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

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

City of West Palm Beach
City Commission
Pass/Fail Agenda
Tuesday, February 17, 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- ITEM 7.1 PRESENTER CHANGED TO JOHN PAUL O'CONNER, PALM BEACH COUNTY LEAGUE OF CITIES CHAIR AND MAYOR OF WESTLAKE.

6. PROCLAMATION- PRESENTED.

- 6.1. Proclaiming February 27, 2026, as: The Lord's Place March to End Homelessness Awareness Day. Proclamation to be accepted by The Lord's Place CEO, Christine Frederick.

Originating Department:
Mayor's Office

7. PRESENTATION- PRESENTED.

- 7.1. Amelia Jadoo, Esq., Executive Director of the Palm Beach County League of Cities: Property Tax Reform Update

Originating Department:
Mayor's Office

8. CONSENT CALENDAR- ALL ITEMS WERE APPROVED.

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. Minutes of the January 5, 2026, Regular City Commission Meeting.

Originating Department:
Mayor's Office

- 8.2. Minutes of the January 20, 2026, Regular City Commission Meeting.

Originating Department:
Mayor's Office

- 8.3. Resolution No. 1-26 authorizing the assessment of City liens in the total amount of \$17,480.59 for unpaid water service, sewer service, and stormwater charges for the month of September 2025.

Originating Department:
City Attorney's Office

Ordinance/Resolution:

RESOLUTION NO. 1-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, APPROVING AND AUTHORIZING AN ASSESSMENT OF CITY LIENS FOR UNPAID WATER SERVICE, SEWER SERVICE, AND STORMWATER SERVICE CHARGES FOR THE MONTH OF SEPTEMBER 2025; PROVIDING THAT SAID LIENS SHALL BE PRIOR IN DIGNITY TO ALL OTHER LIENS AGAINST THE ASSESSED PROPERTIES, SAVE AND EXCEPT A LIEN FOR TAXES; PROVIDING AN EFFECTIVE DATE; AND FOR

OTHER PURPOSES.

Background Information:

In accordance with the Code of Ordinances of the City of West Palm Beach, Florida, 2003, Sections 90-4 and 90-5, the City imposes liens on private real property for delinquent payments due for utility services.

The liens to be assessed by Resolution No. 1-26 are for unpaid water service, sewer service, and stormwater service charges for the month of September 2025.

The list of properties to be assessed and the associated charges totaling \$17,480.59 are provided in Resolution No. 1-26 as EXHIBIT A - Utility Lien List - September 2025.

Fiscal Note:

No fiscal impact.

- 8.4. Resolution No. 33-26 authorizing the assessment of City liens in the total amount of \$16,711.85 for unpaid water service, sewer service, and stormwater charges for the month of October 2025.

Originating Department:

City Attorney's Office

Ordinance/Resolution:

RESOLUTION NO. 33-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, APPROVING AND AUTHORIZING AN ASSESSMENT OF CITY LIENS FOR UNPAID WATER SERVICE, SEWER SERVICE, AND STORMWATER SERVICE CHARGES FOR THE MONTH OF OCTOBER 2025; PROVIDING THAT SAID LIENS SHALL BE PRIOR IN DIGNITY TO ALL OTHER LIENS AGAINST THE ASSESSED PROPERTIES, SAVE AND EXCEPT A LIEN FOR TAXES; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Background Information:

In accordance with the Code of Ordinances of the City of West Palm Beach, Florida, 2003, Sections 90-4 and 90-5, the City imposes liens on private real property for delinquent payments due for utility services.

The liens to be assessed by Resolution No. 33-26 are for unpaid water service, sewer service, and stormwater service charges for the month of October 2025.

The list of properties to be assessed and the associated charges totaling \$16,711.85 are provided in Resolution No. 33-26 as EXHIBIT A - Utility Lien List - October 2025.

Fiscal Note:

No fiscal impact.

- 8.5. Resolution No. 34-26 approves a Settlement Agreement totaling \$150,000 in the matter of Patrick Charles DeGasperis, Employee/Claimant.

Originating Department:

City Attorney's Office

Ordinance/Resolution:

RESOLUTION NO. 34-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, APPROVING A SETTLEMENT AGREEMENT FOR \$150,000 IN THE MATTER OF PATRICK CHARLES DEGASPERIS EMPLOYEE/CLAIMANT V. THE CITY OF WEST PALM BEACH AND CORVEL ENTERPRISE COMP. INC., IN THE STATE OF FLORIDA, DIVISION OF ADMINISTRATIVE HEARINGS, OFFICE OF JUDGE OF COMPENSATION, CLAIM NO. 20-014648GJJ; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Background Information:

Patrick Charles DeGasperis (employee/claimant) brought a workers' compensation claim that stems from an alleged accident and/or occupational disease. The employee/ claimant contends he was injured in the course and scope of his employment on or about May 15, 2020.

