

**GULF BREEZE CITY COUNCIL
REGULAR MEETING**

APRIL 19, 2010
MONDAY, 6:30 P.M.
COUNCIL CHAMBERS

1. Roll Call
2. Invocation and Pledge of Allegiance
3. Approval of Minutes of April 5, 2010 (Regular Meeting)
Approval of Minutes of CRA Meeting
4. Ordinance No. 04-10: Amending Section 21-72 of the Municipal code, Front Yard Fences, Allowing staff to determine if criteria for front yard fences are met.
5. Resolution No. 11-10: Approving Certain Actions Relative to Capital Funding Revenue Bonds Series 1997-A
6. **CONSENT AGENDA ITEMS***
 - A. Discussion and Action Regarding Development Review Board Referrals of Apr. 6, 2010.
 - I. Robert D. Tyler - 105 Chanteclair Circle
Request to Construct a Roof over an Existing Boat Slip
 - II. Gulf Breeze Hospital - 1110 Gulf Breeze Parkway
Request to Construct a 10 Bed Hospital Addition
 - III. Curt Long - 406 Navy Cove Boulevard
Request to Replace an Existing Seawall and Dock
 - IV. Britton Stamps - North End of Live Oak Street
Approval of Variance to Develop a Four Family Subdivision
 - B. Discussion and Action Regarding Purchase of Equipment for York Street Park
 - C. Discussion and Action Regarding Underground Wiring

** These are items considered routine in nature and will be considered by one (1) motion. If any citizen wishes to voice an opinion on one of these items you should advise the Council Immediately.*

ACTION AGENDA ITEMS:

- A. Discussion and Action Regarding Comprehensive Plan Update
- B. Discussion and Action Regarding Ordinance No. 04-10, Amendment of Section 21-72 of the Municipal code, Front Yard Fences, Allowing Staff to determine if Criteria for Front Yard Fences are met.
(COVERED UNDER ORDINANCE SECTION ABOVE)
- C. Discussion and Action Regarding Resolution No. 11-10, Approving certain actions relative to the capital funding revenue bonds, series 1997 A.
(COVERED UNDER RESOLUTION SECTION ABOVE)
- D. Discussion and Action Regarding Boat Ramp Fees
- E. Discussion and Action Regarding Emergency Loan Program
- F. **Information Items**
- 7. **New Business:**
 - A. Discussion and Action Regarding Disposal of Surplus Fire Boat Bids
- 8. **Open Forum**
- 9. **Adjournment**

If any person decides to appeal any decisions made with respect to any matter considered at this meeting or public hearing, such person may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and any evidence upon which the appeal is to be based.

The public is invited to comment on matters before the City Council upon

**** These are items considered routine in nature and will be considered by one (1) motion. If any citizen wishes to voice an opinion on one of these items you should advise the Council Immediately.***

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF GULF BREEZE, FLORIDA**

The 1,149th regular meeting of the Gulf Breeze City Council, Gulf Breeze, Florida, was held at the Gulf Breeze City Hall on Monday, April 5, 2010, at 6:30 p.m.

Upon call of the roll the following Councilmen were present:, Dana Morris, J. B. Schluter, Richard Fulford, Joseph Henderson and Mayor Zimmern.

APPROVAL OF MINUTES:

Councilman Schluter moved for approval of the minutes for the regular meeting held on Monday, March 15, 2010. Councilman Henderson seconded. The vote for approval was 5 - 0.

RESOLUTION NO. 09-10: URGING STATE LEGISLATURE TO MODIFY FUNDING FORMULAS FOR ALL SCHOOLS

The Resolution was read by title only by the City Clerk. Councilman Henderson moved for approval of the Resolution. Councilman Morris seconded. The vote for approval was 5 - 0.

RESOLUTION NO. 10-10: DESIGNATING APRIL 5, 2010 AS TEACHER APPRECIATION DAY

The Resolution was read by title only by the City Clerk. Councilman Schluter moved for approval of the Resolution. Councilman Morris seconded. The vote for approval was 5 - 0.

CONSENT AGENDA ITEMS:

RECOMMENDATION:

That the City Council approve the following Consent Agenda Items: A, B, and C:

- A. SUBJECT: **DISCUSSION AND ACTION REGARDING GULF BREEZE HOSPITAL WATER SUPPLY**

Reference: City Manager memo dated March 25, 2010

RECOMMENDATION:

That the City Council approve \$3,837.50 to reimburse the Gulf Breeze Hospital for one half the cost of installing an additional interconnect to the water system.

B. SUBJECT: DISCUSSION AND ACTION REGARDING INTERLOCAL AGREEMENT WITH ESCAMBIA COUNTY RE: LARGE AREA ARTIFICIAL REEF SITE

Reference: city Manager memo dated March 25, 2010

RECOMMENDATION:

That the City Council approve the Interlocal Agreement and authorize Mayor Zimmern to execute the agreement.

