

City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444

Phone: (561) 243-7000

www.delraybeachfl.gov



Regular Commission Meeting

Regular Meeting at 5:00 PM

Tuesday, June 17, 2025

**Commission Chambers
Delray Beach City Hall**

City Commission

Mayor Thomas F. Carney, Jr.

Vice Mayor Rob Long

Deputy Vice Mayor Angela Burns

Commissioner Tom Markert

Commissioner Juli Casale

RULES FOR PUBLIC PARTICIPATION

PUBLIC COMMENT: City Commission meetings are business meetings and the right to limit discussion rests with the Commission. **Generally, remarks by an individual will be limited to three minutes or less.** The Mayor, presiding officer or a consensus of the City Commission has discretion to adjust the amount of time allocated.

Public comment shall be allowed as follows:

- A.** Comments and Inquiries on Non-Agenda and Agenda Items (excluding public hearing or quasi-judicial hearing items) from the Public: Any citizen is entitled to be heard concerning any matter within the scope of jurisdiction of the Commission under this section. The Commission may withhold comment or direct the City Manager to take action on requests or comments.
- B.** Public Hearings/Quasi-Judicial Hearings: Any citizen is entitled to speak on items under these sections at the time these items are heard by the Commission.
- C.** All persons desiring to do a presentation on agenda or non-agenda items that are on a portable flash drive device or a CD/DVD, must provide their media to the City Clerk no later than 12:00 p.m. one day prior to the meeting where they wish to present.

SIGN IN SHEET: Prior to the start of the Commission Meeting, individuals wishing to address the Commission should sign in on the sheet located on the right side of the dais. If you are not able to do so prior to the start of the meeting, you may still address the Commission. The primary purpose of the sign-in sheet is to assist staff with record keeping. Therefore, when you come up to the to speak, please complete the sign-in sheet if you have not already done so.

ADDRESSING THE COMMISSION: At the appropriate time, please step up to the lectern and state your name and address for the record. All comments must be addressed to the Commission as a body and not to individuals. Any person making impertinent or slanderous remarks or who becomes boisterous while addressing the Commission shall be barred by the presiding officer from speaking further, unless permission to continue or again address the Commission is granted by a majority vote of the Commission members present.

APPELLATE PROCEDURES

Please be advised that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at this meeting, such person will need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is based. The City neither provides nor prepares such record.

1. ROLL CALL**2. PLEDGE OF ALLEGIANCE TO THE FLAG****3. AGENDA APPROVAL**

3.A. Additions, Deletions, Substitutions

4. PRESENTATIONS:**4.A. PROCLAMATION - HONORING NANCY STEWART-FRANCZAK**

Sponsors: City Clerk Department

Attachments: [Proclamation - Honoring Nancy Stewart-Franczak](#)

4.B. UPDATE FROM MARK DEARMAN REGARDING THE PFAS LITIGATION SETTLEMENT

Sponsors: City Attorney Department

4.C. PRESENTATION OF THE PROPOSED 2025 STORMWATER NON-AD-VALOREM (NAV) ASSESSMENT RATES

Recommendation: Receive presentation concerning the Proposed 2025 Stormwater Non-Ad-Valorem (NAV) Assessment Rate Increase.

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)

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

5.B. From the Public

6. CONSENT AGENDA: City Manager Recommends Approval**6.A. CITY COMMISSION MEETING MINUTES**

Recommendation: Motion to approve meeting minutes as listed below:

May 6, 2025 Regular Meeting Minutes - DRAFT
May 20, 2025 Regular Meeting Minutes - DRAFT

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)

[May 6, 2025 Regular Meeting Minutes - DRAFT](#)

[May 20, 2025 Regular Meeting Minutes - DRAFT](#)

6.B. CITY MANAGER REQUESTS TO ATTEND ALL-AMERICA CITY AWARD CEREMONY

Recommendation: Recommending approval to attend.

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)
[2025 AAC Finalist Packet](#)

6.C. ACCEPTANCE OF A RIGHT OF WAY DEDICATION ALONG THE EAST SIDE OF THE PARCEL KNOWN AS 905 SW 14TH AVENUE.

