

City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444

Phone: (561) 243-7000 - Fax: (561) 243-3774

www.mydelraybeach.com



Regular Commission Meeting

Regular Meeting at 4:00 PM

Tuesday, April 16, 2019

Commission Chambers
Delray Beach City Hall

City Commission

Mayor Shelly Petrolia
Vice Mayor Shirley Ervin Johnson
Deputy Vice Mayor Bill Bathurst
Commissioner Adam Frankel
Commissioner Ryan Boylston

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****4. PRESENTATIONS:**

- 4.A.** PRESENTING CHARLES PEELE, CREW LEADER AND GABRIEL RIJO, STREET MAINTENANCE WORKER WITH EMPLOYEE OF THE MONTH FOR APRIL 2019.

Title: PRESENTING CHARLES PEELE, CREW LEADER AND GABRIEL RIJO, STREET MAINTENANCE WORKER WITH EMPLOYEE OF THE MONTH FOR APRIL 2019.

Body: **Recommended Action:**

Sponsors: Human Resources Department

Attachments: [Agenda Cover Report](#)
[NOMINATION FORM PEELE/RIJO EMPLOYEE OF THE MONTH NOMINATIO](#)

- 4.B.** FY 2018 COMPREHENSIVE ANNUAL FINANCIAL REPORT - CALER, DONTEN, LEVINE, PORTER & VEIL, P.A

Title: FY 2018 COMPREHENSIVE ANNUAL FINANCIAL REPORT - CALER, DONTEN, LEVINE, PORTER & VEIL, P.A

Attachments: [Agenda Cover Report](#)
[City of Delray Beach 2018 CAFR](#)
[Delray Beach 2018 Financial Highlights](#)

4.C. Internal Auditor's Report

4.C.1. None

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

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

5.B. From the Public

6. CONSENT AGENDA: City Manager Recommends Approval

6.A. CITY COMMISSION MINUTES

Title: CITY COMMISSION MINUTES

Body: **Recommended Action:**

Sponsors: City Clerk Department and Maloney

Attachments: [Agenda Cover Report](#)
[March 12, 2019 City Commission Regular Mtg. Minutes](#)
[March 28, 2019 City Commission Workshop Mtg. Minutes](#)
[March 28, 2019 City Commission Annual Organizational Regular Mtg. Minutes](#)

6.B. APPROVAL OF THE PUBLIC ART ADVISORY BOARD BYLAWS ESTABLISHING THE RULES OF PROCEDURES

Title: APPROVAL OF THE PUBLIC ART ADVISORY BOARD BYLAWS ESTABLISHING THE RULES OF PROCEDURES

Body: **Recommended Action:**

Sponsors: Parks & Recreation Department and Fisher

Attachments: [Agenda Cover Report](#)
[Attachment 1: 2019 Board Rules signed by Chairwoman Akins](#)
[Attachment 2: PAAB Minutes 2019 JANUARY](#)
[Attachment 3: PAAB 2019 February Minutes](#)
[Master](#)
[Master](#)
[Master](#)

6.C. ITEM (A) - ACCEPTANCE OF A UTILITY EASEMENT AGREEMENT FOR 2605 S. FEDERAL HWY.

Title: ITEM (A) - ACCEPTANCE OF A UTILITY EASEMENT AGREEMENT FOR 2605 S. FEDERAL HWY.

Body: **Recommended Action:**

Attachments: [Agenda Cover Report](#)
[Utility Agreement for 2605 S Federal](#)
[PAPA MAP for 2605 S Federal](#)
[PAPA Page for 2605 S Federal](#)
[Sketch and Legal for 2605 S Federal](#)
[Sunbiz Page for 2605 S Federal](#)

- 6.D.** APPROVAL OF RESOLUTION NO. 68-19 FOR TEMPORARY STAFF FROM GUIDESOFT, INC. DBA KNOWLEDGE SERVICES UTILIZING STATE OF FLORIDA, DEPARTMENT OF MANAGEMENT SERVICES CONTRACT NO. 3141800-14-ACS - \$119,000

