GULF BREEZE CITY COUNCIL
REGULAR MEETING

NOVEMBER 21, 2011
MONDAY, 6:30 P.M.
COUNCIL CHAMBERS

1. Roll Call

2. Invocation and Pledge of Allegiance

3. Approval of Minutes of November 7, 2011 (Regular Meeting)
   Approval of Minutes of November 7, 2011 (Special CRA Meeting)

4. **CONSENT AGENDA ITEMS:***

A. Discussion and Action Regarding Proposed Crosswalks

B. Discussion and Action Regarding Installing a Born Learning Trail

C. Discussion and Action Regarding Extension of Natural Gas Pipeline on Pensacola Beach

D. Discussion and Action Regarding Change Order for York Street Sewer Project

E. Discussion and Action Regarding Architectural Review Board Eligibility

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

ACTION AGENDA ITEMS:

None

5. New Business: Discussion and Action Regarding Scheduling Tuesday, January 3, 2012 for a Public Hearing to Establish a Utility Rate Increase

6. Open Forum
7. Adjournment

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

The public is invited to comment on matters before the City Council upon seeking and receiving the recognition from the Chair.

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

The 1,187th regular meeting of the Gulf Breeze City Council, Gulf Breeze, Florida was held at the Gulf Breeze City Hall on Monday, November 7, 2011, at 6:30 p.m.

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

APPROVAL OF MINUTES:

Councilman Henderson moved for approval of the minutes for the regular meeting held on October 17, 2011. Councilman Landfair seconded. The vote for approval was 5 - 0.

Councilman Morris moved for approval of the minutes for the special meeting of the Community Redevelopment Agency held on October 17, 2011. Councilman Schluter seconded. The vote for approval was 5 - 0.

PRESENTATION OF PROCLAMATION PROCLAIMING NOVEMBER AS NATIONAL HOSPICE MONTH

Mayor Zimmern read a proclamation proclaiming November as National Hospice Month and presented the proclamation to Ms. Constance Bartell, BSW, MS, with Covenant Hospice.

PRESENTATION OF THANK YOU PLAQUE FROM FL 932 GBHS AF JROTC

Cadet Chief Master Sgt. Ian Skewes of the Gulf Breeze High School AF JROTC presented a plaque to the City Council thanking them for their support of the 2011 Roger Tornow Dolphin Invitational Drill Meet.

OPEN FORUM FOR DISCUSSION REGARDING UPDATE ON COMMUNITY CENTER CONSTRUCTION

The Mayor opened the floor for public comment regarding the update presented by a Bay Design representative on the Community Center construction/renovation. There were no comments made and the Mayor closed the public hearing.

ACTION AGENDA ITEMS:

RECOMMENDATION:

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

A. SUBJECT: DISCUSSION AND ACTION REGARDING SSRUS BOARD RECOMMENDATIONS OF OCTOBER 10, 2011

Reference: Assistant Public Services Director memo

RECOMMENDATION:

That the City Council approve the following SSRUS Board Recommendations:

I. INTERIM TAP FEE POLICY

RECOMMENDATION:

The SSRUS Board recommends that the City Council approve the following interim tap fee payment policy for residential subdivisions for a period of one year: (1) 25% down payment required for FDEP Application to Construct;

(2) 25% due prior to FDEP Certification of Completion; (3) 50% due at time of building permit application.

II. SELECTION OF RATE STUDY CONSULTANT

RECOMMENDATION:

SSRUS Board recommends that the City Council select Florida Rural Water Association to conduct the rate study for SSRUS and the City Water & Sewer Fund as well.

III. WWTF PERMIT RENEWAL FEES

RECOMMENDATION:

The SSRUS Board recommend that the City Council authorize Baskerville-Donovan, Inc., to provide engineering services to prepare the renewal submittal for the WWTP operating permit for a lump sum fee of $18,500.00.

B. SUBJECT: DISCUSSION AND ACTION REGARDING DENTAL PLAN TRANSITION RESERVE USAGE

Reference: Finance Director memo dated October 26, 2011

RECOMMENDATION:

That the City Council approve the disbursement from the dental plan transition hardship as described in staff memo.

