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ORDINANCE NO. 2026-07 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, REPEALING SECTION 2-9 AND ARTICLES V, IX, XI, XV, XVI, XVII, XX, XXI, AND XXIII OF CHAPTER 2 AND SECTIONS 13-1, 13-2, 13-3, AND 13-4 OF CHAPTER 13, AND ADDING A NEW ARTICLE IV OF CHAPTER 2 OF THE CODE OF ORDINANCES REGARDING AGENCIES, BOARDS AND COMMITTEES OF THE CITY, INCLUDING PROCEDURES FOR THE APPOINTMENT OF MEMBERS AND TERMS OF OFFICE, ATTENDANCE, AND RESIDENCY REQUIREMENTS OF MEMBERS AND THE POWERS AND DUTIES OF ALL AGENCIES, BOARDS AND COMMITTEES OF THE CITY; PROVIDING FOR SEVERABILITY, REPEAL, CODIFICATION, AND AN EFFECTIVE DATE

WHEREAS, the City of Lake Worth Beach, Florida (the “City”) is a duly constituted municipality having such power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the City Commission desires to encourage community involvement through participation in City boards; and

WHEREAS, the City Commission wishes to review the makeup of each board every even year beginning October 2026; and

WHEREAS, the City Commission also desires to consolidate various articles and sections of the Code that deal with agencies, boards and committees of the City into one article of the Code for clarity; and

WHEREAS, the Enterprise Zone Development Agency was not constituted, as the State disapproved the formation of new Enterprise Zones; and

WHEREAS, the City Community Relations Board was sunset in 2012; and

WHEREAS, the City Sister Board was sunset in 2017; and

WHEREAS, the City Recreation Advisory Board was sunset in 2023; and

WHEREAS, the City Commission desires to sunset the Lake Worth Public Library Board; and

WHEREAS, the City Commission has reviewed the amendments set forth in this ordinance regarding agencies, boards and committees of the City and has determined that the amendments are in the best interest of the public health, safety and general welfare of the City, its residents and visitors and serve a valid public purpose.

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

Section 1: That the foregoing “WHEREAS” clauses are ratified and confirmed as being true and correct findings of the City Commission and are made a specific part of this ordinance as if set forth herein.

55 **Section 2:** The following are hereby repealed:

56
57 Chapter 2, Article I, Section 2-9, "City board appointment process, terms of office, and residence
58 requirement";

59
60 Chapter 2, Article V "Community Redevelopment Agency";

61
62 Chapter 2, Article IX "Tree and Landscape Board";

63
64 Chapter 2, Article XI. "City Recreation Advisory Board";

65
66 Chapter 2, Article XV "City of Lake Worth Sister City Board";

67
68 Chapter 2, Article XVI "City Community Relations Board";

69
70 Chapter 2, Article XVII "City of Lake Worth Finance Advisory Board";

71
72 Chapter 2, Article XX "Electric Utility Advisory Board";

73
74 Chapter 2, Article XXI "Enterprise Zone Development Agency";

75
76 Chapter 2, Article XXIII "Business Advisory Board"; and

77
78 Chapter 13, Sections 13-1, 13-2, 13-3, and 13-4 regarding the Lake Worth Public Library Board.

79
80
81 **Section 3.** A new Article IV of Chapter 2 of the Code of Ordinances is hereby added to read
82 as follows:

83
84 **ARTICLE IV. AGENCIES, BOARDS, AND COMMITTEES OF THE CITY**

85 **Division 1. - Generally**

86
87 **Sec. 2-48. Appointment of members, terms of office, residency, attendance, and ethics**
88 **requirements.**

89
90 (a) Appointment. Members of city agencies, boards, and committees (collectively,
91 "boards") created by the city commission shall be appointed as follows:

92
93 1. Whenever there is a vacancy on a board, the city clerk, or designee, will, post the
94 open position(s) on the city's website along with an application form. Positions will
95 remain posted until filled. To the extent possible, the city commission shall fill any
96 vacancy within sixty (60) days.

97 2. Individuals interested in becoming a member of a board must complete and submit
98 an application form on the city's website.

99 3. The city commission will hold interviews to fill vacancies and to periodically review
100 and refresh the membership of the boards so that each board will have a full roster
101 of members.

