

**GULF BREEZE CITY COUNCIL  
REGULAR MEETING**

**FEBRUARY 17, 2009**  
**TUESDAY, 6:30 P.M.**  
**COUNCIL CHAMBERS**

**NOTE: DUE TO MONDAY, FEBRUARY 16, 2009, BEING A FEDERAL  
HOLIDAY THE MEETING WILL BE HELD ON TUESDAY**

1. Roll Call
2. Invocation and Pledge of Allegiance
3. Approval of Minutes of February 2, 2009 (Regular Meeting)
4. **ACTION AGENDA ITEMS:**
  - A. Discussion and Action Regarding (1) Resolution No. 03-09, Endorsing Application for a Coastal Counties Initiative Grant and (2) Authorizing Application for a Florida Forever Grant
  - B. Discussion and Action Regarding Shoreline Drive and South Sunset Boulevard Striping
  - C. Discussion and Action Regarding Special Events - Commercial
  - D. Discussion and Action Regarding Front Yard Fences - Conditional Use
  - E. Discussion and Action Regarding (1) Composition of the Development Review Board and (2) Formalization of the Architectural Review Board
  - F. Information Items
5. New Business:
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 recognition from the Chair.**

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

The 1,121<sup>st</sup> regular meeting of the Gulf Breeze City Council, Gulf Breeze, Florida, was held at the Gulf Breeze City Hall on Monday, February 2, 2009, at 6:30 p.m.

Upon call of the roll the following Councilmen were present: Beverly Zimmern, Richard Fulford, Joseph Henderson and Mayor Gilchrist. Councilman J. B. Schluter was out of town.

**APPROVAL OF MINUTES:**

Councilman Henderson moved for approval of the minutes for the regular meeting held on Tuesday, January 20, 2009. Councilman Zimmern seconded. The vote for approval was 4 - 0.

**INTRODUCTION OF INDIVIDUALS WHO HELPED EXTINGUISH DEADMAN'S ISLAND FIRE OVER WEEK-END OF JANUARY 31-FEBRUARY 1, 2009:**

Mr. Bob Hahn, 121 Highpoint Drive, introduced the young residents who helped the firemen extinguish the brush fire on Deadman's Island during the week-end of January 31-February 1, 2009: Anne Marie Tamburro, Jack Tamburro, Paige Van Tassel, Parker Van Tassel and Peter Hahn.

**CONSENT AGENDA ITEMS:**

**RECOMMENDATION:**

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

- B. SUBJECT: DISCUSSION AND ACTION REGARDING JOINT WORKSHOP WITH THE CITY OF GULF BREEZE AND CAPITAL TRUST AGENCY BOARD**

Reference: City Manager memo dated January 22, 2009

**RECOMMENDATION:**

That the City Council and Capital Trust Agency hold a joint workshop on Friday, March 13, 2009, 8:30 a.m. to 2:30 p.m.

- C. SUBJECT: DISCUSSION AND ACTION REGARDING SPECIAL EVENT REQUEST FOR GULF BREEZE UNITED METHODIST CHURCH ANNUAL 5k RUN - SATURDAY, FEBRUARY 21, 2009 8:00 A.M.**

Reference: Deputy Police Chief memo dated January 8, 2009

**RECOMMENDATION:**

That the City Council approve the Methodist Church annual 5K run to be held on Saturday, February 12, 2009, 8:00 a.m.

- D. SUBJECT: DISCUSSION AND ACTION REGARDING SPECIAL EVENT REQUEST FOR ST. ANN CATHOLIC CHURCH ANNUAL PALM SUNDAY PROCESSIONAL FROM WAYSIDE PARK TO THE CHURCH - SUNDAY APRIL 5, 2009 2:00 P.M. TO 4:00 P.M.

Reference: Deputy Police Chief memo dated January 15, 2009

**RECOMMENDATION:**

That the City Council approve the St. Ann Catholic Church annual Palm Sunday processional from Wayside Park to the Church, Sunday, April 5, 2009 2:00 p.m. to 4:00 p.m.

- F. SUBJECT: DISCUSSION AND ACTION REGARDING BAY AREA RESOURCE COUNCIL MEMBERSHIP DUES

Reference: Assistant City Manager memo dated January 22, 2009

**RECOMMENDATION:**

That the City Council authorize payment of \$1,500 to West Florida Regional Planning Council for Bay Area Resource Council membership dues for 2008-2009.

Councilman Zimmern moved for approval if Consent Agenda Items B, C, D, and F. Councilman Fulford seconded. The vote for approval of the Consent Items was 4 - 0.

