

**MINUTES
CITY OF LAKE WORTH BEACH
REGULAR CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
TUESDAY, FEBRUARY 6, 2024 – 6:00 PM**

The meeting was called to order by Mayor Resch on the above date at 6:03 PM in the City Commission Chamber located at City Hall, 7 North Dixie Highway, Lake Worth Beach, Florida.

ROLL CALL: (0:37) Present were Mayor Betty Resch, Vice Mayor Christopher McVoy, Commissioners Sarah Malega, Kim Stokes and Reinaldo Diaz. Also present were Interim City Manager Jamie Brown, City Attorney Glen Torcivia and City Clerk Melissa Ann Coyne.

INVOCATION OR MOMENT OF SILENCE: (0:53) was led by Vice Mayor McVoy.

PLEDGE OF ALLEGIANCE: (2:16) was led by Commissioner Sarah Malega.

ADDITIONS/DELETIONS/REORDERING:

There were no changes to the agenda.

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

- A. Presentation to honor Lake Worth Beach Ocean Rescue team members Captain Xavier DeSalis, Chase Modelski, Sam Kucharczuk, George Cornish, Philip Aaron, and Trey Good brought forward by Commissioner Malega (3:03)
- B. Proclamation declaring February 11-17, 2024 as 2-1-1 Awareness Week (7:17)
- C. Presentation on the Lake Worth Neighborhood Planning Initiative by Nilsa Zacarias of Chen Moore & Associates (15:32)
- D. Presentation on a Proposed Carbon Neutrality Comprehensive Plan Element by Nilsa Zacarias of Chen Moore & Associates (47:41)

Action: Consensus for Nilsa Zacarias of Chen Moore & Associates and her team to undertake preliminary research into creating a new Comprehensive Plan element devoted to carbon neutrality goals and greenhouse gas emissions reductions.

E. Proclamation declaring February 2024 as Black History Month (1:06:08)

F. Proclamation declaring February 2024 as Anti-racism Month (1:08:11)

COMMISSION LIAISON REPORTS AND COMMENTS: (1:14:17)

CITY MANAGER'S REPORT: (1:30:18)

Interim City Manager Brown provided the following report:

- many abandonments are internal to the city and there would be no future plan to put roads through the dead end letter streets; these would be coming before the commission at a future date
- the CRA audit was complete and the city was on track for the city's FY 21-22 and 22-23 audits

- the Weiner Museum of Decorative Arts would be giving a presentation at the next CRA meeting on February 13 regarding moving to the city's downtown (project would include a housing component)
- Multi-Modal Corridor Study meeting would be held on February 8
- FDOT meetings regarding Lake and Lucerne Avenues would be on February 15 (virtual meeting from 5 – 6 PM, in-person meeting from 6-7 PM at the library)
- City Tree and Landscape Board met on January 30 and started to develop the scope for the RFQ
- new Leisure Services Director, Teanna McKay, was working mornings and would start full time on Monday, February 12

CITY ATTORNEY'S REPORT: (1:38:54)

City Attorney Torcivia provided the following report:

- city staff was working on the RFP for the City Manager search which would be brought to the city commission at the February 20 meeting.

PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA:
(1:39:11)

APPROVAL OF MINUTES: (1:49:44)

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

- A. January 12, 2024 - pre-agenda work session
- B. January 16, 2024 - regular meeting

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

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

There were no items on the Consent Agenda.

PUBLIC HEARINGS: (1:49:52)

- A. Ordinance No. 2024-01 - Second Reading - amending the City's Pension Plan Ordinance (1:49:57)

City Attorney Torcivia read the ordinance by title only.

