MINUTES
LONGBOAT KEY TOWN COMMISSION
SPECIAL WORKSHOP MEETING
FEBRUARY 28, 2013 - 1:00 P.M.

Present: Mayor Jim Brown, Vice Mayor David Brenner, Commrs. Jack Duncan, Terry Gans, Lynn Larson, Phill Younger, Pat Zunz

Also: Deputy Town Clerk Jo Ann Mixon

Call to Order

Mayor Brown called the Special Workshop to order at 1:03 p.m. in the Town Commission Chamber, 501 Bay Isles Road, Longboat Key, FL.

1. Meet and Greet with Citizens Interested in Serving on the Police Officers' Retirement System Board of Trustees

A vacancy exists on the Police Officers' Retirement System Board of Trustees due to the resignation of Mr. Joseph Iannello. The Commission requested that a Special Workshop Meeting be held to provide the opportunity for Town Commissioners to meet the applicants prior to formal appointments at the March 4, 2013, Regular Meeting.

Following opening remarks by Mayor Brown, the following applicants provided background information on their credentials and identified an interest in appointment to the Police Officers' Retirement System, Board of Trustees:

Mr. Kenneth Gorman (currently serves on the Zoning Board of Adjustment)
Mr. Armando Linde
Mr. Frank Cona (past service on the Police Officers Retirement System Board)

Mayor Brown announced Mr. Lee Riley was out of Town and unable to attend the meeting.

Mayor Brown and Commissioners thanked the participants, noted the excellent qualifications of all the applicants, and commended them for their willingness to volunteer and serve the Town.

Adjournment

Mayor Brown adjourned the February 28, 2013, Special Workshop at 1:25 p.m.

Jo Ann Mixon, Deputy Town Clerk

James L. Brown, Mayor

Minutes Approved: _____

Minutes in draft form and are not official until approved by the Town Commission.

MINUTES
LONGBOAT KEY TOWN COMMISSION
REGULAR MEETING
MARCH 4, 2013 - 7:00 P.M.

Present: Mayor Jim Brown, Vice Mayor David Brenner, Commrs. Jack Duncan, Terry Gans, Lynn Larson, Phill Younger

Also Present: Town Manager Dave Bullock, Town Attorney David Persson, Town Clerk Trish Granger

Not Present: Commr. Pat Zunz

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Brown called the meeting to order at 7:00 p.m. in the Town Commission Chamber, 501 Bay Isles Road, Longboat Key, Florida and Commr. Larson led the Pledge of Allegiance.

10. Other Business

Town Manager Dave Bullock requested consideration to add an agenda item relating to the ratification of Appendix "D" to the contract between the Town and the International Association of Fire Fighters (IAFF), Local 2546.

Commr. Younger moved to add the Item to the agenda for consideration. The motion, seconded by Commr. Duncan, carried by a 6-0 voice vote, with Commr. Zunz not present.

PROCLAMATIONS AND SPECIAL PRESENTATIONS

1. Update on ***Aging In Paradise*** on Longboat Key

Ms. Cindy Clay, Director of the Longboat Island Chapel's *Aging in Paradise* program, provided an update to the Commission on recent initiatives and outreach efforts.

Mayor Brown commended Ms. Clay for the efforts expended on the issue.

Upon inquiry, Ms. Clay confirmed that members of the Aging in Paradise organization have been working with the Institute of Ages.

PUBLIC TO BE HEARD

2. Opportunity for Public to Address Town Commission

A. Planning, Zoning, and Building

Mr. Gene Jaleski, Cedar Street, noted a previous inquiry regarding the removal of campaign signs. Commr. Gans noted objection to the presentation.

Mr. Larry Grossman, St. Judes Drive North, continued the presentation relating to the placement and removal of campaign signs.

Mr. Jaleski inquired, and Mayor Brown noted that Mr. Jaleski had previously indicated that Vice Mayor Brenner returned the signs and they were in the possession of Mr. Jaleski and Mr. Grossman. (See Commission Comments later this meeting.)

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APPROVAL OF MINUTES

3. February 4, 2013, Regular Meeting Minutes and February 19, 2013, Regular Workshop Minutes

There was consensus to approve the minutes as submitted.

COMMITTEE REPORTS AND COMMUNICATIONS

A. Organizations

Commr. Duncan noted that he had attended the ManaSota League of City's "Fast Fly In" to Washington D.C. on February 26 and 27, 2013, reviewed the process followed by League members, and commented on the meetings held.

B. Organizations

Vice Mayor Brenner noted attendance of the Sarasota Economic Development Corporation held at the Sarasota County Technical Institute and commented on the state-of-the-art high school and adult education facility.

ORDINANCES - FIRST READING

4. Ordinance 2013-08, Amending Chapter 74, Parking Schedules

At the December 3, 2012 Regular Meeting the Town Commission adopted Ordinance 2012-30, which temporarily extended the restricted parking hours of 9:00 PM – 5:00 AM to 11:00 PM – 5:00 AM on Broadway, between Lois Avenue and Bayside Drive. The Commission directed staff to place this item on the February 19, 2013 Regular Workshop Meeting to consider whether to make the revised parking schedule permanent. Ordinance 2013-08 was forwarded to the March 4, 2013 Regular Meeting for first reading. Recommended Action: Pending discussion, provide direction to Manager.

Town Clerk Trish Granger placed Ordinance 2013-08 on record for first reading by title only.

