

**GULF BREEZE CITY COUNCIL
REGULAR MEETING**

JUNE 21, 2010
MONDAY, 6:30 P.M.
COUNCIL CHAMBERS

1. Roll Call
2. Invocation and Pledge of Allegiance
3. Approval of Minutes of June 7, 2010 (Regular Meeting)
4. Resolution No. 15-10: Opposing the Interbasin Transfer of Water and the Establishment of a Central Regulatory Commission for Water Resource Supply Development

Swearing in Joseph Henderson, II, to the U.S. Navy by LT, USN (Ret.) Joseph Henderson

CONSENT AGENDA ITEMS:*

- A. Discussion and Action Regarding Development Review Board Referral
 - I. Kimberly Marie Turner - 483 Deer Point Drive
Request to Construct a 4' x 175' Pier with a 16' x 16' Terminal Platform, a 3' x 47' Catwalk, and a 14' x 30' Boathouse Coverall 5' Above Mean High Water
- B. Discussion and Action Regarding Award of Bid, Concrete Work at Hodges Park
- C. Discussion and Action Regarding Stock Pile of Old Electronic Equipment
- D. Discussion and Action Regarding FEMA Project #12, Purchase of Brush/Wood Chipper
- E. Discussion and Action Regarding Resolution Opposing Interbasin Transfer of Water and Establishment of Central Water Regulatory Commission
- F. Discussion and Action Regarding Engagement of Tetra Tech as Consulting Engineer for Fishing Bridge Deconstruction
- G. Discussion and Action Regarding Development Review Board Appointment

Regular Council Agenda

June 21, 2010

Page Two

H. Discussion and Action Regarding Florida League of Cities Annual Conference
Appointing Mayor Zimmern as the City's Voting Delegate

I. Information Items

***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 the items, you should advise the Council immediately.**

5. ACTION AGENDA ITEMS:

A. **PUBLIC HEARING** on the City's Draft Comprehensive Plan

B. Discussion and Action Regarding Florida Department of Transportation - SB 1446
Landscaping Grant Architecture Consulting Services

6. New Business: Discussion and Action Regarding Peake's Point Homeowners
Association to Ask for City Contracting Assistance with Oil
Protection Efforts

New Business: Discussion and Action Regarding Additional Booming of Beach
Front from Peake's Point to Deer Point

7. Open Forum

8. 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 seeking and receiving recognition from the Chair.

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

The 1,153rd regular meeting of the Gulf Breeze City Council, Gulf Breeze, Florida, was held at the Gulf Breeze City Hall on Monday, June 7, 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 Beverly Zimmern.

APPROVAL OF MINUTES:

Councilman Schluter moved for approval of the minutes for the regular meeting held on Monday, May 17, 2010. Councilman Henderson seconded. The vote for approval was 5 - 0.

Councilman Henderson moved for approval of the minutes for the special meeting held on Monday, May 17, 2010. Councilman Morris seconded. The vote for approval was 5 - 0.

Mr. Flack Logan, 129 Chanteclair Circles, read a resolution from the Chanteclair Homeowners Association regarding Council consideration of increasing height limitations above 35 feet in some areas of the City. The Resolution was signed May 16, 2010 at the annual Homeowners Association meeting.

CONSENT AGENDA ITEMS:

RECOMMENDATION:

That the City Council approve Consent Agenda Items A - L:

A. SUBJECT: DISCUSSION AND ACTION REGARDING LOCAL GOVERNMENT SYMPOSIUM

Reference: City Manager memo dated May 28, 2010

Recommendation:

No Council action needed. The City Manager reviewed the program and introduced the students who attended the symposium to Council. Certificates of completion will be signed by Council and sent to each student.

B. SUBJECT: DISCUSSION AND ACTION REGARDING STORMWATER PROJECT ON PFEIFFER STREET

Reference: Assistant Public Service Director memo

RECOMMENDATION:

That the City Council waive the normal bidding process and authorize Utility Services Company to perform stormwater drainage corrective work at the end of Pfeiffer Street for the sum of \$10,251.00. (This project to be funded from stormwater funds.)

