

TOWN OF CINCO BAYOU
REGULAR COUNCIL MEETING
November 17, 1977

1. MINUTES - REGULAR COUNCIL MEETING - OCTOBER 20, 1977.
2. FINANCIAL STATEMENT - OCTOBER 1977.
3. PRESENTATION OF PLAQUE.
4. LETTER - Department of Army, Corp of Engineers, pertaining to disagreement with erection of Seawall at Francis Park.
5. DREGGING PERMIT - Kidd Bayou.
6. ORDINANCE - One time reading as emergency ordinance-Pertaining to National Fire Code and State Fire Marshal's Rules.
7. ORDINANCE - First Reading - Pertaining to Installation of Electrical Disconnect Equipment in Multi-family structures.
8. ORDINANCE - First Reading - Pertaining to adopting Southern Standard Building Code, 1976 Edition.
9. BUILDING PERMIT - For addition to Cinco Baptist Church properties.
10. ENVIRONMENTAL PLANNING COUNCIL - Pertaining to meeting on Dec 8, 1977.
11. SEWER SYSTEM.
12. CINCO BAYOU.
13. ADJOURNMENT.

TOWN OF CINCO BAYOU
REGULAR COUNCIL MEETING
November 17, 1977

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

Also present were: Adelia Robblee, Miller Burt representing Polyengineering, and Abbie Tyner.

Therefore, a quorum being present, Mayor Kendrick opened the meeting with a silent prayer at 7:02 p.m.

1. MINUTES-REGULAR COUNCIL MEETING-OCTOBER 20, 1977. Motion by Mr. Usrey to accepted as printed, seconded by Mr. Perry. Motion carried unanimously.
2. FINANCIAL STATEMENT-OCTOBER 1977. Motion by Mr. Johnston to approved as presented, seconded by Mr. Usrey. In discussion, Mr. Johnston questioned Items 12 and 25 of Page one and Items 9 and 10 of Page two about Boyett's Toilet Services. Motion carried unanimously.
3. PRESENTATION OF PLAQUE. Mayor Kendrick presented to Mr. Will Overstreet a plaque for serving as Councilman.
4. LETTER-DEPARTMENT OF ARMY, CORPS OF ENGINEERS. Mr. Burt presented a letter, for the Mayor's signature, in answer to a Corps of Engineers letter pertaining to the proposed Seawall at Francis Park. Letter indicated Town's disagreement with Corps proposal to set the line of the Seawall in nearer the present land.
5. DREDGING PERMIT-KIDD BAYOU. Mr. Miller Burt of Polyengineering presented to Mayor Kendrick the permit for dredging Kidd Bayou which was signed by the Mayor and approved.
6. ORDINANCE-NATIONAL FIRE CODE AND STATE FIRE MARSHAL'S RULES. Motion by Mr. Usrey to proceed with the one time reading and adoption of the emergency ordinance, seconded by Mr. Johnston. Attorney Powell performed reading. Motion carried unanimously. (Clerk's Note: Ordinance will be number 60).
6. ORDINANCE-FIRST READING-INSTALLATION OF ELECTRICAL DISCONNECT EQUIPMENT IN MULTI-FAMILY STRUCTURES.

Motion by Mr. Usrey to proceed with the first reading, seconded by Mr. Johnston. Attorney performed first reading. Motion carried unanimously.

8. ORDINANCE-FIRST READING-ADOPTING SOUTHERN STANDARD BUILDING CODE, 1976 EDITION.

Attorney Powell indicated he had not prepared an ordinance for first reading, because he wanted to discuss with Council what they wanted incorporated in the ordinance. After discussion, Attorney indicated ordinance would be prepared for reading at next Council meeting.

