

City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444

Phone: (561) 243-7000

www.delraybeachfl.gov



Minutes - Draft

Monday, December 8, 2025

5:00 PM

Regular Meeting at 5:00 PM

Delray Beach City Hall or Watch on YouTube:

<https://www.youtube.com/@cityofdelraybeachfl/streams>

City Commission

Mayor Thomas F. Carney, Jr.

Vice Mayor Rob Long

Deputy Vice Mayor Angela Burns

Commissioner Tom Markert

Commissioner Juli Casale

1. ROLL CALL

The December 8, 2025 Regular City Commission Meeting was called to order at 5:01 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

Lynn Gelin, City Attorney, stated that Item Nos. 8.B., 8.C., and 8.D. on the Regular Agenda will not have a presentation. However, she requested the items be postponed to a date certain when they reach them on the agenda so they would not have to be re-noticed.

Mayor Carney requested that Consent Item No. 6.K. be pulled for discussion. This item became Item No. 7.A.A. 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. RESOLUTION NO. 242-25 TARD MCCOY 30 YEARS OF SERVICE

Sponsors: Human Resources Department

Attachments: [Agenda Cover Report](#)
[242.25 Resolution Tard McCoy-](#)

Mayor Carney read Resolution No. 242-25 into the record.

LeShay King, Employee Engagement Administrator, presented Mr. McCoy with the Resolution and a plaque for his 30 years of service.

Mary Wozny, Sanitation Administrator, praised Mr. McCoy for his dedication and leadership in the Neighborhood and Community Services Division.

This Resolution was approved.

4.B. PRESENTATION BY MAT FORREST OF BALLARD PARTNERS

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)

Mr. Forrest attended the meeting virtually to discuss the City's legislative priorities. He stated that, in working with City staff, they have requested funding for a Beach Rescue Drone Program and additional funding for road improvements to Swinton and Atlantic Avenue. He emphasized that there is a slight surplus for the 2026 fiscal year. Still, the State will remain cautious to avoid accumulating more debt going into the 2027 fiscal year, indicating that the upcoming 2026 year will be challenging. He provided an update on key bills to watch, including the Local Business Tax and Receipts Bill (House Bill 103) and suits against governments. He mentioned the media's focus on proposed property tax changes but stated that, as of now, no action has been taken.

The Commission thanked Mr. Forrest for his presentation.

4.C. PRESENTING OUTGOING VICE MAYOR ROB LONG WITH AN AWARD FOR HIS TIRELESS WORK AND DEDICATION TO THE CITY OF DELRAY BEACH.

Sponsors: City Manager Department

Terrence Moore, City Manager, acknowledged that this meeting would be Vice Mayor Long's final official gathering with the City as an elected official. The Commission wanted to provide him the opportunity to share his thoughts and reflections on his time serving the City.

Mayor Carney read a plaque into the record recognizing Vice Mayor Long for his service.

Vice Mayor Long thanked all his colleagues on the dais. He recalled all the reasons he fell in love with Delray Beach 17 years ago, especially the residents who are passionate about the City. He thanked his fellow Commissioners for their unwavering dedication to the community and recognized the department leaders for their steadfast commitment to accomplishing tasks. In summary, the Vice Mayor discussed the issues he plans to advocate for during his term in Tallahassee and thanked his fiancée and mother for their support.

The Commission and audience applauded as Vice Mayor Long left for the evening.

4.D. CLEARGOV BUDGET PRESENTATION

Sponsors: Finance Department

Mayor Carney stated that this presentation will showcase the ClearGov Inc. software, which aims to provide greater clarity and transparency for residents interacting with the City.

Mr. Moore noted that the ClearGov software had been discussed during the budget proposal process. He stated that this software will provide residents and stakeholders with an easier platform to engage and access the City's budget information with greater transparency.

Henry Dachowitz, Chief Financial Officer, was accompanied by Sabra Avery, Budget Manager, to provide a brief presentation on the ClearGov software program.

Ms. Avery stated that over 1,300 communities, including local municipalities, utilize ClearGov. She described the software as a user-friendly, customizable digital budgeting program accessible via the web, enabling the budget team to collaborate efficiently through customizable pages without needing a developer or designer. Ms. Avery mentioned that this program includes a built-in GFOA (Government Finance Officers Association) checklist to ensure the City meets the criteria for the association. She noted that the City had won this award 28 times. This approach streamlines collaboration and improves efficiency by providing customizable templates that team members can use to add content to their assigned sections of the budget easily. She stated that this program uses standardized, interactive charts, graphs, and tables that make complicated financial data easy to understand.

Mr. Dachowitz mentioned that this program allows for a highly interactive experience for users entering data. He explained that as information is input, all graphs and details update automatically with cross-referencing. This feature is designed to save staff considerable time when finalizing or making changes.

The Commission expressed gratitude to Mr. Dachowitz and Ms. Avery for their presentation and unanimously expressed eagerness to implement the program.

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 indicated that the City Manager's office will execute most

agreements with non-profit leadership organizations. However, he stated that the Commission must approve the funding agreement for the Arts Garage. He mentioned that once all agreements were executed, arrangements had been made for electronic transfer via ACH structure.

5.A.1. CLARITY REGARDING UTILITY BILLING PAYMENT ADMINISTRATION

Sponsors: City Manager Department

Hassan Hadjimiry, Utilities Department Director, attended the meeting to explain how the utility billing staff handles billing inquiries. He outlined the various methods available to residents for opening a new account, including online at www.delraybeachfl.gov/services/utility-billing or in person. He also discussed the documents residents need to provide to remove a name from a joint account or change the designated account holder. For privacy and security reasons, he noted that account details cannot be disclosed unless the account holder's identity has been successfully verified.

Additionally, he mentioned that his business card, which includes his cell phone number, is available at the cashier's window. He encouraged residents to reach out to him if they need assistance resolving any issues or turning their water back on over the weekend.

The Commission expressed its gratitude to Mr. Hadjimiry for his efforts in clarifying the utility billing regulations.

