

TOWN OF FISHINGBOAT KEY  
REGULAR COMMISSION MEETING AGENDA

OCTOBER 8, 1990

7:00 P.M.

I. Call to Order

II. Pledge of Allegiance

III. Proclamations and Special Presentations

1. Presentation to Mrs. Ruth Shapiro.
2. Employee Recognition.
3. Proclamation Fire Prevention Week, October 7-13, 1990.
4. Proclamation "Mote Week", October 8-14, 1990.
5. Proclamation Children's Day October 14, 1990.

IV. Approval of Minutes

Regular Meeting Sept. 10 and Special Meeting Sept. 27, 1990.

V. Communications and Committee Reports

VI. Ordinances - Second Reading and Public Hearing

1. 90-27 Updating Fee Schedules

VII. Resolutions

1. 90-35 Beach Renourishment Bond Referendum.
2. 90-36 Urging the creation of a 30-mile buffer to prohibit oil & gas exploration or development along the Florida Gulf Coast.
3. 90-37 Authorizing Acquisition of Lands Known as the Conrad Properties; area is bordered by Gulf of Mexico Dr., Fire House Rd., and Fire House Ct.

VIII. New Business

1. Appointment to Recycling Committee.

IX. Town Attorney Comments

X. Town Manager Comments

XI. Town Commission Comments

XII. Public to be Heard

XIII. Questions from Press

XIV. Adjournment

If any person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, a record of the proceedings will be needed. For such purpose that person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

*Minutes Indexed*

11-5-90

90-29

MINUTES OF THE REGULAR MEETING OF THE LONGBOAT KEY TOWN COMMISSION,  
OCTOBER 8, 1990, 7:00 P.M.

Present: Mayor Brown, Vice-Mayor Dreyfus, Commissioners Green,  
Metz, Loiselle, Pollock, Wurzburg

Also Present: Town Manager Cox, Town Attorney Christiansen,  
Fire Chief Fakelman, Finance Director Sullivan, Police  
Chief McCammon, Town Clerk Arends, Deputy Clerk Croteau

I. Call to Order

The meeting was called to order at 7:00 P.M.

II. Pledge of Allegiance

Mayor Brown led the Pledge of Allegiance to the Flag.

III. Moment of Silent Meditation

Mayor Brown asked all present to remain standing for a moment of  
silent meditation and prayer asking for blessings on the  
deliberations of the Commission.

IV. Proclamations and Special Presentations

1. Presentation to Mrs. Ruth Shapiro.

Mayor Brown presented a Certificate of Appreciation to Mrs. Ruth  
Shapiro for her work with beach preservation. He stated the Florida  
Shore and Beach Preservation Association honored Mrs. Shapiro two  
weeks ago by presenting her with this year's Outstanding Citizen  
Certificate of Accomplishment for the entire State.

3. Proclamation - Fire Prevention Week, October 7-13, 1990.

Commissioner Loiselle read a proclamation regarding observance of  
Fire Prevention Week and presented it to Fire Chief Fakelman. Chief  
Fakelman announced demonstrations would be held 10-8-90 through  
10-10-90 at the Avenue of the Flowers and Seaview Shopping Centers.  
He said smoke detector batteries donated by the EverReady Company  
would be given out to those who wished to replace old batteries;  
free blood pressure checks would be conducted at both Shopping  
Centers.

2. Employee Recognition.

Police Chief McCammon gave a summary of the events that led to  
recognition of Officer Sharkey for special investigative efforts  
resulting in apprehension of a thief at a local hotel. Commissioner  
Metz read the Certificate of Appreciation and presented it to  
Officer Sharkey.

4. Proclamation - Mote Week, October 8-14, 1990.

Commissioner Pollock read a proclamation in honor of Mote Marine  
Laboratory's 35th anniversary.

5. Proclamation - Children's Day October 14, 1990.

Town Clerk Arends introduced Gay Hawk and Sondra Seidman from the  
Sarasota County Consortium for Children and Youth. Vice-Mayor

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Dreyfus read the proclamation declaring 10-14-90 as Children's Day.

6. Proclamation - Red Ribbon Week October 20-28, 1990 for a Drug Free Nation.

Commissioner Green read a proclamation declaring 10-20-90 through 10-28-90 as Red Ribbon Week for a Drug-Free Nation.

