

TOWN OF CINCO BAYOU  
SPECIAL COUNCIL MEETING  
February 27, 1975

Town Officials in attendance: Mayor Ken Smith, Councilmembers Irene Balsley, Phil Johnston, Harold Peek and Robert Powell; Marshal Ray Elliott; Town Attorney Rick Powell and Recorder Dee Rouse. Councilwoman Iva Booher was absent due to hospitalization.

Also present were: Mr. Ray Deal, Chief County Code Inspector; Mr. J. P. Ward, County Plumbing Inspector; Mr. Buck Smith and Mr. Doug Hale representing Smith's Plumbing; Mr. Bob Hogg, representing Church's Chicken; Mr. Vivion Pelham representing Sam Lindsey Insurance Agency and Mr. Dick Bixby, owner of Pondorosa Steak Barn.

Therefore, a quorum being present, Mayor Smith opened the Special Meeting at 7:35 p.m. with silent prayer. Mr. Webb of Church's Chicken had requested this Meeting.

1. CHURCH'S CHICKEN SEWER HOOK-UP. Mr. Deal indicated he had taken over this inspection from Mr. Ward and that he had approved the hook-up as it now stood.

Mr. Ward indicated the hook-up was not in compliance with the plumbing code and he still stood on his original decision.

Mr. Hogg told Council that he had not been contacted about the meeting by anyone from the Town. Clerk later informed Council that he had informed Mr. Webb, Church's representative in Chamblee, Ga., and that he was to inform Mr. Hogg.

Mr. Buck Smith informed Council he was the plumbing contractor on the project and that he had been plumbing since he could get on a truck. He further explained he did not know that he had to come to the Town at the time the hook-up was first turned down by Mr. Ward; and that he went before the County Commissioners on January 9, 1975 for relief after Mr. Deal had informed him that Mr. Ward did not work for him. Mr. Smith indicated that the installation was not necessarily by the code book but that it would work.

Mr. Deal indicated that he now was Mr. Ward's supervisor and that he had this in writing from the Chairman of the County Commissioners. He further stated that he had taken the first recommendation made by the Committee as being the installation made by Smith Plumbing. On question by Mayor Smith to Mr. Deal as to whether this installation would injure our lift station pump, Mr. Deal indicated he could not tell whether it would or not.

Mr. Johnston indicated he was the Building Inspector when the building was being build and at that time he informed the building contractor that the drainage system would not work as the drain field lines being under asphalt would quickly clog.

Mayor Smith questioned the difference of opinion between the two inspectors. Mr. Deal indicated that he was not saying that Mr. Ward was wrong about the code; but that they were of a different opinion in regards to this particular installation. He further stated that he had checked the installation and that it was in accordance with the first recommendation made by the Committee and that is why he had written the Memo of Feb 14, 1975.

Mr. Peek indicated that maybe it would be proper for the Council to request all restaurants send in reports as to when their grease traps were cleaned out. Mr. Hogg indicated that they already had a contract set up with Irwin Plumbing to pump their septic tank out on a regular basis.

MOTION: Mr. Johnston moved to accept the present installation of Church's Chicken with the stipulation that whoever is hired to clean it regularly inform the Town of the date. Councilman Powell requested an additional stipulation in the motion that the Committee appointed by the Board of County Commissioners be held responsible on their recommendation. Mr. Peek seconded the motion and it carried unanimously.

The Clerk asked Mr. Deal if he would now sign off on the County's Inspection Permit and send it to the Town. He indicated that he would be glad to do so.

2. FULL INSURANCE COVERAGE PRESENTATION. Mr. Vivion Pelham of the Sam Lindsey Insurance Agency presented his plan for insurance coverage for the Town. Mr. Peek moved that we except this plan as follows:

General liability insurance including non-owned automobile exposure - annual premium	\$355.00
Workmen's compensation & Employers liability - Estimated annual prem. (*with the understanding that a current rate increase of 23.5% will be worked into the policy)	247.00*
Property - \$12,000. on Town Hall and \$2,000. on Contents and \$1,500. on frame warehouse - annual premium	110.00
Bonding of CLERK for \$1,000. - annual premium	8.00

Mrs. Balsley seconded and motion carried unanimously.

