

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
January 24, 2008
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 December 13, 2007 meeting
 - b. Approval of minutes of the January 10, 2008 meeting
- VI. PRESENTATIONS AND PROCLAMATIONS**
- VII. COMMENTS FROM THE PUBLIC**
- VIII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPARTMENT**
- IX. REGULAR AGENDA AND FIRST READINGS:**
- X. SECOND READINGS AND PUBLIC HEARINGS**
 - a. **ORDINANCE NO. 366:** (Continued from December 13, 2007)
AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA ANNEXING WITHIN THE CORPORATE AREA OF THE TOWN OF HAVERHILL, FLORIDA, UPON ADOPTION OF SAID ORDINANCE AND APPROVAL BY REFERENDUM, A PARCEL OF LAND CONTAINING APPROXIMATELY 18.74 ACRES GENERALLY LOCATED ON THE EAST SIDE OF HAVERHILL ROAD WHICH PARCEL IS ALSO ABUTTING AND TO THE NORTHERN MUNICIPAL LIMITS OF THE TOWN, SAID PROPERTY BEING SITUATED IN PALM BEACH COUNTY, FLORIDA, IN ACCORDANCE WITH THE INVOLUNTARY ANNEXATION PROVISIONS OF SECTION 171.0413, FLORIDA STATUTES (2007); PROVIDING FOR A REFERENDUM TO BE HELD ON MARCH 11, 2008 OF THE REGISTERED ELECTORS OF THE AREA PROPOSED TO BE ANNEXED; PROVIDING FOR REDEFINING THE BOUNDARY LINES OF THE TOWN OF HAVERHILL TO INCLUDE THE SUBJECT PROPERTY IN THE

TOWN'S OFFICIAL BOUNDARY MAP; PROVIDING FOR THE MAYOR AND CLERK, OR THEIR DESIGNEE TO DO ALL THINGS NECESSARY TO EFFECTUATE THE ANNEXATION INCLUDING SUBMITTING THE BOUNDARY CHANGE TO THE DEPARTMENT OF STATE, STATE OF FLORIDA; AND PROVIDING FOR SEVERABILITY, CONFLICTS AND EFFECTIVE DATE.

XI. REPORTS

Town Attorney

Mayor

Consultants

Assistant Town Administrator/Town Clerk

Committee/Delegate Report

Treasurer's Report (included in packet)

XII UNFINISHED BUSINESS

a. **Vote to remove "consideration of amendment to personnel policy" from the table and place the item on the February 14, 2008 agenda.**

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. Phone Number (561) 689-0370 Facsimile Number (561) 689-4317

TOWN OF HAVERHILL
Regular Town Council Meeting
January 24, 2008
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, January 24, 2008 at the Town Hall, 4585 Charlotte Street, Haverhill. Present were Mayor Joseph S. Kroll; Council President James E. Woods, Council Vice President Jay G. Foy, Councilmember Jerry Beavers, Councilmember Henry Lynch, Town Attorney John Foster, Town Planner Jack Horniman, Town Clerk Janice C. Rutan and Code Enforcement/Public Works Director Joseph S. Roche.

CALL TO ORDER:

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

INVOCATION AND PLEDGE OF ALLEGIANCE

Council President Woods offered the Invocation and led in 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 amendments, the Agenda was ordered approved as presented.

APPROVAL OF THE CONSENT AGENDA

- a. **Approval of minutes December 13, 2007 meeting**
- b. **Approval of minutes of the January 10, 2008 meeting**

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

PRESENTATIONS AND PROCLAMATIONS

None.

COMMENTS FROM THE PUBLIC

Council President Woods requested persons present to comment on Ordinance Number 366 hold comments until the matter was open for Public Hearing.

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPARTMENT

Deputy Sheriff Newborn addressed the Town Council. He reported on crime statistics for the Town of Haverhill for the period January 8, 2008 through January 24, 2008. There had been two crimes reported in the Town of Haverhill. In one instance, the victim of a stolen purse (a resident of the Town of Haverhill) had left her purse on the seat of her vehicle while parked at the Haverhill Park. There had been a drug arrest in the New Parkview Place neighborhood. They were continuing surveillance in the area.

Rusty Gordon, 1156 Park Lane. Ms. Gordon reported that a property in near proximity to her property, which backs up to Rosetta Lane, is making excessive noise on a nightly basis beginning at 10:00 p.m. and lasting to 1:00 a.m. The noise was a loud thumping and included the racing of engines.

Code Enforcement Officer Roche agreed to work with the Palm Beach County Sheriff's Office to determine the cause and location of the complaint so it can be stopped.

REGULAR AGENDA AND FIRST READINGS:

None.

