MINUTES
TOWN OF JUPITER ISLAND
TOWN COMMISSION MEETING
WEDNESDAY, JUNE 12, 2024

TIME:	Wednesday, June 12, 2024 – 9:00 AM
PLACE:	Town Hall Island Room – 2 Bridge Rd., Hobe Sound, FL
PRESENT:	Mayor Penny Townsend, Vice Mayor Marshall Field VI, and Commissioners Anne Scott, Patricia Warner and Joseph Taddeo. Also present were Town Manager Robert Garlo, Town Clerk Kimberly Kogos, Town Attorney Thomas Baird and IT Director Bill Sutton.

PLEDGE OF ALLEGIANCE

ROLL CALL

COMMENTS*

Mayor/Commissioner Comments

Mayor Townsend announced those present and voting. She then read the Town Vision Statement.

a. Town Coffee Update

Vice Mayor Field summarized the topics discussed during the Town Coffee held on June 11th. These included bridge openings, outflow from Lake Okeechobee and its effects on the St. Lucie estuary, and the plan to manage invasive plants and trees on the 45 acres of conservancy land located on the northern end of the Island. He noted that four people attended in person, and Mr. Sutton added that approximately 15 people participated online.

b. Other Comments

There was no public comment.
Mayor Townsend requested to remove item 8a.

MOTION: Vice Mayor Field/ Commissioner Scott moved to remove item 8a from the agenda.
ACTION: Motion passed 5-0.

Public Comment (Non-Agenda Related)

Public Comment is an opportunity for the Mayor and Town Commissioners to listen to any issue(s) of importance to you. Public Comment is offered at the beginning of our meetings, in the event attendees cannot stay in chamber for the agenda item or meeting duration. If you elect to address an item on today's agenda during opening Public Comment, we ask that you please refrain from re-addressing the item during Public Comment at the agenda item. Residents also may submit comments, at any time, to the Mayor and Commissioners into the public record: THMail@tji.martin.fl.us. (Please email Public Comment at least one business day prior to the meeting to ensure timely distribution to the Mayor and Commissioners.)

NOTE: The Town Commission meeting will recess at 12:30pm to convene a closed-door Attorney-Client Session to be conducted in the Town Hall Conference Room. The Town Commission will

reconvene once the private session adjourns.

CONSENT ITEMS

1. Consent Agenda

MOTION: Taddeo/Warner moved to approve the consent agenda.
ACTION: Motion passed 5-0.

Commissioner Scott requested to comment on the Consent Agenda following the guest speakers.

Category A- To be reviewed and approved (as is or as edited) by the Town Commission

a. Minutes of the May 14, 2024, Town Commission Meeting

Category B- Other Informational Materials (No Action Required)

a. Minutes of the April 25, 2024, Board of Adjustment Meeting
b. Minutes of the May 2, 2024, Impact Review Committee Meeting
c. Minutes of the February 21, 2024, Pension Board Meeting
d. Minutes of the February 21, 2024, Jt. Town/SMRU Defined Contribution Plan Meeting
e. Police Activity Report - May 2024
f. Building Department Report – May 2024
g. Code Compliance Activity Report

PRIORITY MATTERS

2. Representative John Snyder*

Mayor Townsend introduced Representative John Snyder.

Representative Snyder greeted the commission and provided an overview of the legislative session, highlighting several bills still under review by Governor DeSantis, including the state budget. He mentioned that several signed bills include public safety legislation targeting porch pirates and smash-and-grab theft. Another major focus was the education system, with Florida continuing to lead nationally in higher education, offering quality and affordable options. He also announced record funding increases for teachers' wages. Additionally, he emphasized the importance of preserving natural resources, noting over $3 billion in investments over the last two years for Everglades restoration. Representative Snyder provided updates on additional funding for the Loggerhead Marine Life Center, the Els Center of Excellence, and clean drinking water for Pettway homes.

Vice Mayor Field asked about Home Rule preemptions and challenged Representative Snyder's voting history on the issue. Representative Snyder explained specifically when he voted in opposition.

Commissioner Scott asked Representative Snyder for his opinion on Florida's burgeoning population. Representative Snyder acknowledged Florida's appeal and noted that there is a slowdown from the previous influx of approximately 1,000 people per day.

