

City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444
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www.mydelraybeach.com



Regular Commission Meeting

Regular Meeting at 6:00 PM

Tuesday, September 20, 2016

Public Hearings 7:00 p.m.

Commission Chambers
Delray Beach City Hall

City Commission

Mayor Cary Glickstein
Vice Mayor Al Jacquet
Deputy Vice Mayor Jordana Jarjura
Commissioner Mitchell Katz
Commissioner Shelly Petrolia

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. PRESENTATIONS:****3.A. SPOTLIGHT ON EDUCATION - PINE GROVE ELEMENTARY SCHOOL**

Sponsors: Community Improvement

3.B. RECOGNIZE AND COMMEND RESIDENT DEON BASS, AND CITY EMPLOYEE JESSIE MELENDEZ FOR THE RESCUE OF A CITY OF DELRAY BEACH EMPLOYEE

Recommendation: Recognize and commend resident Deon Bass, and City of Delray Beach Employee Jessie Melendez for the rescue of City of Delray Beach Employee, James A. Fair

Sponsors: Human Resources Department

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

4.A. City Manager's response to prior public comments and inquiries

4.B. From the Public

5. AGENDA APPROVAL**6. CONSENT AGENDA: City Manager Recommends Approval****6.A. APPROVAL OF MINUTES**

Recommendation: Motion to approve various sets of minutes as listed below:

August 16, 2016 Regular Meeting
August 23, 2016 Joint Session Workshop Meeting
August 23, 2016 Regular Meeting
September 13, 2016 Workshop Meeting

Sponsors: City Clerk Department

Attachments: [08162016 Regular Meeting Minutes](#)
[08232016 Joint Session Meeting Minutes](#)
[08232016 Regular Meeting Minutes](#)
[09132016 Workshop Meeting Minutes](#)

6.B. RATIFICATION OF SOUTH CENTRAL REGIONAL WASTEWATER TREATMENT AND DISPOSAL BOARD (SCRWTDB) ACTIONS

Recommendation: Motion to Approve ratification of actions approved by the South Central Regional Wastewater Treatment and Disposal Board (SCRWTDB) at their Quarterly Meeting of April 28, 2016.

Sponsors: City Clerk Department

Attachments: [SCRWTDB Action #1](#)
[SCRWTDB Action #2](#)
[SCRWTDB Action #3](#)
[SCRWTDB Action #4](#)
[SCRWTDB Action #5](#)

6.C. RESOLUTION NO. 38-16, HISTORIC PROPERTY TAX EXEMPTION REQUEST FOR 222 S.E. 7th AVENUE

Recommendation: Motion to Adopt Resolution No. 38-16; approving a Historic Property tax exemption request for improvements to the contributing structure and property located at 222 S.E. 7th Avenue, based upon positive findings with respect to LDR Section 4.5.1(J).

Sponsors: Planning & Zoning Department

Attachments: [Resolution No. 38-16](#)
[HPB Staff Report](#)

6.D. RESOLUTION NO. 39-16, HISTORIC PROPERTY TAX EXEMPTION REQUEST FOR 1029 NASSAU STREET

Recommendation: Motion to Adopt Resolution No. 39-16; approving a historic property tax exemption request for improvements to the contributing structure and property located at 1029 Nassau Street, based upon positive findings with respect to LDR Section 4.5.1(J).

Sponsors: Planning & Zoning Department

Attachments: [Resolution No. 39-16](#)
[HPB Staff Report with Attachments](#)

6.E. RESOLUTION NO. 40-16, HISTORIC PROPERTY TAX EXEMPTION REQUEST FOR 233 VENETIAN DRIVE

Recommendation: Motion to Adopt Resolution No. 40-16; approving the tax exemption request for improvements to the contributing structure and property located at 233 Venetian Drive, based upon positive findings with respect to LDR Section 4.5.1(J).

