

**MINUTES
CITY OF LAKE WORTH BEACH
REGULAR CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
TUESDAY, DECEMBER 5, 2023 – 6:00 PM**

The meeting was called to order by Mayor Resch on the above date at 6:08 PM in the City Commission Chamber located at City Hall, 7 North Dixie Highway, Lake Worth Beach, Florida.

ROLL CALL: (0:41) Present were Mayor Betty Resch, Vice Mayor Christopher McVoy, Commissioners Sarah Malega, Kim Stokes and Reinaldo Diaz. Also present were City Manager Carmen Davis, City Attorney Glen Torcivia and City Clerk Melissa Ann Coyne.

INVOCATION OR MOMENT OF SILENCE: (1:02) was led by Mayor Betty Resch.

PLEDGE OF ALLEGIANCE: (1:57) was led by Commissioner Kim Stokes.

ADDITIONS/DELETIONS/REORDERING: (4:30)

Consent Agenda C, Proclamation declaring December 1, 2023 as World AIDS Day, was moved to Presentation B. Presentation A, a letter from Rep. Mike Caruso, was added to the agenda. The District 3 Public Forum listed under Upcoming Meetings for December 7 would be rescheduled.

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

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

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

A. (added) Eva Sazonova, District Aide to Rep. Mike Caruso, read a letter to the Commission in support of the Gulfstream Hotel (4:56)

B. (moved from Consent Agenda C) Proclamation declaring December 1, 2023 as World AIDS Day (7:13)

COMMISSION LIAISON REPORTS AND COMMENTS: (15:02)

CITY MANAGER'S REPORT: (33:39)

City Manager Davis provided the following report:

- went to the picnic at Bryant Park the previous Sunday
- attended the ground-breaking for the Education Foundation which had a huge turnout
- introduced Troy Perry, the new Assistant City Manager, and thanked him for joining the Lake Worth Beach team

CITY ATTORNEY'S REPORT: (35:14)

City Attorney Torcivia provided the following report:

- would give an update about civility and board building at a future meeting

PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA: (38:23)

APPROVAL OF MINUTES: (1:47:56)

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

A. November 7, 2023 - 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) (2:29:46)

A. Resolution No. 54-2023 - Setting the ballot for the March 19, 2024 General Election

B. First Amendment to The Bohemian Parking Lease Agreement

C. (moved to Presentation A) Proclamation declaring December 1, 2023 as World AIDS Day

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

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

PUBLIC HEARINGS:

A. Resolution No. 49-2023 approving a Release of Easement located between the parcels associated with the Gulfstream Hotel Project (1:48:36)

City Attorney Torcivia did not read the resolution

RESOLUTION NO. 49-2023 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, APPROVING A RELEASE OF EASEMENT LOCATED BETWEEN THE PROPERTIES AT 1 LAKE AVENUE AND 11 LAKE AVENUE, 12 S LAKESIDE DRIVE, AND 14 S LAKESIDE DRIVE; AND PROVIDING FOR RECORDING AND AN EFFECTIVE DATE

Action: Motion made by Commissioner Stokes and seconded by Commissioner Malega to approve Resolution No. 49-2023 approving a Release of Easement located between the parcels associated with the Gulfstream Hotel Project..

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

UNFINISHED BUSINESS: (1:39:34)

A. Consideration of a Proposed Plat for the Seven (7) Parcels Associated with the Gulfstream Hotel Project (1:39:36)

Action: Motion made by Commissioner Malega and seconded by Commissioner Stokes to approve the proposed plat for the seven (7) parcels associated with the Gulfstream Hotel Project

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

B. Establishment of a Temporary Easement for the Abandoned Alley Between the Historic Gulfstream Hotel and the Vacant Parcels to the West Associated With the Historic Gulfstream Hotel Project (2:20:16)

Action: Motion made by Commissioner Malega and seconded by Vice Mayor McVoy to approve a Temporary Easement for the abandoned alley between the historic Gulfstream Hotel and the vacant parcels to the west associated with the Historic Gulfstream Hotel Project.