3. ORDINANCE - FIRST READING. Attorney Powell read the short title as follows:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ADOPTED AUGUST 3, 1964, BY THE TOWN OF CINCO BAYOU, FLORIDA, AS AMENDED, BEING AN ORDINANCE ESTABLISHING A ZONING PLAN WITHIN THE TOWN OF CINCO BAYOU, FLORIDA; CREATING THREE DISTRICTS, REGULATING AND RESTRICTING THE LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE, INDUSTRY, RESIDENCES OR OTHER PURPOSES, THE HEIGHT AND SIZE OF STRUCTURES, THE SIZE OF OPEN SPACES FOR LIGHT AND VENTILATION; ADOPTING A MAP OF SAID DISTRICTS, DEFINING THEREIN USED; PROVIDING FOR THE ADJUSTMENT, ENFORCEMENT AND AMENDMENT THEREOF, DESCRIBING PENALTIES FOR VIOLATIONS THEREOF; SAID AMENDING ORDINANCE PROVIDING THAT SECTION 6, C-1 LIMITED COMMERCIAL DISTRICT, SUBSECTION (A) "USES PERMITTED", PARAGRAPH 20 and SECTION 7, C-2 GENERAL COMMERCIAL DISTRICT, SUBSECTION (A) "USES PERMITTED", PARAGRAPH 8, DO NOT PREVENT THE SALE OF BEER AND WINE FOR CONSUMPTION OFF PREMISES OR BY A RESTAURANT ON THE PREMISES IN CONJUNCTION WITH THE CONSUMPTION OF FOOD; SEVERING INVALID PORTIONS OF SAID AMENDING ORDINANCE; REPEALING ORDINANCES INCONSISTENT WITH SAID AMENDING ORDINANCE; AND PRESCRIBING AN EFFECTIVE DATE HEREOF.

Mr. Peek moved to accept first reading of this ordinance with a second by Mrs. Balsley. Yes votes were Mr. Peek and Mrs. Balsley. No Vote was Mr. Johnston. Mr. Powell abstained. Attorney Powell explained that an abstaining vote did not count therefore the vote of two yeas to one vote no would carry.

4. RESOLUTION 75-1. The Clerk read the resolution pertaining to the clean-up week involving the Town of Cinco Bayou and Okaloosa County, 5-12 April 1975. Mr. Peek moved we adopt with a second by Mrs. Balsley. Motion Carried.

5. RECOMMENDATION FOR FIRST FEDERAL BUILDING INSPECTION. The Clerk recommended to Council that due to the size of the proposed building (3 stories - \$650,000.) that possibly the Council should turn the whole inspection over to the County Code Inspection Section.

Mr. Peek moved that we turn our entire inspection system over to the County Code Inspection Section; and that our Attorney incorporate this in the agreement he and County Attorney Dowd are currently working on. (Note: We have already turned over the sewer and electrical inspections to the County). Mr. Powell seconded the motion. Yea votes were: Mrs. Balsley, Mr. Peek and Mr. Powell with Mr. Johnston abstaining.

6. DRAINAGE ON YACHT CLUB - FROM BARNETT BANK TO DRAINAGE DITCH. The Clerk explained to Council that he and Mr. Jerry Melvin, State Representative, looked at the drainage problem on February 26th as well as the erosion problem at Frances Park. Also, Laguna Park. He gave Mr. Melvin a map of the Town and recent photos of the drainage condition. Mr. Melvin indicated he would try and assist us in these matters.

7. NOTICE OF MEETING. Clerk informed Council that he had received a telephone call from Mr. Sam Smith, Chairman of the Salt Water Committee, inviting the Mayor and Council to attend a meeting at the Festival Room, Coronado Motel, 8 p.m. on March 20, 1975.

8. THIRD ADDITION TO SEWER SYSTEM. Mrs. Balsley moved that we proceed with the third addition to the sewer system, seconded by Mr. Powell. Motion carried unanimously.

