

MINUTES OF COUNCIL AS COMMITTEE MEETING  
TOWN COUNCIL  
FEBRUARY 9, 1981

Prior to opening the meeting, Mayor Pro Tem Perry announced that the Special Council Meeting and Public Hearing would be held at the end of the meeting in the hope that Mr Hudson and possibly additional citizens might attend the meeting. Mayor Pro Tem Perry then called the meeting to order at 7:05 P.M.

ROLL CALL	Present:	Councilwoman Kelley	Councilman Usrey
	Also Present:	Town Attorney Powell	Mr. C. Laginess
		Town Engineer Burt	Mr. P. Johnston
		Town Clerk Borchik	Mrs A. Tyner
		Mr. J. Messick	Mrs A. Borchik
	Absent:	Mayor Balsley	Councilman Peek
		Councilman Davis	

SILENT PRAYER

1. MINUTES/FINANCIAL STATEMENT. Mayor Pro Tem Perry asked that each Councilmember review the minutes and financial statement for the month of January and be prepared to discuss and act on them at the regular council meeting. Clerk Borchik called the Council's attention to the separate package containing the minutes and financial statement. Mayor Balsley requested that this package be prepared for each Councilmember to enable them to take it home and study them prior to the regular meeting.

2. INSURANCE. The Clerk reported that Mr. Pelham has provided an estimate for the total insurance package, including Errors and Omissions coverage, in the amount of approximately \$ 2,600.00. The estimate from Risk Management (League of Cities) is approximately \$ 2,450.00. In a discussion that followed, Mr Perry suggested the Clerk contact the State Fire Marshal to question the present insurance fire rating for the Town as it would effect not only the Town insurance cost but also that of each property owner.

3. COMPREHENSIVE PLAN. Mr. C. Laginess, Chairman of the Town's Comprehensive Planning Committee, presented the minutes from the recent meeting and the proposed amendment that satisfies the requirement for the plan to address adequate sites for Group Homes and Foster Care Facilities. The Council needs to review the proposed amendment and if approved, the Clerk will begin the formal amendment process as outlined in the Florida Statutes.

4. CODE OF ORDINANCES. Mayor Pro Tem Perry asked the Clerk to explain this agenda item. Mr Borchik stated that in his opinion, there were several areas in the Codes that were outdated and in need of review and rewriting to make them current. Attorney Powell agreed that a review of the Codes was appropriate.

5. MEMBERSHIP - PANHANDLE LEAGUE OF CITIES. Each Councilmember was given a letter from the Panhandle League of Cities President inviting the Town to join the League. Annual membership fees are \$ 35.00. Councilmembers had mixed opinions as to the benefits derived from membership in this organization.

6. COMMITTEE REPORTS.

Streets/Sidewalks - Councilman Davis. Councilman Davis was absent and the Clerk gave the report.

A. Several proposals have been received for the construction of a sidewalk on Irwin Street and range in cost from a high of \$ 8,500. to a low of \$ 3,200. If the Town is to accept any of these proposals, action will be required at the regular council meeting as the proposals were good for 30 days and will expire between February 20 & 26, 1981.

B. The Council needs to determine its position on sidewalks and whether or not sidewalks are to be constructed thru-out the Town. If so, the exact location of sidewalks and the priority for construction must be determined. Specifications for construction can then be prepared. Discussion was deferred to the next meeting.

C. Emergency repairs were made to the broken curb and eroded area around the manhole in front of the Town and Country Apartments on Kidd Street at a cost of \$ 363.50. Repairs were required to prevent damage to the manhole and to keep water from flowing thru the broken curb and into the apartments.

Parks/Beautification/Environment - Councilwoman Kelley.

A. Town Cleanup - The Clerk reported that the Town has been surveyed and the lots that are in violation of Section 8-1, Land Clearance, identified. Letters will be prepared and mailed requesting the lots be cleaned as required.

Finance - Councilman Peek.

A. The annual audit for the Town of Cinco Bayou has been completed and copies have been given each Councilmember. The cost of the audit is \$ 2,800.00. Mr J. Messick of Creel, Bryan, and Gallagher was present to explain the audit and answer any question from the Council. There were no questions at this time and Mr. Messick suggested the Council review the Audit Report and he would return next week and answer any questions the Council might have.

B. Two requests have been received to verify and/or correct data used to establish the amount the Town will receive in Federal Revenue Sharing Funds, one request was from the Department of the Treasury and one from the Department of Commerce. Due to the recent census, the data will be significantly different from the data used to compute the revenue sharing funds and we can expect a reduction from previous years revenue sharing income.

Health/Waterfront/Bayou - Councilman Perry.

A. Mr Perry read a proposal from V & F Excavating for the repair of the boat launch facility on Seaway Street. Mr. Burt explained the need for the repair and the fact that the present conditions will get worse if the repairs are not made before the heavy boating season arrives. The proposal covers the complete reconstruction of the facility for \$ 2,800.00

Utilities - Councilman Usrey.

