

WEST PALM BEACH

EST. 1894

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Mayor Keith A. James
Commission President Joseph A. Peduzzi (District 4)
Commissioner Cathleen Ward (District 1)
Commissioner Shalonda Warren (District 2)
Commissioner Christy Fox (District 3)
Commissioner Stephen Sylvester (District 5)

City Administrator Faye W. Johnson
City Attorney Kimberly Rothenburg
City Clerk Shaquita Edwards

City of West Palm Beach
City Commission
DRAFT Agenda
Monday, June 22, 2026
5:00 PM

In accordance with the provisions of the Americans with Disabilities Act (ADA), persons in need of a special accommodation to participate in this proceeding shall, within three days prior to any proceeding, contact the City Clerk's Office, 401 Clematis Street, West Palm Beach, FL 33401, (561) 822-1210.

1. CALL TO ORDER

2. MOMENT OF SILENCE

3. PLEDGE OF ALLEGIANCE

4. CIVILITY AND DECORUM

The City of West Palm Beach is committed to civility and decorum by its officials, employees and members of the public who attend this meeting. The City Code, Secs. 2-31(8), 2-31(18) and 2-31(22), provides in pertinent part:

- Officials shall be recognized by the Chair and shall not interrupt a speaker.
- Public comment shall be addressed to the City Commission as a whole and not to any individual on the dais or in the audience.
- Displays of anger, rudeness, ridicule, impatience, lack of respect and personal attacks are strictly prohibited.
- Unauthorized remarks from the audience, stamping of feet, whistles, yells and similar demonstrations shall not be permitted.
- Offenders may be removed from the meeting.
- Any person desiring to address the Commission **shall** file a written request with the city clerk prior to consideration of the matter by the Commission or prior to the public comment portion of a meeting. The person wishing to speak **shall** complete a comment card for each agenda item the person wishes to address, which **shall** include the person's full name, address, and the numbered agenda item. The person will not be recognized if the comment card is not completed.

5. ADDITIONS / DELETIONS / REORGANIZATION OF AGENDA

6. PRESENTATION

- 6.1. Legislative update by State Representative Jervonte Edmonds.

Originating Department:

Mayor's Office

7. APPOINTMENTS

- 7.1. City Commission approval is requested for the Mayor's appointment of Jordan Rathlev to the Downtown Development Authority for a term of three (3) years to expire on July 1, 2029. It is required that the City Commission confirm Mr. Rathlev's appointment.

Originating Department:

Mayor's Office

Staff Recommended Motion:

Approve the appointment of Jordan Rathlev to the Downtown Development Authority for a term of three (3) years to expire on July 1, 2029.

Background Information:

Appointments and/or reappointments to the Downtown Development Authority require Commission confirmation.

8. CONSENT CALENDAR

All items listed under the consent calendar are considered routine and will be enacted by one motion. There will be no separate discussion of these items.

- 8.1. Resolution No. 115-26(F) accepting and appropriating a \$15,770 grant from Quantum Foundation, Inc., in support of the Coleman Park Community Center's Smart CATS (Coleman Area Talented Seniors) program.

Originating Department:

Parks and Recreation

Ordinance/Resolution:

RESOLUTION NO. 115-26(F): A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, AUTHORIZING THE APPROPRIATION OR TRANSFER OF CITY FUNDS IN FISCAL YEAR 2025/2026 IN ACCORDANCE WITH SECTION 4.03 OF THE CITY CHARTER OF THE CITY OF WEST PALM BEACH, FLORIDA FOR THE PURPOSE OF AMENDING THE DONATION FUND BUDGET TO RECOGNIZE A DONATION IN THE AMOUNT OF \$15,770 FROM THE QUANTUM FOUNDATION INC. TO

PROVIDE APPROPRIATIONS FOR EDUCATIONAL, SOCIAL AND ENRICHMENT ACTIVITIES FOR THE COLEMAN PARK COMMUNITY CENTER SMART CATS (COLEMAN AREA TALENTED SENIORS) PROGRAM; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Background Information:

Quantum Foundation is a private grantmaking organization that seeks to provide everyone in Palm Beach County the opportunity to live a healthy life, regardless of one's income, education, or background. 100% of the grants help organizations that work directly in our local communities.

The Coleman Park Smart CATS (Coleman Area Talented Seniors) program was established in 2009, with a program focus on social gatherings, educational workshops, and computer literacy. The Quantum Foundation Inc. and Coleman Park Community Center partnered in 2015 with the vision to empower and address social determinants of health, such as education, food security, and digital access.

The Quantum Foundation's generous grant of \$15,770 highlights a strong commitment to the community's well-being. It's with their support that the City can fill a critical programming need for Coleman Park senior residents.

The Quantum Foundation Inc. grant requires that the funds be spent on educational, social, and enrichment activities, as well as other program expenditures.

Resolution No. 115-26(F) authorizes the appropriation of funds granted by Quantum Foundation, Inc. for the Coleman Park Smart CATS program.

Commission District 1: Commissioner Cathleen Ward.

Fiscal Note:

Approval will recognize the grant and provide appropriations for the Coleman Park Smart CATS program.

- 8.2. Resolution No. 124-26 approving the provision of school readiness services at various City-owned child-care facilities and approving and authorizing the Mayor to sign a State of Florida Statewide School Readiness Provider Contract between the City and the Early Learning Coalition of Palm Beach County, Inc.; and

Resolution No. 126-26 approving the provision of scholarship services at various City-owned child-care licensed facilities and approving and authorizing the Mayor to sign a Children's Services Council Provider Contract for the provision of the scholarship services.

