

**MINUTES
LONGBOAT KEY TOWN COMMISSION
REGULAR MEETING
MARCH 3, 2014 - 7:00 P.M.**

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

Also: Town Manager Dave Bullock, Town Attorney Maggie Mooney-Portale,
Present: Town Clerk Trish Granger

CALL TO ORDER

Mayor Brown called the March 3, 2014, Regular Meeting to order at 7:00 p.m., in the Town Commission Chamber, 501 Bay Isles Road, Longboat Key, Florida, and Commr. Gans led the Pledge of Allegiance.

OTHER BUSINESS

A. Manatee County Government

Mayor Brown noted that Manatee County Commissioner John Chappie was in attendance.

B. Town Commission

Following comments by Mayor Brown, there was consensus to advance consideration of Agenda Item 10 prior to consideration of Item 4.

Commr. Larson requested consideration to reorder Agenda Item 14 to earlier on the agenda. There was consensus to advance Agenda Item 14.

PROCLAMATIONS AND SPECIAL PRESENTATIONS - No items were presented.

PUBLIC TO BE HEARD

1. Opportunity for Public to Address Town Commission

A. Organizations

Mr. George Spoll, Harbourside Drive, commented on the scheduled meeting on March 4, 2014, relating to the Colony property.

Individual comments followed on the complexity of the Colony issues and items to be considered.

OTHER BUSINESS - Continued

C. Town Commission

Following comments by Mayor Brown, there was consensus to add an additional Agenda Item, Number 15, for consideration pertaining to a proposed Resolution relating to the Colony litigation.

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

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

There was consensus to approve the Minutes as submitted.

COMMITTEE REPORTS AND COMMUNICATIONS

A. Legislation

Commr. Duncan noted distribution of draft legislation relating to proposed revisions to the Federal Tax Code.

B. Government Agencies

Commr. Zunz noted that on April 16, 2014, there was a "Community Conversation" scheduled relating to Manatee County Schools and suggested that Commissioners attend.

Commr. Zunz noted that the Manatee County School Board has adopted a new budget and reviewed the issues facing the educational programs in Manatee County.

C. Organizations: Commr. Zunz, North End Property Owner's Coalition meeting

Commr. Zunz noted formation of the North End Property Owner's Coalition and advised that the first meeting was scheduled for March 20, 2014, at 7:00 p.m., and will be held at the Longboat Key Center for the Arts, 6860 Longboat Drive South.

D. Organizations

Vice Mayor Brenner noted attendance at the Sarasota County Economic Development Corporation, the Sarasota Art Alliance, and the Sarasota Chamber of Commerce meetings and reviewed the issues discussed.

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.

There was consensus to approve the Consent Agenda in accordance with Staff's report and to authorize the Mayor's signature.

QUASI-JUDICIAL - RESOLUTION AND PUBLIC HEARING

10. Quasi-judicial Public Hearing - Resolution 2014-04, Approving a Site Plan Application for the Villa 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.

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

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

Following comments by Mayor Brown on the procedural process, Town Clerk Trish Granger administered the oath to those presenting testimony.

Following comments by Town Attorney Maggie Mooney-Portale, Vice Mayor Brenner inquired as to a perceived conflict noting the property under development abuts his residence. Town Attorney Mooney-Portale advised it did not present a conflict.

Town Clerk Trish Granger placed Resolution 2014-04 on record for public hearing by title only.

Mayor Brown opened the public hearing.

Planning, Zoning, and Building Department Planner Steve Schield, duly sworn, gave a PowerPoint presentation on the proposed redevelopment of the property located at 2251 Gulf of Mexico Drive.

Town Attorney Mooney-Portale inquired and Vice Mayor Brenner noted his residence address, the number of owners within the building, and advised that he would receive no benefit from the construction of the redevelopment.

Mr. Jay Tallman, duly sworn, commented on previous developments accomplished on Longboat Key and Mr. Joel Freedman, Planning Consultant and duly sworn, noted he had provided the Town Clerk with the required notice requirements and gave a brief overview of the project.

Upon inquiry, Mr. Tallman commented on the existing fencing and advised that it was anticipated that the sand dunes would eventually cover the existing fence and displayed a development rendering for the property. Mr. Tallman noted his office would be located in the remodeled home.

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

Commr. Duncan moved to pass Resolution 2014-04. The motion, seconded by Commr. Zunz, carried by a 7-0 roll call vote, as follows: Duncan, aye; Zunz, aye; Gans, aye; Younger, aye; Larson, aye; Brenner, aye; Brown, aye.

Commr. Larson inquired and Mayor Brown noted that discussion of site plan approval process would be placed on a future agenda for consideration.

NEW BUSINESS

14. Town Center

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.

14. Town Center - Continued

A. Update on Town Center - Continued

B. Consideration of Contract for Land Acquisition of 2.81 Acres - Enclave Parcel B-1 - Continued

Town Manager Dave Bullock provided a historical overview on previous consideration of establishing a Town Center. Planning, Zoning, and Building Department Director Alaina Ray provided an overview of previous development concept plans for a Town Center. Town Manager Bullock displayed the existing conditions on the property under consideration and the surrounding development, reviewed a possible concept plan for a Town Center, commented on the opportunity for a public-private partnership, and noted his recommendation to purchase the property.

Town Manager Bullock reviewed the contract purchase, noted receipt of two appraisals for the parcel, provided information on the funding mechanisms for the purchase, and advised of the purchase price. Discussions were held on the following topics/issues:

- funding to be utilized
- the source of funding to the Land Acquisition Fund
- the amount of taxes paid to the Town of Longboat Key for the property under final ownership
- restriction on use of Land Acquisition funds
- option to partner with private developer.

The following individuals commented on the proposed acquisition of the property.

Mr. Gene Jaleski, Cedar Street
Mr. Larry Grossman, St. Judes Drive North
Mr. David Novak, Harbour Links Drive
Mr. Walter Hackett, Buttonwood Drive
Mr. Jerry Whitehead, Gunwale Lane
Ms. Cheryl Loeffler, L'Ambiance Drive
Mr. Tom Aposporos, Anna Maria resident
Mr. George Spoll, Harbourside Drive.

Discussions were held throughout the speaker comments relating to utilization of the property, elevation of the surrounding parcels, location of the parcel, and the draft Concept Plan displayed.

Following public input, individual comments on the opportunity to purchase the land, comments from surrounding property owners and business, options for public/private partnerships, commendation of efforts of the Town Manager.

Commr. Duncan moved to approve the request to move forward with property purchase as outlined in the Staff report. The motion, seconded by Commr. Zunz carried by a 7-0 roll call vote, as follows: Duncan, aye; Zunz, aye; Brenner, aye; Younger, aye; Gans, aye; Larson, aye; Brown, aye.

RECESS: 8:20 p.m. - 8:30 p.m.

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.

Town Clerk placed Ordinance 2014-06 on record for first reading and public hearing by title only.

Commr. Zunz moved to pass Ordinance 2014-06 and to forward to the April 7, 2014, Regular Meeting for second reading and public hearing. The motion was seconded by Commr. Gans.

Town Manager Dave Bullock provided an overview of the proposed Ordinance.

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

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

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.

Town Clerk Trish Granger placed Ordinance 2014-07 on record for first reading and public hearing by title only.

Commr. Gans moved to pass Ordinance 2014-07 and to forward to the April 7, 2014, Regular Meeting for second reading and public hearing. The motion was seconded by Commr. Duncan.

Planning, Zoning, and Building Department Director Alaina Ray provided an overview of the proposed amendments to Chapter 158.

5. Ordinance 2014-07, Amending Chapter 158, Special Exception Expirations - Continued
Mayor Brown opened the public hearing. As no one wished to be heard, the public hearing was closed.

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

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.

Mayor Brown noted the Staff and PowerPoint presentation would encompass Agenda Items 6 through 9 and 11 through 13.

Town Manager Dave Bullock and Finance Director Sue Smith gave a PowerPoint presentation reviewing the Budget Amendments outlined in Agenda Items 6 through 9 and 11 through 13. Town Manager Bullock commented on the permit for the North end groins and confirmed the costs incurred to date.

Town Clerk Trish Granger placed Ordinance 2014-09 on record for first reading and public hearing by title only.

Commr. Zunz moved to pass Ordinance 2014-09 and to forward to the April 7, 2014, Regular Meeting for second reading and public hearing. The motion was seconded by Commr. Gans.

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

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

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.

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

Town Clerk Trish Granger placed Ordinance 2014-10 on record for first reading and public hearing by title only.

Commr. Zunz moved to pass Ordinance 2014-10 and to forward to the April 7, 2014, Regular Meeting for second reading and public hearing. The motion was seconded by Commr. Gans.

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

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

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.

Town Clerk Trish Granger placed Ordinance 2014-11 on record for first reading and public hearing by title only.

Commr. Zunz moved to pass Ordinance 2014-11 and to forward to the April 7, 2014, Regular Meeting for second reading and public hearing. The motion was seconded by Commr. Gans.

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

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

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: Pending first reading,

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

public hearing and discussion, forward Ordinance 2014-12 to the April 7, 2014 Regular Meeting for second reading and public hearing.

Town Clerk Trish Granger placed Ordinance 2014-12 on record for first reading and public hearing by title only.

Commr. Younger moved to pass Ordinance 2014-12 and to forward to the April 7, 2014, Regular Meeting for second reading and public hearing. The motion was seconded by Commr. Larson.

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

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

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.

Town Clerk Trish Granger placed Resolution 2014-06 on record by title only.

Commr. Duncan moved to pass Resolution 2014-06. The motion was seconded by Commr. Zunz.

Vice Mayor Brenner noted previous discussion relating to the transfer of \$200,000.00 and suggested that the transfer be for \$100,000.00 in lieu of the proposed amount.

Town Manager Dave Bullock noted review of the consulting services expenditures and the upcoming schedule relating to Zoning Code amendments and the Town Center Overlay issues. Discussions were held with Town Manger Bullock and Planning, Zoning, and Building (PZB) Department Director Alaina Ray on the following topics/issues:

- on accomplishing the assignments in a timely manner and the associated funding
- payment for University of South Florida (USF) contract planner
- estimated review for the Town Center Project
- future Code modifications
- funding mechanisms to incorporate projects directed by Town Commission
- positions/salaries included in the current Fiscal Year budget for the PZB Department
- limitation of funding sources/regular reporting on budgeted fund balances

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

- Staff's intent to work within budgetary limits
- need for flexibility to complete the assigned tasks.

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

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.

Town Clerk Trish Granger placed Resolution 2014-07 on record by title only.

Commr. Larson moved to pass Resolution 2014-07. The motion, seconded by Commr. Gans, carried by a 7-0 roll call vote, as follows: Larson, aye; Gans, aye; Brown, aye; Brenner, aye; Duncan, aye; Zunz, aye; Younger, aye.

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.

Town Clerk Trish Granger placed Resolution 2014-08 on record by title only.