A. Councilman Usrey informed Council that there was nothing new to report on the negotiations and called attention to the letters sent to Mr. Walker and Mr. Peebles. He also stated that a letter should be sent to both the County and Ft Walton Beach requesting Cinco Bayou be included in all further negotiation.

B. With reference to the franchise with Gulf Power that expires December, 1981, there appears to be no problem with the provisions of the current franchise and any modifications or additions would be minor. Mr. Powell again called attention to the letter from Mr. McWhorter requesting an early meeting on the franchise.

7. CLERKS REPORT. The Clerk requested the Council provide guidance on the business recently started on the property located on the corner of Lucille and Kidd Streets. An outside shed has been constructed and is being used to house a saw sharpening business according to a sign displayed on Kidd Street. A decision is needed as to whether or not this business is in accordance with the current zoning and what action if any should be taken.

8. ANNOUNCEMENTS. The Clerk stated that two letters for building permits were issued last week, one for the remodeling of the Barnett Bank building and one for the remodeling and addition to the building occupied by the Adam & Eve Beauty Salon. It is known that Pantry Pride is planning to remodel but no request has been received todate.

At this point, Mayor Pro Tem Perry adjourned the Council as Committee Meeting and called the Special Council Meeting to order for the purpose of a Public Hearing on the proposed resolution and the reading of a proclamation.

1. PUBLIC HEARING - RESOLUTION ON FRANCHISE. Attorney Powell read the resolution by title only as follows:

RESOLUTION OF THE TOWN OF CINCO BAYOU, FLORIDA, GRANTING EXCLUSIVE FRANCHISE TO RAY HUDSON, D/B/A NORTHWEST FLORIDA SANITATION SERVICES, INC., TO OPERATE AND MAINTAIN SANITARY SERVICE FOR COLLECTION AND DISPOSAL OF GARBAGE WITHIN THE MUNICIPAL LIMITS; PROVIDING FOR A TERM OF THREE YEARS; PROVIDING FOR RATE SCHEDULE FOR RESIDENTIAL AND COMMERCIAL SERVICES, AND PROVIDING AN EFFECTIVE DATE HEREOF.

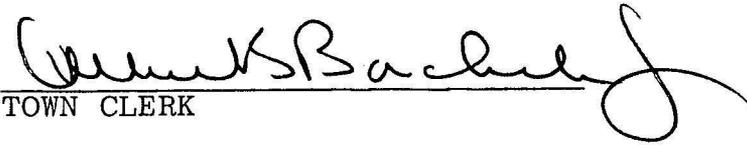
In the discussion that followed, Mr. Usrey requested a provision be included for a once a year pickup at a time designated by the Town Council, such as a Spring Cleanup. The Clerk will contact Mr. Hudson on this item. Mr Usrey then moved to approve the first reading of the resolution, seconded by Mrs. Kelley. The vote was unanimous.

2. PROCLAMATION - NATIONAL DEFENSE WEEK. Mayor Pro Tem Perry read a proclamation signed by Mayor Balsley declaring the week of February 12 to 22, 1981 as National Defense Week.

3. ADJOURNMENT. The meeting adjourned at approximately 8:02 P.M.

  
MAYOR PRO TEM

ATTEST:

  
TOWN CLERK

NOTE: A mechanical recording has been 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

Legal

the attached copy of advertisement, being a \_\_\_\_\_

in the matter of \_\_\_\_\_

Notice of Public Hearing

in the \_\_\_\_\_

Court, was published in said newspaper in the issues of \_\_\_\_\_

Feb 5, 9, 16, 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

16th

Sworn to and subscribed before me this \_\_\_\_\_ day of

February

81

A. D. 19

Mary Sargent

Notary Public, State of Florida at Large

My Commission Expires MAY 9, 1984

Leg. 1243  
NOTICE OF PUBLIC HEARING  
The Town of Cinco Bayou Town Council will conduct public hearings during its Special meeting commencing at 7:00 P.M., February 9, 1981 and during the Regular meeting commencing at 7:00 P.M., February 16, 1981 in the Cinco Bayou Town Hall to consider a 10% rate increase and enacting:  
A RESOLUTION OF THE TOWN OF CINCO BAYOU, FLORIDA GRANTING EXCLUSIVE FRANCHISE TO RAY HUDSON, D/B/A NORTHWEST FLORIDA SANITATION SERVICES, INC., TO OPERATE AND MAINTAIN SANITARY SERVICE FOR COLLECTION AND DISPOSAL OF GARBAGE WITHIN THE MUNICIPAL LIMITS; PROVIDING FOR A TERM OF THREE YEARS; PROVIDING FOR RATE SCHEDULE FOR RESIDENTIAL AND COMMERCIAL SERVICES, AND PROVIDING AN EFFECTIVE DATE HEREOF.  
ALBERT S. BORCHIK, JR.  
Town Clerk  
1243 Feb. 5, 9, 16, 1981