Originating Department:

Parks and Recreation

Ordinance/Resolution:

RESOLUTION NO. 124-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, APPROVING THE PROVISION OF SCHOOL READINESS SERVICES AT VARIOUS CITY-OWNED LICENSED FACILITIES; APPROVING AND AUTHORIZING THE MAYOR TO SIGN A STATE OF FLORIDA STATEWIDE SCHOOL READINESS PROVIDER CONTRACT BETWEEN THE EARLY LEARNING COALITION OF PALM BEACH COUNTY, INC., AND THE CITY FOR THE PROVISION OF SCHOOL READINESS SERVICES; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

RESOLUTION NO. 126-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, APPROVING THE PROVISION OF SCHOLARSHIP SERVICES AT VARIOUS CITY-OWNED LICENSED FACILITIES; APPROVING AND AUTHORIZING THE MAYOR TO SIGN A CHILDREN'S SERVICES COUNCIL PROVIDER CONTRACT BETWEEN THE EARLY LEARNING COALITION OF PALM BEACH COUNTY, INC., AND THE CITY FOR THE PROVISION OF SCHOLARSHIP SERVICES; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Background Information:

The City's Parks and Recreation Department, in conjunction with the Early Learning Coalition of Palm Beach County (the "Coalition") and the Children's Services Council of Palm Beach County ("CSC"), provides childcare services for school-age children at the City's two (2) licensed facilities: Pleasant City and South Olive Community Centers. The services are provided part-time for after-school hours, full-time on days when there is no school, and during the summer. The services include childcare, instruction, activities, and character development programs.

The City receives financial assistance for the provision of these services through the Coalition. The terms and conditions for the receipt of this assistance are outlined in the State of Florida Statewide School

- 8.3. Resolution No. 122-26 approving the Fifth Amendment to the interlocal agreement establishing the Municipal Public Safety Communications Consortium (MPSCC) of Palm Beach County to renew the City's participation for five (5) years.

Originating Department:

Police

Ordinance/Resolution:

RESOLUTION NO. 122-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, APPROVING THE FIFTH AMENDMENT TO THE INTERLOCAL AGREEMENT ESTABLISHING THE MUNICIPAL PUBLIC SAFETY COMMUNICATIONS CONSORTIUM OF PALM BEACH COUNTY TO EXTEND THE TERM; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Background Information:

The Municipal Public Safety Communications Consortium of Palm Beach County is an inter-municipal organization created by Interlocal Agreement, where multiple local governments collaborate to create, maintain, and operate a shared radio communication system for their public safety agencies. By pooling resources, these consortia provide interoperable radio infrastructure and management to ensure mutual aid and effective coordination during emergencies for all member government agencies. Members contribute to the costs of establishing, maintaining, and operating the communication system. The MPSCC provides centralized management, administration, and maintenance of the shared radio network and associated infrastructure.

The MPSCC operates an Open Sky public safety radio network servicing numerous municipalities within Palm Beach County. The City now operates an independent P-25 radio network to support the West Palm Beach Police Department, utilizing the MPSCC services in a limited capacity. The City has remained a member to continue to support the MPSCC.

The MPSCC governing agreement, Third Amendment, expired on September 30, 2025. The Fourth Amendment extended the MPSCC agreement through September 30, 2026.

Resolution No. 122-26 approves the Fifth Amendment to the MPSCC governing agreement, which extends the MPSCC for five (5) years to September 30, 2031. The term shall automatically be extended for one (1) additional five-year renewal term through September 30, 2036, unless any party notifies the MPSCC at least one (1) year prior to the applicable extension that they do not want the Agreement to be extended.

Fiscal Note:

Funded from the existing IT Department line item.

- 8.4. Resolution No. 141-26(F) accepting reimbursement funding from the Palm Beach County 911 Program Services for replacement dispatch consoles in the West Palm Beach Police Department Dispatch Center.

Originating Department:

Police

Ordinance/Resolution:

RESOLUTION NO. 141-26(F): A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, AUTHORIZING THE APPROPRIATION OR TRANSFER OF CITY FUNDS IN FISCAL YEAR 2025/2026 IN ACCORDANCE WITH SECTION 4.03 OF THE CITY CHARTER OF THE CITY OF WEST PALM BEACH, FLORIDA FOR THE PURPOSE OF AMENDING THE GENERAL FUND BUDGET TO RECOGNIZE RECEIPT OF A PALM BEACH COUNTY 911 SURCHARGE FUND DISBURSEMENT TO PROVIDE APPROPRIATIONS FOR DISPATCH WORKSTATION CONSOLE REPLACEMENTS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Background Information:

Palm Beach County operates a unified, county-wide Next Generation 9-1-1 system governed by a comprehensive First Responder Interlocal Agreement. The current agreement was memorialized via a City Commission-approved resolution on March 11, 2024 (Resolution No. 75-23).

Mandated by Florida Statutes, this multi-agency agreement establishes protocols that allow Public Safety Answering Points (PSAPs), including the City of West Palm Beach, to directly broadcast emergency notifications and share dispatch operations across different agencies.

PSAPs, commonly called dispatch centers, are locations that are staffed with trained Telecommunicators who answer and respond to emergency calls. There are fifteen (15) PSAPs in Palm Beach County; thirteen (13) primary and two (2) secondary. Primary PSAPs receive the initial call for help, and when needed, connect callers with the secondary PSAP.

The county-wide 9-1-1 Program Services oversee infrastructure upgrades and have launched Text-to-9-1-1 services, allowing citizens to reach emergency services during life-threatening situations where a voice call is not possible.

Palm Beach County 9-1-1 Program Services has an ongoing commitment to enhance the life and safety of the public by providing and maintaining a

fast, efficient 9-1-1 System; providing access to Emergency Responders through advanced 'Next Generation' technology; providing for 9-1-1 infrastructure, services, call-handling equipment, and training to the PSAPs; and ensuring the delivery of over 1 million 9-1-1 calls annually to sixteen (16) Public Safety Answering Points (9-1-1 Centers).