Change in Agenda.

Mayor Brown announced that Item VI, Communications and Committee Reports, would be taken up just before Item XI, Town Manager Comments.

V. Approval of Minutes

It was moved by Loiselle, seconded by Metz, the minutes of the Regular Meeting of 9-18-90 be approved as corrected, and the minutes of the Special Meeting of 9-27-90 be approved as written. Motion carried unanimously.

VII. Ordinances - Second Reading and Public Hearing

Ord. 90-27 (D-4) Updating Fee Schedules.

Mrs. Arends said D-3 was sent out in the agenda packets; however, Pages 5 and 6 had been distributed to show corrections, as indicated by underlines and strike-throughs in Section 159.01, Zoning Fees. She said in all instances where \$60 was given as the hourly charge incurred for additional staff review, this was corrected to be \$75 per hour, to reflect the change made to this figure when the entire Zoning Code was amended earlier this year. All other figures remained the same.

Ord. 90-27, an ordinance amending the Code of Ordinances of the Town of Longboat Key: Chapter 72 Stopping, Standing, and Parking, 72.99 Penalty; Chapter 94 Fire Prevention Code, 94.30 False Alarms, 94.56, Fee Schedule; Chapter 150 Buildings, 150.06 Fee Schedule, 150.50 Permit Fee Required; Chapter 155 Plumbing Code, 155.02 Schedule of Plumbing Fees; Chapter 159 Zoning and Subdivision Fees, 159.01 Zoning Fees, 159.02 Subdivision Application Fees; providing for severability of provisions, repealing all ordinances in conflict herewith and providing an effective date, was placed on second reading by title only.

It was moved by Pollock, seconded by Loiselle, Ord. 90-27 (D-4) be adopted on second reading.

Pursuant to published notice, the public hearing was opened. No one wished to be heard, and the public hearing was closed.

Motion carried unanimously on roll call vote: Pollock, aye; Loiselle, aye; Green, aye; Wurzburg, aye; Dreyfus, aye; Metz, aye; Brown, aye.

VIII. Resolutions

1. 90-35 Beach Renourishment Bond Referendum.

Mr. Christiansen said several items in the Resolution needed to be completed.

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Rob Hough and Susan McGeary, from the bonding firm of William R. Hough & Co., distributed booklets containing the bond issue information to the Commission. Commissioner Wurzburg asked if decent land values had been factored in. Mr. Hough replied this had been done under two different scenarios. He said during his meeting with staff, goals were discussed, one of which was to attempt to finance this project with as little millage and in as short a period of time as possible. He referred to Tab I in the booklet, and stated the assumptions from which they worked were spelled out. The project costs were \$16,310,000. There was also a State grant available for \$2,850,000; the project assumed that would be in hand before the bonds would be issued. The Town would pay the cost of issuing and insuring any bonds used to finance the project. Conservative estimates had been made of the earnings from any bond proceeds. He said in this way the size of the bond issue was reduced as much as possible.

Mayor Brown said \$385,000 was included in the budget to cover these costs.

Mr. Hough said the Town could issue \$13,175,000 in bonds. That amount along with the State grant and interest earnings during the construction period would generate enough money to build the \$16-million project; a levy of two mills for ten years would pay back those bonds. The Town would sell the bonds in September 1991; the taxes would be collected through the ad valorem tax procedure, so it was important those bonds were sold roughly in September. The Town would not be assured money until March of the following year, and that money would be needed to start repaying the debt. Current interest rates were assumed; in the last five years, tax exempt interest rates for 30 years had been between 7% and 7-3/4% (today they were at 7-1/2%). It was assumed these rates would be relatively static. Mr. Hough said they were also assuming the State grant would be received, and that a municipal bond insurance policy could be obtained on these bonds.

The annual debt service on the bonds would be approximately \$1,865,000 per year. Based on the Town's increased assessed valuations this year, a \$1-billion assessed valuation for this district for next year was agreed to be a reasonable estimate. This meant \$1,920,000 would be realized, with roughly \$55,000 per year left over to pay tax collector fees and for any moderate amounts of maintenance. All bonds would be retired 4-1-99; with some growth, the debt would be paid off in less than eight years. If the Town elected not to call bonds over the 10-year period, with this growth an excess of \$5 million would be generated.

