

City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444

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www.delraybeachfl.gov



Minutes - Draft

Tuesday, May 6, 2025

5:00 PM

Regular Meeting at 5:00 PM

Delray Beach City Hall or Watch on YouTube:

<https://www.youtube.com/channel/UCc2j0JhnR8Hx0Hj13RhCJag/s>
treams

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 May 6, 2025 Regular City Commission Meeting was called to order at 5:02 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

Mayor Carney requested that Consent Item Nos. 6.L.1. & 6.G. be pulled for discussion. They became Item Nos. 7.A.A. and 7.B.B., respectively, on the Regular Agenda.

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. MAY 2025 MENTAL HEALTH AWARENESS AND TRAUMA INFORMED CARE MONTH

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Mental Health Awareness Month 2025](#)

Mayor Carney read this proclamation into the record.

Kenya Madison, on behalf of Healthier Delray and the Get Your Green On Campaign, expressed her gratitude to the Commission for recognizing this critical issue.

This Proclamation was approved.

4.B. PRESENTATION BY DR. SUZANNE SPENCER FROM LIVING SKILLS IN THE SCHOOLS

Sponsors: City Manager Department

Attachments: [2025.05.05_Summary \(002\)](#)

Dr. Suzanne Spencer, CEO of Living Skills in Schools, presented to the Commission to request that the Living Skills in Schools Program be funded through the Opioid Settlement Funds. Dr. Spencer discussed the program's initiatives, which focus on proactive solutions to build resilience against substance use through age-appropriate education.

The Commission expressed their gratitude to Dr. Spencer and acknowledged the importance of the Living Skills in Schools program.

4.C. FOLLOW-UP CONSIDERATIONS FOR FY26 EDUCATION GOALS AND PRIORITIES

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)
[2025 DIA Amendments](#)
[2025 GOP Amendments](#)

Janai Bowens, Education and External Opportunities Manager, provided a follow-up to her presentation from the March 27, 2025 Workshop Meeting. She stated that the purpose was to establish priorities for the 2026 education program year. She proposed that staff prepare budgetary considerations in the form of grants and strategies to achieve education-related goals, based on the direction from the Commission. This initiative aims to improve student outcomes through the proposed Comprehensive Plan amendments that she previously recommended.

Discussion ensued regarding the recommendations made by Ms. Bowens.

Mayor Carney noted that the Commission still hadn't provided their opinions on this matter and that as of now, there was not an Interlocal Agreement in place. Ms. Gelin stated that before the Commission establishes an Interlocal Agreement with the School District of Palm Beach County, specifically designed for the Delray Beach community, discussions with them are necessary.

Ms. Bowens mentioned that she would explore potential sources for grant funding.

The Commission thanked Ms. Bowens for her hard work.

Mr. Moore sought consensus from the Commission to discuss this matter further at the June 3rd or June 17th Regular Commission Meeting from 4:00 p.m. to 5:00 p.m.

There was consensus to engage in a one-hour follow-up meeting in June.

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 took a moment to acknowledge Elena Georgiev, the new Internal Auditor, who was present.

5.A.1. UPDATE REGARDING HISTORIC (DESIGNATION FOR FROG ALLEY) AND CONSERVATION DISTRICT (ATLANTIC AVE) DESIGNATION EFFORTS

Sponsors: City Manager Department

Anthea Gianniotis, Development Services Director, stated that the final report for this item would be completed within the next month and a half. She noted that the Frog Alley District impacts residents' homes and expressed a desire to schedule a public outreach meeting to get feedback from the residents before moving forward to the Commission and the Historic Preservation Board.

Mayor Carney requested that the Commission receive a draft document before it was distributed to residents.

Ms. Gianniotis suggested postponing the public outreach meetings until October.

Mayor Carney agreed.

5.B. From the Public

Danielle Rose, 323 NE 6th Avenue, Delray Beach
Spoke about the Voluntary Pre-Kindergarten Program (VPK) and stated every child was eligible to participate.

