

City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444

Phone: (561) 243-7000

www.delraybeachfl.gov



Minutes - Draft

Tuesday, July 16, 2024

6:00 PM

Regular Meeting at 6:00 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 Juli Casale

Deputy Vice Mayor Rob Long

Commissioner Tom Markert

Commissioner Angela Burns

1. ROLL CALL

The July 16, 2024, Regular City Commission Meeting was called to order at 6:20 p.m. City Clerk, Katerri Johnson, called the role, and the following were present:

Terrence Moore - City Manager

Lynn Gelin - City Attorney

Present: 5 - Deputy Vice Mayor Rob Long, Commissioner Angela Burns, Commissioner Tom Markert, Vice-Mayor Juli Casale, and Mayor Thomas F. Carney Jr.

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. AGENDA APPROVAL

Mayor Carney announced that Consent Item Nos. 6.A. and 6.B. were removed from the agenda.

Vice Mayor Casale requested that Consent Item No. 6.M.3. be pulled for discussion, and it became Item No. 7.A.A. on the Regular Agenda.

A motion was made by Vice-Mayor Casale, seconded by Commissioner Markert, that this be approved.

all were in favor

3.A. Additions, Deletions, Substitutions

4. PRESENTATIONS:

4.A. 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.A.1. CARON FOUNDATION SETTLEMENT PRESENTATION

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)

[Accumulated Transaction - 2024-06-27 Education Grant Expenditures FY17-24](#)

[Caron Foundation Settlement](#)

[Caron Foundation Payment History](#)

[City of Delray School Grant Amendments](#)

[Caron Foundation Settlement](#)

Jani Bowens, Education, and External Operations Manager, provided the historical context of the Caron Foundation Settlement. She stated in 2018, a Life Skills and Drug Prevention Grant using Caron Funds was implemented in the Neighborhood and Community Services Department under the previous Director and Education Coordinator, and a total of fourteen(14) grants were provided to nonprofits in total. Ms. Bowens stated in 2023, she received direction from the Commission to help address systems affecting student performance. In February 2024, the Commission approved funding agreements for seven (7) Delray Beach Public Schools to support programming in critical areas, which aligned with the Delray Beach Comprehensive Plan. She reported the estimated Caron Foundation Settlement, Inc. fund balance is \$1,064,000, and this money would be used to support the original intent of the grant.

The Commission engaged in a discussion on the presentation regarding the expectations for external partnerships. They acknowledged that the School was expecting the funds this year, but the City could seek nonprofits that impact student performance, mental health awareness, and behavior to allocate funding to in the future.

5.B. From the Public

Richard Lucas: 1109 Vista Del Mar Drive, Delray Beach
Stated he helped run Mayor Carney's campaign and discussed the residents' opposition to raising their taxes again.

Ted Hockinson: 513 Seasage Drive, Delray Beach
Discussed the grant funds he received from the Caron Foundation.

Kenya Madison: 301 NW 7 Avenue, Delray Beach
Thanked the City for supporting the Palm Health of Delray Beach, which provides mental health care to people in need.

Lissa Franklin: 1755 Linton Lake Drive, Delray Beach
Discussed the distribution of funds from the opioid litigation.

Pame' Williams: No address given
Discussed the importance of applying the same vetting process to all board members and thanked the Commission for acknowledging Juneteenth.

Mitch Katz: 1618 West Classical Blvd, Delray Beach
Favored Mavis Benson's reappointment to the Downtown Development Authority.

Mavis Benson: 821 Greenwald Drive, Delray Beach
Discussed her reappointment to the Downtown Development Authority.

Chuck Ridley: 210 NW 2 Avenue, Delray Beach
Spoke on behalf of the Elder’s Table and the funding from the Community Redevelopment Agency.

Bryon Jones: 205 NW 2 Street, Delray Beach
Discussed how the City budgets its monies for taxes.

David Sling: 405 SE 7 Avenue, Delray Beach
Stated his drainage system wasn’t working, and the City was aware of it.