The City reached a settlement agreement at mediation held February 20, 2025, with Patrick Charles DeGasperis (employee/claimant) and his attorney to resolve the matter for a total of \$150,000; in exchange for a general release of all workers' compensation claims, attorney's fees, and any and all employment claims, and authorizes the appropriate officials to execute the necessary settlement documentation.

The City's workers' compensation excess insurance carrier is contractually obligated to reimburse the City for \$107,264.63 (One Hundred Seven Thousand, Two Hundred Sixty-Four and 63/100) of the settlement monies, thereby greatly reducing the cost of this settlement to the City.

Section 2-268(g)(4) of the Code of Ordinances of the City of West Palm Beach, Florida, provides that the authority for settlement of all claims in excess of \$30,000 shall require approval of the City Commission by formal resolution.

Resolution No. 34-26 approves the Settlement Agreement.

Fiscal Note:

Settlements are paid out of the Risk Annual Budget.

- 8.6. Resolution No. 35-26 accepting an award from the Florida Department of Transportation for a grant in the amount of \$65,000 to fund a Speeding and Aggressive Driving Enforcement Campaign; and

Resolution No. 28-26(F) providing for the receipt and appropriation of \$65,000 in grant funding in FY 2025/2026.

Originating Department:

Police

Ordinance/Resolution:

RESOLUTION NO. 35-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, ACCEPTING AN AWARD FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR AN SPEED/AGGRESSIVE DRIVING ENFORCEMENT SAFETY GRANT IN THE AMOUNT OF \$65,000 TO FUND THE WEST PALM BEACH POLICE DEPARTMENT SPEED AND AGGRESSIVE DRIVING ENFORCEMENT CAMPAIGN; AUTHORIZING EXECUTION OF A SUBGRANT AGREEMENT AND ALL NECESSARY DOCUMENTS; PROVIDING FOR AN EFFECTIVE DATE; AND OTHER PURPOSES.

RESOLUTION NO. 28-26(F): A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, AUTHORIZING THE APPROPRIATION OR TRANSFER OF CITY FUNDS IN THE 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 FUND BUDGET TO RECOGNIZE RECEIPT OF FUNDS FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR REIMBURSEMENT OF OVERTIME COSTS FOR TRAFFIC EDUCATION AND ENFORCEMENT OF AGGRESSIVE DRIVING LAWS AND TO PROVIDE APPROPRIATIONS FOR THE EXPENDITURES; PROVIDING AN EFFECTIVE; AND FOR OTHER PURPOSES.

Background Information:

In February 2025, the West Palm Beach Police Department (WPBPD) submitted a concept paper to the Florida Department of Transportation (FDOT) regarding the proposed use of grant funds to be included in the State's Fiscal Year 2026 Highway Safety Plan. The paper used statistics on crash outcomes in the City of West Palm Beach and the rest of the State to help justify why this education and enforcement plan focused on aggressive driving should be funded in the City of West Palm Beach.

The City of West Palm Beach (CWPB) is in Palm Beach County, which is the 10th fastest growing in the state, and is the largest City both by population and square miles in the county. The City has seen an average population growth of 4.5% yearly since 2019. The CWPB attractions bring thousands of additional drivers into the City daily, adding to the over 115,000 City population. The CWPB hosts many large-scale events, including The Marathon of the Palm Beaches, Palm Beach Boat Show, Sunfest, 4th on Flager, and a dozen other races/walks, and outdoor events Downtown. These events bring thousands of people into the CWPB.

In accordance with the National Highway Traffic Safety Administration (NHTSA) Countermeasures that Work Guide, the WPBPD will conduct high-visibility enforcement details throughout the City on a weekly basis. These details require law enforcement officers to work overtime. Funds awarded from this sub-grant will go toward paying for officers' overtime traffic enforcement. The WPBPD will purchase emergency motorcycle lighting equipment and officer safety lighting equipment to aid in traffic enforcement.

FDOT agreed and determined that the CWPB's plan merited inclusion in the Highway Safety Plan in the amount of \$65,000 in overtime reimbursement and the purchase of emergency motorcycle lighting and officer safety lighting equipment. The City must submit an electronic application to accept this sub-grant and complete associated documents. The grant period began on October 1, 2025, and will end on September 30, 2026, but the program cannot be implemented until all documents are complete. This program supports the City's Vision Zero goal of zero traffic fatalities.