C. SUBJECT: DISCUSSION AND ACTION REGARDING FRONT YARD FENCES

Reference: City Manager memo dated March 25, 2010

RECOMMENDATION:

That the City Council direct staff and the City Attorney to prepare an ordinance amending Section 21-72 of the Municipal Code of Ordinances to allow staff to make the determination if the criteria regarding front yard fences have been met.

Councilman Morris moved for approval of the Consent Agenda Items. Councilman Henderson seconded. The vote for approval was 5 - 0.

ACTION AGENDA ITEMS:

PUBLIC HEARING REGARDING COMPREHENSIVE PLAN UPDATE

A. SUBJECT: DISCUSSION AND ACTION REGARDING COMPREHENSIVE PLAN UPDATE

The City Manager began the Public Hearing by reviewing the Comprehensive Plan Update workshop held Wednesday, March 31, 2010, 5:00 p.m. at the Recreational Center. Mayor Zimmern opened the Public Hearing at 6:35 p.m. The following individuals spoke: Mr. Bill Graves, 1181 Gulf Breeze Parkway, 32561; Ms. Mary Moulton, 4548 Hickory Shores Boulevard, 32563; Mr. Jim Moulton, 4548 Hickory Shores Boulevard, 32563; Mr. Bob Moulton, 4548 Hickory Shores Boulevard, 32563; Mr. Jim Doyle, 308 Plantation Hill Road, 32561; Ms. Elise Evans, 11 Fairpoint Place, 32561; Mr. Michael Price, 85 Chanteclair, 32561; and Ms. Susan Bleiler, 481 Deer Point Drive, 32561.

After the public spoke the Mayor asked for Council comments. After Council discussion staff was directed to update the draft Comprehensive Plan update and to provide a time line of various deadlines. Future workshops will be scheduled. Mayor Zimmern closed the Public Hearing at 7:30 p.m.

B. SUBJECT: DISCUSSION AND ACTION REGARDING RESOLUTION REGARDING FUNDING FORMULA FOR SCHOOLS

(COVERED UNDER RESOLUTION SECTION ABOVE.)

C. SUBJECT: DISCUSSION AND ACTION REGARDING TUITION REIMBURSEMENT, FIRE FIGHTERS

Reference: City Manager memo dated March 25, 2010

RECOMMENDATION:

That the City Council approve the concept of a firefighter tuition reimbursement program and direct staff to finalize the policy.

Councilman Schluter moved for approval. Councilman Fulford seconded. The vote for approval was 5 - 0.

NEW BUSINESS: DISCUSSION AND ACTION REGARDING SPECIAL EVENT REQUEST FROM SANTA ROSA PROFESSIONAL EDUCATORS TO HOLD A PROTEST AT SOUTH END OF BAY BRIDGE 4:00 - 6:00 P.M., WEDNESDAY, APRIL 7, 2010

Reference: City Manager memo dated April 5, 2010

RECOMMENDATION:

That the City Council approve the special event request from the Santa Rosa Professional Educators to hold a protest at the South end of the Bay Bridge from 4:00 - 6:00 p.m., Wednesday, April 7, 2010.

Councilman Schluter moved for approval. Councilman Morris seconded. The vote for approval was 3 - 2, with Councilmen Henderson and Fulford dissenting.

H. INFORMATION ITEMS

OPEN FORUM:

Dr. Don Baldwin, 589 Bay Cliffs Circle, spoke to Council regarding a fence installed by his neighbor. The fence does not comply with City fence codes and he asked that something be done to alleviate the problem. The City Manager indicated that staff will look into the situation.

There were no other comments and the Mayor Zimmern closed the Public Forum.

ADJOURNMENT:

Mayor Zimmern adjourned the City Council meeting at 7:50 p.m.

CITY CLERK

MAYOR

**MINUTES OF A MEETING OF THE BOARD OF DIRECTORS
FOR THE COMMUNITY REDEVELOPMENT AGENCY**

A meeting of the Board of Directors for the Community Redevelopment Agency, Gulf Breeze, Florida, was convened at the Gulf Breeze City Hall on Monday, April 5, 2010, at 7:45 p.m.. Upon call of the roll for the Community Redevelopment Agency meeting the following Board members were present: Councilmen Dana Morris, J. B., Schluter, Richard Fulford, Joseph Henderson, and Mayor Beverly Zimmern.

The purpose of the meeting was for the Board of Directors for the Community Redevelopment Agency to consider the following item:

B. SUBJECT: DISCUSSION AND ACTION REGARDING CONTINUED IMPROVEMENTS - FAIRPOINT TRIANGLE AND HIGHWAY 98 MEDIANS

Reference: Parks and Recreation Director memo dated March 24, 2010

RECOMMENDATION:

That the City Council authorize staff to utilize CRA funds and proceed with the installation and maintenance of new beds in the Highway 98 medians and the improvement for the Fairpoint Triangle.

Councilman Schluter moved for approval. Councilman Fulford seconded. The vote for approval was 5 - 0.