Recommendation: Acceptance of a five-foot right-of-way dedication along the east side of the property currently addressed as 905 SW 14th Avenue.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[ROW Dedication Deed](#)
[Legal Review](#)
[Site Plan \(for reference\)](#)

6.D. ACCEPTANCE OF AN EASEMENT AGREEMENT FOR PEDESTRIAN CLEAR ZONE AT 246 NE 6TH AVENUE, TOTALING APPROXIMATELY NINETY-THREE SQUARE FEET (93), AS MORE PARTICULARLY DESCRIBED HEREIN.

Recommendation: Acceptance of a Easement Agreement for Pedestrian Clear Zone between the owner of 246 NE 6th Avenue, 246 Delray Management LLC, and the City of Delray Beach.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Easement Agreement Pedestrian Clear Zone](#)
[Legal Review](#)
[Site Plan \(for reference\)](#)

6.E. APPROVAL FOR ADDITIONAL SPENDING ON SOLE SOURCE NO. SS2024-028 WITH ZOLL MEDICAL CORPORATION FOR SERVICE, MAINTENANCE AND PARTS UTILIZING THEIR WORRY-FREE SERVICE PROGRAM IN THE AMOUNT OF \$35,000 FOR A REVISED TOTAL VALUE OF \$99,000.00

Recommendation: Motion to approve additional spending on Sole Source No. SS2024-028 with Zoll Medical Corporation for service, maintenance and parts utilizing their Worry-Free service program in the amount of \$35,000 for a revised total value of \$99,000.

Sponsors: Fire Rescue Department

Attachments: [Agenda Cover Report](#)
[Memo, Sole Source Approval - Zoll Worry-Free Unsigned - signed \(4\)](#)

6.F. REQUEST PERMISSION FROM THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, FOR THE FIRE RESCUE DEPARTMENT TO PROCEED WITH SUBMITTING AN APPLICATION FOR THE 2025 SAFER GRANT.

Recommendation: Motion to request approval to allow for the Fire Rescue Department of the City of Delray Beach to apply for the 2025 offering of the (Staffing for Adequate Fire and Emergency Response) SAFER Grant.

Sponsors: Fire Rescue Department

Attachments: [Agenda Cover Report](#)
[SAFER Grant application checklist](#)
[Safer Grant Fact Sheet](#)
[2025 SAFER Notice of Funding Opportunity](#)
[COMM-Approval-Safer](#)

6.G. APPROVAL OF AN ADDITIONAL SPENDING REQUEST AND CONTRACT INCREASE WITH MUSCO LIGHTING LLC FOR SPORTS LIGHTING SOLUTIONS WITH RELATED TECHNOLOGY, EQUIPMENT AND SERVICES FOR RETROFIT OF LIGHTING AT MILLER PARK'S SERGIO FIELD IN THE AMOUNT OF \$470,407 FOR A REVISED TOTAL OF \$1,782,214.

Recommendation: Motion to approve an additional spending request and a contract increase to agreement MSA RFP No. 041123 with Musco Lighting LLC. for retrofit of lighting at Miller Park's Sergio Field in the amount of \$470,407 for a revised total of \$1,782,214.

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[Quote Sergio Field_Musco.pdf](#)
[Musco_Sourcewell_RFP041123.pdf](#)
[MSA_Musco_2024.pdf](#)

6.H. APPROVAL OF THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT FY 24/25 ONLINE STING OPERATIONS GRANT AMENDMENT

Recommendation: Motion to approve the Florida Department of Law Enforcement FY 24/25 Online Sting Operations Grant amendment in the additional amount not to exceed \$10,000.

Sponsors: Police Department

Attachments: [Agenda Cover Report](#)
[Online Sting - Amendment #1](#)
[Legal Review Checklist_Online Sting Operations Grant Award Amendment](#)
[Grant Application \(FY 2024-2025\) - FDLE \(Online Sting Operations Grant Progr](#)
[Case_Funding Request For Online Sting Operations Grant - Florida Departmen](#)

- 6.I.** RATIFICATION AND APPROVAL OF AMENDMENT NO. 3 WITH AXON ENTERPRISES, INC. FOR AN ADDITIONAL SEVENTEEN (17) AXON FLEET CAMERA SYSTEMS FOR AN INCREASE OF \$145,982.40 WHICH BRINGS A NEW TOTAL OF THE AGREEMENT TO \$2,964,272.00.

