

**TOWN OF CINCO BAYOU  
REGULAR COUNCIL MEETING  
JANUARY 13, 1994**

Mayor Laginess called the Cinco Bayou Town Council Meeting to order at 6:06 PM.

ROLL CALL Present: Mayor Laginess  
Councilman Broxson  
Councilwoman Chamberlain  
Councilman Kendrick  
Councilman Skelly

Absent: Councilman Gage

Also Present: Attorney McInnis      Manager Borchik      Engineer King  
Secretary Cook      Mr. M. Chesser      Mr. C. Ingram  
Mrs. I. Balsley      Mrs. A. Robblee      Mrs. A. Tyner

REGULAR BUSINESS

1. Minutes - December 8, 1993 - Councilman Skelly made a motion to approve the minutes of the December 8, 1993 Town Council meeting as presented, seconded by Councilman Kendrick. The motion was unanimously approved.

2. Financial Report - December, 1993 - Councilman Broxson made a motion to approve the financial report of December 1993, seconded by Councilwoman Chamberlain. The motion was unanimously approved.

3. FY93 Financial Audit Report - Manager Borchik advised the Council that there were no changes to the draft report presented at last month's meeting and the final report has been published and received. A copy was distributed to the Mayor and each Councilmember. Councilwoman Chamberlain made a motion to accept the FY93 Audit Report, seconded by Councilman Broxson. The motion was unanimously approved.

4. Building Permit - Captiva Cove Townhomes - Councilman Skelly made a motion to approved the permit contingent upon the Technical Review Committee's final approval and that no variances were necessary, seconded by Councilwoman Chamberlain. The motion was unanimously approved.

5. Ordinance Violation - Compass Bank Sign - Manager Borchik explained the situation with the Compass Bank signs. The Gulf Coast Sign Company had applied for a permit for a free standing sign and at the same time discussed requirements for additional signage. A permit was issued only for a free standing sign. On December 15, 1993, Gulf Coast Sign Company placed the sign on the south wall of the building without the obtaining the Town's authorization or a Okaloosa County building permit. The Okaloosa County Code Enforcement Officer noticed the sign being erected

and after determining that they did not have a county permit, issued a citation. On December 16, the sign company foreman came to the Town Hall to obtain the necessary permits and was advised that only a permit authorization could be issued for the sign to be placed on the north wall. At that time, the job foreman was advised that the sign on the south wall had been erected without the proper permits and the sign appeared to exceed the sign size limitations. The sign company was informed that a variance would be needed in order to allow this sign to remain. The variance request was received January 12, 1994.

Following a lengthy discussion, Councilman Skelly made a motion to notify Gulf Coast Sign Company to bring the offending sign into compliance within the next ten (10) days and if they fail to comply, assess a fine of \$100.00 per day on the property owner, seconded by Councilwoman Chamberlain.

Mayor Laginess scheduled a meeting of the Board of Adjustment for the variance request for February 10, 1994 at 5:45 PM.

6. Occupational Licenses - Manager Borchik informed the Council that as of December 31, 1993, three businesses had still not obtained their 1993 - 1994 Cinco Bayou Occupational License's. The businesses were notified by certified letter of the fee and penalties due if purchase was made by December 31, 1993, and were also informed that if the licenses were not purchased by that date, the matter would be presented to the Council at the January Town Council meeting. The businesses that are still in violation are Baughn Alignment, Attorney Bob Lilly, and Nature's Garden Nursery. In the meantime, another business was found to be operating without a Town license, Childers Bail Bonds.

Following a discussion concerning ways the Council can enforce the occupational license ordinance, Councilman Skelly made a motion to notify the four businesses to bring their licenses into compliance within ten (10) working days of notification, or to cease and desist doing business in the Town of Cinco Bayou, seconded by Councilman Kendrick.

A discussion followed concerning the Council's legal rights in enforcing closure of a business. Attorney McInnis recommended that the motion should not order them to stop doing business, but could cite the actions that the Council could take if they do not comply with the ordinance. The motion was amended to cite the provisions of the ordinance concerning closure of a business, and was unanimously approved. The main motion was unanimously approved.