ADJOURNMENT:

Mayor Zimmern adjourned the Community Redevelopment Agency meeting at 7:47 p.m.

CITY CLERK

MAYOR

ORDINANCE NO. 04-10

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GULF BREEZE, FLORIDA, AMENDING SECTION 21-72 OF THE CODE OF ORDINANCES RELATIVE TO FENCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council enacted certain rules and regulations regarding the design and placement of fences on residential lots; and,

WHEREAS, these rules and regulations currently preclude the placement of a fence forward of the front of a primary structure on a residential lot; and,

WHEREAS, the City Council desires to amend these rules and regulations to allow the placement of fence forward of the front of a primary structure in certain instances and when certain design criteria are met.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Gulf Breeze, as follows:

SECTION 1: Section 21-72, Fence Requirements is hereby amended to read as follows:

Sec. 21-72. Fence requirements.

- (a) No fence of any description shall be erected nearer to the front lot line than the front of the house on the lot or, in the case of a vacant lot, nearer to the front lot line than that point on the lot where a house could be located when and if built, except as follows: in the case where a house is built closer to the setback limit than a house immediately abutting, then the house further away from the front street may extend the side yard fence to a point equal to the extent of the abutting front yard fence which extends further toward the street. In no case can a side yard fence extend closer to the right-of-way than the setback limit. In the case of a corner lot no fence shall be erected nearer to the side street line than the side street setback line for that particular lot. In those instances on a corner lot in which the front of the house faces the side street lot line, then the section of fence that faces the front lot line shall not be located any closer to the front lot line than 15 feet. The maximum height of such fence shall be eight feet, except that on a corner lot, the height of such fence that protrudes beyond the side of the house facing the side street where the fence joins the house, and that portion of the fence that runs parallel with the side street side of the lot, shall not exceed 6 feet in height. All other sections of a fence located on the lot shall not exceed the maximum height of eight feet.
- (b) Special exceptions.

Fences meeting the following criteria may be located forward of the front of the house but not forward of the front lot line. ~~The Board of Adjustment~~ The City Manager or his

designee will determine if the criteria listed below have been met in accordance with Section 20-108 of the Code of Ordinances.

1. The fence shall be decorative or ornamental in design and match the overall architectural style of the principal structure. No chain link, wire, wooden panel or picket fence shall qualify for a special exception. The design of the fence must be brick, stone or stucco columns joined by metal panels. The metal panels must be less than thirty-three percent (33%) opaque.
2. Landscaping must be installed on the street side of the fence in such a manner as to shield the metal panels from view within three (3) years from the date of construction. Plant material must consist of ornamental shrubs which grow to a height of five (5) to six (6) feet under normal conditions (Recommended species are included in Table 1. Other species with similar attributes may be utilized).
3. The maximum height of the fence panels shall not exceed six (6) feet in height; however, columns may be up to ten (10) feet high. The height measurement will be taken from grade.
4. The minimum distance between columns shall be eight (8) feet. The maximum distance between columns shall be fifteen (15) feet.
5. The property owner must demonstrate the existence of a public safety concern, such as trespassing that frequently occurs about his property which would be significantly mitigated by construction or erection of a fence contemplated in this subsection (b).
6. Any fence that utilizes a gate or similar device to restrict access to the driveway shall be equipped with a rapid entry system as specified in Section 21-265.
7. The decision by the City Manager or designee that the aforementioned criteria have been or have not been met may be appealed to the Board of Adjustment. The procedures for appeal shall follow the procedures specified in Chapter 20, Article II, Division 7. Appeals.

SECTION 2: SEVERABILITY

It is not the intent of this Ordinance to supersede or conflict with any law, rule, or regulation that has been reserved to or is preempted by laws, rules, and regulations of the State of Florida. If any section, sentence, clause, phrase, or word of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of this Ordinance. Further, in the event that any section, sentence, clause, or phrase of this Ordinance is held to be invalid or unconstitutional by any court

of competent jurisdiction, then it is hereby declared to be the intent of the Gulf Breeze4 City Council that this Ordinance be construed to the fullest extent possible in a manner that is valid and constitutional and excepting only such portions of this Ordinance that are necessary in order for the remaining portions hereof to be valid and lawful.

SECTION 3: CONFLICT

The provisions of this Ordinance shall be deemed to control and prevail over any ordinance or portion thereof in conflict with the terms herein.

SECTION 4: EFFECTIVE DATE

This ordinance shall become effective upon its adoption by the City Council of the City of Gulf Breeze.

PASSED ON FIRST READING ON THE 19TH DAY OF APRIL, 2010.

PUBLISHED ON THE DAY OF MAY, 2010.

PASSED AND ADOPTED ON THE SECOND READING ON THE 3RD DAY OF MAY, 2010.