Invited the Commission to attend the charity event, "We Box for Life" on July 12, 2025, at 1:00 p.m. at Pompey Park.

Montre Bennett, 323 NW 2nd Avenue, Delray Beach
Read a letter written by the Teens of Palm Beach County about Mental Health Awareness and mentioned that there would be a mental health event at Pompey Park on May 28, 2025, at 6:00 p.m.

George Caesar, Achievement Center for Children and Families
Thanked the City for their partnership with the Achievement Center and

acknowledged the programs that were being offered.

George Solown, 1517 Hayes Road, Delray Beach

Spoke about what the Achievement Center has done for him and other local youths through the program, "Hacktivate".

Sean Thomas Wright, 30 Lake Court, Delray Beach, and 5419 Greenwood Drive

Escorted out for making defamatory remarks about the City Attorney.

Patricia Wright, 255 NW 14th Avenue, Delray Beach

Discussed prioritizing the dedication of Frog Alley.

Andrea Bruton, 703 Place Tavant, Delray Beach

Read a letter from the incoming Vice Commander of Post 188 concerning the future of Post 188, and the importance of the community and the City working together.

Sara Selznick, 1700 NW 2nd Avenue, Delray Beach

Representing "Shared Future Foundation," provided an update on the renovations of Post 188 and requested the Commission's assistance in finding fundraising opportunities for the building's renovations.

Mike Stamm, 900 East Atlantic Avenue, Delray Beach

Requested an opportunity to speak with the Commission regarding an issue with a building permit his company acquired at 1006 Brooks Lane.

Pamela Williams, 245 NW 8th Avenue, Delray Beach

Expressed her concern about employees' fear of losing their jobs, feeling intimidated in the workplace and the City not having a progressive discipline plan in place.

Marjorie Waldo, Representing the Delray Beach Arts Garage

Discussed the positive impact that the arts have on mental health and overall well-being.

Stephanie Immelman, Delray Beach Chamber of Commerce

Informed everyone there would be a celebration of life for Nancy Stewart-Franczak on May 12, 2025, at 5:30 p.m. at the Delray Beach Golf Course.

Christina Morrison, 1000 Lowery Street, Delray Beach

Requested the Commission to allocate funds from the Opioid Settlement to the Living Skills in Schools Program and mentioned that specific industries in the City offer free career training to students graduating from high school. She also asked the Commission to reach an amicable agreement

regarding the Police Department's salary contract.

George Long, 46 North Swinton Avenue, Delray Beach

Discussed the value that Historic and Conservation Districts bring to a city.

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

6. CONSENT AGENDA: City Manager Recommends Approval

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, 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](#)

[February 25, 2025 - Special Meeting Minutes \(Closed Attorney/Client Session\) 3 00 PM - DRAFT](#)

[February 25, 2025 - Special Meeting Minutes \(Closed Attorney/Client Session\) 3:30 PM - DRAFT](#)

[March 18, 2025 Budget Workshop Meeting Minutes - DRAFT](#)

[April 8, 2025 Budget Workshop Meeting Minutes - DRAFT](#)

[April 11, 2025 - Special Meeting Closed Attorney Client Session - DRAFT](#)

The Minutes were approved.

6.B. CITY MANAGER REQUEST TO ATTEND ANNUAL CONFERENCE/TRAINING FOR FLORIDA CITY AND COUNTY MANAGEMENT ASSOCIATION (FCCMA)

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)

[Agenda FCCMA 2025](#)

This Request was approved.

6.C. APPROVAL OF WORKFORCE HOUSING COVENANT AMENDMENT BETWEEN THE CITY OF DELRAY BEACH AND EDWARDS ATLANTIC AVENUE, LLC AND EDWARDS INTRACOASTAL, LLC ASSOCIATED WITH ATLANTIC CROSSING TO DECREASE THE TOTAL NUMBER OF WORKFORCE HOUSING UNITS.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Proposed Atlantic Crossing - Restrictive Covenant Master Agreement](#)
[Approved Atlantic Crossing Workforce Housing Agreement](#)
[Atlantic Crossing Site Plan](#)
[Settlement Agreement](#)
[Adendum to Settlement Agreement](#)
[Legal Review Atlantic Crossing Restated WFH Covenant](#)

This Request was approved.

