

**MINUTES
TOWN OF LAKE CLARKE SHORES
REGULAR TOWN COUNCIL MEETING
APRIL 17, 2018**

I. A) CALL TO ORDER AND 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
Robert M. W. Shalhoub, President Pro Tem
Paul R. Shalhoub, Council Member
John Studdard, Council Member
Mary Pinkerman, Town Clerk
Wes Smith, Chief of Police
Charles Schoech, Town Attorney

The following official was absent:

Daniel Clark, Town Administrator

B) MOMENT OF SILENCE, PLEDGE OF ALLEGIANCE, INVOCATION

Mayor Freebold requested a moment of silence for Donald G. Schack, grandfather of Det. Dana Schack.

Pastor Tom Hunter, Pastor of Emmanuel Baptist Church, gave the invocation and then led the audience in the Pledge of Allegiance.

C) Oath of Office administered to:

Council Member Group 3 – Robert M. W. Shalhoub by Christina Shalhoub-Seal
Council Member Group 4 – John Studdard by Charmaine Studdard
Council Member Group 5 – Valentin Rodriguez, Jr. by the Honorable Samantha Schlosberg
Feuer

D) Reorganization of the Town Council:

Nominations for Mayor, Vice Mayor and President Pro Tem.

Motion made by Council Member Robert Shalhoub to nominate Gregory Freebold as Mayor, Valentin Rodriguez as Vice Mayor and Paul R. Shalhoub as President Pro Tem, seconded by Council Member Studdard; Motion approved (5-0).

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 March 13, 2018 Town Council Meeting.
- B) Approval of Proclamation proclaiming the month of April 2018 as “Water Professionals Month”.
- C) Approval of Proclamation by the Town Council recognizing the week of May 13 - 19, 2018 as “Water Reuse Week”.
- D) Approval of Agreement between Building Up Sports Academy, Inc. and the Town of Lake Clarke Shores to hold a summer fishing camp for children during the week of June 18 – June 22, 2018.

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

IV. PRESENTATIONS:

- A) Legislative Update – Representative David Silvers

Representative Silvers discussed some of the bills that were passed during the session including: Parkland Bill 7026 that passed after 8 hours of debate, giving \$200 million to help harden schools with metal detectors, additional resource officers, bullet proof glass, etc.; and HB 577 regarding graduation requirements which will allow students to receive credits for attending technical schools.

Mayor Freebold thanked him for the work that he has done for his district.

- B) Law Enforcement Commendation Medal – Gregory Parkinson, 2018 Law Enforcement Award Chairman, National Society of the Sons of the American Revolution

Mr. Parkinson explained that the National Society of the Sons of the American Revolution organization honors police officers and other first responders in Palm Beach County who have served with honor and distinction above and beyond what is normally expected of them. He noted that four individuals were honored during a luncheon held earlier in the day and that Chief Wes Smith was one of those that were honored for his exemplary service as the longest serving Police Chief in Palm Beach County history. He also noted that Chief Smith has served as a Law Enforcement Officer for 45 years and has served as a Police Chief for 24 years. He presented Chief Smith with this once in a life time achievement.

Mayor Freebold congratulated Chief Smith on his award.

V. QUASI-JUDICIAL PROCEEDINGS:

- A) None

VI. PUBLIC HEARING:

- A) None

VII. UNFINISHED BUSINESS:

- A) Second and Final Reading of Ordinance #18-01 – Amending Chapter 30 “Offences” Section 30-5 to clarify holiday decorations.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, AMENDING PART II CHAPTER 30 “OFFENSES” OF THE CODE OF ORDINANCES BY REVISING SECTION 30-05 “HOLIDAY LIGHTS AND DECORATIONS”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

Motion made by Council Member Shalhoub to approve Second and Final Reading of Ordinance #18-01, seconded by President Pro Tem Shalhoub; Motion approved (5-0).

- B)

VIII. NEW BUSINESS:

- A) First Reading of Ordinance #18-02 – Amending Chapter 26 “Environment” Article II “Nuisances” Section 26-29 (b) “Prohibited Acts” to clarify Outdoor Lighting Standards

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, AMENDING CHAPTER 26 “ENVIRONMENT” OF THE CODE OF ORDINANCES BY REVISING ARTICLE II “NUISANCES” SECTION 26-29 “PROHIBITED ACTS”, TO CLARIFY OUTDOOR LIGHTING VIOLATIONS; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

Motion made by Council Member Shalhoub to approve First Reading of Ordinance #18-02, seconded by Council Member Studdard; Motion approved (5-0).

