

ORDINANCE NO. 2017-05

AN ORDINANCE OF THE CITY OF MADEIRA BEACH, FLORIDA, AMENDING CHAPTER 2 (ADMINISTRATION), ARTICLE III (BOARDS, COMMITTEES, COMMISSIONS), DIVISION 2 (PLANNING COMMISSION), SECTION 2-77 (ORGANIZATION) TO CHANGE THE MEETING DATE OF THE PLANNING COMMISSION FROM THE SECOND MONDAY OF EACH MONTH TO THE FIRST MONDAY OF EACH MONTH, AS NEEDED; AND BY PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, City Administration is recommending that the Board of Commissioners of the City of Madeira Beach, Florida, amend Section 2-77 to change the monthly meeting date of the Planning Commission;

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

Section 1. That Chapter 2 (Administration), Article III (Boards, Committees, Commissions), Division 2 (Planning Commission), Section 2-77 (Organization) of the Code of Ordinances of the City of Madeira Beach, Florida, be hereby revised to hereinafter be and read as follows:

Sec. 2-77. – Organization.

(a) The Planning Commission shall be appointed pursuant to the Charter upon the tally of votes cast by the Board of Commissioners. The term of office for each person appointed shall be staggered so that not more than three terms expire within any one year. Any Planning Commission member may be reappointed upon the tally of votes cast by the Board of Commissioners. Appointments to fill vacancies shall be for the unexpired term of office.

(b) Qualifications of the members of the Planning Commission shall be as provided in the Charter at the time of their appointment and throughout the term of office. Any member who is no longer qualified to be a member shall be automatically removed, and that vacancy filled as provided in this section.

(c) Members of the Planning Commission shall be suspended or removed for cause upon the filing of written charges by the Mayor. The written charges shall be served by hand delivery or certified mail upon the member being charged. The member being charged shall have 15 days to appeal the charges to the Board of Commissioners. If the charges are appealed, the member being charged shall be afforded a prompt public hearing on the matter. The member shall be retained, suspended or be removed by majority vote of the Board of Commissioners.

(d) The failure of any member of the Planning Commission to attend three consecutive meetings of the Planning Commission or failure to attend four meetings of the Planning Commission in any contiguous 12-month period shall be cause for removal. However, the Board of Commissioners may take into consideration the reason for such absences, and may excuse the member for a reason deemed valid by the Board of Commissioners.

(e) Appointments shall be made, consistent with the Charter § 12.2 on the basis of demonstrated experience or interest in the subject matter.

(f) The members of the Planning Commission shall, in October of each year, elect a chairman, first vice-chairman and a second vice-chairman from among its members who shall be voting members.

(g) Members of the Planning Commission shall meet on the first Monday of each month, as necessary. In addition, the Planning Commission, by request of the chairman, or the city staff, may schedule special meetings or workshops as needed, provided a quorum has indicated that they can attend such meeting. All meetings of the Planning Commission shall be public.

(h) The presence of four or more members shall constitute a quorum.

(i) Planning Commission members shall serve without compensation, but may be reimbursed for such travel, mileage, and per diem expenses as may be authorized by Board of Commissioners or as otherwise provided by law.

Section 2. Ordinances or parts of ordinances in conflict herewith to the extent that such conflict exists are hereby repealed.

Section 3. If any section, subsection, sentence, clause, phrase or provision of this Ordinance is for any reason held invalid or unconstitutional by court of competent jurisdiction, such holding shall not be construed to render the remaining provisions of this Ordinance invalid or unconstitutional.

Section 4. This Ordinance shall be in full force and effect from and after its adoption and approval in the manner approved by law.

PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MADEIRA BEACH, FLORIDA, THIS 7th day of March, 2017.

APPROVED AS TO FORM:

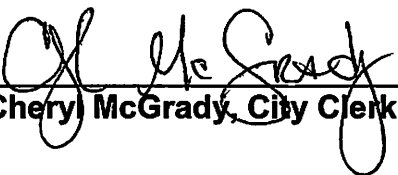


THOMAS J. TRASK, City Attorney



TRAVIS PALLADENO, Mayor

ATTEST:


Cheryl McGrady, City Clerk

PASSED ON FIRST READING:

PASSED ON SECOND READING: