

Jay G. Foy, Mayor
Lawrence Gordon, Vice Mayor
Jo Plyler, Council Member
Mark C. Uptegraph, Council Member
Remar M. Harvin, Council Member
John Fenn Foster, Town Attorney
Janice C. Rutan, Town Administrator



TOWN OF HAVERHILL
Regular Town Council Meeting
Thursday, August 11, 2016
Town Hall – 4585 Charlotte Street
AGENDA

- I. CALL TO ORDER**
- II. INVOCATION AND PLEDGE OF ALLEGIANCE**
- III. ROLL CALL**
- IV. COMMENTS FROM THE PUBLIC**
- V. APPROVAL OF AGENDA**
- VI. APPROVAL OF THE CONSENT AGENDA**
 - a. Approval of the minutes of the July 28, 2016 Workshop Minutes
- VI. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPT.**
- VII. PRESENTATIONS AND PROCLAMATIONS**
- IX. PUBLIC HEARINGS AND SECOND READINGS**

None
- X. FIRST READINGS AND REGULAR AGENDA**
 - a. Solid Waste and Recycling Services: Ranking and Selection of Proposals
 - b. Presentation of Town Engineer Todd McLeod re: Park and Cyprus Lanes
 - c. Discuss additional mosquito sprayings
- XI. REPORTS**

Town Attorney
Mayor
Administrator's Report
Committee/Delegate Report
Treasurer's Report (included in packet)
- XII. UNFINISHED BUSINESS**
- XIII. NEW BUSINESS**
- XIV. ADJOURNMENT**

Notice: If any person decides to appeal any decision of the Town Council at this meeting, he/she will need a record of the proceedings and for this purpose; he/she needs to ensure that a verbatim record of the proceedings is made. The record must include the testimony and evidence upon which the appeal is to be based, pursuant to F.S. 286.0105. The Town of Haverhill does not prepare nor provide such verbatim record.

In accordance with the provisions of the American with disabilities Act (ADA), this document can be made available in an alternate format (large print) upon request. Special accommodations can be provided upon request with three (3) days advance notice of any meeting, by contacting Janice C. Rutan, CMC, Town Administrator at the Haverhill Town Hall, 4585 Charlotte Street, Haverhill, Florida. Phone Number (561) 689-0370 Facsimile Number (561) 689-4317

TOWN OF HAVERHILL
Regular Town Council Meeting
Thursday, August 11, 2016
Town Hall – 4585 Charlotte Street
OFFICIAL MINUTES

The regular monthly meeting of the Haverhill Town Council was held on Thursday, August 11, 2016 at the Town Hall, 4585 Charlotte Street, Haverhill, Florida. Those present were Jay G. Foy, Mayor; Lawrence Gordon, Vice Mayor; Mark C. Uptegraph, Council Member; Jo H. Plyler, Council Member and Remar M. Harvin, Council Member. Also present were John Fenn Foster, Town Attorney; Todd McLeod, Town Engineer; Janice C. Rutan, Town Administrator and Joseph Roche, Director of Public Services.

CALL TO ORDER

Mayor Foy called the meeting to order at 7:00 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Foy offered the Invocation and led in the Pledge of Allegiance.

ROLL CALL

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

COMMENTS FROM THE PUBLIC:

Sherri Gerris, 4940 Luwal Drive addressed the Town Council. A few months back, she had received a variance to construct a pool and deck into the rear and side yard setbacks. She was present to file a complaint about the Building Official Bill Denison. Mr. Denison had notified her that because both the deck and the pool and the electric for the pool were constructed and installed without a permit and inspections from his office, he would not perform the final inspection. Instead, he was requiring Ms. Gerris to have an engineer certify the construction met the Florida Building Code, an electrician to certify the electric work met code and that the pool barrier was in compliance. She expressed her concern that she was being singled out and wanted assurance from the Council that once she produced these documents, which was costing her over \$2,000 he wouldn't require additional information from her.

Council explained that they could not comment nor take any action on the matter because they were the body that would rule on any appeal from the decision of the Building Official.

The Town Administrator gave a brief history of the issue to Council and explained that the Building Official had put in writing what was required of Ms. Gerris.

APPROVAL OF AGENDA

The Town Administrator requested the agenda be amended to include approval of the Maintenance of Traffic (MOT) plan for Haverhill Pointe.

A motion was then made by Council Member Harvin, seconded by Council Member Plyler and unanimously passed (5-0) to approve the agenda as amended.

APPROVAL OF THE CONSENT AGENDA

Approval of the minutes of the July 28, 2016 Minutes

A motion was made by Council Member Uptegraph, seconded by Council Member Harvin and unanimously passed (5-0) to approve the Consent Agenda.

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPT.

It was reported that there had been 65-70 checks made to businesses and residences throughout the Town, between 25-30 vehicle stops and 4 calls that included simple battery, petty theft and fraud. All and all the statistics for the Town of Haverhill were quite good. The Town Council expressed their appreciation to the PBSO.

PRESENTATIONS AND PROCLAMATIONS

None.

PUBLIC HEARINGS AND SECOND READINGS

None.

FIRST READINGS AND REGULAR AGENDA

Solid Waste and Recycling Services: Ranking and Selection of Proposals

Mayor Foy opened discussion by referring to the cost analysis he had prepared for Council consideration of either Waste Pro or Advanced Disposal when awarding the bid for Solid Waste and Recycling services. He also commented that he preferred the increase in rates to be based on the CPI instead of a flat percentage as being proposed by Waste Pro.

Attorney Foster read the terms and conditions of the RFP into the record noting that Council had received two good proposals from two qualified proposers.

