

MINUTES  
TOWN OF JUNO BEACH  
**TOWN COUNCIL REGULAR MEETING**

**June 24, 2020**  
Council Chambers  
340 Ocean Drive

PRESENT: JASON HASELKORN, MAYOR  
JIM LYONS, VICE MAYOR  
FRANK FAHY, VICE MAYOR PRO TEM  
PEGGY WHEELER, COUNCILMEMBER  
STUART KATZ, COUNCILMEMBER

ALSO PRESENT: JOSEPH LO BELLO, TOWN MANAGER  
LEONARD RUBIN, TOWN ATTORNEY  
ANTHONY MERIANO, DIRECTOR OF PUBLIC WORKS  
BRIAN SMITH, CHIEF OF POLICE  
FRANK DAVILA, DIRECTOR OF PLANNING & ZONING  
ANDREA DOBBINS, PROJECT COORDINATOR  
CAITLIN COPELAND, TOWN CLERK

Audience: 12

- ~ CALL TO ORDER – 5:30 PM
- ~ PLEDGE OF ALLEGIANCE TO THE FLAG
- ~ ADDITIONS, DELETIONS, SUBSTITUTIONS TO THE AGENDA – None  
*(TIME STAMP IS BASED OFF OF [YOUTUBE VIDEO](#))*

Vice Mayor Lyons proposed to have a special meeting a week from today to complete any items that the Council does not get to this evening.

*Council discussed and gave consensus to wait until close to the end of the meeting to make that decision.*

Councilmember Wheeler recommended moving Item No. 15 to Item No. 8A.

Council discussed and agreed to move item No. 15 to Item No. 8A.

1. **COMMENTS FROM THE PUBLIC** *(Time: 24:18 – 35:25)*

Public Comments Opened at 5:51pm.

Town Clerk Copeland read public comments submitted through the Town's webform *(see attached)*.

Jim Carroll, 1281 Faulkner Terrace, Palm Beach Gardens, FL, commented on his candidacy for the Florida House of Representatives, District 85.

Pranoo Kumar (Skomra), 460 Ocean Ridge Way, inquired about diversity initiatives

within the Town.

Bob Hamilton, 220 Celestial Way, commented on the current unprecedented situation and life safety.

Anne Bosso, 765 Hibiscus Avenue, commented on Mr. Carroll's candidacy, the Ecology group, and the capital improvement committee.

Public Comments Closed at 6:02pm.

2. **CONSENT AGENDA** (Time: 35:26 – 37:20)

*All matters listed under Item 2, 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 May 27, 2020 Town Council Meeting Minutes
- B. Consider approving the June 3, 2020 Town Council Goal Planning Workshop Minutes
- C. Consider Approval of Report from Facilitator Thomas Bradford on the Goal Planning Workshop
- ~~D. Information Technology (IT) Consulting Agreement~~
- E. Special Event – Aloha Surf Camp
- F. Bulk Gasoline & Diesel Fuel Contract
- G. Palm Beach County Interlocal Agreement – Internet Service

Councilmember Wheeler requested to remove Consent Agenda Item D: Information Technology (IT) Consulting Agreement for further discussion.

Council agreed to move Consent Agenda Item D to Item No. 15 on the agenda.

Councilmember Wheeler stated that with respect to Consent Agenda Item F, Bulk Gasoline & Diesel Fuel Contract, she strongly feels they should get three bids on this.

***MOTION: Lyons/Fahy made a motion to approve the consent agenda as amended.***

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

3. **AUDIT REPORT FY 2019 – REVIEW AND DISCUSSION** (Time: 37:21 – 48:07)  
(Nowlen, Holt & Miner, P.A.)

Terry Morton, CPA, partner with Nowlen, Holt & Miner, P.A., reviewed the audit report for Fiscal Year 2019 and asked Council if they had any questions.

Council reviewed this item and thanked Nowlen, Holt & Miner, P.A. for their service.

