

MINUTES
TOWN OF JUNO BEACH
TOWN COUNCIL REGULAR MEETING

May 22, 2019
Council Chambers
340 Ocean Drive

PRESENT: JASON HASELKORN, MAYOR
JIM LYONS, VICE MAYOR
PEGGY WHEELER, COUNCILMEMBER
STUART KATZ, COUNCILMEMBER

ALSO PRESENT: JOSEPH LO BELLO, TOWN MANAGER
CAITLIN COPELAND, TOWN CLERK
LEONARD RUBIN, TOWN ATTORNEY
MATTHEW PAZANSKI, FINANCE DIRECTOR
FRANK DAVILA, DIRECTOR OF PLANNING AND ZONING
CURT THOMPSON, PRINCIPAL PLANNER
ANTHONY MERIANO, DIRECTOR OF PUBLIC WORKS
BRIAN SMITH, CHIEF OF POLICE
PAUL FERTIG, MAJOR

ABSENT: FRANK FAHY, VICE MAYOR PRO TEM

Audience: 30

- ~ CALL TO ORDER – 5:32 PM
- ~ PLEDGE OF ALLEGIANCE TO THE FLAG
- ~ ADDITIONS, DELETIONS, SUBSTITUTIONS TO THE AGENDA - None

Vice Mayor Lyons asked Mayor Haselkorn if Item #9 should be removed since they don't have a full Council or if they should proceed with it.

Council agreed to remove item #9 from the agenda.

1. SWEARING IN DETECTIVE JORGE CARVAJAL AS SERGEANT
(Town Clerk Copeland)

Chief Smith introduced and congratulated Detective Jorge Carvajal.

Town Clerk Copeland swore in Detective Jorge Carvajal as Sergeant.

2. SWEARING IN KEVIN COPPIN AS POLICE OFFICER
(Town Clerk Copeland)

Chief Smith introduced Police Officer Kevin Coppin.

Town Clerk Copeland swore in Police Officer Kevin Coppin.

3. COMMENTS FROM THE PUBLIC

Public Comments Opened at 5:40 pm.

Public Comments Closed at 5:41pm.

4. CONSENT AGENDA

- A. Consider approving the April 24, 2019 Council and Planning and Zoning Goal Workshop Minutes
- B. Consider approving the April 24, 2019 Town Council Meeting Minutes
- C. Consider approving the May 8, 2019 Goal Workshop Meeting Minutes
- D. Proclamation – Supporting 2020 Census
- E. Palm Beach Countywide Justice Assistance Grant FY 18/19 Allocation
- F. Special Event – Aloha Surf Camp
- G. Air Conditioning System for the Police Department

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

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

5. NO OUTLET SIGNS

(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 asked Director of Public Works Meriano for his recommendation.

Director of Public Works Meriano expressed concern about placing the sign only one street. He indicated that residents of other streets that are not through streets may wish to have those signs installed as well. He stated that he thinks they need to address the issue Town-wide.

Councilmember Katz asked how many intersections or streets around Town have a similar configuration.

Director of Public Works Meriano stated that basically all the streets on the west side of Ocean Drive, with the exception of Olympus Drive and Mars Way and explained.

Vice Mayor Lyons stated that on the ridge there are only two through streets, Olympus and Mars. He stated that the rest are all “no outlet” streets. He gave his house as an example and stated that Juno Beach is a beautiful seaside community. People are

curious, and they are just going to drive through. He suggested a trial period of 1 year before allowing signs on other streets and then check with the residents on Atlantic Blvd after a year to see if it is really reducing the traffic flow.

Councilmember Katz expressed his thoughts and stated that unless there is a real documented frequency problem, he would be inclined to vote no.

Councilmember Wheeler stated that she lives on this street and gave a brief summary of the street. She stated that the street is more trafficked because of the triathlons, turtle releases and Art shows and explained. She expressed her thoughts and stated that the “no outlet” signs could be determined on a case by case basis.

Mayor Haselkorn stated that Councilmember Wheeler and Vice Mayor Lyons raised some good points but he agrees with Councilmember Katz. He stated that the part that makes Juno Beach special is the natural aesthetic. He stated that the prospect of more signs can really take away from that natural aesthetic. He expressed his thoughts and concerns.

Councilmember Wheeler stated that they have to look at both sides and that she doesn't know if they are talking about a lot of signs. She asked Town Attorney Rubin if Council could designate which roads could have a “no outlet” sign.

Town Attorney Rubin stated that the Council could establish whatever standard it wished.

Councilmember Katz stated Atlantic Boulevard is effectively a looped road and explained. He stated that he does not see how that road is different from Lyra Circle.