Commissioner Scott expressed concern about the impact. Representative Snyder emphasized the importance of protecting natural resources.

Mayor Townsend discussed the potential rise in public records requests related to Public Safety body camera footage. Chief Ewing addressed the impact of social media and the increase in clickbait, noting that the county and nearby municipalities are hiring more staff to manage this issue. The possibility of state legislation to address this was discussed.

Mayor Townsend briefly discussed the impact of sovereign immunity. She thanked Representative Snyder for his environmental efforts and expressed their willingness to continue collaborating.

In response to Vice Mayor Field's question about the future of discharges and Everglades restoration, Representative Snyder encouraged the municipality to remain actively engaged in legislative efforts on the issue. He emphasized that it continues to be a priority for him.

Public Comment:
Mr. Bob Rowden noted that Florida is attempting to issue development permits faster. Director Stuart Trent further explained the delegated authority of the DEP regarding permits. Representative Snyder agreed to look into the issue.

3. Introduction of New SMRU Assistant Director Naudia Harty*

Director Stuart Trent introduced Naudia Harty and provided an overview of her background, including serving in Hallandale Beach and West Palm Beach.

Ms. Harty greeted the commission and noted her enthusiasm to contribute to the Town as the new SMRU Assistant Director.

4. Florida's Turnpike Enterprise - Project Development and Environment Study - Interchange between Florida's Turnpike and I-95 at SE Bridge Road*

Mr. Bill Howell, consultant, cordially greeted the commission before delving into the presentation regarding the Direct Connection Interchange between Florida's Turnpike and I-95 at SE Bridge Road. Currently it is in the Project Development & Environment (PD&E) Study phase. The project's aim is to bolster system connectivity, safety measures, and fortify emergency response and evacuation capabilities. He pointed out the absence of direct links between Florida's Turnpike and I-95, necessitating the reliance on the local roadway network, specifically Martin Highway or Indiantown Road, for inter-facility transitions. Highlighting a surge in accidents along both Florida's Turnpike and I-95 and the consequential economic implications, he proceeded to discuss two viable options. Alternative 1 furnishes four direct connections between the Florida Turnpike and I-95, projecting an expenditure of $231 million. Alternative 2 also provides four direct connections but with shorter merge lanes at a reduced cost of $156 million. He underscored the exclusion of Bridge Road in both alternatives as an exit or an entrance. He noted the anticipated traffic benefits. Mr. Howell confirmed the Public Information Meeting would be held in July 2024 and shared the project website and project manager contact information.

Commissioner Warner raised a query regarding access to Bridge Road. Mr. Howell affirmed that there would be no ramp connection, emphasizing that all connections would be high-speed between 95 and the Turnpike. Discussion ensued.

Commissioner Scott inquired about the unusually high crash data. Mr. Howell clarified that the numbers stemmed from through traffic analysis and traffic destination patterns. However, he admitted lacking a comparable example from a similar interchange for direct comparison. Commissioner Scott sought clarification on the existing number of direct connections and those under consideration. Mr. Howell stressed the significance of proximity in this context and provided examples of specific connections to support his point.

Ms. Victoria Williams, Florida Turnpike NOP Liaison Administrator, stated there are plans underway for Southwest 10th Street going to Sawgrass Expressway.

In response to Commissioner Warner's concerns about road conditions, Mr. Howell confirmed resurfacing plans. Ms. Williams noted an ongoing environmental study to widen certain segments of the Florida Turnpike.

Public Comment:
There was no public comment.

Mayor Townsend invited Commissioner Scott to share her comments on the Consent Agenda.

Commissioner Scott noted increased Public Safety enforcement. Chief Ewing explained the nature of the calls and proximity of response, including increased activity at the beach.

Commissioner Scott expressed appreciation for the reports submitted by the Building Department and Code Compliance. She suggested that these reports should no longer be included in the Consent Agenda but rather be added to the regular agenda in future meetings. There was consensus.

COMMISSION ACTION ITEMS

5. Ordinance No397 - Notice Revision - 1st Reading

Town Manager Garlo noted this item, and the next item are companion items.

