

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



**Town Council
Workshop
Town Hall Council Chambers
4585 Charlotte Street
Haverhill
Tuesday, January 8, 2019**

NOON

AGENDA

- I. Call to Order
- II. Presentations/Proclamations
- III. Council, Attorney and Staff Reports
- IV. New Business
- IV. Old Business
 - a. Consider Ordinance to adopt Airport Protection Zoning Regulations
 - b. Submittal of Evaluation and Appraisal Notification for the Town of Haverhill
 - c. Streetlights and the LED change out program
- VI. 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 OF HAVERHILL
Town Council Workshop
January 8, 2019
Town Hall – 4585 Charlotte Street**

OFFICIAL MINUTES

Pursuant to the foregoing notice, a Haverhill Town Council Workshop was held on Tuesday, January 8, 2019 at Town Hall, 4585 Charlotte Street, Haverhill. Those present were Mayor Jay Foy; Vice Mayor Lawrence Gordon; Council Member Remar M. Harvin; Council Member Mark Uptegraph; Council Member Daniel Sohn; Town Attorney John Foster; Town Administrator Janice Rutan; Deputy Town Clerk Jean Wible; Public Service Director Joseph Roche and Town Planner Josh Nichols

I. CALL TO ORDER

Mayor Foy called the Workshop to order at 12:07 p.m.

II. PRESENTATIONS / PROCLAMATIONS

N/A

III. COUNCIL, ATTORNEY AND STAFF REPORTS

- a. Town Administrator Janice Rutan stated that Rodrick Jones came into work this morning at 6:30am and smelled smoke and thought there may be a fire in the grills. He noticed there was smoke hovering over the concession stand so he called Joseph Roche and then dialed 911. Town Administrator Rutan stated that after reviewing the security video, around 5:16 am a homeless man was seen in the pavilion. He went to the recycling bin and helped himself to a large carton which he threw behind the concession stand and lit on fire. It started a small fire on a portion of the concession stand which lead to smoke getting into the walls. Town Administrator Rutan stated that at one point, he had quite the fire going. She also stated that he left the property around 5:45 am. Vice Mayor Gordon asked if the thought was to warm himself and Town Administrator Rutan stated yes. Mayor Foy stated that he and Town Administrator Rutan discussed whether that person should be prosecuted. Mayor Foy reminded all that a decision cannot be made at a Town Council Workshop and that in his opinion, he is not for punitive prosecution. He wanted this brought up in case it were to come up at a Town Council meeting. Council member Remar Harvin stated he would have to hear the person's story. Town Administrator Rutan stated that you would not here his story unless you prosecuted. Director of Public Works Joseph Roche suggested a trespass warrant be issued which would cure future visits to the pavilion area. Vice Mayor Gordon stated as long as we do what is required for insurance claim purposes. Town Attorney John Foster agreed with Vice Mayor Gordon. Town Administrator Rutan stated the Town has a \$5,000.00 deductible. Discussion ensued.

IV. NEW BUSINESS

a. Vice Mayor Lawrence Gordon stated that he had recently read an article in the newspaper (Sun Sentinel he believes) on Florida's new Governor and government ship, etc. He stated that it read in order to run for Governor in the State of Florida, you must be a legal resident for 7 years. Vice Mayor Gordon stated he did not actually know that until reading the article. He also stated this is something Town Council had previously discussed regarding residents eligibility to run for Town Council in the Town of Haverhill and feels that if it's legal for the State to require, he sees no reason why the Town can't require 1-2 years residency. Vice Mayor Gordon also stated this is something that Town Council should discuss and look into. Town Attorney John Foster stated he will research the two (2) year residence requirement unless anyone has other suggestions. Vice Mayor Gordon stated if the one (1) year requirement has already been tested and everyone is comfortable that it's legal and allowed, then maybe that is what we should focus on. Discussion ensued.

b. Council Member Daniel Sohn stated he received an email from JeRiise Hansen with PBC League of Cities asking if he would be interested in serving as an alternate on the Treasure Coast Regional Planning Council. He would be representing the Town of Haverhill on the committee. He needs to respond by the 14th of the month. Mayor Foy stated we can only decide at a Town Council meeting but his caution to Council Member Sohn or anyone who wants to join the Treasure Coast is the whole planning has been undercut and he personally would like to put his time into things that are effective. He stated that doesn't mean that Council Member Sohn's willingness to do it is a bad thing. Town Administrator stated she takes exception to this as it brings us back to IPARC a/k/a Intergovernmental Plan Amendment Review Committee, in which we are not allowed to have a seat on because we do not have an in house planner. Town Attorney John Foster stated that in these situations where a Council member here at Haverhill is presented with an opportunity to serve on another commission or council, he likes to advise them to always check with the Ethics Commission. Vice Mayor Gordon stated there are two very important questions we should always ask ourselves. The first question is, what is the benefit to the Town of Haverhill and the second would be what downside would there be, if any, to the Town of Haverhill. Discussion ensued.

