

**MINUTES
EXECUTIVE SESSION
CITY COUNCIL
OCTOBER 19, 2020
5:30 PM
ANNEX COUNCIL CHAMBERS**

The Destin City Council met in an executive session with the following members and staff present:

Council Present

Mayor Pro Tem Prebble Ramswell
Councilmember Chatham Morgan
Councilmember Cyron Marler
Councilmember Parker Destin

Councilmember Steven Menchel
Councilmember Rodney Braden
Councilmember Skip Overdier (Virtual)

Staff Present

City Manager Lance Johnson
City Clerk Rey Bailey
City Land Use Attorney Kimberly Kopp
City Attorney Kyle Bauman
Special Counsel Eric Krebs

Others Present

Liz Klein, Court Reporter (Virtual)

1. EXECUTIVE ATTORNEY-CLIENT SESSION: Pursuant to Section 286.011(8), Florida Statutes, the City's Special Counsel will be seeking the advice of the City Council regarding settlement negotiations and/or strategy related to litigation expenditures concerning the pending litigation:

William C. Carter v. City of Destin, Florida, et al., Case Number 2016-CA-3085, in the Circuit Court of the First Judicial Circuit, in and for Okaloosa County Florida.

Mayor Pro Tem Prebble Ramswell convenes the meeting by stating that:

"This session of the Destin City Council is hereby convened as noticed by publication in a newspaper of general circulation, The Daily News on Sunday, October 18, 2020.

The City Attorney states as follows:

Pursuant to §286.011(8), Florida Statutes, I would like to request that we adjourn to executive session so that I, the attorney of record for the City of Destin in:

William C. Carter v. City of Destin, Florida, et al., Case Number 2016-CA-3085, in the Circuit Court of the First Judicial Circuit, in and for Okaloosa County Florida.

may receive the Council's advice regarding the strategy to be used in this case and the type of expenses to be incurred.

The entire session would be recorded by a court reporter, the transcript would be filed with the City Clerk, and available to the public at the conclusion of the litigation discussed today. A copy of the published notice of this executive session is hereby identified as Exhibit A and will be attached to the transcript of this executive session.

In addition to the Mayor and City Council members in attendance tonight the following persons will be in attendance at the session:

***Attorneys for the City: Eric A. Krebs, Esq.
Warner Law Firm, P.A.
P.O. Box 1820
Panama City, FL 32402***

***Kimberly Romano Kopp, Esq., LEED AP
Romano Kopp Law, PA.
P.O. Box 445
Destin, Florida 32541-0445***

***Kyle S. Bauman, Esq.
Anchors Smith Grimsley
909 Mar Walt Drive, Ste. 1014
Fort Walton Beach, Florida 32547***

"At this time, will the Mayor and Council members in attendance please identify yourselves for the record?"

The following individuals identified themselves for the record:

- Mayor Pro Tem Prebble Ramswell
- Councilmember Chatham Morgan
- Councilmember Parker Destin
- Councilmember Cyron Marler
- Councilmember Skip Overdier
- Councilmember Steven Menchel
- Councilmember Rodney Braden

The City Attorney continued by stating that:

"I estimate that this executive session will take approximately 30 minutes. At the conclusion of the executive session, the Council will reconvene the public hearing, accept any motions if applicable, and the Mayor will end the session."

Mayor Pro Tem Ramswell stated that:

"At this time, we will recess the public portion of tonight's meeting and convene the executive session."

The Mayor Pro Tem and Council proceeded with discussion of the lawsuit (closed session)

The public portion of the executive session resumed at 6:50 PM.

Upon conclusion of the closed portion of the executive session, and once the City Clerk has returned and turned on the recording, the Mayor Pro Tem states:

"We will now reconvene the public portion of this meeting and I will accept any motions from Council."

Councilmember Destin moved to approve the settlement agreement and direct the City Manager to execute the document. Councilmember Marler provided a second to the motion. Motion passed 7-0 (Council members Morgan, Destin, Marler, Overdier, Menchel, Ramswell and Braden voted "yes").

2. ADJOURN

Having no further business at this time, the Mayor Pro Tem adjourned the meeting at 5:54PM.

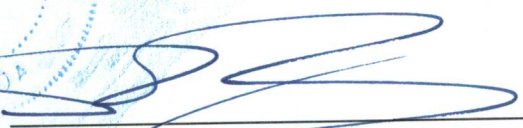
ADOPTED THIS 2ND DAY OF NOVEMBER 2020

By:



Gary Jarvis, Mayor

ATTEST:



Rey Bailey, City Clerk