Vice Mayor Field recommended the notice period be changed from 21 days to 30 days.

Mayor Townsend preferred the original language of 1,000' and "affected person". Discussion ensued about "affected person", radius, cul-du-sacs, and electronic notifications.

Director Catherine Harding outlined the intention to compile a list of residents willing to share their email addresses, although she emphasized that advertising would still be necessary.

Vice Mayor Field proposed that all notices to affected individuals should be dispatched via registered mail, with the associated cost integrated into the permitting process.

There was a consensus to extend the notice period from 21 days to 30 days while maintaining the 1,500' radius.

Town Attorney Baird read Ordinance 397 by title:

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF JUPITER ISLAND, MARTIN COUNTY, FLORIDA, AMENDING THE TOWN'S LAND DEVELOPMENT REGULATIONS AT ARTICLE X, DIVISION 7, SECTIONS 7.03 AND 7.04 OF APPENDIX "A"

TO INCREASE THE SCOPE OF THE NOTICE TO BE PROVIDED; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

Public Comment:
There was no public comment.

MOTION: Commissioner Warner/ Vice Mayor Field moved to approve and adopt Ordinance 397 on first reading.

ACTION: Motion passed 5-0.

6. Ordinance No 395 - Appeal Process (de novo) - 1st Reading

Mayor Townsend questioned the language about right to appeal. Town Manager Garlo further clarified the requirement for “aggrieved party”. Vice Mayor Field argued “aggrieved party” should have to demonstrate standing.

Vice Mayor Field commented on the review section, suggesting that an affirmative vote on an appeal should require a majority of the board members present. Commissioner Scott strongly disagreed.

Public Comment:
There was no public comment.

MOTION: Vice Mayor Field/ Commissioner Warner moved to approve and adopt Ordinance 395 on first reading.

ACTION: Motion passed 5-0.

Mayor Townsend requested staff to review language concerning majority versus fully constituted board members.

Town Attorney Baird read Ordinance 395 by title:

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF JUPITER ISLAND, MARTIN COUNTY, FLORIDA, AMENDING APPENDIX A OF THE CODE OF ORDINANCES; PROVIDING FOR THE AMENDMENT OF ARTICLE X, DIVISION 8 REGARDING APPEALS; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE

7. Ordinance No 396 - Commercial Vehicle Lettering - 2nd Reading

Director Harding briefly summarized the Ordinance.

The Commission recessed at 10:41 AM for a weather-related event.

The Commission reconvened at 10:48 AM.

Mayor Townsend asked Chief Ewing to opine on the weather event. Chief Ewing described the initial condition of Bridge Road and North Beach Road, indicating trees down and road closures.

There was consensus to amend the agenda to allow Director Trent to present his items next so he could depart the meeting to address the impact of the weather event.

Item was heard following 7b.

Town Attorney Baird read Ordinance 396 by title:

***AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF JUPITER ISLAND, MARTIN COUNTY, FLORIDA, AMENDING CHAPTER 14, ARTICLE II, SECTION 14-35 OF THE CODE OF ORDINANCES OF THE TOWN OF JUPITER ISLAND, ENTITILED "PARKING OF COMMERCIAL VEHICLES"; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE**.*

Commissioner Taddeo inquired about the size of the lettering. Vice Mayor Field suggested it was a Department of Transportation requirement.

Public Comment:
There was no public comment.

MOTION: Vice Mayor Field/ Commissioner Taddeo moved to approve Ordinance 396 on second reading.

ACTION: Motion passed 5-0.

8. Paving Contracts

Item was heard prior to item 6.

   a. Sunshine Land Design - Work Authorization, Resurface Town Hall Parking Lot

MOTION: Vice Mayor Field/ Commissioner Taddeo moved to approve the Sunshine Land Design contract.

ACTION: Motion passed 5-0.

   b. Ferreira - Piggyback, Infrastructure Construcion & Maintenance

MOTION: Vice Mayor Field/ Commissioner Taddeo moved to approve the Ferreira piggyback contract.

ACTION: Motion passed 5-0.