George Long: 46 North Swinton Avenue, Delray Beach
Commended the Public Works Department for putting a four-way stop on 4th Street.

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

6. CONSENT AGENDA: City Manager Recommends Approval

Mayor Carney announced that Consent Item Nos. 6.A. and 6.B. were removed from the agenda.

A motion was made by Vice-Mayor Casale, seconded by Commissioner Burns, that this be approved as amended.

all were in favor

6.A. APPROVAL OF PARKING FACILITY EASEMENT AGREEMENT AND PROJECT COVENANT

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)
[PX - Delray Parking Facility Agreement Final, signed by SVW,](#)
[pending Lender](#)
[Legal Review Approval Sundry Parking Garage](#)

removed

6.B. OFF-SITE PARKING AGREEMENT FOR 324 NE 3rd AVENUE

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Tri-Party Offsite Parking Agreement 2024 325 NE 3rd Ave](#)
[324 NE 3rd Avenue - Location Map](#)
[Legal Review Tri-Party Offsite Parking Agreement - 324 and 325 NE 3rd Avenue - 324 Lofts and DEL PARK LLC](#)

removed

6.C. ACCEPTANCE OF A MASS TRANSIT EASEMENT AGREEMENT FOR THE PROPERTY LOCATED AT 318 SE 5TH AVENUE.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Bus Shelter Agreement Final](#)
[Final SPRAB Report - 3.23.23](#)
[Legal Review Mass Transit Easement Agreement - 318 NE 5th Ave - 318 NE 5TH LLC](#)

This Request was approved.

6.D. ACCEPTANCE OF TWO LANDSCAPE MAINTENANCE AGREEMENTS FOR IMPROVEMENTS IN THE PUBLIC RIGHTS-OF-WAY ON SE 1ST AVENUE, SE 1ST STREET, AND SWINTON AVENUE ASSOCIATED WITH THE PROJECT KNOWN AS SUNDY VILLAGE.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Landscape Maintenance Agreement-Block 69-Sundy Village West LLC](#)
[Landscape Maintenance Agreement-Block 70-Sundy Village West LLC](#)
[Legal Review Landscape Maintenance Agreement-Block 69-Sundy Village West LLC](#)
[Legal Review Landscape Maintenance Agreement-Block 70-Sundy Village West LLC](#)

This Request was approved.

6.E. **RESOLUTION NO. 150-24:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING THE ISSUANCE OF A PURCHASE ORDER TO DAN ENTERPRISES TEAM, LLC, FOR HOME REHABILITATION CONSTRUCTION SERVICES FOR THE CITY OF DELRAY BEACH COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, PURSUANT TO QUICK QUOTE NO. 2024-009; AUTHORIZING THE CITY MANAGER TO TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE

THE INTENT OF THIS RESOLUTION; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Sponsors: Neighborhood & Community Services

Attachments: [Agenda Cover Report](#)

[Legal Review Res 150-24 - Quick Quote 2024-009 - Dan Enterprises Team - Home Rehabilitation CDBG - Powell and Burford](#)
[Res 150-24 - Quick Quote 2024-009 - Dan Enterprises Team - Home Rehabilitation CDBG - Powell and Burford \(003\)](#)
[Bid Information Sheet FINAL](#)

[CDBG Lien Agreement - Powell](#)

[Memorandum of Understanding](#)

[Notice to Proceed](#)

[Subordination Policy Agreement](#)

[Q 2024-009 - Department Concurrence Packet Agenda](#)

This Resolution was approved.

6.F.

