

Jay G. Foy, Mayor
Lawrence Gordon, Vice Mayor
Mark C. Uptegraph, Council Member
Dennis Withington, Council Member
Raymond Caranci, Council Member
John Fenn Foster, Town Attorney
Janice C. Rutan, Town Administrator



**TOWN OF HAVERHILL
TOWN COUNCIL REGULAR MEETING
Thursday, August 13, 2020
7:00 p.m.
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 July 7, 2020 Workshop**
- VII. PROCLAMATIONS AND PRESENTATION**
- VIII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE**
- VI. REGULAR AGENDA AND FIRST READINGS**
 - a: ORDINANCE NO. 478: AN ORDINANCE OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING CHAPTER 14, BUILDING AND BUILDING REGULATIONS, BY ADDING A NEW SECTION 14-8, HURRICANE SHUTTERS, REGULATING THE TIMING OF THE PLACEMENT AND REMOVAL OF HURRICANE SHUTTERS ON BUILDINGS AND STRUCTURES WITHIN THE TOWN; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES.**
 - b: ORDINANCE NO. 479: AN ORDINANCE OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING CHAPTER 58, ZONING, BY AMENDING SEC. 58-315, VISUAL OBSTRUCTIONS, TO CLARIFY THE PROHIBITION OF ANY OBSTRUCTIONS ON CORNER LOTS WHICH MAY OBSCURE THE VIEW, OR OBSTRUCTIONS ON OTHER LOTS WHICH MAY IMPAIR VISIBILITY AT DRIVEWAYS OR STREET INTERSECTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES.**
 - C: ORDINANCE NO. 480: AN ORDINANCE OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING CHAPTER 58, ZONING, BY AMENDING SEC. 58-319, DRIVEWAYS, FENCES AND SHRUBBERY, TO CLARIFY THAT FENCES, WALLS AND HEDGES MAY NOT BE PLACED WITHIN THREE FEET OF UTILITY INSTALLATIONS OR EMERGENCY APPARATUS; PROVIDING A LIMIT ON THE HEIGHT OF**

HEDGES TO SIX FEET IN ANY SETBACK, EXCEPT FOR LOTS ABUTTING HAVERHILL ROAD AND BELVEDERE ROAD WHICH MAY BE UP TO TEN FEET IN HEIGHT; REQUIRING ALL FENCES, WALLS AND HEDGES TO COMPLY WITH APPROPRIATE ZONING CLEARANCE AND BUILDING PERMIT PROCEDURES; AND SUBJECTING THE PROVISIONS OF THE SECTION TO ANY STRICTER REQUIREMENTS OF THE CODE, INCLUDING SEC. 58-315; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES.

- B. ORDINANCE NO. 481: AN ORDINANCE OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING CHAPTER 38, TRAFFIC AND VEHICLES, BY AMENDING SEC. 38-3, DEFINITIONS, TO ADD NEW DEFINITIONS FOR RECREATIONAL VEHICLE, TRAILER, TRAVEL TRAILER, AND WATERCRAFT; AMENDING SECTION 38-9, PARKING OF VEHICLES AND BOATS IN RESIDENTIAL DISTRICTS, TO ADD A CONTROLLING LAW PROVISION IN THE EVENT OF CONFLICT WITH CHAPTER 58, ZONING; CLARIFYING THAT NO MORE THAN ONE WATERCRAFT, SPORTS VEHICLE AND RECREATIONAL VEHICLE MAY BE PARKED ON RESIDENTIAL PROPERTY; CLARIFYING THAT NO PORTION OF ANY WATERCRAFT, RECREATIONAL VEHICLE, SPORTS VEHICLE OR TRAILER MAY BE PARKED OR EXTEND INTO THE FRONT YARD, AND SETTING FORTH THE REQUIREMENTS OF SCREENING; CLARIFYING THAT A TRAILER, RECREATIONAL VEHICLE, AND WATERCRAFT MAY NOT BE USED FOR LIVING PURPOSES; DEFINING THE AREA REQUIRED FOR THE PARKING AND STORAGE OF RECREATIONAL VEHICLES, TRAILERS AND WATERCRAFT ON RESIDENTIAL PROPERTY WITHIN THE TOWN; AND ESTABLISHING A WAIVER PROCEDURE FOR ANY RESIDENT SEEKING TO AVOID A STRICT APPLICATION OF SEC. 38-9; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES.**
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- d. ORDINANCE NUMBER 489: AN ORDINANCE OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING CHAPTER 30, SOLID WASTE, BY AMENDING SEC. 30-61 OF DIVISION 3, ROLLOFF COLLECTION SERVICE, TO CLARIFY THAT ALL NON-RESIDENTIAL LOTS SHALL CONTRACT FOR SEPARATE ROLLOFF SERVICE AND MAY NOT DISPOSE OF ITS SOLID WASTE ON ANY OTHER PROPERTY WITHIN THE TOWN; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES.**
- e. Consider and act on proposals received in response to request for proposal for the highest and best use of the ballfield**
- f. Consider and act on proposed estimate for installation of a wall in the Briarwood subdivision**

