

**MINUTES  
TOWN OF LAKE CLARKE SHORES  
HYBRID TOWN COUNCIL MEETING  
MAY 11, 2021**

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**1. Call to Order**

A. Mayor Shalhoub called the meeting to order at 6:30 PM.

The following officials were present:

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

B. Moment of Silence, Invocation, Pledge of Allegiance

Mayor Shalhoub requested a moment of silence for residents John J. Ghigliotti and Terri Ann Kastrinos and for Jackie Winchester, prior PBC Supervisor of Elections and resident of the Town. The Most Reverend Father Peter Sphortun of St. Mary's Orthodox Church of West Palm Beach, gave the invocation then led the Pledge of Allegiance.

**2. Approval of Agenda**

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

**3. Consent Agenda**

A. Approval of the Minutes of the April 13, 2021 Town Council Meeting.

B. Re-appointment of the following for 3 years:

Town Clerk, Mary Pinkerman  
Chief of Police, Wes Smith

C. Approval of Resolution 2021-11 – Appointing Members to the Code Enforcement Board.

D. Approval of Resolution 2021-12 – Appointing Members to the Zoning Board of Adjustment.

E. Approval of Resolution 2021-13 – Appointing Members to the Town of Lake Clarke Shores Infrastructure Surtax Citizen Oversight Committee.

- F. Approval of Resolution 2021-14 – Appointing members to the Parks and Recreation Advisory Committee.
- G. Approval of Resolution 2021-15 – Appointing a representative and alternate representatives to the Palm Beach County League of Cities, Inc.
- H. Approval of Resolution 2021-16 – Expressing appreciation for the services rendered by the donors and volunteers during the 16<sup>th</sup> Annual Waterway Clean-up.
- I. Approval of Resolution 2021-17 – Expressing appreciation to Mike Wade for his service on the Zoning Board of Adjustment.
- J. Approval of Resolution 2021-18 – Infrastructure Surtax Fund Budget adjustments.
- K. Approval of Proclamation by the Town Council recognizing the week of May 16 - 22, 2021 as “Water Reuse Week”.
- L. Approval of Accounting Procedures

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

#### **4. Presentations**

PBC Fire Chief Tracy Adams was in the audience. Mayor Shalhoub asked if she would like to provide the Town Council with an update. Chief Adams thanked him for giving her the opportunity to speak. She noted the various zones/areas that she oversees as Chief and provided the statistics for the month of April. She also noted how the new “click to enter” feature that was installed on Keller Bridge is benefiting the residents by reducing the response time for Station 93.

##### **A. Legislative Update – Senator Lori Berman, District 31**

Senator Berman noted that she has been proud to represent the Town and its residents for the 11 years that she has been a part of the State Legislation. She noted that the 2021/2022 budget totaling \$101.5 billion was passed on the last day of the session. She noted that the economy is doing better with help from the American Relief Fund. She also noted the various grant programs that are available.

She discussed some of the bills that passed such as a bill that establishes a Purple Alert when those individuals between 20 to 60 years old that fall into certain parameters go missing and a bill that provides parents of K-5<sup>th</sup> graders the choice to keep their children in the same grade level due to learning losses from the “COVID slide”. She also noted bills regarding Home based businesses, Vacation Rentals, Impact fees, Cottage food industries, design elements in the Florida Building Code and the preemptions regarding energy infrastructure.

Mayor Shalhoub thanked Senator Berman for her presentation and for all of the work that she has done for the Town.

#### B. Legislative Recap – Richard Pinsky

Mr. Pinsky noted that Senator Berman already discussed a number of the bills that passed and did not pass during the legislative session. He noted some of the other bills that also passed concerning Doc Stamps and the Resilient Florida Grant Program. He explained that the passing of the Transportation Energy Infrastructure bill preempts a municipality from prohibiting the siting, development or redevelopment of a gas station or other fuel retailer within the local government's entire jurisdiction. He noted that the Pace Program Expansion Bill that would have added septic to sewer conversions and seawall repairs to the list of projects eligible for PACE financing did not pass.

He noted that the Town's request for sewer construction funding did not pass this session. He noted that the Lake Clarke Shores Proposed Local Bill regarding annexation of the Edgewater Park neighborhood also did not pass, but he will be working on a similar bill to be heard during next year's session.