ORDINANCE NO. 2024-01 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING CHAPTER 16, "PENSIONS AND RETIREMENT", ARTICLE II, "EMPLOYEES' RETIREMENT SYSTEM", DIVISION 2, "PENSION PLAN", AMENDING SECTION 16-43(c)(3), DEFERRED RETIREMENT OPTION PLAN, TO PROVIDE THAT THE DROP EARNINGS SHALL BE AN ANNUALIZED RATE EQUAL TO THE SEPTEMBER 30 ONE-YEAR RATE OF EXPECTED INVESTMENT RETURN MINUS ONE PERCENT (1%); PROVIDING FOR SEVERABILITY. THE REPEAL OF LAWS IN CONFLICT, CODIFICATION, AND AN EFFECTIVE DATE

Action: Motion made by Commissioner Malega and seconded by Commissioner Stokes to approve Ordinance No. 2024-01 amending the City's Pension Plan Ordinance.

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

- B. Ordinance No. 2024-04 - Second Reading - adopting the Florida Building Code 2023 8th Edition with recommended local amendments to Chapter One (1:50:40)
City Attorney Torcivia read the ordinance by title only.

ORDINANCE NO. 2024-04 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING CHAPTER 9, "BUILDINGS AND STRUCTURAL REGULATIONS", ARTICLE I, "IN GENERAL", SECTION 9-2, "BUILDING CODE ADOPTED", BY ADOPTING THE 2023 BUILDING CODE; AMENDING SECTION 9-2.1, "CITY OF LAKE WORTH BEACH ADMINISTRATIVE AMENDMENTS TO THE FLORIDA BUILDING CODES ADOPTED", BY ADOPTING BY REFERENCE THE CITY OF LAKE WORTH BEACH ADMINISTRATIVE AMENDMENTS TO THE FLORIDA BUILDING CODE 2023 EDITION; PROVIDING FOR SEVERABILITY, THE REPEAL OF LAWS IN CONFLICT, CODIFICATION, AND AN EFFECTIVE DATE

Action: Motion made by Vice Mayor McVoy and seconded by Commissioner Stokes to approve Ordinance 2024-04 adopting the Florida Building Code 2023 8th Edition with recommended local amendments to Chapter One.

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

UNFINISHED BUSINESS: (1:51:24)

- A. Fifth Amendment to the Lease Agreement with Lutheran Services Florida, Inc.

Action: Motion made by Commissioner Malega and seconded by Commissioner Diaz to approve the Fifth Amendment to the Lease Agreement with Lutheran Services Florida, Inc.

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

NEW BUSINESS: (2:05:27)

- A. Professional Services Agreements for Special Magistrate services (2:05:28)

Action: Motion made by Commissioner Diaz and seconded by Commissioner Stokes to approve the Professional Services Agreements for Special Magistrate Services with Davis & Associates, P.A. for attorney Keith Davis, Wagner Legal Services for attorney Kevin Wagner, and with attorney B. Douglas MacGibbon.

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

- B. Purchase Order with Alan Jay Fleet Services for the procurement of fleet replacement vehicles (2:08:42)

Action: Motion made by Commissioner Malega and seconded by Commissioner Stokes to approve the Purchase Order with Alan Jay Fleet Services for the procurement of fleet replacement vehicles.

Vote: Voice vote showed: AYES: Mayor Resch, Vice Mayor McVoy, Commissioners Malega, Stokes and

Diaz. NAYS: None.

C. Agreement with Homestead Concrete & Drainage Inc. (2:08:53)

Action: Motion made by Commissioner Stokes and seconded by Commissioner Diaz to approve the Agreement with Homestead Concrete & Drainage Inc.

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

D. Nominations to the Technical Advisory Committee (TAC) of the Transportation Planning Agency (2:09:04)

Action: Motion made by Commissioner Diaz and seconded by Vice Mayor McVoy to re-nominate Jamie Brown as TAC Representative and nominate Troy Perry as Alternate to the Technical Advisory Committee of the TPA.

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

UPCOMING MEETINGS AND WORK SESSIONS:

February 9 - pre-agenda work session @ 9 AM

February 20 - regular meeting @ 6 PM

ADJOURNMENT: (2:10:55)

Action: Motion made by Commissioner Stokes and seconded by Vice Mayor McVoy to adjourn the meeting at 8:13 PM.

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

Betty Resch, Mayor

ATTEST:

Melissa Ann Coyne, MMC, City Clerk

Minutes approved February 20, 2024

Item time stamps correspond to the recording on YouTube.