City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444 Phone: (561) 243-7000 www.delraybeachfl.gov



Minutes - Draft

Tuesday, October 14, 2025 5:00 PM

Regular Meeting at 5:00 PM

Delray Beach City Hall or Watch on YouTube: https://www.youtube.com/@cityofdelraybeachfl/streams

City Commission

Mayor Thomas F. Carney, Jr.
Vice Mayor Rob Long
Deputy Vice Mayor Angela Burns
Commissioner Tom Markert
Commissioner Juli Casale

1. ROLL CALL

The October 14, 2025 Regular City Commission was called to order at 5:25 p.m. Alexis Givings, City Clerk, called the roll, and the following were present:

Terrence Moore, City Manager Lynn Gelin, City Attorney Alexis Givings, City Clerk

Present: 5 - Commissioner Tom Markert , Mayor Thomas F. Carney Jr., Deputy Vice Mayor Angela Burns, Commissioner Juli Casale, and Vice-Mayor Rob Long

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. AGENDA APPROVAL

3.A. Additions, Deletions, Substitutions

Commissioner Casale requested the removal of the September 3, 2025 minutes from Item No. 6.A. They will be brought back to the Commission for approval after revisions are made.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to approve the agenda as amended.

all were in favor

4. PRESENTATIONS:

4.A. PROCLAMATION - 100TH ANNIVERSARY OF FIRST PRESBYTERIAN

CHURCH OF DELRAY BEACH

Sponsors: City Clerk Department

Attachments: Agenda Cover Report

Proclamation - 100th Anniversary for First Presbyterian Church

Mayor Carney read the recognition into the record.

Jennifer Buce, City Planner, discussed the church's rich history in the community. She mentioned that on October 19th, there would be a time capsule presentation on the history of the church, and everyone was invited.

The Commission thanked Ms. Buce.

4.B. CITIZEN'S ACADEMY PRESENTATION OF CLASS OF 2025

Sponsors: City Manager Department

Ted White, Public Safety Officer for the City of Delray Beach and facilitator for the 2025 Citizens' Academy, acknowledged the 20 participants in the academy. He discussed the academy's purpose, indicating that it aimed to strengthen ties with residents and the local government. He thanked the Commission for their support.

The Commission expressed its gratitude to Mr. White and all the participants, and then a group photograph was taken.

STATE OF EDUCATION REPORT BY SCHOOL BOARD MEMBER EDWIN FERGUSON

Sponsors: City Manager Department

4.C.

Edwin Ferguson, Esq., a member of the School Board, presented an overview of the performance of schools within the City of Delray Beach. He provided statistics on kindergarten readiness, as well as student performances across all subjects, comparing the schools' results to the district's average. Mr. Ferguson stressed the importance of reading comprehension for understanding all subjects and pointed out that children who start school behind their peers often continue to struggle throughout their education. He also noted that these students were significantly influenced by their families and communities.

Mr. Ferguson suggested promoting Village Academy because it will teach trades to motivated students who want to pursue a career and obtain a certification. He outlined his goals for 2026, which included relocating ESE (Exceptional Student Education) centers for students with disabilities to more central locations for easier access by low-income families. In conclusion, Mr. Ferguson expressed his willingness to work with the City to improve its schools.

The Commission thanked Mr. Ferguson for his efforts.

Deputy Vice Mayor Burns recognized the significance of having dual language schools in promoting children's success.

Commissioner Casale thanked Mr. Ferguson for his presentation and expressed her disappointment with the City's grades, stating that they indicated a failure to support the children. She mentioned that SouthTech Academy, a public, tuition-free technical school, has expressed interest in establishing a Charter School at the Historic Carver location in Delray Beach. She highlighted that SouthTech was an A-rated school with a 100% graduation rate. Furthermore, SouthTech serves students from

kindergarten through eighth grade, helping them graduate with a certificate that prepares them for the ever-changing job market. Commissioner Casale emphasized the need for the Commission to find solutions to improve the City's schools.

Vice Mayor Long expressed his gratitude to Mr. Ferguson for his comprehensive presentation and his commitment to the education of students in Delray Beach. He noted that his colleagues were very dedicated to the City's schools and improving their ratings. He also noted that the State often overrides initiatives that the School Board wishes to implement.

Mayor Carney stated that the City has maintained an interlocal agreement (ILA) with the School Board since 2015, which outlines the meetings between the School Board and the Commission. He expressed his desire to revisit this agreement and adhere to its terms, and have the Commission collaboratively engage with the School Board. Additionally, he mentioned his vision for utilizing underused City facilities to provide training for high school students in technical education. This initiative would help students secure gainful employment after graduation.

Mayor Carney emphasized the Commission's commitment to supporting the School Board in any way possible. He also suggested that the City implement various after-school programs that differ from those offered by other County Schools, considering the language barrier present in Delray Beach.

5. COMMENTS AND INQUIRIES ON AGENDA AND NON-AGENDA ITEMS FROM THE PUBLIC- IMMEDIATELY FOLLOWING PRESENTATIONS:

5.A. City Manager's response to inquiries and highlights

Mr. Moore addressed a resident complaint made during public comment at a previous workshop regarding the Beach Pavilion along Atlantic Avenue and A1A. He indicated that substantial completion would be concluded by January 2026, with full completion expected in February.

5.B. From the Public

Steven Blum,115 Venetian Drive, Delray Beach Discussed the pavilion that was rebuilt 12 years ago, stating that it wasn't properly constructed.

<u>Jay Alpern</u>, 3130 Lowson Blvd, Delray Beach Thanked the Commission. (Mayor Carney stated that Mr. Alpern was commenting on the golf course's renovation.) <u>Montre Bennett</u>, 323 NW 2nd Street, Delray Beach Discussed various City issues.

<u>Dayna DiDomenico</u>, 19 NE 3rd Avenue, Delray Beach Spoke on behalf of the Silver Ball regarding the recent update to the parking structure and the inconvenience it is causing for her business.

<u>Billy Roach</u>, 1011 Seagate Drive, Delray Beach Stated that the City could do a better job monetizing the City's funds.

