

Jay G. Foy, Mayor
James E. 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 OF HAVERHILL
Regular Town Council Meeting
Thursday, April 10, 2014
Town Hall – 4585 Charlotte Street
AGENDA

- 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 of the February 13, 2014 Regular Meeting
- VII. PRESENTATIONS AND PROCLAMATIONS**
- VIII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPARTMENT**
- IX. SECOND READINGS AND PUBLIC HEARINGS**
- X. FIRST READINGS AND REGULAR AGENDA**
 - a. **Ordinance No. 422:** An ordinance of the Town Council of the Town of Haverhill, amending Chapter 10, Animals; providing for repeal of laws in conflict; providing for severability and authority to codify, and an effective date
- XI. REPORTS**
 - Town Attorney
 - Mayor
 - Consultants
 - Administrator's Report
 - 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, CMC, Town Administrator 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
Thursday, April 10, 2014
Town Hall – 4585 Charlotte Street
OFFICIAL MINUTES

Pursuant to the foregoing notice, the regular meeting of the Haverhill Town Council was held on Thursday, April 10, 2014 at the Town Hall, 4585 Charlotte Street, Haverhill. Those present were Jay G. Foy, Mayor; 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 Vice Mayor Woods and Council Member Beavers.

COMMENTS FROM THE PUBLIC

None.

APPROVAL OF AGENDA

The Town Administrator reported that minutes were not available for approval. A motion was made by Council Member Gordon, seconded by Council Member Uptegraph and unanimously passed (3-0) to approve the agenda as amended.

APPROVAL OF THE CONSENT AGENDA

~~Approval of the minutes of the February 13, 2014 Regular Meeting~~

PROCLAMATIONS AND PRESENTATIONS

None.

FIRST READINGS AND REGULAR AGENDA

ORDINANCE NO. 422: AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 10, ANIMALS, BY ADDING NEW SECTIONS TO PROVIDE FOR DEFINITIONS, BIRD SANCTUARY, NUMBER OF HOUSEHOLD PETS, WASTE REMOVAL, ANIMAL NUISANCES, PROHIBITION OF CERTAIN ANIMALS AND LIVESTOCK WITHIN THE TOWN, AND RUNNING AT LARGE; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE

The title was read by Attorney Foster. Attorney Foster presented Staff's report.

A motion was made by Council Member Gordon and seconded by Council Member Uptegraph to approve Ordinance No. 422 on first reading.

Discussion followed as to the definition of domesticated pets and whether owning a pet not on the list of domesticated pets would be considered pre-existing and not to be eradicated. Specifically it was noted that peacocks were not included in the definition. Mr. Foster brought Sec. 10-3 to the Town Council's attention. Sec. 10-3 of the proposed Ordinance declares all territory embraced within the corporate limits of the Town a bird sanctuary.

Discussion followed. Director of Public Services, Joseph Roche asked that a prohibition be included in the Ordinance that would prohibit dogs on Town property during a town organized event. Discussion followed. Mr. Foster stated that there were provisions in the Ordinance that would address those issues such as aggressive dogs.

With no further discussion, the vote was called and passed unanimously (3-0).

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE

Palm Beach County Sheriff's department reported on statistics for the previous two week period. There had been two resident break-ins reported, 1 vehicle theft, fifteen case numbers had been issued and 1 traffic stop reported.

Council expressed their appreciation to the Sherriff's Office.

COMMENTS FROM THE PUBLIC:

In response to the resident in the audience that arrived after the agenda item for public comment, Council Member Gordon gave an update on the fence replacement project along Belvedere Road for the Briarwood subdivision.

REPORTS

Town Attorney

None

Mayor

Mayor Foy reported on the Palm Beach County League of Cities District 2 & 3 luncheon held the day prior. He reported on the proposed plan of the Solid Waste Authority to burn trash imported from neighboring counties at its trash to burn facility.

He reported that Wellington Village Council Member Anne Gerwig had been reelected, however, had been passed over by fellow Councilmembers for the ceremonial position of Vice Mayor.

Former County Commissioner Mary McCarty had attended the luncheon. When asked about her time in the prison, Ms. McCarty responded that with the recent changes in the law, she would have never been charged with the honest services fraud crime, however, her advice to all was to over disclose any connection or communication with anyone that may be coming before the Board.

A discussion followed amid Councilmembers concerning the waste to burn facility at the SWA.

Consultants

None.

Administrator's Report

Town Administrator Rutan announced that she had hired Devon Esplin as Administrative Assistant for the Town. Ms. Esplin's first day of employment would be April 17, 2014.

She gave an update on the pending developments of Emerald Cove and Planet Kids VII.

Director of Public Services Joseph Roche reported on a house fire at 1062 Pineway Drive. No one was hurt but the power has been pulled and the damage assessment was underway. He then reported that the officer involved in a local shooting was a resident of Briarwood.

Committee/Delegate Report

Mayor Foy reported on his attendance at the Water Resource Task Force meeting. He and the Director of Public Services had attended the NPDES training for additional credits. As of that meeting, 10 of the communities required to submit reports had still not submitted.

Treasurer's Report

Included in packet.

UNFINISHED BUSINESS

None.

NEW BUSINESS

Director of Public Services Joseph Roche reported that the Town of Haverhill would be sponsoring the April 16, 2014 meeting of the Palm Beach County Chapter of the APWA. He invited Council members to the dinner and meeting following the golf tournament. The dinner would begin at 6:30 p.m. and would be held at the Atlantis Country Club.

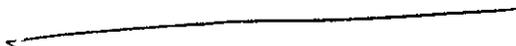
Attorney Foster reported on a new computer virus "heartbleed" that causes extreme problems with computers by stealing passwords, etc. He reported that applications to protect against the virus were available through mashable.com

Mayor Foy reported that his firm did a project back in 2006 and he had been contacted by DRHorton to provide due diligence should they buy the site. Due to the economic downturn the project had never come into fruition. Earlier in the day, he had received a voicemail from representatives at DRHorton asking him to contact them regarding the same project. He was putting Council and Staff on notice that if he becomes affiliated with the project, a possible conflict of interest could exist with the Emerald Cove project.

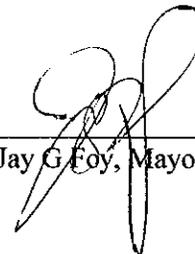
ADJOURNMENT:

With no further business to come before the Town Council, the meeting adjourned at 7:45 p.m.

Approved: May 8, 2014



Janice C. Rutan, Town Administrator



Jay G. Foy, Mayor