- B) Town Annual Report – Gregory Freebold and Daniel Clark

It was noted that Mr. Clark and Mr. Elliot Cohen, who’s company, My PR Guru, LLC. designed and prepared the report were both unable to attend the meeting, so this issue will be on hold and placed on the May 8th agenda.

IX. AUDIENCE COMMENTS:

Greg Parkinson, confidential – noted that the BBQ was a spectacular event and that everyone had a great time.

X. STATUS REPORTS:

Mr. Schoech - did not have any additional items to report.

Mr. Clark was absent.

Chief Smith – noted the response times for PBC Fire Rescue are going down according to their annual report, but they still take over five minutes to respond. He noted that all of the Town's Police Officers are trained as First Responders and that there is at least one EMT on each shift so the residents can have someone there to assist them before Fire Rescue arrives.

XI. COUNCIL COMMENTS:

Council Member Shalhoub – noted that he was very humbled by the number of people that volunteered for the BBQ. He stated that the BBQ food preparations started one day earlier and that worked out very well. He thanked the volunteers and the Town staff that worked throughout the event and stated that the volunteers, staff and residents made for another successful BBQ.

He noted that he is starting his 26th year on the Town Council and thanked the residents for this opportunity to serve. He stated that he is available to residents any hour of the day.

Council Member Studdard – stated that he was thrilled to be the Captain of the Food Line during the BBQ. He was able to speak to his neighbors and all of the other residents that came through the food line. He thanked the volunteers and Smokin Gator BBQ for all that they did during the BBQ.

He noted the new Marine Patrol officers and thanked them for their service.

President Pro Tem Shalhoub – noted that he is grateful for all of the volunteers, staff and residents that made the 25th Annual BBQ a great success and that everyone had a great time.

He noted that there was a good turnout for the Waterway Cleanup, but would like to see more volunteers participate in the International Cleanup in September.

He also noted the Town received a \$57,000 SWA Grant to clear the trees that are along the edge of the water at Pine Tree Park and that bids that were received are being reviewed at this time.

He noted that he has been in contact with the operator of the Food Truck Invasion and is working on having an event at Community Park in the near future.

President Pro Tem Shalhoub thanked the Town Council for their confidence and support in his new position as President Pro Tem.

Vice Mayor Rodriguez – presented Council Member Shalhoub with a collage of pictures from past BBQs that the Town Council signed.

He noted that he was working with Mr. Schoech on revising the Town Codes and they are currently working on changes to Chapter 26 – Nuisances, Article V – Noise, since the current code is unconstitutional. He stated that that Municipal Code Corporation is working on codifying the all of the ordinances have been adopted since 2011 and that they are reviewing the entire code book to make sure that the codes do not conflict with state and federal regulations or with other sections of the Town’s code.

The Town Council and Mr. Schoech discussed the current Town codes regarding noise and the changes that are needed to make the code constitutional.

The following members of the audience also commented on the subject:

Wes Cook, 7105 Pine Tree Lane
Gerard Sanchez, 8360 West Lake Drive

Mayor Freebold – thanked the Town Council for reappointing him as Mayor.

He asked Mr. Schoech to explain the nomination process for Mayor, Vice Mayor and President Pro Tem, that took place earlier in the meeting so that there would be clarification that there was not a conflict of interest resulting from the nomination. Mr. Schoech noted that Council Member Robert Shalhoub’s motion to nominate Paul Shalhoub as President Pro Tem did not constitute a conflict of interest because there would be no gain or compensation to benefit either one of them as a result of the nomination since all council members receive the same amount of pay regardless of the position that they hold on the council.

Mayor Freebold noted that the watering restriction is still in place for the residents living along the lake. He also noted that Lake Clarke has been treated three times thus far and that there is less hydrilla in the lake as a result of the treatments. He noted that the residents will be informed when it is safe to use the water from the lake for irrigation.

He noted the Fishing Tournament that will be taking place on April 21st and stated that all of the fish are released after weigh in. He also noted that the Fish and Game Commission are present during the weigh in to verify that the fish are in good health when they are released into the lake.

He congratulated Chief Smith on his award and thanked the Town staff that helped during the BBQ.

XII. ADJOURNMENT:

Motion made by President Pro Tem Shalhoub to adjourn the meeting at 7:47 p.m., seconded by Council Member Studdard; Motion approved (5-0).

Gregory Freebold, Mayor

Mary Pinkerman, Town Clerk