Recommendation: Motion to ratify and approve Amendment No. 3 with Axon Enterprises, Inc. for an additional seventeen (17) Axon Fleet Camera Systems for an increase of \$145,982.40 pursuant to Quote # Q-667795-45748.737BR, which brings a new total of the agreement to \$2,964,272.00.

Sponsors: Police Department

Attachments: [Agenda Cover Report](#)
[Amendment No. 3 to the Master Contractor Services Agreement P2021-034 Ax](#)
[Legal Review Checklist MSA Axon P2021-034 Amendment 3](#)
[Axon Authorization form - executed](#)

- 6.J.** ITEM(S) A1 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 440 N. SWINTON AVE.

Recommendation:

Consideration of the following items:

Item A1 - Motion to approve and accept a Right-of-Way Dedication by the owners of 440 N. Swinton Ave.

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[A1a -Right of Way - 440 N Swinton Avenue - GOK Consulting LLC](#)
[A2a - Legal Review Right of Way - 440 N Swinton Ave - GOK Consulting LLC](#)

- 6.K. ITEM A1 - CONSIDERATION OF A MAINTENANCE OF TRAFFIC PLAN/ROAD CLOSURE PLAN FOR VISTA DEL MAR S. AND ITEM A2 - CONSIDERATION OF A MAINTENANCE OF TRAFFIC PLAN/ROAD CLOSURE PLAN FOR THOMAS STREET/SEABREEZE AVENUE

Recommendation: Consideration of the following items:

Per LDR 7.1.8(C) (1)

Maintenance of Traffic (MOT) Plan. All construction parking and staging that involves travel lane, bike lane, or sidewalk closures shall submit a MOT Plan as follows: (Ord. No. 50-20, § 2, 10-20-20) Closures greater than 14 days throughout the course of construction, which eliminate travel lanes or change the flow of traffic must be approved by the City Commission. Street closures that do not exceed 14 days throughout the course of construction may be approved administratively. (Ord. No. 50-20, § 2, 10-20-20)

https://library.municode.com/fl/delray_beach/codes/land_development/regulations/?nodeId=CH7BURE_ART7.1BURE_S7.1.8COPAST

MAINTENANCE OF TRAFFIC PLAN/ ROAD & LANE CLOSURES

Item A1: MAN CON INCORPORATED (Contractor) - As part of Agreement ITBC No. 2024-040 for the Thomas Street Stormwater Pump Station Replacement project, a motion to approve and accept a Maintenance of Traffic Plan/Road Closure Plan for Vista Del Mar S.

Item A2: MAN CON INCORPORATED (Contractor) - As part of Agreement ITBC No. 2024-040 for the Thomas Street Stormwater Pump Station Replacement project, a motion to approve and accept a Maintenance of Traffic Plan/Road Closure Plan for Thomas Street/Seabreeze Avenue.

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[Thomas St-MOT Plan](#)

6.L. APPROVAL OF THE FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND DELRAY BEACH COMMUNITY REDEVELOPMENT AGENCY FOR FUNDING CONSTRUCTION/PROFESSIONAL SERVICES - FY 2024-2025

Recommendation: Approve the First Amendment to the Interlocal Agreement (ILA) between the City of Delray Beach (City) and Delray Beach Community Redevelopment Agency (CRA) for funding for Capital Improvement Projects within the CRA District for Fiscal Year 2024-2025.