- 6.D.** Resolution 86-25-to allow City Manager to execute grant award agreements under City's Housing Assistance Programs

Sponsors: Neighborhood & Community Services

Attachments: [Agenda Cover Report](#)
[Legal Review Res 86-25 - CM authorized to execute UDAG CDBG and WFH Program agreements](#)
[Res 86-25 CM authorized to execute UDAG CDBG and WFH Program agreements lg rev](#)

This Resolution was approved.

- 6.E.** APPROVAL OF ADDITIONAL SPENDING FOR AGREEMENT P2022-065 WITH SAMSARA NETWORKS, INC., FOR FLEET MANAGEMENT TECHNOLOGIES WITH RELATED SOFTWARE SOLUTIONS IN THE AMOUNT OF \$10,948.60 FOR A REVISED TOTAL OF \$202,259.46

Sponsors: Public Works Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Quote - Cameras](#)
[Agenda Cover Report - Addtl Spending #1 to P2022-065 Samsara Agreement P2022-065](#)
[Sourcewell Contract extension through 32626](#)

This Request was approved.

- 6.F.** APPROVAL OF ADDITIONAL SPENDING FOR SOLE SOURCE NO. SS 2023-020 WITH MWI CORPORATION, INC. FOR STORMWATER PUMPS AND REPAIR SERVICES IN THE AMOUNT OF \$50,000 FOR A REVISED TOTAL OF \$110,000.00

Sponsors: Public Works Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Sole Source Approval - MWI Pumps](#)

This Request was approved.

6.G. APPROVAL OF THE LICENSE AGREEMENT PROGRAM FOR
LICENSE PLATE RECOGNITION CAMERAS PLACEMENT ON
PRIVATE PROPERTIES AND AUTHORIZATION FOR CITY MANAGER
TO EXECUTE LICENSE AGREEMENTS

Sponsors: Police Department

Attachments: [Agenda Cover Report](#)
[LPR AGREEMENT form](#)
[Legal Review Checklist License Agreement LPR program](#)

Mayor Carney requested to pull Consent Item No. 6.G. for discussion. It became Item No. 7.B.B. on the Regular Agenda.

Mayor Carney stated that he pulled this item to receive an update on the program's progress.

Russ Mager, Chief of Police, stated that this program aims to install license plate readers and closed-circuit televisions on City properties as an additional safety measure to help the Police catch speeders and red light runners.

Gary Ferreri, Investigations Captain, was present at the meeting and explained the complex process of installing these devices. He stated that the goal of the Police Department was to have these devices strategically placed in locations throughout the City, not just on properties owned by the City.

The Commission thanked Chief Mager and Captain Ferreri for their hard work and dedication.

A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve this item.

all were in favor

This Request was approved.

6.H. RESOLUTION NO. 89-25: A RESOLUTION OF THE CITY COMMISSION
OF THE CITY OF DELRAY BEACH, FLORIDA DECLARING THE CITY'S
OFFICIAL INTENT TO SEEK REIMBURSEMENT FOR CERTAIN PAST
AND FUTURE CAPITAL EXPENDITURES INCURRED IN CONNECTION
WITH CERTAIN CAPITAL IMPROVEMENTS TO THE CITY'S

STORMWATER MANAGEMENT AND CONTROL SYSTEM, WHICH CAPITAL PROJECTS WILL BE FINANCED BY STORMWATER REVENUE BONDS OR NOTES ISSUED FROM TIME TO TIME IN A TOTAL PRINCIPAL AMOUNT OF NOT EXCEEDING \$60,000,000,

Sponsors: Finance Department

Attachments: [Agenda Cover Report](#)
[Resolution 89-25 Stormwater Reimbursement lg rev final 4-24-25](#)
[Simple Legal Review Stormwater Reimbursement Resolution](#)

This Resolution was approved.