V. OLD BUSINESS

a. **Consider Ordinance to adopt Airport Protection Zoning Regulations:** Town Planner Josh Nichols stated the Airports have required all the cities within the county to enter into an inter-local agreement for those cities that are underneath what they call the Airport Identified Hazzard Area. The Town of Haverhill is definitely under the hazard area of the Palm Beach International Airport. Town Planner Josh Nichols provided copies of what the Village of Palm Springs adopted. Town Attorney Foster stated we will need to review the final language because we will have changes to this. He also stated that one of the things he would like added is to impose the burden on any applicant to obtain these approvals as the Town just doesn't have the staff to do so. Town Planner Nichols stated that basically the reason they require this is to have the ability to review at their discretion any (height) developments that may impact the approach paths to the airport. He also stated that he doesn't see the Town of Haverhill really having any impact to this

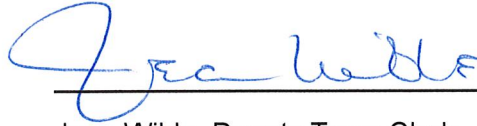
but they don't know what's going to happen 20 years from now, as the Town of Haverhill could be totally different. Discussion ensued.

- b. Submittal of Evaluation and Appraisal Notification for the Town of Haverhill:** Town Planner Nichols stated that as Mayor Foy mentioned earlier, the State has kind of disabled and dismantled Chapter 9J-5 and for the State to really do a lot from a planning perspective, they still require his office to do a planning report every seven (7) years. Town Planner Nichols provided a copy of this letter and the memo reviewing the changes proposed to the Town's Comprehensive Plan in accordance with the Evaluations and Appraisals Report from the Florida Department of Economic Opportunity. Town Administrator Rutan stated a resolution authorizing the Submittal of Evaluation and Appraisal Notification for the Town of Haverhill's Comprehensive Plan will be on the agenda for the January 10, 2019 Town Council meeting for a vote. Discussion ensued.
- c. Streetlights and the LED change out program:** Mayor Foy created a lighting map to show the deficiency of lighting on Belvedere Road especially when it comes to the "suicide lane". He stated the entrance to Haverhill Park is completely in the dark as with the entrance to New Parkview Place. Mayor Foy asked if the Town should consider adding more street lights. Mayor Foy also stated there is a little confusion as to which poles are ours. Town Administrator Rutan stated that since the Mayor had been saying there was very little lighting in certain areas she asked Director of Public Works Joseph Roche to look into it. Mr. Roche had Rodrick Jones (Maintenance Dept.) go out early in the morning last week to see what was there and what was working. Mr. Jones reported back that the lights on Durham, Charlotte and Grove streets were out. Mr. Roche stated that he was under the impression from FPL that the light on the Northwest corner of Belvedere Road and Haverhill Road belonged to FDOT, but it does not. He stated FPL verified that it doesn't belong to FPL and they stated they only supply power to it. Mr. Roche made a phone call to the county and they are investigating as well. Town Administrator Rutan added that she would like to see a thank you letter from the Mayor or Town Council sent to Sue Parks with FPL and she was very helpful and knowledgeable in this lighting issue. Discussion ensued.
- d.** Town Administrator Janice Rutan reported that we received the \$2,400.00 lien monies from 5382 Toronto Road but she will not release the lien on this property until the check clears the bank as he argued with Deputy Town Clerk Jean Wible about the 4 times the fee charged for the building permit. T/A Rutan also reported we received the FEMA monies of \$25,000.00.
- e.** Town Administrator Rutan stated she had a gentleman come in to inquire about annexing the vacant lot which is the second lot from Military Trail on the South side of Grove Street. It is currently zoned as residential and he wanted to re-zone to commercial but he never showed up to any council meetings or workshops.
- f.** Mayor Foy stated he hasn't signed the NPDES reports yet so he's assuming they aren't done yet. Mr. Roche replied Karen came and picked up the paperwork and all of his books but he hasn't heard anything back either.

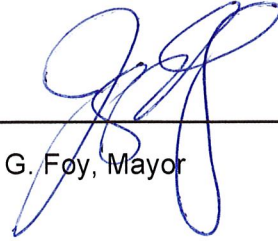
VI. ADJOURNMENT

There being no further business to be discussed, the workshop ended at 1:10 p.m.

Approved: January 24, 2019

A handwritten signature in blue ink, appearing to read "Jean Wible", written over a horizontal line.

Jean Wible, Deputy Town Clerk

A handwritten signature in blue ink, appearing to read "Jay G. Foy", written over a horizontal line.

Jay G. Foy, Mayor

SIGN IN SHEET

**TOWN OF HAVERHILL
COUNCIL WORKSHOP
Tuesday, January 8, 2019
Noon**

Name	E- Mail Address	Signature
Sean Fay		
Lawrence Gordon		
Remar Harvin		
Mark Uptegraph		
Daniel Sohn		
Janice Rutan		
Sean Wible		
Joseph Roche		
John Foster		
Josh Nichols		