

Jay G. Foy, Mayor
James Woods, Vice Mayor
Jerry E. Beavers, Council Member
Lawrence Gordon, 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 ~ July 23 , 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 and June 25, 2015 and July 9, 2015 regular meetings
- VII. PROCLAMATIONS AND PRESENTATION**
 - a. Proclamation in recognition of Jeff Renault, Town Engineer, for years of service to the Town of Haverhill
- VIII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE**
- IX. SECOND READINGS AND PUBLIC HEARINGS**
 - a. **PUBLIC HEARING: SECOND READING: ORDINANCE NO. 430: AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA AMENDING ITS OFFICIAL ZONING MAP, AS AMENDED BY REDESIGNATING A 4.838 ACRE PARCEL OF LAND FROM THE EXISTING TOWN OF HAVERHILL ZONING DESIGNATION OF R-2 - TWO FAMILY RESIDENTIAL DISTRICT TO THE TOWN OF HAVERHILL ZONING DESIGNATION OF R-3 - MEDIUM DENSITY RESIDENTIAL DISTRICT AS REQUESTED BY JULIAN BRYAN, AGENT FOR D. R. HORTON HOMES, CONTRACT PURCHASER FOR THE PROPERTY (OWNER, HAVERHILL BAPTIST CHURCH), WHICH PARCEL IS LOCATED ON THE SOUTHEAST CORNER OF CLUB ROAD (EAST) AND HAVERHILL ROAD, PARCEL CONTROL NUMBER 22-42-43-36-00-000-3150; PROVIDING FOR CHANGES TO THE OFFICIAL ZONING MAP; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES**
- XI. FIRST READINGS AND REGULAR AGENDA**
 - a. Approve Site Plan for Haverhill Point as presented by D.R. Horton for property located on the southeast corner of Club Road (east) and Haverhill Road, parcel control number 22-42-43-36-00-000-3150

b. BUDGET DISCUSSIONS

XI. REPORTS

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 ~ July 23, 2015
OFFICIAL MINUTES

Pursuant to the foregoing notice, the regular meeting of the Haverhill Town Council was held on Thursday, July 23, 2015 at the Town Hall, 4585 Charlotte Street, Haverhill immediately following the close of the Local Planning Agency Meeting. Those present were Jay G. Foy, Mayor; Jerry Beavers, Council Member; Lawrence Gordon, Council Member and Mark C. Uptegraph, Council Member. Vice Mayor Woods participated via telephone. Also present were Town Attorney John Foster, Director of Public Services Joseph Roche 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 at the previous meeting.

ROLL CALL

The Town Administrator recorded all members present, but noted for the record that Vice Mayor Woods was participating via telephone.

COMMENTS FROM THE PUBLIC

None.

APPROVAL OF AGENDA

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

APPROVAL OF THE CONSENT AGENDA

Approval of the minutes for the and June 25, 2015 and July 9, 2015 regular meetings
A motion was made Council Member Uptegraph, seconded by Council Member Gordon
and unanimously passed (5-0) to approve the consent agenda as presented.

PROCLAMATIONS AND PRESENTATION

Proclamation in recognition of Jeff Renault, Town Engineer, for years of service to the
Town of Haverhill

(Mayor Foy requested this matter be addressed after the public hearing).

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPT.

Deputy Strickland was present and presented the crime statistics for the previous 2 week period. He reported that there had been a break in to trailers parked at the Jehovah Witness's construction site and tools had been stolen. Discussion followed and it was suggested that the crime could have been an inside job, as they knew exactly which trailers to break into.

There had been routine traffic stops. Again it was mentioned that residents to be sure to keep their homes and their vehicles locked at all times.

The Council expressed their appreciation to PBSO for the permit detail within the Town.

SECOND READINGS AND PUBLIC HEARINGS

PUBLIC HEARING: SECOND READING: ORDINANCE NO. 430: AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA AMENDING ITS OFFICIAL ZONING MAP, AS AMENDED BY REDESIGNATING A 4.838 ACRE PARCEL OF LAND FROM THE EXISTING TOWN OF HAVERHILL ZONING DESIGNATION OF R-2 - TWO FAMILY RESIDENTIAL DISTRICT TO THE TOWN OF HAVERHILL ZONING DESIGNATION OF R-3 - MEDIUM DENSITY RESIDENTIAL DISTRICT AS REQUESTED BY JULIAN BRYAN, AGENT FOR D. R. HORTON HOMES, CONTRACT PURCHASER FOR THE PROPERTY (OWNER, HAVERHILL BAPTIST CHURCH), WHICH PARCEL IS LOCATED ON THE SOUTHEAST CORNER OF CLUB ROAD (EAST) AND HAVERHILL ROAD, PARCEL CONTROL NUMBER 22-42-43-36-00-000-3150; PROVIDING FOR CHANGES TO THE OFFICIAL ZONING MAP; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES

The title was read by Attorney Foster.