Title: APPROVAL OF RESOLUTION NO. 68-19 FOR TEMPORARY STAFF FROM GUIDESOFT, INC. DBA KNOWLEDGE SERVICES UTILIZING STATE OF FLORIDA, DEPARTMENT OF MANAGEMENT SERVICES CONTRACT NO. 3141800-14-ACS - \$119,000

Body: **Recommended Action:**

Sponsors: Human Resources Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist Piggyback of State of Florida and Guidesoft for placeme](#)
[Amendment 1 Temp. Employ. Staffing Serv.](#)
[Participating Addenda](#)

- 6.E.** APPROVAL OF AN ACCESS EASEMENT AGREEMENT AND TERMINATION OF EASEMENT FOR AZURE DELRAY LOCATED AT 116 MARINE WAY

Title: APPROVAL OF AN ACCESS EASEMENT AGREEMENT AND TERMINATION OF EASEMENT FOR AZURE DELRAY LOCATED AT 116 MARINE WAY

Body: **Recommended Action:**

Sponsors: City Attorney Department and Inglesse

Attachments: [Agenda Cover Report](#)
[Doc - Limited Access Easement form v.01 \(116 Marine Way\)](#)
[Sketch & Legal - 116 Marine Way Easement - both pages](#)
[Doc - Termination of Access Easement form v.01 \(116 Marine Way\)](#)

6.F. AGREEMENT WITH THE STATE OF FLORIDA EMERGENCY MANAGEMENT ACT, CHAPTER 252

Title: AGREEMENT WITH THE STATE OF FLORIDA EMERGENCY MANAGEMENT ACT, CHAPTER 252

Body: **Recommended Action:**

Sponsors: Fire Rescue Department

Attachments: [Agenda Cover Report](#)
[Statewide Mutual Aid Information Sheet](#)
[Statewide Mutual Aid Information Sheet](#)
[19-385 Resolution](#)
[Legal Review Checklist form v. 5 FI DEM Statewide Mutual Aid Agreement](#)
[State of Florida Emergency Management Act, Chapter 252-Agenda Cover Memo](#)

6.G. APPROVAL OF AMENDMENT NO. 1 WITH M & M ASPHALT MAINTENANCE, INC. D/B/A ALL COUNTY PAVING FOR GENERAL ROADWAY AND MISCELLANEOUS CONSTRUCTION SERVICES UTILIZING THE CITY OF WEST PALM BEACH SOLICITATION NO. ITB 14-15-134, AND TO INCREASE THE NOT-TO-EXCEED AMOUNT OF \$300,000 TO \$560,000.

Title: APPROVAL OF AMENDMENT NO. 1 WITH M & M ASPHALT MAINTENANCE, INC. D/B/A ALL COUNTY PAVING FOR GENERAL ROADWAY AND MISCELLANEOUS CONSTRUCTION SERVICES UTILIZING THE CITY OF WEST PALM BEACH SOLICITATION NO. ITB 14-15-134, AND TO INCREASE THE NOT-TO-EXCEED AMOUNT OF \$300,000 TO \$560,000.

Body: **Recommended Action:**

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist All County Paving Amendment No 1](#)

- 6.H.** APPROVAL OF RESOLUTION NO. 85-19 , APPROVING HURRICANE IRMA (FEMA - DR 4337 FL) FEDERALLY-FUNDED SUBAWARD AND GRANT AGREEMENTS BETWEEN THE CITY OF DELRAY BEACH AND THE FLORIDA DEPARTMENT OF EMERGENCY MANAGEMENT AND APPROVAL TO DELEGATE AUTHORITY TO THE MAYOR TO APPROVE MODIFICATIONS TO ATTACHMENT A OF THE AGREEMENT IN ACCORDANCE WITH SECTION TO INCLUDE ADDITIONAL PROJECTS.

Title: APPROVAL OF RESOLUTION NO. 85-19 , APPROVING HURRICANE IRMA (FEMA - DR 4337 FL) FEDERALLY-FUNDED SUBAWARD AND GRANT AGREEMENTS BETWEEN THE CITY OF DELRAY BEACH AND THE FLORIDA DEPARTMENT OF EMERGENCY MANAGEMENT AND APPROVAL TO DELEGATE AUTHORITY TO THE MAYOR TO APPROVE MODIFICATIONS TO ATTACHMENT A OF THE AGREEMENT IN ACCORDANCE WITH SECTION TO INCLUDE ADDITIONAL PROJECTS.