Sponsors: Planning & Zoning Department

Attachments: [Resolution No. 40-16](#)
[HPB Staff Report and Backup](#)

6.F. SERVICE AUTHORIZATION NO. 12-23 TO KIMLEY-HORN AND ASSOCIATES, INC. IN THE AMOUNT OF \$9,000.00 FOR ADDITIONAL ENGINEERING SERVICES RELATED TO A TRAFFIC WARRANT STUDY FOR A NO U-TURN SIGN AT THE INTERSECTION OF US HIGHWAY 1 AND TROPIC ISLES BOULEVARD

Recommendation: Motion to approve Service Authorization No.12-23 in the amount of \$9,000.00 for additional engineering services related to traffic warrant study for a No U-turn sign at the intersection of US Highway 1 (US-1) and Tropic Isles Boulevard.

Sponsors: Environmental Services Department

Attachments: [Service Authorization No. 12-23](#)
[No U-Turn Sign Site Plan - Delray Place](#)
[No U Turn Street View](#)
[No U-Turn City/FDOT Communications](#)
[No U-turn Sign Photo](#)
[Delray Place Engineer Letter to City 06192014](#)

6.G. APPROVE SPENDING LIMIT INCREASE FOR FY 2016 AND RENEWAL OF THE AGREEMENT WITH BATALLAN ENTERPRISES, INC. DBA PROPERTY WORKS, INC. IN AN AMOUNT OF \$65,600 FOR STORMWATER RETENTION AREAS AND LANDSCAPING MAINTENANCE

Recommendation: Motion to Approve a spending limit increase for FY2016 in the amount of \$4,625.00 for an additional location and Motion to Approve the renewal of the agreement with Batallan Enterprises, Inc. dba Property Works Inc. in the amount of \$65,600.00 for stormwater retention areas and landscape maintenance.

Sponsors: Purchasing Department

Attachments: [Batallan Enterprises DBA Property Works](#)
[Renewal Letter](#)

6.H. RESOLUTION NO. 48-16 PUBLIC UTILITY EASEMENT ABANDONMENT - 6595 MORIKAMI PARK ROAD

Sponsors: Planning and Zoning Board

Attachments: [Resolution No. 48-16](#)
[Sketch and Legal Description](#)
[Easement Deed](#)
[Boundary Survey](#)
[Location Map](#)

6.I. RESOLUTION NO. 49-16 FOR ABANDONMENT OF A 12-FOOT WIDE WATER EASEMENT FOR THE WAL-MART STORE LOCATED AT 16205 MILITARY TRAIL

Recommendation: Motion to Adopt Resolution No. 49-16; to abandon a 12-foot wide water easement dedicated via the ORB 23124, Page 741, of the Public Records of Palm Beach County, Florida, located at 16205 Military Trail (Wal-Mart), finding that the request and approval thereof is consistent with the Comprehensive Plan and meets criteria set forth in LDR Section 2.4.6(N)(5), Abandonment of Public Easements.

Sponsors: Planning & Zoning Department

Attachments: [Resolution No. 49-16](#)
[Walmart Water Easement Sketch and Legal Description](#)
[Walmart Liquor Box Location](#)
[Aerial Photo](#)

6.J. PALM BEACH COUNTY'S MOBILE DAMAGE ASSESSMENT PROGRAM

Recommendation: Motion to approve a hold harmless agreement with the Palm Beach County regarding the City's use of Palm Beach County's Mobile Damage Assessment Program.

Sponsors: Environmental Services Department

Attachments: [Damage Assessment Liability Waiver](#)

6.K. AGREEMENT WITH THE UNITED STATES DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT ADMINISTRATION (DEA) FOR ILLEGAL NARCOTICS AND DANGEROUS DRUGS

Recommendation: Motion to amend the current State and Local Task Force Agreement between DEA and the City of Delray Beach termination date to September 30, 2016. Motion to approve renewal of State and Local Task Force Agreement between the DEA and the Delray Beach Police Department.

Sponsors: Police Department

Attachments: [Program-Funded State and Local Task Force Agreement](#)
[Certification](#)
[Modification of State and Local Task Force Agreement - Dated 9-30-15](#)

6.L. AWARD OF A THREE YEAR AGREEMENT TO THOMPSON CONSULTING SERVICES, LLC FOR EMERGENCY DEBRIS REMOVAL MONITORING SERVICES

Recommendation: Motion to award a three year Agreement to Thompson Consulting Services, LLC for Emergency Debris Removal Monitoring Services

Sponsors: Purchasing Department

Attachments: [Thompson Consulting Services, LLC](#)
[2016-058 Scoring](#)
[2016-058 Agreement](#)
[2016-058 Intent to Award Notice](#)

