

**MINUTES
TOWN OF LAKE CLARKE SHORES
REGULAR TOWN COUNCIL MEETING
SEPTEMBER 23, 2008**

(Immediately following the Second Public Budget Hearing)

I. (A) CALL TO ORDER, ROLL CALL:

Mayor Malcolm Lewis called the meeting to order at 6:46 p.m.

The following members and officials were present:

Malcolm K. Lewis, Mayor
Tom Mayes, Jr., Vice Mayor
Robert M. W. Shalhoub, Pres. Pro Tem
Valentin Rodriguez, Jr., Council Member
Gregory Freebold, Council Member
Joann Hatton, Town Administrator
Jo Plyler, Town Clerk
Charles Schoech, Town Attorney
Wes Smith, Chief of Police

(B) PLEDGE OF ALLEGIANCE:

Mayor Lewis led the assembly in the pledge of allegiance to the American Flag.

II. APPROVAL OF AGENDA:

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

III. CONSENT AGENDA:

A) Approval of the following September 9, 2008 Town Council Meetings:

- a. First Public Budget Hearing
- b. FRDAP Recreational Grant – Pine Tree Park Phase III
- c. FRDAP Recreational Grant – LCS Community Park Phase IV
- d. Regular Town Council Meeting

B) Approval of forfeiture expenditure for the Police Department to recondition and paint the 2003 Police Sport Trac in the amount of \$1,900.00.

C) Approval of bid from Efficient Business Designs, Inc. for Police Department filing system in the amount of \$3,483.92 and \$900.00 for installation of system for a total of \$4,383.92.

- D) Approval of contract with Aquatic Weed Technology in the amount of \$18,024.00 for services October 1, 2008-September 30, 2009.

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

IV. PRESENTATIONS:

None

V. TOWN CONSULTING ENGINEER:

- A) Engenuity Group Inc. Town Consulting Engineers – No Action
- B) Boyle Engineering Corporation, Town Utilities Engineer – Status report was provided.

IV. NEW BUSINESS:

None

VII. UNFINISHED BUSINESS:

None

VIII. AUDIENCE COMMENTS:

William Murphy, LCS Community Park Project Manager, advised that the excavation for new playground equipment was scheduled for today; however, due to the original engineering of the rubber surface area, and with the addition of the concrete curbing, it did not fit in the designated area approved by the committee. The excavation had to be relocated to a larger area in the north section of the park.

Steve Grabe, 1611 Carandis Road, a member of the Park Committee, advised that the committee did not approve this relocation of the playground equipment because of the noise and safety issue close to Carandis Road and requested that the pouring of the concrete be withheld on this phase of the project until this change is reviewed and approved by the committee.

President Pro Tem Shalhoub made a motion to table the playground issue until the committee and Mr. Murphy can work out an alternate plan, seconded by Vice Mayor Mayes; motion approved (5-0).

Panna Kulkarni, 8131 West Lake Drive, offered to help the committee in the planning of the playground.

IX. TOWN ADMINISTRATOR:

Town Administrator, Joann Hatton, noted her status report dated September 17, 2008 and stated that she had nothing to add.

X. REPORTS:

A) Attorney Charles Schoech referenced his status report dated September 19, 2008, and advised the Council that the Attorneys are in the initial stages of resolving the Barby case.

B) Chief Smith stated that he had nothing to add to his report.

C) Town Council:

Council Member Freebold: No comment

President Pro Tem Shalhoub:

President Pro Tem Shalhoub made a motion that the \$6,000 dollars a year currently being compensated to the Council Members be eliminated and reallocated to the Town Employees, seconded by Council Member Rodriguez; motion failed (2-3) Mayor Lewis, Vice Mayor Mayes and Council Member Freebold opposed.

Council Member Mayes:

Vice Mayor Mayes made a motion that the compensation to Council Members be increased to \$250.00 per month, seconded by Council Member Freebold; motion failed (2-3), Mayor Lewis, President Pro Tem Shalhoub and Council Member Rodriguez opposed.

Attorney Schoech advised the Council that in accordance with the Town Charter, elected officials shall not implement an increase in their compensation during their term of office. (Clerk's Note: Town Charter, Section 11)

Vice Mayor Mayes made a motion to increase the compensation of the Council Members during the year 2010 in accordance with provisions established by the Town Charter, the motion died due to the lack of a second.

Following discussion it was the consensus of the Council that Attorney Schoech further research the regulations regarding increasing the Council compensation and report back at the next meeting.

Vice Mayor Mayes made a motion that the expenditure for all Special Events be limited to \$1,500 to cover staff pay, etc and if the event requires additional funds that they be raised by entry fees, sponsorship or donations, seconded by Council Member Freebold; motion carried (3-2), President Pro Tem Shalhoub and Council Member Rodriguez opposed.

Vice Mayor Mayes advised that he has received information from Palm Beach County Commissioner Robert J. Kanjian that the Town has been authorized to receive a \$75,000 grant for recreational equipment for the Lake Clarke Shores Community Park. He further requested that Commissioner Kanjian be invited to the October 14th Council Meeting.

Council Member Rodriguez:

Council Member Rodriguez made a motion that the Town Barbecue Event be made a special exception to the previous motion and that all expenditures be approved at the discretion of the Town Administrator, seconded by President Pro Tem Shalhoub; motion carried (5-0).

Mayor Lewis – No Comment

XI. ADJOURNMENT:

President Pro Tem Shalhoub made a motion to adjourn the meeting at 7:30 p.m.; seconded by Vice Mayor Mayes; Motion approved (5-0).

Malcolm K. Lewis, Mayor

Jo H. Plyler, Town Clerk