5.B. From the Public

Yvonne Odom, 33445

Thanked the City for recognizing Tard McCoy. She mentioned that she had known him since he was a boy and shared fond childhood memories of him. She expressed her pride in his accomplishments.

Michael Weiner, 33446

Stated that he was present to request sponsorship from a Commissioner regarding 2 Greico properties (not the car dealerships) before he could present his case to the Commission to have their zoning designation changed. He referenced Section 2.4.7 of the Land Development Regulations (LDR). Ms. Gelin instructed that requests for sponsorships should be submitted to the Commissioners individually.

Rolf Severstson, 33445

Discussed the Barwick Road Project, including the discrepancies at the four corners and the width of the streets.

Michael Walsh, 33445

Discussed the turning issues related to the Barwick Road Project and Francis Road. He mentioned that Francis Drive wasn't in the City limits of Delray Beach.

Patricia Wright, 33444

Expressed her concern about the Mayor's "no" vote on the Set Transformation Plan at the Community Redevelopment Agency's meeting the prior week.

Miquel Roveda, 33445

Expressed his concerns about the Barwick Road Project's negative impact on the intersection at Francis Drive, noting that a fire truck would struggle to navigate the turn during emergency calls.

Catherine Belgranitz, 33445

Discussed her safety concerns about Francis Drive.

George Long, 33444

Provided a proposal for a rock skipping range at Veterans' Park.

Paul Cannon, 33443

Stated that appointing an Interim Commissioner would facilitate a majority vote on agenda items.

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](#)
[October 21, 2025 Regular Meeting Minutes - DRAFT.pdf](#)
[October 29, 2025 Special Meeting Minutes - DRAFT.pdf](#)
[November 4, 2025 Regular Meeting Minutes - DRAFT.pdf](#)
[November 18, 2025 Workshop Meeting Minutes - DRAFT.pdf](#)

The Minutes were approved.

6.B. APPROVAL OF AN INTERLOCAL AGREEMENT (ILA) BETWEEN THE CITY OF BOYNTON BEACH AND THE CITY OF DELRAY BEACH FOR FUNDING THE CONSTRUCTION PHASE OF SE 36TH

AVENUE/GULFSTREAM BOULEVARD IMPROVEMENTS IN AN
AMOUNT NOT TO EXCEED \$1,500,000.00

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)

[ILA - City of Delray Beach - Construction - SE 36 Ave. FINAL](#)

[Legal Review ILA - City of Delray Beach - Construction - SE 36 Ave](#)

[Amendment No. 1 - ILA Engineering Design of SE 36th Ave.
\(Gulfstream Blvd.\)](#)

[ILA Engineering Design of SE 36th Ave. \(Gulfstream Blvd.\)](#)

This Request was approved.

6.C. APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY
OF DELRAY BEACH AND DELRAY BEACH COMMUNITY
REDEVELOPMENT AGENCY FOR FUNDING
CONSTRUCTION/PROFESSIONAL SERVICES - FY 2025-2026

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)

[FY25-26 ILA CRA_CITY for Funding Construction Professional
Services](#)

[Legal Review FY25-26 ILA CRA_CITY for Funding Construction
Professional Services](#)

This Request was approved.

6.D. APPROVAL OF RESOLUTION NO. 264-25 FOR THE ISSUANCE OF
PURCHASE ORDERS TO THE PETERBILT STORE SOUTH FLORIDA
LLC; SBL FREIGHTLINER, LLC; DELAND TRUCK CENTER, INC.;
GLADE & GROVE SUPPLY CO INC; BOZARD FORD CO.;
AMERI-RECREATIONAL SPORTS, LLC.; ALAN JAY IMPORT CENTER,
INC.; ALAN JAY CHEVROLET-CADILLAC; ALAN JAY FORD LINCOLN
MERCURY INC.; BRIGGS INDUSTRIAL SOLUTIONS, INC.; AND ALTA
ENTERPRISES LLC DBA ALTA CONSTRUCTION EQUIPMENT
FLORIDA LLC, UTILIZING FLORIDA SHERIFF'S ASSOCIATION
CONTRACTS NO. FSA25-VEH23.0, FSA25-VEL33.0, AND
FSA23-EQU21.1, AND SOURCEWELL CONTRACTS NO. 082923-CNH,
091521-NAF, 091024-WVE AND 011723-VCE FOR THE PURCHASE
OF NEW VEHICLES IN THE AMOUNT OF \$3,425,336.00

Sponsors: Public Works Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[Exhibit B](#)
[Quotes - Replacement Vehicles](#)
[Quotes - Additional Vehicles](#)
[FSA25-VEH23.0 Heavy Trucks & Buses](#)
[FSA25-VEL33.0 Pursuit & Other Vehs](#)
[FSA23-EQU21.1 Equipment](#)
[Sourcewell Contract 082923-CNH_Ag Tractors](#)
[Sourcewell Contract 091521-NAF Autos & Other Vehs](#)
[Sourcewell Contract 091521-NAF Extension](#)
[Sourcewell Contract 091024-WVE Golf & Rec Vehicles](#)
[Sourcewell Contract 011723-VCE Excavator](#)
[Reso No. 264-25](#)
[Simple Legal Review Approval Reso 264-25](#)

This Resolution was approved.

- 6.E.** APPROVAL OF RESOLUTION NO. 230-25 APPROVING A GRANT AGREEMENT (L0179) WITH THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) TO PROVIDE PARTIAL FUNDING FOR CONSTRUCTION OF THE DELRAY BEACH GULFSTREAM BOULEVARD AND SE 36TH AVENUE STREETSCAPE IMPROVEMENTS PROJECT IN THE AMOUNT OF \$1,000,000.00

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[Reso No. 230-25](#)
[Agreement L0179 Gulfstream Blvd SE 36th Ave Improvements](#)
[Simple Legal Review - FDEP Grant Agreement L0179](#)

This Resolution was approved.