Commr. Larson moved to pass Ordinance 2013-08 and to forward to the April 1, 2013, Regular Meeting for second reading and public hearing. The motion, seconded by Commr. Duncan, carried by a 6-0 roll call vote, with Commr. Zunz absent, as follows, Larson, aye; Duncan, aye; Gans, aye; Younger, aye; Brenner, aye; Brown, aye.

11. Other Business

Mayor Brown noted that Commr. Zunz was absent due to illness.

ORDINANCES - FIRST READING AND PUBLIC HEARING

5. Ordinance 2013-09, Amending the FY 2012-13 Budget to Provide Funds for a Wage Increase for Non-Represented Employees

At their February 19, 2013 Regular Workshop Meeting the Commission forwarded Ordinance 2013-09 to the March 4, 2013 Regular Meeting for first reading and public hearing. The Ordinance amends the FY 2012-13 Budget to provide a wage increase for non-represented employees and for the increases in the ratified IAFF contract. It excludes employees eligible to vote in the PERC election which determines whether AFSCME will be their exclusive bargaining agent, and excludes employees represented

5. Ordinance 2013-09, Amending the FY 2012-13 Budget to Provide Funds for a Wage Increase for Non-Represented Employees - Continued

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by PBA. Funds for amending the budget would be from unbudgeted, unallocated reserves which requires an ordinance and two public hearings. Recommended Action: Pending first reading, public hearing, and discussion, forward Ordinance 2013-09 to the April 1, 2013 Regular Meeting for second reading and public hearing.

Town Clerk Trish Granger placed Ordinance 2013-09 on record for first reading and public hearing by title only.

Commr. Gans moved to pass Ordinance 2013-09 and to forward to the April 1, 2013, Regular Meeting for second reading and public hearing. The motion was seconded by Commr. Younger.

Mayor Brown opened the public hearing. As no one wished to speak, the public hearing was closed.

Discussions were held with Town Manager Dave Bullock on the Police Union Contract "Me Too" clauses (not included in Budget transfer) and the status of AFSCME (American Federation of State, County, and Municipal Employees) union election schedule (February 15, 2013 through March 6, 2013).

Subsequent to discussion, the motion carried by a 6-0 roll call vote, as follows: Gans, aye; Younger, aye; Duncan, aye; Brenner, aye; Larson, aye; Brown, aye.

ORDINANCES - SECOND READING AND PUBLIC HEARING

6. Ordinance 2012-27, Annual Update to the Capital Improvements Element of the Comprehensive Plan

At their November 20, 2012 meeting, the Planning and Zoning (P&Z) Board recommended approval of Ordinance 2012-27, which provides for adoption of the annual update to the Town's Capital Improvements Element of the Comprehensive Plan. At their February 4, 2013 Regular Meeting the Town Commission held first reading and public hearing, and forwarded Ordinance 2012-27 to the March 4, 2013 Regular Meeting for second reading and public hearing. Recommended Action: Pending second reading, public hearing, and discussion, adopt Ordinance 2012-27.

Town Clerk Trish Granger placed Ordinance 2012-27 on record for second reading and public hearing by title only.

Commr. Younger moved to adopt Ordinance 2012-27. The motion was seconded by Commr. Duncan.

Mayor Brown opened the public hearing. As no one wished to speak, the public hearing was closed.

The motion carried by a 6-0 roll call vote, as follows: Younger, aye; Duncan, aye; Larson, aye; Brown, aye; Gans, aye; Brenner, aye.

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7. Ordinance 2013-07, Amending Chapter 158.180, Distribution of 250 Tourism Units
At the January 15, 2013 Planning & Zoning Board (P&Z) Board Meeting discussion was held regarding amendments to Chapter 158.180, which provides for distribution of 250 tourism units. At their February 4, 2013 Regular Meeting the Town Commission held first reading and public hearing, and forwarded Ordinance 2013-07 to the March 4, 2013 Regular Meeting for second reading and public hearing. Recommended Action: Pending second reading, public hearing, and discussion, adopt Ordinance 2013-07.

Town Clerk Trish Granger placed Ordinance 2013-07 on record for second reading and public hearing by title only.

Vice Mayor Brenner moved to adopt Ordinance 2013-07. The motion was seconded by Commr. Gans.

Town Manager Dave Bullock noted that the action was legislative in nature and provided an overview on the previous consideration (three public presentations).

Planning, Zoning, and Building Department Director Robin Meyer introduced Mr. Bill Spikowski. Mr. Spikowski noted the planning review accomplished and reviewed the primary amendments relating to the voter approved tourism units. Mr. Spikowski noted one amendment not included in Ordinance 2013-07 relating to the permitted number of stories.

Mr. Spikowski noted a requested change by Ocean Properties, page 3 - Section D (3) - delete ~~for one and two story buildings~~, where at least one of the proposed buildings does not exceed two stories. Upon inquiry, Mr. Spikowski opined that it was not a public policy issue.

Commr. Younger moved to amend Ordinance 2013-07, Section D(3) to include the language as presented by Mr. Spikowski. The motion, seconded by Vice Mayor Brenner, carried by a 6-0 roll call vote, as follows: Younger, aye; Brenner, aye; Larson, aye; Brown, aye; Gans, aye; Duncan, aye.

Mayor Brown opened the public hearing.

The following individuals commented on Ordinance 2013-07:

Mr. Gene Jaleski, Cedar Court
Mr. Larry Grossman, St. Judes Drive North
Ms. Kathleen Shanley, Gulf of Mexico Drive.

As no others wished to be heard, Mayor Brown closed the public hearing.

Upon inquiry, Town Manager Bullock confirmed the purpose of the Ordinance was to delineate the process for the distribution of the 250 Tourism Units approved by referendum.