C. SUBJECT: DISCUSSION AND ACTION REGARDING ACQUISITION OF FIRE BOAT, FEMA ALTERNATIVE PROJECT #09

Reference: Fire Chief memo dated May 24, 2010

RECOMMENDATION:

That the City Council accept Brunswick Commercial and Government Products bid in the amount of \$147,907.00 (\$145,000.00 from the FEMA Public Assistance Grant and \$2,907.00 from the Fire Department's donation fund) for the 25 foot fire-rescue boat and authorize the Fire Chief to execute the purchase contract.

D. SUBJECT: DISCUSSION AND ACTION REGARDING SHORELINE DRIVE - SOUTH SUNSET BOULEVARD REPLACEMENT IRRIGATION WELL

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

RECOMMENDATION:

That the City Council authorize Foxworth & Moore Irrigation and John Brown Electric to proceed with the installation of the replacement well at the intersection of Shoreline Drive and South Sunset at a total project cost of \$8,580.

E. SUBJECT: DISCUSSION AND ACTION REGARDING DISPATCH SERVICE AGREEMENT TO NATIONAL PARK SERVICE

Reference: Police Chief memo dated May 19, 2010

RECOMMENDATION:

That the City Council approve the agreement for the Police Department to provide dispatch services to the National Park service from 10-01-2010 through

09-30-2011 and receive compensation in the amount of \$65,063 for equipment and personnel costs.

- F. SUBJECT: DISCUSSION AND ACTION REGARDING ENGINEERING FEE FOR NATURAL GAS PIPELINE - FEMA ALTERNATIVE PROJECT #05

Reference: Assistant Public Services Director memo dated May 17, 2010

RECOMMENDATION:

That the City Council approve the consulting fee of \$171,898 proposed by Baskerville-Donovan, Inc., for design services related to the Natural Gas Pipeline to Pensacola Beach.

- G. SUBJECT: DISCUSSION AND ACTION REGARDING GROUND PENETRATING RADAR BID, FEMA ALTERNATIVE PROJECT #15

Reference: Assistant Public Services Director memo dated May 24, 2010

RECOMMENDATION:

That the City Council approve the purchase of two ground penetrating radar units for \$39,000 from Ditch Witch of Alabama and authorize staff to seek reimbursement.

- H. SUBJECT: DISCUSSION AND ACTION REGARDING VACTOR SEWER TRUCK, FEMA ALTERNATIVE PROJECT #8

Reference: Assistant Public Services Director memo dated May 17, 2010

RECOMMENDATION:

That the City Council authorize staff to make the final payment of \$120,246.93 to BancorpSouth for the Vactor sewer truck, as well as seek reimbursement from FEMA.

- I. SUBJECT: DISCUSSION AND ACTION REGARDING FLORIDA DEPARTMENT OF TRANSPORTATION - SB 1446 LANDSCAPING ARCHITECTURE CONSULTING SERVICES CONTRACT

Reference: Assistant City Manager memo dated May 27, 2010

RECOMMENDATION:

That the City Council direct staff to make payment to Land Design Innovations for services in the amount of \$6,017.40 against the contract for Florida Department of Transportation - SB 1446 Landscaping Grant Architecture Consulting Services Contract.

- J. SUBJECT: DISCUSSION AND ACTION REGARDING REPORT TO COUNCIL OF CRITICAL REQUIRED ACQUISITIONS AND PROCUREMENTS RELATIVE TO OIL SPILL**

Reference: Finance Director memo dated May 26, 2010

RECOMMENDATION:

That the City Council endorse the expenditures and direct staff to apply to the state for reimbursement.

- K. SUBJECT: DISCUSSION AND ACTION REGARDING DECONSTRUCTION OF FISHING BRIDGE**

Reference: City Manager memo dated May 28, 2010

RECOMMENDATION:

That the City Council direct staff and Tetra Tech to proceed with the advertising and bidding process for deconstruction and removal of the City's fishing bridge.