- 6.I.** RESOLUTION NO. 90-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA DECLARING THE CITY'S OFFICIAL INTENT TO SEEK REIMBURSEMENT FOR CERTAIN PAST AND FUTURE CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE RENOVATION AND IMPROVEMENTS TO THE CITY'S MUNICIPAL GOLF COURSE, WHICH CAPITAL PROJECT WILL BE FINANCED BY REVENUE BONDS OR NOTES SECURED BY THE CITY'S COVENANT TO BUDGET AND APPROPRIATE CERTAIN NON-AD VALOREM REVENUES ISSUED FROM TIME TO TIME IN A TOTAL PRINCIPAL AMOUNT OF NOT EXCEEDING \$40,000,000

Sponsors: Finance Department

Attachments: [Agenda Cover Report](#)
[Resolution 90-25 Reimbursement Municipal Golf Course lg rev final4-24-25](#)
[Simple Legal Review Golf Course Reimbursement Resolution](#)

This Resolution was approved.

6.J. PROCLAMATIONS:

- 6.J.1.** NATIONAL SAFE BOATING WEEK PROCLAMATION

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[National Safe Boating Week](#)

This Proclamation was approved.

- 6.J.2.** HEPATITIS AWARENESS MONTH PROCLAMATION

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Hepatitis Awareness Month](#)

This Proclamation was approved.

6.J.3. NATIONAL STROKE AWARENESS MONTH PROCLAMATION

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - National Stroke Awareness Month](#)

This Proclamation was approved.

6.J.4. JEWISH AMERICAN HERITAGE MONTH PROCLAMATION

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Jewish American Heritage Month](#)

This Proclamation was approved.

6.J.5. ASIAN PACIFIC AMERICAN HERITAGE MONTH PROCLAMATION

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Asian Pacific American Heritage Month](#)

This Proclamation was approved.

6.J.6. OBSERVANCE OF HAITIAN HERITAGE MONTH PROCLAMATION

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Haitian Heritage Month 2025](#)

This Proclamation was approved.

6.J.7. PUBLIC WORKS WEEK PROCLAMATION

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[2025 PW Week Proclamation](#)
[2025 Poster](#)

This Proclamation was approved.

6.J.8. DESIGNATING THE MONTH OF MAY AS HISTORIC PRESERVATION MONTH IN DELRAY BEACH PROCLAMATION

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[2025-HP Month Proclamation](#)

This Proclamation was approved.

6.J.9. NATIONAL BEACH SAFETY WEEK PROCLAMATION

Sponsors: Fire Rescue Department

Attachments: [Proclamation - National Beach Safety Week 2025](#)

This Proclamation was approved.

6.J.10. KIDS TO PARKS DAY PROCLAMATION

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Kids to Parks Day 2025](#)

This Proclamation was approved.

6.J.11. NATIONAL TENNIS MONTH PROCLAMATION

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[Proclamation - National Tennis Month 2025](#)

This Proclamation was approved.

6.J.12. SMALL BUSINESS MONTH PROCLAMATION

Sponsors: Economic Development Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Small Business Month](#)

This Proclamation was approved.

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

6.K.1. None

6.L. AWARD OF BIDS AND CONTRACTS:

- 6.L.1.** APPROVAL OF RESOLUTION NO. 82-25 TO AWARD AN AGREEMENT TO CJ CONTRACTING LLC FOR STRUCTURAL REPAIRS FOR THE ATLANTIC AVENUE PAVILION REPAIR PROJECT PURSUANT TO INVITATION TO BID CONSTRUCTION (ITBC) 2025-025 IN THE AMOUNT OF \$817,438.00

Sponsors: Public Works Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Resolution No. 82-25 ITBC 2025-025](#)
[ITBC 2025-025 LR](#)
[ITBC AGREEMENT 2025-025](#)
[Bid Package - ITBC 2025-025](#)
[Final Solicitation - ITBC 2023-014](#)
[ITBC 2025-025 Price Analysis Final 03.28.2025](#)

Mayor Carney requested to pull Item No. 6.L.1. from the Consent Agenda for discussion. It became Item No. 7.A.A. on the Regular Agenda.