Councilmember Wheeler stated that it is a private road, not a public road.

Councilmember Katz questioned if the road was private.

Councilmember Wheeler confirmed with the Director of Public Works that the public portion ends on Atlantic Boulevard but Ocean Ridge Way is the loop around. She asked for clarification on Ocean Ridge Way, whether it was private on both sides, the north and the south. She stated that Ocean Ridge Way is a private road.

Councilmember Katz asked Councilmember Wheeler if she would want to put the sign at the base of Ocean Drive.

Councilmember Wheeler stated that she thinks they are looking at the beginning of Atlantic Boulevard.

Councilmember Katz confirmed that that road was public.

Director of Public Works Meriano stated that he had heard a comment from one of the residents and that he thinks the problem is more pronounced during the events that are sponsored in the Town and explained.

Mayor Haselkorn asked if there was a possibility of having a temporary sign that could be put out during events.

Director of Public Works Meriano stated that they can put out a sign and make it as permanent or temporary as they want it to be and explained.

Mayor Haselkorn stated that they put the barricades up and asked if they could store the sign with the barricades.

Director of Public Works Meriano stated that they would secure it, but still not a problem to remove it after the fact.

Vice Mayor Lyons asked about a sandwich sign for the special events.

Town Manager Lo Bello stated that a sandwich sign does not adhere to FDOT standards and explained.

Director of Public Works Meriano stated that that type of sign probably could not work.

Mayor Haselkorn asked for Council's thoughts on having a sign for those 3-4 events.

Councilmember Wheeler stated that she would like to hear Public Comments.

Public Comments Opened at 5:56pm.

Dave Santilli, 454 Ocean Ridge, stated that he brought a little pictograph with some comments (*see attached*) and explained. He stated that he believes there is a public safety issue. He explained the pictures and stated that a boulevard is generally a through street and gave some examples. He stated that to them the "no outlet" sign would cause strangers and drivers unfamiliar with the Town to give pause, and they might slow down and enter at a safe speed. He asked Council if they had any questions.

Councilmember Katz asked if someone inadvertently drove into the neighborhood, would they continue straight, in front of the Ocean Winds project, and then loop around the backside rather than making a left turn into their community?

Mr. Santilli stated that they can either go directly through the community or loop back through.

Councilmember Katz stated that putting up signs there that say "private community" kind of makes sense to him.

Mr. Santilli stated that he does not disagree but the one public safety aspect of it is that until you are already driving up Atlantic Boulevard and make that right turn into the community, you don't know that a community is there and explained.

Councilmember Katz stated that the most compelling point that Mr. Santilli made is that when Donald Ross is blocked, he can easily see why traffic going north would cut west through that street. He asked if this is a practical issue at night.

Mr. Santilli stated that it happens 6-10 times a day and on festival weekends it's a dozen an hour and explained.

Vice Mayor Lyons asked if the problem with the traffic is mostly with the special events coming through the community.

Mr. Santilli stated that it is about every weekend and explained.

Public Comments Closed at 6:03pm.

Councilmember Wheeler asked Town Manager Lo Bello and Director of Public Works Meriano if they knew whether Atlantic Blvd originally went completely through to U.S. Highway One but was abandoned.

Director of Public Works Meriano stated yes, he believes it is partially a paper street.

Mayor Haselkorn stated that it sounds like they have about ten times the problem during events when there is a road closure. He asked Director of Public Works Meriano if it's a burden on staff to look into a temporary sign option.

Director of Public Works Meriano stated that it would be an additional burden because for each and every event, staff is required to provide a lot of traffic control devices. He stated that it certainly can be added to the list of "to do" items.

Town Manager Lo Bello stated that it's not a ten-minute job.

Mayor Haselkorn stated that it still sounds like it may be worth it for the residents that live up there. He stated that it would at least eliminate the biggest problem.

Councilmember Katz confirmed that they would put the sign on Ocean Drive. He asked if it would have to be two signs.

Town Manager Lo Bello stated just one sign and explained.

Councilmember Katz stated that his concern is precedent – he thinks that given the shape of the streets on the west side of Ocean Drive, the Town may see requests for a fair number of these.

Vice Mayor Lyons stated that he lives on a “no outlet” street and they see a minimum of ten people a day going through. He stated that he does support the “no outlet” for the special events.

Councilmember Wheeler stated that upon further reflection, she believed that she would have a voting conflict and recused herself from voting on this item.

***MOTION:** Lyons/Katz made a motion to approve the request to install a “No Outlet” sign for special events only, Turtlefest, Art Fest and the Craft Fest, on Atlantic Boulevard.*

***ACTION:** The motion passed 3-0.*

Town Manager Lo Bello confirmed that they will be putting up the signs for those weekends and then taking it off.

