

**GULF BREEZE CITY COUNCIL
EXECUTIVE SESSION**

SEPTEMBER 15, 2010
WEDNESDAY 6:30 P.M.
COUNCIL CHAMBERS

SPECIAL MEETING: PUBLIC HEARING REGARDING:

**RESOLUTION NO. 17-10: Establishing a Tentative Millage Rate of 1.90 mills
RESOLUTION NO. 18-10: Adopting the Tentative Budget for Fiscal Year 2011**

ACTION AGENDA ITEMS:

- A. Discussion and Action Regarding Quarterly Awards - Beautification Committee
- B. Discussion and Action Regarding Development Review Board Recommendation
 - I. Dudley "Bill" Greenhut - 2095 Highway 97 S Cantonment
Request to construct a 196 square foot dock with an uncovered boat lift and an approximately 1120 feet long seawall on his property located at 112 Highpoint Drive
- C. Discussion and Action Regarding Proclamation Thanking the Pall Corporation for their Support During the Oil Spill Crisis
- D. Discussion and Action Regarding Resolution No. 19-10, Approving a Plan of Finance for Miami FX, LLC, Including Issuance of Up to \$35,000,000 in Capital Trust Agency Bonds
- E. Discussion and Action Regarding David and Cynthia Cope vs City of Gulf Breeze Regarding Efforts to Protect Deadman's Island
- F. Discussion and Action Regarding Special Events Request from Calvary Chapel for Fall Festival to be held Saturday, October 30, 2010, 2 p.m. - 6:00 p.m. at Rec Center
- G. Discussion and Action Regarding Fishing Pier Deconstruction Contract Award
- H. Discussion and Action Regarding Permission to Seek Competitive Bids - Softball Concession Stand
- I. Discussion and Action Regarding Public Hearing for 3% Utility Rate Increase for SSRUS Sewer Customers and 3% Increase for both Water and Sewer Rates Inside City - Public Hearing Scheduled for November 1, 2010, 6:30 p.m.

- J. Discussion and Action Regarding Contract with Sensys America, Red Light Camera
- K. Discussion and Action Regarding Annual Population Estimate
- L. Discussion and Action Regarding Declaring the Wrecked 2002 Ford Crown Victoria Police Interceptor as “Salvage” and Accepting an Offer from Auto Owners Insurance Company of \$8,110.00
- M Information Items

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.



City of Gulf Breeze

MEMORANDUM

TO: Edwin A. Eddy, City Manager

FROM:  David J. Szymanski, Assistant City Manager

DATE: September 10, 2010

SUBJECT: ADOPTION OF RESOLUTION NO. 17-10, ESTABLISHING A TENTATIVE MILLAGE RATE OF 1.90 MILLS AND RESOLUTION NO. 18-10, ADOPTING THE TENTATIVE BUDGET FOR FISCAL YEAR 2011.

The Council will hold the first of two Public Hearings on property tax millage rate and the City's budget at its Special Council Meeting on Wednesday, September 15, 2010 at 6:30 p.m.. At the public meeting the Council will receive comments from the public about the proposed millage rate and the proposed budget. After receiving public comment, Council will adopt the resolution setting tentative millage rate and then the resolution adopting the City's tentative budget. The second Public Hearing on the millage rate and the City's budget is set for a rescheduled City Council Meeting on Tuesday, September 21, 2010 at 6:30 p.m.. Attached is the resolution for the tentative millage rate and the budget resolution.

RECOMMENDATION:

That Council adopt Resolution No. 17-10 setting the tentative millage rate for Fiscal Year 2011 and adopt Resolution No. 18-10 containing the tentative budget for fiscal year ending September 30, 2011.

RESOLUTION NO. 17-10

**A RESOLUTION TENTATIVELY LEVYING AN AD VALOREM PROPERTY TAX
FOR THE CITY OF GULF BREEZE FOR 2010; PROVIDING AN
EFFECTIVE DATE.**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF BREEZE,
FLORIDA:**

SECTION 1:

An ad valorem tax of 1.90 mills is tentatively levied for 2010 against all property, both real and personal, not exempt from taxation within the corporate limits of the City of Gulf Breeze.

SECTION 2:

The 2010 tentative ad valorem tax rate of 1.90 mills constitutes a -3.55% decrease from the Rolled-Back Rate (1.97) as calculated according to Chapter 200, Florida Statutes.

SECTION 3:

This resolution shall take effect immediately upon its adoption by the City Council and shall be published as required by law. The ad valorem tax levy provided for herein shall not become final until a resolution levying the tax is adopted at a subsequent public hearing.

ADOPTED: _____

APPROVED: _____
Beverly H. Zimmern, Mayor

ATTEST:

Marita Rhodes, City Clerk

RESOLUTION NO. 18-10

A RESOLUTION TO BE ENTITLED:

A RESOLUTION ADOPTING A BUDGET FOR THE CITY OF GULF BREEZE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2010, MAKING APPROPRIATIONS FOR THE PAYMENT OF THE EXPENSES OF THE CITY GOVERNMENT AND ALL DEPARTMENTS THEREOF AND FOR THE PAYMENT OF ACCOUNT OF THE BONDED INDEBTEDNESS OF THE CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2010, REPEALING CLAUSE AND EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF BREEZE, FLORIDA:

SECTION 1:

That the appropriation hereinafter made are based on the estimates contained in the Budget, as indexed, submitted by the City Manager, as afterwards revised, approved and adopted by the City Council for the payment of the expenses of the City Government and all Departments of the City, and on account of the bonded indebtedness, as the same as set forth in said Budget so adopted, copies of which are on file in the Office of the City Manager, and to which reference may be made;

That said budget summarized as to estimated revenues, transfers and appropriations for fund is set forth herein;

That there is estimated there will received and available for appropriation for the Fiscal Year beginning October 1, 2010 the amounts of revenues as listed according to the respective funds; detailed by source, type, and account as set forth in said Budget;

That there be and is hereby appropriated the sums shown for the various purposes hereinafter specified, for the Fiscal Year beginning October 1, 2010, provided from the sources of revenue hereinbefore designated;

That there is determined that certain transfer of funds will be required during the Fiscal Year beginning October 1, 2010, and such transfers are hereby authorized as set forth herein:

**CITY OF GULF BREEZE
PROPOSED BUDGET SUMMARY**

FISCAL 2011

REVENUES

Urban Core Redevelopment Trust Fund	\$ 781,679
General Fund	\$ 5,342,855
Gulf Breeze Financial Services	\$ 543,988
Natural Gas Fund	\$ 2,126,000
SSRUS Fund	\$ 4,782,630
Solid Waste Fund	\$ 1,016,876
Water & Sewer Fund	\$ 1,912,390
Stormwater Utility	\$ 195,000

TOTAL AVAILABLE REVENUE: \$ 16,701,418

APPROPRIATIONS

General Fund		\$ 5,342,855
General Government	\$ 872,221	
Internal Services	\$ 591,706	
Streets & Drainage	\$ 143,425	
Parks & Recreation	\$ 776,500	
Law Enforcement	\$ 1,865,595	
Fire	\$ 179,700	
Recreation Center	\$ 396,200	
Community Services	\$ 125,396	
To Reserves	\$ 392,112	

Natural Gas	\$ 1,941,989
To Reserves	\$ 184,011
SSRUS	\$ 4,461,990
To Reserves	\$ 320,640
Solid Waste	\$ 1,016,876
Water & Sewer Fund	\$ 1,885,773
To Reserves	\$ 26,617
Community Redevelopment Agency	\$ 781,679
Gulf Breeze Financial Services	\$ 543,988
Stormwater Utility	\$ 195,000

TOTAL APPROPRIATIONS: \$ 16,701,418

SUMMARY OF PROPOSED FUND TRANSFERS

FISCAL YEAR 2011

REIMBURSEMENTS: For Internal Services

<u>FROM:</u>	<u>TO:</u>		
Solid Waste	General Fund	\$	57,700
Water Utility Services	General Fund	\$	98,800
Sewer Utility Services	General Fund	\$	54,100
Natural Gas Utility Services	General Fund	\$	152,600
South Santa Rosa Utility System	General Fund	\$	108,300
		\$	471,500

CONTRIBUTIONS:

<u>FROM:</u>	<u>TO:</u>		
Gulf Breeze Financial Services	General Fund	\$	350,000
Capital Trust Agency	General Fund	\$	475,000

SECTION 2:

This budget shall be administered in strict adherence to the Charter and Code of Ordinances of the City of Gulf Breeze, as amended, the Laws of the State of Florida, applicable bond covenants, and the Budget Manual as adopted by the City Council. Amendments to this budget shall be only by Supplemental Appropriations Resolution for all revenues and for all expenditures by fund and by object code; provided further that the City Manager is authorized to approve transfers of appropriated expenditures between those sub-object codes within the object codes of each fund.

SECTION 3:

All resolutions or parts of resolutions in conflict herewith are hereby repealed.

SECTION 4:

This resolution shall take effect upon its adoption by City Council immediately and shall be published as required by law.

PASSED AND ADOPTED by the City Council of the City of Gulf Breeze, Santa Rosa County, Florida, on the _____ day of _____, 2010.

APPROVED:

Beverly H. Zimmern, Mayor

ATTEST:

Marita Rhodes, City Clerk



City of Gulf Breeze

OFFICE OF THE CITY MANAGER

Memorandum

To: Mayor and City Council

From:  Edwin A. Eddy, City Manager

Date: 9/9/2010

Subject: Quarterly Awards-Beautification Committee

The Beautification Committee has requested to be on the agenda for the Tuesday, September 21, 2010 Regular Meeting agenda in order to announce the winners of this quarter's Beautification Awards. We will place this item at the beginning of the agenda.

MINUTES
DEVELOPMENT REVIEW BOARD
September 8, 2010
TUESDAY.....6:30 P.M.
CITY HALL OF GULF BREEZE

PRESENT

Bruce DeMotts
 Maureen Hill
 David Landfair
 Jo Ann Price
 Samantha Rine

ABSENT

JB Schluter

STAFF

Shane Carmichael
 Leslie Gomez

The meeting was called to order at 6:30 p.m. by Chairman Bruce DeMotts.

After the Roll Call, Invocation and Pledge, a motion was made by Maureen Hill to approve the minutes as written. The motion was seconded by Jo Ann Price. The minutes from the meeting of August 2, 2010 were approved unanimously.

Mr. DeMotts asked if any members had any exparte communication regarding any of the cases presented before the Board. None of the Board reported any such communication.

PROJECT NO. 10-3000012 – DUDLEY “BILL” GREENHUT, 2095 HIGHWAY 97 S, CANTONMENT, FL REQUESTING TO CONSTRUCT AN 196 SQUARE FOOT DOCK WITH AN UNCOVERED BOATLIFT AND AN APPROXIMATELY 110 FEET LONG SEAWALL ON HIS PROPERTY LOCATED AT 112 HIGHPOINT DRIVE.

Keith Johnson of Wetland Sciences presented the information on the dock, uncovered boatlift and seawall. Mr. Johnson indicated that the project also included dredging. Further, Mr. Johnson stated that he was in the process of applying for permits from the State and Army Corp of Engineers.

Shane Carmichael presented the staff report (including a brief PowerPoint presentation) to the Board and answered questions.

After a brief discussion, a motion was made by Jo Ann Price to approve the project as presented and contingent upon receipt of the appropriate permits. Maureen Hill seconded the motion and the project was approved unanimously.

As there was no other business to come before the Board, the meeting was adjourned at 6:42 p.m.

Leslie A. Gomez
 Deputy City Clerk

DEVELOPMENT REVIEW BOARD AGENDA

DATE: SEPTEMBER 8, 2010

TIME: 6:30 P.M.

LOCATION: GULF BREEZE CITY HALL, COUNCIL CHAMBERS, 1070
SHORELINE DRIVE, GULF BREEZE, FLORIDA 32561

1. ROLL CALL
2. INVOCATION AND PLEDGE OF ALLEGIANCE
3. APPROVAL OF MINUTES
4. REVIEW EX-PARTE COMMUNICATION IN ACCORDANCE WITH SECTION 20-47
5. CASES:

Project Number: 10-30000012

Request by: GREENHUT, DUDLEY "BILL"
2095 HIGHWAY 97 S.
CANTONMENT, FL 32533
(850) 937-3217

Agent: WETLAND SCIENCES
(850) 453-4700

Location: 112 HIGHPOINT DR

Description: DOCK & SEAWALL

PLEASE NOTIFY ME BY MONDAY AT 934-5115 IF YOU CANNOT BE IN ATTENDANCE, SO THAT WE CAN BE ASSURED OF A QUORUM.

