MINUTES
TOWN OF JUNO BEACH

TOWN COUNCIL REGULAR MEETING

October 26, 2016
Council Chambers
340 Ocean Drive

PRESENT:
JASON HASELKORN, MAYOR
JIM LYONS, VICE MAYOR
FRANK FAHY, VICE MAYOR PRO TEM
BILL GREENE, COUNCILMEMBER
ELLEN ANDEL, COUNCILMEMBER

ALSO PRESENT:
JOSEPH LO BELLO, TOWN MANAGER
VANESSA M. MUTCHNIK, TOWN CLERK
LEONARD RUBIN, TOWN ATTORNEY
ANTHONY MERIANO, DIRECTOR OF PUBLIC WORKS
RUBEN CRUZ, DIRECTOR OF PLANNING AND ZONING
FRANK DAVILA, PRINCIPAL PLANNER

Mayor Haselkorn called the Town Council regular meeting to order at 6:21 pm.

Audience: 20

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

1. **COMMENTS FROM THE PUBLIC**
Public Comments Opened at 6:22 PM.

John Flynn, 50 Celestial Way, stated that he was here tonight to represent a new group that was recently formed called "Friends of Pelican Lake". He stated that this group was formed because of the concern of the decrease in water fowl around Pelican Lake. He stated that they have requested Town staff look into this issue.

David Cox, 911 Ocean Drive, commended the Council for the way they handled the variance tonight. Mr. Cox also mentioned his concern regarding gangs coming up from the south into Juno Beach. He requested that the Council look into purchasing a license plate reader for the Police Department. He also encouraged other condominiums in Town with cameras to link their cameras with the Police Department.

Public Comments Closed at 6:26 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 September 28, 2016 Town Council Meeting minutes.

B. Special Event Request – Artfest by the Sea.

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

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

3. **PUBLIC HEARING AND SECOND 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 this is the second reading of this ordinance. He added that staff performed additional research and communicated with Battalion Fire Chief Wells and the Loggerhead Marinelife Center. Both are in full support of this ordinance.

Mayor Haselkorn questioned if the both Chief Wells and Loggerhead Marinelife Center would be okay with biodegradable sky lanterns.

Director of Planning and Zoning Cruz stated that they would not be in favor as a sky lanterns, even if they are biodegradable. All sky lanterns fall with the statutory definition of a "firework" are therefore illegal under Florida law.

B. Public Hearing
Public Comments 6:31 PM

Joanna Slattery, 450 Ocean Drive, stated that there are certain biodegradable sky lanterns and the Town should allow these. She did not understand why these needed to be banned.

Diana Mosolf, 241 Mercury Road, questioned why there had to be so many restrictions in Town. She stated that they have been having beach fires and releasing biodegradable sky lanterns for years with no problems.

Madeline Morris, 800 Ocean Drive, questioned why the Town would be concerned with biodegradable sky lanterns when there are so many other toxic things in our environment.

Public Comments closed 6:38 PM.

C. Council Discussion
Councilmember Greene stated that he is not in favor of this ordinance but with that said, he understands that adoption of the ordinance would make the Town consistent with Florida Statutes regarding sky lanterns.

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

E. Council Action
The motion passed 4-1, with Frank Fahy opposed.

4. **RESOLUTION NO. 2016-08 – CODE CITATIONS FOR BALLOON AND SKY LANTERN BAN**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH, FLORIDA, PROVIDING FOR THE ENFORCEMENT OF THE SKY LANTERN AND FLOATING BALLOON BAN WITHIN THE TOWN AND THE BALLOON BAN IN TOWN PARKS BY CITATION; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Attorney Rubin stated that this resolution provides the mechanism to enforce Ordinance No. 693 through the issuance of citations.

MOTION: *Lyons/Greene made motion to approve Resolution No. 2016-08.*

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

5. **RENOVATION OF GAZEBO AT PELICAN LAKE**

Town Manager Lo Bello stated that the Committee reviewed the bid proposals and was not satisfied with the submittals. The Town only received two proposals and one was incomplete and therefore not responsive. The Committee believed that the lack of proposals could be attributed to Hurricane Matthew. Town Manager Lo Bello stated that the Committee is requesting that the Council reject all proposals and re-advertise the Request for Proposals.

MOTION: *Lyons/Andel made motion to exercise the Town's right to reject all proposals that were submitted for the Renovation of the Gazebo at Pelican Lake and re-advertise for the submittal of sealed bid proposals from qualified, responsive and responsible proposers.*

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

6. **COMMENTS FROM TOWN MANAGER**

Town Manager Lo Bello stated that the next Council meetings will be on Wednesday, November 9th and Wednesday, December 14th.

Town Manager Lo Bello stated that Oktoberfest would be this Friday, October 28th at 5 PM. He stated that staff lowered the entrance fee for residents and has added entertainment.

7. **COMMENTS FROM TOWN ATTORNEY**
No Comment.

8. **COMMENTS FROM STAFF**
Town Clerk Dunham stated that Palm Beach North Chamber of Commerce is requesting the Town Manager and one elected official attend a strategic planning meeting on December 12th.

Councilmember Andel volunteered to attend this meeting.

14. **COMMENTS FROM COUNCIL**
Vice Mayor Pro Tem Fahy stated that he did not understand why there was a fee now with beach fire permits. He requested that staff bring a list of permitted items to the next Council meeting for Council to review.

Vice Mayor Lyons commended staff before, during and after Hurricane Matthew.

Councilmember Greene also commended staff and stated that the cleanup after the storm was very good but questioned whether the cleanup should have been performed by Waste Management.

Town Manager Lo Bello stated that storm debris removal does not fall under the duties of Waste Management as set forth in the Franchise Agreement. It is the Town's responsibility.

Mayor Haselkorn commended staff during Hurricane Matthew.

Mayor Haselkorn showed off a framed picture of the "Mayor Mort" sea turtle that staff prepared and would be displayed in the Town Center.

15. **ADJOURNMENT – 7:05 PM**
Mayor Haselkorn adjourned the meeting at 7:05 PM

Jason Haselkorn, Mayor

Vanessa M. Mutchnik, Town Clerk