Commr. Gans moved to pass Resolution 2014-08. The motion, seconded by Commr. Larson, carried by a 7-0 roll call vote, as follows: Gans, aye; Larson, aye; Zunz, aye; Younger, aye; Duncan, aye; Brenner, aye; Brown, aye.

Commr. Duncan requested that Staff provide information defining the funds, the sources of funds, restriction on uses, and to provide a quarterly report on the fund balances. Town Manager Dave Bullock advised that Staff will provide the information.

15. Resolution 2014-10, Colony Beach and Tennis Association (Added to the Agenda)

On February 20, 2014, the Town Commission held an Attorney-Client session pertaining to the pending litigation in the matter of *Colony Beach & Tennis Association, Inc. vs. Town of Longboat Key*, Case No. 2014 CA 000181 NC, in the Circuit Court of the Twelfth Judicial

15. Resolution 2014-10, Colony Beach and Tennis Association

Circuit in and for Sarasota County, Florida. Resolution 2014-10 was drafted following that Attorney-Client session and reflects settlement negotiations with the attorney for the Colony Beach & Tennis Association. Resolution 2014-10 amends Resolution 2013-39 which was adopted on December 11, 2013. Recommendation: Pending discussion, pass Resolution 2014-10.

Town Clerk Trish Granger placed Resolution 2014-10 on record by title only.

Town Attorney Maggie Mooney-Portale requested minor modifications to the Resolution as follows:

- 4th Whereas clause: Resolution number should be reflected as 2013-39
- Section 4 - include the phrase "and shall be" following the word "adoption"

Town Attorney Mooney-Portale reviewed the settlement discussions and advised that the Resolution does not modify any other claims, testimony, extension application, or other items directed in Resolution 2013-39.

Town Manager Dave Bullock advised that Staff is anticipating that an application for further consideration of an extension will be submitted before the end of April.

Commr. Larson moved to pass Resolution 2014-10 as amended. The motion was seconded by Mayor Brown.

Discussion ensued on the impact of the bankruptcy court ruling, the current cash bond in effect, performance requirements outlined in the extension document, a legal assessment of the recent hearings and rulings, and the impact the rulings may create.

There was consensus to have Town Attorney Mooney-Portale provide a legal assessment as to the Town's standing.

The motion carried by a 6-1 roll call vote, as follows: Larson, aye; Brown, aye; Brenner, aye; Duncan, aye; Zunz, no; Gans, aye; Younger, aye.

TOWN COMMISSION COMMENTS

A. Planning, Zoning, and Building

Vice Mayor Brenner commented on the Site Plan Approval Process and requested that it be placed on a future workshop agenda for discussion.

B. Land Acquisition

Vice Mayor Brenner inquired and Town Manager Dave Bullock noted that the bank which held the mortgage on the property located at 6541 Gulf of Mexico Drive was the successful bidder at the foreclosure sale.

TOWN COMMISSION COMMENTS - Continued

B. Land Acquisition - Continued

Vice Mayor Brenner requested consensus to seek two appraisals on the vacant property on the North end of the island. Following comments by Mayor Brown, no action was taken.

TOWN ATTORNEY COMMENTS- No items were presented.

TOWN MANAGER COMMENTS

A. School Board

Town Manager Dave Bullock noted an upcoming discussion at the Manatee County School Board meeting advising that Staff would attend and determine what type of Workshop may be appropriate following that meeting.

PRESS TO BE HEARD- No items were presented.

ADJOURNMENT

Mayor Brown noted the Special Meeting on March 4, 2014, to be held at the Temple Beth Israel, 567 Bay Isles Road, Longboat Key, Florida, to consider issues existing at the Colony Beach Tennis Resort, beginning at 9:00 a.m. and would be subject to continuances.

Mayor Brown adjourned the March 3, 2014, Regular Meeting at 9:38 p.m.

Trish Granger, Town Clerk

Jack G. Duncan, Vice Mayor

Minutes Approved: _____

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

**MINUTES
LONGBOAT KEY TOWN COMMISSION
SPECIAL MEETING
MARCH 4, 2014 - 9:00 A.M.**

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

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

CALL TO ORDER

Mayor Brown called the meeting to order at the Temple Beth Israel, 567 Bay Isles Road, Longboat Key, Florida, at 9:01 a.m.

PUBLIC TO BE HEARD

1. Opportunity for Public to Address Town Commission - No items were presented.

At each meeting the Town Commission sets aside a time for the public to address issues that are not on the agenda.

RESOLUTION AND QUASI-JUDICIAL PUBLIC HEARING

2. Quasi-judicial Public Nuisance Hearing, 1620 Gulf of Mexico Drive (Commonly Known as The Colony)

At the December 11, 2013 Town Commission Special Meeting, the Town Building Official gave his report in regard to the current condition of the buildings and structures at 1620 Gulf of Mexico Drive (GMD), more commonly referred to as the Colony Beach and Tennis Resort. Based on this report, the Town Commission adopted Resolution 2013-40 scheduling a quasi-judicial public hearing to determine whether the structures and buildings at 1620 GMD are a public nuisance. The Town Manager and staff will present updated investigations and status of the buildings and structures to include:

- A – General Overview of Public Nuisance process PowerPoint
- B – Building by Building PowerPoint Presentations
- C – Inspection Reports
- D – Expert Witness Resumes

Recommended Action: The Town Commission will base its decision on competent substantial evidence presented at this public hearing.

Following comments by Mayor Brown on the public hearing process, Town Clerk Trish Granger administered the oath to all intending to present testimony.

Town Manager Dave Bullock provided opening comments on the process to be followed.

Town Attorney David Persson provided an overview on the process and reviewed Code provisions on the issues to be considered and asked Commissioners if any conflict of interest existed, with none stated. Town Attorney Persson inquired as to ex-parte communications. The following Commissioners noted communications (verbal and/or written) relating to the Colony property and provided a summary of the discussions:

Commr. Lynn Larson
Mayor Jim Brown
Commr. Terry Gans
Commr. Pat Zunz

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

2. Quasi-judicial Public Nuisance Hearing, 1620 Gulf of Mexico Drive (Commonly Known as The Colony) - Continued

Upon inquiry, all Commissioners indicated that they could render a fair and impartial decision based upon the testimony and evidence presented during the public hearing process.

Following comments, Attorney Donald Hemke, duly sworn, representing the Colony Association, requested consideration to continue the hearing based on the following procedural provisions:

- the delay in posting available information/documentation advising that due process requires information be provided sooner to allow the parties to have adequate time to review and engage experts to respond to the reports filed
- lack of notice to the mortgage holders who were not served individually in accordance with the process used for the property owners and opined that a written public hearing notice should have been provided to the mortgage holder.

Town Attorney Persson commented on the issues raised, opined that the process to notify the mortgage holders would be required at a later date and were not necessary for this hearing.

Assistant Town Manager Anne Ross, duly sworn, reviewed the dates that information was provided through the Town's website and to the Colony representatives.

Town Attorney Persson noted Commission options for a continuation.

Mayor Brown inquired and individual comments followed on the consideration of a continuance. Discussions were held on the following topics/issues:

- ability of opposing party to engage their own experts
- impact on process if new Commissioners were seated following the General Election on March 25, 2014
- ability of newly elected Commissioners to review the proceedings prior to the next public hearing
- impact on owners who were properly noticed and traveled to Longboat Key for the public hearing scheduled this date
- timing issues in providing the Staff reports to the Colony property owners
- option to recess and request attendance by Commission candidates
- consideration to notice mortgage holders
- intent to hold additional meetings relating to the property.

There was majority consensus to continue the public hearing.

Commr. Larson inquired as to any additional procedural questions.

Mr. Blake Fleetwood, duly sworn, requested consideration to continue for a period longer than 30 days to allow time to seek expert testimony on the repair of foundations seaward of the Coastal Construction Line (CCL).

2. Quasi-judicial Public Nuisance Hearing, 1620 Gulf of Mexico Drive (Commonly Known as The Colony) - Continued

Following comments, Commr. Larson inquired and Town Attorney Persson advised that no testimony should be provided as to the evidence/condition of the property if the hearing was to be continued due to the quasi-judicial process allowing cross-examinations of those presenting testimony.

Attorney Persson requested that any additional procedural questions or comments from the public be presented at the current time, with no responses received from members of the public.

Discussion ensued with Town Attorney Persson on the following topics/issues:

- the recommended time frame to continue the public hearing
- impact in seeking a determination on the time needed to reach an opinion on the repair of the foundations
- process to seek determination on foundation repairs
- previous action (submittal of building permits) sought by property owners on the foundation issues
- length of time to consider for a continuance
- additional deterioration that may occur on the property/buildings.

Discussion ensued on available hearing dates.

RECESS: 10:12 a.m. - 10:17 a.m.

Commr. Younger moved to continue the public hearing to May 28, 2014, with the possibility of additional continuances to May 29 and May 30, 2014, at 9:00 a.m., to be held in the Town Commission Chambers, 501 Bay Isles Road, Longboat Key, Florida. The motion, seconded by Commr. Zunz, carried by a 7-0 roll call vote, as follows: Younger, aye; Zunz, aye; Gans, aye; Duncan, aye; Larson, aye; Brenner, aye; Brown, aye.

ADJOURNMENT

Mayor Brown adjourned the March 4, 2014, Special Meeting at 10:20 a.m.

Trish Granger, Town Clerk

Jack G. Duncan, Vice Mayor

Minutes Approved: _____

**MINUTES
LONGBOAT KEY TOWN COMMISSION
REGULAR WORKSHOP MEETING
MARCH 17, 2014 - 1:00 P.M.**

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

Also: Town Manager Dave Bullock, Town Attorney Maggie Mooney-Portale,
Present: Town Clerk Trish Granger

Absent: Commr. Pat Zunz

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Brown called the March 17, 2014, Regular Workshop Meeting to order at 1:00 p.m., in the Town Commission Chamber, 501 Bay Isles Road, Longboat Key, Florida, and Vice Mayor Brenner led the Pledge of Allegiance.

Mayor Brown advised that Commr. Zunz was not in attendance due to illness.

11. OTHER BUSINESS

A. Town Commission

Commr. Duncan noted the passing of Mr. John Mitchell and requested consensus to send a letter of condolence to Mr. Mitchell's family, without objection.

PUBLIC TO BE HEARD

1. Opportunity for Public to Address Town Commission

A. Public Works

Mr. Gene Jaleski, Cedar Street, commented on a Community Center for the Town.

COMMITTEE REPORTS AND COMMUNICATIONS

2. Manatee County Special Liaison Report

A. School Board

Vice Mayor Brenner noted Commr. Zunz's involvement with Manatee County School Board issues and noted her dedication of time to the issues.

3. Sarasota County Special Liaison Report - No items were presented.

4. ManaSota League of Cities Report

A. Legislation

Commr. Duncan commented on the recent ManaSota League of Cities (MSLC) meeting and reviewed the issues being followed by MSLC.