LESLIE GOMEZ
DEPUTY CITY CLERK

PROCLAMATION

WHEREAS, Pall Corporation is a filtration, separation and purification leader providing Total Fluid Management solution to meet the critical needs of customers; and,

WHEREAS, Together with their customers, Pall fosters health, safety and environmentally responsible technologies that enable process and product innovation and minimize emissions and waste; and,

WHEREAS, Pall's polypropylene membrane, a highly absorbant material, is widely used by Life Sciences and industrial customers to filter water, chemicals, biologicals, fuels and other applications requiring high dirt-holding capacity. The facility in Pensacola is a Center of Manufacturing and Research excellence in the company's global supply chain; and,

WHEREAS, Since the Gulf Oil spill, Pall Corporation has contributed over 6,000 pounds of leftover polypropylene membrane from its manufacturing operation in Pensacola, Florida to help protect local beaches from the Gulf oil spill; and,

WHEREAS, Polypropylene is the most common form of absorbent for lifting oil from water. Its fast wicking fibers can absorb 25 times their weight in petroleum based liquid, but repel water. By repurposing the leftover material from the production line to abate the oil contamination Pall's accomplishment is a significant environmental achievement; and

WHEREAS, Pall Corporation has not only donated the leftover polypropylene material, but their Pensacola employees have shown their innovation, citizenship and environmental stewardship by volunteering their time to help make oil absorbent boom for the local community

NOW, THEREFORE, BE IT RESOLVED that the sincere appreciation of the City Council and all the citizens at large of this community are hereby extended to Pall Corporation of Pensacola, Florida for their efforts to help protect our community from the effects of the Gulf Oil Spill.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Gulf Breeze, Santa Rosa County, Florida, to be affixed this _____ day of **September, 2010**.

Marita Rhodes, City Clerk

Beverly H. Zimmern, Mayor



Pall Corporation Repurposes Filter Material to Help Oil Clean Up in Gulf Breeze, Florida

PORT WASHINGTON, N.Y. & PENSACOLA, Fla., June 17, 2010 - Pall Corporation (NYSE:PLL) is donating leftover polypropylene membrane from its manufacturing operations in Pensacola, Florida, to help protect local beaches from the Gulf oil spill. So far, the company has contributed over 6,000 pounds of the highly absorbent material to aid in the clean up. Pall employees and other local volunteers are bagging the material into netting "socks" to soak up the oil and help contain environmental damage.

Pall's polypropylene membrane is widely used by Life Sciences and Industrial customers to filter water, chemicals, biologicals, fuels and in other applications requiring high dirt-holding capacity. The facility in Pensacola is a Center of Manufacturing and Research Excellence in the company's global supply chain.

Polypropylene is the most common form of absorbent for lifting oil from water. Its fast-wicking fibers can absorb 25 times their weight in petroleum-based liquid, but repel water. Pall trims rolls of polypropylene on the production line to specific customer requirements and, as a result, accumulates leftover material. By repurposing the material for a "second life" to abate the oil contamination Pall's accomplishment is a doubly significant environmental achievement.

"I want to thank Pall for getting involved. We appreciate your staff coming out to pitch in as well. Your donation of oil absorbent material is being put to good use in the fight to keep oil off our beaches. On behalf of our Mayor, City Council and all of our Gulf Breeze area residents, thanks for all your support," said Edwin Eddy, Gulf Breeze City Manager.

Eric Krasnoff, Pall Chairman and CEO, said, "We are pleased to help any way we can. I'm especially proud of our Pensacola employees for their ingenuity and for rallying to the aid of their community. Their actions epitomize Pall's culture of innovation, citizenship and environmental stewardship. They also demonstrate the positive impact that each of us can have on our communities."

About Pall Corporation

Pall Corporation (NYSE: PLL) is a filtration, separation and purification leader providing Total Fluid ManagementSM solutions to meet the critical needs of customers in biopharmaceutical; hospital, transfusion and veterinary medicine; energy and alternative energy; electronics; municipal and industrial water; aerospace; transportation and broad industrial markets. Together with our customers, we foster health, safety and environmentally responsible technologies. The company's engineered solutions enable process and product innovation and minimize emissions and waste. Pall Corporation, with total revenues of \$2.3 billion for fiscal 2009, is an S&P 500 company with more than 10,000 employees serving customers worldwide. Pall has been named a top "green

company" by *Newsweek* magazine. To see how Pall is helping enable a greener, safer, more sustainable future, visit www.pall.com/green.

Editor's Note: Pall has substantial operations in the following US locations:

California: Covina and San Diego

Florida: Deland, Ft. Myers, New Port Richey and Pensacola

New York: Port Washington, Hauppauge and Cortland

Maryland: Timonium

Massachusetts: Northborough

Michigan: Ann Arbor

Pennsylvania: Exton

Photos/Multimedia Gallery Available: <http://www.businesswire.com/cgi-bin/mmg.cgi?eid=6331912&lang=en>

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Visit us on the Web at www.pall.com

Quick Facts

Fiscal 2009 Sales:
\$2.3 Billion

Headquarters:
25 Harbor Park Drive
Port Washington, New York 11050

Chairman and CEO:
Eric Krasnoff

President:
Donald Stevens

CFO and Treasurer:
Lisa McDermott

Date & State of Incorporation:
July 31, 1946, New York

Listed Security:
PLL Common Stock (NYSE)

Fiscal Year End:
July 31

Organization:
Two integrated businesses:
Life Sciences and Industrial

Investor Relations Contact:
Patricia Iannucci
Vice President, Investor Relations and
Corporate Communications
1.866.898.7255 phone
516.801.9754 fax
pat_iannucci@pall.com

***Pall's Total Fluid ManagementSM
strategy enables customers to
consistently meet productivity,
quality and regulatory
requirements.***

Our Business

Pall Corporation solves complex contamination, separations, purification and detection problems for diverse customers around the world. These solutions enable customers to produce high quality innovative products, remove pathogens from blood fractions, water and food, purify biotech drugs, minimize waste, meet regulations and develop breakthrough technologies. Our process and product enabling technologies help make good products better, safer and even possible.

Pall is much more than a filter company. We are fluid management specialists leveraging our unmatched capabilities to make customers more successful. Our large library of proprietary core materials is at the heart of these capabilities. We can modify them to separate, remove or selectively capture the most elusive contaminants, proteins or target molecules.

All of the process fluids that course through industry are candidates for multiple stages of filtration, separations and purification. Filtration products that are selected without a holistic view of the process are like dominoes. A slip anywhere in the process topples everything in its path.

Pall's Total Fluid Management philosophy was born of this classic cause and effect principle. Our ability to design integrated systems that link all of the incoming, process and waste streams in a plant, then manufacture, install and service them, is unique in our industry. We can do this for any customer, anywhere in the world. Systems matched to the customer's process enable them to consistently meet productivity, quality and regulatory requirements at the lowest total cost of ownership. By meeting critical needs, our customers reward us with business that repeats and grows year after year.

Pall Technologies Are Essential To Industry

As consumers we rarely stop to consider how the products we use are made. Whether they are computers or cell phones, a favorite beer or wine, tap water, medicine, electricity, gasoline, or the paint on our cars, we simply expect high quality, reliability and reasonable prices. For the most part, we get them. Pall's highly sophisticated technologies are among the reasons why. These technologies are invisible to consumers, but essential to industry.

Industry Market Drivers

The demand for filtration, separations and purification is pervasive, continuous and growing. Following are some of the latest trends fueling Pall's growth.

Life Sciences

BioPharmaceuticals

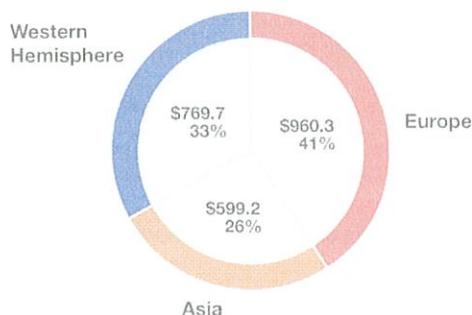
- Manufacturers Race to Get Drugs to Market
- Explosive Growth of New Drug Targets
- More Biotech Drugs and Vaccines in Production
- Increasing Demand for Pharmaceuticals
- New Manufacturing Processes
- Plant Consolidation, Globalization, Standardization

Total Fiscal Year 2009

Sales: \$2,329.2 (in millions)

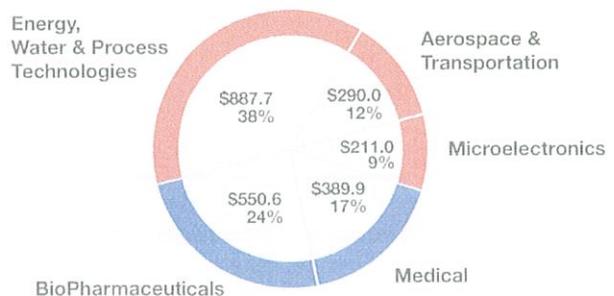
2009 Sales by Geography

(Amounts in millions)



2009 Sales by Market

(Amounts in millions)



Medical

- Emerging Pathogens – SARS, Mad Cow, *Legionella*
- Increased Emphasis on Infection Control In Hospitals
- Leukocyte Reduction is Standard of Care
- New Standards Require Bacterial Detection Systems
- IV Drugs Ship with Filters

Industrial

Energy, Water & Process Technologies

- Clean Energy
- Alternative Energy
- Environmentally-friendly Processes
- Environmentally-friendly Products
- Manufacturing Efficiency and Economics
- Food & Beverage Safety
- Drinking Water Regulations
- Consumer Demand for Safe Water

Microelectronics

- Solar Cells
- Consumer Electronics
- Nanotechnology
- Miniaturization
- Benign Manufacturing

Aerospace & Transportation

- Long-term Military and Commercial Programs
- Operational Efficiency and Economics
- Defense and Homeland Security
- Passenger and Crew Safety
- Contamination Sensitive Products and Processes

Forward-Looking Statements

The matters discussed in this publication contain "forward-looking statements" as defined in the Private Securities Litigation Reform Act of 1995. All statements regarding future performance, earnings projections, earnings guidance, management's expectations about its future cash needs and effective tax rate, and other future events or developments are forward-looking statements. Forward-looking statements are those that use terms such as "anticipate", "should", "believe", "estimate", "expect", "intend", "plan", "predict", "potential" or similar expressions about matters that are not historical facts. Forward-looking statements contained in this and other written and oral reports are based on current Company expectations and are subject to risks and uncertainties, which could cause actual results to differ materially. Such risks and uncertainties include, but are not limited to, those discussed in Part I, Item 1A, "Risk Factors" in the 2009 Form 10-K, and other reports the Company files with the Securities and Exchange Commission, including the impact of the current global recessionary environment and its likely depth and duration, the current credit market crisis, volatility in currency exchange rates and energy costs and other macro economic challenges currently affecting the Company, our customers (including their cash flow and payment practices) and vendors, and the effectiveness of our initiatives to mitigate the impact of the current environment; and the Company's ability to successfully complete its business improvement initiatives that include integrating and upgrading its information systems and the effect of a serious disruption in the Company's information systems on its business and results of operations. The Company makes these statements as of the date of this disclosure and undertakes no obligation to update them.

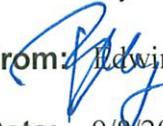


City of Gulf Breeze

OFFICE OF THE CITY MANAGER

Memorandum

To: Mayor and City Council

From:  Edwin A. Eddy, City Manager

Date: 9/8/2010

Subject: Resolution No. 19-10, Approving a Plan of Finance for Miami FX, LLC, Including Issuance of up to \$35,000,000 in Capital Trust Agency Bonds.

