = POINT OF COMMENCEMENT
 R/W = RIGHT-OF-WAY
 SR = STATE ROAD
 US = UNITED STATES

NOT A SURVEY

SHEET 1 OF 2

ITEM	DATE	BY	QC
SKETCH & DESCRIPTION	1-26-15	JDF	DHR
H: \JN\4294\DWG\4294 SW .DWG			

**MARRIOTT MADEIRA BEACH
SIDEWALK EASEMENT**



POLARIS ASSOCIATES INC.
PROFESSIONAL SURVEYING LB 6113
2165 SUNNYDALE BOULEVARD, SUITE D
CLEARWATER, FLORIDA 33765
(727) 481-6113



MADEIRA BEACH BOARD OF COMMISSIONERS

FEBRUARY 10, 2015 – Agenda Report

FROM: Lynn Rosetti, AICP, CFM, Planning and Zoning Director 

SUBJECT: PUBLIC HEARING to consider Alcoholic Beverage Use Permit #15.03 to allow to allow the Ocean Breeze Grill to serve beer and wine for consumption on premises at 14601 Gulf Boulevard.

BACKGROUND: Pursuant to Section 110-532, Consideration of alcoholic beverage application of the Madeira Beach Code of Ordinances, Ocean Breeze Restaurant, LLC, dba Ocean Breeze Grill, is seeking approval to obtain a 2COP alcoholic beverage permit for the consumption of beer and wine on premises as part of the existing restaurant business at 14601 Gulf Boulevard. This property is zoned C-3, Retail Commercial.

Pursuant to Section 110-539, the Notice of Public Hearing was properly sent to all property owners within 300 feet of the subject property 15 days prior to the scheduled consideration by the Board of Commissioners. Such notice has also been posted on the subject property.

Sec. 110-532. Consideration of alcoholic beverage application.

When considering the alcoholic beverage application, the Board of Commissioners shall consider the following factors:

- (1) The extent to which the location and the extent to which the proposed alcoholic beverage request will adversely affect the character of the existing neighborhood. The location of this request is on the north side of 146th Avenue and is within the C-3, Retail Commercial, zoning district. The Ocean Breeze Grill occupies the west one-half of the property. A separate restaurant, the Bula Café, is located in the east one-half of the property. Each has its own indoor and outdoor eating areas and each has its own parking. The character of the neighborhood is not anticipated to be adversely affected by allowing the Ocean Breeze Grill to serve beer and wine for consumption on premises. There are other eating and drinking establishments within the neighborhood, along with retailers selling package beer/wine/liquor within in the area. This request is similar to other such uses in the area and is in keeping with the character of the surrounding neighborhood.

- (2) The extent to which traffic generated as a result of the location of the proposed alcoholic beverage request will create congestion or present a safety hazard. **The addition of an alcoholic beverage use on the premises for Ocean Breeze Restaurant, LLC, dba Ocean Breeze Grill, is not anticipated to create traffic congestion or present a safety hazard to the area. The existing restaurant has four parking spaces and three bicycle parking spaces, allowing for a 28-seat restaurant. According to the alcoholic beverage permit application; there are 15 seats inside and 12 seats outside. As such, the parking to seat ratio meets the City's parking code requirements. This parking is provided off 146th Avenue.**
- (3) Whether or not the proposed use is compatible with the particular location for which it is proposed. **The requested alcoholic beverage permit is compatible with the location in which it is proposed.**
- (4) Whether or not the proposed use will adversely affect the public safety. **The proposed use is not anticipated to adversely affect public safety.**
- (5) No application for review under this section shall be considered until the applicant has paid in full any outstanding charges, fees, interest, fines or penalties owed by the applicant to the city under any section of the Code. **The applicant has no outstanding fines, or penalties owed to the City under any section of the Code.**

BUDGETARY
IMPACT:

N/A

RECOMMENDED
BY STAFF:

Staff recommends that Alcoholic Beverage Permit #15.03 to allow a 2COP alcoholic beverage license for the consumption of beer and wine on premises for Ocean Breeze Restaurant, LLC, dba Ocean Breeze Grill, located at 14601 Gulf Boulevard, be APPROVED for the reasons contained in this agenda report.

ATTACHMENT(S):

Code Compliance/Crime Reports
Public Notice
Alcoholic Beverage Application

Agenda Item:

11.

Rosetti, Lynn

From: Sinkfield, Gwen
Sent: Thursday, January 29, 2015 11:47 AM
To: Rosetti, Lynn
Subject: CODE ENFORCEMENT STATUS

Lynn-

I am updating you on any code enforcement violations for the following addresses:

Courtyard by Marriott- 601 American Legion Dr. (No open Code Violations)

Ocean Breeze Grill- 14601 Gulf Blvd (No open Code Violations)

Gwen Sinkfield
Assistant to Code Enforcement/ Business Tax Official
City of Madeira Beach
300 Municipal Drive
Madeira Beach, Florida 33708
Off: 727-391-9951 Ext. 244
Fax: 727-399-1131
Email:gsinkfield@madeirabeachfl.gov

Rosetti, Lynn

From: Lockett, John <jluckett@pcsonet.com>
Sent: Tuesday, February 03, 2015 12:14 PM
To: Rosetti, Lynn
Cc: Pat Krager
Subject: 2COP

Lynn,

Both properties in question are either closed or have just been open for a few weeks. As a result there are no police calls for service that would impact the property at this time.

John

Deputy John J. Lockett
Pinellas County Sheriff's Office
Community Policing Officer Madeira Beach
10750 Ulmerton Road
Largo, Florida 33779
Cell: 727-420-5363
E-mail: jluckett@pcsonet.com



"Leading The Way For A Safer Pinellas"



**CITY OF MADEIRA BEACH
300 MUNICIPAL DRIVE
MADEIRA BEACH, FLORIDA 33708**

PUBLIC NOTICE

The Board of Commissioners of the City of Madeira Beach, Florida, will hold a Public Hearing on **TUESDAY, FEBRUARY 10, 2015 at 6:00 p.m.**, or as soon after as the matter may be heard, to review an application to allow a restaurant to serve beer and wine for consumption on premises at the Ocean Breeze Grill at 14601 Gulf Boulevard.

THIS APPLICATION IS FOR A 2COP ALCOHOLIC BEVERAGE PERMIT

Operator/Manager: Ocean Breeze Restaurant, LLC

Business Location: 14601 Gulf Boulevard

Business: Ocean Breeze Grill

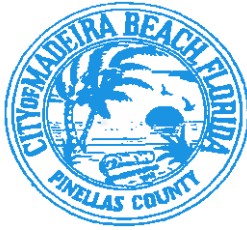
Permit Request:

Pursuant to City Code Section 110-532, Consideration of Alcoholic Beverage Application, Ocean Breeze Restaurant, LLC, 14601 Gulf Boulevard, Madeira Beach, Florida, is seeking to serve beer and wine for consumption on premises at the Ocean Breeze Grill located at 14601 Gulf Boulevard. The subject property is located in the C-3, Retail Commercial, zoning district.

