

**ACTION MINUTES
CITY OF LAKE WORTH BEACH
REGULAR CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
THURSDAY, MARCH 25, 2021 - 6:00 PM**

ROLL CALL: Present were Mayor Betty Resch; and Commissioners Sarah Malega, Christopher McVoy, Kimberly Stokes and Herman Robinson. Also present were City Manager Michael Bornstein, City Attorney Glen Torcivia and City Clerk Deborah M. Andrea.

INVOCATION OR MOMENT OF SILENCE: led by Commissioner Herman Robinson.

PLEDGE OF ALLEGIANCE: led by Commissioner Sarah Malega.

AGENDA - Additions/Deletions/Reordering:

New Business item B, First Amendment to parking enforcement solutions equipment and related services agreement with IPS Group, Inc. and LWBEU Consent Agenda Item 2, Agreement with DataProse, LLC for Utility Bill Printing and Mailing Services, were removed from the agenda. City Clerk Andrea stated that Presentation C, a Proclamation recognizing Vietnam Veterans Day was added after the additions/deletions was sent out. Consent Item C, Task Order No. 6 with Chen Moore and Associates (CMA) for engineering design services for the District 4 South Palm Park Sea Level Rise Mitigation project, was moved to New Business Item E.

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

Vote: Voice vote showed: AYES: Mayor Resch and Commissioners Malega, McVoy, Stokes and Robinson. NAYS: None.

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

- A. PBC School Board-Digital Wi-Fi
- B. Proclamation declaring April 9, 2021 as The Lord's Place SleepOut Homelessness Awareness Day
- C. (added) Proclamation declaring March 29, 2021 as Vietnam Veterans Day

COMMISSION LIAISON REPORTS AND COMMENTS:

PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA:

APPROVAL OF MINUTES:

There were no minutes on the agenda.

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

Action: Motion made by Commissioner McVoy and seconded by Commissioner Malega to

approve the Consent Agenda.

A. Resolution No. 09-2021 – FY 2022 Library Services and Technology Act (LSTA) Grant Application

B. Amendment #1 with AE Engineering for additional professional CEI Services

C. (moved to New Business E) Task Order No. 6 with Chen Moore and Associates (CMA) for engineering design services for the District 4 South Palm Park Sea Level Rise Mitigation project.

Vote: Voice vote showed: AYES: Mayor Resch and Commissioners Malega, McVoy, Stokes and Robinson. NAYS: None.

PUBLIC HEARINGS:

There were no Public Hearings on the agenda.

UNFINISHED BUSINESS:

There were no Unfinished Business items on the agenda.

NEW BUSINESS:

A. Temporary Downtown Sidewalk Cafe Guidelines

Action: Motion made by Commissioner Malega and seconded by Commissioner McVoy to approve staff recommendations for the temporary downtown sidewalk café guidelines.

Vote: Voice vote showed: AYES: Mayor Resch and Commissioners Malega, McVoy, Stokes and Robinson. NAYS: None.

B. (deleted) First amendment to parking enforcement solutions equipment and related services agreement with IPS Group, Inc.

C. Agreement with Oracle Elevator for the repairs and upgrades to the PBSO Building elevator

Action: Motion made by Commissioner Malega and seconded by Commissioner Robinson to approve the Agreement with Oracle Elevator at a cost not to exceed \$117,182.44.

Vote: Voice vote showed: AYES: Mayor Resch and Commissioners Malega, McVoy, Stokes and Robinson. NAYS: None.

D. Resolution 10-2021 -- to approve the CRA refinance of loans with PNC Bank for property acquisition

Action: Motion made by Commissioner Robinson and seconded by Commissioner Malega to approve Resolution 10 -2021 to approve the CRA refinance of loans with PNC Bank for property acquisition.

Vote: Voice vote showed: AYES: Mayor Resch and Commissioners Malega, Stokes and Robinson. NAYS: Commissioner McVoy.