Mayor Shalhoub thanked Mr. Pinsky for his work on the Town's legislative priorities.

### 5. Quasi-Judicial Proceedings

A. None

### 6. Public Hearing

A. None

### 7. Unfinished Business

A. Second and Final Reading of Ordinance 2021-02 – Amending Chapter 62, Utilities, Article IV, Stormwater.

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, AMENDING CHAPTER 62 UTILITIES, ARTICLE IV. STORMWATER IN PART TO PROVIDE FOR REVISED DEFINITIONS; TO DELETE REFERENCES TO INDUSTRIAL ACTIVITY; TO CLARIFY ILLICIT DISCHARGE PROHIBITIONS, EXCEPTIONS AND NOTIFICATION; TO REPEAL DUPLICATE PROVISIONS; TO REVISE ENFORCEMENT PROCEDURE BY PROVIDING WARNING NOTICE, NOTICE OF VIOLATION, APPEAL, ABATEMENT BY THE TOWN AND COST OF ABATEMENT; 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 2021-02, seconded by President Pro Tem Freebold; Motion approved (5-0).**

## **8. New Business**

- A. Approval of Interlocal Agreement between Palm Beach County and the Town of Lake Clarke Shores for construction related services associated with the installation of a 12" water main along Lawrence Road.

**Motion made by Vice Mayor Shalhoub to approve the Interlocal Agreement for construction related services associated with the installation of a 12" water main along Lawrence Road, seconded by President Pro Tem Freebold; Motion approved (5-0).**

## **9. Audience Comments**

- A. Emailed Questions/Comments – None
- B. Written Questions/Comments – None
- C. Verbal Questions/Comments –

Angela Grant, 8115-A Northboro Court – requested more information about the plans to widen Florida Mango Road. Mr. Clark noted that Florida Mango Road will be widened to include a center turn lane and a bike path. Sidewalks will be placed along both sides of the road and that the bridges will be replaced. He noted that the bike path was included in the design to provide a connection route for bikers to ride from John Prince Park to the Palm Beach Zoo on Summit Boulevard.

Jim Boger, 7518 Edgewater Circle – discussed the speed of the jet skis on the waterways in the Town and the noise that the jet skis make. Chief Smith noted that the Marine Unit is on the waterways most weekends and they have issued tickets for the reckless operation of water vessels. He also noted that there are times when there are too many boats and jet skis on the waterway, so they do not go after those that are speeding in order to keep the other boaters and jet skiers safe.

Theresa Lemme, 7100 Venetian Way – discussed the changes make to the traffic signal at Forest Hill Boulevard and Pine Tree Lane. She noted the length of time that traffic from Pine Tree Lane has to wait before the light changes to allow them to make a left turn onto Forest Hill.

She noted that only licensed drivers should be behind the wheel of golf carts. She has seen a number of young teenagers driving golf carts and she is concerned that someone will end up getting hurt.

She also noted that she has seen numerous people in boats along the C-51 canal use air guns to kill iguanas. She stated that neighbors are concerned that their children and pets could get hurt by pellets. She noted that she reported the incident to the Police Department and did not like the way that they handled the situation. Mayor Shalhoub noted that she can talk to Chief Smith at any time regarding police issues.

She also noted that the police officers were friendlier with the residents in the past. They no longer stop to talk to the residents or wave as they drive by.

Timothy Daughtry, 1410 Keller Road – noted that he agrees that there is a problem with the timing of the light at Forest Hill Boulevard and Pine Tree Lane and that the police officers are not as friendly as they used to be.

He also noted his displeasure on not being reappointed to the Code Enforcement Board after serving for 10 years. He reminded everyone that Jim Tackett, who was very involved with the Town while he was alive, always said that it is the volunteers and citizens that make the Town. He stated that he is very disappointed that he was no longer on the Code Enforcement Board.

Mayor Shalhoub and Vice Mayor Shalhoub thanked him for the time that he spent on the Board. They also thanked him for volunteering at the various Town events and the donations that he gives to the Town, which helps to cover some of the expenses during these events.

William Murphy, 1841 Evergreen Drive – noted that over 1000 pounds of trash and 300 pounds of recycled materials were collected during the week long waterway clean up that took place in April. He noted that he had also seen the people in boats shooting the iguanas along the C-51 canal.

## **10. Status Report**

Mr. Frank Palen, sitting in for Mr. Schoech – did not have any comments at this time.