6.M. AWARD OF A THREE YEAR AGREEMENT TO CRAIG B. KUSHNIR D.O., LLC IN AN ANNUAL AMOUNT NOT TO EXCEED \$25,300.00 FOR MEDICAL DIRECTOR SERVICES

Recommendation: Motion to award a three year Agreement to Craig B. Kushnir D.O., LLC in an annual not-to-exceed amount of \$25,300.00 for Medical Director Services

Sponsors: Purchasing Department

Attachments: [2016-078L Agreement \(r3\)](#)
 [2016-078L Medical Director Complete RFP](#)
 [2016-078L Addendum 3](#)
 [2016-078L Addendum 2](#)
 [2016-078L Addendum 1](#)
 [CRAIG B. KUSHNIR D.O., LLC](#)

6.N. HOUSING REHABILITATION GRANT AWARD FOR 4663 NW 6th COURT IN THE AMOUNT OF \$37,399.10

Recommendation: Motion to approve a housing rehabilitation grant in the amount of \$ 37,399.10 to Leonard Graham, Inc. funded under the State Housing Initiatives Partnership (SHIP) Program for the property located at 4663 NW 6th Court, Delray Beach, FL. This acquisition is in compliance with the Code of Ordinances Chapter 36, Section 36.03(B) Multiple Acquisitions From Vendor Exceeding Twenty-Five Thousand Dollars (\$25,000.00) in Any Fiscal Year.

Sponsors: Community Improvement and Mesidort

Attachments: [BID 2016-117](#)
 [2016-117 Bid Tabulation Sheet](#)
 [Bid Information Sheet - Mayes](#)
 [Contract -Mayes](#)
 [SHIP Lien Agreement](#)
 [Memorandum of Understanding](#)
 [Notice to Proceed](#)

6.O. PRIOR APPROVAL OF FISCAL YEAR 2016 SPENDING GREATER THAN \$25,000 WITH CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC

Recommendation: Motion to approve multiple acquisitions of construction materials such as concrete and aggregates, from Cemex Construction Materials Florida, LLC, in a total not-to-exceed amount of \$50,000 for Fiscal Year 2016.

Sponsors: Purchasing Department

6.P. PURCHASE AWARD TO SRT SUPPLY, INC. FOR THE PURCHASE OF RIFLE RATED CARRIERS WITH PLATES AND MEDICAL KIT

Recommendation: Motion to award a purchase order to SRT Supply, Inc. for the rifle rated carriers with plates and medical kits in the amount of \$48,606.40.

Sponsors: Purchasing Department

Attachments: [BID 2016-134 Tabulation Sheet](#)

6.Q. PURCHASE AWARD TO BENNETT FIRE PRODUCTS COMPANY, INC. IN AN AMOUNT NOT-TO-EXCEED \$24,000.00

Recommendation: Motion to approve a purchase award to Bennett Fire Products Company, Inc. in an amount not-to-exceed \$24,000.00 for Fire Department turnout gear.

Sponsors: Purchasing Department

Attachments: [Turnout Gear Quotes](#)

6.R. MUTUAL AID AGREEMENT BETWEEN THE CITY OF DELRAY BEACH FIRE RESCUE AND THE CITIES OF BOYNTON BEACH FIRE RESCUE AND BOCA RATON FIRE RESCUE

Recommendation: Motion to approve the mutual aid agreement between the City of Delray Beach Fire Rescue and the City of Boynton Beach Fire Rescue and between the City of Delray Beach Fire Rescue and the City of Boca Raton Fire Rescue.

Sponsors: Purchasing Department

Attachments: [DBFR and Boca Raton Fire Rescue Mutual Aid Agreement](#)
[DBFR and Boynton Beach Fire Rescue Mutual Aid Agreement](#)

6.S. RENEWAL OF AN AGREEMENT WITH CORPORATE COACHES, INC. FOR BUS RENTAL AND DRIVER SERVICE IN THE AMOUNT OF \$46,000

Recommendation: Motion to Approve a one year renewal of the Agreement with Corporate Coaches, Inc. in the amount of \$46,000 for bus rental and driver service for the Parks and Recreation Department

Sponsors: Purchasing Department

Attachments: [Renewal Request](#)
[Contract Award](#)
[Bid Award](#)

6.T. PROCLAMATIONS:

6.T.1. None

6.U. REVIEW OF APPEALABLE LAND USE ITEMS AUGUST 22, 2016 THROUGH SEPTEMBER 2, 2016

Recommendation:
By motion, receive and file this report.

