

**MINUTES
TOWN OF LAKE CLARKE SHORES
REGULAR TOWN COUNCIL MEETING
NOVEMBER 6, 2007**

I. (A) CALL TO ORDER, ROLL CALL:

Mayor Malcolm Lewis called the meeting to order at 6:30 p.m.

The following members and officials were present:

Malcolm K. Lewis, Mayor
Tom Mayes, Jr., Vice Mayor
Robert M. W. Shalhoub, Pres. Pro Tem (Arrived at 7:10 p.m.)
Valentin Rodriguez, Jr., Council Member
Gregory Freebold, Council Member
Joann Hatton, Town Administrator
Jo Plyler, Town Clerk
Charles Schoech, Town Attorney
Wes Smith, Chief of Police

(B) PLEDGE OF ALLEGIANCE:

Mayor Lewis led the assembly in the pledge of allegiance to the American Flag.

II. APPROVAL OF AGENDA:

Motion made by Council Member Gregory Freebold to approve the agenda, seconded by Council Member Mayes; Motion approved (4-0).

III. CONSENT AGENDA:

- A) Approval of Minutes of the October 9, 2007 Council Meeting
- B) Approval of Resolution #07-22 expressing appreciation to the volunteers of the 50th Anniversary Street Festival held on October 27, 2007.
- C) Approval of Resolution #07-23 expressing appreciation to the donors of the 50th Anniversary Street Festival held on October 27, 2007.
- D) Approval of Resolution #07-24 awarding a bid from Wachovia Bank for the Town Municipal Complex Improvement Loan, Series 2007, in the amount of \$850,000 for a Tax Exempt Fixed Rate of 3.94%.

- E) Approval of contract with Alarm Guard in the amount of \$19,580.57 for security system and closed circuit TV for the new Town Hall.
- F) Approval of memorandum for employee's signature regarding the personal liability exposure to employees who drive Town vehicles.
- G) Approval of \$92,014 for the Lake Clarke Shores Community Park as requested by Project Manager, William Murphy, in his status report dated 11/05/07 (Funds budgeted in grants)

Motion made by Vice Mayor Mayes to approve the Consent Agenda, seconded by Council Member Rodriguez; Motion approved (4-0).

IV. PRESENTATIONS:

- A) Jesus Armas, Principal of Lake Worth Community Middle School, along with members of his Staff, spoke to the Council regarding career track programs being offered by Palm Beach County schools in an effort to draw high-end students, and prepare them for a competitive economic market. In the Spring of 2008, LWM will implement the choice academies (Pre-Engineering & Pre-Medical Sciences) that could be beneficial to Lake Clarke parents and students that very few public or private middle schools are able to offer. Principal Armas invited the Council and residents to a Choice Academies Open House on Wednesday, November 14th and Thursday, November 29th at 6:00 p.m.

Following a brief question and answer period with Council, Mayor Lewis thanked Principal Armas and his staff for attending the meeting.

- B) Jim Tackett, Chairman, 50th Anniversary Committee, gave a brief update on the upcoming Bass Fishing Tournament on November 10th, Children's Movie Night November 16th, and the Christmas Tree Decorating on December 1st. Mr. Tackett expressed his appreciation and thanks to the Committee members, Staff, Town Council, and residents for their assistance in making the October 27th Street Festival a great success.

In response to request from Mr. Tackett, **Council Member Rodriguez made a motion to approve \$1,500.00 from the Special Events Fund for the Christmas Tree and trimming expenses and approve Mr. Tackett's task to solicit for event donations, seconded by Council Member Freebold, Motion approved (4-0).**

Mayor Lewis stated that Betsy (Harrison) de Parry was present at the 50th Anniversary Street Festival and he presented her with a "Key to the Town".

V. TOWN ENGINEERS:

- A) Keith Jackson, SFRN, Inc., Town Consulting Engineer
- B) Jeffrey Renault, LBFH, Inc., Town Utilities Engineer

In the absence of the Engineers Keith Jackson and Jeffrey Renault, Mayor Lewis referenced their Status Reports stating that all projects are moving along.

President Pro Tem Shalhoub arrived at 7:10 p.m.

