



This meeting will be live-streamed via the Town's website

Town of Longboat Key Town Commission
Town Hall, 501 Bay Isles Road
Longboat Key, FL 34228
WWW.LONGBOATKEY.ORG

- AGENDA -

REGULAR MEETING

7:00 PM

February 1, 2016

Pledge of Public Conduct

- We may disagree, but we will be respectful of one another.
- We will direct all comments to issues.
- We will avoid personal attacks.
- Audience members wishing to speak must be recognized by the Chair.
- Speaking without being recognized will be considered as "Out of Order".

Call to Order and Pledge of Allegiance

Public to be Heard

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.

Approval of Minutes

2. January 4, 2016 Regular Meeting Minutes

Committee Reports and Communications

3. Manatee County Special Liaison Report
4. Sarasota County Special Liaison Report
5. Manasota League of Cities Report
6. Other Reports

Ordinances - First Reading

7. Ordinance 2016-06, Amending Chapter 57, Rights-of-Way Use; Establishing a New Chapter 58, Undergrounding of Utilities; and Amending Chapter 98, Trees

Anticipated implementation of the voter approved Gulf of Mexico Drive Utility Undergrounding Project prompts amendments to Town Code Chapters 57 and 98, and creation of a new Code Chapter 58 to establish regulations for underground utilities on Longboat Key. Ordinance 2016-06 provides for the appropriate revisions and additions to the Code for compliance and regulatory issues. Recommended Action: Pending discussion, forward Ordinance 2016-06 to the March 7, 2016 Regular Meeting for second reading and public hearing.

8. Ordinance 2016-08, Amending Chapter 151, Shoreline Construction

As part of the ongoing effort to evaluate existing Town Codes, Staff has identified provisions within Chapter 151, Shoreline Construction, which are problematic regarding implementation, and permitting. Ordinance 2016-08 provides for recommended revisions to address these identified provisions. Recommended Action: Pending discussion, forward Ordinance 2016-08 to the March 7, 2016 Regular Meeting for second reading and public hearing.

Ordinances - Second Reading and Public Hearing**9. Ordinance 2016-07, Establishing Town Code Section 37.05, Interfund Loan Authorization for Unrestricted Funds**

Ordinance 2016-07 adds Section 37.05, Interfund Loan Authorization for Unrestricted Funds, to the Town Code and specifically authorizes the adoption of an Interfund Policy by Resolution. This item was considered at the January 4, 2016 Regular Meeting under "New Business" and was forwarded to the January 19, 2016 Special Meeting for first reading. Ordinance 2016-07 is placed on the February 1, 2016 Regular Meeting for second reading and public hearing. Recommended Action: Pending second reading, public hearing and discussion, adopt Ordinance 2016-07.

Resolutions**10. Resolution 2015-27, Establishing a Policy for Interfund Loans**

Resolution 2015-27 implements and provides for the formal adoption of a Financial Policy related to Interfund Loans, which is specifically authorized in Ordinance 2016-07. Resolution 2015-27 can only be considered following adoption of Ordinance 2016-07. Assuming Ordinance 2016-07 is adopted, Resolution 2015-27 is presented for formal action at the February 1, 2016 Regular Meeting. This item was considered at the January 4, 2016 Regular Meeting under "New Business" for the purpose of workshop discussion. Recommended Action: Pending discussion, pass Resolution 2015-27.

New Business**11. Appointment to Code Enforcement Board**

Due to the resignation of Mr. Jack Brill, one vacancy exists on the Code Enforcement Board. Advertisements were placed in the Longboat Key Observer and Longboat Key News seeking interested applicants to fill the position. Mr. Neal Colton has submitted an application for consideration and has indicated availability for meetings based on his full-time residency. Recommended Action: Pending discussion, appoint member to Code Enforcement Board.

12. Update on Utility Undergrounding for Neighborhoods and Side Streets

The Town Manager will provide an update on the status of the utility undergrounding for neighborhoods and side streets. Recommended Action: Pending discussion, provide direction to Manager.

13. Consideration of Lawsuit Settlement Offer Negotiated by Florida Attorney General Bondi in the Matter of United States of America et al. ex rel. Perez v. Stericycle, Inc.

A Multistate lawsuit was prosecuted by several States' Attorney General, including Florida Attorney General Bondi, against Stericycle, Inc. The settlement is the result of a False Claims Act lawsuit which alleged Stericycle, Inc may have overcharged many governmental customers through the use of impermissible fuel and energy surcharges. A settlement agreement was reached by the Florida Attorney General and an allocation of the settlement proceeds has been forwarded to the Town for consideration. The suggested pro rata settlement distribution to the Town is an amount totaling \$4,772.70 and, if accepted, the payment will release Stericycle, Inc. from any claims the Town could bring under the False Claim Act. The deadline to accept the settlement is February 15, 2016. If the Town chooses not to accept the offered amount, the Town forfeits the settlement proceeds. Recommended Action: Pending discussion, provide direction to Town Attorney and Town Manager on the acceptance or rejection of the offer.

Town Commission Comments**Town Attorney Comments****Town Manager Comments**

Press to be Heard

Adjournment

No verbatim record by a certified court reporter is made of these proceedings. Accordingly, any person who may seek to appeal any decision involving the matters noticed herein will be responsible for making a verbatim record of the testimony and evidence at these proceedings upon which any appeal is to be based (see Section 286.0105, Fla. Stat.).

In accordance with the Americans with Disabilities Act and Section 286.26, F.S., persons needing a special accommodation to participate in this proceeding should contact the Town Clerk's office at 941-316-1999 forty-eight (48) hours in advance of this proceeding. If you are hearing impaired, please call 941-373-7022.