

TOWN OF CINCO BAYOU
REGULAR COUNCIL MEETING
November 16, 1978

1. MINUTES-REGULAR COUNCIL MEETING-OCTOBER 19, 1978.
2. MINUTES-SPECIAL COUNCIL MEETING-OCTOBER 30, 1978.
3. FINANCIAL STATEMENT-OCTOBER 1978.
4. CORRESPONDENCES. (Clerk)
5. OLD BUSINESS-
 - A. Recommendation to Increase Cinco's Millage From 4.416 to 4.916.
 - B. Conclusion of Termination for James Godwin. (Attorney)
 - C. Amending Ordinance #51.
 - D. Report on Total Cost for Lawnmower. (Clerk)
6. NEW BUSINESS-

TOWN OF CINCO BAYOU
REGULAR COUNCIL MEETING
November 16, 1978

Town officials in attendance: Mayor Jim Kendrick, Council members Irene Balsley, Phil Johnston and Harold Peek; Attorney Rick Powell and Recorder Dee Rouse. Absent: Ralph Perry and Max Usrey.

Also present were: Bob Henderson-WFTW; Ron Goetsch-Playground Daily News; Susan Johnston, Vera Prichard, Adelia Robblee, Allen Davis, Dick Bixby, Sherry Sahlin, Frank Lane and Roger Robinson-Pensacola News Journal.

Therefore, a quorum being present, Mayor Kendrick opened the meeting at 5:30 p.m., with a silent prayer.

1. MINUTES-REGULAR COUNCIL MEETING-OCTOBER 19, 1978. Motion by Mr. Johnston to accept as printed, seconded by Mrs. Balsley. Motion carried unanimously.
2. MINUTES-SPECIAL COUNCIL MEETING-OCTOBER 30, 1978. Motion by Mrs. Balsley to accept as printed, seconded by Mr. Peek. Motion carried unanimously.
3. FINANCIAL STATEMENT-OCTOBER 1978. Motion by Mr. Peek to approve as presented, seconded by Mr. Johnston. Motion carried unanimously.
4. CORRESPONDENCES. (A)-Clerk informed Council that he had received a letter from Mrs. Mary Corporusis concerning the overgrowth on Lots 6 & 7, Block 11, asking him to hire someone to clear the property and forwarding her the bill. (B)-In compliance with the letter request from Okaloosa County Planning & Zoning Department, Mayor Kendrick appointed the Council members as a Committee to serve on the Citizens Advisory Committee to review the planning progress on the Comprehensive Plan Program. He also asked that Council members each name another person who lives in Cinco to serve on this Committee. (C)-Clerk informed Council he had written the "Thank You" letter to Sanitation Services for their work during Clean-up Week.
5. OLD BUSINESS-
 - A. RECOMMENDATION TO INCREASE CINCO'S MILLAGE FROM 4.416 TO 4.916. After considerable discussion concerning ways to cut the 78/79 Budget, motion by Mr. Johnston to retain the millage at 4.416 as recommended by the County Appraiser, seconded by Mrs. Balsley. Motion carried unanimously.
 - B. CONCLUSION OF TERMINATION FOR JAMES GODWIN. Attorney Powell informed Council that he and Mr. Godwin met in his office on November 14 and were able to come to an agreement as to the amount of his termination pay based on agreements the Council had previously made, less certain reimbursements to be deducted. Attorney also informed Council that the check had not been issued and the final payment would be \$458.18.
 - C. AMENDING ORDINANCE #51. After a brief discussion, Council decided to amend Ordinance #51 that restricts the sale of alcoholic beverages within 2,500 feet of a church or school. Attorney Powell will draw up an amendment stating that there is no restrictions on the sale of beer, wine, liquor and other intoxicating beverages by a restaurant on the premises in conjunction with the consumption of food.

5. OLD BUSINESS--(Continued)

D. REPORT ON TOTAL COST FOR LAWNMOWER. Motion by Mr. Peek to proceed with purchasing the Lawnmower with Riding Sulky at \$1944.95, seconded by Mrs. Balsley. Motion carried unanimously.

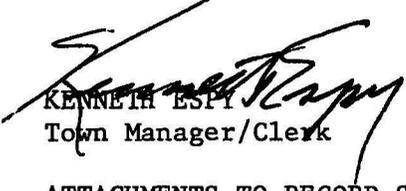
6. NEW BUSINESS--

A. CONSOLIDATION OF COMMITTEE MEETINGS AND REGULAR MONTHLY MEETINGS. Mayor Kendrick asked for consideration to consolidate the Council As Committee and Regular Monthly Meetings into one meeting monthly. To this the Council agreed.

