

Jay G. Foy, Mayor
Lawrence Gordon, Vice Mayor
Jerry E. Beavers, Council Member
Jo H. Plyler, Council Member
Mark C. Uptegraph, Council Member
John Fenn Foster, Town Attorney
Janice C. Rutan, Town Administrator



TOWN COUNCIL REGULAR MEETING
Town Hall Council Chambers
Thursday ~ October 22, 2015
7:00 p.m.

- 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 for the September 24, 2015 and October 8, 2015 regular meetings
- VII. PROCLAMATIONS AND PRESENTATION**
 - a. Proclamation to be read into the record in remembrance of James E. "Woody" Woods
- VIII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE**
- IX. SECOND READINGS AND PUBLIC HEARINGS**
 - a. Second Reading of Ordinance No. 431 re: Franchise Agreement between the Town of Haverhill and Florida Power and Light
- X. FIRST READINGS AND REGULAR AGENDA**
 - a. Request for Consent to Assignment of the agreement between Southern Waste Systems and the Town of Haverhill to Waste Management, Inc.
 - b. Consider Site Plan approval and request for variation for Sandra Vanneck, 4753 Belvedere Road
 - c. Act on request of Bruce Brown and Stacy Herig for a variation from Section 58-331 to allow for a 240 sf storage shed, 5118 Club Road.
 - d. Resolution 2015-09: Agreement between the Town of Haverhill and the Palm Beach County Supervisor of Elections re: March 15, 2016 Municipal Election
 - e. Resolution 2015-10: Calling for the March 15, 2016 Municipal Election
 - f. Resolution 2015-11: Calling for a Run-off Election (if necessary)
- Town Attorney
- Mayor
- Town Administrator
- 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, Town Administrator at the Haverhill Town Hall, 4585 Charlotte Street, Haverhill, Florida. Phone Number (561) 689-0370 Facsimile Number (561) 689-4317

TOWN COUNCIL REGULAR MEETING

Town Hall Council Chambers

Thursday ~ October 22, 2015

Official Minutes

Pursuant to the foregoing notice, a regular meeting of the Haverhill Town Council was held on Thursday, October 22, 2015 at the Town Hall, 4585 Charlotte Street, Haverhill. Those present were Jay G. Foy, Mayor; Lawrence Gordon, Vice Mayor and Jo Plyler, Council Member. Council Member Beavers participated via telephone. Also present were Town Attorney John Foster and Town Administrator Janice C. Rutan.

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 the Pledge of Allegiance.

ROLL CALL

The Town Administrator recorded all members were present except Mark Uptegraph. Council Member Beavers participated via telephone

COMMENTS FROM THE PUBLIC:

None.

APPROVAL OF AGENDA

The Town Administrator requested the minutes of the October 8, 2015 regular meeting minutes be removed from the Consent Agenda. **A motion was made by Vice Mayor Gordon, seconded by Council Member Plyler and unanimously passed (4-0) to approve the agenda as amended.**

APPROVAL OF THE CONSENT AGENDA

Approval of the minutes for the September 24, 2015 and ~~October 8, 2015~~ regular meetings. A motion was made by Vice Mayor Gordon, seconded by Council Member Plyler and unanimously passed (4-0) to approve the consent agenda as amended.

PROCLAMATIONS AND PRESENTATION

Proclamation to be read into the record in remembrance of James E. "Woody" Woods

Prior to the Council Meeting there had been a dedication ceremony dedicating the Town Hall pavilion in memory of Council Member James E. Woods and naming it the James E. "Woody" Woods Pavilion and by placing "Woody's Way" street signs to the Town Hall parking lot's ingress and egress.

A Proclamation had been presented to the family of Council Member Woods. A brief reception took place after the dedication.

Mayor Foy read the Proclamation into the record.

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE

Deputy Sergeant Greg Meehan was present representing the Palm Beach County Sheriff's office. He reported on the previous two week's crime statistics. There had been a case of tax fraud reported.

SECOND READINGS AND PUBLIC HEARINGS

Second Reading of Ordinance No. 431 re: Franchise Agreement between the Town of Haverhill and Florida Power and Light

The title was read by Attorney Foster.

Council approvals were made with the proviso that the Director of Public Services and the Building Official would conduct a site visit to inventory the existing buildings on the property to determine that nothing more exists than what was presented. Further, no building permit would issue until the site visit was conducted, and that no Certificate of Occupancy for the 4,479 square foot single family residential unit be issued until all other terms and conditions have been met and confirmed by the Building Official and Director of Public Services (removal of kitchen facilities from the 2,200 square foot storage shed and the removal of the temporary storage shed (container) used in conjunction with construction.