9. Town/SMRU Bid Awards

   a. ITB 2024-06 Fleet Vehicle Maintenance and Repair Services

Item was not heard.

   b. ITB 2024-05 Generator Maintenance Services

Item was heard directly following item 7b.

Director Trent mentioned that they received only one response, but they have a high level of confidence in the selected vendor.

Public Comment:
There was no public comment.

Director Trent provided additional updates on affected areas due to the weather event.

MOTION: Commissioner Taddeo/ Commissioner Warner moved to award the bid for Generator Maintenance Service to Florida Detroit Diesel-Allison.

ACTION: Motion passed 5-0.

The Commission recessed at 10:53 AM.
The Commission reconvened at 10:56 AM.

10. Resolution #915 - Approving the Retention of Ascensus Trust (Retirement Plan Services Providers)

Director Matthew Pazanski introduced Resolution 915, noting a recent acquisition that requires updated service agreements.

Public Comment:
There was no public comment.

MOTION: Vice Mayor Field/ Commissioner Taddeo moved to approve Resolution 915 and authorize the Town Manager to execute the agreement.

ACTION: Motion passed 5-0.

11. Proposed Budget FY 2024-2025 and TRIM
    a. Proposed Budget Millage Rates and Public Hearing Dates

Director Pazanski reviewed the FY 2025 budget calendar and the proposed budget of $12,794,382, highlighting an 8.97% increase from the previous year. He also noted the proposed ad valorem taxes of $9,846,903, reflecting an 8.72% increase. Based on estimate, the rolled-back rate would be 2.5715 and noted with the same 2.7887 millage rate, the tax increase would be 8.45%. The estimated total ad valorem increase, including new construction, would be $790,032. He noted 301 single family homesteaded homes with a taxable value of $1.6B. Director Pazanski noted a 5% COLA increase for proposed payroll adjustments, estimated 7-10% increase in health care cost/benefits, and estimated 3-5% increase in operating costs.

Vice Mayor Taddeo inquired about surplus cash flow for FY 2025. Director Pazanski estimated between $400K-$600K, noting they could always add reserves moving forward.

Director Pazanski continued by reviewing the FY 2025 General Fund expenses, categorized by department and type. He summarized the 5-Year Capital Plan and highlighted the FY 2025 Capital expenses by department, which includes $285,000 in prior year rollover.

Commissioner Scott requested a summary of the public records retention schedules. Town Manager Garlo noted the published schedule.

Director Pazanski continued with review of the FY 2025 electric debt budget, with proposed budget of

$802,512 at .2273 mills.

There was consensus to keep the aggregate millage rate the same.

Director Pazanski reviewed the FY 2025 Beach Protection District proposed budget revenues and general expenditures.

Public Comment:
There was no public comment.

MOTION: Vice Mayor Field/ Commissioner Taddeo moved to approve the General Fund ad valorem millage tax rate at 2.8086 mills, Beach Protection District at .9593 mills and Electric Debt service at .2273 mills and set the date for the first budget public hearing to be held on September 9, 2024.

ACTION: Motion passed 5-0.

b. Financial Report - May 2024 *(no action required)*

Director Pazanski reviewed the monthly financial report for May as follows:

- Total Revenue $11,759,763
- Total General Fund Expenditures $7,001,486

The Town Commission no longer needed to recess at 12:30pm for a closed-door Attorney-Client Session.

12. Debris Removal Disposal Contract Pricing (CERES)

MOTION: Vice Mayor Field/ Commissioner Scott moved to approve the pricing and authorize the Town Manager to execute the agreement with CERES for debris removal/disposal services.

ACTION: Motion passed 5-0.

DISCUSSION AND DELIBERATION ITEMS

13. Waterfront Setback Line Study Update*

Director John Duchock highlighted the key takeaways from the study report conducted by Cummins Cederberg, noting that the next steps would involve the data analysis phase. The projected completion date for the analysis is end of July.

Mayor Townsend expressed anticipation for a future commission discussion on the definition of a frontal dune. Another key point raised was the suggestion to avoid using a natural feature as a location benchmark.

Vice Mayor Field inquired about guidance on the location of frontal dunes. Mr. Duchock confirmed that they are seeking direction from the State. In response to Commissioner Scott's inquiry, Mr. Duchock explained offsets.