Discussion between Council members ensued. Although Mayor Foy's cost analysis favored Advanced Disposal, Councilman Uptegraph expressed his concern that after a ten year lull, South Florida could experience more than one storm per year which would skew the results of the cost analysis and make Advanced Disposal's hurricane debris removal cost prohibitive.

Vice Mayor Gordon commented on the worse case scenario as far as hurricane debris removal was concerned.

J.R. Romero from Advanced Disposal addressed the Town Council. He noted that even factoring in the cost for the hurricane debris removal using the analogy of the cost analysis, Advanced was still less expensive than Waste Pro. He was looking forward to working with the Town in a strategic partnership.

Tim Burrows from Waste Pro also addressed the Town Council. He commented that Waste Pro was very experienced in hurricane cleanup and took that experience into consideration when preparing the proposal for the Town. He noted that their office was four miles away from Town Hall, all trucks were stationed here and they are presently the largest company in Florida.

A motion was then made by Vice Mayor Gordon to award the Solid Waste and Recycling contract to Waste Pro, adding the Town should prepare the worst and hope for the best. The motion was seconded by Council Member Harvin with the proviso that Vice Mayor Gordon negotiate with Staff (Town Attorney and Town Administrator).

Mayor Foy expressed his opinion that an award to Waste Pro would create a false economy. Based on the pick-up of 644 homes, such an award would result in the reward being far below the risk.

Vice Mayor Gordon added that he believes Waste Pro would be a better company.

The vote was called and passed 4-1 with Mayor Foy voting against the motion.

Presentation of Town Engineer Todd McLeod re: Park and Cyprus Lanes

Town Engineer Todd McLeod presented Staff's report. In addition to the schematic plan, he had prepared a preliminary opinion of potential construction costs for the Park Lane and Cyprus Lane drainage improvement project for Council's consideration.

Including a 15% contingency for overruns, the entire project would cost \$825,805.50. Discussion ensued. If phasing was considered, a minimum of 10% would need to be added to the bottom line. The project could be funded by the 1 cent sales tax initiative if passed by the voters in November. If the sales tax referendum fails, the project would need to be phased and/or funded, whether through financing or grants.

Discussion followed and it was agreed to include partial funding of up to \$275,000 in the proposed budget for the 2016/2017 fiscal year.

Discuss additional mosquito sprayings

Mayor Foy requested Staff look into the cost for additional mosquito sprayings in an effort to protect the residents from a potential infestation from mosquitoes carrying the zika virus. Council concurred.

He also requested that Staff look into ways to prevent the infestation of mosquitoes (remove standing water, keep lawns mowed, etc.) so that the next newsletter would include important protective measures for the residents.

Approve Maintenance of Traffic Schedule for the Haverhill Pointe Subdivision

The Town of Haverhill had been requested by Palm Beach County to approve the Maintenance of Traffic schedule for Haverhill Road for the DR Horton project, Haverhill Pointe. The MOT calls for lane closures, lane shifts and turn lane restrictions during the time that DR Horton will be boring under Haverhill Road to tie into Palm Beach County utilities.

Discussion ensued. Mayor Foy questioned why the Town Council would need to approve when staff had raised no objections. By general consensus, it was agreed to authorize the Mayor and Town Administrator to sign the MOT for Haverhill Pointe.

REPORTS

Town Attorney

Attorney Foster noted the need to schedule a meeting of the Code and Ordinance Committee to review codes.

Mayor

Mayor Foy reported that a meeting between himself, the Town Attorney and the Town Administrator had been scheduled with Tanya McConnell, Deputy Engineer for Palm Beach County and their Attorney to discuss the installation of the telecommunications pole on Belvedere Road on the County's Right of Way within the Town's jurisdiction.

He also announced he would be attending the Palm Beach County ethics training session on September 7, 2016 at Palm Beach State College between 8:00 a.m. – noon. The session would include the mandatory 1 hour required County training.

Administrator's Report

The Town Administrator reported the newsletter would be mailed to residents by the end of the month.

Committee/Delegate Report

Council Member Harvin reported on topics of discussion that took place at the District II and III luncheon the previous day in Atlantis. The matter of Sober Homes was discussed in great length with Attorney Foster noting that the Palm Beach County Health Code does address some of the issues.

The topic then turned to the American with Disabilities Act (ADA) and its connection with Sober Homes and the protection of same. Attorney Foster shared some important points and a lengthy discussion followed.

Treasurer's Report

Included in packet.

UNFINISHED BUSINESS

Not specific to any one matter, Mayor Foy commented that it was not the Town's, nor Town Staff's responsibility to teach residents what they can and cannot do on their property. It was the

property owners responsibility to familiarize themselves with codes and ordinances. Council concurred.

NEW BUSINESS


The Town Administrator reported that she had received many inquiries for the Franklin property on Belvedere Road that is for sale. Most prospective buyers want to change the use from a single family residence to commercial use which is not allowed in the R-1 residential district.

Vice Mayor Gordon announced that the Palm Beach Post had endorsed him as candidate for District 7 of the Palm Beach County Commissioner for the upcoming primary on August 30, 2016.

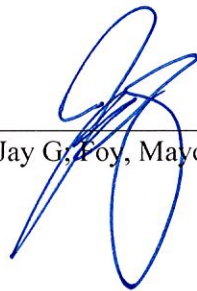
ADJOURNMENT

With no further business to come before the Town Council, the meeting adjourned at 8:30 p.m.

Approved: September 8, 2016



Janice C. Rutan, Town Administrator



Jay G. Foy, Mayor