Sponsors: Planning and Zoning Board

Attachments: [Boy Holding Seed](#)
[Location Map](#)

6.V. AWARD OF BIDS AND CONTRACTS:

6.V.1. AWARD OF A PURCHASE ORDER TO MUNICIPAL EMERGENCY SERVICES INC FOR 65 ACTIVE SHOOTER KITS

Recommendation: Motion to approve a purchase order to Municipal Emergency Services

Inc. for 65 Active Shooter Kits in a not-to exceed amount of \$79,000.

Sponsors: Purchasing Department

Attachments: [Contract Pricing per State Contract](#)
[Quote for 65 Active Shooter Kits](#)
[Delray QT1040077 Point Blank X 65 Kits](#)
[State Contract 680-850-11-b2](#)

6.V.2. PURCHASE AWARD TO HUB CITY FORD-MERCURY, INC. TO REPLACE A 2004 FORD VAN WITH A 2017 FORD TRANSIT 350 PASSENGER VAN

Recommendation: Motion to approve a purchase award to Hub City Ford-Mercury, Inc. for a 2017 Ford Transit 350 Passenger Van utilizing Florida Sheriffs Association Contract No. 15-23-0904 in an amount not-to-exceed \$43,000.

Sponsors: Purchasing Department

Attachments: [Hub City Ford Best Price Letter](#)
[Transit Quote-Hub City 8-15-16](#)
[Contract 15-23-0904](#)

6.V.3. PURCHASE AWARD TO BRASCO INTERNATIONAL FOR REPLACEMENT PARTS FOR THE BUS SHELTER LOCATED AT 800 WEST ATLANTIC AVENUE AND 2300 WEST ATLANTIC AVENUE IN THE AMOUNT OF \$21,200

Recommendation: Motion to approve an award to Brasco International for the purchase of parts to repair damaged bus shelters located at 800 West Atlantic Avenue and 2300 West Atlantic Avenue for a not-to-exceed cost of \$21,200.

Sponsors: Purchasing Department

Attachments: [Acquisition Approval Bus Shelter for 800 W Atlantic Ave](#)
[Acquisition Approval Bus Shelter for 2300 W Atlantic Ave](#)
[Brasco Quote](#)
[Brasco Sole Source Statement](#)

7. REGULAR AGENDA:

7.A. APPEAL OF HPB APPROVAL OF A 24-MONTH EXTENSION FOR THE CERTIFICATE OF APPROPRIATENESS AND CLASS V SITE PLAN FOR 27-43 SOUTH SWINTON AVENUE AND 104 S.E. 1ST AVENUE, SWINTON SOCIAL, OLD SCHOOL SQUARE HISTORIC DISTRICT (QUASI-JUDICIAL HEARING)

Recommendation: Move to deny the appeal and uphold the Historic Preservation Board action approving a 24-month extension for the Certificate of Appropriateness (COA) and Class V Site Plan for 27-43 South Swinton Avenue and 104 S.E. 1st Avenue, known as Swinton Social.

Sponsors: Planning & Zoning Department

Attachments: [Swinton Social Site Plan Extension 2016 HPB Report](#)
[Swinton Social SR HPB 111611](#)
[Board Order](#)

7.B. REQUEST FOR A WAIVER TO LDR SECTION 4.6.7(E)(7) TO ALLOW A WALL SIGN TO FACE INTERIOR TO THE PARKING LOT LOCATED AT 402 SE 6th AVENUE. (QUASI-JUDICIAL HEARING)

Recommendation: Motion to Consider a waiver request to LDR Section 4.6.7(E)(7) to allow a wall sign to face interior to the parking lot located at 402 SE 6th Avenue, where only one sign per business is permitted facing a dedicated street frontage.

