

**MINUTES  
REGULAR MEETING  
DESTIN CITY COUNCIL  
FEBRUARY 16, 2016  
CITY HALL BOARDROOM  
6:00 PM**

The Council of the City of Destin met in regular session with the following members and staff present:

**Destin City Council**

Mayor Sam Seevers

Councilmember Jim Foreman

Councilmember Cyron Marler

Councilmember Jim Wood

Councilmember Prebble Ramswell

Councilmember Tuffy Dixon

**Destin City Staff**

City Manager Greg Kisela

Public Information Manager Doug Rainer

Finance Director Bragg Farmer

Community Development Director Ken Gallander

Parks/Recreation Director Lance Johnson

CRA/Development Manager Steve Schmidt

Land Use Attorney Scott Shirley

City Clerk Rey Bailey

City Engineer David Campbell

Planning Manager Ashley Grana

IT Manager Webb Warren

Library Director Jurate Burns

HR Manager Karen Jankowski

City Attorney Jerry Miller

**CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE**

Mayor Sam Seevers called the meeting to order at 6:00 PM. Councilmember Marler delivered the invocation; which was followed by the Pledge of Allegiance.

**SPECIAL PRESENTATIONS**

**APPROVAL OF MINUTES**

1. Request approval of minutes of the February 1, 2016 regular city council meeting

**Motion by Councilmember Wood, seconded by Councilmember Marler, to approve the minutes of the February 1, 2016 regular city council meeting passed 5-0 (Council members Wood, Marler, Foreman, Dixon and Ramswell voted "yes"; Council members Trammell and Braden were absent from the meeting).**

**PUBLIC HEARING**

2. Second reading of Ordinance 16-01-LC, which amends the Land Development Code by creating a new zoning district, Residential Office Institutional – Crystal Beach Residential (ROI-CBR) and rezones the Sovereign Isle neighborhood from ROI-TD to ROI-CBR

The City Attorney read proposed Ordinance 16-01-CC by title; and then presented it to the City Council on second reading.

AN ORDINANCE OF THE CITY OF DESTIN, FLORIDA RELATING TO THE CREATION OF A NEW ZONING DISTRICT ROI-CBR AND REZONING THE SOVEREIGN ISLE SUBDIVISION FROM ROI-TD TO ROI-CBR; PROVIDING FOR ZONING MAP AMENDMENTS; PROVIDING FOR AN AMENDMENT TO TABLE 7-1 IMPLEMENTING ZONING DISTRICTS; PROVIDING FOR AMENDMENTS TO SECTION 7.12.06. ZONING DISTRICTS BY CREATING A NEW ZONING DISTRICT, RESIDENTIAL OFFICE INSTITUTIONAL - CRYSTAL BEACH RESIDENTIAL (ROI-CBR); PROVIDING FOR AMENDMENTS TO THE OFFICIAL ZONING MAP AS REFERENCED IN THE LAND DEVELOPMENT CODE, SECTION 7.12.01(A)2 ZONING MAPS TO CREATE A NEW ZONING DISTRICT, RESIDENTIAL OFFICE INSTITUTIONAL - CRYSTAL BEACH RESIDENTIAL (ROI-CBR), PROVIDING FOR THE REDESIGNATION OF THE SOVEREIGN ISLE NEIGHBORHOOD FROM RESIDENTIAL OFFICE INSTITUTIONAL - TOURIST DEVELOPMENT (ROI-TD) TO ROI-CBR; PROVIDING FOR THE AMENDMENT OF LAND DEVELOPMENT CODE SECTION 7.12.06 ZONING DISTRICTS, TABLE 7-2: TABLE OF ALLOWABLE USES; PROVIDING FOR THE AMENDMENT OF SECTION 7.12.08 DIMENSIONAL REQUIREMENTS, TABLE 7-3: SCHEDULE OF DIMENSIONAL REQUIREMENTS; PROVIDING FOR AUTHORITY; PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR INCORPORATION INTO THE LAND DEVELOPMENT CODE; PROVIDING FOR CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

