

**TOWN OF CINCO BAYOU
REGULAR COUNCIL MEETING MINUTES
13 May 1999**

Mayor Drabczuk called the regular Town Council Meeting to order at 6:00 PM. Following a silent prayer and the Pledge of Allegiance to the Flag, roll call was taken.

Present: Mayor Drabczuk
Councilwoman Carroll
Councilman Kendrick
Councilman Payne
Councilman Skelly

Absent: Councilman Williams

ALSO PRESENT: Town Manager Turner, Attorney Jeff McInnis, Secretary Payne, Kim Payne, Jerry Carroll, Rory Cassidy, Bragg Farmer, Attorney Lori Ward, Eli Skelly, Betty Horvath and Mickey Lane Hawkins.

1. Council approval of Agenda - Councilman Payne made a motion to approve the Agenda, seconded by Councilman Kendrick. The motion passed with a unanimous vote.

2. Consent Agenda -

- A. Minutes, Council Meeting of 11 March, 1999
- B. Status of Funds, March 1999

Councilman Payne made a motion to approve the consent agenda, with a second by Councilman Kendrick. The motion passed with a unanimous vote.

3. Action Items

A. Review of Solid Waste Disposal options and selection of a provider of services - Manager Turner presented the options from each provider to the Council. Ft. Walton Beach would be a total of \$19.47 per month with them doing everything, Gulf Coast cost as bid would be \$12.90 per month with Cinco Bayou doing the billing and Waste Management cost would be \$14.58 per month with Cinco Bayou doing the billing. There were representatives from Gulf Coast and Waste Management to discuss their proposals and answer questions. After Council discussion Councilman Payne made a motion to have Manager Turner renegotiate pricing and level of service with Gulf Coast and Waste Management, seconded by Councilman Kendrick. Town Manager Turner advised the Council that on the advice of Counsel, staff recommended that the Council select a vendor of choice and authorize the Manager to negotiate a satisfactory contract with that vendor regarding pricing and quality and conditions of service, including thresholds as specified by the Council. The vote on the motion was 2-2 with Councilman Payne and Councilwoman Carroll voting "yes" and Councilman Kendrick and Councilman Skelly voting "No". Mayor Drabczuk did not vote yes. The motion failed for lack of a majority vote for approval. After more Council discussion of price versus quality of service, Councilman

Kendrick made a motion to have Manager Turner negotiate with Gulf Coast to reach a contract agreement, seconded by Councilwoman Carroll. After a discussion regarding satisfaction with quality of service from our present provider, the motion resulted in a tie vote (2-2) with Councilman Kendrick and Councilwoman Carroll voting "yes" and Councilman Payne and Councilman Skelly voting "No". Mayor Drabczuk did not vote "yes". The motion failed for lack of a majority vote for approval. After additional Council discussion Councilman Skelly made a motion to select Waste Management as our provider based on past satisfactory performance with the following stipulation's: That the Town Manager would negotiate : 1. A ceiling of \$13.00 per month and 2. That the proposed contract would spell out that Waste Management will honor the Inter-local agreement the Town has with the Okaloosa County. The motion was seconded by Councilman Payne. Vote on the motion tied 2-2 Councilman Payne and Skelly voting "yes" and Councilman Kendrick and Councilwoman Carroll voting "No" Mayor Drabczuk voted "yes". The motion passed..

B. Review of financing options for Solid Waste Disposal with public comments and determination of method of finance. - Manager Turner presented the options to the Council, and after Council discussion, Councilman Skelly made a motion to table this issue until they hear back from Ft. Walton Beach's desion concerning putting billing on the water bill, seconded by Councilman Payne. Vote on the motion resulted in a tie with Councilwoman Carroll and Councilman Kendrick voting "No" and Councilman Payne and Councilman Skelly voting "yes". Mayor Drabczuk broke the tie by voting "yes". The motion passed.

4. Engineering Report - Engineer Griswold sent his regrets for not attending the meeting. Manager Turner read a memo from him expressing his opinion concerning the Laguna Landing request to eliminate the commercial building and provide more parking spaces. Manager Turner, Engineer Griswold and Attorney Jeff McInnis will meet to consider the request when it is properly submitted as a minor project.

5. Attorney Report - No Report

6. Beautification Committee Report - Ms Eli Skelly and Ms Betty Horvath members of the committee reported that the businesses along Eglin Parkway had not expressed an interest in doing any planting of any kind in front of their businesses. Mrs. Skelly sited several area's in Town that needed some improvement. She also suggested using some money for some planting by K-Mart. Mayor Drabczuk reminded the Tree Committee that they needed to have a plan and present it at the next meeting.

7.. Town Manager's Report-

A. Suggested having a City Manager's breakfast beginning in July, 1999. And announced that without objection he would proceed with that project.

8. Public Request - None

9. Councilmember Reports/Comments

A. Councilman Payne

1. Did not attend the Okaloosa League of Cities luncheon due to illness. Manager Turner attended and took notes for him.
2. Reminded everyone that he retired from Incredible Edibles Catering when he became a Councilmember so there should not be a conflict of interest.
3. Suggested Manager Turner keep list of agenda items that have been tabled and present that list with the Agenda Package before each monthly meeting.
4. Reminded everyone of the Panhandle League of Cities dinner in Panama City on June 4, 1999.
5. Invited everyone to attend the Memorial Service to be held at Beal Parkway Cemetery for the Memorial Day Ceremony on May 31, 1999.