Sponsors: Planning & Zoning Department

Attachments: [Whole Health SPRAB](#)
[Whole Health Justification](#)
[Whole Health Site Location Map](#)
[Sign Elevation - A](#)
[Sign Elevation - B](#)
[Whole Health Board Order Waiver](#)

7.C. ROUTINE BUSINESS: (All Items Under this Subsection to be Approved by one Motion. Any Item Under Routine Business May Be Moved by Commission for Separate Consideration):

7.C.1. AWARD OF AN AGREEMENT WITH PREFERRED GOVERNMENTAL CLAIMS SOLUTIONS FOR PROPERTY AND CASUALTY THIRD PARTY CLAIMS ADMINISTRATOR

Recommendation: Motion to approve ranking of responses for Property and Casualty Third Party Claims Administrator and award an Agreement with Preferred Governmental Claims Solutions in a not to exceed annual amount of \$120,000.

Sponsors: Purchasing Department and Dowdell

Attachments: [2016-118 Committee Eval Scoring Form](#)

7.C.2. AWARD OF AN AGREEMENT TO EMPLOYER MUTUAL d/b/a ASCENSION BENEFITS & INSURANCE SOLUTIONS FOR PROPERTY AND CASUALTY INSURANCE BROKER SERVICES

Recommendation: Motion to award an Agreement to Employers Mutual d/b/a Ascension Benfits & Insurance Solutions for Property and Casualty Insurance Broker Services in a not-to-exceed annual amount of \$40,000.

Sponsors: Purchasing Department and Dowdell

Attachments: [2016-129 Committee Eval Scoring Form](#)
[2016-129 Purchasing Checklist](#)

7.C.3. MEDICAL SERVICES PROVIDER AT THE EMPLOYEE HEALTH AND WELLNESS

CENTER EFFECTIVE OCTOBER 1, 2016

Recommendation: Motion to Approve the terms provided herein and execute an agreement with Concentra as the medical services provider for the City's Employee Health and Wellness Center consistent with these term in a not-to-exceed annual amount of \$988,607

Sponsors: Purchasing Department

Attachments: [RFP 2016-077 Intent to Award](#)

7.C.4. INTERLOCAL AGREEMENT WITH THE COMMUNITY REDEVELOPMENT AGENCY (CRA) FOR TENNIS STADIUM STUDY

Recommendation: Motion to Approve an Interlocal Agreement between the CRA and the City of Delray Beach for the CRA to fund the Architectural and Structural Study of the Tennis Stadium, in an amount not to exceed \$75,000. This action is subject to approval of the City and CRA budgets for Fiscal Year 2016-2017.

Sponsors: Parks & Recreation Department

Attachments: [Interlocal Agreement with the CRA for Funding](#)
[CRA Board Summary](#)

7.C.5. RATIFICATION OF EMERGENCY PURCHASE WITH CONSERVE BUILDING SERVICES, INC. TO REPLACE THE CITY HALL CHILLER

Recommendation: Motion to ratify the emergency purchase with Conserve Building Services, Inc. to replace the City Hall Chiller in the not-to-exceed amount of \$113,000.

Sponsors: Purchasing Department and Webb

Attachments: [2016 City Hall Chiller - Emergency Replacement](#)
[BID No. 2014-43 signed copy](#)
[Contract Renewal 2016-2017](#)

7.C.6. APPROVE SHOWERS AND DRINKING FOUNTAINS MANUFACTURED BY MOST DEPENDABLE FOUNTAINS AS THE CITY STANDARD AND APPROVE A PURCHASE OF SHOWERS AND DRINKING FOUNTAINS FOR THE BEACH MASTER PLAN PROJECT IN AN AMOUNT NOT TO EXCEED \$138,000.

Recommendation: Motion to Approve showers and drinking fountains manufactured by Most Dependable Fountains as the City Standard and approve a purchase of showers and drinking fountains in an amount not to exceed \$138,000 for the Beach Master Plan Project (Project No. 15-008).

Sponsors: Environmental Services Department

Attachments: [Fountains and Showers Beach Master Plan](#)
[MDF Sole Source - Delray Beach](#)

7.C.7. RATIFICATION OF AN EMERGENCY PURCHASE WITH ATLANTIC REFRIGERATION AND AIR CONDITIONING INC. AND APPROVAL OF AN INCREASE IN THE SPENDING LIMIT WITH ATLANTIC REFRIGERATION AND AIR CONDITIONING INC.