C. SUBJECT: DISCUSSION AND ACTION REGARDING HOLIDAY SCHEDULE FOR CITY HALL

Reference: City Manager memo dated October 28, 2011

RECOMMENDATION:

That the City Council hold a Special City Council meeting on Tuesday, November 29 th consider a final Resolution relative to the 2011 budget.

Councilman Henderson moved for approval of Consent Agenda Items A, B, and C. Councilman Morris seconded. The vote for approval was 5 - 0.

ACTION AGENDA ITEMS:

A. SUBJECT: DISCUSSION AND ACTION REGARDING APPOINTING FIRM FOR MASTER PLAN FOR COMMERCIAL CORRIDOR AND UNDERGROUND WIRING

Reference: City Manager memo dated October 28, 2011

FIRST RECOMMENDATION:

That the City Council direct VHB Miller Sellen to do a study on utility underground placement and on traffic only. The motion died for a lack of a second.

SECOND RECOMMENDATION:

That the City Council select VHB Miller Sellen from Orlando, Florida, and direct staff and the City Attorney to finalize the scope of work and a contract with VHB.

Councilman Schluter moved for approval of the recommendation. Councilman Landfair seconded. The vote for approval was 3 - 2, with Councilman Henderson and Councilman Morris dissenting.

B. SUBJECT: DISCUSSION AND ACTION REGARDING EMPLOYEE SALARY AND BENEFITS STUDY

Reference: Assistant City Manager memo dated October 28, 2011

RECOMMENDATION:

That the City Council accept staff recommendation of Cody and Associates for the Employee Salary and Benefits Study for $13,000 and that the City Manager be authorized to execute a contract with Cody and Associates

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

OPEN FORUM:

Mr. Larry Kuhn, 59 Highpoint Drive, ask the Council if underground wiring was being considered for any areas other than the main corridor. Council responded that the only location for now is the U.S. 98 corridor.

ADJOURNMENT:

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

CITY CLERK

MAYOR

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

A meeting of the Board of Directors for the Community Redevelopment Agency, Gulf Breeze, Florida, was convened at the Gulf Breeze City Hall on Monday, November 7, 2011, at 6:59 p.m.

Upon call of the roll for the Community Redevelopment Agency the following members were present: Dana Morris, Mayor Pro Tem J. B. Schluter, David G. Landfair, Joseph Henderson and Mayor Beverly Zimmern..

The purpose of the meeting was for the Board of directors for the Community Redevelopment Agency to consider the following items:

A. SUBJECT: DISCUSSION AND ACTION REGARDING ROUTE 399 OVERPASS LANDSCAPE IMPROVEMENTS

Reference: Parks and Recreation Director memo dated October 27, 2011

RECOMMENDATION:

That the City Council authorize the use of Community Redevelopment Agency funds in the amount of $2,760 and direct Hepworth Lawn Maintenance to proceed with the improvement of the two embankments along the north face of the Route 399 overpass.

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

B. SUBJECT: DISCUSSION AND ACTION REGARDING FEE PROPOSAL OF $18,823.66 FROM HDR, INC., FOR ST. FRANCIS DRIVE REPAVING DESIGN

Reference: Assistant Public Services Director memo dated October 28, 2011

RECOMMENDATION:

That the City Council approve HDR, Inc., to complete the design of St. Francis Drive repaving and U.S. 98 pedestrian improvements for a fee of $18,823.66. (Florida Department of Transportation has determined the roadway does not belong to them and the City will not be reimbursed for the paving but will be reimbursed for installing sidewalks.)

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

ADJOURNMENT:

Mayor Zimmern adjourned the Community Redevelopment Agency meeting at 7:00 p.m.

CITY CLERK

MAYOR

EXECUTIVE COMMITTEE REPORT **NOVEMBER 16, 2011**

Councilmen Present: Dana Morris, Joseph Henderson, and Mayor Beverly Zimmern

Councilmen Absent: David G. Landfair (out of town) Mayor Pro Tem J. B. Schluter (business appointment)

ACTION AGENDA ITEMS:

A. SUBJECT: DISCUSSION AND ACTION REGARDING PROPOSED CROSSWALK ON DANIEL DRIVE NEAR ST. ANN AND FAIRPOINT NEAR JULIA WAY

Reference: City Manager memo dated November 10, 2011

RECOMMENDATION:

That the City Council authorize staff to install crosswalks on Daniel Drive in the vicinity of St. Ann Catholic Church, south of Joachim and one on Fairpoint Drive near Julia Way.

