



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

March 3, 2014

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

Public to be Heard

1. 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.

Approval of Minutes

2. December 11, 2013 Special Meeting; January 6, 2014 Regular Meeting; January 17, 2014 Special Meeting (Attorney-Client); January 21, 2014 Regular Workshop; January 21, 2014 Special Meeting; and January 31, 2014 Special Meeting Minutes

Committee Reports and Communications

Closing and Action on Consent Agenda

3. Interlocal Agreement With Manatee County for Solid Waste Disposal

The current Interlocal Agreement with Manatee County for Solid Waste Disposal expired January 17, 2014. Manatee County is honoring the terms and conditions of this agreement until a new agreement is effective. Manatee County and Town staffs propose a new twenty-year contract that also provides for one additional ten-year extension. This item was forwarded from the February 18, 2014 Regular Workshop Meeting for formal action. Recommended Action: Approval of the Consent Agenda will authorize the Mayor to sign the Interlocal Agreement.

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 2014-06, Comprehensive Plan Amendment, Annual Capital Improvements Element (CIE) Update

At their January 21, 2014 Regular Meeting, the Planning & Zoning (P&Z) Board recommended Town Commission approval and forwarded proposed Ordinance 2014-06 to the February 18, 2014 Regular Workshop for Commission consideration. Ordinance 2014-06 provides for adoption of the required annual update to the five-year schedule of Capital Improvements Elements of the Town of Longboat Key Comprehensive Plan. Ordinance 2014-06 was forwarded to the March 3, 2014 Regular Meeting for first reading and public hearing. Recommended Action: Pending first reading, public hearing and discussion, forward Ordinance 2014-06 to the April 7, 2014 Regular Meeting for second reading and public hearing.

5. Ordinance 2014-07, Amending Chapter 158, Special Exception Expirations

At their January 21, 2014 Regular Meeting, the Planning & Zoning (P&Z) Board recommended Town Commission approval and forwarded proposed Ordinance 2014-07 to the February 18, 2014 Regular Workshop for Commission consideration. Ordinance 2014-07 amends Chapter 158 to modify the expiration date for special exception uses. Ordinance 2014-07 was forwarded to the March 3, 2014 Regular Meeting for first reading and public hearing. Recommended Action: Pending first reading, public hearing and discussion, forward Ordinance 2014-07 to the April 7, 2014 Regular Meeting for second reading and public hearing.

6. Ordinance 2014-09, Amending the Fiscal Year (FY) 2013-2014 Budget to Eliminate Infrastructure Surtax Funds from General Fund

Following an internal audit of the Infrastructure Surtax Fund, the Finance Director recommends a change in accounting practice to reduce revenue and expenditures within the General Fund and create appropriations within the Infrastructure Surtax Fund. Ordinance 2014-09 will amend the FY 2013-14 Budget to eliminate Infrastructure Surtax Funds from the General Fund. Ordinance 2014-09 was forwarded to the March 3, 2014 Regular Meeting for first reading and public hearing. Recommended Action: Pending first reading, public hearing and discussion, forward Ordinance 2014-09 to the April 7, 2014 Regular Meeting for second reading and public hearing.

7. Ordinance 2014-10, Amending the Fiscal Year 2013-2014 Budget in the Amount of \$296,000 for Expenses Related to The Colony and Other Professional Services

The Planning, Zoning, and Building Department is requesting additional funding for contracted services relating to expenses associated with the Building Code enforcement related to The Colony property and additional departmental funding for contracted building inspection services and staff training to secure additional licensing for current staffing. Ordinance 2014-10 will amend the FY 2013-2014 Budget to provide for an appropriation from the Building Fund, unappropriated fund balance. Ordinance 2014-10 was forwarded to the March 3, 2014 Regular Meeting for first reading and public hearing. Recommended Action: Pending first reading, public hearing and discussion, forward Ordinance 2014-10 to the April 7, 2014 Regular Meeting for second reading and public hearing.