The City Manager noted this item was approved on first reading on February 16, 2016. The Sovereign Isle Homeowners Association collected 29 out of 38 (76%) signatures by petition and is seeking to accomplish the following objectives with the proposed zoning change:

- To achieve some degree of protection from the impacts of future commercial development expected to occur on the property immediately adjacent to the northern boundary of the Sovereign Isle subdivision
- To make the long term residential uses in the Sovereign Isle subdivision conforming. The current zoning does not allow long term residential, but that is how many of the single family homes there are used

The Mayor opened a public hearing to receive comments for or against the proposed ordinance.

Ms. Michelle Burke, President of Sovereign Isle Homeowners Association, expressed her gratitude to City staff for all their assistance and efforts in this initiative. She stated all their 37 homes are non-conforming under the current zoning; and that out of the 37 parcels, only two are short-term rentals. She urged for Council's approval of the proposed ordinance.

Having no further comments from the public, the Mayor closed the public hearing portion and turned the matter over to the City Council for their consideration.

**Councilmember Wood moved for the adoption of proposed Ordinance 16-01-LC on second reading and direct staff to forward it to the Municipal Code Corporation for publication in the Destin Land Development Code; seconded by Councilmember Ramswell. Motion passed 5-0 (Council members Wood, Marler, Foreman, Dixon and Ramswell voted “yes”; Council members Trammell and Braden were absent from the meeting).**

3. Final assessment resolution 16-04. A resolution of the City of Destin, Florida relating to reconstruction and funding of Regions Way; providing authority and definitions; confirming the initial assessment resolution; approving the assessment roll; providing for the imposition of the assessments to fund the regions way reconstruction project; providing for collection of the assessments pursuant to the uniform assessment collection act; providing for the effect of this resolution; providing for severability and an effective date

The City Attorney read Resolution 16-04 by title.

A RESOLUTION OF THE CITY OF DESTIN, FLORIDA RELATING TO RECONSTRUCTION AND FUNDING OF REGIONS WAY; PROVIDING AUTHORITY AND DEFINITIONS; CONFIRMING THE INITIAL ASSESSMENT RESOLUTION; APPROVING THE ASSESSMENT ROLL; PROVIDING FOR THE IMPOSITION OF THE ASSESSMENTS TO FUND THE REGIONS WAY RECONSTRUCTION PROJECT; PROVIDING FOR COLLECTION OF THE ASSESSMENTS PURSUANT TO THE UNIFORM ASSESSMENT COLLECTION ACT; PROVIDING FOR THE EFFECT OF THIS RESOLUTION; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

The City Manager noted that at its regular meeting on August 3, 2015, the City Council was informed that petitions from over half the 126 property owners anticipated to be affected by a Special Assessment for Regions Way improvement had been submitted in accordance with the City Charter. The City Council voted unanimously to pursue a Special Assessment for the acquisition and improvement of Regions Way, utilizing the Non-AD Valorem Assessment process with the County Tax Collector’s office. The Final Assessment Resolution is the final proceeding for the imposition of an assessment. It shall confirm the initial assessment roll and establish the Capital Assessment for the Regions Way Reconstruction Project.

The Mayor opened a public hearing to receive comments for or against the proposed resolution. Having none, the Mayor closed the public hearing portion and turned the matter over to the City Council for their consideration.

Councilmember Dixon announced he would abstain from voting on this item as he works part-time as a consultant for the Government Services Group that did some work with the Tax Collector on the methodology.