VI. UNFINISHED BUSINESS:

- A) Waiver of Liability, Hold Harmless and Indemnification Agreements for community service volunteers and Lake Clarke Shores property owners.

Attorney Schoech submitted a draft of a Waiver of Liability, Hold Harmless and Indemnification Agreements for Council review to be completed by community service volunteers and Lake Clarke Shores property owners. The program would allow High School students to obtain credits for college while assisting residents with light duty adult supervised community service.

Bernadette Shalhoub, 8429 West Lake Drive, stated that in a recent conversation with Theresa Lepore, she indicated that Cardinal Newman High School has developed a Community Service program for students. Bernadette suggested that the Town develop a similar program for students to help in homes and offices.

After further discussion by the Council it was determined that before the Town takes action to implement a Community program, that staff research possible additional liability and bring back to Council for further consideration.

VII. NEW BUSINESS:

- A) None

VIII. AUDIENCE COMMENTS:

Panna Kulkarni, 8131 West Lake Drive, informed Council that should a Community Service program is developed; she would be willing to assist as a Supervising Adult.

IX. TOWN ADMINISTRATOR:

Town Administrator, Joann Hatton, referenced her Status Report dated October 30, 2007 and indicated that she had nothing further to report.

In response to the question from Council Member Rodriguez, Ms. Hatton advised that approval of a Staff Holiday Dinner will be on the December 4th Council meeting agenda.

Ms. Hatton further stated that the New Town Hall Complex is scheduled for completion the latter part of December; however, the moving project will begin in January.

It was noted by Mayor Lewis that the existing Council Chambers may be used by the Supervisor of Elections for the January 29, 2008 Presidential Preference Primary.

X. REPORTS:

- A) Attorney Charles Schoech referenced the Status Report dated October 31, 2007 adding the following updates:

Barby Property, 7011 Haden Road – The Judge has denied the request from Mr. Barby’s Attorney to dismiss the Town’s Lawsuit to seek legal remedy to secure, clear and remove hazards from the property.

Attorney Schoech advised that he and Engineer Keith Jackson met with Lake Worth Drainage District (LWDD) regarding their request that the Town relinquish 15 feet of the LCS Community Park property for additional right-of-way adjacent to the L7 Canal. He does not find justification in the request from LWDD.

Upon the recommendation of Attorney Schoech, **Council Member Rodriguez made a motion that staff look into the cost of a well for irrigation and the cost to redesign the plans for proper water retention for LCS Community Park, and this matter be placed on the December 4th Agenda for further consideration, seconded by Vice Mayor Mayes; motion approved (5-0).**

- B) Chief Wes Smith advised that he would provide security at the November 16th Children’s Movie Night.

- C) Town Council:

Council Member Rodriguez reminded everyone that Children’s Movie Night is Friday November 16th at the Town Hall Pavilion.

Vice Mayor Mayes stated that he has been in contact with Commission Robert Kanjian and his assistant Chuck Suites regarding the abandoned property on the west side of Florida Mango Road and was advised that when it is determined that the buildings are free of asbestos, they will be demolished.

Vice Mayor Mayes also advised that it has been rumored that there are single-family homes in Lake Clarke Shores that are renting out rooms. Chief Smith responded that this is a Code Enforcement issue and all complaints should be directed to his department.

Mayor Lewis requested that the matter of house rentals be investigated and a report to the Council at the December 4th meeting.

Mayor Lewis advised that the Flags would be placed in Memorial Park during the 3 day weekend of the November 12th Veteran's Day Holiday.

President Pro Tem Shalhoub thanked staff, Council Members, Jim Tackett, and all the volunteers and residents that assisted in making the 50th Anniversary Street Festival a great success.

Council Member Freebold commented that the Bass Fishing Tournament is scheduled for Saturday November 10th and 15 boats have signed up for the event.

XI. ADJOURNMENT:

Council Member Rodriguez made a motion to adjourn the meeting at 8:07 p.m., seconded by President Pro Tem Shalhoub; Motion approved (5-0).

Malcolm K. Lewis, Mayor

Jo H. Plyler, Town Clerk