Recommendation: Motion to ratify an emergency purchase to replace the City Golf Course clubhouse kitchen air conditioning unit and approve an increase in the spending limit with Atlantic Refrigeration and Air Conditioning, Inc. in the not-to-exceed amount of \$64,000.

Sponsors: Purchasing Department

Attachments: [Contact No. 2014-10 Atlantic Refrigeration](#)
[2014-10 Renewal Letter 2016](#)
[Golf Course Kitchen Air Conditioner picture](#)

7.C.8. AWARD OF AN AGREEMENT TO ZABATT ENGINE SERVICES, INC. D/B/A ZABATT POWER SYSTEMS, INC. FOR REPLACEMENT OF EMERGENCY GENERATOR FOR FIRE RESCUE STATION NO. 5

Recommendation: Motion to award an agreement to Zabatt Engine Services, Inc. d/b/a Zabatt Power Systems, Inc. in an amount not-to-exceed \$120,000.00 for the replacement of emergency generator for Fire Rescue Station No. 5

Sponsors: Purchasing Department

Attachments: [2016-133 Tabulation Sheet](#)
[2016-133 Agreement \(R1\)](#)
[Exhibit B - Plans Full Set \(r2\)](#)
[Updated Zabatt Bid - ITBC No 2016-133](#)

7.C.9. SERVICE AUTHORIZATION NO.12-06.2 TO MATHEWS CONSULTING, INC. IN THE AMOUNT NOT TO EXCEED \$40,072.00 FOR PROVIDING CONTINUED CONSTRUCTION ADMINISTRATION SERVICES FOR THE WATER METER REPLACEMENT AND ADVANCED METERING INFRASTRUCTURE PROJECT (PROJECT NO. 12-013).

Recommendation: Motion to approve Service Authorization No.12-06.2 (Amendment 2 to Service Authorization No.12-06) in the amount not to exceed \$40,072.00 for providing continued construction administration services for the completion of the Water Meter Replacement and Advanced Metering Infrastructure project (Project No. 2012-013).

Sponsors: Environmental Services Department

Attachments: [Service Authorization No.12-06.2 to Mathews Consulting; AMI project](#)

7.C.10 APPROVE SERVICE AUTHORIZATION NO.12-24 WITH KIMLEY-HORN AND ASSOCIATES, INC. TO PREPARE AN ADA SELF EVALUATION AND TRANSITION PLAN FOR THE CITY OF DELRAY BEACH

Recommendation: Motion to approve Service Authorization No. 12-24 in the amount of \$200,000.00 with Kimley-Horn and Associates Inc. to provide an Americans with Disabilities Act (ADA) Self Evaluation and prepare a Transition Plan for the City of Delray Beach.

Sponsors: Environmental Services Department

Attachments: [Service Authorization 12-24](#)
 [Delray Beach ADA Cost by Rate](#)

7.C.11 PURCHASE AWARD TO FEDERAL EASTERN INTERNATIONAL INC. FOR PURCHASE OF RIFLE RATED BALLISTIC SHIELDS

Recommendation: Motion to Approve a purchase award to Federal Eastern International Inc. for rifle rated ballistic shields in the amount of \$152,325.

Sponsors: Purchasing Department

Attachments: [ASPIS X Shield Quote](#)
 [Amend No. 2 to the State Contract #680-850-11-b2](#)
 [DBPD ASPIS Letter](#)
 [Point Blank Enterprises Inc](#)

7.D. RESOLUTION NO. 41-16: (BEST INTEREST ACQUISITIONS) WITH FLORIDA MUNICIPAL INSURANCE TRUST (FMIT) FOR RENEWAL OF INSURANCE POLICY

Recommendation: Motion to Adopt Resolution No. 41-16; requesting approval, by four-fifths vote, for purchase of Property, Excess Liability and Excess Workers' Compensation Insurance from the Florida Municipal Trust Fund (FMIT) for \$1,039,319 for the coverage period 10/1/2016 through 9/30/2017 in accordance with Code of Ordinance Section 36.02(c)(11) *Best Interest Acquisitions*.