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

4. ManaSota League of Cities Report - Continued

A. Legislation- Continued

Commr. Larson noted attendance at the meeting and advised that Longboat Key was not impacted on the legislation relating to the rental property issues.

5. Other Reports - No items were presented.

DISCUSSION ITEMS

6. Discussion Regarding Level of Service for Solid Waste Collection

The Town recently issued a Request For Proposals (RFP) for solid waste collection which included proposals for our current collection system, plus two other options. The Town Manager will review the three available options and seek Commission direction regarding the level of service desired for residential solid waste collection. Recommended Action: Pending discussion, provide direction to Manager.

Town Manager Dave Bullock reviewed the options for solid waste collection services. Mr. Mitch Kessler, with Kessler Consulting, gave a PowerPoint presentation on the residential service options. Discussions were held with Town Manager Bullock and Mr. Kessler on the following topics/issues:

- single stream - combined recycling items
- yard waste on separate day than solid waste/recycling pick-up
- recommendation from Town Manager to maintain twice-per-week pick up.

There was consensus to use single stream service for recyclables and to maintain the twice per week pick-up for solid waste and once per week pick-up for yard waste.

Commr. Younger inquired, and Town Manager Bullock advised that the residents would select the size of container to be utilized.

Discussions were held on anticipated community support for wheeled recycling bins and combining all recyclables and the process to negotiate a contract with the selected proposer.

7. Proposed Ordinance 2014-13, Florida Power & Light (FPL) Franchise Agreement: The 30-year Franchise Agreement between the Town of Longboat Key and Florida Power & Light (FPL) will expire on May 29, 2014. For the past several months representatives of the Town and FPL have been negotiating a new Franchise Agreement which will be considered by the Town Commission at their March 17, 2014 Regular Workshop Meeting. Proposed Ordinance 2014-13 provides for adoption of the new Franchise Agreement. Recommended Action: Pending discussion, forward Ordinance 2014-13 to the April 7, 2014 Regular Meeting for first reading.

Following comments by Town Manager Dave Bullock, Mr. Robert (Schef) Wright, the Town's Special Legal Counsel, gave a PowerPoint presentation on the electric franchise negotiations with Florida Power and Light Company. Discussions were held with Town Manager Bullock and Mr. Wright on the following topics/issues:

7. Proposed Ordinance 2014-13, (FPL) Franchise Agreement - Continued

- terminology "compete" relating to solar power options and returning solar power to the grid
- other governmental agencies that might compete with a private utility company
- determination on placement of power poles (Section 2 of proposed Ordinance 2014-13)/consideration of aesthetic results
- Most Favored Nations (MFN) clause relating to franchise fee rates to the benefit of the Town
- ability of FPL to install large transmission lines down Gulf of Mexico Drive (low probability due to geographic conditions)
- inclusion of clauses to allow Town to utilize existing power poles to expand telecommunications services (i.e. DAS service)
- option for additional pole attachment agreement.

There was consensus to present the request to allow attachment(s) on existing power poles to FPL.

Discussions continued on the following topics/issues:

- options to request that FPL provide a record of existing facilities within the Town's boundaries
- clauses in the Ordinance relating to amendments in State or Federal laws and a requirement for the Town to renegotiate if laws change/reciprocal provisions
- termination clauses/negotiations accomplished to date.

Ms. Rae Dowling, FPL Area Manager, commented on the cooperation with the Town's representatives, noted the required service versus a franchise agreement, and gave an overview on the service provided by FPL.

Attorney Patrick Bryan, representing FPL, discussed the termination/change in law provisions, reciprocal rights provision, and standards for future pole attachments.

Discussions were held with Attorney Bryan and Ms. Dowling on the following topics/issues:

- federal requirements for consideration of requests for pole attachments
- private versus governmental agency requests for pole attachments
- FPL process for installation of underground utilities
- estimated costs for installation of underground services for the FPL portion (approximately \$22,000,000) for all of the Town
- estimated costs for underground installation in the Town Center area (approximately \$300,000 for FPL portion only)
- estimated costs for underground installation for FPL lines along Gulf of Mexico Drive
- recent request for pricing for area from Triton Bend to the South Fire Station
- additional costs for all underground services in addition to FPL costs
- FPL Subsidiary for installation of cellular service on existing poles
- commendation to FPL local representatives

7. Proposed Ordinance 2014-13, (FPL) Franchise Agreement - Continued

- options for neighborhoods to contract with FPL for underground services/obligation of client to obtain required easements
- description of equipment that would be above ground.

Mr. Gene Jaleski, Cedar Street, commented on the proposed terms of the agreement.

FPL Representative Don Sayer commented on recent improvements to street lighting, reviewed efforts working with the Florida Fish and Wildlife Commission on turtle friendly lighting, and discussed hardening in areas on Longboat Key. Discussion ensued on lighting options.

There was consensus to forward Ordinance 2014-13 to the April 7, 2014, Regular Meeting for first reading, with Staff direction to discuss the issues raised relating to Section 7, termination clause; Sections 8 and 12, addressing the reciprocal change in law provisions; Section 9, grounds for forfeiture; and pole and associated facility relocation and usage options with Florida Power and Light Company.

RECESS: 2:32 p.m. - 2:45 p.m.

8. Proposed Resolution 2014-11, Re-Establishing the Erosion Control Line (ECL) at North End of Longboat Key

The Town has received a permit from the Florida Department of Environmental Protection to construct groins on the North end of Longboat Key. One of the permit conditions prior to construction is re-establishment of an erosion control line (ECL) in the area near the groins. Proposed Resolution 2014-11 confirms Town Commission support for re-establishing the ECL. Following passage of the Resolution, a public workshop and hearing will be scheduled by the State and Town to receive comments from affected property owners and the public. Recommended Action: Pending discussion, forward Resolution 2014-11 to the April 7, 2014 Regular Meeting for formal action.

Town Manager Dave Bullock provided an overview on the requirement to re-establish an Erosion Control Line (ECL) and the process and notifications required to affected property owners. Discussions were held on the following topics/issues:

- lack of availability of aerial photo overlay for past versus current
- role of the FDEP to hold the public hearings
- role of the Town to handle required advertising/public hearing venue

Mr. Robert Appel, Gulf of Mexico Drive, commented on the re-establishment of the ECL and noted the formation of the North End Coalition. Upon inquiry, Mr. Appel commented on the status of a seawall installation.

Mr. Gene Jaleski, Cedar Street, commented on Florida Statutes and the need for stabilization of the beaches on the North end.

There was consensus to forward Resolution 2014-11, re-establishing the ECL to the April 7, 2014, Regular Meeting for formal action.

9. Proposed Ordinance 2014-15, Establishing Fees for Lien Search Services

The Town Clerk and Finance Director receive numerous requests for lien searches on properties located within the Town's municipal boundaries. In an effort to establish a procedure to accommodate these requests staff has developed a system and recommended fee structure for Commission consideration. Proposed Ordinance 2014-15 establishes a fee structure for lien searches that is consistent with other governmental agencies. Recommended Action: Pending discussion, provide direction to Manager.

Following comments by Town Manager Dave Bullock, Town Clerk Trish Granger provided an overview of proposed Ordinance 2014-15 to establish fees for lien searches currently being received and noted the applicability of establishing user fees versus responding to public records requests. Discussions were held with Town Clerk Granger and Town Attorney Maggie Mooney-Portale on the proposed amount to be charged for the service and options to increase and/or decrease the fees at a later date.

There was consensus to forward Ordinance 2014-15 to the April 7, 2014, Regular Meeting for first reading.

10. Legal Services Discussion

The Mayor will lead Town Commission discussion regarding legal services. Recommended Action: Pending discussion, provide direction.

Mayor Brown commented on concerns expressed by Commissioners and noted discussions with the former and current Town Attorney and noted that a document had been drafted outlining the expectations of the Town Attorney's office, and requested consideration to postpone discussions until a later date.

Commr. Younger requested that the Town Attorney redefine the reference to the Colony "Association," that was included in recent correspondence, without objection.

Individual comments followed on the need for improved communication between the Commission and the Town Attorney and the utilization of outside attorneys for various issues.

There was majority consensus to postpone the discussion to a future time in the fall.

Subsequent to comments, Town Attorney Maggie Mooney-Portale commented on the expectations provided to her this date.

TOWN COMMISSION COMMENTS

A. Town Commission

Commr. Larson noted this was the last Regular Workshop Meeting for Vice Mayor Brenner and commended him for his service to the Town. Individual comments followed on the services provided by Vice Mayor Brenner.

TOWN COMMISSION COMMENTS

B. Town Commission

Commr. Gans opined as to an over-correction of the parking issues during the early voting process. Individual comments followed on options to modify or retain the instituted parking restrictions.

C. Public Works

Vice Mayor Brenner commented on the traffic issues this year and requested that the Town Manager contact the Coast Guard to determine if modifications can be made to the opening/closing schedules of the bridges on both ends of the island, without objection.

Commr. Larson inquired as to options to have a traffic consultant provide an analysis of the traffic pattern at U.S. 41/Gulfstream Avenue.

Commr. Gans suggested a joint meeting with the City of Sarasota and the Florida Department of Transportation to discuss the issues. Individual comments followed on options for improved traffic movement in the St. Armands Circle area and safety concerns for the passage of emergency vehicles.

Town Manager Dave Bullock advised he could contact the City of Sarasota, Sarasota County, and other government agencies to schedule a joint meeting, if desired by the Commission.

Mayor Brown noted previous actions taken by several governmental agencies relating to improvements to circulation at St. Armands Circle and the reversal by the City of Sarasota.

D. Planning, Zoning, and Building

Mayor Brown commented on the approval of the Publix development and the Publix representatives' request to include additional parking spots and opined that the Town acted judiciously when granting the request.

TOWN ATTORNEY COMMENTS

A. Boards/Committees

Town Attorney Maggie Mooney-Portale noted she requested a legal opinion from the Florida Attorney General's Office relating to dual office holding of the Planning and Zoning Board members handle Zoning Board of Adjustment petitions. Discussion ensued.

TOWN MANAGER COMMENTS

A. Public Works/Planning, Zoning, and Building/Town Commission

Town Manager Bullock commented on the status of the North end groins permit and the upcoming West Coast Inland Navigation District (WCIND) dredging project and discussed the process to be followed relating to both projects and the allotment of the sand from the dredging project.

TOWN MANAGER COMMENTS - Continued

A. Public Works/Planning, Zoning, and Building/Town Commission

Town Manager Bullock noted that the Town expects to receive a request from the Colony's representatives to schedule a public hearing to consider a further extension of the continuation of the grandfathered density rights on the property and advised that the hearing will be held on April 7, 2014, at 1:00 p.m. and further noted that the Goals and Objectives Workshop has been scheduled for April 21, 2014, from 10:00 a.m. to Noon.

PRESS TO BE HEARD - No items were presented.