In Palm Beach County, the 9-1-1 Emergency Telephone System Fund, administered by Palm Beach County 9-1-1 Program Services, is funded by a (\$0.40) monthly wireline/wireless fee. This fund distributes E9-1-1 revenues to primary Public Safety Answering Points (PSAPs), covering specific 9-1-1 infrastructure, call-taking equipment maintenance, and state-certified training costs on a reimbursement.

The City of West Palm Beach (CWPB) West Palm Beach Police Department (WPBPD) operates its own 9-1-1 center for specific City incidents; however, if a call is outside their jurisdiction or involves specialized emergency services (like paramedics or highway incidents), dispatchers are required to directly transfer the call to Palm Beach County Fire Rescue or the Florida Highway Patrol for immediate action.

The Palm Beach County 911 Program Services has committed to the reimbursement cost of replacing the dispatch consoles (workstations) at the WPBPD Dispatch Center. Palm Beach County 911 Program Services will reimburse the total amount of \$436,483.89 for the costs of the replacement workstations.

Fiscal Note:

Approval of this item will recognize funds from Palm Beach County's 911 Surcharge Fund to provide reimbursement to the Police Department for the replacement of dispatch console workstations.

- 8.5. Resolution No. 131-26 adopting the City's 2025 Affordable Housing Incentives Report, authorizing amending the City's Local Housing Assistance Plan (LHAP) to include the report, authorizing the Mayor to execute all documents necessary for transmittal and implementation of the amended LHAP, authorizing transmittal of the amended plan to the Florida Housing Finance Corporation, and authorizing implementation of the recommendation in the report.

Originating Department:

Housing and Community Development

Ordinance/Resolution:

RESOLUTION NO. 131-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA ADOPTING THE CITY'S 2025 AFFORDABLE HOUSING INCENTIVES REPORT CONTAINING RECOMMENDATIONS OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE; AUTHORIZING AMENDING THE

CITY'S LOCAL HOUSING ASSISTANCE PLAN TO INCLUDE THE REPORT; AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY FOR TRANSMITTAL AND IMPLEMENTATION OF THE AMENDED LHAP; AUTHORIZING TRANSMITTAL OF THE AMENDED PLAN TO FLORIDA HOUSING FINANCE CORPORATION; AUTHORIZING IMPLEMENTATION OF THE RECOMMENDATIONS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Background Information:

The State of Florida enacted the State Housing Initiatives Partnership Act ("Act"), also known as the William E. Sadowski Affordable Housing Act, which allocates a portion of new and existing documentary stamp taxes on deeds to local governments for the creation and preservation of affordable housing through the State Housing Initiatives Partnership (SHIP) Program.

The Act requires that, in order to receive SHIP funds, the governing board of the local government must establish and appoint members to an Affordable Housing Advisory Committee (AHAC), appointed by resolution, to recommend monetary and non-monetary incentives to encourage or facilitate affordable housing.

On August 19, 2024, the City Commission of the City of West Palm Beach approved Resolution No. 123-24 appointing ten (10) members for three-year terms to the AHAC pursuant to Section 420.9076(2) of the Florida Statutes. The AHAC committee is required to meet annually to recommend affordable housing regulatory incentives to the City Commission for adoption per Florida Statutes 420.9076(4).

The AHAC is charged with reviewing the established policies and procedures, ordinances, development regulations, and the adopted local government comprehensive plan. After such review, the AHAC is required to recommend specific actions or initiatives to encourage or facilitate affordable or workforce housing under the Housing Element requirement at s. 163.3177(f) of the Florida Statutes. The recommendations may include the modification or repeal of existing policies, procedures, ordinances, regulations, or plan provisions; the creation of exceptions applicable to affordable housing; or the adoption of new policies, procedures, regulations, ordinances, or plan provisions, including recommendations to amend the local government comprehensive plan and corresponding regulations, ordinances, and other policies.

After conducting multiple public meetings, the committee made one (1) recommendation to assist the City in furthering the affordable housing incentives:

1. The City should implement expedited review processes for all permits and approvals associated with affordable and workforce housing developments, including but not limited to building permits.

At the conclusion of the public meetings, the committee held a public hearing and adopted a Housing Incentive Strategies Report. On April 9, 2026, the AHAC-approved Housing Incentive Strategies Report or AHAC Report was submitted to the Mayor, City Commissioners, Florida Housing Finance Corporation, and Florida Housing Coalition.

The staff of the Department of Housing and Community Development agrees with the proposed recommendation in the AHAC Report. Any recommendations that are adopted by the City become part of the Local Housing Assistance Plan (LHAP). The City adopted its current LHAP by Resolution No. 114-24 on June 10, 2024, covering the period July 1, 2024 – June 30, 2027. The City is required to amend its LHAP to incorporate the adopted incentive strategies within 90 days of receipt of the AHAC Report.

Staff requests approval of Resolution No. 131-26, which adopts the 2025 Affordable Housing Incentives Report and authorizes the implementation of the incentive recommendations in the report.

Fiscal Note:

No fiscal impact.

- 8.6. Resolution No. 135-26 approving the submittal of an application to the Federal Emergency Management Agency (FEMA) for a grant under the 2025 Assistance to Firefighters Grant (AFG) Program in the amount of \$2 million for the replacement of firefighters' breathing equipment.

Originating Department:

Fire

Ordinance/Resolution:

RESOLUTION NO. 135-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE DEPARTMENT OF HOMELAND SECURITY, FEDERAL EMERGENCY MANAGEMENT AGENCY, FOR A GRANT UNDER THE ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM 2025 REQUESTING FUNDING IN THE AMOUNT OF \$2 MILLION TO BE USED TO REPLACE THE BREATHING SYSTEM USED BY FIREFIGHTERS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Background Information:

The Assistance to Firefighters Grant Program (AFG) provides funding to support projects that enhance the safety of the public and firefighters from fire and related hazards.

