

TOWN OF CINCO BAYOU
TOWN COUNCIL MEETING
OCTOBER 1, 1991

Mayor Pro Tem Gage called the Town Council Meeting to order at 6:28pm. (This meeting immediately followed the Local Planning Agency meeting)

ROLL CALL Present: Mayor Pro Tem Gage
Councilwoman Balsley
Councilman Broxson
Councilman Kendrick
Councilman Skelly

Absent: Mayor Laginess

Also Present: Attorney McInnis Manager Borchik R. Sneed
Engineer King Secretary Kelley G. Keith

PUBLIC HEARING

1. Resolution 91-6 - A Resolution of the Town of Cinco Bayou in support of Florida City Government Week, October 7-11, 1991.

Attorney McInnis read Resolution No. 91-6 by title only. Councilman Kendrick made a motion to adopt Resolution 91-6, seconded by Councilwoman Balsley. The motion was unanimously approved.

2. Resolution 91-7 - A Resolution of the Town of Cinco Bayou declaring the candidate for the Office of Mayor and the Candidates for the Office of Councilman to be elected and thereby canceling the Town General Election previously scheduled for October 8, 1991. Attorney McInnis read Resolution by title only. Councilman Skelly made a motion to adopt Resolution 91-7, seconded by Councilman Kendrick. The motion was unanimously approved.

3. Proclamation - Red Ribbon Week. Councilman Skelly made a motion to adopt the Red Ribbon Week Proclamation, seconded by Councilman Broxson. The motion was unanimously approved.

REGULAR BUSINESS

1. Minutes - September 5, 1991 and September 24, 1991. Mayor Pro Tem Gage asked if there were any corrections or additions to the minutes - there were none and the minutes for the September 5 and September 12, 1991 Town Council meetings will stand as presented.

2. Financial Report - September, 1991. Only the list of checks and deposits was presented. The September Financial Report will be prepared upon the determination of receivables and payables for the FYE 1991.

3. Building Permit, Serigraphia Building Addition - Councilman Broxson made a motion that the Town authorize the Okaloosa County Building Inspection Department to issue the necessary permits for the construction of a building addition for Serigraphia at 223 Troy Street, Cinco Bayou, seconded by Councilwoman Balsley. The motion was unanimously approved.

4. Town Hall Use Insurance - The Town Manager presented the League of Cities insurance proposal and recommendation for insurance coverage for the use of the Town Hall. Following a short discussion, Councilman Skelly made a motion to purchase a \$500,000 insurance policy for \$750.00, seconded by Councilman Broxson. Councilman Kendrick asked that all revenues and expenses concerned with the leasing of the Town Hall be kept separately. The motion was unanimously approved. Attorney McInnis suggested that a motion was in order to direct the Town Manager to revise the rules for the use of the building along with a fee revision to include the insurance charge. Councilman Skelly made a motion authorize the Town Manager to revise the rules for the use of the Town hall to include the insurance limitations and to adjust the user fees to include the insurance charge and to allow use of the Town Hall as previously stated, seconded by Councilman Kendrick. The motion was unanimously approved.

5. Teacher's Handbook Purchase. Mayor Pro Tem Gage explained the Florida League of Cities and Florida State University agreement to enhance the study of local government. Present texts are inadequate. It has been determined that in Okaloosa County, the local government program will be taught in the middle schools. Councilman Gage proposed that two teacher's handbooks, \$45.00 each, be purchased by the Town and presented to Choctawhatchee and Ft Walton Beach High Schools. Councilman Broxson made a motion to purchase two teacher's handbooks, seconded by Councilman Skelly. The motion was unanimously approved.

6. Florida Legislature Mini-Session, November 7 & 8, 1991. Councilman Gage explained the importance of this session and requested Council approval to support and fund his attendance. Councilman Skelly made a motion to send Councilman Gage to the Florida Legislature Mini-Session, seconded by Councilman Broxson. The motion was unanimously approved.

COUNCILMEMBERS REPORTS/COMMENTS:

Councilman Skelly:

a. In recognizing the death of former Councilman Davis, Councilman Skelly suggested that the Council consider a memorial to Councilman Davis' memory, like naming a street in his honor, etc. He also noted that it was Mr. Davis' idea to build the new Town Hall here in Leyenda Park. No decision was made at this time.

b. He noted that he had not received any copies of the Code Enforcement Board meetings. The Town Manager advised that there had not been a meeting of the CEB since this requirement had been established.

c. Indicated pleasure in the manner in which the Council supported the Landscape Ordinance requirements during the discussions on the Serigraphia development.

