



## TOWN COUNCIL MEETING MINUTES

January 24, 2024 at 5:30 PM

Council Chambers – 340 Ocean Drive and YouTube

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PRESENT: ALEXANDER COOKE, MAYOR  
PEGGY WHEELER, VICE MAYOR  
MARIANNE HOSTA, VICE MAYOR PRO TEM  
DD HALPERN, COUNCILMEMBER  
JACOB ROSENGARTEN, COUNCILMEMBER

ALSO PRESENT: DAVID DYESS, TOWN MANAGER  
LEONARD RUBIN, TOWN ATTORNEY  
CAITLIN E. COPELAND-RODRIGUEZ, TOWN CLERK  
FRANK DAVILA, DIRECTOR OF PLANNING & ZONING  
ANDREA DOBBINS, PROJECT COORDINATOR/RISK MANAGER  
STEVEN J. HALLOCK, DIRECTOR OF PUBLIC WORKS

AUDIENCE: 35

### CALL TO ORDER – 5:30PM

### PLEDGE ALLEGIANCE TO THE FLAG

### ADDITIONS, DELETIONS, SUBSTITUTIONS TO THE AGENDA

*Council gave unanimous consensus to move Item #14 to be heard after Item #11.*

### PRESENTATIONS

1. Sgt. Jose Nunez Ceremonial Promotion to Sergeant

### COMMENTS FROM THE TOWN MANAGER, THE TOWN ATTORNEY, AND STAFF

*Council gave unanimous consensus to amend the Code for the selection process of Planning & Zoning Board members; and have a presentation on Form 6 from an attorney at the February meeting.*

### COMMENTS FROM THE PUBLIC

*All Non-Agenda items are limited to three (3) minutes. Anyone wishing to speak is asked to complete a comment card with their name and address prior to the start of the meeting as well as state their name and address for the record when called upon to speak (prior to addressing the Town Council). Town Council will not discuss these items at this time. Comments needing a reply will be referred to Staff for research; a report will be forwarded to the Town Council; and citizens will be contacted.*

Public Comments Opened at 5:44pm.

Public Comments Closed at 5:55pm.

## CONSENT AGENDA

2. Town Council Meeting Minutes for December 13, 2023
3. Town Council Workshop on Mars Way Minutes - January 8, 2024
4. Professional Services Simmons & White, Inc.- Construction Oversight Universe Blvd Drainage Project
5. Special Event Request - Art Fest by the Sea
6. Request to Add the Position of Senior Planner to the Town's Classification and Pay Schedule
7. Approval of 2024 Town Council Meeting Dates
8. Year to Date (YTD) Financial Statements
9. Asset Disposals

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

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

## COUNCIL ACTION/DISCUSSION ITEMS *(A Public Comment Period was provided for each item below.)*

10. Filling of Town Council Vacancy – Seat #2  
***MOTION:*** Halpern/Wheeler made a motion to appoint Jacob Rosengarten to the Town Council effective immediately.  
***ACTION:*** The motion passed 4-0.

Town Clerk Copeland-Rodriguez swore in newly appointed Councilmember Jacob Rosengarten.

11. Ord. 779 – Voluntary Annexation of Captain's Key  
***MOTION:*** Wheeler/Hosta made a motion to approve Ordinance No. 779 as amended with the effective date of November 25, 2024, on second and final reading.  
***ACTION:*** The motion passed unanimously.
12. Resolution No. 2024-02 (Acceptance of Ownership and Maintenance of Public Easements within the Plat of Ocean Ridge)  
***MOTION:*** Wheeler/Halpern made a motion to approve Resolution No. 2024-02.  
***ACTION:*** The motion passed 4-1 with Councilmember Rosengarten opposed.
13. Ordinance 780 – Harmony Criteria (2<sup>nd</sup> Reading)  
***MOTION:*** Halpern/Hosta made a motion to approve Ordinance No. 780 on second and final reading.  
***ACTION:*** The motion passed unanimously.
14. Ordinance 781 – Demolition Permits 2<sup>nd</sup> Reading  
***MOTION:*** Rosengarten/Wheeler made a motion to approve Ordinance No. 781 as amended with Sec. 6-111(c) referencing 30 days instead of 14 on second and final reading.  
***ACTION:*** The motion passed unanimously.
15. Discussion on Kagan Park Playground  
***Mayor Cooke recessed the meeting at 6:43pm.***  
***Mayor Cooke reconvened the meeting at 6:48pm.***

***MOTION:*** Halpern/Rosengarten made a motion to have staff send out a survey to the residents of the proposed Kompan park renderings along with the costs and bring the results back to Council for review.

