

**MINUTES
CITY OF LAKE WORTH BEACH
REGULAR CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
TUESDAY, JUNE 1, 2021 - 6:00 PM**

The meeting was called to order by Mayor Resch 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: (0:17) Present were Mayor Betty Resch; Vice Mayor Herman Robinson and Commissioners Sarah Malega, Christopher McVoy and Kimberly Stokes. Also present were City Manager Michael Bornstein, City Attorney Glen Torcivia and City Clerk Deborah M. Andrea.

INVOCATION OR MOMENT OF SILENCE: (0:38) led by Vice Mayor Herman Robinson.

PLEDGE OF ALLEGIANCE: (1:02) led by Commissioner Sarah Malega.

AGENDA - Additions/Deletions/Reordering: (1:27)

New Business Item E was moved to the June 15, 2021 regular city commission meeting and New Business Item D was reordered to New Business Item A, thereby reordering New Business A to B, B to C and C to D.

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

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

PRESENTATIONS: (2:27) (there is no public comment on Presentation items)

- A. PBSO update by Captain Todd Baer (2:33)
- B. Recognition of Lake Worth High School graduates (25:00)
- C. Proclamation declaring June 2021 as Pride Month (33:09)
- D. Proclamation declaring June 1-5, 2021 as Code Enforcement Week (35:08)
- E. Proclamation declaring June 2021 as Gun Violence Awareness Month (40:01)

COMMISSION LIAISON REPORTS AND COMMENTS: (47:00)

PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA: (1:02:06)

APPROVAL OF MINUTES: (1:16:09)

Action: Motion made by Commissioner Malega and seconded by Vice Mayor Robinson to approve the following minutes:

- A. Work Session - May 11, 2021

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

CONSENT AGENDA: (1:16:35) (public comment allowed during Public Participation of Non-Agendaed items)

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

- A. Task Order No. 7 with RADISE International, LC for geotechnical engineer services for Test Wells 17B and 18B Project
- B. Change Order 03 to R&D Paving, LLC for the Park of Commerce Phase 2 Project
- C. Standard Insurance Policies for FY 2021/22 Employee Health and Welfare Benefits
- D. Ratification of appointments and reappointments to various Advisory Boards

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

PUBLIC HEARINGS:
There were no Public Hearings on the agenda.

UNFINISHED BUSINESS: (1:17:05)

- A. Temporary Downtown Sidewalk Cafés

Action: Motion made by Commissioner Malega and seconded by Commissioner Stokes to close the downtown temporary outdoor dining on July 9, 2021.

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

NEW BUSINESS: (1:24:20)

- A. (moved from New Business D) Approval of Interim City Manager Contract (1:24:52)

Action: Motion made by Vice Mayor Robinson and seconded by Commissioner Malega to approve Approval of Interim City Manager Contract.

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

- B. (reordered from New Business A) US-1 Multimodal Corridor Study (1:26:00)

Action: Motion made by Commissioner McVoy and seconded by Commissioner Stokes to approve proceeding with the traffic study process by allowing staff to begin FDOT coordination to further illustrate the impacts of lane repurposing on current and future vehicle congestion with the understanding that staff will be bringing the final study results back to the Commission in the form of a presentation at a later date.

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

- C. (reordered from New Business B) Resolution No. 29-2021 and Subordination of Utility Interests with Florida Department of Transportation (FDOT) for I-95 at 6th Avenue South Interchange roadway project (2:02:21)

City Attorney Torcivia did not read the resolution.

RESOLUTION NO. 29-2021, A RESOLUTION OF THE CITY OF LAKE WORTH BEACH, FLORIDA, SUBORDINATING THE CITY'S UTILITY INTERESTS IN CERTAIN LANDS NECESSARY FOR HIGHWAY PURPOSES TO THE INTERESTS OF THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE SUBORDINATION OF CITY UTILITY INTERESTS AGREEMENT ON BEHALF OF THE CITY; PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES

Action: Motion made by Vice Mayor Robinson and seconded by Commissioner Malega to approve Resolution 29-2021 and Subordination of Utility Interests with Florida Department of Transportation (FDOT) for I-95 at 6th Avenue South roadway project.

