

**MINUTES
CITY OF LAKE WORTH BEACH
REGULAR MEETING OF THE CITY COMMISSION
CITY HALL COMMISSION CHAMBER
TUESDAY, AUGUST 3, 2021 - 6:00 PM**

The meeting was called to order by Mayor Resch on the above date at 6:02 PM in the City Commission Chamber located at City Hall, 7 North Dixie Highway, Lake Worth Beach, Florida.

ROLL CALL: (0:02) Present were Mayor Betty Resch; Vice Mayor Herman Robinson and Commissioners Sarah Malega, Christopher McVoy (via Zoom) and Kimberly Stokes. Also present were Interim City Manager Juan Ruiz, City Attorney Glen Torcivia and City Clerk Melissa Ann Coyne (via Zoom).

INVOCATION OR MOMENT OF SILENCE: (0:18) led by Mayor Betty Resch.

PLEDGE OF ALLEGIANCE: (0:47) led by Vice Mayor Herman Robinson.

AGENDA - Additions/Deletions/Reordering: (1:03)

There were no changes to the agenda.

PRESENTATIONS: (1:14) (there is no public comment on Presentation items)

A. Presentation by Tequisha Myles, Supervising Attorney of the Elder Law Project at the Legal Aid Society of PBC, Inc.

AGENDA - Additions/Deletions/Reordering: (21:33))

Unfinished Business B was reordered to follow the Presentation A.

Action: Motion made by Vice Mayor Robinson and seconded by Commissioner Malega to approve the agenda as amended.

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

UNFINISHED BUSINESS: (21:53)

B. (reordered from Unfinished Business) Approving the not to exceed \$50,000 use from American Rescue Plan Act of 2021 Coronavirus State and Local Fiscal Recovery Funds to support a partnership for eviction prevention legal representation and services for Lake Worth Beach residents

Action: Motion made by Commissioner Malega and seconded by Commissioner McVoy to approve the not to exceed \$50,000 use from American Rescue Plan Act of 2021 Coronavirus State and Local Fiscal Recovery Funds to support a partnership for eviction prevention legal representation and services for Lake Worth Beach residents.

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

PRESENTATIONS: (41:06)

B. Quarterly Presentation by the CRA requested by Vice Mayor Robinson (41:12)

C. Presentation by Sam Goodstein, on behalf of the Library Advisory Board (1:10:51)

D. Presentation of Certificate of Completion of the Florida League of City's (FLC) Institute for Elected Municipal Officials (IEMO) to Mayor Betty Resch (1:19:13)

COMMISSION LIAISON REPORTS AND COMMENTS: (1:20:16)

PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA: (1:29:21)

AGENDA - Additions/Deletions/Reordering: (1:52:49)

Consent Agenda D was moved to New Business G.

Action: Motion made by Commissioner Stokes and seconded by Commissioner Malega to approve the agenda as amended.

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

APPROVAL OF MINUTES: (1:55:15)

Action: Motion made by Commissioner Malega and seconded by Commissioner McVoy to approve the following minutes:

A. Special Meeting #1 - May 25, 2021

B. Special Meeting #2 - May 25, 2021

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

CONSENT AGENDA: (1:55:25) (public comment allowed during Public Participation of Non-Agendaed items)

Action: Motion made by Commissioner McVoy and seconded by Commissioner Stokes to approve the Consent Agenda.

- A. Resolution No. 44-2021 -- authorizing the submission of a proposal to the Florida Department of Environmental Protection for the development of a Stormwater Resiliency Master Plan for the Lake Worth Beach municipal golf course
- B. Resolution No. 45-2021 – Authorizing the execution of a Quitclaim Deed in favor of the Florida Department of Transportation for the I-95 at 6th Avenue South Interchange roadway project
- C. Resolution No. 46-2021 – authorizing City of Lake Worth Beach to join with the State of Florida and other local governmental units as a participant in the Florida Memorandum of Understanding and Formal Agreements implementing a Unified Plan
- D. (moved to New Business G) Agreement with Priority Towing for City-wide Vehicle Towing and Storage
- E. Release and Vacation of Easements located at 4090 Coconut Road in Palm Beach County, Florida

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

PUBLIC HEARINGS: (1:55:37)

- A. Ordinance No. 2021-10 – Second Reading – amending Chapter 23 “Land Development Regulations” regarding changes to floodplain management standards for manufactured homes as required by FEMA (1:55:39)

City Attorney Torcivia to read the ordinance by title only.

ORDINANCE 2021-10 - AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF LAKE WORTH BEACH AMENDING CHAPTER 23 OF THE LAKE WORTH BEACH CODE OF ORDINANCES RELATED TO FLOODPLAIN MANAGEMENT STANDARDS FOR MANUFACTURED HOMES AND PROVIDING FOR IDENTICAL ELEVATION STANDARDS; PROVIDING FOR APPLICABILITY, SEVERABILITY, CONFLICTS, CODIFICATION, AND AN EFFECTIVE DATE

Action: Motion made by Commissioner McVoy and seconded by Commissioner Malega to approve Ordinance No. 2021-10 amending Chapter 23 “Land Development Regulations” regarding changes to floodplain management standards for manufactured homes as required by FEMA.

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

- B. Ordinance No. 2021-05 – Second Reading – amending the Future Land Use Map from the future land use designation of Mixed Use – East (MU-E) to Public Recreation Open Space (PROS) for the property 32 South B Street (1:56:22)

City Attorney Torcivia read the ordinance by title only.

