

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

The 1,130th regular meeting of the Gulf Breeze City Council, Gulf Breeze, Florida, was held at the Gulf Breeze City Hall on Monday, June 15, 2009 At 6:30 p.m.

Upon call of the roll the following Councilmen were present: Beverly Zimmern, J. B. Schluter, Richard Fulford and Joseph Henderson.

APPOINTMENT OF MAYOR AND MAYOR PRO TEM:

Due to the death of Mayor Lane Gilchrist on June 12, 2009 while in the hospital, the City Council discussed the procedure of appointing an individual to fill in as Mayor until the next general election.

After general discussion Councilman Henderson moved to appoint Mayor Pro Tem Beverly H. Zimmern as Mayor. Councilman Fulford seconded. The vote for approval was 4 - 0.

Councilman Henderson then moved to appoint Councilman J. B. Schluter as Mayor Pro Tem. Councilman Fulford seconded. The vote for approval was 4 - 0.

Council discussed the time frame for accepting letters of interest and resumes from residents interested in serving as a Councilman. They determined they would accept applications for thirty days.

APPROVAL OF MINUTES:

Councilman Schluter moved for approval of the minutes for the regular meeting held on Monday, June 3, 2009. Councilman Henderson seconded. The vote for approval was 4 - 0.

Councilman Henderson moved for approval of the minutes for the special meeting held Wednesday, June 10, 2009, regarding the State Revolving Fund Loan. Councilman Schluter seconded. The vote for approval was 4 - 0.

Councilman Schluter moved for approval of the minutes for the special meeting held Wednesday, June 10, 2009, regarding the Alternative Projects list to be provided to FEMA. Councilman Henderson seconded. The vote for approval was 4 - 0.

**ORDINANCE NO. 08-09: AMENDING SECTION 2-127, RELATIVE TO THE
REQUIREMENT TO OBTAIN AN APPRAISAL OF
SURPLUS PROPERTY
SECOND READING AND PUBLIC HEARING**

The Ordinance was read by title only by the City Clerk. Mayor Zimmern opened the floor for public comment. There were no comments made and the public hearing was closed.

Councilman Henderson moved for approval of the Ordinance on Second Reading. Councilman Fulford seconded. The vote for approval was 4 - 0.

**ORDINANCE NO. 09-09 ESTABLISHING SECTIONS 20-62 THROUGH 20-67 OF
THE MUNICIPAL CODE, RELATIVE TO THE
ARCHITECTURAL REVIEW BOARD
SECOND READING AND PUBLIC HEARING**

_____The Ordinance was read by title only by the City Clerk. The Mayor opened the floor for public comment regarding this Ordinance. No comments were made and the Public Hearing was closed.

Councilman Henderson moved for approval of the Ordinance on Second Reading. Councilman Fulford seconded. The vote for approval was 4 - 0.

**ORDINANCE NO. 10-09: AMENDING SECTION 26-2 OF THE MUNICIPAL CODE
OF ORDINANCES, APPLICABILITY OF URBAN DESIGN
STANDARDS, SIGNS - FIRST READING**

_____The Ordinance was read by title only by the City Clerk. Councilman Schluter moved for approval with the following two changes: (1) if a sign is being replaced that it conform with the current urban design guidelines and (2) if repairs to a sign are equal to or more than 50% of the replacement value then it is to conform with the current urban design guidelines and Second Reading and Public Hearing be scheduled for Monday, July 6, 2009.

Councilman Henderson seconded the motion with the changes. Vote for approval of the ordinance on first reading with the changes was 4 - 0.

**RESOLUTION NO. 16-09: STATE REVOLVING FUND LOAN OF \$1.3M FOR SOUTH
SANTA ROSA UTILITY SYSTEM EXPANSION**

_____The resolution was read by title only by the City Clerk. Councilman Schluter moved for approval. Councilman Fulford seconded. The vote for approval was 4 - 0.

**RESOLUTION NO. 17-09: ALTERNATIVE PROJECT COMPONENTS AS
ALTERNATIVE PROJECTS TO THE RECONSTRUCTION
OF THE GULF BREEZE FISHING PIER**

Councilman Schluter moved for approval of the Resolution. Councilman Henderson seconded. The vote for approval was 4 - 0.

RESOLUTION NO. 18-09: APPROVING COSTS OF ACQUISITION OF MULTI-FAMILY RENTAL HOUSING LOCATED IN MIAMI, FLORIDA NOT TO EXCEED \$18,000,000

_____ Patricia Lott, Bond Counsel for the City, attended the meeting to discuss the acquisition and answer questions regarding the Civic Towers in Miami, Florida, for a cost not to exceed \$18,000,000. Councilman Fulford moved for approval of the Resolution. Councilman Henderson seconded. The vote for approval was 4 - 0.