Councilwoman Balsley: Agreed with Councilman Skelly that something should be done in memory of Mr. Davis and made a motion that the Town contribute \$25.00 to the Heart Association in Mr Davis' name, seconded by Councilman Skelly. The motion was unanimously approved.

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 - No Report

CORRESPONDENCE

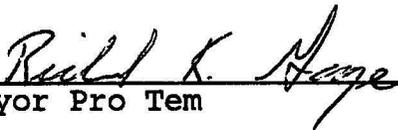
1. Letter of Resignation, Mr Olsen - No action required.
2. Letter, Supervisor of Elections - A special workshop to work on the Supervisor of Election's proposal was scheduled for 5:30 PM, November 5, 1991.(Immediately prior to the November Council meeting)
3. Letter, Department of Natural Resources - No action required.
4. Letter, Panhandle League of Cities. Announces the meeting on October 29. Need reservations by October 22.
5. Letter, Disabled American Veterans. Councilman Skelly will place the wreath during the ceremony at Beal Cemetery on November 11, 1991.

ENGINEER'S REPORT - Mr King explained his reasoning for taking the engineering job for the Serigraphia project. He indicated that he believed that his knowledge of the Town's requirements for the building and landscaping saved both the Town, the Owner and the Developer time and money in the design and presentation of this project. He expressed support for the Council decision to review the Code, Comprehensive Plan and Land Development Code to eliminate existing conflicts in their requirements for such activities as landscaping, drainage, lot coverage, etc. He planned to attend the first workshop to be held on October 17.

TOWN MANAGER'S REPORT - The Town Manager discussed the requirement for the Post Disaster Redevelopment Plan and indicated that a model plan had been received from DCA. He will review the model plan requirements and make a short presentation at next month's meeting.

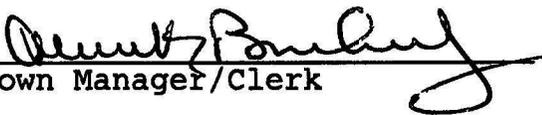
MAYOR'S ANNOUNCEMENTS - Mayor Pro Tem Gage reminded everyone that the 7th Annual Chili Cook will be held on Tuesday, October 15th.

There being no further business, the meeting was adjourned at 7:27 PM.



Mayor Pro Tem

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.

RECEIVED
9/26/91 ASB

P.O. Box 281
Ft. Walton Beach, FL 32549
September 26, 1991

Town of Cinco Bayou
10 Yacht Club Drive (Cinco Bayou)
Ft. Walton Beach, FL 32548

To Whom It May Concern:

Please accept my resignation, effective immediately. I sincerely regret being unable to provide the customary two-week notice, but circumstances prevent me from doing so.

The reasons for my resignation are twofold. First of all, I have chronic health problems which are aggravated by my duties at work. Secondly, other opportunities present themselves at this time and I feel it would be to my benefit to pursue them.

I would like to express my appreciation to the Mayor, Town Council, and Town Manager for the opportunity to have served the Town of Cinco Bayou for the past three years. My best wishes to all of you.

Sincerely,

Timothy M. Olsen

Timothy M. Olsen

TH/clo



Patricia M. Hollarn
Okaloosa County Supervisor of Elections

9/24/91

September 20, 1991

TO: *Chuck Laguard, Mayor*

FROM: *Pat* Pat Hollarn, Supervisor of Elections

RE: Uniform Municipal Election Day

As I promised you, I have been working on the drafting of a special act to be submitted to our legislative delegation concerning the uniform municipal election day. While you, the members of seven municipal councils in the county, have approved the concept by resolution or motion, I feel that it is very important that you have a copy of this draft, so that any problems can be resolved before we go any further.

In the work that I have done so far, I have discovered one problem that I would like to work out first-hand with you. If at all possible, it might be best if we could meet in a workshop session before your regularly scheduled (and often very full) council meeting, to come to a full understanding of the situation. It can then be addressed more efficiently at your regular meeting. (This workshop would be publicly advertised as required.) As you have the material beforehand to read and formulate questions, this workshop should take less than ~~one hour~~ *30 min.*

The problem I am referring to is in Section 6, the adjustment of terms to correspond with a new date. There is a constitutional prohibition on any municipal office term exceeding four years; therefore we cannot extend four-year terms ending in June or July to November. I then would suggest changing the common date to the second Tuesday in March, which shortens some terms. At our workshop, I can explain the details and reasoning behind it.