Sponsors: Finance Department

Attachments: [Resolution No. 41-16](#)
 [Premium Summary](#)
 [Quote Comparison](#)

7.E. TERMINATION OF THE CONTRACT FOR TOWING SERVICES WITH BECKS TOWING AND RECOVERY, INC., PRIORITY TOWING, INC., AND WESTWAY TOWING, INC.

Recommendation: Motion to terminate Agreements for wrecker, towing and storage with Motion to approve termination of the Agreements with Becks Towing and Recovery, Inc., Priority Towing, Inc. and Westway Towing, Inc. effective on October 9, 2016.

Sponsors: Purchasing Department

Attachments: [BID 2015-061 Westway Notice of Termination](#)
 [BID 2015-061 Priority Notice of Termination](#)
 [BID 2015-061 Beck's Notice of Termination](#)

7.F. NOMINATION FOR APPOINTMENT TO THE HISTORIC PRESERVATION BOARD

Recommendation: Recommend nomination for appointment for one (1) regular member to serve on the Historic Preservation Board for a two (2) year term ending August 31, 2018.

Sponsors: City Clerk Department

Attachments: [Exhibit A](#)
 [Historic Preservation Board Member List](#)
 [Historic Preservation Board Attendance List](#)

7.G. NOMINATIONS FOR APPOINTMENT TO THE PLANNING AND ZONING BOARD

Recommendation: Recommend nominations for appointment for three (3) regular members to serve on the Planning and Zoning Board for two (2) year terms ending August 31, 2018.

Sponsors: City Clerk Department

Attachments: [Exhibit A](#)
 [Planning & Zoning Board Member List](#)
 [Planning and Zoning Board Attendance List](#)

7.H. NOMINATIONS FOR APPOINTMENT TO THE SITE PLAN REVIEW AND APPEARANCE BOARD

Recommendation: Recommend nominations for appointment for three (3) regular members to serve on the Site Plan Review and Appearance Board for two (2) year terms ending August 31, 2018.

Sponsors: City Clerk Department

Attachments: [Exhibit A](#)
 [Site Plan Review and Appearance Board Member List](#)
 [Site Plan Review and Appearance Board Attendance List](#)

7.I. NOMINATIONS FOR APPOINTMENT TO THE BOARD OF TRUSTEES FOR THE POLICE OFFICERS' RETIREMENT SYSTEM

Recommendation: Recommend nominations for appointment for two (2) regular members to serve on the Board of Trustees for the Police Officers' Retirement System for a four (4) year term.

Sponsors: City Clerk Department

Attachments: [Exhibit A](#)

7.J. NOMINATIONS FOR APPOINTMENT TO THE BOARD OF TRUSTEES FOR THE FIREFIGHTERS' RETIREMENT SYSTEM

Recommendation: Recommend nominations for appointment for two (2) regular members to serve on the Board of Trustees for the Firefighters' Retirement System for a four (4) year term.

Sponsors: City Clerk Department

Attachments: [Exhibit A](#)

8. PUBLIC HEARINGS:

8.A. RESOLUTION NO 44-16 FINAL MILLAGE LEVY

Recommendation: Recommend approval of Resolution No. 44-16 Final Millage Levy for FY

2017.

Sponsors: Finance Department

Attachments: [Res 44-16 Millage Levy FY 2017](#)

8.B. RESOLUTION NO 45-16 FINAL MILLAGE LEVY DDA

Recommendation: Recommend approval of Resolution No. 45-16 Final Millage Levy DDA.

Sponsors: Finance Department

Attachments: [Resolution No. 45-16 Tax Levy DDA FY 2017](#)
[DDA 2016-17 Budget](#)

8.C. RESOLUTION NO 46-16 BUDGET ADOPTION FOR FY 2017

Recommendation: Recommend approval of Resolution No. 46-16 Final Budget Adoption for FY 2017.

Sponsors: Finance Department

Attachments: [Resolution No. 46-16](#)

8.C.1. APPROVAL OF FISCAL YEAR 2017-2021 CAPITAL IMPROVEMENT PLAN

Recommendation: Recommend approval of the proposed 2017-2021 Capital Improvement Plan.