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[1st Amend. to the ILA for Funding Construction-Professional Services FY24-25](#)
[Simple Legal Review Approval ILA with CRA for Construction Funding](#)
[ILA for FY 2024-2025 for Funding Construction Professional Services – FY 2024](#)

6.M. PROCLAMATIONS:

6.M.1. PROCLAMATION - OBSERVANCE OF JUNETEENTH

Recommendation: Motion to observe Juneteenth on June 19th as the celebration commemorating the ending of slavery in the United States.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Observance of Juneteenth 2025](#)

6.M.2. PROCLAMATION - NATIONAL HIV TESTING DAY

Recommendation: Motion to observe June 27, 2025 as National HIV Testing Day.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - National HIV Testing Day 2025](#)

6.M.3. PROCLAMATION - NATIONAL CLEAN BEACHES WEEK

Recommendation: Motion to declare July 1-7, 2025 as National Clean Beaches Week.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - National Clean Beaches Week 2025](#)

6.M.4. PROCLAMATION - OBSERVANCE OF INDEPENDENCE DAY

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Observance of Independence Day 2025](#)

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

6.N.1. REPORT OF APPEALABLE DEVELOPMENT APPLICATION ACTIONS FROM MAY 28, 2025 THROUGH JUNE 4, 2028.

Recommendation: By motion, receive and file this report for actions on development application requests from May 28, 2025 through June 4, 2025.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[SPRAB \(5-28\) Atlantic Crossing MSP](#)
[HPB \(6-4\) 46 Marine Way](#)

6.O. AWARD OF BIDS AND CONTRACTS:

6.O.1. APPROVAL OF RESOLUTION NO. 108-25 AUTHORIZING AN AGREEMENT WITH FIRE-DEX GW, LLC FOR FIREFIGHTER BUNKER GEAR CLEANING, REPAIR, AND INSPECTION SERVICES UTILIZING THE SEMINOLE COUNTY IFB 604457-22/TKH.

Recommendation: Motion to approve Resolution No. 108-25, authorizing the City to enter into an agreement with Fire-Dex GW, LLC for firefighter bunker gear cleaning, repair, and inspection services. This agreement is executed as a piggyback contract utilizing Seminole County IFB 604457-22/TKH in accordance with Section 25 of the City's Purchasing Policies and Procedures Manual.

Sponsors: Fire Rescue Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist Fire Dex](#)
[IFB-604457-22 1st Am- Executed](#)
[Res. No. 108-25 Fire Dex](#)
[IFB-604457-22](#)
[P2025-025-Fire-Dex Gear Wash and Repair rev. KWB 5.21.25 - Signed](#)
[Executed_IFB-604457-22 \(Fire-Dex_GW\)](#)

6.O.2. APPROVAL OF RESOLUTION NO. 115-25 TO AWARD AN AGREEMENT WITH SFM JANITORIAL SERVICES, LLC. FOR CITY-WIDE JANITORIAL SERVICES PURSUANT TO REQUEST FOR PROPOSAL (RFP) NO. 2025-008 IN THE AMOUNT OF \$3,384,406.50

Recommendation: Motion to approve Resolution No. 115-25 to award an Agreement with SFM Janitorial Services, LLC. for City-wide Janitorial Services pursuant to RFP No. 2025-008 in the annual amount of \$676,881.32 for an agreement total of \$3,384,406.60.00.

Sponsors: Public Works Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Resolution No. 115-25](#)
[RFP2025-008 Janitorial Services](#)
[Exhibit A to RFP No. 2025-07](#)
[RFP 2025-008 JANITORIAL SERVICES LR](#)
[Final Advertisement RFP 2025-008 Janitorial Services](#)
[Bid Submittal - SFM Janitorial Services Response to City of Delray RFP 202-00](#)

7. REGULAR AGENDA:

7.A. RESOLUTION NO. 107-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING A REQUEST TO UTILIZE THE MASONRY MODERN ARCHITECTURAL STYLE FOR THE PROPERTY LOCATED AT 202 NE 6TH AVENUE, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (QUASI-JUDICIAL HEARING)

Recommendation: Review and consider Resolution No. 107-25, approval of the use of the Masonry Modern Architectural Style in the Central Business District for the property located at 202 NE 6th Avenue.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Res 107-25 - The Link - 202 NE 6th Ave](#)
[PZB Staff Report - The Link - 202 NE 6th Ave](#)
[Architectural Plans - The Link - 202 NE 6th Ave](#)
[Architectural Style Narrative - The Link - 202 NE 6th Ave](#)
[Legal Review Res 107-25 - The Link - 202 NE 6th Ave](#)

