

TOWN OF CINCO BAYOU
REGULAR COUNCIL MEETING
SEPTEMBER 13, 1988

Mayor Laginess called the Regular Council Meeting to order at 6:05 PM.

SILENT PRAYER

PLEDGE OF ALLEGIANCE TO THE FLAG

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

Also Present: Attorney McInnis Manager Borchik
Secretary Kelley

Public Hearing - Ordinance No. 130 - First reading of an ordinance adopting the Ad Valorem Tax Millage rate. Attorney McInnis read Ordinance No. 130 by title only. Councilman Davis made a motion to accept the first reading of Ordinance No. 130, seconded by Councilwoman Buchanan. The motion was unanimously approved.

Public Hearing - Resolution 88-16 - First reading of a resolution adopting the General Operating Budget for the Town of Cinco Bayou, Florida, for the fiscal year ending September 30, 1989. Attorney McInnis read Resolution 88-16 by title only. Councilman Gage made a motion to accept the first reading of Resolution 88-16, seconded by Councilwoman Buchanan. The motion was unanimously approved.

REGULAR BUSINESS

Consent Agenda - Councilwoman Buchanan made a motion to adopt the Consent Agenda, specifically items 1, 2, 3, 4 and 5, seconded by Councilman Gage. The motion was unanimously approved.

- *1. Minutes - August 2 & August 9, 1988.
- *2. Financial Report - August 1988
- *3. Ocean City/Wright Fire Protection Contract
- *4. Florida League of Cities Membership
- *5. Resolution 88-17 - Election Clerk & Inspectors

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COUNCILMEMBERS REPORTS/COMMENTS

1. Councilman Gage stated that he was working on obtaining architectural proposals as soon as possible.

PUBLIC REQUESTS WILL BE HEARD AT THIS TIME - None

COMMITTEE REPORTS

1. Administrative Committee - No Report
2. Finance & Budget Committee - No Report
3. Comprehensive Plan Committee - Councilman Gage indicated that he had reviewed the Housing Element and was not satisfied with the document. He requested the Town Manager contact Mr. Brock, BDC, and invite him to meet with the Council to discuss the three remaining elements.

CORRESPONDENCE - None

TOWN MANAGER'S REPORT

1. The Town Manager advised the Council that there has been no contact from the Laguna Landing Partners as promised and attempts to contact them have been without success.
2. The Council was reminded that due to the Town Election and primary election run-off on October 4, 1988, the Town Hall would be closed and the next Town Council meeting held on Wednesday, October 5, 1988.

MAYOR'S ANNOUNCEMENTS Mayor Laginess reminded the Council of the League of Cities Dinner to be hosted by Crestview on September 22.

At this point, the discussion returned to the Laguna Landing project.

The meeting adjourned at 6:50 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.

ORDINANCE NO. 130

AN ORDINANCE AMENDING SECTION 14-1 OF THE CODE OF ORDINANCES OF THE TOWN OF CINCO BAYOU, FLORIDA, WITH REFERENCE TO THE ESTABLISHMENT OF AD VALOREM TAXES; PROVIDING FOR AN AD VALOREM TAX MILLAGE RATE OF 2.716 MILLS UPON REAL AND TANGIBLE PERSONAL PROPERTY LOCATED IN THE TOWN OF CINCO BAYOU, FLORIDA, ON JANUARY 1, 1987; REPEALING ORDINANCES INCONSISTENT WITH SAID ORDINANCE; SEVERING INVALID PORTIONS OF SAID ORDINANCE; PRESCRIBING AN EFFECTIVE DATE THEREOF.

WHEREAS, the Mayor and the Town Council of the Town of Cinco Bayou, Florida, after careful preparation and review of the proposed Operating Budget for the fiscal year ending September 30, 1989 and after conducting public hearings properly advertised, desire to establish the ad valorem tax millage rate for real and tangible personal property located in the Town of Cinco Bayou on January 1, 1988.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CINCO BAYOU, FLORIDA, THAT:

SECTION 1. That Section 14-1 "Ad Valorem Taxes Established" of the Code of Ordinances, Town of Cinco Bayou, Florida is hereby amended to read as follows:

"There is hereby levied upon all real and tangible personal property located in the Town of Cinco Bayou, Florida, on January 1, 1988, an ad valorem tax of 2.716 mills on each dollar of assessed value of such property."

SECTION 2. SEVERABILITY. If any word, sentence, phrase, clause, section or portion of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion of words shall be deemed a separate and independent provision and such holding shall not effect the validity of the remaining portion thereof.

SECTION 3. REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS. All ordinances and resolutions of the governing body in conflict herewith are hereby repealed.

SECTION 4. EFFECTIVE DATE. This ordinance shall become effective immediately upon its final passage and adoption.

Adopted this ____ day of September, 1988.

Approved:

Mayor

Attest:

Town Manager/Clerk

RESOLUTION 88-16

A RESOLUTION OF THE TOWN OF CINCO BAYOU, FLORIDA, ADOPTING THE GENERAL OPERATING BUDGET FOR THE TOWN OF CINCO BAYOU, FLORIDA, FOR THE FISCAL YEAR OCTOBER 1, 1988 THROUGH SEPTEMBER 30, 1989.

WHEREAS, the Town Council of the Town of Cinco Bayou, Florida, adopted the tentative Operating Budget on September 7, 1988; and,

WHEREAS, the Town Council of the Town of Cinco Bayou, Florida, has adopted Ordinance No. 130 setting the Ad Valorem Tax Millage Rate upon all real and tangible personal property located in the Town of Cinco Bayou, Florida on January 1, 1988.

NOW, THEREFORE, be it resolved that the proposed General Operating Budget (\$155,245.00) for the fiscal year ending September 30, 1989 is hereby adopted by unanimous decision of the Town Council of the Town of Cinco Bayou, Florida, without objection, at a public hearing held after due notice of the same. This resolution shall take effect immediately upon its passage and approval by the Mayor.

Adopted this ____ day of September, 1988.

Approved:

Mayor

Attest: ,

Town Manager/Clerk

RESOLUTION 88-17

A RESOLUTION OF THE TOWN OF CINCO BAYOU, FLORIDA, DESIGNATING THE CLERK, INSPECTORS AND BAILIFF FOR THE TOWN ELECTION TO BE HELD ON TUESDAY, OCTOBER 4, 1988.

WHEREAS, Section 2-19 of the Town of Cinco Bayou Code of Ordinances requires the Town Council to designate individuals, not candidates, to act as Clerk, Inspectors and Bailiff for the Town Election; and

WHEREAS, the annual election to fill the municipal office of three (3) Town Council Members will be held on Tuesday, October 4, 1988.

NOW, THEREFORE, be it resolved by the Town Council of the Town of Cinco Bayou, Florida:

That ABBIE TYNER is designated Clerk, IRENE BALSLEY and ADELIA ROBBLEE are designated Inspectors and KEN INOUYE is designated Bailiff for this election for the purpose of conducting the election, to canvas the returns and to certify the results of such election to the Town Clerk immediately upon the conclusion of the voting.

ADOPTED this 13th day of September, 1988

Approved:

Mayor

Attest:

Town Manager/Clerk