The National Fire Protection Association (NFPA) recommends replacement of all breathing apparatus after ten (10) years. The breathing system equipment used by the Fire Department has been in use for ten (10) years as of 2025. The estimated cost to replace all breathing system apparatus is approximately \$3.6 million.

The Fire Department seeks to apply for a 2025 AFG grant of \$2 million to replace all breathing apparatus, including, but not limited to, SCBA tanks, oxygen bottles for small-space rescue, valves, masks, and associated equipment. Based on population size, the maximum grant FEMA will award to jurisdictions with a population of 100,001 - 500,000, which includes West Palm Beach, is \$2 million.

If awarded, the AFG will require a ten percent (10%) cost match from the City. The matching funds and balance to purchase all equipment can be funded by the Fire Assessment Fee fund.

Resolution No. 135-26 approves the submittal of the grant application to the Department of Homeland Security. If awarded, the grant agreement and a financial resolution will be brought back to the Commission for approval.

Fiscal Note:

Ten percent (10%) match if the grant is awarded.

- 8.7. Resolution No. 137-26 approving the Eighth Amendment to the Interlocal Agreement for Fire Vehicle Maintenance between Palm Beach County and the City of West Palm Beach.

Originating Department:

Fire

Ordinance/Resolution:

RESOLUTION NO. 137-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, APPROVING THE EIGHTH AMENDMENT TO THE INTER-LOCAL AGREEMENT BETWEEN THE CITY OF WEST PALM BEACH AND PALM BEACH COUNTY FOR FIRE VEHICLE MAINTENANCE; PROVIDING FOR AN EFFECTIVE DATE; AND OTHER PURPOSES.

Background Information:

On September 9, 2008, the County and City entered into an Interlocal Agreement for Fire Vehicle Maintenance (Resolution No. 343-08) for a term of ten (10) years. This was because the City's fire vehicle maintenance facility could not provide maintenance or repairs to fire-rescue emergency response apparatus such as Aerials/Platforms and Ladders. The Agreement was amended on:

- November 20, 2018 (Resolution No. 329-18) to extend the term through September 8, 2020, and to only include certain types of fire-rescue emergency response vehicles and/or apparatus;
- October 20, 2020 (Resolution No. 237-20) to extend the term through September 8, 2021, and to further limit the vehicles serviced to Aerials/Platforms and Ladders only;
- December 7, 2021 (Resolution No. 279-21) to extend the term through September 8, 2022;
- August 23, 2022 (Resolution No. 155-22) to extend the term through September 8, 2023;
- July 11, 2023 (Resolution No. 99-23) to extend the term through September 8, 2024;
- August 20, 2024 (Resolution No. 81-24) to extend the term through September 8, 2025; and
- August 19, 2025 (Resolution No. 110-25) to extend the term through September 8, 2026 (herein collectively referred to as the "Agreement").

The parties mutually desire for the County to continue to provide maintenance and repair services for only certain types of the City's fire-rescue emergency response apparatus for one (1) additional year; and to extend the term of the Agreement for one (1) additional year from September 9, 2026 through September 8, 2027 ("Eighth Extension Period"), under the same terms and conditions set forth in the Agreement, except as otherwise provided in this Eighth Amendment.

Fiscal Note:

131,	Fire	Assessment	Fund.
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9. RESOLUTIONS

- 9.1. Resolution No. 127-26 approving the Public Art Master Plan 2025-2030 (2026-2031).

Originating Department:

Mayor's Office

Ordinance/Resolution:

RESOLUTION NO. 127-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, APPROVING AND ADOPTING THE PUBLIC ART MASTER PLAN 2025-2030 (2026-2031); PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Staff Recommended Motion:

Approve Resolution No. 127-26.

Background Information:

Over the course of 2025, staff for the Art in Public Places (AiPP) Program, together with the AiPP Committee, reviewed the program's activities and projects from the previous five (5) years. Citing significant progress in both programming and operational goals, the Committee determined that the next step was to update the program's goals to better serve the public and further distinguish the program on a regional, national, and global scale.

The first Public Art Master Plan was developed and adopted in 2015. That plan established strategic priorities, policies, and procedures that guided the program from 2015 through 2020. The subsequent 2020–2025 (2026-2031) Public Art Master Plan was revised with the goal of better serving the community while recognizing the integral role of the arts as a positive marker of the changes and growth occurring throughout West Palm Beach.

This third iteration of the Public Art Master Plan serves as a strategic framework outlining guiding principles for the AiPP Program and supporting the continued growth and flourishing of public art throughout the City over the next five (5) years.

The Master Plan includes strategic goals, a curatorial framework, program objectives, a definition of public art, guidelines for the selection of public art, and an appendix containing resources and supporting documents.

The Art in Public Places Committee recommends adoption of the updated Public Art Master Plan 2025-2030 (2026–2031).

Resolution No. 127-26 adopts the Public Art Master Plan 2025-2030 (2026-2031).

Fiscal Note:

No fiscal impact.

10. PUBLIC HEARING

- 10.1. Public Hearing of Resolution No. 108-26 establishing the rates for the Fire Service Assessment Fee for fiscal year 2026/2027 and approving the assessment roll and setting the date for a public hearing on August 17, 2026.

Originating Department:

Finance

Ordinance/Resolution:

RESOLUTION NO. 108-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, ESTABLISHING THE FIRE SERVICE ASSESSED COSTS AND THE SERVICES, FACILITIES, OR PROGRAMS TO BE PROVIDED; ESTABLISHING THE ESTIMATED RATES FOR THE FIRE SERVICE SPECIAL ASSESSMENT FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2026; DIRECTING THE PREPARATION OF A PRELIMINARY ASSESSMENT ROLL; SETTING THE DATE AND TIME OF A PUBLIC HEARING; PROVIDING A CONFLICTS CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Staff Recommended Motion:

Approve Resolution No. 108-26.

