

**MINUTES  
CITY OF LAKE WORTH BEACH  
REGULAR CITY COMMISSION MEETING  
CITY HALL COMMISSION CHAMBER  
TUESDAY, MARCH 21, 2023 – 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:** (0:29) Present were Mayor Betty Resch, Vice Mayor Christopher McVoy, Commissioners Kimberly Stokes and Reinaldo Diaz. Also present were City Manager Carmen Davis, City Attorney Glen Torcivia and City Clerk Melissa Ann Coyne. Commissioner Sarah Malega was absent.

**INVOCATION OR MOMENT OF SILENCE:** (1:06) was led by Mayor Betty Resch.

**PLEDGE OF ALLEGIANCE:** (1:42) was led by Commissioner Reinaldo Diaz.

**ADDITIONS/DELETIONS/REORDERING:** (2:02)

New Business I, Resolution No. 09-2023 opposing House Bill 1011 (HB1011) that only specified flags may be flown by local governments was added to the agenda.

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

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

**PRESENTATIONS:** (2:36) (there is no public comment on Presentation items)

- A. Historic Preservation Board Update by Board Chair Stephen Pickett (2:45)
- B. Planning & Zoning Board Update by Board Member Alexander Cull (12:30)
- C. Proclamation declaring March 31, 2023 as The Lord's Place SleepOut to End Homelessness Awareness Day (21:26)
- D. Proclamation declaring March 2023 as National Ethics Awareness Month (23:58)
- E. Proclamation declaring March 2023 as Florida Bicycle Month (25:37)

**COMMISSION LIAISON REPORTS AND COMMENTS:** (28:23)

**CITY MANAGER'S REPORT:** (45:39)

City Manager Davis provided the following report:

- attended Conversations with the Deputy where the PBSO bodycams were shown to the residents

**PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA:** (47:44)

**APPROVAL OF MINUTES:** (53:10)

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

- A. Regular Meeting - March 7, 2023
- B. Pre-Agenda Work Session - March 8, 2023

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

**CONSENT AGENDA:**

There were no items on the Consent Agenda.

**PUBLIC HEARINGS:** (53:29)

- A. Ordinance 2023-02 - First Reading - Consideration of an ordinance amending Chapter 23 “Land Development Regulations,” Article 2 “Administration,” Division 3 “Permits,” Section 23.2-39 “Affordable/Workforce Housing Program” to provide clarification on the combination of incentives, qualifications for affordability, participation in other entity programs, and providing additional affordability buy downs provisions. (53:30)

City Attorney Torcivia read the ordinance by title only.

ORDINANCE 2023-02 - AN ORDINANCE OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING CHAPTER 23 SECTION 23.2-39 “AFFORDABLE/WORKFORCE HOUSING PROGRAM,” PROVIDING FOR CLARIFICATION ON COMBINATION OF INCENTIVES, QUALIFICATIONS FOR AFFORDABILITY AND PARTICIPATION IN OTHER ENTITY PROGRAMS AND PROVIDING FOR ADDITIONAL AFFORDABILITY BUY DOWN PROVISIONS; AND PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION AND AN EFFECTIVE DATE

**Action:** Motion made by Vice Mayor McVoy and seconded by Commissioner Diaz to approve Ordinance 2023-02 on first reading, setting the second reading and public hearing for April 4, 2023.

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

- B. Ordinance Nos. 2023-03 & 2023-04 - First Reading - A City-initiated small-scale Future Land Use Map (FLUM) amendment (Ordinance 2023-03) and a Zoning Map amendment

(Ordinance 2023-04) on behalf of For The Children Inc (Lessee) located on City owned property at 1718 South Douglas Street (1:02:09)

City Attorney Torcivia read the ordinances by title only.