Corey Hyman, 111 SE 1st Avenue, Delray Beach

Discussed the Coco Market, which she founded and produces, and the struggles small businesses and visitors are facing with the new parking structure.

<u>Paul Gannon</u>, 1021 East Heritage Club, Delray Beach Congratulated the Police Department for their National Night Out event the previous week.

Mentioned the open house at Station 113 this coming Saturday.

Thanked the Commission for organizing the Citizens' Academy.

<u>Dr. Janet Stoess-Allen</u>, 10 SE 1st Street, Delray Beach Discussed the parking challenges faced by her orthodontic patients.

<u>Edward Stinson</u>, 616 NW 45th Drive, Delray Beach Thanked the Commission for creating the Citizens' Academy, as it showed him the inner workings of the City.

Emphasized the need to teach trade skills for better employment and supported schools in offering these courses.

Mentioned the parking garage no longer being free.

<u>Joienice Hill</u>, 309 West 15th Terrace, Delray Beach Discussed a memorial that was being done to honor Atlantic High School and its history.

Nicholas Eddy, 681 Lindell Blvd, Delray Beach
Stated that the "Pathways to Progress Lindell Blvd. Project" has created a
flood zone and a disturbance to the water table and mentioned that he
shared his concerns with the Commission and the City Attorney.

Marjorie Waldo, Arts Garage

Discussed the numerous programs that will be offered in the coming months at the Arts Garage.

Stephanie Immelman, Delray Beach Chamber of Commerce Stated that the Chamber believes metering parking garages negatively impacts businesses. They suggested that, upon the conclusion of the pilot program or before, parking fees in the garages should not apply after 4:00 p.m.

<u>Jim Knight</u>, 85 SE 4th Avenue, Delray Beach Stated that he was now the chairman of the Downtown Development Authority (DDA).

Discussed finding a solution to the storage area at Old School Square, located near the ceramics classroom.

Mentioned that he supported having trade schools in the City.

<u>Laura Simon</u>, Executive Director of the Downtown Development Authority (DDA)

Stated that the DDA has been working with the merchants and speaking with City staff regarding the parking. She mentioned the feedback that they had received thus far.

Spoke about programs that they will be launching with the Set Community and events at Old School Square (OSS).

Mentioned finding a better solution for the storage area at OSS, since it is a shared area.

<u>Mavis Benson</u>, 800 Greensward Court, Delray Beach Shared feedback from the October Merchants Meeting, noting that the parking structure might lead residents to shop and dine elsewhere.

<u>Michelle Dadich</u>, 23 SW 6th Street, Delray Beach Thanked the Commission for allowing her to participate in the Citizens' Academy.

Acknowledged that the City of Delray Beach had the clearest water in all of the States.

Praised the Police and Fire Departments for their unique skills, which not every city possesses.

<u>George Long</u>, 46 North Swinton Avenue, Delray Beach Stated that there was no answer to the parking in Delray.

Yvonne Odom, 3905 Lowson Blvd, Delray Beach

Expressed her happiness that the Historic Carver and the Historic Seacrest Schools had retained their original colors and mascot.

Alan Costello, Board member of the DDA and owner of Big Al's Steaks Mentioned that the DDA had managed the parking for 53, and the City should work together with them to address the parking situation.

Seeing no one else present, Mayor Carney closed public comment.

6. CONSENT AGENDA: City Manager Recommends Approval

A motion was made by Commissioner Markert, seconded by Commissioner Casale, to approve the Consent Agenda as amended.

all were in favor

6.A. CITY COMMISSION MEETING MINUTES

Sponsors: City Clerk Department

Attachments: Agenda Cover Report

<u>August 19, 2025 Regular Meeting Minutes - DRAFT</u>

August 21, 2025 Special Meeting Minutes - DRAFT.pdf

September 3, 2025 1st Budget Public Hearing/Regular Meeting

Minutes - DRAFT.pdf

<u>September 9, 2025 Special Meeting Minutes - DRAFT.pdf</u> <u>September 11, 2025 Special Meeting Minutes - DRAFT.pdf</u>

Commissioner Casale requested the removal of the September 3, 2025 minutes. They will be brought back to the Commission for approval after revisions are made.

The Minutes were approved.

6.B. ACCEPTANCE OF A LANDSCAPE MAINTENANCE AGREEMENT FOR

THE PROPERTY LOCATED AT 201 SE 4TH AVENUE.

Sponsors: Development Services Department

Attachments: Agenda Cover Report

Landscape Maintenance Agreement-201 SE 4th Avenue

Legal Review-201 SE 4th Avenue

This Request was approved.

6.C. ACCEPTANCE OF A LANDSCAPE MAINTENANCE AGREEMENT FOR

THE PROPERTY LOCATED AT 408 SE 2ND STREET.

Sponsors: Development Services Department

Attachments: Agenda Cover Report

Landscape Maintenance Agreement-408 SE 2nd Street

Legal Review-408 SE 2nd Street

This Request was approved.

6.D. ACCEPTANCE OF A LANDSCAPE MAINTENANCE AGREEMENT FOR

THE PROPERTY LOCATED AT 204 OSCEOLA PARK LANE

Sponsors: Development Services Department

Attachments: Agenda Cover Report

Landscape Maintenance Agreement-204 Osceola Park Lane

Legal Review-204 Osceola Park Lane

This Request was approved.

6.E. APPROVAL OF AMENDMENT NO. 5 TO EXTEND THE TERMS OF

AGREEMENT NO. L2202 (POMPEY PARK IMPROVEMENT PROJECT)

MADE BETWEEN THE STATE OF FLORIDA DEPARTMENT OF

ENVIRONMENTAL PROTECTION AND THE CITY OF DELRAY BEACH

Sponsors: Parks & Recreation Department

Attachments: Agenda Cover Report

Legal Review L2202 Amendment 5.docx

L2202.A5.Unsigned 9.18.2025.pdf

L2202 A4 Continuation of Standard Grant 6.26.2025.pdf

L2202 Amendment No. 3 FE.pdf

L2202 Delray Beach Pompey Park Amendment 2 FE.pdf

L2202 Amendment 1 FullyExecuted.pdf

L2202 Delray Beach-Pompey Park LLI-Fully Executed Agreement.pdf

This Request was approved.