**Councilmember Wood moved for the adoption of Final Assessment Resolution 16-04; seconded by Councilmember Foreman. Motion passed 4-0 (Council members Wood, Marler, Foreman and Ramswell voted “yes”; Council members Trammell and Braden were absent from the meeting; Councilmember Dixon abstained from voting).**

**PUBLIC OPPORTUNITY TO SPEAK ON COUNCIL PROPOSITIONS  
CONSENT AGENDA\***

4. Reimbursement to Councilmember Sandy Trammell for expenses incurred at the Florida League of Cities Legislative Action Days in Tallahassee, Florida on February 2-3, 2016
5. Reimbursement to Councilmember Prebble Ramswell for expenses incurred at the Florida League of Cities Legislative Action Days in Tallahassee, Florida on February 2-3, 2016

**Motion by Councilmember Marler, seconded by Councilmember Dixon, to approve Consent Agenda items #4 and #5, as printed above, passed 5-0 (Council members Wood, Marler, Foreman, Dixon and Ramswell voted "yes"; Council members Trammell and Braden were absent from the meeting).**

**RESOLUTIONS**

**COMMITTEE REPORTS**

**SCHEDULED PRESENTATIONS FROM THE PUBLIC\*\***

**PROJECT REPORTS AND COMMENTS FROM MAYOR AND COUNCIL**

6. Councilmember Braden
7. Councilmember Ramswell

Councilmember Ramswell stated one of their challenges was coming up with enough funds to pay the Sheriff's Office, the Destin Fire District and the Beach Safety Division to help support their tourism industry. There have been a lot of discussions with regards to the amount of funding necessary based on a year-round population of the City of Destin of about 12,900. They do not have the resources available to support everybody including the tourists in this area. She also stated she has been very vocal about this issue; and that she received a from Senator Gaetz yesterday asking her to come and speak in front of the Senate today in favor of Bill 1520, which provides that the Tourist Development Council (TDC) can supplement 10 percent of the revenues generated to provide for public safety personnel. She continued the Bill passed unanimously today, and the goal is to try to get it there with the House of Representatives and have it passed this Legislative session.

8. Councilmember Dixon

Councilmember Dixon requested an update on the derelict boat issue.

The City Manager stated that the owners of the two boats, one in Joe's Bayou and another in the harbor, are currently being prosecuted through the court; and that they are continuing to work with Florida Fish and Wildlife Commission (FWC) to have these two boats removed.

Councilmember Dixon asked if the City has decided what to do to minimize the effect of the park the City recently cleared on Main Street to the property next to it.

According to the City Manager, they should receive an estimate of the cost to put up a fence there within the following week.

9. Councilmember Foreman

#### 10. Councilmember Marler

Councilmember Marler reported that they are getting some shoaling at the harbor entrance. He asked that they monitor this condition as they are coming up with Spring Break and expect a lot of traffic in that area.

The City Manager stated they will continue to monitor this issue and continue to work with the Florida Department of Environmental Protection (FDEP). He continued they have advised FDEP, during a discussion with them several months ago, that they may have to do some temporary dredging to remove some material from this area.

Councilmember Marler stated it was his understanding the speed limit will be reduced to 25 mph once the pedestrian crosswalks are installed. He asked if they would also adjust the traffic lights on Stahlman and Benning.

According to the City Manager, the speed reduction was a recommendation from the Harbor CRA Advisory Committee; adding this item will be brought before the CRA Board on March 7<sup>th</sup> for their concurrence, and then they will make a formal request to the Florida Department of Transportation (FDOT) to reduce the speed limit.

#### 11. Councilmember Wood

Councilmember Wood stated that he served on the State Transportation Committee in the past working on the State Transportation Plan for the last five or six months. He continued there are three elements to this plan – Vision, Policy and Implementation elements. The Vision and Policy elements have been completed; and that the FDOT staff is working on the Implementation element (projects and costs) which would probably take eight months to a year to complete. He further stated that the plan will be updated every seven to 10 years.

Councilmember Wood announced there is an Okaloosa-Walton Transportation Planning Organization (TPO) meeting scheduled in the Annex Chamber on Thursday, February 17<sup>th</sup>. He stated one of things that will be discussed is a proposal from Okaloosa County Leaseholder Association for a Linear Park/Path across Okaloosa Island to increase pedestrian safety on the island. He added they received funding from the TDC for the design and they are now asking the TPO for support.

