

**MINUTES
LONGBOAT KEY TOWN COMMISSION
SPECIAL MEETING
APRIL 8, 2019 - 1:00 PM**

Present: Mayor George Spoll, Vice Mayor Ed Zunz, Commissioners Randy Clair, Jack Daly, Mike Haycock, Irwin Pastor, Ken Schneier

Also Present: Town Manager Tom Harmer, Town Attorney Maggie Mooney, Town Clerk Trish Shinkle

Call to Order/Pledge of Allegiance

Mayor Spoll called the April 8, 2019, Special Meeting to order at 1:00 p.m. in the Town Commission Chamber, 501 Bay Isles Road, Longboat Key, Florida, at 1:00 p.m. Commissioner Clair led the Pledge of Allegiance.

Public to be Heard

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

New Business

2. Longboat Key Arts, Culture, & Education (ACE) Center Project – Pre-Construction Agreement

An initial Pre-Construction Agreement between the Town of Longboat Key (Town) and Ringling College of Art & Design (Ringling) was executed on February 21, 2017, with an amendment to the initial Pre-Construction Agreement on March 5, 2018. At their March 4, 2019, Regular Meeting, the Town and Ringling agreed to modify program elements to reduce the estimated cost of the project to help meet fundraising expectations. At their April 1, 2019, Regular Meeting the Commission asked staff to include language to further clarify terms of the Pre-Construction Agreement which articulates the roles and obligations of each entity and the need to negotiate future agreements for transfer of ownership, maintenance responsibility, and facility operation. Recommended Action: Approval of the Pre-Construction Agreement between the Town and Ringling.

Following comments by Town Manager Tom Harmer, Town Attorney Maggie Mooney noted a scrivener's error on page 3 advising that the bold type font only applies to the title in "Section 5."

The following individuals commented on the proposed Pre-Construction Agreement:

- Mr. Jim Brown, Harbourside Drive
- Mr. Tom Freiwald, Spanish Drive North
- Mr. Tom Aposporos, Anna Maria, Florida, read correspondence from Mr. David Brenner
- Mr. Bob Trisolini, Gulf of Mexico Drive
- Mr. Terry Gans, Grand Bay Boulevard.

Following individual Commissioner comments on the proposed Pre-Construction Agreement, Commissioner Schneier moved to approve the Pre-Construction Agreement, as amended. Commissioner Haycock seconded the motion.

Upon inquiry, Mr. Brown noted that he was aware of an agreement between Ringling and Ms. Susan Goldfarb and commented on future costs for maintaining the facility. Town

2. Longboat Key Arts, Culture, & Education (ACE) Center Project – Pre-Construction Agreement - Continued

Manager Harmer commented on the intent for overhead costs to be paid by the tenant (Ringling).

Subsequent to individual comments, Mr. Brown responded to inquiry regarding the proposed fund raising brochure, supported moving forward with fund raising, commented on the future development of the site, and a partnership with Ringling.

Following comments, the motion failed by a 3-4 roll call vote, as follows: Schneier, aye; Haycock, aye; Daly, aye; Spoll, no; Zunz, no; Pastor, no; Clair, no.

Commissioner Haycock suggested that clear direction be provided to the Town Manager for consideration for future agreements. Town Manager Harmer noted issues to be considered in future draft agreements, commented on previous Commission action relating to fund raising, and discussed the time frame to consider future steps. Individual comments followed.

Mr. Brown commented on the time frame relating to programming and design of the facility and confirmed that fund raising would be moving forward.

Discussion ensued on the issues that individual Commissioners request be addressed and the process to move forward.

Town Manager Harmer commented on previous agreements and reviewed issues raised by individual commissioners.

Following individual comments on reserving rights for use of the facility, Town Manager Harmer noted the steps taken relating to the outdoor venue site.

Subsequent to discussion, there was majority consensus to move forward with the objective for a letter of understanding to be prepared with Ringling.

Individual comments followed.

RECESS: 2:56 p.m. - 3:12 p.m.

3. Transportation Issues

A. MPO Long Range Planning – Transportation Priorities for Longboat Key

At their April 1, 2019, Regular Meeting the Town Commission voted to place a discussion item related to a recent invitation to an April 22, 2019, MPO Long Range Regional Planning Meeting. The Commission requested this April 8, 2019, Special Meeting to formalize their transportation priorities for the April 22, 2019, MPO Meeting. Recommended Action: Formalize Town of Longboat Key Long Range Transportation Priorities.

Town Manager Tom Harmer noted information included in the agenda packet and commented on the Metropolitan Planning Organization's (MPO) 2045 Plan and the upcoming public meeting. Public Works Director Isaac Brownman gave a PowerPoint presentation on the Town's proposed response.

Commissioner Pastor moved to approve the Long Range Transportation Priorities. The motion, seconded by Commissioner Daly, carried by a 7-0 roll call vote, as follows: Pastor, aye; Daly, aye; Clair, aye; Schneier, aye; Haycock, aye; Zunz, aye; Spoll, aye.

3. Transportation Issues - Continued

B. SR 780 (Fruitville Road) "Diet"

At the April 1, 2019, Regular Meeting the Town Commission discussed the April 15, 2019, City of Sarasota Commission Meeting discussion item regarding a City staff proposed State Road 780 (Fruitville Road) "diet". The Commission noted the importance of this corridor to Longboat Key and the Sarasota barrier islands as a vital evacuation route and to regional transportation. The Commission requested this April 8, 2019, Special Meeting to formalize their position prior to the Sarasota City Commission presentation. Recommended Action: Establish Longboat Key position statement for the April 15, 2019, Sarasota City Commission Meeting.

Town Manager Harmer noted action taken following Commission direction at the April 1, 2019, Regular Meeting.

Town Attorney Maggie Mooney advised that there was no response to the public records request made to the City of Sarasota and the Florida Department of Transportation (FDOT) and reviewed issues to be addressed.

Discussion ensued on the City of Sarasota agenda schedule and option to utilize a court reporter at the City of Sarasota meeting.

Public Works Director Isaac Brownman played a short video on the proposed Fruitville Road "Diet." Discussions were held on the following topics/issues:

- records request for maintenance records for the roadway
- participation by Bird Key and Lido Key Homeowner Associations
- City of Sarasota's focus on pedestrian mobility
- lack of concern for impact to vehicular traffic patterns
- Sarasota City Police Chief's comments relating to the impact on evacuation routes
- evacuation routes available to barrier island residents
- continuing development in the City of Sarasota's downtown areas
- evacuation notice and timeframe for evacuating.

Vice Mayor Zunz moved to approve the Longboat Key position statement for the April 15, 2019, Sarasota City Commission Meeting. The motion, seconded by Commissioner Pastor, carried by a 7-0 roll call vote, as follows: Zunz, aye; Pastor, aye; Clair, aye; Schneier, aye; Haycock, aye; Daly, aye; Spoll, aye.

Adjournment

Mayor Spoll adjourned the April 8, 2019, Special Meeting at 3:57 p.m.

Minutes Approved: 06-03-2019