

**MINUTES
TOWN OF LAKE CLARKE SHORES
REGULAR TOWN COUNCIL MEETING
MARCH 12, 2019**

I.

A) CALL TO ORDER, ROLL CALL:

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

The following members and officials were present:

Gregory Freebold, Mayor
Valentin Rodriguez, Jr., Vice Mayor
Paul R. Shalhoub, President Pro Tem
Robert M. W. Shalhoub, Council Member
John Studdard, 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 Freebold requested a moment of silence for Town residents Robert MacFarland and Kathy Provenzale, and for Edward Arthur Hansen, grandfather of Brian Hansen, previous employee of the Town. Pastor Stan Sniezek, Pastor of the New Life Alliance Church, gave the invocation then led the audience in the Pledge of Allegiance.

II. APPROVAL OF AGENDA:

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

III. CONSENT AGENDA:

- A)** Approval of the Minutes of the February 12, 2019 Town Council Meeting.
- B)** Approval of Resolution #2019-09 – Authorizing Budget transfers within the CRA Budget for the 2018/2019 FY by increasing the Forest Hill Boulevard Median Maintenance budget from \$10,000 to \$20,000.
- C)** Approval of an agreement between the Town of Lake Clarke Shores and Global Software, a division of N. Harris Computer Corporation, to purchase the TAC.10 Software System which will upgrade the Police Department's Records

Management System to be compatible with the system used by the Village of Palm Springs Police Department.

- D) Approval of Proclamation proclaiming the month of April 2019 as “Water Professionals Month”.
- E) Approval of Proclamation proclaiming the month of April 2019 as Water Conservation Month.
- F) Approval of the contract between the Town of Lake Clarke Shores and Johnson-Davis, Inc. for the Seminole Drive Bridge Replacement Utility Relocation Project in an amount not to exceed \$269,234.79, that “piggybacks” upon the Palm Beach County WUD 16-013 bid, Approval to authorize the Mayor to execute the agreement with Johnson-Davis, Inc., once it has been reviewed by the Town Attorney and to authorize the Town Administrator to adjust the contract, if necessary, due to unforeseen circumstances during construction in an amount not to exceed \$30,000.00.
- G) Approval of additional full time administration position.
- H) Approval to declare fourteen (14) inoperable Police Department radios as surplus and allowing these items to be disposed.
- I) Approval of Land Use Permit – John Kolshak, 1502 Wagner Circle – Boathouse dock with boatlift.
- J) Approval of Drainage Easement Agreement – 8319 Pine Tree Lane

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

IV. PRESENTATIONS:

- A) Property Registration Champions LLC (PROCHAMPS) – Scott Blasie

Mr. Blasie stated that PROCHAMPS identifies the responsible party of vacant or foreclosed properties that are in town. They can also assist in registration of rental properties He noted that they have been in business for ten years and that their revenue comes from the registration fees that the property owners pay, so the Town would not pay them for this service. He noted that PROCHAMPS keeps the first \$100.00 collected per foreclosed or vacant property and the Town would receive the remaining balance collected. He also noted that rental property registration fees would be on a separate contract and would cost property owners approximately \$50.00 each to register. PROCHAMPS will crosscheck information with the Property Appraiser to see which properties are homesteaded would do a 50/50 split with the Town on the rental registration fees. He noted that they get 90% registration compliance and that the banks and property owners

would be able to register their property online. He stated that the Town would be able to easily access the information at any time.

Mr. Blasie noted that Palm Beach County piggybacked from the Jacksonville contract with PROCHAMPS and that the Town would be able to do the same thing instead of going out for bids. He also noted the Town would need to adopt a Best Practice Ordinance in order use their service and that a copy of this ordinance has been provided for the Town's review.

It was noted that the contracts for service are the same for all government entities. There was discussion on if the Town would want to register the rental properties in addition to foreclosed properties or just the foreclosed properties. It was determined that registering both would benefit code enforcement efforts.

Motion made by Vice Mayor Rodriguez to prepare a Best Practice Ordinance for the registration of foreclosed, vacant and rental properties in Town and have the ordinance ready for first reading during the April 9, 2019 Town Council Meeting, seconded by Council Member Shalhoub; Motion approved (5-0).

V. QUASI-JUDICIAL PROCEEDINGS:

A) None

VI. PUBLIC HEARING:

A) None

VII. UNFINISHED BUSINESS:

A) Discussion of Blueway Trail – Daniel Clark

Vice Mayor Rodriguez introduced Mr. Leonard Feuer, Counsel for Blueway Trails, Inc. Mr. Feuer gave a brief history of the Blueway Trail project and noted that this will be a great regional benefit for the area. He explained how Blueway Trail, Inc. was formed.

There was discussion about the draft Blueway Trail Agreement and the Town's possible donation of \$25,000 for the project.

