

**MINUTES
LONGBOAT KEY TOWN COMMISSION
REGULAR MEETING
OCTOBER 4, 2021**

Present: Mayor Ken Schneier, Vice Mayor Mike Haycock, Commissioners B.J. Bishop, Sherry Dominick, Penny Gold, Debra Williams

Not Present: Commissioner Maureen Merrigan

Also Present: Town Manager Tom Harmer, Town Attorney Maggie Mooney, Town Clerk Trish Shinkle, Information Technology Director Jason Keen

1. Call to Order and Pledge of Allegiance

Mayor Schneier called the October 4, 2021, Regular Workshop, to order at 1:02 p.m., in the Town Commission Chamber, Town Hall, 501 Bay Isles Road, Longboat Key, Florida. Commissioner Bishop led the Pledge of Allegiance.

2. Pledge of Public Conduct

Mayor Schneier noted the Civility Code and read the Pledge of Public Conduct.

3. Public to be Heard

Opportunity for Public to Address Town Commission

Public Works

Mayor Schneier noted items included on the Consent Agenda and advised that issues on the Consent Agenda can be addressed during the Public to be Heard portion of the meeting.

Dr. James Whitman, Norton Street, commented on the Temporary Beach Restoration Easements (Consent Item 5B) and processes utilized by other jurisdictions.

Town Manager Tom Harmer noted the Town's criteria for providing access for beach restoration and the requirements for the Army Corps of Engineer's assistance.

4. Reports

A. Committee Reports

1. Organizations

Vice Mayor Haycock noted that the Sarasota Bay Estuary Program would be holding a Water Quality Restoration Workshop on October 5, 2021, and reviewed the schedule for the day.

Town Manager Tom Harmer noted that Public Works Director Isaac Brownman will be participating.

2. Legislation

Mayor Schneier noted the presentation at the Sarasota Legislative Delegation meeting last week and highlighted the issues discussed.

3. Organizations

Commissioner Gold noted attendance at the Sarasota County Economic Development Corporation (EDC) meeting and reviewed the issues discussed.

B. COVID-19 Update

The Town Manager will brief Commissioners on the Town's response to the COVID-19 pandemic. Recommended Action: None, informational only.

Town Manager Tom Harmer gave a PowerPoint presentation on the status of the pandemic. Upon inquiry, Town Manager Harmer commented on direct access/availability of booster vaccines for emergency responders on Longboat Key.

C. Proclamation - Florida Cities Government Week

Mayor Schneier read and presented the Florida Cities Government Week proclamation to Town Manager Tom Harmer.

Following comments, Town Manager Harmer noted the activities to take place during Florida Cities Government Week.

D. Florida Department of Transportation (FDOT) Update Regarding Mid-Block Pedestrian Crossings on Gulf of Mexico Drive

FDOT will present a potential pilot project on Longboat Key to test two crossing enhancements within the Town, utilizing locations where crosswalks are currently installed. FDOT will monitor before and after, peak season results. Recommended Action: None, informational only.

Following comments by Town Manager Tom Harmer and Public Works Director Isaac Brownman, Mr. Walter Breuggeman, P.E., FDOT District 1 Traffic Operations, gave a PowerPoint presentation on the Longboat Key crosswalks. Discussions were held with Mr. Breuggeman, FDOT Representative Stephen Davis, and Mr. Brownman on the following topics/issues:

- ineffectiveness of the RRFB (Rectangular Rapid Flashing Beacon) on Longboat Key
- effectiveness/ineffectiveness data of RRFB
- impact on use of self-driving/smart vehicles
- cost of the different types of pedestrian crossings
- timeframe for installation of in-ground lighting versus a HAWK (High Intensity Activated Crosswalk/Pedestrian Hybrid Beacon)
- determination of locations for different types of systems
- before and after studies proposed
- speed limit impact on crosswalk safety
- measurement of effectiveness for the various systems
- criteria for determining effectiveness
- process for accomplishing installation goals
- installation and maintenance costs responsibilities
- existing maintenance agreement for systems installed
- types of lighting proposed (existing systems)
- experimental nature of the study.

Town Manager Harmer noted discussions held resulting in the proposals/pilot program offered.

There was consensus to move forward as presented by FDOT representatives.

5. Consent Agenda

The purpose of the Consent Agenda is to expedite formal action on agenda items that are routine in nature. Any item on the Consent Agenda can be removed from the Consent Agenda and placed on the Regular Meeting Agenda by any member of the Commission without a motion, a second, or a vote. Otherwise, all items on the Consent Agenda are voted upon in their totality

by one action (motion, second and vote) and are not subject to discussion. A vote in the affirmative on the Consent Agenda provides the formal action noted for each item.