6.F. ITEM(S) A1 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY

827 SE 2ND AVE.

ITEM(S) A2 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY

801 BOND WAY.

ITEM(S) A3 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY

330 NW 3RD AVE.

ITEM(S) A4 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 424 PALM TRL.

ITEM(S) A5 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 402 SE 4TH AVE.

ITEM(S) A6 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 309 SE 6TH ST.

ITEM(S) B1 - GRANTING OF AN UNDERGROUND EASEMENT BY CITY OF DELRAY BEACH.

Sponsors: Public Works Department

Attachments: Agenda Cover Report

A1a - Right of Way Deed - 827 SE 2nd Ave - KM ONE LLC

A1b - Legal Review Right of Way Deed - 827 SE 2nd Ave - KM One

LLC

A2a - Right of Way Deed - 801 Bond Way - 801 Bond LLC

A2b - Legal Review Right of Way Deed - 801 Bond Way - 801 Bond

LLC

A3a - Right of Way Deed - 330 NW 3rd Ave - Ryan L Sison Imperial

A3b - Legal Review Right of Way Deed - 330 NW 3rd Avenue - Ryan L

Sison Imperial

A4a - Right of Way Deed - 424 Palm Trl - Jay and Nancy Arnold

A4b - Legal Review Right of Way Deed - 424 Palm Trl - Jay and

Nancy Arnold

A5a - Right of Way - 402 SE 4th Ave - GMM Homes LLC

A5b - Legal Review Right of Way Deed - 402 SE 4th Ave - GMM

Homes LLC

A6a - Right of Way Deed - 309 SE 6th Street - KM ONE LLC

A6b - Legal Review Right of Way Deed - 309 SE 6th Street - KM ONE

LLC

B1a - Easement - 802 NE 1st ST - City of Delray Beach

B1b - Legal Review Utility Easement - Veterans Park

This Request was approved.

APPROVAL OF AN ADDITIONAL SPENDING REQUEST FOR RFQ NO. 2023-041 WITH CARNAHAN PROCTOR AND CROSS, INC. FOR CONSTRUCTION ENGINEERING, AND INSPECTION SERVICES FOR THE NORTH SWINTON AVENUE ROADWAY UNDERGROUND UTILITY IMPROVEMENTS PROJECT IN THE AMOUNT OF \$243,522.18 FOR A REVISED AGREEMENT TOTAL OF \$1,133,820.61

Sponsors: Public Works Department and Purchasing Department

Attachments: Agenda Cover Report

Additional Spending Request #1_RFQ 2023-041

Agreement RFQ 2023-041

This Request was approved.

6.H. ITEM(S) A1 - ACCEPTANCE OF THE STRAND 150 SE 3RD AVENUE

TRAFFIC/ROAD CLOSURE PLAN FOR SE 3RD AVENUE BETWEEN

SE 2ND STREET AND SE 1ST STREET

Sponsors: Public Works Department

Attachments: Agenda Cover Report

A1a MOT Request.pdf

A1b MOT PLANS-THE STRAND SOUTH TOWER-150 SE 3RD

AVE.pdf

This Request was approved.

6.I. APPROVAL OF FLORIDA DEPARTMENT OF LAW ENFORCEMENT FY

25/26 STATE FINANCIAL ASSISTANCE AWARD AGREEMENTS

Sponsors: Police Department

Attachments: Agenda Cover Report

MK004 - City of Delray Beach - Agreement.pdf PW007 - City of Delray Beach - Agreement.pdf

MBR Delray Beach City Wide Crime Prevention Enhancements -

Phase 2 SF2904.pdf

FY25-26 SFA Standard Conditions.pdf

Legal Review Checklist - FDLE Grant Delray Beach City Wide Crime

Prevention Enhancements.pdf

This Request was approved.

6.J. APPROVAL OF THE LEAD CONTRACT AGREEMENT FOR

INTERAGENCY INFORMATION SHARING BETWEEN PANAMA CITY

BEACH POLICE DEPARTMENT AND THE CITY OF DELRAY BEACH

Sponsors: Police Department

Attachments: Agenda Cover Report

Flock Safety - Panama City Beach LCA - signed .pdf

Legal Review Checklist Lead Contract Agreement for Interagency

Information Sharing.pdf

This Request was approved.

6.K. ITEM A1 - ACCEPTANCE OF AN AGREEMENT FOR WATER SERVICE

AT 4535 BARRETT STREET, DELRAY BEACH, FLORIDA; (OUTSIDE

THE MUNICIPAL BOUNDARIES) OF THE CITY.

Sponsors: Utilities Department

Attachments: Agenda Cover Report

Legal Review Water Service Agreement for 4535 Barrett Street -

Kathryn Lozowski

Agreement for Water Service 4535 Barrett St

This Request was approved.

6.L. APPROVAL FOR ADDITIONAL SPENDING ON CITY STANDARD

CS2024-013 AGREEMENT WITH BADGER METER, INC., FOR WATER METERING TECHNOLOGY PRODUCTS IN AN AMOUNT OF \$150,000,

FOR A REVISED CONTRACT TOTAL OF \$470,000.

Sponsors: Utilities Department

Attachments: Agenda Cover Report

CS2024-0013 Agreement Fully Executed

CS2024-013 Badger Meter City Standard - signed

This Request was approved.

6.M. APPROVAL OF AMENDMENT NO. 2 TO PROGRESSIVE

DESIGN-BUILD AGREEMENT (DBIA) CONTRACT NO. 545, PURSUANT

TO RFQ NO. 2023-066, (PROJECT NO. 23-005U), WITH CDM

CONSTRUCTORS, INC., FOR ADDITIONAL DESIGN SERVICES FOR PHASE I, IN THE AMOUNT OF \$291,347, EARLY PROCUREMENT PACKAGE (EPP) IN THE AMOUNT OF \$9,952,638, AND ADDITIONAL SCOPE OF SERVICES RELATED TO PHASE II CONSTRUCTION COMPONENTS DEEP INJECTION WELL, ENGINEERING SERVICES DURING CONSTRUCTION IN A TOTAL AMOUNT OF \$2,886,021, FOR AN OVERALL TOTAL REVISED CONTRACT VALUE OF \$28,912,315.