ORDINANCE NO. 2023-03 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING THE CITY'S COMPREHENSIVE PLAN FUTURE LAND USE MAP THROUGH A SMALL SCALE MAP AMENDMENT FROM THE FUTURE LAND USE (FLU) DESIGNATION OF PUBLIC RECREATION AND OPEN SPACE (PROS) TO THE PUBLIC (P) FLU DESIGNATION ON THE PROPERTY GENERALLY LOCATED AT THE EAST SIDE OF SOUTH DOUGLAS STREET, WEST OF THE FEC RAILWAY, SOUTH OF LATONA AVENUE, AND NORTH HILLBRATH DRIVE AT 1718 SOUTH DOUGLAS STREET, AND AS MORE PARTICULARLY DESCRIBED IN EXHIBIT A; PROVIDING THAT CONFLICTING ORDINANCES ARE REPEALED; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

ORDINANCE NO. 2023-04 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING THE CITY'S OFFICIAL ZONING MAP FROM THE ZONING DISTRICT OF PUBLIC RECREATION AND OPEN SPACE (PROS) TO PUBLIC (P) ON THE PROPERTIES GENERALLY LOCATED AT THE EAST SIDE OF SOUTH DOUGLAS STREET, WEST OF THE FEC RAILWAY, SOUTH OF LATONA AVENUE, AND NORTH HILLBRATH DRIVE AT 1718 SOUTH DOUGLAS STREET, AND AS MORE PARTICULARLY DESCRIBED IN EXHIBIT A; PROVIDING THAT CONFLICTING ORDINANCES ARE REPEALED; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

**Action:** Motion made by Vice Mayor McVoy and seconded by Commissioner Stokes to approve Ordinance 2023-03 on first reading, setting the second reading and public hearing for April 4, 2023.

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

**Action:** Motion made by Commissioner Stokes and seconded by Vice Mayor McVoy to approve Ordinance 2023-04 on first reading, setting the second reading and public hearing for April 4, 2023.

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

**UNFINISHED BUSINESS:** (1:08:03)

A. Discussion on Solicitation for L & M Streets Property Development (1:08:08)

**Action:** Motion made by Commissioner Stokes and seconded by Commissioner Diaz to approve supporting the issuance of a Request for Proposal (RFP) for the L and M Property Development achieved through a joint meeting with the CRA in May, as a two-phase solicitation, with Phase I being the qualification process and Phase II being the final selection, incorporating as many

of the design criteria discussed as possible, with the evaluation criteria brought back to the City Commission for approval.

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

B. Resolution No. 07-2023 – Approving the Amendment to the Fees & Charges for Mobile Home Park Solid Waste & Recycling (2:39:16)

City Attorney Torcivia did not read the resolution.

RESOLUTION NO. 07-2023 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING THE FEES AND CHARGES SCHEDULE FOR MOBILE HOME PARK SOLID WASTE AND RECYCLING FOR FISCAL YEAR 2023; PROVIDING FOR CONFLICTS AND PROVIDING FOR AN EFFECTIVE DATE

**Action:** Motion made by Commissioner Stokes and seconded by Commissioner Diaz to approve Resolution 07-2023 – approving the amendment to the Fees & Charges for Mobile Home Park Solid Waste & Recycling.

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

**NEW BUSINESS:** (2:40:20)

**Action:** Motion made by Vice Mayor McVoy and seconded by Commissioner Stokes to move New Business I to New Business A and then address the rest of the New Business items.

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

A. (moved from New Business I) Resolution No. 09-2023 opposing House Bill 1011 (HB1011) that only specified flags may be flown by local governments (2:40:32)

City Attorney Torcivia did not read the resolution.

RESOLUTION NO. 09-2023 -- A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKE WORTH BEACH, FLORIDA, URGING ALL MEMBERS OF THE FLORIDA LEGISLATURE TO OPPOSE HOUSE BILL 1011 ("HB 1011") DISPLAY OF FLAGS BY GOVERNMENTAL ENTITIES; DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

**Action:** Motion made by Commissioner Stokes and seconded by Vice Mayor McVoy to approve Resolution No. 09-2023 and accept the changes that the Mayor works on with the City Attorney.

**Vote:** Voice vote showed: AYES: Mayor Resch, Vice Mayor McVoy, and Commissioners Stokes

and Diaz. NAYS: None. ABSENT: Commissioner Malega.

