

**MINUTES  
TOWN OF LAKE CLARKE SHORES  
REGULAR TOWN COUNCIL MEETING  
SEPTEMBER 15, 2015**

*Immediately following First Public Hearing 2015/2016 Town Budget*

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**I. A) CALL TO ORDER AND ROLL CALL:**

Mayor Robert M. W. Shalhoub, called the meeting to order at 6:40 PM.

The following members and officials were present:

Robert M. W. Shalhoub, Mayor  
Gregory Freebold, Vice Mayor  
Valentin Rodriguez, Jr., President Pro Tem  
Malcolm K. Lewis, Council Member  
Thomas C. Mayes, Jr., Council Member  
Daniel Clark, Town Administrator  
Mary Pinkerman, Town Clerk  
Wes Smith, Chief of Police  
Charles Schoech, Town Attorney

**B) MOMENT OF SILENCE, PLEDGE OF ALLEGIANCE, INVOCATION:**

Mayor Shalhoub requested a moment of silence for Dr. Samuel J. McNeill, resident of Lake Clarke Shores, who passed away recently. Mike Wade led the audience in the Pledge of Allegiance.

**II. APPROVAL OF AGENDA:**

**Motion made by Vice Mayor Freebold to approve the Agenda, seconded by Council Member Lewis; Motion approved (5-0).**

**III. CONSENT AGENDA:**

- A) Approval of the Minutes of the August 11, 2015 Town Council Meeting.
- B) Approval of Resolution #15-21 – Authorizing the Utility Department to participate in the water/wastewater mutual aid program of Florida’s Water/Wastewater Management Agency Response Network (FLAWARN) to address mutual aid during emergency situations.
- C) Approval of Resolution #15-22 – Supporting freedom from discrimination for all individuals.
- D) Approval of Land Use Permit – William Smith, 8220 West Lake Drive – Install new seawall and dock.

- E) Approval of Land Use Permit – Larry Baum, 7700 Clarke Road – Install new seawall.
- F) Approval of Land Use Permit – Wes Jordan, 8100 West Lake Drive – Reconstruct dock and boathouse roof.
- G) Approval to retain the following consultants for the 2015/2016 fiscal year:
  - Caldwell, Pacetti, Edwards, Schoech & Viator, LLP - Attorney
  - Engenuity Group - Engineer
  - AECOM – Utility Engineer
  - Stormwater J Engineering, Inc. – NPDES
  - Hy-Byrd, Inc. – Building Official Services
- H) Approval of agreement with Clarke Aquatics to provide services from October 1, 2015 through September 30, 2016.

*Note: In order to save paper, the agreement for Consent Agenda item “H” has not been included in your Council Notebook. If needed, the actual agreement can be reviewed at the Town Clerk’s office.*

**Motion made by Vice Mayor Freebold to approve the Consent Agenda, seconded by Council Member Lewis; Motion approved (5-0).**

**IV. PRESENTATIONS:**

- A)

**V. UNFINISHED BUSINESS:**

- A) Second and Final Reading of Ordinance #15-09 – Amending Chapter 86 Zoning, Section 86-348 – Regarding height and placement of hedges and shrubs.

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, AMENDING CHAPTER 86 “ZONING”, ARTICLE VII “SUPPLEMENTARY DISTRICT REGULATIONS”, DIVISION 1. “GENERALLY” BY AMENDING SECTION 86-346 “APPLICATION” TO CLARIFY THAT THESE REGULATIONS PERTAIN TO ALL DISTRICTS; BY AMENDING SECTION 86-348, “FENCES, WALLS AND HEDGES” TO SET THE HEIGHTS OF FENCES, WALLS, HEDGES AND SHRUBS WITHIN THE TOWN LIMITS; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES.**

**Motion made by Vice Mayor Freebold to approve second and final reading of Ordinance #15-09, seconded by Council Member Lewis; Motion approved (5-0).**

## VI. NEW BUSINESS:

- A) First Reading of Ordinance #15-08 – Amending Chapter 10 Buildings and Building Regulations by adopting the Florida Building Code 5<sup>th</sup> Edition (2014) and adopting the local technical amendments as recommended by Building Code Advisory Board of Palm Beach County.