Body: **Recommended Action:**

Attachments: [Agenda Cover Report](#)

[Resolution 85-19](#)

[Attachment A](#)

[File Summary](#)

- 6.I.** INTERLOCAL AGREEMENT - 2019 PALM BEACH COUNTY DROWNING PREVENTION COALITION LEARN TO SWIM REIMBURSEMENT PROGRAM

Title: INTERLOCAL AGREEMENT - 2019 PALM BEACH COUNTY DROWNING PREVENTION COALITION LEARN TO SWIM REIMBURSEMENT PROGRAM

Body: **Recommended Action:**

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)

[Attach1_DPC_Interlocal Agreement 2019](#)

[Attach2_Legal Review Checklist](#)

[Attach3_Pool Operating Permits DOH](#)

[Attach4_Pool Inspection reports DOH](#)

[Attach5_Exhibit A_Pool Services](#)

[Attach6_COI](#)

6.J. RESOLUTION NO. 92-19: HISTORIC PROPERTY TAX EXEMPTION REQUEST FOR 231 NE 1st AVENUE

Title: RESOLUTION NO. 92-19: HISTORIC PROPERTY TAX EXEMPTION REQUEST FOR 231 NE 1st AVENUE

Body: **Recommended Action:**

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[231 NE 1st Avenue-HPB SR-2019-02-06](#)
[231 NE 1st Avenue-Attachments](#)
[Resolution 92-19](#)

6.K. APPROVAL OF RESOLUTION NO. 84-19 TO CONTINUE WITH THE COMMERCIAL PURCHASING CARD PROGRAM TO CONDUCT CITY BUSINESS FOR APPROXIMATELY \$2,000,000.00 ANNUALLY AND RETROACTIVE APPROVAL OF BANK OF AMERICA UTILIZING STATE OF FLORIDA CONTRACT NO. 84121500-15-01 FOR PURCHASING CARD SERVICES IN THE AMOUNT OF \$4,077,000.00

Title: APPROVAL OF RESOLUTION NO. 84-19 TO CONTINUE WITH THE COMMERCIAL PURCHASING CARD PROGRAM TO CONDUCT CITY BUSINESS FOR APPROXIMATELY \$2,000,000.00 ANNUALLY AND RETROACTIVE APPROVAL OF BANK OF AMERICA UTILIZING STATE OF FLORIDA CONTRACT NO. 84121500-15-01 FOR PURCHASING CARD SERVICES IN THE AMOUNT OF \$4,077,000.00

Body: **Recommended Action:**

Sponsors: Purchasing Department

Attachments: [Agenda Cover Report](#)
[84121500-15-01 Purchasing Card Services \(Amendment No 4\)](#)
[Amendment No. 1](#)
[Amendment No. 2 State of Florida](#)
[84-19 Resolution Piggyback for BOA purchase cards](#)
[Legal Review Checklist piggyback of Florida Department of Management Servic](#)
[BOA - Agreement Gov Contract - 1](#)

- 6.L. APPROVAL OF RESOLUTION NO. 95-19 TO AWARD AN AGREEMENT WITH PROLIME CORPORATION FOR WET LIME SLUDGE HAULING BY UTILIZING COLLIER COUNTY CONTRACT ITB NO. 160478/AB - \$490,833

Title: APPROVAL OF RESOLUTION NO. 95-19 TO AWARD AN AGREEMENT WITH PROLIME CORPORATION FOR WET LIME SLUDGE HAULING BY UTILIZING COLLIER COUNTY CONTRACT ITB NO. 160478/AB - \$490,833

Body: **Recommended Action:**

Sponsors: Purchasing Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist Prolime Piggyback](#)
[092518 CONTRACT NO 18-7416](#)
[Prolime Piggyback Agreement Vendor](#)
[Resolution Prolime](#)