4. **CHARTER REVIEW COMMITTEE RECOMMENDATIONS** (Time: 48:08 – 2:00:50)

*(Town Attorney Rubin)*

Town Attorney Rubin went over the Charter Review Committee's recommendations and asked Council if they had any questions.

Council reviewed and discussed this item.

*Council gave consensus to proceed with the following recommendations: number 3: Filling of vacancies on the Town Council; number 4: Council appointed officials and notice of special meetings; number 5: Voting requirement to change land use or zoning for environmentally sensitive land; 6: Outsourcing of the Police Department; and number 7: Powers and responsibilities of the Town Manager and Town Clerk with the exception of the change to Sec. 5(i).*

Councilmember Katz asked Council if they should discuss term limits.

*Council gave consensus to not discuss term limits.*

Councilmember Katz thanked Charter Review Committee Member Al Rhodes for being there as a representative of the committee.

5. **SECOND READING ON ORDINANCE NO. 717: AMENDMENT TO COMPREHENSIVE PLAN** *(Time: 2:00:51 – 2:33:00)*

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH, FLORIDA, AMENDING THE TOWN OF JUNO BEACH COMPREHENSIVE PLAN TO IMPLEMENT ITS EVALUATION AND APPRAISAL REPORT; AMENDING THE INTRODUCTION AND COMPREHENSIVE PLAN/FUTURE LAND USE OVERVIEW; AMENDING THE FUTURE LAND USE ELEMENT, THE TRAFFIC CIRCULATION ELEMENT, THE HOUSING ELEMENT, THE INFRASTRUCTURE ELEMENT, THE CONSERVATION ELEMENT, THE RECREATION AND OPEN SPACE ELEMENT, THE COASTAL MANAGEMENT ELEMENT, THE INTERGOVERNMENTAL COORDINATION ELEMENT, AND THE CAPITAL IMPROVEMENTS ELEMENT; PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.**

*(Director of Planning & Zoning Davila)*

- A. Town Attorney to Read Ordinance Title

Town Attorney Rubin read the Ordinance title.

- B. Staff Presentation

Director of Planning & Zoning Davila went over the memorandum and asked Council if they had any questions.

- C. Public Hearing

Public Hearing Opened at 7:30pm

Anne Bosso, 765 Hibiscus Avenue, commented on this item and asked what the Town's responsibilities are in managing the Comprehensive Plan.

DD Halpern, 410 Apollo Drive, expressed her support on doing edits to the Comprehensive Plan and having the Planning & Zoning Board review it. She also commented on the annual drainage reports of the lake.

Jim Ferguson, 391 Sunrise Way, expressed his thoughts and concerns on the process for reviewing the Comprehensive Plan. He recommended the Planning & Zoning Board review the Comprehensive Plan to provide input and receive public input as well.

Public Hearing Closed at 7:46pm

D. Council Motion/Second-Council Discussion

Council reviewed and discussed this item.

Jack Horniman, Town's Consultant, addressed Council's concerns and questions on this item.

E. Council Action

***MOTION:** Fahy/Lyons made a motion to approve on second reading Ordinance No. 717 Amendment to the Town of Juno Beach Comprehensive Development Plan to implement its Evaluation and Appraisal Report.*

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

*Mayor Haselkorn recessed the meeting at 8:00pm.*

*Mayor Haselkorn reconvened the meeting at 8:10pm.*

6. **DISCUSS OPTIONS ON HOW TO PROCEED WITH THE UPDATING OF THE COMPREHENSIVE DEVELOPMENT PLAN** (Time: 2:44:00 – 3:28:19)  
(Director of Planning & Zoning Davila)

Director of Planning & Zoning Davila went over the memorandum and asked Council if they had any questions.

Council discussed and reviewed this item.

Mr. Horniman expressed his thoughts and opinions on hiring a consultant and gave an example on what the Council should expect from the consultant.

Public Comments Opened at 8:41pm.

Ms. Bosso stated that she addressed everything in the last presentation.