The Enabling Agreement which created Capital Trust Agency requires the City to approve each new issuance or sponsorship of bonds. The Council approved issuance by CTA in 2004 of \$25,185,000 in bonds and \$2,080,000 in Subordinate Fixed Rate Revenue Bonds for Aero Miami FX, LLC for acquisition, construction and equipping an air cargo warehouse and distribution facility at Miami International Airport.

Aero Miami FX, LLC has asked CTA to refinance the previous debt to a more favorable funding program. The CTA Board has reviewed and approved the refinancing and reissuance of bonds in accordance with Aero's plan of finance. Per the City's original agreement with the Town of Century which formed CTA, this issuance of bonds must also be approved by the City Council.

Bond counsel Richard Lott has prepared the attached Resolution approving the plan of finance for Aero.

RECOMMENDATION:

THAT THE CITY COUNCIL ADOPT RESOLUTION NO 19-10 APPROVING A PLAN OF FINANCE FOR AERO MIAMI, FX INCLUDING ISSUANCE OF NOT TO EXCEED ~~\$~~30,000,000 CAPITAL TRUST AGENCY BONDS.

RESOLUTION 19-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GULF BREEZE, FLORIDA, APPROVING A PLAN OF FINANCE FOR THE PURPOSE OF FINANCING OR REFINANCING A PRIOR PROJECT FOR MIAMI FX, LLC AT FIXED INTEREST RATES; APPROVING THE ISSUANCE FROM TIME TO TIME OF NOT EXCEEDING \$35,000,000 CAPITAL TRUST AGENCY REVENUE BONDS FOR THE PURPOSE OF FINANCING A LOAN PROGRAM TO ASSIST IN FINANCING OR REFINANCING SUCH PRIOR PROJECT; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Gulf Breeze, Florida (the "City"), a municipal corporation of the State of Florida, has heretofore adopted Resolution 14-99 dated as of July 19, 1999 (the "Original Resolution"), and entered into an Interlocal Agreement between the City and the Town of Century, Florida, dated as of August 2, 1999, as amended by Amendment No. 1 through No. 25 (collectively, the "Enabling Agreement"), approving the creation of the Capital Trust Agency (the "Agency"), a public agency of the State of Florida, organized and existing under the provisions of Chapter 163, Part I, and Chapter 159, Part II, Florida Statutes, Chapter 617, Florida Statutes, Ordinance 05-97, as amended, of the City, and its Articles of Incorporation, as amended (its "Charter") and other applicable provisions of law (collectively the "Act"), to enable public, private and not-for-profit organizations to obtain public assistance in financing or refinancing certain beneficial projects or programs that benefit, enhance and/or serve a public purpose; and

WHEREAS, pursuant to Amendment No. 14 to the Enabling Agreement, the Agency has previously issued its \$25,185,000 Adjustable Rate Air Cargo Revenue Bonds, Series 2004A (Aero Miami FX, LLC Project) (the "Prior Senior Bonds") and its \$2,080,000 Subordinate Fixed Rate Air Cargo Revenue Bonds, Series 2004B (Aero Miami FX, LLC Project) (the "Prior Subordinate Bonds," and together with the Prior Senior Bonds, the "Prior Bonds"), the proceeds of which were loaned to Aero Miami FX, LLC (the "Borrower") and used to finance the cost of acquiring, constructing and equipping an air cargo warehouse and distribution facility located at the Miami International Airport, Miami, Florida, and to pay certain related expenses (the "Prior Project").

WHEREAS, the Borrower has requested that the Issuer convert, remarket and sell not exceeding \$30,000,000 Fixed Rate Air Cargo Revenue Refunding Bonds (Aero Miami FX, LLC Project), Series A and convert, remarket, refund and sell not exceeding

\$5,000,000 Fixed Rate Air Cargo Revenue Refunding Bonds (Aero Miami FX, LLC Project), Series B (collectively, the "Bonds"), the proceeds of which will be used to purchase and repay the Prior Senior Bonds and purchase, pay or refund the Prior Subordinate Bonds; and

WHEREAS, pursuant to the Act and in accordance with the provisions of the Original Resolution, the Agency did on September 7, 2010, take official action by adopting its resolution (the "Agency Resolution") authorizing the issuance of its revenue bonds (the "Bonds") for the purpose, among other things, of converting the financing or refinancing, in the case of the Series B Bonds, to a fixed rate of interest for the Prior Project for the Borrower; and

WHEREAS, the City has been advised that the Agency desires to remarket or reissue not exceeding \$35,000,000 of the Bonds for the purpose of financing or refinancing the Prior Project on behalf of the Borrower, and to fund the loan program herein described (the "Plan of Finance"); and

WHEREAS, the City Council desires to approve the Bonds and the issuance and sale thereof pursuant to the Plan of Finance and to express its approval of the action taken by the Agency and its officials pursuant to the Agency Resolution, and to grant all other approvals required in connection with the reissuance, conversion, refunding, issuance and sale of the Bonds;

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

SECTION 1. BONDS AND PLAN OF FINANCE APPROVED.

The City hereby approves the Plan of Finance described herein, and the Bonds to be reissued, refinanced, remarketed or refunded from time to time in the aggregate principal amount not exceeding \$35,000,000. The Agency and its officers, employees, agents and attorneys are hereby authorized from time to time to take all action, to execute and deliver such authorizations, approvals, certificates and documents, and to enter into, on behalf of the Agency, such interlocal agreements, interest rate swap or hedge transactions, investment agreements, repurchase agreements, bond credit or insurance agreements, waivers, reimbursement agreements, and other agreements or instruments deemed necessary or convenient to effect or implement the Plan of Finance, the issuance of the Bonds and the purposes for which the Bonds are to be issued. No obligation of the Agency under any such agreement shall constitute an obligation of the City except to the extent the same may be expressly approved by the City. The Bonds

shall be limited and special obligations of the Agency, and shall not constitute a pledge of the faith and credit or taxing power of or constitute an obligation of the City.

SECTION 2. REPEALING CLAUSE.

All resolutions or parts thereof of the City in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.

SECTION 3. EFFECTIVE DATE.

This resolution shall take effect immediately upon its adoption this ____ day of September, 2010.

**GULF BREEZE, FLORIDA
CITY COUNCIL**

(SEAL)

By: _____
Beverly Zimmern, Mayor

ATTEST:

By: _____
Its: City Clerk

September 2, 2010
Capital Trust Agency Board of Directors
From : Ed Gray III

Resolution 04-10, authorizing the refinancing of Aeroterm Miami FX 2004 A and B Bonds

The agency has outstanding bonds issued in 2004 for the purpose of constructing and operating an air cargo handling facility at the Miami International Airport (MIA). The borrower is an LLC company having Aeroterm as its organizer. The facility serves FedEx Corporation with a package and cargo handling facility through a long term lease. Aeroterm leases the MIA ground under a lease having 19 years remaining on it. The 2010 bonds will have a 19 year amortization term.

The original bonds consisted of two series issued in 2004. Series A consisted of approximately \$25.185 million and Series B totaled \$2.08 million. The new bonds will refund the 2004 debt and combine the total amount into one series of an anticipated \$25.4 million. (Our not to exceed amount in the resolution is \$30 million).

The 2004 bonds were in a variable rate mode that experienced a spike in rates following the credit markets collapse in 2008. The municipal debt market has now stabilized to make converting the current debt into a fixed rate mode in order to mitigate debt service amounts fluctuating.

The management of this facility has demonstrated an ability to effectively operate and service this project. The operation of the facility continues to further the economic wellbeing of MIA through supporting commerce and employment of persons in the facility. The refinance will serve to stabilize the debt structure and eliminate the subordinate debt previously issued. The original public purpose demonstrated by these characteristics of the facility has not changed.

It is recommended Resolution 04-10 be approved for the issuance of the 2010 bonds that will refund the 2004 A and B bonds.

Income Statement Summary

Aero Miami FX, LLC

	12 months ended June 30, 2009	12 months ended June 30, 2008	12 months ended June 30, 2007
REVENUES:			
Rents - Building	\$ 2,693,644	\$ 2,640,828	\$ 2,589,047
Rents - Other	264,188	264,188	264,188
OpEx Recovery	1,291,979	1,228,354	1,152,005
Interest Income	360	360	360
Other Revenues	454,076	506,893	558,674
TOTAL REVENUES	4,704,247	4,640,623	4,564,274
OPERATING EXPENSES:			
RECOVERABLE			
Property Mgmt Fees	88,735	87,150	85,597
General & Adm Expenses	252	195	483
Ground Rent - Building	1,291,979	1,228,354	1,152,005
Insurance - Building	9,197	399	(47,252)
NON-RECOVERABLE	877	170	2,181
TOTAL OPERATING EXPENSE	1,391,040	1,316,268	1,193,014
TOTAL OPERATING INCOME	3,313,207	3,324,355	3,371,260
NON-OPERATING EXPENSES:			
Administration	5,507	10,335	9,373
Total Non-Operating Expenses	5,507	10,335	9,373
TOTAL EBITDA	3,307,700	3,314,020	3,361,887
OTHER EXPENSES:			
Interest Expenses	1,288,151	1,585,735	1,635,867
Other (Income) Expense	(1,395)	(4,541)	(6,209)
Depreciation/Amortization	1,720,668	1,720,668	1,720,668
Total Other Expenses	3,007,424	3,301,862	3,350,326
NET (LOSS) INCOME	\$ 300,276	\$ 12,158	\$ 11,561

Sources and Uses of Funds.

Sources of Funds:

Senior Lien Bonds	\$25,105,000.00
Borrower Equity (exclusive of DSRF Costs of Issuance, see below)	<u>313,812.50</u>
Total Sources of Funds	\$25,418,812.50

Uses of Funds:

Senior Lien "A" Bonds	\$23,025,000.00
Subordinate Lien "B" Bonds	2,080,000.00
Debt Service Reserve Fund (see below)	0.00
Underwriters Discount (1.25% of par)	313,812.50
Costs of Issuance	<u>TBD</u>
Total Uses of Funds	\$25,418,812.50



City of Gulf Breeze

OFFICE OF THE CITY MANAGER

Memorandum

To: Mayor and City Council

From:  Edwin A. Eddy, City Manager

Date: 9/9/2010

Subject: David and Cynthia Cope vs. City of Gulf Breeze

As part of the City's ongoing efforts to protect Deadman's Island from further erosion, restore some of the wetland habitat and protect artifacts in the area, we applied for a permit to add fill to the east of the Island and plant upland and under water plants to stabilize the area. The Florida Department of Environmental Protection (FDEP) advised us of their intent to issue the requested permit.

David and Cynthia Cope, of 84 Highpoint Drive have filed an objection to this permit. We have commenced the process of responding to the objection and preparing for a formal administrative hearing.

This project is one that is highly sought after by the residents of the area. We should do the objection dismissed or to prevail in the hearing. We have discussed this matter with the City Attorney. We believe it is best to utilize his services in responding to the petition filed by the Copes. At this point, a not to exceed estimate of the legal expensis is \$10,000 to \$15,000. Our ability to adequately protect Deadman's Island may hang in the balance.

RECOMMENDATION:

THAT THE CITY COUNCIL AUTHORIZE EXPENDITURE OF AN AMOUNT NOT TO EXCEED \$15,000 IN LEGAL EXPENSES TO SECURE AN FDEP PERMIT TO PLACE FILL NEAR DEADMAN'S ISLAND AND TO PLANT GRASSES IN THE LOCATIONS SPECIFIED.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
STATE OF FLORIDA

RECEIVED
SEP 01 2010
BY: _____

In the Matter of an
Application For Permit/Water Quality Certification
And Authorization To Use Sovereign Submerged Lands
by:

APPLICANT

City of Gulf Breeze
1070 Shoreline Dr.
Gulf Breeze FL 32562

OGC Case No. 10-2342
File No: 57-0282197-002-DF
County: Santa Rosa

DAVID NATHAN COPE AND CYNTHIA COPE, HUSBAND AND WIFE,
PETITION FOR A FORMAL ADMINISTRATIVE HEARING

Pursuant to *Florida Statutes*, Sections 120.569 and 120.57(1), Petitioners, David Nathan Cope and Cynthia Cope, husband and wife, file this Petition with regard to the Consolidated Notice Of Intent served in the above matter and request a Formal Administrative Hearing and allege:

1. The State of Florida, Department Of Environmental Protection (Agency), on August 9, 2010, served Petitioners' undersigned attorney via E-Mail with a copy of its CONSOLIDATED NOTICE OF INTENT TO ISSUE WETLAND RESOURCE PERMIT AND CONSENT TO USE SOVEREIGN SUBMERGED LANDS (NOI) in the above styled case, a copy of which is attached as Exhibit "A."

