MINUTES
TOWN OF JUNO BEACH

TOWN COUNCIL REGULAR MEETING

September 14, 2016
Council Chambers
340 Ocean Drive

PRESENT:

JASON HASELKORN, MAYOR
JIM LYONS, VICE MAYOR
FRANK FAHY, VICE MAYOR PRO TEM
(ARRIVED AT 6:03 PM)

BILL GREENE, COUNCILMEMBER
ELLEN ANDEL, COUNCILMEMBER

ALSO PRESENT:

JOSEPH LO BELLO, TOWN MANAGER
VANESSA M. MUTCHNIK, TOWN CLERK
LEONARD RUBIN, TOWN ATTORNEY
MATTHEW PAZANSKI, FINANCE DIRECTOR
ANTHONY MERIANO, DIRECTOR OF PUBLIC WORKS
BRIAN SMITH, CHIEF OF POLICE
PAUL FERTIG, MAJOR
RUBEN CRUZ, DIRECTOR OF PLANNING AND ZONING
FRANK DAVILA, PRINCIPAL PLANNER
ANDREA DOBBINS, PROJECT COORDINATOR

Mayor Haselkorn called the Town Council regular meeting to order at 5:30 pm.

Audience: 30

~ CALL TO ORDER
~ PLEDGE OF ALLEGIANCE TO THE FLAG
~ ADDITIONS, DELETIONS, SUBSTIUTIONS TO THE AGENDA

1. **COMMENTS FROM THE PUBLIC**
Public Comments Opened at 5:32 PM.

Jack Kneuer, 541 North Lyra Circle, stated that he wanted to commend staff for the 9/11 Memorial Event on Sunday.

Town Manager Lo Bello stated that the Juno Beach Civic Association was a huge help making the event wonderful. He added that Donna Hamilton got the very moving speaker.

David Dearth, Park Manager for John D. MacArthur Beach State Park, 10900 Jack Nicklaus Drive, North Palm Beach, presented the Town with a $100,000 check from the Florida Recreation Development Assistance Program (FRDAP). He stated that the grant would be used for beach access and improvements to Kagan Park.

John Flynn, 50 Celestial Way, stated that he was concerned with the condition of Pelican Lake. He questioned if the lake was polluted. He stated that that were no pelicans on Pelican Lake. He then showed the Council a picture of the lake's current condition.

Public Comments Closed at 5:39 PM.

2. **CONSENT AGENDA**

All matters listed under Item 1, Consent Agenda, are considered to be routine by the Town Council and will be enacted by one motion in the form listed below. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

A. Consider approving the August 10, 2016 Town Council Meeting minutes.
B. Consider approving the August 26, 2016 Town Council Meeting minutes.

MOTION: *Lyons/Greene made a motion to approve the consent agenda.*

COUNCIL ACTION: *The motion passed 4-0.*

3. **PUBLIC HEARING AND FIRST READING: ORDINANCE NO. 690**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH, FLORIDA, SETTING AND FIXING A MILLAGE RATE TO BE LEVIED AND SET FOR AND UPON ALL REAL PROPERTY WITHIN THE BOUNDARIES OF THE TOWN FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017; PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Town Attorney Rubin read Ordinance No. 690 by title.

A. Staff Presentation and Recommendations
Finance Director Pazanski made the following announcement per Florida Statutes: The Town of Juno Beach, Palm Beach County, Florida, setting and fixing a millage rate to be levied at 2.3545 which represents a 0.01% tax decrease.

Mayor Haselkorn stated that staff's memorandum, presentation and all back-up materials would be placed into the record.

B. Public Hearing
No Public Comments.

C. Council Discussion
No Discussion

D. Council Motion/Second
MOTION: *Lyons/Greene made motion to approve first reading of Ordinance No. 690, setting and fixing a millage rate of 2.2545 mills for the 2016/2017 Fiscal Year.*

Councilmember Greene commended staff for a great budget and for following Council's request to lower the millage rate. He questioned if there were any other savings that could be easily made.

Finance Director Pazanski stated that staff has cut as much as it can at this time. He added that there are some unknowns, such as the sales tax referendum.

E. Council Action
The motion passed 4-0.

4. **PUBLIC HEARING AND FIRST READING: ORDINANCE NO. 691**
AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH, FLORIDA, ADOPTING A BUDGET FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017; PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Town Attorney Rubin read Ordinance No. 691 by title.

