

**MINUTES
TOWN OF LAKE CLARKE SHORES
HYBRID TOWN COUNCIL MEETING
DECEMBER 8, 2020**

1. Call to Order

- A. Vice Mayor Shalhoub called the meeting to order at 6:40 PM (meeting was delayed due to technical difficulties).

The following officials were present:

Paul R. Shalhoub, Vice Mayor
Robert M. W. Shalhoub, President Pro Tem
Gregory Freebold, Council Member
Albert Pavon, Council Member

The following official was absent:

Valentin Rodriguez, Jr., Mayor

- B. Moment of Silence, Invocation, Pledge of Allegiance

Pastor Hunter, Pastor of Emmanuel Baptist Church, gave the invocation then led the Pledge of Allegiance. Vice Mayor Shalhoub requested a moment of silence for Thomas Ira Brown, father of resident Terri Ann Kastrinos, who passed away.

2. Approval of Agenda

Motion made by President Pro Tem Shalhoub to approve the Agenda, seconded by Council Member Freebold; Motion approved (4-0).

3. Consent Agenda

- A. Approval of the Minutes of the November 10, 2020 Town Council Meeting.
- B. Item pulled from agenda.
- C. Item pulled from agenda.
- D. Approval of Resolution 2020-26 – Authorizing the Town Manager to engage consultants and purchase audio/visual equipment to improve virtual and livestreaming abilities for the Town and Community Redevelopment Agency's various public meetings and to establish a project budget not to exceed \$32,500.00.
- E. Acceptance of the Infrastructure Surtax Citizen Oversight Committee Annual Report.

- F. Approval to piggy-back Broward College Contract RFP-2018-167-EH to allow Shenandoah to clean and camera storm drainage pipes located at 1811 Antigua Road, 1501 Wagner Circle, 7670 Palm Road, Escondida Drive and Carandis Road in an amount not to exceed \$18,500.00.
- G. Approval of Land Use License – Robert Wilkoff, 1401 Caribbean Road E – New seawall

Motion made by President Pro Tem Shalhoub to approve the Consent Agenda, seconded by Council Member Freebold; Motion approved (4-0).

4. Presentations

- A. None

5. Quasi-Judicial Proceedings

As owner of the property located at 8323 West Lake Drive, Council Member Pavon stepped down from the dais. Council Member Pavon was joined by his wife as they submitted their variance request to the Council.

A. 8323 West Lake Drive Variance Request –

- 1. Presentation by Town of request and recommendation of ZBA – Charles Schoech.

Mr. Schoech noted that the applicant was requesting a variance to construct a bathroom to the west side of their master bedroom in order to provide access to a bathroom when using the pool (cabana bathroom) which will also serve as their master bathroom, having a 5' setback from the rear property line, with relief from the 15' setback as required. He noted the recommendation from the Zoning Board of Adjustment was to grant the variance as requested since the structure would be 30' from the water's edge. He explained what the Town Council should consider when hearing the variance request and the requirements that need to be met in order to grant the variance. He noted that the Town Council could accept, reject or modify the Zoning Board of Appeals recommendation.

Mr. Schoech swore in the applicants and asked if any of the Council Members drove by the property or spoke to anyone about the variance. Vice Mayor Shalhoub noted that he lives next door to the applicant and discussed the location of the structure with them.

- 2. Presentation by Applicant – Danay Diaz Pavon and Albert Pavon

Council Member Pavon noted that the code requires structures to be 15' from the rear property line. He noted that there is additional land between his property line and the water's edge. He noted that placing his structure 5' from the rear

property line would still make the structure 30' from the water's edge, which is beyond the 15' rear setback requirement.

3. Public Hearing

The Town did not receive any comments from neighbors, audience members or anyone virtually regarding this request.

4. Rebuttal by Applicant if Necessary

5. Council Comments

The remaining Town Council members discussed the request and noted that while the structure would be only 5' from the rear property line, the additional land would place the structure 30' away from the water's edge.