VII. SECOND READINGS AND PUBLIC HEARINGS

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

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TOWN COUNCIL MEETING

August 13, 2020

IN ACCORDANCE WITH STATE OF FLORIDA, OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 20-69 (Emergency Management – COVID- 19 – Local Government Public Meetings), the Emergency Declaration issued by the Town, and FS 286.0114, and other applicable federal, state, county and Town declarations, orders, rules and regulations, the Town Hall meeting shall be modified with respect to public access and public comment. Public comment will be received via e-mail (jrutan@townofhaverhill-fl.gov) up until noon on August 13, 2020. Any public comments received via e-mail, will be made part of the record of the meeting. If you prefer to appear in person to address the Town Council, access to the Town Hall by the public will be limited to no more than 10 persons in the Council Chambers including Town Council, Staff and PBSO; provided, however, that those persons exhibiting signs of illness, such as coughing or sneezing will not be permitted in the Town Hall. Each person will be granted 5 minutes to speak either on an agenda item or under Public Comment. If you wish to speak on a specific agenda item, please tell the Administrator prior to your entrance into the Town Hall so she can schedule speakers accordingly. All persons will be required to bring their own mask and wear it when entering Council Chambers to address the Town Council. Those persons gathering outside the Town Hall shall maintain a separation of at least six feet from one another, and it is recommended that masks be worn as well. If you wish to listen to the Town Council Meeting via teleconferencing, dial 1-877-953-1152 and enter participant code 7404157#. Those individuals gathering outside of the Town Hall will need to dial-in to the number above as there will be no speaker outside to broadcast the meeting. Once the workshop begins, all participants will be muted, however, after Council discusses a specific workshop item, the call will be unmuted to allow for questions. Please be courteous of the other participants, speak in turns and do not talk over another speaker. Thank you for your patience and understanding during these uncertain times.

**TOWN OF HAVERHILL
TOWN COUNCIL REGULAR MEETING
Thursday, August 13, 2020
7:00 p.m.
OFFICIAL MINUTES**

The regular monthly meeting of the Haverhill Town Council was held at the Town Hall, 4585 Charlotte Street on Thursday, August 13, 2020. Those present were Jay Foy, Mayor; Lawrence Gordon, Vice Mayor; Mark C. Uptegraph, Council Member; Dennis Withington, Council Member and Ray Caranci, Council Member. Also present were John Fenn Foster, Town Attorney; and Janice C. Rutan, Town Administrator.

The meeting was being held via teleconference for persons wanting to participate.

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

All Town Council members were in attendance.

COMMENTS FROM THE PUBLIC

None.

APPROVAL OF AGENDA

A motion was made by Council Member Uptegraph, seconded by Council member Withington and unanimously passed (5-0) to approve the agenda as presented.

