



## Town of Longboat Key Town Commission

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

[WWW.LONGBOATKEY.ORG](http://WWW.LONGBOATKEY.ORG)

### - AGENDA - REGULAR MEETING

7:00 PM

June 3, 2013

#### 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. Proclamation – Flood and Hurricane Awareness Month – June 2013

#### **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.

#### **Committee Reports and Communications**

#### **Closing and Action on Consent Agenda**

3. Cancellation of July and August Workshop Meetings and August Regular Meeting

As provided for in Article II, Section 13 of the Town Charter, the Town Commission will consider the possible cancellation of the July and August Workshops and the August Regular Meeting. This item was forwarded from the May 20, 2013 Regular Workshop Consent Agenda for formal action. Recommended Action: Approval of the Consent Agenda will cancel the July and August Workshop Meetings and the August Regular Meeting.

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 and Public Hearing**

4. Ordinance 2013-10, Amending Chapter 158.145, Schedule of Lot, Yard and Bulk Regulations

At their May 21, 2013 Regular Meeting the Planning & Zoning (P&Z) Board recommended approval of Ordinance 2013-10, providing for policy changes to the Future Land Use Element's Policies 1.1.10, 1.1.11 and Table 1 regarding allowance of an additional story and 15 feet of additional building height for the site plan proposals utilizing tourism units, as allowed in Section 158.180. The Ordinance was forwarded to the June 3, 2013 Regular Meeting for Commission consideration. Recommended Action: Pending first reading, public hearing and discussion, forward Ordinance 2013-10 to the June 17, 2013 Special Meeting for second reading and public hearing.

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

## 5. Ordinance 2013-19, Amending the Town of Longboat Key Comprehensive Plan

Ordinance 2013-19 provides for adoption of amendments to Comprehensive Plan Policies 1.1.10, 1.1.11, and Table 1 of the Future Land Use Element, to allow an additional story of height through the final site plan approval process for TRC-6 properties that are granted additional tourism units through Section 158.180 of the Land Development Code; and amending related Section IV.D. of the Supplemental Data and Analysis for the future land use element. Recommended Action: Pending first reading, public hearing and discussion, forward Ordinance 2013-19 to the June 17, 2013 Special Meeting for second reading and public hearing.

### **Ordinances - Second Reading and Public Hearing**

## 6. Ordinance 2013-14, Amending Chapter 34, Section 34.75, Composition of General Employees' Retirement System Board of Trustees

Ordinance 2013-14 provides for a change to the composition of the current General Employees' Retirement System Board of Trustees. The Commission held first reading of this Ordinance and considered the proposed membership and structure of the Board of Trustees at the May 20, 2013 Special Meeting. The Ordinance was forwarded to the June 3, 2013 Regular Meeting for second reading and public hearing. Recommended Action: Pending second reading, public hearing and discussion, adopt Ordinance 2013-14.

### **Resolution and Public Hearing**

## 7. Resolution 2013-09, Comprehensive Plan Amendment, Future Land Use Element, Telecommunications

At their April 16, 2013 Regular Meeting the Planning & Zoning (P&Z) Board recommended approval of Resolution 2013-09 as written. The Resolution authorizes transmittal of proposed Comprehensive Plan amendments to the Future Land Use Element policies 1.1.10 and 1.6.4 regarding personal wireless facilities. At their May 20, 2013 Regular Workshop Meeting the Commission held discussion on this item and forwarded it to the June 3, 2013 Regular Meeting for formal action. Recommended Action: Pending discussion, pass Resolution 2013-09.

## 8. Resolution 2013-17, Declaring the Buildings and Structures of 1620 Gulf of Mexico Drive, Outparcel B (Maintenance Area) per Town Code Section 150.22(H) Are No Longer A Public Nuisance

At the May 6, 2013, Regular Meeting the Town Commission discussed conditions at The Colony property and passed Resolution 2013-16, setting a public hearing date for May 20, 2013 to determine if the buildings and structures located on Outparcel B and Unit A at 1620 Gulf of Mexico Drive are to be declared as a public nuisance, in accordance with Section 150.22, of the Town Code. The Commission continued the public hearing to the June 3, 2013 Regular Meeting. Recommended Action: Pending public hearing and discussion, pass Resolution 2013-17.

### **Resolution**

## 9. Resolution 2013-19, Rescinding Resolution 2013-12, Mar Vista Site Plan Amendment

At the May 6, 2013 Regular Meeting the Town Commission held a public hearing on Resolution 2013-12 and granted a site plan amendment for Mar Vista Restaurant. Due to procedural abnormalities and based upon a request from the applicant, the Commission will consider rescinding Resolution 2013-12 and remanding the issue to the Planning & Zoning (P&Z) Board. Recommended Action: Pending discussion, pass Resolution 2013-19 and remand Mar Vista Site Plan Amendment to P&Z Board.

### **New Business**

## 10. Appointments to General Employees' Retirement System Board of Trustees and Code Enforcement Board

Ordinance 2013-14 provides for a change in the composition of General Employees' Retirement System Board of Trustees. The Commission will consider appointment of 5 members, which includes the Chair and Vice-Chair at the June 3, 2013 Regular Meeting. The Town Manager will appoint the remaining two members. Additionally, one opening currently exists on the Code Enforcement Board, one applicant has indicated interest in serving on the Code Enforcement Board or General Employees' Retirement System Board of Trustees.

Recommended Action: Pending discussion, appoint members to General Employees' Retirement System Board of Trustees and/or Code Enforcement Board.

**11. Authorization to Execute Contract with Town Attorney**

At the May 6, 2013, Regular Meeting, the Town Commission selected Attorney Maggie Mooney-Portale with the firm of Persson and Cohen, P.A., to serve as the Town Attorney and directed the Town Manager to draft a contract for Commission consideration at the May 20, 2013, Regular Workshop Meeting. The contract was forwarded to the June 3, 2013 Regular Meeting for formal action. Recommendation: Pending discussion, authorize execution of the contract between the Town and Attorney Mooney-Portale.

**12. Discussion Regarding Beach Nourishment Project Bid and Recommendation of Award Options**

The Town Manager will discuss the recently received bid for the Town's Beach Nourishment Project. Staff will present options for moving forward and seek Commission direction. 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.