ADJOURNMENT

Mayor Brown noted that early voting continues through Saturday, March 22, 2014, and adjourned the March 17, 2014, Regular Workshop Meeting at 3:56 p.m.

Trish Granger, Town Clerk

Jack G. Duncan, Vice Mayor

Minutes Approved: _____

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

**MINUTES
LONGBOAT KEY TOWN COMMISSION
STATUTORY MEETING
MARCH 31, 2014 - 7:00 P.M.**

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

Also: Town Manager Dave Bullock, Town Attorney Maggie Mooney-Portale,
Present: 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. Larson led the Pledge of Allegiance.

PUBLIC TO BE HEARD

1. Opportunity for Public to Address Town Commission - No items were presented.

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 25, 2014, General Municipal Election for the Town Commission seats, as follows:

For Commission District At Large: Upon closing of the official qualifying deadline of November 18, 2013, Mr. Armando Linde and Mr. Irwin Pastor had qualified as candidates for Commission District At-Large seat. Following consideration of four provisional ballots filed, Mr. Linde received 862 votes and Mr. Pastor received 1,302 votes. It is declared that Mr. Pastor is elected being deemed to be the candidate receiving the highest number of votes cast for Commission District At Large, for the term of March 2014 to March 2016.

For Commission District 1: Upon closing of the official qualifying deadline of November 18, 2013, Ms. Lynn Larson was the sole candidate for the Commission District 1 seat. It is declared that Ms. Larson is elected being deemed to have voted for herself, in accordance with Florida Statutes, Chapter 101.151, Subsection 7, for the term of March 2014 to March 2016.

For Commission District 3: Upon closing of the official qualifying deadline of November 18, 2013, Mr. Terry Gans and Mr. Ray Rajewski had qualified as candidates for Commission District 3 seat. Following consideration of four provisional ballots filed, Mr. Gans received 1,254 votes and Mr. Rajewski received 932 votes. It is declared that Mr. Gans is elected being deemed to be the candidate receiving the highest number of votes cast for Commission District 3 seat, for the term of March 2014 to March 2016.

ELECTION RESULTS- Continued

2. Results of General Municipal Election - Continued

For Commission District 5: Upon closing of the official qualifying deadline of November 18, 2013, Ms. Patricia Zunz was the sole candidate for the Commission District 5 seat. It is declared that Ms. Zunz is hereby elected being deemed to have voted for herself, in accordance with Florida Statutes, Chapter 101.151, Subsection 7, for the term of March 2014 to March 2016.

Commr. Younger moved to declare the results of the 2014 General Municipal Election as reported by the Town Clerk. The motion, seconded by Commr. Zunz, carried by a 7-0 roll call vote, as follows: Younger, aye; Zunz, aye; Gans, aye; Larson, aye; Brenner, aye; Duncan, aye; Brown, aye.

TOWN COMMISSION COMMENTS

3. Remarks to Outgoing Vice Mayor Brenner

Individual comments followed on Vice Mayor Brenner's service to the Town by Mayor Brown, Commr. Zunz, Commr. Younger, Commr. Larson, Commr. Duncan, and Commr. Gans.

4. Remarks from Vice Mayor Brenner

Vice Mayor Brenner thanked the Commissioners for their support and commented on his service and the accomplishments achieved by the Town Commission over the past several years.

Mayor Brown requested and Vice Mayor Brenner and Mrs. Maggie Brenner joined Mayor Brown at the lectern for Service Award presentation.

CERTIFICATES OF ELECTION AND OATHS OF OFFICE

5. 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. Irwin Pastor, District At Large; Commr. Lynn Larson, District 1; Commr. Terry Gans, District 3; Commr. Pat Zunz, District 4.

ELECTION AND OATH OF OFFICERS

6. Selection of Mayor

Mayor Brown opened the floor for nominations for Mayor.

Commr. Duncan nominated Commr. Brown.

As no other nominations were submitted, Commr. Brown accepted the nomination and was unanimously declared to serve as Mayor for the term March 2014 to March 2015.

Mayor Brown thanked the Commission for their confidence and support.

ELECTION AND OATH OF OFFICERS - Continued

7. Selection of Vice Mayor

Mayor Brown opened the floor for nominations for Vice Mayor to serve for the period of March 2013-March 2014.

Commr. Larson nominated Commr. Younger.

Commr. Gans nominated Commr. Zunz.

Commr. Younger nominated Commr. Duncan.

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

Following a vote on the nominations, Mayor Brown noted the selection of Commr. Duncan to serve as Vice Mayor for the period from March 2014-March 2015.

8. 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 Duncan.

TOWN ATTORNEY COMMENTS - No items were presented.

TOWN MANAGER COMMENTS - No items were presented.

PRESS TO BE HEARD - No items were presented.

ADJOURNMENT

Mayor Brown adjourned the March 31, 2014, Statutory Meeting at 7:25 p.m.

Trish Granger, Town Clerk

Jack G. Duncan, Vice Mayor

Minutes Approved: _____

**MINUTES
LONGBOAT KEY TOWN COMMISSION
REGULAR MEETING
APRIL 7, 2014 - 7:00 P.M.**

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

Also: Town Manager Dave Bullock, Town Attorney Maggie Mooney-Portale,
Present: Town Clerk Trish Granger

CALL TO ORDER

Mayor Brown called the April 7, 2014, Regular Meeting to order at 7:00 p.m., in the Town Commission Chamber, 501 Bay Isles Road, Longboat Key, Florida, and Commr. Pastor led the Pledge of Allegiance.

PROCLAMATIONS AND SPECIAL PRESENTATIONS - No items were presented.

PUBLIC TO BE HEARD

1. Opportunity for Public to Address Town Commission

A. Planning, Zoning, and Building

Mr. Morris Kertzer, Juan Anasco Drive, requested consideration for the Town to re-establish restrictions on side yard hedge heights.

APPROVAL OF MINUTES

2. January 17, 2014, School Board Convocation Joint Meeting; February 3, 2014, Special Workshop Meeting; February 3, 2014, Regular Meeting; February 18, 2014, Regular Workshop Meeting; February 20, 2014, Attorney-Client Special Meeting Minutes

There was consensus to approve the minutes as submitted.

12. Appointment to Zoning Board of Adjustment (ZBA)

Following comments, there was consensus to advance consideration of Agenda Item 12 following Committee Reports.

COMMITTEE REPORTS AND COMMUNICATIONS

3. ULI Implementation Advisory Committee Update

Planning, Zoning, and Building Department Director Alaina Ray provided an update on the recent meeting of the ULI Implementation Advisory Committee. Town Manager Dave Bullock noted that he would be bringing in a facilitator for the Committee, advising that Ms. Ray would not serve in that capacity.

Mr. Julius Rauch, Norton Street, commented on the ULI Implementation Advisory Committee report.

Mayor Brown noted that the Town is working on many of the items raised by Mr. Rauch.

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

NEW BUSINESS

12. Appointment to Zoning Board of Adjustment (ZBA)

At the February 18, 2014 Regular Workshop Meeting the Town Commission directed staff to prepare an Ordinance for Commission action reducing the number of ZBA members from seven (7) to five (5). There are currently 4 members appointed to the ZBA. The Town Commission will consider appointment of one additional member at their April 7, 2014 Regular Meeting. Recommended Action: Pending discussion, appoint member to Zoning Board of Adjustment.

Mayor Brown noted the appointment process and there was a consensus to appoint one individual to serve on the ZBA pending consideration of an Ordinance (at a later date) to reduce the number of members on the ZBA.

Town Clerk Trish Granger proceeded with a roll call vote, as follows:

**Commr. Younger cast a vote for Mr. Larry Linhart.
Commr. Larson cast a vote for Mr. Jered Whitehead.
Vice Mayor Duncan cast a vote for Mr. Larry Linhart.
Mayor Brown cast a vote for Mr. Larry Linhart.
Commr. Gans cast a vote for Mr. Larry Linhart.
Commr. Zunz cast a vote for Mr. Larry Linhart.
Commr. Pastor cast a vote for Mr. Bradford Saivetz.**

Town Clerk Granger advised that Mr. Linhart had received the required number of votes to be seated on the ZBA and that he would be notified of the appointment.

ORDINANCES - FIRST READING

4. Ordinance 2014-15, Establishing Fees for Lien Search Services

The Town Clerk and Finance Director receive numerous requests for lien searches on properties located within the Town's municipal boundaries. In an effort to establish a procedure to accommodate these requests staff developed a system and recommended fee structure for Commission consideration at their March 17, 2014 Regular Workshop Meeting. Ordinance 2014-15 establishes a fee structure for lien searches that is consistent with other governmental agencies and is placed on the April 7, 2014 Regular Meeting for first reading and discussion. Recommended Action: Pending first reading and discussion, forward Ordinance 2014-15 to the May 5, 2014 Regular Meeting for second reading and public hearing.

Town Clerk Trish Granger place Ordinance 2014-15 on record for first reading by title only.

Commr. Zunz inquired and Town Clerk Granger opined that the real estate market may be improving creating more requests from title companies for lien searches.

Commr. Pastor moved to pass Ordinance 2014-15 on first reading and to forward to the May 5, 2014, Regular Meeting for second reading and public hearing. The motion, seconded by Commr. Zunz, carried by a 7-0 roll call vote, as follows: Pastor, aye; Zunz, aye; Gans, aye; Brown, aye; Duncan, aye; Larson, aye; Younger, aye.

ORDINANCES - SECOND READING AND PUBLIC HEARING

5. 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 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 from the March 3, 2014 Regular Meeting for second reading and public hearing. Recommended Action: Pending second reading, public hearing and discussion, adopt Ordinance 2014-06.

Town Clerk Trish Granger placed Ordinance 2014-06 on record for second reading and public hearing by title only.

Commr. Gans moved to adopt Ordinance 2014-06. The motion was seconded by Commr. Younger.

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

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

6. 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 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 from the March 3, 2014 Regular Meeting for second reading and public hearing. Recommended Action: Pending second reading, public hearing and discussion, adopt Ordinance 2014-07.

Town Clerk Trish Granger placed Ordinance 2014-07 on record for second reading and public hearing by title only.

Commr. Younger moved to adopt Ordinance 2014-07. The motion was seconded by Commr. Gans.

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

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

7. 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 2013-2014 Budget to eliminate Infrastructure Surtax Funds from the General Fund. Ordinance 2014-09 was forwarded from the March 3, 2014 Regular Meeting for second reading and public hearing. Recommended Action: Pending second reading, public hearing and discussion, adopt Ordinance 2014-09.

Town Manager Dave Bullock gave a PowerPoint Presentation on Items 7 through 11 relating to Budget amendments.

Town Clerk Trish Granger placed Ordinance 2014-09 on record for second reading and public hearing by title only.

Commr. Zunz moved to adopt Ordinance 2014-09 on second reading and public hearing. The motion was seconded by Commr. Gans.

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

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

8. Ordinance 2014-10, Amending the Fiscal Year (FY) 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 pertaining 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 from the March 3, 2014 Regular Meeting for second reading and public hearing. Recommended Action: Pending second reading, public hearing and discussion, adopt Ordinance 2014-10.

