

MINUTES
TOWN OF JUNO BEACH
TOWN COUNCIL REGULAR MEETING

July 22, 2020
Council Chambers
340 Ocean Drive

PRESENT: JASON HASELKORN, MAYOR
JIM LYONS, VICE MAYOR
FRANK FAHY, VICE MAYOR PRO TEM (*Via Zoom*)
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
ANDREA DOBBINS, PROJECT COORDINATOR
CAITLIN COPELAND, TOWN CLERK

Audience: 10

~ CALL TO ORDER – 5:30 PM
~ PLEDGE OF ALLEGIANCE TO THE FLAG
~ ADDITIONS, DELETIONS, SUBSTITUTIONS TO THE AGENDA
(*Time: 4:55 – 12:50*) (***TIME STAMP IS BASED OFF OF [YOUTUBE VIDEO](#)***)

Councilmember Wheeler requested to pull agenda item #5 – Amending the Building Division Fee Schedule because Director of Planning & Zoning Frank Davila was not in attendance or the Council could discuss the item as best they can without his input.

Councilmember Wheeler requested that Item #7 – Development Planning for US 1 be postponed until the next meeting.

Town Manager Lo Bello expressed staff’s reasoning and timeline for Item #5.

Council gave consensus to leave Item #5 on the agenda and move Item #7 to the August agenda.

Councilmember Katz requested that Item #2B be removed from the consent agenda and discussed along with Item 8.

Mayor Haselkorn stated that Item #2B will be put with Item #8.

Councilmember Katz requested that Item #11 be deleted from the agenda as no single Councilmember can request an Ordinance be placed on the agenda for first reading without the consensus of Council.

Town Attorney Rubin explained that the consensus for Item #11 was not clear at the last

meeting.

Council discussed this item.

Council gave consensus to have Item #11 as a discussion item.

1. **COMMENTS FROM THE PUBLIC** (Time: 12:51 – 17:14)

Public Comments Opened at 5:39pm.

Bob Hamilton, 220 Celestial Way, commented the Ocean One Project and expressed his concerns on the reduced distance (from 125 foot to 77 foot) from Celestial Way to the proposed entranceway to the project. He expressed his concerns on life safety and asked Council to have a careful look at the entrance area of the project.

Town Attorney Rubin stated that the Ocean One Project is a quasi-judicial item and asked Town Clerk Copeland to include Mr. Hamilton's comment as backup material when the item is brought to Council.

Diana Mosolf, 241 Mercury Road, expressed her concerns regarding Item #11 being on the agenda.

Public Comments Closed at 5:43pm.

2. **CONSENT AGENDA** (Time: 17:15 – 17:32)

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 June 24, 2020 Town Council Meeting Minutes
- B. ~~Information Technology (IT) Consulting Agreement~~
- C. Request for Variance from Palm Beach County Environmental Resource Management (ERM)
- D. Grant Request for the Auto Club Group (AAA) Florida Traffic Safety Grant Program
- E. COVID-19 FEMA Funding Agreement
- F. Small Matching Historic Preservation Grant Agreement

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

ACTION: The motion passed 5-0.

3. **2020-2021 PROPOSED AD VALOREM MILLAGE TAX RATE AND PUBLIC HEARING DATE** (Time: 17:33 – 24:40)

(Finance Director of Pazanski)

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

Council discussed this item.

MOTION: Lyons/Katz made a motion setting the General Fund Budget proposed ad valorem millage tax rate for fiscal year 2020-2021 at 2.0079 mills and scheduling the date for the first budget public hearing for Tuesday, September 8, 2020 at 5:30pm.

ACTION: The motion passed 5-0.

Councilmember Wheeler announced that there is a chance that she will not be in Town for the September Town Council Meeting, but she will be participating via Zoom.

Councilmember Katz announced that he may be off site for the second September meeting.

4. **PRESENTATIONS FOR NATURAL RESOURCE, WETLAND AND ENVIRONMENTAL SERVICES MANAGEMENT PROFESSIONAL** (Time: 24:41 - 3:05:19)
(Project Coordinator/Risk Manager Dobbins)

Project Coordinator/Risk Manager Dobbins went over the memorandum and recommended having the companies make their presentations.

Council briefly discussed this item and agreed to give the Ecology Group 10 minutes to present their comments.

Diana Davis, 440 Sunset Way, went over the Ecology Group's presentation (*see attached*).

Jennifer Acevedo introduced the company Aquatic Research Monitoring Equipment, & Deployment, LLC and Ms. Jodi Beck from Geosyntec Consultants and they went over their presentation (*see attached*).

Ms. Acevedo asked Council if they had any questions.

Council reviewed, discussed and questioned Aquatic Research.

Bob Weiss, Hobe Sound Environmental, introduced himself and his team and went over their presentation (*see attached*).

Council reviewed, discussed and questioned Hobe Sound Environmental.