- 6.F.** APPROVAL OF ADDITIONAL SPENDING AND CONTRACT INCREASE WITH REP SERVICES, INC. FOR PARK EQUIPMENT AND PARTS AT MIKE MACHEK PARK IN THE AMOUNT OF \$24,699.76 FOR A REVISED CONTRACT VALUE OF \$159,564.45

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[REP Machek Concrete 2025.pdf](#)
[REP Executed Agreement P2025-041.pdf](#)
[Clay County Contract.pdf](#)

This Request was approved.

- 6.G.** APPROVAL OF ADDITIONAL SPENDING AND CONTRACT INCREASE WITH SHADE SYSTEMS, INC FOR THE PURCHASE AND INSTALLATION OF SUNSHADE STRUCTURES AT LAKEVIEW PARK AND LEON WEEKES ENVIRONMENTAL PRESERVE IN THE AMOUNT OF \$222,582.10 FOR A REVISED CONTRACT VALUE OF \$507,148.10

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[Shade Systems- Lakeview Park - 11-6-25.pdf](#)
[Shade Systems - Leon Weekes Environmental Park - 11-6-25.pdf](#)
[Res. No. 159-25 Agreement withShade Systems P2025-032 MSA.pdf](#)
[FINAL Digital Copy IFB 24-13 Sun shade Structures R.pdf](#)

This Request was approved.

- 6.H.** HOLD HARMLESS AGREEMENT FOR 12 NE 5TH AVENUE

Sponsors: Utilities Department

Attachments: [Agenda Cover Report](#)
[Hold Harmless Agreement for Work Performed in the State ROW _12 NE 5th Ave](#)
[Legal Review Hold Harmless for Work in State ROW - NE 5th Ave](#)
[LLC - 12 NE 5th Ave](#)

This Request was approved.

- 6.I.** APPROVAL OF RESOLUTION NO. 227-25, APPROVING THE ISSUANCE OF A PURCHASE ORDER TO TRADEWINDS POWER CORPORATION NORTH; UTILIZING FLORIDA SHERIFF'S ASSOCIATION CONTRACT NO. FSA23-EQU21.0, FOR THE PURCHASE OF FOUR (4) MOBILE GENERATORS AND TWO (2) LOAD BANK TESTERS, IN A TOTAL AMOUNT NOT TO EXCEED \$450,650.

Sponsors: Utilities Department

Attachments: [Agenda Cover Report](#)
[Resolution 227-25 for Issuance of a Purchase Order](#)
[Simple Legal Review Approval 227-25](#)
[FSA23-EQU21.0 Extension](#)

This Resolution was approved.

- 6.J.** FUNDING AGREEMENT INVOLVING CREATIVE CITY COLLABORATIVE OF DELRAY BEACH, INC. D/B/A ARTS GARAGE FOR \$275,000

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)

[2025-26 Creative City Collaborative of Delray Beach dba Arts Garage
Funding Agreement](#)
[Arts Garage Funding Agreement LRC](#)

This Request was approved.

**6.K. APPROVAL OF AMENDMENT NO. 4 TO THE INTERLOCAL
AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND THE
DELRAY BEACH DOWNTOWN DEVELOPMENT AUTHORITY**

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)

[Amendment No. #4 to ILA with DDA lg rev2 11-30-2025](#)
[LRC Amend No 4 to ILA with DDA](#)

Mayor Carney requested that this item be pulled for discussion. It became Item No. 7.A.A. on the Regular Agenda.

Ms. Gelin explained that the City has an Interlocal Agreement (ILA) with the Downtown Development Authority (DDA) to allocate a specific amount of funding on October 1st each year. She noted that because the City had requested an audit of the DDA, funding for the DDA has been temporarily withheld until the audit results are available.

Mayor Carney pulled this item because the DDA's audit revealed that several of their policies needed updating. He stated it would be unwise to provide the full funding amount until their policies were updated. He added, the complete funding should be contingent on the DDA's fulfilling its commitments.

The Commission discussed this item, and most members expressed concern regarding the Mayor's criticism of the DDA.

Ms. Gelin proposed an amendment to the ILA stating that by no later than December 31, 2025, and April 30, 2026, the City shall pay the DDA a management fee of \$350,000. She emphasized that this timeline should allow ample opportunity for them to establish the necessary policies, and the DDA could easily adopt the City's policies.

A motion was made by Deputy Vice Mayor Burns, seconded by Commissioner Casale, for discussion and approval of Ms. Gelin's recommendations.

Commissioner Casale inquired what a reasonable amount of time should be to withhold money to meet the City's expectations of the DDA's new policies.

Elena Georgiev, Internal Auditor, approached the lectern and stated that the standard practice is to follow up on audit findings and their implementation within 6 to 12 months after an audit. In this instance, she noted that the DDA has committed to implementing the recommendations by March 2026. At that time, Ms. Georgiev will conduct her follow-up.

Ms. Gelin stated that the dates that she proposed align with Ms. Georgiev's statement.

The motion carried by the following vote:

Yes: 4 - Commissioner Markert, Mayor Carney Jr., Deputy Vice Mayor Burns, and Commissioner Casale

Absent: 1 - Vice-Mayor Long

6.L. PROCLAMATIONS:

6.L.1. None

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

6.M.1. None

6.N. AWARD OF BIDS AND CONTRACTS:

6.N.1. APPROVAL OF RESOLUTION NO. 262-25 TO AWARD A SOLE SOURCE AGREEMENT WITH ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC. (ESRI) FOR AN ENTERPRISE LICENSING AGREEMENT - \$210,900

Sponsors: IT Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist ESRI - GIS Services](#)
[Res 262-25 - GIS Software - ESRI](#)
[SS2026-001 Enterprise Software Agreement](#)
[SS2026-001 Enterprise Software Addendum\(ESRI\)](#)
[Ex A - Res 262-25 - Sole Source ESRI - GIS](#)

This Resolution was approved.