RESOLUTION NO. 151-24: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING THE ISSUANCE OF A PURCHASE ORDER TO DAN ENTERPRISES TEAM, LLC, FOR HOME REHABILITATION CONSTRUCTION SERVICES FOR THE CITY OF DELRAY BEACH COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM PURSUANT TO QUICK QUOTE NO. 2024-010; AUTHORIZING THE CITY MANAGER TO TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Sponsors: Neighborhood & Community Services

Attachments: [Agenda Cover Report](#)

[Legal Review Res 151-24 - Quick Quote 2024-010 - Dan Enterprises Team - Home Rehabilitation CDBG - Charles](#)
[Res 151-24 - Quick Quote 2024-010 - Dan Enterprises Team - Home Rehabilitation CDBG - Charles](#)
[Bid Information Sheet Charles](#)

[CDBG Lien Agreement -Charles FINAL Redacted](#)

[Memorandum of Understanding](#)

[Notice to Proceed](#)

[Subordination Agreement](#)

[Q 2024-010 - Department Concurrence Approval Packet Agenda](#)

This Resolution was approved.

6.G. APPLICATION AND APPROVAL FOR PEDESTRIAN & BICYCLE SAFETY PROGRAM

Sponsors: Police Department

Attachments: [Agenda Cover Report](#)
[DRAFT 20240617_Ped-BikeProgram_Delray Beach PD](#)
[Legal Review Checklist_24_25 Bicycle and Pedestrian Safety Grant](#)

This Request was approved.

6.H. APPROVE INTERLOCAL AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND DELRAY BEACH COMMUNITY REDEVELOPMENT AGENCY FOR FUNDING FOR ENLARGEMENT OF VEHICULAR STORAGE - FY 2023-2024

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[FY24 CRA ILA Vehicular Storage Area](#)
[Legal Review ILA CRA Vehicular Storage at OSS Garage](#)

This Request was approved.

6.I. ITEM(S) A1 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 245 SE 4th AVE.

ITEM(S) B1 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 143 S SWINTON AVE.

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[A1a - Right of Way Deed - 245 SE 4th Ave - Peculiar Plots Inc](#)
[A1b - Legal Review Right of Way Deed - 245 SE 4th Ave - Peculiar Plots Inc](#)
[B1a - Right of Way Deed - 143 S Swinton Ave - Nigel Development Inc](#)
[B1b - Legal Review Right of Way Deed - 143 S Swinton Avenue - Nigel Development, Inc.](#)

This Request was approved.

6.K. PROCLAMATIONS:**6.K.1.** PROCLAMATION: NEXT GENERATION INITIATIVES DAY - THE NEXT GENERATION INITIATIVES IS A CITY OF DELRAY BEACH PROGRAM SET TO INSPIRE GOVERNMENT INNOVATION BY DEVELOPING THE TALENT PIPELINE OF THE NEXT GENERATION OF GOVERNMENT LEADERS. THE CITY OF DELRAY BEACH ENCOURAGES STUDENTS TO PURSUE OUR INTERNSHIP, SHADOW DAY, VOLUNTEER AND

APPRENTICESHIP PROGRAMS WHERE STUDENTS TAKE THE OPPORTUNITY TO DEVELOP A VARIETY OF SKILLS AND EXPERIENCE NECESSARY TO START A CAREER IN LOCAL GOVERNMENT.

Sponsors: Human Resources Department

Attachments: [Agenda Cover Report](#)
[Proclamation Next Generation Initiative 2024](#)

This Proclamation was approved.

6.K.2. "RONALDINHO" FIT BODIES, FIT MINDS DAY PROCLAMATION

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[RONALDINHO proclamation](#)

This Proclamation was approved.

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

6.L.1. REPORT OF APPEALABLE DEVELOPMENT APPLICATION ACTIONS FROM JUNE 10, 2024 THROUGH JUNE 28, 2024.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[SPRAB \(6-26\) Drutau Retail](#)
[Admin Approval - 319 NE 3rd Avenue](#)

This Request was approved.