Motion made by Vice Mayor Rodriguez for counsel to work with Mr. Feuer to redraft the agreement and have the agreement ready for the April 9, 2019 Town Council Meeting; seconded by President Pro Tem Shalhoub, who clarified that Mr. Schoech would be the one working with Mr. Feuer, not the Town Council; Motion approved (5-0).

- B) Second and Final Reading of Ordinance #2019-01 – Amending Chapter 2, Article VII, Section 2-315 to allow for designees for the Town Manager, Town Clerk and Town Attorney to assist the Community Redevelopment Agency.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, AMENDING CHAPTER 2 “ADMINISTRATION” ARTICLE VII “COMMUNITY REDEVELOPMENT AGENCY” SECTION 2-315 “ASSISTANCE BY TOWN PERSONNEL” OF THE CODE OF ORDINANCES TO ALLOW FOR A DESIGNEE FOR THE TOWN MANAGER, TOWN CLERK AND TOWN ATTORNEY; PROVIDING AUTHORITY TO CODIFY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AN EFFECTIVE DATE; AND OTHER PURPOSES.

Motion made by Council Member Shalhoub to approve Second and Final Reading of Ordinance #2019-01, seconded by President Pro Tem Shalhoub; Motion approved (5-0).

VIII. NEW BUSINESS:

- A) Foreclosure Proceedings – 6900 West Lake Drive

It was noted that the property is still bank owned. It was also noted that, according to State Statutes liens must have been imposed for at least ninety days in order for the property to be foreclosed. There was discussion that verified that the Code Enforcement Board has already given their approval to start the foreclosure proceedings once the ninety days has passed.

Motion made by Vice Mayor Rodriguez to foreclose on the property once the ninety days have passed, seconded by Council Member Shalhoub; Motion approved (5-0).

IX. AUDIENCE COMMENTS:

Claudine Vassuer, 6904 Venetian Way – discussed the changes made at Pine Tree Park and asked why the Town does not remove all of the invasive trees within the Town limits. It was noted that it is up to the property owner to remove the invasive trees from their properties.

She also wanted to know if the town could contact the property owners the day before they replace their water meters so that the owners could make necessary arrangements while they are without water. She also discussed the problem she has with the FPL transformers in her back yard. Mr. Clark noted that Ms. Vassuer would need to contact FPL regarding the problem with the transformer and that he would look into the issue about the water meters.

X. STATUS REPORTS:

Mr. Schoech – did not have anything to add to his report.

President Pro Tem Shalhoub asked Mr. Schoech about the gun range item noted in his report. Mr. Schoech noted that someone was looking at purchasing a property in Town and asked if they would be allowed to shoot guns on the property. Mr. Schoech noted that gun ranges are not mentioned in the Town Code and if something is not addressed in the code, it would not be allowed. He noted that he will provide the Town an opinion letter stating this.

Mr. Clark – noted that House Bill 2931 regarding the Town's request for \$600,000 to design the Town Sewer System went through Special Appropriation with unanimous support and that it should go through the Senate as well.

Vice Mayor Rodriguez thanked Mr. Clark for his work in Tallahassee to keep this and the other projects going forward.

Chief Smith – did not have anything to add to his report.

Mayor Freebold gave kudos to Officer Connacher for the work that he does in the mornings to keep the intersection of Pine Tree Lane and Forest Hill Boulevard open. Mayor Freebold noted that he also appreciates all of the Lake Clarke Shores Police Officers for their work to keep the Town safe.

XI. COUNCIL COMMENTS:

Council Member Studdard – noted that it was good to be back on the dais after missing the past few meetings. He also congratulated Sgt. Dana Fisher on the birth of her baby girl that was born today.

Council Member Shalhoub – noted that the BBQ is being dedicated to service men and women from all branches of the military to thank them for their service. He reminded everyone that volunteers are needed and invited everyone to attend.

President Pro Tem Shalhoub – noted that he went to Tallahassee and met with multiple legislators to discuss the Town's issues. He noted that while the annexation bill did not make it through legislation this year, they hope to bring it back next year after adjustments have been made to the bill.

He also stated that he was looking forward to seeing everyone at the Food Truck Invasion taking place on March 15th and at the Town BBQ on March 31st.

Vice Mayor Rodriguez – noted that Mayor Freebold and other members of the Town Council will be going back to Tallahassee at the end of month. He reminded everyone of Movie Night being held on March 30th.

Mayor Freebold – he noted that the Lake Clarke Shores delegation met with lots of legislators and their staff and gave out numerous Town Priority pamphlets while in Tallahassee.

XII. ADJOURNMENT:

Motion made by President Pro Tem Shalhoub to adjourn, seconded by Vice Mayor Rodriguez; Motion approved (5-0). Meeting adjourned at 7:40 PM.

APPROVED – 04/09/2019

Valentin Rodriguez, Jr., Mayor

Mary Pinkerman, Town Clerk