

**RESOLUTION NO. 62-2025 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, APPROVING THE SUBMISSION OF AN APPLICATION TO THE UNITED STATES ARMY CORPS OF ENGINEERS FOR CONSENT TO INSTALL CONDUITS IN THE FEDERAL RIGHT-OF-WAY WITHIN THE INTRACOASTAL WATERWAY; PROVIDING AUTHORIZATION TO EXECUTE THE APPLICATION, CONSENT TO EASEMENT AGREEMENT, AND OTHER REQUIRED DOCUMENTATION FOR THE PROJECT; AND PROVIDING CONFLICTS AND AN EFFECTIVE DATE**

**WHEREAS**, the City of Lake Worth Beach is in the process of replacing its subaqueous cable within the federal right-of-way of the Intracoastal Waterway, which cable contains the City's antiquated electric distribution line ("Project"); and

**WHEREAS**, the City previously completed the Project's design based on written consent from the United States Army Corps of Engineers (USACE) for the City's design team to conduct geotechnical testing in the federal right-of-way within the Intracoastal Waterway; and

**WHEREAS**, the City now needs a new written consent from USACE to install the new subaqueous cable within the federal right-of-way; and

**WHEREAS**, the City must submit a written application to USACE for such consent, which written application must be signed by a City authorized signatory; and

**WHEREAS**, if USACE approves the City's application for written consent, the City's authorized signatory will be required to sign a USACE Consent to Easement Agreement; and

**WHEREAS**, as the Project proceeds, there may be additional documents the City's authorized signatory must sign to keep the Project on schedule and for Project completion; and

**WHEREAS**, authorizing the Mayor or designee to sign the consent application, the Consent to Easement Agreement, and future project documents for the City will assist in keeping the project on schedule for completion; and,

**WHEREAS**, the City Commission finds adopting this Resolution serves a valid public purpose.

NOW THEREFORE BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LAKE WORTH BEACH, FLORIDA, that:

**Section 1.** The foregoing recitals are hereby incorporated into this Resolution as true and correct statements of the City Commission of the City of Lake Worth Beach, Florida.

**Section 2.** The Mayor or designee is hereby authorized to execute the application for USACE's written consent for the Project's cable installation. After legal review and approval by the City's project manager and City Manager, the Mayor or designee is also authorized to approve the USACE's Consent to Easement Agreement and any other Project documents reasonably necessary for completion of the Project.

**Section 3.** All resolutions or parts of resolutions are hereby amended to the extent that they

are in conflict with this Resolution.

**Section 4** This Resolution shall become effective immediately upon passage.

The passage of this resolution was moved by Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

Mayor Betty Resch  
Vice Mayor Sarah Malega  
Commissioner Christopher McVoy  
Commissioner Mimi May  
Commissioner Anthony Segrich

The Mayor thereupon declared this resolution duly passed and adopted on the \_\_\_\_ day of \_\_\_\_\_ 2025.

LAKE WORTH BEACH CITY COMMISSION

By: \_\_\_\_\_  
Betty Resch, Mayor

ATTEST:

\_\_\_\_\_  
Melissa Ann Coyne, MMC, City Clerk