102 4. The board appointments will be effective upon ratification by the city commission
103 during a public meeting.

104
105 (b) Terms. The members of all boards shall be appointed for an unspecified term, shall
106 serve solely at the pleasure of the city commission, and may be removed from their

107 appointment at any time without cause by a majority vote of the city commission. Upon
108 the removal of any member, or upon a vacancy for any reason, a new member shall
109 be appointed by the city commission; however, all members are eligible for
110 reappointment.

111

112 (c) Residency. Each person who serves on any board created by the city commission
113 shall either maintain a bona fide residence in the city, own a business having a
114 permanent location in the City, or be an executive or manager representative of a
115 business entity having a permanent business location in the city. Whenever an
116 appointment to any such board is to be made and the city commission's ranking results
117 in a tie, if the choice is between a person who maintains a bona fide residence in the
118 city and a person who does not maintain a bona fide residence in the city, and the
119 person who maintains a bona fide residence in the city meets all other requirements
120 of the position to be filled, they shall be appointed. All other city commission rankings
121 that result in a tie shall be decided by majority vote. A bona fide residence, for the
122 purpose of this section, is a permanent domicile which has been acquired with the
123 intention of it being the applicant's primary residence. There is an exception for the
124 Electric Utility Advisory Board which requires a member who receives electric service
125 from the city who does not reside in the municipal boundaries.

126

127 (d) Attendance. If any member of a board shall fail to be present at three (3) consecutive
128 regularly scheduled meetings or at twenty (20) percent of the regularly scheduled
129 meetings of the board held within any twelve (12) month period for boards that meet
130 monthly or within any twenty-four (24) month period for boards that meet less often
131 than monthly, the city clerk shall declare the member's office vacant, and the city
132 commission shall fill such vacancy in accordance with the procedures for appointment
133 as set forth in this section. If any member of the Community Redevelopment Agency
134 (CRA) shall fail to be present as provided in this paragraph, the city clerk shall not
135 declare the member's office vacant but shall instead schedule the matter for hearing
136 before the city commission. Any exceptions for missed meetings due to extenuating
137 circumstances shall be reviewed by the city clerk on a case by case basis.

138

139 (e) Ethics. Each person who serves on any board created by the city commission shall
140 attend ethics training annually. The ethics training shall be in compliance with the
141 requirements of the Palm Beach County Code of Ethics. Newly appointed board
142 members must complete their first ethics training within 30 days of their appointment
143 and provide proof of training to the city clerk, or designee, in order to be a voting
144 member at their first meeting.

145

146

Sec. 2-49. Meetings

147

148 (a) Meetings, including workshops, of each board are subject to sunshine law, shall be
149 open to the public, properly noticed and minutes shall be kept. A public record of the
150 board's minutes and resolutions shall be maintained and made available for inspection
151 by the public and posted to the city's website by the staff liaison.

152

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155

(b) All city boards are authorized to convert any publicly noticed meeting into a workshop
session when a quorum is not reached at said meeting. The decision to convert the
meeting into a workshop shall be determined by the chair, vice-chair or other member
of the board, who is present at and performing the role of chair during the meeting. No

156 official action shall be taken at any workshop and the discussion should be limited to
157 the items on the agenda for the publicly noticed meeting.

158 (c) Quorum. A majority of the seats on the board make up a quorum. Up to two (2)
159 members of an advisory board may participate and vote through electronic means at
160 a meeting or workshop and vote in a meeting if a quorum of the Board is physically
161 present at the meeting or workshop location. A member may only participate through
162 electronic means due to extenuating circumstances with proper notice given to the
163 staff liaison in advance.

164 (d) Staff liaison. Each board shall have a staff liaison who attends the board meetings.
165 The staff liaison shall serve only in an advisory capacity and have a continuing
166 responsibility to explain the organization, responsibilities and objectives to the board.
167 The staff liaison shall be the official medium of communication between the city
168 commission and the board..

169 (e) Officers. Each board shall elect officers to fill the positions in this subsection. The term
170 for each officer is one (1) calendar year from the date of appointment. There is no limit
171 to the number of terms an officer may serve. If an officer resigns, that position shall be
172 filled for the remainder of the term and not as a new term. The CRA is not required to
173 elect a Secretary and the terms for Chair and Vice Chair of the CRA are for two (2)
174 calendar years from the date of appointment.

