

TOWN OF CINCO BAYOU
REGULAR COUNCIL MEETING
April 20, 1978

Town officials in attendance: Mayor Jim Kendrick, Council members Irene Balsley, Phil Johnston, Harold Peek and Max Usrey; Attorney Rick Powell and Recorder Dee Rouse. Absent: Ralph Perry-out of town.

Also present were: Peggy Roberts representing Playground Daily News, Miller Burt representing Polyengineering, Marj Crawford, Frank Lane, Vera Pritchard, Vernon Swaim, Alvin Rosenberg, Adelia Robblee, Robert Powell, James Sumblin, Mr. & Mrs. Carl Zimmerman, Joe Etheredge, Mr. & Mrs. Edward Hodges, and Audrey Gibson.

Therefore, a quorum being present, Mayor Kendrick opened the meeting with a silent prayer at 7 p.m.

1. MINUTES-REGULAR COUNCIL MEETING-MARCH 16, 1978. Motion by Mr. Peek to accept as printed, seconded by Mrs. Balsley. Motion carried unanimously.
2. FINANCIAL STATEMENT-MARCH 1978. Motion by Mrs. Balsley to approve as presented, seconded by Mr. Peek. Motion carried unanimously.
3. ORDINANCE-FIRST READING-CHANGE ZONING FROM R-1 (RESIDENTIAL) TO C-1 (LIMITED COMMERCIAL)-LOTS 2, 3, 4, 14 & 15, BLOCK 11; AND LOTS 2, 3, 13, 14 & 15, BLOCK 18; AND ALL OF BLOCKS 25 AND 26.

Attorney performed first reading by title only. Motion by Mr. Peek to approve first reading, seconded by Mr. Johnston. In discussion, Clerk informed Council that all Property Owners in all four blocks had been notified of this proposed zoning change, by certified mail, and only one Property Owner, Mrs. Marj Crawford, Lots 18-22, Block 25, had submitted a letter against the zoning change. (Copy attached to record set of minutes). Mayor Kendrick asked Mrs. Crawford if she cared to speak, which she did. Mayor also read Mrs. Crawford's letter to Council and attendants. After additional discussion, the following vote was recorded: Yeas-Mr. Peek, Mr. Johnston, Mrs. Balsley, Mr. Usrey. Mrs. Crawford asked Mayor Kendrick if Mrs. Balsley could vote on this since she is one of the Property Owners in Block 25, he answered she could and that there wasn't a conflict of interest.

4. OPENING OF BIDS-SEAWAY BOAT RAMP. Clerk indicated three sets of prints had been bought by three firms (Kinetic Builders, Inc., Rountree Marine Construction and David Neal Construction Company); but no bids had been turned in. Mr. Burt suggested we either re-advertise or if the Attorney thinks it is proper we could negotiate with a contractor for the work. Mr. Johnston suggested, and Council agreed, that Mr. Burt make contacts on this subject and report at next Council meeting.
5. ENGINEERING FEE. After discussion, Mr. Johnston moved that Polyengineering be paid a monthly retainer of \$100, seconded by Mrs. Balsley. Vote: Yeas-Mr. Johnston, Mrs. Balsley, Mr. Peek. Nays-Mr. Usrey.
6. FRANCIS PARK SEAWALL. Clerk indicated permits had been received. Mr. Johnston moved that Mr. Burt proceed with the final plans for the Seawall, seconded by Mrs. Balsley. Motion carried unanimously.

7. BUILDING PERMIT-BUNGE CORPORATION-LOT 2, BLOCK 20-COMMERCIAL ADDITION TO BUILDING.

Clerk presented a building permit request from Foreman Construction for Bunge Corp., and recommended approval. After discussion on parking spaces, Mr. Peek moved that the permit be granted, providing adequate parking spaces were provided, seconded by Mr. Johnston. Motion carried unanimously. (Clerk's note: Permit granted April 21st, after conferring with Mr. Foreman. Total square footage of both buildings is 3330, which requires twelve (12) parking spaces. Fourteen spaces are scheduled, not counting the current five (5) spaces on Hughes Avenue Side).

