

MINUTES OF COUNCIL AS COMMITTEE MEETING
TOWN COUNCIL

JANUARY 12, 1981

ROLL CALL: Present: Councilwoman Kelley Councilman Davis
Councilman Usrey Councilman Perry
Councilman Peek

Also Present: Town Clerk Borchik Town Recorder Hembree
Town Attorney Powell Mrs. Sally Borchik
Mr. Ray Hudson

1. ATTORNEY'S REPORT. Town Attorney Powell opened the meeting by informing the Council of information he received pertaining to limiting nontaxable land within Cinco Bayou. Attorney Powell explained that it would be a violation of the State of Florida Constitution to limit the free exercise of religion in any manner. An ordinance could be enacted to limit nontaxable land use by charitable, scientific, literary, museums and other non-profit organizations. The Council agreed that this type of ordinance would not be necessary at this time.
2. MINUTES. Mayor Balsley requested each Councilmember review the minutes of the Special and Council as Committee Meeting on December 8, 1980 and the minutes of the Regular Council Meeting on December 15, 1980 by the Regular Council Meeting to be held on January 19, 1981.
3. FINANCIAL STATEMENT. Mayor Balsley requested each Councilmember review the financial statement for the month of December, 1980 by the Regular Council Meeting to be held on January 19, 1981.
4. FRANCHISE WITH NORTHWEST FLORIDA SANITATION SERVICES. Mr. Ray Hudson appeared before the Council concerning the contract with Northwest Florida Sanitation Services. Mr. Hudson explained to the Council that he was not fully prepared to negotiate the contract, at this time, however, he did not foresee any major changes to the existing contract. He informed the Council that there would be approximately a 10% rate increase per user, and that Section 19 dealing with the Contractor's responsibilities for all dump fees may also need to be renegotiated. The Council asked Mr. Hudson to have the information to them by the Regular Council Meeting on January 19, 1981.
5. COMPREHENSIVE PLANNING COMMITTEE. Clerk Borchik informed the Council that he plans to advertise about the Comprehensive Planning Committee and he plans to have a letter distributed to all citizens of the Town informing them of the Committee, so interested parties may participate.
6. INSURANCE. Mr. Pelham of Lindsey-Pelham Insurance Agency is still unable to find an underwriter for Errors & Omissions insurance. The League of Cities Errors & Omissions coverage appears to be the only one of this type available at this time. Clerk Borchik is still attempting to obtain more information on this matter.

7. SPRING TOWN CLEAN UP. A Spring clean up is planned for the Town in the near future. The Clerk informed the Council that the edging of the right of ways will be completed, signs and posts will be painted and replaced, rubbish will be hauled off, and painting will be done in the parks as part of an effort to clean up the Town. There are several lots in Town that need to be cut and cleaned up. The Town will need to arrange a special rubbish/trash pickup for this effort. The Council agreed that this is a necessary project.

8. COMMITTEE REPORTS.

Streets/Sidewalks - Councilman Davis. Councilman Davis briefly discussed the placement of sidewalks. He stated that Yacht Club Drive and Irwin Street are dangerous areas for pedestrians and should receive first priority for sidewalks.

Parks/Beautification/Environment - Councilwoman Kelley. Councilwoman Kelley asked Mr. Borchik when Leyenda Park would be reopened. Clerk Borchik stated that the posts would be taken down and the park reopened. The Scouts plan to have the slide completed in a week to ten days.

Finance - Councilman Peek. No report.

Health/Waterfront/Bayou - Councilman Perry. Councilman Perry reported that when the ditch is covered health conditions will improve. He also explained the need for the trap to keep oil out of the Bayou.

Utilities - Councilman Usrey. Councilman Usrey reported that after attending a meeting with the County on January 9, 1981, it is apparent the County will make a move to take over the water system. The County plans to meet with the City of Fort Walton within the week to negotiate the water system. In the event the City of Fort Walton Beach does not want to sell the water system, the County intends to build a new water system within the Town of Cinco Bayou. The Town would not have to pay premiums if the County has both the water and the sewer system.

9. CLERK'S REPORT.

Piping of Ditch. Clerk Borchik reported that the Contract with the Florida Department of Transportation has been signed by the Mayor and sent to the State. Sikes Pipe Company of Pensacola gave the best price plus discounts. The inlets will be custom made and must cure two weeks before they can be delivered. The State is ready to begin construction when the inlets are cured and the materials are delivered.

