

MINUTES  
TOWN OF JUNO BEACH  
TOWN COUNCIL REGULAR MEETING

**December 14, 2022**

Council Chambers/YouTube  
340 Ocean Drive

PRESENT: DD HALPERN, MAYOR  
ELAINE K. COTRONAKIS, VICE MAYOR  
PEGGY WHEELER, VICE MAYOR PRO TEM  
JASON HASELKORN, COUNCILMEMBER (*Via Zoom*)  
ALEXANDER COOKE, COUNCILMEMBER

ALSO PRESENT: JOSEPH LO BELLO, TOWN MANAGER  
LEN RUBIN, TOWN ATTORNEY  
MATTHEW PAZANSKI, FINANCE DIRECTOR  
ANDREA DOBBINS, PROJECT COORDINATOR/RISK MANAGER  
FRANK DAVILA, DIRECTOR OF PLANNING & ZONING  
CAITLIN E. COPELAND-RODRIGUEZ, TOWN CLERK

ABSENT:

Audience: 36

~ CALL TO ORDER – 5:30 PM  
~ PLEDGE OF ALLEGIANCE TO THE FLAG  
~ ADDITIONS, DELETIONS, SUBSTITUTIONS TO THE AGENDA  
(*Time: 1:54 – 3:29*) (*TIME STAMP IS BASED OFF OF [YOUTUBE VIDEO](#)*)

*Council gave consensus to add a discussion on having a Community Events Area Workshop as Item #10 per the request of Vice Mayor Pro Tem Wheeler.*

*Council gave consensus to move Item #6 up to Item #3 per the request of Mayor Halpern.*

1. COMMENTS FROM THE PUBLIC (*Time: 3:30 – 29:47*)

Public Comments Opened at 5:31pm.

Town Clerk Copeland-Rodriguez read comments into the record (*see attached*).

Jacob Rosengarten, 1613 E Hemingway Drive, expressed his concerns regarding language missing from the public comment section of the agenda and the proposed decorum language.

Nancy Lodise, Pleasant Ridge, explained the current situation between The Waterford and the Pleasant Ridge HOA as it pertains to the abandoned right-of-way.

Don Grasso, expressed his concerns with Mayor Halpern (*see attached*).

Steven Pinard, 370 Apollo Drive, expressed his concerns on the proposed community

events area project.

Beverly Gibel, 451 Olympus Drive, expressed her concerns on the proposed community events area project (*see attached*).

Ken Craig, 605 Universe Boulevard, invited Council to The Waterford's Groundbreaking Ceremony.

Jim Ferguson, 391 Sunrise Way, explained the upcoming Juno Beach Historical Society Celestial Railroad presentation.

Cy Seymour, 570 Ocean Drive, expressed his concern on the proposed community events area project.

Marianne Hosta, 500 Ocean Drive, explained the importance of citizens voicing their opinions and expressed her concern on the proposed decorum language.

Anne Bosso, 765 Hibiscus Avenue, expressed her concern on the proposed community events area project.

Public Comments Closed at 5:58pm.

2. **CONSENT AGENDA** (*Time: 29:48 – 30:07*)

*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 November 15, 2022, Town Council Meeting Minutes
- B. Special Event Request – Road Runners – Classics by the Sea
- C. Request Approval from Council for the Police Department to Make a Funding Request to the Juno Beach Police Foundation
- D. Memorandum of Agreement with the FLOCK Group, Inc.
- E. Resolution No. 2022-13 – 2<sup>nd</sup> Amendment to the Interlocal Agreement with Palm Beach County Relating to the County Homeless Resource Center

***MOTION:*** *Wheeler/Cotronakis made a motion to approve the consent agenda.*

***ACTION:*** *The motion passed unanimously.*

3. **KAGAN PARK ADULT EXERCISE EQUIPMENT REPLACEMENT-FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM GRANT** (Originally Item #6) (*Time: 30:08 – 57:12*)  
(*Project Coordinator/Risk Manager Dobbins*)

Project Coordinator/Risk Manager Dobbins went over the memorandum and asked Council if they had any questions.

Katherine Moffitt, Kompan Sales Representative, explained the company's services and products and asked Council if they had any questions.

Council reviewed, discussed and asked staff and Ms. Moffitt questions on this item.