2. The NOI gave Petitioners fourteen (14) days from receipt of that NOI within which to file a Petition For An Administrative Hearing at the Department Of Environmental Protection, Office Of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35,

Tallahassee FL 32399-3000.

3. Pursuant to Petitioners' Request for an extension of time to file the original Petition, Agency granted them, via Agency's OGC Order dated 8/18/10 and received via E-Mail on 8/18/10, an extension of time until 9/01/10 within which to file the original Petition. A copy of the Order is attached as Exhibit "B."

4. This Petition was timely filed per the directions set forth in the NOI and the Order granting an extension of time to file.

5. The name/address of the Agency affected by this Petition and the Agency's file number are stated in the preceding Paragraph #2 and in the above styled case caption.

6. Petitioners' names, address and telephone number are:

David Nathan Cope and Cynthia Cope, husband and wife
84 Highpoint Dr.
Gulf Breeze FL 32561
Tel.: (850) 932-2161

This Petition is also filed on behalf of Petitioners' interests, if any, in their individual capacities and as Trustees per the Deed recorded in OR Book 2984 at page 1914 of the public records of Santa Rosa County, Florida.

7. Petitioners' attorney for this Petition is:

Thomas M. Brady
Florida Bar #154819
3250 Navy Blvd., Suite 204
Post Office Box 12584
Pensacola, Florida 32591-2584
Tel./Fax.: (850) 432-6181

8. Petitioners own the following described real property which is located on the uplands located immediately southerly of the location of the activity sought to be permitted:

Lot 37, Block 1, First Addition to Casablanca Parcel #1, a subdivision of a portion of Section 6, Township 3 South, Range 29 West, Santa Rosa County, Florida, according to the plat thereof recorded in Plat Book A, Page 90, of the public records of said County on June 10, 1952, plus all land naturally accreted thereto on the northerly boundary of said platted lot.

9. The northerly boundary of Petitioners' lot per the Plat of the said subdivision is:

"... Westerly with said (Pensacola) Bay to Gilmore Bayou; thence Southerly with E Line of Gilmore Bayou to Point Of Beginning."

10. At the time of recording the Plat of Petitioners' subdivision, Deadman's Island's northeasterly end was not connected to the mainland.

11. Subsequent thereto the northeasterly end of said Island and the mainland, through accretion to both parcels, became connected.

12. Over time the Island and the land connection to the mainland simultaneously eroded on its Northeasterly side and accreted on its Southwesterly side moving westerly past Petitioners' lot to its current location which is westerly of their lot.

13. Prior to any construction of the existing bulkhead and past and current pier(s), the northerly boundary of Petitioners'

platted lot naturally accreted to a point beyond the existing bulkhead.

14. While the land connection was in front of Petitioners' lot, a bulkhead was built landward of the then existing northerly boundary of Petitioners' Lot. Subsequently, a pier was built extending waterward from the bulkhead. A new/replacement pier/boathouse is in the process of being built in the same location. Applicant has approved and Santa Rosa County, Agency and/or Army Corps Of Engineers have previously issued permit(s) for the current construction of the pier/boathouse and also the former pier.

15. Petitioners' real property has riparian/littoral rights appurtenant thereto. Fla. Stat. 253.141.

16. Petitioners' substantial interests will be affected by the issuance of the referenced permit in the following particulars: Their riparian (littoral) rights and their contract rights with Applicant will be unreasonably infringed upon by permitting and otherwise authorizing the proposed project. FAC 18-21.004(3)(a).

17. Applicant and Petitioners entered into a written Agreement dated July 22, 2008 wherein Applicant agreed to limit the amount of construction of a breakwater northerly of Deadman's Island to be permitted by Agency and limit the areas for which it might subsequently seek a fill permit from Agency. The Agreement

also provided that Petitioners reserved their riparian/littoral rights and agreed to withdraw their Petition For An Administrative Hearing with regard Agency's intended permit for the breakwater. The Agreement is enforceable via injunctive relief. Parts of the proposed permit in the current case authorizes activity that violates that Agreement. Agency is aware of that Agreement and possesses a copy thereof. Agency's permitting the activity prohibited by the Agreement is an intentional interference with the Petitioners' rights under the Agreement.

18. The following facts are disputed:

a) Lot 36 of the upland subdivision is adjacent to Petitioners' westerly boundary line. The easterly and westerly boundary lines of Lot 36 though accretion extend northerly on and/or on either side of part of the current land connection for an undetermined distance from the boundary lines reflected on the subdivision Plat until it meets the undetermined secreted southerly boundary of Deadman's Island. The situs of the activity to be permitted may partially be within said Lot 36 boundaries and/or adjacent thereto and waterward therefrom. Applicant's permit application does not claim title to Lot 36 as accreted. Applicant does not have sufficient upland interest for the activities on sovereign submerged land riparian to Lot 36. FAC 18-21.004(3)(b).

b) The location of the correct common boundary line between said Lot 36 and Deadman's Island is not mentioned or illustrated in the NOI or draft permit and has not otherwise been determined.

c) the drawings attached to the draft permit with regard to the northerly boundary of the Petitioners' Lot 37 reflect that shown on the subdivision plat and not the correct current accreted boundary and bulkhead. Yet, the seawall and accretion for the adjacent Lot 38 is shown on the drawings.

d) Applicant's planting and fill activities [FAC. 18-21.003(2)] to be permitted must remain 25 feet inside its riparian line(s). FAC 18-21.004(3)(d). Such lines are not reflected on the drawings nor have they been determined judicially or otherwise.

e) Neither Applicant's nor Petitioners' riparian/littoral lines have been judicially determined or otherwise agreed upon, thus, Applicant can not give Agency reasonable assurances that the activity to be permitted will not interfere with Petitioners' riparian/littoral rights.

f) The location of the land connection to the mainland and the emergent planting along the shoreline (Zone 2) as reflected in the draft permit drawings in relation to the northerly boundary of Petitioners' real property conflicts with the location of the same areas as illustrated in the drawings that are part of DEP permit #57-282197-003-DF.

g) The description of the proposed activity stated in Part I of NOI along with the drawings attached to the draft permit are not sufficient to be comprehended. Provisions are made for placing fill and planting native emergent vegetation on sovereign submerged land adjacent to Deadman's Island (per a sketch) for the purpose of preserving archaeological artifacts AND planting native submerged aquatic vegetation over approximate 3 acres of sovereign submerged lands north of Deadman's Island. With regard to the fill activity, Specific Condition 10 of the draft permit requires the area to be clearly flagged and staked prior to construction but the draft permit does not have sufficient information to allow that task to be performed. Furthermore, Petitioners do not have the benefit of knowing such location in pursuing an Administrative Hearing since that task has not been performed. With regard to the 3 acres of submerged aquatic vegetation, the type of vegetation is not stated.

h) The drawings attached to the draft permit reflect that the emergent grass to be planted over the fill area is cordgrass /needle rush both of which have characteristics of growing tall and spreading horizontally, thus, potentially impeding Petitioners' riparian view and encroaching their riparian area and impeding their riparian rights of navigation, swimming, boating and view.

i) the seagrass restoration activity is not restoration as there never was any seagrass near Petitioners' lot or riparian lines. Furthermore, seagrass within Petitioner's riparian lines will impede their riparian rights of swimming and navigation.

j) The Restoration Project Phases And ZONES sketch by Applicant's consultant, Heather Reed, (labeled "emo 2/6") attached to the draft permit:

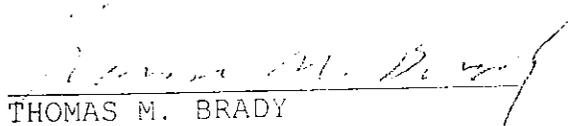
- 1) when corrected to show the proper orientation with regard to Petitioners' Lot 37, shows that a portion of the seagrass planting area already encroaches within the area bounded by the extension of Petitioners' easterly and westerly property lines, and,
- 2) is not a survey, thus, it is not reliable for determining the riparian/littoral rights encroachment issue(s).

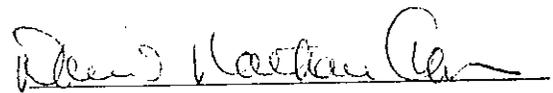
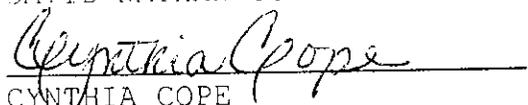
19. Petitioners' littoral rights are to be determined by the specific facts of the case. *Hays v. Bowman*, 91 So.2d 275 (Fla. 1957); Fla. Stat. 253.141. Such rights include the right to use the water, the right of access to the water, the right use the water for navigational purposes, the right to an unobstructed view of the water. *Save Our Beaches, Inc., et al. v. Fla. DEP et al.*, 1D05-4086; (rev'd on other grounds) 998 So.2d 1102, 1111 (Fla. 2008).

20. The draft permit does not make adequate provisions for protecting Petitioners' riparian rights. If the permit issues and Petitioners' riparian rights are subsequently encroached, they will not have an adequate remedy unless so stated in the permit.

21. An Administrative Hearing is required and requested to determine the parties' relative riparian/littoral rights and liabilities and Applicant's right to a permit.

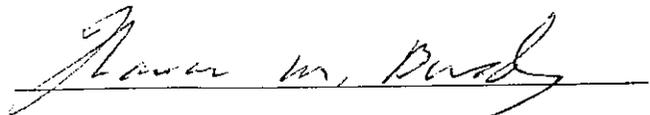
WHEREFORE, Petitioners request that Applicant's requested permit be denied.

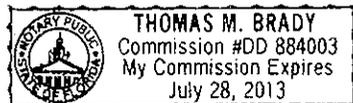

THOMAS M. BRADY
Attorney for Petitioners
Fla. Bar #154819
3250 Navy Blvd., Ste. 200
P. O. Box 12584
Pensacola FL 32591-2584
Tel./Fax: (850) 432-6181


DAVID NATHAN COPE

CYNTHIA COPE

STATE OF FLORIDA
COUNTY OF ESCAMBIA

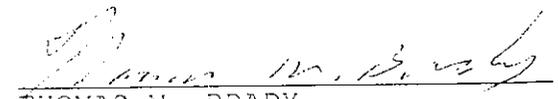
The foregoing instrument was acknowledged before me this 31st day of August, 2010 by David Nathan Cope and Cynthia Cope who are personally known to me.



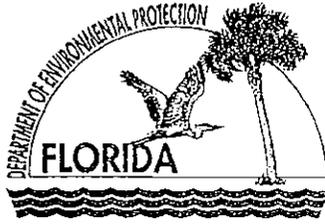


CERTIFICATE OF SERVICE

I certify that the original copy hereof has been forwarded to the Office Of General Counsel, Fla. DEP, via Federal Express, at 3900 Commonwealth Blvd., Mail Stop 35, Tallahassee FL 32399-3000, and a copy was served on City Manager, City Of Gulf Breeze, 1070 Shoreline Dr., Gulf Breeze FL 32561 via US Mail, both on this 3/2 day of August, 2010.



THOMAS M. BRADY
Fla. Bar # 154819
3250 Navy Blvd., Ste. 204
P. O. Box 12584
Pensacola FL 32591-2584
Tel./Fax: (850) 432-6181
Attorney for Petitioners



Florida Department of Environmental Protection

160 Governmental Center, Suite 308
Pensacola, Florida 32502-5794

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

August 09, 2010

Edwin A. Eddy
City Manager
City of Gulf Breeze
1070 Shoreline Drive
Gulf Breeze, FL 32562

Dear Mr. Eddy:

Enclosed is an Intent to Issue a Consolidated Wetland Resource Permit, File No. 57-0282197-002-DF, issued pursuant to Part IV of Chapters 373 and 253, Florida Statutes, and Titles 62 and 18, Florida Administrative Codes. Please publish the enclosed notice of intent in a newspaper of general circulation in the area affected and provide proof of that publication. Appeal rights for you as the permittee and for any affected third party are described in the text of the permit along with conditions which must be met when permitted activities are undertaken.

