

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 ~ November 15, 2012
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 October 2, 2012 Workshop; approval of minutes for the October 25, 2012 Regular Meeting**
- 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**

None.
- X. FIRST READINGS AND REGULAR AGENDA**
 - a. Consider lien reduction from \$13,350 to \$6,350 as requested by Cory Edwards of Keller Williams, on behalf of Fannie Mae Bank, owner of property located at 930 Briarwood Drive**
 - b. Award contract for Briarwood Overlay**
- IX. REPORTS**

Town Attorney
Mayor
Consultants
Town Administrator
Committee/Delegate Report
Treasurer's Report (included in packet)
- X. UNFINISHED BUSINESS**
- XI. NEW BUSINESS**
- XII. 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 ~ November 15, 2012
OFFICIAL MINUTES**

Pursuant to the foregoing notice, the regular meeting of the Haverhill Town Council was held on Thursday, November 15, 2012 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 C. Uptegraph, Council Member. Also present were Town Attorney John 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.

APPROVAL OF AGENDA

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

APPROVAL OF THE CONSENT AGENDA

Approval of the minutes for the October 2, 2012 Workshop and the minutes for the 25, 2012 Regular Meeting.

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

PROCLAMATIONS AND PRESENTATION

None.

COMMENTS FROM THE PUBLIC

None.

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE

It was reported that there had been three burglaries in Town (1 business and 2 residences). The Sergeant reminded all that many of these crimes were crimes of opportunity and that the residents of the town need to be aware of their surroundings and be sure that all doors and windows are locked. He reiterated that awareness was the key. It was also reported that there had been a near fatal drowning in a bathtub at 5161 Club Road. The child survived.

The PBSO had also been conducting several business checks and agreed to continue to concentrate on the problem areas within the Town.

The Town would be sending out an informational flier to the residents to make them aware of the increase in crime around the holidays and to remind them to be aware and to take safety precautions.

SECOND READINGS AND PUBLIC HEARINGS

None.

FIRST READINGS AND REGULAR AGENDA

Consider lien reduction from \$13,350 to \$6,350 as requested by Cory Edwards of Keller Williams, on behalf of Fannie Mae Bank, owner of property located at 930 Briarwood Drive

Because there was no representation at the meeting to discuss the request for lien reduction, Council took no action, agreeing to revisit the matter later in the agenda waiting for someone to appear at the meeting.

Award contract for Briarwood Overlay

The Town Administrator presented the proposal submitted from Wynn and Sons for the resurfacing of all roads in the Briarwood subdivision. Rick Volpe of Wynn and Sons and Jeff Renault, Town Engineer had attended the November 13, 2012 workshop at which time the proposal was discussed in detail and all questions resolved. Again it was confirmed that all roads within the subdivision would be resurfaced and that the pricing of the proposal was based on a piggyback contract between Wynn and Sons and the City of West Palm Beach.

A motion was then made by Vice Mayor Woods, seconded by Council Member Gordon and unanimously approved (5-0) to award the contract to Wynn and Sons for the resurfacing (overlay) of the roads in the Briarwood subdivision in an amount (including contingencies) not to exceed \$75,307.00.

REPORTS

Town Attorney

The Town Attorney reported that Geoff Sluggett, on behalf of American Traffic Solutions, had not been able to get responses to the questions posed in the November 13, 2012 e-mail from Attorney Foster. Attorney Foster then referred to a letter from Christopher Sacco (Carlton Fields), Attorney for ATS that requested the Town Council take no action at this evening's meeting with respect to the contract between the Town and ATS.

Attorney Foster had reiterated to both Mr. Sluggett and Mr. Sacco that the Town of Haverhill would not consider including right hand turns on red in its business model for traffic infractions should the red light program move forward.

Based on Attorney Foster's recommendation, the Town Council took no action on the red light camera program.

Mayor

Mayor Foy referred to a letter received from Tanya McConnell, Deputy County Engineer, confirming that the determination had been made by the County not to move forward with intersection improvements at Belvedere Road/Military Trail at this time.

Mayor Foy announced that the Town, along with the City of Atlantis and SWS would be co-sponsoring the January 23, 2013 meeting of the Palm Beach County League of Cities at the Atlantis Country Club.

