



Town of Longboat Key Town Commission

Town Hall
501 Bay Isles Road
Longboat Key, FL 34228
(941) 316-1999
(FAX) 316-1942

WWW.LONGBOATKEY.ORG

- AGENDA - REGULAR MEETING

7:00 PM

March 1, 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

Approval of Minutes

1. January 4, 2010 Regular Meeting Minutes

Committee Reports and Communications

Public to be Heard

2. 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.

Ordinances - First Reading

3. 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 first reading and discussion, forward Ordinance 2010-10 to the April 5, 2010 Regular Meeting for second reading, public hearing, and discussion.

4. 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 first reading and discussion, forward Ordinance 2010-12 to the April 5, 2010 Regular Meeting for second reading, public hearing, and discussion.

Ordinances - Second Reading and Public Hearing

5. Quasi-judicial – Ordinance 2010-02, Cedars Tennis Club, 645 Cedars Court, Outline Development Plan Amendment

Ordinance 2010-02 was forwarded from the February 1, 2010 Regular Meeting for second reading and public hearing. Recommended Action: The Town Commission will base their decision on competent substantial testimony presented at this meeting.

6. Ordinance 2010-03, Amending Chapter 34, Employment Policies – Firefighters' Retirement System

During the 2009 Legislative Session the Florida Legislature passed amendments to Chapters 175 and 185 which govern municipal pension plans. Ordinance 2010-03 provides for amendments to Town Code Chapter 34, Employment Policies – Firefighters' Retirement System in order for the Town to remain eligible for the receipt of State premium tax monies. Recommended Action: Pending second reading, public hearing, and discussion, adopt Ordinance 2010-03.

7. Ordinance 2010-04, Amending Chapter 34, Employment Policies – General Employees' Retirement System

During the 2009 Legislative Session the Florida Legislature passed amendments to Chapter 2009-97, Laws of Florida which governs municipal pension plans. Ordinance 2010-04 provides for amendments to Town Code Chapter 34, Employment Policies – General Employees' Retirement System for consistency with legislative changes. Recommended Action: Pending second reading, public hearing, and discussion, adopt Ordinance 2010-04.

8. Ordinance 2010-05, Amending Chapter 34, Employment Policies – Police Officers' Retirement System

During the 2009 Legislative Session the Florida Legislature passed amendments to Chapters 175 and 185 which govern municipal pension plans. Ordinance 2010-05 provides for amendments to Town Code Chapter 34, Employment Policies – Police Officers' Retirement System in order for the Town to remain eligible for the receipt of State premium tax monies. Recommended Action: Pending second reading, public hearing, and discussion, adopt Ordinance 2010-05.

9. Ordinance 2010-06, Budget Transfer in the Amount of \$30,000 from Beach Fund Unappropriated Fund Balance to North Shore Erosion Control Structure Construction Project

At the December 7, 2009 Regular Meeting the Town Commission passed Resolution 2009-47. This action was taken to expedite a sand placement project at the North end where critical erosion has occurred. Ordinance 2010-06 is necessary to reimburse the North Shore Erosion Control Structure Construction Project account from the Beach Fund. Recommended Action: Pending second reading, public hearing, and discussion, adopt Ordinance 2010-06.

10. Ordinance 2010-07, Utility Bill Appeal Process

The Town Commission forwarded Ordinance 2010-07 for second reading and public hearing, to change the manner in which utility bill appeals are handled. The Town Code (Ordinance 2009-07) currently provides for utility bill appeals to be heard by the Town Commission. Ordinance 2010-07 would give the Town Manager the authority to make reasonable adjustments to individual utility bills. Recommended Action: Pending second reading, public hearing, and discussion, adopt Ordinance 2010-07.

11. Ordinance 2010-09, Establishing a Town Policy for Mandatory Training in Sunshine Law, Public Records, and Ethics

The Town Commission forwarded Ordinance 2010-09 for second reading and public hearing to provide for all Town Board and Committee members to receive mandatory training in public records, sunshine law, and ethics. Recommended Action: Pending second reading, public hearing, and discussion, adopt Ordinance 2010-09.

Resolutions

12. Resolution 2010-08, Budget Transfer in the Amount of \$2,400 from Commission Contingency to Facilitate Relocation of Peafowl from the Longbeach Village Area

At the May 5, 2008 Regular Meeting the Commission adopted Resolution 2008-19, providing funds to reimburse the Longbeach Village Association for peafowl relocation. Resolution 2010-08 provides for a budget transfer to fund reimbursement for peafowl removal activities within the Longbeach Village area. Recommended Action: Pending discussion, pass Resolution 2010-08.

13. Resolution 2010-09, Waste Management CPI and Fuel Adjustment

The Town has a Franchise Agreement with Waste Management (Ordinance 06-24) that provides for an annual CPI and fuel adjustment. This year the rate adjustment provides for a *rate decrease* for all Longboat Key customers. Resolution 2010-09 is forwarded for your consideration in approving the franchise rate adjustments effective April 1, 2010. Recommended Action: Pending discussion, pass Resolution 2010-09.

14. Resolution 2010-11, Establishing a No Parking Zone in the Area Adjacent to the Ingress/Egress to Town Hall

Due to public safety issues experienced with vehicular and foot traffic in the area adjacent to the ingress/egress to Town Hall, a No Parking Zone in that area is recommended. Resolution 2010-11 provides for a Temporary No Parking Zone to be established in the vicinity of the entry driveway to Town Hall. Recommended Action: Pending discussion, pass Resolution 2010-11.

New Business

15. Longboat Key Town Commission Liaison to West Coast Inland Navigation District (WCIND) Board

The Town currently has several active projects that involve coordination with the WCIND. In order to improve the Town's effectiveness in that cooperative effort with WCIND the Town Manager is requesting a Town Commissioner be appointed to serve as a liaison to the WCIND Board. There was consensus at the February 18, 2010 Regular Workshop Meeting for Vice Mayor Siekmann to be appointed to this position. Recommended Action: Pending discussion, confirm Vice Mayor Siekmann as Town Commission liaison to the WCIND Board.

16. Request From the Longboat Key Club for the Town Commission to Consider Changes to the Town's Zone Code

Representatives of the Longboat Key Club have requested Town Commission consideration of Zoning Code changes. This item is placed on the March 1, 2010 Regular Meeting for Commission discussion. Recommended Action: Pending discussion, provide direction to Manager.

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.