We appreciate your cooperation. If you have any questions, please contact me at (850)-595-850-595-0630.

Sincerely,

A handwritten signature in cursive script that reads 'Elizabeth Mullins Orr'.

Elizabeth Mullins Orr
Environmental Specialist
Submerged Lands & Environmental
Resources Program



Florida Department of
Environmental Protection
160 Governmental Center, Suite 308
Pensacola, Florida 32502-5794

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

DEPARTMENT OF ENVIRONMENTAL PROTECTION
STATE OF FLORIDA

In the Matter of an
Application for Permit/Water Quality Certification,
and Authorization to Use Sovereign Submerged Lands by:

APPLICANT:
City of Gulf Breeze
1070 Shoreline Drive
Gulf Breeze, FL 32562

File No: 57-0282197-002-DF
County: Santa Rosa

CONSOLIDATED NOTICE OF INTENT TO ISSUE
WETLAND RESOURCE PERMIT AND CONSENT TO USE SOVEREIGN
SUBMERGED LANDS

The Department of Environmental Protection gives consolidated notice of its intent to:

- (a) issue a wetland resource permit under Part IV of Chapter 373, Florida Statutes (F.S.), and Title 62, Florida Administrative Code (F.A.C.) for the activity described below (draft copy of permit attached). Issuance of the wetland resource permit also constitutes certification of compliance with state water quality standards pursuant to Section 401 of the Clean Water Act, 33 U.S.C. 1341;
- (b) grant a letter of consent to use sovereign submerged lands for the proposed activity, under Article X, Section 11 of the Florida Constitution, Chapter(s) 253, , F.S., and Title 18, F.A.C., and as described below.

Where applicable (such as activities in coastal counties), issuance of the wetland resource permit also constitutes a finding of consistency with Florida's Coastal Zone Management Program, as required by Section 307 of the Coastal Management Act.

I. DESCRIPTION OF THE PROPOSED ACTIVITY

The applicant, the City of Gulf Breeze, applied on July 14, 2008 to the Department of Environmental Protection for a permit/water quality certification and authorization to use sovereign submerged lands owned by the Board of Trustees of the Internal Improvement

Trust Fund (Board of Trustees) to place approximately 16,000 cubic yards of material and plant native emergent vegetation on sovereign submerged lands adjacent to Deadman's Island, for the purpose of protecting archaeological artifacts. In addition, the applicant requested authorization to plant native submerged aquatic vegetation over approximately 3 acres of sovereign submerged lands north of Deadman's Island.

The activity is located at the north end of Dead Man's Island in Pensacola Bay, Class III Waters of the State, Prohibited Shellfish Harvesting Area, Gulf Breeze, Section 6, Township 3-South, Range 29-West, Longitude 87° 11' 14.06" North, Latitude 30° 22'6.58" West, Santa Rosa County.

II. AUTHORITY FOR REVIEW

The Department has permitting authority under Part IV of Chapter 373, F.S., and Chapters 62-312, F.A.C. The activity qualifies for processing as a wetland resource permit pursuant to Section 373.4145, F.S. The activity is not exempt from the requirement to obtain a wetland resource permit.

The activity also requires a proprietary authorization, as it is located on sovereign submerged lands owned by the Board of Trustees of the Internal Improvement Trust Fund. The activity is not exempt from the need to obtain a proprietary authorization. Pursuant to Article X, Section 11 of the Florida Constitution, Sections 253.002 and 253.77, F.S., Sections 18-21.0040, 18-21.0051, , and 62-312.065, F.A.C., the Department has the authority to review and take final action on this request for proprietary authorization.

III. BACKGROUND/BASIS FOR ISSUANCE

A. General

The Department received permit applications in 2008 for activities that would provide shoreline protection and stabilization for Deadman's Island. These activities included placement of an offshore breakwater, stabilization of approximately 1,200 linear feet of the existing shoreline by planting native wetland vegetation, and placement of fill and native emergent vegetation waterward of the MHWL in order to provide cover for historic artifacts unearthed by tropical storms and hurricanes in 2004-2005. The Department issued permit no. 57-0282197-001-DF and easement no. 41100 for offshore breakwater structures on August 1, 2008. The Department issued permit no. 57-0282197-003-DF for shoreline planting on December 18, 2009. Application no. 57-0282197-002-DF was deemed complete on May 11, 2010. On May 26, 2010, the Department requested that the Board of Trustees of the Internal Improvement Trust Fund determine if proposed project should be considered Heightened Public Concern per subsection 18-21.0051(4), F.A.C. Through this process it was determined that the project was not of Heightened Public Concern. Subsequently, the

Department determined that the project qualifies for a Wetland Resource Permit with a Long Term Agreement and a Letter of Consent to use sovereign submerged lands.

B. Specific Regulatory Basis for Issuance

Through the above and based on the general/limiting and specific conditions to the permit, the applicant has provided affirmative reasonable assurance that the construction of the activity, considering the direct, secondary and cumulative impacts, will comply with the provisions of Part IV of Chapter 373, F.S., and the rules adopted thereunder. Specifically, construction of the activity will not result in violations of water quality standards pursuant to Section 373.414(1), F.S., and set forth in Chapters 62-3, 62-4, 62-302, 62-520, 62-522, and 62-550, F.A.C.. The applicant also has demonstrated that the construction of the activity, is not contrary to the public interest, pursuant to paragraph 373.414(1), F.S.

C. Specific Proprietary Basis for Issuance

Through the above and based on the general/limiting and specific conditions of the permit, the applicant has met all applicable requirements for proprietary authorizations to use sovereign submerged lands, pursuant to Article X, Section 11 of the Florida Constitution, Chapter(s) 253, F.S., and associated Rule 18-21, F.A.C. The applicant has provided reasonable assurance that the activity:

- (1) is "not contrary to the public interest";
- (2) will maintain essentially natural conditions;
- (3) will not cause adverse impacts to fish and wildlife resources or public recreation or navigation; and
- (4) will not interfere with the riparian rights of adjacent property owners.

In addition, the project is consistent with the goals and objectives of the "Conceptual State Lands Management Plan" adopted by the Board of Trustees on March 17, 1981.

Prior to final permit issuance and within 30 days of this Intent the applicant must furnish:

- 1) Proof that the Long-term Agreement has been executed and recorded with the Santa Rosa County Clerk of the Court; originals must be provided to the Department.

IV. PUBLICATION OF NOTICE

The Department has determined that the proposed activity, because of its size, potential effect on the environment or the public, controversial nature, or location, is likely to have a heightened public concern or likelihood of request for administrative proceedings.

Therefore, pursuant to Section 373.413(4), F.S., and paragraph 62-343.090(2)(k), F.A.C., you (the applicant) are required to publish at your own expense the enclosed notice of this Consolidated Notice of Intent to Issue. The notice is required to be published one time within 30 days, in the legal ad section of a newspaper of general circulation in the area affected. For the purpose of this rule, "publication in a newspaper of general circulation in the area affected" means publication in a newspaper meeting the requirements of Sections 50.011 and 50.031, F.S., in the county where the activity is to take place. The applicant shall provide proof of publication to:

Department of Environmental Protection
160 Governmental Center
Pensacola, Florida 32501-5794

The proof of publication shall be provided to the above address within seven days of publication. Failure to publish the notice and provide proof of publication within the allotted time shall be grounds for denial of the permit and consent to use sovereign submerged lands.

V. RIGHTS OF AFFECTED PARTIES

Under this intent to issue, the above applications are hereby granted subject to the applicant's compliance with any requirement in this intent to publish notice of this intent in a newspaper of general circulation and to provide proof of such publication in accordance with section 50.051 of the Florida Statutes. This action is final and effective on the date filed with the Clerk of the Department unless a sufficient petition for an administrative hearing is timely filed under sections 120.569 and 120.57 of the Florida Statutes as provided below. If a sufficient petition for an administrative hearing is timely filed, this intent to issue automatically becomes only proposed agency action on the application(s), subject to the result of the administrative review process. Therefore, on the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. When proof of publication is provided, if required by this intent, and if a sufficient petition is not timely filed, the permit and authorization to use sovereign submerged lands will be issued as a ministerial action, and any required lease or easement will be executed. The actual terms of any required lease or easement will be formally executed at a later date and shall include provisions for rents and such other provisions as normally are included in such lease or easement. Because an administrative hearing may result in the reversal or substantial modification of this action, the applicant is advised not to commence construction or other activities until the deadlines noted below for filing a petition for an administrative hearing or request for an extension of time have expired and until the permit and proprietary authorization have been issued and any required lease or easement has been executed and delivered.

Mediation is not available.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Under rule 62-110.106(4) of the Florida Administrative Code, a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

If a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be permitted only at the discretion of the presiding officer upon the filing of a motion in compliance with rule 28-106.205 of the Florida Administrative Code.

In accordance with rules 28-106.111(2) and 62-110.106(3)(a)4, petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under section 120.60(3) of the Florida Statutes must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. Under section 120.60(3) of the Florida Statutes, however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under sections 120.569 and 120.57 of the Florida Statutes.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by rule 28-106.301.

Under sections 120.569(2)(c) and (d) of the Florida Statutes, a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This intent to issue constitutes an order of the Department on its own behalf on the application for the regulatory permit, and on behalf of the Board of Trustees of the Internal Improvement Trust Fund on the application to use sovereign submerged lands. Subject to the provisions of paragraph 120.68(7)(a) of the Florida Statutes, which may require a remand for an administrative hearing, the applicant has the right to seek judicial review of the order under section 120.68 of the Florida Statutes, by the filing of a notice of appeal under rule 9.110 of the Florida Rules of Appellate Procedure with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida, 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the order is filed with the Clerk of the Department.

The applicant, or any party within the meaning of section 373.114(1)(a) or 373.4275 of the Florida Statutes, may also seek appellate review of the order before the Land and Water Adjudicatory Commission under section 373.114(1) or 373.4275 of the Florida Statutes. Requests for review before the Land and Water Adjudicatory Commission must be filed with the Secretary of the Commission and served on the Department within 20 days from the date when the order is filed with the Clerk of the Department.

Executed in Pensacola, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



Andrew Joslyn
Program Administrator
Submerged Lands & Environmental
Resource Program

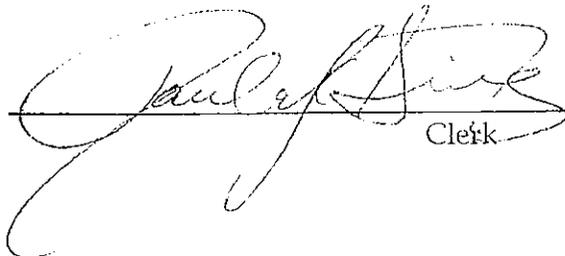
- Enclosures: Draft Permit and Attachments
Notice of Intent
Long-term Agreement
- c: DEP, Office of General Counsel
State Lands Records Administrator
U.S. Army Corps of Engineers
Heather Reed, Agent
Shelley Alexander, CAMA
Thomas Brady, Attorney At Law
David Nathan and Cynthia Cope
Donald R. Todd

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this
CONSOLIDATED INTENT TO ISSUE and all copies were mailed before the close of
business on AUGUST 09, 2010, to the above listed persons.

FILING AND ACKNOWLEDGMENT

FILED, on this date with the designated Department Clerk, pursuant to 120.52(11),
Florida Statutes, receipt of which is hereby acknowledged.


Clerk

8/9/2010
Date



City of Gulf Breeze

POLICE DEPARTMENT

PETER R. PAULDING
Chief of Police

ROBERT C. RANDLE
Deputy Chief of Police

To: Edwin Eddy, City Manager
From:  Robert Randle, Dep. Chief
Re: Special Event Application
Date: August 31, 2010

Calvary Chapel has submitted application for their yearly fall Harvest Festival. The festival will be held once again at the Rec Center and will have kid's games, tennis tournament, rock wall, basketball tournament and other events. The event will be on October 30, 2010 from 2pm – 6pm. An estimated 400 – 600 persons will be in attendance through out the day. Calvary Chapel has had the event for several years and it has always been a very successful event with no impact to law enforcement.

