

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

The 1,211<sup>th</sup> regular meeting of the Gulf Breeze City Council, Gulf Breeze, Florida was held at the Gulf Breeze City Hall on Monday, November 5, 2012, at 6:30 p.m.

Upon call of the roll the following Councilmen were present: Bob Cleveland, Mayor Pro Tem J. B. Schluter, David G. Landfair, Joseph Henderson and Mayor Zimmern.

**APPROVAL OF MINUTES:**

Councilman Schluter moved for approval of the minutes for the regular meeting held on Monday, October 15, 2012. Councilman Cleveland seconded. The vote for approval was 5- 0.

Councilman Henderson moved for approval of the minutes for the special Community Redevelopment Agency meeting held on Monday, October 15, 2012. Councilman Landfair seconded. The vote for approval was 5 - 0.

**RESOLUTION NO. 22-12:   ADOPTION OF FISCAL YEAR 2013 TOURIST  
DEVELOPMENT COUNCIL BUDGET**

\_\_\_\_\_ Councilman Schluter moved for approval of the Resolution. Councilman Cleveland seconded. The vote for approval was 5 - 0.

**RESOLUTION NO. 23-12:   COVERED UNDER COMMUNITY REDEVELOPMENT  
AGENCY SPECIAL MEETING**

**RESOLUTION NO. 24-12:   APPROVING ISSUANCE OF \$25,500,000 CAPITAL  
TRUST AGENCY BONDS, BELFORT VILLAGE**

\_\_\_\_\_ Councilman Cleveland moved for approval of the Resolution. Councilman Schluter seconded. The vote for approval was 5 - 0.

**RESOLUTION NO. 25-12:   APPROVING ISSUANCE OF \$37,000,000 CAPITAL  
TRUST AGENCY BONDS, AFFORDABLE HOUSING  
FACILITIES**

\_\_\_\_\_ Councilman Schluter moved for approval of the Resolution. Councilman Cleveland seconded. The vote for approval was 5 - 0.

**RESOLUTION NO. 26-12:   ADOPTING THE OSPREY AS THE CITY BIRD**

\_\_\_\_\_ Councilman Landfair moved for approval of the Resolution. Councilman Henderson seconded. The vote for approval was 5 - 0.

**CONSENT AGENDA ITEMS:**

**RECOMMENDATION:**

**That the City Council approve the following Consent Agenda Items:  
A, B, C, D, E, and F:**

- A. SUBJECT: DISCUSSION AND ACTION REGARDING SPECIAL EVENT REQUEST - CHICK-FIL-A FOR WEDNESDAY, OCTOBER 31, 2012 12:01 A.M. THRU 7:00 A.M. AND 10:00 P.M. TO 6:00 A.M. THURSDAY, NOVEMBER 1, 2012**

\_\_\_\_\_Reference: Deputy Police Chief memo dated October 16, 2012

**RECOMMENDATION:**

**That the City Council approve the special event request from Chick-Fil-A for Wednesday, October 31, 2012, 12:01 a.m. thru 7:00 a.m. and 10:00 p.m. to 6:00 a.m. Thursday, November 1, 2012.**

- B. SUBJECT: DISCUSSION AND ACTION REGARDING 2 FORD SUPER CAB CNG TRUCKS; AND 2 FORD FUSION BI-FUEL CNG VEHICLES**

\_\_\_\_\_Reference: Public Services Director memo dated October 23, 2012

**RECOMMENDATION:**

**That the City Council authorize the purchase of (2) Ford F250 Super Cab CNG trucks (State of Florida contract #071-000-12-1) for \$76,338 and (2) Ford Fusion Bi-Fuel CNG (City of Pensacola Bid #12-019) for \$53,380 from Hub City Ford. The total cost for vehicles is \$129,718.**

- C. SUBJECT: DISCUSSION AND ACTION REGARDING NEXTEL LEASE**

\_\_\_\_\_Reference: Community Services Director

**RECOMMENDATION:**

**That the City Council authorize the termination of the Nextel lease at the Fairpoint tank, accept the composite concrete shelter along with the associated**

**equipment (ice bridge, wave guides, coax cables and etc.) and request that Nextel pay the City \$25,000 in lieu of the remaining lease payment (approximately \$100,800).**