9. BUILDING PERMIT-FOR ADDITION TO CINCO BAPTIST CHURCH PROPERTIES. Motion by Mr. Usrey to grant Cinco Baptist Church a building permit, seconded by Mr. Johnston. Motion carried unanimously.
10. ENVIRONMENTAL PLANNING COUNCIL. They will be at the next Council as Committee meeting.
11. SEWER SYSTEM. Mr. Usrey indicated to Council he was still working on the turn over of our system to the County. Mr. Burt recommended a letter be written to the County Commissioners.
12. CINCO BAYOU. A discussion was held pertaining to Osborne Pryor's claim of ownership of Cinco Bayou bottomland.
13. ADJOURNMENT. Meeting adjourned at 7:51 p.m.

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



JAMES O. GODWIN, SR.
Town Manager/Clerk

ATTACHMENTS TO RECORD SET OF MINUTES:

1. Financial Statement.
2. Ltr-Dept of Army, Corps
Of Engineers.
3. Ordinance #60.
4. Ordinance-Installation of
Electrical Disconnect
Equipment in Multi-Family
Structures.

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

October 1977

Number	To Whom	Purpose	Date	Amount Of Check	Bank Bal		ACCOUNTING CODES
					Fwd And Deposits		
--	--	Bal Fwd	1	--	5680.45		
25 34	Abbie Tyner	Clerk-TwnElection	4	29.90		418	
35	O. Creamer	Inspector-TwnElec	4	29.90		418	
36	A. Robblee	Inspectro-TwnElec	4	29.90		418	
37	D. Rouse	Petty Cash	7	25.00		603	
38	Value Oil Co.	Gas-Truck & Mower	7	19.78		403	
39	Scotty's	Supplies	7	9.74		404	
40	Oka W&S Sys	Sewer Trmt-Sept	7	1092.00		405-15	
41	Gatlin L&S Co.	Supplies	7	46.00		404	
42	Estergren, FA&P	Ret - Sept	7	150.00		401-01	
43	SalamanderSecSys	Patrol 9/17-10/16	7	400.00		401-08	
44	Boyett's	9/26-10/26-L/Park	7	45.00		401-11	
--	Rev Sharing	See Dep 77/78-01	7	--	2497.00	---	
45	J.O. Godwin, Sr.	2Wks-9/27-10/10	11	380.00		427	
46	D. Rouse	2Wks-9/27-10/10	11	214.60		427	
47	A. Davus	2Wks-9/27-10/10	11	96.90		427	
48	Estergren, FA&P	Research-CENDEL	11	62.50		401-02	
49	CENDEL	Town Hall	11	70.59		405-01	
50	J. Wilkins	Traf Light Repr	11	92.50		413	
51	City of FWB	Town Hall	11	7.18		405-03	
52	City of FWB	L/S-Seaway	11	7.18		405-04	
53	City of FWB	L/S-Laguna	11	7.18		405-04	
54	City of FWB	Francis Park	11	7.18		405-05	
---	---	See Dep 77/78-02	11	--	1213.39	---	
55	Boyett's	9/03-9/26-L/Park	17	34.50		401-11	
56	Barnett Bank	P/R Dep - Sept	20	243.60		702	
57	J. M. Fields	Supplies	20	2.69		404	
58	Playground News	Ord/WaterFranchis	20	5.20		401-03	
59	Atlas Ext	Svs - Oct	20	7.00		401-10	
60	Oka W&S Sys	Repairs - Seaway	20	72.92		403	
61	Gulf Power Co.	Town Hall	20	80.77		405-07	
62	Gulf Power Co.	Traffic Lights	20	22.78		405-08	
63	Gulf Power Co.	L/S-Laguna	20	29.36		405-10	
64	Gulf Power Co.	L/S-Kelly	20	6.04		405-10	
65	Gulf Power Co.	Pump-Laguna	20	3.62		405-11	
66	Gulf Power Co.	Pump-Leyenda	20	8.33		405-12	
---	---	See Dep 77/78-03	21	--	1553.34	---	
67	Gulf Power Co.	Street Lights	25	233.41		405-09	
68	J.O. Godwin, Sr.	2Wks-10/11-10/24	25	380.00		427	
69	D. Rouse	2Wks-10/11-10/24	25	214.60		427	