B. HEARING ON GLENWOOD PARK. Mayor Kendrick informed Council that the hearing on Glenwood Park has been postponed until a later date.

7. ADJOURNMENT. Meeting adjourned at 6:13 p.m.

RESPECTFULLY SUBMITTED AS TRUE AND CORRECT TO BEST OF MY ACKNOWLEDGE.


KENNETH ESPY
Town Manager/Clerk

ATTACHMENTS TO RECORD SET OF MINUTES:

1. Financial Statement.
2. Ltr-Lt#6 & 7, Blk #11.
3. Ltr-Sanitation Services.
4. Copy of Tax Millage.
5. Newspaper Clipping-PGDN & PNJ.

TOWN OF CINCO BAYOU - JOURNAL OF CHECKS WRITTEN - DEPOSITS MADE

OCTOBER 1978

Check Number	To Whom	Purpose	Date	Amount	Bank Bal	Of Fwd And	ACCOUNTING CODES
				Check	Deposits		
-- --		Bal Fwd	1	--	2071.33		
31 14	Tyner Plumbing	Install 2 Faucets	4	25.00			402
15	Boyette's	Svs-10/1-11/1	4	30.00			402-11
16	Sprinkler&Irrig	Parts	4	9.31			402
17	Polyengineering	Ret - Oct	4	100.00			
18	Adelia Robblee	Insptr-Twn Elect	4	35.78			
19	Abbie Tyner	Clerk-Twn Elect	4	35.78			
20	Ophelia Creamer	Insptr-Twn Elect	4	35.78			
21	Oka W&S Sys	Sewer Trmt-Sept	4	1092.00			402-15
22	Playground News	Notice of Elect	6	14.44			402-15
23	Stone's Gulf	Gas-Mower&Truck	6	34.09			402
24	Estergren,FA&P	Ret - Sept	6	100.00			402-01
25	Paint Center	Supplies	6	6.97			402
26	Madaris Off Sup	Supplies	6	16.64			402
27	Playground News	Notice-EnactmtOrd	6	16.96			402-15
-- --		See Dep 78/79-01	5	--	1858.00		
28	D. Rouse	2Wks-9/26-10/9	9	214.60			402
29	VOIDED	--	--	--			
30	F. Sahlin	2Wks-9/26-10/9	9	79.50			402
31	E. Rouse, Jr...	2Wks-9/26-10/9	9	19.88			402
32	I. Balsley	2Wks-9/26-10/9	9	184.80			402
33	Humane Society	Svs - Sept	9	24.00			402-11
34	VOIDED	--	--	--			
35	Estergren,FA&P	Consultation with Mayor & Cou'mbrs	9	175.00			402-11
36	D. Rouse	Petty Cash	10	22.20			402
37	A. Davis	2Wks-9/26-10/9	10	72.60			402
38	FWB Postmaster	Roll of Stamps	10	15.00			402
39	P. Coates	Contract Labor	10	230.00			402
40	CENTEL	12th Pmt-U/F Tax	11	300.00			402
41	CENTEL	Town Hall	11	68.05			402
42	VOIDED	--	--	--			
-- --		See Dep 78/79-02	11	--	1153.80		
43	P. Coates	Contract Labor	12	60.00			402
44	J&L Electric	Install lights	12	36.50			402
		T/H Addition					
45	SBCC	Dues-11/23/78-79	13	40.00			402
46	City of FWB	Seaway - Water	13	6.53			402
47	City of FWB	Town Hall-Water	13	29.43			402
48	City of FWB	Laguna - Water	13	7.69			402