7. Christmas Decorations - Manager Borchik informed the Council that eight of the round Christmas decorations were in need of repair and/or restoration. The cost to restore each decoration is \$75.00 for a total of \$600.00. He also informed the Council that

Dixie Decorations is offering a 25% discount for purchases made in January and requested the Council consider the purchase of a Santa Clause with sleigh and 3 reindeer for a total cost of \$405.00 less a 25% discount. The total cost for the restored decorations and the Santa Claus package would be approximately \$1,000.00 plus shipping and handling charges. Councilman Skelly made a motion to approve the purchase, seconded by Councilwoman Chamberlain. The motion was unanimously approved.

Councilwoman Chamberlain was excused at this time (6:38 PM).

#### COUNCILMEMBERS REPORTS/COMMENTS

Councilman Kendrick requested the status of the vacant Church's Fried Chicken building. Manager Borchik informed him that the building had been leased but the man suddenly died last week. The property manager was contacted concerning the graffiti on the building and the general condition of the property. The Council directed Manager Borchik to write a letter to the property manager requesting that the property be cleaned up and the graffiti removed within 30 days.

Manager Borchik reported on status of properties owned by Mr. Etheredge, and the Council directed him to obtain inspections from the health department and other appropriate agencies and proceed with the dangerous buildings provisions in the Code of Ordinances.

Councilman Skelly noted that boards were being placed on the Crawford property windows, and asked that Manager Borchik send a certified letter requesting that the property be cleaned up.

#### COMMITTEE REPORTS

1. Administrative Committee - No Report
2. Finance & Budget Committee - No Report
3. Comprehensive Plan Committee - No Report

#### CORRESPONDENCE

1. Letter, Supervisor of Elections - Candidate Qualification  
Manager Borchik reminded everyone that Friday, January 14, 1994, is the first day for candidate qualification for the elections to be held in March, 1994.

2. Letter, Mayor Trenary, FWB - Resolution - No action.

3. Letter, West Florida Regional Planning Council - No action.

4. Letter, Mr. Williams - TV Cable Rates - Manager Borchik stated that he wrote a letter to the Federal Communications Commission (FCC) requesting that the Town be certified to examine the rates for Emerald Coast Cable, and also to supply the Town with rate complaint forms.

TOWN MANAGER'S REPORT

1. The Town Hall will be closed Monday, January 17 in observance of Martin Luther King's birthday.
2. K-Mart is planning to proceed with the renovation of their building.
3. The Town Engineer and I have checked for drainage problems in Town. There are some problems on Opp Boulevard, but we will hold off until the tree committee makes their report and presents their recommendations.
4. The old Wickes parking lot was checked and possibly has some drainage problems. The building is now fully occupied.

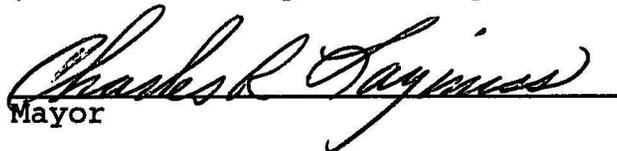
PUBLIC REQUESTS WILL BE HEARD AT THIS TIME

1. Mrs. Irene Balsley requested the Christmas decoration in front of her house be lighted next year!
2. Councilman Skelly asked about the status of the legal review by Municipal Code Corporation. Manager Borchik informed him that the legal review has been completed and the Municipal Code Corporation has submitted their recommendations. It is now up to the Council to review their recommendations and make the necessary amendments to the Code and/or the LDR.
3. Councilman Kendrick made a motion to prepare a resolution urging the Department of Defense to support the designation of Eglin Air Force Base as a site for the Theatre Missile Defense program, seconded by Councilman Skelly. The motion was unanimously approved.

MAYOR'S ANNOUNCEMENTS

1. Mayor Laginess reminded everyone of the Town picnic scheduled for Tuesday, January 18, 1994.
2. A request was received to change the Council meetings to Tuesday nights. Following a brief discussion, Mayor Laginess stated that he would check with Councilman Gage about meeting on the first Tuesday of the month, and would let everyone know of any changes.

There being no further business, the meeting was adjourned at 7:04 PM.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Town Manager/Clerk

NOTE: A mechanical recording has been made of the foregoing proceedings and is on file in the office of the Town Manager/Clerk.