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

16. Sidewalk Brick Paver Maintenance and Repair

*Council gave unanimous consensus to keep the sidewalk and pavers/bricks look status quo and have staff continue their discussions with Palm Beach County.*

17. FPL Street Light Discussion- Turtle Friendly Light Options

***MOTION:*** *Halpern made a motion to install sea turtle friendly amber lights along Ocean Drive.*

***ACTION:*** *Motion failed for lack of a second.*

***MOTION:*** *Halpern/Hosta made a motion to install ATB-2 amber lights along Ocean Drive where the lights are turned off.*

***ACTION:*** *The motion failed 3-2 with Mayor Cooke, Vice Mayor Wheeler, and Councilmember Rosengarten opposed.*

***MOTION:*** *Rosengarten/Halpern made a motion to install ATB-2 amber lights as well as shields along Ocean Drive but continue to keep the lights off during turtle season.*

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

18. Discussion – Master Development Plan

*Council gave unanimous consensus to have staff reach out to Kim Delaney from the Treasure Coast Regional Planning Council to moderate a workshop with the Town Council and Planning & Zoning Board.*

## **COMMENTS FROM THE COUNCIL**

*(See attached handouts from Councilmember Halpern and Councilmember Rosengarten.)*

*Council gave unanimous consensus to have staff amend the Codeto addresses spillover lighting; ask a Palm Beach County representative to conduct a presentation on the upcoming Ocean Drive drainage project; and have staff conduct presentations/updates on the Celestial Way and Universe Boulevard projects.*

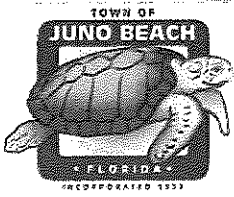
*Mayor Cooke, Councilmember Halpern, and Councilmember Rosengarten gave consensus to have staff create a list five (5) items that would address and lessen the scale of new development by June.*

## **ADJOURNMENT**

Mayor Cooke adjourned the meeting at 8:42pm.

  
\_\_\_\_\_  
Alexander Cooke, Mayor

  
\_\_\_\_\_  
Caitlin E. Copeland-Rodriguez, Town Clerk



# Town of Juno Beach

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## PUBLIC COMMENT CARD

ANY CITIZEN WISHING TO SPEAK SHOULD COMPLETE THIS CARD AND GIVE IT TO THE TOWN CLERK PRIOR TO THE START OF THE MEETING.

AGENDA ITEM #: \_\_\_\_\_ DATE: 1/24/2024

NAME: JACK LUTHEE PHONE NO.: ~~813~~-781-264-0994

REPRESENTING (IF APPLICABLE): POLICE FOUNDATION

ADDRESS: \_\_\_\_\_

CHECK WHAT MAY APPLY:

SUPPORT  OPPOSE  I WISH TO SPEAK

I WOULD LIKE MY COMMENT READ INTO THE RECORD:

\_\_\_\_\_  
\_\_\_\_\_



# Town of Juno Beach

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AGENDA ITEM #: \_\_\_\_\_ DATE: 1/24/24

NAME: Bill Viggiano PHONE NO.: 561-818-3056

REPRESENTING (IF APPLICABLE): \_\_\_\_\_

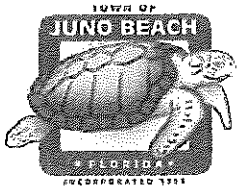
ADDRESS: 420 MARS WAY

CHECK WHAT MAY APPLY:

SUPPORT  OPPOSE  I WISH TO SPEAK

I WOULD LIKE MY COMMENT READ INTO THE RECORD:

\_\_\_\_\_  
\_\_\_\_\_



# Town of Juno Beach

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AGENDA ITEM #: \_\_\_\_\_ DATE: 1/24/24

NAME: Ken Craig PHONE NO.: 561-373-4722

REPRESENTING (IF APPLICABLE): Self

ADDRESS: 605 Universe Blvd J.B

CHECK WHAT MAY APPLY:

