

City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444

Phone: (561) 243-7000

www.delraybeachfl.gov



Minutes - Draft

Tuesday, December 17, 2024

5:00 PM

Regular Meeting at 5:00 PM

Delray Beach City Hall or Watch on YouTube:

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

City Commission

Mayor Thomas F. Carney, Jr.

Vice Mayor Juli Casale

Deputy Vice Mayor Rob Long

Commissioner Tom Markert

Commissioner Angela Burns

1. ROLL CALL

The December 17, 2024 Regular City Commission Meeting was called to order at 5:02 p.m. Interim City Clerk, Alexis Givings, 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

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

all were in favor

3.A. Additions, Deletions, Substitutions

4. PRESENTATIONS:

4.A. PRESENTATION BY NATALIA M. SALAS ON THE CITY'S POTENTIAL PARTICIPATION IN THE MULTI-STATE INSULIN LITIGATION

Sponsors: City Attorney Department

Lynn Gelin, City Attorney, requested permission from the Commission to join a multi-state insulin litigation that references insulin prices. She explained this legal action aims to recover funds for taxpayers from several years ago when insulin manufacturers significantly raised their prices. Ms. Gelin mentioned there would be no cost to the City, and any recovered funds would be returned to the City's health insurance provider. There was a consensus amongst the Commission to allow Ms. Gelin to join the insulin litigation.

4.B. UPDATE ON THE ACTIVITIES AND PROJECTS OF THE CITY'S ECONOMIC DEVELOPMENT DIVISION

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)

Rob Evans, Economic Development Manager, provided an overview of his current activities, which included strengthening partnerships and collaborations with local schools, businesses, and real estate companies. He mentioned that he had organized multiple industry career fairs and was

planning more for the upcoming year, targeting students and adults.

Mayor Carney expressed his concern that the Economic Development Office has not pursued relationships with business development boards to facilitate corporate relocations and bring new business to Delray Beach.

Jeff Oris, Assistant City Manager, stated the City aims to identify more available land by collaborating with commercial real estate brokers to attract additional businesses and corporate relocations.

He mentioned that a manufacturing business was considering relocating to Delray Beach, but they were unable to do so because of the lack of available building spaces.

The Commission discussed the lack of commercial land use. It was mentioned that less than 1% of the City's land was designated for manufacturing after it was converted to residential use. It was also noted the City needs to work more aggressively with the Business Development Board (BDB) to encourage businesses to visit Delray, particularly along Congress Avenue.

The Commission thanked Mr. Evans for his efforts.

4.C.

PRELIMINARY QUARTERLY / YEAR END FINANCIAL REVIEW THROUGH SEPTEMBER 30, 2024

Sponsors: Finance Department

Attachments: [Agenda Cover Report](#)
[Income Statement All Funds Summary September 2024](#)
[Income Statement General Fund By Category September 2024](#)

Henry Dachowitz, Chief Financial Officer, presented the 4th quarter financial report fiscal year 2023-2024, categorized by fund type. He reported that the original adopted budget for 2024, covering all funds, was set at \$416,840,666, and the final amended budget as of December 13, 2024, was \$474,340,081.

He stated that once all the entries were finalized, any surplus would be added to the reserves. Conversely, if a deficit were identified, it would be covered by the reserves.

Mr. Dachowitz noted the actual fiscal year budget was under funded by \$11,666,535 or negative 6.10%, which was almost identical to the drawdown from the reserves.

The Commission thanked Mr. Dachowitz for his efforts.

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

Mr. Moore acknowledged Boynton Beach Police Chief Joe DeJulio, who was present, and spoke a few kind words about Delray Beach Police Chief Russ Mager, thanking him for their collaboration between the two cities.

5.A.1. POLICE & FIRE RESCUE CLARITY REGARDING WELLNESS CHECK PROTOCOLS AND PRACTICES

Sponsors: City Manager Department

Fire Chief Ronald Martin and Police Chief Russ Mager briefly discussed their Wellness Check Program protocols, which helps community members who may need life-saving assistance.

The Commission thanked the officers for their hard work.

5.B. From the Public

Debra Walker, 1312 NW 2nd Street, Delray Beach

Spoke about the pool closure at Pompey Park and the iguanas at Delray Beach Pool and Tennis center.

Laura Simon, Executive Director of the Downtown Development Authority
Discussed the renovations of local hotels and the success of downtown restaurants.

