



Town of Longboat Key Town Commission

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

WWW.LONGBOATKEY.ORG

- AGENDA - REGULAR MEETING

7:00 PM

September 12, 2011

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. Certificate for Completion of Institute for Elected Municipal Officials Presented to Commissioner Duncan

Approval of Minutes

2. July 11, 2011 Special Budget Workshop Meeting; July 11, 2011 Regular Meeting; July 13, 2011 Special Budget Workshop Meeting; and August 10, 2011 Special Meeting Minutes.

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.

Ordinances - First Reading

4. Ordinance 2011-32, Repealing Section 130.04, Firearms and Weapons

During the 2011 Legislative Session, Florida State Statute 790.33 was substantially amended preempting local governments from regulating firearms and weapons. In order to avoid potential liability and damages the Town Attorney has prepared proposed Ordinance 2011-32 repealing Section 130.04 of the Town Code and a reference thereto in Section 33.18 prior to October 1, 2011 Statutory effective date. Recommended Action: Pending first reading and discussion, forward to September 26, 2011 Regular Meeting for second reading and public hearing.

Ordinances - First Reading and Public Hearing

5. **Quasi-Judicial** - Ordinance 2011-14 – Lighthouse Point ODP

The Lighthouse Point Association of Longboat Key, as property owner, requests Town Commission consideration of an amendment to Resolution 93-02 to reconfigure boat mooring areas at the Lighthouse Point Community Docks, resulting in a projection into the waterway of 59.6 feet and an additional 480 square feet of dock area. Recommended Action: The Town Commission will base its decision on competent substantial evidence presented at this public hearing.

Jim Brown, Mayor; Dave Brenner, Vice-Mayor;
Lynn Larson, District 1; Jack Duncan, District 2; Pat Zunz, District 5;
Hal Lenobel, At-Large; Phill Younger, At-Large

6. Ordinance 2011-30, Adopting Millage Rates for the Town of Longboat Key for the Fiscal Year beginning October 1, 2011 and Ending September 30, 2012

Fiscal Year 2011-2012 operating millage rates for the Town of Longboat Key will be established pending discussion at the September 12, 2011 Regular Meeting scheduled for 7:00 PM. Second reading and public hearing on this Ordinance will occur at a Special Meeting scheduled for September 26, 2011 at 5:01 PM.

7. Ordinance 2011-31, Adopting a Budget for the Town of Longboat Key for the Fiscal Year beginning October 1, 2011 and Ending September 30, 2012

Following discussion on July 11, 2011, the Town Commission and Town Manager have forwarded proposed millages (Ordinance 2011-30) and a proposed budget (Ordinance 2011-31) to be adopted for Fiscal Year 2011-2012. In accordance with State law, two separate motions are required. Discussion of the millage rates and the budget must be heard in the following format:

a. Discussion of rolled-back millage rate

b. Ordinance 2011-30:

Motion on adoption of millage rate for Town

c. Ordinance 2011-31:

Motion on Town's Budget

Recommended Action: Pending first reading and discussion, forward Ordinances 2011-30 and 2011-31 to the September 26, 2011 Special Meeting at 5:01 PM for second reading and public hearing.

Ordinances - Second Reading and Public Hearing

8. Ordinance 2011-26, Amending Chapter 158.026(F)(5), Zoning Board of Adjustment Jurisdiction

Ordinance 2011-26 amends the Zoning Code to allow the Zoning Board of Adjustment to make determinations of the Board's jurisdiction to consider requests for variances from the Zoning Code. This item was forwarded from the July 11, 2011 Regular Meeting for second reading and public hearing. Recommended Action: Pending second reading, public hearing and discussion, adopt Ordinance 2011-26.

Resolutions and Public Hearings
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9. **Quasi-Judicial** – Resolution 2011-25, Request for Extension of Special Exception Order # 2010-03 for Additional Six Months September 21, 2011 to March 21, 2012

The Planning & Zoning (P&Z) Board approved Special Exception Order 2010-03 on September 21, 2010 to allow for construction of a common dock, with provision for a 12 month expiration date unless appealed and extended by action of the Town Commission. The Jewfish Key Preservation Association requests Commission consideration of a 6 month extension of Special Exception Order 2010-03 from September 21, 2011 to March 21, 2012. Recommended Action: The Town Commission will base its decision on competent substantial evidence presented at this public hearing.

New Business

10. Discussion Regarding Property Located at 4111 Gulf of Mexico Drive

Commissioner Younger asked that this item be added to the agenda for September 12, 2011 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.