#### 12. Councilmember Trammell

#### 13. Mayor Seevers

Mayor Seevers commended the Destin Fire Control District for the job that they did in putting out the fire at AJ's Restaurant and preventing it from moving on to the other parts of the harbor.

Mayor Seevers invited everyone to attend the State of the City Address scheduled for Tuesday, February 23<sup>rd</sup>, 5:30 p.m. in the Annex Council Chambers.

## STAFF REPORTS AND RECOMMENDATIONS

14. City Attorney comments
15. City Land Use Attorney comments
16. First reading of Ordinance 16-09-CC – Amendment to the City of Destin Cemeteries Rules and Regulations

The City Attorney read Ordinance 16-09-CC by title; and then presented it to the City Council on first reading.

AN ORDINANCE OF THE CITY OF DESTIN REGULATING CITY CEMETERIES; PROVIDING FOR AUTHORITY; PROVIDING FOR PURPOSE; PROVIDING FOR MODIFYING CITY CODE SECTION 7-28 – *TOMBSTONES, MONUMENTS AND MARKERS*; PROVIDING FOR INCORPORATION INTO THE CODE OF ORDINANCES; PROVIDING FOR CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

The City Manager noted this is a proposed minor change to the cemetery ordinance. Currently, only ground-level grave markers are allowed in the new cemetery with the size limited to 12 inches in width and 32 inches in length. They currently have markers at the cemetery that are larger in size and approval of the proposed amendment will make all the sizes legally conforming. It would also allow families to do a little bit more of an expression to their loved ones.

**Councilmember Wood moved for approval of proposed Ordinance 16-09-CC on first reading and direct staff to advertise it for second reading; seconded by Councilmember Marler.**

Councilmember Wood announced he is the legislative sponsor for this amendment. He stated that a citizen who has just lost a child approached him and asked him to sponsor an amendment to the ordinance that would increase the size of the markers. He continued some of the existing markers are larger than what the current ordinance allows and that approving the proposed ordinance amendment increasing the maximum size for the markers to 19 inches in width and 37 inches in length will make all the other markers legally conforming. It would also add a provision for double grave markers not to exceed 19 inches in width and 64 inches in length.

Councilmember Ramswell asked how others were able to place stones at the cemetery that are not in compliance with the ordinance.

The City Manager stated the City had given funeral homes copies of their regulation. Most times the stones come in much later after the burial service and they exceed the limitations.

The City Clerk stated that most of the markers that are non-conforming were placed at the cemetery 10 to 15 years ago. Several years ago they made it part of their checklist to provide a copy of the ordinance to those who purchase burial plots. They also sent copies of the ordinance to several funeral homes and monument companies in Pensacola, Fort Walton Beach, DeFuniak Springs and others with whom they have ever done business to make sure they are all aware of the City's policy.

Councilmember Ramswell stated though she understand the delicate situation here, she would not want to set precedence by changing the rules to accommodate the violators.

According to the City Manager, some families find the current size limitation for markers too restrictive in many cases especially if they want to include any kind of poems or pictures of their loved ones.

Councilmember Ramswell stated it is stipulated in their ordinance that violators shall be punished by a fine. She asked if anybody has been fined; to which the City Manager replied "no."

Councilmember Foreman noted there was a time in the past when the rules were not so stringent, which is probably the reason they have many non-compliant markers at the cemetery. He also stated he supports Councilmember Wood's request to increase the size of the markers because he believes there is nothing more sensitive than a cemetery and anybody's family. However, they should have the rules in place and have the procedures to make sure they work.

Councilmember Marler pointed out when the City purchased the land for the old cemetery and when the cemetery was put in place, people who donated money to help purchase the property refused to follow the rules; which explains some of the oversized monuments they have there now. He continued the only ruling committee they had at the time was the Community Center Board which did not have real authority. He also stated bereaved families should not be subjected to a lot of rules and regulations because they are already going through enough tough time.

