

MINUTES OF REGULAR MEETING OF LONGBOAT KEY TOWN COMMISSION, NOVEMBER 1, 1972, 8:00 P.M.

Present: Mayor Gibbon, Commissioners Jones, Kenney, Lee, Montgomery, Petrick, Ridyard

Also Present: Town Manager Lanier, Town Attorney Whitesell, Town Clerk Hager

Absent: None

Meeting called to order at 8:00 P.M.

1. TOWN MANAGER WELCOMED

Mayor Gibbon introduced and welcomed the new Town Manager, G. Wayne Allgire.

2. CORRESPONDENCE

Town Clerk Hager read a letter from Louis Dean, President of the Whitney Beach Condominium Assn., commending Police Officer Gary Deffenbaugh and his associates for their prompt and efficient apprehension of three men burglarizing unoccupied apartments.

Letter of thanks and appreciation to the Town Commission and Administration from retiring Town Manager Max Lanier was read.

3. MUNICIPAL COURT CONTINUATION DECLARATION

Town Attorney Whitesell explained that Article V of the State Constitution as amended, provides for phasing out of Municipal Courts. If not done by municipalities themselves, it becomes mandatory under Article V in 1977. Mr. Whitesell stated that Longboat Key is uniquely situated in two counties and should be continued for convenience of law enforcement officers and for convenience of the general public. Mr. Whitesell recommended that the Commission declare its intent to continue the Municipal Court for the forthcoming year. It was moved by Lee, seconded by Ridyard to accept recommendation of Counsel and continue the court accordingly. Motion carried unanimously.

4. PLOT PLAN APPROVED

Plot plan was presented for LaPlaya condominium by Warrior Investment Co., Gulf of Mexico Drive, south of Seaside. Plan had been discussed at the work session, changes suggested which had been incorporated, and Mr. Lanier reported that all technical requirements had been met. It was moved by Kenney, seconded by Montgomery that the plot plan be approved. Motion carried unanimously.

5. WATER BUDGET ORDINANCE (231)

At the direction of the Commission, Ordinance No. 231, adopting a budget for the Municipal Water System for the Town for the fiscal year beginning January 1, 1973 and ending December 31, 1973; making appropriations for the purpose of meeting expenses and expenditures in said budget; and providing that ordinance shall be effective immediately upon passage was placed on first reading. It was moved by Kenney, seconded by Montgomery that the ordinance be passed on first reading. Commissioner Kenney discussed the ordinance and the experience gained by the Town in its first year with a municipal water system. Mr. Ridyard reported that landscaping of the

11/1/72 Page 2

waterworks building in Country Club Shores would be started in a few days. Motion carried. Jones, aye; Kenney, aye; Lee, aye; Montgomery, aye; Petrick, aye; Ridyard, aye; Gibbon, aye. It was moved by Kenney, seconded by Lee, that a public hearing on the Water Budget be set November 15 in connection with second reading of the ordinance. Motion carried unanimously.

6. TOWN MANAGER CITATION PRESENTED

Mayor Gibbon read into the record a Special Citation, awarded by the Town Commission to G. Maxwell Lanier in sincere appreciation of 10 years of devoted service as Town Manager to the Town, its citizens, and ten individual Commissions, as an expression of gratitude from all the residents of Longboat Key. Mr. Lanier accepted the Citation with appreciation.

7. TAX CHANGE ANNOUNCEMENT

Commissioner Kenney informed the citizens present that in discussion at the workshop session, the Commission was of the opinion that enough funds would come in from the new ad valorem tax in November and December to operate the Town and the utility tax would be discontinued January 1. It would require an ordinance to actually rescind the tax and this would be introduced November 15.

8. COASTAL CONSTRUCTION ORDINANCE DISCUSSED

Mayor Gibbon discussed the fact that the committee working with Dr. Bartley on zoning had encountered the question of building anything within a hundred and fifty foot setback, and the ordinance had been construed as to not permit such construction. Everything above the mean high water mark was within the Town's jurisdiction and everything beyond that controlled by the State Division of Beaches and Shores. However, if the Town wished to do so it would be appropriate to pass an ordinance controlling coastal construction in order to be consistent. Mr. Gibbon suggested that the Commission authorize the engineers and Counsel to draft an ordinance controlling such types of structures. Town Attorney Whitesell stated that it would have to be ascertained whether the State statutes preempt the field, and he was directed to find out.

9. SEAPLACE PLOT PLAN PRESENTED

Arvida Vice-President John Siegel presented a plot plan for a proposed development to be known as Sea Place, between Colony Beach and Arvida Beach Club. It was moved by Lee, seconded by Ridyard that the plot plan be placed on the November 15 agenda for consideration and the Town's engineers and Town Attorney be directed to study the proposed development prior to that time. Motion carried unanimously.

10. ADJOURNMENT

Mayor Gibbon declared the meeting adjourned.

Samuel Y. Gibbon
Samuel Y. Gibbon, Mayor

The above minutes were produced from a tape of the proceedings of the Town Commission November 1, 1972.

Jane Pool
Jane Pool, Deputy Town Clerk

11/1/72 Page 2

BOOK 3 PAGE 56

002252