Mr. Duchock clarified that no action from the commission is required until the preliminary maps are presented, which will also include public input. He noted any changes to the LDR would be a separate process.

Commissioner Taddeo disagreed with the notion of the final decision being made solely by the commission. He emphasized that the consultants were hired to provide recommendations. Vice Mayor Field elaborated, stating that while the commission is not bound by the consultant's recommendation, the information provided would be utilized to make an informed decision. Discussion ensued.

The Commission recessed at 12:19 PM for lunch.

The Commission reconvened at 12:40 PM for lunch.

14. <u>Vulnerability Assessment Steering Committee Discussion</u>

Director Duchock noted that based on a requirement in the grant agreement scope of work for the Town's Vulnerability Assessment, a steering committee will be formed to conduct a minimum of 2 meetings for the purposes of providing feedback and input on the study. As recommended by the State, a range of stakeholders has been evaluated, including key Town staff, technical experts, local government representatives, and other local stakeholders. Key Town staff members who will serve on the steering committee include:

• John Duchock, Beach Protection District Director
• Stuart Trent, Public Services Director
• Catherine Harding, Building Department Director/Building Official
• Ruben Cruz, Senior Planner/Floodplain Manager

In addition to Town staff, the following list of potential steering committee members will be contacted to determine interest and availability to participate:

• Jim Gorton, Martin County Public Work Director
• Amy Eason, Martin County Resiliency Manager
• Bill Miller, USFWS Refuge Manager
• Cristin Krasco, TNC Blowing Rocks Preserve Manager
• Rob Kloska, Jupiter Island Club Operation and Grounds Manager
• Dr. David Kriebel, Coastal Analytics/Subject Matter Expert

<u>Public Comment:</u>
There was no public comment.

MOTION: Commissioner Taddeo/ Commissioner Warner moved to approve the list of proposed committee members.

ACTION: Motion passed 5-0

15. <u>Public Safety Items</u>

   a. Hurricane Preparation*

Chief Ewing provided an update on hurricane preparation, nothing La Niña and warmer-than-average ocean temperatures are major drivers of tropical activity. NOAA’s outlook for the 2024 Atlantic hurricane season, which spans from June 1 to November 30, predicts an 85% change of an above-normal season, a 10% chance of near-normal season, and a 5% chance of a below-normal season. NOAA will be implementing improvements to its forecast communications, decision support, and storm recovery efforts. Chief Ewing encouraged residents to sign up for text alerts.

   b. Security Road Show Review*

Chief Ewing highlighted the success of the security road show, which featured seven vendors and attracted 45 participants. He recommended that future shows prioritize the consumer experience. Commissioner Taddeo recommended hosting during a different time of year, when more residents are on the Island.

c. In-Car Video Update*

Chief Ewing reported that the in-car video systems have been purchased and installed, with the department currently focusing on developing policies and training procedures. He also noted that the in-car video system provides the department with an opportunity to improve their license plate reader technology. He further elaborated on his request for an additional staff member to assist with the administrative tasks associated with managing the collected video footage.

16. <u>Long Range Planning</u>

a. Comprehensive Plan Update*

b. Land Development Regulation (LDR Review)

c. Community Survey*

Town Manager Garlo mentioned that a draft RFQ was prepared to engage a consultant for an LDR review. He also noted the need for a Comprehensive Plan review and sought the commission's opinion on whether to complete both reviews simultaneously with the same consultant.

In response to Vice Mayor Field’s request, Town Manager Garlo confirmed a cost proposal would be brought back for the commission’s consideration.

There was a consensus to expand the scope beyond an Evaluation and Appraisal Report (EAR) and adopt a more comprehensive approach.

Commissioner Taddeo stated the Comprehensive Plan outlines community input and number of meetings.

MOTION: Commissioner Taddeo/Vice Mayor Field moved to expand the scope beyond and EAR and also to issue the RFQ for a consultant.
ACTION: Motion passed 5-0.