A. Approval of Minutes

September 13, 2021 Special Meeting (Budget); and September 13, 2021 Regular Meeting Minutes. Recommended Action: Approve Minutes.

B. Temporary Beach Restoration Easements for Longboat Key Beach Nourishment and Maintenance Projects

The majority of Gulf-front properties' beach easements will expire in December 2021. The Town Attorney's Office and Town staff are developing new easements, and will work to acquire them from those with expiring easements. Town Attorney and staff are seeking authorization for the Manager to execute temporary beach easements entered into with Gulf-front property owners. Recommended Action: Authorize Manager to execute Temporary Beach Restoration Easements.

C. Adoption of 2022 Town Commission Meeting Schedule

Each year the Town Commission adopts its annual meeting calendar for the upcoming year which includes all customary meetings, and required meetings that can be reasonably anticipated at this time. The schedule accommodates Town-observed holidays, religious observances, Florida Statutes advertising requirements for Budget adoption, and incorporates Commission-stated preferences regarding holidays and other conflicts. Recommended Action: Adopt 2022 Town Commission Meeting Schedule.

D. Public Forum Permit (PFP) Application Requests for Waiver of Permit Fee

The Paradise Center is requesting a PFP Application fee waiver of \$100 for a Breast Cancer Walk on Saturday, October 16, 2021. St. Mary's Star of the Sea Catholic Church is requesting a PFP Application fee waiver of \$100 for the Annual Rummage Sale on March 4, 2022. Waive the \$100 PFP application fees.

Commissioner Bishop requested that Item 5C be removed for discussion.

Commissioner Bishop moved to approve the Consent Agenda Items 5A, 5B, and 5D in accordance with Staff reports and recommendations. The motion, seconded by Vice Mayor Haycock, carried by a 6-0 roll call vote, as follows: Bishop, aye; Haycock, aye; Schneier, aye; Williams, aye; Gold, aye; Dominick, aye.

Commissioner Bishop encouraged participation in the Paradise Center's Breast Cancer Walk on Saturday, October 16, 2021 (Item 5D).

6. Ordinance – First Reading

Ordinance 2021-11, Amending Chapter 154, Flood Control

The Town participates in the National Flood Insurance Program (NFIP) and the Community Rating System (CRS) and is currently rated a Class 6 community, providing 20% discounts on applicable insurance policies. Based on changes in NFIP CRS effective January 12, 2021, the Town is required to amend our Code to eliminate the height exemption for manufactured homes, or the Town would be downgraded to a Class 9 CRS community with only a 5% discount. Recommended Action: Forward Ordinance 2021-11 to the November 1, 2021, Regular Meeting for second reading and public hearing.

Town Clerk Trish Shinkle placed Ordinance 2021-11 on record by title only.

Commissioner Dominick moved to pass Ordinance 2021-11 on first reading and to forward to the November 1, 2021, Regular Meeting for second reading and public hearing. The motion was seconded by Commissioner Bishop.

Following comments by Town Manager Tom Harmer, Planning, Zoning, and Building Department Director Allen Parsons gave a PowerPoint presentation on Ordinance 2021-11. Discussions were held on the following topics/issues:

- options for achieving a higher community rating
- number of full-time citizens and impact to all citizens' rates that have a National Flood Insurance Policy (NFIP)
- changes in subsidy by FEMA (Federal Emergency Management Agency) relating to flood insurance rates
- various elevations throughout the mobile home parks/current replacement requirements
- voluntary reconstruction versus insurance reimbursement for other than flood damage
- estimated number of properties impacted in the mobile home park
- lack of alternatives to retain 20% insurance discount rates if exceptions remain
- impact to residences that would have to be reconstructed
- anticipated increases in insurance coverage
- enforcement of new elevations if a property is rebuilt/code requirements
- verification of discount received on NFIP insurance
- discounts offered by private insurance coverage versus set-premium by NFIP.

The following individuals commented on Ordinance 2021-11:

- Ms. Kathleen Rylander, Gulf of Mexico Drive
- Mr. George Spoll, Harbourside Drive.

Discussion ensued with Mr. Parsons and Public Works Project Manager James Linkogle on the following topics/issues:

- efforts taken to earn the CRS rating
- action taken by Manatee County and anticipated action by Sarasota County
- extension of cycle verification date
- effective date of required amendments prior to cycle verification by NFIP
- impact of climate change and sea level rise.

Mayor Schneier requested that Staff review actions taken by other local governments and consider possible ways for mitigation to residents impacted.

Subsequent to comments, the motion carried by a 6-0 roll call vote, as follows: Dominick, aye; Bishop, aye; Williams, aye; Schneier, aye; Haycock, aye; Gold, aye.