- L. INFORMATION ITEMS**

Councilman Morris moved for approval of Consent Agenda Items A - L. Councilman Fulford seconded. The vote for approval was 5 - 0.

ACTION AGENDA ITEMS:

- A. SUBJECT: DISCUSSION AND ACTION REGARDING BREACH OF CONTRACT - TRAFFIPAX**

Reference: City Manager memo dated May 27, 2010

RECOMMENDATION:

That the City Council direct the City Attorney and staff to initiate legal proceedings against Traffipax.

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

B. SUBJECT: DISCUSSION AND ACTION REGARDING PROPOSAL TO CONVERT OVERHEAD ELECTRIC WIRING TO UNDERGROUND

Reference: City Manager memo dated May 26, 2010

RECOMMENDATION:

No City Council action necessary at this time. They directed staff to look into creating an account to save an established amount of funding each year to cover the costs of underground wiring. This will be discussed at budget time.

C. SUBJECT: DISCUSSION AND ACTION REGARDING REWRITE OF FUTURE LAND USE ELEMENT OF THE CITY'S COMPREHENSIVE PLAN

Reference: City Manager memo dated May 28, 2010

RECOMMENDATION:

That the City Council schedule a Public Hearing on Monday, June 21, 2010, to hear public comment regarding the update for the future land use element of the City's Comprehensive Plan.

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

NEW BUSINESS: DISCUSSION AND ACTION REGARDING COMMUNITY REDEVELOPMENT BLOCK GRANT - PURCHASING POLICY

Reference: City Manager memo dated June 1, 2010

RECOMMENDATION:

That the City Council approve the City of Gulf Breeze Community Development Block Grant Program Purchasing Policy as presented to the City by the State Department of Community Affairs (DCA).

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

OPEN FORUM:

The following individuals spoke regarding the Council consideration of increasing height limitations above 35 feet in some areas of the City: Mr. Michael Price, 85 Chanteclair Circle - asked the Council to put the item as a referendum for the next election; Richard Jesmouth, 326 Deer Point; Steve Bowden, 100 Chanteclair Circle; Mary Moulton, Seashell Collections; Jo Ann Price, 85 Chanteclair Circle.

ADJOURNMENT:

Mayor Zimmern adjourned the meeting at 7:10 p.m.

CITY CLERK

MAYOR

RESOLUTION NO. 15-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GULF BREEZE OPPOSING THE INTERBASIN TRANSFER OF WATER AND THE ESTABLISHMENT OF A CENTRAL REGULATORY COMMISSION FOR WATER RESOURCES SUPPLY DEVELOPMENT

WHEREAS, the Florida Senate Committee on Environmental Preservation and Conservation has recently released an interim report containing findings and recommendations to the Governor, the President of the Florida Senate, and the Speaker of the Florida House of Representatives regarding the water needs of the State in an interim report 2010-114 entitled, Chapter 373, Florida Statutes, Water Resources; and

WHEREAS, said Florida Senate Committee on Environmental Preservation and Conservation interim report recommends that the "local sources first" policy currently in state statute be reviewed and that a central regulatory commission that oversees Florida's water resources and supply development to be created; and

WHEREAS, changes to the existing "local sources first" state policy and the interbasin transfer of water is inconsistent with the West Florida Strategic Regional Policy Plan as adopted by the Planning Council; and

WHEREAS, any discussion of regional water transfer is premature until minimum flows and levels are established for all water-dependent Natural Resources of Regional Significance to assure the continued economic growth and development of the region for the next 100 years without significant adverse impacts to said water-dependent Natural Resources of Regional Significance.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF BREEZE AS FOLLOWS:

1. Natural Resources of Regional Significance are valuable regional economic resources.
2. The interbasin transfer of water may cause permanent, irreparable harm to Natural Resources of Regional Significance.
3. Water conservation, re-use and long-term planning under the current water supply planning process as better alternatives than the interbasin transfer of water.