CITY OF GULF BREEZE, FLORIDA

BEVERLY H. ZIMMERN, MAYOR

ATTEST:

MARITA RHODES, CITY CLERK

Resolution 11-10

A RESOLUTION RELATING TO THE CAPITAL FUNDING REVENUE BONDS, SERIES 1997A (MUNI EXEMPT CPI BONDS) OF THE CITY OF GULF BREEZE; APPROVING CERTAIN ADMINISTRATIVE ACTION IN CONNECTION WITH SUCH BONDS; PROVIDING CERTAIN OTHER DETAILS IN CONNECTION WITH THE BONDS AND THE 1997 PROGRAM; APPROVING REPLACEMENT FINANCING; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Gulf Breeze (the "Issuer") has issued its \$81,500,000 Capital Funding Revenue Bonds, Series 1997A Muni Exempt CPI Bonds (the "Bonds") pursuant to a Trust Indenture dated as of May 1, 1997 (the "Indenture") between the Issuer and U.S. Bank, N.A., as successor Trustee; and

WHEREAS, the 1997 Program established under the Indenture is administered by Gulf Breeze Financial Services, Inc. pursuant to an Administration Agreement dated as of April 28, 1997 (the "Agreement"); and

WHEREAS, the rating on the Bonds when issued is no longer in effect due to the unprecedented downgrade in the rating of MBIA, as Bond Insurer under the Indenture; and

WHEREAS, to avoid any adverse consequences to the Bondholders in the event the Swap Counterparty terminates the Swap Agreement in accordance with its terms due to the failure of MBIA to post collateral, the Issuer has determined that it is in the best interest of the Issuer and the Bondholders to terminate the Swap while it is currently favorable to the City to do so without penalty; and

WHEREAS, most Participants have decided to prepay their Loans and convert their indebtedness to fixed-rate debt through a program of the Issuer; and

WHEREAS, due to the short term left on the Bonds, it is not feasible to deposit moneys from Repayments into the Recycling Account and attempt to relend the Repayments to other potential Participants; and

WHEREAS, Section 5.03(g) of the Indenture provides that Repayments shall be deposited in the Redemption Fund and applied to redeem Bonds; and

WHEREAS, the Bond Insurer has consented to the early termination of the Swap Agreement; **NOW THEREFORE**

BE IT RESOLVED BY THE CITY OF GULF BREEZE, SANTA ROSA COUNTY, FLORIDA:

Section 1. Implementation of Resolution. The preambles hereof are hereby adopted as findings of the Issuer. The Issuer hereby directs the Trustee and the Administrator of the 1997 Program to do all things necessary to facilitate and to complete all actions necessary or convenient to promptly terminate the notional amount of the Swap Agreement (or so much thereof as may be possible, based upon Loan Repayments and Prepayments, and related reserves) and redeem a like principal amount of the Bonds and effect the transactions contemplated by this Resolution. The Issuer further hereby ratifies and confirms all actions heretofore taken toward such end by the Administrator, Bond Counsel, Morgan Keegan & Company and the Trustee.

Section 2. 2010 Program. The Issuer hereby approves, in concept, the issuance by the ~~City~~ City of Gulf Breeze of new bonds for the purpose of establishing a program (the "2010 Program") for providing moneys to the Participants of the 1997 Program who wish to replace the amounts prepaid on the Participant Loans from the 1997 Program or borrow additional funds for their governmental purposes. This Section shall be subject to the adoption by the Issuer of a bond resolution authorizing and awarding the bonds for the 2010 Program. The Issuer hereby finds, determines and declares that the timing and size of the issue and the novelty and complexity of the financing plan for the Bonds require that the Bonds be negotiated at private sale rather than offered by competitive bid at public sale in order to assure the necessary flexibility to obtain the most favorable terms in the bond market. The negotiated sale of the Bonds to Morgan Keegan & Company, Inc., on behalf of the Underwriters, is hereby authorized pursuant to Section 218.385, Florida Statutes.

Section 3. Authorization of all Other Necessary Action. The Mayor, Mayor Pro-tem, City Clerk, City Manager, the Administrator of the 1997 Program, the Executive Director of the Administrator, the City Attorney and Bond Counsel for the Issuer are each designated agents of the Issuer in connection with this Resolution, and are authorized and empowered, collectively or individually, to give all directions, and take all action and steps to execute and deliver any and all instruments, documents, investments or contracts, on behalf of the Issuer which are necessary or desirable in herewith connection with the objectives of this resolution and which are not inconsistent with the terms and provisions of this resolution and other actions relating to the Bonds heretofore taken by the Issuer.

Section 4. Effective Date. This resolution shall take effect immediately upon its adoption.

RESOLUTION NO. 11-10
PAGE THREE

ADOPTED: This __ day of _____, 2010.

City of Gulf Breeze, Florida

By: _____
Mayor

Attested this __ day of
_____, 2010.

By: _____
City Clerk

CERTIFICATE OF CITY CLERK

I, _____, City Clerk to the City of Gulf Breeze, Santa Rosa County, Florida, do hereby certify that the above and foregoing is a true and correct copy of a resolution and supporting exhibits as the same were duly adopted and passed at a public meeting of the City Council of the City of Gulf Breeze on the __ day of _____, 2010, and as the same appears on record in my office.