- 6.M. STATE HOUSING INITIATIVES PARTNERSHIP LOCAL HOUSING ASSISTANCE PLAN (LHAP) FY2019-2022

Title: STATE HOUSING INITIATIVES PARTNERSHIP LOCAL HOUSING ASSISTANCE PLAN (LHAP) FY2019-2022

Body: **RECOMMENDATION:**

Sponsors: Community Improvement and Mesidort

Attachments: [Agenda Cover Report](#)
[2019 LHAP FINAL FY19-22](#)
[2019 Exhibit A - Administrative Budget](#)
[2019 Exhibit B - Timeline Expenditures](#)
[2019 Exhibit C - Housing Delivery Goals Chart](#)
[2019 Exhibit D - Certification](#)
[Res 88-19](#)
[Legal Approval](#)

6.N. PROCLAMATIONS:

- 6.N.1. MAY 2019 MENTAL HEALTH AWARENESS MONTH PROCLAMATION

Title: MAY 2019 MENTAL HEALTH AWARENESS MONTH PROCLAMATION

Body: **Recommended Action:**

Sponsors: Community Improvement and Quinlan

Attachments: [Agenda Cover Report](#)
[May 2019 Mental Health Awareness Month Proclamation](#)

6.N.2. ARBOR DAY PROCLAMATION

Title: ARBOR DAY PROCLAMATION

Body: **Recommended Action:**

Attachments: [Agenda Cover Report](#)
[Arbor Day Proclamation 2019](#)

6.N.3. ADMINISTRATIVE PROFESSIONALS WEEK

Title: ADMINISTRATIVE PROFESSIONALS WEEK

Body: **Recommended Action:**

Attachments: [Agenda Cover Report](#)
[Administrative Professionals Week 2019](#)

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

6.O.1. None

6.P. AWARD OF BIDS AND CONTRACTS:

6.P.1. APPROVAL OF RESOLUTION NO. 65-19 TO AWARD AN AGREEMENT WITH FLORIDATOURS.COM FOR CHARTER BUS SERVICES FOR THE PARKS AND RECREATION DEPARTMENT (ITB NO. 2019-018) - \$267,724.00

Title: APPROVAL OF RESOLUTION NO. 65-19 TO AWARD AN AGREEMENT WITH FLORIDATOURS.COM FOR CHARTER BUS SERVICES FOR THE PARKS AND RECREATION DEPARTMENT (ITB NO. 2019-018) - \$267,724.00

Body: **Recommended Action:**

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist 2019-018 Agreement ITB Charter Bus Services Florida](#)
[Resolution 65-19 Contract with FloridaTours](#)
[Floridatours.com Agreement](#)

6.P.2. APPROVAL OF RESOLUTION NO. 73-19 TO AWARD AN AGREEMENT WITH MBR CONSTRUCTION, INC. FOR CONSTRUCTION OF THE BEACH MASTER PLAN PHASE 2 (PROJECT NO. 15-008 (2)) PURSUANT TO ITBC. NO. 2019-023 - \$3,313,767

Title: APPROVAL OF RESOLUTION NO. 73-19 TO AWARD AN AGREEMENT WITH MBR CONSTRUCTION, INC. FOR CONSTRUCTION OF THE BEACH MASTER PLAN PHASE 2 (PROJECT NO. 15-008 (2)) PURSUANT TO ITBC. NO. 2019-023 - \$3,313,767

Body: **Recommended Action:**

Sponsors: Public Works Department - Programs & Project Management

Attachments: [Agenda Cover Report](#)
[2019-023 Agreement, vendor executed](#)
[Legal Review Checklist form v. 5 MBR Beach MAster Plan Phase 2](#)
[Resolution No. 73-19 Beach Master Plan Phase 2](#)
[2019-023 Beach Master Plan, Phase 2 Construction \(rev 2\)](#)
[Exhibit A, Drawings](#)
[2019-023 Exhibit B, Specifications \(rev 2\)](#)
[2019-023 Addendum No. 1](#)
[2019-023 Addendum No. 2](#)
[2019-023 Addendum No. 3](#)
[MBR Construction Response](#)
[2019-023 Non-Responsible Letter to WCI](#)

6.P.3. APPROVAL OF RESOLUTION NO. 74-19 AWARD OF AGREEMENT WITH STO LANDSCAPE SERVICES, INC. FOR POMPEY PARK BASEBALL FIELD MAINTENANCE - \$126,480.