**The Mayor called for a vote on the motion, which passes 5-0 (Council members Wood, Marler, Foreman, Dixon and Ramswell voted "yes"; Council members Trammell and Braden were absent from the meeting).**

17. First reading of Ordinance 16-10-CN, Approval of easements and license agreement for FDOT US Hwy 98 project

The City Attorney read Ordinance 16-10-CN by title; and then presented it to the City Council on first reading.

AN ORDINANCE OF THE CITY OF DESTIN, FLORIDA, RELATING TO DONATION AND CONVEYANCE OF PERMANENT AND TEMPORARY EASEMENTS AND A LICENSE AGREEMENT TO THE FLORIDA DEPARTMENT OF TRANSPORTATION; PROVIDING FOR AUTHORITY; PROVIDING FOR FINDING OF FACT; PROVIDING THE NEED FOR SUCH CONVEYANCE; PROVIDING FOR THE MAILING OF A CERTIFIED COPY OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

According to the City Manager, FDOT is acquiring easements and license agreements for the purpose of widening US Hwy 98 from the County line to Airport Road. In order to tie the reconstructed roadway to some of the existing City streets, they need certain access rights from the City. They will need to work in these areas to provide smooth transitions to the City streets outside

the scope of their existing right-of-way, and they are asking the City to donate the easements they require for the work.

**Councilmember Wood moved for approval of proposed Ordinance 16-10-CN on first reading, and direct staff to advertise and schedule if for second reading on March 7<sup>th</sup> Council meeting; seconded by Councilmember Marler.**

Councilmember Wood announced the six-laning process will start on the Walton County side of the County line late in November 2016 time frame; and the Okaloosa County side back to Airport Road will start around March 2017.

**The Mayor called for a vote on the motion, which passes 5-0 (Council members Wood, Marler, Foreman, Dixon and Ramswell voted “yes”; Council members Trammell and Braden were absent from the meeting).**

18. Property Appraiser and Tax Collector agreements for Regions Way

The City Manager noted these are agreements related to agenda item #3, and it is basically agreements for the Property Appraiser and Tax Collector to levy and collect the special assessment for Regions Way. This agreement requires the City to pay each entity two percent and this had been calculated into the special assessment.

**Councilmember Wood moved for approval of the form of Agreement for Property Appraiser Services and Uniform Collection Agreement for Tax Collector services, and authorize their execution by the City Manager; seconded by Councilmember Foreman.**

Councilmember Dixon announced he would abstain from voting on this item as he works part-time as a consultant for the Government Services Group that did some work with the Tax Collector on the methodology.

**The Mayor called for a vote on the motion, which passes 4-0 (Council members Wood, Marler, Foreman and Ramswell voted “yes”; Council members Trammell and Braden were absent from the meeting; Councilmember Dixon abstained from voting).**

19. Acceptance of Quit Claim Deed authorization to pay taxes for Regions Way

According to the City Manager, staff has negotiated execution of a Quit-Claim deed with the underlying owners, and has identified the amount of unpaid taxes and tax certificates that have accrued to the Regions Way property. In addition to the creation of the special assessment, the City will need to own and control the underlying fee in order to execute the terms of the assessment, reconstruct and maintain the roadway as City right-of-way. The payoff amount for all back taxes and certificates effective through February 29<sup>th</sup> is \$4,781.31, and this amount has been factored in the special assessment. He added that these taxes will have to be paid to clear the title to the fee simple property.