175 1. Chair. Presides at meetings of the board and makes presentations, written and
176 oral, on behalf of the board to the city commission and the city manager. The chair
177 must be a member of the board.

178 2. Vice-chair. Performs the duties of the chairperson in his/her/their absence. The
179 vice-chair must be a member of the board.

180 3. Secretary. Records the minutes and attendance at each meeting. The secretary
181 may be a member of the board or the staff liaison.

182 (f) Public comment. Members of the public are permitted to participate upon opening of
183 the floor for public comment by the Chair. The time shall be limited to three (3) minutes
184 per public participant on matters not on the agenda and two (2) minutes per public
185 participant on all issues on the agenda.

186
187 (g) All boards created by general law, special act of the legislature, or pursuant to other
188 authority, shall follow the requirements of the enabling legislation when such
189 legislation is in conflict with this Ordinance.

190
191 **Division 2. – Advisory Boards.**

192
193 **Sec. 2-50. Business Advisory Board.**

194 (a) The business advisory board shall act in an advisory-only capacity to the city manager
195 and city commission. The business advisory board shall promote business
196 development and support and sustain existing businesses within the city by identifying
197 business opportunities and acting as a liaison between the owners of businesses
198 within the city and the city commission. The mayor or other member of the city
199 commission may serve as a liaison for the commission.

200
201 (b) The board shall consist of seven (7) members comprised of representatives from the
202 following categories: retail business, professional services business, personal services
203 business, industrial business, commercial realtor or business broker, certified property

204 manager, community bank representative, attorney, hospitality (to include restaurants,
205 bars and hotels) and commercial property owner.

206
207 (c) The board's duties shall consist of the following:
208

209 1. Advise the city commission as to recommended improvements to, and the
210 establishment of, city policies and procedures impacting the business community.

211 2. Review and recommend appropriate communication strategies to disseminate city
212 information to the business community.

213 3. Solicit and facilitate business input in matters of significance in the city.

214 4. Endeavor to build an expanding community of support through the education of its
215 members, prospective members, community groups and government officials.

216 5. Advise the city commission and city administration on business development
217 opportunities within the city.

218 6. Identify, analyze and address legislative issues that may impact the business
219 community.

220 7. Any additional duties that may be assigned by the city commission or city manager.

221
222 (d) The board shall meet monthly, or more regularly as necessary to address matters as
223 requested by the commission or the city manager.
224

225 **Sec. 2-51. Education Advisory Board.**

226 (a) The education advisory board shall serve in an advisory-only capacity to the city
227 commission regarding the needs of the schools in the city.

228 (b) The board shall be comprised of a minimum of seven (7) members, each member
229 serving as liaison to one of the following Lake Worth Beach schools: Barton
230 Elementary, Highland Elementary, North Grade Elementary, South Grade
231 Elementary, Lake Worth Middle, Lake Worth High and Sacred Heart. If additional
232 Lake Worth Beach schools wish to participate in the advisory board, an additional
233 member for each such interested school may be appointed to serve as liaison to that
234 additional school. Such additional member shall be in addition to and not take the
235 seat of one of the original seven (7) members, even if there is a vacancy.

236 (c) The board shall meet monthly, or more regularly as necessary to address matters as
237 requested by the commission or the city manager.

238 (d) Each board member shall serve on the School Advisory Council (SAC) Committee,
239 or a similar committee, if one is operating at their assigned school.

240 (e) No teacher or parent may serve as a liaison to the school where they teach or have
241 a child enrolled.

242 (d) The board's duties shall consist of the following:

243 1. Review the Lake Worth Beach Educational Innovation and Advancement Grant
244 Program and recommend award recipients and award amounts

245 2. Advise the city commission and city administration on educational needs and
246 opportunities within the city.

- 247 3. Identify, analyze and address legislative issues that may impact the schools.
- 248 4. Any additional duties that may be assigned by the city commission or city
- 249 manager.

250
251 **Sec. 2-52. Electric Utility Advisory Board.**

- 252 (a) Electric Utility Advisory Board shall serve in an advisory-only capacity to the electric
- 253 utility director and the city commission on policy-related matters regarding the city's
- 254 electric utility. The board shall have any additional duties that may be assigned by the
- 255 city commission or city manager.

