

TOWN OF CINCO BAYOU
REGULAR COUNCIL MEETING
APRIL 15, 1987

Mayor Laginess called the Regular Council Meeting to order at 6:00 PM.

SILENT PRAYER

PLEDGE OF ALLEGIANCE TO THE FLAG

ROLL CALL Present: Mayor Laginess
Councilman Davis
Councilwoman Dumka
Councilman Gage
Councilman Skelly

Absent: Councilwoman Buchanan

Also Present: Attorney McInnis Manager Borchik
Jim Shrine Jeff Prescott
Pat Laginess Abbie Tyner
Adelia Robblee

REGULAR BUSINESS

1. Consent Agenda - Councilwoman Dumka made a motion to approve the Consent Agenda, specifically, agenda items 2, 3, 4 & 5, seconded by Councilman Gage. The motion was unanimously approved.

6. Resolution 87-7 - Say no to Drugs Parade Councilman Skelly made a motion to adopt Resolution 87-7, seconded by Councilwoman Dumka. The motion was unanimously approved.

7. Resolution 87-8 - Billy Bowlegs Parade Councilman Gage made a motion to adopt Resolution 87-8, seconded by Councilman Davis. The motion was unanimously approved.

8. Resolution 87-9 - Banking Resolution Councilwoman Dumka made a motion to adopt Resolution 87-9, seconded by Councilman Skelly. The motion was unanimously approved.

Councilman Davis asked if a provision could be made on the Agenda for an input from each Councilmember. The Mayor agreed to make this change.

Councilman Davis asked the Council to consider placing a curb and sidewalk along the north side of Yacht Club Drive and extending east from Eglin Parkway to the Town limits. This would control and direct the stormwater run-off that has been a problem in the past.

PUBLIC REQUESTS - None

COMMITTEE REPORTS

1. Administrative Committee - No Report
2. Finance & Budget - No Report
3. Comprehensive Plan - Councilman Gage called the Council's attention to the copy of the draft element and asked each to review it prior to the meeting next Wednesday.

CORRESPONDENCE - NoneCLERK'S REPORT

1. The security alarm and fire detection system is installed and working . A letter has been sent to our insurance agent asking for any discounts available now that the system is installed.
2. Construction has begun on Cuco's Restaurant and the Travel Adventures building.
3. A letter has been sent to DOT requesting a current study of the traffic situation for a pedestrian crossing signal at the Eglin Parkway/Yacht Club Drive intersection.

MAYOR'S ANNOUNCEMENTS

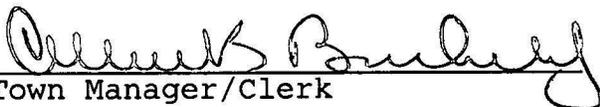
1. Mayor Laginess advised the Council that he had noticed the boat traffic control signs under the Cinco Bayou Bridge were not visable due to the new co9nstruction and he had asked the Manager to have this matter corrected before someone was injured.
2. The Mayor reminded everyone of the Okaloosa LOC dinner next Thursday.
3. Mayor Laginess reminded those present of the Town dinner tomorrow night here in the Town Hall.

There being no further business, the meeting adjourned at 6:18 PM.



Mayor

Attest:



Town Manager/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 Manager/Clerk.

RESOLUTION NO. 87-8

A RESOLUTION OF THE TOWN OF CINCO BAYOU, FLORIDA PURSUANT TO HOUSE BILL 477 OF THE 1986 FLORIDA STATE LEGISLATIVE SESSION REQUIRING A RESOLUTION BY LOCAL GOVERNING AUTHORITIES TO ASSUME RESPONSIBILITY AND LIABILITY FOR STATE ROAD CLOSING BY THE PUBLIC ENTITY; PROVIDING THE EFFECTIVE DATE THEREOF.

WHEREAS, House Bill 477 of the Florida State Legislative Session became effective as law on July 1, 1986, and;

WHEREAS, House Bill 477 requires Public Entities desiring to close a State road for parade or other like purpose to submit a resolution or excerpts of the minutes in which the public entity assumes liability and responsibility for the foreseeable consequences of said closing.

NOW THEREFORE, on a motion duly made, seconded and unanimously approved, the following Resolution is adopted by the Town Council of the Town of Cinco Bayou, Florida.

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CINCO BAYOU, FLORIDA:

That the Town of Cinco Bayou, Florida, hereby expressly assumes responsibility and liability for all foreseeable consequences of the requested State Road closing for the "BILLY BOWLEGS PARADE" scheduled for Monday night, June 8, 1987.

This Resolution shall become effective immediately upon its adoption.

Adopted this 15th day of April, 1987.



Approved:

Charles R. Loginess
Mayor

Attest:

Donald B. Burchfield
Town Manager/Clerk

RESOLUTION NO. 87-7

A RESOLUTION OF THE TOWN OF CINCO BAYOU, FLORIDA PURSUANT TO HOUSE BILL 477 OF THE 1986 FLORIDA STATE LEGISLATIVE SESSION REQUIRING A RESOLUTION BY LOCAL GOVERNING AUTHORITIES TO ASSUME RESPONSIBILITY AND LIABILITY FOR STATE ROAD CLOSING BY THE PUBLIC ENTITY; PROVIDING THE EFFECTIVE DATE THEREOF.

