Mayor Joseph S. Kroll
Council President James E. Woods
Council Vice President Jay G. Foy
Council Member Jerry E. Beavers
Council Member Henry "Butch" Lynch
Council Member Mark C. Uptegraph
Assistant Town Administrator / Town Clerk Janice C. Rutan
Town Attorney John Foster

TOWN OF HAVERHILL
Regular Town Council Meeting
October 25, 2007
7:00 p.m.
Town Hall – 4585 Charlotte Street

AGENDA

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 minutes 10/11/07
VI. COMMENTS FROM THE PUBLIC
VII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPARTMENT
VIII. PROCLAMATIONS AND PRESENTATIONS
IX. SECOND READINGS AND PUBLIC HEARINGS
  None
X. FIRST READINGS AND REGULAR AGENDA
  a. Update on CRALLS initiative
XI. REPORTS
  Town Attorney
  Mayor
  Consultants
  Assistant Town Administrator/Town Clerk
  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, Assistant Town Administrator and Town Clerk, at the Haverhill Town Hall, 4585 Charlotte Street, Haverhill, Florida

TOWN OF HAVERHILL
Regular Town Council Meeting
October 25, 2007
7:00 p.m.
Town Hall – 4585 Charlotte Street

OFFICIAL MINUTES

Pursuant to the foregoing notice, the regular meeting of the Haverhill Town Council was held on Thursday, October 25, 2007 at the Town Hall, 4585 Charlotte Street, Haverhill. Those present were Joseph S. Kroll, Mayor; James E. Woods, Council President; Jay Foy, Council Vice President; Jerry Beavers, Council Member; Henry Lynch, Council Member; Mark C. Uptegraph, Council Member; John Foster, Town Attorney; Planner Jack Horniman, John Kim, Traffic Engineer; Joseph Roche, Code Enforcement Officer and Janice C. Rutan, Town Clerk.

CALL TO ORDER
Council President Woods called the meeting to order at 7:00 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE
Council President Woods delivered the Invocation and led the Pledge of Allegiance.

ROLL CALL
The Town Clerk called the roll. All members were present.

APPROVAL OF AGENDA
There being no additions, deletions or substitutions, the agenda was ordered accepted as presented.

APPROVAL OF THE CONSENT AGENDA
Approval of minutes 10/11/07
A motion was made by Council Vice President Foy, seconded by Council Member Beavers and unanimously passed (5-0) to approve the consent agenda as presented.

COMMENTS FROM THE PUBLIC
Ian Espelin, 1022 Pineway Drive: Ian Espelin inquired as to the status of the Ordinance rewrite that would address the term of parking recreational and commercial vehicles on residential property. In addition he asked about the plans for the construction of a Boys and Girls Club at the Haverhill Park.

Council responded that the matter of vehicle parking would be addressed at the November 1, 2007 meeting of the Code and Ordinance Committee. With regard to the possible construction of the Boys and Girls Club, the Council was of the understanding that the Boys and Girls Club was looking at alternative sites.

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPARTMENT
This matter was deferred to later in the agenda as no one from the Palm Beach County Sheriff's was present.

PROCLAMATIONS AND PRESENTATIONS
None.

SECOND READINGS AND PUBLIC HEARINGS
None

~~FIRST READINGS AND~~ REGULAR AGENDA
Update on CRALLS initiative
Town Attorney Foster offered an update to the Council on the proposed agreement between the Town of Haverhill and the Duke Construction Company and McCraney Company for the initiation of a CRALLS designation that would benefit their properties located at the intersection of Belvedere and Jog Roads. He pointed out that Attorney Edwin Stacker of Akerman Senterfit was present representing Duke Construction Company. Attorney Foster reminded the Council that staff had been instructed to negotiate the terms of the CRALLS agreement with Duke Construction and McCraney Company to include a monetary contribution to the Town of Haverhill in the amount of $1,000 per acre to be used for the benefit of Haverhill residents. This Agreement included the stipulation that if the Town were to expand its boundaries to be contiguous with the Duke or McCraney properties, the Duke and/or McCraney properties would agree to annex into the Town. In receipt of those concessions, the Town of Haverhill would send a letter to Palm Beach County in support of a CRALLS designation for the stretch of Belvedere Road, Jog to Haverhill. The proposed agreement had been submitted to the parties for execution. Mr. Foster reported that the representatives from McCraney Duke were uncomfortable with the annexation language included in the proposed CRALLS agreement and would not enter into the Agreement as written. It was explained that the parties were concerned about committing to an unknown and the potential financial impact surrounding the commitment. Attorney Foster recommended that the Town move forward with the agreement without the annexation clause. Council President Woods agreed adding that the benefits to the Town in the monetary contribution and the CRALLS designation along Belvedere Road would outweigh the loss of the annexation at this point in time.