SUPPORT       OPPOSE       I WISH TO SPEAK

I WOULD LIKE MY COMMENT READ INTO THE RECORD:



# Town of Juno Beach

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AGENDA ITEM #: \_\_\_\_\_ DATE: \_\_\_\_\_  
*Comments from the Public*

NAME: Anne Bosso PHONE NO.: \_\_\_\_\_

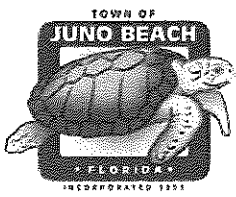
REPRESENTING (IF APPLICABLE): \_\_\_\_\_

ADDRESS: \_\_\_\_\_

CHECK WHAT MAY APPLY:

SUPPORT       OPPOSE       I WISH TO SPEAK

I WOULD LIKE MY COMMENT READ INTO THE RECORD:



# Town of Juno Beach

## PUBLIC COMMENT CARD

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AGENDA ITEM #: Ordinance 779 Captain's log DATE: \_\_\_\_\_

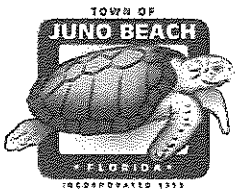
NAME: Nancy Wlf PHONE NO.: 203 912 9957

REPRESENTING (IF APPLICABLE): \_\_\_\_\_

ADDRESS: 1613 E. Hungary

CHECK WHAT MAY APPLY:

- SUPPORT       OPPOSE       I WISH TO SPEAK
- I WOULD LIKE MY COMMENT READ INTO THE RECORD:
- \_\_\_\_\_
- \_\_\_\_\_



# Town of Juno Beach

## PUBLIC COMMENT CARD

ANY CITIZEN WISHING TO SPEAK SHOULD COMPLETE THIS CARD AND GIVE IT TO THE TOWN CLERK PRIOR TO THE START OF THE MEETING.

AGENDA ITEM #: Kagan Park DATE: \_\_\_\_\_

NAME: Bianca Giancoli PHONE NO.: 212-628-2623

REPRESENTING (IF APPLICABLE): Parks and Rec Foundation

ADDRESS: \_\_\_\_\_

CHECK WHAT MAY APPLY:

- SUPPORT       OPPOSE       I WISH TO SPEAK
- I WOULD LIKE MY COMMENT READ INTO THE RECORD:
- \_\_\_\_\_
- \_\_\_\_\_



Caitlin Copeland &lt;ccopeland@juno-beach.fl.us&gt;

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**Fwd: Fw: Sea Turtle Streetlights on Council Agenda**

1 message

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**DD Halpern, Juno Beach Town Council** <dhalpern@juno-beach.fl.us>

Wed, Jan 24, 2024 at 3:58 PM

To: Caitlin Copeland &lt;ccopeland@juno-beach.fl.us&gt;, Andrea Dobbins &lt;adobbins@juno-beach.fl.us&gt;

Hi Caitlin,

Please print this for Council as part of the backup docs for the sea turtle lighting topic.

Thank you,  
DD Halpern  
Juno Beach Town Council  
561-972-1644

----- Forwarded Message -----

**From:** Reinert, Thomas <thomas.reinert@myfwc.com>**To:** DD Halpern <dd\_halpern@yahoo.com>**Cc:** Halley, Kristin <kristin.halley@myfwc.com>; Mezich, Ronald <ronald.mezich@myfwc.com>; Pasawicz, Michelle <michelle.pasawicz@myfwc.com>; Merrill, Maria <maria.merrill@myfwc.com>; Trindell, Robbin <robbin.trindell@myfwc.com>**Sent:** Wednesday, January 24, 2024 at 03:41:25 PM EST**Subject:** RE: Sea Turtle Streetlights on Council Agenda

DD,

Thank you for reaching out to FWC with your concerns for balancing public safety and sea turtle protection. As a start, FWC always prefers no lights visible from the beach during sea turtle nesting season, March 1 – October 31, but we understand the need for communities to ensure public safety. These do not have to be mutually exclusive endeavors. Below is a list of options, in order of preference, for safe-guarding sea turtles during nesting season:

1. Lights off during sea turtle nesting season (those lights visible directly or indirectly from the beach); we always recommend downward-directed lights to reduce sky glow
  - a. For public safety issues, low or ground level, amber lighted bollards, not visible directly from the beach, may provide adequate lighting for footpaths
2. Downward-directed, shielded, amber (approved turtle-friendly) light fixtures
3. Downward-directed, amber (approved turtle-friendly) light fixtures
4. Downward-directed, shielded streetlights – should not be visible from the beach from any direction

If you or Juno Town Council have any technical questions, please contact our state-wide sea turtle lighting coordinator, Kristin Halley, copied here.