IN WITNESS WHEREOF, I hereunto set my hand and official seal this ____ day of _____, 2010.

(SEAL)

City Clerk

Councilmen Present: Dana Morris, J. B. Schluter, Joseph Henderson And Mayor Beverly Zimmern

ACTION AGENDA ITEMS:

A. SUBJECT: DISCUSSION AND ACTION REGARDING RESOLUTION NO. 11-10, APPROVING CERTAIN ACTIONS RELATIVE TO THE CAPITAL FUNDING REVENUE BONDS, SERIES 1997A

Reference: City Manager memo dated April 8, 2010

RECOMMENDATION:

That the City Council adopt Resolution No. 11-10 authorizing certain actions to be taken to restructure the Capital Funding Revenue Bonds Series 1997A and terminate the SWAP Agreement.

B. SUBJECT: DISCUSSION AND ACTION REGARDING DEVELOPMENT REVIEW BOARD REFERRALS OF APRIL 6, 2010

- I. Robert D. Tyler - 105 Chanteclair Circle
Request to Construct a Roof Over an Existing Boat Slip

RECOMMENDATION:

That the City Council accept this project as presented.

- II. Gulf Breeze Hospital - 1110 Gulf Breeze Parkway
Request to Construct a 10 Bed Hospital Addition

RECOMMENDATION:

That the City Council accept the project as presented.

- III. Curt Long - 406 Navy Cove Boulevard
Request to Replace an Existing Seawall and Dock

RECOMMENDATION:

That the City Council accept the project contingent upon receipt of all Federal and State permits.

- IV. Britton Stamps - North End of Live Oak Street
Approval of Variance to Develop a Four Family Subdivision

RECOMMENDATION:

That the City Council approve the project as presented.

- C. **SUBJECT: DISCUSSION AND ACTION REGARDING PURCHASE OF EQUIPMENT FOR YORK STREET PARK**

Reference: Parks and Recreation Director memo dated April 7, 2010

RECOMMENDATION:

That the City Council authorize the purchase of the playground equipment from J. A. Dawson & Co., Inc., at the U.S. Communities Governmental Purchasing Alliance contract price of \$23,356.47.

- D. **SUBJECT: DISCUSSION AND ACTION REGARDING ORDINANCE NO. 04-10, AMENDMENT OF SECTION 21-72 OF THE MUNICIPAL CODE, FRONT YARD FENCES, ALLOWING STAFF TO DETERMINE IF CRITERIA FOR FRONT YARD FENCES ARE MET**

Reference: City Manager memo dated April 7, 2010

RECOMMENDATION:

That the City Council approve Ordinance No. 04-10 on First Reading on April 19, 2010 and that a Public Hearing and Second Reading be scheduled for May 3, 2010.

- E. **SUBJECT: DISCUSSION AND ACTION REGARDING BOAT RAMP FEES**

Reference: City Manager memo dated April 8, 2010

RECOMMENDATION:

A motion was made by Councilman Henderson to lower the boat ramp fees for City of Gulf Breeze Citizens to \$25.00 through a rebate and increase the boat ramp fee for non residents to \$75.00. The motion was seconded by Councilman Morris. Councilman Henderson and Councilman Morris voted in favor for the motion and Mayor Pro Tem Schluter and Mayor Zimmern voted against the motion. The motion was not carried.

A motion was made by Mayor Pro Tem Schluter to approve the staff recommendation that the City Council direct staff to prepare a resolution regarding a \$10 rebate on the purchase of an annual boat ramp permit paid on the next water bill. Councilman Morris seconded the motion and the vote was three to one with Councilman Henderson voting against the motion.

**F. SUBJECT: DISCUSSION AND ACTION REGARDING AMENDMENT/
REWRITE OF CITY'S COMPREHENSIVE PLAN**

Reference: City Manager memo dated April 8, 2010

The following Citizens attended and spoke regarding the height requirement in the Comp Plan.

Flack Logan, 129 Chanteclair Circle, Gulf Breeze Fl, presented the City Council with a Resolution that the Chanteclair Home Owners Association passed requesting that the 35' foot height limit remain.

Michael Price, 85 Chanteclair, Gulf Breeze, FL. Mr. Price requested that the Council give him some idea of how he could show that the citizens of Gulf Breeze would like to keep the 35' building height limit.

Mary Moulton, 4548 Hickory Shore Blvd, Gulf Breeze, FL
Bob Moulton and Jim Moulton, 380 Lurton St, Pensacola, FL

Chris Brown, 4564 Hickory Shore Blvd, Gulf Breeze, FL stated he was the Vice President of 3 Delta System stated that his business is looking to move into the City limits but at this time there is not commercial building space suitable businesses. He would like to see the height limit changed to make way for new businesses in this area.

RECOMMENDATION:

That the City Council direct staff to hold a workshop on Wednesday April 28th to further discuss the height requirements and other issues on the Comp Plan revision.