Jim Ferguson agreed with Mr. Horniman's statements and expressed his concerns on this item and recommended having the Planning & Zoning Board review the Comprehensive Plan.

Ms. Bosso commented on the zoning sections.

Public Comments Closed at 8:44pm.

Council continued to review this item.

Public Comments Opened at 8:49pm.

Al Rhodes, 605 Oak Harbour Dr., commented on his experience serving on the Charter Review Committee and thinks the same principle applies to this matter and explained.

Thomas Bradford, 44 Chestnut Trail, agreed with Mr. Horniman's statements and expressed his thoughts on the timeline for this item.

Public Comments Closed at 8:52pm.

Vice Mayor Lyons inquired about the timeline and confirmed that Council will have the results from the Request for Proposals at the August Meeting.

Council continued to discuss this item.

***MOTION:** Lyons/Fahy made a motion to accept Option No. 2 – Hybrid Approach to review the Comprehensive Plan and to go out for a Request for Proposal for a consultant.*

***ACTION:** The motion passed 4-1 with Councilmember Wheeler opposed.*

7. **SECOND READING ON ORDINANCE NO. 721: CONSTRUCTION SITE STANDARDS DURING STORM EVENTS** (Time: 3:28:20 – 3:30:40)  
**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH, FLORIDA, AMENDING ARTICLE V, "PROPERTY MAINTENANCE AND CONSTRUCTION SITE STANDARDS," OF CHAPTER 6, "BUILDINGS AND BUILDING REGULATIONS," OF THE TOWN CODE OF ORDINANCES BY AMENDING SECTION 6-109, "CONSTRUCTION SITE STANDARDS," TO DELETE REFERENCES TO THE STORAGE OF CONSTRUCTION SITE MATERIALS DURING STORM EVENTS AND ADOPT A NEW SECTION 6-110, "REMOVAL AND SECURING OF CONSTRUCTION MATERIALS DURING TROPICAL STORM AND HURRICANE WATCH OR WARNING REQUIRED;" PROVIDING FOR CODIFICATION, SEVERABILITY,**

**CONFLICTS, AND AN EFFECTIVE DATE.**

*(Director of Planning and Zoning Davila)*

F. Town Attorney to Read Ordinance Title

Town Attorney Rubin read the Ordinance Title.

G. Staff Presentation

Director of Planning & Zoning went over the memorandum and asked Council if they had any questions.

H. Public Hearing

Public Hearing Opened at 8:56pm.

Public Hearing Closed at 8:56pm.

I. Council Motion/Second-Council Discussion

Council discussed this item.

J. Council Action

***MOTION:** Wheeler/Lyons made a motion to adopt Ordinance No. 721 on second and final reading.*

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

8. **REQUEST FOR QUALIFICATIONS – NATURAL RESOURCE, WETLAND AND ENVIRONMENTAL SERVICES MANAGEMENT PROFESSIONAL**

*(Time: 3:30:41 – 4:36:54)*

*(Project Coordinator/Risk Manager Dobbins)*

Project Coordinator/Risk Manager Dobbins went over the memorandum, process of ranking the submittals, and asked Council if they had any questions.

Councilmember Wheeler expressed her concerns on the process for this item and stated that the Ecology group would be in a better position to review the submittals than Council and staff.

Councilmember Katz expressed his concern on the process for this item and the submittals not being referenced in the backup material.

Town Attorney Rubin explained the Public Records schedule for the submittals.

Councilmember Katz recommended including the Pelican Lake Management document that he received from the Ecology Group (*see attached*).

Council reviewed this item.

*Council gave consensus on the Town's objectives for Pelican lake and they are "to achieve a healthy, vibrant lake and to promote native plant species for the wellbeing of fish, waterfowl and birds". This is a goal of the Town along with providing a Natural Resource, Wetland and Environmental Services Professional.*

Council continued to discuss this item.