The vote was then called and passed unanimously 4-0.

Act on request of Bruce Brown and Stacy Herig for a variation from Section 58-331 to allow for a 240 sf storage shed, 5118 Club Road.

The applicants were present. They were requesting a variation to allow for a 240 sf shed to be placed on their property. **Determining that setbacks would be met, and that the lot would support the size of the shed, a motion was then made by Council Member Plyler, seconded by Council Member Gordon and unanimously passed (4-0) to approve the request for a variation from Sec. 58-331 Sheds as filed by Bruce Brown and Stacy Herig.**

Resolution 2015-09: Agreement between the Town of Haverhill and the Palm Beach County Supervisor of Elections re: March 15, 2016 Municipal Election.

The title was read by Attorney Foster. **A motion was made Vice Mayor Gordon, seconded by Council Member Plyler and unanimously passed (4-0) to approve Resolution 2015-09.**

Resolution 2015-10: Calling for the March 15, 2016 Municipal Election

The title was read by Attorney Foster. **A motion was made Vice Mayor Gordon, seconded by Council Member Plyler and unanimously passed (4-0) to approve Resolution 2015-10.**

Resolution 2015-11: Calling for a Run-off Election (if necessary)

The title was read by Attorney Foster. **A motion was made Council Member Plyler, seconded by Vice Mayor Gordon and unanimously passed (4-0) to approve Resolution 2015-11.**

Town Attorney

None.

Mayor

Mayor Foy reminded all that the Tri Cities bar b q would be held on Friday, December 4, 2015 in Belle Glade.

He reported on the Town's participation for Read for the Record event that was held earlier in the day. Mayor Foy, Vice Mayor Gordon, Council Member Plyler and Town Administrator Rutan read to the students at Whiz Kids north and south, Imagination Kids, Haverhill Baptist Church, Wynne Brook Elementary and Hope Centennial Elementary Schools.

Town Administrator

The Town Administrator reported on the several development orders and amendments to development orders being filed with Palm Beach County. The Town has been responding to each noting they have no objection, provided said development approvals would not adversely affect traffic on any roadways located within the Town of Haverhill.

The Town Hall pavilion dedication ceremony, naming the pavilion the James E. "Woody" Woods pavilion that was held prior to the Council meeting was a success with over 50 people in attendance.

Mayor Foy opened the Public Hearing.

Stephanie Mitrione, FP&L Area Manager for External Affairs was present to address any questions the Town Council may have had.

There being no questions and no further discussion, a motion was then made by Council Member Plyler, seconded by Vice Mayor Gordon and unanimously passed (4-0) to approve Ordinance No. 431 on second reading.

FIRST READINGS AND REGULAR AGENDA

Request for Consent to Assignment of the agreement between Southern Waste Systems and the Town of Haverhill to Waste Management, Inc.

Patti Hamilton was present representing Southern Waste Systems. She explained that Southern Waste Systems (SWS) had entered into an agreement with Waste Management of Florida whereby Waste Management will purchase the assets of SWS.

SWS was requesting the Town Council to consent to the assignment of the Agreement between the Town of Haverhill and SWS, and release SWS from any obligations under the Agreement.

A motion was made by Council Member Plyler, seconded by Vice Mayor Gordon and unanimously passed (4-0) that in accordance with Section 24 of the Agreement between the Town of Haverhill and SWS, the Town of Haverhill consents to the assignment of the Contract in its entirety to Waste Management of Florida and to release SWS from any obligation under the Contract arising from and after the date of the closing of the Transaction, each of the foregoing being a condition of, subject to, and effective as of the closing date of the Transaction.

Consider Site Plan approval and request for variation for Sandra Vanneck, 4753 Belvedere Road

Joseph Clements was present representing the applicant, Sandra Vanneck. He presented to Council that on the property, there presently exists one (1) unpermitted temporary storage shed (container), one (1) storage shed, one (1) pump house and one (1) 2,200 square foot single family dwelling unit. They were requesting a site plan approval and a variation as to the size of an accessory building at the property located at 4753 Belvedere Road. It was their intention to remove the kitchen from the existing 2200 sf single family residence that is presently on the property and convert the building into a storage shed. They then would construct a new 4,479 single family dwelling.