8. OKALOOSA COUNTY LEAGUE OF CITIES QUARTERLY MEETING AND DINNER. Clerk informed Council that the Town of Mary Esther will be hosting the OCLOC Quarterly meeting and dinner at the Sheraton-Miramar Inn on April 27 at 6:30 p.m.

9. P-2 - GENERAL PARK DISTRICT. Mayor Kendrick placed before Council a proposal for an additional zoning district. This to be discussed at "Council as Committee" meeting next month. (Clerk's note: Copy attached to record set of minutes).

10. CHURCH'S CHICKEN GREASE TRAP. Mr. Peek questioned if Church's Chicken was furnishing the Town with evidence of their grease trap being pumped. Clerk was directed to check. (Clerk's note: Manager of Church's Chicken was contacted on April 21st. Trap had been pumped on April 19th and a copy of receipt was furnished and placed in Church's file. Manager was requested to inform Town Clerk each time Trap was pumped in the future).

11. COUNTY-INSTALLATION OF SEWER AND WATER LINES THROUGH CINCO BAYOU. After Mr. Burt's request for a letter, Council instructed Attorney to write to the County Commissioners stating that Cinco Bayou agrees to let County utilize the right-of-way in the Town for installation of water and sewer lines. (Clerk's note: Attorney's letter attached).

12. TOWN HALL-CLEANING AND PAINTING OUTSIDE. Mrs. Balsley informed Council she had contacted people to clean and paint outside Town Hall. Council agreed the cost should come out of general maintenance fund.

13. ADJOURNMENT. Meeting adjourned at 8:10 p.m.

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



JAMES O. GODWIN, SR.
Town Manager/Clerk

ATTACHMENTS TO RECORD SET OF MINUTES.

1. Financial Statement.
2. Clipping-PGDN-Notice-Proposed Enactment of Ordinance.
3. Ltr-Sent to Property Owners.
4. Ltr-Property Owner against Zoning Change.
5. Proposal-P-2, General Park District.
6. Ltr-Sent to County Commissioners.

TOWN OF CINCO BAYOU - JOURNAL OF CHECKS WRITTEN - DEPOSITS MADE

March 1978

Check Number	To Whom	Purpose	Date	Amount Of Check	Bank Bal Of Fwd And Deposits	ACCOUNTING CODES
		Bal Fwd	1		5558.31	
27	41 CENTEL	U/F Taxes-Fifth Payment	9	300,00		428
42	Lindsey&Pelham Ins	Wkmm's Comp-Additional	9	107,00		423
43	Lindsey&Pelham Ins	Premium-2/78 - 2/79 Comp Liability & Auto Renewal 2/78-2/79	9	723.98		423
44	Oka W&S Sys	Sewer Trmt-Feb	9	1092.00		405-15
45	Oka W&S Sys	Install Impeller Seaway L/S	9	26.46		403
46	Oka W&S Sys	Install Electrode-LagunaL/S	9	195.28		403
47	Salamander Sec Sys	Patrol - Mar	9	400,00		401-08
48	Oka Gas Dist	Town Hall	9	46.54		405-13
49	Myrna Sibert	GarbageFee-Jan & Feb	9	30.00		405-14
50	Sanitation Svs	GarbageFee-Mar thru Jun 78	9	60,00		405-14
51	Holmes Auto Rpr	Oil&Lube-Truck	9	13.55		403
52	Estergren,FA&P	Ret - Feb	9	100,00		401-01
53	Boyett's	Svs-3/1-4/1/78	9	30.00		401-11
54	J.O.Godwin,Sr.	2Wks-2/28-3/13	14	360,00		427
55	D. Rouse	2Wks-2/28-3/13	14	214,60		427
56	Oka Rd Dept	St & Reg Signs	14	1710,38		413
57	Barnett Bank	P/R Dep-Feb	14	354,80		702
58	CENDEL	Town Hall	14	74.52		405-01
59	City Of FWB	Water-Town Hall	14	6.53		405-03
60	City Of FWB	Water-Seaway	14	6.53		405-04
61	City Of FWB	Water-Laguna	14	6.53		405-04
62	City Of FWB	Water-Francis	14	6.53		405-05
63	Value Oil Co	Gas-Truck-Feb	14	14.50		403
64	Atlas Ext	Svs - Mar	14	7.00		401-10
65	FWB Postmaster	Roll Stamps	14	13,00		414
66	Fla Atlantic Univ	Reg Fee-Clks Conference	14	50,00		422
67	Bahia Mar Hotel	Room Reg-Clks Conf (4 days)	14	100,00		422

