

TOWN OF CINCO BAYOU
REGULAR COUNCIL MEETING
April 15, 1976

1. MINUTES - Regular Council Meeting - March 11, 1976.
Special Council Meeting - March 17, 1976.
2. FINANCIAL STATEMENT - March 1976.
3. REPORTS:
 - a. (Overstreet) - Sewer Tap at 227 Troy Street (S.D. Walton).
 - b. (Kendrick & Overstreet) - Kidd Bayou Dregging Committee.
 - c. (Clerk) - West Florida Regional Planning Council Quarterly Meeting - March 24, 1976.
 - d. (Clerk) - Okaloosa County Sub-Council Meeting - April 21, 1976. (5:30 p.m. - Cinco Bayou Town Hall).
 - e. (Attorney) - F/S Chapter 316.165 - Providing for Handicapped Persons Confined to Wheel Chairs.
 - f. (Attorney) - Local Comprehensive Planning Act of 1975(HB 782).
 - g. (Clerk) - Finance Directors & City Clerk Conference - Orlando - April 4-7, 1976.
 - h. (Attorney) - Boat Parking - Seaway Street.
4. Okaloosa League of Cities Quarterly Business Meeting and Dinner - Eglin NCO Club - 6:30 p.m. - April 23, 1976.
5. Double Taxation - Okaloosa League of Cities.
6. Value Oil Co., of Florida - Request for Council's Approval to sell beer for off-premises Consumption.
7. Request from Okaloosa Council on Aging for Grant in Amount of \$207.00.
8. Invitation to attend County Commissioners Meeting at Ocean City - April 20th, 11 a.m.
9. Kenneth Crowder - Billing for Letter by Attorney.
10. Complaint with State Attorney - Metropolitan Life Ins Co.
11. Laguna Park.
12. Arthritis Foundation.
13. Media-Eglin Parkway.
14. Work Order to Proceed on Third Addition to Sewer.
15. Ovster Shells-Irwin Street.

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Town officials in attendance: Mayor Ken Smith, Council members Jim Kendrick, Harold Peek, W. E. Overstreet, and Max Usrey; Attorney Powell and Recorder Dee Rouse. Absent: Irene Balsley, due to illness and Marshal Ray Elliott.

Also present were: Mr. Brock Fisher and Herb Tinsley representing First Federal Savings and Loan Association; Mrs. Max O. Usrey and Mr. S. D. Walton. Playground Daily News reporter, Gary Anderson.

Therefore, a quorum being present, Mayor Ken Smith opened the meeting with silent prayer at 7:12 p.m.

1. MINUTES - REGULAR COUNCIL MTG - MARCH 11, 1976 AND SPECIAL COUNCIL MTG - MARCH 17, 1976.

Motion by Mr. Peek to approve as printed, seconded by Mr. Kendrick. Motion carried unanimously.

2. FINANCIAL STATEMENT - MARCH 1976. Motion by Mr. Usrey to approve as presented, seconded by Mr. Peek. Motion carried unanimously.

3. REPORTS:

A. SEWER TAP AT 227 TROY STREET. Mr. Overstreet presented to Council a drawing of the sewerage. After lengthy discussion, Mr. Kendrick suggested Mr. Walton see several plumbers and get prices on plumbing the sewer and report them at the next regular council meeting. Also, Mr. Overstreet is to see Crowder about this.

B. KIDD BAYOU DREGGING COMMITTEE. Motion by Mr. Peek to look into matter further and made decision at the next council meeting, seconded by Mr. Overstreet. YEAS: Peek, Overstreet, and Usrey. ABSTAINING: Kendrick.

- C. WEST FLORIDA REGIONAL PLANNING COUNCIL QUARTERLY MTG.

Clerk informed Council on March 24, 1976 he attended the West Florida Regional Planning Council Quarterly Meeting which was held in Pensacola. He also stated that there was a Sub-Council Meeting held, because of the two late grant requests.

