

**TOWN COUNCIL REGULAR MEETING**  
**Town Hall Council Chambers**  
**Thursday ~ October 9, 2008**  
**7:00 p.m.**  
**OFFICIAL MINUTES**

Pursuant to the foregoing notice, the regular meeting of the Haverhill Town Council was held on Thursday, October 17, 2008 at the Town Hall, 4585 Charlotte Street, Haverhill, FL. Those present were: Joseph S. Kroll, Mayor; Jay G. Foy, Council Vice President, Henry Lynch, Council Member; Mark C. Uptegraph, Council Member; John Foster Town Attorney; Janice C. Rutan, Town Clerk; Joseph Roche, Code Enforcement Officer and Jeff Renault, Town Engineer.

**CALL TO ORDER**

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

**INVOCATION AND PLEDGE OF ALLEGIANCE**

Council Vice President Foy led the Invocation and the Pledge of Allegiance.

**APPROVAL OF AGENDA**

With no additions, deletions or substitutions the agenda stood as presented.

**COMMENTS FROM THE PUBLIC**

None.

**COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPARTMENT**

Deputy Arthur Bober of the Palm Beach County Sheriff's Department addressed the Town Council. Since September 25, 2008 there had been two incidents reported. One incident took place at the Chevron Station where the victim's cell phone was stoles and the second incident took place at a residence off Belvedere Road where the resident's wallet was stolen from the front porch.

Deputy Bober supported the annexation of the Ivywood Road residences into the Town of Haverhill. He noted for those present that the Town of Haverhill provides extra Sheriff's patrols through permit allowing for an additional 8-12 hours of dedication police coverage in the Town.

**PROCLAMATIONS AND PRESENTATIONS**

None.

**PUBLIC HEARINGS – FIRST READING**

**ORDINANCE NO. 370**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA ANNEXING WITHIN THE CORPORATE AREA OF THE TOWN OF HAVERHILL, FLORIDA, UPON ADOPTION OF SAID ORDINANCE AND APPROVAL BY REFERENDUM, A PARCEL OF LAND CONTAINING APPROXIMATELY 2.87 ACRES GENERALLY LOCATED ON THE WEST SIDE OF HAVERHILL ROAD WHICH PARCEL IS ALSO ABUTTING THE SOUTHERN MUNICIPAL LIMITS OF THE TOWN, SAID PROPERTY BEING SITUATED IN PALM BEACH COUNTY, FLORIDA, IN**

**ACCORDANCE WITH THE INVOLUNTARY ANNEXATION PROVISIONS OF SECTION 171.0413, FLORIDA STATUTES (2007); PROVIDING FOR A SPECIAL ELECTION AND REFERENDUM TO BE HELD ON DECEMBER 2, 2008 OF THE REGISTERED ELECTORS OF THE AREA PROPOSED TO BE ANNEXED; PROVIDING FOR REDEFINING THE BOUNDARY LINES OF THE TOWN OF HAVERHILL TO INCLUDE THE SUBJECT PROPERTY IN THE TOWN'S OFFICIAL BOUNDARY MAP; PROVIDING FOR THE MAYOR AND CLERK, OR THEIR DESIGNEE, TO DO ALL THINGS NECESSARY TO EFFECTUATE THE ANNEXATION INCLUDING SUBMITTING THE BOUNDARY CHANGE TO THE DEPARTMENT OF STATE, STATE OF FLORIDA; AND PROVIDING FOR SEVERABILITY, CONFLICTS AND EFFECTIVE DATE.**

The title was read by Attorney Foster.

Attorney Foster presented Staff's report.

Residents of Ivywood Road were present to express their support of the proposed annexation.

**A motion was then made by Council Member Uptegraph, seconded by Council Member Lynch and unanimously passed (3-0) to approve Ordinance No. 370 on first reading.**

#### **REGULAR AGENDA**

None.

#### **REPORTS**

##### **Town Attorney**

Attorney Foster reported that he would be presenting a proposed Charter Amendment to the members of the Charter Committee at the joint meeting with the Code and Ordinance Committee scheduled for September 21, 2008.

##### **Mayor**

The Mayor reported that construction at the Stacy School location was starting prior to 6:00 a.m. on a daily basis. The Clerk had written a letter of complaint to a representative of the School Board, however, the problem has not been remedied.

After a brief discussion, it was agreed that the conduct of the School Board breached the terms of the Interlocal Agreement with the Town of Haverhill.

By general consensus of the Town Council, the Town Attorney was instructed to draft a letter to the School Board outlining the concerns of the Town of Haverhill. The letter would be reviewed by the Town Council and Mayor prior to being sent.

##### **Consultants**

Town Engineer Jeff Renault was present. He presented a brief overview of the proposed Club Road sidewalk project and asked the Town Council for direction in proceeding with the design and plans. It was the consensus of Council that the sidewalks needed to be multi purpose paths and should accommodate bikers, walkers, etc. Swale protection and reconstruction should be considered and removal of trees should be kept at a minimum.

**A motion was made by Henry Lynch and seconded by Mark Uptegraph and unanimously passed (3-0) to authorize an amount of up to \$2,500 for the Engineer's review and recommendation concerning the Club Road Sidewalk improvement project.**

**Assistant Town Administrator/Town Clerk**

None.

**Committee/Delegate Report**

Council Vice President Foy announced that there would be joint meeting of the Charter Committee and the Code and Ordinance Committee scheduled for October 21, 2008 at noon at the Town Hall.

**Treasurer's Report**

(included in packet)

**UNFINISHED BUSINESS**

Attorney Foster reported that AA Alpine had withdrawn their petition for Special Exception to install a Communications Tower on their property. The applicant was requesting a refund of application fees. The Attorney had responded that the Town would not consider refunding fees until the escrow matter between the parties was resolved.

**NEW BUSINESS**

None.

**ADJOURNMENT**

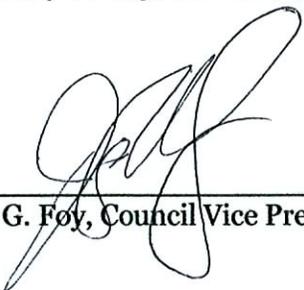
**With no further business to come before the Town Council, a motion was made, seconded and was passed unanimously to adjourn at 7:31 p.m.**

Approved:

Date

10/23/08

  
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Janice C. Rutan, Town Clerk

  
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Jay G. Foy, Council Vice President