B. SUBJECT: DISCUSSION AND ACTION REGARDING INSTALLING A BORN LEARNING TRAIL

Reference: City Manager memo dated November 10, 2011

RECOMMENDATION:

That the City Council approve installation of a Born Learning Trail at Shoreline Park in the vicinity of Sunset Kids Park. (It was suggested that the Born Learning Trail be placed in Shoreline Park North between the ball fields on the widened sidewalks.)

C. SUBJECT: DISCUSSION AND ACTION REGARDING EXTENSION OF NATURAL GAS PIPELINE ON PENSACOLA BEACH

Reference: City Manager memo dated November 10, 2011

RECOMMENDATION:

That the City Council authorize staff to extend gas lines beyond the core business area, eastward from Avenida 10 to the Portofino development and westerly from the Dunes Condominium on Fort Pickens Road to Peg Leg Pete's Restaurant.

D. SUBJECT: DISCUSSION AND ACTION REGARDING CHANGE ORDER FOR YORK SEWER PROJECT

Reference: Assistant Public Services Director memo dated October 28, 2011

RECOMMENDATION:

That the City Council authorize Roads, Inc., to complete the abandonment of any grey water tanks encountered on York Street at the current line items costs with the actual additional costs include in a change order for City Council approval.

E. SUBJECT: DISCUSSION AND ACTION REGARDING ARCHITECTURAL REVIEW BOARD ELIGIBILITY

Reference: Deputy City Clerk memo dated November 9, 2011

RECOMMENDATION:

This item was presented as information only. No Council action is necessary at this time. Board appointments to be made in January, 2012.

F. **INFORMATION ITEMS**

NEW BUSINESS: DISCUSSION AND ACTION REGARDING SCHEDULING TUESDAY, JANUARY 3, 2012 FOR A PUBLIC HEARING TO ESTABLISH A UTILITY RATE INCREASE

Reference: City Manager verbal report

RECOMMENDATION:

That the City Council schedule a Public Hearing for the Regular Council meeting to be held on Tuesday, January 3, 2012 to establish a utility rate increase.

City of Gulf Breeze

MEMORANDUM

TO: **Edwin A. Eddy, City Manager**

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

DATE: **November 16, 2011**

RE: **Hearings for Utility Rate Increase**

The City Council approved several rate increases for fiscal year 2012 during the budget process. The list below shows the increases recommended for each utility.

	Water Base Fee Increase/ New Rate	Water Volumetric Increase/ New Rate	Sewer Base Fee Increase/ New Rate	Sewer Base Fee Increase/ New Rate
401 Water & Sewer	$0.00 $9.41	$0.00 $2.65	$1.50 $13.09	$0.00 $3.68
403 SSRUS	$1.00 $13.90	$0.00 $2.70	$1.50 $15.61	$0.00 $4.02

As discussed during the budget process, the effective date of the increases would be in January 2012. Staff recommends the following schedule for the hearing.

Authorization to Advertise	November 21, 2011
Advertise Cycle 4	November 27, 2011
Advertise Cycle 1	December 1, 2011
Advertise Cycle 2	December 10, 2011
Advertise Cycle 3	December 17, 2011
Hearing Date	**January 3, 2012**
Effective Date	January 4, 2012

RECOMMENDATIION: City Council authorize a public hearing on January 3, 2012 for SSRUS and City Water & Sewer rate increases with the advertising schedule above.

Division of University Advancement
Alumni Relations, Development, Marketing Communications, UWF Foundation, Inc.
11000 University Parkway
Pensacola, FL 32514-5750

RECEIVED
NOV 14 2011
BY:_____

November 10, 2011

Mr. Edwin Eddy
City of Gulf Breeze
Post Office Box 640
Gulf Breeze, FL 32562-0640

Dear Edwin,

On behalf of Dr. Judy Bense and the Advancement Division at the University of West Florida, I would like to thank you for attending our "Breakfast with the President" on October 21, 2011. These are indeed exciting times for UWF and it is essential that we spread the word and engage our community. Your attendance represents the engagement that is necessary for UWF to continue being an integral part of the economic growth of our region.

