

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 ~ December 12, 2013
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 November 5, 2013 workshop and November 14, 2013 Regular Meeting.**
- VII. PROCLAMATIONS AND PRESENTATION**
- VIII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE**
- IX. SECOND READINGS AND PUBLIC HEARINGS**
 - a. Application for Special Exception to allow for a place of worship in the R-2 Residential District and Site Plan approval filed with the Town Administrator by Roger Maki, Applicant for the contract purchaser, Congregation of Jehovah's Witnesses and owner, Verbo Christian Church of West Palm Beach, Inc. for properties located at 858 Haverhill Road, Haverhill, Florida as described in the Warranty Deed recorded in the Public Records of Palm Beach County, Florida, at Official Records Book 08150, Page Number 1871 (2.33 acres), and PCN 22-42-43-36-000-00-3021, Haverhill, Florida; the Warranty Deed recorded in the Public Records of Palm Beach County, Florida, at Official Records Book 12097, Page Number 1449 (.17 acres) and PCN 22-42-43-36-000-00-3030, Haverhill, Florida; the Warranty Deed recorded in the Public Records of Palm Beach County, Florida, at Official Records Book 08150, Page Number 1871(1.55 acres), and 870 N. Haverhill Road, Haverhill, Florida; and the Warranty Deed recorded in the Public Records of Palm Beach County, Florida, at Official Records Book 15021, Page Number 1712 (.85 acres).
(Per the request of the applicant and Staff's recommendation, this matter should be postponed to January 9, 2014 at 7:00 p.m.)**

X. FIRST READINGS AND REGULAR AGENDA

- a. **RESOLUTION 2013-11 - A RESOLUTION ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, DESIGNATING THE DATE, TIME AND PLACE FOR FILING FOR THE OFFICES FOR THE POSITION OF TOWN COUNCIL SEATS 1 AND 2 PRIOR TO THE MUNICIPAL ELECTION TO BE HELD ON MARCH 11, 2014; SETTING THE DATES AND TIMES TO QUALIFY FOR PUBLIC OFFICE; SETTING THE FILING FEES; APPOINTING AN ELECTION CANVASSING BOARD FOR PRECINCT NUMBERS 2046, 7136 AND 7140; AND PROVIDING FOR AN EFFECTIVE DATE.**
- b. **RESOLUTION 2013- 12 A RESOLUTION ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, DESIGNATING THE DATE, TIME AND PLACE FOR THE MUNICIPAL RUN OFF ELECTION (IF NEEDED) FOR THE OFFICE OF TOWN COUNCIL, SEATS 1 AND 2 TO BE HELD ON TUESDAY, MARCH 25, 2014**
- c. Consider sending letter for Contractor's response with regard to exercising two year renewal proposal for the Solid Waste and Recycling Agreement between the Town of Haverhill and Southern Waste Systems
- d. MPO's Year 2040 Long Range Transportation Plan Needs – Town of Haverhill's top projects

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 ~ December 12, 2013
OFFICIAL MINUTES

Pursuant to the foregoing notice, the regular meeting of the Haverhill Town Council was held on Thursday, December 12, 2013 at the Town Hall, 4585 Charlotte Street, Haverhill. Those present were Jay G. Foy, Mayor; James E. Woods, Vice Mayor, Jerry Beavers, Council Member Lawrence Gordon, Council Member and Mark Uptegraph, Council Member. Also present were Town Attorney John Foster, Town Administrator Janice Rutan and Director of Public Services Joseph Roche.

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 present with the exception of Council Member Gordon who arrived at 7:10 p.m.

COMMENTS FROM THE PUBLIC

None.

APPROVAL OF AGENDA

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

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE

It was reported that there had been an incident at 5006 Haverhill Court in the Trailer Park. There had been several thefts to automobiles. The thieves were apprehended and arrested for breaking into unlocked vehicles. PBSO was asking for the Town's support in getting notices out to the residents reminding them to lock their vehicles and keep valuables hidden from site.

Council expressed appreciation to the PBSO.

APPROVAL OF THE CONSENT AGENDA

Approval of the minutes for the November 5, 2013 workshop and November 14, 2013 Regular Meetings.

A motion was made by Vice Mayor Woods, seconded by Council Member Beavers and unanimously passed (4-0) to approve the consent agenda as presented.

PROCLAMATIONS AND PRESENTATION

None.