APPROVAL OF THE CONSENT AGENDA

Approval of the minutes of the July 7, 2020 Workshop

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

PROCLAMATIONS AND PRESENTATION

None.

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE

Not present.

REGULAR AGENDA AND FIRST READINGS

ORDINANCE NO. 478: AN ORDINANCE OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING CHAPTER 14, BUILDING AND BUILDING REGULATIONS, BY ADDING A NEW SECTION 14-8, HURRICANE SHUTTERS, REGULATING THE TIMING OF THE PLACEMENT AND REMOVAL OF HURRICANE SHUTTERS ON BUILDINGS AND STRUCTURES WITHIN THE TOWN; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES.

The title was read by Attorney Foster. A motion was made by Vice Mayor Gordon and seconded by Council Member Withington to approve Ordinance No. 478 on first reading.

Mayor Foy called for Public Comment. **There being none, the vote was called and passed unanimously (5-0).**

ORDINANCE NO. 479: AN ORDINANCE OF THE TOWN OF HAVERHILL, FLORIDA AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING CHAPTER 58, ZONING, BY AMENDING SEC. 58-315, VISUAL OBSTRUCTIONS, TO CLARIFY THE PROHIBITION OF ANY OBSTRUCTIONS ON CORNER LOTS WHICH MAY OBSCURE THE VIEW, OR OBSTRUCTIONS ON OTHER LOTS WHICH MAY IMPAIR VISIBILITY AT DRIVEWAYS OR STREET INTERSECTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES.

The title was read by Attorney Foster. Mayor Foy commented that he had forwarded language to the Attorney regarding the definition of safe corners. He requested the proposed Ordinance be updated to reflect that language. Discussion followed.

A motion was made by Vice Mayor Gordon to approve Ordinance 479 on first reading provided the language defining safe corners is included as recommended. The motion was seconded by Council Member Caranci.

Mayor Foy called for public comment. **There being none, the vote was called and passed unanimously (5-0).**

ORDINANCE NO. 480: AN ORDINANCE OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING CHAPTER 58, ZONING, BY AMENDING SEC. 58-319, DRIVEWAYS, FENCES AND SHRUBBERY, TO CLARIFY THAT FENCES, WALLS AND HEDGES MAY NOT BE PLACED WITHIN THREE FEET OF UTILITY INSTALLATIONS OR EMERGENCY APPARATUS; PROVIDING A LIMIT ON THE HEIGHT OF HEDGES TO SIX FEET IN ANY SETBACK, EXCEPT FOR LOTS ABUTTING HAVERHILL ROAD AND BELVEDERE ROAD WHICH MAY BE UP TO TEN FEET IN HEIGHT; REQUIRING ALL FENCES, WALLS AND HEDGES TO COMPLY WITH APPROPRIATE ZONING CLEARANCE AND BUILDING PERMIT PROCEDURES; AND SUBJECTING THE PROVISIONS OF THE SECTION TO ANY STRICTER REQUIREMENTS OF THE CODE, INCLUDING SEC. 58-315; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES.

The title was read by Attorney Foster. **A motion was made by Council Member Caranci and seconded by Council Member Uptegraph to approve Ordinance No. 480 on first reading.**

The Town Administrator requested clarification as to whether fences above 6' would be allowed past the front plane of the house. It was explained this would be addressed by the definition. Discussion followed as to whether the fence height was limited to 6' in all setbacks.

(There seemed to be some technical difficulty with the teleconferencing equipment). The Town Administrator reconfirmed the connection.

Attorney Foster explained that fences in residential areas were limited to 6' however, hedges could not exceed ten feet in the side and rear yards and would be limited to either 4' and 6' in the front yards.

Discussion then followed as to whether the Town would be requiring 6' masonry walls when commercial properties abut residential properties and abnormal lots when the side yard of a house is really the front yard.