Funding allocations:

- \$50,000 overtime reimbursement (salary & benefits)
- \$10,000 purchasing of emergency motorcycle lighting equipment
- \$5,000 purchasing of officer safety lighting equipment

Resolution No. 35-26 accepts the grant award and approves the grant agreement, and Resolution No. 28-26(F) appropriates the grant funds of \$65,000.

The funds for the stated operations are not district-specific and will be conducted City-wide in areas of concern that current statistics and traffic issues dictate.

Fiscal Note:

Approval of this item will recognize and appropriate the grant funding toward the FDOT Aggressive Speeding and Aggressive Driving Campaign.

- 8.7. Resolution No. 36-26 accepting an award from the Florida Department of Transportation (FDOT) for a grant in the amount of \$58,000 to fund the Police Department's Occupant Protection Program regarding the use of seatbelts and child restraint devices; and

Resolution No. 29-26(F) providing for the receipt and appropriation of \$58,000 in grant funding in FY 2025/2026.

Originating Department:

Police

Ordinance/Resolution:

RESOLUTION NO. 36-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, ACCEPTING AN OCCUPANT PROTECTION AND CHILD PASSENGER SAFETY GRANT FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$58,000 TOWARD THE WEST PALM BEACH POLICE DEPARTMENT OCCUPANT PROTECTION PROGRAM; AUTHORIZING EXECUTION OF THE SUBGRANT AGREEMENT AND ALL NECESSARY DOCUMENTS; PROVIDING FOR AN EFFECTIVE DATE; AND OTHER PURPOSES.

RESOLUTION NO. 29-26(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 FUND BUDGET TO RECOGNIZE RECEIPT OF FUNDS FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR REIMBURSEMENT OF OVERTIME COSTS FOR TRAFFIC EDUCATION AND ENFORCEMENT OF OCCUPANT SAFETY LAWS AND TO PROVIDE APPROPRIATIONS FOR THE EXPENDITURES; PROVIDING AN EFFECTIVE; AND FOR OTHER PURPOSES.

Background Information:

In February 2025, the West Palm Beach Police Department (WPBPD) submitted a concept paper to the Florida Department of Transportation (FDOT) regarding the proposed use of grant funds to be included in the State's Fiscal Year 2026 Highway Safety Plan. The paper used statistics on crash outcomes in the City of West Palm Beach (CWPB) and the rest of the State to help justify why this education and enforcement plan targeting occupant restraint usage, safety belts, and child restraint

devices should be funded in the CWPB.

Safety belts and child restraints, when used properly, are one of the most effective ways to reduce injuries and save lives during crashes. The CWPB is located in Palm Beach County and is the largest City by population and square miles in the county. The population is currently 115,000 and has been increasing at about 4.5% yearly since 2019. According to the 2024 FDOT safety belt usage report for the State of Florida, the safety belt usage rate for 2024 is 90.0%. This rate is up 0.6% points from the 2023 measured rate of 89.4%. The report found that usage on major roadways, such as highways/interstates, was measured higher at 92.2%, while on smaller arterial and local roads, it was measured at 90.6 % and 86.7%, respectively.

Of the over 115,000 residents of the CWPB, 33% are African American (U.S. Census Bureau), and this community safety belt usage average is below that of White, Hispanic, and "Other" by 6-10% (FDOT 2024 safety belt usage survey).

The WPBPD integrates high-visibility enforcement, community outreach, and publicity to educate the public on safety belt usage. As outlined in the National Highway Traffic Safety Administration (NHTSA) Countermeasures that Work, 11th Edition: 3-15, Short-Term, High Visibility Seat Belt Law Enforcement; 3-16, Short-Term, High Visibility Child Passenger Safety Law Enforcement; 3-19, Nighttime, High Visibility Seat Belt Law Enforcement, and 3-22, Other Strategies for Behavior Change guidelines, the WPBPD will continue with the high-visibility enforcement details and educational outreach. The department has adjusted the enforcement to the needs of the community. Crash data is used to determine where the most crashes are occurring and to focus enforcement in those areas. Sub-grant funds will be used for the purchase of traffic cones and a trailer for their deployment in order to block lanes to conduct safety belt checkpoints. The cones will help officers conduct the checkpoint operations safely.

The WPBPD utilizes our Public Information Officer (PIO) to publicize our enforcement efforts through local news outlets and social media. We will increase enforcement efforts in school zones to increase awareness of the importance of safety belt usage for kids. The WPBPD will also continue to be part of the events held throughout the community to help educate and raise awareness about the importance of safety belt usage. The WPBPD is an active participant in all FDOT-sponsored enforcement waves, such as the national Click It or Ticket campaign, and will continue to participate in the upcoming years.

The WPBPD was awarded a grant from FDOT in the amount of \$58,000 to fund the Police Department's Occupant Protection Program (seatbelts and child restraint device usage).