In sum, Mr. Hough said this project was feasible within a 10-year payback and with a 2-mill levy. The assessed value would be established as of 1-1-91. The district tax roll would be communicated to both County Property Appraisers by June of next year (1991), and then those tax bills would be mailed out next November (1991), together with the full ad valorem tax for that

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year. That represented the 1991 tax bill; however, that bill was not delinquent until 4-1-92.

Commissioner Green asked if it were possible to reduce the payments extended over the full ten years; as the assessed valuations went up, perhaps the millage rates could go down. Mr. Hough said that was an option that could be considered at any time. Mr. Christiansen said the two mills were not "written in stone". Mr. Hough said the way the resolution was drafted, that would be within the discretion of the District each year.

Commissioner Wurzburg asked what guarantee the Town had of getting money from the State. Mayor Brown said it had been approved by the Cabinet; however, it still had to be approved by the Governor and finally by the Legislature. He said the Department of Natural Resources people had indicated the prospects were good. Commissioner Pollock said that with the current financial climate and the situation in the Middle East, perhaps the assumptions should be factored out.

David Persson, Chairman of the Beach Action Committee, said the BAC felt more comfortable by building in certain caps and targets. Their concern was the risk factor involved in the project; people ought to know as concretely as possible what it was going to cost them on an individual basis on their assessed valuation. If there was no State funding, the entire project could be lost if they were unable to build the project with the funds available.

Commissioner Wurzburg said although people would be paying more taxes, their property would be increasing in value because of the beautiful beach in front of it. Commissioner Pollock said he was concerned about what would happen to the properties with no beach in front of them.

Mayor Brown led Commission discussion regarding completing the information necessary to adopt Res. 90-35. The Commission agreed on 12-4-90 for the date of the bond referendum; there was also consensus that the aggregate principal amount of the general obligation bonds was not to exceed \$14 million.

Language was to be added regarding the term of the issue as follows: "None of the bonds shall be issued for a longer term than ten years." Mr. Christiansen said in that paragraph the project should be described not as the "Longboat Key Beach Nourishment Project", but as the "Longboat Key Beach Restoration Plan", dated 10-27-89, as revised on 9-24-90.

In Section 3, "December 4, 1990" should be added, as well as the figure "\$14 million". In Section 4, Mr. Christiansen suggested a change as a matter of caution: the official ballot had more than 75 words; although there was a statute which stated it must be limited to 75 words that did not necessarily apply to a bond issue ballot question; however, they had complied to avoid a potential challenge. He asked the Commission to substitute other language for

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the provision shown in all caps in Section 4, and to fill in "\$14 million in ten years".

Mr. Hough said the final maturity of the bonds was probably more than ten years after the day of the issuance of the bonds; however, they were still talking about ten years in taxes. After some discussion as to how to rephrase this, the Commission directed the Town Attorney, Mr. Hough, Ms. McGeary, Finance Director Sullivan and Mr. Persson to meet briefly in the Commission antechambers to refine the language, while the Commission continued with the rest of the agenda.

2. 90-36 - Urging the Creation of a 30-Mile Buffer to Prohibit Oil & Gas Exploration or Development Along the Florida Gulf Coast. Commissioner Loiselle said if a 30-mile buffer were established, this would imply it would be all right to do things outside of 30 miles. Commissioner Wurzburg said with the current oil shortage, he could not endorse this at all.

Mrs. Arends said this resolution was adopted by the Tampa Bay Regional Planning Council in August; the Council was urging other Gulf Coast communities to support their resolution. She said President Bush had recently established a moratorium on oil and gas development off the coast of Florida, south of Naples; the Council wished the same consideration to extend on up the coast through the Tampa Bay area.

It was moved by Green, seconded by Pollock, Res. 90-36 be approved. Motion carried on roll call vote: Green, aye; Pollock, aye; Loiselle, no; Wurzburg, no; Dreyfus, aye; Metz, aye; Brown, aye.

3. 90-37 Authorizing Acquisition of Lands Known as the Conrad Properties; Area is Bordered by Gulf of Mexico Dr., Fire House Rd. and Fire House Ct.

