

**MINUTES
CITY OF LAKE WORTH BEACH
REGULAR CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
TUESDAY, APRIL 5, 2022 – 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: (0:10) Present were Mayor Betty Resch, and Commissioners Sarah Malega, Christopher McVoy, Kimberly Stokes and Reinaldo Diaz. Also present were City Manager Carmen Davis, City Attorney Glen Torcivia and City Clerk Melissa Ann Coyne.

INVOCATION OR MOMENT OF SILENCE: (00:41) led by Mayor Betty Resch.

PLEDGE OF ALLEGIANCE: (01:20) led by Commissioner Reinaldo Diaz.

ADDITIONS/DELETIONS/REORDERING (0:38)

State Rep. Silvers was unable to attend for the legislature update due to a death in his family. Public Hearing B, Resolution 23-2022 declaring the intention to change the name of Ocean Breeze to South Ocean Breeze was deleted from the agenda.

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

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

PRESENTATIONS: (02:56) (there is no public comment on Presentation items)

A. Legislature Session Update by State Senator Lori Berman (3:15)

B. Presentation regarding the City's Literacy Campaign by Cindy Ansell, Library Manager (15:40)

C. Proclamation proclaiming April 28, 2022 as World Art Deco Day (28:55)

DESIGNATION OF APPOINTMENTS: (35:51)

A. Appointment of Vice Mayor and Vice Mayor Pro Tem

Action: Motion made by Commissioner Stokes and seconded by Commissioner Diaz to appoint Commissioner McVoy as Vice Mayor.

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

Action: Motion made by Mayor Resch (who passed the gavel) and seconded by Commissioner Malega to appoint Commissioner Stokes as Vice Mayor Pro Tem.

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

B. Appointment of commissioners to various organizations: (38:50)

1. Transportation Planning Authority plus alternates

Action: Motion made by Vice Mayor McVoy and seconded by Commissioner Malega to appoint Commissioner Diaz to serve as liaison to the Transportation Planning Authority.

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

Action: Motion made by Commissioner Stokes and seconded by Commissioner Malega to appoint Vice Mayor McVoy to serve as alternate liaison to the Transportation Planning Authority.

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

2. Palm Beach County League of Cities

Action: Motion made by Vice Mayor McVoy and seconded by Commissioner Malega to appoint Mayor Resch to serve as liaison to the Palm Beach County League of Cities.

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

3. Community Redevelopment Agency

Action: Motion made by Mayor Resch (who passed the gavel) and seconded by Commissioner Diaz to appoint Commissioner Malega to serve as liaison to the Community Redevelopment Agency.

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

4. Neighborhood Association Presidents' Council

Action: Motion made by Commissioner Stokes and seconded by Vice Mayor McVoy to appoint Commissioner Malega to serve as liaison to the Neighborhood Association Presidents' Council.

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

5. Education Task Force

Action: Motion made by Commissioner Malega and seconded by Vice Mayor McVoy to appoint Commissioner Stokes to serve as liaison to the Education Task Force.

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

COMMISSION LIAISON REPORTS AND COMMENTS: (57:00)

CITY MANAGER'S REPORT: (57:44)

provided the following report:

- attended the PBSO Sheriff's State of the County where mental health challenges were discussed
- spoke about the Taco Fiesta on April 9 at 3 PM and the Easter Egg Hunt on April 16 at 10 AM, both at Bryant Park
- said that the organization of advisory board appointment meeting would be tentatively scheduled for Saturday, June 11; board openings and the meeting time would be advertised
- reported that the quarterly district forum meetings would begin on June 30 with District 1
- listed the upcoming work sessions on April 11 on LDRs and April 25 visioning session
- stated that a contractor had been secured to evaluate the condition of the properties on L & M Streets with a discussion to follow in June; staff would schedule tours of the properties with each commissioner prior to the charrette on May 30
- declared that projects would be submitted for federal funding under the 2023 community funding program from Sen. Frankel
- gave an update about the Gulfstream Hotel; the complete application was submitted on April 1 and HRPB would review the project at its April 27 meeting
- city employees were concerned about the amount of homelessness in the local schools and were collecting personal grooming items to distribute

PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA: (1:10:43)

APPROVAL OF MINUTES: (1:33:54)

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

- A. Regular Meeting - March 1, 2022
- B. Pre-Agenda work session - March 9, 2022
- C. Regular Meeting - March 15, 2022

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

PUBLIC HEARINGS: (1:34:03)

A. Ordinance No. 2022-04 – Second Reading - amending Chapter 2 Administration regarding the sale of city-owned Properties to allow for exchange of property (1:34:10)

City Attorney Torcivia read the ordinance by title only.