RECEIVED  
11/7/94

## WEST FLORIDA REGIONAL PLANNING COUNCIL

POST OFFICE BOX 486 • 3435 NORTH 12TH AVENUE  
PENSACOLA, FLORIDA 32593-0486 • PHONE (904) 444-8910  
S / C 693-8910 • FAX (904) 444-8967

Daniel F. Krumel  
Executive Director

Sam Pridgen  
Chairman

Carol Atkinson  
Vice-Chairman

### MEMORANDUM

January 6, 1994

TO: All Local Governments Within Planning District I

FROM: Debbie Nickles, Senior Planner

SUBJECT: Regional Historic Preservation Plan

The West Florida Regional Planning Council is pleased to announce the development of a comprehensive regional historic preservation plan to encompass the West Florida Region. The Plan will be completed by June 30, 1994, and will be distributed to all local governments and other interested parties within the Region. This project has been financed in part with historic preservation grant assistance provided by the Bureau of Historic Preservation, Florida Department of State, assisted by the Historic Preservation Advisory Council.

The regional historic preservation plan will provide a linkage between federal, state, and local levels of government pertaining to the preservation of historic and archaeological resources. The Plan will also serve as a preservation planning tool and as a key point of reference from which local governments may develop historic preservation elements for local government comprehensive plans.

On the back of this letter is a short survey to determine the number of local governments which may have developed historic preservation elements (whether adopted as a comprehensive plan amendment or not adopted). Please take a moment to complete this survey and return in the enclosed self-addressed, stamped envelope. Your prompt response will be greatly appreciated.

If you have any questions or need additional information regarding the development of the regional historic preservation plan, please call me. Thank you.

**HISTORIC PRESERVATION SURVEY**

West Florida Regional Planning Council  
P.O. Box 486  
Pensacola, FL 32593-0486  
(904) 444-8910

NAME OF LOCAL GOVERNMENT: \_\_\_\_\_

TELEPHONE: \_\_\_\_\_

1. Has a survey ever been completed to identify historic and/or archaeological resources within your local jurisdiction?

\_\_\_\_\_ Yes                      \_\_\_\_\_ No                      \_\_\_\_\_ Survey in progress  
If survey is currently in progress, please provide name of agency and contact person providing the survey: \_\_\_\_\_

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2. Are there any historic properties, sites, or districts within your local jurisdiction listed on the National Register of Historic Places?

\_\_\_\_\_ Yes                      \_\_\_\_\_ No

3. Within your adopted Land Development Code, is there a provision for a local register of historic places?

\_\_\_\_\_ Yes                      \_\_\_\_\_ No

4. If there are historic or archaeological properties, sites, or districts within your local jurisdiction, has a local historic preservation element been prepared?

\_\_\_\_\_ Yes                      \_\_\_\_\_ No

5. If a local preservation element has been prepared, has the element been adopted as a comprehensive plan amendment?

\_\_\_\_\_ Yes                      \_\_\_\_\_ No

6. Does your community have a historical society that is identifying or that has identified local historical/archaeological resources?

\_\_\_\_\_ Yes                      \_\_\_\_\_ No  
If yes, please provide contact person and address: \_\_\_\_\_

---

Thank you for completing this survey. Please return the survey in the enclosed self-addressed, stamped envelope no later than January 21, 1994.

RECEIVED  
1/6/94

188B

108 Opp Blvd  
Fort Walton Beach Fl. 32548

January 4, 1994

Town Of Cinco Bayou  
10 NE Yacht Club Drive  
Fort Walton Beach, Fl. 32548

Attn: Town Manager

Dear Al:

Attached is a copy of a letter sent to The Federal Communication Commission in which I outlined the cable television rate increases over the past seven years.

Sincerely

*Wm. G. Williams*  
Wm. G. Williams

108 Opp Blvd  
Fort Walton Beach Fl. 32548

January 4, 1994

Federal Communications Commission  
Attention: Cable Service Complaints  
Washington D.C. 20036

Dear Sirs:

I am writing to protest the numerous increases in cable television rates by the local cable companies. First the Warner Cable Company and now the Emerald Coast Cable Company, FCC ID#: Fl. 0159.

