

TOWN OF CINCO BAYOU
REGULAR COUNCIL MEETING MINUTES
9 November 2000

Mayor Drabczuk called the regular Town Council meeting to order at 6:12 P.M. following the Planning and Zoning meeting.

Present: Mayor Drabczuk
Councilwoman Carroll
Councilman Kendrick
Councilman Skelly
Councilman Frucci
Mayor Pro Tem Payne

A quorum was present. Also present were Town Manager/Clerk Nell Webb, Assistant Monika Gillette, Town Engineer Mark Shaeffer and Town Attorney Michelle Anchors.

REGULAR BUSINESS

1. Council Approval of Agenda: Mayor Drabczuk asked for acceptance of the agenda. Councilman Kendrick made a motion to approve the agenda. Councilman Payne seconded the motion. The motion passed unanimously.

2. Consent Agenda: Mayor Drabczuk asked for acceptance of the consent agenda. Councilman Payne made a motion to approve the consent agenda. Councilman Kendrick seconded the motion. The motion passed unanimously.

3. Action Items:

A. The Town Council reviewed the recommendations from the P & Z Board to accept the variance request from Decks 'N Such Marine, Inc. on behalf of Greg (John) Siebenaler to build a boat dock at 59 Yacht Club Drive. Councilman Kendrick made a motion to accept the P & Z recommendation and grant the variance request. Councilwoman Payne seconded the motion, which passed unanimously.

B. The Town Council reviewed the Personnel Policy to amend the amount of out of pocket deductible cost for health and dental insurance per the approval in the Budget workshop in July. With this amendment, the Town would pay 2/3 of the deductible amount. Councilman Kendrick asked Town Manager/Clerk Nell Webb for confirmation of the cost, which Ms. Webb stated as up to \$2,000 per employee per calendar year for health of which the town would pay \$1,334. Councilman Kendrick made a motion to amend the Personnel Policy to pay 2/3 of the out of pocket deductible for health and dental insurance. Councilwoman Carroll seconded the motion, which passed unanimously.

C. Town Manager Clerk Webb asked for approval to execute a new Statewide Mutual Aid Agreement. She explained that this was just an update to the current mutual aid contract and does not create a financial liability for the Town, but rather a good

neighbor agreement to help other municipalities after a storm. Councilman Skelly made a motion to update the mutual aid agreement. Councilman Payne seconded the motion, which passed unanimously.

- D. Town Manager/Clerk Webb asked for approval to execute the contract from FEMA for the Shutter Grant. Town Attorney Michelle Anchors read the Shutter Grant Resolution number 2001-102. Councilman Payne made a motion to execute the contract from FEMA on the Shutters. Councilman Skelly seconded the motion, which passed unanimously.
- E. Town Manager/Clerk Webb stated that the franchise agreement with Cox Communications was to be updated and asked that the issue be tabled until the next meeting to give Town Attorney McInnis time to review the matter. She also stated that a decision did not need to be made until January. Councilman Skelly made a motion to table the renewal of the Cox Communication Franchise Agreement until the next meeting. Councilman Payne seconded the motion, which passed unanimously.
- F. Town Manager/Clerk Webb announced the new members who will serve on the Tree/Beautification Committee as Chairwoman Eli Skelly stepped down. Councilman Payne made a motion to appoint Patti Gonzo, Sara Strange and Betty Burkett to the Tree/Beautification committee. Councilman Skelly seconded the motion. During discussion, Councilman Skelly asked Town Manager/Clerk Webb to check the ordinance, which he thought stated that the committee be made up of only three members. Ms. Webb stated that Betty Horvath would remain on the board so there would be four members. It was confirmed that the committee be made up of only three members. Councilman Frucci asked how hard to have the ordinance changed. Councilman Carroll commented that having four people on a committee was not a good idea since votes could be tied. Mayor Drabczuk asked if one of those new members be appointed to the BPAC committee instead of the tree committee. Councilman Payne moved that the appointment be tabled until the next meeting. Councilman Skelly seconded the motion. After being asked, Attorney Anchors stated that the tree committee was within its authority to appoint an additional member to a specific committee so that perhaps all four members be involved. Mayor Drabczuk stated that all the prospective members be asked to find out which ones were serious about serving on the tree committee.
4. Eli Skelly approached the Council to submit her resignation from the Tree/Beautification Committee. She stated several reasons for resigning including that she works too much and not being able to put in enough time since her mother in Germany has been sick. She thanked the council and Town Manager/Clerk Webb for their support. She also said she was resigning from the Bicycle/Pedestrian Advisory Committee and asked if anyone else could attend the meetings. Councilman Payne thanked Mrs. Skelly for serving on these committees and made a motion to accept her resignation from the Tree/Beautification Committee and the Bicycle/Pedestrian Advisory Committee. Councilman Skelly seconded the motion, which passed unanimously. Mayor Drabczuk also thanked Mrs. Skelly. Councilman Kendrick

asked that a letter of thanks and gratitude be extended to Ms. Skelly for her many years of service.

