

**MINUTES  
LONGBOAT KEY TOWN COMMISSION  
SPECIAL MEETING  
JUNE 20, 2016 - 4:06 P.M.**

**Present:** Mayor Jack Duncan, Vice Mayor Terry Gans, Commrs. Jack Daly, Armando Linde, Irwin Pastor, Phill Younger, Ed Zunz

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

**CALL TO ORDER**

**Mayor Duncan called the June 20, 2016, Special Meeting to order at 4:06 p.m. in the Town Hall Commission Chamber, 501 Bay Isles Road, Longboat Key, Florida, and noted and read the Pledge of Public Conduct.**

**PUBLIC TO BE HEARD** - No items were presented

**1. Opportunity for Public to Address Town Commission**

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

**CLOSING AND ACTION ON CONSENT AGENDA**

**2. Request for Temporary Closure of Bay Isles Road for Veterans' Day Parade**

The Longboat Key Rotary Club requests the temporary closure of Bay Isles Road for approximately 2 hours on November 11, 2016 to hold a Veterans' Day Parade. A public forums permit has been approved for the event conditioned upon this approval. This request was considered and forwarded from the June 20, 2016 Regular Workshop Meeting for formal action. Recommended Action: Approval of the Consent Agenda will authorize the temporary closure of Bay Isles Road on November 11, 2016 from 1:30 – 3:00 PM.

**3. Interlocal Agreement Between Manatee County and the Town of Longboat Key for Renewal of CDBG/HOME Cooperation Agreement with Manatee County**

Due to our size and demographic the Town of Longboat Key is not eligible to apply for CDBG or HOME grant funds. However, through Interlocal agreement beginning in 2001, the Town assigned its population to Manatee County to make application for, and receive, CDBG and HOME funds directly for the County's eligible residents. This Interlocal agreement would continue the Town's participation with Manatee County for the upcoming cycle of CDBG/HOME programs. This item was considered and forwarded from the June 20, 2016, Regular Workshop Meeting for formal action. Recommended Action: Approval of the Consent Agenda will authorize the Mayor to sign Interlocal Agreement between Manatee County and the Town of Longboat Key.

Town Manager Dave Bullock advised that the recommended action should be modified to authorize the Town Manager's signature on the agreements and noted that the Interlocal agreements also include the Emergency Solutions Grant (ESG)

**There was consensus to approve the Consent Agenda, as amended.**

**ORDINANCES - FIRST READING**

**4. Ordinance 2016-22, Amending Chapter 34, Providing an Election for Refund of Accumulated Contributions or Actuarial Present Value of Frozen Accrued Benefit**

Ordinance 2016-22 amends Town Code Section 34, pertaining to pension cash out provisions to provide employees with greater than ten years of service a one-time election to exit the frozen Defined Benefit Pension Plan and take a lump sum cash payment. The Ordinance also amends the definition of Actuarial Equivalent to be in line with the actuarial rate of return assumption. This Ordinance was considered and forwarded from the June 20, 2016, Regular Workshop Meeting for first reading. Recommended Action: Pending first reading and discussion, forward Ordinance 2016-22 to the July 5, 2016 Regular Meeting for second reading, public hearing, and discussion.

Town Manager Dave Bullock noted the Ordinance includes authorization for buy-out of the vested employees over 10 years and the terminated vested employees and maintaining the current actuarial equivalent for the three plans.

Town Clerk Trish Granger placed Ordinance 2016-22 on record for first reading by title only.

**Commr. Linde moved to pass Ordinance 2016-22 on first reading and to forward to the July 5, 2016, Regular Meeting for second reading and public hearing.**

**Commr. Younger moved to amend Ordinance 2016-22 to reflect a seven percent (7%) actuarial equivalent for all three plans. The motion was seconded by Commr.**

**Following comments, Commr. Zunz moved to amend Ordinance 2016-22 to limit participation for the opt-out payment to fifty percent (50%) of those eligible with the option to offer the opt-out to remaining members at a later date. The motion was seconded by Commr. Younger.**

Discussion ensued on the intent of the motion to either fund 50% percent of the cost or allow 50% of the eligible members to participate.

**Following comments, Commr. Younger withdrew his second to the motion. The motion died for lack of a second.**

Discussion ensued on the intent to modify the actuarial equivalent amount for the three plans.

Mr. Steve Branham, Chair of the Consolidated Retirement System Board of Trustees, commented on the 7% rate. Upon inquiry, Mr. Doug Lozen, Foster and Foster representative, commented on the impact of changing the mortality tables.

Town Attorney Maggie Mooney Portale noted that the Town Clerk omitted sections of the title in accordance with Commission direction at the Workshop held earlier this date and advised that, if the motion to amend the actuarial equivalent, the Ordinance would have to be placed on record with additional language. Discussion ensued with Town Manager Bullock and Mr. Lozen on the impact of modifying the rate.

4. Ordinance 2016-22, Amending Chapter 34, Providing an Election for Refund of Accumulated Contributions or Actuarial Present Value of Frozen Accrued Benefit - Continued

**Following discussion, Commr. Younger withdrew his motion to modify the actuarial equivalent.**

**The motion to pass Ordinance 2016-22 on first reading and to forward to the July 5, 2016, Regular Meeting for second reading and public hearing carried by a 6-1 roll call vote, as follows: Linde, aye; Pastor, aye; Duncan, aye; Gans, aye; Younger, no; Daly, aye; Zunz, aye.**

**RESOLUTION**

5. Resolution 2016-16, Solid Waste Franchise Agreement, Annual Service Rate Adjustment

The Town's Solid Waste Franchise Agreement (Ordinance 2014-21) provides for annual adjustments to the collection fee components using the Consumer Price Indexes and a formula provided for in the Agreement. Such adjustments are effective beginning July 1, 2016 and calculated annually thereafter through the term of the Agreement. Resolution 2016-16, provides for the July 1, 2016 annual service rate adjustment. This Resolution was considered and forwarded from the June 20, 2016 Regular Workshop Meeting for formal action. Recommended Action: Pending discussion, pass Resolution 2016-16.

Town Clerk Trish Granger placed Resolution 2016-16 on record by title only.

**Commr. Linde moved to pass Resolution 2016-16. The motion was seconded by Vice Mayor Gans.**

**Following comments by Town Manager Dave Bullock, the motion carried by a 7-0 roll call vote, as follows: Linde, aye; Gans, aye; Zunz, aye; Younger, aye; Daly, aye; Pastor, aye; Duncan, aye.**

**ADJOURNMENT**

**Mayor Duncan adjourned the June 20, 2016, Special Meeting at 4:38 p.m.**

Minutes Approved: 09-12-16