Town Clerk Trish Granger placed Ordinance 2014-10 on record for second reading and public hearing by title only.

Commr. Pastor moved to adopt Ordinance 2014-10. The motion was seconded by Vice Mayor Duncan.

Mayor Brown opened the public hearing.

Mr. David Novak inquired as to the expenditure of the funds.

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

8. Ordinance 2014-10, Amending the FY2013-2014 Budget in the Amount of \$296,000 for Expenses Related to The Colony and Other Professional Services - Continued

Commr. Younger requested and Town Attorney Maggie Mooney-Portale noted the request from the Finance Department to identify the fees relating to the Colony versus flat fee services. Discussion ensued.

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

9. Ordinance 2014-11, Budget Transfer Amending the Fiscal Year (FY) 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 from the March 3, 2014 Regular Meeting for second reading and public hearing. Recommended Action: Pending second reading, public hearing and discussion, adopt Ordinance 2014-11.

Commr. Gans moved to adopt Ordinance 2014-11 on second reading and public hearing. The motion was seconded by Commr. Zunz.

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

Commr. Larson inquired and Assistant Town Manager Anne Ross noted the number of major lift stations rehabilitation accomplished and advised that she would provide a report on the total number of intermediate and minor stations that required rehabilitation.

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

10. Ordinance 2014-12, Budget Transfer Amending the Fiscal Year (FY) 2013-2014 Budget in the Amount of \$250,000 from the Beach Fund to Provide for Legal Costs for Administrative Hearing and Revisions to the Beach District Ordinances

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. This amendment also provides funds for development of the beach district ordinances. Ordinance 2014-12 was forwarded from the March 3, 2014 Regular Meeting for second reading and public hearing. Recommended Action: Pending second reading, public hearing and discussion, adopt Ordinance 2014-12.

Town Clerk Trish Granger placed Ordinance 2014-12 on record for second reading and public hearing by title only.

10. Ordinance 2014-12, Budget Transfer Amending the FY 2013-2014 Budget in the Amount of \$250,000 from the Beach Fund to Provide for Legal Costs for Administrative Hearing and Revisions to the Beach District Ordinances

Following comments by Town Manager Dave Bullock, Commr. Younger moved to authorize the allocation of \$150,000.00 provided for in Ordinance 2014-12 and to continue the public hearing on the balance of the budget transfer (\$100,000.00) provided for in Ordinance 2014-12 to the May 5, 2014, Regular Meeting for final action. The motion was seconded by Commr. Pastor.

Mayor Brown opened the public hearing. As no one wished to speak, Mayor Brown closed the public hearing on the \$150,000.00 funding amendment outlined in Ordinance 2014-12 and continued the public hearing on the balance of the budget transfer outlined in Ordinance 2014-12 to the May 5, 2014, Regular Meeting for final action.

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

RESOLUTIONS

11. Resolution 2014-11, Re-Establishing the Erosion Control Line (ECL) at North End of Longboat Key

The Town has received a permit from the Florida Department of Environmental Protection to construct groins on the North end of Longboat Key. One of the permit conditions prior to construction is re-establishment of an erosion control line (ECL) in the area near the groins. Resolution 2014-11 confirms Town Commission support for re-establishing the ECL and was forwarded from the March 17, 2014 Regular Workshop Meeting for formal action. Following passage of the Resolution, a public workshop and hearing will be scheduled by the State and Town to receive comments from affected property owners and the public. Recommended Action: Pending discussion, pass Resolution 2014-11.

Town Clerk Trish Granger placed Resolution 2014-11 on record by title only.

Town Manager Dave Bullock responded to inquiry regarding input from the residential community (Longbeach Condominiums and 360 North Condominiums) and the process to finalize the re-establishment of the ECL, and noted that the WCIND sand could be placed.

Commr. Pastor moved to pass Resolution 2014-11. The motion, seconded by Commr. Younger, carried by a 7-0 roll call vote, as follows: Pastor, aye; Younger, aye; Zunz, aye; Gans, aye; Larson, aye; Duncan, aye; Brown, aye.

TOWN COMMISSION COMMENTS

A. Planning, Zoning, and Building

Commr. Zunz requested that a discussion item be place on a future Workshop agenda relating to the parking issues in the Village, without objection.

B. Town Commission

Mayor Brown welcomed recently elector Commr. Pastor to his first official Regular Meeting.

TOWN ATTORNEY COMMENTS - No items were presented.

TOWN MANAGER COMMENTS

A. 2014-2015 Preliminary Budget

Town Manager Dave Bullock provided an overview of the Fiscal Year 2014-2015 Budget preparation process.

B. Legislation

Town Manager Dave Bullock provided an update on the legislation filed on behalf of the Town relating to the passage of density referendums.

PRESS TO BE HEARD - No items were presented.

ADJOURNMENT

Mayor Brown adjourned the April 7, 2014, Regular Meeting at 8:05 p.m.

Trish Granger, Town Clerk

Jack G. Duncan, Vice Mayor

Minutes Approved: _____

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

**MINUTES
LONGBOAT KEY TOWN COMMISSION
SPECIAL MEETING
APRIL 7, 2014 - 1:00 P.M.**

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

Also: Town Manager Dave Bullock, Town Attorney Maggie Mooney-Portale,
Present: Town Clerk Trish Granger

CALL TO ORDER

Mayor Brown called the April 7, 2014, Special 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 - No items were presented.

At each meeting the Town Commission sets aside a time for the public to address issues that are not on the agenda.

QUASI-JUDICIAL RESOLUTION AND PUBLIC HEARING

2. Quasi-judicial – Resolution 2014-14, Request from the Colony Beach and Tennis Club Association, Inc. for Extension of Time to Comply with Regulations Governing Nonconforming Uses and Structures

Chapter 158.138(B)(8)(b) of the Town's Zoning Code provides for property owners to file a petition with the Town Commission seeking a time extension for legally nonconforming land use and structures. A nonconforming use or structure not used for a period of one year is considered abandoned unless an extension is granted by the Town Commission. At the December 11, 2013 Special Meeting, the Commission adopted Resolution 2013-39 providing the Colony Beach and Tennis Club Association, Inc., with an extension of time until April 30, 2014 regarding its nonconforming uses and structures. On March 17, 2014 the Colony Beach and Tennis Club Association, Inc. petitioned the Town Commission to extend the deadline from April 31, 2014 through October 31, 2014 (or to such further time as the Town Commission may deem appropriate under the totality of the circumstances). Discussion of this request, and consideration of Resolution 2014-14, is scheduled for the April 7, 2014 Special Meeting. Recommended Action: The Town Commission will base its decision on competent substantial evidence presented at this public hearing.

Following comments by Mayor Brown, Town Clerk Trish Granger placed Resolution 2014-14 on record for public hearing by title only.

Following comments by Town Attorney Maggie Mooney-Portale, Commr. Larson disclosed conversations with various entities and individuals relating to the Colony property.

Commr. Gans noted that he had been in proximity to Mr. Murf Klauber at various times but had not discussed the property.

2. Quasi-judicial – Resolution 2014-14, Request from the Colony Beach and Tennis Club Association, Inc. for Extension of Time to Comply with Regulations Governing Nonconforming Uses and Structures - Continued

Mayor Brown noted the procedures to be followed for a quasi-judicial hearing. Town Clerk Trish Granger administered the oath to all individuals presenting testimony.

Assistant Town Manager Anne Ross, duly sworn, gave a PowerPoint presentation relating to the Colony property. Town Attorney Maggie Mooney-Portale noted that Section 158.138(8)(c) noted the maximum allowable extension of August 15, 2015. Discussions were held with Assistant Town Manager Ross, Town Attorney Mooney-Portale, and Police Chief Pete Cumming on the following topics/issues:

- Code requirements relating to the date of a maximum extension
- determination of the maximum allowable extension of August 15, 2016
- action required within five year period to retain density (any development plan filed before allowable extension would be required to be considered)
- option to establish abandonment date of August 15, 2011
- Police call summary.

Assistant Town Manager Ross noted the conditions outlined in Resolution 2014-14.

Attorney Donald Hemke, representing the Colony Association and duly sworn, noted a request for an additional six month extension on the non-conforming use and commented on the existing conditions on the property.

Attorney Jeffrey Warren, duly sworn, commented on the bankruptcy proceedings and determination of ownership issues.

The following individuals, duly sworn, commented on the extension request:

Mr. Julius Rauch, Norton Street
Mr. Blake Fleetwood, New York City, Colony tourist unit owner
Mr. Larry Grossman, St. Judes Drive North

Town Clerk Granger administered the oath to the following individuals wishing to provide testimony:

Mr. Alan Tannenbaum, duly sworn, 1990 Main Street, Sarasota
Mr. Sy Sherr, 1100 Ben Franklin Drive, Sarasota

Attorney Hemke commented on speaker presentations, supported approval of an additional extension, submitted newspaper article on tourism units, and requested consideration to modify Resolution 2014-14 (page 4 of 8) to strike the first two Whereas clauses, as follows:

WHEREAS, owing to the passage of time and lack of maintenance, the vacant buildings on the Colony property have continued to deteriorate and have become a nuisance, a detriment to the neighborhood and a blight within the Town; and

2. Quasi-judicial – Resolution 2014-14, Request from the Colony Beach and Tennis Club Association, Inc. for Extension of Time to Comply with Regulations Governing Nonconforming Uses and Structures - Continued

WHEREAS, the existing buildings are a detriment to the redevelopment of the Colony property; and

Town Attorney Mooney-Portale noted no objection to removing or retaining the clauses and suggested a substitute Whereas clause, as follows:

WHEREAS, the Colony Association has obligated itself to maintain the property.

Attorney Hemke noted agreement to stipulate to language obligating the Colony Association to maintain the property. Discussion ensued with Town Attorney Mooney-Portale and Attorney Hemke on language to include in the Resolution as previously represented to the Town Commission relating to maintaining the Colony property.

Subsequent to discussion on proposed language to incorporate in the Resolution, there was consensus to amend the language in the Whereas clauses (additions shown as underlined text/deletions shown as ~~strikethrough~~ text):

WHEREAS, owing to the passage of time and lack of maintenance, the vacant buildings on the Colony property have continued to deteriorate and have ~~may~~ become a ~~nuisance~~, a detriment to the neighborhood and a blight within the Town; and

WHEREAS, the existing buildings ~~are~~ may become a detriment to the redevelopment of the Colony property; and

Upon inquiry, Attorney Hemke confirmed that the posting of the "No Trespassing" signs would be done in accordance with State regulations, requested consideration to retain the fencing on site that is six feet high in lieu of replacing with eight foot high fence due to cost considerations, and noted agreement to file (post-haste) a redevelopment plan once ownership control has been determined and to establish procedures to draw on the bond.