*Council gave consensus to have each firm that submitted a Request for Qualifications make a presentation to Council at the July meeting, have the Request for Qualifications available for public review in the Town Center library, and to have staff review as the Evaluation Committee and bring back a recommendation.*

Public Comments Opened at 9:36pm.

Town Clerk Copeland read public comments that had been submitted through the Town's webform (*see attached*).

Mr. Ferguson clarified the Ecology Group's involvement with the Request for Qualifications and commented on the Ecology Group's thoughts and concerns on the selection process for the Natural Resource, Wetland and Environmental Services Management Professional.

Ms. Halpern expressed her thoughts and concerns on the follow-up Zoom meeting on Pelican Lake with Florida Fish & Wildlife Conservation and the selection process for the Natural Resource, Wetland and Environmental Services Management Professional.

Ms. Bosso expressed her thoughts and concerns on the selection process for the Natural Resource, Wetland and Environmental Services Management Professional.

Marianne Hosta, 50 Celestial Way, commented on the POA survey and the responses received regarding Pelican Lake. She also expressed her thoughts and concerns on the selection process for the Natural Resource, Wetland and Environmental Services Management Professional.

Public Comments Closed at 9:56pm.

Councilmember Katz asked Town Clerk Copeland to distribute the Pelican Lake Management report to Council. He also asked for a copy to be provided with the submittals received in response to the Request for Qualifications for the public's review.

Project Coordinator/Risk Manager Dobbins expressed her concern with including this document with the Request for Qualification submittals.

Town Attorney Rubin stated that the report is now a Public Record and explained.

***MOTION:** Katz/Wheeler made a motion to table this item for one month with the side agreements of Staff's recommendation, document availability for the public, and presentations at the next meeting.*

Councilmember Wheeler confirmed that these documents will be available for the public tomorrow.

Town Attorney Rubin explained the Public Record exemption for the submitted Request for Qualifications.

Councilmember Wheeler stated that she was willing to vote on this but not until after the Ecology Group looked at it as she had some recommendations from them.

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

Town Attorney Rubin asked Council to confirm if the Ecology Group would be providing recommendations at the next meeting and expressed his concerns on the Ecology Group acting as a de facto advisory committee.

Councilmember Katz stated that he does not believe they asked for a recommendation from the Ecology Group, just input.

Town Attorney Rubin expressed his concerns with Council members meeting with the Ecology Group to seek recommendations.

Councilmember Katz asked Town Attorney Rubin if he suggests that he no longer meet with the Ecology Group.

Town Attorney Rubin stated that he advises Council members to not meet with the Ecology Group for the purpose of receiving recommendations on items that are coming before the Council for official action.

Councilmember Wheeler confirmed that it is okay for Council members to meet with the individual committee members.

Councilmember Katz stated that he does not see any violation issues with meeting with the Group.

Town Attorney Rubin recommended Council not meet with the Ecology Group as a whole.

Town Manager Lo Bello recommended the Ecology Group review the documents and make a presentation at the meeting.

Town Attorney Rubin agreed.

Mr. Ferguson asked if it would be appropriate for the Ecology Group to send thoughts to all the Council members by way of the Town Clerk.

Town Attorney Rubin stated that is fine but explained that the communication should only be one-way to avoid any Sunshine Law issues.

8A. **ECOLOGY ADVISORY COMMITTEE** (*Originally Item #15*) (Time: 4:36:55 – 4:58:55)  
(*Per the request of Councilmember Wheeler*)

Councilmember Wheeler explained her thoughts on the costs of an advisory group that Council received from Town Manager Lo Bello and the misunderstanding of the Group's purpose. She also commented on the recent emails that had been circulating around about the Group.

Mayor Haselkorn stated that this is not new information and expressed his thoughts on why this matter should be raised during comments from the Council.

Councilmember Wheeler asked other members of Council if they knew who John and Team was and if they are residents of this Town. She expressed her thoughts on that email.

***MOTION: Wheeler/Katz made a motion to formally accept the Ecology Group as an advisory committee and in future meetings decide how to set that up.***

Councilmember Katz confirmed with other members of Council that no one knows who John and Team are, or how they got their mailing list.