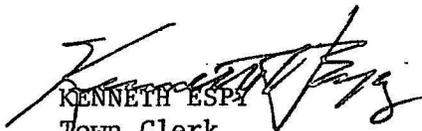
OCTOBER 1978

Check Number	To Whom	Purpose	Date	Amount Check	Bank Bal Of Fwd And Deposits	ACCOUNTING CODES
31 49	City of FWB	Francis-Water	13	6.53		405-11
50	Atlas Ext	Svs - Oct	13	7.00		405-11
51	Miller Burt	Reimbursed for	18	9.95		405-11
		Traf Delineator for Boat Ramp				
52	Ophelia Creamer	Sign for Boat Ramp	18	6.00		405-11
53	Estergren, FA&P	Prep of Corresp For Annual Audit	18	15.00		405-11
54	Safety Service	Traf Delineator	20	9.95		405-11
55	MiracleStripSign	Partial Pmt for Signs for Parks	20	87.00		405-11
56	H.S. Cantrell	PGDN-Oct-Dec	23	12.00		405-11
-- --		* See Dep 78/79-03	23	--	417.58	
57	I. Balsley	2Wks-10/10-10/23	24	256.80		405-11
58	D. Rouse	2Wks-10/10-10/23	24	214.60		405-11
59	VOIDED	--	--	--		
60	A. Davis	2Wks-10/10-10/23	24	51.97		405-11
61	F. Sahlin	2Wks-10/10-10/23	24	206.17		405-11
62	Gulf Power Co	Town Hall	23	116.10		405-11
63	Gulf Power Co	Traffic Lights	23	24.55		405-11
64	Gulf Power Co	Pump-Leyenda	23	27.93		405-11
65	Gulf Power Co	Pump-Laguna	23	17.04		405-11
66	Copy Products	3 Rolls Paper	23	87.00		405-11
67	City of FWB	Traf Light Rpr	23	31.16		405-11
68	CENTEL	Loop Lift/Sta	23	18.75		405-11
69	Gulf Power Co	L/S-Laguna	23	14.13		405-11
70	Gulf Power Co	L/S-Kelly	23	8.22		405-11
71	CENTEL	Loop Lift/Sta	23	5.40		405-11
72	VOIDED	--	--	--		
73	Sadie Robblee	Cake for Picnic	23	15.00		405-11
-- --		See Dep 78/79-04	25	--	2048.72	
74	Barnett Bank	P/R-Sept	25	354.80		405-11
75	VOIDED	--	--	--		
76	BMS	Actg - Oct	31	55.00		405-11
77	CENTEL	13th Pmt-U/F Tax	31	300.00		405-11
78	Gulf Power Co	Street Lightings	31	251.47		405-11
79	Anne Tidmore	2 Outdoor Flags	31	66.80		405-11
80	L.D. Junger	132 Cubic Yds of Sand Fill-Francis Park-Seawall	31	396.00		405-11
-- --		See Dep 78/79-05	31	--	2472.63	

OCTOBER 1978

Total (Cks Wr)		5810.85	7950.73(Income For October)
Bal Fwd 1 Oct 78			<u>2071.33</u>
Total Funds Available			10022.06
Checks Written			<u>-5810.85</u>
Cash O/H In Bank	31		4211.21
Petty Cash Fund	31		<u>.85</u>
Cash In Bank & P/C	31		4212.06
CD's	31		103500.00
Savings #200-004-0	31		19285.82
Savings #200-067-9	31		<u>3780.52</u>
TOTAL FUNDS AVAILABLE	31		130778.40

TRUE AND CORRECT TO BEST OF MY ACKNOWLEDGE.


 KENNETH ESPY
 Town Clerk

TOWN OF CINCO BAYOU

KELLY AVE.

P.O. DRAWER 1710 - CINCO BAYOU
FORT WALTON BEACH, FLORIDA 32548
904-244-2712 244-2012

Mayor:
JIM KENDRICK, III

Mayor Pro-Tem:
IRENE BALSLEY

Council Members:
PHIL JOHNSTON
WILL OVERSTREET
HAROLD PEEK
MAX USREY

Town Manager/Clerk:
JAMES O. GODWIN, SR.

Town Attorney:
BUCK POWELL

November 13, 1978

Mr. Harold Hudson
Sanitation Services
P. O. Box 435
Shalimar, Florida 32579

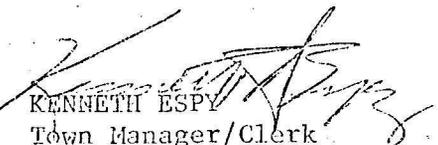
Dear Harold:

During a recent meeting of the Town Council, a unanimous exclamation of appreciation was made for your extraordinary efforts in picking up the trash placed along the curb by the citizens of our Town during the Clean-up Weekend. It is realized that an abnormal number of man hours were required and you are to be commended for supporting such efforts.

The streets of the Town look much better and through our mutual efforts, we hope they will remain so.

Please feel free to call on this office for any assistance we may offer.

Sincerely,


KENNETH ESPY
Town Manager/Clerk

KE/idr

Cinco Bayou Council Rejects Millage Increase

BY RONGOETSCH

Daily News Staff Writer

Cinco Bayou council members Thursday defeated a proposal to increase the town's 1978-79 millage rate from 4.416 to 4.916, and briefly considered a way to lower the millage next year to 3.0.

"If we could charge Cinco Bayou residents \$7.50 a month for sewage," Councilwoman Irene Balsley said, "then next year, hopefully, we could lower the millage to 3."

Three mills generate about \$25,000 in Cinco Bayou, which is used to provide fire protection. The remaining 1.416 mills is used to provide sewage service to town residents.

The certified millage rate of 4.416 will generate about \$39,000.