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**ACTION AGENDA ITEMS:**

- A. SUBJECT: DISCUSSION AND ACTION REGARDING UTILIZATION OF COLLECTION AGENCY FOR PUBLIC EMERGENCY SERVICES RESPONSE FEE

Reference: City Manager memo dated January 22, 2009

**RECOMMENDATION:**

**That the City Council approve the use of olddebts.com as a flat fee collection agency for collection of the Public Emergency Service Response fee.**

Councilman Zimmern moved for approval of the recommendation but the motion died due to a lack of a second. Council suggested that Government Cost Solutions send a fourth, stronger letter, if needed

**E. SUBJECT: DISCUSSION AND ACTION REGARDING COMMERCIAL EVENT PERMITS**

Reference: City Manager memo dated January 23, 2009

**RECOMMENDATION:**

**That the City Council direct staff and the City Attorney to prepare an ordinance to amend Chapter 6, Businesses, to require special event information in the business tax process.**

Councilman Zimmern moved for approval. Councilman Henderson seconded. The vote for approval was 4 - 0.

**G. SUBJECT: DISCUSSION AND ACTION REGARDING TALL PINE CIRCLE DRAINAGE**

Reference: Assistant Public Services Director memo dated January 23, 2009

**RECOMMENDATION:**

**That the City Council direct staff to work with Panhandle Paving to install curbing and a flume for a cost not to exceed \$21,000 to be funded by savings from current year expenditures.**

Councilman Zimmern moved for approval. Councilman Henderson seconded. The vote for approval was 4 - 0.

**H. SUBJECT: DISCUSSION AND ACTION REGARDING IMPROVING UTILITY BILL PAYMENT PROCESS**

Reference: Finance Director memo dated January 23, 2009

**RECOMMENDATION:**

**That the City Council approve the purchase of an e-billing software system and that staff begin researching ways to provide cycle billing.**

Councilman Fulford moved for approval. Councilman Zimmern seconded. The vote for approval was 4 - 0.

**I. SUBJECT: DISCUSSION AND ACTION REGARDING VARIOUS BOARD APPOINTMENTS**

Reference: City Clerk memo dated January 23, 2009

**RECOMMENDATION:**

**That the City Council make the following appointments:**

**DEVELOPMENT REVIEW BOARD:**

**That the City Council reappoint Mr. Bruce DeMotts and Ms. Jo-Ann Price to serve their second term, appoint Alternate Terry Pape as a full Board member and appoint the following two alternates: Mr. Farrell Hardiman, 232 Florida Avenue, and Ms. Maureen Hill, 128 Windsor Place.**

Councilman Zimmern moved for approval of the Board appointments. Councilman Fulford seconded. The vote for approval was 4 - 0.

**BOARD OF ADJUSTMENT:**

**That the City Council appoint Mr. Dana Morris, 217 Pine Tree Drive, to the Board to serve a three year term.**

Councilman Zimmern moved for approval of the Board appointment. Councilman Henderson seconded. The vote for approval was 4 - 0.

**ADVISORY PARK BOARD:**

**Board members to be appoint at an upcoming Council meeting.**

**SOUTH SANTA ROSA UTILITY SYSTEM BOARD:**

**One Board member to be appointed at an upcoming meeting.**

**J. INFORMATION ITEMS**

**OPEN FORUM:**

There were no comments made by any individuals in the audience.

**ADJOURNMENT:**

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

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CITY CLERK

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MAYOR

Councilmen Present: Beverly Zimmern, J. B. Schluter, Richard Fulford, Joseph Henderson and Mayor Gilchrist

**ACTION AGENDA ITEMS:**

- A. SUBJECT: DISCUSSION AND ACTION REGARDING (1) RESOLUTION NO. 03-09, ENDORSING APPLICATION FOR A COASTAL COUNTIES INITIATIVE GRANT AND (2) AUTHORIZING FOR A FLORIDA FOREVER GRANT**

Reference: City Manager memo dated February 6, 2009

**RECOMMENDATION:**

**That the City Council: (1) adopt Resolution No. 03-09, approving the City's application for a Coastal County Restoration Initiative Grant and (2) direct staff and Ecological Consulting Services to apply for a Florida Forever Grant for acquisition of the lot at the corner of Berry and Fairpoint.**

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- B. SUBJECT: DISCUSSION AND ACTION REGARDING SHORELINE DRIVE AND SOUTH SUNSET BOULEVARD STRIPING**

Reference: Public Service Director memo dated February 5, 2009

**RECOMMENDATION:**

**That the City Council authorize Gulf Boast Traffic Engineering, Inc., to do the Shoreline Drive striping project for a total of \$4,880.00 and that the South Sunset portion be included in a future re-paving of that road.**

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- C. SUBJECT: DISCUSSION AND ACTION REGARDING SPECIAL EVENTS - COMMERCIAL**

Reference: City Manager memo dated February 5, 2009

**RECOMMENDATION:**

**That the City Council direct staff to prepare an ordinance for first reading on Tuesday, February 17, 2009.**

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**D. SUBJECT: DISCUSSION AND ACTION REGARDING FRONT YARD FENCES - CONDITIONAL USE**

Reference: City Manager memo dated February 6, 2009

**RECOMMENDATION:**

**That the City Council direct staff to allow columns with vegetation to be used as fencing. No type of fencing is to be used between columns.**

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**E. SUBJECT: DISCUSSION AND ACTION REGARDING (1) COMPOSITION OF THE DEVELOPMENT REVIEW BOARD (2) FORMALIZATION OF THE ARCHITECTURAL REVIEW BOARD**

Reference: City Manager memo dated February 6, 2009

**RECOMMENDATION:**

**No Council action is necessary on either item at this time.**

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**F. INFORMATION ITEMS**

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**OPEN FORUM:**

Council ask that staff notify the residents by using Reverse 911 and e-mail of the planned Park Service prescribed burns in the Naval Live Area between February and April, 2009.