Mayor Townsend invited Commissioner Taddeo to discuss additional long-range planning topics. Commissioner Taddeo emphasized the necessity of initiating a planning process to replace the septic system. Vice Mayor Field mentioned that this issue had been discussed at the previous SMRU meeting. Director Trent confirmed that he would provide an update at the July SMRU meeting.

Commissioner Taddeo proposed addressing the public beach, focusing on the challenges it faces and exploring potential solutions, including long-range funding.

Commissioner Scott suggested taking steps to have the County transfer control of Beach Road to the Town. Discussion ensued.

Town Attorney Baird explained that a Comprehensive Plan is a long-range planning tool, and the topics discussed will integrate seamlessly.

Director Harding explained a proposed language change regarding fill and requested a discussion to support the change. (Change “or” to “and” in the BOA criteria section for fill, Article X, Section 3.02, E at the end of #1)

MOTION: Vice Mayor Field/ Commissioner Scott moved to approve the request for an Ordinance regarding the language change regarding fill.
ACTION: Motion passed 5-0.

Public Comment:
There was no public comment.

Director Harding further explained the change from NGAD to NVAD reference. There was consensus to support this request as well.

17. BOA/IRC/LPA
    a. Draft Ordinance Regarding Chair Appointments

Town Manager Garlo provided an overview of the draft Ordinance.

Commissioner Taddeo proposed that the commission should retain the power to choose the Chair. In contrast, Vice Mayor Field disagreed, advocating for the committee to select the Chair. Commissioner Scott would prefer input from the Local Planning Agency (LPA).

Discussion continued about term length and Chair selection.

Mayor Townsend proposed that staff should send a memo to current and alternate members of the BOA, IRC, and LPA, seeking their opinions on Chair selection, with the aim of addressing it in the fall. Former members are invited to weigh in as well.

    b. Administrative Review

Director Harding outlined the three avenues to obtain development approval and proposed a revision to the Administrative Review process. This revision would exclude interior renovations, streamlining it to focus solely on building reviews, as it currently does. Additionally, she suggested adding ADA compliance as one of the Administrative Reviews that the Building Department can conduct.

    c. BOA/IRC Discussion

Town Attorney Baird summarized the past concerns voiced by the IRC, highlighting how the board felt restricted in its capacity to thoroughly assess the impacts generated by the applicant's proposal. He further described the difference between true variances and alternate development standards. Logically, he noted, it would make sense to move the alternative development standards to the IRC, leaving the true variances with the BOA.

Vice Mayor Field endorsed the recommendation to transfer the alternative development standards to the IRC. However, Commissioner Scott voiced disagreement, asserting that it is the commission's responsibility to hear testimony and make decisions regarding the application of the LDRs. She proposed that the application of the alternative development standards should be under the jurisdiction of the commission.

Commissioner Taddeo expressed a lack of interest in micromanaging the Town and endorsed the idea of merging the two committees.

Commissioner Scott suggested seeking input from the LPA. Commissioner Taddeo concurred, emphasizing the importance of gathering additional input. Vice Mayor Field requested to discuss at a future meeting the previous limitation of the LPA's input.

Discussion continued regarding LDRs.

There was a consensus to prioritize addressing the alternative development standards before making any decisions regarding the structure of BOA and IRC.

18. Town Manager's Report
    a. SMRU Cybersecurity*
    b. Congressional Fly-in Debrief, Florida League of Cities & National League of Cities Washington D.C. * (Kelly Layman)
    c. 2024 Martin County Election Cycle (Kelly Layman)

Ms. Kelly Layman, Legislative and External Relations consultant, announced that Governor DeSantis signed the budget today, followed by a press conference attended by the DEP Secretary, DOT Secretary, and Commission of the Department of Education.

She addressed the Martin County race, highlighting a future District 3 seat opportunity, and mentioned her ongoing updates to the tracking sheet of the County Commission and School Board seats as the August primary ballot approaches. Additionally, since April 26th, she has been reaching out to the three announced candidates for the District 3 seat to invite them to attend a Town Commission meeting. She noted that the qualifying period ends at noon on Friday, June 14th. Furthermore, she acknowledged the presence of Indiantown Mayor Susan Gibbs Thomas, a candidate for Commissioner Jenkin's seat, at today's meeting.