Councilmember Katz questioned the pole.

Director of Public Works Meriano suggested that staff should discuss the pole internally and come back to Council with a safe and viable option.

Council agreed to leave it to staff to come back to them with options.

6. SPECIAL EVENT – WEDDING CEREMONY ON BEACH
(Principal Planner Thompson)

Town Manager Lo Bello stated that staff is postponing this item.

7. FIRST READING ON ORDINANCE NO. 712: ADJOURNMENT OF MEETINGS
AN ORSINANCE OF THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH, FLORIDA, AMENDING ARTICLE II, “TOWN COUNCIL,” OF CHAPTER 2, “ADMINISTRATION” OF THE TOWN CODE OF ORDINANCES BY ENACTING A NEW SECTION 2-21, “ADJOURNMENT OF MEETINGS;” PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.
(Town Attorney Rubin)

A. Town Attorney to Read Ordinance Title

Town Attorney Rubin read the Ordinance 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 6:17 pm.

Public hearing Closed at 6:17 pm.

D. Council's Discussion

Council reviewed and discussed this item.

E. Council's Action

***MOTION:** Lyons/Wheeler made a motion to approve Ordinance No. 712 on first reading.*

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

8. AUDITOR SELECTION

(Town Attorney Rubin)

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

Council reviewed and discussed this item and gave consensus to postpone it until the next meeting.

9. CHARTER REVIEW COMMITTEE

(Town Clerk Copeland)

10. DISCUSS BEAUTIFYING THE TRIANGLE AT OCEAN DRIVE AND US1

(Per the request of Councilmember Wheeler)

Councilmember Wheeler explained the triangle area at Ocean Drive and U.S. Highway One and asked Council if they are interested in beautifying it. She stated that she understands it would cost about \$4,600 if they went through a firm like Cotleur and Hearing but the other option is just to improve the landscaping around the sign and add more ground cover as that might not require FDOT approval. She stated that Ms. Marcomichalis can show some examples on what it could look like.

Mayor Haselkorn asked staff for clarity on what would require FDOT approval and what would not.

Town Manager Lo Bello stated that if they change or replace the groundcover that is there now, it's allowed. He stated that in order to plant any trees or any kind of objects they have to get a permit and have an engineer or landscape architect sign off on the plans.

Vice Mayor Lyons asked who would have the liability.

Town Manager Lo Bello stated that they would ask the Town to take the liability.

Town Attorney Rubin confirmed that the Town Manager was correct.

Town Manager Lo Bello used the palm trees as an example and stated that if the Town put anything in then they would require the Town to take liability.

Vice Mayor Lyons asked if groundcover would require a site plan.

Town Manager Lo Bello stated that if they expand the area, then they will have to get an opinion from an engineer.

Vice Mayor Lyons questioned the area in front of the monument.

Town Manager Lo Bello recommended just replacing what's there rather than change things.

Vice Mayor Lyons asked Councilmember Wheeler if she was talking about the monument for the enhancement.

Councilmember Wheeler asked Town Manager Lo Bello if it would hurt to write a letter to FDOT, and also talk to a few residents to get ideas.

Town Manager Lo Bello stated that everything he is saying is not for sure and is usually done with a permit. He recommended to only replace what is there.

Councilmember Wheeler asked if they could get a professional opinion on going outside of what is currently there.

Councilmember Katz questioned if the lighting could be expanded too.

Mayor Haselkorn asked how much it would cost with the FDOT process.

Town Manager Lo Bello stated roughly around \$5,000 just for the permitting process.

Director of Public Works Meriano explained the scope of services that are primarily involved and stated that Cotleur and Hearing was the landscape architect on record when the palm tree project was completed.

Councilmember Wheeler mentioned that George Gentile is a landscape architect.

Vice Mayor Lyons stated that he and Councilmember Wheeler see things through different eyes. He stated that he likes the natural look and to him the entrance coming into Town is beautiful. He expressed his thoughts and stated that he has not had anyone come to him concerned that the Town doesn't look nice coming in.

Councilmember Wheeler stated that she thinks it is beautiful and it was brought to her attention and she thought she would bring it to Council as an option. She stated that she doesn't think she is interested in putting that kind of money in but doesn't think it hurts. She stated that she still considers it beautiful so its something that if they want either way it would be fine.

Councilmember Katz asked if they had conceptual plans to look at.

Laurie Marcomichalis, 827 Poplar Drive, Lake Park, stated that she did a concept without thinking they had to deal with FDOT (*see attached*) and explained.