Title: APPROVAL OF RESOLUTION NO. 74-19 AWARD OF AGREEMENT WITH STO LANDSCAPE SERVICES, INC. FOR POMPEY PARK BASEBALL FIELD MAINTENANCE - \$126,480.

Body: **Recommended Action:**

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist ITB 2019-025 maintenance of Baseball fields at Pompey](#)
[Res 74-19 STO Landscape Pompey Baseball Field](#)
[STO Agreement](#)

6.P.4. APPROVAL OF RESOLUTION NO. 76-19 TO AWARD AN AGREEMENT WITH WANTMAN GROUP, INC. FOR CONSTRUCTION, ENGINEERING, AND INSPECTION SERVICES FOR THE CITY MARINA IMPROVEMENTS PROJECT PURSUANT TO RFQ NO. 2019-020 (PROJECT NO. 16-098) - \$350,000

Title: APPROVAL OF RESOLUTION NO. 76-19 TO AWARD AN AGREEMENT WITH WANTMAN GROUP, INC. FOR CONSTRUCTION, ENGINEERING, AND INSPECTION SERVICES FOR THE CITY MARINA IMPROVEMENTS PROJECT PURSUANT TO RFQ NO. 2019-020 (PROJECT NO. 16-098) - \$350,000

Body: **Recommended Action:**

Sponsors: Public Works Department and Kovner

Attachments: [Agenda Cover Report](#)
[2019-020 Agreement vendor executed](#)
[Res 76-19 Solicitation 2019-020 Wantman Group engineering \(CA Rev\)](#)
[Legal Review Checklist Wantman re Marina Improvement](#)
[RFQ 2019-020 CEI Services for City Marina JA](#)
[2019-020 Addendum No. 1](#)
[Wantman Group Proposal](#)
[2019-020 Scoring Summary after Final Evals](#)

6.P.5. APPROVAL OF RESOLUTION NO. 77-19 TO AWARD AN AGREEMENT WITH BAXTER & WOODMAN, INC. D/B/A MATHEWS CONSULTING, A BAXTER & WOODMAN COMPANY, FOR CONSTRUCTION, ENGINEERING, AND INSPECTION SERVICES FOR THE BEACH MASTER PLAN, PHASE 2 CONSTRUCTION PROJECT PURSUANT TO RFQ NO. 2019-021 (PROJECT NO. 15-008(2)) - \$256,000

Title: APPROVAL OF RESOLUTION NO. 77-19 TO AWARD AN AGREEMENT WITH BAXTER & WOODMAN, INC. D/B/A MATHEWS CONSULTING, A BAXTER & WOODMAN COMPANY, FOR CONSTRUCTION, ENGINEERING, AND INSPECTION SERVICES FOR THE BEACH MASTER PLAN, PHASE 2 CONSTRUCTION PROJECT PURSUANT TO RFQ NO. 2019-021 (PROJECT NO. 15-008(2)) - \$256,000

Body: **Recommended Action:**

Sponsors: Public Works Department and Kovner

Attachments: [Agenda Cover Report](#)
[2019-021 Agreement, vendor executed](#)
[Res 77-19 RFQ 2019-021 Matthews Consulting Master Beach Plan Phase 2 \(C\)](#)
[Legal Review Checklist Matthew Consulting re Master Beach Plan Phase 2](#)
[RFQ 2019-021 CEI Services for Beach Master Plan, Phase 2 JA](#)
[2019-021 Addendum No. 1](#)
[Proposal - Baxter & Woodman dba Mathews Consulting](#)
[2019-021 Scoring Summary after Final Evals](#)

6.P.6. APPROVAL OF RESOLUTION NOS. 80-19 AND 81-19 TO AWARD AN AGREEMENT WITH BOUND TREE MEDICAL, LLC AND CONCORDANCE HEALTHCARE SOLUTIONS, LLC FOR THE PURCHASE OF MEDICAL SUPPLIES UTILIZING THE VOLUSIA COUNTY ITB NO. 18-B-43AK - \$400,000