The motion, as amended, carried by a 6-0 roll call vote, as follows: Brenner, aye; Gans, aye; Younger, aye; Larson, aye; Duncan, aye; Brown, aye.

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RESOLUTIONS

8. Resolution 2013-08, Solid Waste, Yard Trash and Recycling Annual CPI and Fuel Adjustments

At the February 19, 2013 Regular Workshop Meeting the Town Commission forwarded Resolution 2013-08 to the March 4, 2013 Regular Meeting for formal action. Section 6 of Ordinance 06-24, the Town's franchise agreement with Waste Management Inc. of Florida, provides for an annual consumer price increase (CPI) and fuel adjustment for collection and disposal of solid waste, yard trash and recyclable materials. The annual rate increase is effective as of April 1, 2013. The net change in the base rates result in an increase of $0.33 from $19.20 to $19.53 for residential customers. Recommended Action: Pending discussion, pass Resolution 2013-08.

Town Clerk Trish Granger placed Resolution 2013-08 on record by title only.

Commr. Duncan moved to pass Resolution 2013-08. The motion was seconded by Vice Mayor Brenner.

Discussions were held on the following topics/issues:

- the length of the current franchise agreement
- intent of the Town to issue a RFP for the services
- provisions in the franchise agreement for CPI and fuel costs increases in the existing agreement.

Town Attorney Persson commented on provisions of the Contract (Ordinance 06-24) providing for the annual review and/or increase.

Subsequent to discussion, the motion carried by a 7-0 roll call vote, as follows: Duncan, aye; Brenner, aye; Gans, aye; Brown, aye; Larson, aye; Younger, aye.

Town Attorney Persson commented on the Franchise Agreement clauses relating to annual review.

9. Appointment to Police Officers' Retirement System Board of Trustees

A vacancy exists on the Police Officers' Retirement System Board of Trustees (Seat 2) due to the resignation of Mr. Joseph Iannello. The Town Commission will consider applications seeking appointment at the March 4, 2013 Regular Meeting. Recommended Action: Pending discussion, appoint Trustee to Police Officers' Retirement System Board of Trustees.

Mayor Brown noted the procedure for appointments to Town Boards and Committees.

Following individual comments, Town Clerk Trish Granger proceeded with a roll call vote for the appointment of an individual to serve on the Police Officers' Retirement System Board of Trustees, Seat 2, for a partial term expiring on September 30, 2014, as follows:

Commr. Younger cast a ballot for Mr. Frank Cona
Commr. Larson cast a ballot for Mr. Frank Cona

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9. Appointment to Police Officers' Retirement System Board of Trustees - Continued

Vice Mayor Brenner cast a ballot for Mr. Frank Cona
Mayor Brown cast a ballot for Mr. Frank Cona
Commr. Duncan cast a ballot for Mr. Frank Cona
Commr. Zunz cast a ballot for Mr. Frank Cona
Commr. Gans cast a ballot for Mr. Frank Cona.

Mr. Frank Cona was appointed to serve on the Police Officers' Retirement System Board of Trustees, Seat 2, for a partial term expiring on September 30, 2014.

Town Clerk Granger advised that Staff would provide Mr. Cona with information relating to his appointment.

10. Other Business - Continued
Mayor Brown noted the addition of an item to the Agenda for the Ratification of Appendix "D" to the IAFF Contract with the Town.

Town Manager Dave Bullock noted previous action taken by the Town Commission relating to the ratification of the contract between the International Association of Firefighters and the Town of Longboat Key and reviewed the revisions made after the Town's ratification.

Subsequent to discussion on the costs to be shared, Commr. Larson moved to ratify the IAFF Contract as was amended and incorporating Appendix "D" of the Contract. The motion, seconded by Commr. Younger, carried by a 6-0 roll call vote, as follows: Larson, aye; Younger, aye; Gans, aye; Duncan, aye; Brenner, aye; Brown, aye.

TOWN COMMISSION COMMENTS

A. Town Commission
Commr. Gans inquired as to the appropriateness of comments during the Public Comment portion of the agenda. Individual comments followed.

B. Elections
Commr. Gans commented on the early voting and thank the Town Clerk's office and Staff for the enhancements provided to those individuals voting early for the March 12, 2013, General Election.

C. Planning, Zoning, and Building
Vice Mayor Brenner noted comments made in the Public Comment portion of the Agenda, advised that the signs he placed were with the property owners' permission, and advised of meetings with City of Sarasota staff and the Florida Department of Transportation staff on the correct placement of the authorized signs.

Commr. Younger noted that all of the candidates had signs removed by unknown persons.

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TOWN ATTORNEY COMMENTS

A. Town Commission/Organizations
Town Attorney David Persson advised that a response relating to the appointment of a Commissioner to the Chamber of Commerce has been provided and reviewed the opinion rendered.

TOWN MANAGER COMMENTS

A. Town Commission/Organizations
Town Manager Dave Bullock advised that he would make a recommendation for appointment to the Chamber of Commerce Board for Town representation.

Subsequent to comments, there was consensus for the Town Manager to make the recommendation for appointment.

PRESS TO BE HEARD - No items were presented.

ADJOURNMENT

Mayor Brown adjourned the March 4, 2013, Regular Meeting at 8:25 p.m.

Trish Granger, Town Clerk

James L. Brown, Mayor

Minutes Approved: _____

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MINUTES
LONGBOAT KEY TOWN COMMISSION
STATUTORY MEETING
March 19, 2013 - 7:00 P.M.