Mayor Haselkorn asked Town Attorney Rubin how Council proceeds on an item that had previously been voted on.

Town Attorney Rubin explained how the motion on the table is something that had already been voted upon at the last meeting and that a member who voted with the majority would need to change his mind.

Council reviewed and discussed this item.

***ACTION: The motion failed 2-3 with Mayor Haselkorn, Vice Mayor Lyons and Vice Mayor Pro Tem Fahy opposed.***

Town Manager Lo Bello asked Mayor Haselkorn if they could discuss Item No. 10 before Item No. 9 due to time constraints.

Mayor Haselkorn agreed.

9. **ONE-CENT SURTAX - FY 2021 PROJECTS LIST** (*Originally Item #10*) (Time: 4:59:35 – 5:05:04)

Finance Director Pazanski went over the memorandum and asked Council if they had any questions.

Council reviewed and discussed this item.

**MOTION:** Lyons/Fahy made a motion to approve a FY 2021 One-Cent Discretionary Surtax Projects List funded through the one-cent discretionary sales surtax and submit to the Palm Beach County League of Cities Infrastructure Surtax Citizen Oversight Committee as requested by June 30, 2020.

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

Town Manager Lo Bello stated that Council and Staff received an email from the Palm Beach County Chamber of Commerce requesting \$690 for their Shop Local Campaign and asked Council if they wished to donate.

**MOTION:** Katz/Wheeler made a motion to approve \$690 from contingency and donate it to the Palm Beach North Chamber of Commerce's Shop Local Campaign.

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

10. **BUDGET PLANNING SESSION FY 2020-2021** (Originally Item #9) (Time: 5:05:05 – 5:20:00)  
(Finance Director Pazanski)

Finance Director Pazanski went over the memorandum, proposed budget calendar and asked Council if they had any questions.

Council reviewed and discussed this item.

*Council gave consensus to proceed with the proposed budget calendar meeting dates.*

Finance Director Pazanski continued to review the budget with Council and asked if they had any questions.

11. **LANDSCAPE MAINTENANCE LEVEL FOR PELICAN LAKE** (Time: 5:20:01 – 5:32:25)  
(Director of Public Works Meriano)

Director of Public Works Meriano went over the memorandum and asked Council if they had any questions.

Vice Mayor Lyons expressed his concern with moving Pelican Lake to a Level B in landscape maintenance.

Council reviewed and discussed this item.

**MOTION:** Wheeler/Katz made a motion to upgrade landscape services around Pelican Lake, authorize the Town Manager to amend the existing landscape maintenance contract with Complete Property Maintenance, Inc. for \$3,225 for Pelican Lake services and forgo the bidding process due to not being advantageous.

***ACTION: The motion passed 4-1 with Vice Mayor Lyons opposed.***

Vice Mayor Lyons asked Council if they were going to have a meeting next week.

*Council gave consensus to not have a meeting next week.*

~~12. **OPTIONS FOR AUDIO-VIDEO SERVICES**~~

*(Town Clerk Copeland)*

~~13. **REVIEW OF ORGANIZATIONS FOR COUNCIL PARTICIPATION**~~

*(Town Clerk Copeland)*

~~14. **DISCUSSION ON TOWN'S WEBSITE**~~

*(Per the request of Councilmember Wheeler)*

~~15. **INFORMATION TECHNOLOGY (IT) CONSULTING AGREEMENT**~~

~~16. **COMMENTS FROM TOWN MANAGER**~~

~~17. **COMMENTS FROM TOWN ATTORNEY**~~

~~18. **COMMENTS FROM STAFF**~~

~~19. **COMMENTS FROM COUNCIL**~~

20. **ADJOURNMENT** *(Time: 5:32:50 – 5:33:03)*

Mayor Haselkorn adjourned the meeting at 10:59 p.m.

***Minutes Approved on July 22, 2020.***