

**MINUTES
CITY OF LAKE WORTH BEACH
UTILITY CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
TUESDAY, APRIL 30, 2024 – 6:00 PM**

The meeting was called to order by Vice Mayor Malega on the above date at 6:01 PM in the City Commission Chamber located at City Hall, 7 North Dixie Highway, Lake Worth Beach, Florida.

ROLL CALL: (57:26) Present were Vice Mayor Sarah Malega, Commissioners Christopher McVoy, Mimi May and Reinaldo Diaz. Also present were Interim City Manager Jamie Brown, City Attorney Christy L. Goddeau and Deputy City Clerk Shayla Ellis. Mayor Betty Resch was absent.

PLEDGE OF ALLEGIANCE: (58:32) was led by Commissioner Mimi May.

AGENDA - Additions/Deletions/Reordering: (57:57)

New Business F, Agreement for Legal Services with Traub, Lieberman, Straus & Shrewsbury, LLP was reordered to New Business A and the subsequent items were reordered.

Action: Motion made by Commissioner Diaz and seconded by Commissioner McVoy to approve the agenda as amended.

Vote: Voice vote showed: AYES: Vice Mayor Malega, Commissioners McVoy, May and Diaz. NAYS: None. ABSENT: Mayor Resch.

Action: Consensus for Commissioner McVoy to attend the Homeless Coalition meeting and provide an report to the commission. (1:05:11)

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

- A. Water Utility update by Sam Heady, Water Utility Director (16:12)
- B. Electric Utility Update by Ed Liberty, Electric Utility Director (37:32)
- C. Electric Utility Rates Comparison Presentation by Craig Shepard, Leidos Project Manager (1:26:58)
- D. Solar Energy Loan Fund Quarterly Report by Pierre Cantave, SELF Loan Officer (1:43:34)

PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA: (45:51)

Action: Consensus to table approval of minutes until further meeting to verify that the corrections requested by Vice Mayor Malega had been completed.

APPROVAL OF MINUTES: (2:12:12)

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

- A. February 27, 2024

Vote: Voice vote showed: AYES: Vice Mayor Malega, Commissioners McVoy, May and Diaz. NAYS: None. ABSENT: Mayor Resch.

CONSENT AGENDA: (public comment allowed during Public Participation of Non-Agendaed items)
(2:00:57)

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

A. Engineer Neutral Engagement Agreement with Siemens Industry Inc. and Quaker Lane Associates

Vote: Voice vote showed: AYES: Vice Mayor Malega, Commissioners McVoy, May and Diaz. NAYS: None. ABSENT: Mayor Resch.

UNFINISHED BUSINESS:

A. Purchased Power Cost Adjustment Update (PCA) (2:01:15)

B. Resolution No. 10-2024 – revision of Rate Stabilization Fund Resolution 31-2023 (2:12:46)

City Attorney Goddeau did not read the resolution.

RESOLUTION NO. 10-2024 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, REVISING RESOLUTION 31-2023, WHICH ESTABLISHED A RATE STABILIZATION FUND, AUTHORIZED AN INITIAL TRANSFER, AND SET GENERAL GUIDELINES FOR THE RATE STABILIZATION FUND, TO SET FORTH ADDITIONAL STANDARDS AND GUIDELINES FOR THE RATE STABILIZATION FUND AND RELATED ELECTRIC UTILITY OPERATIONS ACCOUNT; AND, PROVIDING FOR REPEAL OF CONFLICTS AND AN EFFECTIVE DATE

Action: Motion made by Commissioner McVoy and seconded by Commissioner Diaz to approve Resolution No. 10-2024 – revision of Rate Stabilization Fund Resolution 31-2023 with a desired target for the account target at \$600,000.

Vote: Voice vote showed: AYES: Vice Mayor Malega, Commissioners McVoy, May and Diaz. NAYS: None. ABSENT: Mayor Resch.

Action: Consensus to bring a resolution addressing the transfers to the storm fund. (2:28:25)

C. Resolution No. 11-2024 – revision of Purchased Power Cost Adjustment (PCA) & PCA Calculation (2:28:54)

City Attorney Goddeau did not read the resolution.

RESOLUTION NO. 11-2024 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, REVISING RESOLUTION 92-2021, REGARDING THE ELECTRIC UTILITY RATES AND CHARGES, TO REVISE THE PURCHASED POWER COST ADJUSTMENT DEFINITION AND CALCULATION BASED ON THE ESTABLISHMENT OF THE RATE STABILIZATION FUND AND GUIDELINES FOR THE RATE STABILIZATION FUND AND THE ELECTRIC UTILITY OPERATIONS ACCOUNT; AND, PROVIDING FOR REPEAL OF CONFLICTS AND AN EFFECTIVE DATE

Action: Motion made by Commissioner McVoy and seconded by Commissioner May to approve Resolution No. 11-2024 – revision of Purchased Power Cost Adjustment (PCA) & PCA Calculation.

Vote: Voice vote showed: AYES: Vice Mayor Malega, Commissioners McVoy, May and Diaz. NAYS: None. ABSENT: Mayor Resch.

