

**MINUTES
TOWN OF LAKE CLARKE SHORES
REGULAR TOWN COUNCIL MEETING
MAY 20, 2008**

I. CALL TO ORDER, ROLL CALL AND PLEDGE OF ALLEGIANCE:

(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, President Pro Tem
Valentin Rodriguez, Jr., Council Member
Gregory Freebold, Council Member
Joann Hatton, Town Administrator
Mary Pinkerman, Acting Town Clerk
Charles Schoech, Town Attorney
Wes Smith, Chief of Police

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 Council Member Freebold; Motion approved (5-0).

III. CONSENT AGENDA:

A) Approval of Minutes of the May 6, 2008 Council Meeting.

Motion made by President Pro Tem Shalhoub to approve the consent agenda, seconded by Council Member Freebold; Motion approved (5-0).

IV. PRESENTATIONS:

- A) Representative Shelley Vana – Ms. Vana commented on the new Town Hall and stated that she is happy to see that Lake Clarke Shores is continuing to move forward.

She discussed the budget cuts and other budget issues that passed and failed during the Legislative Session that took place in Tallahassee.

Mayor Lewis thanked Ms. Vana for coming and mentioned that Ms. Vana will be relinquishing her seat on the House of Representatives in October to run for County Commission.

V. TOWN ENGINEERS:

- A) Keith Jackson, Engenuity Group, Inc., Town Consulting Engineer
- B) Jeffrey Greenfield, Boyle Engineering, Town Utilities Engineer

Mayor Lewis acknowledged the Status Reports submitted by the Town Engineers.

VI. UNFINISHED BUSINESS:

- A) Update on Durrance property – 6600 Pine Tree Circle

Mr. Schoech stated that the notice of violation letters that he wrote have been mailed to Mr. Durrance. He also mailed copies to both of the banks that have interest in the property located at 6600 Pine Tree Circle. The notices give Mr. Durrance 30 days to comply. If compliance is not met, the Town will follow procedures according to Code.

- B) Update on Barby Litigation – 7011 Haden Road

Mr. Schoech discussed the \$15,000 grant that was approved by Palm Beach County to help rehabilitate the property located at 7011 Haden Road. The grant will be used to fix the roof, plumbing, electric and other items within the home.

President Pro Tem Shalhoub asked if there have been new Notice of Violations issued against the property. Chief Smith stated that Code Enforcement has not issued any additional notices since the town was already involved in litigation with the original violations against the property. Mr. Schoech said that the concerns about the rodent infestation have been diminished since the overall clutter has been removed from the property. He also stated that since the

county grant money will be used to fix some of the other violations, he would like to wait until after those repairs have been made to issue the notices for any new violations. President Pro Tem Shalhoub stated that he wanted to have another inspection done by the private inspector, so that all of the outstanding violations can be brought before the court when the Town's case against Mr. Barby goes to trial.

After further discussion on the issuance of new notice of violations and the merits of a new inspection, the Town Council decided to table the issue at this time and bring it back under Executive Session during a specially called Town Council Meeting in June. Mr. Schoech will contact Alan Zangan, Special Litigation Council for this matter, to see if he will be available on June 24, 2008.

VII. NEW BUSINESS:

A) Code violation lien reduction request – 7671 Palm Road

Mr. Alan Klasfeld and Mr. Joseph Saavedra, representing current corporate owners, discussed the reasons behind their request for a reduction in the \$5700.00 code enforcement lien.

The Mayor and Town Council asked Mr. Klasfeld and Mr. Saavedra various questions regarding their request. After further discussions, the lien remained at \$5700.00. Mr. Klasfeld stated that he wanted to appeal and would be back with his attorney.

B) Discussion on purchasing new police vehicles – Vice Mayor Mayes

Police Department staff put together packets containing information on the lease/purchase of three (3) police vehicles. The packets showed the costs associated with each vehicle, the equipment that will be installed in the vehicles and information concerning the use of 1250 monies to pay for the equipment. There were two options to consider: 1) to purchase the three vehicles or 2) to lease/purchase the three vehicles. Ms. Hatton recommended that the Town purchase the three police vehicles since there was money available in the 2007/08 budget. She further stated that there would not be money available in the 2008/09 budget to purchase or lease any vehicles. After further discussion, Town Council requested a contract for the lease/purchase of the vehicles for Mr. Schoech and Mr. Bill Thrasher, Finance Director, to review prior to this issue being brought back before the Town Council in June.

VIII. AUDIENCE COMMENTS:

William Murphy, 1841 Evergreen Drive – commented that the Town should buy the three police vehicles outright since the money is available in the 2007/08 budget.

Steven Cain, 7107 Clarke Road – discussed the wording on the Town’s utility bill. He stated that the utility bill is misleading because the due date that is shown on the bill makes it seem as though you have until that date to pay, even when there is a past due amount from a previous month included on the same bill.

IX. TOWN ADMINISTRATOR:

Ms. Hatton did not have any information to add to her report dated May 13, 2008.

X. REPORTS:

- A) Town Attorney Schoech did not have any information to add to his Status Report dated May 14, 2008. He will make arrangements for the Executive Session tentatively scheduled for June 24th.
- B) Chief Smith had nothing to add to his report.
- C) Town Council:

Council Member Freebold

Council Member Freebold did not have any additional comments at this time.

President Pro Tem Shalhoub

President Pro Tem Shalhoub discussed the feasibility of moving the Town Engineer’s and staff’s status reports to the consent agenda. It was determined that items are put under the consent agenda to be approved and that since these reports are just for informational purposes, they do not belong under the consent agenda.

Vice Mayor Mayes

Vice Mayor Mayes stated that he went with Chief Smith to view the areas that need street lighting and is working on getting additional lighting where it is needed. He also stated that some residents may be interested in working with the town to help defray the costs for street lighting in their area. Town staff has been in contact with FPL to obtain cost information. It was noted that Ms. Hatton’s future status reports will include updates on this issue.

Security lighting for Community Park was also discussed.

Vice Mayor Mayes asked about the wind load requirements for the Police Department roof. Mayor Lewis stated that the architect did not have drawings for the retrofitted roof on the old Town Hall when designing the roof plans. The Building Official, contractor and architect are working on this issue.

Vice Mayor Mayes also commented on the costs involved with using staff members during special events. Ms. Hatton noted that town staff does the work that the volunteers cannot or are not willing to do. Volunteers would need to do all aspects of the work during each event in order to eliminate the costs associated with using town staff.

Council Member Rodriguez

Council Member Rodriguez discussed the need for additional donations to help defray the costs associated with the June 6, 2008 Movie Night. It was noted that only one hourly town employee will be working this event.

He also discussed the possibility of creating additional revenue sources for the town. It was noted that staff is currently looking into the feasibility of generating additional revenue by allowing businesses to place ads on the town web site.

Mayor Lewis

Mayor Lewis did not have any additional comments at this time.

XII. ADJOURNMENT:

Council Member Rodriguez made a motion to adjourn the meeting at 8:45 p.m.; seconded by President Pro Tem Shalhoub; Motion approved (5-0)

Malcolm K. Lewis, Mayor

Mary Pinkerman, Acting Town Clerk