6.M. AWARD OF BIDS AND CONTRACTS:

6.M.1. APPROVAL OF RESOLUTION NO. 95-24 APPROVING AN AGREEMENT WITH LEXISNEXIS RISK SOLUTIONS FL INC. FOR PUBLIC SAFETY INVESTIGATIONS SUBSCRIPTION SERVICES, UTILIZING STATE OF NEW YORK CONTRACT #PC69933 IN THE NOT-TO-EXCEED ESTIMATED AMOUNT OF \$110,000

Sponsors: Police Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist LexisNexis Risk Solutions](#)
[Vendor Signed- P2024-029](#)
[Delray Beach PD - Accurint TraX ScheduleA - 2024](#)
[Resolution No 95-24 -LexisNexis Risk Solutions FL Inc piggyback agreement 2024 - updated](#)
[4. Solicitation 23260- Books, Serials, Databases and Library Resource Management Products](#)

This Resolution was approved.

6.M.2. APPROVAL OF RESOLUTION NO. 110-24 TO AWARD AN AGREEMENT WITH SOUTHEASTERN ENGINEERING CONTRACTORS, INC. FOR CONSTRUCTION OF GENERAL STORMWATER INFRASTRUCTURE UTILIZING CITY OF FORT LAUDERDALE INVITATION TO BID NO. 12504-613 IN THE AMOUNT OF \$3,234,624

Sponsors: Public Works Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Stormwater Infrastructure Legal Review](#)
[P2024-034 Agreement - Vendor Signed](#)
[Resolution 110-24](#)
[Packet for Bid 12504-613 FINAL](#)
[Signed Agreement](#)
[Second Renewal Letter](#)

This Resolution was approved.

6.M.3. APPROVAL OF RESOLUTION NO. 130-24 TO AWARD AN AGREEMENT TO CJ CONTRACTING, LLC. FOR CONSTRUCTION SERVICES FOR THE MEMORIAL GARDENS MAUSOLEUM EXPANSION PROJECT (PUBLIC WORKS PROJECT NO. 23-008) PURSUANT TO INVITATION TO BID CONSTRUCTION (ITBC) 2023-082 IN THE AMOUNT OF \$2,875,010.00

Sponsors: Public Works Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[ITBC 2023-082 Memorial Gardens Mausoleum expansion - CJ Contracting LLC](#)
[Legal Review Checklist ITBC 2023-082 Memorial Gardens Mausoleum expansion - CJ Contracting LLC](#)
[Tabulation Packet for ITBC 2023-082](#)
[Res 130-24 ITBC 2023-082 Memorial Gardens Mausoleum expansion - CJ Contracting LLC](#)
[Packet for Bid ITBC 2023-082 Final](#)

Vice Mayor Casale requested to pull Consent Item No. 6.M.3. for discussion. It became Item No. 7.A.A. on the Regular Agenda.

Vice Mayor Casale inquired about the funding source for this item and suggested postponing it due to its \$2 million dollar price tag to help lower the millage rate.

Missie Barletto, Director of Public Works, clarified how the funds would be distributed and assured the Commission the funds would not affect the Beach Renourishment Program.

Sam Metott, Director of Parks and Recreation, assured the Commission this item would be self-sustaining.

A motion was made by Vice-Mayor Casale, seconded by Commissioner Burns, that this Resolution be approved.

all were in favor

6.M.4.

APPROVAL OF RESOLUTION NO. 139-24 TO AWARD AN AGREEMENT WITH MOCK, ROOS & ASSOCIATES, INC. FOR CONSTRUCTION ENGINEERING, AND INSPECTION SERVICES FOR THE THOMAS STREET STORMWATER PUMP STATION REPLACEMENT PROJECT (PUBLIC WORKS PROJECT NO. 18-017), PURSUANT TO REQUEST FOR QUALIFICATIONS (RFQ) NO. 2023-048 IN THE AMOUNT OF \$1,398,082.00.