Present: Mayor Jim Brown, Vice Mayor David Brenner, Commrs. Jack Duncan, Terry Gans, Lynn Larson, Phill Younger, Pat Zunz

Also Present: Town Manager Dave Bullock, Town Attorney David Persson, Town Clerk Trish Granger

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Brown called the Statutory Meeting to order at 7:00 p.m. in the Town Commission Chamber, 501 Bay Isles Road, Longboat Key, Florida. Commr. Younger led the Pledge of Allegiance.

PUBLIC TO BE HEARD

1. Opportunity for Public to Address Town Commission

A. Town Commission

Mr. Ron Johnson congratulated Commissioners Brown, Duncan, Gans, and Younger on their reelection.

ELECTION RESULTS

2. Results of General Municipal Election
   Results of Election - Town Clerk
   Town Commission Declares the Election Results

Town Clerk Trish Granger presented the results of the March 12, 2013, General Municipal Election for the Town Commission seats, as follows:

Commission District At Large, 1 year term: Upon closing of the official qualifying deadline of November 19, 2012, Mr. Terry Gans and Mr. Irwin Pastor had qualified as candidates for Commission District At-Large, 1-year term. Following certification of the election, Mr. Gans received 1,264 votes and Mr. Pastor received 1,237 votes. It is declared that Terry Gans is hereby elected being deemed to be the candidate receiving the highest number of votes cast for Commission District At Large, 1 year term, for the period from March 2013 to March 2014.

Commission District At Large, 2 year term: Upon closing of the official qualifying deadline of November 19, 2012, Mr. Gene Jaleski and Mr. Phillip Younger had qualified as candidates for Commission District At-Large, 2-year term. Following certification of the election, Mr. Jaleski received 1,002 votes and Mr. Younger received 1,481 votes. It is declared that Phillip Younger is hereby elected being deemed to be the candidate receiving the highest number of votes cast for Commission District At Large, 2 year term, for the period from March 2013 to March 2015.

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ELECTION RESULTS - Continued
2. Results of General Municipal Election - Continued

Commission District 2: Upon closing of the official qualifying deadline of November 19, 2012, Mr. Jack Duncan was the sole candidate for Commission District 2. It is declared that Jack Duncan is hereby elected being deemed to have voted for himself, in accordance with Florida Statutes, Chapter 101.151, Subsection 7, for the term of March 2013 to March 2015.

Commission District 4: Upon closing of the official qualifying deadline of November 19, 2012, two candidates were confirmed to be qualified for the District 4 seat: Mr. Jim Brown and Mr. Larry Grossman. Following certification of the provisional ballots filed, Mr. Brown received 1,398 votes and Mr. Grossman received 1,095 votes. It is declared that James Brown is hereby elected being deemed to be the candidate receiving the highest number of votes cast for Commission District 4, for the term of March 2013 to March 2015.

Commr. Larson moved to declare the results of the election as reported by the Town Clerk. The motion, seconded by Commr. Zunz, carried by a 7-0 roll call vote, as follows: Larson, aye; Zunz, aye; Younger, aye; Brenner, aye; Brown, aye; Duncan, aye; Gans, aye.

TOWN COMMISSION COMMENTS - No items were presented.

CERTIFICATES OF ELECTION AND OATHS OF OFFICE
3. Certificates of Election / Administration of Oaths of Office for New Terms
Town Clerk Trish Granger read and presented the Certificates of Election and administered the Oaths of Office to Commr. Terry Gans, District At Large, 1 year term; Commr. Phillip Younger, District At Large, 2 year term; Commr. Jack Duncan, District 2; Commr. James Brown, District 4.

ELECTION AND OATH OF OFFICERS
4. Selection of Mayor
(Pursuant to Resolution 98-20, the Mayor may not be elected to serve more than two consecutive one-year terms.)

Commr. Duncan inquired and Town Attorney David Persson provided historical information relating to the passage of Resolution 98-20, advising that it was a policy of the Commission to limit the terms of Mayor.

Commr. Duncan inquired as to the latitude of the Commission to modify the policy. Town Attorney Persson advised that the Commission had the authority to retain the policy, amend it, or repeal it.

Commr. Younger moved to repeal Resolution 98-20. The motion was seconded by Commr. Gans.

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ELECTION AND OATH OF OFFICERS - Continued

4. Selection of Mayor - Continued

Discussion ensued on the process for modifying or repealing policies and providing flexibility in the selection of the Mayor and Vice Mayor.

The motion carried by a 7-0 roll call vote, as follows: Younger, aye; Gans, aye; Zunz, aye; Larson, aye; Duncan, aye; Brenner, aye; Brown, aye.

Mayor Brown opened the floor for nominations for Mayor.

Commr. Duncan nominated Commr. Brown to serve as Mayor for the period of March 2013-March 2014.

As no further nominations were made and following comments, Mayor Brown closed the nominations.

Commr. Brown was unanimously declared to serve as Mayor for the period from March 2013-March 2014.

Mayor Brown thanked the Commission for their confidence and support.

5. Selection of Vice Mayor

Mayor Brown opened the floor for nominations for Vice Mayor and nominated Commr. Brenner to serve as Vice Mayor for the period of March 2013-March 2014.

As no further nominations were made, Mayor Brown closed the nominations.

Commr. Brenner was unanimously declared to serve as Vice Mayor for the period from March 2013-March 2014.

Vice Mayor Brenner thanked the Commission, family members, and Town staff for their support and confidence.

6. Administration of Oaths of Office to Mayor and Vice-Mayor

Town Clerk Trish Granger administered the Oaths of Office to Mayor Brown and Vice Mayor Brenner.