Title: APPROVAL OF RESOLUTION NOS. 80-19 AND 81-19 TO AWARD AN AGREEMENT WITH BOUND TREE MEDICAL, LLC AND CONCORDANCE HEALTHCARE SOLUTIONS, LLC FOR THE PURCHASE OF MEDICAL SUPPLIES UTILIZING THE VOLUSIA COUNTY ITB NO. 18-B-43AK - \$400,000

Body: **Recommended Action:**

Sponsors: Fire Rescue Department

Attachments: [Agenda Cover Report](#)
[P2019-040 Agreement with Bound Tree](#)
[P2019-040 Agreement with Concordance, vendor executed](#)
[Legal Review Checklist Bound Tree for medical supplies Fire](#)
[Legal Review Checklist Concordance Healthcare for medical supplies for Fire](#)
[Res 80-19 with Bound Tree P2019-040](#)
[Res 81-19 regarding agreement with Concordance P2019-040](#)
[Medical Supplies ITB 18-B-43AK All Vendors Piggyback Package](#)

7. REGULAR AGENDA:

- 7.A.** RESOLUTION NO. 70-19: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, PROVIDING FOR THE ABANDONMENT OF INTEREST OF A SOUTHWEST PORTION OF THE HUNGERFORD CANAL TOTALING APPROXIMATELY THREE THOUSAND EIGHT HUNDRED AND FORTY-NINE (3,849) SQUARE FEET, LOCATED PERPENDICULAR TO THE C-15 CANAL, ABUTTING THE SOUTH PROPERTY LINE OF LOT 14, AS RECORDED IN THE REPLAT OF TROPIC PALM PLAT NO. 2, BOOK 33, PAGES 144 THROUGH 146 OF THE OFFICIAL RECORDS OF PALM BEACH COUNTY.

Title:

RESOLUTION NO. 70-19: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, PROVIDING FOR THE ABANDONMENT OF INTEREST OF A SOUTHWEST PORTION OF THE HUNGERFORD CANAL TOTALING APPROXIMATELY THREE THOUSAND EIGHT HUNDRED AND FORTY-NINE (3,849) SQUARE FEET, LOCATED PERPENDICULAR TO THE C-15 CANAL, ABUTTING THE SOUTH PROPERTY LINE OF LOT 14, AS RECORDED IN THE REPLAT OF TROPIC PALM PLAT NO. 2, BOOK 33, PAGES 144 THROUGH 146 OF THE OFFICIAL RECORDS OF PALM BEACH COUNTY.

Body:

Recommended Action:

Sponsors:

Development Services Department

Attachments:

[Agenda Cover Report](#)

[Location Map](#)

[Resolution 70-19 - 1300 Cormorant Abandonment w. easement](#)

[Exhibit A - Sketch and Legal description w. easement - 04-12-19](#)

[1300 Cormorant Rd - P&Z Staff Report](#)

[1300 Cormorant Rd - Title Opinion](#)

[1300 Cormorant Rd - Title Opinion2](#)

[Affidavit Res. #70-19 Notice of Abandonment of Interest 3-14-19](#)

[Letters of no objection from Neighbors from the applicant](#)

- 7.B.** APPROVE THE SECOND AMENDMENT TO THE FISCAL YEAR 2018/19 INTERLOCAL AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND THE DELRAY BEACH COMMUNITY REDEVELOPMENT AGENCY FOR FUNDING TRANSPORTATION SERVICES FOR APRIL 30, 2019 UP TO JUNE 30, 2019 IN THE AMOUNT OF \$80,000

Title: APPROVE THE SECOND AMENDMENT TO THE FISCAL YEAR 2018/19 INTERLOCAL AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND THE DELRAY BEACH COMMUNITY REDEVELOPMENT AGENCY FOR FUNDING TRANSPORTATION SERVICES FOR APRIL 30, 2019 UP TO JUNE 30, 2019 IN THE AMOUNT OF \$80,000

Body: **Recommended Action:**

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist form v. 5 Amend No 2 to ILA for Transportation Services](#)
[2nd Amend ILA Transportation FINAL](#)