Background Information:

Fire suppression, prevention, and other fire services provide a special benefit to properties by protecting the value and integrity of improvements to real property and protecting the use and enjoyment of such property. The availability of comprehensive fire services reduces the cost of fire insurance and enhances the market perception and property values.

In 2008, the City Commission adopted Ordinance No. 4141-08, Resolution No. 212-08, and Resolution No. 332-08, establishing an annual recurring Fire Services special assessment program for properties within the City to fund the assessable costs of providing fire services, excluding Emergency Medical Services.

The City Commission approved a rate increase for the Fire Service Assessment on August 27, 2018 for the first time since initially adopted in 2008 and then again in 2019 to assist in covering significant increases in firefighters' pensions, building renovations, additional personnel, acquisition and maintenance of fire trucks, equipment, hoses and apparatus, and operating costs over the period 2008 to 2019 justifying the two (2) rate increases.

The Fire Service Assessment fee for 2026/2027 will remain unchanged. This fee has remained unchanged since 2020.

At the March 23, 2026, Mayor/Commission work session, the Commission directed staff to bring forward the removal of the current 80% City buy-down for the not-for-profit (Institutional) categories. Resolution No. 108-26 eliminates the 80% exemption previously provided to not-for-profit-owned properties, which will result in an estimated \$700,000 in additional revenue that was previously funded by the City.

Below are the proposed Fire Assessment Service fee/rates for 2026/2027 by category:

RESIDENTIAL: \$100

NON-RESIDENTIAL PROPERTY (Rate Per Building Square Foot)

Commercial	\$0.103
Industrial/Warehouse	\$0.018
Institutional	\$0.123
Nursing Home	\$0.372

No Fire Services Assessment fee will be imposed on Governmental Property. The City will buy down this exemption with non-assessment funds.

The Fire Service Special Assessment will be collected by the County Tax Collector through the property tax bill.

The final public hearing and adoption of the Fire Service Assessment Rate is set for August 17, 2026.

Fiscal Note:

Anticipated revenues to be collected is \$8.7 Million for the Fire Assessment Fee Fund.

- 10.2. Public Hearing of Resolution No. 139-26 directing the development of the preliminary assessment roll for the Chronic Nuisance Assessments for 2026 and setting the date for a public hearing for final adoption of the Chronic Nuisance Assessment roll on August 17, 2026.

Originating Department:

Finance

Ordinance/Resolution:

RESOLUTION NO. 139-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, DIRECTING THE DEVELOPMENT OF A PRELIMINARY ASSESSMENT ROLL FOR THOSE NON-AD VALOREM ASSESSMENTS WHICH MAY BE LEVIED FOR THE COST OF PROVIDING PROPERTY MAINTENANCE SERVICES TO ELIMINATE NUISANCE CONDITIONS ON PRIVATE REAL PROPERTY WITHIN THE INCORPORATED AREA OF THE CITY, INCLUDING BUT NOT LIMITED TO: LOT MOWING AND DEBRIS REMOVAL SERVICES, BOARDING AND SECURING OF VACANT OR UNSAFE STRUCTURES, DEMOLITION AND REMOVAL OF UNSAFE STRUCTURES, CALLS FOR SERVICE AND INSPECTIONS, AND WHICH COSTS REMAINED DELINQUENT AND UNPAID; ESTABLISHING THE DATE AND TIME OF A PUBLIC HEARING; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Staff Recommended Motion:

Approval of Resolution No. 139-26 will schedule the public hearing for final adoption of the Chronic Nuisance Assessment roll on August 17, 2026.

Background Information:

In September 2011, the City of West Palm Beach adopted a series of ordinances intended to change the way the City addresses chronic nuisance properties. These ordinances were intended to recognize that the work City staff provides to chronic nuisance properties is of direct benefit to the affected property.

Through the adoption of Ordinance No. 4350-11, Ordinance No. 4361-11, and Ordinance No. 4362-11, the City Commission declared that any unpaid chronic nuisance service charges, unpaid Code Enforcement re-inspection assessment charges, or unpaid costs incurred for the abatement of code violations that remained delinquent and unpaid should become a special assessment against these properties as a non-ad valorem assessment equal in rank and dignity to a lien for ad valorem taxes.

Pursuant to Section 54-422 of the City Code of Ordinances, the Chief Financial Officer must prepare an initial assessment roll of the proposed assessments, which are unpaid as of June 1st.

Fiscal Note:

No fiscal impact until final resolution.

- 10.3. Public Hearing and Second Reading of Ordinance No. 5168-26 amending the Code of Ordinances at Chapter 22 (Businesses and Business Regulations), Article II, Certificate of Use, to clarify that a Certificate of Use is required for all business and commercial uses.

Originating Department:

Development Services

Ordinance/Resolution:

ORDINANCE NO. 5168-26: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF WEST PALM BEACH, FLORIDA, AT CHAPTER 22 (BUSINESSES AND BUSINESS REGULATIONS) TO AMEND SECTION 22-31 (DEFINITIONS) AND SECTION 22-33 (APPLICATION FOR CERTIFICATE OF USE FOR NEW BUSINESS) TO CLARIFY THAT A CERTIFICATE OF USE IS REQUIRED FOR ALL BUSINESS AND COMMERCIAL USES; PROVIDING A SEVERABILITY AND CODIFICATION CLAUSE, PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Staff Recommended Motion:

Approve Ordinance No. 5168-26.

Background Information:

A Certificate of Use is the mechanism by which zoning confirms that a business or commercial use is permitted at a specific location, and the Fire Department uses it to ensure compliance with life/safety regulations. Section 22-31 currently identifies the businesses/uses that require a Certificate of Use utilizing the North American Industry Classification Code and exempts certain businesses from the requirement.

The purpose of the Certificate of Use is for zoning verification that the intended business or commercial use of a property complies with the permitted uses allowed on the specific property and should be applicable to all business and commercial uses.