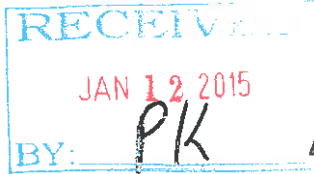
Note:

You have received this notice because you are a property owner within 300 feet of the subject property. If you are desirous of voicing approval or disapproval of this application, you may attend the Public Hearing for this application or write the City Clerk prior to the Public Hearing stating your opinions. The completed application is on file in the Office of the City Clerk and may be reviewed during regular business hours.

POSTED: **January 23, 2015 @** Property Site, City Hall, Other City of Madeira Beach Posting Locations (3)



CITY OF MADEIRA BEACH
300 MUNICIPAL DRIVE • MADEIRA BEACH, FLORIDA 33708
PHONE (727) 391-9951 • FAX (727) 395-9361
www.madeirabeachfl.gov



ABP Permit # _____

ALCOHOLIC BEVERAGE PERMIT APPLICATION

Applicant's Name: Robert L. Bears JR

Name of Partnership, Corporation, LLC (if applicable): Ocean Breeze Restaurant LLC

Mailing Address: (PO Box/ City /State/Zip: 14601 GULF BLVD

MADEIRA BEACH FL 33708

Phone(s): 727-954-6976 Email: Robert@OceanBreezegrill.com

Type of Ownership: ☐ Individual ☐ Partnership ☐ Corporation ☒ LLC

Name of Business: Ocean Breeze Restaurant LLC
DBA Ocean Breeze Grill Business Phone: _____

Physical Address: 14601 GULF BLVD

Parcel #: 09-31-15-87048-000-0420

Legal Description: Restaurant

Number of Seats: Inside: 15 Outside: 12

Zoning District:

☐ C-1 Tourist Commercial

☐ C-2 John's Pass Marine Commercial

☒ C-3 Retail Commercial

☐ C-4 Marine Commercial

☐ R-3 Only Restaurant

Classification:

☐ Package store, beer & wine

☐ Retail Store, beer, wine

☐ Package store, beer, wine, liquor

☒ Restaurants

☐ Bar

☐ Club

☐ Charter Boats

Number of Parking Spaces: 4 HC Parking Spaces: _____ Bike Racks: 3

Hours of Operation:

Monday: 10:30 - 7:00

Tuesday: 10:30 - 7:00

Wednesday: 10:30 - 7:00

Thursday: 10:30 - 8:30

Friday: 10:30 8:30

Saturday: 10:30 8:30

Sunday: 10:30 7:00

General Description of Business: Restaurant

Supporting Materials Required:

☐ Property Owner's Written Approval

☐ Property Survey

☐ Site Plan

☐ Signed Certificate of Wet Zone

Questionnaire: On a separate piece of paper, please answer the following questions:

1. The extent to which the location and the extent to which the proposed alcoholic beverage request will adversely affect the character of the existing neighborhood.
2. The extent to which traffic generated as a result of the location of the proposed alcoholic beverage request will create congestion or present a safety hazard.
3. Whether or not the proposed use is compatible with the particular location for which it is proposed.
4. Whether or not the proposed use will adversely affect the public safety.
5. No application for review under this section shall be considered until the applicant has paid in full any outstanding charges, fees, interest, fines or penalties owned by the applicant to the City under any section of the code.

I understand that this Alcoholic Beverage Permit Application, with its attachments, becomes a permanent record for the City of Madeira Beach and hereby certify that all statements made herein together with any attachments, are true to the best of my knowledge.

****For City of Madeira Beach Use Only****

Page 3 of 3

Ocean Breeze Restaurant LLC
14601 Gulf Blvd
Madeira, Beach FL 33708

1. We are on the main Road. and will not affect the neighborhood
2. We only seat 28 people and we are on main Road will not create congestion or safety hazard
3. I believe it is compatible for our location. This location was a bar at one time
4. Ocean breeze Restaurant will not adversely affect the public safety
5. There are no monies owed to the City of Madeira Beach

Thank you
Robert Beais





NAVARRO, JOHN

STATE USE 1120

ST PETERSBURG, FL 33708-2705

ENTERED:

VERIFIED:

11501 47TH AVE N

09-31-15-87048-000-0420

14601 GULF BLVD MADEIRA BEACH 33708-

STRUCTURAL ELEMENTS															
ELEMENT	CHG	CD	%	TYPE											
BATH TILE		0	100	0NONE											
FOUNDATION		2	100	2CONTINUOUS											
FLOOR		1	100	1SLAB ON GRADE											
EXTERIOR		8	100	8CONCRETE											
ROOFING		0	100	0FLAT											
ROOF COVER		10	100	10BUILT											
CAB & MILL		3	100	3AVERAGE											
FLOOR FINISH		11	100	11CARPET											
STRUCTURAL		0	100	0 NONE											
INTERIOR		7D	100	7DRY WALL											
PAINT &		3	100	3AVERAGE											
HTG & AIR		8	100	8HEAT & COOLING											
ELECTRICAL		3A	100	3AVERAGE											
CATEGORY					UNITS	ADJ									
Wall Height			0.00	0											
PARTY WALL			0.00	0											
FIXTURES			6.00	0											
STORIES			1.00	0											
LIVING UNITS			0.00	0											
TOTAL LIVING UNITS					1947	% CAP	0								
YR BUILT			18	REVIEW TYPE	100										
EFF AGE			02	IMP TYPE	Sale										
QUALITY			RET	REVIEW BY	169										
AREA			53	REVIEW DATE	09/12/2011										
NEB			00	SOURCE											
ACCOUNT FLAGS															
EXTERNAL	0.000	Evacuation Zone				A									
EXTERNAL	0.000	Non-renew Non-													
OTHER	0.000	Visible with				T	% CAP	0	M						
Building ID: 1 / Total Bld Count: 1															
CODE	DESC	BLDG	% CAP	LENGTH	WIDTH	UNITS	UNIT VALUE	YR BUILT	EFF AGE	NOTES					
2301	ASPHALT		0.00	10	200	2,000.00	1.75	1996	7	10 SPACES					
2802	FENCE		0.00	0	0	200.00	8.00	1970	19	200 LF					
2903	STM/SEC SH	1	0.00	0	0	1.00	1,250.00		32						
USE	LAND USE	FRONT	DEPTH	% CAP	UNIT VAL	UNITS	TYPE	DT	DEPTH FAC	FT	FF FCTR	INFLUENCE	DSCR	APPR OR FCTR	LAND VALUE
11	STORES, 1	60.00	130.00	0.00%	30.00	7,800.00	SF		1.00	100.00				1.00	234,000
BUILDING NOTES															
MADEIRA BEACH SCOOTERS															
REAR IS STORAGE															
PERMIT DATA															
NUMBER DATE TYPE VALUE S															
CB06-00002 01/03/06 96 8,400 C															
CB202824 09/01/99 09 1,700 C															
97737 11/24/97 29 7,400 C															
97633 08/12/97 96 2,600 C															
CHARACTERISTIC															
ROR -															
ROR -															
TOTAL 3,101 2,556															
VALUE SUMMARY															
BUILDING (ROND) 164,842															
EXTRA FEATURES 4,832															
LAND VALUE 234,000															
CURRENT COST 403,874															
TOTAL VALUE 339,600															
DOS QU VI PRICE BOOK PAGE															
08/30/2010 U 210000 17031 2012															
06/17/2010 U 100 16949 1599															
12/12/2005 Q 625000 14799 1482															
10/12/1992 U 100 08057 0416															
CATEGORY															
Future land use 1															
ROR -															
ROR -															
SF ESF															
BAS 100 2,420 2,420															
OPU 20 681 136															