William Gerard, NDN Company, introduced himself and his team and went over their presentation (*see attached*).

Council reviewed, discussed and questioned NDN Company.

Council discussed this item and asked the Ecology Group for their recommendation.

Public Comments Opened at 7:48pm.

Al Rhodes, Oak Harbour Dr, commented on the on how good of a job the Town has done with the lake so far.

Public Comments Closed at 7:50pm

Jim Ferguson, a member of the Ecology Group, commented on the report the Ecology group had received from Stocking Savvy and expressed his concern on the Request for Qualification (RFQ) process. He stated that none of the three firms are ideal in any way and explained.

Ms. Davis stated that all of the firms that presented were very qualified and explained. She commented on the Florida Fish and Wildlife comments from the Follow-up Pelican Lake meeting.

Councilmember Wheeler asked the Ecology Group on what basis would Sean Patton from Stocking Savvy come into this process.

Ms. Davis stated that she was not sure if he had all the qualifications that were listed and explained.

Mr. Ferguson also commented on that matter.

Council discussed this item.

Public Comments Opened at 8:10pm.

Marianne Hosta, 500 Ocean Dr, commented on Hobe Sound Environmental's team and expressed her concern regarding cost. She asked for Council to listen to the Ecology Group and let them do the research.

DD Halpern, 410 Apollo Dr, agreed with the comments made so far and asked if any of these services can be paid for by the One-Cent surtax and or grant money.

Town Manager Lo Bello addressed Ms. Halpern's questions.

Public Comments Closed at 8:14pm.

Council continued to discuss this item.

Councilmember Wheeler asked the Ecology Group about Stocking Savvy.

Ms. Davis explained the services that Stocking Savvy would provide and that they would work with Aquagenix but they would need someone to do monitoring.

Council continued to discuss this item.

***MOTION:** Katz/Fahy made a motion to authorize the Town Manager and Town Attorney to commence negotiations for a contract with the Council's top ranked firm, Hobe Sound Environmental, to provide the Town with consulting services for a Natural Resource, Wetland and Environmental Services Management Professional of Pelican Lake.*

Council had further discussion.

Ms. Halpern stated that the Town could take a phased approach and explained.

Ms. Hosta expressed her concerns with Hobe Sound Environmental.

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

5. **RESOLUTION 2020-05: AMENDING THE BUILDING DIVISION FEE SCHEDULE**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH, FLORIDA, AMENDING THE COMPREHENSIVE FEE BOOKLET SETTING FORTH ALL FEES AND RELATED CHARGES COLLECTED BY THE TOWN FOR GOVERNMENTAL SERVICES AND APPROVALS TO AMEND THE BUILDING PERMIT FEE SCHEDULE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

(Director of Planning & Zoning Davila) (Town Manager Lo Bello)

Town Manager Lo Bello went over the attached memorandum, gave examples, and asked Council if they had any questions.

Council discussed this item.

***MOTION:** Lyons/Fahy made a motion to approve Resolution 2020-05 amending the comprehensive Fee Booklet to revise Building Division Fee Schedule.*

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

6. **DISCUSSION FROM GOAL SETTING WORKSHOP ON VACATION RENTAL ORDINANCE AND FEES** *(Time: 3:29:22 – 3:54:59)*

(Per the request of Council)

Town Manager Lo Bello went over the memorandum and the history of this item in regard to fees.

Council discussed this item.

Councilmember Katz recommended applying the savings as a credit towards new vacation rental applications.

Vice Mayor Lyons recommends that they adjust the fees every year and look into this matter annually.

Council gave consensus to lower the registration fee to \$450 and bring it back as a resolution on the next Council agenda under the consent agenda.

7. ~~**DISCUSSION FROM GOAL SETTING WORKSHOP ON DEVELOPMENT PLANNING FOR US 1**~~

(Per the request of Council)

8. **OPTIONS FOR AUDIO-VIDEO SERVICES** (Time: 3:55:00 – 4:40:45)

(Town Clerk Copeland)

Town Clerk Copeland went over the memorandum and asked Council if they had any questions.

Council reviewed and discussed this item.

Town Clerk Copeland stated that IT would like to run a test on Option C with the multiple laptops and that he had expressed concern with the use of outside personal laptops.

Council gave consensus to have IT conduct a test on Option C on its capabilities and bring their opinion to the next meeting.

Council continued to discuss this item.

MOTION: Lyons/Katz made a motion to proceed Option B as the use of virtual platforms is constantly changing apart from purchasing a new television or laptop.

ACTION: The motion passed 5-0.

Councilmember Katz questioned the status of the FLMC Catalyst grant opportunity for audio-video services.

Project Coordinator/Risk Manager Dobbins provided an update.

8A: **INFORMATION TECHNOLOGY (IT) CONSULTING AGREEMENT** (Time: 4:40:46 – 4:44:50)

Councilmember Katz expressed his concern on the contract renewal process and if they should be reviewing contracts during interim periods or just roll them over by saying they feel comfortable with the vendor.

