



June 25, 1997

Mayor Randy Drabczuk  
Town of Cinco Bayou  
10 Yacht Club Dr  
Ft Walton Beach, FL 32548

Dear Mayor Drabczuk:

I hereby resign the position of Town Manager for the Town of Cinco Bayou.

I respectfully request that you waive the 30 day notification period. Personal and health reasons prompt this resignation.

You and the Town have my sincere wishes for a bright future.

Very truly yours,

A handwritten signature in black ink, appearing to read "Elvin Bell", written in a cursive style.

Elvin Bell

# FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Payne Virgil E.		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Council Cinco Bayou	
MAILING ADDRESS 104 Opp Blvd Okaloosa		THE BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY Ft Walton Beach (Cinco Bayou)	COUNTY	CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY <input checked="" type="checkbox"/> TOWN	
DATE ON WHICH VOTE OCCURRED 01 July 1997		NAME OF POLITICAL SUBDIVISION:	
		MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE	

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## WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes. The requirements of this law are mandatory; although the use of this particular form is not required by law, you are encouraged to use it in making the disclosure required by law.

Your responsibilities under the law when faced with a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

## INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

### ELECTED OFFICERS:

A person holding elective county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his special private gain. Each local officer also is prohibited from knowingly voting on a measure which inures to the special gain of a principal (other than a government agency) by whom he is retained.

In either case, you should disclose the conflict:

**PRIOR TO THE VOTE BEING TAKEN** by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

**WITHIN 15 DAYS AFTER THE VOTE OCCURS** by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

### APPOINTED OFFICERS:

A person holding appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his special private gain. Each local officer also is prohibited from knowingly voting on a measure which inures to the special gain of a principal (other than a government agency) by whom he is retained.

A person holding an appointive local office otherwise may participate in a matter in which he has a conflict of interest, but must disclose the nature of the conflict before making any attempt to influence the decision by oral or written communication, whether made by the officer or at his direction.

### IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You should complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes.
- A copy of the form should be provided immediately to the other members of the agency.
- The form should be read publicly at the meeting prior to consideration of the matter in which you have a conflict of interest.

**IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:**

- You should disclose orally the nature of your conflict in the measure before participating.
- You should complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

**DISCLOSURE OF LOCAL OFFICER'S INTEREST**

I, Virgil E. "Dutch" Payne, hereby disclose that on 01 July, 1997:

(a)  A measure came or will come before my agency which (check one)

inured to my special private gain; or

inured to the special gain of \_\_\_\_\_, by whom I am retained.

(b) The measure before my agency and the nature of my interest in the measure is as follows:

THE TOWN COUNCIL OF THE TOWN OF CINCO BAYOU, FLORIDA WAS CALLED TO A SPECIAL LEGISLATIVE MEETING ON 01 JULY 1997 AT 12:00 NOON.

THE PURPOSE OF THE MEETING WAS ACTION TO BE TAKEN ON A LETTER OF RESIGNATION BY THEN TOWN MANAGER ELVIN C BELL THE RESIGNATION WAS ACCEPTED BY THE COUNCIL AND DISCUSSION WAS OPEN TO OBTAINING AN INTERIM MANAGER COUNCILMAN JIM KENDRICKS PROPOSED CONTACTING MR. ALBERT BORCHIK, FORMER TOWN MANAGER TO MR. BELL. BEING THAT MR. BORCHIK IS MY FATHER-IN-LAW I WITHDREW FROM DISCUSSION AT THIS TIME AND ABSTAINED FROM VOTING WHEN THE COUNCIL WAS POLLED.

10 July 1997  
Date Filed

Virgil E. "Dutch" Payne  
Signature

**NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317 (1985), A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$5,000.**