

**MINUTES
LONGBOAT KEY TOWN COMMISSION
REGULAR WORKSHOP MEETING
JUNE 21, 2012 - 2:50 P.M.**

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

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

Absent: Commr. Lenobel

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Brown called the meeting to order at 2:50 p.m. following adjournment of the Special Meeting.

COMMITTEE REPORTS AND COMMUNICATIONS

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

2. Sarasota County Special Liaison Report

A. Organizations

Commr. Duncan noted attendance at the educational courses sponsored by the ManaSota League of Cities on June 7, 2012.

3. Other Reports

A. Organizations

Vice Mayor Brenner commented on the presentation at the ManaSota League of Cities, distributed a pamphlet to Commissioners entitled "Ten Keys To Civility," and noted his intent to foster civility throughout the Town's citizenry and on the Town Commission.

B. Organizations

Vice Mayor Brenner noted the information discussed at the Manatee County Economic Development Corporation meeting.

C. Agencies

Vice Mayor Brenner commented on a presentation by the Sarasota-Bradenton International Airport Executive Director at the Council of Governments' meeting and requested that the Town Manager schedule the item on a future agenda.

D. Organizations

Vice Mayor Brenner noted attendance at the Sarasota Tourist Development Council (TDC) and the Sarasota County Economic Development Corporation (EDC) meetings and reviewed the issues discussed.

(See Item 3, Other Reports, later this meeting.)

4. Presentation of Public Works Team Member of the Year

Public Works Director Juan Florensa noted that the Public Works staff members annually select a co-worker as Team Member of the Year and noted Mr. Ron Thornton was selected to receive the award in 2012.

Mr. Florensa noted the importance of the work accomplished on a daily basis by the Utilities Team members. Individual comments followed.

PUBLIC TO BE HEARD

5. Opportunity for Public to Address Town Commission

A. Telecommunications

Mr. Jim Eatrdes, Gulf of Mexico Drive, noted members of the public have requested that their time be transferred to Mr. Eatrdes and submitted five additional speaker forms.

Town Attorney David Persson advised that the Commission could amend the time for a presentation at their discretion.

Attorney Michael Furen noted concern with an attempt to make a presentation relating to the TE Connectivity Telecommunications Study.

Town Attorney Persson confirmed that the Commission has the ability to consider amending the time limits for speakers.

Individual comments followed on the previous request for a presentation relating to the TE Connectivity Telecommunications Study and the Commissions' previous actions and requests for the providers to contact the Town Manager to review the issues.

Mr. Eatrdes commented on the TE Connectivity Telecommunications Study.

B. Telecommunications

Mr. Tom Giacomo, representing Verizon Wireless, commented on the TE Connectivity Telecommunications Study.

Attorney Michael Furen noted objection to Mr. Giacomo's reference to a pending cell tower application that will come before the Commission at a later date during a public hearing forum.

Commr. Younger inquired and Mr. Giacomo advised that he was unsure of the ability to provide a customer service count for Longboat Key.

Vice Mayor Brenner commented on the Town's request for the providers to contact the Town Manager to review issues.

Commr. Younger noted that there is a process to follow with a pending application on file and Town Attorney David Persson commented on the public hearing process and discussion of pending versus filed and accepted applications.

5. Opportunity for Public to Address Town Commission - Continued

B. Telecommunications - Continued

Attorney Charlie Bailey requested a point of order and opined that an application has been filed but deemed incomplete at this time.

Town Attorney Persson commented on the consideration of applications on file.

Attorney Furen noted the application referenced by Mr. Giacomo has been filed but is incomplete at the present time.

C. Telecommunications

Ms. Mary Solik, Orange Avenue, Orlando, commented on the TE Connectivity Telecommunications Study.

D. Telecommunications

Mr. Ronald Platt, Gulf of Mexico Drive, gave a PowerPoint presentation on the TE Connectivity Telecommunications Study.

E. Telecommunications

Mr. Kevin Barrile, Ridan Industries, commented on the TE Connectivity Telecommunications Study.

Mayor Brown suggested that Mr. Eatrdes and his business associates contact the Town Manager's office as previously requested relating to the TE Connectivity Study.

F. Telecommunications

Mr. Gene Jaleski, Cedar Street, commented on the TE Connectivity Telecommunications Study.

G. Telecommunications

Attorney Charlie Bailey commented on the TE Connectivity Telecommunications Study.

H. Telecommunications

Attorney Michael Furen commented on the TE Connectivity Telecommunications Study.

I. Telecommunications

Mr. Bob Craft, Binnacle Drive, commented on the existing cell service on Longboat Key.

3. Other Reports - Continued

E. Telecommunications

Commr. Duncan noted the issues raised by Attorney Furen regarding consideration of the TE Telecommunications Study and the process undertaken this date. (See Item 5A and 5B earlier this meeting.)

3. Other Reports - Continued

E. Telecommunications - Continued

Town Attorney David Persson commented on the process for scheduling a discussion on the TE Connectivity Telecommunications Study.

Commr. Younger noted concern in the discussion of cell towers on Longboat Key prior to consideration of any applications by the Planning and Zoning Board.