John Kim, Traffic Engineer responded to the question posed by Council President Woods by explaining that the CRALLS designation may move forward on the whim of the Commissioner, however, it was the County that requested the applicants petition the Town for its support.

Council Vice President Foy, caught off guard by the disclosure that the annexation provision was being taken off the table, commented that he would have appreciated more time to think about the repercussions of removing that stipulation from the agreement. He did support the monetary contribution, especially if it were to be used for the construction of a lift station at the Town Hall.

With unanimous consensus of the Town Council, the Town Attorney was authorized to amend the Agreement between the parties to exclude the annexation stipulation.

REPORTS

Town Attorney

The Town Attorney had received correspondence from Joseph M. Sanchez, Chief of Facilities Management, Palm Beach County School District addressing the construction of the school on Stacy Street and the school use of the land within the Town of Haverhill on Trailaway Lane. Mr. Foster asked the matter be scheduled for discussion at the workshop of November 6, 2007.

Mayor

None.

Consultants

Town Planner Horniman reported that he had begun working on the Urban Services Report needed to commence the Annexation of the properties along Cyprus and Park Lanes. The Planner reported that David Keir of Seminole Bay had been contacted him requesting that his clients property on Concord/Cole Streets be included in the proposed annexation area being considered by the Town.

It was agreed to keep the area as voted upon and consider the request of Mr. Keir at a later date. There could be the possibility that the area could appear as a separate ballot question.

Town Planner Horniman stated he would have the Urban Services Report to the Town Council for consideration at the November 8, 2007 Regular Meeting.

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE:

Representatives from the Palm Beach County Sheriff's office addressed the Town Council. It was explained that the Sheriff's Department was in the process of implementing a new computer system and specific statistics relative to the Town were not available. He was aware of stolen vehicles that had been recovered within the Town. The Deputy explained that the vehicles had been recovered in the Concord Street and Grove Street area but were not stolen from this area.

Assistant Town Administrator/Town Clerk

The Town Clerk reported that the Audit was in final partner review and would be available to the Council for final review at the November 8, 2007 meeting.

Committee/Delegate Report

Council Member Beavers reported he had attended a Disaster Housing Strategies Seminar held at the Palm Beach County Emergency Operations Center.

Council Vice President Foy reported that the Code and Ordinance Committee Meeting would be meeting on November 1, 2007 to consider the proposed zoning text amendments and revised parking regulations. Congregate living facilities would not be discussed.

Council President Woods reported that the next event of the Special Events Committee would be held the following evening with a Halloween Theme.

Treasurer's Report

Included in packet.

UNFINISHED BUSINESS
Manny Sarria, Residences at Haverhill, was present in the audience. Attorney Foster reported that it was his understanding that the CRALLS petition specific to Mr. Sarria's project, Planet Kids, was moving forward. In addition, the matter to postpone Zoning Commission action on the "Residences at Haverhill" would be addressed at the November 1, 2007 meeting of the Zoning Commission and the Town of Haverhill would support the extension.

NEW BUSINESS
Council Member Beavers reported that the drainage issues in the Briarwood subdivision had prompted residents to dig their own trenches in the swale to promote drainage of the sitting water. He noted that this was being done without Town approval and inquired into whether the Town could issue a permit to allow this.

Mayor Kroll reported that the drainage problems in Briarwood had been alleviated somewhat by the construction improvements resulting from the Sunset Isles subdivision. He explained the recent problems were caused by the deluge of seven inches of rain that had fallen.

There was a concern of liability if the Town were to assume maintenance of the swales.

Discussion followed with no action taken.

ADJOURNMENT:
With no further business to come before the Town Council, the meeting adjourned at 8:02 p.m.

Approved: November 8, 2007
Date

Janice C. Rutan, Town Clerk

James E. Woods, Council President