6.N.2. APPROVAL OF RESOLUTION NO. 221-25 TO AWARD AN AGREEMENT WITH AL PACKER, INC. FOR THE PURCHASE OF FORD OWNER MANUFACTURER (OEM) VEHICLE PARTS AND SUPPLIES UTILIZING SOURCEWELL REQUEST FOR PROPOSAL (RFP) NO. 080124 IN THE AMOUNT OF \$720,000.00

Sponsors: Public Works Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[MSA AI Packer Ford](#)
[Resolution 221-25](#)
[Exhibit B Insurance](#)
[Legal Review Checklist OEM Auto AI Packer 2025](#)
[Sourcewell MSA #080124-FMC Pricing Sheet](#)
[Sourcewell MSA #080124-FMC](#)
[Sourcewell RFP #080124 and Addendums](#)

This Resolution was approved.

6.N.3. APPROVE RESOLUTION NO. 223-25 APPROVING AN AGREEMENT WITH FAST-DRY COURTS, LLC FOR TENNIS HARD COURT RESURFACING PURSUANT TO INVITATION TO BID 2026-001 IN A NOT TO EXCEED AMOUNT OF \$305,000.00

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[Resolution No. 223-25.pdf](#)
[LR Tennis Hard Court Resurfacing_2025.pdf](#)
[FastDry Agreement ITB2026-001 Tennis Hard Court Resurfacing rev. kwb.docx](#)
[ITB2026-001 FastDry Exhibit A.pdf](#)
[ITB2026-001 Tennis Hard Court Resurface_2025.pdf](#)
[Bid Response - ITB No.2026-001 - Fast Dry Courts - Job#22828](#)

This Resolution was approved.

6.N.4. APPROVAL OF RESOLUTION NO. 261-25 APPROVING AN AGREEMENT WITH WATERFIELD FLORIDA STAFFING, LLC D/B/A STAFFING CONNECTION FOR SCHOOL CROSSING GUARD SERVICES, UTILIZING THE CITY OF PARKLAND REQUEST FOR PROPOSAL #2022-09 IN THE NOT-TO-EXCEED ESTIMATED AMOUNT OF \$588,396.

Sponsors: Police Department

Attachments: [Agenda Cover Report](#)
[P2026-012 School Crossing Guards Services lw rev.pdf](#)
[Resolution No 261-25 P2026-012_lw 1.docx](#)
[Exhibit A Fee Sheet.pdf](#)
[Exhibit B.pdf](#)
[RFP 2022-09 School Crossing Guard Services RFA.pdf](#)
[RFP 2022-09 Solicitation.pdf](#)
[2022-038 School Crossing Guard Services.pdf](#)
[Renewal Acceptance 2022-09 School Crossing Guard Renewal 1](#)
[2024-25 Reso attached-signed.pdf](#)
[Contract Renewal #2 Vendor Notice - Vendor - Signed.pdf](#)
[NO USE OF COERCION LABOR AND SERVICES Delray Affidavit.pdf](#)
[Legal Review Checklist_MSA Waterfield Florida Staffing, LLC.pdf](#)

This Resolution was approved.

6.N.5.

APPROVAL OF RESOLUTION NO. 216-25 UNDER AN APPROVED CITY STANDARD CS2026-001 WITH DATA FLOW SYSTEMS, LLC., THE SOLE SOURCE OF TAC II SCADA PROPRIETARY SYSTEM FOR REMOTE MONITORING AND CONTROL OF WATER AND WASTEWATER UTILITIES ACTIVITIES, IN THE AMOUNT OF APPROXIMATELY (\$40,000 PER YEAR), FOR TOTAL CONTRACT VALUE OF \$200,000.

Sponsors: Utilities Department

Attachments: [Agenda Cover Report](#)
[Res 216-25 ct 10.21.25](#)
[CS2026-001 LR](#)
[Exhibit A](#)
[Insurance Exhibit B](#)
[CS2026-001 Supervisory Control and Data Acquisition System](#)

This Resolution was approved.

6.N.6.

APPROVAL OF RESOLUTION NO. 224-25 AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH BOUND TREE MEDICAL, LLC FOR THE PURCHASE OF EMS MEDICAL SUPPLIES UTILIZING BREVARD COUNTY ITB B-7-23-56

Sponsors: Fire Rescue Department

Attachments: [Agenda Cover Report](#)
[Res 224-25 rev. 11.21.25](#)
[P2026-008 EMS Medical Supplies rev. kwb. 11.21](#)
[Legal Review Checklist EMS Medical Supplies](#)
[Exhibit A](#)
[Original Solicitation B-7-23-56 EMS Supplies](#)
[REVISED NOA B72356 EMS Supplies](#)

This Resolution was approved.

7. REGULAR AGENDA:

- 7.A.** APPROVAL OF AMENDMENT NO. 3 TO PROGRESSIVE DESIGN-BUILD AGREEMENT (DBIA) CONTRACT NO. 545, PURSUANT TO RFQ NO. 2023-066, (PROJECT NO. 23-005U), WITH CDM CONSTRUCTORS, INC., FOR PHASE II, ENGINEERING SERVICES DURING CONSTRUCTION (ESDC) IN A GUARANTEED MAXIMUM PRICE (GMP) OF \$228,924,854.

Sponsors: Utilities Department

Attachments: [Agenda Cover Report](#)
[Amd #3 to RFQ 2023-066 - GMP and Phase II - Progressive Design Build Water Plant](#)
[Ex A - Amd #3 to RFQ 2023-066 - GMP and Phase II - Progressive Design Build Water Plant](#)
[Legal Review Amd #3 to RFQ 2023-066 - GMP and Phase II - Progressive Design Build Water Plant](#)

Mr. Hassan Hadjimiry, Utilities Department Director, was joined by Ms. Suzanne Mechler, Vice President of CDM Smith, Constructors, Inc., to present an update on the progress of the Water Treatment Plant. Mr. Hadjimiry delivered a slide presentation detailing the project's chronology. He stated that the design portion was 98% complete and that the City was preparing to move on to the construction phase, at a maximum guaranteed price \$228,924,854. He noted that the project is expected to be completed by mid-2028. He praised the Commission and City leaders for their exceptional support and swift actions to advance this project.

Ms. Mechler presented an artistic rendering of the water treatment plant, emphasizing its aesthetic appeal to the neighboring community. She thanked the Commission for its support.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to approve this item.

all were in favor

Mr. Moore informed the Commission that a groundbreaking ceremony would be

held shortly for the new water treatment facility.

