



Town of Longboat Key Town Commission

Town Hall
501 Bay Isles Road
Longboat Key, FL 34228
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- AGENDA - REGULAR MEETING

7:00 PM

April 5, 2010

Pledge of Public Conduct

- We may disagree, but we will be respectful of one another.
- We will direct all comments to issues.
- We will avoid personal attacks.

Call to Order and Pledge of Allegiance

Proclamations and Special Presentations

1. April - Water Conservation Month - Proclamation

Approval of Minutes

2. January 21, 2010 Regular Workshop Meeting

Committee Reports and Communications

Public to be Heard

3. Opportunity for Public to Address Town Commission

At each meeting the Town Commission sets aside a time for the public to address issues that are not on the agenda.

Closing and Action on Consent Agenda

4. Commission Appointments to Committees Named in Town Code and to Outside Agencies

Each year at this time the Town Commission considers appointments of its members to committees named in the Town Code or as required by outside agencies. At the March 25, 2010 Regular Workshop Meeting the Town Commission reached consensus for Commissioner appointments. Recommended Action: Approval of the Consent Agenda will formalize Commission appointments to committees named in the Town Code and to outside agencies.

5. Commission Appointments to Tree Code Subcommittee

The P&Z Board submitted a request of the Town Commission to create a joint subcommittee to include three P&Z Board members and two Commissioners to explore the issues of the Town's Tree Code. At the March 25, 2010 Regular Workshop Meeting there was consensus for Commissioners Brenner and Larson to serve as the Town Commission appointees. Recommended Action: Approval of the Consent Agenda will formalize appointments of Commissioners Brenner and Larson to the Tree Code Subcommittee.

George Spoll, Mayor; Jim Brown, Vice-Mayor;
Lynn Larson, District 1; Dave Brenner, District 3; Bob Siekmann, District 5
Hal Lenobel, At-Large; Gene Jaleski, At-Large

6. Ratification of Appointment of At-Large Firefighters' Retirement System Board of Trustees Member

The Town Commission ratifies the appointment of Firefighters' Retirement System Board of Trustees At-Large member as a ministerial duty. At their February 24, 2010 Meeting the Board elected Michael Murphy to serve a two-year term, Seat 5, effective February 24, 2010 through October 31, 2011. Recommended Action: Approval of the Consent Agenda will ratify appointment of Michael Murphy to Seat 5 of the Firefighters' Retirement System Board of Trustees.

The purpose of the Consent Agenda is to expedite those items on an agenda that appear to be of a routine nature. Any item on the Consent Agenda can be removed from the Consent Agenda and placed on the Regular Agenda by any member of the Town Commission without having to make a motion, receive a second, or submit to a vote; otherwise, all items on the Consent Agenda are voted upon in their totality by one action (motion, second and vote) and are not subject to discussion. A vote in the affirmative on the Consent Agenda is a vote of confirmation to the action noted in each item.

Ordinances - First Reading

7. Ordinance 2010-15, Budget Transfer in the Amount of \$96,500 for Equipment for New Fire Apparatus

Ordinance 2010-15, provides for a budget transfer in the amount of \$96,500 for funding to equip the new Longboat Key Fire/Rescue apparatus that was recently purchased through proceeds from the Sarasota County Infrastructure Surtax funds. Recommended Action: Pending first reading and discussion, forward Ordinance 2010-15 to the April 15, 2010 Special Meeting for second reading and public hearing.

8. Ordinance 2010-17, Providing for No Parking Zone at Linley Street Boat Ramp and at the Ingress/Egress to Town Hall

At the February 18, 2010 Special Meeting the Town Commission passed Resolution 2010-10 establishing a temporary no parking zone in the vicinity of Linley Street Boat ramp. At the March 1, 2010 Regular Meeting Resolution 2010-11 was passed establishing a temporary no parking zone at the ingress/egress to Town Hall. Ordinance 2010-17 is forwarded for Commission consideration to amend the Town Code and formally adopt these no parking zones. Recommended Action: Pending first reading and discussion, forward Ordinance 2010-17 to May 3, 2010 Regular Meeting for second reading and public hearing.

Ordinances - First Reading and Public Hearing

9. Ordinance 2010-01, Mechanical Equipment

At the February 18, 2010 Regular Meeting the Tow Commission forwarded Ordinance 2010-01 to the April 5, 2010 Regular Meeting for first reading and public hearing. Ordinance 2010-01, provides for amendments to the Zoning Code to relocate the regulations of mechanical equipment into one section of the Town Code. Recommended Action: Pending first reading, public hearing, and discussion, forward to May 3, 2010 Regular Meeting for second reading, public hearing, and discussion.

Ordinances - Second Reading and Public Hearing

10. Ordinance 2010-10, Amending Town Code Chapter 33, Code Enforcement

The Town Attorney's Office drafted Ordinance 2010-10, amending Chapter 33, Code Enforcement Board for consistency with current Florida Law. Recommended Action: Pending second reading, public hearing, and discussion, adopt Ordinance 2010-10

11. Ordinance 2010-12, Amending Chapter 93, Vessels, Waterways and Water Activities

The Florida Legislature recently passed amendments to State Statute 327.4105 that creates a conflict with the existing Town Ordinance addressing anchoring and mooring of vessels. Ordinance 2010-12 provides for language that brings the Town Code into compliance with Florida Statutes. Recommended Action: Pending second reading, public hearing, and discussion, adopt Ordinance 2010-12.