Vice Mayor Brenner requested that Town Attorney Persson and Town Manager Dave Bullock review and develop procedures for the Public Comment portion of the agenda. Individual comments followed.

(See Item 3, Other Reports, later this meeting.)

RECESS: 3:40 p.m. - 3:50 p.m.

CLOSING AND ACTION ON CONSENT AGENDA

6. Proposed Ordinance 2012-17, Pass-Through of Manatee County Wholesale Water and Wastewater Rate Increases

On October 25, 2011, the Manatee County Board of County Commissioners enacted Resolution R-11-208 which authorized two consecutive yearly wholesale water and wastewater rate increases. The Town Code provides for a pass-through of Manatee County rate changes to the Town's utility ratepayers. The first Manatee County rate increase was effective on November 1, 2011 and the second will be effective on November 1, 2012. Proposed Ordinance 2012-17 formalizes the November 1, 2012 utility rate change as provided for in the Town Code. Recommended Action: Approval of the Consent Agenda will forward Ordinance 2012-17 to the July 2, 2012 Regular Meeting for first reading.

7. Request to Close Bay Isles Road for July 4th Freedom Fest Parade Between the Hours of 8:30 AM to 11:30 AM

The Longboat Key Chamber of Commerce requests Town Commission consideration to close Bay Isles Road in order to hold the July 4th parade and festivities scheduled to begin at 9:00 AM. Recommended Action: Approval of the Consent Agenda will forward this item to the June 29, 2012 Special Meeting for formal action.

Vice Mayor Brenner requested that Staff review the report relating to wastewater rates, without objection.

There was consensus to close and approve the Consent Agenda in accordance with Staff's reports.

DISCUSSION ITEMS

8. Florida Department of Transportation (FDOT) Discussion Regarding Feasibility of Installing Gulf of Mexico Drive (GMD) Crosswalks

Representatives of the Florida Department of Transportation will be present to discuss crosswalk warrants and feasibility of crosswalk installation along Gulf of Mexico Drive. Recommended Action: Pending discussion, provide direction to Manager.

8. FDOT Discussion Regarding Feasibility of Installing GMD Crosswalks - Continued

Following comments, Town Manager Dave Bullock introduced the FDOT Representatives.

Mayor Brown noted the presentation was the result of a fatal pedestrian accident last year.

Mr. Gary Amig, Safety Program Manager for FDOT District 1, gave a PowerPoint presentation entitled "Pedestrian/Bicycle Safety Issues" and reviewed possible countermeasures to offset pedestrian/bicycle safety concerns. Discussions were held with Mr. Amig and Mr. L.K. Nandam, P.E., District Traffic Operations Engineer, on the following topics/issues:

- Beach Access areas/options for pedestrian crossings
- speed reduction i
- educational efforts
- other safety issues to be considered
- location of transit stops/lighting in the area
- overhead lighting concerns/impact on light strength during turtle season
- requirements for installation of a roundabout at the North end of GMD
- speed limit reduction options
- consideration of population's age.

Town Manager Bullock inquired and Mr. Amig commented on the seasonal peak traffic experienced and consideration of seasonal traffic issues when performing traffic studies.

Mayor Brown inquired and Mr. Amig noted the challenge in enforcement of bicycle regulations. Individual comments followed.

9. Emergency Management Chiefs' 2012 Hurricane Season Presentation

Manatee County Emergency Management Chief Laurie Feagans and Sarasota County Emergency Management Chief Ed McCrane will provide a brief overview of the 2012 Hurricane Season and their coordinated efforts with the Town's emergency response personnel. Recommended Action: None, informational only.

Manatee County Emergency Management Chief Feagans and Sarasota County Emergency Management Chief Ed McCrane gave a PowerPoint presentation on hurricane preparation and steps taken during a storm threat

Discussion ensued with Ms. Feagans, Mr. McCrane, and Town Manager Dave Bullock on the following topics/issues:

- the Town's re-entry process and tag system
- identification of where the Town Commissioners will be housed if evacuated
- Special Needs shelters/medical conditions/accommodation of citizens.

Mayor Brown thanked Ms. Feagans and Mr. McCrane for their joint presentation.

10. Beach Project Discussion

The Town Manager will provide an update regarding the meeting held between the Town, Manatee County and representatives of Florida Department of Environmental Protection (FDEP) regarding the Inlet Management Plan. He will also provide a status report regarding permitting efforts related to the structural solution to the North end. Recommended Action: Pending discussion, provide direction to Manager.

Town Manager Dave Bullock presented a status report on the North end issues and discussions were held on the following topics/issues:

- 1957 terminal groin construction by neighboring island
- options to consider for future protection at the North end
- permitting of two versus three groins
- modeling being utilized/phasing options for North end structures.

Mayor Brown noted support of Town Manager Bullock's approach to the issues.

Discussions were held on the importance of Greer Island to the protection of property on Longboat.

There was consensus for the Town Manager to proceed.

Mr. Richard Wood, Gulf of Mexico Drive, commented on the previously approved structures for the North end of Longboat Key.

