

Jay G. Foy, Mayor  
Lawrence Gordon, Vice Mayor  
Mark C. Uptegraph, Council Member  
Jo Plyler, Council Member  
Remar M. Harvin, Council Member  
John Fenn Foster, Town Attorney  
Janice C. Rutan, Town Administrator



**TOWN COUNCIL REGULAR MEETING**

**Town Hall Council Chambers**

**Thursday ~ January 11, 2018**

**7:00 p.m.**

- 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 for the Workshop, December 5, 2017; November 16, 2017 and December 14, 2017 regular meetings
- VII. PROCLAMATIONS AND PRESENTATION**
- VIII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE**
- IX. SECOND READINGS AND PUBLIC HEARINGS**
- X. FIRST READINGS AND REGULAR AGENDA**
  - a. **RESOLUTION NO. 2018-01: A RESOLUTION OF THE TOWN OF HAVERHILL FLORIDA, OPPOSING LEGISLATIVE EFFORTS TO IMPEDE THE CONSTITUTIONAL RIGHT FLORIDA'S CITIZENS HAVE ENJOYED FOR NEARLY 50 YEARS TO GOVERN THEMSELVES UNDER MUNICIPAL HOME RULE POWERS; OPPOSING THE LEGISLATURE'S PERSISTENT INTRUSION INTO LOCAL FINANCES, WHICH ARE NECESSARY TO PROVIDE FINANCIAL STABILITY AND ESSENTIAL SERVICES UNIQUELY REQUIRED BY MUNICIPAL RESIDENTS AND LOCAL BUSINESSES; DIRECTING CITY ADMINISTRATION TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO THE FLORIDA LEAGUE OF CITIES, THE PALM BEACH COUNTY LEGISLATIVE DELEGATION AND ANY OTHER INTERESTED PARTIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**
  - b. **Receive and file annual report of the Surtax Oversight Committee**
- XI. REPORTS**
  - Town Attorney
  - Mayor
  - Town Administrator
  - 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, 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 ~ January 11, 2018**

**7:00 p.m.**

The regular monthly meeting of the Haverhill Town Council was held on Thursday, January 11, 2018 at the Town Hall, 4585 Charlotte Street, Haverhill, Florida. Those present were Jay G. Foy, Mayor; Lawrence Gordon, Vice Mayor; Mark Uptegraph, Council Member, Jo Plyler, Council Member and Remar M. Harvin, Council Member. Also present were John Foster, Town Attorney and Janice C. Rutan, Town Administrator.

### **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 in the Pledge of Allegiance.

### **ROLL CALL**

The Town Administrator called the roll. All members were present.

### **COMMENTS FROM THE PUBLIC**

**Jennifer Price and Carlos Delgado, 831 Haverhill Road.** Ms. Price addressed the Town Council regarding their proposed plans to pour a pad and extend their driveway into their back yard which may result in having to obtain a variance from the rear and side yard setback. They were hoping to receive feedback from the Council.

Attorney Foster opined that Council could not address the matter as they would be the governing body that would have to act on the request for variance. The Town Administrator provided them the forms and suggested that they contact her to discuss the matter further.

**Haverhill Pointe Residents:** Several residents of Haverhill Pointe were present in the audience in response to the signs that the Town places in the neighborhoods informing residents of Town Council meetings. They inquired as to why they were sent an invoice for solid waste and recycling. The Town Administrator replied that the Town has an annual assessment that would normally appear on their tax bill, but because they're Certificates of Occupancy were issued after the tax bills were issued, they were being invoiced directly from the Town. Next year, the assessment would appear on their tax bill as a non-ad valorem assessment.

Some of the residents present complained that they do not have recycling bins and that they do not receive recycling services. Staff explained the solid waste and recycling program and offered to deliver bins the following day.

### **APPROVAL OF AGENDA**

The Town Administrator requested the Consent Agenda be amended by removing approval of the of the December 14, 2017 regular meeting minutes and the acceptance of the annual report for the Surtax Oversight Committee because the Committee could not act on the report as there had not a quorum present at their last meeting. **A motion was made by Council Member Harvin, seconded by Council Member Uptegraph and unanimously passed (5-0) to approve the agenda as presented.**

## **APPROVAL OF THE CONSENT AGENDA**

Approval of the minutes for the December 5, 2017 Workshop meeting and the November 16, 2017 and ~~December 14, 2017~~ regular meetings.

A motion was made by Council Member Harvin, seconded by Council member Uptegraph and unanimously passed to approve the consent agenda as amended.

## **PROCLAMATIONS AND PRESENTATION**

None.

## **COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE**

It was reported that the prior two week period included one contact with a juvenile and one car burglary from 800 Ivory Lane on December 28, 2017.

Council expressed their appreciation to the Palm Beach County Sheriff's office.

## **SECOND READINGS AND PUBLIC HEARINGS**

None.