***MOTION:** Cooke/Cotronakis made a motion to select Kompan as the vendor for fitness equipment and new unitary surfacing and forego the bid process as it is not advantageous to the Town.*

***ACTION:** The motion passed unanimously.*

Town Manager Lo Bello confirmed with Council that staff will work with the vendor and bring back specific equipment options and pricing in January.

4. **PUBLIC HEARING & FIRST READING ON ORDINANCE NO. 760 – ADMINISTRATIVE AMENDMENTS TO THE BUILDING CODE** (Time: 57:13 – 1:10:24)

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH, FLORIDA, AMENDING ARTICLE II, "FLORIDA BUILDING CODE," OF CHAPTER 6, "BUILDINGS AND BUILDING REGULATIONS," OF THE TOWN CODE OF ORDINANCES BY REPEALING SECTION 6-24, "ADMINISTRATIVE AMENDMENTS," AND SIMULTANEOUSLY ADOPTING A NEW SECTION 6-24 TO READOPT AMENDMENTS PROVIDING FOR A TIME SCHEDULE FOR COMPLETION OF CONSTRUCTION PROJECTS AND WORK COMMENCED BEFORE PERMIT ISSUANCE AND ADOPT A NEW AMENDMENT FOR PERMIT VALUATIONS; PROVIDING FOR CODIFICATION, 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 6:31pm.

Public Hearing Closed at 6:31pm.

D. Council Discussion

Council reviewed, discussed, and asked staff questions on this item.

E. Council Action

***MOTION:** Wheeler/Cotronakis made a motion to approve Ordinance No. 760 on first reading.*

***ACTION:** The motion passed unanimously.*

5. **RESOLUTION NO. 2022-12 – ADOPTING RULES OF PUBLIC PARTICIPATION AND DECORUM AND GENERAL MEETING PROCEDURES**

*(Time: 1:10:25 – 2:02:08)*

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH, FLORIDA ADOPTING PUBLIC PARTICIPATION AND DECORUM RULES AND POLICIES AND GENERAL MEETING PROCEDURES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE**

*(Town Attorney Rubin)*

A. Town Attorney to Read Resolution Title

Town Attorney Rubin read the Resolution Title.

B. Staff Presentation

Town Attorney Rubin went over the memorandum and asked Council if they had any questions.

C. Public Hearing

Public Hearing Opened at 6:41pm.

Diana Davis, 440 Sunset Way, expressed her concerns on this item (*see attached*).

Anne Bosso, 765 Hibiscus Avenue, expressed her concerns on this item and the recent inappropriate behavior of certain Council members.

Jim Ferguson, 391 Sunrise Way, expressed his concerns and recommendations on this item.

Public Hearing Closed at 6:49pm.

D. Council Discussion

Council reviewed, discussed, and asked staff questions on this item.

E. Council Action

***MOTION:** Wheeler/Cooke made a motion to amend to eliminate Section E (Decorum Rules).*

***ACTION:** The motion passed unanimously.*

***MOTION:** Wheeler/Cooke made a motion to amend to remove Sections C.4 and C.5.*

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

***MOTION:** Cooke/Wheeler made a motion to throw out Resolution No. 2022-12 in its entirety.*

***ACTION:** The motion failed 2-3 with Mayor Halpern, Vice Mayor Cotronakis, and Councilmember Haselkorn opposed.*

***MOTION:** Wheeler/Cooke made a motion to remove the second sentence of Section F.1.*

***ACTION:** The motion failed 2-3 with Mayor Halpern, Vice Mayor Cotronakis and Councilmember Haselkorn opposed.*

***MOTION:** Wheeler/Cooke made a motion to amend to remove Section F.7.*

***ACTION:** The motion passed 3-2 with Vice Mayor Cotronakis and Councilmember Haselkorn opposed.*

***MOTION:** Cotronakis/Cooke made a motion to approve Resolution No, 2022-12 as amended.*

***ACTION:** The motion passed 4-1 with Vice Mayor Pro Tem Wheeler opposed.*

6. **DISCUSSION ON FLORIDA HOUSE OF REPRESENTATIVES APPLICATION FOR POTENTIAL PROJECT APPROPRIATIONS TOWARDS UNDERGROUNDING POWER LINES THROUGHOUT THE TOWN** (Time: 2:02:09 – 2:24:49)  
(Town Manager Lo Bello)

Town Manager Lo Bello went over the memorandum and asked Council how they wished to proceed.