Resolution No. 36-26 accepts the grant and authorizes the execution of all grant documents.

Resolution No. 29-26(F) appropriates the grant award to fund the Police Department's Occupant Protection Program.

Fiscal Note:

Approval of this item will recognize and appropriate the grant funding toward the FDOT Occupant Protection and Child Safety Program.

- 8.8. Resolution No. 37-26 accepting an award from the Florida Department of Transportation (FDOT) for a grant in the amount of \$100,000 to fund an Impaired Driving Enforcement Campaign; and

Resolution No. 30-26(F) providing for the receipt and appropriation of \$100,000 in grant funding in FY 2025/2026.

Originating Department:

Police

Ordinance/Resolution:

RESOLUTION NO. 37-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, ACCEPTING AN AWARD FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) IN THE AMOUNT OF \$100,000 TO FUND THE WEST PALM BEACH POLICE DEPARTMENT IMPAIRED DRIVING ENFORCEMENT SAFETY PROGRAM; AUTHORIZING EXECUTION OF A SUBGRANT AGREEMENT AND ALL NECESSARY DOCUMENTS; PROVIDING FOR AN EFFECTIVE DATE; AND OTHER PURPOSES.

RESOLUTION NO. 30-26(F): A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, AUTHORIZING THE APPROPRIATION OR TRANSFER OF CITY FUNDS IN THE 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 FUND BUDGET TO RECOGNIZE RECEIPT OF FUNDS FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR REIMBURSEMENT OF OVERTIME COSTS FOR ENFORCEMENT OF IMPAIRED DRIVING LAWS AND TO PROVIDE APPROPRIATIONS FOR THE EXPENDITURES; PROVIDING AN EFFECTIVE; AND FOR OTHER PURPOSES.

Background Information:

The City of West Palm Beach (CWPB) is the largest City by population and size in Palm Beach County. It is centrally located in the county and is accessible right off I-95. It also has the largest "Downtown entertainment district" in the county, as well, with over 70 bars and restaurants within a

mile radius. Throughout the year, the City also hosts dozens of outdoor events to include: concerts, festivals, the Palm Beach Boat Show to name a few, and all these events involve alcohol. West Palm Beach is also the gateway to the Island of Palm Beach, which hosts its own unique nightlife.

According to a 2022 NHSTA report, 37 people die in drunk driving crashes every day. Of the 42,514 traffic fatalities in 2022, there were an estimated 13,524 people (32%) killed in alcohol impaired-driving crashes. According to the same report, Florida ranked 3rd highest for fatalities as well as 3rd highest for alcohol related fatalities behind Texas and California.

SUPPORTING DATA

The following information was gathered from Signal 4 Analytics and the West Palm Beach report managing system.

	<u>2021</u>	<u>2022</u>	<u>2023</u>
Crashes involving DUI	80	99	90
Crashes involving DUI with fatalities/Injury	30	33	22
Total DUI arrests	87	176	131

PROPOSED SOLUTION

In accordance with the National Highway Traffic Safety Administration (NHTSA) Countermeasures that Work Chapter 3, Section 2.2, the West Palm Beach Police Department (WPBPD) will conduct High Visibility enforcement details throughout the City on a weekly basis. These details require law enforcement officers to work overtime. Funds awarded from this sub-grant will go toward paying for officer's overtime traffic enforcement. WPBPD will purchase tint meters to aid in traffic enforcement. If awarded, officers will also use unmarked vehicles for more effective enforcement during the sub-grant period. These details will be publicized through the Public Information Officer (PIO), local news media, and social media. The City has also incorporated measures in line with NHTSA countermeasures Chapter 3, Section 2.3.

The WPBPD will attend community events throughout the City during the sub-grant period to promote the education and awareness of speeding and its dangers and consequences, as outlined in Chapter 3, Section 4.1. WPBPD continues to work with the Safety 4 Life Foundation and plans on attending and hosting events. These events are held in an effort to change dangerous behavior on and off the road. If awarded through this sub-grant, items will be used that are purchased from this grant to increase engagement with the public. The items are intended to keep the lessons learned about traffic safety at the forefront of their memory.

SUSTAINABILITY

The WPBPD is continually looking for new ways to improve road safety within the City and continues to work with the “safety 4 Life foundation” to increase road safety awareness. With the help of the foundation, we take part in several events held throughout the City and even the county that promote road safety. We also work closely with the Florida Law Enforcement Liaison (LEL). The department participates in all state and nationwide safety campaigns promoted through the LEL. The last five (5) years in a row, the WPBPD participated in the High Visibility Enforcement Contract, which is a partnership where the FDOT provides funding to the Institute for Police Technology and Management (IPTM) at the University of North Florida.