It was moved by Metz, seconded by Dreyfus, Res. 90-37 be approved. Motion carried unanimously on roll call vote: Metz, aye; Dreyfus, aye; Loiselle, aye; Green, aye; Wurzburg, aye; Pollock, aye; Brown, aye.

Recycling Grant.

Mayor Brown said an additional grant of money had been received by the Town as a municipality participating in recycling education. The Town would receive \$3,305.50 out of a total to Manatee County of \$79,219.40 from a Federal Grant by the Department of Environmental Regulation.

IX. New Business1. Appointment to Recycling Committee.

It was moved by Loiselle, seconded by Metz, Russ Fernald be appointed to the Recycling Committee. Motion failed on roll call vote: Loiselle, aye; Metz, aye; Green, no; Wurzburg, no; Dreyfus, no; Pollock, no; Brown, aye.

2. Request for Easement Release, Longboat Cove Condominium, 5471

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Gulf of Mexico Drive.

Donald Hemke, attorney with the firm of Carlton & Fields, Tampa, representing Longboat Cove Condominiums, said his law partner, Tom Icard, had spoken on this issue at the last meeting. Mr. Hemke said he also represented The Tides of Longboat last May in their successful bid to have the Town release their easement. He was present tonight to ask the Commission to release this easement as well. He said there was a stronger case for release of this easement from the legal aspect, as well as from the standpoint of the protection of treating people equally, and by the fact that the easement was located far from other residential property so that other people would be unlikely to be using it. He said Longboat Cove had no intention of restricting any particular person's use of the recorded easement on the Cove's property.

It was moved by Pollock, seconded by Dreyfus, to vacate the easement at Longboat Cove Condominiums.

Commissioner Green stated he was concerned that releasing the easement would detract from the value of the Town's property in the event a future Town Commission decided to sell the property to which the easement was attached; a future buyer of the Town's property would have the right to use the easement as access to the Gulf. He said he would prefer to just have "no trespassing" signs posted on the Cove's property.

Mayor Brown said anything that could be done now to keep future Commissions from selling land was an advantage.

Commissioner Wurzburg said the easement was not owned by the Cove; it was given to Mr. Ansel.

It was moved by Wurzburg, seconded by Loiselle, to table this item until the next Regular Meeting, to be workshopped in between. Motion carried on roll call vote: Wurzburg, aye; Loiselle, aye; Green, aye; Dreyfus, no; Pollock, no; Metz, aye; Brown, aye.

Continuation of Discussion Re: Res. 90-35 Beach Renourishment Bond Referendum.

Mr. Christiansen presented language recommended to be included in Res. 90-35 prepared as a result of conferring with Mr. Hough, Ms. McGahey, Mr. Persson, and Mr. Sullivan. He said this was subject to review by the bond counsel to determine there would not be a problem with it; should there be a problem, it would be brought back to the Commission before the 10-19 deadline. In the official ballot, his recommendations were as follows: Delete the words "...maturing not later than \_\_\_\_ years after issuance" and add instead "...maturing in ten annual installments beginning the year after issuance." There was consensus to agree with the Town Attorney's recommendations.

Mr. Christiansen said that same language should be inserted in Section 2, the sixth line from the bottom: Delete "...than \_\_\_\_ years from their date of issuance" and add "...maturing in ten

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annual installments beginning the year after issuance."

Mayor Brown said a change should be made from the phrase "none of the bonds shall be issued" to "the bonds shall mature in ten annual installments beginning a year after issuance." Mr. Christiansen said he would change that as well.

Mr. Christiansen said Exhibit A, the Notice of Bond Referendum, should have the Resolution number inserted (90-35); "December 4, 1990" should be included in the heading. "December 4, 1990" should also be inserted in the blank following "To be held on"; the date for adoption of the Resolution should be given as "October 8, 1990". In the body of the following paragraph "December 4, 1990" would be inserted; also, the new language "maturing in ten annual installments..." would be added. The figure of \$14,000,000 should be inserted in the last line.

Mrs. Arends asked the Town Attorney if he would confirm whether or not it was required for the election to take place within the District, since the polling places stated in the Resolution were not located within the district boundaries. Mr. Christiansen said the bond counsel had told him this was not necessary; polling places could be the same as they had always been. Ms. Arends asked if the wording "held in the district" should be deleted. Mr. Christiansen said the language stated in the Resolution was acceptable.

