

TOWN OF CINCO BAYOU  
REGULAR COUNCIL MEETING MINUTES  
APRIL 11, 2013 – 6:00 PM

Mayor Farley called the Regular Council meeting to order at 6:00 P.M. on Thursday, March 14, 2013. Roll call was taken:

**ROLL CALL:**

MAYOR FARLEY  
COUNCILMAN CHUBB

COUNCILWOMAN HOOD  
COUNCILMAN BRATTON

Also present at the meeting were: Town Manager/Clerk Nell Dykes, Asst. Town Manager/Clerk Monika Carnicle, Town Attorney Jeff McInnis, Town Engineer Joe Rector, and resident Danny Myers.

**SPECIAL BUSINESS:**

1. Attorney McInnis swore in Councilman Bratton for another two-year term ending March 2015.
2. Ms. Dykes stated that Matthew Sievers of 135 Opp Blvd., had submitted a letter of intent for the open council position, but was unable to attend the meeting because of a military TDY. Mr. Danny Myers of 7 Laguna Street, Unit 208, introduced himself to the Council. Councilwoman Hood made a motion to appoint Matthew Sievers to a 2-year term ending March 2015. Councilman Chubb seconded the motion. The motion passed unanimously. Councilman Bratton made a motion to appoint Danny Myers to a 2-year term ending March 2015. Councilwoman Hood seconded the motion. The motion passed unanimously.
3. Attorney McInnis swore in Councilman Danny Myers who immediately was seated.
4. Councilwoman Hood made a motion to re-appoint Councilman Chubb as Mayor Pro Tem. Councilman Bratton seconded the motion. The motion passed unanimously.

**Regular Business:**

1. **Council Approval of Agenda:** Mayor Farley asked for approval of the agenda. Councilwoman Hood made a motion to approve the agenda. Councilman Chubb seconded the motion. The motion passed unanimously.
2. **Council Approval of Consent Agenda:** Mayor Farley asked for approval of the consent agenda: Regular Council Meeting Minutes, March 14, 2013, Special Council Meeting Minutes, March 26, 2013 and Budget Status as of March 31, 2013. Councilwoman Hood made a motion to approve the consent agenda. Councilman Bratton seconded the motion. The motion passed unanimously.

**ACTION ITEMS:**

1. Attorney McInnis gave the first reading of Ordinance 228: *ORDINANCE 228: AN ORDINANCE OF THE TOWN OF CINCO BAYOU, FLORIDA, AMENDING CHAPTER 3, PURCHASING, SECTION 3-2. PURCHASE OF COMMODITIES AND SERVICES, SECTION (B), PURCHASING LIMITATIONS, SUBSECTION (2), SUBSECTION (3), AND SECTION (D), OPEN MARKET PURCHASING PROCEDURE, SUBSECTION (1) OF THE CODE OF ORDINANCES; ESTABLISHING \$35,000 AS THE THRESHOLD AMOUNT REQUIRING COMPETITIVE BID PROCEDURES; PROVIDING FOR AUTHORITY; PROVIDING LEGISLATIVE FINDINGS AND INTENT; PROVIDING FOR A PURPOSE; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.* Councilman Bratton made a motion to accept the first reading of Ordinance 228. Councilman Chubb seconded the motion. The motion passed unanimously.
2. Engineer Rector stated that Jerry' Concrete was the low bidder but that the bid was over the allocated amount. He suggested that the staff be allowed to re-negotiate with the bidder to do the concrete work and consider using the City of Fort Walton Beach's asphalt contractor for the road pavement. Attorney McInnis confirmed that the Town's code did have provisions for tagging along with the FWB contract. Councilman Bratton made a motion to authorize the Town Manager and Town Engineer to reduce scope of project to include only concrete work and renegotiate bid. Councilwoman Hood seconded the motion. A roll call vote was taken:

Councilwoman Myers	Yes	Councilman Hood	Yes
Councilman Bratton	Yes	Councilman Chubb	Yes

The motion passed unanimously.

Councilman Chubb made a motion to authorize the Town Manager and Town Engineer to tag on the annual asphalt contract for the City of Fort Walton Beach and request quote for paving Sea Way Street. Councilwoman Hood seconded the motion. A roll call vote was taken:

Councilwoman Myers	Yes	Councilman Hood	Yes
Councilman Bratton	Yes	Councilman Chubb	Yes

The motion passed unanimously.

Ms. Dykes stated that a special council meeting was needed to approve the revised bid. The meeting was set for Thursday, April 25 at 5:15 pm

**Discussion Items:**

1. CDBG Update: Engineer Rector updated the council on the Eglin Parkway CDBG Project stating that DEO and DOT had approved the change orders. He also stated that a third change order was needed for the connection for traffic signals maintained by the County. The change order would generate a refund of \$6,000. Councilman Chubb made a motion to approve change order number 3 resulting in a \$6,000 refund. Councilwoman Hood seconded the motion. The motion passed unanimously.

**Reports:**

**Town Manager's Report** – Ms. Dykes submitted a written report.

**Attorney's Report** – nothing additional

**Town Planner** – Mr. Dorman submitted the second five chapters of the LDC.

**Engineer's Report** – nothing additional.

**Public Request / Comments:** None.

**Council Members Comments / Request:**

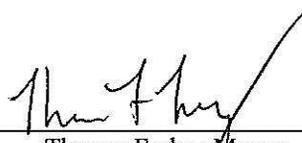
- Councilman Myers stated that he will try to get up to speed. Attorney McInnis stated that he would have an orientation with him.

**Mayor's Comments / Announcements:** Mayor Farley announced upcoming meetings and stated she was pleased with the progress on Eglin Parkway

**Adjourn** – There being no further business, the meeting adjourned at 6:44 pm.

ATTEST:



  
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Theresa Farley, Mayor

  
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Nell Dykes, Town Manager/Clerk