



This meeting will be live-streamed via the Town's website

Town of Longboat Key Town Commission

Town Hall, 501 Bay Isles Road

Longboat Key, FL 34228

WWW.LONGBOATKEY.ORG

**- AGENDA -
SPECIAL MEETING**

5:01 PM

September 28, 2015

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.
- Audience members wishing to speak must be recognized by the Chair.
- Speaking without being recognized will be considered as "Out of Order".

Call to Order

Notice is hereby given that the Mayor of Longboat Key has called a Special Meeting on Monday, September 28, 2015 at 5:01 PM in the Commission Chambers located at 501 Bay Isles Road, Longboat Key, Florida, for the purpose of discussing the following items:

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.

Ordinances – Second Reading and Public Hearing

2. Ordinance 2015-22, Adopting Millage Rates for the Town of Longboat Key for Fiscal Year Beginning October 1, 2015 and Ending September 30, 2016

Fiscal Year 2015-2016 operating millage rates for the Town of Longboat Key were established pursuant to first reading, public hearing, and discussion at the September 9, 2015 Regular Meeting held at 7:00 PM and forwarded to the September 28, 2015 Special Meeting for formal action.

3. Ordinance 2015-23, Adopting a Budget for the Town of Longboat Key for the Fiscal Year Beginning October 1, 2015 and Ending September 30, 2016

Following first reading, public hearing, and discussion at the September 9, 2015 Regular Meeting the Town Commission and Town Manager forwarded proposed millages (Ordinance 2015-22) and a proposed budget (Ordinance 2015-23) to be adopted for Fiscal Year 2015-2016. In accordance with State law, three 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 2015-22:

Motion on approval of millage rates for the Beach Erosion Control Districts

Motion on adoption of millage rate for Town

c. Ordinance 2015-23:

Motion on Town's Budget

Recommended Action: Pending second reading, public hearing, and discussion, adopt Ordinance 2015-22 and Ordinance 2015-23.

4. Ordinance 2015-27, Amending the FY 2014-2015 General Fund Budget to Appropriate an Additional \$1,268,000 Contribution to the Pension Trust Fund and Adjust Assignment of Fund Balance to Pensions

At the July 6, 2015 Budget Workshop Meeting the Town Commission directed staff to prepare an Ordinance amending the FY 2014-2015 Budget to place \$300,000 of the Fund Balance in the Pension Trust Fund. The Town Commission voted to increase the transfer to include BP Oil settlement of \$968,000. First reading and public hearing on Ordinance 2015-27 was held at the September 9, 2015 Regular Meeting and then forwarded to the September 28, 2015 Special Meeting for second reading and public hearing. Recommended Action: Pending second reading, public hearing, and discussion, adopt Ordinance 2015-27.

Jack Duncan, Mayor; Terry Gans, Vice-Mayor;
Lynn Larson, District 1; Jack Daly, District 4; Pat Zunz, District 5;
Phill Younger, At-Large; Irwin Pastor, At-Large

Discussion Items

5. Discussion Regarding Undergrounding Referendum 2 and Future Public Input

At the September 9, 2015 Regular Meeting the Town Commission discussed inviting additional public input regarding Referendum 2 on a neighborhood / side street undergrounding project prior to developing methodologies. There was consensus that the framework and funding of a neighborhood / side street undergrounding project was undecided and needed further public input. Decisions on a second referendum will be postponed until the GMD Undergrounding Referendum results are known. This item was further discussed at the September 21, 2015 Regular Workshop Meeting and forwarded to the September 28, 2015 Special Meeting for formal action. Recommended Action: Pending discussion, provide direction to Manager.

6. Consideration of Medical Director's Contract Renewal

Dr. Steven Newman has served as the Town's Medical Director for 31 years and has supervised and accepted direct responsibility for the medical performance of all Town EMTs and Paramedics. Dr. Newman's contract is up for renewal effective October 1, 2015. The Commission directed staff to revise the contract to remove references to COLA in years 2 and 3 or move forward with a one year contract until further negotiations could be held. This item was forwarded from the September 21, 2015 Regular Workshop Meeting for formal action. Recommended Action: Pending discussion, approve Medical Director Contract renewal.

7. David Ramba Presentation on 2016 Legislative Session

David Ramba, of Ramba Consulting Group LLC, will be present at the September 28, 2015 Special Meeting to discuss legislative issues of interest to the Town that are likely to be addressed during the 2016 Legislative session. Recommended Action: None, informational only.

8. Update on Colony Issues

The Town Attorney and Assistant Town Attorney will discuss the status of the Colony Bankruptcy and State Court proceedings. Recommended Action: None, informational only.

9. Discussion Regarding State of Florida and Town Ethics Code

In 1990 the Town adopted a Code of Ethics (Town Code Chapter 39) which was last amended in 1999. The Florida Code of Ethics for Public Officers and Employees is found in Chapter 112, Part III, Florida Statutes. Many provisions are identical, some unique to the Town or, in some cases, conflict with State law. The Town Attorney will discuss her concerns regarding the variations and conflicts between the State Statute and Town Code and seek Town Commission direction on amending the Town's Ethics Code. Recommended Action: Pending discussion, provide direction to Manager.

10. Update on Sign Ordinance

A recent Supreme Court written opinion in the matter of *Clyde Reed, et al v. Town of Gilbert, Arizona* will be discussed by the Town Attorney. The ramifications of the Supreme Court opinion are that all local government sign codes should be reviewed and are likely to need some modifications to their regulations to comply with the Courts content neutral parameters. Accordingly, the Town's Code needs to be revised and re-examined to bring this section of the Code in line with the *Reed* decision. Recommended Action: Pending discussion, provide direction to Manager.

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 941-373-7022.