If a workshop is not possible, I'd be more than happy to answer any and all questions on an individual basis by phone or in person, so that we can conclude with a decision before the legislative hearings in mid-October. Please do not hesitate to call me at any time.

A BILL TO BE ENTITLED

AN ACT relating to the following municipalities in Okaloosa County: Laurel Hill, Fort Walton Beach, Shalimar, Crestview, Cinco Bayou, Mary Esther, Destin; providing for legislative intent; providing uniform filing dates for municipal elections; providing uniform election date for these municipal elections; providing for conduct of municipal elections by the Okaloosa County Supervisor of Elections; providing for reimbursement of cost; providing that the candidate with the highest number of votes shall be the winner and take office within 30 days after the elections, or as provided by the municipality; providing for terms of office; providing for correspondence of terms of municipal office to the common dates provided in this act; providing canvassing of municipal elections by a board appointed by the municipalities; providing for special elections; providing that the general law for absentee ballots shall apply to all absentee ballots in municipal elections; providing an effective date.

Be it enacted by the Legislature of the State of Florida:

Section 1. It is the intent of this act to provide for uniform filing and election dates for all municipal elections to elect municipal officers in Laurel Hill, Fort Walton Beach, Shalimar, Crestview, Cinco Bayou, Mary Esther, and Destin. It is not the intent of this act to determine the length of terms of municipal offices.

Section 2. Candidates for any municipal office in the named Okaloosa County municipalities shall file papers and pay such fees or submit such petitions as may be required by the municipality, with the Supervisor of Elections office (either main or branch offices), no earlier than noon of the 50th day prior to the election date and no later than the 46th day prior to the election date. The names of all candidates and the offices for which they have filed shall be certified to their respective municipal clerks, along with any qualifying fees, within 5 days of the close of qualifying. The Supervisor of Elections shall also certify the candidates and transmit the election assessments to the Division of Elections, as required by law.

Section 3. Any election relating to a municipal office, other than special elections, shall be held on the second Tuesday in the month of March. ~~in the odd numbered years. Any municipality requiring an annual election will consult with the Supervisor of Elections before setting such date in the even numbered years.~~

Section 4. The Supervisor of Elections shall be responsible for conducting all municipal elections in the named municipalities as provided by the Florida Election Code and any other applicable laws, through its main and branch offices, and shall be reimbursed for the actual cost of conducting the election for each municipality.

Section 5. The candidate or candidates, placed on the ballot according to each municipality's charter requirements, who receive the highest

number of votes in the election shall be the winner. Such duly elected municipal officers shall take office within 30 days after the election with the specific day to be decided by local ordinances.

Section 6. See information attached. Exact language to be drafted at a later date.

Section 7. The provisions of Section 6 shall apply only to the first election for each office to be held under the provisions of this act. Thereafter, the terms of all municipal offices shall correspond to the dates provided pursuant to this act.

Section 8. All municipal elections shall be canvassed by a board made up of representatives of each municipality whose ballots are being counted at that counting center, the Supervisor of Elections or designated deputy, and may include a judge, if requested. The canvassing board(s) shall certify the results to each municipal clerk within 5 days after the election, and to the Division of Elections as required by law.

Section 9. In the event that the municipal charter provides for calling a special election, the governing body of the municipality shall, in conjunction with the Supervisor of Elections, set the date for such election, taking into consideration the availability of voting equipment and services which the Supervisor of Elections provides.

Section 10. The general law in regard to absentee ballots shall apply to all absentee ballots for municipal elections and the Supervisor of Elections shall handle absentee ballots in the main and branch offices.

Section 11. This act shall take effect June 1, 1992.

ATTACHMENT/INFORMATION RE: SECTION 6.

The exact wording for this section, which concerns adjusting present terms to correspond with the March election date/April seating date can be drafted later. This information is presented to help you understand some of the detail of rescheduling terms and to help you decide, if there are choices to be made.