Mayor Brown noted appreciation for the support of the Commission and commented on voter participation in Town elections.

TOWN ATTORNEY COMMENTS

Town Attorney David Persson commented on the selection of the Mayor and Vice Mayor and congratulated the re-elected Commissioners and the reappointed Mayor and Vice Mayor.

TOWN MANAGER COMMENTS - No items were presented.

PRESS TO BE HEARD - No items were presented.

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ADJOURNMENT
Mayor Brown adjourned the March 19, 2013, Statutory Meeting at 7:24 p.m.

Trish Granger, Town Clerk

James L. Brown, Mayor

Minutes Approved: _____

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MINUTES
LONGBOAT KEY TOWN COMMISSION
REGULAR WORKSHOP MEETING
MARCH 20, 2013 - 1:00 P.M.

Present: Mayor Jim Brown, Vice Mayor David Brenner, Commrs. Jack Duncan, Terry Gans, Lynn Larson, Phill Younger, Pat Zunz

Also Present: Town Manager Dave Bullock, Town Attorney David Persson, Town Clerk Trish Granger

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Brown called the meeting to order at 1:00 p.m. in the Town Commission Chamber, 501 Bay Isles Road, Longboat Key, Florida and Commr. Gans led the Pledge of Allegiance.

PUBLIC TO BE HEARD

1. Opportunity for Public to Address Town Commission

A. Elections

Mr. Larry Grossman, St. Judes Drive North, inquired as to the possession of political signs. Commr. Larson requested that the discussion be discontinued. Individual comments followed.

B. Florida Statutes

Mr. Gene Jaleski, Cedar Street, commented on Florida Statutes regarding the commission of crimes.

C. Organizations

Ms. Katherine Matthews, Gulf of Mexico Drive, commented on the installation of telecommunications (cell) towers at Seagate.

D. Town Commission

Ms. Barbara Wood, Gulf of Mexico Drive, opined that the Public Comment section of the agenda be placed at the end of the agenda in lieu of the beginning of the meeting.

Town Attorney David Persson commented on past practice of scheduling the public comment at the end of each meeting. Town Attorney Persson noted the policy was modified to provide the opportunity for the public to speak at the beginning of the meeting in lieu of being required to stay for the entire meeting to speak.

COMMITTEE REPORTS AND COMMUNICATIONS

2. Manatee County Special Liaison Report - No items were presented.

3. Sarasota County Special Liaison Report

Commr. Duncan noted attendance at a presentation to Hann Power Boats by Congressman Vern Buchanan and commented on the nature of the business and congratulated the business on their success.

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COMMITTEE REPORTS AND COMMUNICATIONS- Continued
4. Other Reports

A. Organizations
Vice Mayor Brenner noted attendance at a program (Waste Watch) presentation by Waste Management and the intent to educate the Waste Management drivers to act as a form of a neighborhood watch.

B. Organizations
Commr. Larson noted attendance at the Sarasota Bay Estuary Program meeting and advised that the Town has projects listed for consideration relating to the RESTORE Act (Resources and Ecosystems Sustainability, Tourist Opportunity, and Revived Economies of the Gulf States Act of 2011) as a result of the BP Oil Company Deepwater Horizon oil spill.

DISCUSSION ITEMS FOR CONSIDERATION OF THE TOWN COMMISSION
5. Proposed Ordinance 2012-25, Amending Chapter 158.153, Height Regulations
Proposed Ordinance 2012-25 was considered at the November 12, 2012 Regular Workshop Meeting and remanded to staff for further review and recommendations regarding height for parapet walls. Staff has concluded their research and provided additional information for Commission consideration at the March 20, 2013 Regular Workshop Meeting. Recommended Action: Pending discussion, provide direction to Manager.

Following comments by Town Manager Dave Bullock, Planning, Zoning, and Building Department Director Robin Meyer gave a PowerPoint presentation on the proposed amendments to Chapter 158 relating to height regulations. Discussions were held on the following topics/issues:

- line of site view/consideration of screening mechanical equipment above 10 feet
- height of parapets on the existing Publix building
- height limitations for parapets existing in the zoning districts/code
- language proposed to clarify the existing restrictions
- existing cellular antennas.

Mr. Steve Reid, Editor of the Longboat Key News, requested clarification on the intent of the Ordinance. Mayor Brown requested that Mr. Meyer meet with Mr. Reed to discuss.

Mr. Gene Jaleski, Cedar Street, opined on the impact of parapets.

Mr. Larry Grossman, St. Judes Drive North, commented on the use of parapets to serve as screening for mechanical equipment.

Town Manager Bullock commented on the utilization of screening versus parapet walls. Following comments, Mayor Brown suggested that the word "parapet" be removed from the Code. Discussion ensued on the inclusion of a definition for a parapet.

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5. Proposed Ordinance 2012-25, Amending Chapter 158.153, Height Regulations - Continued

There was consensus to remand the Ordinance to Staff for further review, reorganization of references to parapets, and additional clarification.

6. Proposed Ordinance 2013-04, Providing for Adoption of the 10-year Potable Water Supply Work Plan

The Planning and Zoning (P&Z) Board recommended approval of proposed Ordinance 2013-04, which provides for adoption of a 10-year water supply plan and amends the Infrastructure Element of the Comprehensive Plan. This item is placed on the March 20, 2013 Regular Workshop Meeting for Commission consideration. Recommended Action: Pending discussion, provide direction to Manager.

