

**MINUTES
TOWN OF LAKE CLARKE SHORES
REGULAR TOWN COUNCIL MEETING
SEPTEMBER 22, 2020**

1. Call to Order

A. Mayor Rodriguez called the meeting to order at 6:43 PM.

The following officials were present:

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

B. Moment of Silence, Pledge of Allegiance, Invocation
(Moved to beginning of First Public Hearing 2020/2021 Town Budget)

2. Approval of Agenda

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

3. Consent Agenda

A. Approval of the Minutes of the September 8, 2020 First Public Hearing 2021-2022 Budget

B. Approval of the Minutes of the September 8, 2020 Town Council Meeting.

C. Approval of Resolution 2020-20 – Updating Fees and Charges Schedule

D. Approval of Drainage Easement Agreement – Martine Davis, 7931 West Lake Drive.

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

4. Presentations

A. None

5. Quasi-Judicial Proceedings

A. None

6. Public Hearing

A. None

7. Unfinished Business

A. Second and Final Reading of Ordinance 2020-02 – Solid Waste

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, REPEALING IN ITS ENTIRETY CHAPTER 46-SOLID WASTE OF THE CODE OF ORDINANCES OF THE TOWN OF LAKE CLARKE SHORES; CREATING A NEW CHAPTER 46-SOLID WASTE TO PROVIDE FOR DEFINITIONS; DEPOSIT OF WASTE; MANDATORY SERVICE; ADMINISTRATIVE PROCEDURES; ENFORCEMENT; TITLE TO WASTE; CONTAINERS; PRE-COLLECTION PROCEDURES; COLLECTION SCHEDULE; SINGLE-FAMILY OR 2-FAMILY DWELLINGS; MULTIPLE-FAMILY DWELLINGS; COMMERCIAL, INDUSTRIAL AND INSTITUTIONAL ESTABLISHMENTS; BULK AND VEGETATIVE WASTE; RECYCLING; CHARGES, RATES AND FEES; PRIVATE COLLECTORS AND ACTUAL GENERATORS OF SOLID WASTE; SUNKEN CONTAINERS; SPECIAL WASTE DISPOSAL SITUATIONS; PARKING LOTS; COLLECTION DURING DECLARED EMERGENCY; COMPOSTING; PROHIBITED ACTIVITIES AND CONSTRUCTION AND DEMOLITION (C&D) DEBRIS COLLECTION AND DISPOSAL; PROVIDING AUTHORITY TO CODIFY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Motion made by Vice Mayor Shalhoub to approve Second and Final Reading of Ordinance 2020-02, seconded by Council Member Freebold; Motion approved (5-0).

B. Discussion on opening Town Playgrounds

Mayor Rodriguez noted that this issue was tabled from the September 8, 2020 Council Meeting due to the uptick in the number of new positive COVID-19 cases in the Lake Clarke Shores Census tract. He asked Mr. Clark for an update on the new numbers.

Mr. Clark noted that the numbers dropped last week, but went up this week. He also noted that Town staff would not be able to sanitize the equipment or restrooms at any of the Town's parks. He asked how the Town Council wanted to handle this.

The Town Council Members discussed the fluctuation in the COVID-19 cases from week to week. It was noted that the parks have been open, the discussion at hand is

regarding the park equipment, restrooms and pavilion. It was noted that the restrooms are cleaned by the janitorial service on a weekly basis and park equipment has never been cleaned or sanitized in the past. They discussed the re-opening the equipment at all of the Town's parks and the opening of the restrooms and pavilions at Town Hall and Community Parks at the user's own risk. It was noted that the pavilion would be opened for seating but the Town will not be renting the pavilion out at this time.

Motion made by Vice Mayor Shalhoub to reopen the Town playground equipment, restrooms and pavilion at the user's own risk as soon as possible, placing signage at the Town parks stating such risk, with the wording for the signs as provided by Palm Beach County, seconded by Council Member Pavon; Motion approved (5-0).

8. New Business

A. None

9. Audience Comments

A. Emailed Questions/Comments

Carol Connacher, confidential address – noted a post on the resident Facebook page that stated that the Town Council Members would meet with residents one on one. She wanted to know if this was true.

It was noted that the Town Council Members talk to people all of the time. They receive phone calls, people stop and talk to them as they walk along the street and even as they shop in the stores. Residents even invite them into their homes to talk about various issues. It was noted that the Town Council Members are always available for the residents of the Town.