ORDINANCE NO. 2021-05 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING THE CITY'S COMPREHENSIVE PLAN FUTURE LAND USE MAP THROUGH A SMALL SCALE MAP AMENDMENT FROM THE FUTURE LAND USE (FLU) DESIGNATION OF MIXED USE EAST (MU-E) TO THE FLU DESIGNATION OF PUBLIC RECREATION AND OPEN SPACE (PROS) ON PROPERTY LOCATED AT 32 SOUTH B STREET AND MORE FULLY DESCRIBED IN EXHIBIT A; PROVIDING THAT CONFLICTING ORDINANCES ARE REPEALED; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

Action: Motion made by Commissioner McVoy and seconded by Commissioner Malega to approve Ordinance No. 2021-05 amending the Future Land Use Map from the future land use designation of Mixed Use – East (MU-E) to Public Recreation Open Space (PROS) for the property 32 South B Street.

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

C. Ordinance No. 2021-06 – Second Reading – amending the City's Official Zoning Map from the zoning district of Single Family Residential (SFR) to Public Recreation and Open Space (PROS) for the property 32 South B Street (1:57:27)

City Attorney Torcivia read the ordinance by title only.

ORDINANCE NO. 2021-06 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING THE CITY'S OFFICIAL ZONING MAP FROM THE ZONING DISTRICT OF SINGLE FAMILY RESIDENTIAL (SFR) TO PUBLIC RECREATION AND OPEN SPACE (PROS) FOR THE PROPERTY 32 SOUTH B STREET, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT A; AND PROVIDED FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE

Action: Motion made by Commissioner Malega and seconded by Commissioner McVoy to approve Ordinance No. 2021-06 amending the City's Official Zoning Map from the zoning district of Single Family Residential (SFR) to Public Recreation and Open Space (PROS) for the property 32 South B Street.

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

UNFINISHED BUSINESS: (1:58:22)

A. Follow up Beach Complex Public Private Partnership (1:58:27)

Action: Direction was given to move forward with an Invitation for Bid (IFB) to obtain information regarding the cost to reopen the pool.

- B. (reordered to follow Presentation A) Approving the not to exceed \$50,000 use from American Rescue Plan Act of 2021 Coronavirus State and Local Fiscal Recovery Funds to support a partnership for eviction prevention legal representation and services for Lake Worth Beach residents

NEW BUSINESS: (2:38:00)

- A. Authorize Emergency Pump Parts and Repair with PSI Technologies, Inc. for Pump 101 at the Regional Wastewater Master Pump Station (2:38:08)

Action: Motion made by Commissioner McVoy and seconded by Vice Mayor Robinson to approve the authorization of Emergency Pump Parts and Repair with PSI Technologies, Inc. for Pump 101 at the Regional Wastewater Master Pump Station.

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

- B. Eleventh Addendum to the Law Enforcement Service Agreement (LESA) (2:39:49)

Action: Motion made by Commissioner Malega and seconded by Vice Mayor Robinson to approve the Eleventh Addendum to the Law Enforcement Service Agreement (LESA).

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

- C. Resolution No. 47-2021 – FY 2021 Justice Assistance Grant Application (2:55:12)

Action: Motion made by Commissioner Malega and seconded by Commissioner McVoy to approve Resolution No. 47-2021 – FY 2021 Justice Assistance Grant Application.

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

- D. Resolution No. 48-2021 -- approving and authorizing the submission of a change of project scope for Coronavirus Emergency Supplemental Funding award to implement a pilot program of informational kiosks (2:59:50)

Action: Motion made by Commissioner Malega and seconded by Vice Mayor Robinson to approve Resolution No. 48-2021 -- approving and authorizing the submission of a change of project scope for Coronavirus Emergency Supplemental Funding award to implement a pilot program of informational kiosks.

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

- E. Resolution No. 50-2021 - Resilient Florida Grant Program Proposal for Eden Place (3:00:08)

Action: Motion made by Vice Mayor Robinson and seconded by Commissioner McVoy to approve Resolution No. 50-2021 - Resilient Florida Grant Program Proposal for Eden Place.

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

F. Resolution No. 51-2021 Resilient Florida Grant Program Proposal for South Palm Park (3:01:20)

Action: Motion made by Vice Mayor Robinson and seconded by Commissioner Malega to approve Resolution No. 51-2021 Resilient Florida Grant Program Proposal for South Palm Park.

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

G. (moved from Consent Agenda D) Agreement with Priority Towing for City-wide Vehicle Towing and Storage (3:02:02)

Action: Motion made by Commissioner Malega and seconded by Commissioner McVoy to approve the Agreement with Priority Towing for City-wide Vehicle Towing and Storage for a term of one year to be renegotiated next year.

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

CITY ATTORNEY'S REPORT:

City Attorney Torcivia did not provide a report.

CITY MANAGER'S REPORT: (3:30:44)

Interim City Manager Ruiz provided the following report:

- Requested revisiting the order of the agenda to allow for staff presentations to be earlier in the meetings and work with the City Attorneys to bring an idea to the one on one meetings; a revised resolution would be brought forward if there were consensus.

Action: Consensus to schedule pre-agenda meetings to discuss potential upcoming agenda items

UPCOMING MEETINGS AND WORK SESSIONS:

August 16 - budget work session

August 17 - regular

August 31 - electric utility

Draft Agenda - August 17, 2021

ADJOURNMENT: (3:52:20)

Action: Motion made by Commissioner Malega and seconded by Commissioner Stokes to adjourn the meeting at 9:56 PM.

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor Robinson and Commissioners Malega, McVoy and Stokes. NAYS: None.

Betty Resch, Mayor

ATTEST:

Melissa Ann Coyne, City Clerk

Minutes Approved: September 21, 2021

Time stamps refer to video of the meeting available on YouTube.