SECOND READINGS AND PUBLIC HEARINGS

ORDINANCE NO. 366: (Continued from December 13, 2007)

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA ANNEXING WITHIN THE CORPORATE AREA OF THE TOWN OF HAVERHILL, FLORIDA, UPON ADOPTION OF SAID ORDINANCE AND APPROVAL BY REFERENDUM, A PARCEL OF LAND CONTAINING APPROXIMATELY 18.74 ACRES GENERALLY LOCATED ON THE EAST SIDE OF HAVERHILL ROAD WHICH PARCEL IS ALSO ABUTTING AND TO THE NORTHERN MUNICIPAL LIMITS OF THE TOWN, SAID PROPERTY BEING SITUATED IN PALM BEACH COUNTY, FLORIDA, IN ACCORDANCE WITH THE INVOLUNTARY ANNEXATION PROVISIONS OF SECTION 171.0413, FLORIDA STATUTES (2007); PROVIDING FOR A REFERENDUM TO BE HELD ON MARCH 11, 2008 OF THE REGISTERED ELECTORS OF THE AREA PROPOSED TO BE ANNEXED; PROVIDING FOR REDEFINING THE BOUNDARY LINES OF THE TOWN OF HAVERHILL TO INCLUDE THE SUBJECT PROPERTY IN THE TOWN'S OFFICIAL BOUNDARY MAP; PROVIDING FOR THE MAYOR AND CLERK, OR THEIR DESIGNEE TO DO ALL THINGS NECESSARY TO EFFECTUATE THE ANNEXATION INCLUDING SUBMITTING THE BOUNDARY CHANGE TO THE DEPARTMENT OF STATE, STATE OF FLORIDA; AND PROVIDING FOR SEVERABILITY, CONFLICTS AND EFFECTIVE DATE.

The title was read by Attorney Foster.

A motion was made by Council Member Lynch and seconded by Council Vice President Foy to approve Ordinance No. 366 on second reading.

There were no Council comments.

Howard Brandenburg, 4894 Cyprus Lane. Mr. Brandenburg noted he was very much in favor of the Ordinance calling for the annexation of land into the Town of Haverhill. He confirmed that registered voters of the area to be annexed would be permitted to vote for the annexation.

With no further discussion, the motion passed unanimously (5-0).

REPORTS

Town Attorney

Attorney Foster reported that the matter of the proposed lease amendment between the Town of Haverhill and AT&T would be scheduled for the next meeting.

Mr. Beavers distributed a list of towers in close proximity to the Town of Haverhill.

Mayor

Mayor Kroll reported that the contract for the Rutherford Road Improvements had been executed and that work should commence February 4, 2008. Letters had been sent to the residents of Rutherford Road informing them of the timeline.

Consultants

None.

Assistant Town Administrator/Town Clerk

The Town Clerk reported that the University of Florida posted annual population figures for the Town of Haverhill at 1530 residents compared to 1554 of last year. She explained the decrease resulted from meters being pulled at the recently annexed trailer park.

Committee/Delegate Report

Council Member Beavers reported on a device that could be installed on water meters to prevent killer bees from accessing the meters.

Council Vice President Foy reported on the Code and Ordinance Committee meeting held earlier in the week. The recently enacted parking ordinance did not require further action by the committee as the residents were pleased with the permit system, however, much discussion occurred concerning the hedge height ordinance. He noted that he would be readdressing the hedge height requirements at the next meeting of the Code and Ordinance Committee.

Council President Woods reported that he had met with the three residents of the future annexation area that had questions about the annexation. The meeting had lasted for approximately an hour. Although they may not be in favor of the annexation, they had all their questions answered.

With regard to the residents of Ivywood Road that had expressed an interest in annexing into Haverhill, an informational meeting had been scheduled for February 12, 2008 at 6:30 p.m.

Council Vice President Foy confirmed that when Ivywood tried to annex into the Town previously, there was an issue arising from the dedication of the road which was a private road and did not meet either the County or Town specifications. Presently, it appeared as though the additional police protection was what was being sought after by the residents, not the maintenance of the road.

Mr. Woods reported that he would be attending a Workforce Housing Seminar at the County on January 30, 2008.

**Treasurer's Report
(included in packet)**

UNFINISHED BUSINESS

Vote to remove "consideration of amendment to personnel policy" from the table and place the item on the February 14, 2008 agenda.

A motion was made by Council Vice President Foy, seconded by Council Member Lynch and unanimously passed (5-0) to remove consideration of the amendment to the personnel policy from the table.

A motion was then made by Council Vice President Foy, seconded by Council Member Uptegraph and unanimously passed (5-0) to set the matter for consideration on February 14, 2008.

Council Vice President Foy reported on a memo from the Florida House of Representatives supporting his cause that one time monies should not be spent on recurring expenditures. He had always believed that recurring expenditures should not exceed recurring revenues. Reserves should not be spent on recurring expenditures as it was a short term strategy that would not work.

NEW BUSINESS

Attorney Foster reported that the purchaser of Dr. Molina's property on Belvedere Road would be coming before the Town Council at the workshop in February to discuss changing the use of the property from residential. They would like to put an office in the residence.

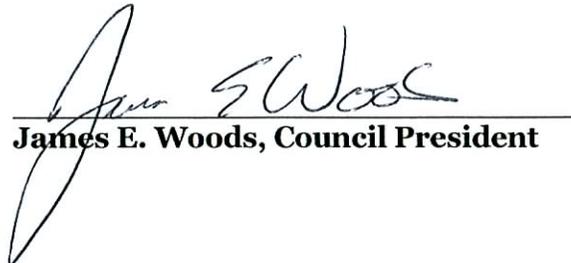
ADJOURNMENT

With no further business to come before the Town Council, the meeting adjourned at 7:39 p.m.

Approved: March 13, 2008
Date



Janice C. Rutan, Town Clerk



James E. Woods, Council President