SUNNY SHORES

LOTS 42, 43 & 44

2015

PRINTED 12/29/2014

Parcel #: 09-31-15-87048-000-0420
Parcel Status: < No Status Selected >
Homestead %: 0.00% Cap Base Year: 0.00% Maintenance: 04/22/2014
Use Code: 1120 Single Building Store - free standing (not c) Neighborhood: 5300 AREA = 53; NEB is 1

Ownership %: 0.00% Database: PRODUCTION
Reconcile | Blended Value | Comm Sales Comp
Summary | Taxable | Cost | Income

Legal Lines (2)
1 Legal Description
2 LOTS 42, 43 & 44

Owner Names (1) | Tenancy (1)
1 Owner Name M Role G#
1 NAVARRO, JOHN S 0 1

Owner Address
Address: 11501 47TH AVE N
Address: ST PETERSBURG
City: FL Zip: 33708-2705
State: Country:

Site Address: 14601 GULF BLVD, MADEIRA BEACH 33708
Mail To:

Primary Method: Reconcile
Maximum Cap: \$0
Just Value: \$339,600
Deferred: \$0
Assessed (Cap) Val: \$339,600
HX Exemption: \$0
Widow/Disab/Hist/Sr: \$0
T&P/Govt/Inst/Vet Disc: \$0
Base Taxable Value: \$339,600

Map Scale: 0 132ft

Map showing property boundaries and lot numbers. A yellow highlight is visible on a central lot.

Map Tools: Print this Map, Account Detail (1), Land Lines (2), Buildings (3), Extra Features (4), Notes & Rel (6), Site & Flags (7), Sales History (8), Permits (9), Work Flow (1), Attachments (*), GIS (1)

01/05/2015

City of Madeira Beach

300 Municipal Dr.

Madeira Beach Fl. 33708

RE: landlord Authorization Ocean Breeze Restaurant LLC

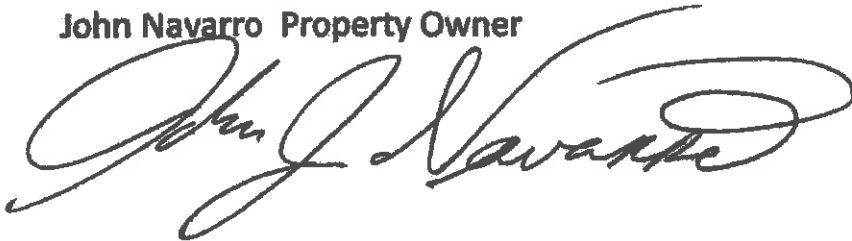
I John Navarro Authorize Robert Bears to apply for alcohol

License for Ocean Breeze Restaurant LLC. I am the owner of the property

Located at 14601 Gulf Blvd Madeira Beach, Fl 33708

Thank You

John Navarro Property Owner

A handwritten signature in black ink, appearing to read "John J. Navarro", with a large, stylized flourish at the end.



MADEIRA BEACH BOARD OF COMMISSIONERS

FEBRUARY 10, 2015 – Agenda Report

FROM: Lynn Rosetti, AICP, CFM, Planning and Zoning Director 

SUBJECT: PUBLIC HEARING to consider Alcoholic Beverage Use Permit #15.02 to allow to allow the Courtyard by Marriott to serve alcoholic beverages for consumption on premises at 601 American Legion Drive.

BACKGROUND: Pursuant to Section 110-532, Consideration of alcoholic beverage application of the Madeira Beach Code of Ordinances, Shaner Madeira Beach, LLC, dba Courtyard by Marriott, is seeking approval to obtain a 4COP alcoholic beverage permit for the consumption of beer/wine/liquor on premises as part of the new hotel business that includes an accessory restaurant in conjunction with the hotel use at 601 American Legion Drive. This property is zoned PD, Planned Development.

Pursuant to Section 110-539, the Notice of Public Hearing was properly sent to all property owners within 300 feet of the subject property 15 days prior to the scheduled consideration by the Board of Commissioners. Such notice has also been posted on the subject property.

Sec. 110-532. Consideration of alcoholic beverage application.

When considering the alcoholic beverage application, the Board of Commissioners shall consider the following factors:

- (1) The extent to which the location and the extent to which the proposed alcoholic beverage request will adversely affect the character of the existing neighborhood. The location of this request is on the south side of American Legion Drive and is zoned PD, Planned Development. The remaining surrounding property on American Legion Drive is zoned C-3, Retail Commercial. The character of the neighborhood is not anticipated to be adversely affected. The American Legion located on the north side of American Legion Drive serves alcoholic beverages to its members and guests. Publix Super Market to the east sells beer and wine in the grocery store, and Publix also has a liquor store component as part of its business. Finally, the Angry Pepper Restaurant located on Duhme Road just to the north of American Legion Drive serves alcoholic beverages as well. Therefore, this application is similar to other such uses in the area and is in

keeping with the character of the surrounding neighborhood.

- (2) The extent to which traffic generated as a result of the location of the proposed alcoholic beverage request will create congestion or present a safety hazard. **The addition of an alcoholic beverage use on the premises for Shaner Madeira Beach, LLC, dba Courtyard by Marriott, is not anticipated to create traffic congestion or present a safety hazard to the area. Adequate parking and ingress/egress for the soon to be completed hotel is provided on site. An accessory restaurant related to the hotel was an approved portion of the site plan and development agreement in effect since September 2012.**
- (3) Whether or not the proposed use is compatible with the particular location for which it is proposed. **The requested alcoholic beverage permit is compatible with the location in which it is proposed.**
- (4) Whether or not the proposed use will adversely affect the public safety. **The proposed use is not anticipated to adversely affect public safety.**
- (5) No application for review under this section shall be considered until the applicant has paid in full any outstanding charges, fees, interest, fines or penalties owed by the applicant to the city under any section of the Code. **The applicant has no outstanding fines, or penalties owed to the City under any section of the Code.**

**BUDGETARY
IMPACT:**

N/A

**RECOMMENDED
BY STAFF:**

Staff recommends that Alcoholic Beverage Permit #15.02 to allow a 4COP alcoholic beverage license for the consumption of beer/wine/liquor for consumption on premises for Shaner Madeira Beach, LLC, dba Courtyard by Marriott, located at 601 American Legion Drive, be APPROVED for the reasons contained in this agenda report.