Sponsors: Public Works Department and Purchasing Department

Attachments: [Agenda Cover Report](#)

[Agreement RFQ 2023-048 - CEI Thomas Street Pump Station - Mock Roos](#)

[Exhibit A - Scope of Work RFQ 2023-048 - CEI Thomas Street Pump Station - Mock Roos](#)

[Exhibit B - Fee Proposal - RFQ 2023-048 - CEI Thomas Street Pump Station - Mock Roos](#)

[Legal Review Checklist RFQ 2023-048 - CEI Thomas Street Pump Station - Mock Roos](#)

[Res 139-24 - RFQ 2023-048 - CEI Thomas Street Pump Station - Mock Roos](#)

[Tabulation Packet for RFQ 2023-048](#)

[Packet for Bid RFQ 2023-048 Final](#)

This Resolution was approved.

6.M.5.

APPROVAL OF RESOLUTION NO. 105-24 APPROVING AN AGREEMENT WITH JOHNSON-DAVIS, INC., FOR THE PURPOSE OF REPAIRS AND/OR EMERGENCY SERVICES ON AN "AS-NEEDED BASIS", FOR WATER DISTRIBUTION AND WASTEWATER

COLLECTION UTILITY SERVICES, UTILIZING THE CITY OF LAKE WORTH BEACH SOLICITATION NO. IFB #20-106, IN A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$300,000.

Sponsors: Utilities Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Emergency Utility Repairs LR.pdf](#)
[Resolution 105-24.pdf](#)
[IFB 20-106 Emergency Utility Repairs for Water Wastewater and Stormwater 1](#)
[Johnson-Davis - Agreement_Emergency Utility Repairs_Water](#)
[Johnson-Davis, Inc - 1st amendment to agreement](#)
[Johnson-Davis Inc Amendment 2 Water \(1\)](#)
[Johnson Davis Amendment 3 Water](#)
[P2024-032 Emergency Utility Repairs vendor executed.pdf](#)

This Resolution was approved.

7. REGULAR AGENDA:

7.A. FISCAL YEAR 2024-25 PROPOSED MILLAGE RATE

Sponsors: Finance Department

Attachments: [Agenda Cover Report](#)
[2024 TaxRoll Preliminary Media](#)

Mr. Moore requested a Special Workshop Meeting be scheduled for July 25, 2025, at 1:00 p.m. to discuss the fiscal year budget for 2024-2025.

A motion was made by Vice-Mayor Casale, seconded by Commissioner Burns, that this Request be approved.

all were in favor

7.B. FISCAL YEAR 2024-25 PROPOSED MILLAGE RATE/DOWNTOWN DEVELOPMENT AUTHORITY (DDA)

Sponsors: Finance Department

Attachments: [Agenda Cover Report](#)
[FY24-25 DDA Millage Levy Memo for CC 7.16.24](#)

There was no presentation for this item since the allowable millage rate increase for the Downtown Development Authority could only be one percent annually.

A motion was made by Vice-Mayor Casale, seconded by Commissioner Burns, that this Request be approved.

all were in favor

7.C. NOMINATION FOR APPOINTMENT TO THE GREEN IMPLEMENTATION ADVANCEMENT BOARD

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[Green Implementation Advancement Board](#)
[Jones, Adam](#)
[Lembovski](#)
[O'Connor, Christine](#)
[Orellana, Evan](#)
[Seaman, Heather](#)

A motion was made by Deputy Vice Mayor Long to nominate Seaman, seconded by Vice Mayor Casale.

all were in favor

A motion was made by Vice Mayor Casale to nominate O'Connor, seconded by Commission Markert.

all were in favor

A motion was made by Commissioner Burns to nominate Orellana, seconded by Vice Mayor Casale.

all were in favor

7.D. NOMINATIONS FOR APPOINTMENT TO THE PUBLIC ART ADVISORY BOARD

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[Public Art Advisory Board](#)
[Public Art Advisory Board Attendance](#)
[Amedeo](#)
[Bennett](#)
[Blumenfeld](#)
[Cianciotto, Daniel](#)
[Jones, Adam](#)
[Kaplan](#)
[Lakritz](#)
[Sherman, Andrea](#)