Council discussed this item.

***MOTION:** Lyons/Wheeler made a motion to approve the information technology (IT) consulting agreement.*

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

Vice Mayor Pro Tem Fahy announced his resignation from the Town Council due to health issues and left the meeting at 10:14pm.

Mayor Haselkorn and Council wished Frank Fahy the best.

9. **REVIEW OF ORGANIZATIONS FOR COUNCIL PARTICIPATION** (Time: 4:44:51 – 4:57:25)
(Town Clerk Copeland)

Town Clerk Copeland went over the memorandum and asked Council if they wished things to remain status quo or make any changes to the list of organizations for Council participation.

Vice Mayor Lyons recommended keeping it the same and that he would fill in for Frank Fahy's position at the North Palm Beach Cultural Alliance organization.

Councilmember Wheeler recommended Councilmember Katz be the primary member for Government Affairs Committee and she be the alternate.

Councilmember Katz agreed and asked Councilmember Wheeler if he could be the primary member of Loggerhead Marineline Center's Go Blue Awards organization.

Councilmember Wheeler asked Town Manager Lo Bello to confirm if any member of Council can attend the Go Blue Awards Luncheon.

Town Manager Lo Bello confirmed that any member of Council can go to the Go Blue Awards Luncheon.

Vice Mayor Lyons asked for consensus that only one member of Council can attend the League District 1 Luncheon.

Council reviewed and discussed this item, but no consensus was received.

10. **DISCUSSION ON TOWN'S WEBSITE** (Time: 4:57:26 – 5:00:09)
(Per the request of Councilmember Wheeler)

Councilmember Wheeler stated that she and resident DD Halpern had some thoughts and ideas to add to the Town's website and explained. She recommended that Council get more involved with the Town's website.

Town Manager Lo Bello stated that staff is open to suggestions and loves improvement.

11. **DISCUSSION PUBLIC HEARING AND FIRST READING ON ORDINANCE NO. 722: APPOINTMENTS TO ADVISORY BOARDS** (Time: 5:00:10 – 5:15:40)

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH, FLORIDA, AMENDING ARTICLE IV, “BOARDS AND COMMISSIONS,” OF CHAPTER 2, “ADMINISTRATION,” OF THE TOWN CODE OF ORDINANCES BY ADOPTING A NEW SECTION 2-137, “REQUIREMENTS FOR BOARD MEMBERS;” PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

(Per the Request of Vice Mayor Lyons)

Vice Mayor Lyons provided a brief overview of the Ordinance.

Councilmember Katz expressed his concern on the standards for elected officials and advisory board members and explained.

Council discussed this item.

Vice Mayor Lyons withdrew his item.

12. **WHITE GAZEBO** (Time: 5:15:41 – 5:20:50)

(Per the request of Councilmember Wheeler)

Councilmember Wheeler recommended replacing the white gazebo and explained that the gazebos really set their Town aside. She stated that they can use the One-Cent Surtax to replace it or have it donated. She asked for a consensus to replace the gazebo.

Council discussed this item.

Council gave consensus to get the preliminary cost information for a replacement gazebo.

13. **COMMENTS FROM TOWN MANAGER** (Time: 5:20:51 – 5:23:17)

Town Manager Lo Bello explained the process for filling a vacancy now that Frank Fahy has resigned.

14. **COMMENTS FROM TOWN ATTORNEY** (Time: 5:23:18 – 5:25:57)

Town Attorney Rubin provided an update on the County’s Housing Code and explained what is now being proposed to provide LGBT protections and still being able to opt out of the County’s definition of the term family. He asked Council if they wished to proceed with him drafting an ordinance and presenting it at the next meeting.

Council discussed this item.

Council gave consensus for the Town Attorney to proceed in drafting an ordinance to discuss at the next meeting.

15. **COMMENTS FROM STAFF** (Time: 5:25:58 – 5:26:08)

Town Clerk Copeland announced that a Surplus Property Auction list will be available in the upcoming weeks and if Council has any questions to contact Finance Director Pazanski.

16. **COMMENTS FROM COUNCIL** (Time: 5:26:09 – 5:33:49)

Councilmember Katz agreed with Mr. Hamilton's comments and concerns on the Ocean One Project's entrance. He commented on the County's mandatory mask law and recommended that everyone should always be wearing masks inside the building. He proposed making the path around Pelican Lake one way.

Town Manager Lo Bello commented on the Pelican Lake one-way proposal and expressed staff's concerns.

Council discussed the Pelican Lake one-way proposal, but no consensus was received.

17. **ADJOURNMENT** (Time: 5:33:50 – 5:33:55)

Mayor Haselkorn adjourned the meeting at 11:00 p.m.

Minutes Approved on August 26, 2020.