## **FIRST READINGS AND REGULAR AGENDA**

**RESOLUTION NO. 2018-01: A RESOLUTION OF THE TOWN OF HAVERHILL FLORIDA, OPPOSING LEGISLATIVE EFFORTS TO IMPEDE THE CONSTITUTIONAL RIGHT FLORIDA'S CITIZENS HAVE ENJOYED FOR NEARLY 50 YEARS TO GOVERN THEMSELVES UNDER MUNICIPAL HOME RULE POWERS; OPPOSING THE LEGISLATURE'S PERSISTENT INTRUSION INTO LOCAL FINANCES, WHICH ARE NECESSARY TO PROVIDE FINANCIAL STABILITY AND ESSENTIAL SERVICES UNIQUELY REQUIRED BY MUNICIPAL RESIDENTS AND LOCAL BUSINESSES; DIRECTING CITY ADMINISTRATION TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO THE FLORIDA LEAGUE OF CITIES, THE PALM BEACH COUNTY LEGISLATIVE DELEGATION AND ANY OTHER INTERESTED PARTIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

The title was read by Attorney Foster. All members expressed their support in adopting Resolution 2018-01. A motion was then made by Vice Mayor Gordon, seconded by Council Member Uptegraph and unanimously passed (5-0) to adopt Resolution 2018-01.

~~Receive and file annual report of the Surtax Oversight Committee~~

## **REPORTS**

**Town Attorney**

None.

**Town Administrator**

The Town Administrator announced the Homeless Coalition's Annual Mayors Ball to be held on March 10, 2018. Vice Mayor Gordon would check his calendar for availability.

She then announced the Mayor's Parade would be held at the South Florida Fair on Sunday, January 14, 2018. There would be a brunch at 11:30 a.m. followed by the parade at 1:00 p.m. Mayor Foy was unable to attend, Vice Mayor Gordon would be out of Town so Council Member Remar Harvin volunteered to represent the Town of Haverhill at the parade.

Town Administrator Rutan reported that the transition of the Town's website to meet ADA requirements was moving along and that the Town would be going live prior to the January 18, 2018 deadline.

### **Mayor's Report**

#### **Committee/Delegate Report**

Mayor Foy reported on discussions that had taken place the day prior at the Palm Beach County League of Cities District 2 & 3 luncheon. He noted that although most new construction is requiring underground power lines, those lines are the last to be repaired after a storm event.

The Mayor had spoken with Karen Brandon of AECOM and she responded that the annual NPDES report for Haverhill had still not been completed.

Council Member Harvin reported that there was a streetlight at the intersection of Haverhill and Belvedere Roads that was on 24 hours a day.

Mayor Foy next reported on the banks, mortgage companies and insurers requiring property owners to carry flood insurance when flood waters touch the property, but not the structure. Mayor Foy said that should not be the case, explaining that roads and outlying land should flood.

Council Member Harvin next reported on the change in the income requirements as they related to Housing and Community Block Grants. He noted that the State would allow certain eligible activities that the County has changed leaving many municipalities ineligible to receive funding. Palm Springs was one of the municipalities adversely affected.

A brief report of the Code and Ordinance meeting that was held earlier in the day was provided.

### **Treasurer's Report**

Included in packet.

### **UNFINISHED BUSINESS**

Director of Public Services Joseph Roche reported on the Park and Cyprus Lane project. They were still putting down well points in an effort to get the water out. The project had been stalled for 2 days due to inclement weather.

Structures had been installed at 1175 and 1162 Park lane. It was determined that a yard drain was not needed at 1175 Park Lane as the other 2 structures were within 20 feet of each other.

The pipe has been laid on the east side of the street, with a French drain then transitioning to solid pipe. They hope to be as far as 1284 Park lane by the end of the following week.

The Town Administrator then reported that due to the construction, the postal services has stopped delivering mail to properties on Park lane citing the road was closed and that the mail carrier would not change his method of delivering mail. She had been in contact with the Postmaster who explained that it was the contractor's responsibility to make arrangements for the delivery of mail during construction.

After a brief discussion, it was agreed to let the contractor, Wynn & Sons, work out the details with the Postmaster and the residents.

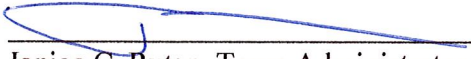
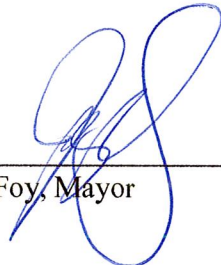
**NEW BUSINESS**

Mayor Foy reported on an article that had appeared in the Palm Beach Post regarding septic systems in Palm Beach County.

**ADJOURNMENT**

With no further business to come before the Town Council, the meeting adjourned at 7:50 p.m.

Approved: January 25, 2018

  
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Janice C. Rutan, Town Administrator  
\_\_\_\_\_  
Jay G. Foy, Mayor

## SIGN IN SHEET

**TOWN OF HAVERHILL  
REGULAR TOWN COUNCIL MEETING  
Thursday, January 11, 2018**

Name	Address	Signature
Novelto Uter	4988 Haverhill Pointe	NO
Clive Stevens, Rickth	4989 Haverhill Pointe	

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