D. Exercise of City's extension rights under the OUC Supplemental Energy and Capacity Agreement (2:37:46)

Action: Motion made by Commissioner McVoy and seconded by Commissioner Diaz to approve extension rights under the OUC Supplemental Energy and Capacity Agreement

Vote: Voice vote showed: AYES: Vice Mayor Malega, Commissioners McVoy, May and Diaz. NAYS: None. ABSENT: Mayor Resch.

E. FMPA Solar Project Update by Susan Schumann, FMPA Manager of Public Relations and External Affairs and Ed Liberty, Electric Utility Director (2:39:56)

The meeting recessed at 8:18 PM and reconvened at 8:30 PM.

NEW BUSINESS:

A. (reordered) Agreement for Legal Services with Traub, Lieberman, Straus & Shrewsberry, LLP generally related to assisting the City with regards to April 2024 damage to the City's sewage pipe/force main (3:26:06)

Action: Motion made by Commissioner McVoy and seconded by Commissioner Diaz to approve the Agreement for Legal Services with Traub, Lieberman, Straus & Shrewsberry, LLP generally related to assisting the City with regards to April 2024 damage to the City's sewage pipe/force main.

Vote: Voice vote showed: AYES: Vice Mayor Malega, Commissioners McVoy, May and Diaz. NAYS: None. ABSENT: Mayor Resch.

B. First Amendment to the Agreement with ENCO Utility Services, LLC (3:29:55)

Action: Motion made by Commissioner May and seconded by Commissioner Diaz to approve the First Amendment to the Agreement with ENCO Utility Services, LLC.

Vote: Voice vote showed: AYES: Vice Mayor Malega, Commissioners McVoy, May and Diaz. NAYS: None. ABSENT: Mayor Resch.

Action: Consensus to bring additional information regarding Millsoft Software to commission for further review. (4:08:25)

C. Resolution No. 14-2024 – Fiscal Year 2024 Second Budget Amendment accompanying ENCO contract (4:09:28)

City Attorney Goddeau did not read the resolution.

RESOLUTION NO. 14-2024, SECOND BUDGET AMENDMENT OF THE CITY OF LAKE WORTH BEACH, A MUNICIPAL CORPORATION OF THE STATE OF FLORIDA, MAKING A BUDGET AMENDMENT AND CORRESPONDING APPROPRIATION FOR THE CITY'S NECESSARY OPERATING EXPENSES, THE USES AND EXPENSES OF THE UTILITY CUSTOMER SERVICE DEPARTMENT OF THE CITY FOR THE FISCAL YEAR

BEGINNING OCTOBER 1, 2023, AND ENDING SEPTEMBER 30, 2024; AND PROVIDING FOR AN EFFECTIVE DATE

Action: Motion made by Commissioner Diaz and seconded by Commissioner McVoy to approve Resolution No. 14-2024 – Fiscal Year 2024 Second Budget Amendment accompanying ENCO contract.

Vote: Voice vote showed: AYES: Vice Mayor Malega, Commissioners McVoy, May and Diaz. NAYS: None. ABSENT: Mayor Resch.

D. Task Order No. 7 with WGI, Inc. for Design Surveying services to support new feeder engineering design connecting Main Yard to the new 6th Ave. South substation (4:09:42)

Action: Motion made by Commissioner Diaz and seconded by Commissioner McVoy to approve Task Order No. 7 with WGI, Inc. for Design Surveying services to support new feeder engineering design connecting Main Yard to the new 6th Ave. South substation

Vote: Voice vote showed: AYES: Vice Mayor Malega, Commissioners McVoy, May and Diaz. NAYS: None. ABSENT: Mayor Resch.

E. Hooper Corp. Work Order #1 to provide construction services for the relocation of the Main-Canal 138kV Transmission Line (4:10:33)

Action: Motion made by Commissioner McVoy and seconded by Commissioner May to approve Hooper Corp. Work Order #1 to provide construction services for the relocation of the Main-Canal 138kV Transmission Line.

Vote: Voice vote showed: AYES: Vice Mayor Malega, Commissioners McVoy, May and Diaz. NAYS: None. ABSENT: Mayor Resch.

F. Agreement with E-Source Companies, LLC for consulting services related to Advanced Metering Infrastructure (AMI) and Meter Data Management (MDM) (4:11:40)

Action: Motion made by Commissioner May and seconded by Commissioner Diaz to approve the Agreement with E-Source Companies, LLC for consulting services related to Advanced Metering Infrastructure (AMI) and Meter Data Management (MDM)

Vote: Voice vote showed: AYES: Vice Mayor Malega, Commissioners McVoy, May and Diaz. NAYS: None. ABSENT: Mayor Resch.

ADJOURNMENT: (4:24:35)

Action: Motion made by Commissioners McVoy and seconded by Commissioner Diaz to adjourn the meeting at 9:29 PM.

Vote: Voice vote showed: AYES: Vice Mayor Malega, Commissioners McVoy, May and Diaz. NAYS: None. ABSENT: Mayor Resch.

Betty Resch, Mayor

ATTEST:

Melissa Ann Coyne, MMC, City Clerk

Minutes Approved: May 28, 2024

Item time stamps correspond to the meeting recording on YouTube.

DRAFT