

TOWN OF CINCO BAYOU
REGULAR MEETING
JANUARY 22, 1985

The Regular Meeting of the Town of Cinco Bayou Town Council was called to order by Mayor Usrey at 5:02 P.M.

SILENT PRAYER

PLEDGE OF ALLEGIANCE TO THE FLAG

Mayor Usrey requested the Clerk call the roll.

ROLL CALL

Present: Mayor Usrey
Councilwoman Balsley
Councilman Davis
Councilman Perry

Absent: Councilman Gage
Councilman Laginess

Also Present: Attorney Gontarek Ruth Usrey
 Aaron Talley Tracy Wenzel
 Phil Wood Clerk Borchik
 Robert Hook Secretary Knox
 Chris Muhlbach

MINUTES - Councilwoman Balsley moved to accept the minutes of December 10, and December 17, 1984 Town Council Meetings as written, seconded by Councilman Davis. The motion was unanimously approved.

FINANCIAL REPORT - Councilwoman Balsley moved to accept the financial report for December, 1984, seconded by Councilman Perry. The motion was unanimously approved.

1. PUBLIC HEARING - 2nd Reading of Ordinance No. 97, establishing Flood Plain Management for the Town of Cinco Bayou. Attorney Gontarek read Ordinance No. 97 by title only. Councilman Davis made a motion to approve the 2nd reading and adopt Ordinance No. 97, seconded by Councilwoman Balsley. The motion was unanimously approved. The Public Hearing was adjourned.

REGULAR BUSINESS

1. Town Security Patrol - Councilwoman Balsley made a motion to engage the services of American Security to patrol the Town on a trial basis for a period of 30 days, starting January 23, 1985, for \$912 per month, seconded by Councilman Perry. Following a discussion concerning the type of services to be rendered, the motion was unanimously approved. Attorney Gontarek was asked to review the contract for sufficiency prior to signing.

2. Building Permit Request - Mr. Dodge - The Clerk advised the Council that a complete set of drawings had been received for

the house to be built at 58 Yacht Club Drive and that a variance would be needed for the fireplace/chimney to extend into the 5 side yard. Following a discussion concerning the lot line, Councilwoman Balsley made a motion to table the Dodge building permit request until the Board of Adjustment acted on the variance request, seconded by Councilman Davis. The motion was unanimously approved. The Clerk was asked to notify Mr. Dodge that a variance would be needed.

3. Proposed Construction - Johnston Property - Mr. Aaron Tallent presented a letter from the Department of Transportation authorizing the use of the State right of way for parking to satisfy part of the parking requirements for the proposed construction. No time limit was placed on this authorization. Following a discussion, Councilman Davis made a motion to allow parking area on the right of way to be used to satisfy the parking spaces required for the facility to be built and in addition, the covenants and restrictions will require that the right of way property be purchased if and when it is declared surplus by the State, seconded by Councilwoman Balsley. The motion was unanimously approved.

4. Yacht Club Flashing Light - Mayor Usrey advised that more information needs to be obtained before a decision is made on the flashing light. The Attorney advised the Council that a municipality would not be liable for accidents on Town streets due to maintenance, if the Town had no notice of it or acted upon it within a reasonable time. The Attorney did advise that if an area is dangerous and the Town did not act, then they would be liable. Councilman Davis then made a motion to table placing the flashing light on Yacht Club Drive, seconded by Councilwoman Balsley. The motion was unanimously approved.

5. Town Charter - Councilman Gage - Councilwoman Balsley made a motion that changes be made in the Town Charter, seconded by Councilman Davis. Following a discussion concerning changes that need to be made, Councilwoman Balsley withdrew her motion. Councilman Perry then made a motion to table changing the Town Charter until Councilman Gage and Councilman Laginess are present to discuss the matter, seconded by Councilman Davis. The motion was unanimously approved.

6. Glenwood Park Construction - Councilman Gage - The Clerk advised the Council that the Audubon Society has offered their services to build the nature trail and to install fencing if the Town provides the material. The Clerk stated that he had priced the landscaping timber for the trail and it would be approximately \$400. He also advised that chain link fence around the parking area would cost \$245, and a wooden two-rail fence would be approximately \$250, with a gate costing another \$75 to \$100. The Clerk advised that it would cost approximately \$3500 to complete the parking lot, fence and nature trails. Councilman Davis made a motion to complete the trails, fence and

parking lot for Glenwood Park, seconded by Councilman Perry. The motion was unanimously approved.

7. Panhandle League of Cities Membership - Councilman Davis made a motion to approve membership in the Panhandle League of Cities for 1985 at a cost of \$35, seconded by Councilwoman Balsley. The motion was unanimously approved.

PUBLIC REQUESTS WILL BE HEARD AT THIS TIME. None

COMMITTEE REPORTS

Standing Committees

1. Streets & Sidewalks - Councilman Davis, Chmn. - At this time, Mayor Usrey brought up the problem of the cracks in Yacht Club Drive. The Clerk was asked to contact Fort Walton Beach concerning the repair of the cracks.

Councilman Davis advised that the lease for the dead-end street (Luverne) had been taken to Mr. Childers, and no response has been received from him at this time.

Councilman Davis also advised that the County has agreed to assist the Town in the repaving and surfacing of Kidd Street and Andalusia Street, later on this year.

2. Parks - Councilman Gage, Chmn. - No report
3. Finance & Budget - Councilwoman Balsley, Chmn.-No report
4. Waterfront - Boat Dock - Councilman Perry, Chmn.-No report
5. Civil Defense - Councilman Perry, Chmn. - No report
6. Neighborhood Watch - Councilman Laginess, Chmn.-No report

Special Committees

1. Building Codes - Councilman Laginess, Chmn.-No report
2. Comprehensive Plan - Councilman Perry, Chmn.-No report

ATTORNEY'S REPORT

1. Attorney Gontarek advised that he had done some research and found that Eglin Parkway and Beal Parkway are not federal aid primary highways, therefore the Town would not be obligated to compensate any individual or sign company required to remove any signs or billboards in accordance with the Sign Ordinance.

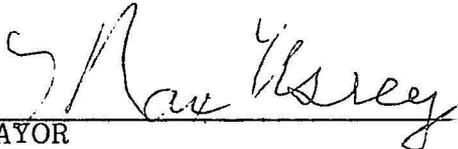
CORRESPONDENCE. None

CLERK'S REPORT

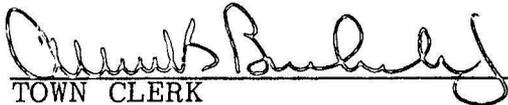
1. The Clerk advised the Council that a part-time maintenance man has been hired.

MAYOR'S ANNOUNCEMENTS. None

There being no further business, the meeting was adjourned at 5:55 P.M.


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.

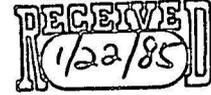
Florida



Department of Transportation

BOB GRAHAM
GOVERNOR

PAUL N. PAPPAS
SECRETARY



P. O. Box 607
Chipley, Florida 32428

January 21, 1985

Town of Cinco Bayou
35 Kelley Avenue
Ft. Walton Beach, Florida 32548

Dear Council Members:

Re Eglin Parkway Right-of-Way
Ft. Walton Beach at Cinco Bayou Bridge

With reference to letter dated October 4, 1984 to
Mr. J. Ron Rogers from R. W. Brooks, there is no
time stipulation on proposed parking.

Should you have any questions, please contact me
at the above address or telephone (904) 638-0250.

Sincerely,

Harvey Hayes
Harvey Hayes
Dist. R/W Administrator

HH:ba