Chief Smith – gave the statistics for April and noted that 78 pounds of prescription drugs were dropped off at the Police Department for disposal during National Drug Take Back Day. It was noted that any additional prescription drugs that are dropped off at the Police Department will be held until the next Drug Take Back Day.

He discussed the new tag reading cameras and thanked Mr. Clark for his work on this.

Council Member Rodriguez noted that Florida Fish and Wildlife Conservation Commission (FWC) states that iguanas can be humanely killed and gave a few examples of how FWC recommends that people kill them. He also noted that iguanas have been placed on the invasive species list. Chief Smith noted that officers spoke to the people that were shooting the iguanas and told them that they could not shoot into resident's yards or in Pine Tree Park. He stated that he does not think that there will be any further problems with this.

Mr. Clark – noted he received clarification on how the American Rescue Funds can be used and that the Town requested, but did not receive any funds from Congresswoman Frankel. He also noted that Palm Beach County will provide a CBDG Grant to help the owner of 1475 Forest Hill Boulevard obtain sewer for her property.

President Pro Tem Freebold asked Mr. Clark about the designation of the Blueway Trail. Mr. Clark noted the areas that were included in the State designation and explained that being designated as a Blueway Trail opens the way to obtain grants and other funding sources that were not available in the past.

Vice Mayor Shalhoub asked Mr. Clark about the 12" water main along Lawrence Road. Mr. Clark noted that the people living in Maralago Cay asked the Town to provide water service to their area. The Town designed a system with the pipes running along Lawrence Road and sent the design to Palm Beach County for their approval. Palm Beach County is going to widen Lawrence Road, so the road widening plans were reviewed with the water service line placement to verify that there would not be any problems. Maralago Cay has agreed to make improvements to their water system so that the water system will be upgraded before the Town takes it over. The Town will add an additional 620 homes to the Lake Clarke Shores water utility system when the project is completed.

Reappointing and appointing members to the various Town Boards and Committees was discussed. The procedures for adding, removing or moving items on the agenda was also discussed.

## **11. Council Comments**

Council Member Pavon – wished everyone a Happy Memorial Day. He noted that the Police Officers wave to him all of the time and that he appreciates all of the work that they do.

Council Member Rodriguez – noted that members of the Town Council follow the Government in the Sunshine rules and regulations. He noted that he was unaware of the changes regarding removing items from the consent agenda, but will abide by them. He encouraged residents to volunteer for the various Town Boards and Committees.

President Pro Tem Freebold – noted the number of iguanas in the area. He also noted that the weather in South Florida does not stay cold for long enough in the winter to kill off the iguanas. He discussed the approved methods of humanely killing the iguanas and noted that people kill them for the tail meat.

He noted that everyone appreciates Mr. Daughtry for the things he has done for the Town and not being reappointed to the Code Enforcement Board does not change that.

He asked Chief Smith if there is a way that they can patrol the waterways more often. Chief Smith noted that they have limited staff due to patrolling the roadways, training for

recertification and have officers on vacation, all of which makes it hard for Marine One to be out during the evenings and week days. Chief Smith noted that when they are out, they do cite boaters for speeding and safety violations.

Vice Mayor Shalhoub – he thanked those in the audience for their attendance and reminded everyone of the non-emergency number that residents can use to contact the Police Department. He noted that the Spring Shorelines had been delivered to all residents and stated that he would like to have the Town's contact information be put back in.

He thanked Senator Berman and Mr. Pinsky for their updates and noted that they are doing an excellent job for the Town. He also noted his displeasure in how the State is taking away the Town's Home Rule powers.

He noted the problem with the weeds in the south end of the lake, noted the new Police Officers and commended Mr. Daughtry on all of the hard work he has done for the Town.

Mayor Shalhoub – congratulated those that were appointed and reappointed to the various Boards and Committees, thanked Mr. Daughtry for his many years as a Town volunteer. He also thanked Mr. Murphy and Eliza Hansen for their work with the waterway clean-up and noted the volunteers and donors that assisted in the event.

## **12. Adjournment**

**Motion made by President Pro Tem Freebold to adjourn the meeting at 8:05 PM, seconded by Council Member Pavon; Motion approved (5-0).**

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Paul R. Shalhoub, Mayor

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Mary Pinkerman, Town Clerk