"We want the public to know we are trying to keep taxes down," Councilman Phil Johnston said.

In another matter, Town Attorney Rick Powell said a negotiated settlement has resolved the severance pay dispute between Cinco Bayou and former Town Clerk Jim Godwin.

Council members had refused to grant Godwin's severance pay of \$486.40 until being reimbursed for several "unauthorized" expenditures of city funds they said occurred under Godwin's direction.

A check totaling \$458.18 could be issued, according to Powell, and delivered to Godwin.

A motion to amend a town ordinance prohibiting the sale of alcoholic beverages within 2,500 feet of a church

was passed. The amendment will allow restaurants to open lounges and sell intoxicating beverages as long as food accounts for 51 percent of total sales.

The proposed amendment will be advertised and considered at two yet-to-be-scheduled public hearings, according to Powell.

Cinco Bayou Holds Line On Tax Hike

By ROGER ROBINSON
Journal Staff Writer

CINCO BAYOU — The town council voted Thursday night to accept a millage rate of 4.416, rather than upping taxes one-half mill to meet demands of its tentative budget adopted in August.

In budget hearings last summer the council projected income from ad valorem taxes for the 1978-79 fiscal year to be \$43,000.

However, when Property Appraiser Howard Hilburn certified a 4.416 millage it meant the town would receive less than \$40,000 in property taxes for the year.

At issue Thursday was whether to accept Hilburn's recommendation, or up the rate to 4.916 in order to generate the \$43,000 projected.

The town's millage rate for the 1977-78 fiscal year was 5.934.

Because Town Clerk Kenneth Espy's salary is lower than that of his predecessor Jim Godwin by some \$5,500 per year, and because of other smaller cuts made in the original budget proposal, the town can still operate in the black...even with the loss of more than \$3,000 in ad valorem tax revenues.

Espy was named last month to replace Godwin who was fired by the council in September.

Godwin's \$13,312-a-year salary was figured into the tentative budget in August, while Espy makes only \$7,800 per year.

Of the town's budget, some \$26,000 per year is paid to the City of Fort Walton Beach for fire protection and \$15,600 goes to the county for upkeep

of the town's sewer system, which was installed via a federal grant.

All of these expenses are not paid out of ad valorem tax receipts, though, as federal Revenue Sharing Funds and other state and federal monies are applied to some of these expenses.

In other action, the council decided to amend an ordinance restricting the sale of liquor by a restaurant located within 2,500 feet of a church.

The amendment will allow a restaurant to sell liquor regardless of its dis-

tance from a religious sanctuary.

However, the ordinance still restricts grocery stores to the sale of beer and wine within the 2,500-foot barrier, and continues the town's ban on any liquor package stores within the same distance of a place of worship.

The old ordinance allowed restaurants to sell beer and wine, but not liquor, if located within the designated distance from a church.

In order to qualify as a restaurant under state regulations, an establishment must generate 51

per cent or more of business from the sale of prepared food.

Two public hearings must be held on the proposed amendment to the ordinance before it can be officially adopted.

The council also voted an expenditure of \$1,244 for a riding lawnmower rig, a demonstration model normally priced at \$2,500, but with like-new warranty.

Cinco Bayou Wants Godwin Pay Settled

November 10, 1978

BY DOS URBANSKI

Daily News Staff Writer

Cinco Bayou councilmen Thursday told Town Attorney Rick Powell to meet with former Town Clerk Jim Godwin to settle once and for all their differences over back pay.

"I don't care what kind of deal you recommend," Councilman Harold Peek told Powell. "let's just get all this petty stuff over with. It's embarrassing."

Godwin is seeking more than \$1,000 for overtime, unused vacation and sick-leave days he claims to have accumulated before he was fired. The council wants to pay the former clerk only \$486.40 in severance pay.

"I still think he should pay us money for the unauthorized expenditures he made," Councilwoman Irene Balsley said. "But I guess it'll be best to get this over with as soon as we can."

The council Thursday also considered raising town taxes because the current millage rate of 4.416, certified by the county property appraiser's office, would leave the city about \$4,000 short of its expected ad valorem tax intake.

Raising the mill rate a half-mill to 4.916 would bring in the anticipated revenue. The council decided that the finance committee should study the matter further and report at the next meeting Nov. 17.

Town Clerk Ken Espy read a letter from a New York law firm instructing the town to forward any bills brought against J.M. Fields Inc. Fields' parent company, Food Fair Inc., is bankrupt.

The council also recommended that the town attorney study ways to make the owners of all buildings on Kelly Avenue hook up to the town's sewer system. The lift station that services the area presently does not handle enough sewage to function properly.