Discussion ensued on the following topics/issues:

- existing condition of the property
- the rodent traps/bait boxes on the parcel
- fence height on the buildings/property
- Town Code restrictions for construction fencing
- continued requests for extension
- nuisance hearing process scheduled for May 28, 2014
- existing conditions on the property creating hazardous conditions
- receiving information on the inspections completed
- options to require updates on the status of the property development.

2. Quasi-judicial – Resolution 2014-14, Request from the Colony Beach and Tennis Club Association, Inc. for Extension of Time to Comply with Regulations Governing Nonconforming Uses and Structures - Continued

Town Attorney Mooney-Portale requested a recess to provide for public hearing if conditions not met.

Commr. Zunz requested clarification on the abandonment date and Town Attorney Mooney-Portale noted that the final extension would be in 2016 and confirmed that the current Resolution provides for non-compliance issues and the Town's authority to schedule additional hearings.

RECESS: 2:32 p.m. - 2:43 p.m.

Town Attorney Mooney-Portale provided proposed language for inclusion in the Resolution, Section 4, subparagraph 8, as follows:

SECTION 4. The Colony shall:

8) Colony shall prepare and present a formal report to the Town every 6 months. Such report shall outline compliance with all of the items outlined in Section 4, subsections (1) through (7). In the event of unsatisfactory compliance with the above provisions, the Town Commission may request a public hearing be held pursuant to Section 5 of the Resolution.

Attorney Hemke noted agreement to the proposed language.

Individual comments followed on the possible termination of the extension if compliance with the conditions of the Resolution are not met.

Mayor Brown noted, prior to a motion to pass Resolution 2014-14, that several items needed to be considered and would be incorporated into the Resolution.

Subsequent to discussion on the process to incorporate changes to the Resolution, there was consensus to insert the date of August 15, 2016, in Section 3 (on page 5 of 8) of Resolution 2014-14.

There was consensus to amend Section 4, subparagraph 6, as follows:

6) Within 24 30 days of this Resolution, shall install an 8-foot a code compliant security fence to deter access around the perimeter of the entire Colony property; and

Town Manager Bullock advised that it was the intent of the Town to achieve an eight foot high fence wherever possible. Individual comments followed on the objective to achieve the eight foot fencing around the property and the type of fencing to be utilized (wood versus chain link). Following comments by Attorney Hemke, Mayor Brown noted that Town Staff will provide information to the Colony representatives relating to State officials.

2. Quasi-judicial – Resolution 2014-14, Request from the Colony Beach and Tennis Club Association, Inc. for Extension of Time to Comply with Regulations Governing Nonconforming Uses and Structures - Continued

Subsequent to discussion on the length of time for the extension, there was consensus to amend Section 4, subparagraph 7, to incorporate the bond amount of \$50,000.00.

Upon inquiry, Attorney Hemke advised that the bond amount of \$50,000.00 would not be contested.

Town Manager Bullock requested the following language amendments (additions shown as underlined text/strikethrough text) could be deleted from Section 4, subparagraph 7:

- 7) The Colony shall maintain with the Town a cash bond in the amount of Fifty Thousand Dollars (\$50,000), approved by the Bankruptcy Court, if necessary, in a form acceptable to the Town, guaranteeing the performance of conditions 1 through 6 above. ~~The Colony shall maintain with the Town a cash bond in the amount of _____ Thousand Dollars (\$_____), approved by the Bankruptcy Court, if necessary, in a form acceptable to the Town, guaranteeing the performance of conditions 1 through 6 above. Unless additional time is needed by the Association to obtain the total amount of cash bond provided for above, the~~ The cash bond shall be provided to the Town no later than May 1, 2014. ~~If additional time is needed for good cause, the Association shall submit a written request for additional time to the Town Manager, submit at least ____% of the cash bond to the Town no later than May 1, and provide the Town with a date certain in which the remainder of such cash bond funds will be remitted to the Town. If the cash bond is not provided by the Association to the Town by May 1, 2014, by the date certain provided by the Association,~~ then the Town Manager may elect to bring this issue to the Town Commission at a public hearing in accordance with Sections 5 of this Resolution. Nothing herein shall be construed to prevent the Town from drawing on a portion of the cash bond remitted by the Association to the Town.

There was consensus to amend the language as provided by the Town Manager.

Commr. Larson inquired and Town Attorney Mooney-Portale reviewed Section 6 of the Resolution outlining the process to draw on the bond.

Upon inquiry, Attorney Hemke noted he did not have authority to modify Section 6, to delete subparagraph d, which requires a hearing before the Town Commission. Discussion ensued on past agreement's proffered by the Colony's legal representatives during public hearings.

3. Discussion of Colony Cash Bond

The Town Manager and Town Attorney will seek Commission direction regarding the Colony cash bond. Recommended Action: Pending discussion, provide direction to Manager.

3. Discussion of Colony Cash Bond - Continued

Town Attorney Maggie Mooney-Portale commented on the cash bond and advised that the current cash bond will expire on April 30, 2014. Town Attorney Mooney-Portale noted that the Cash Bond Agreement would provide a "bridge" until the delivery of the established cash bond pursuant to Resolution 2014-14.

2. Quasi-judicial – Resolution 2014-14, Request from the Colony Beach and Tennis Club Association, Inc. for Extension of Time to Comply with Regulations Governing Nonconforming Uses and Structures - Continued

Attorney Hemke noted he was unable to contact Mr. Yablon relating to the request to remove the public hearing process but advised that the team would be willing to accept modification to Section 6(d).

Commr. Larson suggested and discussion was held on requiring a specific time frame to schedule a meeting following written notice.

Town Manager Bullock submitted the following substitute language for Section 6d), as follows (additions shown as underlined text/deletions shown as ~~strikethrough~~ text):

- d) Should the Town Manager determine that the Association has failed to timely cure and eliminate the failings in the aforementioned notification, upon receipt of written notification, the parties shall hold a ~~hearing before the Town Commission in accordance with Section 5 above~~ meeting within 10 days of such notice to attempt to resolve the issue.

Subsequent to comments, there was consensus to incorporate the revised language in Section 6d.

Commr. Younger moved to pass Resolution 2014-14, as amended. The motion, seconded by Commr. Larson, carried by a 7-0 roll call vote, as follows: Younger, aye; Larson, aye; Duncan, aye; Brown, aye; Gans, aye; Zunz, aye; Pastor, aye.

3. Discussion of Colony Cash Bond - Continued

Mayor Brown inquired, and Town Attorney Maggie Mooney-Portale noted that formal action was required on Item 3.

Following comments by Assistant Town Manager Anne Ross, Commr. Larson moved to authorize the Town Manager to sign the Cash Bond Agreement on behalf of the Town. The motion, seconded by Commr. Gans, carried by a 7-0 roll call vote, as follows: Larson, aye; Gans, aye; Pastor, aye; Zunz, aye; Younger, aye; Brown, aye; Duncan, aye.

ADJOURNMENT

Mayor Brown adjourned the April 7, 2014, Special Meeting at 3:27 p.m.

Trish Granger, Town Clerk

Jack G. Duncan, Vice Mayor

Minutes Approved: _____

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**MINUTES
LONGBOAT KEY TOWN COMMISSION
SPECIAL WORKSHOP
APRIL 7, 2014 - 6:00 P.M.**

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

Also:

Present Town Manager Dave Bullock, Town Clerk Trish Granger

Call to Order

Mayor Brown called the April 7, 2014, Special Workshop to order at 6:00 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 Zoning Board of Adjustment (ZBA)

The Town Clerk's Office has received three applications from citizens interested in serving on the Zoning Board Of Adjustment (ZBA). The Mayor requested that a Special Workshop be held to provide the opportunity for the Town Commissioners to meet the applicants prior to making formal appointments.

Following opening remarks by Mayor Brown, the following applicants provided background information on their credentials and identified an interest in appointment to the ZBA:

Mr. Bradford Saivetz
Mr. James Armstrong
Mr. Larry Linhart
Mr. Jered Whitehead.

Upon inquiry, Town Clerk Trish Granger advised that the terms of members to the Retirement Boards were for a period of one year and expire on May 14, 2014.

Ms. Gaele Barthold, Vice Chair of the ZBA, commented on the meeting schedule of the ZBA. Upon inquiry, Ms. Barthold and Planning, Zoning, and Building Department Director Alaina Ray commented on the preferred qualifications for service on the Board and the necessity to review the merits of the petitions.

Mayor Brown thanked the applicants and noted the appointment would be made at the April 7, 2014, Regular Meeting, at 7:00 p.m. this date and noted there were refreshments available.

Public to be Heard

2. Opportunity for Public to Address Town Commission - No items were presented.

At each meeting the Town Commission sets aside a time for the public to address issues that are not on the agenda.

1. Meet and Greet with Citizens Interested in Serving on the ZBA - Continued
Discussion ensued on the importance of the Board, options to advance consideration on the Regular Meeting agenda, and consideration of appointing alternates.

Adjournment

Mayor Brown adjourned the Special Workshop meeting at 6:27 p.m.

Trish Granger, Town Clerk

Jack G. Duncan, Vice Mayor

Minutes Approved: _____

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**MINUTES
LONGBOAT KEY TOWN COMMISSION
REGULAR WORKSHOP MEETING
APRIL 21, 2014 - 1:00 P.M.**

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

Also: Town Manager Dave Bullock, Town Attorney Maggie Mooney-Portale,
Present: Town Clerk Trish Granger

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Brown called the April 21, 2014, Regular Workshop 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. Public Works

Mr. Gene Jaleski, Cedar Street, commented on inlet management options.

COMMITTEE REPORTS AND COMMUNICATIONS

2. Manatee County Special Liaison Report

A. Government Agency

Commr. Zunz noted attendance at a Community Conversation sponsored by the Manatee County School Board and noted the issues discussed.

3. Sarasota County Special Liaison Report - No items were presented.

4. Manasota League of Cities Report - No items were presented.

5. Other Reports - No items were presented.

6. Recognition of Police Officer of the Year – Police Sergeant Randy Thompson

Police Chief Pete Cumming noted the Police Officer of the Year Award was presented to Police Sergeant Randy Thompson and reviewed his service to the Town.

CONSENT ITEMS

7. 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, Community Center Advisory Committee and the ULI Implementation Advisory Committee. Recommended Action: Approval of the Consent Agenda will forward Resolutions for reconstituting Advisory Committees to the May 5, 2014 Regular Meeting for formal action.

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CONSENT ITEMS- Continued

8. Proposed Resolution 2014-09, Authorization to Execute Florida Department of Transportation (FDOT) Agreement BDX69 for Gulf of Mexico Drive (GMD) Right-of-Way Mowing and Litter Collection

Gulf of Mexico Drive right-of-way enhanced maintenance, including mowing and litter removal, is funded in part through an agreement with FDOT. The proposed Resolution 2014-09 and Agreement provide funding for these services from June 1, 2014 for a period of three years with an option to renew for an additional three years. Recommended Action: Pending approval of the Consent Agenda will forward this item to the May 5, 2014 Regular Meeting for formal action.