Council reviewed, discussed, and asked staff questions on this item.

Public Comments Opened at 7:46pm.

Tom Bradford, Tequesta, provided an updated Order of Magnitude Cost Estimate per the request of Mayor Halpern (*see attached*) and explained.

Public Comments Closed at 7:52pm.

Council continued to review, discuss, and ask staff questions on this item.

***MOTION:** Haselkorn/Cotronakis made a motion to authorize Town Staff to proceed in completing the requested applications for project appropriations to underground all overhead utilities in the Town of Juno Beach.*

***ACTION:** The motion passed unanimously.*

7. **EMPLOYEE INSURANCE PLANS FOR 2023** (Time: 2:24:50 – 2:29:52)  
(Finance Director Pazanski)

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

Council briefly reviewed, discussed, and asked staff questions on this matter.

***MOTION:** Cotronakis/Wheeler made a motion to approve: the Florida Blue BlueCare 14354 HMO Plan as the base employee health insurance plan, Solstice 11027 dental plan, The Standard Insurance Company's life and short and long-term disability insurance plans, the Health Care Flexible Spending Account Funding, the opt-out, alternatives, and other provisions as outlined for the plan year 2023, effective January 1, 2023, to December 31, 2023.*

***ACTION:** The motion passed unanimously.*

8. **DISCUSSION ON COUNCIL MEMBERS AND PLANNING & ZONING BOARD MEMBERS ATTENDING MEETINGS TOGETHER IN ACCORDANCE WITH THE SUNSHINE LAW** (Time: 2:29:53 – 2:50:30)  
(Per the request of Vice Mayor Pro Tem Wheeler)

Vice Mayor Pro Tem Wheeler explained why she placed this item on the agenda and asked Town Attorney Rubin for his legal opinion and explanation of the Sunshine Law.

Town Attorney Rubin explained the Sunshine Law and gave different scenario examples.

Public Comments Opened at 8:08pm.

Ms. Davis commented on this item.

Mr. Ferguson commented on this item.

Nancy Wolf, 1613 E Hemingway Drive, commented on this item.

Public Comments Closed at 8:17pm.

Council discussed and asked questions on this item.

9. **DISCUSSION ON DRAFTING A RESOLUTION FOR THE PALM BEACH TRANSPORTATION PLANNING AGENCY'S (TPA) COMPLETE STREETS PROGRAM APPLICATION** (Time: 2:50:31 – 2:52:57)  
(Per the request of Vice Mayor Pro Tem Wheeler)

Vice Mayor Pro Tem Wheeler explained why she placed this item on the agenda and asked Council for a consensus to have staff proceed with a Resolution for the TPA.

Council reviewed, discussed, and asked staff questions on this item.

Town Manager Lo Bello confirmed with Council that staff is already working on this Resolution to bring back to Council in January.

10. **DISCUSSION ON A WORKSHOP FOR THE COMMUNITY EVENTS AREA**  
(Time: 2:52:58 – 3:30:48)  
(Per the request of Vice Mayor Pro Tem Wheeler)

Vice Mayor Pro Tem Wheeler stated that she would like to get a consensus from Council for a workshop on the Community Events Area.

Council, reviewed, discussed, and asked staff questions on this item.

Council

Public Comments Opened at 8:44pm.

Ms. Hosta expressed her concern on how the project was not properly advertised.

Ms. Gibel expressed her concern on this project.

Public Comments Closed at 8:46pm.

*Council gave consensus to change the name of the project from "Community Events Area" to "Town Center Patio".*

*Council gave consensus to have staff conduct an in-person Workshop with the public on January 25, 2023 at 3:30pm with no Zoom to discuss the Town Center Patio Project.*

11. **COMMENTS FROM TOWN MANAGER** (Time: 3:30:49 – 3:34:27)

Town Manager Lo Bello expressed his concern on a newly proposed bill that would require a more detailed financial disclosure information form (Form 6) for members of the Town Council each year.

*Council gave consensus to have staff express their opposition to this bill proposal.*

12. **COMMENTS FROM TOWN ATTORNEY** (Time: 3:34:28 – 3:34:30) - None

13. **COMMENTS FROM STAFF** (Time: 3:34:31 – 3:42:09)

Finance Director Pazanski stated that the Town’s agreement to purchase both gasoline and diesel fuel is up for renewal and asked Council for a motion to allow the Town Manager to execute a contract for fuel by piggybacking contracts executed by surrounding government entities.