Listed below are the amounts I have paid since 1986 for basic cable service. These are inclusive of all taxes and dates are approximate.

<u>Date</u>	<u>Monthly Amount Paid</u>
July 1986	\$ 7.83
October 1986	12.55
February 1987	14.65
October 1988	16.12
June 1990	17.24
February 1991	18.57
January 1992	19.90
January 1993	20.99
September 1993	23.26

As you can see the rates have increased more than 275 percent since 1986. The latest increases were made after the FCC announced that the cable rates would be regulated. I feel that the rates have been increased illegally after the intent to regulate the rates was announced.

Any relief that you can give us on this matter will be greatly appreciated.

Thank you for your kind attention.

Sincerely



Wm. G. Williams

CC. Town of Cinco Bayou, Fl.

# City of Fort Walton Beach



P.O. Box 4009 • Fort Walton Beach, Florida 32549

Telephone (904) 243-3141

FAX (904) 664-2816

December 28, 1993

The Honorable Chuck Laginess  
Mayor of Cinco Bayou  
10 Yacht Club Drive  
Fort Walton Beach FL 32548

Dear Mayor Laginess:

The City Council of the City of Fort Walton Beach passed the enclosed Resolution 93-28 on December 14, 1993.

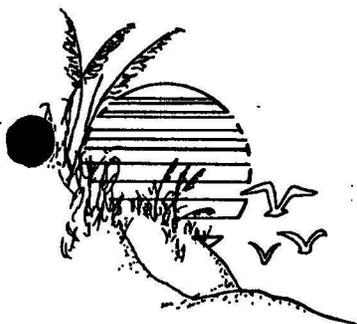
The Resolution encourages the Florida Legislature, the Governor and the appropriate State Agencies and Departments to urge the Department of Defense to support the designation of Eglin Air Force Base as a site for the Theater Missile Defense Program.

The resolution is forwarded for your information and to advise that I am sending it to all of our Florida elected representatives. I earnestly request your support.

Sincerely,

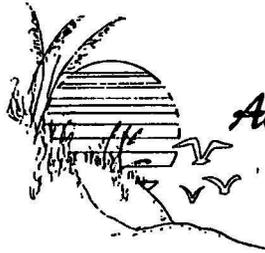
  
Larry Trenary  
Mayor

T/m



AMERICA'S MOST BEAUTIFUL BEACHES





*City of Fort Walton Beach*  
*America's Most Beautiful Beaches* 

*Resolution* 93-28

A RESOLUTION OF THE CITY OF FORT WALTON BEACH URGING THE DEPARTMENT OF DEFENSE TO SUPPORT THE DESIGNATION OF EGLIN AIR FORCE BASE AS A SITE FOR THE THEATER MISSILE DEFENSE PROGRAM; AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, the United States Congress passed the Missile Defense Act directing the Secretary of Defense to develop a Theater Missile Defense system by the mid to late 1990s.

WHEREAS, the Army is considering several potential sites to test up to six different anti-missile systems being developed under the Theater Missile Defense program.

WHEREAS, Eglin Air Force Base is one of the locations under consideration by the Army to conduct the TMD flight tests.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WALTON BEACH, FLORIDA:

SECTION I. That the City of Fort Walton Beach urges the Department of Defense to support the designation of Eglin Air Force Base as the site for the Theater Missile Defense Program.

SECTION II. That the City Manager is hereby authorized to forward copies of this Resolution to the Governor of Florida, all State and Federal Legislators, the Okaloosa County League of Cities; all Okaloosa County municipalities, the County Commissioners, the Commanders of Eglin Air Force Base and Hurlburt Field, and other interested citizens as directed by the City Council.

SECTION III. This resolution shall take effect immediately upon approval by Council and signature of the Mayor.

ADOPTED December 14, 1993

MAYOR: Harry Henry

ATTEST:

Debbie A. [Signature]  
DEPUTY CITY CLERK

The form and legal sufficiency of the foregoing has been reviewed and approved by the City Attorney.