Boat Ramp. Clerk Borchik reported that the signs marking the end of the ramp have been put in place. It appears the hole is getting worse instead of better. The ramps are still usable, but it's the manner of use that is making the holes larger. This problem will be discussed with Mr. Burt.

Scout Project - Leyenda Park. Although the Scout project was discussed earlier in the meeting, Clerk Borchik reminded the Council that the completion of the project is expected to take another week to ten days.

Reading File. Clerk Borchik informed the Council of the reading file. The file will consist of all the letters written for the Council's information. A stamp has been placed on all of the letters and the Clerk asked that the Council read each letter and initial it.

Christmas Decorations. Clerk informed the Council that all of the Christmas decorations have been taken down and stored.

Warner Cable. Clerk also informed Council that Warner Cable has requested a copy of the minutes showing Council approval for the rate increase and a copy of the ordinance revising the rates. Clerk Borchik indicated that he would deliver those items to Warner Cable in the morning.

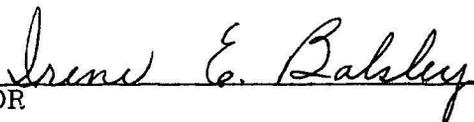
10. ANNOUNCEMENTS.

League of Cities Dinner. Mayor Balsley announced that the League of Cities Dinner will be held at the Hurlburt Officer's Club on Thursday, January 22, 1981. The Town of Shalimar will be the host.

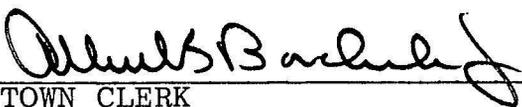
Town Picnic. The Mayor informed the Council that there are no birthdays in the month of January and suggested the picnic be cancelled. After a brief discussion, the Council decided to cancel the Town picnic this month.

Federal Revenue Sharing. Clerk Borchik informed the Council that the first Federal Revenue Sharing check has been received for entitlement period 12. The check is for \$ 1,479, slightly higher than the amount received in the quarterly payments during entitlement period 11.

11. ADJOURNMENT. The meeting adjourned at approximately 8:10 P.M. on Monday, January 12, 1981.


MAYOR

ATTEST:


TOWN CLERK

NOTE: A mechanical recording has been made of the foregoing proceedings of which these minutes are a part, and is on file in the office of the Town Clerk.

PLAYGROUND
Daily News
A Florida Freedom Newspaper

Published Daily

Fort Walton Beach, Florida

State of Florida

County of Okaloosa

Before the undersigned authorized personally appeared _____

Dorothy Buffington, who on oath says that (s)he

is Secretary of the Playground Daily News, a daily newspaper published at Fort Walton Beach, in Okaloosa County, Florida; that the attached copy of advertisement, being a legal

in the matter of _____
Notice of Proposed Enactment of Ordinance

in the _____
Court, was published in said newspaper in the issues of _____
Jan 5, 12, 19, 1981

Affiant further says that the said Playground Daily News is a newspaper published at Fort Walton Beach, in said Okaloosa County, Florida, and that the said newspaper has heretofore been continuously published in said Okaloosa County, Florida, each day, and has been entered as second class mail matter at the post office in Fort Walton Beach, in said Okaloosa County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that (s)he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Dorothy Buffington

19th

Sworn to and subscribed before me this _____ day of
January _____ 81

Mary Leggett

Notary Public, State of Florida at Large

My Commission Expires MAY 9, 1984

Leg. 1102

NOTICE OF PROPOSED ENACTMENT
OF ORDINANCE

The Town Council of the Town of Cinco Bayou, Florida proposes to enact an ordinance for the purpose of limiting nontaxable land use within the Town limits. Such ordinance may be inspected by the public at the Town Hall of the Town of Cinco Bayou, Florida, and it is proposed that the ordinance shall be considered for first reading by the Town Council at a special meeting to be held at 7:00 P.M. on January 12, 1981 at the Town Hall of the Town of Cinco Bayou, Florida, and shall be considered for second reading and enactment by the Town Council at the Regular council meeting to be held at 7:00 P.M. on January 19, 1981; at the Town Hall of the Town of Cinco Bayou, Florida. Interested parties may appear at each council meeting and be heard with respect to the proposed ordinance.

ALBERT S. BORCHIK, JR.
Town Clerk

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