A motion was made by Vice Mayor Casale to nominate Sherman, seconded by Commissioner Markert.

all were in favor

A motion was made by Commissioner Burns to nominate Bennett, seconded by Vice Mayor Casale.

all were in favor

A motion was made by Mayor Carney to nominate Cianciotto, seconded by Vice Mayor Casale.

all were in favor

A motion was made by Commissioner Markert to nominate Amedeo, seconded by Vice Mayor Casale.

all were in favor

Commissioner Markert was given a consensus to make the next appointment to the Public Art Advisory Board, as he only had one candidate to choose from.

7.E.

**NOMINATION FOR APPOINTMENT TO THE DOWNTOWN
DEVELOPMENT AUTHORITY BOARD**

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[DDA Board Member List](#)
[DDA Board Attendance](#)
[DDA Map](#)
[Alper, Gregg](#)
[Amedeo, James](#)
[Benson, Mavis](#)
[Blumenfeld](#)
[Cohn, Damara](#)
[Costilo, Alan](#)
[Denkler, Mark](#)
[Dockerty](#)
[Fredericks, Carol](#)
[Grimes](#)
[Jones, Adam](#)
[Kaufman](#)
[Kiser, Mereida](#)
[Leish](#)
[Likosar, Shelly](#)
[Nelson](#)
[O'Connor, Christine](#)
[Platt](#)
[Rose, Daniel](#)
[Salzman](#)
[Sylvester](#)
[Walden, George](#)

A motion was made by Commissioner Markert to nominate Mavis Benson, seconded by Vice Mayor Casale.

The Commission discussed the vetting process for board applicants and agreed that consistency is needed when appointing a board member.

A roll call vote was taken, and the nomination carried by the following vote:

Yes: 2 - Vice Mayor Casale, Commissioner Markert

No: 3 - Mayor Carney, Commissioner Burns, Deputy Vice Mayor Long

the nomination failed

Commissioner Markert's selection was deferred until the next meeting to allow him more time to review other tax-qualified applicants.

7.F. AMENDMENT TO LOCAL RULES OF PROCEDURE

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)
[Local Rules \(incl Code of Conduct\) 7-16-24 agenda](#)

Lynn Gelin, City Attorney, stated the updated Local Rules of Procedure were created to memorialize the code of conduct and how the Commission treats staff, community members, and one another.

A motion was made by Commissioner Burns, seconded by Commissioner Markert, that this Request be approved.

all were in favor

8. PUBLIC HEARINGS/SECOND READINGS:

8.A. APPROVAL OF RESOLUTION 146-24: STORMWATER UTILITY ASSESSMENT (PUBLIC HEARING)

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[Res 146-24 for Stormwater Utility Assessment rev. kwb](#)
[Exhibit A to Resolution No. 146-24](#)
[Simple Legal Review Approval Stormwater Utility Assessment](#)
[2024 NAV-Delray Beach assessed parcels](#)
[2024 NAV-Delray Beach-Data to PBC](#)
[Certificate to Non-Ad Valorem Assesment Roll](#)
[Notice of Public Hearing - SW Tax Assessment 7.5.2024](#)

Lynn Gelin entered Resolution No. 146-24 into the record.

Missie Barletto provided a staff report on the Storm Water Assessment/Utility Rate. She stated a rate study was completed in early 2023 to determine a new rate structure for the purpose of collecting enough funds to support stormwater maintenance and improvements over the next 20 years. Additionally, she noted religious organizations, the Palm Beach County School Board, the Florida Department of Transportation, and the Lake Worth Drainage District were exempt from the assessment.

Mayor Carney opened the floor to public comments on this item. Seeing no one present, Mayor Carney closed public comment.