**Motion by Councilmember Wood, seconded by Councilmember Ramswell, to accept the Quit-Claim deed, and authorize payment of outstanding taxes and certificates for the Regions Way parcel passed 5-0 (Council members Wood, Marler, Foreman, Dixon and Ramswell voted "yes"; Council members Trammell and Braden were absent from the meeting).**

20. City Manager comments

#### **COMMENTS FROM THE AUDIENCE**

Mr. Steve Menchel, a Destin resident and a candidate for the City Council, informed Council he has had some discussion with the City Manager about having a candidate meet and greet from 6:00 to 7:30 p.m. on February 22<sup>nd</sup> at the Destin Community Center. He stated that the citizens of Destin have very little opportunity to actually meet all the candidates at the same time, and this event will give them the chance to do so. He also noted the only remaining public event scheduled is the Candidates Forum on March 3<sup>rd</sup>. He continued that he and the City Manager agreed it would be best to bring this item before the Council for their approval. He added that it will not be a forum and no candidate will go up and speak individually; and that the citizens can have one on one conversation with different candidates. He also added that a Candidates Forum has been held in this Annex two years ago and the City also hosted a meet and greet for the City Manager candidates in the past.

The Mayor mentioned that Tuesday, February 23<sup>rd</sup>, at the Mayor's State of the City Address, would be a grand opportunity for every candidate to be in attendance and meet the citizens. She also noted the Candidates Forum previously held in this building was sponsored by the Destin Area Chamber of Commerce.

Councilmember Marler asked if this forum will create a conflict for himself, Councilmember Dixon and Councilmember Wood as they are all currently running for office.

The City Attorney stated that with the election scenario there are some exceptions for the currently seated Council members. He continued they should not enter into direct communications regarding issues that would likely come before the City Council. He further stated he could give more advice once he receives specific details about how this forum will be conducted.

According to the City Manager, City staff tries really hard not to show any preferential treatment toward any candidates once they enter into an election cycle. They have had requests from different candidates in this election as well as others to have access to different City facilities, but it is something they are really trying to avoid because they do not want any perception of favoritism toward any particular candidate.

Councilmember Ramswell asked how this would work for the City if there is no one hosting this event.

The City Manager noted there is normally an entity that sponsors such an activity. In this

case they are being asked to allow a City facility to be used for political activity; and so he informed Mr. Menchel he was not comfortable providing a City facility for this purpose without Council's approval. He also stated that on this election cycle, and historically on previous election cycles, the City has provided each candidate a booklet of information including "do's and don'ts" for the elections; and he had also provided a two hour briefing at the Chamber of Commerce for all the candidates on city-wide issues. Outside of these, they have stepped back and allow the candidates conduct their own activity.

According to the Mayor, they have had entities such as the Destin Log who spent their money advertising a particular event. They hosted the event, and in some cases, provided food and refreshments to the public. She continued the City has never spent money for candidates for this particular situation; and so if Council decides to vote on a motion to allow this activity to occur, there need to be some consideration as to who will be the responsible party that will pay for it and invite the candidates.

Councilmember Ramswell inquired as to the cost involved in this case.

The Parks and Recreation Director explained that just like any groups that want to use any rooms in the Community Center, they would have to fill out a request form; adding there is a fee associated with it and Council will have to give permission to waive the fee.

The City Manager remarked he considers it to be more of a philosophical issue; and that it is a question of whether or not Council is willing to allow access to City facility and for City staff to be involved in a political campaign.

Councilmember Foreman stated that in this particular case, he expects to see a lot of campaign materials going up and being circulated; and the fact there are no rules involved concerns him. He added that the best opportunity for people to meet the candidates is at the Mayor's State of the City Address scheduled for the following night.

Councilmember Dixon stated he supports the idea as long as every candidate will be invited, and there is an understanding nobody will stand up and give their vision for the City and violates the Sunshine Law. He also stated it would be very difficult for 13 candidates to have enough time to get their message out to people at the Mayor's State of the City Address.

**Councilmember Dixon offered a motion to allow the use of the Destin Community Center for the candidate meet and greet on Monday, February 22<sup>nd</sup>, and for the City to waive the fee for use of the facility; seconded by Councilmember Ramswell.**

Councilmember Marler expressed concern certain issues will be brought up at this forum that current members of Council will not be able to discuss because of the Sunshine Law; adding they would be at a disadvantage because most people normally base their support on the answers they receive from the candidates. He stated there ought to be a sponsor and some ground rules stipulated for this event.