Mayor Haselkorn stated that staff's memorandum, presentation and all back-up materials would be placed into the record.

A. Staff Presentation and Recommendations

B. Public Hearing
Public Comments Opened at 5:47 PM

Bob Hamilton, 220 Celestial Way, Unit #6, stated that even though the Town is doing a wonderful job with managing the budget, he still believed there was more to be done. The Town should have a 3-year plan and a 5-year plan and staff should keep challenging themselves with the budget and providing services to the residents.

C. Council Discussion
No Discussion.

D. Council Motion/Second
MOTION: *Lyons/Greene made motion to approve first reading of Ordinance No. 691, approving the 2016 - 2017 tentative annual budget, schedules and policy recommendation referenced in staff's memorandum.*

E. Council Action
The motion passed 4-0.

Councilmember Greene stated that staff does have a 5-year capital improvement plan. He added that he agreed with Mr. Hamilton and would like to see Council review the plan during the yearly goal workshop.

5. **PUBLIC HEARING AND FIRST READING: ORDINANCE NO. 692**
AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JUNO

BEACH, FLORIDA, AMENDING THE BUDGET FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Town Attorney Rubin read Ordinance No. 692 by title.

Mayor Haselkorn stated that staff's memorandum, presentation and all back-up materials would be placed into the record.

Finance Director Pazanski stated this ordinance concerns adjustments and amendments to the current year budget.

A. Staff Presentation and Recommendations

B. Public Hearing
No Public Comments.

C. Council Discussion
No Discussion

D. Council Motion/Second
MOTION: *Lyons/Greene made motion to approve first reading of Ordinance No 692 amending the budget for the Fiscal Year 2015/2016.*

E. Council Action
The motion passed 4-0.

6. **PUBLIC HEARING AND FIRST READING: ORDINANCE NO. 693**
AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH, FLORIDA, RELATING THE POSSESSION, DISPLAY AND RELEASE OF BALLOONS AND SKY LANTERNS; AMENDING ARTICLE I, "IN GENERAL," OF CHAPTER 12, "ENVIRONMENT," TO ADOPT A NEW SECTION 12-3, "FLOATING BALLOONS AND SKY LANTERNS;" AMENDING ARTICLE II, "USE AND CONDUCT REGULATIONS OF PARKS," OF CHAPTER 18, "PARKS AND RECREATION," OF THE TOWN CODE OF ORDINANCES TO ADOPT A NEW SECTION 18-48, "BALLOONS PROHIBITED;" PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.

Town Attorney Rubin read Ordinance No. 693 by title only.

A. Staff Presentation and Recommendations
Mayor Haselkorn stated that staff's memorandum, presentation and all back-up materials from this meeting would be placed into the record.

Director of Planning and Zoning Cruz stated that staff received a communication from the Loggerhead Marinelife Center requesting the Town pass a ban of balloons in

parks and on beaches. After doing some research, staff is presenting this ordinance on first reading for Council's approval. The ordinance would prohibit the display, possession and release of floating balloons and sky lanterns on any property located within the Town. He stated that the ordinance would also prohibit the display, release and distribution of balloons of any kind within any park within the Town.

Town Attorney Rubin stated that this is a very strict ordinance, but staff felt that it should be given that Juno Beach is the home to one the densest sea turtle nesting beaches in the country.

Councilmember Greene stated that he would agree with prohibiting the balloons but does not understand why sky lanterns needed to be prohibited as they are not made out of anything that is harmful to the environment or living creatures.

Town Manager Lo Bello stated that the little metal trays that hold the candles in the lanterns can be ingested.

Town Attorney Rubin stated that the City of Lake Worth was going to adopt a similar ordinance banning floating balloons and sky lanterns, but decided to only adopt a policy and include it in its pavilion rental agreements.

Town Attorney Rubin stated that if the council passes this ordinance on first reading, then when it comes back for second reading, staff will also bring forward a resolution providing for enforcement by citation.

B. Public Hearing
No Public Comments.

C. Council Discussion

D. Council Motion/Second
MOTION: *Lyons/Andel made motion to approve second reading of Ordinance No. 693.*

E. Council Action
The motion passed 3-1, with Greene opposed.

VICE MAYOR PRO TEM FAHY ARRIVED AT 6:03 PM.

