

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, May 14, 2015
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 March 26, 2015 and April 9, 2015 Regular Meeting and the May 5, 2015 workshop minutes.
- VII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPT.
- VIII. PRESENTATIONS AND PROCLAMATIONS
- IX. PUBLIC HEARINGS AND SECOND READINGS
- X. FIRST READINGS AND REGULAR AGENDA
 - a. Act on variance request as filed by Debra Blizzard Bonson and William P. Bonson as follows: **A VARIANCE FROM SEC. 58-170 (6) OF THE ORDINANCES OF THE TOWN OF HAVERHILL TO ALLOW FOR THE CURRENT 15 FOOT REAR SETBACK BE LOWERED TO A MINIMUM OF 2 FEET FOR THE INSTALLATION OF A POOL WITHIN THE ACCESSORY STRUCTURE REAR SETBACK. THE TOWN CODE REQUIRES POOLS TO MEET THE PRINCIPAL STRUCTURE SETBACK OF 15 FEET**
 - b. Consider award of contract in the amount of \$19,800 to Technical Inspection, Inc. for the lining of the Woodland Avenue drainage pipe
 - c. **ORDINANCE NO. 429: AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, CHANGING THE DATE OF THE MARCH 2016 GENERAL ELECTION TO COINCIDE WITH THE STATEWIDE PRESIDENTIAL PREFERENCE PRIMARY; PROVIDING FOR A QUALIFYING PERIOD; PROVIDING FOR THE COMMENCEMENT OF TERM OF OFFICE; DIRECTING THAT A COPY OF THIS ORDINANCE BE PROVIDED TO THE SUPERVISOR OF ELECTIONS; PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.**
- XI. REPORTS
 - Town Attorney
 - Mayor
 - 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

**TOWN OF HAVERHILL
Regular Town Council Meeting
Thursday, May 14, 2015
Town Hall – 4585 Charlotte Street
OFFICIAL MINUTES**

Pursuant to the foregoing notice, the regular meeting of the Haverhill Town Council was held on Thursday, May 14, 2015 at the Town Hall, 4585 Charlotte Street, Haverhill. Those present were Jay G. Foy, Mayor; James Woods, Vice Mayor; Jerry Beavers, Council Member; Lawrence Gordon, Council Member and Mark C. Uptegraph, Council Member. Also present were Town Planner, Josh Nichols, Town Engineer Jeffrey Renault, Town Administrator, Janice C. 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 the Town Attorney who could be reached by telephone, if needed.

COMMENTS FROM THE PUBLIC

None.

APPROVAL OF AGENDA

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

APPROVAL OF THE CONSENT AGENDA

Approval of the minutes of the March 26, 2015 and April 9, 2015 Regular Meeting and the May 5, 2015 workshop minutes.

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.

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPARTMENT

D/S Strickland was present representing Palm Beach County Sheriff's office. He reported on two crimes that had taken place in the town, the first being a stolen boat that coincided with a stolen pick-up truck that had occurred outside of Town. There had also been a burglary to a vehicle. The driver's purse had been left on the front seat.

PRESENTATIONS AND PROCLAMATIONS

None.

PUBLIC HEARINGS AND SECOND READINGS

None.

FIRST READINGS AND REGULAR AGENDA

Act on variance request as filed by Debra Blizzard Bonson and William P. Bonson, 4786 Richmond Mews as follows: A VARIANCE FROM SEC. 58-170 (6) OF THE ORDINANCES OF THE TOWN OF HAVERHILL TO ALLOW FOR THE CURRENT 15 FOOT REAR SETBACK BE LOWERED TO A MINIMUM OF 2 FEET FOR THE INSTALLATION OF A POOL WITHIN THE ACCESSORY STRUCTURE REAR SETBACK. THE TOWN CODE REQUIRES POOLS TO MEET THE PRINCIPAL STRUCTURE SETBACK OF 15 FEET

Josh Nichols, Town Planner presented Staff's report. Mrs. Bonson was present to answer any questions. Mr. Nichols reminded Council that the majority of lots in the Briarwood subdivision required setback variances for pools and screen enclosures due to the configuration of the lots. Council has traditionally approved them, thereby setting a precedence. It was staff's recommendation that the variance be granted.

Discussion followed. Mayor Foy suggested that the Town consider an amendment to the code that would address pool/accessory use setbacks instead of acting on variance requests as the burden of proof for hardship was difficult in these instances.

As motion was then made by Council Member Gordon, seconded by Council Member Beavers and unanimously passed (5-0) to grant the variance to allow for the current 15 foot rear setback to be lowered to a minimum of 2 feet for the installation of a pool within the accessory structure rear setback as requested by Debra Blizzard Bronson and William P. Bronson at 4786 Richmond Mews.

Consider award of contract in the amount of \$19,800 to Technical Inspection, Inc. for the lining of the Woodland Avenue drainage pipe

Town Engineer Jeff Renault presented Staff's report. It was his recommendation that Council grant the award to Technical Inspection, Inc. for the repair to the 40 year old corrugated metal drainage pipe. The Town had sought several bids with one response as this was a relatively small job for the industry. The bid proposal included cleaning the pipe, lining the pipe, removing and replacing approximately 5 – 8 feet at the north end of the pipe and the caveat that in case well points were needed the cost would be increased an additional \$1,500. Engineer Renault was sure that the well points were not needed.