G. SUBJECT: DISCUSSION AND ACTION REGARDING UNDERGROUND WIRING

Reference: city Manager memo dated April 8, 2010

RECOMMENDATION:

That the City Council direct staff to meet with Gulf Power regarding development of a plan and cost estimates for converting aerial electric lines to underground.

H. SUBJECT: DISCUSSION AND ACTION REGARDING EMERGENCY LOAN PROGRAM

Reference: City Manager memo dated April 12, 2010

RECOMMENDATION:

That the City Council approve an emergency loan program for City staff as described.

I. INFORMATION ITEMS

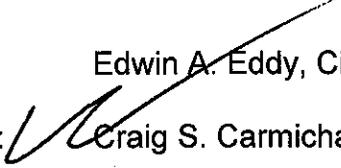
Meeting Adjourned at 7:40 p.m.



City of Gulf Breeze

MEMORANDUM

TO: Edwin A. Eddy, City Manager

FROM:  Craig S. Carmichael, Director of Community Services

DATE: April 12, 2010

SUBJECT: Surplus Fire Boat Bids

As you are aware, the City Council recently declared the old fire boat as surplus and authorized staff to dispose of it through sealed bids. Staff underwent the sealed bid process and received the following three offers:

A.R. Dickerson, Sr.	\$1,500.00
Vernon L. Prather	\$1,550.12
Howard M. Yonge	\$2,200.00

RECOMMENDATION: THAT THE CITY COUNCIL ACCEPT HOWARD M. YONGE'S BID IN THE AMOUNT OF \$2,200.00 FOR THE SURPLUS VESSEL (INCLUDING TRAILER) AND DIRECT STAFF TO PREPARE THE NECESSARY PAPERWORK TO COMPETE THE SALE.

BID FORM

To: City of Gulf Breeze
Gulf Breeze, Florida

Date: April 12, 2010

In compliance with your Advertisement for Bids and subject to all the conditions thereof, the undersigned, hereby proposes to purchase the following surplus equipment from the City of Gulf Breeze:

ITEM DESCRIPTION

1 1990 22 FOOT BOSTON WHALER W/ TWIN 150 YAMAHA ENGINES AND TRAILER
***** IMPRORTANT*** THE VESSEL HAS BEEN CAPSIZED AND IS INOPERABLE!**

ACKNOWLEDGMENTS: The Bidder declares that he/she has examined the equipment and fully informed himself regarding all pertinent conditions, that he/she has examined the bid packet, that he/she acknowledges the equipment is being sold as is and with warranty and that he/she has satisfied himself/herself relative to the purchase of the equipment. Successful bidders are cautioned that they will be responsible for loading and removal of any and all equipment awarded to them from the exact place where the property is located.

BASE BID AMOUNT: For the purchase of the aforementioned equipment, for the sum of:

Item 1 - 1990 22 FOOT BOSTON WHALER W/ TWIN 150 YAMAHA ENGINES AND TRAILER
***** IMPRORTANT*** THE VESSEL HAS BEEN CAPSIZED AND IS INOPERABLE!**

\$ 1,500.00 Dollars and _____ Cents.

CERTIFICATIONS: The undersigned certifies that he/she is authorized to execute on behalf of the Bidder as legally named, that this proposal is submitted in good faith without fraud or collusion with any other bidder, that the data indicated below is true and complete and the Bid is made in good faith and in full accord with State Law. Notice of acceptance may be sent to the undersigned at the address set forth:

Legal Name of Bidder A.R. Dickerson Sr.
Mailing Address 409 NEAL RD. CANTONMENT FL. 32539
Phone Number 850-9689477
By (Legal Signature) A.R. Dickerson
Date MARCH 29, 2010
Name Typed or Printed A.R. Dickerson

MUST BE COMPLETED FOR BID TO BE VALID

BID FORM

To: City of Gulf Breeze
Gulf Breeze, Florida

Date: April 12, 2010

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BASE BID AMOUNT: For the purchase of the aforementioned equipment, for the sum of:

- Item 1 - 1990 22 FOOT BOSTON WHALER W/ TWIN 150 YAMAHA ENGINES AND TRAILER
***** IMPRORTANT*** THE VESSEL HAS BEEN CAPSIZED AND IS INOPERABLE!**

\$ 2,200.00 Dollars and 00 Cents.
TWO THOUSAND TWO HUNDRED & NO ONE HUNDREDS

CERTIFICATIONS: The undersigned certifies that he/she is authorized to execute on behalf of the Bidder as legally named, that this proposal is submitted in good faith without fraud or collusion with any other bidder, that the data indicated below is true and complete and the Bid is made in good faith and in full accord with State Law. Notice of acceptance may be sent to the undersigned at the address set forth:

Legal Name of Bidder HOWARD M. YONGE
Mailing Address 18 LAKESIDE DR
Phone Number PENSACOLA, FL
By (Legal Signature) Howard M. Yonge
Date 04/09/10
Name Typed or Printed HOWARD M. YONGE

