

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

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The 1,249<sup>th</sup> Regular Meeting of the Gulf Breeze City Council, Gulf Breeze, Florida, was held at the Gulf Breeze City Hall on Monday, June 2, 2014, at 6:30 p.m.

Upon call of the roll the following Councilmembers were present: Councilwoman Cherry Fitch, Councilman David G. Landfair, Councilman Joseph Henderson, Mayor Pro Tem J. B. Schluter, and Mayor Beverly H. Zimmern.

**APPROVAL OF MINUTES:**

Councilwoman Fitch moved for approval of the minutes for the Regular Meeting held on May 19, 2014. Mayor Pro Tem Schluter seconded. The vote for approval was unanimous.

Councilman Henderson moved for approval of the minutes for the CRA Meeting held on May 19, 2014. Councilman Landfair seconded. The vote for approval was unanimous.

**RESOLUTION NO 10-14:** REQUESTING GOVERNOR RICK SCOTT TO REDUCE CITY RESPONSIBILITY FOR LOCAL MATCH FOR FLOODING COSTS.

Councilwoman Fitch made a motion to approve Resolution No. 10-14. Mayor Pro Tem Schluter seconded. The vote for approval was unanimous.

**CONSENT AGENDA ITEMS:**

That the City Council approve the following Consent Agenda Items: A through G:

**A. SUBJECT: DISCUSSION AND ACTION REGARDING POLICE DEPARTMENT CAMERA SYSTEM.**

Reference: Chief of Police memo dated May 19, 2014

**RECOMMENDATION:**

THAT THE CITY MANAGER APPROVE THE REPLACEMENT OF THE POLICE DEPARTMENT WATER TOWER CAMERAS.

**B. SUBJECT: DISCUSSION AND ACTION REGARDING ANNUAL REQUEST FOR FUNDS BY GULF BREEZE AREA CHAMBER OF COMMERCE.**

Reference: Assistant City Manager memo dated May 22, 2014

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**RECOMMENDATION:**

THAT THE CITY COUNCIL APPROVE PAYMENT IN THE AMOUNT OF \$7,000 TO THE GULF BREEZE AREA CHAMBER OF COMMERCE.

**C. SUBJECT: DISCUSSION AND ACTION REGARDING STEERING COMMITTEE MEMBERSHIP – MOST LIVABLE CITIES PLAN.**

Reference: City Manager memo dated May 23, 2014

**RECOMMENDATION:**

THAT BOB HARRIMAN AND JOSIE COTTI BE REPLACED ON THE STEERING COMMITTEE BY SCOTT RAYNES AND KRISTIN LOERA.

**D. SUBJECT: DISCUSSION AND ACTION REGARDING EMERGENCY PURCHASES – FIRE DEPARTMENT.**

Reference: City Manager memo dated May 23, 2014

**RECOMMENDATION:**

THAT THE CITY COUNCIL APPROVE EMERGENCY PURCHASES FOR THE FIRE DEPARTMENT IN THE TOTAL AMOUNT OF \$16,646.74.

**E. SUBJECT: DISCUSSION AND ACTION REGARDING APPLICATION FOR STATUS AS SUBGRANTEE TO STATE OF FLORIDA FEMA AID.**

Reference: Director of Finance memo dated May 19, 2014

**RECOMMENDATION:**

THAT THE CITY COUNCIL AUTHORIZE THE MAYOR AND/OR CITY MANAGER TO EXECUTE THE SUBGRANTEE AGREEMENTS FOR DR-4177, AND AUTHORIZE THE DIRECTORS OF FINANCE AND COMMUNITY SERVICES TO BE THE CITY'S PRIMARY CONTACTS AND REPRESENTATIVES FOR PURPOSES OF RECOVERY PROJECTS UNDER FEMA.

**F. SUBJECT: DISCUSSION AND ACTION REGARDING SECOND EXTENSION OF DECLARATION OF EMERGENCY.**

Reference: City Manager memo dated May 23, 2014

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**RECOMMENDATION:**

THAT THE CITY COUNCIL AT ITS JUNE 2 2014, REGULAR MEETING MAKE RETROACTIVE TO MAY 28, 2014, AN EXTENSION OF THE DECLARATION OF EMERGENCY FOR AN ADDITIONAL FOURTEEN DAYS.

**G. SUBJECT: DISCUSSION AND ACTION REGARDING PURCHASE OF 12 HP PUMP FOR GILMORE STORM WATER STATION.**

Reference: Director of Public Services memo dated May 28, 2014

**RECOMMENDATION:**

THAT THE CITY COUNCIL AUTHORIZE THE PURCHASE OF ONE (1) MYERS 15 HP PUMP MODEL 4VH150M4-23 FOR \$8,408.00 AS LISTED IN QUOTE #3529 FROM GULF COAST PUMP AND EQUIPMENT.

Councilman Landfair moved for approval of Consent Agenda Items A through G. Councilman Henderson seconded. The vote for approval was unanimous.

**ACTION AGENDA ITEMS:**

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

Reference: City Manager memo dated May 23, 2014

**RECOMMENDATION:**

**THAT THE CITY COUNCIL DECIDE ON ATTENDANCE AT THE FLORIDA LEAGUE OF CITIES ANNUAL CONFERENCE IN HOLLYWOOD, FLORIDA, AND DESIGNATION OF A VOTING DELEGATE.**

Mayor Zimmern said that she would attend the conference on behalf of the City. Councilman Henderson made a motion to approve Mayor Zimmern's attendance at the Florida League of Cities Annual Conference. Mayor Pro Tem Schluter seconded. The vote for approval was unanimous.