ATTACHMENT(S):

Code Compliance/Crime Reports
Public Notice
Alcoholic Beverage Application

Agenda Item: 12.

Rosetti, Lynn

From: Sinkfield, Gwen
Sent: Thursday, January 29, 2015 11:47 AM
To: Rosetti, Lynn
Subject: CODE ENFORCEMENT STATUS

Lynn-

I am updating you on any code enforcement violations for the following addresses:

Courtyard by Marriott- 601 American Legion Dr. (No open Code Violations)

Ocean Breeze Grill- 14601 Gulf Blvd (No open Code Violations)

Gwen Sinkfield
Assistant to Code Enforcement/ Business Tax Official
City of Madeira Beach
300 Municipal Drive
Madeira Beach, Florida 33708
Off: 727-391-9951 Ext. 244
Fax: 727-399-1131
Email:gsinkfield@madeirabeachfl.gov

Rosetti, Lynn

From: Luckett, John <jluckett@pcsonet.com>
Sent: Tuesday, February 03, 2015 12:14 PM
To: Rosetti, Lynn
Cc: Pat Krager
Subject: 2COP

Lynn,

Both properties in question are either closed or have just been open for a few weeks. As a result there are no police calls for service that would impact the property at this time.

John

Deputy John J. Luckett
Pinellas County Sheriff's Office
Community Policing Officer Madeira Beach
10750 Ulmerton Road
Largo, Florida 33779
Cell: 727-420-5363
E-mail: jluckett@pcsonet.com



"Leading The Way For A Safer Pinellas"



**CITY OF MADEIRA BEACH
300 MUNICIPAL DRIVE
MADEIRA BEACH, FLORIDA 33708**

PUBLIC NOTICE

The Board of Commissioners of the City of Madeira Beach, Florida, will hold a Public Hearing on **TUESDAY, FEBRUARY 10, 2015 at 6:00 p.m.**, or as soon after as the matter may be heard, to review an application to allow a hotel to serve alcoholic beverages for consumption on premises at 601 American Legion Drive.

THIS APPLICATION IS FOR A 4COP ALCOHOLIC BEVERAGE PERMIT

Operator/Manager: Shaner Madeira Beach, LLC

Business Location: 601 American Legion Drive

Business: Courtyard by Marriott

Permit Request:

Pursuant to City Code Section 110-532, Consideration of Alcoholic Beverage Application, Shaner Madeira Beach, LLC, 601 American Legion Drive, Madeira Beach, Florida, is seeking to serve alcoholic beverages at the Courtyard by Marriott for consumption on premises at 601 American Legion Drive. The subject property is located in the PD, Planned Development, zoning district.

Note:

You have received this notice because you are a property owner within 300 feet of the subject property. If you are desirous of voicing approval or disapproval of this application, you may attend the Public Hearing for this application or write the City Clerk prior to the Public Hearing stating your opinions. The completed application is on file in the Office of the City Clerk and may be reviewed during regular business hours.

POSTED: **January 23, 2015 @** Property Site, City Hall, Other City of Madeira Beach
Posting Locations (3)



CITY OF MADEIRA BEACH
300 MUNICIPAL DRIVE • MADEIRA BEACH, FLORIDA 33708
PHONE (727) 391-9951 • FAX (727) 395-9361
www.madeirabeachfl.gov



ABP Permit # _____

ALCOHOLIC BEVERAGE PERMIT APPLICATION

Applicant's Name: Courtyard by Marriott Madeira Beach

Name of Partnership, Corporation, LLC (if applicable): Shaner Madeira Beach, LLC

Mailing Address: (PO Box/ City /State/Zip: 1965 Waddle Road
State College, PA 16803

Phone(s): 814-278-7212 Email: hrush@shanercorp.com

Type of Ownership: ☐ Individual ☐ Partnership ☐ Corporation ☒ LLC

Name of Business: Courtyard by Marriott Business Phone: 727-392-8088

Physical Address: 601 American Legion Drive

Parcel #: _____

Legal Description: Attached

Number of Seats: Inside: 66 Outside: 16

Zoning District:

☐ C-1 Tourist Commercial

☐ C-2 John's Pass Marine Commercial

☒ C-3 Retail Commercial

☐ C-4 Marine Commercial

☐ R-3 Only Restaurant

Classification:

☐ Package store, beer & wine

☐ Retail Store, beer, wine

☐ Package store, beer, wine, liquor

☒ Restaurants

☐ Bar

☐ Club

☐ Charter Boats

Number of Parking Spaces: 99 HC Parking Spaces: 5 Bike Racks: 0

Hours of Operation:

Monday: 6:30 a.m. to 11:00 a.m. / 5:00 p.m. to 10 p.m.
Tuesday: _____
Wednesday: _____
Thursday: _____
Friday: _____
Saturday: _____
Sunday: _____

General Description of Business: Lodging

Supporting Materials Required:

☐ Property Owner's Written Approval

☐ Property Survey

☐ Site Plan

☐ Signed Certificate of Wet Zone

Questionnaire: On a separate piece of paper, please answer the following questions:

1. The extent to which the location and the extent to which the proposed alcoholic beverage request will adversely affect the character of the existing neighborhood.
2. The extent to which traffic generated as a result of the location of the proposed alcoholic beverage request will create congestion or present a safety hazard.
3. Whether or not the proposed use is compatible with the particular location for which it is proposed.
4. Whether or not the proposed use will adversely affect the public safety.
5. No application for review under this section shall be considered until the applicant has paid in full any outstanding charges, fees, interest, fines or penalties owned by the applicant to the City under any section of the code.

Affidavit of Applicant:

I understand that this Alcoholic Beverage Permit Application, with its attachments, becomes a permanent record for the City of Madeira Beach and hereby certify that all statements made herein together with any attachments, are true to the best of my knowledge.

Signature of Applicant: George L. Wolfe Date: JAN. 12, 2015

****For City of Madeira Beach Use Only****

Fee: \$300.00 ☐ Check # _____ ☐ Cash ☐ Receipt # _____

Date Received: _____

BOC Hearing Date: _____

☐ Approved

☐ Denied

City Manager, City of Madeira Beach

Date: _____

Shaner Madeira Beach, LLC

Alcoholic Beverage Permit Application with the City of Madeira Beach

Questionnaire:

1. The extent to which the location and the extent to which the proposed alcoholic beverage request will adversely affect the character of the existing neighborhood.

Response: None

2. The extent to which traffic generated as a result of the location of the proposed alcoholic beverage request will create congestion or present a safety hazard.

Response: None

3. Whether or not the proposed use is compatible with the particular location for which it is proposed.

Response: Yes.