It was moved by Green, seconded by Loiselle, Res. 90-35 be approved as amended. Motion carried unanimously on roll call vote: Green, aye; Loiselle, aye; Wurzburg, aye; Dreyfus, aye; Pollock, aye; Metz, aye; Brown, aye.

X. Town Attorney Comments

Continuation of Discussion of Res. 90-37, Conrad Properties.  
 Mr. Christiansen said since the Exhibit to Res. 90-37 had been updated, D-3 was the draft to be considered. He explained that the original plan was to acquire all of the Conrad land along GMD. However, Mr. Conrad wished to keep the small strip where the L'Auberge Restaurant was situated. Therefore, the legal description now showed Lots 9 through 13 of Block 22, revised plat of Longbeach, Florida, Manatee County, Florida, and Lots 1-10 and 12-17 of Block 43, and Lots 1-3 and 16-19 and that part of Lot 15 lying north of a line between Lots 3 and 4, all of Block 44, Longbeach, Manatee County, Florida.

Since this was not the Exhibit attached to the draft of Res. 90-37 previously voted on by the Commission, Mr. Christiansen suggested the Commission move to amend the previous vote to include the description he read.

It was moved by Loiselle, seconded by Green, to amend Res. 90-37 to include the Exhibit description as read by the Town Attorney. Motion carried unanimously on roll call vote: Loiselle, aye; Green, aye; Wurzburg, aye; Dreyfus, aye; Pollock, aye; Metz, aye; Brown,

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aye.

Florida Municipal Liabilities Self-Insurors Program. Mr. Christiansen said the summary judgment won by the Town was in the amount of \$42,615 with interest of \$12,580. This was for recouping attorneys' fees. The other side had made an offer that if the Town relinquished the right to the \$42,615, they would agree to not appeal. He said he had recommended the Town wait until they heard the court opinion on the attorneys' fees. That hearing took place earlier this week; the Town was successful in getting an additional award from the Court for attorneys' fees of \$6,975. The judgment now was \$62,318 with interest from 9-7 at the rate of 12%. He said the other side was then asked if they wished to change their offer. The other side now made the offer that if the Town would accept \$50,000, they would agree not to appeal this case. Mr. Christiansen indicated it was his opinion the Town had a 70-30 chance of winning this on appeal; if the Town won on appeal, they won not only the basic amount, but also the interest and the attorneys' fees. However, he said, the Town could make a counter-offer to the \$50,000 offer. He asked for direction from the Commission on this issue.

It was moved by Green, seconded by Loiselle, the Town not accept the offer, make no counteroffer, and request full payment of the judgment, reminding them that interest continues and attorney fees are their problem. Motion carried on roll call vote: Green, aye; Loiselle, aye; Wurzburg, aye; Dreyfus, no; Pollock, no; Metz, aye; Brown, aye.

Moratorium on Sign Variances and Beautification Applications. Commissioner Green said the Zoning Board of Adjustment recently granted a variance to allow a sign to be raised to be 17 feet high; also, the DOT permitted some palm trees to be planted on the right of way on GMD. He said these actions were counterproductive to a master plan coming out in the next 90 days from the GMD Committee for the beautification of GMD. He asked if there was an effective way to put a moratorium on applications for sign and beautification variances to avoid this sort of thing. Mr. Christiansen said it might be possible; it had been done before while amendments to the Zoning Code were in progress. It was agreed this subject would be placed on a workshop agenda for discussion.

Longboat Key Club Memberships.

Commissioner Green said a member of the Longboat Key Club reported to him that while she was at the Club offices recently, a couple there who were not Longboat Key residents were making application for new membership. She was told by the Club employee that members were being accepted from off the Key because there was no waiting list. Commissioner Green said since the resolution stated the Club must be operated to full capacity, he wished to know if there was a way of legally establishing such full capacity. If not, the Club could take applications from "the whole world".