Ordinance No. 5168-26 amends Section 22-31 to provide that all business and commercial uses in the City require a Certificate of Use and amends Section 22-33 to clarify the information needed on the application for a Certificate of Use.

Fiscal Note:

No fiscal impact.

- 10.4. Public Hearing and First Reading of Ordinance No. 5172-26 amending and restating the public art program by amending and relocating the provisions of Chapter 78, Article V (Public Art), Section 78-10 (Monuments), and Section 94-410 (Murals), and creating Chapter 43 (Public Art).

Originating Department:

Mayor's Office

Ordinance/Resolution:

ORDINANCE NO. 5172-26: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, AMENDING AND RESTATING THE PUBLIC ART PROGRAM WITHIN THE CODE OF ORDINANCES OF THE CITY OF WEST PALM BEACH, FLORIDA, BY AMENDING, REPLACING, AND RELOCATING THE PROVISIONS OF CHAPTER 78 (STREETS, SIDEWALKS AND PUBLIC PLACES), ARTICLE I, IN GENERAL, SECTION 78-10 MONUMENTS AND ARTICLE V, PUBLIC ART, SECTIONS 78-122 THROUGH 78-137, AND SECTION 94-410 (MURALS); CREATING A NEW CHAPTER, CHAPTER 43 (PUBLIC ART); PROVIDING A CODIFICATION CLAUSE; PROVIDING A CONFLICTS AND SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Staff Recommended Motion:

Approve Ordinance No. 5172-26 First Reading and schedule Second Reading for July 6, 2026.

Background Information:

City Commission adopted Ordinance No. 1913-85 on December 2, 1985, creating the Art in Public Places Committee consisting of seven members. City Commission adopted Ordinance No. 4504-14 on March 31, 2014, amending and restating the Art in Public Places (AiPP) program.

Ordinance No. 4504-14 directed that this Ordinance be reviewed after one (1) year of implementation and that a report on the implementation along with any suggested revisions to the program and Ordinance be brought back to City Commission.

City Commission adopted revisions to Ordinance No. 4754-17 recommended by the consultant to be retained for the AiPP Master Plan. The AiPP Committee and City staff reviewed the progress at the end of the five-year AiPP Master Plan, including programming, operational, and strategic goals. After the 2020-2025 Five-Year Master Plan was reviewed, the AiPP Committee revised the AiPP Ordinance to support those updates. The Public Art Master Plan (2026-2031) has been updated to reflect changes within the City and the evolution of the program. The AiPP Committee has reviewed the recommended updates for the public art Ordinance.

UPDATES

The updates and revisions to the Public Art Ordinance include:

- Create Chapter 43 Public Art within the Code of Ordinances to assist Developers and others in locating and complying with program requirements.
- Throughout the Ordinance, “Article” is changed to “Chapter”.
- Throughout the Ordinance, “elements” are removed.

DEFINITIONS

- Affordable housing means households at or below 80% of the Area Median Income (AMI) as defined by the U.S. Department of Housing and Urban Development (HUD) income limits per household size that meet maximum housing payments established by HUD, Florida Housing Finance Corporation, or local ordinance.
- Workforce housing means housing affordable to households earning between 81% and 120% of AMI, aligned with definitions from HUD, Florida Housing Finance Corporation, or local ordinance.
- Art Consultant/Advisor means a professional who provides expert advice and guidance on acquiring, commissioning, and managing contemporary art.
- Local artist is an artist, as defined in this section, who resides in Palm Beach County.
- Maintenance of artwork shall include, without limitation, preservation of the artwork and, where applicable, the lighting and surrounding landscaping, in good condition to the satisfaction of the City; and protection of the artwork against physical defacement, mutilation, or alteration.
- Removal of historical or cultural elements.

CRITERIA FOR ART

- *No commercial message.* The proposed artwork will not infer a commercial message for the development or resemble a business logo.

- Sec. 43-26 Inclusion of art in the project.
 - Developer shall indicate as part of its development application (planning and zoning EPL application) that Option1 is selected, and public art will be provided as part of the project.
- *Site plan.* Artwork must be identified on all plans (site plan, architectural and landscape plans) submitted for approval through Planning and Zoning/EPL application. Artwork must be located so as to be readily visible and accessible to the public.
- *(3) Public art application.* Prior to the issuance of the project building permit, a public art application shall be submitted on the city form.
- *Committee review of contribution of proposed artwork.* The public art in public places committee shall review the proposed artwork at their next meeting that is scheduled at least 45 days from application submittal.

Section 43-28 – contribution to public art account

- Developer shall indicate as part of its development application (planning and zoning EPL application) that option 2 is selected and developer will contribute to the city's public art account.

Sec. 43-40 requirements for public projects

- *Applicability.* All appropriations and authorizations for new construction, renovation or remodeling of eligible public and capital improvements shall include an amount of not less than one percent of total constructions costs to be deposited in the public art account.
- *Removal:* Section 78-137 _Removal of Unsolicited Public Art Proposals
- *Addition:*
- **ARTICLE VI – MURALS.**

43-50. - Murals.

- (a) Murals which contain commercial speech are considered signs and are regulated under the sign code provisions in Ch. 94 of this code.

(b) The installation, repair and maintenance of murals shall not interfere with traffic safety or otherwise endanger public safety.

- Updated: no changes to definitions or process.

Article VII – Monuments

- Section 43-55 Monuments

Fiscal Note:

No fiscal impact.

- 10.5. Public Hearing and First Reading of Ordinance No. 5173-26: A City-initiated request for a text amendment to Chapter 94 Zoning and Land Development Regulations, Article VII - Special Districts, Section 94-219 - Broadway mixed-use district to clarify provisions regarding the development of townhomes; and Section 94-215 - Currie mixed-use district to modify the height bonus incentive requirements for improvements to Currie Park.