The WPBPD has conducted and participated in several high-visibility DUI saturations in our Downtown area. The WPBPD has partnered with County Law Enforcement during these enforcement operations. The WPBPD will continue to work and find new ways to make the roads and the people who use them safer.

PROJECT OBJECTIVES

Strive to decrease speed and/or aggressive driving crashes and fatalities citywide by 3% when compared to the previous three-year average. Conduct at least 4 speed and/or aggressive driving high visibility overtime enforcement operations per month. Participate in the state Southern Shield campaign through speed and/or aggressive driving overtime enforcement operations and educational/community activities. Conduct and or participate in 2 educational/community outreach events to increase speed and/or aggressive during the project period. Provide speed and/or aggressive driving information and education to the public through the use of message boards/local media outlets/social media/press releases at least 3 times during the project period.

EVALUATION

Speed and/or aggressive driving crashes and fatalities are reduced by 3% City-wide, compared to the previous three-year average. The number of speed and/or aggressive driving high-visibility overtime enforcement operations is conducted per month. The number of speed and/or aggressive driving overtime enforcement operations are conducted, and education/community activities are conducted/participated in during the Southern Shield campaign. The number of educational/community outreach events are conducted or participated in to increase speed and/or aggressive driving awareness during the project period. The number of instances in which speed and/or aggressive driving information and education is provided to the public through the use of message boards/local media outlets/social media/press releases during the project

period.

Resolution No. 37-26 accepts the grant and authorizes execution of the grant agreement.

Resolution No. 30-26(F) appropriates the grant funds.

Fiscal Note:

Approval of this item will recognize and appropriate the grant funding toward the FDOT Impaired Driving Enforcement Campaign.

- 8.9. Resolution No. 38-26 accepting a donation from Ideal Nutrition of \$8,035 for the West Palm Beach Police Department for purchasing Bomb Unit-related equipment; and

Resolution No. 19-26(F) appropriating the receipt of \$8,035 for the purchase of Bomb Unit-related equipment.

Originating Department:

Police

Ordinance/Resolution:

RESOLUTION NO. 38-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, ACCEPTING A DONATION OF \$8,035 FROM IDEAL NUTRITION, TO BE USED BY THE WEST PALM BEACH POLICE DEPARTMENT FOR PURCHASING BOMB UNIT-RELATED EQUIPMENT; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

RESOLUTION NO. 19-26(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 2025/26 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 DONATION PROCEEDS FROM IDEAL NUTRITION AND TO PROVIDE APPROPRIATIONS FOR BOMB UNIT EQUIPMENT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Background Information:

The West Palm Beach Police Department (WPBPD) operates a certified Bomb Squad in accordance with standards established by the U. S. Department of Justice-Federal Bureau of Investigation-Critical Incident Response Group. The standards are referenced in the National Guidelines for Bomb Squads and have been adopted in the WPBPD Standard Operating Procedure - *S.O.P IV-40 - Bomb Squad Function and Responsibilities*. The mission and goals/objectives of the WPBPD Bomb Squad are as follows:

MISSION

The WPBPD Bomb Squad responds to and handles all incidents involving suspicious items, suspects, or confirmed explosive devices, pyrotechnics, booby-trapped items, WMD, and/or hazardous substances or devices. This policy establishes guidelines for the management and operation of the bomb squad.

GOALS & OBJECTIVES

To provide the residents of the City of West Palm Beach (CWPB) and the law enforcement community with efficient and professional render-safe methods of explosive, destructive devices, WMD, and/or incendiary devices.

In accordance with the above-stated standards, the WPBPD Bomb Squad is mandated to maintain and operate equipment listed in the National Strategic Plan for U. S. Bomb Squads.

Ideal Nutrition is a CWPB-based company that has supported the CWPB first responders in the past. Ideal Nutrition is seeking to continue supporting the WPBPD by donating Eight Thousand Thirty-Five dollars (\$8,035) for the purchase of Bomb Unit-related equipment to assist in conducting law enforcement activities. The funds will be used to purchase Bomb Unit-related equipment, including an X-Ray machine and supporting accessories.

Resolution No. 38-26 accepts a donation from Ideal Nutrition of Eight Thousand Thirty-Five dollars (\$8,035) for the purchase of Bomb Unit-related equipment for use by the WPBPD for law enforcement activities.

Resolution No 19-26(F) allocates the funds to be expensed for the purchase of Bomb Unit-related equipment.

Fiscal Note:

Approval will recognize donation proceeds from Ideal Nutrition and provide appropriations for bomb unit equipment.

- 8.10. Resolution No. 39-26 approving submittal of a grant application to the U.S. Department of Transportation's FY 2026 BUILD Program in the amount of \$6,250,000 for improvements to the historic Seaboard Train Station.