**D. SUBJECT: DISCUSSION AND ACTION REGARDING DUTY HOLSTERS**

\_\_\_\_\_Reference: Police Chief memo dated October 23, 2012

**RECOMMENDATION:**

**That the City Council approve the purchase for new duty belt gun holsters for the total cost of \$2,040.00 to be funded from the Red Light Camera Project.**

**E. SUBJECT: DISCUSSION AND ACTION REGARDING SOUTH SANTA ROSA BOARD RECOMMENDATIONS OF OCTOBER 8, 2012**

\_\_\_\_\_Reference: Assistant Public Services Director memo of October 12, 2012

**I. INTERIM TAP FEE POLICY**

**RECOMMENDATION:**

**SSRUS Board recommends that the City Council approve the following interim tap fee payment policy for residential subdivisions for a period of one (1) year: allowing developers to pay 50% of the tap fee for the entire subdivision and the remaining 50% of tap fees to be paid by builders as they pull permits for individual lots.**

**II. WATERFORD SOUND PHASE I REIMBURSEMENT**

**RECOMMENDATION:**

**SSRUS Board recommend to City Council the authorization of payment to Waterford Sound, LLC of \$35,100 in tap fee reimbursement from the Restricted Tap Fees.**

**III. WATERFORD SOUND PHASE II PAYMENT POLICY**

**RECOMMENDATION:**

**SSRUS Board recommends to City Council the special impact fee payment for Waterford Sound Subdivision Phase II.**

IV. MANHOLE REPAIR

**RECOMMENDATION:**

**SSRUS Board recommends to City Council award the project to install liners in six (6) manholes to Gulf Coast Underground for \$10,670.00.**

**F. SUBJECT: DISCUSSION AND ACTION REGARDING APPOINTMENT OF MAYOR ZIMMERN TO FLORIDA LEAGUE OF CITIES LEGISLATIVE COMMITTEE**

Reference: City Manager memo dated October 25, 2012

**RECOMMENDATION:**

**That the City Council endorse the appointment of Mayor Beverly Zimmern to the Florida League of Cities 2012 Legislative Committee.**

Councilman Landfair moved for approval of the following Consent Agenda Items: A, B, C, D, E and F. Councilman Cleveland seconded. The vote for approval was 5 - 0.

**ACTION AGENDA ITEMS:**

**A. SUBJECT: DISCUSSION AND ACTION REGARDING NOTICE OF APPEAL FOR A BEVERAGE CERTIFICATE OF COMPLIANCE FOR THE NAILLOUNGE, 217 GULF BREEZE PARKWAY**

Reference: Director of Community Services

The City Attorney explained that each Council should made a public disclosure of any written or oral communications, site visits and or communications and any reports reviewed.

Councilman Cleveland: Read the report from staff, met with the City Manager and discussed the application. He did not visit the site, did not speak with anyone else and there was no other investigation conducted.

Councilman Schluter: Read the report from staff, discussed the application with the City Manager, visited the site and looked in the windows but there was no communication with the applicant and no other investigation.

Councilman Landfair: Read the material from staff, discussion with the City Manager, sent correspondence to City Manager, visited site and spoke with applicant. No other investigation.

Councilman Henderson: Read report from staff, met with the City Manager and discussed the application. He did not visit the site, did not speak with anyone and there no other investigation conducted.

Mayor Zimmern: Read material from staff and spoke with the City Manager. Did not visit site.

The Mayor called upon the applicant, Mr. Charlie Nguyen. Mr. Nguyen explained the site review and process he went through with Santa Rosa County and Alcohol, Tobacco and Firearms Bureau regarding distribution of alcoholic beverages to customers before proceeding with locating the nail lounge in Gulf Breeze. He explained how business was conducted and why wine was to be served to the customers.

**RECOMMENDATION:**

**That the City Council determine staff acted in accordance with the City's code relative to the Nailounge's request for the Beverage Certificate of Compliance denied on October 12, 2012. Council also direct staff to meet with Mr. Nguyen to review the process to appear before the Board of Adjustment.**

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

**ADJOURNMENT:**

Mayor Zimmern adjourned the Council meeting at 7:05 p.m.

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CITY CLERK

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MAYOR