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

C. Resolution No. 51-2023 – Abandoning the north 20-feet of the 9th Avenue South public right-of-way and abandoning the 10-foot alley right-of-way located between the properties at 821 South Dixie Highway and 808, 818, 824, 826 and 832 South H Street (2:20:43)

City Attorney Torcivia did not read the resolution

RESOLUTION NO. 51-2023 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, DECLARING THE ABANDONMENT OF THE NORTH 20-FEET OF THE 9TH AVENUE SOUTH PUBLIC RIGHT-OF-WAY LOCATED BETWEEN THE PROPERTIES AT 821 S DIXIE HIGHWAY, 901 S DIXIE HIGHWAY AND 832 SOUTH H STREET AND ABANDONMENT OF THE 10-FOOT ALLEY RIGHT-OF-WAY LOCATED BETWEEN THE PROPERTIES AT 821 S DIXIE HIGHWAY AND 808, 818, 824, 826 AND 832 SOUTH H STREET; SUBJECT TO CONDITIONS; AND PROVIDING FOR RECORDING AND AN EFFECTIVE DATE

Action: Motion made by Commissioner Malega and seconded by Vice Mayor McVoy to approve Resolution No. 51-2023 – Abandoning the north 20-feet of the 9th Avenue South public right-of-way and abandoning the 10-foot alley right-of-way located between the properties at 821 South Dixie Highway and 808, 818, 824, 826 and 832 South H Street

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

The meeting recessed at 8:31 PM and reconvened at 8:44 PM.

NEW BUSINESS: (2:36:13)

A. Parking enforcement solutions equipment and related services agreement with IPS Group, Inc. (2:36:27)

Action: Motion made by Commissioner Diaz and seconded by Commissioner Stokes to approve the Parking enforcement solutions equipment and related services agreement with IPS Group, Inc.

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

B. Resolution No. 55-2023 -- Reimbursement and Travel Expense Policy Update (2:36:42)

Action: Motion made by Commissioner Malega and seconded by Vice Mayor McVoy to approve Resolution No. 55-2023 -- Reimbursement and Travel Expense Policy Update.

City Attorney Torcivia did not read the resolution

RESOLUTION NO. 55-2023 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, ADOPTING A CITY OF LAKE WORTH BEACH REIMBURSEMENT AND TRAVEL EXPENSE POLICY AND PROCEDURAL GUIDE PURSUANT TO SECTION 166.021(9), FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO ADMINISTRATIVELY AMEND THE PROCEDURAL GUIDE TO ADDRESS MINOR IMPLEMENTATION AND INTERPRETATION ISSUES; AND, PROVIDING FOR REPEAL OF CONFLICTS AND AN EFFECTIVE DATE

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

C. Consideration of the format for the City Manager's performance discussion brought forward by Commissioner Stokes (2:45:39)

Action: Consensus that the commissioners would have one-one meetings with the City Manager who would then have a copy of the evaluations (which would then be public information), public comment would take place before the commission discussed their evaluations; the City Clerk would tabulate the results during the discussion period (each commissioner having five minutes to speak).

Action: Motion made by Commissioner Stokes and seconded by Commissioner Malega to extend the meeting until 11:00 PM.

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

Vice Mayor McVoy recused himself and left the meeting at 9:45 PM.

D. Agreement with the Law Firm of Ward Damon (3:35:59)

The meeting recessed at 10:22 PM and reconvened at 10:29 PM.

Action: Motion made by Commissioner Malega and seconded by Mayor Resch (who passed the gavel) to approve the Agreement with the Law Firm of Ward Damon.

Action: Motion amended by Commissioner Malega to table and bring the conversation back in the future. **MOTION DIED AS MEETING ENDED WITHOUT A SECOND.**

UPCOMING MEETINGS AND WORK SESSIONS:

December 8 @ 9:00 AM – pre-agenda work session
December 11 @ 5:00 PM – special meeting – CM Performance Evaluation
December 19 @ 6 PM, regular meeting

ADJOURNMENT: (4:45:54)

The meeting adjourned automatically at 11:00 PM.

Betty Resch, Mayor

ATTEST:

Melissa Ann Coyne, MMC, City Clerk

Minutes approved December 19, 2023
Item time stamps correspond to the recording on YouTube.