4. Additional funding to expedite the process of establishing minimum flows and levels for all water-dependent Natural Resources of Regional Significance combined with clearer legislative direction to the Florida Department of Environmental Protection with regards to its responsibility in ensuring an adequate water supply statewide as better alternatives than the establishment of a central regulatory commission to oversee water resources supply and development.

5. The existing state policy of "local sources first" combined with the protection of minimum flows and levels for natural resource protection and future growth and economic development as the most appropriate approach to statewide water supply planning and consumption.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF
GULF BREEZE, SANTA ROSA COUNTY, FLORIDA, on this _____ day of
_____, 2010.**

ATTEST:

BEVERLY H. ZIMMERN, MAYOR

MARITA RHODES, CITY CLERK

Councilmen Present: Dana Morris, J. B. Schluter, Richard Fulford, and Joseph Henderson
Mayor Beverly Zimmern was out of town due to an illness in her family

ACTION AGENDA ITEMS:

A. SUBJECT: DISCUSSION AND ACTION REGARDING SWEARING IN JOSEPH HENDERSON TO THE U. S. NAVY

Reference: City Manager memo dated June 11, 2010

RECOMMENDATION:

That the City Council authorize Councilman Henderson to swear his son, Joseph Henderson, into the U.S. Navy on Monday, June 21, 2010.

B. SUBJECT: DISCUSSION AND ACTION REGARDING DEVELOPMENT REVIEW BOARD REFERRAL

- I. Kimberly Marie Turner - 483 Deer Point Drive
Request to construct a 4' x 175' pier with a 16' x 16' terminal platform,
a 3' x 47' catwalk and a 14' x 30' boathouse coverall 5' above mean high water

RECOMMENDATION:

That the City Council accept the project contingent upon the permits from the Corps of Engineers and Florida Department of Protection being obtained and provided to the City.

C. SUBJECT: DISCUSSION AND ACTION REGARDING PUBLIC HEARING ON THE CITY'S DRAFT COMPREHENSIVE PLAN

Reference: City Manager memo dated June 11, 2010

RECOMMENDATION:

That the City Council hold a Public Hearing on the redraft of the Comprehensive Plan at the regular Council meeting to be held Monday, June 21st at 6:30 p.m.

D. SUBJECT: DISCUSSION AND ACTION REGARDING AWARD OF BID, CONCRETE WORK AT HODGES PARK

Reference: Parks and Recreation Director memo dated June 11, 2010

RECOMMENDATION:

That City Council approve award of bid to the low bidder, J. Miller Construction, Inc., of Pensacola, in the amount of \$13,240.

E. SUBJECT: DISCUSSION AND ACTION REGARDING STOCK PILE OF OLD ELECTRONIC EQUIPMENT

Reference: City Clerk memo dated June 9, 2010

RECOMMENDATION:

That the City Council direct staff to dispose of the old electronic equipment in the most efficient and least expensive method.

F. SUBJECT: DISCUSSION AND ACTION REGARDING FEMA PROJECT #12 PURCHASE OF BRUSH/WOOD CHIPPER

Reference: City Manager memo dated June 11, 2010

RECOMMENDATION:

That the City Council authorize staff to solicit bids for a brush/wood chipper that is capable of processing 12 inch limbs (Alternate Project #12) and authorize staff to submit the expenditure for reimbursement under PW 3817.

G. SUBJECT: DISCUSSION AND ACTION REGARDING RESOLUTION OPPOSING INTERBASIN TRANSFER OF WATER AND ESTABLISHMENT OF CENTRAL WATER REGULATORY COMMISSION

Reference: City Manager memo dated June 11, 2010

RECOMMENDATION:

That the City Council direct staff to draft a resolution supporting the position of the West Florida Regional Planning relative to water resources.