Following comments by Town Manager Dave Bullock on the Water Supply Plan and the requirements for new developments to pay Facility Investment Fees to provide for the additional service needs. Town Manager Bullock noted that the Town has additional sources for the water distribution supply to the Town. Discussions were held with Town Manager Bullock and Assistant Town Manager Anne Ross on the anticipated impact on the water supply relating to proposed future developments and the requirements for a developer to pay a Facility Investment Fee (FIF) levied by Manatee County.

There was consensus to forward Ordinance 2013-04 for first reading and public hearing on April 1, 2013.

7. Proposed Resolution 2013-07, Amending the Comprehensive Plan, Future Land Use Element

At their February 19, 2013 Regular Meeting the Planning & Zoning (P&Z) Board considered amendments to the TRC-6 high density tourist resort/commercial future land use category of the Comprehensive Plan. Proposed Resolution 2013-07 provides for the proposed amendments' transmittal to the State Department of Community Affairs (DCA) for review and comment. The Resolution is placed on the March 20, 2013 Regular Workshop Meeting for Commission consideration. Recommended Action: Pending discussion, provide direction to Manager.

Following comments by Town Manager Dave Bullock on the intent of the Ordinance, Planning, Zoning, and Building Department Director Robin Meyer gave a PowerPoint presentation on the proposed amendments to the Comprehensive Plan/Future Land Use Element policies to modify the process to provide for use of the Site Plan Review process relating to the utilization of the approved 250 tourism units.

Upon inquiry, Mr. Meyer advised on the process to forward the Resolution to the State of Florida for their comments/response.

Mr. Gene Jaleski, Cedar Street, commented on the existing site plan on file and court rulings relating to property zonings.

Mr. Larry Grossman, St. Judes Drive North, commented on the proposed Resolution and existing regulations.

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7. Proposed Resolution 2013-07, Amending the Comprehensive Plan, Future Land Use Element - Continued
Following comments by Mayor Brown, Town Attorney David Persson commented on the approval process for an Outline Development Plan versus the Site Plan approval process and the distinction between quasi-judicial versus legislative processes. Discussions were held on past rulings relating to quasi-judicial proceedings versus legislative actions.

There was consensus to forward Resolution 2013-07 to the April 1, 2013, Regular Meeting for public hearing.

8. Discussion Regarding Chapter 158.017 - Parks and Open Space Land Acquisition
The Town Manager will outline standards within the Town's Land Development Code and Comprehensive Plan related to parks and open space land acquisition. The Commission will be asked to review options and provide direction to adopt consistent standards in the Town's Land Development Code and Comprehensive Plan. Recommended Action: Pending discussion, provide direction to Manager.

Following comments by Town Manager Dave Bullock, Planning, Zoning, and Building Department Director Robin Meyer gave a PowerPoint presentation on proposed amendments relating to Parks and Open Space Acquisition fees. Discussions were held with Town Manager Bullock, Mr. Meyer, and Town Attorney David Persson on the following topics/issues:

- utilization of 2.01 pph (persons per household) versus 1.78 pph
- 5 acre versus 12 acre comparisons
- inclusion of an estimated increase in property values/utilization of values assessed by Property Appraiser's office
- development of the number of pph per acreage
- requirements in the Comprehensive Plan to utilize the peak population (17,089)
- development of population estimates
- policy basis utilized by other communities
- existing formula outlined in the Code
- review of like communities in Florida on fees charges.

Attorney John Patterson, representing Ocean Properties, commented on Section 158.017 of the Zoning Code.

Individual comments followed on process to proceed with revisions to the existing formula and development of a new formula.

There was consensus to remand to Staff for further review.

Town Manager Bullock advised that, until an amendment is initiated, the current formula will be utilized, noted the process to assess a development on existing formulas, and confirmed that Staff will be seeking policy direction regarding Open Space Acquisition fees.

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8. Discussion Regarding Chapter 158.017 - Parks and Open Space Land Acquisition - Continued
Discussion ensued on the upcoming Urban Land Institute (ULI) process and the consideration of the issue during that time, review of other communities' formulas versus the needs of Longboat Key, and the lack of rationale/historical data on the development of the existing formula.

RECESS: 2:52 p.m. - 3:01 p.m.

9. Proposed Ordinance 2013-11, Amending the FY 2012-13 Budget to Provide Funds for a 3% Wage Increase for General Employees Not Included in Ordinance 2013-09 and Employees Represented By the Police Benevolent Association (PBA)
At the March 4, 2013 Regular Meeting the Town Commission held first reading and public hearing on Ordinance 2013-09, amending the FY 2012-13 Budget to provide a wage increase for non-represented employees and for increases included in the ratified IAFF contract. The Town Manager will discuss a proposal to provide a similar wage increase to the remainder of the General Employees group, as well as employees covered by the PBA contract. Recommended Action: Pending discussion, provide direction to Manager.

Town Manager Dave Bullock provided an overview of the proposed Ordinance relating to a Budget Amendment for a 3% wage increase not covered by Ordinance 2013-09. Upon inquiry, Town Manager Bullock advised that the PBA Contract includes a "me too" clause and noted that the issue was raised during the first negotiation session with the PBA representatives on the future contract. Discussion ensued on the following topics/issues:

- time frame for enrolling employees in the Florida Retirement System (FRS)
- 3% across the board wage increase versus merit increase
- intent to tie future increases to a more stringent merit increase process
- one-time increase awarded to the employees in the past.

There was consensus to forward Ordinance 2013-11 to the April 1, 2013, Regular Meeting for first reading and public hearing.

