

M E M O R A N D U M

Date: November 30, 2012

TO: David Bullock, Town Manager

FROM: Juan J. Florensa, Public Works Director

SUBJECT: First Reading and Public Hearing of Ordinance 2013-01, Budget Transfer in the Amount of \$25,000 for Street Lighting Modifications along Gulf of Mexico Drive

At the December 10, 2012 Regular Workshop Meeting, the Town Commission directed staff to move forward with the transfer of \$25,000 for street lighting modifications along Gulf of Mexico Drive for turtle lighting issues. The support documentation is attached.

Please place this on the January 7, 2013, Town Commission Regular Meeting for first reading and public hearing.

Attachments:

November 30, 2012 Memo, Public Works Director to Town Manager;
Ordinance 2013-01

M E M O R A N D U M

Date: November 30, 2012

TO: David Bullock, Town Manager

FROM: Juan J. Florensa, Public Works Director

SUBJECT: Proposed Ordinance 2013-01, Budget Transfer in the Amount of \$25,000 for Street Lighting Modifications along Gulf of Mexico Drive

Prior to sea turtle nesting season (May 1 through October 31) the Town directs Florida Power and Light (FPL) to turn off most of the street lights along Gulf of Mexico Drive (GMD).. Darkened street intersections and sidewalks along a major roadway such as GMD have the potential of affecting the safety of pedestrians, bicycle riders and motorists. Many inquiries are received during this time asking that lights be turned on for public safety reasons.

There are approximately 144 street lights along GMD. Seventy-eight of these lights are routinely turned off at the beginning of, and then turned back on at the end, of turtle season.

At your direction, Public Works and Planning, Zoning, and Building Department staff will be performing a comprehensive review and evaluation of street lights along GMD that could impact lighting on the beach. This more intensive review will start in January 2013 and will include, among other things:

- Perform night inspections of the beach to determine individual street light impacts on the beach,
- Determine the viability of shielding those street lights to block unwanted beach lighting,
- Shield those street lights that impact the beach,
- Change light fixtures that cannot be shielded to fixtures that can be shielded,
- Continue to monitor the beach on a regular basis to evaluate other light/shielding options.

After the field review, evaluation of all the available options and code allowances, we will prepare a report to you identifying these possible options.

If you determine to address all street lights need to be retrofitted, shielded, or adjusted so that they can remain on during turtle season, we estimate the cost of this retrofit at about \$25,000.

In order to get this work accomplished before the beginning of turtle season on May 1, 2013 the Town Commission will need to approve a budget amendment in the amount of \$25,000 transferring funds from the unbudgeted, unallocated fund balance in the Streets Capital Project Fund (Local Option Fuel Tax) to the Street Lighting account in the same fund.

Proposed Ordinance 2013-01 is attached to effectuate this transfer.

This item is placed on the December 10, 2012, Town Commission Regular Workshop for Commission consideration.

ORDINANCE 2013-01

AN ORDINANCE AMENDING THE BUDGET OF THE TOWN OF LONGBOAT KEY, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2012, AND ENDING SEPTEMBER 30, 2013; TRANSFERRING \$25,000 FROM THE STREETS CAPITAL PROJECTS FUND UAPPROPRIATED FUND BALANCE TO THE STREETS CAPITAL PROJECTS FUND STREET LIGHTING ACCOUNT FOR MODIFICATIONS TO STREET LIGHTS DURING SEA TURTLE NESTING SEASON; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Longboat Key has unbudgeted, unallocated funds in the Road and Bridge Fund to be used at the Town Commission's discretion to provide for unexpected costs and projects in the Town of Longboat Key; and,

WHEREAS, Town Code Chapter 100 requires a reduction in street lighting during sea turtle nesting season (May 1 through October 31); and,

WHEREAS, during turtle nesting season, the Town instructs Florida Power and Light (FPL) to turn off most of the street lights along Gulf of Mexico Drive (GMD); and,

WHEREAS, the Public Works Department receives numerous calls regarding the lack of lighting as a safety concern to pedestrians, bicycle riders and motorists; and,

WHEREAS, the Public Works Department in conjunction with Planning, Zoning and Code Enforcement is planning a review of the street lighting and the possibility of retrofitting the lights for turtle nesting season; and,

WHEREAS, if it is determined that the street lights need to be retrofitted, and the Town Commission wishes to proceed with the project, a budget adjustment in the amount of \$25,000.00 would be required for the work to be completed by May 1; and

WHEREAS, the Town Manager and Finance Director affirm these funds are available; and

WHEREAS, the Town Charter, Article V, Section 9(d) provides for such action.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LONGBOAT KEY, FLORIDA, THAT:

SECTION 1. All of the above Whereas clauses are true and correct.

SECTION 2. The budget of the Town of Longboat Key for the fiscal year beginning October 1, 2012, and ending September 30, 2013, as adopted pursuant to Ordinance 2012-22, is hereby amended to transfer Twenty-Five Thousand and No/100

Dollars (\$25,000.00) from the Streets Capital Projects Fund unallocated and unbudgeted fund balance to the Capital Projects, Street Lighting account 301.4200.541.6511.

SECTION 3. If any section, subsection, sentence, clause or provision of this Ordinance is held invalid, the remainder of the Ordinance shall not be affected.

SECTION 4. All ordinances or parts of ordinances in conflict herewith shall be and the same are hereby repealed.

SECTION 5. This Ordinance shall take effect upon second reading and adoption in accordance with Law and the Charter of the Town of Longboat Key.

Passed on first reading and public hearing on the ____ day of January, 2013.

Adopted on second reading and public hearing the ____ day of February, 2013.

ATTEST:

James L. Brown, Mayor

Trish Granger, Town Clerk



End of Agenda Item