

**MINUTES
CITY OF LAKE WORTH BEACH
REGULAR CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
TUESDAY, JANUARY 16, 2024 – 6:00 PM**

The meeting was called to order by Mayor Resch on the above date at 6:05 PM in the City Commission Chamber located at City Hall, 7 North Dixie Highway, Lake Worth Beach, Florida.

ROLL CALL: (0:36) 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: (0:52) was led by Commissioner Sarah Malega.

PLEDGE OF ALLEGIANCE: (1:29) was led by Mayor Betty Resch.

ADDITIONS/DELETIONS/REORDERING: (1:55)

Presentation B, Certificates of Achievement to Lake Worth High Beach Jaguars, was reordered to Presentation A. Public Participation was reordered to precede the City Attorney's Report.

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. (reordered from Presentation B) Presentation of Certificates of Achievement to Lake Worth High Beach Jaguars in commemoration of their Championship win brought forward by Commissioner Malega (2:26)
- B. (reordered from Presentation A) Presentation regarding the State of Education by Palm Beach County School Board Member Edwin Ferguson (10:11)
- C. Presentation by Steve Lockwood, President of the Historical Society of Lake Worth, regarding the four Lake Worth Beach City Halls brought forward by Mayor Resch (38:49)
- D. Quarterly CRA Update by Joan Oliva, CRA Director (52:41)
- E. Proclamation declaring January 15, 2024 as Dr. Martin Luther King, Jr. Day (1:10:12)

COMMISSION LIAISON REPORTS AND COMMENTS: (1:14:15)

CITY MANAGER'S REPORT: (1:34:04)

Interim City Manager Brown provided the following report:

- clarified that the Town Hall (Public Forum) on Tuesday, January 23 at North Grade K-8; the intent would be to get out of City Hall and into the community
- explained that the City was behind on some audits due to losing the previous Finance Director; the current Finance Director was in constant communication with the State and the audit would be due on April 1 and the next one would be submitted by June 30; the city would not lose any funding
- there would be a work session on Monday, January 22 for the mobility plan and surplus properties
- the Street Painting Festival would move forward as scheduled; Lauren Bennett, Leisure Services Director, would be leaving the City on Friday
- an RFQ would be put out for tree planting with the scope provided by the Tree and Landscape Board; landscaping would be part of the annual budget going forward
- the new City website would be rolled out on Thursday at 6 pm
- stated that the pool should not be overseen by staff. Step 1 should be an RFQ to determine what could be done at the pool including the operational cost, step 2 would be a public charrette and step 3 would be a special meeting with a visioning session including all the data collected and how to fund it

The meeting recessed at 8:14 PM and reconvened at 8:24 PM.

PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA: (2:21:24)

CITY ATTORNEY'S REPORT: (2:38:53)

A. Discussion regarding the process to search for the new City Manager

City Attorney Torcivia reported that there would be a multiple step process taking five to six months:

- 1) RFP to be prepared and sent out to find a search firm within the next few weeks
- 2) review of those who responded to the RFP (responses would be due late March to early April)
- 3) commission to select a firm for the search in April/May
- 4) firm would conduct the search
- 5) commission would interview and select a new City Manager

APPROVAL OF MINUTES: (2:42:39)

Action: Motion made by Commissioner Stokes and seconded by Vice Mayor McVoy to approve the following minutes:

- A. December 11, 2023 - Special Meeting
- B. December 19, 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) (2:48:01)

- A. Resolution No. 01-2024 – Supporting H.R. 3421, the Medicare for All Bill, brought forward by Commissioner Malega
- B. Resolution No. 02-2024 – FY 2023-2034 Resilient Florida Program Agreement 24SRP21
- C. Community Development Block Grant Project Agreement Amendment 002 for Memorial Park Improvements Phase II
- D. Agreement for Legal Services with Goren, Cherof, Doody & Ezrol, P.A. for Foreclosure of City Code Enforcement Liens and other Legal Services

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

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

PUBLIC HEARINGS:

There were no Public Hearings on the agenda.

UNFINISHED BUSINESS:

There were no Unfinished Business items on the agenda.

NEW BUSINESS: (2:42:56)

- A. Interlocal Agreement with the CRA for micro-transit services with Circuit Transit, Inc. (2:43:01)

Action: Motion made by Commissioner Diaz and seconded by Vice Mayor McVoy to approve the Interlocal Agreement with the CRA for micro-transit services with Circuit Transit, Inc.

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

- B. Ordinance No. 2024-01 - First Reading - amending the City's Pension Plan Ordinance (3:24:30)

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 Vice Mayor McVoy and seconded by Commissioner Malega to approve Ordinance No. 2024-01 on first reading and set the second reading and public hearing for February 6, 2024.

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

C. Consideration of a proposed plat “Cloisters III” for the properties at 508, 510, and 530 South Federal Highway, commonly known as the Cloisters project (3:27:24)

Action: Motion made by Commissioner Malega and seconded by Commissioner Stokes to approve the proposed plat “Cloisters III” for the properties at 508, 510, and 530 South Federal Highway, commonly known as the Cloisters project.

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

D. Agreement with Chen Moore and Associates, Inc. to prepare an Open Space Recreation Master Plan (3:29:33)

Action: Motion made by Commissioner Malega and seconded by Vice Mayor McVoy to extend the meeting until 11 PM.

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

Action: Motion made by Commissioner Diaz and seconded by Commissioner Stokes to approve the Agreement with Chen Moore and Associates, Inc. to prepare an Open Space Recreation Master Plan.

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

E. Consideration of an alcohol beverage distance waiver to allow package sales of alcoholic beverages (wine only) at 500 North Dixie Highway (4:08:46)

Action: Motion made by Commissioner Stokes and seconded by Commissioner Diaz to approve an alcohol beverage distance waiver to allow package sales of alcoholic beverages (wine only) at 500 North Dixie Highway.

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

- E. Ordinance No. 2024-04 - First Reading - adopting the Florida Building Code 2023 8th Edition with recommended local amendments to Chapter One (4:13:12)

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 Commissioner Malega and seconded by Vice Mayor McVoy to approve Ordinance 2024-04 on first reading and set the second reading and public hearing for February 6, 2024.

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

UPCOMING MEETINGS AND WORK SESSIONS:

January 22 @ 5 PM - work session

January 23 @ 6:30 PM - District 3 Public Forum (OPEN TO ALL)

January 30 @ 6 PM - utility meeting

February 6 @ 6 PM - regular meeting

ADJOURNMENT: (4:14:03)

Action: Motion made by Commissioner Malega and seconded by Commissioner Stokes to adjourn the meeting at 10:14 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 6, 2024

Item time stamps correspond to the recording on YouTube.