Originating Department:

Development Services

Ordinance/Resolution:

ORDINANCE NO. 5173-26: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, AMENDING CHAPTER 94 ZONING AND LAND DEVELOPMENT REGULATIONS, ARTICLE VII - SPECIAL DISTRICTS, SECTION 94-219 - BROADWAY MIXED-USE DISTRICT TO CLARIFY PROVISIONS REGARDING THE DEVELOPMENT OF TOWNHOMES; AND SECTION 94-215 - CURRIE MIXED-USE DISTRICT TO MODIFY THE HEIGHT BONUS INCENTIVE REQUIREMENTS FOR IMPROVEMENTS TO CURRIE PARK; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Staff Recommended Motion:

Approve Ordinance No. 5173-26 on First Reading and schedule Second Reading for July 6, 2026.

This motion is based on the staff report, factual testimony, the recommendation of the Planning Board, and the findings that the proposed amendment complies with the amendment standards in Section 94-32 of the City's Zoning and Land Development Regulations.

Background Information:

The City-initiated amendments proposed are divided into two (2) different topics. The first one impacts the Broadway Mixed-Use District (BMUD), and the second one impacts the Currie Mixed-Use District (CMUD) as follows:

A. AMENDMENTS TO BROADWAY MIXED-USE DISTRICT

BMUD is a mixed-use redevelopment area comprised of approximately 43.9 acres, generally located north of 25th Street, south of the northern City limits and to the east and west of Broadway. The Corridor abuts other established residential areas within the City, such as the West Northwood, Northboro Park, and Old Northwood Historic Districts.

Last year, the City approved an amendment to the BMUD regulations that created a revised set of zoning regulations guided by the following principles:

- Promote the redevelopment of the corridor as a mixed-use corridor with emphasis on residential uses.
- Protect the single-family residential fabric adjacent to the corridor.
- Improve the quality of the public realm to create an attractive activity center to fulfill the daily needs of residents within walking distance.

The adopted regulations allow residential and commercial use and include a housing incentive to encourage the construction of residential uses with workforce housing units.

The intent of the adopted regulations is to allow multifamily residential uses, including townhouse developments.

After the adoption of the regulations, it has been identified that certain provisions may conflict with the construction of townhouse projects for sale. Staff is proposing some minor adjustments to ensure townhouses can be built. The proposed changes include:

Adjustment of provisions regarding mid-block setbacks to clarify that mid-block setbacks are not required for townhouses.

Clarify language to allow steps/stoops to be located within the primary streetscape improvement area, but outside the clear pedestrian path.

B. CURRIE MIXED-USE DISTRICT AMENDMENTS

CMUD is a compact, pedestrian-oriented mixed-use redevelopment area generally located between North Flagler Drive to the east and North Dixie Highway to the west, 27th Street to the north, and 14th Street to the south.

The area is divided into several sub-districts, and each sub-district includes specific development characteristics and maximum height allowed. In addition to the maximum base height for each subdistrict, the zoning regulations also include a series of incentives to allow increases from the base height in exchange for public benefits. Within the CMUD zoning regulations, Table VII-16 – Height Bonus Incentives specifies the allowable bonus height incentive permitted for each sub-district and lists the different public benefits that can be selected.

One of the public benefits offered to Developers is the improvements to Currie Park. For this incentive, the Developer will receive one foot of additional height above their base per \$25,000 in credit for the construction of improvement or payments made to Currie Park. The exact language states:

Section 94-215(K)(2)(i) *Improvements to Currie Park*. The developer seeking to utilize this incentive will receive one foot of height per \$25,000 in credit for the actual construction of improvements or payments made to Currie Park. These improvements must be approved by the City/CRA prior to commencement of construction and must be consistent with the improvements planned by the City/CRA for Currie Park. If the proposed improvement is not part of the original concept approved by the City/CRA then approval must be sought before the credit will be provided to the developer.

Since the adoption of the CMUD regulations, the City has completed the redesign of the park, and the construction of the improvements is currently underway. Considering the construction of the park is already moving forward, the City would like to modify the language in the incentive to allow additional flexibility in the use of the funds. It is expected that once the park is completed, funding will be needed for the operations, management, and programming of the park. In addition, the proposed amendment clearly specifies the time when the contribution shall be paid by the Developer.

The staff report is included as supporting documentation to the agenda item.

The proposed amendments were presented to the Planning Board during a public hearing on January 21, 2026, and a recommendation of approval (5-0) was received.

The proposed amendments impact properties located within Commission District 1: Commissioner Cathleen Ward.

Fiscal Note:

No fiscal impact.

- 10.6. Public Hearing of Resolution No. 121-26 accepting the FY2025 award of \$84,415 in grant funding from the U.S. Department of Justice Edward J. Byrne Memorial Justice Assistance Grant Program to be used for the purchase of a force-on-force modular training system; and

Resolution No. 142-26(F) recognizing and appropriating the FY2025 grant award funds from the U.S. Department of Justice Edward J. Byrne Memorial Justice Assistance Grant Program and a transfer of funds from the State Law Enforcement Forfeiture Receipts.

Originating Department:

Police

Ordinance/Resolution:

RESOLUTION NO. 121-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, ACCEPTING A U.S. DEPARTMENT OF JUSTICE, EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE FORMULA (JAG) GRANT IN THE AMOUNT OF \$84,415 TO BE USED BY THE POLICE DEPARTMENT TO PURCHASE A FORCE ON FORCE MODULAR TRAINING SYSTEM; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

RESOLUTION NO. 142-26(F): A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, AUTHORIZING THE APPROPRIATION OR TRANSFER OF CITY FUNDS IN FISCAL YEAR 2025/2026 IN ACCORDANCE WITH SECTION 4.03 OF THE CITY CHARTER OF THE CITY OF WEST PALM BEACH, FLORIDA, FOR THE PURPOSE OF AMENDING THE GRANT PROGRAMS SPECIAL REVENUE AND MISCELLANEOUS TRUST FUND BUDGETS FOR THE RECEIPT OF THE 2025 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROCEEDS FROM THE UNITED STATES DEPARTMENT OF JUSTICE AND TO RECOGNIZE STATE LAW ENFORCEMENT FORFEITURE RECEIPTS TO PROVIDE APPROPRIATIONS FOR THE A FORCE-ON-FORCE MODULAR TRAINING SYSTEM; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Staff Recommended Motion:

Approve Resolution No. 121-26 and Resolution No. 142-26(F).