There was consensus to approve the Consent Agenda items in accordance with the Staff report and recommendations.

DISCUSSION ITEMS

9. 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.

Town Clerk Trish Granger reviewed the appointment process and following nominations for appointments/retentions, there was consensus to forward a letter to Manatee County supporting the appointment of Commr. Zunz to the vacancy on the Manatee County Tourist Development Board.

There was consensus to forward the following appointments/retentions to the May 5, 2014, Regular Meeting for formal action:

Committee/Agency	Appointee Information	2013 Appointments	2014 Nominations
Investment Advisory Committee	Three or more members of Town Commission	Commr. Larson Commr. Duncan Vice Mayor Brenner	Commr. Larson Commr. Pastor Commr. Younger
Finance Subcommittee	Three members of Town Commission/ Two citizens	Commr. Larson Commr. Duncan Vice Mayor Brenner	Commr. Larson Commr. Pastor Commr. Younger
Outside Agencies			
Coalition of Barrier Island Elected Officials (BIEO)	Mayor	Mayor Brown Alternate: Commr. Duncan	Mayor Brown Alternate: Vice Mayor Duncan
Manatee County Council of Governments	Mayor	Mayor Brown Alternate: Vice Mayor Brenner	Mayor Brown Alternate: Vice Mayor Duncan

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

Outside Agencies	Appointee Information	2013 Appointments	2014 Nominations
Sarasota County Council of Governments	Mayor	Mayor Brown Alternate: Vice Mayor Brenner	Mayor Brown Alternate: Vice Mayor Duncan
Special Liaison to Manatee County	Any Commr.	Commr. Zunz Alternate: Commr. Gans	Commr. Zunz Alternate: Commr. Gans
Special Liaison to Sarasota County	Any Commr.	Vice Mayor Brenner Alternate: Commr. Younger	Commr. Pastor 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. Gans	Commr. Gans Alternate: Commr. Pastor
Sarasota County Tourist Development Council (TDC)	Any Commr.	Vice Mayor Brenner Alternate: Commr. Gans	Commr. Gans Alternate: Commr. Pastor
Manatee County Tourist Development Council (TDC)	Not a voting seat.	Vice Mayor Brenner	Commr. Zunz
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 Comm. City-County Work Group	Any Commr.	Commr. Younger	Commr. Younger
West Coast Inland Navigation District (WCIND)	Any Commr.	Mayor Brown Alternate: Commr. Larson	Mayor Brown Alternate: Commr. Larson

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

Outside Agencies	Appointee Information	2013 Appointments	2014 Nominations
Bradenton Area EDC	Any Commr.	Vice Mayor Brenner Alternate: Commr. Zunz	Commr. Zunz Alternate: Commr. Pastor
Florida League of Cities - Voting Delegate	Any Commr.	Mayor Brown Alternate: Commr. Duncan	Mayor Brown Alternate: Vice Mayor Duncan

10. West Coast Inland Navigation District (WCIND) Sand Placement Project on the North End of Longboat Key

Town staff will make a presentation outlining the upcoming WCIND Sand Placement Project on the North end of Longboat Key. The estimated project cost is \$1 million. WCIND has allocated \$500,000 toward the project with the Town making up the remaining cost. There is adequate funding in the FY 2013-2014 Budget to cover the Town's project costs. Recommended Action: Pending discussion, provide direction to Manager.

Town Manager Dave Bullock provided an overview of the bid pricing received by WCIND and reviewed the options under consideration advising that he has notified WCIND that the Town will be participating in the project. Discussions were held on the following topics/issues:

- proposed options
- amount of sand
- time frame for the sand placement project to begin
- option for utilization of sand placed for the groin construction project
- time frame for groin construction project.

There was consensus to proceed with the project.

(See Town Manager's Comments later this meeting.)

11. Village Parking Issues

At the April 7, 2014 Regular Meeting Commissioner Zunz requested this item be placed on the April 21, 2014 Regular Workshop Meeting for consideration. Town staff has worked with residents of Longbeach Village to address concerns regarding parking issues. Recommended Action: Pending discussion, provide direction to Manager.

Following comments by Town Manager Dave Bullock, Public Works Director Juan Florensa gave a PowerPoint presentation on Village parking issues. Discussions were held on the following topics/issues:

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11. Village Parking Issues - Continued

- installation of no parking signs in accordance with State laws at stop signs
- painting of curbing to indicate no parking
- setbacks in alleys and options to restrict parking in alleyways.

Town Manager Bullock reviewed the recommendation submitted by Longbeach Village representatives.

Upon inquiry, Mr. Florensa reviewed the area that receives the majority of overflow traffic and the areas to be marked.

The following individuals commented on proposed parking restrictions in the Village area. Discussions were held throughout speaker presentations.

Ms. Lynne Hayden (gave a PowerPoint presentation), Russell Street
Mr. Pete Rowan (displayed photographs and parking restriction recommendation - one side of street parking on Lois and Broadway), Broadway Street
Ms. Carla Rowan, Broadway Street
Mr. Gene Jaleski, Cedar Street
Mr. Samir Ragheb (displayed photographs), Bayside Drive
Mr. Michael Drake, Longboat Drive South
Mr. Larry Grossman, St. Judes Drive North
Mr. Alan Moore, Broadway Street.

Mayor Brown requested that Mr. Moore provide his suggestions to the Town Clerk's office for distribution to the Town Commission.

Upon inquiry, Town Manager Bullock requested consensus to a proposed parking restriction plan. Discussions were held with Town Manager Bullock and Police Chief Pete Cumming on the following topics/issues:

- proposed parking plan outlined by Mr. Moore
- monitoring of seating at Moore's and Mar Vista
- number of parking citations issued in the Village since the beginning of 2014
- enforcement of issues (report of homes used as hotels) on Jewfish Key
- Town's authority to enforce rental restrictions/required evidence to present for violations to enable Code Enforcement Board action
- impact of on-line rentals in enforcement processes
- options to create overnight parking restrictions throughout the Village
- enforcement of illegal parking (towing/ticketing)
- approaches to ensure compliance with rental restrictions.

Upon inquiry, Town Attorney Maggie Mooney-Portale advised that she will prepare a report outlining the process/options for enforcement of rental restrictions.

Town Manager Bullock noted the following items discussed for Staff to review and report on:

11. Village Parking Issues - Continued

- one-sided parking on Broadway
- one-sided parking on Lois and Poinsettia
- mark stop sign areas with 30-foot parking limitation
- options for a residential parking permit process.

There was consensus to direct Staff to develop options to address the issues outlined by the Town Manager.

Upon inquiry, Mr. Drake noted the Village Association meeting schedule and distribution options to members of the Village Association.

Individual comments followed on the current signage in the Village, lack of fine amounts on signage, and options to post fines for parking violations.

Mr. Drake inquired as to the proposed restrictions proffered by Mr. Moore.

12. Public Nuisance Procedure Established in Town Code Section 150.22

At the April 7, 2014 Special Meeting the Town Commission requested staff to place discussion of Town Code Section 150.22, Public Nuisance Procedures on the April 21, 2014 Regular Workshop Meeting. Town staff will present an outline of established provisions for addressing buildings that are deemed to be a nuisance. Recommended Action: None, informational only.

Following comments by Town Manager Dave Bullock on the public nuisance procedures, Assistant Town Manager Anne Ross gave a PowerPoint presentation on the current Code requirements relating to the procedures for public nuisance issues. Town Manager Bullock suggested that the Town Commission consider inclusion of a period of time and Town Attorney Maggie Mooney-Portale advised that any amendments to the Code would apply to future violations.

Discussions were held on the following topics/issues:

- options to address modifications to limit the Town's costs to proceed through the public nuisance process
- consideration of alternate options in lieu of demolition requirements
- percentage (50%) of damage/decay/deterioration before demolition is required
- option to establish a time frame for determination of a nuisance.

There was consensus for Staff to proceed with amendments to incorporate additional options relating to the public nuisance process.

Mr. George Spoll, Harbourside Drive, commented on the authority of the Building Official in the declaration of hazardous conditions.

RECESS: 2:59 p.m. - 3:10 p.m.

13. Proposed Ordinance 2014-14, Amending Chapter 158, Site Plan Approval Authority

At their April 15, 2014 Regular Meeting the Planning & Zoning (P&Z) Board considered proposed Ordinance 2014-14, amending Chapter 158.099 and Section 158.02. The amendments would place final site plan approval authority with the P&Z Board. Proposed Ordinance 2014-14 was forwarded for Commission consideration to the April 21, 2014 Regular Workshop Meeting for discussion. Recommended Action: Pending discussion, provide direction to Manager.

Planning, Zoning, and Building Department Director Alaina Ray gave a PowerPoint presentation on options to amend the final site plan approval authority. Discussions were held on the following topics/issues:

- appeal process if the Planning and Zoning Board were to deny a petition
- historical review of the approval process
- common practice in other communities for site plan approvals
- option to provide Staff authority for approval of some petitions

Mr. Gene Jaleski, Cedar Street, commented on the proposed Ordinance.

Town Attorney Maggie Mooney-Portale reviewed the requirements for establishment of a hardship. Discussion ensued on the determination of the Planning and Zoning Board declaring a "hardship."

Ms. Ray advised that Staff has no objection to modifying Section 158.102(L) (page 4 of 5) to require that determination of a hardship should be deemed by the Town Commission in lieu of the Planning and Zoning Board.

Mr. Larry Grossman, St. Judes Drive North, commented on the proposed Ordinance.

Discussion ensued on the following topics/issues:

- approval requirement and differences of waivers versus variances
- applications considered by the Zoning Board of Adjustment
- intent of the proposed Ordinance for Town Commission to approve any departures from the Code
- options for approval process by Zoning Board of Adjustment and Planning & Zoning Board.

There was consensus to modify Section 158.102(L) changing from the third sentence back to Town Commission approval.

14. Wastewater Forcemain Replacement Project Update

The Town is planning to proactively replace the existing forcemain that conveys wastewater to the Manatee County wastewater treatment facility. The forcemain was installed in 1973, and is approximately 16,000 lineal feet. Approximately 11,000 lineal feet of the pipeline route is subaqueous across Sarasota Bay. Town staff and the Town's consultant, Carollo Engineers, will present a status update on the project and the procurement process. Recommended Action: None, informational only.

14. Wastewater Forcemain Replacement Project Update - Continued

Assistant Town Manager Anne Ross gave a brief overview and introduced Mr. Eric Peters with Carollo Engineers who gave a PowerPoint presentation on the Wastewater Forcemain Replacement Project. Discussions were held on the following topics/issues:

- estimated costs
- permitting requirements

Commr. Larson requested that in the future, agenda items with Consultant presentations be placed first on the agenda, without objection.

TOWN ATTORNEY COMMENTS

A. Litigation/Legislation

Town Attorney Maggie Mooney-Portale commented on the Court's ruling relating to the Town's Charter and the referendum process noting the ruling pre-empts the Charter provisions and provided a status report on the pending legislative bill, SB374, to correct previous legislation pertaining to local authority's referendum processes.