- 256 (b) The board shall be comprised of seven (7) members as follows: five (5) at-large
- 257 appointments, one (1) business owner, and one (1) at-large member representing the
- 258 utility service areas of or in a portion of the Village of Palm Springs and unincorporated
- 259 Palm Beach County.

- 260 (c) All members of the board must be customers of the electric utility.

- 261 (d) Appointments shall be made by the city commission on the basis of professional career
- 262 experience relevant to the electric utility industry or knowledge of the city's electric
- 263 utility. Preference for membership shall be to those who are knowledgeable or possess
- 264 professional expertise in the following areas: engineering, commercial and residential
- 265 development, accounting and finance, traditional energy generation and distribution,
- 266 renewable energy generation and/or energy conservation or related fields.

- 267 (e) The meetings of the board shall be held on a monthly basis.

268
269 **Sec. 2-53. Finance Advisory Board.**

- 270 (a) The finance advisory board shall serve in an advisory-only capacity to the city
- 271 commission and the city manager. The board shall serve to promote transparency in
- 272 the city's budget process and allow for additional citizen input on major financial
- 273 decisions. The board shall consult with and advise the city manager and the city
- 274 commission in matters affecting the annual operating budget, capital improvement
- 275 program and all financial policies.

- 276 (b) The board shall be comprised of five (5) members. Whenever possible, the city
- 277 commission shall appoint members who have demonstrated expertise, training,
- 278 education or experience in finance, accounting, business or related fields and are
- 279 broadly representative of the population of the city.

- 280 (c) It shall be the duty of the board to review and make recommendations to the city
- 281 commissioners regarding the city's annual budget and capital improvement program
- 282 and perform such other duties and assignments as requested by the city commission
- 283 or the city manager, including but not limited to the following:
- 284 1. Review and recommend action relating to the city's Comprehensive Annual
- 285 Financial Report (CAFR), audits, investments, bonds, or other debt related
- 286 instruments to be issued by the city.
- 287 2. Review and make recommendations on the rates and fees charged for city
- 288 services.
- 289 3. Review and make recommendations on the city manager's proposed annual
- 290 budget.
- 291 4. Review and make recommendations on the city's proposed annual capital
- 292 improvement program.
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- (d) The meetings of the board shall be held on a monthly basis; with the possibility of more meetings during budget season.
- (e) Board members shall be required to file Financial Disclosure forms.

Sec. 2-54. Tree and Landscape Advisory Board

- (a) The tree and landscape advisory board shall serve in an advisory-only capacity to the city commission on tree and landscaping related issues.
- (b) The board shall be comprised of five (5) members to include two (2) members to the extent available who have certifications, licenses and/or education as a landscape architect, arborist, horticulturist, master gardener or have education/training/degree in one of the following areas: landscape architecture, botany, ecology, horticulture, agriculture, sustainability or a related field. The remaining three (3) members shall be members at large, who have demonstrated an interest, appreciation, understanding and/or knowledge of South Florida friendly landscapes.
- (c) It shall be the duty of the board to perform as follows:
 1. Review and provide a recommendation on the city's landscaping work plan addressing the planting and maintenance of trees and landscaping on city property;
 2. Review and provide a recommendation on amendments to the city's landscape requirements based on consistency with Florida-Friendly Landscaping Principles, as defined in Section 373.185, Florida Statutes;
 3. Review and provide recommendations on public information and outreach related to the promotion of shade trees and Florida-Friendly Landscaping Principles, as defined in Section 373.185, Florida Statutes, and the City's adopted regulations. Public outreach may include educational materials and events on proper planting, pruning techniques, insect and disease control; planting of native species and tree preservation;
 4. Advise on public outreach events related to Arbor Day observances including festivals and tree giveaways or sales in support of maintaining the city's Tree City USA designation; and
 5. Provide recommendations to the city commission on expenditures from the tree canopy restoration fund.
 6. Any additional duties that may be assigned by the city commission or the city manager.
- (d) The meetings of the board shall be held on a monthly basis.

Division 3. – Agencies.

Sec. 2-60. Community Redevelopment Agency.