7.B.

RESOLUTION NO. 266-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING A WAIVER TO SECTION 4.4.3(F)(2)(B) OF THE LAND DEVELOPMENT REGULATIONS TO ALLOW A FLOOR AREA RATIO OF 0.44 FOR THE PROPERTY LOCATED AT 101 NW 17TH STREET, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (QUASI JUDICIAL)

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Reso No 266-25 FAR Waiver 101 NW 17th ST](#)
[101 NW 17th ST - Plans](#)
[Justification Statement](#)
[101 NW 17th ST - Survey](#)
[Simple Legal Review Lake Ida Waiver Reso](#)

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

Alexis Givings, City Clerk, swore in those individuals who wished to provide testimony on any quasi-judicial item.

Mayor Carney asked his colleagues to disclose any ex-parte communication on any quasi-judicial item.

Mayor Carney: None.

Deputy Vice Mayor Burns: None.

Commissioner Markert: None.

Commissioner Casale: None.

Ms. Gelin entered Resolution No. 266-25 into the record.

Commissioner Casale asked if the presentation could be waived, as everyone was already familiar with the material, and suggested moving directly to make a motion. Ms. Gelin replied that if both parties agreed to forgo their right to present, that would be acceptable; however, the Commission would need to open the item for public comment. Both parties agreed to waive their presentations.

Ms. Giannnotes, Development Services Director, entered Building Permit No. 25222790 and Planning and Zoning File No. PZ 333342-005 into the record.

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

Steve Butera, 1711 North Swinton Avenue, Delray Beach

He mentioned that he lives just 5 feet away from this project and has served on the City's Code Board for several years. He requested that the Commission consider the inconvenience and disruption to the neighbors' enjoyment that granting this waiver would cause.

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

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

Ms. Gianniotis acknowledged that this item complies with most regulations, except for the Floor Area Ratio (FAR) requirements. She noted that the City staff had been partially responsible for failing to identify this issue initially.

The Commission unanimously agreed that, since the City was partially responsible for this issue, they would have to approve the item. Mayor Carney stated that with the new matrix in place, this should not happen again.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to approve Resolution No. 266-25. The motion carried by the following vote:

Yes: 4 - Commissioner Markert, Mayor Carney Jr., Deputy Vice Mayor Burns, and Commissioner Casale

Absent: 1 - Vice-Mayor Long

7.C.

RESOLUTION NO. 238-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING A WAIVER TO SECTION 4.4.13(F)(4)(b)2.OF THE 2013 LAND DEVELOPMENT REGULATIONS TO REDUCE THE FRONT SETBACK REQUIREMENT FROM FIVE FEET TO TWO FEET SIX INCHES, FOR THE PROJECT LOCATED AT 601 AND 777 EAST ATLANTIC AVENUE, ALSO KNOWN AS ATLANTIC CROSSING, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (QUASI JUDICIAL)

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Resolution No. 238-25 Waiver Setback, Atlantic Crossing](#)
[Staff Report, Atlantic Crossing](#)
[Waiver Exhibits, Atlantic Crossing](#)
[Justification Statement, Atlantic Crossing](#)
[2013 LDR 4.4.13 CBD](#)
[Legal Review Resolution No. 238-25 Waiver Setback, Atlantic Crossing](#)

Ms. Gelin entered Resolution No. 238-25 into the record.

Ms. Gianniotis read the planning and zoning request file number PZ000182 - 2025 and the waiver request file number 00021-2025 into the record.

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

Mayor Carney: None.
Deputy Vice Mayor Burns: None.
Commissioner Markert: None.
Commissioner Casale: None.

Rice Hall, 2550 Walnut Street, Denver, Colorado, provided a slide presentation of how the project currently looks. Mr. Hall explained that when this project was conceived, it was intended to incorporate various architectural styles that would harmonize with one another. Now that his firm is moving forward with Phase II, it is considering redesigning Building IV-South. He stated that when the new conceptual design was presented to the Site Plan Review and Appearance Board (SPRAB), it received enthusiastic approval. However, after 18 months of redesign work, the revised design was presented to SPRAB, their preferences had changed, and the design was not approved. They expressed a preference for the old design over the new one.

Mr. Hall stated that his team then went to work and presented a 3rd style to the board, which combined elements from the 1st and 2nd styles. He mentioned that his firm considered the board's feedback when presenting the design that evening. He highlighted a specific slide and explained that the proposed waiver for this encroachment was essential for ensuring a safe and functional pedestrian experience.

Ms. Gianniotis presented a staff report and stated that this project follows the 2013 Land Development Regulations, and the Comprehensive Plan applies to all phases of the project. She stated that administrative review

and approval are required for this waiver before it can proceed.

Mayor Carney opened the floor to anyone who wished to provide public comment on this item. Seeing no one present, Mayor Carney closed public comment.

Ms. Gianniotis noted that, upon review, the Planning and Zoning Board voted unanimously to approve this item.

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

Commissioner Casale inquired if the 2nd modification would have required a waiver. Susana Rodrigues, Senior Planner, provided details on the modifications.

Ms. Gianniotis noted that the applicant has been very responsive to the City's feedback and wishes to proceed, as this project has been ongoing for several years.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to approve Resolution No. 238-25. The motion carried by the following vote:

Yes: 4 - Commissioner Markert, Mayor Carney Jr., Deputy Vice Mayor Burns, and Commissioner Casale

Absent: 1 - Vice-Mayor Long

7.D.