MUST BE COMPLETED FOR BID TO BE VALID

BID FORM

To: City of Gulf Breeze
Gulf Breeze, Florida

Date: April 12, 2010

In compliance with your Advertisement for Bids and subject to all the conditions thereof, the undersigned, hereby proposes to purchase the following surplus equipment from the City of Gulf Breeze:

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***** IMPRORTANT*** THE VESSEL HAS BEEN CAPSIZED AND IS INOPERABLE!**

ACKNOWLEDGMENTS: The Bidder declares that he/she has examined the equipment and fully informed himself regarding all pertinent conditions, that he/she has examined the bid packet, that he/she acknowledges the equipment is being sold as is and with warranty and that he/she has satisfied himself/herself relative to the purchase of the equipment. Successful bidders are cautioned that they will be responsible for loading and removal of any and all equipment awarded to them from the exact place where the property is located.

BASE BID AMOUNT: For the purchase of the aforementioned equipment, for the sum of:

- Item 1 - 1990 22 FOOT BOSTON WHALER W/ TWIN 150 YAMAHA ENGINES AND TRAILER
***** IMPRORTANT*** THE VESSEL HAS BEEN CAPSIZED AND IS INOPERABLE!**

FIFTEEN HUNDRED & 50 Dollars and 12 Cents. \$1,550¹²

CERTIFICATIONS: The undersigned certifies that he/she is authorized to execute on behalf of the Bidder as legally named, that this proposal is submitted in good faith without fraud of collusion with any other bidder, that the data indicated below is true and complete and the Bid is made in good faith and in full accord with State Law. Notice of acceptance may be sent to the undersigned at the address set forth:

Legal Name of Bidder VERNON L. PRATHER
Mailing Address P.O. Box 608 CHANTONMENT, FL 32535
Phone Number (850) 587-2889
By (Legal Signature) Vernon L. Prath
Date 4/12/10
Name Typed or Printed VERNON L. PRATHER

MUST BE COMPLETED FOR BID TO BE VALID

History lives in St. Michael's Cemetery

Thank you, Margo Stringfield, principal archeologist from University of West Florida, for making St. Michael's Cemetery come alive during an informative hour. The university works in partnership with the cemetery foundation to preserve this special area. The cemetery is one of the two oldest in Florida, with 3,200 marked graves and many more underground which have been identified by ground-penetrating radar.

We entered on the south side, walking down the colonial road, original and intact since the 1760s. As we strolled, we viewed the tomb of Dorothy Walton whose husband, George, signed the Declaration of Independence. We learned that many of the old stones came from New Orleans and were carved there.

We also learned that the etched flowers on the tombs had real meaning, with the oak leaf symbolizing strength, the rose for beauty, etc. Some of the tombs are quite splendid and some very simple, befitting the economic status of the family.

On April 18 the foundation hosts "Get in the Spirit Day" with heritage families onsite to share family stories, as well as the sale of heirloom Jamaica crinum bulbs, offered especially for the day. Mark your calendars, Pensacola.

— Carol Osborn
Gulf Breeze

Thank you *

The citizens of Pensacola are blessed. Living among you are ordinary citizens who, when called upon, are truly heroic.

My friend and I were in a horrific accident on the Pensacola Bay Bridge. Two off-duty EMTs were in the traffic and immediately took charge of the situation. Their actions, along with the actions of Rodney Melton, Officer Bob Travierne and his fellow officers of the Gulf Breeze Police Department, Chaplain Angie, Dr. Allman and the emergency room staff saved my friend's life. There is no doubt in my mind of this. Dr. Morris was at the hospital almost immediately to add his expertise to that of the exceptional staff at Baptist.

The staff has given Ginger exceptional care. They are kind, compassionate, professional and knowledgeable. For Terry, Jane, Rebecca and all the numerous other health care professionals who have helped her and have made this ordeal so much easier for all who love her, thank you.

I never learned the names of the two EMTs on the scene, but I want them to know what they did for Ginger. She will recover and hopefully be her old

self again one day soon.

Pensacola, be proud of these exceptional men and women.

— Rebecca Barrett
Mobile, Ala

Clean gun?

I have noticed that lately, every time something comes out about the Victor Steen case, he is said to have been carrying a gun. Nothing else is said about it, except as a reason for his running from police.

No one ever saw him display a gun, it was found after the incident. Am I the only one who remembers published testimony by the forensic expert saying that, after three separate tests, she could not find one single fingerprint on the gun, the bullets in the gun or the loose bullets in his pocket? How many 17-year-olds do you know who are that careful about keeping anything so clean?

I understand that police working the streets have a very difficult job to do, but too much of this story just doesn't add up. I also wonder what Victor Steen could have been suspected of stealing from a construction site while riding his bicycle.

I believe many kids would run, simply to avoid their mom's knowing they were out at 3 a.m. Kids that age can't even imagine the possibility of the situation that came to be

— Stephen Haworth
Pensacola

Cool Job!
R. J. J.



