

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 ~ April 25, 2013
7:00 p.m.

- I. CALL TO ORDER**
- II. INVOCATION AND PLEDGE OF ALLEGIANCE**
- III. ROLL CALL**
- IV. APPROVAL OF AGENDA**
- V. APPROVAL OF THE CONSENT AGENDA**
 - a. Approval of the minutes for the March 28, 2013 and April 11, 2013 Regular Meetings and the April 2, 2013 Workshop**
- VI. PROCLAMATIONS AND PRESENTATION**
- VII. COMMENTS FROM THE PUBLIC**
- VIII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE**
- IX. SECOND READINGS AND PUBLIC HEARINGS**

- X. FIRST READINGS AND REGULAR AGENDA**
 - a. Consider request for appeal from the decision of the Building Official re: 4811 Dorchester Mews**
- XI. REPORTS**

Town Attorney
Mayor

 - a. Update re: Lake Worth Drainage District Consultants**
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 ~ April 25, 2013
OFFICIAL MINUTES**

Pursuant to the foregoing notice, the regular meeting of the Haverhill Town Council was held on Thursday, April 25, 2013 at the Town Hall, 4585 Charlotte Street, Haverhill. Those present were Jay G. Foy, Mayor; James Woods, Vice Mayor; Jerry Beavers, Council Member and Lawrence Gordon. Also present were Town Attorney John Fenn 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 present with the exception of Council Member Uptegraph.

APPROVAL OF AGENDA

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

APPROVAL OF THE CONSENT AGENDA

Approval of the minutes for the March 28, 2013 and April 11, 2013 Regular Meetings and the April 2, 2013 Workshop

A motion was made by Vice Mayor Woods, seconded by Council Member Gordon and unanimously (5-0) passed to approve the Consent Agenda as presented.

PROCLAMATIONS AND PRESENTATION

None.

COMMENTS FROM THE PUBLIC

None.

COMMENTS FROM THE PUBLIC

None.

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE

None. The officer had to leave due to a brush fire at Okeeheelee Park.

SECOND READINGS AND PUBLIC HEARINGS

None.

FIRST READINGS AND REGULAR AGENDA

Consider request for appeal from the decision of the Building Official re: 4811 Dorchester Mews

No Council action taken as the property owner, or agent on behalf of the property owner failed to be present at the meeting. The order of the Building Official would stand.

REPORTS

Town Attorney

The Town of Haverhill had been contacted by Black Dot Wireless offering to purchase the Town's telecommunications leases. Black Dot wireless had presented several options for Council consideration.

Attorney Foster expressed concern over assigning the leases to another entity. He also had reservations about turning over Town land to a for profit organization.

Mayor Foy commented that the Town had been contacted by several firms wanting to make the same arrangements. He noted that the Town was either sitting on a "goldmine" or a "landmine". Questions were also raised as to why AT&T supported Black Dot Wireless.

It was agreed to invite representatives from Black Dot Wireless to the May 7, 2013 workshop to answer questions and concerns and to explain their program in detail.

Mayor

Update re: Lake Worth Drainage District

Mayor Foy reported that he had been in contact with Bob Brown, Executive Director of the Lake Worth Drainage District to express the Town's concern over the District's decision to not notify the residents of Ivywood of the District's plans to reclaim its right of way that would affect the rear lot lines of several Ivywood properties. Mr. Brown explained that at this point in time, the District would not be pursuing their original intent to reclaim their entire easement but would clear the 7' ROW abutting the north side of the L-4 canal bank and would also access the canal and canal bank from the south side of the canal. Encroachments including trees, fences and a shed that were within the 7' would need to be removed.

Mr. Brown also informed the Mayor that he would be arranging a meeting between the LWDD, the County and the Town to consider the need for sidewalks along Belvedere Road, west of the Haverhill Park to Drexel.

Mayor Foy reported that he had been named Chairman of the Palm Beach County Water Resources Task Force.

He reported on the recent APWA Golf Tournament and Dinner Meeting that was held at the Atlantis Country Club and that was sponsored by the Town of Haverhill through its Director of Public Works, Joseph Roche.

Mayor Foy read the thank you note sent to the Town from the principal of Wynnebrook Elementary School in appreciation of the books donated to the school by the Town as a result of the Town's book drive.

Consultants

None.

Town Administrator

The Town Council, by general consensus, agreed to renew their ad for the annual Florida League of Cities Conference Magazine.

The Town Administrator announced the annual Florida League of Cities 2013 Institute for Elected Officials scheduled for June 21 – 23 at the Palm Beach Gardens embassy Suites.

She announced that May 25, 2013 would be recognized as National Missing Children's Day.

Committee/Delegate Report

Council Member Beavers reported on the Monthly meeting of the Florida League of Cities held the previous day at the G-Star School, Congress Avenue, Palm Springs. He invited all to visit the G-Star website for current events and productions.

Council Member Beavers spoke briefly regarding the Inspector General.

Treasurer's Report

Included in packet.

UNFINISHED BUSINESS

Mayor Foy reported that the Town Administrator had contacted David Thatcher of Lantana, who serves as the grant liaison for the MECC and learned that he had completed the paperwork and would be sending same to the State within the next few days. Once reviewed, the state is prepared to cut checks to the municipalities for reimbursement. He anticipated the Town should receive its funding within the month.

The Town Administrator reported that the former Emerald Cove property had been sold to "Haverhill 20 LLC" a division of Stellar Homes.

Mrs. Piedra, the resident in Briarwood Road that had complained of continued vandalism to her home had no recent incidents to report. The Town had increased police presence and would be installing no trespassing signs and camera signs as a deterrent.

In response to Vice Mayor Woods, Director of Public Services Joseph Roche announced that the PBSO would be supplying the Town of Haverhill with a decoy car to be parked along Belvedere Road in an effort to reduce speeders. He anticipated the car to be delivered within 30 days and would be in town for 30 days.

Attorney Foster reported that he had sent an e-mail to Greg Kino, the Attorney representing Sandra Vannick and notified him that he would be closing out the file since Ms. Vannick had purchased the property as a single family residence. He included the statement that it was staff's opinion that the use of the property as an excess animal habitat would be in violation of the Town's Code of Ordinances for the R-1, single residential zoning district.

The Town Administrator reported that she had heard from land planner Jim Frogner regarding the Verbo Church property and the applicants were ready to submit for land use amendments but were requesting a final staff review prior to formal submittal. Since Mr. Frogner had been granted two pre application hearings, he would need to pay a pre application filing fee to meet with Staff again.

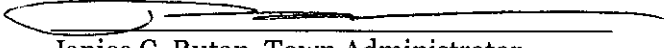
NEW BUSINESS

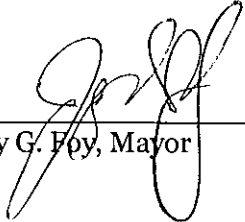
Council Member Gordon reported on a meeting of Briarwood property owners that has been held at the Town Hall. They were trying to reach an agreement to install fencing along Belvedere Road with an equal assessment for all property owners. He expressed appreciation to Joseph Roche and Janice Rutan for assisting with arranging the meeting. He was hoping the project would come to fruition.

ADJOURNMENT

With no further business to come before the Town Hall, the meeting adjourned at 7:30 p.m.

Approved: May 9, 2013


Janice C. Rutan, Town Administrator


Jay G. Foy, Mayor