RECOMMENDATION: That the City Council approve the application for the Calvary Chapel Harvest Festival.





City of Gulf Breeze

POLICE DEPARTMENT

PETER R. PAULDING
Chief of Police

ROBERT C. RANDLE
Deputy Chief of Police

CITY OF GULF BREEZE SPECIAL EVENT

PACKET INCLUDES

- 1) COPY OF REQUIREMENTS TO CONDUCT SPECIAL EVENTS
- 2) APPLICATION TO CONDUCT SPECIAL EVENT

ABOVE DOCUMENTS MUST BE SIGNED, DATED AND RETURNED TO
THE GULF BREEZE POLICE DEPARTMENT
AT LEAST (30) DAYS PRIOR TO THE SPECIAL EVENT



Applicant's Signature Date





City of Gulf Breeze

POLICE DEPARTMENT

PETER R. PAULDING
Chief of Police

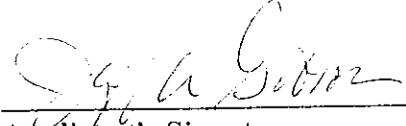
CITY OF GULF BREEZE

REQUIREMENTS TO CONDUCT SPECIAL EVENT ON CITY PROPERTY OR IN THE CITY OF GULF BREEZE

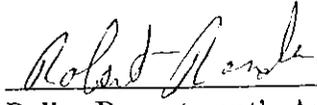
Applicant must provide at least (30) days prior to the Special Event:

- (a) The name, address, and telephone number of the person requesting the permit.
- (b) The name and address of the organization or group he or she is representing.
- (c) The name, address and telephone number of the person or persons who will act as chairman of the special event and be responsible for the conduct thereof.
- (d) The purpose of the event, a general description of the activities to take place, the estimated number of persons to participate or otherwise attend, and the number and types of vehicles (if any) to participate.
- (e) The date the event is to be conducted and the hours it will commence and terminate.
- (f) The specific location(s) where the event is to take place.
- (g) Sponsors of special events will be responsible for all costs incurred by the city in providing required public safety personnel. Cost for public safety personnel will include FICA, retirement, and overtime. We will attempt to use auxiliary and part-time officers to keep the expense down, but should we have to utilize full time personnel the cost will increase considerably.
- (h) Assurance that the applicant will conform to necessary fire prevention rules, regulations and guidelines.

- (i) Assurance of indemnification and insurance coverage. The applicant shall agree to indemnify and hold harmless the City, its servants agents and employees for any and all claims caused by or arising out of the activities permitted. The applicant shall provide certification of an appropriate policy of insurance to protect the City from liability which might arise from the special event. The policy occurrence limits shall not be less than \$1,000,000. A Copy of the policy shall be submitted at the time of application.
- (j) Sponsors shall be required to submit a detailed map illustrating the location of the event and the streets which may be affected by the event. Per City Council action, no event will be allowed on U.S. Highway 98.
- (k) Such other information as the Chief of Police and/or the City Manager may deem necessary in order to provide for traffic control, street and property maintenance and the protection of the public health, safety and welfare.
- (l) Event sponsors will be responsible for cleanup of the event site and/or route. Failure by the sponsor to cleanup the site will result in the city doing the cleanup and billing the sponsor for the actual cost.

 8/1

Applicant's Signature Date

 8/31/10

Police Department's Approval Date

APPLICATION TO CONDUCT SPECIAL EVENT ON
CITY PROPERTY OR RIGHT-OF-WAY

8/1

Date Submitted

1. ORGANIZATION BEING REPRESENTED:

Name CALVARY CHAPEL GULF BREEZE
Address 1122 ORIOLE BEACH RD, GULF BREEZE 32563

2. PERSON REQUESTING PERMIT:

Name Jeff Gibson, Assistant Pastor, CALVARY CHAPEL GULF BREEZE
Address 1122 ORIOLE BEACH RD, GULF BREEZE 32563
Phone 850-932-8197

3. PERSON ACTING AS CHAIRMAN AND RESPONSIBLE FOR CONDUCT THEREOF:

Name Jeff Gibson, Assistant Pastor, CALVARY CHAPEL GULF BREEZE
Address 1122 ORIOLE BEACH RD, GULF BREEZE 32563
Phone 850-932-8197

4. DATE, HOURS AND LOCATION OF EVENT:

10/30/10, 2 P.M. - 6 P.M., SHORELINE PARK NORTH

5. GENERAL DESCRIPTION OF ACTIVITIES, ESTIMATED ATTENDANCE, NUMBER AND TYPE OF VEHICLES, IF ANY. IF A FUND RAISING EVENT, INDICATE PROPOSED USE OF FUNDS: FREE COMMUNITY EVENT, OPEN TO ALL. MUSIC, INFLATABLE TOYS, GAMES, USE OF SPORT FACILITIES (BASKETBALL COURTS, TENNIS, SKATEBOARDING) FACE PAINTING, ETC. WE WILL HAVE CONCESSIONS BUT THIS IS NOT A FUND-RAISING EVENT. ESTIMATE 4-600 PPL OVER THE COURSE OF THE DAY MANY BY FOOT

Robert Rando 8/31/10

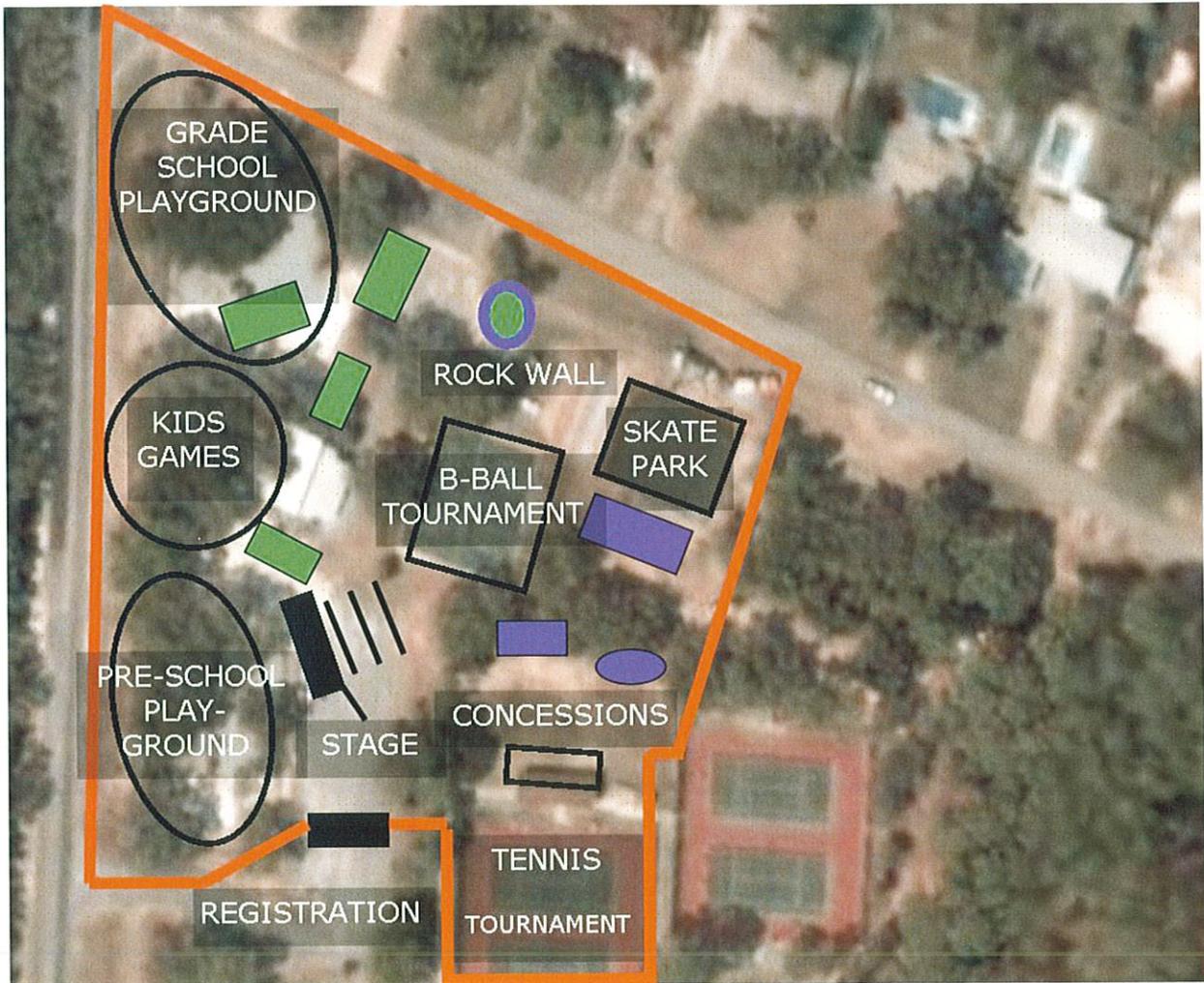
Applicant's Signature/Date

Police Department's Approval/Date

City Manager's Approval/Date



Event Map



-  YOUTH BIG TOYS
-  KIDZ BIG TOYS
-  PARADE BARICADES

Memo

To: Edwin Eddy, City Manager
From: Steve Milford
Date: September 8, 2010
Re: Fishing Pier Deconstruction Contract Award



On September 3rd, 2010 at 2:00pm, in accordance with bid instructions, acceptance of bids for the deconstruction of the Fishing Bridge was closed. Of the 16 plan holders, 6 submitted entries of which 5 were considered responsive bids.

The bidding process was simplified by the absence of the oil spill threat complicating disposal issues. Further, guidance provided by City's counsel helped ensure there were no areas of ambiguity for the bidders.

Tetra Tech has completed their review of the bid submissions and has recommended acceptance of the low bid and that notification of award be sent to Virginia Wrecking for its bid of \$1,777,000, subject to any recommendations of City's counsel.

Recommendation: Subject to recommendations by City's counsel, that the City Council accept the bid of Virginia Wrecking as the winning bid and instruct staff issue a formal notice of award to Virginia Wrecking. Upon acceptance of the that notice of award, execution of the contract included in the bid package and issuance of a performance bond, that staff is further instructed to issue a formal notice to proceed to Virginia Wrecking as promptly as is prudently feasible.



Via Email and Regular Mail

September 8, 2010

Tt No. 200-08504-08003 COR

Mr. Stephen Milford
Finance Director
City of Gulf Breeze
1070 Shoreline Drive
Gulf Breeze, Florida 32562

Subject: Gulf Breeze Fishing Bridge Demolition
Bid Tabulation and Recommendation of Award

Dear Mr. Milford:

On September 3, 2010 at 2:00 pm local time, bids for referenced project were received, opened, and recorded publicly at Gulf Breeze City Hall. There were sixteen (16) planholders that requested copies of the Bidding Documents prior to the bid opening while six (6) companies submitted competitive bids. The project was bid with a lump sum Base Bid for the deconstruction and disposal of the Fishing Bridge. A certified Bid Tabulation is attached for the City's review and information.

A Bid was submitted by Virginia Wrecking Company, Inc. of Daphne, AL which includes disposal of concrete bridge material at the permitted fishing reef site as specified in the project's scope of work with the Federal Emergency Management Agency (FEMA). All metal, including rebar and beams will be removed and disposed of at a site to be determined. We consider this Bid to be responsive and like all other City projects recommend the award following review by the City's legal counsel to the lowest bidder, Virginia Wrecking Company, Inc. in the Base Bid amount of \$1,777,000.00.

Should you have questions or need additional information, please call.

Sincerely,

A handwritten signature in black ink, appearing to read 'Michael B. Bomar'.