At this time Councilman Payne made a motion to move the monthly Pot Luck Supper back to the Tuesday after the second Thursday of each month, seconded by Councilwoman Carroll. The motion passed 3-1 with Councilwoman Carroll, Councilman Kendrick and Payne voting "yes" and Councilman Skelly voting "No".

B. Councilwoman Carroll

1. Asked that the record show that this sitting Council did not set the precedent for the Church sign when the Ready Bank Sign was approved by a previous Council.
2. Said the Web site on the internet was very informative. And thanked Mr. Turner for putting the bulletin board on it.
3. Will not be here for the June Meeting.

C. Councilman Kendrick

1. Inquired on the Laguna Landing project progress.
2. Asked that the Lot on Eglin Parkway be cleaned again. Town Manager Turner said he would contact the owners again..

D. Councilman Skelly

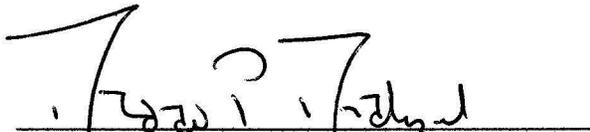
1. Thanked the Beautification Committee for a job well done.
2. Suggested putting line items in the next budget for the Sheriff's Dept. Also a line item for the revenue coming in for the citation issued from the Sheriff's Dept. Manager Turner said there is already a line item for the citation revenue.

8. Correspondence -

- A. Change request from Laguna Landing - Request addressed in Engineer Report.
- B. Beautification Committee Minutes from meeting of April 28, 1999 - No Action

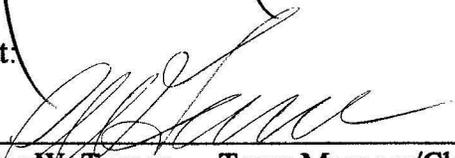
10. Mayor's comments/Announcements- Reminded everyone of the Town Potluck Dinner on Thursday, May 20, 1999. Starting in June the Potluck will be the Tuesday after the Second Thursday of every month.

13. Adjournment - There being no further business, the meeting was adjourned at 7:50



Randall P. Drabczuk Mayor

Attest:



Charles W. Turner Town Manager/Clerk

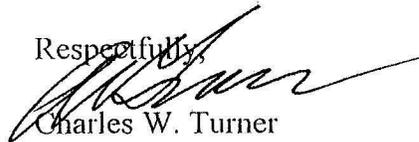
display of any other graphics or symbols that move in any manner whatsoever during the pause period; or

c. A fixed single message with no ghosting, twinkling, flashing or movement in the message area in any manner whatsoever.

There shall be no other text, borders or graphics appearing in the message area of the reader board portion on the sign, except for those expressly set forth above. These permit conditions shall remain in full force and the effect during the entire time that the sign for which this permit is granted shall remain in place on the property of the sign permit applicant. Should a less restrictive sign ordinance be adopted subsequent to the issuance of this permit, then the sign herein permitted shall only be required to comply with the subsequently adopted, less restrictive ordinance. Any violation of these covenants shall be considered a violation of the sign ordinance and other applicable ordinances of the Town and shall be enforced in accordance with the Codes of the Town of Cinco Bayou.

This letter signed and delivered this 13th day of April 1999.

Respectfully,



Charles W. Turner
Town Manager/Clerk of



TOWN OF CINCO BAYOU

10 YACHT CLUB DRIVE
CINCO BAYOU, FLORIDA 32548-4436
850-244-2712
FAX 850-244-9188 E-MAIL CINCO CITY @AOL.COM

Dr. Mickey Lane Hawkins
Cinco Baptist Church
26 Yacht Club Drive
Cinco Bayou, Florida 32548

April 13, 1999

Dear Sir:

Your request for a sign on church property at Sea Way and Yacht Club dated October 21, 1998, as modified by subsequent correspondence and according to certain sign permit conditions set forth below has been approved by the Town Council on April 8, 1999. The site plan and landscaping plan submitted to the Town Council on April 8, 1999, is considered satisfactory and completion of the project shall be in accordance with those plans.

This letter will serve as your permit from the Town of Cinco Bayou for the completion of this project. This permit will in no way exempt you from the required permits for electrical, etc. from Okaloosa County.

In addition to all other requirements of the Sign Ordinance, this permit is granted expressly upon the following sign operating conditions:

1. That there shall be only three permissible operating functions for the electronic reader board portion of the sign as follows:
 - a. A fade-in/fade-out method of display subject to the following limitations: (i) the sign message shall have a minimum display time of eight(8) seconds for each single frame call of the message; (ii) during each single frame of the message, there shall be no ghosting, twinkling, flashing in the message area nor the display of any other graphics or symbols that move during the minimum frame display time in any manner whatsoever; or closely
 - b. A crawling message subject to the following limitations:
 - (i) The maximum number of words for the total message to be crawled across the sign shall be limited to no more than thirty (30) words which shall crawl at a minimum pace of ten (10) seconds for the entire message; (ii) during the rate of crawl, there shall be no ghosting, twinkling or flashing in the message area nor the display of any other graphics or symbols other than the words in the message; (iii) between each crawled message, there shall they a ten (10) second pause during which time a single fixed frame message may be displayed on the sign but, during such display, there shall be no ghosting, twinkling, or flashing in the message area nor the

Mayor:

RANDALL P. DRABCZUK
Mayor Pro-Tempore:
SARA H. CARROLL

Council Members:

JIM KENDRICK
V. E. "Dutch" PAYNE
JOSEPH P. SKELLY
GLEN WILLIAMS
Town Manager/Clerk:
CHARLES W. TURNER
Town Attorney:
C. JEFFREY McINNIS
Town Engineer:
RICHARD GRISWOLD