*MOTION: Wheeler/Cotronakis made a motion to authorize the Town Manager to execute a piggyback contract for fuel purchase.*

*ACTION: The motion passed unanimously.*

Chief of Police Smith announced that the Night Out Against Crime Event will take place on January 24, 2023 and provided an update on the Juno Beach Police Department’s Accreditation process.

Town Clerk Copeland-Rodriguez announced upcoming meeting and event dates.

Town Attorney Rubin asked Council if they had any issues with the Town Manager executing a Limited Power of Attorney to authorize Colin Baenziger & Associates to conduct credit checks on behalf of the Town for the selection of Town Manager.

*Council gave consensus to have the Town Manager execute the Limited Power of Attorney for Colin Baenziger & Associates to conduct credit checks for the selection of Town Manager applicants.*

14. **COMMENTS FROM COUNCIL** (Time: 3:42:10 – 4:03:26)

Councilmember Cooke thanked staff for the Christmas by the Lake event and asked Council for a consensus from Council to have staff gather definitions from other municipalities for the term “harmony” as set forth in the Town’s Zoning Code.

*Council gave consensus to have staff gather definitions from other municipalities for the term “harmony”.*

Councilmember Cooke wished everyone happy holidays.

Councilmember Haselkorn wished everyone happy holidays.

Vice Mayor Pro Tem Wheeler thanked the police foundation and asked Council for a consensus to remove the step of funding requests coming to the Town Council and just leave them to the discretion of the Town Manager and Chief of Police.

*Council gave consensus to remove the step of funding requests coming to the Town Council and just leave them to the discretion of the Town Manager and Chief of Police.*

Vice Mayor Pro Tem Wheeler inquired about staff preparing a report for updates on how staff responds to residents.



Town Manager Lo Bello explained staff's current process with handling resident comments and questions.

Vice Mayor Pro Tem Wheeler asked Council for a motion to amend a statement on the October 26, 2022 minutes under Item #7 to state "*Vice Mayor Pro Tem Wheeler stated that she would ask Council for a consensus to strike the proposed document that Mayor Halpern presented from the record. This consensus was not reintroduced.*"

***MOTION:** Wheeler/Cooke made a motion to amend the October 26, 2022 minutes to state under Item #7: Vice Mayor Pro Tem Wheeler stated that she would ask Council for a consensus to strike the proposed document that Mayor Halpern presented from the record. This consensus was not reintroduced.*

***ACTION:** The motion passed unanimously.*

Vice Mayor Pro Tem Wheeler asked for a consensus to change the February 9<sup>th</sup> and 10<sup>th</sup> Town Manager Interview dates to February 7<sup>th</sup> and 8<sup>th</sup>.

*Council gave consensus to change the February 9<sup>th</sup> and 10<sup>th</sup> Town Manager Interview dates to February 7<sup>th</sup> and 8<sup>th</sup>.*

Vice Mayor Pro Tem Wheeler asked staff to distribute surrounding municipalities' job descriptions for position of Town Manager.

Finance Director Pazanski stated that he will forward descriptions to Council.

Vice Mayor Pro Tem Wheeler asked Town Attorney Rubin to provide an update on the citizen's initiative to amend the Town Charter to provide for the direct election of the Town's Mayor.

Town Attorney Rubin stated that the Charter Amendment will be placed on the March ballot and the referendum language has been transmitted to the Supervisor of Elections.

Vice Mayor Pro Tem Wheeler wished everyone happy holidays.

Vice Mayor Cotronakis wished everyone happy holidays.

Mayor Halpern thanked staff for the Christmas by the Lake event and thanked Marchello, the owner of Portobello Restaurant for donating food for the Christmas by the Lake event. She asked that we send him a thank you letter.

Town Manager Lo Bello stated that staff already did.

Mayor Halpern asked to change the Pelican Lake Workshop on January 5<sup>th</sup> from 3pm to 4pm.

*Council gave consensus to change the January 5<sup>th</sup> Pelican Lake Workshop start time to 4pm.*

Mayor Halpern commented on The Waterford's upcoming groundbreaking ceremony and wished everyone happy holidays.

15. **ADJOURNMENT** (*Time: 4:03:27-4:03:39*)

Mayor Halpern adjourned the meeting at 9:31pm.

*Minutes Approved on January 25, 2023.*