Michael B. Bomar, PE
Vice President

Cc: File
Mr. Brian Walker, PE, CDT, Tetra Tech
Mr. David Carlee, Tetra Tech

P:\2010\200-11782-10003 GB Fishing Bridge Rebidding Services\Projmgmt\Correspondence\LTR 2010-09-08 Smilford-GB Bid Tab.Doc

PROJECT: Gulf Breeze Fishing Bridge Deconstruction (ReBid)
Gulf Breeze, Florida
 PROJECT NO: 200-11782-10003



CERTIFIED BY: W. Brian Walker
 W. Brian Walker, PE, CDT
 BID DATE: September 3, 2010
 BID TIME: 2:00 pm CDT

Bid Tabulation

Bidder Name	Received	Bid Amount	Bid Form	Bid Bond Form	Work Exp. Form	Copy of Licenses	Addendum #1 Recognition	Proof of Payment Bond	Proof of Perf. Bond	Cert. of Liability Insurance	Drug-Free Certification	Public Entity Crimes Statement	List of Subs	Date of Earliest Deployment
Virginia Wrecking Co., Inc.	V	\$ 1,777,000.00	V	V	V	V	V	V	V	V	V	V	V	October 4, 2010
National Salvage & Service	V	\$ 2,144,000.00	V	V	V	V	V	V	V	V	V	V	V	10 days from Award Date
HG Harders and Son, Inc.	V	\$ 2,456,339.00	V	V	V	V	V	V	V	V	V	V	*	45 days from NTP
M & J Construction, Inc.	V	\$ 2,530,961.00	V	V	V	V	V	V	V	V	V	V	V	October 15, 2010
Delta Demolition Group	V	\$ 2,570,295.00	V	X	V	X	V	X	X	X	X	X	X	October 1, 2010
D.H. Griffin Wrecking Co., Inc.	V	\$ 2,844,000.00	V	V	V	V	V	V	V	V	V	V	*	2 weeks after Award Date
The BG Group, LLC	X	N/A												
Cambria Contracting, Inc.	X	N/A												
Construction Solutions Int'l	X	N/A												
Florida Wrecking & Salvage	X	N/A												
KMC Construction Services, Inc.	X	N/A												
Misener Marine Const., Inc.	X	N/A												
Ohopaki GC & Mechanical, Inc.	X	N/A												
P.A.W. Materials Inc.	X	N/A												
Remedial Services Inc.	X	N/A												
Von Bergen Ltd.	X	N/A												

* Contractor listed work to be subcontracted, but not specific subcontractors.



City of Gulf Breeze

DEPARTMENT OF PARKS AND RECREATION

TO: Edwin A. Eddy, City Manager

FROM: Ron Pulley, Director of Parks & Recreation

A handwritten signature in black ink, appearing to read "Ron Pulley", is written over the printed name.

SUBJECT: Softball Concession - Permission to Seek Competitive Bids

DATE: September 9, 2010

At Council's direction, Bay Design has completed the design and construction specifications for the the Softball Concession Stand. Plans have been submitted to the Development Review Board for their next meeting. We estimate the cost of this structure will be \$450,000. This new construction is funded as one of our approved FEMA alternate projects.

In order for the Softball Concession to be completed by April 1, 2011, which is the beginning of softball season, we should proceed with solicitation of competitive bids as soon as possible.

Recommendation

That Council direct staff to proceed with the solicitation of competitive bids for the construction of the Softball Concession facility.



City of Gulf Breeze

MEMORANDUM

TO: Edwin A. Eddy, City Manager

FROM: Thomas E. Lambert, Assistant Director of Public Services

DATE: September 8, 2010

RE: Utility Rate Increase Hearing

The SSRUS Board has recommended a rate increase of 3% to the base and volumetric base fees for sewer customers. Staff is recommending a 3% increase for base and volumetric rates of both water and sewer customers inside the City. In order to approve these rate increases, a public hearing must be advertised and held prior to instituting the rate increase.

The City is required to advertise the hearing on or with its bills prior to the hearing. With cycle billing, we will have to have four announcements prior to the hearing. The schedule below shows the advertisement, hearing and effective dates.

Authorization to Advertise	September 15, 2010
Advertise Cycle 4	September 27, 2010
Advertise Cycle 1	October 1, 2010
Advertise Cycle 2	October 10, 2010
Advertise Cycle 3	October 17, 2010
Hearing Date	November 1, 2010
Effective Date	November 2, 2010

RECOMMENDATION: City Council authorize a public hearing on November 1, 2010 for the SSRUS and City Water & Sewer rate increases with the advertising schedule above.

EXHIBIT 'A' Res. ___-10

CITY WATER AND SEWER

Proposed Rate Increase

VOLUMETRIC RATES PER THOUSAND GALLONS

	Current	Increase	Proposed
Water	\$2.57	\$0.08	\$2.65
Sewer	\$3.57	\$0.11	\$3.68

Residential - Water Base Fee

Meter Size	2010 Current Base Fee	Increased By	2011 New Base Fee
3/4"	\$9.14	\$0.27	\$9.41
1"	\$16.95	\$0.51	\$17.46
1 1/2"	\$44.34	\$1.33	\$45.67
2"	\$72.22	\$2.17	\$74.39
3"	\$146.93	\$4.41	\$151.33
4"	\$221.63	\$6.65	\$228.28
6"	\$441.43	\$13.24	\$454.67

Residential - Sewer Base Fee

Meter Size	2010 Current Base Fee	Increased By	2011 New Base Fee
3/4"	\$11.25	\$0.34	\$11.59
1"	\$21.62	\$0.65	\$22.27
1 1/2"	\$54.12	\$1.62	\$55.74
2"	\$87.69	\$2.63	\$90.33
3"	\$177.66	\$5.33	\$182.99
4"	\$265.27	\$7.96	\$273.23
6"	\$521.68	\$15.65	\$537.33

Commercial - Water Base Fee

Meter Size	2010 Current Base Fee	Increased By	2011 New Base Fee
3/4"	\$9.14	\$0.27	\$9.41
1"	\$16.95	\$0.51	\$17.46
1 1/2"	\$44.34	\$1.33	\$45.67
2"	\$72.22	\$2.17	\$74.39
3"	\$146.93	\$4.41	\$151.33
4"	\$221.63	\$6.65	\$228.28
6"	\$441.43	\$13.24	\$454.67

Commercial - Sewer Base Fee

Meter Size	2010 Current Base Fee	Increased By	2011 New Base Fee
3/4"	\$11.25	\$0.34	\$11.59
1"	\$21.62	\$0.65	\$22.27
1 1/2"	\$54.12	\$1.62	\$55.74
2"	\$87.69	\$2.63	\$90.33
3"	\$177.66	\$5.33	\$182.99
4"	\$265.27	\$7.96	\$273.23
6"	\$521.68	\$15.65	\$537.33

EXHIBIT 'A' Res. __-10

PROPOSED WATER AND SEWER RATES SOUTH SANTA ROSA UTILITY SYSTEM

VOLUMETRIC RATES PER THOUSAND GALLONS

	Current	Increase	Proposed
Water	\$2.70	\$0.00	\$2.70
Sewer	\$3.90	\$0.12	\$4.02

Residential - Water Base Fee

Meter Size	2010 Base Fee	Increased By	2011 Base Fee
3/4"	\$12.90	NO CHANGE	\$12.90
1"	\$23.94		\$23.94
1 1/2"	\$62.62		\$62.62
2"	\$102.01		\$102.01
3"	\$207.52		\$207.52
4"	\$313.03		\$313.03
6"	\$623.48		\$623.48

Residential - Sewer Base Fee

Meter Size	2010 Base Fee	Increased By	2010 Base Fee
3/4"	\$13.70	\$0.41	\$14.11
1"	\$26.45	\$0.79	\$27.24
1 1/2"	\$66.53	\$2.00	\$68.52
2"	\$108.35	\$3.25	\$111.60
3"	\$220.63	\$6.62	\$227.25
4"	\$332.82	\$9.98	\$342.80
6"	\$661.33	\$19.84	\$681.17

Commercial - Water Base Fee*

Meter Size	2010 Base Fee	Increased By	2010 Base Fee
3/4"	\$23.82	NO CHANGE	\$23.82
1"	\$35.89		\$35.89
1 1/2"	\$80.57		\$80.57
2"	\$124.00		\$124.00
3"	\$242.28		\$242.28
4"	\$366.43		\$366.43
6"	\$724.56		\$724.56

Commercial - Sewer Base Fee*

Meter Size	2010 Base Fee	Increased By	2010 Base Fee
3/4"	\$30.26	\$0.91	\$31.17
1"	\$42.00	\$1.26	\$43.26
1 1/2"	\$86.01	\$2.58	\$88.59
2"	\$129.39	\$3.88	\$133.27
3"	\$248.51	\$7.46	\$255.97
4"	\$376.19	\$11.29	\$387.48
6"	\$740.81	\$22.22	\$763.03

*includes 3,000 gallons usage in base rate

Reclaimed Rates

	2009 Base Fee	Increased By	2010 Base Fee
	\$5.00	\$1.00	\$6.00



City of Gulf Breeze

OFFICE OF THE CITY MANAGER

Memorandum

To: Mayor and City Council

From:  Edwin A. Eddy, City Manager

Date: 9/9/2010

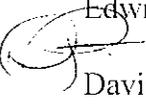
Subject: Contract with Sensys America, Red Light Camera

We contacted the known firms that provide red light camera services in Florida. Sensys America has the most favorable approach and pricing. Staff, the City Attorney and Sensys are working to develop a contract between the City and Sensys that will provide the necessary services to the City in the most manageable manner. We hope to have a contract prepared for your review at the September 15th Executive Session.



City of Gulf Breeze

MEMORANDUM

TO: Edwin A. Eddy, City Manager
FROM:  David J. Szymanski, Assistant City Manager
DATE: September 8, 2010
SUBJECT: ANNUAL POPULATION ESTIMATE

Each year the City receives correspondence from the University of Florida, Bureau of Economic and Business Research presenting a preliminary estimate of the City's population for review. This figure usually is one factor used in determining the distribution of state revenue-sharing funds (Section 23.019, Florida Statutes, Revenue Sharing Act 1972) but not during a U.S. Census year. Attached please find the correspondence with this year's estimate of the City's population.

Please note that the City's population estimate for 2010 is 5,751. This is compared to the 2000 census figure of 5,665. The estimate for the City at this time last year was 5,791.

This is an interim population estimate that will be replaced by the 2010 Census count when it becomes available next March. The Legislative Office of Economic and Demographic Research does not intend to use interim estimates for revenue sharing purposes. The 2010 U.S. Census figure will be used by the state of Florida for its fiscal year 2011-2012.

RECOMMENDATION:

That the City Council accept the estimate of the City's population.



Warrington College of Business Administration
Bureau of Economic and Business Research

221 Matherly Hall
PO Box 117145
Gainesville, FL 32611-7145
352-392-0171
352-392-4739 Fax

August 31, 2010

Dear Sir or Madam:

Enclosed is a preliminary estimate of the permanent resident population of your area as of April 1, 2010. It was produced by our office under the terms of a contractual agreement with the Florida Legislature. Please note that this is an **interim** estimate that will be replaced by the **2010 census count** when it becomes available next March. The Legislature's Office of Economic and Demographic Research does not intend to use interim estimates for revenue-sharing purposes, but they may be used for other purposes until decennial census data are released.

Please evaluate this estimate carefully and make the appropriate response on the enclosed form. If you believe the preliminary estimate is not reasonably accurate, indicate what you believe is a more accurate estimate. If possible, include supporting arguments and evidence.

We ask that you confirm receipt of this estimate by signing the enclosed form and returning it in the postage-paid envelope by **September 24, 2010**. If future correspondence regarding population estimates should be directed toward a different person or address than the one listed, please indicate that change on the form.

Your assistance in this matter is greatly appreciated. If you have any questions, feel free to contact me at (352) 392-0171 ext. 337.

Sincerely,

A handwritten signature in black ink that reads "Scott K. Cody". The signature is written in a cursive style with a long, sweeping underline.

Scott K. Cody
Research Demographer
352-392-0171, Ext 337
skcody@ufl.edu

PRELIMINARY POPULATION ESTIMATE (PERMANENT RESIDENTS) APRIL 1, 2010

CENSUS 4/1/00	TOTAL POPULATION CHANGE	PRELIMINARY ESTIMATE 4/1/10	INMATES 4/1/10	PRELIMINARY EST. LESS INMATES 4/1/10
5,665	86	5,751	0	5,751

YOUR PRELIMINARY POPULATION ESTIMATE FOR APRIL 1, 2010 IS * 5,751 *

***** THIS IS AN INTERIM POPULATION ESTIMATE THAT WILL BE REPLACED BY THE 2010 CENSUS COUNT WHEN IT BECOMES AVAILABLE NEXT MARCH. THE LEGISLATIVE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH DOES NOT INTEND TO USE INTERIM ESTIMATES FOR REVENUE-SHARING PURPOSES. *****

PLEASE MARK THE APPROPRIATE RESPONSE AND RETURN THIS FORM BY SEPTEMBER 24, 2010.