Stephaine Immelman, Delray Beach Chamber of Commerce
Discussed 2025 being the year of the small businesses.

Julia Kadel, 1015 Anchor Point, Delray Beach

Discussed the activities of the Miracle League of Palm Beach County and emphasized the necessity for City events to ensure accessibility for individuals with disabilities.

Joseph Cortes, Administrator for Delray Full Service Center
Thanked the Commission for their partnership.

George Long, 46 North Swinton Avenue, Delray Beach

Extended his gratitude to the Commission and staff for their efforts in developing the in-lieu parking proposal.

Seeing none else present, Mayor Carney closed public comments.

6. CONSENT AGENDA: City Manager Recommends Approval

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

all were in favor

6.A. CITY COMMISSION MEETING MINUTES

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[November 19, 2024 Regular Meeting Minutes - DRAFT](#)

This Minutes were approved.

6.B. APPROVAL OF THE BOARD'S BYLAWS ESTABLISHING THE RULES OF PROCEDURE

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Bylaws for Code Enforcement Board](#)

This Request was approved.

6.C. APPROVAL OF FY23-24 CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT

Sponsors: Neighborhood & Community Services

Attachments: [Agenda Cover Report](#)
[CAPER FY2023-2024 FINAL for Submission to HUD 121024](#)

This Request was approved.

6.D. PERMISSION TO APPLY FOR PALM BEACH TRANSPORTATION PLANNING AGENCY (TPA) TRANSPORTATION ALTERNATIVES (TA) GRANT TO SUPPORT SAFETY IMPROVEMENTS ALONG NE 4TH AVENUE BETWEEN SWINTON AVENUE AND FEDERAL HIGHWAY

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[Item 1A - NE 4th St Audit Report](#)
[Item 1B - 2025_TA_Program_Overview](#)

This Request was approved.

6.E. APPROVAL OF RESOLUTION NO. 251-24 PROVIDING THE CITY OF DELRAY BEACH'S SUPPORT FOR APPROVING AND ADOPTING THE 2024 REVISED PALM BEACH COUNTY LOCAL MITIGATION STRATEGY PLAN (LMS2024)

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[Res No. 251-24 \(LMS2024\)](#)
[Resolution 251-24 PBC Local Mitigation Strategy LR](#)
[2024 PBC LMS](#)

This Resolution was approved.

6.F. APPROVAL OF AMENDMENT NO. 1 TO THE PARKING LICENSE AGREEMENT FOR VALET SERVICES IN THE CENTRAL BUSINESS DISTRICT BETWEEN THE CITY OF DELRAY BEACH AND CAFFE LUNA ROSA, INC., D/B/A CAFFE LUNA ROSA

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[Amendment of Luna Rose Valet Agreement No 1](#)
[Legal Review Checklist Amd #1 to Parking License Agreement Caffe Luna Rosa, Inc. 2024](#)
[Valet Parking License Agreement - Caffe Luna Rosa, Inc. dba Caffe Luna Rosa](#)

This Request was approved.

6.G. APPROVAL FOR AN ADDITIONAL SPENDING REQUEST TO SOLE SOURCE NO. SS2023-009 WITH LOU BACHRODT FREIGHTLINER FOR ORIGINAL EQUIPMENT MANUFACTURER (OEM) PARTS AND RELATED SERVICE FOR FREIGHTLINER VEHICLES BY \$40,000 FOR A REVISED TOTAL OF \$120,000

Sponsors: Public Works Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Agenda Cover Memo - Additional Spending #1 to SS2023-009](#)
[Sole Source Memo - Lou Bachrodt 4.3.2023](#)

This Request was approved.

6.H. APPROVAL OF AMENDMENT NO. 1 TO RFQ NO. 2023-066 WITH CDM CONSTRUCTORS, INC., FOR ADDITIONAL ENGINEERING DESIGN

SERVICES NEEDED FOR PHASE ONE (1) OF THE CITY OF DELRAY BEACH WATER TREATMENT PLANT PROGRESSIVE DESIGN BUILD PROJECT (PROJECT NO. 23-005U), IN AN INCREASE AMOUNT OF \$800,000, FOR A REVISED TOTAL OF \$15,782,309.

