

**REGULAR MEETING
DESTIN CITY COUNCIL
MARCH 6, 2023
ANNEX COUNCIL CHAMBERS
6:00 PM**

*****Core Value of the Month - Respect*****

CALL TO ORDER

*** INVOCATION (Pastor David J. Butler - Faith Assembly Christian Church)**

PLEDGE OF ALLEGIANCE

AGENDA APPROVAL *(Matters not specifically listed on the agenda may be added and acted upon with a super-majority vote of the Council members present and eligible to vote on the matter)*

1. PROCLAMATIONS / RECOGNITIONS / SPECIAL / **PUBLIC PRESENTATIONS / ANNOUNCEMENTS

A. Flood Awareness Week - March 6-12, 2023

2. PUBLIC COMMENTS (Section 5 - Public Hearings has separate public comments time for these items) (Note: Individual speakers will be limited to 3 minutes. At the discretion of the mayor, this 3 minute allowance may be adjusted depending on the level of business coming before the City Council)

3. * CONSENT AGENDA**

- A. Request from Pointe Mezzanine, LLC and Pointe Resort, LLC For Acceptance of Final Plat
- B. Morgan Sports Center Sod
- C. Miscellaneous Asphaltic Concrete Continuing Services, authorization to execute a contract
- D. Approval of minutes of February 6, 2023 Regular City Council Meeting
- E. Minutes of Board & Committees

4. CITY MANAGER REPORTS

- A. EnerGov Assist Consulting and Implementation Services
- B. Use of ADA Detectable Warning Mats, Surface Applied and Anchored
- C. Resolution 23-04 - Formation of Short-Term Rental Impact Committee
- D. Legion Drive Traffic Safety & Operational Evaluation - update
- E. Tarpon Beach and Shore of Crystal Beach Park Plans
- F. Paid Parking Fees
- G. Joe's Bayou Passes and Fees
- H. Announcements

5. PUBLIC HEARINGS

- A. Second reading of Ordinance 23-02-CC - Amending Chapter 15 - Parks and Recreation, Section 15-38 of the Code of Ordinances, prohibiting smoking in city-owned public parks and city-owned public beaches.

- B. First reading of Ordinance 23-03-CC - Providing for modifying city code Section 7-21 - Definitions, Section 7-23 - Burial Plots and Mausoleum Niches, Section 7-28 - Tombstone, Monument, and Markers - of the ordinance of the City of Destin regulating city cemeteries allowing upright monuments on burial plots throughout the Destin Memorial Cemetery Phase II, and restricting sales to only residents and immediate family, as currently defined in the code.
- C. David Campbell of Civil Engineering, Inc., on behalf of Valiant Investment, LLC is requesting approval of Conditional Use 22-64-CU. This project includes the construction of an 8-unit long-term, multifamily attached (townhome) development, and the associated site infrastructure. The subject project is located at 807 & 809 Airport Road (Parcel IDs: 00-2S-22-3091-000J-0150 & 00-2S-22-3091-000J-0140), totaling approximately 0.84 acres.
- D. John Green of ECM, on behalf of Pelican Adventures, Inc., is requesting approval of a Major Deviation to a Major Development Order and a Commercial Marina at 548, 580, & 600 Harbor Blvd (Parcel IDs: 00-2S-22-0310-000C-1390; 00-2S-22-0310-000C-139A; 00-2S-22-0310-000C-140B), with additional offsite parking to be located at 106 Benning Dr (Parcel ID: 00-2S-22-0310-000C-396A). The project proposes to expand the existing docks and construct parking areas to support an existing watersports business.
- E. Michael Dombrowski of MRD Associates, Inc., on behalf of ABC Amusement Co., is requesting approval of a Commercial Marina application at 530 Harbor Boulevard (Parcel IDs: 00-2S-22-0630-0000-03A1; 00-2S-22-0630-0000-03A3; 00-2S-22-0630-0000-03A2). The project proposes to construct a 4,353-square-foot, 17-slip wooden dock to the east of the existing 20-slip Gilligan's docking facility. Approximately 36 timber mooring piles will be installed within the slips.