RESOLUTION NO. 19-09: APPROVING COSTS OF ACQUISITION OF MULTI-FAMILY RENTAL HOUSING LOCATED IN MIAMI, FLORIDA NOT TO EXCEED \$15,000,000

_____ Patricia Lott, Bond Counsel for the City, attended the meeting to discuss the acquisition and answer questions regarding the TM Alexander Tower in Miami, Florida, for a cost not to exceed \$15,000,000. Councilman Schluter moved for approval. Councilman Henderson seconded. The vote for approval was 4 - 0.

ACTION AGENDA ITEMS:

A. SUBJECT: DISCUSSION AND ACTION REGARDING RESOLUTION NO. 16-09, STATE REVOLVING FUND LOAN OF \$1.3 M FOR SOUTH SANTA ROSA UTILITY SYSTEM EXPANSION

_____ (COVERED UNDER RESOLUTION SECTION ABOVE.)

B. SUBJECT: DISCUSSION AND ACTION REGARDING CURRENT PUBLIC HEARING ON ALTERNATIVE PROJECT COMPONENTS

(COVERED UNDER RESOLUTION SECTION ABOVE.)

C. SUBJECT: DISCUSSION AND ACTION REGARDING COMMUNITY DEVELOPMENT BLOCK GRANT

_____ Reference: City Manager memo dated June 3, 2009

RECOMMENDATION:

That the City Council authorize Jordan and Associates to reapply for CDBG funds in the 2008/09 cycle and to make a new application for the 2009/10 CDBG cycle for septic tank abatement on York Street and drainage improvements in the McClure area. (Mr. Blount Armstrong, Vice President, with Jordan and Associates was present to discuss the project and answer any questions from the Council.)

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

- D. SUBJECT: DISCUSSION AND ACTION REGARDING CAPITAL TRUST AGENCY PROPOSED FINANCING PROGRAM, AMERICAN OPPORTUNITY: (1) \$18,000,000 CIVIC TOWERS, MIAMI, FLORIDA AND (2) \$15,000,000 TM ALEXANDER TOWER, MIAMI, FLORIDA**

_____(COVERED UNDER RESOLUTION SECTION ABOVE.)

- E. SUBJECT: DISCUSSION AND ACTION REGARDING ORDINANCE NO. 08-09, AMENDING SECTION 2-127 RELATIVE TO THE REQUIREMENT TO OBTAIN AN APPRAISAL OF SURPLUS PROPERTY**

_____(COVERED UNDER ORDINANCE SECTION ABOVE.)

- F. SUBJECT: DISCUSSION AND ACTION REGARDING ORDINANCE NO. 09-09, ESTABLISHING SECTION 20-62 OF THE MUNICIPAL CODE OF ORDINANCES, RELATIVE TO THE ARCHITECTURAL REVIEW BOARD**

(COVERED UNDER ORDINANCE SECTION ABOVE.)

- G. SUBJECT: DISCUSSION AND ACTION REGARDING ORDINANCE NO. 10-09, AMENDING SECTION 26-2 OF THE MUNICIPAL CODE OF ORDINANCES, APPLICABILITY OF URBAN DESIGN STANDARDS, SIGNS**

(COVERED UNDER ORDINANCE SECTION ABOVE.)

**H. SUBJECT: DISCUSSION AND ACTION REGARDING EDWARD BYRNE
MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM**

Reference: City Manager memo dated June 4, 2009

RECOMMENDATION:

That the City Council approve the application for the Edward Byrne Memorial Justice Assistance Grant to purchase a mobile license plate reader.

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

**I. SUBJECT: DISCUSSION AND ACTION REGARDING FIRST ADDITION TO
DRIFTWOOD SUBDIVISION**

Reference: Community Services Director memo dated June 5, 2009

RECOMMENDATION:

That the City Council authorize staff to advertise a Public Hearing for the purpose of hearing a request on July 20, 2009 for three (3) variances regarding the Driftwood Subdivision property.

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

**J. SUBJECT: DISCUSSION AND ACTION REGARDING DANIEL DRIVE
IMPROVEMENT PROJECT**

(COVERED UNDER SPECIAL MINUTES OF A COMMUNITY
REDEVELOPMENT AGENCY FOR THIS PROJECT)

**K. SUBJECT: DISCUSSION AND ACTION REGARDING AWARD OF BID,
HOFFMAN BAYOU DREDGING**

Reference: City Manager memo dated June 5, 2009

RECOMMENDATION:

That the City Council award the bid for the dredging of Hoffman Bayou to Sand and Seagrass Solutions for the amount of \$39,800.

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

L. SUBJECT: DISCUSSION AND ACTION REGARDING VARIANCE REQUEST FOR JORDAN ESTATE ON BEACH DRIVE

_____Reference: Community Services Director memo dated June 5, 2009

RECOMMENDATION:

That the City Council authorize staff to advertise a public hearing to be held Monday, July 20, 2009 for the purpose of the variance request for Jordan Estates.

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

M. INFORMATION ITEMS

ADJOURNMENT:

Mayor Pro Tem Zimmern adjourned the meeting at 7:17 p.m.

CITY CLERK

MAYOR PRO TEM