6. Council Conclusion (Findings of Fact and Conclusion of Law)

Motion made by President Pro Tem Shalhoub to approve the variance to construct a bathroom to the west side of the master bedroom in order to provide access to a bathroom when using the pool (cabana bathroom) which will also serve as their master bathroom, having a 5' setback from the rear property line, with relief from the 15' setback as required since the additional land would place the structure 30' away from the water's edge, seconded by Council Member Freebold; Motion approved (3-0).

The Council Meeting resumed after Council Member Pavon returned to the dais at the close of the Quasi-Judicial proceeding.

6. Public Hearing

A. None

7. Unfinished Business

A. None

8. New Business

A. None

9. Audience Comments

A. Emailed Questions/Comments – None

B. Written Questions/Comments – None

C. Verbal Questions/Comments – None

10. Status Report

Chief Smith – noted information from his status report including: 7 people were arrested last month; the officers responded to 293 calls; and the Marine Unit patrolled the waterways for 21 hours.

President Pro Tem Shalhoub thanked the Chief for the work that the officers have been doing and asked that they keep up the good work.

Vice Mayor Shalhoub asked about the data collected from the speed limit signs. Chief Smith noted the majority of the people stay within the posted speed limit and that the statistics show that drivers tend to go above the speed limit when they are on their way home. He noted that the officers will be patrolling during the evening hours as people are headed home.

Mr. Schoech – did not have any additional comments.

Mr. Clark – noted that Lisa Hubbard, owner of Palms Courtyard Apartments – 1475 Forest Hill Boulevard, approached him regarding the possibility of installing sewer to her apartments. He noted that staff has been looking into the logistics to see how this could work. He stated that the capital cost for sewer connecting to the Palms Courtyard Apartments will be approximately \$130,000. He noted that Ms. Hubbard would be willing to pay for the costs associated to have sewer on her property. It was noted that the CRA may also be able to contribute.

Mr. Clark noted that the smaller sized trash containers should arrive by the end of next week with utility personnel delivering them to residents that have requested the smaller containers shortly after that.

He also noted that the Town has not done a Utility Rate Study in a number of years. He is looking at having one done in January or February 2021.

11. Council Comments

Council Member Freebold – wished everyone Happy Holidays and congratulated Vice Mayor Shalhoub on running uncontested, thereby retaining his seat on the Town Council.

Council Member Pavon – Congratulated both Vice Mayor Shalhoub and Council Member Freebold for being unopposed. He noted that the Town will not be having a Holiday's in Paradise Parade or a Tree Lighting event this year due to COVID-19. He also wished everyone Happy Holidays.

President Pro Tem Shalhoub – asked Mr. Clark to explain the audio/video upgrades being made to the Town Council Chambers. Mr. Clark noted that the upgrades are needed to make it easier for attendees at home to know what is taking place during the meetings. He noted that there will be one camera in the back of the room that will show all of the Council Members on one screen instead of having a separate screen for each Council Member. The audio will also be improved so that no one in the Chambers will need to use headsets to hear what is being said and to prevent audio feedback.

President Pro Tem Shalhoub noted that while the Town will not be holding a tree lighting event this year, a virtual tree lighting will be taking place. He complimented Town staff and Mr. Elliot Cohen for the work they did to make this video possible. He also thanked Mr. Clark for putting information on the CARES Act on the Town's website.

He wished everyone a Merry Christmas and reminded everyone to stay healthy by wearing face masks, washing their hands and maintain social distancing since the number of people infected with COVID-19 is increasing rapidly.

Vice Mayor Shalhoub – noted that he is looking forward to serving the residents of Lake Clarke Shores for another two years.

He noted that a new business was going to have a grand opening ribbon cutting on December 15th – Aramus House of Flowers located at 1800 Forest Hill Boulevard A-11. He also noted that the resident boat parade, which is not a Town sponsored event, will be taking place on December 12th.

He wished everyone Happy Holidays.

12. Adjournment

Motion made by President Pro Tem Shalhoub to adjourn the meeting at 7:12 PM, seconded by Council Member Freebold; Motion approved (4-0).

Valentin Rodriguez, Jr., Mayor

Mary Pinkerman, Town Clerk