

**MINUTES
CITY OF LAKE WORTH BEACH
UTILITY CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
TUESDAY, SEPTEMBER 24, 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: (0:22) Present were Mayor Betty Resch, Vice Mayor Sarah Malega, Commissioners Christopher McVoy, Mimi May and Reinaldo Diaz. Also present were Assistant City Manager Troy Perry, City Attorney Christy L. Goddeau and Deputy City Clerk Shayla Ellis.

PLEDGE OF ALLEGIANCE: (0:39) was led by Commissioner Reinaldo Diaz.

AGENDA - Additions/Deletions/Reordering: (1:04)

Consent Agenda, A, Additional backup of the map of the affected locations was added. Consent Agenda, C, Addition of the Waiver of Conflict of Interest was added to the backup.

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

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

PRESENTATIONS: (there is no public comment on Presentation items) (2:40)

- A. Electric Utility Update by Ed Liberty, Electric Utility Director & Brian King, Asst. Director – Power Generation (2:43)
- B. Water Utility Update by Vaughn Hayduk, Director of Water Utilities (23:49)

PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA: (32:33)

APPROVAL OF MINUTES: (35:36)

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

- A. August 27, 2024

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

CONSENT AGENDA: (public comment allowed during Public Participation of Non-Agendaed items) (35:46)

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

- A. Permission to apply for the Federal Highway Administration Grant
- B. Change Order #2 to Agreement with Close Construction Services, LLC for South Palm Park Sea Level Rise Mitigation Stormwater Pump Station Project

C. Agreement with Lewis, Longman & Walker, P.A. for Legal Services Related to Water Supply Negotiations with the Town of Palm Beach

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

NEW BUSINESS:

A. Work Order #13 with Hooper Corp. to provide construction services for the System Hardening and Voltage Conversion of Circuit 0602 from the 6th Ave. South substation (35:58)

Action: Motion made by Vice Mayor Malega and seconded by Commissioner May to approve Work Order #13 with Hooper Corp. to provide construction services for the System Hardening and Voltage Conversion of Circuit 0602 from the 6th Ave South substation.

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

B. Goods and Services Agreement with ULS Corporate, Inc. to purchase Two (2) Three-Phase, Outdoor Type, Pad-Mounted, Step-Down Transformers for the Lake Worth Lagoon Crossing project (36:17)

Action: Motion made by Commissioner Diaz and seconded by Commissioner McVoy to approve the Goods and Services Agreement with ULS Corporate, Inc.

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

C. Resolution No. 41-2024 – establishing the rates and charges for the Electric Utility for Fiscal Year 2025 (39:22)

City Attorney Goddeau did not read the resolution.

RESOLUTION NO. 41-2024 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, PROVIDING FOR RATES, FEES AND CHARGES, AND REGULATIONS FOR ALL ELECTRICITY SOLD BY THE CITY OF LAKE WORTH BEACH, FLORIDA FOR USE OF ELECTRIC LIGHT AND POWER SYSTEM; REPEALING ALL RESOLUTIONS IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE

Action: Motion made by Commissioner Diaz and seconded by Commissioner May to approve Resolution No. 41-2024, establishing the rates and charges for the Electric Utility for Fiscal Year 2025.

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

D. Resolution No. 42-2024 – Electric Utility Storm Fund (44:04)

City Attorney Goddeau did not read the resolution.

RESOLUTION NO. 42-2024 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, ESTABLISHING A FIVE DOLLAR (\$5.00) STORM FUND SURCHARGE TO BE ASSESSED TO ALL ELECTRIC UTILITY CUSTOMERS EACH MONTH FOR EACH ELECTRIC UTILITY ACCOUNT TO ENHANCE THE CITY'S EMERGENCY PREPAREDNESS WITH A

DEDICATED STORM FUND ACCOUNT BALANCE FOR SWIFT AND EFFECTIVE FINANCIAL RESPONSES TO STORM-RELATED DAMAGE; AND, PROVIDING FOR REPEAL OF CONFLICTS AND AN EFFECTIVE DATE

Action: Motion made by Commissioner Diaz to approve Resolution No. 42-2024 – Electric Utility Storm Fund to be implemented effective December 1, 2024, with an amount of \$5.00 per month added to all electric utility bills regardless of monthly usage with the amended total amount to be \$ 8 Million. **Motion failed due to lack of a second.** (45:24)

Action: Motion made by Vice Mayor Malega and seconded by Commissioner May to approve Resolution No. 42-2024 – Electric Utility Storm Fund to be implemented effective December 1, 2024, with an amount of \$5.00 per month added to all electric utility bills regardless of monthly usage with the amended total amount increased to \$ 8 Million. (47:24)

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

E. Contract with B&B Underground Construction, Inc. for Construction Services for the Parrot Cove Stormwater Improvements Project (56:07)

Action: Motion made by Commissioner Diaz and seconded by Commissioner McVoy to approve the contract with B&B Underground Construction, Inc. for construction services for the Parrot Cove Stormwater Improvements Project.