A motion was made by Vice-Mayor Casale, seconded by Commissioner Burns, that this Resolution be approved.

all were in favor

9. FIRST READINGS:

- 9.A. ORDINANCE NO. 21-24: 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 2.6, "NOTICE REQUIREMENTS," SECTION 2.6.3, "REQUIRED PUBLIC NOTICE," BY ENACTING A NEW SUBSECTION (H), "WAIVERS" TO ADD PUBLIC NOTICE REQUIREMENTS FOR WAIVER REQUESTS THAT REQUIRE CITY COMMISSION APPROVAL, PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AUTHORITY TO CODIFY; AND PROVIDING AN EFFECTIVE DATE. (FIRST READING)

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Staff Report, Waiver Notice Requirements](#)
[Ord. No. 21-24 Notice Requirements for Waivers](#)
[Business Impact Estimate - Ord. No. 21-24](#)
[Simple Legal Review Approval Ord 21-24](#)

Lynn Gelin entered Ordinance No. 21-24 into the record.

A motion was made by Vice-Mayor Casale, seconded by Commissioner Burns, that this Ordinance be approved.

all were in favor

- 9.B. ORDINANCE NO. 25-24: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING CHAPTER 32, "DEPARTMENTS, BOARDS AND COMMISSIONS", BY AMENDING SECTION 32.26, "COMPOSITION; APPOINTMENT; TERMS" TO REDUCE THE NUMBER OF THE EDUCATION BOARD MEMBERS FROM 13 MEMBERS TO 7 REGULAR MEMBERS; BY AMENDING SECTION 32.28. "QUALIFICATIONS OF MEMBERS" TO UPDATE THE QUALIFICATIONS BY REQUIRING BOARD MEMBERS TO BE EITHER A PARENT OR EDUCATOR FROM EACH OF THE DELRAY BEACH PUBLIC SCHOOLS; BY AMENDING SECTION 32.29, "DUTIES AND RESPONSIBILITIES" TO UPDATE THE PURPOSE OF THE BOARD; PROVIDING A SAVINGS CLAUSE, GENERAL REPEALER CLAUSE; AND AN EFFECTIVE DATE. (FIRST READING)

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)

[BIE--Ordinance 25-24 \(Education Board\) SIGNED](#)

[Ordinance Legal Review Form _Ord 25-24 Amending Education Board](#)

[Composition, Qualifications, and Duties](#)

[Ord 25-24 Amending Education Board Ordinance 7.1.24](#)

Lynn Gelin entered Ordinance No. 25-24 into the record.

A motion was made by Vice-Mayor Casale, seconded by Deputy Vice Mayor Long, that this Ordinance be approved on first reading.

all were in favor

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

A. City Manager

10.A.1. Direction on Opioid Litigation Funds

Sponsors: City Manager Department

Mr. Moore commented that the State had specific criteria for how the settlement funds could be spent.

He advised that Jeff Oris, Assistant City Manager, would briefly summarize this item to the Commission.

Mr. Oris suggested the Commission establish a panel of external professionals to determine the allocation of the settlement funds and then present their recommendations to the Commission.

There was a consensus to proceed with selecting a panel to suggest funding allocations and return before the Commission at the August 19, 2024, Commission Meeting.

B. City Attorney

Ms. Gelin discussed amending the local rules again at the Mayor's request in relation to the first and second readings of ordinances, and the Code of Conduct.

The first reading of an ordinance would consist of a presentation instead of the second reading. The second reading would only consist of a presentation if any change(s) were made at the first reading.

A consensus was given to allow Ms. Gelin to amend the local rules again.

C. City Commission

Deputy Vice Mayor Long:

None

Vice Mayor Casale:

Requested an update on the Office of the Inspector General's (OIG) investigation into Utility Billing.

Mr. Moore responded there hadn't been any update.

Commissioner Burns:

None

Commissioner Markert:

None.

Mayor Carney:

Discussed the contract for the golf course.

Mr. Moore stated his office was in the final stages of working with Sanford Ferris, the golf course's design team.

11. ADJOURNMENT

There being no further business to discuss, Mayor Carney adjourned the meeting at 8:02 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.