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

- D. (reordered from New Business C) Resolution No. 30-2021 for the purchase and sale of City property to the Florida Department of Transportation (FDOT) for the 6th Avenue South Interchange roadway project (2:04:57)

City Attorney Torcivia did not read the resolution.

RESOLUTION NO. 30-2021 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, APPROVING AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE PURCHASE AGREEMENT, DEED, RESERVATION OF UTILITY EASEMENT AND SUBORDINATION OF CITY UTILITY INTERESTS AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION; PROVIDING FOR AUTHORIZATION TO EXECUTE OTHER DOCUMENTS REASONABLY NECESSARY TO EFFECTUATE THE PURPOSE OF THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES

Action: Motion made by Commissioner Malega and seconded by Vice Mayor Robinson to approve Resolution No. 30-2021 for the purchase and sale of City property to the Florida Department of Transportation (FDOT) for the 6th Avenue South Interchange roadway project.

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

- E. (moved to June 15, 2021) Ordinance No. 2021-04 – First Reading – An ordinance of the City Commission of the City of Lake Worth Beach, FL, amending the Official Zoning Map

by approving the creation of a Mixed Use Planned Development, located at 1715 North Dixie Highway

- F. Ordinance No. 2021-03 – First Reading – An ordinance of the City Commission of the City of Lake Worth Beach, Florida, amending the Official Zoning Map by approving the creation of a Residential Urban Planned Development District, located at 3300 Boutwell Road (2:17:30)

City Attorney Torcivia read the ordinance by title only.

ORDINANCE NO. 2021-03 AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING THE OFFICIAL ZONING MAP BY APPROVING THE CREATION OF A RESIDENTIAL URBAN PLANNED DEVELOPMENT DISTRICT, LOCATED AT 3300 BOUTWELL ROAD CONSISTING OF APPROXIMATELY 4.746 ACRES AS MORE PARTICULARLY DESCRIBED IN EXHIBIT A, LOCATED WITHIN THE MIXED USE – WEST (MU-W) ZONING DISTRICT WITH A FUTURE LAND USE DESIGNATION OF MIXED USE – WEST (MU-W) SUBJECT TO SPECIFIC DEVELOPMENT STANDARDS SET FORTH IN EXHIBIT B AND CONDITIONS OF APPROVAL SET FORTH IN EXHIBIT C; APPROVING A DEVELOPMENT OF SIGNIFICANT IMPACT; APPROVING A CONDITIONAL USE PERMIT; APPROVING DENSITY AND HEIGHT BONUS INCENTIVES THROUGH THE CITY’S SUSTAINABLE BONUS INCENTIVE PROGRAM; APPROVING THE TRANSFER OF DEVELOPMENT RIGHTS TO OBTAIN AN ADDITIONAL 4.7 UNITS PER ACRE; APPROVING A MAJOR SITE PLAN FOR THE CONSTRUCTION OF A 200-UNIT RESIDENTIAL URBAN PLANNED DEVELOPMENT; PROVIDED FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE

Action: Motion made by Commissioner Malega and seconded by Commissioner Stokes to approve Ordinance No. 2021-03 on first reading and to schedule the second reading and public hearing for June 15, 2021.

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

- G. Discussion regarding the city commission's priorities brought forth by Vice Mayor Herman Robinson (3:35:38)

Action: Motion made by Commissioner McVoy and seconded by Commissioner Malega to extend the meeting.

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

CITY ATTORNEY'S REPORT: (4:00:00)

CITY MANAGER'S REPORT: (4:01:22)

UPCOMING MEETINGS AND WORK SESSIONS:

ADJOURNMENT: (4:17:24)

Action: Motion made by Commissioner Malega and seconded by Vice Mayor Robinson to adjourn the meeting at 10:17 PM.

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

ATTEST:

Betty Resch, Mayor

Melissa Ann Coyne, City Clerk

Minutes Approved: August 17, 2021

Item time stamps refer to the recording of the meeting which is available on YouTube.