Town Manager Bullock noted Commission direction to explore all available options for protection of the North end.

3. Other Reports - Continued

F. Elections

Commr. Larson noted attendance of Ms. Betsy Benac, a candidate for Manatee County Commission, District 7 seat.

10. Beach Project Discussion - Continued

Commr. Larson advised that the voters approved the referendum for the protection of the North end property.

Commr. Zunz inquired and Coastal Planning and Engineering Marine Geophysicist Beau Suthard commented on the consideration of a terminal groin for the North end of Longboat Key. Discussion ensued on the modeling used, options to consider, and the groin installed at Coquina Beach.

RECESS: 5:42 p.m. - 5:50 p.m.

11. Proposed Resolution 2012-16, Budget Transfer in the Amount of \$5,000 for Studio 26 Production Services for the Remainder of FY 2011-12

The FY 2011-12 Budget provided funding for production services, filming and live-stream broadcast of Town Commission meetings. Proposed Resolution 2012-16 provides for a budget transfer of \$5,000 to fund video services for the remainder of FY 2011-12. Recommended Action: Pending discussion, provide direction to Manager.

Town Manager Dave Bullock noted that the advertising program has not produced the results expected and a budget transfer was required to maintain the current service.

Following comments and inquiry, Town Clerk Trish Granger advised that the funding provided in the Fiscal Year 2011-2012 Budget was for a period of six months and that no advertising sales had been accomplished for the live streaming feed, and noted the transfer would provide funding for the remainder of the fiscal year. Discussion ensued on the following topics/issues:

- viewership rates for the live streaming and replays of Commission meetings
- lack of dedicated internet line creating issues with the live streaming
- current advertising interruptions on the free U-Stream website
- items to be addressed during the summer recess.

There was majority consensus to forward Resolution 2012-16 to the July 2, 2012, Regular Meeting for formal action.

12. Proposed Revision to 2012 Town Commission Calendar

At the May 24, 2012 Regular Workshop Meeting the Commission requested options to amend the 2012 Town Commission meeting schedule to address meeting conflicts with outside agencies. Staff has prepared alternatives for Commission consideration at the June 21, 2012 Regular Workshop Meeting. Recommended Action: Pending discussion, provide direction to Manager.

Town Manager Dave Bullock noted the request from the Commission to review the meeting schedule.

Commr. Duncan noted agreement with the proposed schedule and upon inquiry, Town Manager Bullock advised that some adjustments would be required on the submission of agenda material. Discussion ensued on the following topics/issues:

- possible delay in agenda items being scheduled
- option to schedule Workshop meetings in the evening
- impact to citizens' attendance with a revised schedule.

Mr. Gus Sclafani, Gulf of Mexico Drive, commented on the proposed changes to the Commission meeting schedule.

There was consensus to proceed with the rescheduling of Commission meetings as outlined in Staff's report.

13. Discussion Regarding Town Manager Contract

At the May 7, 2012 Regular Meeting the Town Attorney was directed to prepare a Town Manager Contract formalizing the appointment of Dave Bullock as Town Manager. The Town Attorney will seek Commission direction regarding contract terms and renewal options. Recommended Action: Pending discussion, provide direction to Town Attorney and Town Manager.

Town Attorney David Persson requested Commission direction regarding proposed contract terms for the development of the Town Manager's employment contract. Discussion ensued on the following topics/issues:

- three year contract with a three year renewal
- consideration on salary increase by vote of Commission only versus an automatic Cost of Living Adjustment if given to other Staff members
- termination clauses
- options to amend existing contract to provide for three years
- statutory restrictions on severance payments
- notice provisions by either party.

There was consensus to amend the existing contract at the end of the term with a three year contract.

TOWN COMMISSION COMMENTS

A. Airports

Vice Mayor Brenner noted correspondence from Mr. Fredrick Piccolo, President and Chief Executive Officer of the Sarasota-Bradenton Airport Authority, requesting support of their grant application for attract new service carriers to the airport.

There was consensus to prepare correspondence for the Mayor's signature in support of the grant application.

TOWN ATTORNEY COMMENTS - No items were presented.

TOWN MANAGER COMMENTS

A. Resolutions/Public Works

Town Manager Dave Bullock advised that he would be including a draft Resolution on the July 2, 2012, Regular Meeting agenda providing authority to him to close the North Shore Road beach access and to provide for the posting of signs at the access, if necessary, during the summer recess.

B. Planning, Zoning, and Building/Public Works

Town Manager Dave Bullock noted that rain and stormwater was being pumped off the Publix site and Bay Isles Road, advised that he intends to grant a request for a extended construction time period during the first week of July for an inside concrete pour, and confirmed that a "topping off" event will be held July 12, 2012, at 9:30 a.m. on the site.

PRESS TO BE HEARD - No items were presented.

ADJOURNMENT

Mayor Brown adjourned the June 21, 2012, Regular Meeting at 6:24 p.m.

Trish Granger

Trish Granger, Town Clerk

James L. Brown

James L. Brown, Mayor

Minutes Approved: 09-04-2012