Discussion followed. The Town Administrator and Town Planner offered staff's report. **A motion was then made by Vice Mayor Gordon and seconded by Council Member Plyler to approve the request for variation as to the number of sheds/accessory buildings by classifying the pump house as a pump house and exempting it from the classification of shed, to allow the existing shed to remain, and to allow for the existing 2,200 square foot single family residential unit to become a storage shed by removing all kitchen facilities, and further approved the variation as to the size (Section 58.331 (5)) by allowing the 2,200 square foot building to exceed the maximum 1,500 square foot size limitation as it, coupled with the existing shed, would not exceed 60% of the principal single family residential dwelling unit of 4,479 square feet.**

The applicant agreed to request approval from the building official to allow for the temporary storage shed to be used in conjunction with the construction of the new single family residential dwelling, under Section 58.317 of the Code of Ordinances.

Committee/Delegate Report

The Town Administrator gave a brief update on the upcoming Halloween Event.

Treasurer's Report

Included in packet.

UNFINISHED BUSINESS

A discussion followed among the Council Members regarding trailer parks and the requirement that the installation of sanitary sewers be mandatory as part of any approval process; congregate living facilities and sober homes and regulating same was also discussed.

NEW BUSINESS

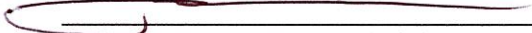
Council Member Beavers suggested the Town Council reconsider the Town Administrator's annual salary, noting that she served not only as the Chief Administrative Officer, but also as the Finance Director, Risk Manager and Town Clerk.

He also suggested that the Town Council consider amending its code to allow for only one meeting per month. Consideration could be given to having two workshops per month, but as many of the other municipalities in Palm Beach County are doing, he suggested having only one meeting per month.


ADJOURNMENT

With no further business to come before the Town Council, the meeting adjourned at 8:12 p.m.

Approved: December 10, 2015



Janice C. Rutan, Town Administrator



Jay G. Foy, Mayor

PROCLAMATION
James E. "Woody" Woods

WHEREAS, James E. "Woody" Woods passed away on August 2, 2015 after a long and courageous battle with brain cancer; and

WHEREAS, James E. "Woody" Woods was a true friend of the Town of Haverhill, having lived in the Town since 1996, he and his wife Connie raising their four children, and now grandchildren here; and

WHEREAS, in 2000 James E. "Woody" Woods decided to join the Haverhill Town Council and thus began his fifteen years of dedicated service to the Town he would always refer to as "Palm Beach County's best kept secret"; and

WHEREAS, James E. "Woody" Woods, during his tenure on the Town Council served as Council President, Council Vice President, Mayor and Vice Mayor and gave of his time selflessly; and

WHEREAS, James E. "Woody" Woods fought for the residents of the Town to preserve its residential quality whether it be through annexation to stop uncontrolled development, or meeting face to face with County and State representatives to be sure that the quality of life enjoyed by the residents of Haverhill was protected by those they placed in office to represent their best interests; and

WHEREAS, James E. "Woody" Woods was no stranger to a microphone, always at the ready to emcee any of the Town's sponsored events, most of which were ideas of his, whether it be the annual picnic, the annual Halloween event, dinner and a movie, the classic car show or a neighborhood yard sale, he was the vibrant voice behind the fun and festivities enjoyed by all; and

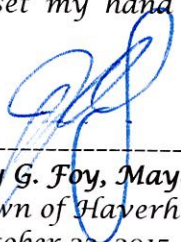
WHEREAS, it is often said by those who have had the pleasure of knowing James E. "Woody" Woods, that there wasn't a soul on earth that could have ever spent a few moments in his company that could have walked away from that meeting, however brief it may have been, not knowing they had met a friend for life, a true and genuine gentleman that few can measure up to; and

WHEREAS, even during his darkest moments in his battle with cancer, when asked how he was doing, he would respond with a grin, "just livin' the dream"; and

WHEREAS, when his family and friends and colleagues think of James E. "Woody" Woods as a steward of the Town, may it be with fond memories of him at the Town's pavilion, a microphone in his hand and a smile on his face and as he often did, bringing smiles to the faces of those around him.


*NOW THEREFORE, I, JAY G. FOY, Mayor of the Town of Haverhill, on behalf of the Town Council and Town residents, do hereby extend our condolences to James E. "Woody" Woods' family and all those whose lives were touched by the pleasure of knowing and working with him and do further hereby dedicate the Town's pavilion in memory of James E. "Woody" Woods by naming the pavilion the **James E. "Woody" Woods Pavilion** and to further declare August 2nd to be James E. "Woody" Woods day in the Town of Haverhill.*

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Town of Haverhill to be affixed this 22nd day of October, 2015.



Jay G. Foy, Mayor
Town of Haverhill
October 22, 2015

ATTEST:



Janice C. Rutan, Town Administrator