H. SUBJECT: DISCUSSION AND ACTION REGARDING ENGAGEMENT OF TETRA TECH AS CONSULTING ENGINEER FOR FISHING BRIDGE DECONSTRUCTION

Reference: Finance Director memo dated June 11, 2010

RECOMMENDATION:

That the City Council authorize the City Manager to execute the work order agreement and engage Tetra Tech as the City's consulting engineering for the deconstruction of the Fishing Bridge.

I. SUBJECT: DISCUSSION AND ACTION REGARDING DEVELOPMENT REVIEW BOARD APPOINTMENT

Reference: Deputy city Clerk memo dated June 11, 2010

RECOMMENDATION:

That the City Council appoint Board alternate Samantha Rine, 203 North Sunset Boulevard, to serve on the Development Review Board and select two (2) alternates.

J. SUBJECT: DISCUSSION AND ACTION REGARDING FLORIDA LEAGUE OF CITIES ANNUAL CONFERENCE

Reference: City Manager memo dated June 10, 2010

RECOMMENDATION:

That the City Council appoint Mayor Zimmern as the official voting delegate at the 84th Annual Florida League of Cities conference, August 19 - 21.

K. SUBJECT: DISCUSSION AND ACTION REGARDING FLORIDA DEPARTMENT OF TRANSPORTATION - SB 1446, LANDSCAPING GRANT ARCHITECTURE CONSULTING SERVICES

Reference: Assistant City Manager memo dated June 11, 2010

RECOMMENDATION:

That the City Council place this item on the agenda for the Regular meeting to be held on Monday, June 21st for further discussion and action.

L. INFORMATION ITEMS

NEW BUSINESS: DISCUSSION AND ACTION REGARDING PEAKE'S POINT HOMEOWNERS ASSOCIATION TO ASK FOR CITY CONTRACTING ASSISTANCE WITH OIL PROTECTION EFFORTS

Reference: Letter from Peake's Point Homeowners Association, Inc., dated 06/15/10

RECOMMENDATION:

That the City Council authorize staff to assist the Peake's Point Homeowners Association, and any other water front homeowner's association needing similar assistance, to purchase materials and services needed to protect their shoreline and rip rap from approaching oil and tarballs. (The Homeowners Association will pre-pay one hundred percent of the contract amount needed to cover all expenses.)

NEW BUSINESS: DISCUSSION AND ACTION REGARDING ADDITIONAL BOOMING OF BEACH FRONT FROM PEAKE'S POINT TO DEER POINT

Reference: Verbal report by City Manager

RECOMMENDATION:

That the City Council direct staff, Heather Reed and John Loftis to install additional booms with turbidity curtains at various locations along the coast line from Peake's Point to Deer Point, to deploy when they determine it is the correct time.

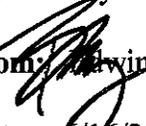


City of Gulf Breeze

OFFICE OF THE CITY MANAGER

Memorandum

To: Mayor and City Council

From:  Edwin A. Eddy, City Manager

Date: 6/16/2010

Subject: Concrete Sidewalk for Hodges Park

On your agenda for the Executive Session tonight listed as Item D is Award of Bid for concrete work at Hodges Park. Attached is a compilation of the prices we received. We plan to install 600 feet of 5 foot wide sidewalk from Navarre Street around the park and back to Navarre Street in a loop.

RECOMMENDATION:

THAT THE CITY COUNCIL APPROVE THE SELECTION OF J. MILLER CONSTRUCTION OF PENSACOLA, FLORIDA FOR CONSTRUCTION OF 600 FEET OF SIDEWALK AT HODGES PARK FOR A COST OF \$13,240.



City of Gulf Breeze

TO: Edwin A. Eddy, City Manager

FROM: Ron Pulley, Director of Parks and Recreation

A handwritten signature in black ink, appearing to read "Ron Pulley".

SUBJECT: Hodges Park Update and Request

DATE: June 11, 2010

Earlier this year, Council authorized the expenditure of \$20,000.00 to complete the construction of Hodges Park located at the intersection of York Street and Norwich Drive.

As approved by Council, this project includes the purchase of playground equipment with funds provided by Mrs. Tammy Hodges and the installation of equipment, fencing, sidewalks and landscaping, all at the City's expense.