- 7.B.** RESOLUTION NO. 109-25: 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 25-27 SE 3RD AVENUE, AS MORE PARTICULARLY DESCRIBED HEREIN; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT CONSISTENT WITH THE APPROVAL HEREIN; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
(QUASI-JUDICIAL HEARING)

Recommendation: Review and consider Resolution No. 109-25, an in-lieu of parking fee request in the amount of \$780,000 for 26 of the 65 required parking spaces associated with the development located at 25-27 SE 3rd Avenue, known as Delray Bungalows.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Resolution No. 109-25 In-Lieu of Parking Request - Bungalows](#)
[Delray Bungalows - Architectural and Landscape Plans](#)
[Delray Bungalows - Project Description and Justification Statement](#)
[Delray Bungalows - Parking Occupancy Analysis](#)
[Delray Bungalows - Survey](#)
[Legal Review Res 109-25 In-Lieu of Parking Request- Bungalows](#)

- 7.C.** CONSIDERATION OF THE FINAL PLAT, "SOUTHWEST 4TH AND 7TH HOMES", A MAJOR PLAT WITH WAIVERS, A REPLAT OF A PORTION OF LOT 1, WITHIN BLOCK 20 OF THE SUBDIVISION OF TOWNSHIP 46, RANGE 43 EAST, AS RECORDED IN PLAT BOOK 1, PAGE 4 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY. (QUASI JUDICIAL)

Recommendation: Consideration of the Final Plat, "Southwest 4th and 7th Homes", a Major Plat with waivers, a replat of a portion of Lot 1, within Block 20 of the Subdivision of Township 46, Range 43 East, as recorded in Plat Book 1, Page 4 of the Public Records of Palm Beach County.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[PZB Staff Report, Southwest 4th and 7th Homes](#)
[Project Narrative, Southwest 4th and 7th Homes](#)
[Survey, Southwest 4th and 7th Homes](#)

- 7.D.** AMENDMENT TO LOCAL RULES OF PROCEDURE AND QUASI-JUDICIAL RULES

Recommendation: Motion to approve amendment to Local Rules of Procedure and Quasi-Judicial Rules.

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)

- 7.E.** NOMINATION FOR AN APPOINTMENT TO THE CODE ENFORCEMENT BOARD. BASED ON THE ROTATION SYSTEM, APPOINTMENT TO SERVE AN UNEXPIRED TERM ENDING JANUARY 14, 2028, FOR ONE (1) REGULAR MEMBER WILL BE MADE BY DEPUTY VICE-MAYOR BURNS (SEAT #4).

Recommendation: Motion to approve the nomination for an appointment for one (1) regular member to serve on the Code Enforcement Board for an unexpired term ending January 14, 2028.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[Code Enforment Board Member List](#)
[Code Enforcement Board Attendance 2025](#)
[Delehanty, Terrence](#)
[Jones, Jennifer](#)
[Ramirez, Aura](#)
[Sclafani, Peter](#)

- 7.F.** NOMINATION FOR AN APPOINTMENT TO THE DELRAY BEACH HOUSING AUTHORITY. BASED ON THE ROTATION, THE NOMINATION FOR AN APPOINTMENT OF ONE(1) REGULAR MEMBER TO SERVE A FOUR (4) YEAR TERM ENDING JULY 1, 2029, WILL BE MADE BY VICE-MAYOR LONG (SEAT #2). THE NOMINATION FOR AN APPOINTMENT OF ONE(1) REGULAR MEMBER TO SERVE AN UNEXPIRED TERM ENDING OCTOBER 27, 2027, WILL BE MADE BY COMMISSIONER CASALE (SEAT #3).

Recommendation: Motion to approve an appointment for one (1) regular member to serve a term ending July 14, 2029 and one (1) regular member to serve an unexpired term ending October 27, 2027.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[Delray Beach Housing Authority Board Member List](#)
[Board Attendance 2025 DBHA](#)
[Delehanty, Terrence](#)
[Stamper, Christina](#)
[Wright, Suzanne](#)

- 7.G.** NOMINATION FOR AN APPOINTMENT TO THE DOWNTOWN DEVELOPMENT AUTHORITY BOARD. BASED ON THE ROTATION SYSTEM, THE NOMINATION FOR AN APPOINTMENT FOR ONE (1) AT-LARGE MEMBER TO SERVE A TERM ENDING JULY 1, 2028, WILL BE MADE BY COMMISSIONER CASALE (SEAT #3).