Originating Department:

Housing and Community Development

Ordinance/Resolution:

RESOLUTION NO. 39-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, APPROVING SUBMITTAL OF A GRANT APPLICATION TO THE U.S. DEPARTMENT OF TRANSPORTATION UNDER THE FY 2026 BETTER UTILIZING INVESTMENTS TO LEVERAGE DEVELOPMENT (BUILD) GRANT FOR A GRANT IN THE AMOUNT OF \$6,250,000 FOR IMPROVEMENTS TO THE HISTORIC SEABOARD TRAIN STATION; AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY TO SUBMIT THE APPLICATION; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Background Information:

The Seaboard Coast Line Railroad Passenger Station (commonly known as the Seaboard Train Station) is a historic, active passenger rail facility located in Downtown West Palm Beach along South Tamarind Avenue (Amtrak/Tri-Rail station building at 209 South Tamarind Avenue). The station campus spans approximately 203-209 South Tamarind Avenue. Originally opened in 1925 and listed on the National Register of Historic Places in 1973, the station functions as a key intermodal gateway providing access to Amtrak intercity rail and Tri-Rail commuter rail, with adjacent connections to Palm Tran's Intermodal Transit Center (150 Clearwater Drive) and nearby intercity bus service (Greyhound and FlixBus at 205 South Tamarind Avenue). The station was comprehensively restored and re-dedicated in 1991. The City is now advancing a preservation-focused resilience program to maintain continuous public use while protecting an irreplaceable transportation and cultural asset.

Recent condition assessments and project site visits by the City's Engineering Services Department, Public Works, and Housing and Community Development (HCD) confirm that the station's roof and related building envelope components have become major vulnerabilities. A proposal from an architect identified the need for structural analysis, replacement of the existing roof, removal and replacement of existing gutters, and repairs of major interior damage caused by water intrusion. Time is of the essence to prevent ongoing deterioration and property damage. The continuing water intrusion and aging building systems create operational, safety, and preservation risks for the facility and increase the likelihood of emergency repairs and service disruptions, especially during severe weather.

The U.S. Department of Transportation awards a Better Utilizing Investments To Leverage Development (BUILD) grant to fund projects that will have a significant local or regional impact and improve transportation infrastructure. BUILD grants are awarded on a competitive basis for planning or constructing surface transportation infrastructure projects that will improve safety, environmental sustainability, quality of

life, mobility and community connectivity, economic competitiveness, and opportunity including tourism, state of good repair, partnership and collaboration, and innovation. The minimum award is \$5 million for urban capital projects. The application deadline for FY 2026 is February 24, 2026. The BUILD grant limits the Federal share to no more than 80 percent (80%) of total eligible project costs, thereby requiring applicants to provide a minimum 20 percent (20%) non-Federal match.

SCOPE OF WORK

City staff proposes to advance the work in a phased, preservation-compliant program that prioritizes life-safety, service continuity, and resilience. The consultant's scope includes preliminary design and investigatory services, State Historic Preservation Office (SHPO) coordination and submissions, grant assistance support (including detailed cost estimating), design development, contract documents through 100 percent (100%), permitting/bidding support, and construction administration. In addition to the consultant tasks above, the City's construction program is planned. The construction scope includes full roof replacement and associated structural repairs; critical mechanical and electrical protections needed for resilient operations; hardening of exterior openings through window rehabilitation/replacement using historic-compatible approaches; and southern canopy removal and associated interface restoration to reduce storm-related exposure and water intrusion pathways. A subsequent, separately funded renovation effort may be pursued to complete remaining mechanical and electrical upgrades and interior restoration work while maintaining the station's historic character. City-funded design and SHPO coordination are currently underway and are not included in the BUILD request.

Resolution No. 39-26 approves the submittal of the FY 2026 BUILD grant application via an online portal and affirms the City's intent to appropriate the required matching funds, if the grant is awarded.

Commission District 3: Commissioner Christy Fox.

Fiscal Note:

Matching funds of \$1,250,000 will be required if the grant is awarded from
REM fund.

- 8.11. Resolution No. 42-26 authorizing the execution of a grant agreement between the City of West Palm Beach, the National Recreation and Park Association (NRPA), and the Positive Coaching Alliance (PCA) to provide in-kind training for youth development support, program supplies, and special youth/family activities; and

Resolution No. 15-26(F) appropriating the grant funds in the amount of \$2,500 from the National Recreation and Park Association and the Positive Coaching Alliance.