Ms. Layman reviewed the recent events held in Washington, DC, including the Congressional Fly-in Debrief, Florida League of Cities & National League of Cities. Issues discussed included liability protections for local utilities, streamlining the grants process for local governments, and national Flood Insurance Program. Other issues included rulemaking by federal agencies, FEMA issues related to flood maps; NDA re-authorization (military bases); Fire-Rescue: OSHA rules; WRDA (water protections); Earmarks in 2025, and Florida's U.S. Senators. Ms. Layman noted near-term action steps include closely monitoring for PFAS/PFOS liability protections, continuing to assess flood insurance issues, and inviting the American Flood Coalition to present to the Town Commission. Long-term action steps include monitoring and advocating for liability protections.

Town Manager Garlo noted changes in counsel for both the mandamus case and the roadway abandonment issue, both of which are currently in litigation. Furthermore, Resolution 900 delineates circumstances in which a member can participate remotely, although the final decision rests with the Commission. There was consensus to empower the Town Manager to determine whether a member of the BOA and IRC has a qualifying situation for remote participation. Discussion ensued.

Town Manager Garlo addressed proposed road improvements for the Storie planned unit development (PUD), highlighting concerns about insufficient roadway capacity to accommodate the anticipated increase in traffic trips. The proposal entails requiring capacity enhancements to SW Pratt Whitney Road, Bridge Road, and Kanner Highway.

There was consensus to invite County Commissioner Jenkins to the July Town Commission meeting.

19. Town Attorney Report
    a. Litigation Update*

Town Attorney Baird stated that he received an email from the lead counsel in the Form 6 case. His understanding is the injunction would not require filing of Form 6 by the July 1 deadline, although Form 1 is still required to date.

Town Attorney Baird requested an Attorney-Client session to discuss the Dolphin Suite LLC vs. Town of Jupiter Island, Feldsine vs. Town of Jupiter Island, and Jupiter Island Compound LLC vs. Testa (notice case), and Slan/Hanson vs. Town of Jupiter Island cases. He noted two different law firms are on the cases and explained plans to segment the session, so the court reporter only transcribes one case at a time.

He summarized the beginning of yesterday's trial, mentioning that he provided assistance as needed. There was a request to dismiss the case, but the judge did not grant it. He noted the unlikelihood the judge would rule from the bench. He asked if the commission would authorize an appeal if necessary. There was consensus.

MOTION: Commissioner Scott/ Commissioner Taddeo moved to authorize counsel discretion to file an appeal in the two mandamus cases, if necessary.
ACTION: Motion passed 5-0.

Mayor Townsend inquired about the status of the response from Mr. Jay Wilson regarding short-term rentals. Town Attorney Baird indicated that he would prepare a response.

OTHER ITEMS

20. Meeting Dates
    - *July 16, 2024 – Town Coffee with Commissioner Scott*
    - *July 17, 2024 – Town Commission/Beach Protection – 9AM*
    - *July 17, 2024 – SMRU Board – 12:30PM*
    - *August 16, 2024 - Town Coffee with Commissioner Taddeo - 9AM*
    - *August 19, 2024 - Town Commission/Beach Protection (if required) - 9AM*
    - *September 9, 2024 - Town Commission/Beach Protection - 9AM*
    - *September 9, 2024 - SMRU Board - 12:30PM*
    - *September 9, 2024 - 1st Budget Hearing - 5:01PM*
    - *September 11, 2024 - 2nd Budget Hearing - 5:01PM*

    NOTE: No Town Coffee Meeting in September

Mayor Townsend confirmed that the Beach District/SMRU meeting would take place on July 16th.

There was consensus to hold the Town Coffee/Beach Protection on October 2nd and Town Commission /SMRU on October 3rd.

Town Manager Garlo mentioned the passing of Mr. Harold White and upcoming service.

Commissioner Taddeo recommended adding the topic of Town Manager evaluation to a future agenda.

Commissioner Warner asked about pruning the allée on the Island. Mr. Trent agreed and provided an update on the weather-related event.

Adjourned at approximately 2:58 PM.

21. Other Items*

Respectfully submitted,

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Kimberly Kogos, Town Clerk