**B. SUBJECT: DISCUSSION AND ACTION REGARDING ACTIVATION OF STANDBY CONTRACT FOR FEMA ADMINISTRATION ASSISTANCE.**

Reference: Director of Finance memo dated May 28, 2014

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**RECOMMENDATION:**

THAT THE CITY COUNCIL AUTHORIZE THE CITY MANAGER TO ENGAGE ADJUSTERS INTERNATIONAL UNDER THE TERMS AND CONDITIONS OF THE APRIL 2012 CONTRACT FOR A PERIOD NOT TO EXCEED 60 DAYS, UNLESS EXTENDED BY CITY COUNCIL.

Mayor Pro Tem Schluter moved for approval of Staff's recommendations. Councilman Landfair seconded. The vote for approval was unanimous.

**C. SUBJECT: DISCUSSION AND ACTION REGARDING WAIVER OF UTILITY CHARGES FOR RESIDENTS DISPLACED BY FLOODING**

Reference: Assistant City Manager memo dated May 30, 2014

**RECOMMENDATION:**

THAT THE CITY COUNCIL APPROVE WAIVING ALL UTILITY FEES, INCLUDING WATER AND SEWER BASE RATES AND CONSUMPTION FEES, GARBAGE, STORMWATER, AND NATURAL GAS BASE RATES AND CONSUMPTION FEES, FOR A PERIOD NOT TO EXCEED SIX MONTHS BEGINNING AS OF APRIL 30, 2014, FOR ONLY THOSE RESIDENCES NOT CURRENTLY OCCUPIED DUE TO FLOOD DAMAGE. STAFF IS DIRECTED TO MAKE BEST EFFORTS TO NOTIFY ALL ELIGIBLE PARTIES OF THIS WAIVER.

Mayor Pro Tem Schluter moved for approval of Staff's recommendations. Councilman Henderson seconded. The vote for approval was 3-0-2 with Mayor Zimmern and Councilman Landfair abstaining due to a conflict of interest.

**D. SUBJECT: DISCUSSION AND ACTION REGARDING PUBLIC USE OF GULF BREEZE HIGH SCHOOL TENNIS COURTS**

Reference: Director of Parks & Recreation memo dated May 30, 2014

**RECOMMENDATION:**

THAT COUNCIL EXTEND OUR APPRECIATION TO THE SUPERINTENDENT OF SCHOOLS, THE SCHOOL BOARD OF SANTA ROSA COUNTY, AND THE ADMINISTRATION OF GBHS AND DIRECT STAFF TO PROCEED WITH THE FORMAL AGREEMENT ENABLING THE PUBLIC USE OF THE GULF BREEZE HIGH SCHOOL TENNIS COURTS, UNTIL REPAIRS OF THE TEN SHORELINE COURTS CAN BE COMPLETED.

Mayor Pro Tem Schluter moved for approval of Staff's recommendations. Councilman Henderson seconded. The vote for approval was unanimous.

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**NEW ITEMS:** None

**OPEN FORUM:** None

**ADJOURNMENT:** Mayor Zimmern adjourned the meeting at 6:37 p.m.



Stephanie D. Lucas, City Clerk



Beverly H. Zimmern, Mayor

# FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME ZIMMERN, BEVERLY H	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE CITY COUNCIL
MAILING ADDRESS 623 BAYCLIFFS ROAD	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:
CITY COUNTY GULF BREEZE SANTA ROSA	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED JUNE 2, 2014	NAME OF POLITICAL SUBDIVISION: CITY OF GULF BREEZE
	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

## WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

## INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

\* \* \* \* \*

### ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting, *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

\* \* \* \* \*

### APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

**IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:**

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

**APPOINTED OFFICERS (continued)**

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

**DISCLOSURE OF LOCAL OFFICER'S INTEREST**

I, BEVERLY H ZIMMERN, hereby disclose that on JUNE 2, 20 14;

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, \_\_\_\_\_;
- inured to the special gain or loss of my relative, \_\_\_\_\_;
- inured to the special gain or loss of \_\_\_\_\_, by whom I am retained; or
- inured to the special gain or loss of \_\_\_\_\_, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

The City Council voted to waive all utility fees for residences not currently occupied due to flood damage. My home would qualify for the waiver of utility fees.

June 11, 2014  
Date Filed

Beverly H. Zimmern  
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.



**APPOINTED OFFICERS (continued)**

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

**DISCLOSURE OF LOCAL OFFICER'S INTEREST**

I, DAVID G. LANDFAIR, hereby disclose that on JUNE 2, 20 14:

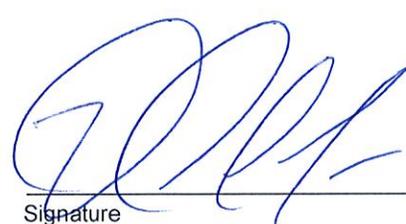
(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, \_\_\_\_\_;
- inured to the special gain or loss of my relative, \_\_\_\_\_;
- inured to the special gain or loss of \_\_\_\_\_, by whom I am retained; or
- inured to the special gain or loss of \_\_\_\_\_, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

The City Council voted to waive all utility fees for residences not currently occupied due to flood damage. My home would qualify for the waiver of utility fees.

6/11/2014  
Date Filed

  
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.