Most importantly, we ask that you tell a friend or colleague about what you learned from the presentation. Also, let us know if there is someone from the community or region that you believe should attend future "Breakfast with the President" events. Please don't hesitate to contact me directly if you would like to help UWF and/or if you have any questions.

Again, thank you for attending! Go Argos!

Sincerely,

Dr. Kyle Marrero
Vice President for University Advancement
850-474-3306
kmarrero@uwf.edu

KM/mw

Phone **850.474.3306** Fax **850.474.2037**
Web **uwf.edu**
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Mediacom

RECEIVED
NOV 16 2011
BY:

November 7, 2011

VIA CERTIFIED MAIL

Mayor Beverly Zimmern
City of Gulf Breeze
PO BOX 640
Gulf Breeze, FL 32562

Dear Mayor Zimmern,

The purpose of this letter is to inform you that, on or about December 15, 2011, Mediacom will be implementing the following rate adjustments[1]:

Product:	**Old Rate:**	**New Rate:**	**Net Change:**
Broadcast Basic	$ 22.82	$ 24.82	$ 2.00
Family Cable	$ 64.95	$ 67.95	$ 3.00
Family Cable with Digital 1 Star	$ 78.40	$ 78.95	$ 0.55
Cinemax	$ 10.95	$ 12.95	$ 2.00
Showtime	$ 10.95	$ 12.95	$ 2.00
Digital Plus	$ 12.00	$ 14.00	$ 2.00
Wireless Home Networking	$ 2.95	$ 3.95	$ 1.00
Paperless Bill Credit	$ 1.00 Bill Credit	Eliminated	Credit No Longer Available

The decision to make price adjustments is always a difficult one. As our Nation struggles to pull itself out of what has been called the Great Recession, we recognize that these are challenging times for the hardworking men and women living in the communities that we serve. While we strive to keep expenses in check, there are some costs that we are simply unable to control. Our programming expenses, particularly with respect to broadcast television channels and live sports content, are escalating at a pace well in excess of inflation.

The fees we pay to retransmit local broadcast stations like ABC, CBS, FOX and NBC are by far our fastest growing programming cost component. Outdated federal laws give the local broadcast stations monopoly power over network and syndicated programming within their respective market areas. Over the past few years, many broadcasters have used their monopoly powers to demand 100%, 200% and even 300% rate increases during contract negotiations. This

[1] Customers currently on promotional rates will not receive this rate change until the expiration of their respective promotional period.

has driven up cable and satellite rates and forced American consumers to pay billions of dollars for "free" over-the-air television.

The problems with sports programming are equally as alarming. One look at the skyrocketing rights fees announced with recent deals and it is easy to see that the marketplace for live televised sports is out of control. Fox and Telemundo bought the rights to broadcast the 2018 and 2022 World Cup in the U.S for $1 billion. Comcast/NBC Universal agreed to pay $4.38 billion to televise four Olympic Games through 2020. ESPN renewed its rights deal with the NFL for Monday Night Football, agreeing to pay over $15 billion for eight years, or 70% more than it currently pays. These are just few examples of the unrestrained spending that has become the hallmark of the sports programming business.

Contrary to public perception, cable companies are reluctant to raise video prices because when we do, we lose subscribers. Mediacom does not make more money when we raise video rates, since we remit virtually every penny of the increase on to the programmers. In fact, over the last three years, our programming cost increases were more than double our video revenue increases.

Since the programming community has been unwilling to exercise even the slightest measure of self-restraint when it comes to reigning in their spending or increasing their price demands, Mediacom has taken the fight to Washington. We have asked the Federal Communications Commission and Members of Congress to protect senior citizens, low-income households and rural residents from practices that are rendering pay television unaffordable for more and more Americans. We invite the leaders of your community to do the same.

Despite the business challenges we face, Mediacom appreciates the opportunity to continue to serve your community's telecommunications needs. If you have any questions, please contact me directly at (850)-934-7701 or dservies@mediacomcc.com.

Yours sincerely,

David Servies
Vice President of Operations