RESOLUTION NO. 239-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING A LEVEL 4 SITE PLAN, ARCHITECTURAL ELEVATIONS, AND LANDSCAPE PLAN AND APPROVING A WAIVER TO SECTION 4.4.12(F)(2) OF THE LAND DEVELOPMENT REGULATIONS TO REDUCE THE MINIMUM FLOOR AREA OF 6,000 SQUARE FEET TO 2,578 SQUARE FEET, FOR THE PROJECT KNOWN AS FIFTH THIRD BANK, LOCATED AT 1820 SOUTH FEDERAL HIGHWAY, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (QUASI JUDICIAL)

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Resolution No. 239-25 Level 4 Site Plan with Wavier, Fifth Third](#)
[Staff Report, Fifth Third Bank](#)
[Project Narrative, Fifth Third Bank](#)
[Justification for Parapet Height, Fifth Third Bank](#)
[Justification Statement for Floor Area Waiver, Fifth Third Bank](#)
[Architectural Plans, Fifth Third Bank](#)
[Civil Plans, Fifth Third Bank](#)
[Landscape Plans, Fifth Third Bank](#)
[Arborist Report, Fifth Third Bank](#)
[Photometric Plans, Fifth Third Bank](#)
[Performance Standards Letter, Fifth Third Bank](#)
[TPS Letter, Fifth Third Bank](#)
[Legal Review Resolution No. 239-25 Level 4 Site Plan with Wavier, Fifth Third](#)

Ms. Gelin entered Resolution No. 239-25 into the record.

Ms. Gianniotis entered File No. 000014-2025 and File No. 000015-2025 into the record.

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

Mayor Carney: None.

Deputy Vice Mayor Burns: None.

Commissioner Markert: None.

Commissioner Casale: None.

Tim Loken, 550 South Caldwell Street, South Carolina, 28202, provided a slide presentation on this item, which involved constructing a 1-story standalone branch bank, including a drive-thru, with an associated waiver reducing the minimum floor area from 6,000 square feet to 2,578 square feet. Mr. Loken stated that this project aligns with Delray's long-term vision for the corridor's revitalization and redevelopment. He mentioned that the proposed bank site provides a total of 15 parking spaces, including one (1) accessible space.

Ms. Gianniotis provided a staff report on this item. She mentioned that this would be the final action on this project, and it would come back as an appealable item. She stated that on November 17, 2025, the Planning and Zoning Board voted unanimously, 7 to 0, to recommend approval of the application. They noted that the height exception was an appropriate solution to provide adequate screening for the rooftop equipment. Additionally, they expressed that the overall building design was

harmonious with the surrounding area and represented an improvement over the site's current condition.

Mayor Carney opened the floor to anyone who wished to provide public comment on this item. Seeing no one present, Mayor Carney closed public comment.

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

The Commission expressed its support for this item, noting that the project will enhance the area's current conditions.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to approve Resolution No. 239-25. The motion carried by the following vote:

Yes: 4 - Commissioner Markert, Mayor Carney Jr., Deputy Vice Mayor Burns, and Commissioner Casale

Absent: 1 - Vice-Mayor Long

7.E.

RESOLUTION NO. 220-25 AMENDING THE FISCAL YEAR 2025-26 BUDGET ADOPTED BY RESOLUTION NO.198-25 ON SEPTEMBER 15, 2025.

Sponsors: Finance Department

Attachments: [Agenda Cover Report](#)
[Resolution 220-25 Budget Amendment FY 2026](#)
[Exhibit A 220-25 with backup final](#)
[Legal Review Res 220-25 Budget Amendment FY 25-26](#)

Ms. Gelin entered Resolution No. 220-25 into the record.

Henry Dachowitz, Chief Financial Officer, along with Sabra Avery, Budget Manager, were present for this item.

Mr. Moore stated that this item involves a revenue adjustment of \$247,281.86 to cover the costs of shade structures at Weekes and Lakeview playgrounds, as well as an additional concrete slab for the Mike Machek Boy Scout Park Pavilion. He noted that this amendment to the fiscal year 2025-2026 budget was necessary to address items that were unanticipated or not measurable when the original budget was adopted. Additionally, Mr. Moore stated that there were a number of water and sewer transfers to be made, which would result in an expense of \$534,048.98.

Commissioner Casale suggested there was no need for a presentation or discussion, since these requests were straightforward.

A motion was made by Commissioner Casale, seconded by Commissioner

Markert, to approve Resolution No. 220-25.

all were in favor

7.F. NOMINATION FOR AN INTERIM APPOINTMENT TO VICE MAYOR LONG'S SEAT (#2).

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)

[Exhibit A](#)

[Cannon, Paul](#)

[MacNamee, Kenneth](#)

[Morrison, Christina](#)

[Odom, Yvonne](#)

[Patton, Price](#)

Mayor Carney passed the gavel to Deputy Vice Mayor Burns.

A motion was made by Mayor Carney to nominate Yvonne Odom.

A motion was made by Commissioner Markert to nominate Price Patton.

Deputy Vice Mayor Burns returned the gavel to Mayor Carney.

Mayor Carney requested a roll call vote for the nomination of Yvonne Odom.

The motion failed by the following vote:

Yes: 2 - Mayor Carney, Deputy Vice Mayor Burns

No: 2 - Commissioner Casale, Commissioner Markert

Mayor Carney requested a call vote for the nomination of Price Patton.

The motion failed by the following vote:

Yes: 2 - Commissioner Markert, Commissioner Casale

No: 2 - Mayor Carney, Deputy Vice Mayor Burns

Ms. Gelin instructed the Commission that they may either discuss this item or defer it until the first meeting in January 2026.

There was consensus to revisit this item on January 6, 2026.

7.G. NOMINATIONS FOR APPOINTMENTS TO THE VISION 2035 COMMITTEE

Sponsors: City Clerk Department

Mayor Carney stated that since Mr. Long was not participating, he instructed each Commissioner to select 20 individuals to serve on the committee. He also requested that the City Clerk verify that the chosen individuals are residents, confirm their availability for January 24, 2026, and ensure they are willing to serve. The Commission would provide the clerk with email addresses of the chosen individuals.

Each Commissioner provided their list of potential appointees for the Vision 2035 initiative.

Commissioner Markert did not have his final five applicants, so Commissioner Casale suggested that he select five city employees who live in the city and provide that list the following day.

The Commission stated that it would provide Ms. Givings with the names and email addresses of their selections.

8. PUBLIC HEARINGS/SECOND READINGS:

8.A.