Upon inquiry, Town Attorney Mooney-Portale advised that density would be determined by the Town Commission and that if the State legislation is enacted, the local court ruling would be set aside.

TOWN MANAGER COMMENTS

A. Public Works

Town Manager Dave Bullock advised that the West Coast Inland Navigation District (WCIND) accepted the low bid discussed earlier this meeting (See Item 10).

TOWN COMMISSION COMMENTS

A. Ordinances

Upon inquiry, Town Manager Dave Bullock noted the time frame for consideration of the telecommunications ordinance.

PRESS TO BE HEARD - No items were presented.

ADJOURNMENT

Mayor Brown adjourned the April 21, 2014, Regular Workshop Meeting at 4:14 p.m.

Trish Granger, Town Clerk

Jack G. Duncan, Vice Mayor

Minutes Approved: _____

**MINUTES
LONGBOAT KEY TOWN COMMISSION
SPECIAL MEETING
APRIL 21, 2014 - 4:20 P.M.**

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

Also Present: Town Manager Dave Bullock, Town Attorney Maggie Mooney-Portale, Town Clerk Trish Granger

CALL TO ORDER

Mayor Brown called the April 21, 2014, Special Meeting to order at 4:20 p.m., in the Town Commission Chamber, 501 Bay Isles Road, Longboat Key, Florida.

PUBLIC TO BE HEARD

1. Opportunity for Public to Address Town Commission - No items were presented.

At each meeting the Town Commission sets aside a time for the public to address issues that are not on the agenda.

ORDINANCES – FIRST READING

2. Ordinance 2014-13, Florida Power & Light (FPL) Franchise Agreement

The 30-year Franchise Agreement between the Town of Longboat Key and Florida Power & Light (FPL) will expire on May 29, 2014. For the past several months representatives of the Town and FPL have been negotiating a new Franchise Agreement which was considered by the Town Commission at their March 17, 2014 Regular Workshop Meeting. Ordinance 2014-13 provides for adoption of the Franchise Agreement and is placed on the April 21, 2014 Special Meeting for first reading and discussion. Recommended Action: Pending first reading and discussion, forward Ordinance 2014-13 to the May 5, 2014 Regular Meeting for second reading and public hearing.

Town Clerk Trish Granger placed Ordinance 2014-13 on record for first reading by title only.

Commr. Gans moved to pass Ordinance 2014-13 on first reading. The motion was seconded by Commr. Pastor.

Town Manager Dave Bullock provided an overview of the previous Commission direction and actions taken.

Attorney Robert (Schef) Wright, the Town's Special Legal Counsel, gave a PowerPoint presentation on the issues addressed during the March 17, 2014, Regular Workshop Meeting. Discussions were held on Section 7 language (termination clauses).

Attorney Patrick Bryan, representing FPL, commented on the consideration of telecommunication pole attachments and upon inquiry, explained the terminology in the correspondence included in the agenda material.

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

2. Ordinance 2014-13, FPL Franchise Agreement - Continued

FPL Representative Rae Dowling thanked the Commission for the opportunity to work with the Town during the franchise renewal process.

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

ADJOURNMENT

Mayor Brown adjourned the April 21, 2014, Special Meeting at 4:47 p.m.

Trish Granger, Town Clerk

Jack G. Duncan, Vice Mayor

Minutes Approved: _____

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**MINUTES
LONGBOAT KEY TOWN COMMISSION
GOALS AND OBJECTIVES SPECIAL WORKSHOP
APRIL 21, 2014 - 10:00 A.M.**

Present: Mayor Jim Brown, Vice Mayor Jack Duncan, Comms. Terry Gans, Lynn Larson, Irwin Pastor, Phill Younger, Pat Zunz

Also Present: Town Manager Dave Bullock, Town Attorney Maggie Mooney-Portale, Town Deputy Clerk Jo Ann Mixon

CALL TO ORDER/PLEDGE OF ALLEGIANCE

Mayor Brown called the Goals and Objectives Special Workshop Meeting to order at 10:00 a.m., in the Town Commission Chamber, 501 Bay Isles Road, Longboat Key, Florida. Mayor Brown requested and Commr. Zunz led the Pledge of Allegiance.

1. MAYOR'S INTRODUCTION

Mayor Brown welcomed the meeting participants, explained the process for the meeting, and thanked the representatives for their participation and for providing their written comments in advance of this meeting.

2. CIVIC ORGANIZATIONS, CHURCHES, AND ASSOCIATIONS

A. Attendance Confirmed - Written Comments Submitted

1. Longboat Key Garden Club

Longboat Key Garden Club 1st Vice President Susan Phillips commented on the following topics/issues:

- development of a Recreation Center at Bayfront Park
- beautification along Gulf of Mexico Drive
- crosswalks at strategic locations along Gulf of Mexico Drive.

2. Longboat Library Association

Longboat Library Association President Eileen Hassel requested the Longboat Library be included as an amenity in the Longboat Key Vision Plan and requested funding assistance. Discussions were held on the following topics/issues:

- long-term plans for the library and becoming part of a Town Center
- digital book formats
- changing the Longboat Library Association into a Library Foundation.

3. Longboat Key Kiwanis Club

Longboat Key Kiwanis Club President Richard Crawford thanked the Commission and Town staff for their involvement and support of the annual Gourmet Lawn Party.

4. Longboat Key Turtle Watch

Longboat Key Turtle Watch Representative Cyndi Seamon commented on the following topics/ Issues:

- compare existing regulations with the Model Lighting Ordinance for Marine

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2. CIVIC ORGANIZATIONS, CHURCHES, AND ASSOCIATIONS - Continued

A. Attendance Confirmed - Written Comments Submitted - Continued

4. Longboat Key Turtle Watch - Continued

Turtle Protection

- maintain the restriction that would keep dogs off the beach
- maintain the Police Dispatch function on Longboat Key.

Mayor Brown noted the turtle lighting issues were discussed at the Barrier Island Elected Officials (BIEO) meeting and efforts were under way to test a new lighting system.

5. Longboat Key Historical Society

Longboat Key Historical Society Representative Chet Pletzke commented on the need for a facility to house historical documents and artifacts, and explained the creation of a website *Longboathistory.com*, that contained an electronic/digital version of the Town's history.

6. Longboat Key Federation of Condominiums

Longboat Key Federation of President Representative George Spoll commented on the following topics/issues:

- cell phone service
- continue to provide emergency medical response services
- create a Town Center to include a cultural center and medical facility
- develop Bayfront Park to include a viable recreation facility
- address the unfunded liability from the frozen Pension Plans
- continuation of the trolley service
- restore residential and commercial balance, revitalization of aging buildings and infrastructure.

7. Longboat Key Chamber of Commerce

Longboat Key Chamber of Commerce President Gail Loeffgren commented on the following topics/issues:

- resolve issues for the approved but unused tourism units
- resolve hotel-tourism units at 1620 Gulf of Mexico Drive (Colony)
- rewrite the Comprehensive Plan (streamline and simplify regulations)
- facilitate and enact the implementation consideration identified in the ULI Report
- create a Vision Plan for a Town Center
- support dredging of the pass.

8. Longbeach Village Association

Longbeach Village Association President Michael Drake requested consideration to implement a Master Plan for the Village are from Gulf of Mexico Drive to Sarasota Bay to include the following:

2. CIVIC ORGANIZATIONS, CHURCHES, AND ASSOCIATIONS – Continued

A. Attendance Confirmed - Written Comments Submitted - Continued

8. Longbeach Village Association - Continued

- lowering the speed limit to 35 miles per hour from Longboat Pass Bridge to south of Whitney Beach Condominiums
- install a pedestrian walkway at Broadway and Cedar Street or install a traffic light
- install a Broadway Street bridge over the bayous
- install gas lamps along Broadway Street
- enhance Broadway Street with additional landscaping including flowering trees and shrubs
- purchase land on Longboat Drive South and Palm Street for an open space park
- enhance the school bus pickup/drop off location
- maintain rain water catch basins and fall outs
- develop a parking ordinance for the Village area streets
- clean the bay access for easier foot traffic.

B. Attendance Confirmed - Written Comments Not Submitted

The following entities were present at the Workshop:

1. Bay Isles Master Association

Bay Master Association President Bill Levine commented on the entrances to the Bay Isles development along Gulf of Mexico Drive and requested turn lanes on the south end of Gulf of Mexico Drive.

Discussion was held on crosswalks and turn lanes along Gulf of Mexico Drive.

2. Longboat Key Club – No comments were submitted.

3. The Longboat Key Education Center

The Education Center Executive Director Susan Goldfarb expressed support for a cultural center on Longboat Key.

4. Solutions to Avoid Red Tide (START) – No comments were submitted.

5. Mote Marine – No comments were submitted.

6. Country Club Shores, Unit 3

Country Club Shores Unit 3 Representative Jered Whitehead commented on the individual Country Club Shores Homeowners Associations and the overlay district within Country Club Shores.

C. Written Comments Submitted (Unable to Attend)

Mayor Brown noted that the Sleepy Lagoon Homeowner's Association and the Friends of Tennis had submitted written comments for consideration.

2. CIVIC ORGANIZATIONS, CHURCHES, AND ASSOCIATIONS – Continued

D. Open To Public (Other Organizations Not Listed): No items were presented.

PUBLIC TO BE HEARD

3. Opportunity for Public to Address Town Commission - No items were presented.

4. Commission Comments

Following the presentations, discussions were held on the following topics/issues:

- the written comments being connected to the Vision Plan
- safety and traffic issues along Gulf of Mexico Drive
- crosswalks and turn lanes (center lane) along Gulf of Mexico Drive
- conducting a workshop session to discuss strategy regarding Gulf of Mexico Drive
- involve the Florida Department of Transportation (FDOT) in the discussion process
- Broadway Street and Gulf of Mexico Drive intersection (traffic/safety)
- comprehensive discussion about Gulf of Mexico Drive and the traffic issue to include surrounding municipalities and pertaining agencies
- placing Broadway Street beautification on a future workshop agenda
- traffic/parking issues on St. Armands Circle (parking garage).

Mr. Bill Levine suggested contacting U.S. Congressman Vern Buchanan to request assistance on the traffic issues impacting Longboat Key.

Mr. Michael Drake suggested placing Police Officers to direct traffic at St. Armands Circle.

Town Manager Dave Bullock advised he would review the past efforts of the Town with the Florida Department of Transportation, re-engage the City of Sarasota regarding the St. Armands Circle traffic/parking issues, and place the issues on a future workshop for discussion.

ADJOURNMENT

Mayor Brown adjourned the April 21, 2014, Goals and Objectives Special Workshop at 10:18 a.m.

Jo Ann Mixon, Deputy Town Clerk

Jack G. Duncan, Vice Mayor

Minutes Approved: _____



End of Agenda Item