March 1978

Check Number	To Whom	Purpose	Date	Amount Of Check	Bank Bal Fwd And Deposits	ACCOUNTING CODES
27 68	Southern Airways	R/T Fare-Clks Conference	14	70.00		422
---	---	See Dep-77/78-15	10		1704.00	
69	Oka Leg Of Cities	Dues&Assessments	20	60.00		412
70	CENTEL	Loop Lift Sta	20	24.15		405-02
71	Gulf Power Co	Town Hall	20	48.90		405-07
72	Gulf Power Co	Traffic Light	20	22.00		405-08
73	Gulf Power Co	L/S-Laguna	20	13.05		405-10
74	Gulf Power Co	L/S-Kelly	20	6.37		405-10
75	Gulf Power Co	Pump-Laguna	20	3.62		405-11
76	Gulf Power Co	Pump-Leyenda	20	3.62		405-12
77	Long Ins Agency	Notary Renewal	23	35.00		412
---	---	See Dep-77/78-16	24		2058.85	
78	Gulf Power Co	Street Lights	28	228.41		405-09
79	Oka Gas Dist	Town Hall	28	28.04		405-13
80	J.O.Godwin, Sr.	2Wks-3/14-3/27	28	360.00		427
81	D. Rouse	2Wks-3/14-3/27	28	214.60		427
82	A. Davis	2Wks-3/14-3/27	28	114.00		427
83	D. Rouse	Petty Cash	28	25.00		603
84	BMS	Actg - Mar	31	55.00		401-04
85	Estergren,FA&P	Ret - Mar	31	100.00		401-01
---	---	See Dep-77/78-17	31		2172.95	
	INT Barnett Bank	On Sav's Acct	31		214.67*	
	Total (Cks Wr)			7461.49	6150.47	(Income for March)
	Bal Fwd 1 Mar 78				5558.31	
	Total Funds Available				11708.78	
	*Int Credit to Sav's Acct				-214.67	
	Checks Written				-7461.49	
	Cash O/H In Bank			31	4032.62	
	Petty Cash Fund			31	13.94	
	Cash In Bank & P/C			31	4046.56	
	CD's			31	100000.00	
	Sav Acct 1 Mar 78			20000.00		
	*CM Int to Earned			214.67		
	TOTAL SAVINGS			31		20214.67
	TOTAL FUNDS AVAILABLE			31		124261.23

TRUE AND CORRECT TO BEST OF MY ACKNOWLEDGE.

James O. Godwin, Sr.
 JAMES O. GODWIN, SR.
 Town Manager/Clerk

**NOTICE OF PROPOSED ENACTMENT OF
ORDINANCE**

The Town Council of the Town of Cinco Bayou, Florida, proposes to enact an ordinance amending Section 3 of Appendix A of the Cinco Bayou Code of Ordinances, to change Lots 2, 3, 4, 14 and 15 of Block 11, Lots 2, 3, 13, 14 and 15 of Block 18, and the entire Blocks 25 and 26, Cinco Bayou Subdivision from its present R-1 (Multiple Family Dwelling) zoning designation to C-1 (Limited Commercial) zoning designation. Such ordinance may be inspected by the public at the Town Hall of Cinco Bayou, Florida, and it is proposed that the ordinance shall be considered for first reading by the Town Council of Cinco Bayou, Florida, at their regular council meeting to be held at 7:00 o'clock P.M. on April 20, 1978, at the Town Hall and for second reading and enactment by the Town Council at their regular council meeting to be held at 7:00 o'clock P.M. on May 18, 1978, at the Town Hall of the Town of Cinco Bayou, Florida, at which times interested parties may appear at the meetings and be heard with respect to the proposed ordinance.