8. Ordinance 2014-11, Budget Transfer Amending the Fiscal Year 2013-2014 Budget in the Amount of \$300,000 from Utility Commission Contingency and Utility Unallocated Unrestricted Reserve Fund Balance for Rehabilitation of Lift Station E

Improvements to Lift Station E, which are part of the Public Works 5-year Capital Improvement Plan, were competitively bid in January 2014. The engineering design, construction, and engineering construction observation costs are higher than the available budget. Ordinance 2014-11 will amend the FY 2013-2014 Budget, transferring \$300,000 from the Utility Commission Contingency and the Utility Unallocated Unrestricted Reserve Fund Balance to the Lift Station E budget. Ordinance 2014-11 was forwarded to the March 3, 2014 Regular Meeting for first reading and public hearing. Recommended Action: Pending

first reading, public hearing and discussion, forward Ordinance 2014-11 to the April 7, 2014 Regular Meeting for second reading and public hearing.

9. Ordinance 2014-12, Budget Transfer Amending the Fiscal Year 2013-2014 Budget in the Amount of \$250,000 from the Beach Fund to Provide for Legal Costs for Administrative Hearing

During the defense of a third party challenge associated with the North End Structures, additional funding for the legal services and expert testimony at the administrative hearings is required. Ordinance 2014-12 will amend the FY 2013-2014 Budget, transferring the required funding from the Beach Fund to provide for the associated costs for the administrative hearing. Ordinance 2014-12 was forwarded to the March 3, 2014 Regular Meeting for first reading and public hearing. Recommended Action: Recommended Action: Pending first reading, public hearing and discussion, forward Ordinance 2014-12 to the April 7, 2014 Regular Meeting for second reading and public hearing.

Quasi-Judicial - Resolution and Public Hearing

10. Quasi-judicial – Resolution 2014-04, Approving a Site Plan Application for the Villas Am Meer (Aria), 2251 Gulf of Mexico Drive

At their January 21, 2014 Regular Meeting the Planning & Zoning (P&Z) Board recommended approval of Resolution 2014-04, site plan application for the Villas Am Meer (Aria). Resolution 2014-04 was forwarded for public hearing and Commission consideration at the March 3, 2014 Regular Meeting. Recommended Action: The Town Commission will base its decision on competent substantial evidence presented at this hearing.

Resolutions

11. Resolution 2014-06, Budget Transfer in the Amount of \$200,000 from Commission Contingency for Planning and Zoning Expenses

Resolution 2014-06 provides for a budget transfer of \$200,000 from Commission Contingency to provide funds for planning services related to developing the Town Center concept and for consulting services to amend the Town's Zoning Code. Resolution 2014-06 was forwarded to the March 3, 2014 Regular Meeting for formal action. Recommended Action: Pending discussion, pass Resolution 2014-06.

12. Resolution 2014-07, Budget Transfer in the Amount of \$37,885 from Planning, Zoning and Building Department to Police Department for Transfer of Code Enforcement Officer

A new full-time Code Enforcement Officer was recently hired and the position now is placed within the Police Department. Resolution 2014-07 provides for the funding allocated for this position to be transferred from the Planning, Zoning, and Building Department to the Police Department. Resolution 2014-07 was forwarded to the March 3, 2014 Regular Meeting for formal action. Recommended Action: Pending discussion, pass Resolution 2014-07.

13. Resolution 2014-08, Budget Transfer in the Amount of \$13,000 from Town Commission Contingency to Public Works Professional Services, Other, for Consulting Services for Solid Waste Services Bid (Kessler)

Resolution 2014-08 provides for a budget transfer of \$13,000 from Commission Contingency to provide funds for consulting services related to the Requests for Proposals for Solid Waste Services for the Town. Resolution 2014-08 was forwarded to the March 3, 2014 Regular Meeting for formal action. Recommended Action: Pending discussion, pass Resolution 2014-08.

New Business

14.A. Update on Town Center

Town staff will provide an update on the status of discussions with property owners, interested developers and others.

B. Consideration of Contract for Land Acquisition of 2.81 Acres - Enclave Parcel B-1 South Located at 594 Bay Isles Road, Longboat Key

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.