Sponsors: Utilities Department

- Attachments:** [Agenda Cover Report](#)
[DBIA Agreement - CDM Constructors Inc. \(RFQ 2023-066\)](#)
[Packet for Bid RFQ 2023-066 Advertised](#)
[Amd #1 to RFQ 2023-066 Progressive Design Build Water Plant DBIA Agreements.doc](#)
[Ex A to Amd #1 to RFQ 2023-066 Progressive Design Build Water Plant DBIA Agreements.pdf](#)
[Legal Review Checklist Amd #1 to Water Treatment Plant Design Build - CDM Smith - DBIA 535 and 545.pdf](#)

This Request was approved.

6.I. PROCLAMATIONS:

6.I.1. None

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

6.J.1. REPORT OF APPEALABLE DEVELOPMENT APPLICATION ACTIONS FROM NOVEMBER 26, 2024, THROUGH DECEMBER 5, 2024.

Sponsors: Development Services Department

- Attachments:** [Agenda Cover Report](#)
[PAAB \(11-26\) 5090 West Atlantic Ave](#)
[ADMIN 1201 George Bush Blvd](#)

This Request was approved.

6.K. AWARD OF BIDS AND CONTRACTS:

6.K.1. APPROVAL OF RESOLUTION 172-24: APPROVING AN AGREEMENT WITH BLUE LINE INNOVATIONS, LLC FOR PUBLIC SAFETY UNIFORMS, UTILIZING TOWN OF PALM BEACH CONTRACT PURSUANT TO INVITATION TO BID NO. 2024-35 IN THE AMOUNT NOT-TO-EXCEED ESTIMATED AMOUNT OF \$500,000

Sponsors: Police Department and Purchasing Department

- Attachments:** [Agenda Cover Report](#)
[P2025-006 Blue Line Innovations LLC Town of Palm Beach Piggyback Agreement_final](#)
[Affidavit Delray Beach PD](#)
[Delray Beach 2024-2025 Agreement](#)
[Legal Review Checklist Blue Line Innovations LLC](#)
[Reso 172-24 per LG](#)

This Resolution was approved.

6.K.2. APPROVAL OF RESOLUTION NO. 255-24: A RESOLUTION OF THE CITY OF DELRAY BEACH, FLORIDA APPROVING AN AGREEMENT WITH CENTRAL SQUARE TECHNOLOGIES LLC FOR PUBLIC SAFETY SOFTWARE THROUGH CITY STANDARD IN AN AMOUNT NOT TO EXCEED \$4,649,908.02

Sponsors: Police Department and Purchasing Department

- Attachments:** [Agenda Cover Report](#)
[Delray Beach PD FL CST Sol Supp Delray - Renewal Solutions Agreement -Final](#)
[CS2025-004 Superior Central Square - signed](#)
[Affidavit regarding USE of COERCION LABOR AND SERVICES Superior LLC \(signed\) 11.20.2024](#)
[Legal Review Checklist CentralSquare Solutions and Support Agreement lwF](#)
[Central Square - Vendor executed agreement](#)
[Res 255-24 Central Square- City Standard lw rev](#)

This Resolution was approved.

6.K.3. APPROVAL OF RESOLUTION NO. 242-24 TO AWARD AN AGREEMENT WITH R.J. BEHAR & COMPANY, INC., FOR CONSTRUCTION ENGINEERING AND INSPECTION SERVICES FOR THE OLD GERMANTOWN ROAD FROM PARK ACCESS ROAD TO SOUTH CONGRESS AVENUE (OLD GERMANTOWN IMPROVEMENTS) PROJECT PURSUANT TO REQUEST FOR QUALIFICATIONS (RFQ) NO. 2024-029 IN THE AMOUNT OF \$1,070,987.06

Sponsors: Public Works Department and Purchasing Department

- Attachments:** [Agenda Cover Report](#)
[RFQ 2024-029 Germantown CEI Agreement-signed](#)
[Exhibit A-Proposal Package for CEI Serv. Old Germantown Rd.](#)
[Resolution No. 242-24](#)
[Bid Tabulation - R.J. Behar & Company, Inc.](#)
[Packet for Bid RFQ 2024-029 Advertised](#)
[RFQ 2024-029 Germantown Rd CEI LR](#)

This Resolution was approved.

- 6.K.4.** APPROVAL OF RESOLUTION NO. 62-24 FOR ISSUANCE OF A PURCHASE ORDER TO TRADEWINDS POWER CORPORATION NORTH; UTILIZING FLORIDA SHERIFF'S ASSOCIATION (FSA) CONTRACT NO. FSA23-EQU21.0 EQUIPMENT SOLICITATION UNDER THE COOPERATIVE PURCHASING PROGRAM, FOR PURCHASE OF TWO (2) 100Kw DIESEL GENERATORS IN A TOTAL AMOUNT NOT TO EXCEED OF \$246,104 (\$123,052 EACH RESPECTIVELY).