October 1977

Check Number	To Whom	Purpose	Date	Amount Of Check	Bank Bal Fwd And Deposits	ACCOUNTING CODES
25	70	Copy Products Co. Supplies-Premix	27	20.00		414
71	WFRPC	Annual Dues - Oct 77 - Sept 78	27	120.00		412
72	Oka Gas	Svs to 10/17	27	19.28		405-13
73	CENTEL	Loop/Lift Stations	27	24.15		405-02
74	Boyett's	8/3-9/3(Replace Ck #2513, 9/15/77 to ABLE Sant)	27	45.00		401-11
75	Boyett's	10/26-11/26-L/Park	27	45.00		401-11
25	13	STOP ACTION	27	--	45.00*	
--	--	See Dep 77/78-04	31	--	3023.95	
Total (Cks Wr)				4441.28	8287.68	(Income for Oct)
*Stop Action on Ck#2513					45.00	
Total Deposit					8332.68	
Bal Fwd 1 Oct 77					5680.45	
Total Funds Available					14013.13	
Checks Written					-4441.28	
Cash O/H In Bank				31	9571.85	
Petty Cash Fund				31	13.24	
Cash In Bank & P/C				31	9585.09	
CD's				31	83000.00	
Savings				31	21282.15	
TOTAL					113867.24	
TRUE AND CORRECT TO BEST OF MY ACKNOWLEDGE.						
 JAMES O. GODWIN, SR. Town Manager/Clerk						

L. L. M. J. WRITE

TOWN OF CINCO BAYOU

KELLY AVE.

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

November 17, 1977

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:
RICK POWELL

Mr. P. A. Flanagan, P.E.
Department of the Army, Corps of Engineers
Regulatory Functions Branch
Operations Division
P. O. Box 4970
Jacksonville, Florida 32201

RE: FL77-00377-E

Dear Mr. Flanagan:

In response to your letter of October 26, 1977, the Town of Cinco Bayou's Park Committee met with Mr. Ronald Pscion, Field Representative, Department of Environmental Regulation (DER), before this project was started; and after much discussion, we agreed with Mr. Pscion's changes on the layout. Subsequent to the meeting, Mr. Taylor from DER, Panama City, met with the Park Committee from the Town of Cinco Bayou; and we further modified the location of this bulkhead to meet with his thoughts on the matter.

When your inspector inspected the project on September 20th, he did not contact any members of the Town of Cinco Bayou Park Committee or their engineering representative; and the above-mentioned letter conveys his personal views on how this bulkhead should be designed. I would have thought he would have the courtesy to contact the Town and obtain the Park Committee's input. However, this was not the case.

We do not agree with the inspector's opinions on how the Town of Cinco Bayou should build their bulkhead, and I don't think Mr. Taylor from DER will agree either.

The Town of Cinco Bayou had three (3) objectives in mind for the design of this bulkhead. Objective one (1) was to reclaim land lost due to motor boat wave erosion. The second objective was to save the two (2) large pine trees, as shown in your photographs. The third objective was to stabilize the Park bank and prevent further erosion. Between DER and the Corps of Engineers, the Town feels that the first two (2) objectives will not be accomplish.

We would suggest that you contact Mr. Taylor of DER, and he can acquaint you with the objectives of the Town in installing this bulkhead. If this is not satisfactory, we would expect your inspector to notify us when he can meet with the Park Committee and go into this problem in depth.

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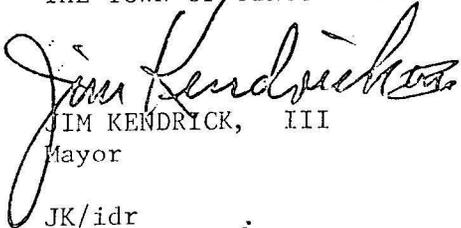
Mr. P. A. Flanagan, P.E.