At this time, the equipment has been received and the first workday for the purpose of installation will be Saturday, June 12th. We have a number of community volunteers who wish to participate in this installation. Direction and supervision will be provided by a licensed, trained installer at a cost of \$2,700.00.

We have a low quote for green vinyl coated chain link fence of \$3850.00.

At 4:00 p.m. Friday, June 11, 2010, we received and opened sealed bids for the sidewalk portion of this project. We received five bids:

- | | |
|--|-------------------------------------|
| 1. Craftsman Concrete Contractors
55 South "B" Street
Pensacola, FL 32501 | \$16,380.00 (\$27.53 / Linear Foot) |
| 2. Gulf Atlantic Constructors
P.O. Box 6086
Pensacola, FL 32503 | \$13,566.00 (\$22.80 / Linear Foot) |
| 3. J. Miller Construction, Inc.
201 South "F" Street
Pensacola, FL 32502 | \$13,240.00 (\$22.25 / Linear Foot) |
| 4. Swalley Construction
P.O. Box 9205
Miramar Beach, FL | \$17,320.00 (\$29.11 / Linear Foot) |
| 5. The Green Simmons Company, Inc.
3407 North "W" Street
Pensacola, FL 32503 | \$47,153.75 (\$79.25 / Linear Foot) |

Recommendation

That Council authorize J. Miller Construction, Inc. to proceed with the installation of the sidewalk at Hodges/York Park, at their bid price of \$13, 240.00 (\$22.25 / Linear Foot).

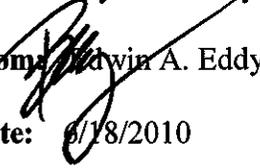


City of Gulf Breeze

OFFICE OF THE CITY MANAGER

Memorandum

To: Mayor and City Council

From:  Darwin A. Eddy, City Manager

Date: 6/18/2010

Subject: Landscape Architect Proposal, Phase II, U.S. 98 Beautification Project

At the Council's direction we contacted two (2) firms that may be able to assist the City in design services on Phase II of the U.S. 98 Beautification project. We do not have any figures for comparison at this point. We should have some better information in time for the June 30th Executive Session.

RECOMMENDATION:

THAT THE CITY COUNCIL TABLE CONSIDERATION OF THE SELECTION OF A LANDSCAPE ARCHITECT FOR PHASE II OF THE U.S. 98 BEAUTIFICATION PROJECT.



City of Gulf Breeze Police Department

*311 Fairpoint Drive
Gulf Breeze, FL 32561
850-934-5121
850-934-5127 fax
www.gulfbreezepolice.com*

June 14, 2010

To: Edwin Eddy, City Manager
From: Peter Paulding, Chief of Police
Re: VOCA Award notice

The Gulf Breeze Police Department just received notification from the Florida Attorney General's Office that we have been awarded \$30,574 for the FY2001 year for our Victims of Crime Act (VOCA) position. The funds are equal to the amount that was awarded last year and provides funding to pay much of the victim advocate salary and benefits.

The grant has enabled us to provide the victim advocate services for victims of crime for Gulf Breeze, the National Park Service and the University of West Florida.



STATE OF FLORIDA

BILL McCOLLUM
ATTORNEY GENERAL

June 8, 2010

Chief Peter R. Paulding
Gulf Breeze Police Department
311 Fairpoint Drive
Gulf Breeze, Florida 32561-4207

Dear Chief Paulding:

It is a pleasure to inform you that the Gulf Breeze Police Department will be awarded a Victims of Crime Act (VOCA) grant in the amount of \$30,574 for the 2010/2011 funding cycle. This grant is awarded as recognition of your agency's commitment to provide services to crime victims in your community.

A member of my staff in the Bureau of Advocacy and Grants Management will contact you soon to assist you with the administrative requirements of this grant. Your continuing efforts to provide assistance to victims of crime are appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "Bill McCollum".

Bill McCollum

BM/njg