City of Gulf Breeze

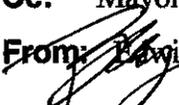
OFFICE OF THE CITY MANAGER

Memorandum

To: C.S. Carmichael, Fire Chief

Peter Paulding, Police Chief

Cc: Mayor & City Council

From:  Edwin A. Eddy, City Manager

Date: 4/13/2010

Subject: Attached Thank You Letter

Attached is a copy of a letter that appeared in the Pensacola New Journal today regarding an accident on the bridge. I think Shane told me Jim Custred was on the scene. Thanks to all those that helped out. Way to go!

(850) 934-5100 • FAX (850) 934-5114

POST OFFICE BOX 640 • 1070 SHORELINE DRIVE • GULF BREEZE, FLORIDA 32562

Monday, March 29, 2010

Officer Kevin Jenks
Police Dept
City of Gulf Breeze, FL



Officer Jenks,

Thank you for sending my black camera bag. It arrived today, Mar. 24th. Everything was in it EXCEPT the new Cannon digital camera (never used) in its new bright pink case.

Am enclosing a copy of letter sent to the Better Business Bureau.

Also, I spoke to Lisa, a supervisor at Tracfone at 1-800-867-7183 who said it was against company policy to track a "stolen" phone. She did, however, hesitate when asked if it could be done upon request by the police dept.

Also, I spoke directly to Sheila at Magnuson Hotels (850) 429-0002 who said she was unable to give me the

②



name of Motel owner directly — however, I would be receiving a letter from them at my home in Minnesota. I will forward on a copy to you.

I can be reached at any time about this on my cell phone

(612) 819-0596

and at home in Minnesota after Easter

(651) 433-2913

Please feel free to talk to my husband, if you should reach him. Again, thank you for all you have done,



Ms. Yvonne Miller
10311 209th St. N
Forest Lake, MN 55025

Yvonne Miller
ehotels.com



City of Gulf Breeze

POLICE DEPARTMENT

PETER R. PAULDING
Chief of Police

ROBERT C. RANDLE
Deputy Chief of Police

Date: April 9, 2010

To: Officer Greg Baker

From: Peter Paulding, Chief of Police

Re: Letter of commendation

In the evening of March 28, 2010 your actions to a wrong way driver on Highway 98 that occurred in Gulf Breeze were commendable. You performed in an exemplary manner and your actions were cited by Sergeant Neff for commendation.

You were on patrol on Highway 98 at the time of the initial call. You responded immediately to a report of a vehicle that crashed into the median sign in front of 831 Gulf Breeze Parkway and were the first law enforcement officer on scene. You located the suspect vehicle traveling in the wrong lane of travel on Highway 98 near the 400 block and caught up to the vehicle at the 200 block.

The wrong way vehicle was traveling at approximately 40 MPH in the lane closest to the median and the eastbound traffic coming into the city from the Pensacola Bay Bridge had to avoid the wrong way car. You successfully maneuvered your patrol vehicle in such a manner as to force the wrong way driver to stop.

The driver of the vehicle was not aware she was traveling in the wrong lane of travel and was just about to enter onto the Pensacola Bay Bridge. The driver was determined to be under the influence of intoxicating beverage and was arrested and charged. She was over .20 blood alcohol level, almost three times the legal limit. Sergeant Neff concludes that your actions prevented a probable traffic fatality that night by your quick and decisive actions.

You demonstrated outstanding performance of your duties and I commend your actions. Your exhibition of professionalism, prompt response and your independent actions were essential in the proper response to prevent a motorist from entering the wrong way of the Pensacola Bay Bridge. A copy of this letter will be placed in your personnel file. Your good work is greatly appreciated.

cc: City Manager
Personnel file



To: DC Randle

From: Sgt. S. Neff

Date: 03-31-2010

Re: Wrong Way Driver

On 03-28-2010, dispatch BOLO'd a description of a vehicle which had crashed into a median sign w/b in front of 831 Gulf Breeze Pkwy, Waffle House. Officer Baker responded in hopes of finding the vehicle. As he responded, he observed the vehicle driving the wrong way in the e/b lanes of US Hwy 98 (400 blk) heading towards the Pensacola Bay Bridge. Officer Baker caught up to the vehicle in the 200 blk of US Hwy 98. The wrong way vehicle was traveling at approximately 40 mph in the lane closest to the median. In the video, you can see other traffic e/b passing the wrong way driver. Officer Baker was able to catch up to this vehicle and successfully maneuver his patrol car in such a manner as to force the wrong way driver to stop. The driver was not aware that she was traveling in the wrong lane due to her intoxicated level of .20+. I am certain that Officer Baker prevented a probable traffic fatality this night by his quick and decisive actions and feel he should be commended for such. Reference CAD # 10-03976 / 10-0124, in-car video is available from unit #091.

Respectfully submitted,


Sgt. Neff