Vice-Mayor Dreyfus asked if the 80%-20% rule gave the Club the

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right to accept members from off the Key. Mr. Christiansen said part of what was done when the Commission originally approved this was to provide that 20% of the memberships would be made available to people who lived outside the PUD's, but in the Town of Longboat Key. The language alluded to by Commissioner Green, he said, had the intent to allow Arvida to bring in certain people from outside the Key at a time when there were not enough members of the Club for it to be operated efficiently and in a financially stable manner. Regarding whether or not that language could be turned around now so that the Club could bring in as many people as they wished, Mr. Christiansen said he would research this and try to have something for the Commission by the October Workshop.

Commissioner Green said the resolutions were poorly drawn and ambiguous. He said the resolutions also allowed Arvida to sell the Club at a profit; it never occurred to people in those days that the Club would ever be sold for a profit. It also said in the resolutions that the club must be operated at full capacity to make it economically viable; therefore, they could double the membership of the Club in order to make it economically viable. Then it could be sold to someone else who could double it again. He asked what legal aspect of this the Town could address. He said zoning resolutions did not generally favor the Town, but the property owners. Mr. Christiansen said they were interpreted in favor of the landowner.

Mayor Brown asked Ruth Shapiro to relate to the Commission her experience with the Club.

Ruth Shapiro, Seagate, said she went to the Club offices on 9-27-90 to pay her bill. Some people from Bird Key were there signing in at the time. She said she asked the employee who was accepting the applications if this was something new, taking people from outside of Longboat Key. The employee replied no; their first option was for people on the waiting list, but they no longer had a waiting list; consequently, they were open and could take anyone they wanted. Mrs. Shapiro asked if she meant off the Key; the employee said yes. Mrs. Shapiro did not know the name of the person she spoke to, but it was in the Club office at Sailboat Square.

(The Town Attorney left the Meeting at this time, at 8:40 P.M.)

A recess was called at 8:40 P.M.; the Meeting reconvened at 8:45 P.M.

VI. Communications and Committee Reports1. Town Attorney Selection Recommendations.

Commissioner Pollock reported the Selection Committee met on 10-5-90. Along with Mr. Christiansen's name, they also considered and interviewed several other applicants, including Robert Moore and David Persson. Messrs. Moore and Persson were recommended as being the most qualified. Therefore, he said, Messrs. Christiansen, Moore and Persson were the names submitted for a vote at this time.

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Commissioner Wurzburg said a total of twelve applications were received and reviewed. He said four Commissioners were present at the Selection Committee meeting: Committee Members Metz, Pollock and Wurzburg, as well as Commissioner Green. He said the Committee voted for David Persson as a first recommendation with Mr. Moore as a strong second.

The Town Clerk listed the candidates on the blackboard; all Commissioners were asked for their vote for Town Attorney. On roll call vote the results were as follow:

For Mr. Christiansen: Loiselle

For Mr. Moore: Dreyfus, Pollock

For Mr. Persson: Green, Wurzburg, Metz, Brown

Therefore, by a majority of four votes, Mr. Persson was selected as Town Attorney.

The Town Manager was directed to notify both Mr. Christiansen and Mr. Persson. It was agreed that since there were some outstanding projects Mr. Christiansen was working on, he would continue with those until such time as he could phase in Mr. Persson.

Mayor Brown said when the Commission went through the Zoning Ordinance, the Town Attorney was not present at those workshops. He said the Commission should not consider "nickel and diming" on their legal advice.

It was moved by Wurzburg, seconded by Green, to offer the Town Attorney position to David Persson. Motion carried on roll call vote: Wurzburg, aye; Green, aye; Loiselle, no; Dreyfus, no; Pollock, aye; Metz, aye; Brown, aye.

The Town Manager said he would be presenting to the Commission a proposed contract for the new Town Attorney. Further, the Town would direct a letter to all applicants for the position thanking them for their interest.

XI. Town Manager Comments  
Arvida Resolutions.

Mr. Cox said he wished to comment regarding the words "loose" or "ambiguous" used at this meeting as related to the resolutions; in the past the word used was "flexible." He asked the Commission to be cautious.

Arvida Building Offer.

Mr. Cox reported the Town had been approached with an offer to buy the Arvida office building for \$2.25 million. The Commission did not exhibit any positive response to this offer.

Comprehensive Plan/Recreation Element.