Sponsors: Utilities Department

Attachments: Agenda Cover Report

Legal Review Amd #2 to RFQ 2023-066 - Progressive Design Build

Water Plant

Amd #2 to RFQ 2023-066 - Progressive Design Build Water Plant

FINAL

This Request was approved.

6.N. PROCLAMATIONS:

6.N.1. PROCLAMATION - FLORIDA CITY GOVERNMENT WEEK - OCTOBER

20 - OCTOBER 26, 2025

Sponsors: City Clerk Department

Attachments: Agenda Cover Report

Proclamation - Florida City Government Week - 2025.doc

This Proclamation was approved.

6.N.2. PROCLAMATION - PEDESTRIAN SAFETY MONTH

Sponsors: City Clerk Department

Attachments: Agenda Cover Report

Proclamation - Pedestrian Safety Month 2025

This Proclamation was approved.

6.N.3. PROCLAMATION - FIRE PREVENTION MONTH 2025

Sponsors: Fire Rescue Department

Attachments: Agenda Cover Report

Proclamation - Fire Prevention Month 2025

This Proclamation was approved.

6.O. REVIEW OF APPEALABLE LAND DEVELOPMENT BOARD ACTIONS:

6.O.1. REPORT OF APPEALABLE DEVELOPMENT APPLICATION ACTIONS

FROM SEPTEMBER 17, 2025 THROUGH OCTOBER 3, 2025.

Sponsors: Development Services Department

Attachments: Agenda Cover Report

HPB (9-17) 19 S. Swinton Avenue
HPB (9-17) 139-143 SE 7th Avenue
HPB (9-17) 321 NW 1st Avenue
SPRAB (9-24) 802 SE 5th Avenue

This Request was approved.

6.P. AWARD OF BIDS AND CONTRACTS:

6.P.1.

OF **APPROVAL** RESOLUTION NO. 192-25 TO AN AWARD WITH KEITH AND **FOR** AGREEMENT ASSOCIATES DBA KEITH OWNER'S REPRESENTATIVE SERVICES FOR THE TROPIC **ISLE** NEIGHBORHOOD IMPROVEMENTS PROJECT, PURSUANT RFQ NO. 2025-010 IN THE AMOUNT OF \$4,269,080.00

Sponsors: Public Works Department and Purchasing Department

Attachments: Agenda Cover Report

Resolution 192-25

Agreement RFQ 2025-010 Tropic Isle Owner's Rep (signed) 8.25.2025

Exhibit A Scope of Services

Exhibit B Fee Proposal

Legal Review RFQ No. 2025-010

KEITH RFQ Submittal

Final Solicitation RFQ 2025-010 Tropic Isle OWNERS REP

This Resolution was approved.

6.P.2. **APPROVAL** OF RESOLUTION NO. 202-25 TO AN **AWARD** AGREEMENT WITH HOLTZ CONSULTING ENGINEERS. INC. **FOR** OWNER'S REPRESENTATIVE **SERVICES** FOR THE **NORTHWEST** NEIGHBORHOOD IMPROVEMENTS PROJECT PURSUANT TO NO. 2025-002 IN THE AMOUNT OF \$398,039.20

Sponsors: Public Works Department and Purchasing Department

Attachments: Agenda Cover Report

Res 202-25 RFQ 2025-003 - CEI Services - NW Neighborhood Improv

- Holtz Consulting

Agreement RFQ 2025-002 Signed

Ex A RFQ 2025-002 Agreement - CEI Services NW Neighborhood

Improv Projects - Holtz Consuting Eng.

Ex B RFQ 2025-002 Agreement - CEI Services NW Neighborhood

Improv Projects - Holtz Consuting Eng.

Legal Review Checklist RFQ 2025-002 Agreement Holtz Consuting

Eng

Submittal RFQ 2025-002 HCE (Redacted)

Final Solicitation RFQ 2025-002 Northwest Neighborhood

Improvements Owners Rep

This Resolution was approved.

6.P.3. APPROVAL OF RESOLUTION NO. 204-25 TO AWARD AN AGREEMENT TO NORTHWEST EXTERMINATING CO., LLC. FOR PEST AND RODENT CONTROL SERVICES PURSUANT TO INVITATION TO BID NO. 2025-048 IN THE AMOUNT OF \$750,000.00

Sponsors: Public Works Department and Purchasing Department

Attachments: Agenda Cover Report

Res 204-25 lg rev

ITB2025-048 Agreement Pest-Rodent Control Services For Vendor

<u>(1)</u>

<u>Legal Review_ITB 2025-048 Pest and Rodent Control Services</u>

Price Analysis ITB2025-048 Pest Rodent Control Services Final

Final Solicitation ITB No. 2025-048

This Resolution was approved.

6.P.4 APPROVAL OF RESOLUTION NO. 207-25 TO AWARD CONTINUING

CONSULTING AGREEMENTS FOR PROFESSIONAL ENGINEERING SERVICES, MAPPING AND SURVEYING, ARCHITECTURAL LANDSCAPING, AND ARCHITECTURE PURSUANT TO REQUEST FOR