Council Member Gordon arrived.

SECOND READINGS AND PUBLIC HEARINGS

Application for Special Exception to allow for a place of worship in the R-2 Residential District and Site Plan approval filed with the Town Administrator by Roger Maki, Applicant for the contract purchaser, Congregation of Jehovah's Witnesses and owner, Verbo Christian Church of West Palm Beach, Inc. for properties located at 858 Haverhill Road, Haverhill, Florida as described in the Warranty Deed recorded in the Public Records of Palm Beach County, Florida, at Official Records Book 08150, Page Number 1871 (2.33 acres), and PCN 22-42-43-36-000-00-3021, Haverhill, Florida; the Warranty Deed recorded in the Public Records of Palm Beach County, Florida, at Official Records Book 12097, Page Number 1449 (.17 acres) and PCN 22-42-43-36-000-00-3030, Haverhill, Florida; the Warranty Deed recorded in the Public Records of Palm Beach County, Florida, at Official Records Book 08150, Page Number 1871(1.55

acres), and 870 N. Haverhill Road, Haverhill, Florida; and the Warranty Deed recorded in the Public Records of Palm Beach County, Florida, at Official Records Book 15021, Page Number 1712 (.85 acres). **(Per the request of the applicant and Staff's recommendation, this matter should be postponed to January 9, 2014 at 7:00 p.m.)**

Attorney Foster read the request for Special Exception. He noted there were public present to speak on the matter and instructed Council that although staff and the applicant were recommending a postponement to a time certain, Council should hear public comment, however, he cautioned Council to not respond to the public comment.

The comments would be passed on to the applicant.

Eulaynes Perry, 787 Briarwood Drive: Very concerned about the site plan and the parking located right behind his home. Also questioned about the measurements of the dry retention area and how far the parking would be from the Briarwood line. He questioned if the parking for phase 2 further encroached into the separation. He would prefer to see a wall around the property. He also wondered about the security of the property and if it would become a hang-out for youths when not in use.

Joseph Alonzi, 4803 Berkley Mews: Expressed concern about an increase in solicitation in the Briarwood subdivision. Also expressed concern about the parking area, security and increased traffic.

Ruzeski, Edward, 4945 Luwal: Expressed concern over the increased traffic and parking so close to their property line. Would prefer a wall be installed and not just a landscaping buffer.

Ruzeski, Linda, 4945 Luwal: Concurred with her husband. Would prefer a wall to just a landscaping buffer in an effort to protect their privacy and for safety reasons. Asked if the property would be secured when not in use and if after-hours access by the public would be prohibited. She added that the privacy and safety would be beneficial for all neighbors.

With no further public comment, a motion was made by Vice Mayor Woods, seconded by Council Member Beavers and unanimously passed (5-0) to postpone the request for special exception to allow for a place of worship in the R-2 Residential District to January 9, 2014 at 7:00 p.m.

FIRST READINGS AND REGULAR AGENDA

RESOLUTION 2013-11 - A RESOLUTION ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, DESIGNATING THE DATE, TIME AND PLACE FOR FILING FOR THE OFFICES FOR THE POSITION OF TOWN COUNCIL SEATS 1 AND 2 PRIOR TO THE MUNICIPAL ELECTION TO BE HELD ON MARCH 11, 2014; SETTING THE DATES AND TIMES TO QUALIFY FOR PUBLIC OFFICE; SETTING THE FILING FEES; APPOINTING AN ELECTION CANVASSING BOARD FOR PRECINCT NUMBERS 2046, 7136 AND 7140; AND PROVIDING FOR AN EFFECTIVE DATE.

The title was read by Attorney Foster. A motion was made by Vice Mayor Woods, seconded by Council Member Beavers and unanimously passed (5-0) to approve Resolution 2013-11.

RESOLUTION 2013- 12 A RESOLUTION ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, DESIGNATING THE DATE, TIME AND PLACE FOR THE MUNICIPAL RUN OFF ELECTION (IF NEEDED) FOR THE OFFICE OF TOWN COUNCIL, SEATS 1 AND 2 TO BE HELD ON TUESDAY, MARCH 25, 2014

The title was read by Attorney Foster. A motion was made by Vice Mayor Woods, seconded by Council Member Uptegraph and unanimously passed (5-0) to approve Resolution 2013-12.