7. Discussion Items

A. Report on Implementation of Longbeach Village Resident Parking Program (RPP)
Effective January 1, 2021, the Resident-Only Parking Permit (RPP) Program for the majority of public streets within the Longbeach Village area was implemented. Staff was asked to monitor various aspects of the program, and update the Commission on the status of the Program within the first year of implementation. Recommended Action: None, informational only.

Following comments by Town Manager Tom Harmer, Planning, Zoning, and Building Department Director Allen Parsons gave a PowerPoint presentation on the review of the Longbeach Village Resident Parking Program. Discussions were held on the following topics/issues:

- status of the proposed Gulf of Mexico Drive parking area
- costs of implementation/direct costs/no personnel costs included
- estimate of personnel costs in permit process
- requests received from public for additional public parking
- revenue received from citations.

The following individuals commented on the Resident Only Parking Program:

- Ms. Cindy Fischer, Linley Street
- Ms. Patricia Lopez, Broadway Street
- Ms. Peg Stanton, Longboat Drive East.

Discussions were held on the following topics/issues:

- report of increased seating at Mar Vista and The Shore
- cooperation from owners of the business establishments to provide customer parking.

RECESS: 3:17 p.m. - 3:27 p.m.

B. Appointment to Consolidated Retirement System (CRS) Board of Trustees

The Town Commission will consider 2 appointments to the Consolidated Retirement System Board of Trustees. One appointment is for an existing vacancy and one is to appoint or re-appoint for an expired term. Recommended Action: Make appointments to CRS Board of Trustees.

Mayor Schneier opened the floor for nominations.

Commissioner Bishop moved to reappoint Rabbi Peter Kasdan to serve on the CRS. The motion, seconded by Vice Mayor Haycock, carried by a 6-0 roll call vote, as follows: Bishop, aye; Haycock, aye; Schneier, aye; Williams, aye; Gold, aye; Dominick, aye.

Commissioner Gold nominated Ms. Deborah Murphy. Vice Mayor Haycock nominated Mr. Rich Pearce.

Following a vote on the nominations, Ms. Murphy was appointed to serve on the CRS.

Town Clerk Trish Shinkle advised that Ms. Murphy and Rabbi Kasdan would be notified of their appointments.

5C. Adoption of 2022 Town Commission Meeting Schedule

Each year the Town Commission adopts its annual meeting calendar for the upcoming year which includes all customary meetings, and required meetings that can be reasonably anticipated at this time. The schedule accommodates Town-observed holidays, religious observances, Florida Statutes advertising requirements for Budget adoption, and incorporates Commission-stated preferences regarding holidays and other conflicts. Recommended Action: Adopt 2022 Town Commission Meeting Schedule.

Commissioner Bishop noted that September 12, 2022, has 9:00 a.m. Budget Workshop, a 1:00 p.m. Regular Meeting, and a 5:01 p.m. Special Meeting and requested that the Budget Workshop start time be amended to 10:00 a.m.

Following comments, there was consensus to modify the starting time of the September 12, 2022, Budget Workshop to 10:00 a.m.

Commissioner Williams inquired as to the notation for the Monday, July 11, 2022, Regular Workshop (pending Commission direction). Town Manager Tom Harmer noted that historically the July Workshop Meeting has been canceled by the Town Commission.

There was consensus to approve Consent Agenda Item 5C, as amended.

Subsequent to discussion, Commissioner Bishop moved to amend the 2022 Town Commission Meeting Schedule to cancel the July Regular Workshop and the August Regular Meeting and Regular Workshop. The motion was seconded by Commissioner Williams. Following comments, the motion carried by a 6-0 roll call vote, as follows: Bishop, aye; Williams, aye; Gold, aye; Dominick, aye; Haycock, aye; Schneier, aye.

8. Town Commission Comments

Mayor Schneier noted the Special Meeting on October 6, 2021, at 10:00 a.m., advising the two public hearings were quasi-judicial in nature.

9. Town Attorney Comments

No items were presented.

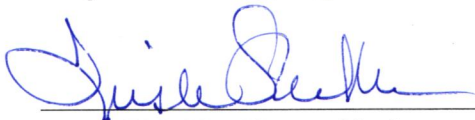
10. Town Manager Comments

Town Manager Tom Harmer reviewed the following:


- upcoming meeting schedule
- Zoning Board of Adjustment appointment
- future items to be scheduled for Commission consideration.

11. Adjournment

Mayor Schneier adjourned the October 4, 2021, Regular Meeting at 3:45 p.m.



Trish Shinkle, Town Clerk
Minutes Approved: u/1/2021



Kenneth Schneier, Mayor