ORDINANCE NO. 37-25: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH CODE OF ORDINANCES CHAPTER 2, "ADMINISTRATIVE PROVISIONS," ARTICLE 2.4, "DEVELOPMENT APPLICATION REQUIREMENTS," SECTION 2.4.11, "RELIEF," SUBSECTION (E), "REQUESTS FOR ACCOMMODATION," TO REQUIRE A REASONABLE ACCOMMODATION REQUEST BE SUBMITTED IN WRITING, TO MODIFY THE AMOUNT OF TIME TO REQUEST ADDITIONAL INFORMATION AND TO MAKE A FINAL DETERMINATION, TO REQUIRE ANY DENIAL OF A REASONABLE ACCOMMODATION REQUEST TO STATE OBJECTIVE, EVIDENCE-BASED REASONS FOR THE DENIAL, TO COMPORT WITH RECENT CHANGES TO STATE LAW; PROVIDING A CONFLICTS CLAUSE; A SEVERABILITY CLAUSE; AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES. (SECOND READING / PUBLIC HEARING)

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ordinance No. 37-25, Reasonable Accommodations](#)
[CSSB 954](#)
[Legal Review, Ordinance No. 37-25](#)
[Business Impact Estimate, Ordinance No. 37-25](#)
[Proof of Legal Advertisement, Ordinance No. 37-25](#)

Ms. Gelin entered Ordinance No. 37-25 into the record.

Anthea Gianniotis, Development Services Director, stated that this item was simply an ordinance amending Section 2.4.11 of the land development regulations to request a reasonable accommodation in compliance with changes to State law regarding reasonable accommodations. She provided a summary of the proposed changes.

Mayor Carney opened the floor to anyone who wished to provide public comment on this item. Seeing no one present, Mayor Carney closed public comment.

There was no discussion from the Commission.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to approve Ordinance No. 37-25. The motion carried by the following vote:

Yes: 4 - Commissioner Markert, Mayor Carney Jr., Deputy Vice Mayor Burns, and Commissioner Casale

Absent: 1 - Vice-Mayor Long

8.B.

ORDINANCE NO. 31-25: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING CHAPTER 33, "POLICE AND FIRE-RESCUE DEPARTMENTS", OF THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, FLORIDA, BY AMENDING "POLICE OFFICERS' RETIREMENT SYSTEM," SECTION 33.64, "CONTRIBUTIONS", PROVIDING FOR THE REMOVAL OF INTEREST FROM A MEMBER'S REFUND OF CONTRIBUTIONS; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES. (SECOND READING)

Sponsors: Finance Department

Attachments: [Agenda Cover Report](#)
[Ordinance Legal Review Police Pension](#)
[POLICE approved BIE for 31-25 Oct 2025](#)
[AIS for 31-25 11.06.25](#)
[POLICE Ord. No. 31-25](#)

Ms. Gelin read Item Nos. 8.B., 8.C., and 8.D. into the record and stated public comments would be allowed on each item; however, when these items return to the Commission on January 20, 2026, individuals who provided public comments that evening will not be allowed to speak again.

Mayor Carney opened the floor to anyone who wished to speak on this item. Seeing no one present, Mayor Carney closed public comment.

A motion was made by Commissioner Casale, seconded by Commissioner

Markert, to postpone this item to the January 20, 2026 Commission Meeting at 5:00 p.m. or thereafter.

all were in favor

- 8.C.** ORDINANCE NO. 32-25: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING CHAPTER 33, "POLICE AND FIRE-RESCUE DEPARTMENTS", OF THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, FLORIDA, BY AMENDING "FIREFIGHTERS' RETIREMENT SYSTEM," SECTION 33.78, "CONTRIBUTIONS"; PROVIDING FOR THE REMOVAL OF INTEREST FROM A MEMBER'S REFUND OF CONTRIBUTIONS; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, PROVIDING AN EFFECTIVE DATE, AND OTHER PURPOSES. (SECOND READING)

Sponsors: Finance Department

Attachments: [Agenda Cover Report](#)
[Ordinance Legal Review Fire Pension](#)
[FIRE approved BIE for 32-25 Oct 2025](#)
[AIS for 32-25 11.06.25](#)
[FIRE Ord No. 32-25](#)

Ms. Gelin read this item into the record with Items 8.A and 8.C. She stated public comments would be allowed; however, when this item returns to the Commission on January 20, 2026, individuals who provided public comments that evening will not be allowed to speak again.

Mayor Carney opened the floor to anyone who wished to speak on this item. Seeing no one present, Mayor Carney closed public comment.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to postpone this item to the January 20, 2026 Commission Meeting at 5:00 p.m. or thereafter.

all were in favor

- 8.D.** ORDINANCE NO. 33-25: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING CHAPTER 35, "EMPLOYEE POLICIES AND BENEFITS", OF THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, FLORIDA, BY AMENDING "RETIREMENT PLAN," SECTION 35.095, "CONTRIBUTIONS OF PARTICIPANT AND CITY"; PROVIDING FOR THE REMOVAL OF INTEREST FROM A PARTICIPANT'S REFUND OF CONTRIBUTIONS; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES. (SECOND READING)

Sponsors: Finance Department

Attachments: [Agenda Cover Report](#)
[Ordinance Legal Review GE](#)
[GE approved BIE for 33-25 Oct 2025](#)
[AIS for 33-25 11.06.25](#)
[GE Ord No. 33-25](#)

Ms. Gelin read this item into the record with Items 8.B and 8.C. She stated public comments would be allowed; however, when this item returns to the Commission on January 20, 2026, individuals who provided public comments that evening will not be allowed to speak again.

Mayor Carney opened the floor to public comment to anyone who wished to speak on this item. Seeing no one present, Mayor Carney closed public comment.