10. Proposed Ordinance 2013-12, Amending Chapter 34.45, Composition of Firefighters' Retirement System Board of Trustees
Proposed Ordinance 2013-12 provides for a change to the composition of the current Firefighters' Retirement System Board of Trustees. The Commission will consider this Ordinance and the proposed membership and structure of the Board of Trustees at the March 20, 2013 Regular Workshop Meeting. Recommended Action: Pending discussion, provide direction to Manager.

Town Manager Dave Bullock noted that Attorney Jim Linn would be participating via telephone conference in consideration of proposed Ordinance 2013-12 and provided an overview of the process. Discussions were held on the following topics/issues:

- number of proposed members
- process for selection of a Chairperson
- option to consolidate the three Pension Boards

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10. Proposed Ordinance 2013-12, Amending Chapter 34.45, Composition of Firefighters' Retirement System Board of Trustees - Continued

- consolidation of Pension Boards by Palm Beach/make-up of the Board
- intent in the development of the number of Board members
- types of individuals to consider for appointment (financial background)
- closure and freezing the current plan
- inclusion of DROP (Deferred Retirement Option Plan) participants as eligible member of the Board of Trustees
- assumption that all of the Retirement System Boards of Trustees will be combined
- option to include a tie-breaking vote if a tie continually occurs
- option for Board of Trustees to manage a future 401K retirement plan
- necessary background/financial strengths for future Board members
- determination on the number of Board members and representation
- two existing plans available through the FRS (Florida Retirement System)
- lack of requirement to have employee representation on a reconstituted Board
- concerns with removing existing employee elected representatives.

Following comments by Town Manager Bullock, Attorney Linn reviewed the recommendation to maintain two employee representatives on the Board of Trustees. Discussion continued on the following topics/issues:

- implementation process/time line for combining the existing three Retirement Boards
- authority of existing Pension Board to impact process for administering a frozen plan
- options to move forward without establishing a new Board
- proposed composition of the members (5 members, which includes Chairperson, appointed by Town Commission with two additional members appointed by Town Manager)
- future option to combine the three Retirement System Boards once plans are frozen.

There was consensus to forward the proposed Ordinance, with amendments to the composition of the Board as discussed, to the April 1, 2013, Regular Meeting for first reading.

11. Annual Review and Continuation of Ad Hoc Committee(s)

Pursuant to Resolution 2000-05, the Town Commission shall review the list of ad hoc committees at either a special workshop, or the first regular workshop, following the annual General Municipal Election each March for determination of which ad hoc committees shall be continued. If no formal action is taken to continue the committee, the committee automatically sunsets. Committees for review and consideration are the Finance Committee and the Community Center Advisory Committee. Recommended Action: Pending discussion, provide direction to Manager.

Following comments by Town Manager Dave Bullock, Town Clerk Trish Granger presented an overview of the two Ad Hoc Committees to be considered this date. Discussions were held on the following topics/issues:

- option to provide for additional non-Commission members on the Finance Committee

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11. Annual Review and Continuation of Ad Hoc Committees - Continued

- discussion of possible appointments of non-Commission members by the Finance Committee
- role of the non-Commission members/flexibility to utilize more than two non-Commission members
- commendation to the Town Manager for his efforts in guiding the Committee in their goals
- commendation to Staff for their support in the various aspects of Commission duties.

There was consensus to draft and forward the appropriate Resolution to the April 1, 2013, Regular Meeting to continue the Finance Committee (including flexibility to add non-Commission members) for the March 2013-March 2014 time period.

Following comments on the establishment of the Community Center Advisory Committee (CCAC), there was consensus to draft and forward the appropriate Resolution to the April 1, 2013, Regular Meeting to continue the CCAC for the March 2013-March 2014 time period.

12. Commission Appointments to Committees Named in Town Code and to Outside Agencies

Each year following the General Municipal Election the Town Commission considers appointments of its members to committees named in the Town Code or as required by outside agencies. A list of last year's appointments is provided for review and consideration for appointment or reappointment. Recommended Action: Pending discussion, provide direction to Manager.

Following Commission discussion and comments, there was consensus to forward the following appointments to the April 1, 2013 Regular Meeting for formal action:

Committee/Agency	Appointee Information	2012 Appointments	2013 Nominations
Investment Advisory Committee	Three or more members of Town Commission	Commr. Larson Commr. Duncan Vice Mayor Brenner	Commr. Larson Commr. Duncan Vice Mayor Brenner
Finance Subcommittee	Three members of Town Commission	Commr. Larson Commr. Duncan Vice Mayor Brenner	Commr. Larson Commr. Duncan Vice Mayor Brenner
Outside Agencies			
Coalition of Barrier Island Elected Officials (BIEO)	Mayor	Mayor Brown Alternate: Vice Mayor Brenner	Mayor Brown Alternate: Commr. Duncan
Manatee County Council of Governments	Mayor	Mayor Brown Alternate: Vice Mayor Brenner	Mayor Brown Alternate: Vice Mayor Brenner
Sarasota County Council of Governments	Mayor	Mayor Brown Alternate: Vice Mayor Brenner	Mayor Brown Alternate: Vice Mayor Brenner

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12. Commission Appointments to Committees Named in Town Code and to Outside Agencies - Continued