[Signature]  
CITY ATTORNEY



**Patricia M. Hollarn**  
Okaloosa County Supervisor of Elections

RECEIVED  
12/14/93  
188

1804 Lewis Turner Blvd., Suite 404  
Fort Walton Beach, FL 32547-1285  
(904) 651-7272  
FAX (904) 651-7275

101 James Lee Blvd. E  
Crestview, FL 32536-3581  
(904) 689-5600  
FAX (904) 689-5644

December 13, 1993

TO: Albert Borchik, Town Clerk, Cinco Bayou  
FROM: Pat. Hollarn, Supervisor of Elections *Pat*  
RE: Change in Qualifying Period

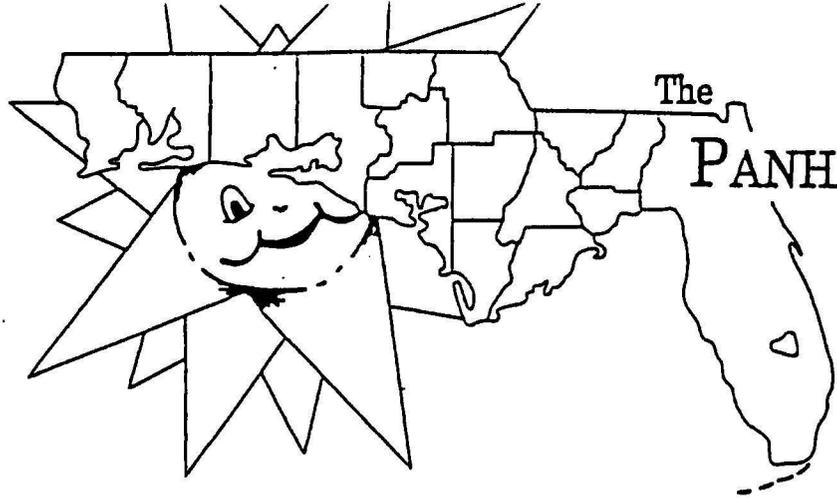
It has just come to my attention that the Board of County Commissioners has declared Monday, January 17, a county holiday in observance of Martin Luther King's birthday. Therefore, my office will be closed on that day.

As that had already been established as the first day of qualifying (beginning at noon) for your municipal election on March 8, this is to advise you and your town council of an adjusted schedule.

Instead of beginning at noon on Monday, January 17, 1994, on which day our offices are closed, we will open qualifying one business day earlier, at noon on Friday, January 14.

This will preserve the full qualifying period for the public's benefit, and the Notice of Election legal advertisement will contain this information.

RECEIVED  
1/12/94  
MB



# The PANHANDLE LEAGUE OF CITIES

- \*PRESIDENT\*
- Hubert Rodgers, Mayor, Callaway
- \*VICE-PRESIDENTS\*
- Ted Mathis, Mayor, Crestview
- A. O. Campbell, Jr., Mayor pro tem, DeFuniak Springs
- \*TREASURER\*
- Al Borchik, Town Mngr, Cinco Bayou

## Special Meeting of the Board of Directors Of the Panhandle League of Cities

The Board of Directors of the Panhandle League of Cities will meet on Thursday, February 3, at City Hall, City of Marianna. Schedule will be:

- 6:00 p.m. Reception and light dinner
- 7:00 p.m. Business meeting

The primary purpose of this meeting is for city officials of the eastern end of the Panhandle to get better acquainted with the Panhandle League of Cities. Officials the League's Member Cities in the eastern end are especially invited to attend!

Officials of non-member cities are invited, also, in order to learn more about the Panhandle League of Cities.

Representatives of some of our Associate Member firms will be present, also.

**\*\*\*A LIGHT DINNER WILL BE SERVED,  
COMPLIMENTS OF THE LEAGUE!\*\*\***

Both elected and appointed officials are invited to attend. Spouses are welcome, also.

To attend, please return the enclosed response form or call (904) 474-2370. We MUST have an accurate head count, in order to have the right amount of food on hand.

Remember--Thursday, February 3  
6:00 p.m.,  
City Hall, Marianna

\*\*\*\*\*  
Executive Director, Dr. Larcy Walker, The Whitman Center, The University of West Florida, Pensacola, FL 32514-5751. (904) 474-2370, suncom 680-2370