

**MINUTES
CITY OF LAKE WORTH BEACH
REGULAR CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
TUESDAY, MAY 21, 2024 – 6:00 PM**

The meeting was called to order by Mayor Resch on the above date at 6:02 PM in the City Commission Chamber located at City Hall, 7 North Dixie Highway, Lake Worth Beach, Florida.

ROLL CALL: (0:35) Present were Mayor Betty Resch, Commissioners Christopher McVoy (via Zoom), Mimi May and Reinaldo Diaz. Also present were Interim City Manager Jamie Brown, City Attorney Elizabeth Lenihan and City Clerk Melissa Ann Coyne. Vice Mayor Malega was absent.

INVOCATION OR MOMENT OF SILENCE: (1:03) was led by Commissioner Mimi May.

PLEDGE OF ALLEGIANCE: (1:32) was led by Mayor Betty Resch.

ADDITIONS/DELETIONS/REORDERING:

A proclamation declaring May 10-16, 2024 as National Police Week was added to the agenda that morning as Presentation C; the other proclamations were reordered as Presentations A and B. Presentation A, PBSO Crime Stats Update was reordered as Presentation D.

PRESENTATIONS: (there is no public comment on Presentation items) (2:34)

- A. (reordered from Presentation D) Proclamation declaring May 19 - 25, 2024 as National Public Works Week (2:38)
- B. (reordered from Presentation E) Proclamation declaring May 20 - 27, 2024 as National Beach Safety Week (6:36)
- C. (reordered from Presentation A) PBSO Crime Stats Update by Capt. Baer (9:38)
- D. (added) Proclamation declaring May 10 – 16, 2024 as National Police Week (45:36)
- E. (included in PBSO Update) Presentation regarding PBSO Mobile Response Teams by Capt. Foley

COMMISSION LIAISON REPORTS AND COMMENTS: (49:19)

CITY MANAGER'S REPORT: (1:06:51)

Interim City Manager Brown provided the following report:

- Vegetation amnesty would be on-going during the month of May; residents should not put debris out before a storm
- WMODA charrette would be held tomorrow and be livestreamed
- Two lifeguard towers had been installed; the last would be installed on May 30 and the upper parking lot would be closed
- On May 31 the historical markers would be unveiled at I.A. Banks Cemetery at 6 PM
- The ribbon cutting for Memorial Park at Harold Grimes field would be held on June 11
- Congratulated the Mayor on her installation to the PBC League of Cities board
- The three year Federal Highway project with construction would begin on June 18: 10th Avenue South to 6th Avenue North would take nine to ten months, 10th Ave North to Arlington would be done next year and 10th Avenue South to the border with the Town of Lantana would be done the following year.

CITY ATTORNEY'S REPORT: (1:11:07)

A. House Bill 1365 and Enforcement of No Camping Ordinances

PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA:
(1:15:09)

The meeting recessed at 8:45 PM and reconvened at 9:09 PM.

APPROVAL OF MINUTES: (3:08:02)

Action: Motion made by Commissioner McVoy and seconded by Commissioner Diaz to approve the following minutes:

- A. April 23, 2024 - special meeting
- B. April 30, 2024 - work session
- C. May 7, 2024 - regular meeting

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

CONSENT AGENDA: (public comment allowed during Public Participation of Non-Agendaed items)
3:08:12)

Action: Motion made by Commissioner May and seconded by Commissioner Diaz to approve the Consent Agenda.

- A. Settlement Agreement in Case No. 50-2024-CA-001350, City of Lake Worth Beach v ALC Home Services

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

PUBLIC HEARINGS: (3:08:20)

- A. Ordinance No. 2024-05 - Second Reading – amending Chapter 23 “Land Development Regulations,” Article 2 “Administration,” Division 3 “Permits,” Section 23.2-39 “Affordable/Workforce Housing Program” to provide minor changes for clarity to the Affordable/Workforce Housing Program Tiers (3:08:50)

City Attorney Lenihan read the ordinance by title only:

ORDINANCE 2024-05 - AN ORDINANCE OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING CHAPTER 23 “LAND DEVELOPMENT REGULATIONS,” SECTION 23.2-39 “AFFORDABLE/WORKFORCE HOUSING PROGRAM,” AND PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION AND AN EFFECTIVE DATE

Action: Motion made by Commissioner McVoy and seconded by Commissioner Diaz to approve Ordinance No. 2024-05 amending Chapter 23 “Land Development Regulations,” Article 2 “Administration,” Division 3 “Permits,” Section 23.2-39 “Affordable/Workforce Housing Program” to provide minor changes for clarity to the Affordable/Workforce Housing Program Tiers.

Action: Amended Motion made by Commissioner McVoy and seconded by Commissioner Diaz to approve Ordinance No. 2024-05 amending Chapter 23 “Land Development Regulations,” Article 2 “Administration,” Division 3 “Permits,” Section 23.2-39 “Affordable/Workforce Housing Program” to provide minor changes for clarity to the Affordable/Workforce Housing Program Tiers, excluding the SFR component.

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

Action: Motion made by Commissioner Diaz and seconded by Commissioner May to extend the meeting until 11 pm.