Originating Department:

Parks and Recreation

Ordinance/Resolution:

RESOLUTION NO. 42-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF WEST PALM BEACH AND THE NATIONAL RECREATION AND PARK ASSOCIATION AND POSITIVE COACHING ALLIANCE FOR A GRANT IN THE AMOUNT OF \$2,500 TO BE USED FOR IN-KIND TRAINING FOR YOUTH DEVELOPMENT SUPPORT, PROGRAM SUPPLIES AND SPECIAL YOUTH AND FAMILY ACTIVITIES; AUTHORIZING EXECUTION OF THE GRANT AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

RESOLUTION NO. 15-26(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 TO PROVIDE FOR THE RECEIPT AND APPROPRIATION OF THE MICRO-GRANT STIPEND AWARD OF \$2,500 FROM NATIONAL RECREATION AND PARK ASSOCIATION (NRPA) AND POSITIVE COACHING ALLIANCE (PCA) TO PROVIDE IN-KIND TRAINING, SPECIAL YOUTH/FAMILY ACTIVITIES, OTHER PROGRAM EXPENDITURES; PROVIDING AN EFFECTIVE DATE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Background Information:

The National Recreation and Park Association (NRPA) Coach Training Micro-Grant equips youth-serving professionals with essential social-emotional learning skills to foster positive youth development. Children cite 'fun' as the primary reason for participation in organized sport and its absence as the number one reason for youth sport attrition, according to a study by the National Institutes of Health. Recognizing this, the initiative is designed to help professionals further develop their critical competencies to better support kids' thriving.

The City's Parks and Recreation Department - Athletics Division has been recognized for positively benefiting the community. For being an agency dedicated to continuous learning, action and commitment to creating safe, inclusive, and engaging environments where young people can thrive, both in sports and beyond.

NRPA requires the grant be spent on development support training, program supplies, special youth and/or family events, and other program expenditures to ensure park and recreation staff and volunteers working with young people have the skills, knowledge, and confidence to support positive youth development.

Resolution No. 42-26 and Resolution No. 15-26(F) authorizes the execution of the NRPA grant and appropriates the \$2,500 from the National Recreation and Park Association (NRPA) and Positive Coach Alliance (CPA).

Fiscal Note:

Approval will provide \$2,500 in additional funds to be used towards additional in-kind training, special youth and/or family events, and other program expenditures.

9. RESOLUTIONS- APPROVED.

- 9.1. Resolution No. 45-26(F) authorizes the use of General Fund Contingency in the amount of \$712,000 and Fire Assessment Fee Fund discretionary fund balance in the amount of \$270,000 to provide a total of \$982,000 in appropriations for an EMS Rescue Truck, uniforms, and bunker gear related to the 2024 SAFER grant firefighter positions.

Originating Department:

Finance

Ordinance/Resolution:

RESOLUTION NO. 45-26(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, CAPITAL ACQUISITION AND FIRE ASSESSMENT FEE FUND BUDGETS TO APPROVE THE USE OF GENERAL FUND CONTINGENCY AND FIRE ASSESSMENT FEE DISCRETIONARY FUND BALANCE TO PROVIDE APPROPRIATIONS FOR AN EMS RESCUE TRUCK, UNIFORMS AND BUNKER GEAR; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Staff Recommended Motion:

Approve Resolution No. 45-26(F).

Background Information:

The U.S. Department of Homeland Security, Federal Emergency Management Agency (FEMA) awarded the City of West Palm Beach the 2024 SAFER Grant (Award No. EMW-2024-FF-00762) in the amount of \$3,272,005.46 back on October 14, 2025, via Resolution No. 250-25. The grant provides funding for the addition of seventeen (17) Full-Time Equivalent (FTE) Firefighters, which was approved by Commission on January 20, 2026, via Resolution No. 14-26(F).

The SAFER grant only provides funding toward salaries and benefits. The City is required to provide funding for uniforms and bunker gear at \$15,882 per Firefighter for a total of \$270,000. This will be funded out of the Fire Assessment Fee Fund Reserves.

In addition, the Fire Department is requesting the purchase of an EMS Rescue 201 Truck in the amount of \$712,000. This includes up-fitting (wiring, lettering, and striping) costs in the amount of \$7,000. This will be funded out of General Fund Contingency.

Equipping the new FTEs with proper gear and adding an EMS rescue truck aligns with the City's public safety priorities, enhances emergency response capacity, and reduces risk exposure by ensuring compliance with safety standards and best practices.

The total Fire Department request is \$982,000 of which \$270,000 will be funded out of the Fire Assessment Fee Fund Reserves for the uniforms and bunker gear, and the balance of \$712,000 will be funded out of General Fund Contingency for the EMS rescue truck.

The General Fund Contingency balance after this item is approved will be \$1,676,815.