Mayor Carney stated that he pulled this item to inquire about the scope of the work to be performed at the Atlantic Avenue Pavilion.

Cynthia Buisson, Assistant Public Works Director, informed the Commission that the Pavilion will be entirely removed and rebuilt. She stated that the project was expected to take between 6 months to a year to complete, and the new structure will be designed to last longer than the existing pavilion.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to approve Resolution No. 82-25.

all were in favor

This Resolution was approved.

- 6.L.2.** APPROVAL OF RESOLUTION NO. 80-25, TO AWARD AN AGREEMENT WITH MATHESON TRI-GAS, INC., FOR THE SUPPLY AND BULK DELIVERY OF LIQUID CARBON DIOXIDE, PURSUANT TO THE CITY OF DELRAY BEACH SOLICITATION ITB 2025-027, IN A TOTAL CONTRACT VALUE NOT TO EXCEED \$1,756,695.

Sponsors: Utilities Department

Attachments: [Agenda Cover Report](#)
[Res 80-25 - ITB 2025-027 - Liquid Carbon Dioxide - Matheson Tri-Gas Inc](#)
[Agreement ITB 2025-027 - Liquid Carbon Dioxide - Matheson Tri-Gas Inc](#)
[Legal Review Checklist Agmt ITB 2025-027 - Liquid Carbon Dioxide - Matheson Tri-Gas Inc](#)
[ITB 2025-027 Carbon Dioxide Liquid Bulk Supply and Delivery FINAL 02.21.2025](#)
[Bid Submittal Package Matheson Tri Gas Inc](#)
[ITB 2025-027 Price Analysis 04.01.25](#)

This Resolution was approved.

7. REGULAR AGENDA:

- 7.A.** NOMINATION FOR APPOINTMENT TO THE PUBLIC ART ADVISORY BOARD. BASED ON THE ROTATION SYSTEM, THE NOMINATION FOR APPOINTMENT FOR ONE (1) REGULAR MEMBER TO SERVE A TERM ENDING JULY 31, 2027, WILL BE MADE BY COMMISSIONER MARKERT (SEAT #1).

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[Public Art Advisory Board 2025](#)
[PAAB Attendance Sheet - 2024 Q4](#)
[PAAB Attendance Sheet - 2025 Q1](#)
[Blumenfeld, James](#)
[Brown, Sarah](#)
[Kaplan, Michelle](#)
[Lakritz, Stephanie](#)

A motion was made by Commissioner Markert, seconded by Commissioner Casale, to appoint Michelle Kaplan to the Public Art Advisory Board.

all were in favor

- 7.B.** DISCUSS/UPDATE REGARDING AMERICAN LEGION, POST 188 LITIGATION

Sponsors: City Attorney Department

Ms. Gelin provided an update on this item. She informed the Commission that her office was working with the opposing counsel to formulate a lease and an agreement for the building. She requested permission from the Commission to negotiate the lease and agreement, and to allow the City Manager to execute it. Ms. Gelin highlighted the provisions of the lease.

Mayor Carney requested feedback from his colleagues regarding this issue.

Deputy Vice Mayor Burns read a letter requesting the Commission to reconsider the previous offer from the American Legion Post 188, which now included the potential for grant funding if the property was transferred or deeded back to them.

The Commission engaged in a discussion to evaluate their options, which included returning the property to the American Legion and requesting reimbursement for half of the legal fees incurred by the City up to that point.