QUALIFICATIONS (RFQ) NO. 2025-011

Sponsors: Public Works Department and Purchasing Department

Attachments: Agenda Cover Report

Res 207-25 - CCNA Continuing Contracts DV

Agreement RFQ No. 2025-011 APTIM

Agreement RFQ No. 2025-011 Avirom

Agreement RFQ No. 2025-011 Baxter & Woodman

Agreement RFQ No. 2025-011 BGE

Agreement RFQ No. 2025-011 Brooks

Agreement RFQ No. 2025-011 CAS

Agreement RFQ No. 2025-011 Caulfield

Agreement RFQ No. 2025-011 CDM Smith

Agreement RFQ No. 2025-011 CHA

Agreement RFQ No. 2025-011 Colliers

Agreement RFQ No. 2025-011 Consur

Agreement RFQ No. 2025-011 Cotleur

Agreement RFQ No. 2025-011 CPC

Agreement RFQ No. 2025-011_CPZ Architects

Agreement RFQ No. 2025-011 CTA

Agreement RFQ No. 2025-011 Currie Soward Agulia

Agreement RFQ No. 2025-011 DRMP

Agreement RFQ No. 2025-011 Eplus

Agreement RFQ No. 2025-011 ESA

Agreement RFQ No. 2025-011_H2M Architects

Agreement RFQ No. 2025-011 HBC

Agreement RFQ No. 2025-011 Hitchcock

Agreement RFQ No. 2025-011 Justin Architects

Agreement RFQ No. 2025-011 KCI

Agreement RFQ No. 2025-011 Keith

Agreement RFQ No. 2025-011_Kimley-Horn

Agreement RFQ No. 2025-011 Lakdas

Agreement RFQ No. 2025-011 Mock Roos

Agreement RFQ No. 2025-011 Peacock Architects

Agreement RFQ No. 2025-011 Pennoni

Agreement RFQ No. 2025-011 Propel

Agreement RFQ No. 2025-011 RE Chisholm Architects

Agreement RFQ No. 2025-011 RJ Behar

Agreement RFQ No. 2025-011 Song and Associates

Agreement RFQ No. 2025-011 Walter Zackrias

Agreement RFQ No. 2025-011 Zyscovich

2025-011 CNNA LR

Service Authorization Template rev

Final Solicitation RFQ 2025-011 Continuing Consulting Services

This Resolution was approved.

6.P.5. APPROVAL OF RESOLUTION NO. 205-25 APPROVING AN

AGREEMENT WITH ODUMS SOD, INC. FOR ANNUAL SOD AND SOD INSTALLATION SERVICES PURSUANT TO INVITATION TO BID

2025-047 IN A NOT TO EXCEED AMOUNT OF \$375,000

Sponsors: Parks & Recreation Department

Attachments: Agenda Cover Report

Resolution No. 205-25 OdumsSod.docx

Legal Review Odums Sod Inc 2025.pdf

Odums PE-Agreement-2025.pdf

Exhibit A Sod.pdf

ITB2025-047 Annual Sod and Sod Installation

Services Agreement.docx

This Resolution was approved.

6.P.6. APPROVE RESOLUTION NO. 206-25 APPROVING AN AGREEMENT

WITH FAST-DRY COURTS, LLC FOR CLAY TENNIS COURT

RESURFACING PURSUANT TO INVITATION TO BID 2025-050 IN A NOT

TO EXCEED AMOUNT OF \$2,136,500

Sponsors: Parks & Recreation Department

Attachments: Agenda Cover Report

Resolution No. 206-25 ClayCourt.docx
Tennis Court Resurfacing Legal Review.pdf

FastDry PE Agreement ITB2025-050 ClayCourtResurfacing.pdf

Exhibit A pricing.pdf

ITB2025-050 Tennis Clay Court Resurface.pdf

Tabulation Packet - ITB 2025-050 Clay Court Resurface.pdf

This Resolution was approved.

7. REGULAR AGENDA:

APPROVAL OF 7.A. RESOLUTION NO. 247-25 TO **AWARD** ΑN **AGREEMENT** TO NMP GOLF CONSTRUCTION CORP. **FOR** RENOVATION OF THE DELRAY BEACH MUNICIPAL GOLF COURSE PURSUANT TO INVITATION TO BID CONSTRUCTION (ITBC) NO. 2025-045 IN THE AMOUNT OF \$28,560,667.14

Sponsors: Public Works Department and Purchasing Department

Attachments: Agenda Cover Report

Resolution No. 247-25

ITBC2025-045 Delray Beach Municipal Golf Course rev. 10.9.25 Final

for CC 10.14.25 Exhibit A_Price

Legal Review Checklist Golf Course Renovation 10.9.25

Final Solicitation ITBC No. 2025-045

Lynn Gelin, City Attorney, entered Resolution No. 247-25 into the record.

Missie Barletto, Public Works Director, was joined by Sam Metott, Parks and Recreation Director, to present this item, which is for the restoration of the City's Municipal Golf Course. Ms. Barletto described the scope of the restoration of the Golf Course and mentioned that the renovation of the Clubhouse will occur concurrently but was not included in this contract. Ms. Barletto provided the trajectory of the renovations that are scheduled to begin November 3, 2025, if this contract is approved.

All the Commissioners expressed their excitement about the project's commencement.

Commissioner Casale thanked Ms. Barletto for successfully negotiating a \$4.5 million reduction in the original contract price.

A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve Resolution No. 247-25.

all were in favor

7.B. RESOLUTION NO. 199-25: A RESOLUTION OF THE CITY COMMISSION

OF THE CITY OF DELRAY BEACH, FLORIDA, GRANTING AN IN-LIEU OF PARKING FEE REQUEST FOR THE PROJECT LOCATED AT 149 NE 2ND AVENUE, AS MORE PARTICULARLY DESCRIBED HEREIN; AUTHORIZING THE CITY MANAGER TO TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

(QUASI-JUDICIAL HEARING)

Sponsors: Development Services Department

Attachments: Agenda Cover Report

Resolution No. 199-25 In-Lieu of Parking Request - 149 NE 2nd Ave

149 NE 2nd Avenue - Site Plan

149 NE 2nd Avenue - Justification Statement

149 NE 2nd Avenue - Survey

Parking Utilization Bankers Row November to March 2025

Parking Utilization OSSG Nov 2024 - March 2025

Legal Review Res 199-25 In-Lieu of Parking Request - 149 NE 2nd

Ave

149 NE 2nd Aveune - Exparte Form

Ms. Gelin entered Resolution No. 199-25 into the record.

Mayor Carney read the quasi-judicial rules into the record.

Alexis Givings, City Clerk, swore in those individuals who wished to provide testimony on this item.

Mayor Carney asked his colleagues to disclose any ex-parte communications.

Mayor Carney: None, except for what may be on the server.

Vice Mayor Long: None.

<u>Deputy Vice Mayor Burns</u>: None. <u>Commissioner Casale</u>: None. <u>Commissioner Markert</u>: None.