We feel that the Town of Cinco Bayou in expending the taxpayer's money with no state or federal assistance has a viable and desirable project; and if this project is not accomplished, we also feel that adverse environmental affects will occur (for example, we will lose the two large pine trees).

Looking forward to working with you further on this project, I remain.

Yours very truly,

THE TOWN OF CINCO BAYOU


JIM KENDRICK, III
Mayor

JK/idr

CC: Miller Burt, Polyengineering

ORDINANCE NO. 60

AN ORDINANCE TO BE ENTITLED:

AN ORDINANCE AMENDING SECTION 5-16 OF THE CODE OF ORDINANCES OF CINCO BAYOU, FLORIDA, TO ADOPT THE NATIONAL FIRE CODE AND RULES AND REGULATIONS OF THE STATE FIRE MARSHAL OF THE STATE OF FLORIDA, DECLARING AN EMERGENCY AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.

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

SECTION 1. That Section 5-16 of the Code of Ordinances of the Town of Cinco Bayou, Florida, is hereby amended to add the following:

In Addition to the American Insurance Association Code, there is hereby adopted for the purpose stated herein that certain code known as the National Fire Code and those certain rules and regulations of the State Treasurer and Insurance Commissioner, as State Fire Marshal of the State of Florida as they may from time to time hereafter appear in the Florida Administrative Code and the same are hereby adopted and incorporated as fully as if set out at length herein.

SECTION 2. In order to preserve the health, safety and welfare of the citizens of the Town of Cinco Bayou, Florida, an emergency is hereby declared and this ordinance shall take effect immediately upon its passage by two-thirds majority and approval by the Mayor.

ADOPTED: *November 17, 1977.*

Jim Kendrick
Jim Kendrick, III
Mayor

ATTEST:

James O. Godwin Sr.
James O. Godwin, Sr.
Town Clerk

ORDINANCE NO. _____

AN ORDINANCE TO BE ENTITLED:

AN ORDINANCE ENACTING SECTION 4-21 OF THE CODE OF ORDINANCES OF THE TOWN OF CINCO BAYOU; PROVIDING FOR THE INSTALLATION OF ELECTRICAL DISCONNECT EQUIPMENT IN ORDER TO BETTER CONTROL FIRES IN MULTI-FAMILY STRUCTURES; PROVIDING AN EFFECTIVE DATE HEREOF.

WHEREAS, multi-family structures of more than two floors in height offer different fire safety considerations, and

WHEREAS, there are known instances of loss of life because of the inability of fire fighters to reach the source of the fire in time to fully protect life and property, and

WHEREAS, the National Electrical Code adopted by the Town to establish rules and regulations for the installation of electrical wiring and equipment is not as clear as it could be in establishing procedures for fast and selective disconnection of electric power to a multi-family structure of more than two floors; and

WHEREAS, the Town of Cinco Bayou desires to make any structures of this type erected as fire-proof as possible,

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

SECTION 1. Any multi-family structure constructed with a height of more than two floors shall have means provided for disconnecting all electrical conductors leading to the building, located on the outside of the first floor wall and a minimum of seven (7) feet above ground. This service disconnect shall consist of not more than six (6) switches or six (6) circuit breakers.

SECTION 2. Subservice feeder lines will be installed from the main service disconnects to the meters on each floor and from the meters to panels in each apartment. Service disconnects consisting of one switch or one circuit breaker will be installed at each meter and at each panel in each apartment.

SECTION 3. All disconnects shall be readily accessible and shall not be installed in bathrooms, clothes closets or kitchen cabinets.

SECTION 4. This Ordinance shall take effect after its passage and approval by the Mayor.

ADOPTED:

Jim Kendrick, III
Mayor

ATTEST:

James O. Godwin, Sr.
Town Clerk