

TOWN COUNCIL BUDGET & REGULAR MEETINGS

Town Council Meeting

Town Hall Council Chambers

Thursday ~ September 13, 2007

7:00 p.m.

MINUTES

Pursuant to the foregoing notice, the budget and regular meeting of the Haverhill Town Council was held on Thursday, September 13, 2007 at the Town Hall, 4585 Charlotte Street, Haverhill. Those present were Joseph S. Kroll, Mayor; James E. Woods, Council President; Jay Foy, Council Vice President; Jerry Beavers, Council Member; Henry Lynch, Council Member; Mark C. Uptegraph, Council Member; John Foster, Town Attorney; Planner Jack Horniman, Engineer Jeff Renault, Joseph Roche, Code Enforcement Officer and Janice C. Rutan, Town Clerk.

CALL TO ORDER

Council President Woods called the meeting to order at 7:00 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE

Council President Woods delivered the Invocation and led the Pledge of Allegiance.

ROLL CALL

The Town Clerk called the roll. All members were present.

Council President Woods announced the protocol for the meeting and introduced the millage rate proposed of 4.2952 lowed from the rate of 4.7854 last Fiscal Year. **Robert Roessler of 1010 Pineway** asked if this was as low as the Town could go and still run smoothly. President Woods assured him that the staff had worked very hard on this budget and all believe that it would.

A motion was made by Council Vice President Foy to approve the 4.2952 millage. The motion was seconded by Council Member Lynch and unanimously passed (5-0).

Council President Woods reviewed the Proposed Budget.

A motion was made by Council Vice President Foy to approve the Budget as presented. The motion was seconded by Council Member Lynch and unanimously passed (5-0).

The Budget portion of the meeting was closed at 7:08 p.m.

APPROVAL OF AGENDA

With no exceptions, additions or deletions, the agenda was ordered accepted as presented.

APPROVAL OF THE CONSENT AGENDA

No minutes were presented for approval.

COMMENTS FROM THE PUBLIC

Mary O’Conner, President and CEO of the Boys and Girls Club of Palm Beach County presented a plan to build a club at the Haverhill Park in the Town of Haverhill owned by Palm Beach County. Council President Woods recommended the issue be deferred to the October 2 Workshop to allow the staff time to review the plan. Council Vice President Foy suggested they look into use of the Linear Park for location of the facility.

Robert Roessler of 1010 Pineway asked what he could do to build a 6’ wall on Belvedere Road (his side yard) to cut down on the traffic noise. Attorney Foster told him that the Building Inspector and the Code Enforcement Officer should review to see if that would be in compliance with Ordinance 346. Vice President Foy stated that he does have a right to a variation for a 6 foot fence if approved.

Ian Espelin stated that he supported the change to the time limit a boat can be parked in the front yard from 4 hours back to 48 hours as in the past.

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF’S DEPARTMENT

The Sheriff stated that there had been no reported crimes in the Town since the last meeting and that the deputies were very proactive.

PROCLAMATIONS AND PRESENTATIONS

None.

SECOND READINGS AND PUBLIC HEARINGS

None.

FIRST READINGS

Workforce Housing Ordinance

Attorney Foster presented a draft copy of an Ordinance regarding Workforce Housing. Discussion of the proposed Ordinance followed.

Vice President Foy moved for approval of the ADU (Accessory Dwelling Unit - Division 10) of the proposed Ordinance. Attorney Foster explained that at this point in the process, a motion would not be required, rather Council should direct Staff to proceed with writing and bringing forth a comprehensive plan amendment and a zoning text amendment for Council approval. Attorney Foster clarified that this would mean instead of R1 allowing 4 units per acre, it would allow 8 (4 residential and 4 ADUs). The ADUs would have to be licensed and those licenses would need to be renewed annually. The Council unanimously voted to direct Staff to continue the process.

Regarding Division 11, President Woods stated that he preferred to preserve the flavor of Haverhill and not increase mass densities. He would like the Council to continue to have approval of each and every special exception project. Council Member Beavers stated that he was opposed to increases in densities. Council Member Uptegraph agreed. Vice President Foy said he was opposed to spot zoning but would consider changing the land use designations in some areas throughout the Town to R3 thereby allowing perhaps 7 units per acre. Attorney Foster suggested the PBIA overlay area be R3 as opposed to a broad area.

President Woods said he would not be opposed to special exceptions in R3 for 8 to 10 units per acre. Vice President Foy would like the overlay area to be redefined to an area smaller than that named by PBIA. Attorney Foster said he and Planner Horniman could work out the formula for the R-3/Overlay area to be located between Haverhill Road and PBIA keeping future annexation plans in mind. He suggested the Council may still want to consider special exceptions for other 8+ acre tracts.

Attorney Foster had researched the request of the Jewish Community Center who owns a congregate living facility on Luwal for approval of a 7th resident. The current R2 zoning allows for only 6 residents. After discussion, President Woods referred the issue to the Code & Ordinance Committee for special exception.

Consider Waiving application fees for proposed future annexation area (Cyprus Lane, north)

President Woods explained that there were many properties from Cyprus Lane to Pine Ridge Lane that would be willing to annex into the Town. The residents have asked to have the annexation fees waived.

A motion was made by Council Vice President Foy to waive fees for the individual residential properties for the package coming in for the voluntary annexation. The motion was seconded by Council Member Beavers and unanimously passed (5-0).

It was clarified that actual costs expended by the Town such as advertising, mailings, etc. would be collected and/or reimbursed to the Town.