Mayor Foy opened the Public Hearing and noted for the record that he was recusing himself from discussion due to a business relationship his firm had with the applicant, DRHorton. He completed form 8b for filing in the permanent record.

Julian Bryan, applicant on behalf of DR Horton, addressed the Council. He noted that the legal description for the re-zoning would less out the north 25' and would remain zoned R-2.

James Bogaert, 4965 Club Road. Mr. Bogaert questioned the perpetual maintenance of the north 25'.

Attorney Foster responded that the maintenance of the north 25' would be the responsibility of the abutting property owners.

Discussion followed. It was explained that once the property transferred, the food bank being operated by the church would cease. Mr. Bogaert commented the property owners would grade the road at that point. It was confirmed that the north 25' when deeded to the property owners would transfer as a 15' swale with a 10' shellrock road.

A motion was then made by Council Member Gordon and seconded by Vice Mayor Woods to approve the adoption of Ordinance 430 on second reading with conditions of approval attached hereto and made a part thereof. The motion passed 4-0, with Mayor Foy recusing himself from the vote.

FIRST READINGS AND REGULAR AGENDA

Approve Site Plan for Haverhill Point as presented by D.R. Horton for property located on the southeast corner of Club Road (east) and Haverhill Road, parcel control number 22-42-43-36-00-000-3150

Vice Mayor Foy recused himself from discussion and completed form 8b for filing in the permanent record.

The proposed site plan to construct 24 single family homes was reviewed by the Town Council. Julian Bryan, on behalf of the applicant addressed the Town Council. He explained that all models were between 1500 sf and 2500 sf, had two car garages and would have asphalt shingled roofs.

He explained they were also requesting a variation from the minimum lot width and front setbacks to allow for staggered placement of the homes on the lots.

The site plan, home elevations and landscape plans would remain on file at the Town Hall for public review.

A motion was then made by Councilmember Gordon and seconded by Council Member Uptegraph to approve the site plan and request for variations, as submitted, dated 4/20/15 and received by the Town of Haverhill on July 15, 2015. The motion passed 4-0, with Mayor Foy recusing himself from the vote.

BUDGET DISCUSSIONS

None.

REPORTS

Town Attorney

Attorney Foster reflected on the recent passing of the Town's Engineer, Jeffrey Renault. Mr. Foster noted that he has served as the Town Attorney since 1984, and his father before him, since 1952. For as far back as he can remember, Jeff Renault had served as the Town Engineer and he was a fine man, absent from conflict. He remembered working with Lucy Renault, Jeff's mother, the Town's first female Mayor on the own Charter. He commented that the town was blessed to have had Jeff Renault as their Town Engineer and it was his honor to recognize such a great man, and such a great engineer.

Council agreed and thanked Attorney Foster for his kind words.

Director of Public Services reported that he and a very close friend of Mr. Renault's would be organizing an annual memorial golf tournament in Mr. Renault's honor, with the proceeds of the event going to the Wounded Warrior Foundation, a favorite charity of Mr. Renault's.

Mayor

Mayor Foy expressed his desire to pass a proclamation in honor of Jeff Renault and asked all Council Members and staff to research and share ideas to be included in the proclamation so that he can be properly recognized for all he had done for the Town, his contributions and fine character. He reminded all that Mr. Renault had grown up in the Town.

Mayor Foy reported that the Water Resources Task Force had met and that the Coastal Flood Study will proceed.

Town Administrator

None.

Committee/Delegate Report

Vice Mayor Woods (via telephone) gave an update on the upcoming Halloween Event.

Council Member Beavers distributed a report on the discussions that took place at the Palm Beach League of Cities meeting held the preceding day.

Treasurer's Report

Included in packet.

UNFINISHED BUSINESS

None.


NEW BUSINESS

Staff reported that they had to hire a beekeeper to remove a swarm of bees that had settled in the lift station area, posing a potential threat to the children playing baseball.

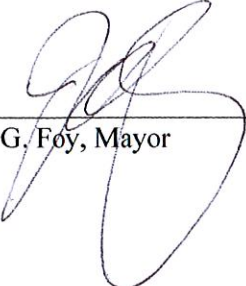
ADJOURNMENT

With no further business to come before the Town Council. The meeting adjourned at 7:40 p.m.

Approved: August 13, 2015



Janice C. Rutan, Town Administrator



Jay G. Foy, Mayor

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Jay Fox, hereby disclose that on 7/23, 2015:

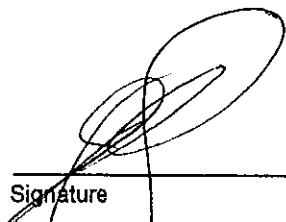
(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

*CLIENT HAD ZONING & SITE PLAN APPROVALS
I AM NOT THE ENGINEER FOR THE HAVENHILL PROJECT*

7/23/15
Date Filed


Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.