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

F. Work Order No. 11 with Globaltech, Inc. for demolition of North Elevated Tank (57:44)

Action: Motion made by Vice Mayor Malega and seconded by Commissioner McVoy to approve Work Order #11 with Globaltech, Inc. to demolish the North Elevated Tank.

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

G. Resolution No. 37-2024 – establish the Rates and Charges for the Water System for Fiscal Year 2025 (59:46)

City Attorney Goddeau did not read the resolution.

RESOLUTION NO. 37-2024 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, PROVIDING FOR WATER SYSTEMS RATES AND CHARGES FOR FISCAL YEAR 2025; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ALL RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE

Action: Motion made by Vice Mayor Malega and seconded by Commissioner McVoy to approve Resolution No. 37-2024 establishing the Rates and Charges for the Water System for Fiscal Year 2025.

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

H. Resolution No. 38-2024 – establish the Rates, Fees, and Charges for the Sub-Regional Sewer System for Fiscal Year 2025 (1:00)

City Attorney Goddeau did not read the resolution.

RESOLUTION NO. 38-2024 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, PROVIDING FOR RATES, FEES AND CHARGES FOR USE OF THE REGIONAL SEWAGE DISPOSAL SYSTEM OF THE CITY OF LAKE WORTH BEACH; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF CONFLICTING RESOLUTIONS OR CONFLICTING PARTS OF RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE

Action: Motion made by Commissioner McVoy and seconded by Commissioner Diaz to approve Resolution No. 38-2024, establishing the Rates, Fees, and Charges for the Sub-Regional Sewer System for Fiscal Year 2025.

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

- I. Resolution No. 39-2024 – establish the Rates and Charges for the Local Sewer System for Fiscal Year 2025 (1:00:15)

City Attorney Goddeau did not read the resolution.

RESOLUTION NO. 39-2024 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, PROVIDING FOR RATES, FEES AND CHARGES FOR USE OF SEWAGE DISPOSAL SYSTEM OF THE CITY OF LAKE WORTH BEACH; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF CONFLICTING RESOLUTIONS OR PARTS OF RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE

Action: Motion made by Commissioner Diaz and seconded by Commissioner May to approve Resolution No. 39-2024, establishing the Rates and Charges for the Local Sewer System for Fiscal Year 2025.

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

- J. Resolution No. 40-2024 - designate Board Member and Alternate Board Member for the East Central Regional Water Reclamation Facility (ECR) representing Lake Worth Beach (1:00:29)

City Attorney Goddeau did not read the resolution.

RESOLUTION NO. 40-2024 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, APPOINTING VAUGHN HAYDUK AS BOARD MEMBER AND TROY PERRY AS ALTERNATE BOARD MEMBER TO REPRESENT THE CITY OF LAKE WORTH BEACH ON THE EAST CENTRAL REGIONAL WATER RECLAMATION FACILITY OPERATION BOARD; AND PROVIDING FOR REPEAL OF CONFLICTS AND AN EFFECTIVE DATE

Action: Motion made by Commissioner McVoy and seconded by Vice Mayor Malega to approve Resolution 40-2024, designating Vaughn Hayduk as the Board Member and Troy Perry as the Alternate Board Member for the East Central Regional Water Reclamation Facility (ECR) representing Lake Worth Beach.

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

- K. Agreement with FDEP for a Drinking Water State Revolving Fund (SRF) Loan for Lead Service Line Inventory (1:00:46)

Action: Motion made by Commissioner McVoy and seconded by Commissioner Diaz to approve the Agreement for Loan LS501770 from FDEP for Lead Service Line Inventory.

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

L. Agreement with Allied Universal Corporation to purchase Sodium Hypochlorite (Bleach) for water treatment and odor control (1:00:59)

Action: Motion made by Vice Mayor Malega and seconded by Commissioner McVoy to approve the Agreement for purchasing bulk Sodium Hypochlorite from Allied Universal Corporation.

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

ADJOURNMENT: (1:01:18)

Action: Motion made by Vice Mayor Malega and seconded by Commissioner McVoy to adjourn the meeting at 7:05 PM.

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

Betty Resch, Mayor

ATTEST:

Melissa Ann Coyne, MMC, City Clerk

Minutes approved: October 29, 2024

Item time stamps correspond to the meeting recording on YouTube.