A motion was made by Commissioner Casale, seconded by Commissioner Markert, to postpone this item to the January 20, 2026 Commission Meeting at 5:00 p.m. or thereafter.

all were in favor

9. FIRST READINGS:

9.A. ORDINANCE NO. 35-25: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, CHAPTER 99, "NOISE CONTROL," BY REPEALING THE ADOPTED CHAPTER 99 IN ITS ENTIRETY AND READOPTING SAME, AS REVISED, IN ORDER TO AMEND AND UPDATE THE CITY'S REGULATIONS FOR THE APPROPRIATE LEVEL OF NOISE OUTPUT ORIGINATING WITHIN THE LIMITS OF THE CITY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, AND PROVIDING AN EFFECTIVE DATE. (FIRST READING)

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)
[Ordinance No. 35-25 Chapter 99 lg rev 11-20-25](#)
[Ex A to Noise Ordinance 11-20-2025](#)
[Ex B to Noise Ordinance for wksp lg rev 11-20-2025](#)
[Delray Beach - 2024 Sound Test Results and Analysis](#)

Ms. Gelin entered Ordinance No. 35-25 into the record. She stated that there were no presentations but requested that Ms. Gianniotis enter specific items into the record so that they would be preserved until the second reading.

Ms. Gianniotis entered File No. 2023-117 into the record, as well as the 2024 sound tests and analysis completed by Brooks Acoustics Corporation.

Ms. Gelin stated that since the last workshop meeting, an internal staff meeting had taken place to discuss the permissible hours for City employees to operate landscape maintenance equipment. She proposed changing the operating hours to 8:00 a.m. to 4:00 p.m., Monday through Friday, and also from 8:00 a.m. to 4:00 p.m. on Saturday and Sunday. She also noted that the adjusted hours would coincide with the maintenance crew's unionized work schedule. Ms. Gelin noted that since it was late in the evening, this conversation would be addressed as a discussion item at a later date. She noted that the 10-minute rule for a barking dog was addressed in her amendment.

Mayor Carney reminded Ms. Gelin that the hours were amended to accommodate residents. He stated that this item would require further adjustments during future discussions.

A motion was made by Commissioner Markert, seconded by Commissioner Casale, to approve this ordinance as discussed.

all were in favor

9.B.

ORDINANCE NO. 36-25: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES, BY AMENDING TITLE 3, "ADMINISTRATION," CHAPTER 35, "EMPLOYEE POLICIES AND BENEFITS," SECTION 35.0001, "DEFINITIONS", SECTION 35.002, "APPLICATION; EXCLUSIONS," AND SECTION 35.003, "ADOPTION OF CODE OF RULES AND REGULATIONS" TO RENAME EACH SECTION AND UPDATE THE CITY'S PERSONNEL SYSTEM; PROVIDING A SEVERABILITY CLAUSE; AUTHORITY TO CODIFY; AND PROVIDING AN EFFECTIVE DATE. (FIRST READING)

Sponsors: Human Resources Department

Attachments: [Agenda Cover Report](#)
[Update to Ch 35 personnel policies and procedures lg rev2 11-17-25..](#)
[Ordinance Legal Review 36-25](#)
[Business Impact Estimate 36-25](#)

Ms. Gelin entered Ordinance No. 36-25 into the record.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to approve Ordinance No. 36-25.

all were in favor

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:**A. City Manager**

Stated that due to Palm Beach County Days being held during the week of January 12th, he recommended rescheduling the City Commission Meeting originally set for January 13, 2026, to January 6, 2026. He also mentioned that on January 20, 2026, there would be a Workshop Meeting followed by a Regular Commission Meeting.

Additionally, a joint workshop with the Downtown Development Authority is planned for Thursday, January 22, 2026, to discuss the Atlantic Avenue Beautification Project.

He wished everyone a Happy and Healthy New Year and acknowledged the birthdays of Missie Barletto and Jeri Pryor.

B. City Attorney

Requested a Shade Meeting on January 20, 2026, at 3:00 p.m. regarding Foster Marine, Item No. 50-17-893, to seek advice regarding litigation strategies. She provided a roster of who would be in attendance.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to approve the Shade Meeting on January 20, 2026, at 3:00 p.m.

all were in favor

10.C.1. DISCUSSION REGARDING CROQUET / LAWN BOWLING AREA

Sponsors: Carney and Jr.

Mayor Carney invited Frank Maunier, an expert on croquet, to come to the lectern to discuss the sport. Mr. Maunier highlighted the growing popularity of croquet in South Florida among people of all ages.

Mayor Carney stated that his intention was to evaluate the feasibility of introducing lawn bowling at Veterans Park.

Commissioner Casale suggested that staff look into this first before moving forward with a feasibility study.

Mr. Moore recommended that staff examine the feasibility of this matter and then present their findings to the Commission.

Commissioner Markert stated that he was pleased that the City was considering bringing croquet to the City.

C. City Commission**Commissioner Markert:**

Stated that he was happy that the City was looking into the possibility of bringing croquet to the City.

Deputy Vice Mayor Burns:

Wished everyone a Happy Holiday.

Commissioner Casale:

Reminded everyone of the Hanukkah Festival and the Shop with the Cop event.

Enjoyed the employee lunch and mentioned that Jay Stacey, the IT Director, provided fabulous music.

Enjoyed the Tree Lighting by Parks and Recreation.

Mayor Carney:

Stated that he would like to see the Grieco presentation as mentioned in public comments.

Discussed creating a financial review board. He requested that Ms. Gelin look into recreating this board. Ms. Gelin stated that it would be brought back as a discussion item.

Requested an update on having a gun range in a residential neighborhood. Ms. Gelin stated that she would look into the matter

Mentioned bringing back First Night on New Year's Eve. Mr. Moore stated that at this juncture, any celebration would be limited to a brief fireworks display, as it was not a budgeted Special Event. He requested a consensus for a fireworks event that would end at 10:00 p.m. on New Year's Eve. A discussion ensued amongst the Commission regarding staffing levels needed for an event of any size at that time. There was no consensus to move this event forward.

Discussed the Barwick Road issue that many people come up to discuss. Mr. Moore stated that this item would be discussed at the January 6, 2026 meeting.

11. ADJOURNMENT

There being no further business to discuss, Mayor Carney adjourned the meeting at 8:51 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.