Mayor Foy asked for public comment. **There being none, the motion passed unanimously (5-0).**

ORDINANCE NO. 481: AN ORDINANCE OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING CHAPTER 38, TRAFFIC AND VEHICLES, BY AMENDING SEC. 38-3, DEFINITIONS, TO ADD NEW DEFINITIONS FOR RECREATIONAL VEHICLE, TRAILER, TRAVEL TRAILER, AND WATERCRAFT; AMENDING SECTION 38-9, PARKING OF VEHICLES AND BOATS IN RESIDENTIAL DISTRICTS, TO ADD A CONTROLLING LAW PROVISION IN THE EVENT OF CONFLICT WITH CHAPTER 58, ZONING; CLARIFYING THAT NO MORE THAN ONE WATERCRAFT, SPORTS VEHICLE AND RECREATIONAL VEHICLE MAY BE PARKED ON RESIDENTIAL PROPERTY; CLARIFYING THAT NO PORTION OF ANY WATERCRAFT, RECREATIONAL VEHICLE, SPORTS VEHICLE OR TRAILER MAY BE PARKED OR EXTEND INTO THE FRONT YARD, AND SETTING FORTH THE REQUIREMENTS OF SCREENING; CLARIFYING THAT A TRAILER, RECREATIONAL VEHICLE, AND WATERCRAFT MAY NOT BE USED FOR LIVING PURPOSES; DEFINING THE AREA REQUIRED FOR THE PARKING AND STORAGE OF RECREATIONAL VEHICLES, TRAILERS AND WATERCRAFT ON RESIDENTIAL PROPERTY WITHIN THE TOWN; AND ESTABLISHING A WAIVER PROCEDURE FOR ANY RESIDENT SEEKING TO AVOID A STRICT APPLICATION OF SEC. 38-9; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES.

The title was read by Attorney Foster. Council commented on their extreme effort that had gone into drafting this Ordinance while taking the residents concerns into consideration.

A motion was made by Council Member Withington to approve Ordinance 481 on first reading. The motion was seconded by Vice Mayor Gordon.

It was confirmed that a grandfather clause was not included in the Ordinance, however, there was a waiver provision included in the proposed Ordinance.

Mayor Foy called for Public Comment. **There being none, the vote was called, and the motion passed unanimously (5-0).**

ORDINANCE NO. 487: AN ORDINANCE OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING CHAPTER 38, TRAFFIC AND VEHICLES, BY REPEALING AND DELETING SEC. 38-18, DANGEROUS INTERSECTION AND SAFETY ACT, IN ITS ENTIRETY; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES.

The title was read by Attorney Foster. It was explained that this Ordinance repealed the red-light traffic program the Town had considered but never implemented. **A motion was made by Council Member Uptegrah and seconded by Vice Mayor Gordon to approve Ordinance No. 487 on first reading.**

Mayor Foy called for public comment. **There being none the vote was called, and the motion passed unanimously (5-0).**

ORDINANCE NUMBER 489: AN ORDINANCE OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING CHAPTER 30, SOLID WASTE, BY AMENDING SEC. 30-61 OF DIVISION 3, ROLLOFF COLLECTION SERVICE, TO CLARIFY THAT ALL NON-RESIDENTIAL LOTS SHALL CONTRACT FOR SEPARATE ROLLOFF SERVICE AND MAY NOT DISPOSE OF ITS SOLID WASTE ON ANY OTHER PROPERTY WITHIN THE TOWN; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR COORECTION OF SCRIVERNORS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES.

The title was read by Attorney Foster. It was explained that there were commercial establishments dumping their recyclables and trash at the Town dumpsters rendering them too full for use by the residents.

Mayor Foy called for public comment. **There being none, a motion was made by Council Member Uptegraph and seconded by Vice Mayor Gordon to approve Ordinance 489 on first reading. The vote was then called, and the motion passed unanimously (5-0).**

Consider and act on proposals received in response to request for proposal for the highest and best use of the ball field

The Town Administrator offered Staff's Report. Because the ball field was not being rented and had fallen into disrepair, the Town Council requested she reach out to Appraisers in the area and seek out proposals from them to provide the Town the highest and best use for the property.