5. Perry Kirsch did not attend the meeting therefore did not approach the Council with his concerns with the drainage ditch and erosion to his property at 55 Yacht Club Drive.
6. Engineer's Report. Town Engineer Shaeffer updated the Council on Mr. Kirsch's property at 55 Yacht Club Drive. He reported that Mr. Kirsch had stockpiled fill dirt and he was informed that he could not place fill 20' from the drainage ditch. He reported that Mr. Kirsch was cited by DEP. He also stated that a meeting was requested by Mr. Kirsch to meet with DOT and the Town of Cinco Bayou to discuss maintenance of the drainage ditch. Mrs. Webb stated that Attorney McInnis was arranging a meeting with Okaloosa County personnel to determine who is responsible for the ditch. She continued by saying she has a document stating that the County has an easement to the property and that she and Attorney McInnis will ask the County for documentation where the property has reverted back to the Town. Mayor Drabczuk asked that this matter be placed on the next agenda and that the matter be concluded so it would not be brought up before the Council again. Councilman Frucci asked that since this is a longstanding issue that he is not aware of if he could be involved in any meetings regarding the ditch as an observer.
7. Attorney's Report. No report given.
8. Community Officer's Report. No report given.
9. Town Manager's Report.

Mrs. Webb stated that the work on the audit is done and the report may be ready by next month. She also stated the Shutter Grant had been approved. She then updated the Council on Rub-A-Dub Car Wash. Mayor Drabczuk asked if there was a completion date yet. Mrs. Webb stated she did not know when it was to be completed. Councilman Frucci asked what the resolution was between the County and Rub-A-Dub Car Wash with regards to the restroom needing to be included. Mrs. Webb stated that Mr. Lorton conceded and added the restroom. Mayor Drabczuk added that Mr. Lorton said he was told he could leave the restroom locked if he wanted to.

Mrs. Webb updated the Council on the water line repair on Opp Boulevard. She stated that she received feedback that the repairs were going smoothly with little damage. She also updated the Council on their mandate to her to contact Baughn Alignment regarding the cars parked on the easement now leased to Sprint. She said she has talked with Attorney McInnis and he has given her some guidance regarding the verbage on the letter and that she is in the process of writing several letters to owners of abandoned cars and that she is working with Deputy Hawley to resolve the matters.

10. Public Requests/Comments. None given.

11. Council Member's Comments/Reports:

Councilman Skelly asked that we write a letter to Mr. McInnis congratulating him for being appointed to the State Examination Board. He also thanked the Council for their support during his family's illnesses over the past months.

Councilman Frucci thanked the Council for their condolences on behalf of his wife.

Councilwoman Carroll congratulated the staff on the postcards promoting the Thanksgiving picnic.

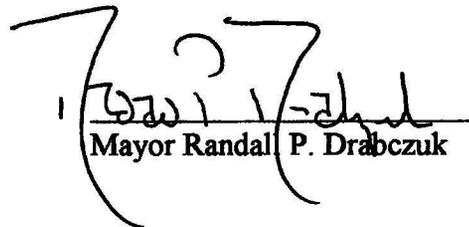
Councilman Payne told the Council that he attended the Okaloosa County League of Cities executive committee meeting which featured the Yellow River Reservoir Committee. He said they propose damming of the Yellow River to provide a water source for the County. He said the executive committee passed a resolution supporting looking at the potable water sources not only in the Yellow River, but also Turkey Creek. During the meeting they also had election of new officers and Councilman Payne announced he would be the Treasurer.

12. Mayor Drabczuk announced that the offices would be closed for Veterans Day and that there was a celebration that Councilman Payne would be attending on behalf of the Town. He also stated that the November Thanksgiving picnic would be next week and there probably would be 75 to 80 guests present and asked that the Council please spread the word and invite neighbors. Councilman Kendrick asked if fresh flowers be used at the Veteran's Memorial Service instead of the current wreath. Mrs. Webb stated it was too late to order them for this service. Councilman Skelly made a motion that in the future that a fresh floral wreath up to \$50 be purchased for memorial services. Councilman Kendrick seconded the motion, which passed unanimously.

13. **Adjourn** – There being no further business, the meeting adjourned at 6:49 p.m.

ATTEST:


Nell Webb
Town Manager/Clerk


Mayor Randal P. Drabczuk

Original document is too dark
to get a good image