JAMES O. GODWIN, SR.

TOWN CLERK

5331 April 13, 1978

TOWN OF CINCO BAYOU

KELLY AVE.

P.O. DRAWER 1710 · CINCO BAYOU
FORT WALTON BEACH, FLORIDA 32548
904-244-2712 244-2012

March 27, 1978

Mayor
JIM KENDRICK, III

Mayor Pro-Tem:
IRENE BALSLEY

Council Members:
PHIL JOINSTON
WILL OVERSTREET
HAROLD PEEK
MAX USREY

Town Manager/Clerk:
JAMES O. GODWIN, SR.

Town Attorney:
RICK POWELL

RE: Notice of Zoning Change

Dear

The Town of Cinco Bayou, Florida, proposes to rezone Lots 2, 3, 4, 14 and 15 of Block 11, and Lots 2, 3, 13, 14 and 15 of Block 18, and all of Blocks 25 and 26; Cinco Bayou Subdivision, according to the plat thereof recorded in Official Records Book 1, at Page 27A of the County of Okaloosa, Florida.

An ordinance has been proposed by the Town Council of Cinco Bayou, Florida, that, if adopted, would rezone the above listed Lots and Blocks from the current zoning classification of R-1 (Residential) to C-1 (Limited Commercial).

Pursuant to Florida Statutes, Section 166.041 (3) (d) 2.c., you are hereby notified, as an owner of property within the area proposed for the zoning change, that public hearings on the proposed ordinance will be held on April 20, 1978, at 7:00 p.m., and on May 18, 1978, at 7:00 p.m. Both such hearings will be held at the Cinco Bayou Town Hall, Kelly Avenue, Cinco Bayou, Florida.

Should you desire to inspect the proposed ordinance or the Town's zoning ordinances, you may do so at the Town Hall during regular business hours.

Very truly yours,

JAMES O. GODWIN, SR.
Town Manager/Clerk

JOG/idr

4-14-78

CINCO TOWN COUNCIL

Rezoning = R-1 to C-1.

Block 25 LOTS 18, 19, 20, 21, 22 -

This is my homestead while I
am a wanderer here on God's good
Earth.

A residential area is to be
enjoyed,

Therefore I must object to the
change from R-1 to C-1 - of the
property I pay tax on.

Thank you

17 W. W. Crawford
205 Opp Blvd. Cinco Bayou

P-2. General Park Districts

(2) Uses permitted: Within any P-2 General Park District, no building, structure, land or water shall be used except for one (1) or more of the following for public uses:

- (1) Public Rest Rooms and Lounges ^{Facilities}
- (2) Storage and Maintenance
- (3) Picnic Shelters
- (4) Boat Ramps
- (5) Dock or Wharves, excluding all Marinas, boat-lifts, storage of gasoline and any other inflammable material.

TOWN OF CINCO BAYOU

KELLY AVE.

P.O. DRAWER 1710 - CINCO BAYOU
FORT WALTON BEACH, FLORIDA 32548
904-244-2712 244-2012

Mayor:
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IRENE BALSLEY

Council Members:
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WILL OVERSTREET
HAROLD PEEK
MAX USREY

Town Manager/Clerk:
JAMES O. GODWIN, SR.

Town Attorney:
RICK POWELL

April 21, 1978

Board of County Commissioners
Okaloosa County
Okaloosa County Sewer & Water System
10 1st Avenue (O. C.)
Ft. Walton Beach, FL 32548

Re: Okaloosa County Sewer and Water Line in Cinco Bayou,
Florida

Gentlemen:

The Town Council of the Town of Cinco Bayou has instructed me to notify you that with regard to the 208 Study Agreement between the Town and the County, the Okaloosa County Sewer and Water System is authorized to construct and lay all necessary force mains and lines over any and all publicly owned rights-of-way.

Very truly yours,

RICHARD H. POWELL
Town Attorney

RHP:pb