Resolution No. 45-26(F) provides appropriations for the purchase of uniform, bunker gear, and an EMS Rescue 201 Truck directly tied to the staffing expansion under the SAFER award.

Fiscal Note:

Approval of this item will utilize General Fund Contingency and Fire Assessment Fee discretionary fund balance to provide appropriations for an EMS rescue truck, uniforms, and bunker gear.

10. PUBLIC HEARING- APPROVED.

- 10.1. Public Hearing and First Reading of Ordinance No. 5165-26 for a City-initiated request for a text amendment to Chapter 94 Zoning and Land Development Regulation, to add Section 94-58 - Request for Accommodations, which establishes procedures to request a Reasonable Accommodation to zoning regulations in compliance with the Fair Housing Act (FHA) and American with Disability Act (ADA).

Originating Department:

Development Services

Ordinance/Resolution:

ORDINANCE NO. 5165-26: 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 94 - ZONING AND LAND DEVELOPMENT REGULATIONS, ARTICLE II – ORGANIZATION, ADMINISTRATION AND ENFORCEMENT, TO ADD SECTION 94-58 - REQUEST FOR ACCOMMODATIONS; ESTABLISHING PROCEDURES FOR REQUESTING A REASONABLE ACCOMMODATION FOR FAIR HOUSING ACT (FHA) AND AMERICANS WITH DISABILITY ACT (ADA) REASONS; DECLARING THIS AMENDMENT TO BE CONSISTENT WITH THE COMPREHENSIVE PLAN OF THE CITY; PROVIDING A CONFLICTS CLAUSE, A CODIFICATION CLAUSE, AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Staff Recommended Motion:

Approve First Reading of Ordinance No. 5165-26 and schedule Second Reading for March 2, 2026.

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

Background Information:

Currently, the City has established an informal process for Community Residence or persons who need to request a Reasonable Accommodation for Fair Housing Act (FHA) and/or Americans with Disabilities Act (ADA) reasons. As of July 1, 2025, Section 397.487, Florida Statutes, now requires all government entities to provide a formalized process within their regulations. This text amendment outlines this process as well as provides the specific information required for submittal of a Reasonable Accommodation request. The specific language for the text amendment is provided in the Ordinance, and the background is provided in the Planning Board staff report.

PLANNING BOARD

The Planning Board recommended approval (5-0) of this request to the City Commission after a Public Hearing on January 21, 2026, based on the testimony presented at the hearing, along with the application submitted and the Staff Report that the request complies with the standards for text amendments.

Fiscal Note:

No fiscal impact.

11. APPEALS- THE COMMISSION REJECTED THE PROCUREMENT OFFICIAL'S DECISION.

- 11.1. Appeal by Let's Play Tennis, LLC regarding Denial of Protest of Intent to Award Request for Proposal 24-25-222 ES Tennis Centers Operations Management to USTA Florida.

Originating Department:

Procurement

Staff Recommended Motion:

The City Commission will either approve or reject the Procurement Official's decision.

Background Information:

On September 11, 2025, the City of West Palm Beach issued Request for Proposal (RFP) 24-25-222 ES Tennis Center Operations Management.

On or before 3:00 p.m. October 24, 2025, the City of West Palm Beach Procurement Division received proposals from six (6) firms. Five (5) firms submitted proposals to operate at all three (3) parks; one (1) firm submitted a proposal to operate at one (1) park. Proposals were received from FM Tennis, LLC; Let's Play Tennis, LLC; Mercanti Enterprises, Inc.; Pro Tennis Services, Inc.; Skip Jackson Tennis, Inc.; and USTA Florida.

On November 17, 2025, beginning at 2:00 p.m., the evaluation and selection committee met at a publicly noticed, public meeting to discuss, evaluate and rank proposals.

On November 17, 2025, the City issued a written Notice of Intent to Award to USTA Florida.

On November 24, 2025, Let's Play Tennis, LLC filed a Notice of Protest of Intent to Award RFP 24-25-222 ES Tennis Center Operations Management to USTA Florida.

The West Palm Beach Code of Ordinances Section 66-151(a) Right to Protest provides: "The right to protest is intended only to remedy procedural or legal errors committed during the procurement solicitation, which if corrected, would result in the selection of the person or entity filing the protest."

The Procurement Official reviewed the basis of the protest as provided in Let's Play Tennis' letter of protest dated November 24, 2025, reviewed the solicitation process and identified no procedural or legal error committed during the solicitation.

Accordingly, on December 10, 2025, the Procurement Official issued a written letter of response denying the protest.

Fiscal Note:

No fiscal impact.

12. 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.

13. COMMENTS BY THE MAYOR AND CITY COMMISSIONERS

14. ADJOURNMENT- 6:41 P.M.

*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.