4. Whether or not the proposed use will adversely affect the public safety.

Response: None

EXHIBIT "A"

LOTS 2, 3 AND A PORTION OF LOT 1, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THAT PART OF LOTS 1 AND 1A, BLOCK 2, EDGEWATER ESTATES UNIT NO. 12, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 43, PAGE 18, OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF BLACKHAWK ROAD, A DISTANCE OF 41.46 FEET WEST OF THE EAST LINE OF SAID LOT 1; THENCE RUN S.44°38'08"E. A DISTANCE OF 210.77 FEET; THENCE RUN S.53°37'25"W. A DISTANCE OF 287.38 FEET; THENCE RUN N.36°22'35"W. A DISTANCE OF 208.99 FEET; THENCE RUN N.53°37'25"E. A DISTANCE OF 256.56 FEET TO THE POINT OF BEGINNING, LESS AND EXCEPT THAT PORTION WHICH FALLS WITHIN LOT 1A, BLOCK 2, OF SAID EDGEWATER ESTATES UNIT NO. 12., ALSO LESS AND EXCEPT THE NORTHEASTERLY 8 FEET OF THE SOUTHEASTERLY 8 FEET OF THE ABOVE DESCRIBED PARCEL.

ALL IN BLOCK 2, EDGEWATER ESTATES UNIT NO. 12, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 43, PAGE 18, OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA.

TOGETHER WITH THE RIGHT, PRIVILEGE AND EASEMENT FOR INGRESS, EGRESS, ENCROACHMENT, MAINTENANCE, REPAIR AND REPLACEMENT OF THE SEAWALL LOCATED ALONG THE SOUTHERN BOUNDARY OF THE ABOVE DESCRIBED PARCEL AS MORE FULLY SET FORTH IN THE DECLARATION AND GRANT OF EASEMENT FOR ENCROACHMENT, MAINTENANCE, REPAIR AND REPLACEMENT RECORDED OFFICIAL RECORDS BOOK _____, PAGE _____.



*Shaner Madeira Beach, LLC
1965 Waddle Road
State College, PA 16803*

January 22, 2015

Lynn Rosetti, AICP CFM
City of Madeira Beach
300 Municipal Drive
Madeira Beach, FL 33708

In Re: Madeira Beach Courtyard by Marriott
Alcoholic Beverage Permit Application

Dear Ms. Rosetti:

Please accept this letter as authorization on behalf Shaner Madeira Beach, LLC, by LT Shaner, LLC ("Owner"), that Rob Alexandre has authority to act on behalf of Shaner Madeira Beach, LLC for the purpose of obtaining the Alcoholic Beverage Permit. Mr. Alexandre can be reached at the following address with copies to Mr. Wolfe:

Robert Alexandre, General Manager
Courtyard by Marriott
601 American Legion Drive
Madeira Beach, FL 33703
Phone: 727-392-8088
Email: rale Alexandre@shanercorp.com

With a copy to:

George P. Wolfe, Corporate Counsel
Shaner Madeira Beach, LLC
1965 Waddle Road
State College, PA 16803
Phone: 814-278-7207
Email: gwolfe@shanercorp.com

Thank you for your assistance with this matter.

Very truly yours,

Lance T. Shaner
Lance T. Shaner

LTS/nhr

cc: Robert Alexandre
Jeff Truhlar
Peter Belmore
Plato Ghinos

Sworn to and subscribed before me
this 22nd day of January, 2015.

Nancy H. Rush
Notary Public

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Nancy H. Rush, Notary Public
Patton Twp., Centre County
My Commission Expires Aug. 6, 2015
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES



MADEIRA BEACH BOARD OF COMMISSIONERS

February 10th, 2105 – Agenda Report

FROM: Aimee Servedio, Office of the City Clerk

SUBJECT: Ordinance 2015-01 adding one informational marker in the waterways.

BACKGROUND: The City of Madeira Beach wishes to maintain safe boating by adding a slow speed minimum wake (SSMV) informational marker.

The existing markers were approved and placed in 2007 and it has been determined that there was a need for an additional marker.

BUDGETARY None
IMPACT:

RECOMMENDED

BY STAFF: Staff recommends motion to approve Ordinance 2015-01.

ATTACHMENT(S): Ordinance 2015-01

Agenda Item:

13.

ORDINANCE 2015-01

AN ORDINANCE OF THE CITY OF MADEIRA BEACH, FLORIDA, AMENDING THE MADEIRA BEACH CODE OF ORDINANCES CHAPTER 78 (WATERWAYS), ARTICLE II (BOATS), DIVISION 1 (GENERALLY), TO ADD ONE INFORMATIONAL MARKER COORDINATE, PROVIDING FOR READING BY TITLE ONLY; PROVIDING FOR SEVERABILITY; TO REPEAL ORDINANCE OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE THEREOF.

WHEREAS, the City of Madeira Beach wishes to maintain safe boating by adding a slow speed minimum wake (SSMV) informational marker.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MADEIRA BEACH, FLORIDA:

SECTION 1. That the Madeira Beach Code of Ordinances, Chapter 78 (Waterways), Article II (Boats), Division 1 (Generally), Section 78-38 (Slow Speed-Minimum Wake and Idle Speed-No Wake Zones)(a)(5) be hereby amended to read as follows:

Sec. 78-38. Slow speed-minimum wake and idle speed-no wake zones and informational markers.

(a) The following waters within the city limits of the city are declared to be "slow speed-minimum wake" zones.

(1) John's Pass Waterway, from a point of beginning located at the intersection of a line drawn between the western most point of the north and south bridge fenders at John's Pass with the line of the city limits, running through John's Pass Channel. Continuing northeasterly along the line of the city limits approximately 1,500 feet, thence along a meandering line generally parallel to the east side of the John's Pass channel to the USCG Red ATON 10 marker and more particularly depicted in Exhibit A.

Continuing the slow-speed – minimum wake zone of John's Pass Waterway, from a point of beginning located at the northeast John's Pass Bridge fender to the northwest John's Pass Bridge fender to a new gulf-side marker located on the shoal across from the south jetty tip, continuing south to the centerline of the channel and then continuing east to the John's Pass bridge.

