

**MINUTES
TOWN OF LAKE CLARKE SHORES
REGULAR TOWN COUNCIL MEETING
JUNE 5, 2007**

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

Mayor 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
Valentin Rodriguez, Jr., Council Member
Gregory Freebold, Council Member
Joann Hatton, Town Administrator
Charles Schoech, Town Attorney
Wes Smith, Chief of Police
Keith Jackson, Town Consulting Engineer
Mary Pinkerman, Permit/License Supervisor

The following official was absent:

Jo Plyler, Town Clerk

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

III. CONSENT AGENDA:

A) Approval of May 22, 2007 meeting minutes:

- B) Approval of Resolution No 07-16 - Amending the application, forms and policies for bulkheads, docks and boatlifts.
- C) Change Waterway Cleanup Day from Sunday April 20, 2008 to Saturday April 19, 2008.
- D) Approval of distribution of \$564,568 of Federal Fiscal Year 2007 (FY2008) Justice Assistance Grant for projects within Palm Beach County.

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

IV. PRESENTATIONS:

- A) Town Municipal Complex Financing –
 - 1. Chris Harrison, Bank Financer, Resident – 1438 Caribbean Road E, gave his opinion on how the Town should consider financing the Municipal Complex. It is his opinion that the Town should not consider a line of credit. A fixed rate loan would be a better choice. He also stated that when obtaining bank loans, banks assess the construction progress and issue checks accordingly.
 - 2. Clark Bennett, Spectrum Municipal Services, received information on loans from four different banks, as requested by the Town Council at the May 22, 2007 Town Council Meeting. He reported that the Town could qualify for a loan with an approximate 4.5% interest rate by having banks bid against each other for the opportunity to contract the loan. He provided the Town Council with a spreadsheet showing approximate yearly payments. He also reiterated that the Town should wait until the Special Property Tax Reform Session in Tallahassee has been completed, before deciding on how to proceed with financing the Town Municipal Complex.

The following members of the audience asked questions or had comments regarding the Town Municipal Complex financing:

Panna Kulkarni, 8147 West Lake Drive, asked if there were other financing options available.

Fran Carlton, 8432 Waterway Drive, discussed the possible penalties for pre-paying loans and loan interest rates versus the approximate interest rate for borrowing from the utility fund reserves.

B) Representative Shelley Vana, House District 85 – Legislative Update

Ms. Vana discussed the legislation that was passed to help homeowners save money on their property insurance.

She also stated that property tax issues were discussed during regular session. Many different plans were discussed, but nothing was finalized. There will be a special session starting on June 11, 2007 to work on property tax reform. She encourages everyone to contact their state legislators with their concerns.

The following members of the audience had questions and/or comments for Ms. Vana concerning the property tax issue:

Chris Harrison, 1438 Caribbean Road E, questioned if the State was also going to cut spending.

Fran Eberhart, 7316 Venetian Way, stated that there should be relief for rental property owners and questioned the possibility of having a state income tax.

William Murphy, 1841 Evergreen Drive, asked about the pending tax reform and how it would affect firefighters and other workers in the public safety sector.

V. TOWN CONSULTING ENGINEER:

- A) In addition to Town Consulting Engineer, Keith Jackson's Status Report # 127 dated May 31, 2007, he presented an overview of the South Florida Water Management C-51 Basin drainage system and explained that the water from Tropical Depression Barry was released into the spillway in order to regulate and prevent flooding in certain areas.

VI. UNFINISHED BUSINESS:

- A) Barby Property, 7011 Haden Road

Attorney Charles Schoech addressed the property condition safety inspection report dated May 22, 2007 from GFA International regarding the violations of the following Town Ordinances: #06-12 Minimum Standards for Habitable Structures and Outdoor Areas and #06-11 Dangerous Buildings. He also referenced Joe Iagrossi's recommendation memo to the Town Council.

Following discussion, **President Pro Tem Shalhoub made a motion to authorize the Town Code Enforcement Officer and Attorney Schoech to proceed in accordance with Chapter 26 of the Town Code of Ordinances to**

gain compliance, seconded by Council Member Rodriguez; motion approved (5-0).

VII. NEW BUSINESS:

- A) William Murphy, Project Manager, Lake Clarke Shores Community Park.

Mr. Murphy recommended that the Town Council enter into a contract with Marine Engineering Contractors, Inc., who was the lowest bidder at \$96,700.00, for construction of the Lake Clarke Shores Community Park restrooms and storage building. **Vice Mayor Mayes made a motion to accept the bid and take the remaining balance not covered by the grant out of the general fund reserve, seconded by President Pro Tem Shalhoub; motion approved (5-0).**

VIII. AUDIENCE COMMENTS:

None

IX. TOWN ADMINISTRATOR:

In her status report dated May 30, 2007, Town Administrator, Joann Hatton, noted that there would be only one Town Council Meeting in October, November and December. In addition, she will continue to provide an updated monthly report on Town grants.

X. REPORTS:

- A) Town Attorney Schoech referenced his status report dated June 1, 2007 and stated that he would have his written opinion on the various issues relating to the funding of the Town Municipal Complex ready for the June 19, 2007 Town Council Meeting. He also noted that he is working with Town staff on revisions to the sign code.
- B) Chief Smith advised that his monthly report was disseminated to the Town Council earlier in the week.
- C) Town Council:

Council Member Rodriguez:

He thanked Ms. Hatton for the information provided on the grants. He also stated that he would like to work with Attorney Schoech on the Barby issue.

Vice Mayor Mayes commented on the following:

He has been in contact with the realtor for Mr. Ryan Blanton, owner of the property on the west side of Florida Mango Road.

He also discussed the budget for the 2006 6K “Loop Around the Lake” Race.

President Pro Tem Shalhoub commented on the following:

Discussed the possibility that the Utility Fund may earn more interest if the Raymond James Investment funds was moved to a different investment account and requested that Town staff look into this.

Gave an update on the fountain at Memorial Park on behalf of Jim Tackett, 50th Anniversary Committee Chairman, who was unable to attend meeting.

He also discussed the funding for the Town Municipal Complex. He would like Town Staff to provide the Town Council with various options, proposals and scenarios on the Municipal Complex funding.

Commented on the tax reform proposals that Ms. Vana talked about earlier in the meeting.

Council Member Freebold

Thanked Ms. Vana, Mr. Harrison and Mr. Bennett for the information they provided to the Town Council and residents.

Discussed the possibility of scheduling a boat safety course to be held at the Town Hall.

He also noted that the Bass Fishing Tournament volunteers would be holding their first meeting on June 7th.

Mayor Lewis

Discussed the “Let us Vote” information that was provided to the Town Council. He asked if the Town Council would be interested in having Ms. Beth Rollands, consultant for the group, attend the June 19, 2007 Town Council meeting to answer questions on this issue. It was the consensus of the Town Council to have Ms. Rollands attend the meeting.

XI. ADJOURNMENT:

President Pro Tem Shalhoub made a motion to adjourn the meeting at 8:25 p.m.; seconded by Council Member Rodriguez; Motion approved (5-0).

Malcolm K. Lewis, Mayor

Mary Pinkerman, Recording Secretary