Anthea Gianniotes, Development Services Director, entered File No. PZ-000069-2025 into the record.

Michael Haycook, owner and representative for this project, stated that he was seeking to develop the space located at 149 NE 2nd Avenue from a retail space to a restaurant.

Ms. Gianniotes stated that this item was before the Commission because the applicant was looking to convert the use from retail to a restaurant/bar, and 10 in-lieu parking spaces were requested. She provided a parking analysis for the subject property.

Mayor Carney opened the floor to anyone who wished to provide public comment.

Laura Simon, Executive Director of the DDA, expressed support for Mr. Haycook's request. She noted that he is already a successful restaurant owner and operator in the downtown area. Additionally, she mentioned that

the DDA will be monitoring the data regarding in-lieu spaces to evaluate their effectiveness.

Seeing no one else present, Mayor Carney closed public comment.

The Commission engaged in a discussion on this request.

Commissioner Casale expressed her concern about the abundance of restaurants in the City versus the number of retail establishments. She mentioned that the Commission should be mindful of this when an in-lieu request is presented to the Commission.

Mr. Haycook mentioned that he intends to retain the remaining two-thirds of the building for retail purposes.

A motion was made by Deputy Vice Mayor Burns, seconded by Vice Mayor Long, to approve Resolution No. 199-25. The motion carried by the following vote:

Yes: 4 - Mayor Carney, Vice Mayor Long, Deputy Vice Mayor Burns, and Commissioner

Markert

No: 1 - Commissioner Casale

Mr. Haycook thanked the Commission.

This Resolution was approved.

RESOLUTION NO. 256-25 AMENDING THE FISCAL YEAR 2024-25 BUDGET ADOPTED BY RESOLUTION NO. 175-24 ON SEPTEMBER 16, 2024.

Sponsors: Finance Department

7.C.

Attachments: Agenda Cover Report

Resolution 256-25 Budget Amendment FY 2025 Rev

Exhibit A 256-25 Rev

Exhibit A Budget Amendment 10.14.25 Backup for Legistar

Simple Legal Review Approval budget amendment

Ms. Gelin entered Resolution No. 256-25 into the record.

Henry Dachowitz, Chief Financial Officer, presented the proposed budget amendment for this item, which totaled \$49,000. He stated that this amendment was intended to cover the contractual services provided by Waste Management in September 2025 for residential service fees. He noted that this reflected a budget shortfall based on the actual estimated expenses.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to approve Resolution No. 256-25.

all were in favor

7.D. NOMINATION FOR APPOINTMENT TO THE PLANNING AND ZONING

BOARD. BASED ON THE ROTATION SYSTEM, THE NOMINATION FOR

APPOINTMENT FOR ONE (1) QUALIFIED MEMBER TO SERVE A

TERM ENDING AUGUST 31, 2027, WILL BE MADE BY COMMISSIONER

MARKERT (SEAT #1).

Sponsors: City Clerk Department

Attachments: Agenda Cover Report

Exhibit A

PZB Member List

Planning and Zoning Board 2025 Attendance

Cope, Roger - Qualified

Delehanty, Terrence - At Large

Eliopolous, Jake - Qualified

Fredericks, Carol - Qualified

Kiser, Mereida - At Large

Klein, Mark - At Large

Pasik, Wayne - At Large

Ronald, Mark - At Large

Rubenstein, Stuart - At Large

Sauarez, Lucika - Qualified

Villanoix, Wensky - Qualified

A motion was made by Commissioner Markert, seconded by Commissioner Casale, to nominate Roger Cope.

all were in favor

7.E. DISCUSSION CONCERNING CHANGES TO THE LOCAL RULES

Sponsors: City Attorney Department

Attachments: Agenda Cover Report

Amendments to the City's Local Rules of Procedure

Mayor Carney stated that this discussion arose from a public comment made by a resident, who was reluctant to provide their address.

The Commission engaged in a discussion on public comments and methods to ensure a person's privacy while confirming their residency in Delray Beach.

Ms. Gelin noted that for a Commissioner to contact a resident, the resident can provide an email address. She suggested modifying the sign-in sheet accordingly. Additionally, she stated that quasi-judicial items would continue to follow the established protocol.

There was consensus to amend the local rules, to only require a name and zip code when someone wishes to address the Commission during public comment.

Ms. Gelin stated that this item would be added to next week's agenda.

8. PUBLIC HEARINGS/SECOND READINGS:

8.A. ORDINANCE NO. 08-25: AN ORDINANCE OF THE CITY COMMISSION

> OF THE CITY OF DELRAY BEACH, FLORIDA, ADOPTING A COMPREHENSIVE PLAN AMENDMENT PURSUANT TO THE PROVISIONS OF THE "COMMUNITY PLANNING ACT", FLORIDA STATUTES SECTION 163.3177 AND SECTION 163.3184, BY AMENDING THE HISTORIC PRESERVATION ELEMENT AND THE NEIGHBORHOODS, DISTRICTS, AND CORRIDORS ELEMENT OF THE ALWAYS DELRAY COMPREHENSIVE PLAN TO ADOPT POLICIES FOR THE PRESERVATION AND ADAPTIVE REUSE OF HISTORIC PLACES OF WORSHIP: PROVIDING A CONFLICTS CLAUSE: PROVIDING A SEVERABILITY CLAUSE; AUTHORITY TO CODIFY; AND

PROVIDING AN EFFECTIVE DATE. (SECOND READING / PUBLIC

HEARING)

Sponsors: Development Services Department

Attachments: Agenda Cover Report

PZB Staff Report, Comprehensive Plan Text Amendment (Ord. No.

08-25)

Applicant Justification Statement

Ordinance No. 08-25, Proposed Comprehensive Plan Amendment

Exhibit A, Ordinance No. 08-25 (Historic Preservation Element)

Exhibit B, Ordinance No. 08-25 (Neighborhoods, Districts, and

Corridors Element)

Legal Review - Ordinance No. 08-25

Business Impact Estimate - Ordinance No. 08-25

Proof of Legal Ad, Ordinance No. 08-25

Ms. Gelin entered Ordinance Nos. 08-25 and 07-25 into the record simultaneously, as both were related.