- E. (moved from Consent Item C) Task Order No. 6 with Chen Moore and Associates (CMA) for engineering design services for the District 4 South Palm Park Sea Level Rise Mitigation project

Action: Motion made by Commissioner Malega and seconded by Commissioner Robinson to approve Task Order No. 6 with Chen Moore and Associates (CMA) for engineering design services for the District 4 South Palm Park Sea Level Rise Mitigation project.

Vote: Voice vote showed: AYES: Mayor Resch and Commissioners Malega, McVoy, Stokes and Robinson. NAYS: None.

LAKE WORTH BEACH ELECTRIC UTILITY:

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

Action: Motion made by Commissioner Robinson and seconded by Commissioner Stokes to approve the Consent Agenda.

- 1) Task Order No. 4 with Power Engineers, Inc. to complete a feasibility study and conceptual design for the Intercoastal Waterway underground distribution line
- 2) (deleted) Agreement with DataProse, LLC for Utility Bill Printing and Mailing Services
- 3) Resolution 06-2021 and Local Funding Agreement with the Florida Department of Transportation for Signalization & Street Lighting Improvements along Dixie Highway between Lake Avenue and Lucerne Avenue

Vote: Voice vote showed: AYES: Mayor Resch and Commissioners Malega, McVoy, Stokes and Robinson. NAYS: None.

NEW BUSINESS:

- 1) Task Order No.3 with Power Engineers, Inc., to provide engineering design and construction services for the new 138kV Canal Switchyard

Action: Motion made by Commissioner Robinson and seconded by Commissioner Malega to approve Task Order No. 3 to Power Engineers, Inc., to complete the engineering design and construction package for the new 138kV Canal Switchyard not to exceed \$1,138,439.

Vote: Voice vote showed: AYES: Mayor Resch and Commissioners Malega, McVoy, Stokes and Robinson. NAYS: None.

- 2) Work Order No. 7 with The L.E. Myers Co. for 7th Avenue North Circuits Storm Hardening & Voltage Conversion construction services

Action: Motion made by Commissioner Robinson and seconded by Commissioner Stokes to approve Work Order No. 7 with The L.E. Myers Co. to complete 7th Ave N substation circuits 0702, 0703, 0704 storm hardening and voltage conversion in the amount not to exceed \$3,576,775.09.

Vote: Voice vote showed: AYES: Mayor Resch and Commissioners Malega, McVoy, Stokes and Robinson. NAYS: None.

3) Work Order No. 8 with The L.E. Myers Co. for 4DR01 Circuit Storm Hardening & Voltage Conversion construction services

Action: Motion made by Commissioner McVoy and seconded by Commissioner Malega to approve Work Order No. 8 with The L.E. Myers Co. for 4DR01 Circuit Storm Hardening & Voltage Conversion construction services.

Vote: Voice vote showed: AYES: Mayor Resch and Commissioners Malega, McVoy, Stokes and Robinson. NAYS: None.

CITY ATTORNEY'S REPORT:

City Attorney Torcivia requested a 45-minute attorney-client session regarding pending litigation in the case of the City versus FEMA on April 6, 2021 at 5:00 PM.

CITY MANAGER'S REPORT:

City Manager Bornstein provided the following report:

- Thanked the commission for their comments regarding pacing themselves and the organization
- Stated that the new commissioners had received volumes of information and would have to undergo multiple trainings as well as keeping abreast of the legislative session and the budget process
- Said that he would work with the commissioners to develop a work session schedule to discuss various issues; the pace would be accelerated since the run-off election was over
- Asked that the commission be patient with staff as they worked to get all the information to them, including the PBSO contract if the intention was to negotiate it
- Opined that the meeting was very productive, but it would take time to get where the commission wanted to go
- Reported that the City was working with PBC and FoundCare to administer the Johnson & Johnson vaccine via walk-up/drive-through components; he expressed pride in the staff who had been responsive to people's needs during the pandemic

ADJOURNMENT:

Action: Motion made by Commissioner Malega and seconded by Commissioner Stokes to adjourn the meeting at 9:37 PM.

Vote: Voice vote showed: AYES: Mayor Resch and Commissioners Malega, McVoy, Stokes and Robinson. NAYS: None.