Northwest John's Pass bridge fender

27° 46°.972 N. 82° 46.961 W SSMW

Northeast John's Pass bridge fender

27° 47.000 N. 82° 46.926 W SSMW

Gulfside marker on shoal

27° 46.922 N 82° 47.073 W

SSMW (facing west), RNSO (Facing east)

- (2) The water located in the cove and canals which begin between the streets known as Boca Ciega Avenue and John's Pass Avenue. GPS points of this posted "slow speed-minimum wake" zone are listed below:

A-1 27°47.44N--82°46.93W

A-2 27°47.52N--82°47.02W

A-3 27°47.58N--82°47.14W

A-4 27°47.63N--82°47.39W

- (3) The water located in the cove between the streets known as John's Pass Avenue and Crystal Drive. GPS points of posted "slow speed-minimum wake" zone are listed below:

B-1 27°48.09N--82°47.04W

- (4) The water located in the cove and canals which begin between the streets known as Crystal Drive and Bay Point Drive. GPS points of this posted "slow speed-minimum wake" zone are listed below:

C-1 27°48.11N--82°46.98W

C-2 27°47.90N--82°47.11W

C-3 27°47.97N--82°47.21W

- (5) The water located in the cove and canals which begin between the streets known as Bay Point Drive and 144th Avenue. GPS points of this posted "slow speed-minimum wake" zone are listed below:

D-1 27°48.13N--82°47.60W

D-2 27°47.79N--82°47.53W

D-3 27°48.034 N--82°45.554W

- (6) The water located in the cove and canals which begin between the streets known as 145th Avenue and extending northward to the southeasterly corner of the land designated as the Holiday Isle Marina. GPS points of this posted "slow speed-minimum wake" zone are listed below:

E-1 27°48.23N--82°47.67W

E-2 27°48.04N--82°47.84W

- (7) The water located in the canal between the streets known as 150th Avenue and Medallion Boulevard. GPS points of this posted "slow speed-minimum wake" zone are listed below:

F-1 27°48.32N--82°47.91W

- (8) The water located in the canal between the streets known as Harbor Drive and the property boundary for the city hall and recreation complex. 150th Avenue and Medallion Boulevard. GPS points of this posted "slow speed-minimum wake" zone are listed below:

G-1 27°48.38N--82°48.08W

- (b) The following waters within the city limits are declared to be "idle speed-no wake" zones: The cove located between the streets known as Boca Ciega Drive and 129th Avenue. GPS points of posted zone "idle speed-no wake" are listed below:

(1) 27°47.28N--82°46.86W

(2) 27°47.28N--82°46.89W

(3) 27°47.27N--82°47.03W

(4) 27°47.30N--82°47.13W

- (c) No person shall operate a vessel within the city in a restricted area designated by appropriate signs in violation of this section, and any violation of this section shall be punishable as provided in this chapter.

- (d) That informational markers shall be placed on piles with current SSMW signage near the Tom Stuart Causeway at the following locations:

27° 48.364 N 82° 47.587 W

27° 48.340 N 82° 47.629 W

Each informational marker shall state the following:

Marina

Convenience Store

Pump-Out

Fuel

Channel 16

(Code 1983, § 5-112; Ord. No. 1085, § 1, 6-27-06; 1123, 12-11-07)

Editor's note: Ord. No. 1085, § 1, adopted June 27, 2006, changed the title of § 78-38 from "Slow down-minimum wake and idle speed-no wake zones" to "Slow speed-minimum wake and idle speed-no wake zones." The exhibits referenced in this section are not set out at length herein, but are on file at the city clerk's office.

SECTION 2. That the provisions of this ordinance shall be deemed severable. If any part of the ordinance is deemed unconstitutional, it shall not affect the constitutionality of other portions of the Ordinance.

SECTION 3. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance be hereby repealed insofar as the same affect this ordinance.

SECTION 4. That this ordinance shall be in full force and effect upon adoption in the manner provided by law.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF MADEIRA BEACH, FLORIDA, this _____ day of _____, 2015.

APPROVED AS TO FORM:

TOM TRASK, City Attorney

TRAVIS PALLADENO, Mayor

ATTEST:

AIMEE SERVEDIO, City Clerk

PASSED ON FIRST READING: _____

PUBLISHED: _____

PASSED ON SECOND READING: _____

“Slow speed – minimum wake” Marker – D-3





MADEIRA BEACH BOARD OF COMMISSIONERS

February 10th, 2105 – Agenda Report

FROM: Aimee Servedio, City Clerk

SUBJECT: Ordinance 2015-02 – Rental Inspection Corrections

BACKGROUND: Upon the execution and implementation of the rental inspection ordinance, staff found that some of the stipulations of the original ordinance failed to elaborate or clarify certain procedures. It was also discovered that the original timeline for scheduling inspections would not be feasible due to the amount of inspections that needed to take place within the City. These are housekeeping issues that need to be changed to increase the efficiency and effectiveness of inspections.

With this recent experience, staff has consulted with Commissioner Elaine Poe and the City Attorney to remedy the areas that need to be readdressed or strengthened. The ordinance clarifies a few points of contention, namely:

- Defines rental units as “four units or less on a residential property”
- Clarifies that “residential rental unit does not include hotels and motels that occasionally rent to any person for periods of time greater than thirty (30) days.
- Explains the application process: “The application shall be submitted contemporaneously with the submission required for payment of the Local Business Tax under Chapter 62. “
- Clarifies inspection scheduling: “After receipt of the initial complete application satisfying the requirements above and the application fee, the City shall schedule the inspection of the residential property and units to determine compliance...”
- Clarifies fees: “A re-inspection fee of \$100 will be assessed for every re-inspection after the second failed inspection if the failure to correct noted code violations is due to owner/management negligence.
- Adds certified mail requirement for notice of suspension or revocation of license.

BUDGETARY
IMPACT:

There is not budgetary impact to implement this ordinance. This is a housekeeping issue to help the efficiency and effectiveness of inspections.

RECOMMENDED

BY STAFF:

Staff recommends motion to approve Ordinance 2015-02.

ATTACHMENT(S):

Ordinance 2015-02

Agenda Item: I.4.

ORDINANCE 2015-02

AN ORDINANCE AMENDING SECTIONS 14-130.1, 14-130.2, 14-130.5, 14-130.6, 14-130.7, 14-130.8 AND 14-130.11 OF DIVISION 4 OF ARTICLE III OF CHAPTER 14 OF THE CODE OF ORDINANCES OF THE CITY OF MADEIRA BEACH TO PROVIDE THAT THE LICENSING AND INSPECTION PROGRAM APPLIES TO FOUR UNITS OR MORE ON A RESIDENTIAL RENTAL PROPERTY; TO PROVIDE THAT PROGRAM DOES NOT APPLY TO MOTELS AND HOTELS; TO PROVIDE THAT THE APPLICATION SHALL BE MADE CONTEMPORANEOUSLY WITH THE PAYMENT OF THE LOCAL BUSINESS TAX; TO CLARIFY WHEN THE INSPECTION WILL OCCUR; TO PROVIDE THAT THE NOTICE TO INITIATE REVOCATION OR SUSPENSION OF LICENSE PROCEEDING WILL BE SENT BY CERTIFIED MAIL; REPEALING ALL ORDINANCES OR PARTS OR ORDINANCES IN CONFLICT HERewith; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 14 of the Madeira Beach Code of Ordinances sets forth requirements relating to residential, commercial, business and industrial minimum standards; and

WHEREAS, amendments have been proposed to the licensing and inspection program for residential rental properties with one to four units to ensure compliance with minimum standards for the health, safety, and welfare of the public.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MADEIRA BEACH, FLORIDA:

SECTION 1. That Section 14-130.1 of Division 4 of Article III of Chapter 14, Code of Ordinances of the City of Madeira Beach, Florida, is hereby amended to read as follows:

Sec.14-130.1. Purpose.