Mr. Cox said the Town had received an answer from the State to the proposed amendments to the Recreation Element of the Comp. Plan. He said Planning Consultant Rik Bass was preparing a response to the State; he had sixty days to do so.

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Mayor Brown suggested the amendment could be reworded: instead of eliminating such items as a basketball court, it could be stated that the Town was subsidizing the Recreation Center for \$400,000, and having the Center provide the public with the basketball court, soccer field, etc.

Commissioner Pollock said the analysis received from the Department of Community Affairs made the Town look very bad. Mayor Brown said the present Recreation Board felt strongly that the Commission was working with them and doing all they could. Commissioner Pollock said the Town had basically complied with the requirement, but it was not on paper. Mr. Cox said that it was Mr. Bass' feeling that the Town had complied, and had proven as such. Mr. Cox said in order for the Town to put that in the Plan, the Commission would have to amend what was done. Mr. Bass could explain this to the State, and have it amended at the State level by their direction.

Harbor Links Landscaping Problem.

Mr. Cox reported the cleanup at Harbor Links was completed as of today.

Zwick House at the Recreation Center.

Mr. Cox said the Rec Center had offered the Fire Department a chance to do a controlled burn of the old Zwick house located there. Following discussion which determined the house was uninhabitable, the Commission gave the Town Manager authorization to allow the house to be burned. Mr. Cox was also directed to make the suggestion that the Rec Center sell tickets and have an open house at their new building at the time of the burning.

XII. Town Commission CommentsSouth Lido Park Development Costs.

Commissioner Wurzburg distributed copies of a letter he received from Sarasota County Administrator White which stated the cost of developing South Lido Park. He said the project was completed for \$350,000. Commissioner Wurzburg said he asked Mr. White in 6-89 if the County could assist in the development of the Town's park. He said Mr. White indicated at that time that the County would be happy to help; therefore, he proposed staff contact Sarasota County before this issue was workshopped to see what could be done. He said the million-dollar cost quoted for developing the Town's park seemed high. The park would have a public parking lot, so it would be an asset to everyone.

Commissioner Loiselle said Manatee County passed a resolution last week to move its nursery from West Bradenton to Buffalo Creek. Since there would be many trees they would not wish to move, this might be an opportunity for the Town to acquire trees and shrubs for the park project. Commissioner Wurzburg suggested these trees and shrubs could be used on the Ansel property.

The Town Manager was directed to have staff contact Mr. Rothenbach, Director of the Sarasota County Department of Parks and Recreation, before this issue went to workshop. Commissioner Pollock suggested

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staff also find out what the current project planners could do with \$350,000.

Long Report/Commission Chambers Podium.

Commissioner Metz said the Long Report contained criticism of the Commission Chambers as being unsuitable for meetings. Specifically, it stated the podium was facing the wrong way. He asked if it were possible to have the podium moved to the side so speakers would not have their backs to the audience, but to the blackboard instead. Mr. Cox was directed to look into this; it would be tried at the next workshop if feasible.

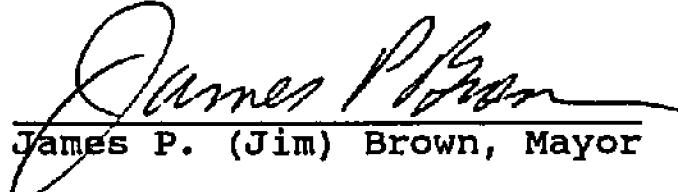
XIII. Public to be Heard

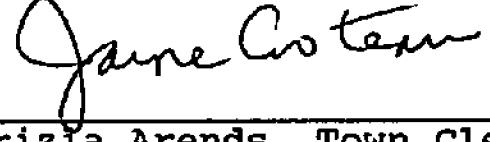
Ed Hager, Bradenton, said he liked the idea of moving the podium to the side. He also reminded the Commission that he had requested Ord. 90-23, concerning mooring of boats, be repealed. Commissioner Wurzburg said the new Town Attorney would be researching this in addition to other projects.

XIV. Press to be Heard

XV. Adjournment

The Meeting was adjourned at 9:10 P.M.

  
James P. (Jim) Brown, Mayor

  
Patrizia Arends, Town Clerk  
Jayne Croteau, Deputy Clerk

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