

**MINUTES
TOWN OF LAKE CLARKE SHORES
REGULAR TOWN COUNCIL MEETING
JANUARY 9, 2007**

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

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

The following members and officials were present:

H. David Kelley, Jr., Mayor
Robert M. W. Shalhoub, Vice Mayor
Malcolm K. Lewis, President Pro Tem
Tom Mayes, Jr. Council Member
Valentin Rodriguez, Jr., Council Member
Joann Hatton, Town Administrator
Jo H. Plyler, Town Clerk
James L. Watt, Town Attorney
Robert Shaw, Police Lieutenant
Keith Jackson, Town Consulting Engr.
Mary Pinkerman, Permit/License Supervisor

(B) PLEDGE OF ALLEGIANCE:

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

II. APPROVAL OF AGENDA:

Motion made by Vice Mayor Shalhoub to approve the agenda, as amended, by changing numbers on the Ordinances to be considered under Unfinished Business from 06-11/07-01 to 06-11, 06-12/07-02 to 06-12, and 07-03 to 07-01, seconded by President Pro Tem Lewis; Motion approved (5-0).

III. CONSENT AGENDA:

- A) Approval of December 12, 2006 Minutes
- B) Resolution #07-01 – Expressing appreciation to Mike Wade, the Chairperson of the residents’ annual December “Renegade Boat Parade”
- C) Resolution #07-02 – Authorizing Budget Transfers for fiscal year 2005-2006

- D) Approval of LBFH Inc. Project Authorization No. 19 – Lift Station #2 Rehabilitation Seminole Manor
- E) Approval of Police Motorcycle Lease Agreement commencing on February 1, 2007 and ending on January 31, 2008

Motion made by Vice Mayor Shalhoub to approve the consent agenda, seconded by President Pro Tem Lewis; Motion approved (5-0).

IV. PRESENTATIONS:

None

V. TOWN CONSULTING ENGINEER:

- A) In addition to his Status Report dated January 4, 2007, Keith Jackson, SFRN, Inc., responded to President Pro Tem Lewis's inquiry regarding the LCS Community Park stating that the plans are 75-80% complete and that site work could begin on the project prior to the bidding process.

Keith Jackson responded to Council Member Mayes' question on the status of the Town's road resurfacing project, stating that the culverts need to be cleaned and checked for damage prior to Phase I of the road resurfacing project which should begin in approximately 90 days.

VI. UNFINISHED BUSINESS:

- A) Second Reading Ordinance #06-11 – Creating a new Article IX entitled “Dangerous Buildings” to be included in Chapter 26 “Environment”.

Vice Mayor Shalhoub made a motion to approve second and final reading of Ordinance #06-11, seconded by President Pro Tem Lewis; Motion approved (5-0).

- B) Second Reading Ordinance #06-12– Creating a new Article X entitled “Minimum Standards for Habitable Structures and Outdoor Areas”.

Vice Mayor Shalhoub made a motion to approve second and final reading of Ordinance #06-12, seconded by President Pro Tem Lewis; Motion approved (5-0).

- C) First Reading of Ordinance #07-01 - Regulation of aircraft from taking off or landing within the limits of the Town of Lake Clarke Shores.

Council Member Mayes made a motion to approve first reading of Ordinance #07-01, seconded by President Pro Tem Lewis; Motion approved (5-0).

VII. NEW BUSINESS:

None

VIII. AUDIENCE COMMENTS:

Michael Brill, 7813 Pine Tree Lane, expressed his concerns that the Town Council approved first reading of an ordinance that prohibits the landing of seaplanes in the lake stating that he purchased his house because he could land his plane on the lake and should now be permitted use under the grandfather clause.

Council Members explained their concerns about safety issues and the residents' perceptions of planes taking off and landing in the lake.

Pam Logan, 7207 West Lake Drive, voiced her concerns that she was unaware of the recent burglaries in the Town until reading the article and seeing the photographs in the Post and that the Police Department should have delivered notices to all the residents. Lieutenant Shaw responded that the notices were given to residents in areas of the town where the break-ins occurred.

