



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

# **- AGENDA - SPECIAL MEETING**

1:00 PM

June 6, 2016

### 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, June 6, 2016 at 1:00 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.

### **Resolutions**

#### **2. Resolution 2016-06, Providing for an Initial Assessment for Neighborhood Utility Undergrounding Project**

Resolution 2016-06 approves an apportionment methodology for the Neighborhood Utility Undergrounding Project based on Equivalent Benefit Units (EBUs) and describes how the assessment roll will be maintained. It also includes an initial prepayment option for property owners who wish to prepay the assessments prior to issuance of bonds. Resolution 2016-06 was placed on the June 3, 2016 Special Workshop Meeting for Commission consideration and discussion and forwarded to the June 6, 2016 Special Meeting for formal action. Recommended Action: Pending discussion, pass Resolution 2016-06.

#### **3. Resolution 2016-11, Providing for Emergency Authorization for Town Manager**

Hurricane season occurs during a time when many of our residents, including Commissioners, are away. Proposed Resolution 2016-11 provides methods to obtain a quorum or gives the Town Manager authority to expend funds and take emergency action in the event a quorum of the Commission is not available. Resolution 2016-11 was placed on the May 16, 2016 Regular Workshop Meeting Consent Agenda and forwarded to the June 6, 2016 Special Meeting for formal action. Recommended Action: Pending discussion, pass Resolution 2016-11.

#### **4. Resolution 2016-13, Annual Inlet Management Plan Funding Resolution Joint Project with Manatee County for the Longboat Pass Maintenance Dredging**

Consistent with the Town's Joint Inlet Management Plan with Manatee County, an annual funding request will be submitted to Florida Department of Environmental Protection. This Resolution is an application requirement that confirms the funding ability of the Town. Resolution 2016-13 provides for the Town to be jointly eligible along with Manatee County for State funding assistance. Resolution 2016-13 was placed on the May 16, 2016 Regular Workshop Meeting Consent Agenda and forwarded to the June 6, 2016 Special Meeting for formal action. Recommended Action: Pending discussion, pass Resolution 2016-13.

Jack Duncan, Mayor; Terry Gans, Vice-Mayor;  
Armando Linde, District 1; Jack Daly, District 4; Ed Zunz, District 5;  
Phill Younger, At-Large; Irwin Pastor, At-Large

## 5. Resolution 2016-14, Annual Beach Funding Resolution

The State of Florida Beach Management Funding Assistance Program is a recurring source of funding for the Town's beach erosion/nourishment projects. Each year the Town Commission passes a beach funding resolution in order to remain eligible for State grants. Resolution 2016-14 must accompany applications for beach project funding submitted to the Florida Department of Environmental Protection. Resolution 2016-14 was placed on the May 16, 2016 Regular Workshop Meeting Consent Agenda and forwarded to the June 6, 2016 Special Meeting for formal action. Recommended Action: Pending discussion, pass Resolution 2016-14.

### Ordinances - First Reading

## 6. Ordinance 2016-15, Amending Chapter 100, Marine Turtle Protection

Commission and public discussion was held at the March 23, 2016; April 18, 2016; and May 16, 2016 Regular Workshop Meetings, after which the Town Commission directed staff to move forward with proposed amendments to Chapter 100, Marine Turtle Protection. Ordinance 2016-15 is placed on the June 6, 2016 Regular Meeting for first reading and discussion. Recommended Action: Pending first reading and discussion, forward Ordinance 2016-15 to the July 5, 2016 Regular Meeting for second reading and public hearing.

## 7. Ordinance 2016-20, Amending Chapter 150.12, Buildings

At the Town Commission's Regular Workshop on May 16, 2016 the Town Attorney discussed the need to revise the Town's procedures related to abatement of unsafe structures and equipment, as set forth in Town Code, Section 150.21. Ordinance 2016-20 provides for authority, notification procedures, due process and other related regulatory authority. Recommended Action: Pending first reading and discussion, forward Ordinance 2016-20 to the July 5, 2016 Regular Meeting for second reading and public hearing.

## 8. Ordinance 2016-21, Amending Chapter 39, 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. At the September 28, 2015 Special Meeting the Town Attorney discussed her concerns regarding the variations and conflicts between the State Statute and Town Code. At the May 16, 2016 Regular Workshop Meeting the Town Commission directed the Town Attorney to prepare Ordinance 2016-21 to amend Chapter 39 to provide for the applicability of Florida's State Ethics Code to Town elected and appointed officials, and provide for enforcement of violations through the State of Florida's Commission on Ethics. Recommended Action: Pending first reading and discussion, forward Ordinance 2016-21 to the July 5, 2016 Regular Meeting for second reading and public hearing.

### 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 941-373-7022.