Proposals were received as follows:

S.F. Holden, Inc.	\$3,500	Highest and best use based on uses allowed under current Zoning and Comprehensive Plan
Calloway&Price	\$2,300	Sales Comparison Approach
Parrish&Edwards	\$2,400	Current Zoning/Rezoning

Discussion followed. It was agreed that a rezoning would need to occur if the use were anything other than residential and parks and recreational.

What would the zoning be if the sales comparison were to be used? It was clarified that it would need to be rezoned if the Town were to sell as the use was under the public ownership designation.

Council was concerned that the approaches presented by the Appraisers were not one in the same. Review and discussion followed. Council Member Uptegraph offered a suggestion of a use he would want to see on the land.

Again, the proposals were reviewed in detail.

The lots were not separately platted. It would require a plat should the lots be separated.

Vice Mayor Gordon asked if there was any interest in doing something other than a ball field for the lot. Council Member Uptegraph suggested outdoor storage for vehicles, RVs, boats with overhead solar to take electricity off grid. Of course, the Town would need to find a manager for the site; it would be a revenue stream.

Concern clearly expressed that the use would have to be compatible with the abutting residential properties. Council would like to retain ownership of enough of the land for parking during Town Hall events (meetings, elections, picnics).

Council Member Caranci did comment that AA Alpine already had an indoor storage for RV and boats already.

By consensus it was agreed to workshop the matter. In the meantime, it was costing the Town money to maintain. Removing the clay and re-sodding the area was briefly discussed. Other municipal uses for the land were suggested by Staff. Uses such as a passive park, exercise stations, picnic areas were discussed.

The Town Administrator reported that she had spoken to the Town Planners (Schmidt and Nichols) about the possibility of selling the land or changing the use and they were adamant the Town does not get rid of the property.

It was agreed to invite the Town Planners to the next workshop so the future of the ball field could be discussed.

The Town Administrator did comment that there had been additional suggestions being offered. Council Member Caranci noted that FP&L offers a solar panel program.

Consider and act on proposed estimate for installation of a wall in the Briarwood subdivision

The Town Administrator offered Staff's report. She explained that the Town Engineer had presented the Town Administrator with a quick quote from Atlantic Builders in the amount of \$30,000 exclusive of the removal of trees and preparation of the site. A second quote from K & M had come in at a lesser price. The Town was still waiting to hear from Daniel Valencia to obtain a cost for the removal of the evasive trees.

The wall presented was 6' although the Town would be looking at constructing an 8' wall. The estimate for the post and panel by K & M Builders was \$12,000 for the wall with the finished job between \$30,000 - \$35,000. The consensus of the Town Council was to move forward with the construction of an 8' wall.

The project would be budgeted in the following fiscal year. Staff would look at the Town's purchasing policy to determine whether the project would have to go out to bid. Staff was instructed to move forward to obtaining hard costs.

SECOND READINGS AND PUBLIC HEARINGS

None.

REPORTS

Town Attorney

Attorney Foster explained that the Ordinances that came before Council earlier in the evening would be scheduled for second reading on August 27, 2020. At that same meeting, he would be scheduling first reading of the Civil Rights Ordinance. He and Judge Rand Hoch had reached an agreement about the Ordinance's language and it would be before Town Council for adoption. Also at that meeting, Council would be considering the repeal of the Accessory Dwelling Unit ordinance and an amendment to Chapter 14 which would allow the Code Inspector Officer to determine a building unsafe simply because a permit had not been issued for the work being done. Currently that was a function of the Building Official.

Although a recommendation to repeal the noise Ordinance was to come before the Town Council, the Attorney was reluctant to repeal the Ordinance in its entirety because it included provisions related to prohibited noises such as those resulting from construction, industrial and manufacturing. He would like to discuss at a Code and Ordinance Workshop.