Resolutions

12. Resolution 2010-13, Providing for the Continuance of the Citizen Tax Oversight Committee

Resolution 2010-13, provides for continuance of the Citizen Tax Oversight Committee in accordance with provisions of Sarasota County Ordinance 2007-087 as it relates to the Sarasota County Infrastructure Surtax. The purpose of the Committee is to conduct an annual review of the expenditures made by the Town of Longboat Key from the Sales Tax proceeds to ensure that expenditures have been made in accordance with the Infrastructure Sales Tax (IST) project lists. Recommended Action: Pending discussion, pass Resolution 2010-13.

13. Resolution 2010-14, Adopting the Manatee County Local Mitigation Strategy (LMS)

The Town of Longboat Key participates in both Sarasota and Manatee County Local Mitigation Strategy Work Groups. The focus of the LMS is to reduce risks associated with all types of disaster events. Resolution 2010-14 adopts the current version of the Manatee County LMS and will enable the Town to be eligible for post disaster mitigation grant funds. Recommended Action: Pending discussion, pass Resolution 2010-14.

14. Resolution 2010-16, Budget Transfer to Fund Pension Study

The Town Manager has recommended a comprehensive study of the Town's pension plans to analyze the costs to the Town of pension alternatives going forward. In addition to costing out plan options the Town's financial advisor will provide an analysis of the investment and credit markets to determine financial feasibility and timing of any recommended change. Resolution 2010-16 provides funding for the Pension Study. Recommended Action: Pending discussion, pass Resolution 2010-16.

15. Resolution 2010-17, Amending Commission Board Appointment Procedures

At the March 25, 2010 Regular Workshop Meeting there was consensus to amend the appointment process to include an opportunity for Commissioners to meet applicants prior to the meeting at which appointments are considered. Resolution 2010-17, provides for an application deadline to allow time for this process to occur. Recommended Action: Pending discussion, pass Resolution 2010-17.

16. Resolution 2010-18, Budget Transfer in the Amount of \$146,773 to Fund Joint Coastal Permit (JCP) and Seawall to Address North End Erosion Issues

At the March 25, 2010 Regular Workshop Meeting there was consensus to proceed with funding the Joint Coastal Permit project (rebuild full profile) and seawall extension to address erosion issues in the vicinity of North Shore Road. Resolution 2010-18, provides for funding to proceed with the design of those projects. Recommended Action: Pending discussion, pass Resolution 2010-18.

17. Resolution 2010-19, Budget Transfer in the Amount of \$130,000 to Fund Sand Search for 2011-2012 Beach Project

At the March 25, 2010 Regular Workshop Meeting there was consensus to investigate a dual-layered beach using two types of white sand for the 2011-2012 project. This will require investigation of a second borrow area. Resolution 2010-19 provides for funding to proceed with the sand search. Recommended Action: Pending discussion, pass Resolution 2010-19.

18. Resolution 2010-20, Waiver of Allowable Fees for Construction of Christ Church Facility

The Town Commission received a request for consideration of a waiver of certain fees related to the construction of the new Christ Church facility, 6400 Gulf of Mexico Drive. There was consensus at the March 25, 2010 Regular Workshop Meeting to waive allowable fees as provided for in the Town Code. Resolution 2010-20 is placed on the April 5, 2010 Regular Meeting for formal action. Recommended Action: pending discussion, pass Resolution 2010-20.

New Business

19. Beach Issues Update

The Town Manager and CP&E will present an update regarding beach issues to the Town Commission. At the conclusion of the beach discussion the Town Manager will be seeking direction regarding elements of the Town's upcoming beach renourishment that will include decisions regarding sand selection for the 2011-2012 beach project. Recommended Action: Pending discussion, provide direction to Manager.

20. Appointment of Member to Seat 2 Firefighters' Retirement System Board of Trustees Member

Due to the resignation of Ronald Vale a vacancy exists on the Firefighters' Retirement System, Seat 2. This item is placed on the April 5, 2010 Regular Meeting for appointment to Seat 2 with a term expiration of September 30, 2011. Recommended Action: Pending discussion, appoint individual to Seat 2 on the Firefighters' Retirement System Board of Trustees.

Town Commission Comments

Town Attorney Comments

Town Manager Comments

Press to be Heard

Adjournment

No verbatim record by a certified court reporter is made of these proceedings. Accordingly, any person who may seek to appeal any decision involving the matters noticed herein will be responsible for making a verbatim record of the testimony and evidence at these proceedings upon which any appeal is to be based (see Section 286.0105, Fla. Stat.).

In accordance with the Americans with Disabilities Act and Section 286.26, F.S., persons needing a special accommodation to participate in this proceeding should contact the Town Clerk's office at 941-316-1999 forty-eight (48) hours in advance of this proceeding. If you are hearing impaired, please call 941-373-7002.