CINCO BAYOU:

(Numbers given to council seats for discussion purposes only)

*Mayor and five council seats, all two years, staggered, with an election currently being held every year

*Presently elect in October, take office November

*Projected:all would have terms shortened 6 mos. one-time-only:

Mayor Oct 91 to Oct 93 would be Oct 91 to Mar 93, thereafter Mar 93-Mar 95

#1, 2 Oct 91 to Oct 93 would be Oct 91 to Mar 93, thereafter Mar 93-Mar 95

#3,4,5 Oct 90 to Oct 92 remains Oct 90 to Oct 92

then-- Oct 92 to Mar 94, thereafter Mar 94-Mar 96

*Proposed municipal election date: Second Tuesday in March of every year

(March election/April seating of new members allows greater input to upcoming budget process)



Tom Gardner, Executive Director

FLORIDA DEPARTMENT OF NATURAL RESOURCES

Marjory Stoneman Douglas Building
3900 Commonwealth Boulevard
Tallahassee, Florida 32399

10/1/91

MB
Lawton Chiles
Governor
Jim Smith
Secretary of State
Bob Butterworth
Attorney General
Gerald Lewis
State Comptroller
Tom Gallagher
State Treasurer
Bob Crawford
Commissioner of Agriculture
Betty Castor
Commissioner of Education

September 30, 1991

Mr. Albert S. Borchik, Jr.
Town Manager/Clerk
Town of Cinco Bayou
10 Yacht Club Drive
Ft. Walton Beach, Florida 32548

Re: Frances Park
FRDAP Application No. A91108

Dear Mr. Borchik:

We have reviewed your Florida Recreation Development Assistance Program application. At this time no further information is needed.

In December you will be notified of the application's status in regard to funding. Should the application receive funding approval, additional information may be required.

If you have questions or need assistance, please call us at (904) 488-7896 or SUNCOM 278-7896.

Sincerely,

Cynthia S. Kelley
Community Assistance Consultant
Bureau of Local Recreational Services
Division of Recreation and Parks
Mail Station #585

CSK/tw



Tom Gardner, Executive Director

FLORIDA DEPARTMENT OF NATURAL RESOURCES

Marjory Stoneman Douglas Building
3900 Commonwealth Boulevard
Tallahassee, Florida 32399

RECEIVED
9/11/91

1/82
Lawton Chiles
Governor

Jim Smith
Secretary of State
Bob Butterworth
Attorney General
Gerald Lewis
State Comptroller
Tom Gallagher
State Treasurer
Bob Crawford
Commissioner of Agriculture
Betty Castor
Commissioner of Education

September 9, 1991

Mr. Albert S. Borchik, Jr.
Town Manager/Clerk
Town of Cinco Bayou
10 Yacht Club Drive
Ft. Walton Beach, Florida 32548

Re: Frances Park Project
FRDAP Application No. A91108

Dear Mr. Borchik, Jr.:

This letter acknowledges receipt of an application for financial assistance under the Florida Recreation Development Assistance Program. Receipt of the application in no way implies funding approval by the Department. It must compete with other applications on a statewide basis for available Fiscal Year 1991 program funds.

The application will now undergo a thorough review for conformance with Chapter 16D-5, Part V, Florida Administrative Code. We will contact you in the very near future if additional information is necessary. Disposition of the grant request should be decided by January, 1992.

Should you have questions on this matter, please contact us at 904/488-7896 or Suncom 278-7896. Your interest in the Florida Recreation Development Assistance Program is appreciated.

Sincerely,

Joyce Hareford
for Cynthia S. Kelley
Community Assistance Consultant
Bureau of Local Recreation Services
Division of Recreation and Parks

CSK/ev

OKALOOSA COUNTY



RECEIVED
9/23/91
1185

TASK FORCE, INC.

P.O. BOX 478

SHALIMAR, FL 32579

(904) 651-DRUG (3784)

September 12, 1991

Honorable Charles R. Laginess
10 Yacht Club Drive
Ft. Walton Beach, Fl. 32548

Honorable Mayor Laginess:

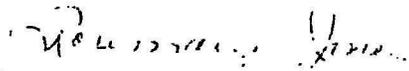
Enclosed please find materials for the National Red Ribbon Campaign set for October 18th through October 27th, 1991.

As you can see from the enclosures, we are soliciting support from many of the community leaders and businesses. We would be proud to have your community's support through a Mayoral Proclamation to set aside the above dates as National Red Ribbon Week in your city.

We have enclosed a sample proclamation for your convenience. Please feel free to use all or part of it, or to compose your own. We would just like to have your city involved in the promotion:

NEIGHBORS--DRUG FREE AND PROUD!

Thanks so much for your support,


Rosemary Jones
Okaloosa County Red Ribbon Coordinator