The City recognizes the need for safe, decent, well maintained residential property within the city. The State of Florida regulates residential rental properties with five or more units. This regulation is intended to ensure that residential rental units [\(four units or less on a residential rental property\)](#) that are not subject to state regulation meet minimum standards for the health, safety, and welfare of all City residents, and that responsible persons are readily available to respond and take appropriate action when necessary to prevent or remedy the occurrence of nuisances.

SECTION 2. That Section 14-130.2 of Division 4 of Article III of Chapter 14, Code of Ordinances of the City of Madeira Beach, Florida, is hereby amended to read as follows:

Section 14-130.2. Definitions.

International Property Maintenance Code or property maintenance code refers to the minimum standards for maintenance of residential properties as set forth in the 2009 edition of the International Property Maintenance Code; as it may be amended from time to time.

Residential rental property means the contiguous lot or parcel of real property under single ownership on which one or more residential rental units are located.

Residential rental unit means any building, structure, living unit, room, enclosure, mobile home, or part thereof, located within the City which is rented or offered for rent as the primary residence of any

person, or which is rented or offered for rent to serve or which does serve as the residence of such person for a continuous period of more than thirty (30) days. Residential rental unit does not include living quarters provided by any institution or facility, whether public or private, incidental to the provision of medical, geriatric, educational, counseling, religious, or similar services; a property or unit which is occupied under a contract for sale; transient lodgings occupied for less than a 30-day period and which are not the primary residence of the transient occupant. Residential rental unit does not include hotels and motels that occasionally rent to any person for periods of time greater than thirty (30) days.

SECTION 3. That Section 14-130.5 of Division 4 of Article III of Chapter 14, Code of Ordinances of the City of Madeira Beach, Florida, is hereby amended to read as follows:

Section 14-130.5. License application; registration statement.

- (a) Application for a residential rental license for each residential rental unit shall be made in writing on forms supplied by the City. The application shall be submitted contemporaneously with the submission required for payment of the Local Business Tax under Chapter 62.
- (b) The application shall include a registration statement providing the following information;
 - 1. The street address of the residential rental property.
 - 2. The number of residential rental units located on the property, type of each unit (e.g.: detached single-family dwelling unit, apartment, sleeping room, etc.), and the unit number or other identifying designation of each unit.
 - 3. Name, address, and phone number of the property owner or owners.
 - 4. Name, address, and phone number of any designated agent authorized to act on behalf of the owner. If the owner is not a natural person, a natural person shall be designated as agent.
 - 5. Name, address, and phone number of any person authorized to make or order repairs or services for the property, if the person is different than the owner or designated agent.
 - 6. Name, address, and phone number of a natural person 18 years of age or older who can be contacted 24 hours a day, seven days a week, regarding the residential rental unit. This contact person may be the owner, the owner's agent, or any other person other than a resident of the rental unit who has agreed to be the contact person.
- (c) After submission of the application and registration statement, the residential rental property owner or designated agent shall have a continuing obligation to notify the City in writing within 15 calendar days of any change in the information provided in the

registration statement. Failure to notify the City of changes shall be a violation of this article.

SECTION 4. That Section 14-130.6 of Division 4 of Article III of Chapter 14, Code of Ordinances of the City of Madeira Beach, Florida, is hereby amended to read as follows:

Section 14-130.6. Inspection; issuance of license and renewal.

- (a) ~~Within fifteen (15) working days after~~ After receipt of ~~the initial~~ complete application satisfying the requirements above and the application fee, the City shall ~~inspect~~ schedule the inspection of the residential rental property and units to determine compliance with all applicable provisions of the Land Development Code, including the ~~International Property Maintenance Code~~, and shall issue the license or provide the applicant with written notice of any defects ~~which must be remedied before a license shall issue upon the completion of the inspection.~~
- (b) The license shall be renewed each year in the same manner as, and concurrent with, the business tax receipt renewal as provided in Chapter ~~7062~~ of this Code.
- (c) Each residential rental property and unit regulated by this Division shall be re-inspected ~~every~~ within a period of 24 months, contingent upon department resources and the number of units to be inspected. The City shall maintain a re-inspection schedule for currently licensed units. In addition, any currently licensed unit or property may be inspected upon reasonable notice. The property owner and agent shall permit the City to inspect all premises governed by this ordinance to determine compliance, and shall fully cooperate with such inspections. The property owners or their agents shall notify tenants of planned inspections of their residential rental units and shall make every effort to obtain the tenant's written consent to entry for inspection purposes.
- (d) A tenant may request an inspection of the residential rental property or unit in which he or she currently resides at any time if violations of International Property Maintenance Code are suspected.

SECTION 5. That Section 14-130.7 of Division 4 of Article III of Chapter 14, Code of Ordinances of the City of Madeira Beach, Florida, is hereby amended to read as follows:

Section 14-130.7. Fees.

- (a) There shall be an initial application fee of \$40 and an annual license renewal fee of \$15.
- (b) There shall be an initial inspection fee of \$50 per unit paid upon application and an annual inspection fee assessed of \$68 per unit.
- (c) A reinspection fee of \$100 will be assessed for every reinspection after the second failed inspection if the failure to correct noted code violations is due to owner/manager negligence.
- (d) A penalty of ten percent (10%) shall be assessed for failure to submit a timely renewal fee during the first month of such delinquency, and an additional five percent (5%) penalty shall be assessed for each month of delinquency thereafter.
- (e) Failure to renew within four (4) months of expiration will result in code enforcement action. In addition to the late fee provided in (d), the Special Magistrate may impose any fines and issue any orders authorized by law.

SECTION 6. That Section 14-130.8 of Division 4 of Article III of Chapter 14, Code of Ordinances of the City of Madeira Beach, Florida, is hereby amended to read as follows:

Section 14-130.8. Tenants.

- (a) The owner or designated agent shall maintain a current tenant list at all times. The tenant list shall be available for inspection by the City upon reasonable notice. The contact person shall have possession of the current tenant list which shall be made available promptly in the case of a medical and/or law enforcement emergency.
- (b) The tenant list shall include for each adult tenant:
 - 1. Tenant's full name, date of birth and Florida I.D. or driver's license number.
 - 2. Tenant's signature.
- (c) A blank form which can be used to record the tenant list may be obtained from the City.

SECTION 7. That Section 14-130.11 of Division 4 of Article III of Chapter 14, Code of Ordinances of the City of Madeira Beach, Florida, is hereby amended to read as follows:

Section 14-130.11. Suspension or revocation of license.