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11. ADJOURNMENT. On Motion by Mrs. Balsley with second by Mr. Johnston meeting was adjourned at 9:55 p. m.

RESPECTFULLY SUBMITTED AS TRUE AND CORRECT TO BEST OF MY KNOWLEDGE.

*James O. Godwin Sr.*  
JAMES O. GODWIN SR.  
Town Clerk

APPROVED AS WRITTEN BY COUNCIL VOTE ON MARCH 13, 1975.

*James O. Godwin Sr.*  
JAMES O. GODWIN SR.  
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Page 2, Cinco Bayou Special Council Meeting Minutes, February 27, 1975.

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*James O. Godwin Sr.*  
JAMES O. GODWIN SR.  
Town Clerk

Town of Cinco Bayou Special Council Meeting, February 27, 1975

1. Church's Chicken Sewer Hook-Up.
2. Full Coverage Insurance Presentation, Mr. Vivion Pelham, Sam Lindsey Insurance Agency.
3. Ordinance, First Reading - Notice of Proposed Enactment of Ordinance:

The Town Council of the Town of Cinco Bayou, Florida, proposes to enact an ordinance amending Appendix A-Zoning, Sections 6 (A) (20) and 7 (A) (8) of the Code of Ordinances of the Town of Cinco Bayou, Florida, to provide that such sections do not prevent the sale of beer and wine for consumption off the premises or by a restaurant on the premises in conjunction with the consumption of food. 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 enactment by the Town Council of the Town of Cinco Bayou, Florida, at their regular council meeting to be held at 7:30 p.m., on March 13, 1975, at the Town Hall of the Town of Cinco Bayou, Florida, at which time interested parties may appear at the meeting and be heard with respect to the proposed ordinance amending the Code of Ordinances.

4. Resolution 75-1, Clean-up Week - County Wide.
5. Recommendation for First Federal Building Inspection.
6. Drainage on Yacht Club - (From Barnett Bank to Drainage Ditch).
7. Meeting at the Festival Room, Coronado Motel, 8 p.m., March 20, 1975, pertaining to salt water danger.

8. Third addition to sewer system.

add 9. APPOINT COMMITTEES

10. Committee Report

8-9-720-27  
TOWN OF CINCO BAYOU  
P. O. Drawer 1710 (Cinco Bayou)  
FT. WALTON BEACH, FLORIDA 32548

# MEMO

LETTER

904 244-2712

To Mayor Smith, Irene Balsley, Iva Booher  
Robert Powell, Harold Peek, Phil Johnston  
Marshal Thomas Elliott, Attorney Rick  
Powell

Date February 18, 1975

Subject Third addition to sewer  
system and Church's  
Chicken Problems

I did this date received the attached proposal for the third addition to our sewer system from Mr. Burt.

Also, the Church's Chicken representative from Atlanta, Mr. Webb, conferred with our Mayor Smith and the undersigned yesterday in regard to the plugging of Church's Chicken sewer tap-on.

Mayor Smith verbally agreed to give Church's Chicken temporary relief until a special council meeting, February 27, at which time all concerned parties will be heard.

Mr. Webb indicated that Church's is extremely desirous complying with our adopted plumbing codes.

1 Atchmt

Please reply

No reply necessary

SIGNED   
JAMES O. GODWIN, SR.  
Town Clerk

SANITARY SEWERAGE SYSTEM  
CINCO BAYOU, FLORIDA

Name and Location of Project Sanitary Sewerage System Improvements, Cinco Bayou, Fla.