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

B. Ordinance No. 2024-06 - Second Reading – amending multiple sections of Chapter 23 “Land Development Regulations” to address several housekeeping items and minor changes for clarity (3:46:29)

City Attorney Lenihan read the ordinance by title only:

ORDINANCE 2024-06 - AN ORDINANCE OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING CHAPTER 23 “LAND DEVELOPMENT REGULATIONS”, ARTICLE 1 “GENERAL PROVISIONS,” DIVISION 2 “DEFINITIONS”; SECTION 23.1-12 – DEFINITIONS; ARTICLE 2 ‘ADMINISTRATION,” DIVISION 3 “PERMITS,” SECTION 23.2-28 ADMINISTRATIVE ADJUSTMENTS/ ADMINISTRATIVE USE PERMITS; ARTICLE 3 “ZONING DISTRICTS,” DIVISION 2, “RESIDENTIAL DISTRICTS,” SECTION 23.3-7 – SF-R - SINGLE-FAMILY RESIDENTIAL, SECTION 23.3-8 – SF-TF 14 - SINGLE-FAMILY AND TWO-FAMILY RESIDENTIAL, SECTION 23.3-10 – MF-20 - MULTI-FAMILY RESIDENTIAL, SECTION 23.3-11 – MF-30 – MEDIUM DENSITY MULTI-FAMILY RESIDENTIAL, AND SECTION 23.3-12 – MF-40 – HIGH DENSITY MULTI-FAMILY RESIDENTIAL; ARTICLE 3 “ZONING DISTRICTS,” DIVISION 3, “MIXED USE DISTRICTS,” SECTION 23.3-13 – MU-E – MIXED USE EAST AND SECTION 23.3-16 – MU-FH – MIXED USE – FEDERAL HIGHWAY; ARTICLE 4 “DEVELOPMENT STANDARDS,” SECTION 23.4-3 EXTERIOR LIGHTING, SECTION 23.4-4 FENCES, WALLS AND GATES, SECTION 23.4-16 MECHANICAL SYSTEMS/EQUIPMENT FOR EXISTING RESIDENTIAL STRUCTURES, AND SECTION 23.4-19 OUTDOOR STORAGE AND OPEN-AIR OPERATIONS; ARTICLE 5 “SUPPLEMENTAL REGULATIONS,” SECTION 23.5-1 SIGNS AND SECTION 23.5-4 HISTORIC PRESERVATION; AND PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION AND AN EFFECTIVE DATE

Action: Motion made by Commissioner Diaz and seconded by Commissioner May to approve Ordinance No. 2024-06 amending multiple sections of Chapter 23 “Land Development Regulations” to address several housekeeping items and minor changes for clarity.

Action: Amended Motion made by Commissioner Diaz and seconded by Commissioner May to approve Ordinance No. 2024-06 amending multiple sections of Chapter 23 “Land Development Regulations” to address several housekeeping items and minor changes for clarity, including the recommendation from the Planning and Zoning Board for building lot coverage, deleting some of the definition of accessory dwelling unit and removing synchronized with audible music from Exhibit J.

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

- C. Ordinance No. 2024-07 - Second Reading – amending Chapter 23 “Land Development Regulations,” Article 4 “Development Standards,” Section 23.4-25 “Micro-units” to provide minor changes to the development standards for Micro-Units (3:57:26)

City Attorney Lenihan read the ordinance by title only:

ORDINANCE 2024-07 - AN ORDINANCE OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING CHAPTER 23 “LAND DEVELOPMENT REGULATIONS,” ARTICLE 4 “DEVELOPMENT STANDARDS,” SECTION 23.4-25 “MICRO-UNITS,” AND PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION AND AN EFFECTIVE DATE

Action: Motion made by Commissioner May and seconded by Commissioner McVoy to approve Ordinance No. 2024-07 amending Chapter 23 “Land Development Regulations,” Article 4 “Development Standards,” Section 23.4-25 “Micro-units” to provide minor changes to the development standards for Micro-Units.

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

UNFINISHED BUSINESS:

There were no Unfinished Business items on the agenda.

NEW BUSINESS: (3:58:41)

- A. Request from the Developer of the Residences of Lake Worth Beach to Waive the Required Sustainable Bonus Incentive Program Fee to the City (4:58:44)

Action: Motion made by Commissioner Diaz and seconded by Commissioner McVoy to approve the request from the developer of the Residences of Lake Worth Beach to waive half of the required Sustainable Bonus Incentive Program Fee to the City.

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

- B. Agreement with Brandano Display, Inc. for Downtown Decorative Lighting and Maintenance (4:30:28)

Action: Motion made by Commissioner May and seconded by Commissioner Diaz to approve the Agreement with Brandano Display, Inc. for Downtown Decorative Lighting and Maintenance.

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

- C. Agreement with RDK Assets, Inc. d/b/a RDK Truck Sales for the rental of waste removal collection vehicles (4:32:10)

Action: Motion made by Commissioner McVoy and seconded by Commissioner Diaz to approve the Agreement with RDK Assets, Inc. d/b/a RDK Truck Sales for the rental of waste removal collection vehicles.

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

UPCOMING MEETINGS AND WORK SESSIONS:

May 28 - utility meeting @ 6 pm

June 4 - regular meeting @ 6 pm

ADJOURNMENT: (4:33:50)

Action: Motion made by Commissioner McVoy and seconded by Commissioner Diaz to adjourn the meeting at 10:35 PM.

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

ATTEST:

Betty Resch, Mayor

Melissa Ann Coyne, MMC, City Clerk

Minutes approved June 4, 2024

Item time stamps correspond to the recording on YouTube.