D. OKALOOSA COUNTY SUB-COUNCIL MEETING. Clerk informed Council that Okaloosa County Sub-Council will hold a meeting at Cinco Bayou Town Hall on April 21, 1976 at 5:30 p.m.

3. REPORTS: (CONT)

E. F/S CHAPTER 316.165-PROVIDING FOR HANDICAPPED PERSONS
CONFINED TO WHEEL CHAIRS.

Attorney indicated that the only requirement was to put in a designated parking place for a handicapped person in Town Hall parking lot. He also indicated that the Town Clerk will take care of the designation of the parking space.

F. LOCAL COMPREHENSIVE PLANNING ACT OF 1975(HB 782). Attorney indicated Clerk would check with West Florida Planning Council to see what they would charge us to do our plan for and would send to League of Municipalities a request for a sample plan that had been submitted.

G. FINANCE DIRECTORS & CITY CLERK CONFERENCE-ORLANDO-APRIL
4-7, 1976.

Clerk stated to Council that he appreciated the trip to the conference and that he learned a great deal that would be beneficial in his job.

H. BOAT PARKING - SEAWAY STREET. Mr. Brock Fisher and Herb Tinsley representing First Federal Savings and Loan Association showed Council a sketch of Seaway Street and the parking conditions. They spoke of removing concrete stop blocks (next to Peek's fence) and Mayor Smith suggested a green belt between parking stops and fence as a possible buffer. Attorney read proposed language for sign as follows: "NO PARKING OF VEHICLES OR TRAILERS ON THE ROADWAY EXCEPT WITHIN THE DESIGNATED ANGLE PARKING ZONES. VIOLATORS SUBJECT TO CITATION AND REMOVAL AT OWNERS EXPENSE." Mr. Kendrick moved that subject language be adopted, seconded by Mr. Peek and carried unanimously. Motion by Mr. Peek to allow First Federal to erect a sign "DEAD END STREET," seconded by Mr. Kendrick and carried unanimously. Also discussed was a sign to "SWIM AT OWN RISK, NO LIFE GUARD ON DUTY." These signs will be made for Seaway, Laguna Park, and Francis Park. Clerk will get with Mr. Fisher so signs will be the same design.

4. OKALOOSA LEAGUE OF CITIES QUARTERLY BUSINESS MTG AND DINNER.

Clerk informed Council that Okaloosa League of Cities will be having a quarterly business meeting and dinner at the Eglin NCO Club at 6:30 p.m., on April 23, 1976.

5. DOUBLE TAXATION-OKALOOSA LEAGUE OF CITIES. Clerk indicated that this subject will be brought up at the Business Meeting and Dinner on April 23, 1976. Provided by Mr. Rigdon of FWB.

6. REQUEST TO SELL BEER FOR OFF-PREMISES CONSUMPTION. Clerk informed Council he had received a letter from Mr. Bill Ponder of Value Oil Company of Florida requesting Council's approval to sell beer at his service station. Mr. Kendrick moved to deny Mr. Ponder's request, seconded by Mr. Usrey. In discussion, Attorney read from Chapter 563, FS, as follows: "License fees; vendors; manufacturers and distributors. (1) Each vendor of malt beverages containing alcohol of more than 1 percent by weight shall pay an annual state license tax as follows: (a) Vendors operating places of business where beverages are sold only for consumption off the premises, an amount equal to 50 percent of the amount of the license tax herein provided for vendors in the same county operating places of business where consumption on the premises is permitted. Vendors holding such off-premise sales licenses shall not be subject to zoning by municipal and county authorities. Question was raised as to why Mr. Ponder had made this request if Council could not keep him from getting a license. Clerk indicated he had done this as a courtesy to the Council since there had been a split vote originally when Mr. Ponder had requested the privilege of opening up the service station. Clerk suggested Mr. Kendrick withdraw his motion. Mr. Peek moved that this request be made a "matter of record," seconded by Mr. Kendrick and carried unanimously.