The Town Administrator expressed her concern over the liability with the pipe being exposed. It was agreed that lining the pipe was a far better remedy than replacing the pipe that lies dangerously close to the foundation of the home at 853 Woodland Avenue. No one anticipated any problem with lining the pipe.

Mayor Foy reported that he had done some research himself and noted the proposed cost was not excessive and added that the work needed to be completed as soon as possible.

Discussion then followed as to the status of the drainage improvement project for **Park and Cyprus Lanes**. Mayor Foy reminded all that the project had come to a standstill because he was not in favor of the water table being affected and wanted to look at alternative ways to meet equal compensating storage.

Engineer Renault reminded Mayor Foy that the project was not governed by South Florida Water Management District, noting Department of Environmental Protection was the governing agency.

It was agreed that the matter needed to be revisited, sooner rather than later.

A motion was then made by Council Member Gordon, seconded by Council Member Uptegraph and unanimously passed (5-0) to award the contract for lining the Woodland Avenue corrugated metal pipe as per the proposal dated April 16, 2015 in the amount of \$19,800 with the additional \$1,500 should it be determined that well points were needed.

ORDINANCE NO. 429: AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, CHANGING THE DATE OF THE MARCH 2016 GENERAL ELECTION TO COINCIDE WITH THE STATEWIDE PRESIDENTIAL PREFERENCE PRIMARY; PROVIDING FOR A QUALIFYING PERIOD; PROVIDING FOR THE COMMENCEMENT OF TERM OF OFFICE; DIRECTING THAT A COPY OF THIS ORDINANCE BE PROVIDED TO THE SUPERVISOR OF ELECTIONS; PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.

The title was read by Mayor Foy. The Town Administrator presented Staff's report.

She explained that in 2016, the Presidential Preference Primary would be held on the third Tuesday in March. The Palm Beach County Supervisor of Elections had informed all municipalities that the County will only hold one election in March and therefore municipalities must move their election date to coincide with the Presidential Preference Primary Election. The qualifying dates for the municipal election must also coincide with the Presidential Preference Primary and therefore will be November 24th – December 11th, 2015.

A motion was then made by Council Member Woods, seconded by Council Member Beavers and unanimously passed (5-0) to accept Staff's recommendation and approve Ordinance 429, changing the Town's election date to March 15, 2016 and setting the qualifying dates for the election on first reading.

REPORTS

Town Attorney

None.

Mayor

Mayor Foy reported on a recent e mail incident he had experienced.

With regard to the proposed FEMA maps. The Town will need to obtain better information so the maps can be revised through the appeal process.

The Town would be undergoing an NPDES audit. The Town's NPDES coordinator, Karen Brandon expressed to staff that the audit would be short.

Mayor Foy was unable to serve as the League of Cities' representative on the Environmental Committee due to a conflict while serving on Flood Control.

He suggested the Town Council consider supporting a medical district within the Town to allow for a future tax base. He also noted they may want to discuss a stormwater assessment fee.

Administrator's Report

The Town Administrator reported on the recent meeting she and staff had with the principals for the property at 4753 Belvedere Road and their proposal to construct a single family home while converting the present single family home to a storage building.

She also noted that DR Horton had submitted their plans for the Haverhill Road property, known as Haverhill Pointe.

She reminded all that she would be scheduling budget workshops for the 2015/2016 fiscal year. She would not be recommending an increase for the non ad valorem assessment.

She noted that the MPO (Metropolitan Planning Organization) was asking for plans to be included in their presentation to the County Commission. The Mayor would draft a letter requesting the widening of Belvedere Road continue to remain absent from any future plans, and would also request they contact the proper agencies to construct a sidewalk on the south side of Belvedere Road (Haverhill Park to Drexel).

She would be attending a presentation on future airport expansion plans hosted by the Central Palm Beach Chamber of Commerce. A discussion followed as to whether the Town should become a member of the Chamber.

Committee/Delegate Report

Vice Mayor Woods reported that the Special Events Committee would be reconvening to discuss a summer dinner and movie event as well as the upcoming Halloween event.

Council Member Beavers reported on the Palm Beach County League of Cities District II and III lunch. A former Council Member from North Palm Beach had been appointed to represent the League on the Commission on Ethics. FEMA will require that finished floor elevations be put on all new development plans. A discussion had taken place regarding Charter schools and their relationship to public schools. The City Council of Greenacres has been experiencing dissent among the body since the recent election. Questions on funding All Abroad Florida had also been discussed.

Treasurer's Report

Included in packet.

UNFINISHED BUSINESS

None.

NEW BUSINESS

None.

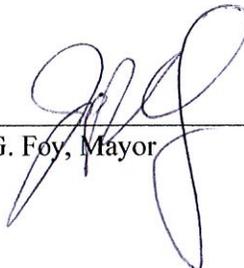
ADJOURNMENT

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

Approved: May 28, 2015



Janice C. Rutan, Town Administrator



Jay G. Foy, Mayor