President Pro Tem Lewis stated that the Town is waiting for an Interlocal agreement from Palm Beach County for the Town to utilize their Geographic Base Alert & Notification System. This system will be used for telephone notification of any important information to the residents.

Council Members encouraged the residents to call the Police Department of any suspicious activity.

Gary Goldstein, 8323 Pine Tree Lane, indicated that the Town speed humps do not meet the Americans with Disabilities Act (ADA) standards and are damaged and unsightly.

Following discussion, it was the consensus of the Council that Town Engineer, Keith Jackson, research the standards and conditions of the Town's speed humps and make his recommendations for compliance.

Chuck Ruzkowski, 1911 Laurel Lane, commented on the following:

1. Town's speed humps are in need of painting.
2. Town should have mailed notices to all residents during the recent burglaries.
3. Would like for the Town to check on the delayed timing of the traffic light at Forest Hill Boulevard and Florida Mango Road during after hours and weekends. Engineer Keith Jackson was instructed to contact Palm Beach County Traffic Engineering regarding this matter.
4. Questioned the possibility of the Town having boating access to the intra-coastal waterway by way of locks on the C-51 canal. Mayor Kelley responded that the South Florida Water Management District would not spend the dollars on a project of this magnitude.

Cayce Boyer, 1437 Mediterranean Road, questioned why he is required to have Department of Environmental Protection (DEP) approval to backfill the canal to their property line. Engineer Keith Jackson responded that when you fill in waters a DEP permit is required and agreed to assist Mr. Boyer in the permit process.

IX. TOWN ADMINISTRATOR:

Town Administrator Joann Hatton referenced her Status Report dated January 3, 2007, and stated that she had nothing further to report.

X. REPORTS:

- A) Town Attorney Jim Watt stated that he had no further comments.
- B) In the absence of Chief Smith, Lieutenant Shaw stated that he had no further comments.

Vice Mayor Shalhoub recognized Police Sergeant Schmidt from the audience and congratulated him on his quick response to deter a potential burglary.

- C) Town Council:

Council Member Mayes reminded everyone and encouraged their participation in the 50th Anniversary Loop Around the Lake 6 K race being held on February 3rd.

President Pro Tem Lewis also mentioned the 50th Anniversary Luncheon Celebration being held on February 23rd and stated the need for town resident's to support all the events.

Vice Mayor Shalhoub requested that a resolution or letter be put into place acknowledging Palm Beach County Sheriff's Office of their assistance on occasions and express the Town's appreciations to them for their support.

Further make them aware that the Town of Lake Clarke Shores is not interested in being taken over by their department.

Vice Mayor Shalhoub addressed Michael Brill's concerns regarding the proposed ordinance regulating the landing of Seaplanes in the lake stating that the Town has the authority to enact an ordinance to ensure the safety of their residents.

Vice Mayor Shalhoub acknowledged the attendance of former Town Engineer Jerry David at the meeting.

Council Member Rodriguez commented that he took two of his children in his Sea Kayak onto the lake and came to the conclusion that landing a seaplane would not be safe for boaters and others using the narrow lake.

Council Member Rodriguez discussed the Police Department issue regarding the recent burglaries and encouraged all residents to report any suspicious activity to the department.

Mayor Kelley announced that the 15th annual Town Barbecue is scheduled for Sunday March 25th and encouraged everyone to attend.

FUTURE AGENDA ITEMS: TENTATIVE, SUBJECT TO REVISION

- A) Report on 50th Anniversary Committee Celebration – January 23
- B) Police Officers off-duty “Special Detail” outside the Town limits.
- C) Comcast Franchise Agreement – February
- D) Municipal Complex – Ongoing
- E) Personnel Policy

XII. ADJOURNMENT:

Vice Mayor Shalhoub made a motion to adjourn the meeting at 8:05 p.m.; seconded by Council Member Mayes; Motion approved (5-0).

H. David Kelley, Jr., Mayor

Jo H. Plyler, Town Clerk