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, AMENDING DIVISION 1 “GENERALLY”, OF ARTICLE II “CONSTRUCTION STANDARDS”, OF CHAPTER 10 “BUILDINGS AND BUILDING REGULATIONS”, BY REPEALING SECTIONS 10-26, 10-27 AND 10-28 OF THE CODE OF ORDINANCES, AND BY ADOPTING A NEW SECTION 10-26 “FLORIDA BUILDING CODE ADOPTED” AND A NEW SECTION 10-27 “LOCAL TECHNICAL AMENDMENTS TO FLORIDA BUILDING CODE ADOPTED”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES.**

**Motion made by Vice Mayor Freebold to approve second and final reading of Ordinance #15-08, seconded by Council Member Lewis; Motion approved (5-0).**

## VII. AUDIENCE COMMENTS:

Mike Wade, 8350 Waterway Drive – discussed the resident boat parade that will be taking place on December 19, 2015 and the need for participants to sign waivers. He noted that he had provided a copy of the West Palm Beach waiver to Mr. Schoech for review. He also requested the use of the pavilion on December 18<sup>th</sup> for the Captains Meeting. He noted that information on the boat parade, will be posted on the Lake Clarke Shores Yacht Club website. The route of the parade, the requirement to attend the Captain’s meeting, proper equipment for each boat and the depth of the waterways were also discussed.

Mr. Schoech noted that he will review the waiver and adjust it to meet the needs of Lake Clarke Shores.

Mr. Wade requested an update on the progress of the C-51 boatlift project. Mr. Clark noted that a local agreement between West Palm Beach, Lake Worth and Lake Clarke Shores is in the works. This will show that the three municipalities are backing the project. He also noted that West Palm Beach has posted four different plans for the golf course project on their website.

Mayor Shalhoub noted that he is a member of the League of Cities Ocean to Trail Committee. He stated that this committee is aware of the boatlift project and will be discussing this issue in Tallahassee.

Bill Murphy, 1841 Evergreen Drive – noted the International Waterway Cleanup taking place on September 19<sup>th</sup> and invited everyone to participate.

Ann Warren, 7524 Edgewater Circle – noted that she received the Shorelines Newsletter in the mail and commented on the election notice that was included in the newsletter.

Marty Barker, 8262 Pine Tree Lane – stated that St. Ann Place Homeless Outreach Center for Men and Women has facilities available where the homeless can shower, shave and get cleaned up. She noted the need for small sizes of personal hygiene products such as shampoo, toothbrushes, toothpaste, deodorant, soaps, etc. She suggested adding information about the charity to the Town website. She also asked about the possibility of having a collection box at Town Hall for residents to drop off their donations for this worthy cause and about having collection boxes set up during the various Town events.

*(Note: the comments regarding the homeless shelter donations were made during the Council Comments portion of the meeting.)*

### **VIII. STATUS REPORTS:**

Mr. Schoech – explained the reason for the mutual aid agreement that was noted on the consent agenda.

Mr. Clark – reminded Mayor Shalhoub and Vice Mayor Freebold about the Literacy Coalition Luncheon taking place on Wednesday, September 16th.

Chief Smith – had nothing to add at this time.

Council Member Mayes commented on the barricades that Sargent Howell won during the “Click it or Ticket” campaign and the officers that saved a woman’s life.

Mayor Shalhoub noted the 32 hours that the police boat was patrolling the waterways in August and suggested that the Marine Patrol is utilized more often.

### **IX. COUNCIL COMMENTS:**

**President Pro Tem Rodriguez** – reminded everyone about the Lake Clarke Shores Business Directory and encouraged participation. He also noted the International Coastal Cleanup taking place on Saturday and the “Better than Halloween” event taking place on October 31<sup>st</sup>.

**Council Member Lewis** – had no comments at this time.

**Council Member Mayes** – had no comments at this time.

**Vice Mayor Freebold** – noted the Cleanup scheduled for Saturday, September 19th and asked everyone to participate in this event.

**Mayor Shalhoub** – noted that Dr. Kim Delaney, Treasure Coast Regional Planning Council, would like to hold a workshop for residents to discuss the Forest Hill Boulevard CRA. A tentative date for this workshop is October 8, 2015. More information on this workshop will be provided during the September 29<sup>th</sup> Council Meeting.

He also noted the continuance of the Toys for Tots campaign and stated that he would like the Town to also conduct a food drive to benefit Boca Helping Hands, a charity that provides food to families in need. He noted that a collection box could be placed at Town Hall so that people registering for the “Holidays in Paradise” Parade can drop off their canned goods or other non-perishable items prior to the parade. It was suggested that a collection box be placed in the lobby at Town Hall so that donations can be dropped off throughout the day and to have collection boxes on site during all upcoming events.

He noted the 6K “Loop Around the Lake” event taking place on Sunday, November 8<sup>th</sup> and encouraged everyone to participate.

**X. ADJOURNMENT:**

**Vice Mayor Freebold made a motion to adjourn the meeting at 7:17 PM, seconded by Council Member Mayes; Motion approved (5-0).**

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Robert M.W. Shalhoub, Mayor

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Mary Pinkerman, Town Clerk