B. Written Questions/Comments

Dina Schmidt, 1811 Antigua Road – noted the problem with the August 18, 2020 polling location at the Town Hall Council Chambers. She would like the Town to make sure that the problems are cleared up prior to the November elections.

It was noted that the Town only provides the precinct location for the election. The Supervisor of Elections was aware of the problems during the March and August elections and stated they will do everything that they can to make sure the November election goes smoothly without any problems.

Thomas McGinnis, 1811 Antigua Road – he noted the majority of the residents on the resident Facebook page would like to have the property located at 6900 West Lake Drive remain as single family use.

Mr. Clark noted that the Town has a fiduciary obligation to make sure that the Town receives the maximum return on investments. He noted that an appraisal has been done on the property located at 6900 West Lake Drive to determine the property's value with single-family use and with professional office use. He also noted that the Town is only looking at allowing single-family or professional office use for this property, not commercial, retail or multi-family use.

Kathleen Booth, 7519 Clarke Road – noted that a large house party with over 100 teenagers took place over the weekend on West Lake Drive. She wanted to know what the Town will be doing to prevent this from happening again.

Mr. Clark noted that he has been in contact with the Palm Beach County COVID-19 Education Task Force about this situation. They will be talking to the property owners to let them know of the dangers of large groups of people gathering in one location.

It was also noted that residents should contact the Police Department while something like this is taking place so that they can respond.

Mayor Rodriguez passed the gavel to Vice Mayor Shalhoub at 7:01 PM and left the meeting. Vice Mayor Shalhoub continued the meeting.

Nicole Boger, 7710 Beta Circle – asked how commercial zoning would be different than professional office zoning at 6900 West Lake Drive.

It was noted that both are within a commercial bubble, but under different categories. Mr. Clark noted that professional office zoning would be offices for doctors, attorneys, etc. Commercial businesses such as retail or restaurants would not be allowed in a professional office zone.

It was noted that the Town Codes restrict what is considered as Commercial Use. According to Town Code, Professional Office use is also very limited to what type of businesses can take place at the location. It was also noted that traffic studies would need to be done before anything can be decided. It was noted that more information will be needed before the Town Council makes any decisions on what would be right for the property and for the Town.

Ms. Boger also wanted to know what would happen if someone purchases the property, builds and opens a professional office, then decides to sell the property? She asked if the new owner would be able to change the type of business that could be there. She also noted that a number of the residents voiced their opinion that they would like to see the property remain as single family.

It was noted that new owners would not be allowed to change the zoning classification. The zoning, either single family or professional office, would remain with the property.

She also wanted to know when the Town will be holding in person meetings again and asked if the Town would consider still allowing residents to attend virtually after the in

person meetings resume. Mr. Clark noted that Governor DeSantis will make the decision on when in person meetings will resume. It was noted that the Town would need to look at the costs and the feasibility of continuing with the virtual meetings when in person meetings to resume.

C. Verbal Questions/Comments –

Timothy Daughtry, 1410 Keller Road – discussed the Little Free Libraries that are located in Lake Worth Beach. He noted that he would like to place one in the swale in his front yard and asked if there was anything in the Town Code that would prevent this.

Mr. Schoech noted that there may be problems with placing that type of structure in the road right-of-way and the size of the structure may interfere with driver's line of sight. He also noted that a permit would be needed for the structure and the structure could not interfere with the sight of drivers along the roadway.

William Murphy, 1841 Evergreen Drive – thanked the Council for opening the parks.

10. Status Report

There were no status reports to present at this meeting. Status Reports will be provided for the October 13, 2020 Town Council Meeting.

11. Council Comments

Council Member Pavon – noted that he was happy that the parks will be fully open.

Council Member Freebold – thanked Mr. Clark for his work on the budget. He noted that this has been a challenging year, but things will work out and the Town will get back to normal meetings soon.

President Pro Tem Shalhoub – lost internet connection and was unable to finish the remainder of the meeting.

Vice Mayor Shalhoub – thanked everyone for their attendance and participation in the meetings. He also thanked Mr. Clark for his hard work on the budget. He noted that he is glad that the parks will be reopened and is looking forward to getting things back to normal.

12. Adjournment

Motion made by Council Member Freebold to adjourn the meeting at 7:26 PM, seconded by Council Member Pavon; Motion approved (3-0).

Signature of Valentin Rodriguez, Jr., Mayor
Signature of Mary Pinkerman, Town Clerk