___ I HAVE REVIEWED THIS PRELIMINARY POPULATION ESTIMATE AND CONSIDER IT TO BE REASONABLY CORRECT.

___ I HAVE REVIEWED THIS PRELIMINARY POPULATION ESTIMATE AND DO NOT CONSIDER IT TO BE REASONABLY ACCURATE. I BELIEVE A MORE ACCURATE ESTIMATE WOULD BE _____. I REQUEST THAT YOU RECONSIDER YOUR PRELIMINARY ESTIMATE.

___ I HAVE REVIEWED THIS PRELIMINARY POPULATION ESTIMATE AND DO NOT CONSIDER IT TO BE REASONABLY ACCURATE. I AM ENCLOSING DOCUMENTATION WHICH I BELIEVE SUPPORTS AN APRIL 1, 2010 ESTIMATE OF _____. I REQUEST THAT YOU REVIEW THIS DOCUMENTATION AND RECONSIDER YOUR PRELIMINARY ESTIMATE.

DATE TITLE SIGNATURE

IF FUTURE CORRESPONDENCE SHOULD BE SENT TO AN ADDRESS OR PERSON DIFFERENT THAN THAT CURRENTLY LISTED, PLEASE ENTER THE NEW INFORMATION BELOW.

PLEASE PRINT

IF YOU HAVE ANY QUESTIONS OR COMMENTS ABOUT THIS ESTIMATE YOU MUST REQUEST A REVIEW BEFORE SEPTEMBER 24, 2010.

BUREAU OF ECONOMIC AND BUSINESS RESEARCH
UNIVERSITY OF FLORIDA
221 MATHERLY HALL
P.O. BOX 117145
GAINESVILLE, FL. 32611-7145
FAX (352) 392-4739



City of Gulf Breeze

POLICE DEPARTMENT

PETER R. PAULDING
Chief of Police

ROBERT C. RANDLE
Deputy Chief of Police

September 9, 2010

To: Edwin Eddy, City Manager

From: *RS* Robert Randle, Dep. Chief

Re: Vehicle Surplus

On August 6, 2010 one of our Ford Crown Vic Police Cruisers was involved in an accident on Fairpoint Dr. while responding to a call. The driver of the other vehicle was cited by the Florida Highway Patrol and found to be at fault. The Crown Vic is a 2002 model and was a spare vehicle in the fleet. On September 8, 2010 I was contacted by Auto Owners Insurance company, the insurer of the at fault vehicle. Insurance Adjusters have determined that the Crown Vic has been completely totaled. The Auto Owners Insurance representative has settled the claim and will be paying the City of Gulf Breeze the amount of \$8,110.00 (This amount offered is actually higher than I anticipated receiving). I will be receiving the paper work in the next several days and the check will follow soon thereafter.

We have already stripped all of the electronic equipment from the vehicle and it is ready to be turned over to the insurance company. I am requesting that the vehicle be deemed as "salvage" and proceed with the agreement offered by the insurance company.

Description of Vehicle:

2002 Ford Crown Victoria Police Interceptor

VIN#2FAFP71W62X106626

RECOMMENDATION: That the City Council deem the wrecked Police Cruiser as "Salvage" and accept the offer of the Insurance Company.



- LAW ENFORCEMENT SHORT FORM REPORT
- DRIVER REPORT OF TRAFFIC CRASH
- DRIVER EXCHANGE OF INFORMATION

DO NOT WRITE IN THIS SPACE

DATE OF CRASH 08/06/2010	TIME OF CRASH 10:20 <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	TIME OFFICER NOTIFIED 10:50 <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	TIME OFFICER ARRIVED 10:59 <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	INVEST. AGENCY REPORT NUMBER FHPA100FF031814	HSMV CRASH REPORT NUMBER 77094636
COUNTY / CITY CODE 33 / 40	FEET or MILE(S)	MILE(S) of Gulf Breeze <input checked="" type="checkbox"/> Santa Rosa		COUNTY	
AT NODE NO. or FEET or MILE(S)	FRM NODE NO.	NEXT NODE NO.	NO. OF LANES 2	1. DIVIDED 2. UNDIVIDED ON STREET, ROAD OR HIGHWAY FAIRPOINT DRV	
AT INTERSECTION OF PINE TREE DRV	FEET or MILE(S)	FROM INTERSECTION OF			

YEAR 07	MAKE (chev, ford, etc) TOYT	TYPE (car, truck, bicycle, etc.)	VEHICLE LICENSE NO. 1112BS	STATE FL	YEAR	VEHICLE IDENTIFICATION NUMBER 4T1BK36B67U245185					
<input checked="" type="checkbox"/> Check Areas of Vehicle Damage	Front	R / Front	L / Front	R / Side	L / Side	Rear	R / Rear	L / Rear	EST. AMOUNT OF DAMAGE \$5,000	VEHICLE REMOVED BY: BRYANS AUTO	1. Tow Rotation List 2. Tow Owner's Request 3. Driver 4. Other 01
MOTOR VEHICLE INSURANCE COMPANY (LIABILITY OR PIP) SOUTHERN OWNERS INSC CO						POLICY NO. 4726785500					
OWNER'S FULL NAME (Check if Same as Driver <input checked="" type="checkbox"/>) SAME AS DRIVER						ADDRESS (Number and Street) CITY AND STATE ZIP CODE					
DRIVER (Exactly as on Driver's License) / PEDESTRIAN JAMES B FINCH 101 PINETREE DR GULF BREEZE FL 32561						ADDRESS (Number and Street) CITY AND STATE ZIP CODE					
DRIVER'S LICENSE NUMBER F520442393370			STATE FL	LIC. TYPE 5	DRIVER / PEDESTRIAN HOME PHONE		DRIVER / PEDESTRIAN BUSINESS PHONE		RACE W	SEX M	DATE OF BIRTH 09/17/39
NUMBER OF PASSENGERS 1	PASSENGER'S NAME LILLIAN L FINCH		ADDRESS (Number and Street) 101 PINE TREE DRV GULF BREEZE FL 32561			CITY AND STATE			ZIP CODE		

YEAR 02	MAKE (chev, ford, etc) FORD	TYPE (car, truck, bicycle, etc.)	VEHICLE LICENSE TAG NO. CITY95669	STATE FL	YEAR	VEHICLE IDENTIFICATION NUMBER 2FAPP71W62X106626					
<input checked="" type="checkbox"/> Check Areas of Vehicle Damage	Front	R / Front	L / Front	R / Side	L / Side	Rear	R / Rear	L / Rear	EST. AMOUNT OF DAMAGE \$10,000	VEHICLE REMOVED BY:	1. Tow Rotation List 2. Tow Owner's Request 3. Driver 4. Other 04
MOTOR VEHICLE INSURANCE COMPANY (LIABILITY OR PIP) FLA MUNICIPAL INSC TRUST						POLICY NO. FMIT0224					
OWNER'S FULL NAME (Check if Same as Driver <input type="checkbox"/>) CITY OF GULF BREEZE P O BOX 640 GULF BREEZE FL 32562						ADDRESS (Number and Street) CITY AND STATE ZIP CODE					
DRIVER (Exactly as on Driver's License) / PEDESTRIAN TERRY J GODWIN 311 FAIRPOINT DRV GULF BREEZE FL 32561						ADDRESS (Number and Street) CITY AND STATE ZIP CODE					
DRIVER'S LICENSE NUMBER G350810790930			STATE FL	LIC. TYPE 5	DRIVER / PEDESTRIAN HOME PHONE		DRIVER / PEDESTRIAN BUSINESS PHONE		RACE W	SEX M	DATE OF BIRTH 03/13/79
NUMBER OF PASSENGERS 1	PASSENGER'S NAME PAUL C STETFON		ADDRESS (Number and Street) 7502 HARVEST VILLAGE CT NAVARRE FL 32566			CITY AND STATE			ZIP CODE		

YEAR	MAKE (chev, ford, etc)	TYPE (car, truck, bicycle, etc.)	VEHICLE LICENSE TAG NO.	STATE	YEAR	VEHICLE IDENTIFICATION NUMBER					
<input type="checkbox"/> Check Areas of Vehicle Damage	Front	R / Front	L / Front	R / Side	L / Side	Rear	R / Rear	L / Rear	EST. AMOUNT OF DAMAGE	VEHICLE REMOVED BY:	1. Tow Rotation List 2. Tow Owner's Request 3. Driver 4. Other
MOTOR VEHICLE INSURANCE COMPANY (LIABILITY OR PIP)						POLICY NO.					
OWNER'S FULL NAME (Check if Same as Driver <input type="checkbox"/>)						ADDRESS (Number and Street) CITY AND STATE ZIP CODE					
DRIVER (Exactly as on Driver's License) / PEDESTRIAN						ADDRESS (Number and Street) CITY AND STATE ZIP CODE					
DRIVER'S LICENSE NUMBER			STATE	LIC. TYPE	DRIVER / PEDESTRIAN HOME PHONE		DRIVER / PEDESTRIAN BUSINESS PHONE		RACE	SEX	DATE OF BIRTH
NUMBER OF PASSENGERS	PASSENGER'S NAME		ADDRESS (Number and Street)			CITY AND STATE			ZIP CODE		

SECTION# 1	NAME OF VIOLATOR JAMES FINCH	FL STATUTE NUMBER 316.126.1a	CHARGE FAILED TO YIELD TO EMERGENCY VE	CITATION NUMBER 4451-SYT					
SECTION#	NAME OF VIOLATOR	FL STATUTE NUMBER	CHARGE	CITATION NUMBER					
SECTION#	NAME OF VIOLATOR	FL STATUTE NUMBER	CHARGE	CITATION NUMBER					
#	PROPERTY DAMAGED - OTHER THAN VEHICLES	EST. AMOUNT OF DAMAGE	OWNER'S NAME	CURRENT ADDRESS	CITY	STATE	ZIP		
WITNESS NAME (1)		CURRENT ADDRESS	CITY & STATE	ZIP CODE	WITNESS NAME (2)		CURRENT ADDRESS	CITY & STATE	ZIP CODE
RANK AND SIGNATURE OF RESPONDING / INVESTIGATING OFFICER TPR. W.P. RITTENHOUSE			ID. / BADGE NO. 1952	DEPARTMENT FHP	FHP	SO	PD	OTHER	



301 South Bronough Street • Suite 300 • P.O. Box 1757 • Tallahassee, FL 32302-1757 • (850) 222-9684 • Fax (850) 222-3806 • www.flcities.com

September 3, 2010

Mr. Edwin A. Eddy
City Manager, City of Gulf Breeze
PO Box 640
Gulf Breeze, FL 32562-0640



Dear City Manager Eddy:

This past fiscal year has been a financial challenge for all of us. As a result, the League's Board of Directors has made a conscientious effort to be as frugal as possible with the League's resources.

We gave no raises or bonuses this past fiscal year. We eliminated some positions and avoided filling vacancies in others. We reorganized departments with the eye toward reducing operational costs. We reevaluated the propriety of a range of League programs and minimized travel, training, and meetings expenses, to name a few. In sum, we went through the same process many of you went through.

As a result, we have placed the League in the financial position where we will offer members a 25% rebate of dues paid for this fiscal year, ending September 30, 2010. Rebate checks will be mailed to all members in good standing on January 7, 2011.

The League's Board recognizes most of you face yet another tremendous challenge during the upcoming fiscal year and we hope you will accept our action as a small token of our appreciation for your hard work and your dedicated compassion for your city and the citizens you serve.

Sincerely,

John Marks, III
2009-2010 President
Mayor, City of Tallahassee

Joy Cooper
2010-2011 President
Mayor, City of Hallandale Beach

President **Joy Cooper**, Mayor, Hallandale Beach

First Vice President **Patricia J. Bates**, Mayor, Altamonte Springs • Second Vice President **Manny Maroño**, Mayor, Sweetwater

Executive Director **Michael Sittig** • General Counsel **Harry Morrison, Jr.**