Name of Contractor Estimate Address \_\_\_\_\_

PERIODIC ESTIMATE NO. \_\_\_\_\_ FOR PERIOD \_\_\_\_\_ TO \_\_\_\_\_

Item	Description	Original Est. No. Units	Unit Cost	Completed Units	Total Cost Completed
1.	8" V.C.P. 0/6' depth	1448 L.F.	\$ 3.95	5719.60	\$ _____
2.	8" V.C.P. 6/8' depth	442 L.F.	4.95	2187.90	_____
3.	8" V.C.P. 8/10' depth	281 L.F.	6.45	1812.45	_____
4.	8" V.C.P. 10/12' depth	_____ L.F.	10.75	_____	_____
5.	8" V.C.P. 12/14' depth	_____ L.F.	12.25	_____	_____
6.	8" C.I. Pipe	_____ L.F.	8.40	_____	_____
7.	8"X4" Wyes	30 EA.	11.12	333.60	_____
8.	4" V.C. House Services	600 L.F.	4.40	2640.00	_____
9.	Manholes 0/6' depth	6 EA.	345.00	2070.00	_____
10.	Manholes 6/8' depth	3 EA.	475.00	1425.00	_____
11.	Manholes over 8' depth	2 V.F.	70.00	1090.00	_____
12.	Drop Manhole Connections	1 EA.	800.00	800.00	_____
13.	Pumping Station No. 3	Lump Sum	18,378.00	24000.00	_____
14.	4" P.V.C. Force Main	1046 L.F.	3.75	3922.50	_____
15.	4" C.I. Force Main	_____ L.F.	5.00	_____	_____
16.	12" Steel Casing (Bored)	_____ L.F.	48.00	_____	_____
17.	Paving Removed & Replaced	60 S.Y.	7.50	450.00	_____
18.	Resurfacing (100#/S.Y.) Type II Plant Mix	120 S.Y.	1.65	198.00	_____
				46349.05	_____
				+ 10%	_____
TOTAL					4634.90
					50983.96

St 4 - 2/27/75

R E S O L U T I O N 75-1

WHEREAS, in order to make Cinco Bayou a more attractive, cleaner and desirable place to live, the Town Council of Cinco Bayou, Florida does endorse a "clean-up program" initiated by adopted resolution of January 30, 1975 by the Board of County Commissioners.

THEREFORE, BE IT RESOLVED by the Town Council of Cinco Bayou that April 5, 1975, be declared CINCO BAYOU and OKALOOSA COUNTY CLEAN-UP DAY.

BE IT FURTHER RESOLVED that this be a joint effort of all business and residential citizens within Cinco Bayou; and that this clean-up period be extended through April 12, 1975 in conjunction with request of the Okaloosa League of Cities.

ADOPTED this 27<sup>th</sup> of February, 1975.

  
HAROLD K. SMITH  
Mayor

ATTEST:

  
JAMES O. GODWIN, SR.  
Town Clerk

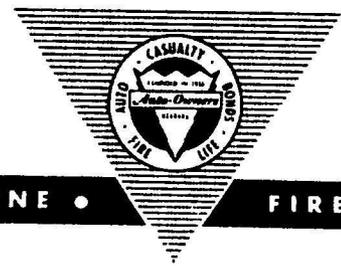
llw 2 2/27/75

# SAM LINDSEY INSURANCE AGENCY, INC.

Phone: 243-8149

P. O. Box 1363

Fort Walton Beach, Florida



• AUTOMOBILE • BONDS • CASUALTY • MARINE • FIRE •

2/27/75

Honorable Mayor and Town Council  
Town of Cinco Bayou

As a result of our survey of the Town we submit this official bid for the Insurance program outlined below:

General Liability Insurance including Non-Owned Automobile exposure- annual premium-----	\$355.00
* Workmen's Compensation & Employers Liability- annual premium-----	\$247.00*
Bond for City Clerk-	
\$25,000.00 penalty-annual premium-----	\$200.00
50,000.00 penalty " "-----	\$360.00
100,000.00 penalty " "-----	\$600.00
Property:	
\$12,000.00 on Town Hall	
2,000.00 on contents	
1,500.00 on frame warehouse-----annual premium-----	\$110.00
(fire, extended coverage and vandalism & malicious mischief)	

\*NOTE-Workmen's Compensation rates have been increased an average of 23.5% effective 2/15/75, but the new rates have not been published yet. This policy will be issued with the increased rates.

Thank you for the opportunity to present this to you.

Sincerely,

*Vivion R. Pelham*  
Vivion R. Pelham