7. REQUEST FROM OKALOOSA COUNCIL OF AGING FOR GRANT IN THE AMOUNT OF \$207.00.

Clerk indicated he had a letter from Mr. Eugene J. Heider, Executive Director of Council of Aging. He also indicated that there were nine people in Cinco Bayou that are involved in this Council of Aging. Attorney Powell read from Town Charter, Section III, General Powers, Expenditures as follows: "The Town shall have the right to expend the money of the town for all municipal purposes." Mr. Smith directed Town Clerk to have Council of Aging Representative meet with the Council at the next "Council as Committee" meeting.

8. INVITATION TO ATTEND COUNTY COMMISSIONERS MEETING. Clerk informed the Council that the Town was invited to attend the regular meeting of the Board of County Commissioners on April 20th at the County Building on 10 First Avenue in Ocean City at 11:00 a.m. Purpose of this meeting, Polyengineering will give a briefing concerning utilization of the surface water supply in the South end of the County.

9. KENNETH CROWDER-BILLING FOR LETTER BY ATTORNEY. Clerk requested Council move to kill billing to Kenneth Crowder in amount of \$25. Mr. Overstreet so moved, seconded by Mr. Peek and carried unanimously.

10. COMPLAINT WITH STATE ATTORNEY-METROPOLITAN LIFE INSURANCE CO.

Clerk informed Council on March 30th he signed the complaint, on behalf of the Town, against Metropolitan Life Insurance Company for failing

10. COMPLAINT WITH STATE ATTORNEY-METROPOLITAN LIFE INSURANCE CO.(CONT)

to comply with our ordinance. Clerk indicated that he talked with State Attorney Steve Porche on April 15, 1976 and Mr. Porche is still investigating and will contact the Town Clerk within the next few days to let Clerk know what action will be taken.

11. LAGUANA PARK. Clerk indicated that going along with Mr. Kendrick recommendations, three months ago, a revetment has been placed around the lift station (base of lift station) facing the water utilizing Disaster Funds. This will prevent the washing away of the embankment during heavy rains. Also Clerk indicated working with the County, clay has been furnished for a parking and driving area and they had put shell at the entrance, addressed the shoulder and planted grass seeds. Clerk will have bids on the chain link fence, which will be placed in the front of the park, at the next regular council meeting.

12. ARTHRITIS FOUNDATION. Clerk informed Council that the Arthritis Foundation had requested permission to recruit volunteers from Cinco Bayou. Clerk indicated that he gave them a verbal OK.

13. MEDIA-EGLIN PARKWAY. Mr. Kendrick indicated that the divided media strips on Eglin Parkway were unsightly. Clerk will write DOT a letter stating that they would like for these media strips to be paved over.

14. WORK ORDER TO PROCEED ON THIRD ADDITION TO SEWER. Mayor Smith has signed this and McDonald Plumbing Company has until the 16th of July to complete the project.

15. OYSTER SHELLS-IRWIN STREET. Mayor requested Clerk order another load of shells for purpose of filling pot holes. Attorney indicated Town was liable, in regards, to people damaging their cars or themselves in pot holes and asked what the problem was about repairing the holes properly.

16. ADJOURNMENT. Meeting adjourned at 9:12 p.m.

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


JAMES O. GODWIN, SR.
Town Clerk

NOTICE TO BOATERS
DO NOT PARK VEHICLES
OR TRAILERS IN THE

NO PARKING OF VEHICLES
OR TRAILERS ON THE
ROADWAY EXCEPT WITHIN
THE DESIGNATED ANGLE
PARKING ZONES. VIOLATORS
SUBJECT TO CITATION AND REMOVAL
~~AT OWNERS EXPENSE~~

~~AT OWNERS EXPENSE~~ AT OWNER'S EXPENSE.

NOTICE TO BOATERS
FIRST FEDERAL PARKING
LOT IS AVAILABLE FOR
PARKING DURING NON-
BUSINESS HOURS

1. Pull bumpers out
2. POSSIBLE ADDITIONAL PAYMENT
3. AFB 3 ZONES for trailers
4. End docking
5. 1-3 SIGNS
 - A. PARKING
 - B. TRASH
6. Draw end sign