A motion was made by Deputy Vice Mayor Burns, seconded by Vice Mayor Long, to amend the settlement agreement as discussed and allow the Mayor to execute same.

all were in favor

8. PUBLIC HEARINGS/SECOND READINGS:

- 8.A.** ORDINANCE NO. 13-25: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, REZONING LAND MEASURING APPROXIMATELY 0.79 ACRES LOCATED AT 1660 SOUTH CONGRESS AVENUE, AS MORE PARTICULARLY DESCRIBED HEREIN, FROM PROFESSIONAL AND OFFICE DISTRICT TO GENERAL COMMERCIAL DISTRICT; AMENDING THE "CITY OF DELRAY BEACH, ZONING MAP, JULY 6, 2021"; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.(QUASI JUDICIAL/SECOND READING/PUBLIC HEARING)

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ord. No. 13-25 leg rev WB - 1660 S Congress Ave](#)
[PZB Staff Report - 1660 S Congress Ave](#)
[Traffic Statement - 1660 S Congress Ave](#)
[Project Narrative - 1660 S Congress Ave](#)
[Survey - 1660 S Congress Ave](#)
[Existing Zoning - 1660 S Congress Ave](#)
[Proposed Zoning - 1660 S Congress Ave](#)
[CBRE Congress Avenue Strategies Plan](#)
[BIE Ord. No. 13-25 - 1660 S Congress Ave](#)
[Legal Review - Ord. No. 13-25 - 1660 S Congress Ave](#)
[Proof of Legal Ad - 4.25.25 - 1660 S Congress Ave](#)

Mayor Carney entered Ordinance No. 13-25 into the record. He then read the quasi-judicial rules into the record.

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

Anthea Gianniotis, Development Services Director, entered File No. 2025-064 into the record.

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

Mayor Carney: Spoke with Mr. Schiller.

Vice Mayor Long: Spoke with Mr. Schiller.

Deputy Vice Mayor Burns: Spoke with Mr. Schiller.

Commissioner Markert: Spoke with Mr. Schiller.

Commissioner Casale: Spoke with Mr. Schiller.

Neil Schiller, Attorney, representing the applicant, presented a rezoning request for the parcel located at 1600 South Congress Avenue. The proposal seeks to change the zoning designation from Professional and Office District to General Commercial. He noted that the zoning map indicates that both this property and the neighboring properties are categorized as General Commercial, providing examples of why the current zoning was inappropriate.

Ms. Gianniotis provided a brief staff report on this item. She noted that the Planning and Zoning Board recommended approval with a vote of 6-1 on March 17, 2025.

Mayor Carney opened the floor to anyone who wished to speak on this item.

Christina Morrison, 1000 Lowery Street, Delray Beach

Stated that several studies conducted by the City indicated that the zoning of this area was obsolete and should be rezoned to General Commercial, and this request aims to achieve that.

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

Mr. Schiller noted how wonderful staff was to work with.

There was no cross-examination or rebuttal from either side.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to approve Ordinance No. 13-25. The motion carried by the following vote:

Yes: 5 - Commissioner Markert, Mayor Carney Jr., Deputy Vice Mayor Burns, Commissioner Casale, and Vice-Mayor Long

8.B.

ORDINANCE NO. 15-25: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING TITLE 5, "PUBLIC WORKS," CHAPTER 52, "WATER," SECTION 52.34, "WATER RATES," TO INCREASE THE RATES FOR WATER FURNISHED BY THE CITY; AND AMENDING CHAPTER 53, "SANITARY SEWERS," SECTION 53.1.30, "USER CHARGES; WHOLESALE SEWER RATES; CALCULATION OF SEWER SURCHARGE, TO INCREASE THE SANITARY SEWER RATES FOR SERVICES PROVIDED BY THE CITY; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY; AND PROVIDING AN EFFECTIVE DATE. (SECOND READING).

Sponsors: Utilities Department

Attachments: [Agenda Cover Report](#)

[Legal Review - Ord. No. 15-25 - Water and Sewer Rate Amd](#)

[Ordinance 15-25 - Amd Water and Sewer Rates - H - Willdan](#)

[Revisions v1](#)

[BIE Ord. No. 15-25 - Water and Sewer Rate Amendments Approved](#)

[Rate Study March 2025](#)

Ms. Gelin informed the Commission that a presentation would be given that evening, and public comments would be allowed. However, this item would need to be returned to the Commission in two weeks after the Business Impact Estimate was publicly advertised as required by Florida Law.