6. COMMENTS / PRESENTATIONS FROM MAYOR, COUNCIL, LAND USE ATTORNEY AND CITY ATTORNEY

- A. Councilmember Sweetser
- B. Councilmember Geile
- C. Councilmember Destin
 - 1. Direct city staff to obtain a written document from the owner of the future Publix Shopping Center site in Destin indicating that they are interested in working with the city or selling a portion of the property to the city
 - 2. Direct the City Manager to come up with written criteria for simplifying and making the permitting process much quicker
 - 3. US Hwy 98 and Stahlman Avenue Intersection / Traffic Corridor Study / Direction
- D. Councilmember Bagby
- E. Councilmember Hebert
 - 1. TDC - Popsicle Giveaways
 - 2. Joe's Bayou Code Compliance
 - 3. Amendment to the LDC related to the length of Docks
- F. Councilmember King
- G. Councilmember Schmidt
 - 1. Positions of City Manager and Deputy City Manager
 - 2. Nomination of Mr. Joshua Cowsent for membership to the Town Center CRA Advisory Committee.
 - 3. Picnicking/Splashpad at Leonard Destin Park

H. Mayor Wagner

1. Pickleball Legislative Sponsor

I. Land Use Attorney

1. Request to call for an executive session on March 20, 2023, at 5:30 p.m., pursuant to section 286.011(8), Florida Statutes, in the case of Destin Fishing Fleet, Inc., v. City of Destin, Okaloosa County Court Case No. 2019-CA-000425-F.

J. City Attorney

1. Update to qualifications for membership to CRA Advisory Committees - Resolution CRA 17-01

7. **PUBLIC COMMENTS** (Comments from the public on any matters considered at the meeting, or on any matters not on the agenda)

8. **ADJOURN**

* Any invocation that is offered before the official start of the City Council meeting shall be the voluntary offering of a private person, to and for the benefit of the City Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the City Council, or the City staff, and the City is not allowed by law to endorse the religious beliefs or views of this, or any other speaker. Persons in attendance at the City Council meeting are invited to stand during the opening invocation and Pledge of Allegiance. However, such invitation shall not be construed as a demand, order, or any other type of command. No person in attendance at the meeting shall be required to participate in any opening invocation that is offered. A person may exit the City Council Chambers and return upon completion of the opening invocation if a person does not wish to participate in or witness the opening invocation.

** To be placed on the agenda under public presentations, citizens must contact the City Manager or City Clerk's office one (1) week prior to the scheduled City Council Meeting, completing a Speakers Request Form and providing any accompanying documentation as requested in the form's instructions.

*** All items listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and may be considered separately.

If a person decides to appeal any decision made by the Council with respect to any matter considered at this meeting, he/she may need a record of the proceedings, and for such purpose, he/she may need to ensure that verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. FS 286.0105.

Persons with disabilities who require assistance to participate in City meetings are requested to notify the City Clerk's Office at (850) 837-4242 in advance. Hearing Impaired: TTY: 711. Assistance also available through Human Resources, Title VI Coordinator, at (850) 837-4242. Personas con discapacidades que necesitan asistencia o personas que necesitan ayuda con un idioma para participar en las reuniones de la ciudad, deberán notificar la oficina de la Secretaria Municipal al (850) 837-4242 antes de la reunión. Discapacidad auditiva: TTY: 711 (Solicitar Espanol CA). La ayuda tambien está disponible por Recursos Humanos, Coordinador del Título VI, al (850) 837-4242.

All regularly scheduled city council meetings will be streamed live via the city's YouTube channel, www.youtube.com/CityofDestin. Past council meetings can also be viewed here. Please visit our agenda center on the city website at www.cityofdestin.com/agendas.