Special Liaison to Manatee County	Any Commr.	Commr. Zunz Alternate: Commr. Gans	Commr. Zunz Alternate: Commr. Gans
Special Liaison to Sarasota County	Any Commr.	Commr. Duncan Alternate: Commr. Younger	Vice Mayor Brenner Alternate: Commr. Younger
ManaSota League of Cities	Any Commr.	Commr. Duncan Alternate: Commr. Larson	Commr. Duncan Alternate: Commr. Larson
Metropolitan Planning Organization	Any Commr.	Commr. Younger Alternate: All Other Commissioners	Commr. Younger Alternate: All Other Commissioners
Economic Development Corporation of Sarasota County (EDC). (*This is a private sector Board.)	Any Commr.	Vice Mayor Brenner Alternate: Commr. Duncan	Vice Mayor Brenner Alternate: Commr. Gans
Sarasota County Tourist Development Council (TDC)	Any Commr.	Vice Mayor Brenner Alternate: Commr. Duncan	Vice Mayor Brenner Alternate: Commr. Gans
Manatee County Tourist Development Council (TDC)	Not a voting seat.	Vice Mayor Brenner	Vice Mayor Brenner
Water Alliance Board	Any Commr.	Commr. Younger	Commr. Younger
Sarasota Bay Estuary Program Board of Directors	Any Commr.	Commr. Larson Alternate: Commr. Zunz	Commr. Larson Alternate: Commr. Zunz
Criminal Justice Commission City-County Corrections Work Group	Any Commr.	Commr. Gans	Commr. Younger
West Coast Inland Navigation District (WCIND)	Any Commr.	Mayor Brown Alternate: Commr. Larson	Mayor Brown Alternate: Commr. Larson
Bradenton Area EDC ~~of Manatee County Chamber of Commerce~~	Any Commr.	Vice Mayor Brenner Alternate: Commr. Duncan	Vice Mayor Brenner Alternate: Commr. Zunz
Florida League of Cities Voting Delegate	Any Commr.	Mayor Brown Alternate: Vice Mayor Brenner	Mayor Brown Alternate: Commr. Duncan

TOWN COMMISSION COMMENTS

A. Town Attorney/Human Resources

Upon inquiry, Town Manager Dave Bullock commented on the time frame and process for the review of the responses for selecting a Town Attorney and Finance Director. Director

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TOWN COMMISSION COMMENTS - Continued

B. Public Works/Traffic
Commr. Larson commented on the traffic issues/delays encountered and requested that the Florida Department of Transportation (FDOT) be contacted to determine the functionality of the current timing on the traffic light at Gulfstream Avenue (Ringling Bridge) and U.S. 41. Individual comments followed.

C. Town Commission
Commr. Duncan inquired as to the appropriateness of adding specific items to Workshop agendas and options to utilize Skype technology to allow Commissioner participation at meetings when they are out of Town.

Town Attorney David Persson commented on participation by teleconference and rulings by the Attorney General's office pertaining to the issue.

D. Town Commission
Commr. Larson requested consideration to schedule future "Meet and Greet" Special Workshops on the dates when regularly scheduled meetings are held.

Town Manager Dave Bullock advised that Staff will schedule as requested and noted that a "Meet and Greet" Special Workshop was in the process of being scheduled on the morning of May 6, 2013, prior to appointments to Town Boards that evening.

E. Public Works/Traffic
Commr. Gans suggested that the Town request that a representative of the Florida Department of Transportation (FDOT) be contacted to attend a Commission meeting to relay issues directly.

Following comments on the time frame for completion of the pedestrian study, Commr. Younger advised that he would raise the traffic issues to FDOT at the March 25, 2013 Metropolitan Planning Organization (MPO) meeting.

F. Town Commission/Charter Review
Commr. Gans commented on the Charter requirements pertaining to the existing schedule for the Town's General Election, appointments to the Town Commission due to a vacancy, term lengths, and other issues that may need to be addressed by a Charter Review Committee.

Commr. Younger requested consideration to provide authority to the Town Manager to limit the parking throughout the Town during special events (elections, parades, triathlons).

Following inquiry, Town Manager Dave Bullock reviewed the time frame for the installation of the License Plate Recognition Cameras.

Upon inquiry, Town Attorney David Persson reviewed the requirements/authority for the Town Commission to convene a Charter Review Committee.

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TOWN COMMISSION COMMENTS - Continued

F. Town Commission/Charter Review - Continued
Following comments, there was consensus to authorize the Town Manager to review options for a restricted parking Ordinance.

Discussion ensued on reviewing the requirements for preliminary elections and term dates.

TOWN ATTORNEY COMMENTS - No items were presented.

TOWN MANAGER COMMENTS

A. Town Commission
Town Manager Dave Bullock noted and reviewed the following items, with discussions held throughout his presentation:

- Scheduled date of May 6, 2013, at 9:00 a.m., for the Meet and Greet for appointments to Town Boards and Committees
- Revised date for Goals and Objectives meeting to May 15, 2013, to allow scheduling of an Executive Session on April 15, 2013, at 10:00 a.m.
- dredging in Intercoastal Waterway/pre-bid meeting for beach nourishment project was held on March 19, 2013, with an estimated April 15, 2013, bid opening
- five responses to the Request for Proposals for the Town Attorney position were received/packets for Town Commissioners review available for distribution
- interviews for the Finance Director position scheduled during week of March 25, 2013
- Joint Meeting between Sarasota and Manatee County Commissions scheduled for April 16, 2013, at the Sarasota County Administration Building/Longboat Key staff members to attend/draft agenda to be distributed
- meeting scheduled with Sarasota County and other local municipalities regarding consolidation of police dispatch service
- a draft telecommunications ordinance is posted on the Town's website for public comment (excluding Town Commissioners and Planning and Zoning Board members).

PRESS TO BE HEARD - No items were presented.

ADJOURNMENT
Mayor Brown adjourned the March 20, 2013, Regular Workshop Meeting at 4:32 p.m.

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Trish Granger, Town Clerk

James L. Brown, Mayor

Minutes Approved: _____

End of Agenda Item