8. PUBLIC HEARINGS:

- 8.A.** ORDINANCE NO. 02-19: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES BY AMENDING SECTION 4.3.4 “BASE DISTRICT DEVELOPMENT STANDARDS”, BY AMENDING PARAGRAPH 4.3.4(J) “HEIGHT”, TO AMEND THE BASIS FOR BUILDING HEIGHT MEASUREMENT; AMENDING SECTION 4.6.2 “DISTANCE BETWEEN RESIDENTIAL BUILDINGS” TO AMEND THE BASIS FOR BUILDING HEIGHT MEASUREMENT; AND AMENDING APPENDIX A “DEFINITIONS” OF THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES TO ADD DEFINITIONS FOR “BASE FLOOD ELEVATION”, “BASE BUILDING ELEVATION”, AND “FREEBOARD”, AND TO REMOVE THE DEFINITION OF “GRADE”; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (SECOND READING)

Title: ORDINANCE NO. 02-19: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES BY AMENDING SECTION 4.3.4 “BASE DISTRICT DEVELOPMENT STANDARDS”, BY AMENDING PARAGRAPH 4.3.4(J) “HEIGHT”, TO AMEND THE BASIS FOR BUILDING HEIGHT MEASUREMENT; AMENDING SECTION 4.6.2 “DISTANCE BETWEEN RESIDENTIAL BUILDINGS” TO AMEND THE BASIS FOR BUILDING HEIGHT MEASUREMENT; AND AMENDING APPENDIX A “DEFINITIONS” OF THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES TO ADD DEFINITIONS FOR “BASE FLOOD ELEVATION”, “BASE BUILDING ELEVATION”, AND “FREEBOARD”, AND TO REMOVE THE DEFINITION OF “GRADE”; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (SECOND READING)

Body: **Recommended Action:**
Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ordinance 02-19 Building Height Measure](#)
[02-19 PZB Staff Report](#)

- 8.B.** ORDINANCE NO. 14-19: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES BY AMENDING CHAPTER 4, "ZONING REGULATIONS", SECTION 4.4, "BASE ZONING DISTRICT", SECTION 4.4.25, "SPECIAL ACTIVITIES DISTRICT (SAD)", SUBSECTION 4.4.25(H), "S.A.Ds", TO ADD A SPECIAL ACTIVITIES DISTRICT FOR THE PROPERTY LOCATED AT 777 CONGRESS SOUTH CONGRESS AVENUE BY CREATING THE "COLLIER CAR CLUB SAD"; AMENDING THE "CITY OF DELRAY BEACH, ZONING MAP, JUNE 29, 2017"; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (SECOND READING)

Title: ORDINANCE NO. 14-19: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES BY AMENDING CHAPTER 4, "ZONING REGULATIONS", SECTION 4.4, "BASE ZONING DISTRICT", SECTION 4.4.25, "SPECIAL ACTIVITIES DISTRICT (SAD)", SUBSECTION 4.4.25(H), "S.A.Ds", TO ADD A SPECIAL ACTIVITIES DISTRICT FOR THE PROPERTY LOCATED AT 777 CONGRESS SOUTH CONGRESS AVENUE BY CREATING THE "COLLIER CAR CLUB SAD"; AMENDING THE "CITY OF DELRAY BEACH, ZONING MAP, JUNE 29, 2017"; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (SECOND READING)

Body: **Recommended Action:**

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ord No 14-19 Collier Car Club SAD 1st Reading Draft](#)
[Ord No 14-19 Collier Car Club SAD Planning Board Staff Report](#)
[Ord No 14-19 Collier Car Club SAD Rezoning Justification](#)
[Ord No 14-19 Collier Car Club SAD Plans](#)
[Ord No 14-19 Collier Car Club SAD Rezoning Objection Letter](#)
[Legal Review Ordinance 14-19 SAD Collier Car Club with P&Z Edits](#)
[Congress Avenue Delray Beach's Next Great Street 091616](#)