WHEREAS, House Bill 477 of the Florida State Legislative Session became effective as law on July 1, 1986, and;

WHEREAS, House Bill 477 requires Public Entities desiring to close a State road for parade or other like purpose to submit a resolution or excerpts of the minutes in which the public entity assumes liability and responsibility for the foreseeable consequences of said closing.

NOW THEREFORE, on a motion duly made, seconded and unanimously approved, the following Resolution is adopted by the Town Council of the Town of Cinco Bayou, Florida.

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CINCO BAYOU, FLORIDA:

That the Town of Cinco Bayou, Florida, hereby expressly assumes responsibility and liability for all foreseeable consequences of the requested State Road closing for the "SAY NO TO DRUGS" parade scheduled for Saturday, May 9, 1987.

This Resolution shall become effective immediately upon its adoption.

Adopted this 15th day of April, 1987.



Approved:

Charles R. Raynes
Mayor

Attest:

Alvin B. Burchell
Town Manager/Clerk



I certify that at a meeting of the Board of Directors of the Town Council of the Town of Cinco Bayou, Florida, a Municipal Corporation under the laws of Florida, held on April 15, 1987, the following resolutions were adopted, that the resolutions have been entered upon the regular book of this corporation, are in accordance with the By-Laws, have not been modified or amended, and are now in full force and effect

Resolved:

1. That Barnett Bank of Northwest Florida

Florida ("Bank") is hereby designated as a depository of this corporation subject to the rules and regulations set forth in the signature cards of Bank, and any amendments thereto, and that the officers of this corporation or any of them are hereby authorized to open a bank account or accounts with Bank, for and in the name of this corporation, and to deposit with Bank in the account from time to time any and all checks, notes, drafts, bills of exchange, monies, acceptances, orders and other items of any kind.

2. (Designate the number of signatures required and authorized signers by title or by name if untitled.) (Number of signatures required - Check appropriate block)

One Two Three Other

That the following: CHARLES R. LAGINESS, MAYOR, RICHARD K. GAGE, MAYOR PRO TEM and ALBERT S. BORCHIK, JR. TOWN MANAGER/CLERK

are hereby authorized to sign (either by actual or facsimile signature) any and all checks, drafts, notes, acceptances, bills of exchange, orders or other instruments for the withdrawal of any and all monies, credits, items and property at any time held by the Bank for account of this corporation. Bank shall be entitled to honor, and shall not be liable to this corporation for the payment of, all instruments bearing the purported facsimile signatures of officers or agents of this corporation authorized in this resolution, even though the facsimile signatures are actually affixed without authority.

3. That Bank is hereby authorized to pay or cash any instruments payable to or held by this corporation when endorsed as provided herein, and also to receive the same for credit to the account of or in payment from the payee or any other holder (including any officer of this corporation), without inquiry as to the circumstances of issue or endorsement thereof, or the disposition of the proceeds even if drawn, endorsed or payable to cash, bearer or to the individual order of any signing officer or tendered in payment of his individual obligation.

4. (Designate the number of signatures required and authorized signers by title or by name if untitled.) (Number of signatures required - Check appropriate block)

One Two Three Other

That the following: CHARLES R. LAGINESS, MAYOR BY RESOLUTION, ATTESTED BY ALBERT S. BORCHIK, JR., TOWN MANAGER/CLERK

of this corporation are hereby authorized to borrow money and to obtain credit for this corporation from Bank on such terms as may seem to them advisable, and to make and deliver notes, drafts, acceptances, agreements and any other obligations of this corporation therefor, in form satisfactory to Bank, and as security therefor to pledge, withdraw, exchange and substitute any property of this corporation with full authority to endorse or guarantee the same in the name of the corporation, to execute and deliver all instruments and assignments, and to affix the corporate seal, and also to discount any bills receivable or paper of any kind (negotiable or otherwise) with full authority to endorse same in the name of this corporation.

5. That endorsements on behalf of this corporation upon any and all commercial paper of any kind deposited by or on behalf of this corporation with Bank for credit or for collection or otherwise may be made by any one of the foregoing officers, or by rubber stamp.

6. That all prior authorizations in conflict herewith are hereby revoked except as to acts performed prior to the effective date hereof.

7. That all the foregoing authorizations shall continue in full force and effect until revoked or modified by written notice actually received by Bank, setting forth a resolution to that effect stated to have been adopted by the Board of Directors of this corporation and signed by the secretary or assistant secretary of this corporation; and Bank is hereby authorized and directed to at all times rely upon the last notice received by it of any resolutions to the foregoing authorities and as to the persons who from time to time are its officers, and their signatures, when such notice is signed by one purporting to be the secretary or assistant secretary of this corporation.

I further certify that the foregoing resolutions are fully in accord with and pursuant to the By-Laws of this corporation.

I further certify that the following persons, whose genuine signatures appear below, are officers of this corporation in the capacity set opposite their respective signatures, to-wit:

Table with 2 columns: Name (Print or Type) and Official Signature. Rows include Mayor Charles R. Laginess, Mayor Pro Tem Richard K. Gage, and Town Manager/Clerk Albert S. Borchik, Jr.

In witness whereof, I have hereunto subscribed my name and affixed the corporate seal, this 15th day of APRIL, 1987.

Seal of Corporation

Mayor Charles R. Laginess

Town Mgr/Clerk Albert S. Borchik, Jr.