Councilmember Wood noted they would first need to vote to set aside the order of the day to walk-on this non-agendaed item.

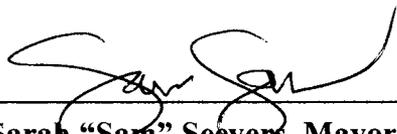
**Councilmember Dixon withdraws his motion.**

Ms. Jane Araguel, a Destin resident and local business owner, expressed her disappointment that the Council will not allow this forum to take place at a City facility. She stated that most citizens have not had the opportunity to meet all of the candidates, and this is a great opportunity for them to do so. She also stated that any candidates who are afraid to show up at this forum need not run.

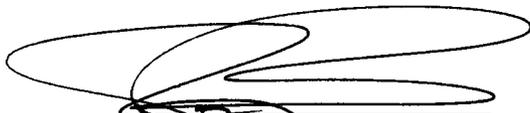
Mr. Jim Bagby, a Destin resident and a candidate for Council, stated that the candidate meet and greet is a great idea if they have scheduled it a few months ago; adding a six day-notice is not fair for the other candidates as they may already have a commitment for that particular night and will not be able to attend the forum. He also stated they ought to be as fair and impartial as possible to all the candidates and not allow this event to be held at City facility unless they hear all 13 candidates stands up and say this is a good idea. He added he would be willing to meet and discuss any issues with anyone at any time, and it does not have to be at this forum.

Having no further business at this time, the meeting was adjourned at 7:05 PM.

**ADOPTED THIS 7<sup>TH</sup> DAY OF MARCH 2016**  
**By:**

  
\_\_\_\_\_  
Sarah "Sam" Seavers, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Rey Bailey, City Clerk

# FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Dixon Milner (Wife)	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Destin City Council
MAILING ADDRESS 602 Third Ave	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY Destin FL	COUNTY Okaloosa
DATE ON WHICH VOTE OCCURRED 2-10-10	NAME OF POLITICAL SUBDIVISION: Destin City Council
	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

## WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

## INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

\* \* \* \* \*

### ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

\* \* \* \* \*

### APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

**IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:**

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

**APPOINTED OFFICERS (continued)**

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

**DISCLOSURE OF LOCAL OFFICER'S INTEREST**

I, William R. Dixon, hereby disclose that on 2-16-16, 20 16:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, \_\_\_\_\_;
- inured to the special gain or loss of my relative, \_\_\_\_\_;
- inured to the special gain or loss of \_\_\_\_\_, by whom I am retained; or
- inured to the special gain or loss of \_\_\_\_\_, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

2-16-16  
Date Filed

  
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

# FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Dixon Mulner (Tuffy)	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Destin City Council
MAILING ADDRESS 602 Third Ave Okaloosa	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY COUNTY Destin FL 32541	NAME OF POLITICAL SUBDIVISION:
DATE ON WHICH VOTE OCCURRED 2-16-16	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

## WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

## INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

\* \* \* \* \*

### ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

**PRIOR TO THE VOTE BEING TAKEN** by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

**WITHIN 15 DAYS AFTER THE VOTE OCCURS** by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

\* \* \* \* \*

### APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

**IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:**

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

**APPOINTED OFFICERS (continued)**

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

**DISCLOSURE OF LOCAL OFFICER'S INTEREST**

I, milner R Dixon, hereby disclose that on Feb 16, 20 16:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, \_\_\_\_\_;
- inured to the special gain or loss of my relative, \_\_\_\_\_;
- inured to the special gain or loss of \_\_\_\_\_, by whom I am retained; or
- inured to the special gain or loss of \_\_\_\_\_, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

2-16-16  
Date Filed

  
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.