8.C. ORDINANCE NO. 15-19: INDIVIDUALLY DESIGNATING “THE HARDEN-HART HOUSE” AT 516 NORTH SWINTON AVENUE ON THE LOCAL REGISTER OF HISTORIC PLACES (SECOND READING)

Title: ORDINANCE NO. 15-19: INDIVIDUALLY DESIGNATING “THE HARDEN-HART HOUSE” AT 516 NORTH SWINTON AVENUE ON THE LOCAL REGISTER OF HISTORIC PLACES (SECOND READING)

Body: **Recommended Action:**

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ordinance 15-19 Harden-Hart House Designation](#)
[1 Harden-Hart House-Designation Report](#)
[2 Harden-Hart House-Survey](#)
[3 Harden-Hart House-WPB Sanborn Maps](#)
[4 Harden-Hart House-David Harden Bio](#)
[5 Harden-Hart House-Harden Newspaper Articles](#)
[6 Harden-Hart House-Hart US Census Information](#)
[7 Harden-Hart House-Hart Newspaper Articles](#)
[HPB SR Harden-Hart House-516 N Swinton Avenue](#)

8.D. RESOLUTION NO. 43-19, HOUSING DISPOSITION/CONTRACT FOR SALE AND PURCHASE/DELRAY BEACH COMMUNITY LAND TRUST (DBCLT)/108 NW 12TH AVENUE, DELRAY BEACH, FLORIDA

Title: RESOLUTION NO. 43-19, HOUSING DISPOSITION/CONTRACT FOR SALE AND PURCHASE/DELRAY BEACH COMMUNITY LAND TRUST (DBCLT)/108 NW 12TH AVENUE, DELRAY BEACH, FLORIDA

Body: **RECOMMENDATION:**

Sponsors: Community Improvement and Mesidort

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist for DB Community Land Trust Property Transfer](#)
[As Is Contract Delray Beach Community Land Trust](#)
[Adendum to K for Sale-Purchase with DB Community Land Trust-108 Partially E](#)
[Quit Claim Deed-Delray Beach Community Land Trust-108](#)
[Resolution 43-19 Transfer of Property located at 108 pka101-18](#)
[Location Map 108 NW 12th Ave](#)

9. FIRST READINGS:

9.A.

ORDINANCE 18-19 AMENDING TITLE 7, "TRAFFIC CODE", OF THE CODE OF ORDINANCES BY ADDING A NEW CHAPTER 73, "MOTORIZED SCOOTERS, ELECTRIC BICYCLES AND GO-PEDS," PROHIBITING THE OPERATION OF MOTORIZED SCOOTERS, ELECTRIC BICYCLES AND GO-PEDS; AMENDING TITLE 11, "BUSINESS REGULATIONS", BY ADDING A NEW CHAPTER 121, "RENTALS OR LEASES OF MOTORIZED SCOOTERS, ELECTRIC BICYCLES AND GO-PEDS", TO PROHIBIT THE SALE, RENTAL, OR LEASING OF MOTORIZED SCOOTERS, ELECTRIC BICYCLES AND GO-PEDS. (FIRST READING)

Title:

ORDINANCE 18-19 AMENDING TITLE 7, "TRAFFIC CODE", OF THE CODE OF ORDINANCES BY ADDING A NEW CHAPTER 73, "MOTORIZED SCOOTERS, ELECTRIC BICYCLES AND GO-PEDS," PROHIBITING THE OPERATION OF MOTORIZED SCOOTERS, ELECTRIC BICYCLES AND GO-PEDS; AMENDING TITLE 11, "BUSINESS REGULATIONS", BY ADDING A NEW CHAPTER 121, "RENTALS OR LEASES OF MOTORIZED SCOOTERS, ELECTRIC BICYCLES AND GO-PEDS", TO PROHIBIT THE SALE, RENTAL, OR LEASING OF MOTORIZED SCOOTERS, ELECTRIC BICYCLES AND GO-PEDS. (FIRST READING)

Body:**Recommended Action:****Sponsors:**

City Attorney Department and Inglese

Attachments:

[Agenda Cover Report](#)

[Ordinance 18-19](#)

[JAMA study](#)

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

10.A. City Manager

10.B. City Attorney

10.C. City Commission