Mayor Haselkorn asked Ms. Marcomichalis for an estimate of the cost of the groundcover.

Ms. Marcomichalis stated a couple hundred dollars.

Councilmember Wheeler recommended they talk to a few citizens and get an idea.

Town Attorney Rubin explained the administrative rules applicable to FDOT permits and stated that they would have to complete a new landscape plan if they added landscape materials.

Town Manager Lo Bello confirmed that it doesn't have to be a signed engineering plan but still has to have a permit through FDOT. He also explained the fiber optic cables that are in the area.

Council reviewed and discussed this item.

***MOTION:** Peggy/Lyons made a motion to waive the bidding process for landscaping around our southern sign and to have the Town Manager work with Ms. Marcomichalis on a price not to exceed \$750.*

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

11. DISCUSSION ON WASTE MANAGEMENT CLEAN INITIATIVE

(Per the request of Councilmember Wheeler)

Councilmember Wheeler recommended that the Council suspend the initiative until Waste Management can clarify the definition of overfilling. She asked Town Manager Lo Bello if he had heard anything.

Project Coordinator/Risk Manager Dobbins stated that in the contract there was clarification as to what overage was but that it was for a container with a lid and explained. She stated that the situation with The Manor was an open container so there was ambiguity applying the definition of overfilling. She stated that Waste Management

did discontinue the CLEAN program with the condominiums until they can come up with a revised definition.

Town Attorney Rubin read the current definition.

Mayor Haselkorn questioned the temporary suspension of the program.

David Cox, 911 Ocean Drive, thanked Councilmember Wheeler for putting this item on the agenda. He explained the overflowing issue at The Manor and stated that Mr. Sabin did come by and apologize. He stated that Mr. Sabin indicated that it may take some time but they will resolve it and that they never intended this. He stated that he thinks there was potential to produce great revenue.

Councilmember Wheeler expressed her concern on changing contracts midstream and on the overflowing issue. She stated that she doesn't know if it's possible to ask Waste Management to suspend this altogether and asked Council how they felt.

Vice Mayor Lyons stated that this is a new program and it is going to have kinks and he wants to see what Town Manager Lo Bello comes back with to the Council after he and Mr. Sabin have spoken. He stated that he thinks the program is good, especially in the commercial area.

Mayor Haselkorn stated that he thinks they also had multiple representations by Mr. Sabin that there are benefits to the program and explained. He stated that he thinks they have a reasonable partner on the other side of this.

Councilmember Wheeler asked if they could possibly find out if other commercial buildings have had this issue.

Council gave consensus to have staff see how many commercial properties and condominiums had issues with overflow.

12. COMMENTS FROM TOWN MANAGER

Town Manager provided an update on the new website process and the backup material for meetings. He stated that the next Planning and Zoning Board Meeting is Monday, June 10th; Coffee with a Cop is Wednesday, June 5th; the Annual Town Picnic is Friday, June 7th; and the next Town Council Meeting is Wednesday, June 26th.

13. COMMENTS FROM TOWN ATTORNEY - None

14. COMMENTS FROM STAFF

Chief Smith provided an update on the new License Plate Reader system.

Director of Public Works Meriano announced that this week is Public Works Week, and stated how proud he is to be part of that organization and appreciative of all the work that is done throughout the communities.

Mayor Haselkorn stated that Director of Public Works Meriano and his team do a great job.

15. COMMENTS FROM COUNCIL

Councilmember Wheeler thanked the Public Works Department. She stated that Council will be faced shortly on a decision for a development on the northwest corner of Donald Ross Road and U.S. Highway One. She stated that the Turtle release was great. She congratulated the officers and stated that she loves the Police Department and the job they do for the Town.

Councilmember Katz stated that he wanted to extend all their thoughts and prayers to Vice Mayor Pro Tem Fahy and that he hopes he does well with recovery. He provided an update on the citizen's ecology team and complimented Director of Public Works Meriano for the memorandum and would like to bring in people who have an interest in the community. He stated that there was a request for a special event wedding on the beach and it reminded him about a couple parameters that they might want to review in regards to separate fees for town residents versus non-town residents.

Town Manager Lo Bello stated that staff was going to bring the issue of resident versus non-resident fees back to the Council. He stated that he wants to gather information from other communities.

Council gave consensus to see this item on a future agenda.

Vice Mayor Lyons complimented the Public Works Department.

Mayor Haselkorn stated that a local Palm Beach county municipality recently passed an electric scooter ordinance and explained. He stated that Council might want to look at it.

Council gave consensus to have staff look into it.

16. ADJOURNMENT

Mayor Haselkorn adjourned the meeting at 7:11 PM.

Minutes Approved on June 26, 2019.