Mayor Carney entered Ordinance No. 15-25 into the record.

Hassan Hadjimiry, Public Utilities Director, was accompanied by Daryll Parker from Willdan Financial Services, to discuss this item. Mr. Hadjimiry provided the Commission with an update on the actions taken since the meeting on March 11, 2025. He mentioned that one of the actions was a proposal for a multi-year rate adjustment.

Mr. Parker explained the reasons for a larger increase in water rates than initially anticipated. He noted that significant capital expenditures were driving this need, particularly because the cost of constructing the plant had nearly doubled. Mr. Parker also mentioned that, despite the increase in rates, Delray Beach's rates remained lower than those of neighboring municipalities.

Mayor Carney opened the floor to anyone who wished to speak on this

item.

George Forlenzai, 220 SW 7th Street, Delray Beach

Expressed his support for raising the water rates for the new plant.

Michael Stern, 208 SW 7th Street, Delray Beach

Expressed his concern that his house, which is directly across from the water plant, experiences vibrations from the hydraulic underground pipes, and hopes the new plant won't cause similar vibrations.

Thomas Johnson, 112 SW 7th Street, Delray Beach

Stated he fully supported anything to improve the water quality in the City.

Bill Schiltz, 106 SW 7th Street, Delray Beach

Stated he fully supported the water rate increase.

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

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to postpone this item until the May 20, 2025, Regular Meeting at 5:00 p.m., to allow for proper publication.

all were in favor

9. FIRST READINGS:

9.A. None

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

A. City Manager

Reported that the City of Delray Beach is being considered once again for the title of All-America City. He mentioned that if any Commissioners are interested in taking on an additional role, they should let him know. The event is scheduled to take place from June 27 - June 29, 2025, and will be hosted by the National Civic League.

Mentioned that the City will host another Small Business Expo at Pompey Park on May 22, 2025, organized by Rob Evans, the Economic Development Manager.

B. City Attorney

None.

At this time, Mayor Carney asked Ms. Gelin about the external investigation. Ms. Gelin stated that the investigation was complete and was being managed by outside counsel, Brooke Erlich.

C. City Commission**Mayor Carney:**

Spoke about the Visions Steering Committee and the eligibility criteria for applicants.

Discussed the July 4th celebration.

Suggested reviewing the regulations regarding code enforcement levels for light and sound levels throughout the City.

Requested an update on the accident investigation that took place involving a former firefighter.

Commissioner Casale:

Thanked the Milagro Center for their work with children and recognized the Arts Garage for hosting a children's matinee.

Spoke about the whistleblower report that was distributed improperly.

Commissioner Markert:

Suggested giving employees polygraph tests to determine who distributed the whistleblower report.

Deputy Vice Mayor Burns:

Expressed her disappointment regarding the breach of confidentiality concerning the whistleblower report.

Requested consensus for issuing a certificate of recognition in honor of Ebenezer Wesleyan Methodist Church's 100th anniversary.

Advocated for consensus to showcase children's artwork throughout City buildings, featuring pieces from the organization CAPE Universal, led by Anthony Bacchus. This organization provides visual arts programs for our youth. A consensus was reached to allow the artwork to be displayed.

Vice Mayor Long:

Requested a proclamation be made for Nancy Stewart-Franczak, who passed and was responsible for spearheading many of Delray Beach's most beloved events. Consensus was granted.

Provided an update on the Lowson Street Tree Planting Program. Mayor Carney mentioned that there were still many tree stumps remaining.

Mentioned scheduling a workshop to analyze the rezoning of Congress Avenue.

11. ADJOURNMENT

There being no further business to discuss, Mayor Carney adjourned the meeting at 8:22 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.