Respectfully,  
Thomas R. Reinert, Ph.D.  
Regional Director – South Region  
Florida Fish & Wildlife Conservation Commission  
[8535 Northlake Blvd](#)  
West Palm Beach, FL 33412

Office: 561-882-5701

Cell: 561-262-0006

Visit our website: <http://MyFWC.com/>

*To report any wildlife issues or violations, please call our Wildlife Alert Hotline: **888-404-3922***

*Support Wildlife: Buy a manatee, turtle, panther, or bear specialty license plate!*

<http://www.flhsmv.gov/specialtytags/SLP.html>

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**From:** DD Halpern <[dd\\_halpern@yahoo.com](mailto:dd_halpern@yahoo.com)>  
**Sent:** Saturday, January 20, 2024 3:26 PM  
**To:** Reinert, Thomas <[Thomas.Reinert@MyFWC.com](mailto:Thomas.Reinert@MyFWC.com)>  
**Subject:** Sea Turtle Streetlights on Council Agenda

**[EXTERNAL SENDER]** Use Caution opening links or attachments

Hi Tom,

The topic of sea turtle-friendly streetlights is on our Town Council agenda for Wednesday, January 24.

[Please look at the documents \(item 17\) and let me know if you have feedback.](#)

I also attached the docs.

Please share this with your sea turtle expert. If you have thoughts/suggestions/concerns, please consider attending our Council meeting in person or on Zoom, or providing a written comment to be read at the meeting.

I initiated this change to streetlighting lighting because currently all of these lights are turned off during nesting season and I believe it's important to provide sidewalk lighting, however, recognizing the need to be sensitive to the sea turtles. With so many lights out in this section of Ocean Drive, it could be a public safety issue, however, to my knowledge we have not had any problems thus-far. Given the lighting technology available it seems reasonable to be able to achieve a win-win for pedestrian safety and sea turtles.

I've seen other towns use amber lights and/or shields and my hope is that we can do similar.

As always, I value your input.

DD Halpern

Town of Juno Beach Councilmember

561-972-1644





Caitlin Copeland &lt;ccopeland@juno-beach.fl.us&gt;

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**Fwd: Fw: Sea Turtle Streetlights**

1 message

**DD Halpern, Juno Beach Town Council** <dhalpern@juno-beach.fl.us>

Wed, Jan 24, 2024 at 11:56 AM

To: Caitlin Copeland &lt;ccopeland@juno-beach.fl.us&gt;, Andrea Dobbins &lt;adobbins@juno-beach.fl.us&gt;

Hi Caitlin,  
Please print this for tonight.

DD Halpern  
Juno Beach Town Council  
561-972-1644

----- Forwarded message -----

From: **DD Halpern** <ddhalpern2021@yahoo.com>

Date: Wed, Jan 24, 2024 at 11:55 AM

Subject: Fw: Sea Turtle Streetlights

To: Juno Beach Town Council DD Halpern &lt;dhalpern@juno-beach.fl.us&gt;

DD Halpern  
Town of Juno Beach Councilmember  
561-972-1644

----- Forwarded Message -----

From: Andy Dehart &lt;adehart@marinelife.org&gt;

To: DD Halpern &lt;ddhalpern2021@yahoo.com&gt;; Karen Marcus &lt;karentmarcus@gmail.com&gt;; Xavier Cortesano &lt;xcortesano@marinelife.org&gt;; Andy Dehart &lt;adehart@marinelife.org&gt;

Sent: Wednesday, January 24, 2024 at 10:51:18 AM EST

Subject: Re: Sea Turtle Streetlights

DD,

Sorry for the delay. It has been busy with Go Blue coming up this week. To my knowledge nobody from the city contacted LMC staff. Our research team would be the best to get direct feedback from however when I asked them about this issue in the past they have the following recommendations but to reiterate we are not the code enforcement agency that would be FWC.