Attorney Foster added that Staff was working on a preventive maintenance Ordinance as well as a minimum property standards flier for residents. Lastly, the Town Council would need to address the trash issue. Staff is finding that vegetation and trash were being placed curbside the day after picking up which was against the 72-hour requirement. Also, residents need to be told that root balls will not be accepted by the trash hauler and suggested that be included in the Ordinance.

Council thanked the Attorney for his report.

Mayor

Mayor Foy reported on the NPDES and asked if the Town had yet met with the new representative who was reviewing the present reports.

Town Administrator

The Town Administrator reported she had met with Janet Kirner, a resident of Briarwood, who works for the Dedicated Senior Services Team who would be providing seniors with goody bags (health essential items) at the Town Hall. The first event is scheduled for September 10, 2020. It would be a drive thru under the pavilion limited to the first 100 seniors that preregistered.

The Town Attorney cautioned the Town Administrator and asked if the participants had insurance; if they were approved through the PBC Department of Health COVID guidelines and to contact the Town's insurer to be sure the Town would be covered. The Council posed questions to the Town Administrator to be resolved prior to moving forward. They were asking the Town to partner with them and their sponsors. The Town Administrator agreed to research the issues raised and report back. It was agreed to proceed however, the Town Administrator would perform due diligence on behalf of the Town.

Regarding the safety precautions against COVID offered by Summit Air, the Town Council agreed to move forward with the HEPA filters as per the proposal presented by Summit Air. The Town Administrator would be presenting a budget amendment to the Town Council for consideration.

Docuware. The Town Administrator provided a quick cost analysis for the reinstallation of the Docuware records management system and going back to the on-site server system is the most cost efficient. Discussion followed.

The Mayor explained that the software should be independent and cannot understand why it failed. Discussion followed and it was the consensus to not depend entirely on the Cloud. The Town Administrator would prefer not to have to start from scratch.

Was there a way that the Town maintain its own server, yet back up to the Cloud? Although a back up occurs every evening, it is independent of the program and must be migrated once failed.

Staff noted the Town's IT recommendation to move to the Cloud.

She next reported about a proposed land development amendment on Southern and Wallis Road and it was the general consensus of Town Council to send a letter of objection because of the potential impact of the project on the traffic within the Town's jurisdictional boundaries.

Rice Properties, located on Belvedere, just east of Jog on the east side had a petition before Palm Beach County looking to add an additional single-family home on the property which would be less density allowed. It was noted in their justification statement to the Council that the application was Council raised no objection as the use would be innocuous.

Council, by consensus agreed to move forward with the installation of a light pole on Ivory Lane.

Committee/Delegate Report

Vice Mayor Gordon reported on the Florida League of Cities Annual Conference being held virtually and the meeting held earlier in the day.

Treasurer's Report

Included in packet.

UNFINISHED BUSINESS

Mayor Foy extended the Local State of Emergency for an additional 7 days. All were in support of the action.

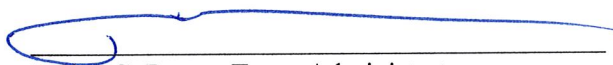
NEW BUSINESS

Council Member Caranci requested he be provided with a copy of the street lighting plan. The Town does have a map of the FP&L streetlight locations. He also asked about the schedule for milling and overlay of Town roads and the policy on speed humps. A discussion followed regarding the speed hump/speed table possibility within the Town.

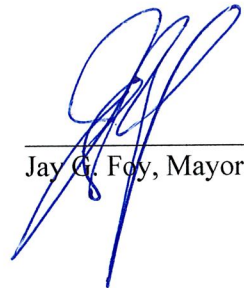
ADJOURNMENT

With no further business to come before the Town Council, the meeting adjourned at 8:30 p.m.

Approved: September 24, 2020



Janice C. Rutan, Town Administrator



Jay G. Foy, Mayor