

**TOWN OF CINCO BAYOU  
REGULAR COUNCIL MEETING MINUTES  
10 OCTOBER 2002**

Mayor Sara Carroll called the regular Town Council meeting to order at 6:10 P.M. on October 10, 2002 following the Planning & Zoning meeting. Attendance was verified.

Roll Call: Mayor Carroll  
Councilman Bainter  
Councilman DesGranges (absent)  
Councilman Farley  
Councilman Frucci  
Councilman Koch

A quorum was present. Also present were Town Attorney Jeff McInnis, Town Engineer Mark Schaeffer, Assistant Monika Gillette, Community Officer Frank Hawley, residents Duncan Black, Howard Kelly and Jerry Carroll, Ricky and Kimberly Smith, Paul Hartzog and Dan Young.

**REGULAR BUSINESS**

1. **Council Approval of Agenda** - Mayor Carroll asked for acceptance of the agenda with the addition of adding discussion of the paving of Lucille, Sea Way and Kidd Street. Councilman Koch moved to accept the agenda with the addition. Councilman Farley seconded it. The motion passed unanimously.
2. **Consent Agenda**: Mayor Carroll asked for acceptance of the consent agenda. Councilman Farley moved to accept the consent agenda with the addition. Councilman Koch seconded it. The motion passed unanimously.

**ACTION ITEMS**

1. Councilman Frucci made a motion to approve variance request for Mr. Black based on a recommendation from the Planning and Zoning committee stating that it met criteria under Cinco Bayou Land Development Code 54-131. Councilman Koch seconded the motion. A roll call vote was taken:  
Councilman Koch - yea  
Councilman Bainter - yea  
Councilman Farley - yea  
Councilman Frucci - yea
2. Councilman Frucci made a motion to award the Yacht Club Drainage Ditch Modification bid to Decks 'N Such based on being low bidder. Councilman Farley seconded the motion. During discussion Councilman Farley stated he was disappointed with the cost of engineering and legal fees. A roll call vote was taken:  
Councilman Koch - yea  
Councilman Bainter - yea  
Councilman Farley - nea  
Councilman Frucci - yea

The motion passed.

3. Mayor Carroll read a memo submitted by Town Manager/Clerk Nell Webb regarding rebidding the Laguna Park FRDAP project. Councilman Farley made a motion to go out for new bids and reject current bids. The motion also included waiving the \$75 packet fee for those companies that already paid once. Councilman Bainter seconded the motion. Town Engineer Mark Schaeffer stated there was an amendment to the bid application and stated there would be no additional cost from Jones Edmunds and Associates for redistributing of the packets. Paul Hartzog of Decks 'N Such approached the council and stated he would be willing to work with unit pricing to limit the scope of the project. Mayor Carroll asked the attorney and engineer if the bid could be awarded on unit pricing. Attorney McInnis stated that it would depend on the specifications stated in the bid packet. Engineer Schaeffer stated the award could be made conditional on researching if a per unit price clause was in bid packet. Councilman Farley withdrew his motion and submitted a new motion to award Decks 'N Such the bid based on being the low bidder and change to per unit pricing to limit the scope of the project. If bid packet does not allow for per unit pricing, then the project would go out for rebidding. Councilman Bainter seconded the motion. A roll call vote was taken:

Councilman Koch - yea  
Councilman Bainter - yea  
Councilman Farley - yea  
Councilman Frucci - nea

The motion passed.

4. Councilman Farley motioned to participate in the annual Veterans Day ceremonies on November 11, 2002. Councilman Bainter seconded the motion. Councilmen Bainter and Farley voted in favor of the motion. Councilmen Koch and Frucci voted against the motion. Mayor Carroll voted favorably and broke the tie to pass the motion.
5. Councilman Farley motioned to adopt proclamations for National Hospice Month and National Epilepsy Awareness Month. The motion died due to lack of a second.

#### **Discussion Items**

1. Mayor Carroll asked if everyone was able to visit Glenwood Park to look at the damage caused by Tropical Storm Isidore. Councilman Koch motioned to support the clean up and continue with the FRDAP grant project. Councilman Farley seconded the motion. The motion passed. Councilman Farley motioned to approve up to \$4,000 for storm clean up. Councilman Koch seconded the motion. A roll call vote was taken:

Councilman Koch - yea  
Councilman Bainter - yea  
Councilman Farley - yea  
Councilman Frucci - yea

The motion passed unanimously.

2. Mayor Carroll stated she had attended the Okaloosa County Commission meeting when they discussed Cinco Bayou's request for repaving of Lucille, Kidd and Sea Way. She provided a video tape of the meeting which was shown. Mayor Carroll asked council members if the request to the county should be withdrawn. Councilmen Frucci and Koch stated that the

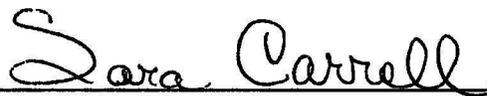
request should be left. Councilman Farley suggested that it be tabled until the new commission takes office.

## Reports

1. Engineer's Report. None given.
2. Attorney's Report. None given.
3. Community Officer's Report. Officer Hawley stated there were reports of car burglaries and that he would be working more night shifts. He also said he talked with Gulf Power and light bulbs will be changed to a higher wattage to brighten up the lights on Opp Blvd..
4. Town Manager's Report - Town Manager/Clerk Webb submitted a written report..
5. Public Comments/Requests. Mr. Ricky Smith of Niceville approached the council and introduced himself. He stated he was interested in purchasing the property next door and develop it into a condominium complex. He briefly explained aspects of the project. Mayor Carroll suggested he set an appointment with the Town Manager to begin formal process.
6. Council Member's Comments/Reports. Councilman Koch stated that the meeting with Senator Charlie Clary was postponed and will be rescheduled. Councilman Farley said thanks for the packets being delivered early. Councilman Bainter stated that the EDC would hold a reception on October 23 and that he could not attend, but invited others to.
7. Mayor's Report – Mayor Carroll announced that the Okaloosa League of Cities had chosen Representative Jeff Miller as the elected official of the year. Along with stating upcoming meeting times, she announced that the Fall Clean Up would be October 24 – 28, 2002.

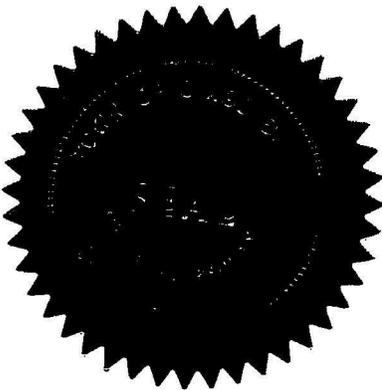
**Adjourn** – There being no further business, the meeting adjourned at 7:20 pm

ATTEST:

  
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Sara Carroll, Mayor

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Nell Webb, Town Manager/Clerk  
Town Manager/Clerk



REGULAR TOWN MEETING SIGN IN SHEET

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