1. Amber lights with shields to direct the light would be the best option if lights need to be activated.
2. Amber lights without shields would be the next best option but option number 1 would be much better.

White or normal lighting will have a detrimental effect on hatchling behavior and cause many hatchlings to go the wrong direction when emerging from the nest and have negative impact on the nesting females.

Thanks for looking out for our aquatic residents as well.

Andy

**From:** DD Halpern <ddhalpern2021@yahoo.com>

**Date:** Saturday, January 20, 2024 at 3:17 PM

**To:** Karen Marcus <karentmarcus@gmail.com>, Andy Dehart <adehart@marinelife.org>, Xavier Cortesano <xcortesano@marinelife.org>

**Subject:** Sea Turtle Streetlights

Hello team,

The topic of sea turtle-friendly streetlights is on our Council agenda for Wednesday, January 24.

Did our staff consult with any of you?

[Please look at the documents \(item 17\) and let me know if you have feedback.](#)

I also attached the docs.

You can attend our Council meeting in person or on Zoom, or provide a written comment to be read at the meeting.

I initiated this because I believe it's important to provide sidewalk lighting, however, recognizing the need to be sensitive to the sea turtles. With so many lights out in this section of Ocean Drive, it could be a public safety issue, however, to my knowledge we have not had any problems thus-far. Given the lighting technology being available it seems reasonable to be able to achieve a win-win for people and sea turtles.

My goal is to achieve a balance. I've seen other towns use amber lights and/or shields and my hope is that we can do similar.

As always, I value your input.

DD Halpern

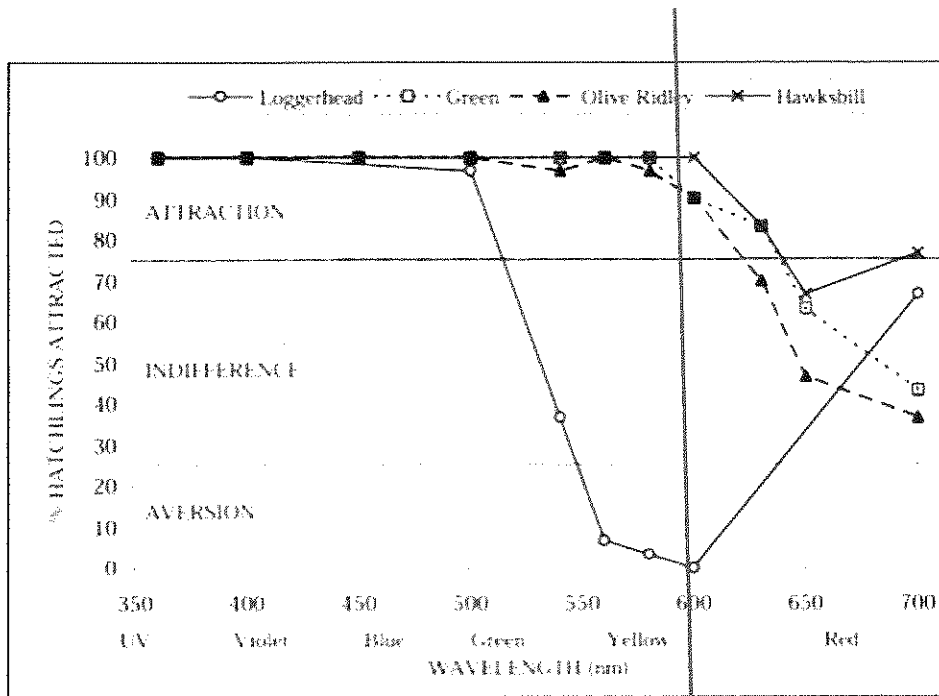
Town of Juno Beach Councilmember

561-972-1644

Provided by Councilmember Halpern at the January 24, 2024 Town Council Meeting.



Provided by Councilmember Rosengarten  
at the 1/24/24 Town Council Meeting



FPL Lighting Options are 594 nM  
(nanometers)

Figure 1. Orientation responses of four species of sea turtle hatchlings to colored light sources. Responses were measured as the proportion of hatchlings that chose an illuminated window over a similar but darkened window.

**FWC RECOMMENDS WAVELENGTHS ABOVE 560 nM or higher**

**Source: Page 7 of manual**