ORDINANCE NO. 2022-04 - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING CHAPTER 2 "ADMINISTRATION," ARTICLE I "IN GENERAL," SECTION 2-1 "SALE OF CITY-OWNED PROPERTY," PROVIDING FOR EXCHANGE OF PROPERTY; AND PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION AND AN EFFECTIVE DATE

Action: Motion made by Commissioner Stokes and seconded by Commissioner Malega to approve Ordinance No. 2022-04 amending Chapter 2 Administration regarding the sale of city-owned Properties to allow for exchange of property.

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

B. (deleted) Resolution No. 23-2022 – declaring the intention of the Commission to change the name of "Ocean Breeze" to "South Ocean Breeze" from Lake Ave to 5th Ave South

C. Ordinance No. 2022-05 - First Reading - revised Municipal Cemetery Ordinance (1:35:04)

City Attorney Torcivia read the ordinance by title only.

ORDINANCE NO. 05 – 2022 – AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING CHAPTER 10 "CEMETERIES," TO UPDATE AND STREAMLINE THE ORDINANCE; PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION, AND AN EFFECTIVE DATE

Action: Motion made by Commissioner Malega and seconded by Commissioner Stokes to approve Ordinance No. 2022-05 on first reading with changes and set the second reading and public hearing for May 3, 2022.

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

The meeting recessed at 8:24 PM and reconvened at 8:29 PM.

NEW BUSINESS: (2:31:08)

A. Construction Contract with Lambert Brothers, Inc. (2:31:10)

Action: Motion made by Vice Mayor McVoy and seconded by Commissioner Stokes to table the Construction Contract with Lambert Brothers, Inc. until a new proposal could be brought to the Commission.

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

B. Ordinance No. 07-2022 – First Reading – Notice Requirements for Rental Increases and Termination of Monthly Tenancies Without a Specific Duration (1:39:49)
City Attorney Torcivia read the ordinance by title only.

ORDINANCE NO. 07 – 2022 – AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING CHAPTER 20, “CIVIL RIGHTS,” BY CREATING ARTICLE III, “LANDLORD TENANT NOTICE REQUIREMENTS,” SECTION 20-20 “NOTICE OF TERMINATION OF MONTHLY RESIDENTIAL TENANCY WITHOUT SPECIFIC DURATION” AND SECTION 20-21 “WRITTEN NOTIFICATION REQUIREMENTS RELATED TO RENTAL PAYMENT INCREASES FOR ALL RESIDENTIAL TENANCIES,” TO REQUIRE 60-DAYS’ WRITTEN NOTICE FOR TERMINATION OF TENANCIES AND INCREASES IN RENTAL RATES; PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION, AND AN EFFECTIVE DATE

Action: Motion made by Vice Mayor McVoy and seconded by Commissioner Malega to approve Ordinance No. 07-2022 and set the second reading and public hearing for April 19, 2022.

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

CITY ATTORNEY'S REPORT: (3:12:17)

City Attorney Torcivia provided the following report:

- reported that he met with Commissioner Diaz and apprised him of the Sunshine Law
- stated that he would bring an agreement regarding a redistricting study from FAU to a future meeting

Action: Consensus to look at rent notification for commercial businesses.

UPCOMING MEETINGS AND WORK SESSIONS:

April 11 - work session @ 5 pm
April 13 - pre-agenda work session @ 9 am
April 19 - regular meeting

ADJOURNMENT: (3:19:44)

Action: Motion made by Commissioner Stokes and seconded by Vice Mayor McVoy to adjourn the meeting at 9:22 PM.

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



Betty Resch, Mayor

ATTEST:



Melissa Ann Coyne, City Clerk

Minutes approved April 19, 2022.

Item time stamps refer to the recording of the meeting which is available on YouTube.