Jeff Costello with JC Planning Solutions was present on behalf of the

applicant. He stated that the Comprehensive Plan objectives and policies support the adaptive reuse of historic structures and support the private property rights element. Mr. Costello stated that both the Planning and Zoning Board and the Historic Preservation Board voted to approve these requests.

Ms. Gianniotes provided a brief staff report on the genesis of these requests. She stated that the requests pertained to 200 SE 7th Avenue, a 0.5021-acre property with a contributing structure, located within the Marina Historic District. She mentioned that this amendment would have limited application, but it provides an additional path for adaptive reuse, which adds to the toolkit of historic preservation.

Mayor Carney opened the floor to anyone who wished to speak on the two ordinances.

Michelle Dadich, 23 SW 6th Street, Delray Beach Discussed the State mandates regarding converting a church into a residential home.

Seeing no one else present, Mayor Carney closed public comment.

Mr. Costello addressed Ms. Dadich's comments, stating that this case involves a privately owned former church that is being adapted for use as a single-family residence.

Ms. Gianniotes clarified that under the 2025 revamp of the Live Local Act, religious institutions were able to incorporate affordable housing on their perimeter.

The Commission engaged in a discussion on approving the two ordinances.

Commissioner Casale expressed her concern that the City was being asked to amend its Comprehensive Plan and Land Development Rules (LDRs) to accommodate a single application.

Vice Mayor Long stated that he supported turning an old Church into a home without destroying its historic integrity and encouraged the Commission to prioritize moving forward.

Mayor Carney expressed concern that the requirements for converting the church into a residential use might compromise its historic status and alter its appearance.

Ms. Gianniotes stated that the Historic Preservation Board would ensure

that the exterior maintains its integrity.

Mr. Costello suggested that there were currently ample safeguards in place for historic structures.

A motion was made by Vice Mayor Long, seconded by Deputy Vice Mayor Burns, to approve Ordinance No. 08-25. The motion carried by the following vote:

Yes: 3 - Commissioner Markert, Deputy Vice Mayor Burns, and Vice-Mayor Long

No: 2 - Mayor Carney Jr., and Commissioner Casale

8.B.

ORDINANCE NO. 07-25: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH CODE OF ORDINANCES BY AMENDING CHAPTER 4, "ZONING REGULATIONS," ARTICLE 4.4, "BASE ZONING DISTRICT," SECTION 4.4.21, "COMMUNITY FACILITIES (CF) DISTRICT," SUBSECTION (A), "PURPOSE AND INTENT," TO MODIFY THE PURPOSE AND INTENT OF THE DISTRICT, SUBSECTION (B), "PRINCIPAL USES AND STRUCTURES ALLOWED," TO ALLOW ADAPTIVE REUSE OF HISTORIC PLACES OF WORSHIP AND TO RELOCATE THE PRINCIPAL USES FOR THE MEDICAL ARTS OVERLAY DISTRICT. SUBSECTION (F), "DEVELOPMENT STANDARDS," TO ADOPT DEVELOPMENT STANDARDS FOR ADAPTIVE REUSE, SUBSECTION (G), "SUPPLEMENTAL DISTRICT REGULATIONS," TO REMOVE MEDICAL ARTS OVERLAY DISTRICT USES FOR RELOCATION TO SUBSECTION (B), AND SUBSECTION (H), "SPECIAL REGULATIONS," TO ADOPT REGULATIONS EXEMPTING ADAPTIVE REUSE OF HISTORIC PLACES OF WORSHIP FROM THE SUPPLEMENTAL REGULATIONS; AND BY AMENDING APPENDIX A, "DEFINITIONS," TO ADOPT A DEFINITION FOR "PLACE OF WORSHIP" AND "HISTORIC PLACE OF WORSHIP;" PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AUTHORITY TO CODIFY; AND PROVIDING AN EFFECTIVE DATE. (SECOND READING / PUBLIC **HEARING**)

Sponsors: Development Services Department

Attachments: Agenda Cover Report

PZB Staff Report, LDR Amendment (Ord. No. 07-25) 06-13-25

Applicant Justification Statement

Ordinance No. 07-25

Business Impact Estimate, Ordinance No. 07-25

Legal Review, Ordinance No. 07-25

Proof of Legal Ad, Ordinance No. 07-25

A motion was made by Vice Mayor Long, seconded by Deputy Vice Mayor Burns, to approve Ordinance No. 07-25. The motion carried by the following vote:

Yes: 3 - Vice Mayor Long, Deputy Vice Mayor Burns, and Commissioner Markert

No: 2 - Mayor Carney, and Commissioner Casale

Mayor Carney stepped away from the dais and passed the gavel to Vice Mayor Long.

This Ordinance was approved.

9. FIRST READINGS:

9.A. ORDINANCE NO. 22-25: AN ORDINANCE OF THE CITY COMMISSION

OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES, BY AMENDING TITLE 7, "TRAFFIC CODE," CHAPTER 71, "PARKING REGULATIONS," SECTIONS 71.023, "LIMITING PARKING TIME ON CERTAIN STREETS," AND 71.056, "PARKING METER ZONES; INSTALLATION OF METERS," TO ELIMINATE THE PARKING MANAGEMENT ADVISORY BOARD;

PROVIDING A SEVERABILITY CLAUSE; AUTHORITY TO CODIFY; AND

PROVIDING AN EFFECTIVE DATE. (FIRST READING)

Sponsors: Development Services Department

<u>Attachments:</u> Agenda Cover Report

Ord. No. 22-25 - Removal of PMAB from Code

PZB Staff Report, Elimination of PMAB
Legal Review Form, Ordinance No. 22-25

Business Impact Estimate (BIE), Ordinance No. 22-25

Ms. Gelin entered Ordinance No. 22-25 and Ordinance No. 23-25 into the record simultaneously, as both were related.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to approve Ordinance No. 22-25.

all four were in favor (Mayor Carney had not returned to the dais)