7. **FLORIDA LEAGUE OF CITIES - INSURANCE RENEWALS**

Finance Director Pazanski stated that staff is requesting that Council forgo the bidding process as it is not advantageous to the Town and renew with the Florida Municipal Insurance Trust and the Florida League of Cities.

Vice Mayor Lyons stated that as a retired insurance agent, he is shocked at how low these rates are and commended the staff for outstanding work.

MOTION: *Lyons/Greene made a motion to approve the insurance renewal quotes, at an approximate cost of $172,869, for 2016-2017 from the Florida Municipal Insurance*

Trust and Florida League of Cities, Inc. and forgo the formal bidding process as it is deemed not practical or advantageous to the Town.

COUNCIL ACTION: *The motion passed 5-0.*

8. **COMMENTS FROM TOWN MANAGER**

Town Manager Lo Bello stated that the next Council meeting will be Wednesday, September 28th.

Town Manager Lo Bello stated that Loggerhead Marinelife Center is having their Go Blue Award Luncheon on October 28th. He stated that the cost is $75 per person and in the past the Town sends a staff member and a Council member, usually the Mayor and Town Manager.

Mayor Haselkorn stated that he would be able to go.

Town Manager Lo Bello stated that staff would register himself and Mayor Haselkorn for this lunch.

Council was agreeable to the Town Manager's recommendation.

9. **COMMENTS FROM TOWN ATTORNEY**

No Comment.

10. **COMMENTS FROM STAFF**

Finance Director Pazanski stated that the Town has surplus vehicles and would be using an online surplus auction website, GovDeals, to sell these items. He stated that the items were as follows; a 2012 Dodge Charger from the Police Department and a 1998 Chevrolet Blazer from Public Works. He added that in very near future, staff would also be auctioning a 2005 Ford F150.

Councilmember Greene questioned if it would be useful to keep the police car as another decoy vehicle.

Finance Director Pazanski stated that the department has other cars to use.

Finance Director Pazanski stated that staff also looked into the Mayor's request from the last meeting regarding wheelchair access to the beach. He stated that it is very costly and would need to be removed nightly during turtle nesting season.

Vice Mayor Lyons questioned if the police department would start purchasing the Ford Taurus Interceptor.

Chief Smith stated that was the plan moving forward. He added that they were even looking into an Explorer.

Chief Smith stated that the department will be conducting another Drug Take Back event on October 22nd.

Chief Smith stated that the department is holding a Mature Driving course on November 4th.

Chief Smith stated that the department is starting a File of Life program. He explained that it is a little plastic file which contains all your health information, like medications you are currently taking and if you are allergic to something. You keep it on your door or refrigerator, somewhere that is visible if the emergency responders come to your home. He stated that this program was fully funded by Holy Spirit Lutheran Church.

Chief Smith commended Major Fertig for getting this program started.

Chief Smith stated that staff is working on the Citizens Patrol handbook.

14. **COMMENTS FROM COUNCIL**

Councilmember Greene commended the police department for the all the new programs and keeping our citizens informed.

Vice Mayor Lyons stated the landscaping on the CVS lot looks awful and the Town has been pursuing enforcement and has issued a Notice of Violation to CVS. He stated that CVS goes before Special Magistrate tomorrow for this code violation.

Vice Mayor Lyons questioned if the Town could require CVS to have a maintenance contract.

Town Attorney Rubin stated that the Town could not require CVS to have a maintenance contract; it can only require CVS to comply with the Town Code.

Vice Mayor Lyons stated that he believes that Juno Beach will be a hotbed for drones. He stated that the Town of Palm Beach adopted an ordinance regulating drones but then the ordinance was found to be illegal as drones are regulated by the FAA. He stated that he would like the Town Manager and Town Attorney to keep the Council updated on this drone issue and inform Council with any new information.

Town Manager Lo Bello stated that he would definitely keep Council informed on this issue.

Vice Mayor Lyons questioned if staff was able to develop a safety partnership with Florida Power and Light.

Town Manager Lo Bello stated that staff was still working on this issue.

15. **ADJOURNMENT – 6:38 PM**

Mayor Haselkorn adjourned the meeting at 6:38 PM

Jason Haselkorn, Mayor

Vanessa M. Mutchnik, Town Clerk