Background Information:

The U. S. Department of Justice, Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA), is seeking applications for funding under the Edward Byrne Memorial Justice Assistance Grant Program (JAG). The JAG Grant Program is a formula-based program that allocates funding to eligible applicants for law enforcement purposes. Such eligible applicants must then apply to receive the allocated funding.

The City of West Palm Beach is an eligible applicant under the JAG Grant Program for Fiscal Year 2025 in the amount of \$84,415.

The City of West Palm Beach, on behalf of its Police Department, desires to accept an award from the U. S. Department of Justice, Edward Byrne Justice Assistance Formula Grant Program for a grant in the amount of \$84,415 to be used to purchase a force-on-force modular training system. Having highly trained officers will promote a higher level of customer service, ultimately promoting public trust within the community.

The West Palm Beach Police Department (WPBPD) commits to purchasing a force-on-force modular training system to further develop community and officer safety techniques. The WPBPD routinely operates in high-risk, confined-space environments, including high-rise structures, commercial buildings, parking garages, and multi-room residential units. Traditional flat-range training does not replicate the complexity of real-world CQB environments. Officers must make rapid shoot/no-shoot decisions under high stress while navigating tight hallways, corners, stairwells, and low-visibility conditions. Modern best practices emphasize scenario-based training, de-escalation, and force-on-force simulations as essential methods for reducing injuries and improving judgment. The WPBPD does not currently have a dedicated force-on-force training system.

Use-of-force incidents have been garnering national attention, and law enforcement agencies need to be proactive in training their officers. The WPBPD has an obligation to make public safety and our response to incidents a priority. Our agency must keep up with current response methods to have the most positive results. Force-on-Force training will allow the agency to further provide de-escalation and officer safety training in potential use-of-force situations, from active shooters to suicidal subjects. The training system will allow officers and trainers to assess responses to realistic situations that will ultimately make the community and responding officers safer.

PROJECT SUMMARY

The WPBPD intends to use the JAG grant-awarded funds to provide a high-level of training to its police officers. This project establishes a comprehensive training system using a modular shoot house, force-on-force simulation tools, and structured de-escalation training. These components follow DOJ, FBI, and National Policing Institute best practices supporting safe, realistic decision-making. Force-on-Force (FoF) training is highly valued by the Department of Justice (DOJ) and law enforcement agencies to simulate high-stress, real-life encounters, enhancing officer judgment and reducing, rather than increasing, the use of excessive force. It bridges the gap between technical skill and tactical application by introducing a thinking, active opponent, which improves decision-making, shooting accuracy under pressure, and de-escalation strategies.

Highly trained police officers can provide better customer service, and higher customer service promotes public trust within the community they serve. The high level of training promotes officer safety skills while determining the proper level of force to be used in an event. The officers will learn advanced skills to de-escalate difficult situations and identify when they are faced with someone battling mental illness.

The awarded funds of \$84,415 are to be allocated to purchase the Unhinged Modular Wall System as quoted by Unhinged LLC on April 20, 2026, at a purchase price of \$107,690.04.

The remaining purchase balance of \$23,275.04 will be funded by State Forfeiture Law Enforcement receipts.

A well-equipped and funded Police Staff Services - Training Division is crucial in providing high-level, advanced, realistic training for officers in the modern policing environment. Advanced training requires force-on-force training. The Newton Design Modular force-on-force training system provides the training environment to achieve this goal.

Prior to acceptance of the grant, the City shall have provided the information regarding the grant to the City Commission at least thirty (30) days prior to acceptance. The grant information was provided to the City Commission on April 24, 2026.

As required by the grant regulations, the public will be provided an opportunity to comment on the grant at the City Commission meeting at which this Resolution is considered.

Resolution No. 121-26 approves the submission of an application for the JAG Program Grant and authorizes execution of all documents necessary to receive the grant.

Resolution No. 142-26(F) recognizes and appropriates the grant funds when received and approves a transfer of funds from the State Law Enforcement Forfeiture Receipts.

Commission District: City-wide purpose, not district-specific.

Fiscal Note:

Approval of this item will recognize and provide appropriations of the FY2025 JAG Program Award, approve a transfer of funds from the State Law Enforcement Forfeiture Receipts, and provide appropriations for a Force-On-Force Modular Training System.

11. COMMENTS FROM THE PUBLIC

Public comments are limited to three (3) minutes. Anyone wishing to address the Commission should complete a "Comments by the Public" card and present it to the City Clerk prior to the Public Comments. When you are called to speak, please go to the podium and state your name and address for the record prior to addressing Commission. The Commission will not discuss the matter nor respond to the comment this evening. Comments made will become part of the record and may be addressed at a later date.

12. COMMENTS BY THE MAYOR AND CITY COMMISSIONERS

13. ADJOURNMENT

*Pursuant to Resolution No. 179-95, adopted according to the provisions of Section 286.0115, Florida Statutes, members of the Commission shall disclose on the record: 1) ex-parte communications - verbal or written; 2.) written communications shall be placed in the record; and 3) site visits, investigations, etc. shall be disclosed.

NOTICE: If any person decides to appeal any decision made by the City Commission at this meeting, that person will need a record of the proceedings, and that, for such purposes, may need to ensure that a verbatim records of the proceedings be made, which record includes the testimony and evidence upon which the appeal is based. The City of West Palm Beach does not prepare or provide such record.