- (a) Failure to comply with any of the requirements of this article shall subject the licensee to suspension or revocation of the license, in addition to other remedies and penalties provided by law.
- (b) Repeated incidents occurring on the residential rental property which threaten public safety including but not limited to assaults, batteries, robberies, burglaries, prostitution, sexual offenses, or narcotics possession, use or sales, or other criminal activity, shall be grounds for license revocation.
- (c) Repeated incidents of violation or continuing violation of state or local laws which violations adversely affect the rights of nearby residents to the quiet enjoyment of their property, including but not limited to violations of noise, animal control, solid waste, yard parking, storage, trash, and yard maintenance regulations constitute a public nuisance and shall be grounds for license revocation.
- (d) Prior to initiating suspension or revocation proceedings, written notice shall be delivered (via certified mail) to the owner or designated agent identified in the registration statement. The notice shall specifically identify the provision of this article which has not been complied with, or shall specifically identify the repeated or continuing incidents of violations of state or local laws, and shall state that failure to remedy the violation or further incidents of violations will result in revocation of the residential rental license for all units on the property.

SECTION 8. All ordinances and resolutions or parts of ordinances and resolutions in conflict herewith are hereby repealed.

SECTION 9. This Ordinance shall take effect immediately upon its adoption.

[REMAINDER OF THE PAGE INTENTIONALLY LEFT BLANK]

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF MADEIRA BEACH, FLORIDA, this
_____ day of _____, 2015.

APPROVED AS TO FORM:

TOM TRASK, City Attorney

TRAVIS PALLADENO, Mayor

ATTEST:

AIMEE SERVEDIO, City Clerk

PASSED ON FIRST READING: _____

PUBLISHED: _____

PASSED ON SECOND READING: _____



MADEIRA BEACH BOARD OF COMMISSIONERS

February 10, 2015 - Budget Amendment

FROM: Vincent M. Tenaglia, Assistant City Manager

SUBJECT: **RESOLUTION NO. 2015-05: AMENDING THE BUDGET BY INCREASING GENERAL FUND EXPENDITURES IN THE AMOUNT OF \$67,000 FOR CITY CENTRE CONSTRUCTION**

BACKGROUND: The City Manager has requested authorization for various potential contract increases in excess of the original contingency budget established for the City Centre construction project. The following items have been identified as potential change orders:

- Playground equipment
- Asbestos abatement
- Softball field warning track modifications
- Softball field fencing modifications and extensions
- External facility paint and color modifications
- Internal facility paint and color modifications

As indicated in the attached finance report, staff estimates each of the above changes would create a budget deficit of \$66,981.95, given the current contingency allowance of \$200,000.

BUDGETARY If approved, capital expenditure appropriations will increase by \$67,000.
IMPACT: 001.1400.6318: +\$67,000

RECOMMENDED
BY STAFF:

The City Manager recommends adoption of Resolution No. 2015-05

ATTACHMENT(S):

- Madeira Beach City Centre Finance Report: Estimate as of February 3, 2015
- Resolution No. 2015-05

Agenda Item: I.S.

Madeira Beach City Centre Finance Report

Estimate as of 2/3/2015

Beginning contingency balance	\$	200,000.00
Add: sales tax savings	\$	94,315.09
Add: monument sign budget	\$	125,000.00
Revised contingency balance	\$	<u>419,315.09</u>

Confirmed change orders:

Hennessy CO #2 001: Underdrain	\$	(21,315.07)
Hennessy CO #2 002: Duke Energy	\$	(29,295.94)
Hennessy CO #2 002: Duke Energy	\$	(4,362.19)
Hennessy CO #2 002: Duke Energy	\$	(21,568.18)
Hennessy CO #2 003: Impact fees	\$	(24,708.00)
Hennessy CO #2 003: Impact fees	\$	(20,175.75)
Hennessy CO #2 004: Upgrade locks	\$	(7,925.28)
Hennessy CO # 5 009: Toilet room	\$	(44,228.00)
Hennessy CO # 6 007: Decommission wells	\$	(5,017.72)
Hennessy CO # 6 010: Event field power	\$	(44,536.01)
Hennessy CO # 6 011: Rec Center fire alarm and egress door	\$	(30,727.88)
Hennessy CO # 6 013: Upgrade Fire Station overhead door	\$	(14,999.21)
Hennessy CO # 6 014: Polish Fire Station apparatus bay concrete floor	\$	(9,477.02)
Hennessy CO # 8 016: Floor Color at Fire Station	\$	(4,413.98)
Hennessy CO # 8 017: Extend patio wall & add utilities at Fire Station	\$	(5,239.14)
Hennessy CO # 8 019: Add Monument Sign	\$	(111,307.67)

Pending:

Add: Rec Center playground equipment	\$	(12,000.00)
Add: Asbestos abatement	\$	(25,000.00)
Add: Misc. requests by city manager	\$	(50,000.00)

Budget surplus/deficit	\$	<u>(66,981.95)</u>
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RESOLUTION NO. 2015-05

**A RESOLUTION OF THE CITY OF MADEIRA BEACH,
FLORIDA AMENDING THE BUDGET BY INCREASING
GENERAL FUND EXPENDITURES IN THE AMOUNT OF
\$67,000 FOR CITY CENTRE CONSTRUCTION; AND
PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the Board of Commissioners of the City of Madeira Beach, Florida has approved a municipal budget for the fiscal year beginning October 1, 2014 and ending September 30, 2015; and

WHEREAS, the Board of Commissioners desires to amend the budget by providing that the following items be revised in the following manner for the purpose of funding contract modifications to the City Centre construction project.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Madeira Beach, Florida, that:

SECTION 1. The Board of Commissioners authorizes the increase of budgeted General Fund expenditures, in the amount of \$67,000 (account 001.1400.6318).

SECTION 2. This resolution shall become effective immediately upon its adoption.

[Remainder of page intentionally left blank]

INTRODUCED AND PASSED by the Board of Commissioners of the City of Madeira Beach, Pinellas County, Florida, on this 10th day of February, 2015.

Travis Palladeno, Mayor

ATTEST:

Aimee Servedio, City Clerk

Resolution 2015-05



MADEIRA BEACH BOARD OF COMMISSIONERS

February 10, 2015 – Authorization of Budgeted Expenditures

FROM: Vincent M. Tenaglia, Assistant City Manager

SUBJECT: Authorization of change order to Hennessy Construction Services contract in an amount not to exceed \$67,000

BACKGROUND: The City Manager has requested authorization for various potential contract increases in excess of the original contingency budget established for the City Centre construction project. The following items have been identified as potential change orders:

- Playground equipment
- Asbestos abatement
- Softball field warning track modifications
- Softball field fencing modifications and extensions
- External facility paint and color modifications
- Internal facility paint and color modifications

BUDGETARY Approval provides discretion to staff to negotiate the above-listed change orders
IMPACT: within the revised contingency budget of \$267,000 as provided by Resolution 2015-05.

RECOMMENDED

BY STAFF: The City Manager recommends approval of the contract increase in an amount not to exceed \$67,000

ATTACHMENT(S): N/A

Agenda Item: 16.