Consider sending letter for Contractor's response with regard to exercising two year renewal proposal for the Solid Waste and Recycling Agreement between the Town of Haverhill and Southern Waste Systems

The Town Administrator reported that if the Town were to exercise its renewal provision of the contract with SWS, it would need to reach agreeable terms no later than March 31, 2014. She was asking direction from the Town Council if they wanted to contact the present contractor (Southern Waste Systems) for a renewal proposal, or did they want to go directly to bid which may save the Town money in the long run.

It was the general consensus of Council to contact the present contractor and ask they provide terms of renewal to the Town Council for their consideration prior to the March 31, 2014 deadline.

MPO's Year 2040 Long Range Transportation Plan Needs – Town of Haverhill's top projects

The Town Administrator reported that the Town had been requested to participate in the Palm Beach Metropolitan Planning Organization (MPO) 2040 Long Range Transportation Plan by identifying its top 2 projects. The 2040 Plan is a 25 year forecast based on regional needs.

Based on the recommendation of staff, it was the consensus of the Town Council to respond to the MPO by reiterating its desire that the six-lining of Belvedere Road be removed from any future long range transportation plans, and that the MPO consider including the construction of a sidewalk on the south side of Belvedere Road from the Haverhill Park to Drexel for the health, safety and benefit of the public.

REPORTS

Town Attorney

None.

Mayor

Mayor Foy reported on the NPDES report.

Mayor Foy reported on the status of the technical data the Town was able to obtain by reworking the digital elevation modeling from the 10' DEM to the 5' DEM. It did not work favorably for the Town. The net result would require all residents to purchase flood insurance.

In his efforts to obtain data, it was realized that the Town did not have finished floor elevations for the majority of homes. The Town did not require "as-built" finished floor information on the survey to obtain a Certificate of Occupancy, but only required homes to be built to the criteria of 18" above minimum road crown.

Mayor Foy requested Town Council support in obtaining proposals from surveyors to provide a town wide benchmark network placed strategically throughout the Town's geographical boundaries, not only to support the Town's technical data submitted to FEMA, but also to assist homeowners who may be required to provide finished floor elevations for a property specific LOMA to be issued.

The Council supported Mayor Foy and by general consensus authorized him to move forward to obtain the proposals.

Town Administrator

The Town Administrator reported on the proposed pawn shop to be located at 821 North Military Trail. After visiting the site, she and the Director of Public Services did not see that the traffic flow would affect Grove Street. The planner for the project, Ron Kolins had supplied the Town with a proposed site plan, No further Council action was taken.

Palm Beach County had been in earlier to meet with her regarding their "Pet Partnership" program. They may attend the January 11, 2014 yard sale.

Committee/Delegate Report

Vice Mayor Woods announced the January 11, 2014 neighborhood yard sale that would be taking place in the ball field from 6:00 a.m. – noon.

Council member Beavers reported on the Palm Beach County League of Cities meeting:

- Countywide contractor enrollment form
- NOVA had been present at the meeting.
- Workforce Alliance was present at the meeting
- There had been discussion about purchasing opportunities

Council Member Beavers then reported on the Palm Beach County League of Cities District II and II meeting held in Atlantis:

- There had been discussion about the Sunshine Law
- He had opened the discussion at the luncheon with a cowbell
- A councilor from Lantana had travelled to Africa to attend Nelson Mandela’s funeral
- There was discussion about partnerships between local government and Chamber of Commerce
- There was discussion concerning sober houses
- There was discussion concerning the proposed ½ cent sales tax that would be shared by the County, Palm Beach County School District and local municipalities

Treasurer’s Report

Included in packet

UNFINISHED BUSINESS

The Town Administrator reported that she had not heard any more information regarding the sale of the Emerald Cove property to DRHorton.

Council asked that the next newsletter contain information about permit requirements and property maintenance standards.

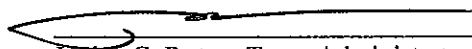
NEW BUSINESS

None.

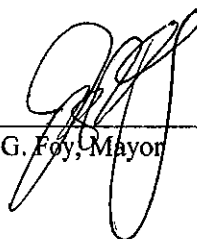
ADJOURNMENT

With no further business to come before the Town Council, the meeting adjourned at 7:55 p.m.

Approved: January 9, 2014



Janice C. Rutan, Town Administrator



Jay G. Foy, Mayor