Sponsors: Finance Department

Attachments: [CIP - Fiscal Year 2017 - 2021](#)

8.D. ORDINANCE NO. 15-16: AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES BY AMENDING SECTION 4.3.3, SPECIAL REQUIREMENTS FOR SPECIFIC USES, SUBSECTION (A), SELF-SERVICE STORAGE FACILITIES, TO REVISE THE ASSOCIATED SPECIAL REQUIREMENTS; AMEND SECTION 4.4.26 LIGHT INDUSTRIAL (LI) DISTRICT, SUBSECTION (B), PRINCIPAL USES AND STRUCTURES PERMITTED, TO LIST SELF-SERVICE STORAGE FACILITIES AS A PERMITTED USE; AND SUBSECTION (D), CONDITIONAL USES AND STRUCTURES ALLOWED, TO REMOVE SELF-SERVICE STORAGE FACILITIES AS A CONDITIONAL USE. (SECOND READING)

Recommendation: Approve Ordinance No. 15-16 on Second Reading for the amendments to Land Development Regulation Sections 4.3.3(A), Self-Service Storage Facilities, and 4.4.26, Light Industrial District.

Sponsors: Planning & Zoning Department

Attachments: [Ordinance No. 15-16](#)
[Planning & Zoning Staff Report - LI Self-Service Storage Facilities](#)
[LI District w/Adjacent Zoning, Acres, Existing SSSF](#)
[Ordinance No. 15-16 \(Original\)](#)

Legislative History

8/16/16

City Commission

approved as amended

Janice Rustin, Interim City Attorney, read the caption of the ordinance.

Tim Stillings, Planning, Zoning and Building Director, presented this item.

Bradley Miller, Miller Land Planning, stated he is representing Jim Zengage of Southern Development. He spoke regarding the project and conducted a Powerpoint presentation.

Bob Franklin addressed the City Commission regarding storage.

Public Comments:

Doug Kay (sp) stated he owns property in this area and discussed the subject property.

Christina Morrison stated she represents the unit owners that own property to the west of this site.

Stacia Goldman Morris discussed needs of small business owners and storage.

Dan Detrick (sp) spoke regarding this item and stated there are always space issues and discussed his inventory.

Mayor Glickstein asked about the 750 foot radius restriction.

Deputy Vice Mayor Jarjura asked about the distance in terms of the Light Industrial area.

Mayor Glickstein asked if there is an acreage restriction.

Commissioner Petrolia discussed changing the city's zoning for one person's interest. She asked why this was not brought through as a conditional use.

Mr. Stillings discussed the Light Industrial Zoning.

Discussion ensued between staff and the City Commission.

Commissioner Katz thanked the applicant for meeting with him and stated he is pleased that the separation has been added back into it and stated he will support this. He provided comments regarding conditional use.

Vice Mayor Jacquet spoke regarding his concerns and taking a comprehensive approach. He commented regarding what will be included in terms of the area. He stated he cannot vote for this at this time.

Deputy Vice Mayor Jarjura discussed additional feet and height. She stated this type of use is consistent with the Light Industrial Zoning. She asked that notice is sent to the residents of this area prior to second reading.

Mayor Glickstein spoke about the privately initiated rezoning. He stated he will be supportive of this but asked for guidance regarding zoning.

Discussed continued on this item.

8.E. ORDINANCE NO. 17-16 AMENDING THE CITY'S POLICE AND FIREFIGHTERS RETIREMENT PENSION SYSTEM (SECOND READING)

Recommendation: Motion to Approve Ordinance No. 17-16 amending the City's Police and Firefighters Retirement Pension System.

Sponsors: Finance Department

Attachments: [Ordinance No. 17-16](#)

8.F. ORDINANCE NO. 28-16 AMENDING SECTION 101.32 AND SECTION 99.05 OF THE CITY'S CODE OF ORDINANCES (SECOND READING)

Recommendation: Motion to Approve Ordinance No. 28-16 amending Sections 101.32 and 99.05 of the City's Code of Ordinances.

Sponsors: City Attorney Department

Attachments: [Ordinance No. 28-16 Special Events](#)

9. FIRST READINGS:

9.A. None

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

A. City Manager

10.A.1 CITY MANAGER'S REPORT

Sponsors: City Clerk Department

Attachments: [09072016 - Request From GFWC Woman's Club of Delray Beach to Purchase I HPB Task Report](#)

B. City Attorney

C. City Commission