B. (previously A) Continuing Contracts for Professional Services for Civil Engineering - Water category (2:53:35)

**Action:** Motion made by Commissioner Stokes and seconded by Commissioner Diaz to approve the Agreements for Continuing Contracts for professional services for Civil Engineering – Water with Mock, Roos & Associates, Inc, Kimley-Horn and Associates, Inc., Holtz Consulting Engineers, Inc. and Chen Moore and Associates, Inc.

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

C. (previously B) Continuing Contracts for Professional Services for Civil Engineering - Transportation Category (2:56:01)

**Action:** Motion made by Commissioner Stokes and seconded by Vice Mayor McVoy to approve the Agreements for Continuing Contracts for professional services for Civil Engineering – Transportation with WGI, Inc, Mock, Roos & Associates, Inc, Kimley-Horn and Associates, Inc. and Stantec, Inc.

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

D. (previously C) Continuing Contracts for Professional Services for Hydrogeological Category (3:56:24)

**Action:** Motion made by Commissioner Stokes and seconded by Commissioner Diaz to approve the Agreements for Continuing Contracts for professional services for Hydrogeological Engineering with JLA Geosciences, Inc. and Stantec, Inc

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

E. (previously D) Continuing Contracts for Professional Services for Architecture Category (3:11:42)

**Action:** Motion made by Commissioner Diaz and seconded by Commissioner Stokes to approve the Agreements for Continuing Contracts for professional services for Architecture with CPZ Architects, Inc., ACAI Architects, Inc. Song + Associates, Inc. and WGI, Inc.

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

F. (previously E) Continuing Contracts for Professional Services for Surveying Category (2:57:17)

**Action:** Motion made by Commissioner Stokes and seconded by Vice Mayor McVoy to approve the Agreements for Continuing Contracts for professional services for Surveying with WGI, Inc., Dennis J. Leavy & Associates, Engenuity Group, Inc and Aviom & Associates.

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

G. (previously F) Agreement with Advanced Data Solutions to provide digitizing of property files (2:57:55)

**Action:** Motion made by Commissioner Stokes and seconded by Vice Mayor McVoy to approve the professional services agreement with Advanced Data Solutions, Inc.

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

H. (previously G) Agreement with AndCo Consulting LLC for Investment Consulting Services (3:00:38)

**Action:** Motion made by Commissioner Stokes and seconded by Commissioner Diaz to approve the agreement with AndCo Consulting LLC investment consulting services, not to exceed \$30,000 annually.

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

I. (previously H) Resolution No. 06-2023 – Clarifying Article III, Section 3 of the City Charter so that the designation of appointments be done annually at the first meeting in April (3:02:17)

City Attorney Torcivia did not read the resolution.

RESOLUTION NO. 06-2023 OF THE CITY OF LAKE WORTH BEACH, FLORIDA,  
AMENDING ARTICLE III, SECTION 3 OF THE CITY CHARTER TO CLARIFY  
THAT DESIGNATION OF APPOINTMENTS BE HELD ON AN ANNUAL BASIS;  
AND PROVIDING AN EFFECTIVE DATE

**Action:** Motion made by Commissioner Stokes and seconded by Commissioner Diaz to approve Resolution No. 06-2023 – Clarifying Article III, Section 3 of the City Charter so that the designation of appointments be done annually at the first meeting in April.

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

(moved to New Business A from New Business I) Resolution No. 09-2023 opposing House Bill 1011 (HB1011) that only specified flags may be flown by local governments

**CITY ATTORNEY'S REPORT:**

City Attorney Torcivia did not provide a report.

**UPCOMING MEETINGS AND WORK SESSIONS:**

March 22 - Pre-agenda Work Session @ 9 am

March 28 - Utility @ 6 pm

April 4 - Regular @ 6 pm

**ADJOURNMENT:** (3:02:54)

**Action:** Motion made by Vice Mayor McVoy and seconded by Commissioner Stokes to adjourn the meeting at 9:09 PM.

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

\_\_\_\_\_  
Betty Resch, Mayor

ATTEST:

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

Minutes approved April 4, 2023.

Item time stamps correspond to the video recording of the meeting on YouTube.