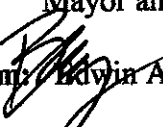


# *City of Gulf Breeze*

OFFICE OF THE CITY MANAGER

## Memorandum

To: Mayor and City Council

From:  Edwin A. Eddy, City Manager

Date: 2/13/2009

**Subject: Ordinance Re: Special Events**

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At the Executive session, we advised the Council that we would have an ordinance prepared for consideration on first reading on February 17<sup>th</sup> that would require any special events at a business to be approved by the City.

We will have that ordinance ready for the inclusion in the packet for the February 25<sup>th</sup> Executive session.

Thank You!

Dear Mayor Gilchrist,  
I just wanted to sincerely thank you for the wonderful opportunity that you and your co-workers have given me, and the students at Gulf Breeze Middle School. I had no idea how much hard work and persistence is needed to be the mayor of Gulf Breeze. Being able to run an official meeting at City Hall was a once in a life time event that I will remember forever. Thank you so much!

Sincerely,

Savannah Green

Savannah Green  
(Mayor for the day)

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Article published Feb 13, 2009

TOP STORY

Bill would enforce Internet sales tax collection

By Bill Cotterell

Florida Capital Bureau Political Editor

A first-term Democrat in the House teamed up with a senior Senate Republican Thursday in front of a diverse coalition hoping to add more than \$2 billion to Florida's depleted treasury by collecting sales tax on Internet transactions.

Sen. Evelyn Lynn, R-Ormond Beach, and Rep. Michelle Rehwinkel Vasilinda, D-Tallahassee, were joined at a news conference by representatives of 18 organizations supporting their bills to "streamline" sales tax collections. Like the bill's sponsors, some of the organizations — including the Chamber of Commerce and the AFL-CIO — usually don't agree on much in the Legislature.

But they rallied behind the proposals (HB 329 and SB 1134) to have Florida join 22 states seeking to enforce the sales tax on purchases from Amazon and other big "remote" retailers. Lynn and Rehwinkel Vasilinda said they would also call on Congress to make Internet sellers collect the tax, just as in-person merchants do, and remit the money to the states.

Both legislators emphasized that their bill is not "a new tax," but merely enforcement of Florida's existing levy on retail transactions. They said untaxed "remote" sales are costing not just revenue, but jobs and economic activity in cities and counties — as merchants who hire people and pay taxes to a local government compete against nationwide companies that have no financial stakes in Florida but can sell for 6 percent or 7 percent less, without the sales tax.

"This is essentially a story about people," said Rehwinkel Vasilinda. "This is about leveling the playing field so that stores on the main streets of Florida's towns and cities can compete successfully against Goliath companies that have the freedom to do business in Florida's borders but do not take on the responsibility to remit what is owed to Floridians."

Legislators last month headed off a \$2.5 billion revenue shortfall by cutting agency budgets, raiding trust funds and spending down reserves. Estimates of the 2009-10 fiscal shortfall range from \$4 billion to \$5 billion for the legislative session that starts March 3.

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February 5, 2009

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John Zumwalt  
Secretary

The Honorable Lane Gilcrest  
City of Gulf Breeze  
P.O. Box 640  
Gulf Breeze, FL 32562-0640

PAST CHAIRMEN

Michael A. Jennings  
2005-2007

Dear Lane:

Barney Barnett  
2003-1005

Thank you. We recently received your \$100 membership subscription. On behalf of the Florida TaxWatch Board of Trustees, please accept our sincere appreciation for your continued partnership and commitment to the critically important work of Florida TaxWatch.

Steven L. Evans  
2001-2003

T. O'Neal Douglas  
1999-2001

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1997-1999

Your membership involvement makes it possible for Florida TaxWatch to best serve the taxpayers of Florida. As an active and integral part of our research institution, we welcome your participation and any suggestions or comments that you may have. Our members' input is a necessary component to the success of our research institution.

David McIntosh  
1995-1997

Bryon E. Hodnett  
1994-1995

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1993-1994

We look forward to continuing Florida TaxWatch's important efforts and to working with you to ensure that Florida is a healthier, more prosperous state to live, learn, work and conduct business in. It is our honor to continue serving you and all of the citizens of Florida.

Buell G. Duncan  
1992-1993

Michael Zagorac, Jr.  
1990-1992

Sincerely,

T. Wayne Davis  
1981-1982, 1988-1990

Tom L. Rankin  
1986-1988

Senator Philip D. Lewis  
1984-1986

David A. Smith

Kenneth A. Plante  
1982-1984

Mark C. Hollis  
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