He had attended the Palm Beach County League of Cities District II & III meeting in Atlantis but deferred to Council member Beavers to report on the meeting.

The Mayor had been asked to support Resolutions in favor of "sustainability" and "Mayors Against Illegal Guns".

Mayor Foy reported that the new guidelines for TMDL (total maximum daily loads) would be implemented in 2016 and the new monitoring requirements would become a financial burden for municipalities.

Consultants

None.

Town Administrator

The Town Administrator reported on the proposed Land Use Plan Amendment for land on the corner of Skees Road and Belvedere Road to become a parking compound for Palm Beach County school buses. Council consensus was to take no formal action on the proposal.

Committee/Delegate Report

Council Member Beavers reported on the Palm Beach County League of Cities District II and III meeting held the previous day. He noted the EOC had a meeting to discuss the policy and procedures manual and their post disaster development plan. Mayor Foy addressed the meeting regarding NPDES regulations. Robert Gotlieb of South Palm Beach spoke of the destruction resulting from the recent storms. Palm Springs spoke of the Grand Jury investigation into the Office of the Inspector General and their income resulting from the Red Light Camera program. Executive Director Ratcliff wanted to invite the legislative delegation to the next District II and II meeting. A brief discussion followed regarding the red light camera program.

Vice Mayor Woods reported on the tremendous success of the annual Halloween event. There were over 319 people in attendance. He acknowledged the hard work of staff and volunteers.

The Town would be sponsoring a neighborhood yard sale December 1, 2012 7:00 a.m. - noon.

Attorney Foster noted an article had appeared in the Palm Beach Post highlighting the many accomplishments of Attorney Selesia Smith Gordon, wife of Council Member Gordon.

Mayor Foy then commented on the article written by Elliot Kleinberg that highlighted the tenure of many Palm Beach County municipal elected officials. Mayor Foy had been included in those officials that had close to 20 years of service.

Treasurer's Report

Included in packet.

UNFINISHED BUSINESS

Consider lien reduction from \$13,350 to \$6,350 as requested by Cory Edwards of Keller Williams, on behalf of Fannie Mae Bank, owner of property located at 930 Briarwood Drive

Council Member Gordon took exception to the request for a lien release in light of the fact that the applicant failed to show up at the meeting. **A motion was then made by Vice Mayor Woods, seconded by Council Member Gordon and unanimously passed to reconsider the matter at the December 13, 2012 meeting.**

BELVEDERE ROAD TRAFFIC ISSUES:

Vice Mayor Woods addressed the Town Council with his concern of the increase in traffic and speed of the traffic on Belvedere Road. He suggested the Town Council formally

request Sheriff's office to enforce the Town imposed 30 mph speed limit on Belvedere Road. He reminded Council that they had requested the permit officers not spend their time on traffic enforcement (radar enforcement) while working in the Town. He was now concerned that speeding has become a safety issue to the Town's residents.

Mayor Foy noted that he had stayed away from encouraging radar/traffic enforcement by the permit deputies because the additional patrols throughout Town were working so well in deterring crime, and PBSO were using their own deputies to enforce the traffic. He added that he was not totally in favor of canceling the Town's request that permit deputies refrain from traffic enforcement while on the Town's permit and that he was uneasy in telling the Sheriff's Department how to do their job. Council Member Gordon noted the request could be made in such a way as to not offend.

Vice Mayor Woods noted that enforcing traffic would also control crime within the Town. He reminded all that the restriction was placed on the permit deputies when the Town lowered the speed limit from 35 mph to 30 mph. **Discussion followed and it was agreed that the Director of Public Services, Joseph Roche would contact the Palm Beach County Sheriff's office and ask them to increase patrols for speeding on Belvedere Road. If an improvement was not noticed, the Town would reconsider the restriction that permit deputies refrain from traffic enforcement while on duty.**

NEW BUSINESS

None.

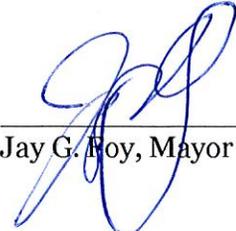
ADJOURNMENT

With no further business to come before the Town Council, the meeting adjourned at 8:00 p.m.

Approved: January 10, 2013



Janice C. Rutan, Town Administrator



Jay G. Foy, Mayor