9.B. ORDINANCE NO. 23-25: AN ORDINANCE OF THE CITY COMMISSION

OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH

CODE OF ORDINANCES CHAPTER 2, "ADMINISTRATIVE PROVISIONS," ARTICLE 2.4, "DEVELOPMENT APPLICATION

REQUIREMENTS," SECTION 2.4.11, "RELIEF," SUBSECTION (F), "IN LIEU OF PARKING FEE REQUEST," TO ELIMINATE THE PARKING MANAGEMENT ADVISORY BOARD; PROVIDING A SEVERABILITY CLAUSE; AUTHORITY TO CODIFY; AND PROVIDING AN EFFECTIVE

DATE. (FIRST READING)

Sponsors: Development Services Department

Attachments: Agenda Cover Report

Ord. No. 23-25 - Removal of PMAB from In Lieu Relief

Ord. No. 23-25 PZB Staff Report

Legal Review Form, Ordinance No. 23-25

Business Impact Estimate (BIE), Ordinance No. 23-25

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to approve Ordinance No. 23-25.

all four were in favor (Mayor Carney had not returned to the dais)

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

Mayor Carney returned to the dais. Vice Mayor Long returned the gavel to Mayor Carney.

A. City Manager

Requested direction from the Commission on the leadership structure for the upcoming Vision 2035 Steering Committee with Raftelis. He mentioned that Mayor Carney had expressed an interest in serving as the chairperson in the exercise.

Commissioner Casale noted that Raftelis's role was to serve as the chairperson.

Mayor Carney mentioned that he had participated in several Vision exercises and expressed his interest in being appointed as the chairperson for the upcoming Vision 2035 exercise with Raftelis.

Deputy Vice Mayor Burns and Vice Mayor Long agreed that Mayor Carney should chair the exercise and work alongside Raftelis.

Commissioner Casale stated that Mayor Carney had contacted Raftelis in an administrative capacity and provided them with instructions on how the meeting should be structured. She expressed concern that this was not appropriate for the role of Mayor and constituted a violation of the City's Charter. Additionally, she mentioned that she had brought this matter to Mr. Moore's attention.

Three members of the Commission gave consensus to allow the Mayor to chair the Vision 2035 Steering Committee.

Commissioner Markert expressed concerns that Mayor Carney, as the highest-ranking official in the City, should not influence the Vision 2035 process and that the residents should lead the initiative.

B. City Attorney

None.

C. City Commission

Deputy Vice Mayor Burns:

Discussed highlights from the latest League of Cities meeting that she attended.

Mentioned that an Ethics Meeting was scheduled for October 31st at 8:00 p.m. at the Casino in Lake Worth.

Showcased the City's award that they won from the Community Land Trust.

Facilitated a Civics class at the Village Academy for a 5th grade class.

Suggested to include a brief education spotlight at each Commission Meeting to highlight the positive happenings in the City's schools. There was a consensus to add this item.

Vice Mayor Long:

Proposed to add a Charter Amendment to the upcoming March 2026 City election, requiring a supermajority vote for the removal of three Charter officers: the City Manager, City Attorney, and City Auditor. Ms. Gelin informed the Commission that this change would require an ordinance and two readings.

There was a consensus to prepare a draft proposal for discussion about the language at the next meeting on November 4th for its first reading.

Informed the Commission that he had met with Haitian Community Leaders who represent Florida Rising to discuss the current enforcement climate and the anxiety that it was creating. He stated that they have made a one-page flyer that outlines their constitutional civil rights, regardless of their immigration status. He mentioned that the bulletins could be placed on city properties and were not permitted to be removed.

Stated that he had met with the Jewish Federation of South Palm Beach County to discuss ways that the City of Delray Beach could work with the Jewish community against antisemitism and discussed the International Holocaust Remembrance Alliance (IHRA), which was the IHRA's widely used non-legal definition that helps governments and institutions recognize antisemitism consistently while protecting lawful speech. He mentioned that in checking with Ms. Gelin, the City adopted the IHRA in 2022. Vice Mayor Long read a letter into the record from the CEO of the Jewish Federation, thanking the City of Delray Beach for standing firm and supporting the Jewish community.

Commissioner Markert:

Discussed his views on city topics since becoming an elected official.

Commissioner Casale:

Mentioned the Chamber of Commerce's Do-Good Delray Event.

Suggested that Barbara Stark from the Milagro Center provide a presentation to the Commission regarding Charter Schools. She mentioned that SouthTech was a Public Charter School and had a proven track record of success. There was a consensus to have Ms. Stark engage in a discussion with the Commission on SouthTech Public School and the Carver location regarding their efforts to educate the City's children.

Mentioned that she ran in the Run with the Chief event and is participating in the Delray Beach Life Saving Program.

Proposed finding an alternative parking solution for buses during significant events at the Silver Ball Museum.

Addressed a prior comment she had made regarding Mr. Moore's lack of transparency in obtaining a consensus from the Commission before adding items to the agenda. She reiterated her request for Mr. Moore to communicate openly and accurately.

Ms. Gelin stated that she had discussed with Mr. Moore the necessary steps for adding specific agenda items that require consensus from the Commission. Additionally, she provided the process for a Commissioner to propose an item for inclusion on the agenda.

Mayor Carney:

Mentioned that engaging with SouthTech School would benefit students because it would provide them with an education and a certificate to enter the job market with a trade.

Discussed the West Atlantic Neighborhood Improvement District and

how to proceed regarding taxation of the area. Ms. Gelin proposed engaging in a workshop with the Community Redevelopment Authority (CRA) on this issue.

Mr. Moore suggested scheduling a workshop with the CRA on this matter for November 18th at 4:00 p.m. He mentioned that this timing would provide him with the opportunity to speak individually with each Commissioner and gather public feedback. There was a consensus to schedule this meeting.

11. ADJOURNMENT

There being no further business to discuss, Mayor Carney adjourned the meeting at 9:24 p.m.

The City shall furnish appropriate auxiliary aids and services where necessary to afford an individual with a disability an equal opportunity to participate in and enjoy the benefits of a service, program, or activity conducted by the City. Please contact the Human Resources Department at (561) 243-7125 at least 24 hours prior to the program or activity for the City to reasonably accommodate your request. Adaptive listening devices are available for meetings in the Commission Chambers.