Recommendation: Motion to approve the nomination for one (1) At-Large Member to serve a term ending July 1, 2028.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[DDA Board Member List](#)
[DDA 2025 Attendance](#)
[Alper, Gregg](#)
[Amani, Sandra](#)
[Blumenfeld, James](#)
[Cohen, Steven](#)
[Fredericks, Carol](#)
[Guaglardi, Jule](#)
[Kiser, Mereida](#)
[O'Keeffe, Sean](#)
[Ramirez, Aura](#)
[Rose, Daniel](#)
[Walden, George](#)
[Wiggins, Page](#)

8. PUBLIC HEARINGS/SECOND READINGS:

- 8.A.** ORDINANCE NO. 04-25: 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 4, "ZONING REGULATIONS," ARTICLE 4.3, "DISTRICT REGULATIONS, GENERAL PROVISIONS," SECTION 4.3.3, "SPECIAL REQUIREMENTS FOR SPECIFIC USES," TO ADOPT SUBSECTION (DDD), "RETAIL TOBACCO AND NICOTINE PRODUCTS DEALER," TO ENACT REGULATIONS GOVERNING THE LOCATION AND OPERATIONS OF RETAIL TOBACCO AND NICOTINE PRODUCTS DEALERS; AND BY AMENDING ARTICLE 4.4, "BASE ZONING DISTRICT," SECTION 4.4.13, "CENTRAL BUSINESS (CBD) DISTRICT," SUBSECTION (C), "ALLOWABLE USES," TO ADOPT DISTANCING REQUIREMENTS FOR STANDALONE RETAIL TOBACCO OR NICOTINE PRODUCTS DEALERS, AND BY AMENDING APPENDIX A, "DEFINITIONS," TO ADOPT A DEFINITION FOR RETAIL TOBACCO OR NICOTINE PRODUCTS DEALERS; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, AND PROVIDING AN EFFECTIVE DATE. (SECOND READING/PUBLIC HEARING)

Recommendation: Review and consider Ordinance No. 04-25, a City-initiated amendment to Section 4.3.3, "Special Requirements for Specific Uses" to adopt Subsection (DDD), "Retail Tobacco and Nicotine Products Dealer," Appendix A, "Definitions" to adopt a definition of Retail Tobacco and Nicotine Products Dealer, and Section 4.4.13, "Central Business (CBD) District" to adopt additional regulations governing the frequency of such use.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[PZB Staff Report, Standalone Retail Tobacco](#)
[Ordinance No. 04-25, Standalone Retail Tobacco](#)
[DDA Recommendation, Ord. No. 04-25](#)
[Legal Review, Ordinance No. 04-25](#)
[Business Impact Estimate, Ordinance No. 04-25](#)
[Proof of Legal Advertisement, Ord. No. 04-25](#)

- 8.B.** RESOLUTION NO. 121-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING THE CONVEYANCE OF THAT CERTAIN PARCEL OF REAL PROPERTY LOCATED AT 196 NW 8TH AVENUE, DELRAY BEACH, FLORIDA, AND THE LOT ADJACENT THERETO, AS MORE PARTICULARLY DESCRIBED HEREIN, TO THE AMERICAN LEGION POST NO. 188, INC.; AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE SUCH CONVEYANCE; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

Recommendation: Motion to approve Resolution No. 121-25 conveying that certain parcel of real property located at 196 NW 8th Avenue, Delray Beach, Florida, and the lot adjacent thereto, as more particularly described herein, to the American Legion Post No. 188, Inc.; and authorizing the Mayor to execute all documents necessary to effectuate such conveyance.

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)
[Resolution 121-25](#)
[DelrayAmericanLegionRevisedQCRightofReverter FINAL for 6-17-25 agenda](#)
[Res 121-25 NOI to Sell Real Property](#)

9. FIRST READINGS:

9.A. None

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

A. City Manager

B. City Attorney

C. City Commission

11. ADJOURNMENT

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.