- (a) The community redevelopment agency shall be organized and shall operate as provided in Section 163.356, Florida Statutes, as amended from time to time.
- (b) The agency shall be comprised of seven (7) members. Members must reside or be engaged in business, which means owning a business, practicing a profession, or performing a service for compensation, or serving as an officer or director of a corporation or other business entity so engaged, within the area of operation of the agency, which shall be coterminous with the area of operation of the county or

346 municipality, and otherwise be eligible to serve as a member under Section
347 163.356(3)(b), Florida Statutes.

348 (c) The duty of the agency is to formulate and implement projects that are consistent with
349 the City of Lake Worth Redevelopment Plan to assist in revitalization and
350 redevelopment within the Redevelopment District.

351 (d) Members of the agency shall be required to file Financial Disclosure forms.

352 **Sec. 2-61. Local Planning Agency.**

353 (a) The local planning agency shall review rezoning and comprehensive plan
354 amendments prior to such amendments being presented to the city commission, as
355 provided in Section 163.3174, Florida Statutes, as amended from time to time. The
356 agency shall also serve as the land development regulation commission and shall
357 review proposed land development regulations, land development codes, or
358 amendments thereto and make recommendations to the city commission as to the
359 consistency of the proposal with the adopted comprehensive plan, or element or
360 portion thereof, as provided in Section 163.3174, Florida Statutes.

361 (b) The agency shall be comprised of the following:

362 1. Historic Resources Preservation Board: The board shall be organized and shall
363 operate in accordance with Sec. 23.2-7 of the Code.

364 2. Planning & Zoning Board: The board shall be organized and shall operate in
365 accordance with Sec. 23.2-8 of the Code.

366 (c) Members of the agency shall be required to file Financial Disclosure forms.

367 **Division 4. - Decision-making Boards**

368 **Sec. 2-70. Construction Board of Adjustment & Appeals.**

369 (a) The board shall be organized and shall operate in accordance with Section 113 of the
370 city's local amendments to the Florida Building Code which have been adopted
371 pursuant to Sec. 9-2.1 of this code.

372 (b) The board shall serve as the local construction regulation board, as provided in Section
373 113 of the city's local amendments to the Florida Building Code and Section 489.113,
374 Florida Statutes.

375 (c) Members of the board shall be required to file financial disclosure forms.

376 (d) The meetings of the board shall be called by the building official, as needed.

377 (e) In the alternative, the city may enter into an interlocal agreement with another
378 jurisdiction for the functions provided for in this section.

379 **Section 4:** Severability. If any section, subsection, sentence, clause, phrase or portion of this
380 ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction,
381 such portion shall be deemed a separate, distinct, and independent provision, and such holding
382 shall not affect the validity of the remaining portions thereof.
383

384 **Section 5:** Repeal of Laws in Conflict. All ordinances or parts of ordinances in conflict
385

386 herewith are hereby repealed to the extent of such conflict.

387

388 **Section 6:** Codification. The sections of the ordinance shall be made a part of the City Code
389 of Ordinances and may be re-numbered or re-lettered to accomplish such, and the word
390 "ordinance" may be changed to "section", "division", or any other appropriate word.

391

392 **Section 7:** Effective Date. This ordinance shall become effective 10 days after passage.

393

394 The passage of this ordinance on first reading was moved by Vice Mayor May seconded
395 by Commissioner Malega and upon being put to a vote, the vote was as follows:

396

397	Mayor Betty Resch	AYE
398	Vice Mayor Mimi May	AYE
399	Commissioner Sarah Malega	AYE
400	Commissioner Christopher McVoy	NAY
401	Commissioner Anthony Segrich	AYE

402

403 The Mayor thereupon declared this ordinance duly passed on first reading on the 19th day
404 of May 2026.

405

406

407 The passage of this ordinance on second reading was moved by Commissioner
408 _____, seconded by Commissioner _____ and upon being put to a vote, the vote
409 was as follows:

410

411	Mayor Betty Resch
412	Vice Mayor Mimi May
413	Commissioner Sarah Malega
414	Commissioner Christopher McVoy
415	Commissioner Anthony Segrich

416

417 The Mayor thereupon declared this ordinance duly passed on the ____ day of
418 _____ 2026.

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LAKE WORTH BEACH CITY COMMISSION

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425

By: _____
Betty Resch, Mayor

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ATTEST:

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Melissa Ann Coyne, MMC, City Clerk