Consider award of bid to Wynn and Sons for the curb installation in Briarwood

Mayor Kroll stated that the Town had \$20,000 left over from the County Road Improvement Grant. He proposed that the monies be used to correct the curbs in Briarwood. Engineer Renault stated that the Town had sent requests for proposals but the responses were very high. At the recommendation of a resident, Wynn and Sons had been contacted. As Wynn & Sons already have an open contract with the City of West Palm Beach the Town was able to piggy-back on that contract. Wynn & Sons presented and estimate of approximately \$13,000.

A motion was made by Council Vice President Foy to approve a time and materials purchase order not to exceed \$15,000 to Wynn and Sons Environmental Team for

the repair of curbs in Briarwood. The motion was seconded by Council Member Lynch and unanimously passed (5-0).

Proposal for Engineering services for NPDES program

Mayor Kroll asked the Council to approve the annual contract to LBFH Engineering firm for the NPDES program.

A motion was made by Council Vice President Foy to approve renewal of the annual contract to LBFH Engineering for the NPDES program. The motion was seconded by Council Member Beavers and unanimously passed (5-0).

Proposal for Engineering Services for Drainage Swale on Durham Street

Mayor Kroll asked the Council to approve \$5,000 for engineering fees to LBFH to reshape and correct the drainage swale on Durham Street. The total project will cost about \$18,000 which will be carried over from the FY 06/07 Budget to the FY 07/08.

A motion was made by Council Vice President Foy to authorize \$5,000 for engineering fees for repairs to the Durham Street swales. The motion was seconded by Council Member Uptegraph and unanimously passed (5-0).

Proposal for Engineering Services and Scope of Services for Rutherford Lane.

Mayor Kroll asked the Council to approve \$7,200 for engineering fees to LBFH for engineering services for Rutherford Lane.

A motion was made by Council Vice President Foy to approve the contract with LBFH not to exceed \$5,000 for engineering fees for Rutherford Lane. The motion was seconded by Council Member Lynch and unanimously passed (5-0).

Appoint member (non-elected official) to serve on the PBI Airfield Improvement Project Focus Group

Clerk Rutan presented the letter from PBI requesting 2 Town representatives to serve on a Focus Group. There being no volunteers, the Council decided to leave the appointment up to the Mayor's discretion.

Approve Speed Hump Installations (Pineway drive and Club Road)

Mayor Kroll asked for approval of the contract with Charles Whiteside for repair and modification of humps on Pineway Drive and Club Road in the amount of \$7,944.

A motion was made by Council Beavers to approve the contract with Charles Whiteside for repair and modification of humps on Pineway Drive and Club Road in the amount of \$7,944. The motion was seconded by Council Member Lynch and unanimously passed (5-0).

Authorization to engage Traffic Engineer to determine impact of proposed CRALLS designation.

After a short discussion, President Woods determined that there are three CRALLS areas of interest to the Town of Haverhill.

A motion was made by Council Vice President Foy to approve the contract with John Kim of McMahon and Associates not to exceed \$6,000 for CRALL engineering fees subject to the Budget. The motion was seconded by Council Member Lynch and unanimously passed (5-0).

Reschedule November and December Council Meetings

Clerk Rutan that the second Thursday in November is Thanksgiving day and the second meeting in December is the 27th and several members will be away.

A motion was made by Council Vice President Foy to cancel the second Council meeting in both November and December. The motion was seconded by Council Member Beavers and unanimously passed (5-0).

REPORTS

Town Attorney Foster advised the Council that he had written a letter to the Town's previous auditing firm, Rachlin, Cohen & Holtz protesting the \$14,000 bill they charged for the last audit due to the fact that the Town had hired a consultant who performed the financial work required and had paid approximately \$11,000 for those services. He stated that he would recommend the Town settle Rachlin's bill for \$3,000.

Attorney Foster had researched the request of the Jewish Community Center who owns a congregate living facility on Luwal for approval of a 7th resident. The current R2 zoning allows for only 6 residents. After discussion, President Woods referred the issue to the Code & Ordinance Committee for special exception.

Mayor

None

Consultants

None

Assistant Town Administrator/Town Clerk

None

COMMITTEE/DELEGATE REPORT

Vice President Foy asked the Clerk to check the calendar and set up a Code & Ordinance Committee meeting. Attorney Foster was preparing a priority list of subjects.

Council Member Beavers stated that he was trying to arrange damage assessment training classes with the Palm Beach County Emergency Management Commission. Minimum class size is 10 people. Vice President Foy pointed out that along with that, the HMGP has damages funds available for mitigation and prevention of future damages.

President Woods announced that there will be an Annexation Informational meeting on September 25 for the residents of the proposed north annexation area. He asked Planner Horniman to attend.

President Woods told the Council that the last "Luau and Movie" had been a success with over 250 residents present. The next special Event will be a Halloween Dinner and Movie on October 26 with the next Special Events Committee meeting to be held on September 27.

Treasurer's Report (included in packet)

No comments

UNFINISHED BUSINESS

None

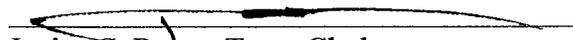
NEW BUSINESS

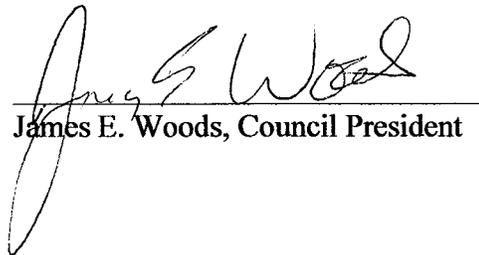
None

ADJOURNMENT:

With no further business to come before the Town Council, the meeting adjourned at 8:50 p.m.

Approved: 10-11-2007


Janice C. Rutan, Town Clerk


James E. Woods, Council President