Sponsors: Utilities Department

- Attachments:** [Agenda Cover Report](#)
[Simple Legal Review Approval Resolution 62-24.pdf](#)
[Resolution for Issuance of a Purchase Order to Tradewinds Power Corp.pdf](#)
[Quotation # AV26353Q-rev 100kw Mobile.pdf](#)

This Resolution was approved.

- 6.K.5.** APPROVAL OF RESOLUTION NOS. 235-24, 236-24, 237-24, AND 238-24 TO AWARD AGREEMENTS WITH BODY SHOP BY MIKE & JOE, INC; CLASSIC COLLISION LLC DBA CLASSIC COLLISION BOCA NORTH; ED MORSE CADILLAC DELRAY; AND METAL SUPPLY AND MACHINING INC, PURSUANT TO RFQ 2024-047 FOR FLEET COLLISION REPAIR & PAINTING AND/OR WELDING SERVICES IN THE AMOUNT OF \$800,000

Sponsors: Public Works Department and Purchasing Department

- Attachments:** [Agenda Cover Report](#)
[Vendor Signed- RFQ2024-047 Body](#)
[Resolution No. 235-24 \(Mike and Joe\)](#)
[Legal Review Checklist Body Shop by Mike & Joe](#)
[Vendor Signed- RFQ2024-047 Classic](#)
[Resolution No. 236-24 \(Classic Collision\)](#)
[Legal Review Checklist Classic Collision](#)
[Vendor Signed- RFQ2024-047 Cadillac](#)
[Resolution No. 237-24 \(Ed Morse Cadillac\)](#)
[Legal Review Checklist Ed Morse](#)
[Vendor Signed- RFQ2024-047 Metal](#)
[Resolution No. 238-24 \(Metal Supply\)](#)
[Legal Review Checklist Metal Supply and Machining Inc.](#)
[RFQ 2024-047](#)
[Site Visit for RFQ 2024-047](#)
[Body Shop by Mike & Joe slides](#)
[Body Shop by Mike & Joe](#)
[Classic Collision Slides](#)
[Classic Collision](#)
[Ed Morse Cadillac Slides](#)
[Ed Morse Cadillac](#)
[Metal Supply Slides](#)
[Metal Supply](#)

This Resolution was approved.

7. REGULAR AGENDA:

7.A. RESOLUTION NO. 233-24: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, GRANTING WAIVER REQUESTS TO SECTIONS 4.3.3(Q)(2) AND 4.3.3(QQ)(2) OF THE LAND DEVELOPMENT REGULATIONS TO ALLOW THE EXISTING RESIDENCE LOCATED AT 316 ANDREWS AVENUE TO BE AN ACCESSORY STRUCTURE WITH A GUEST COTTAGE FOR THE RESIDENCE LOCATED AT 1137 NORTH VISTA DEL MAR DRIVE, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (QUASI JUDICIAL)

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Resolution No. 233-24, 316 Andrews Avenue](#)
[Applicant Justification, 316 Andrews Avenue](#)
[Legal Review, Resolution No. 233-24](#)

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

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

Anthea Gianniotis, Development Services Director, entered File No. 2025-011 into the record.

Mayor Carney asked his colleagues to disclose any ex-parte communications for Item 7.A.

Vice Mayor Casale: Spoke with Mr. Costello and emails on the City Server.

Commissioner Burns: Spoke with Mr. Costello and emails on the City Server.

Deputy Vice Mayor Long: Spoke with Mr. Costello.

Commissioner Markert: Spoke with Mr. Costello

Mayor Carney: Spoke with Mr. Costello and emails on the City Server.

Lynn Gelin entered Resolution No. 233-24 into the record.

Jeff Costello, with JC Planning Solutions, was present on behalf of the applicant to present two waiver requests to the Land Development Regulations for the properties located at 316 Andrews Avenue and 1137 N. Vista Del Mar Drive. He stated the requests are intended to allow the structure at 316 Andrews Avenue and 1137 N. Vista Del Mar to be used as an accessory dwelling for the primary resident at 1137 N. Vista Del Mar Drive. The proposal included an art studio on the first floor and a guest cottage on the second floor.

Anthea Gianniotis provided a staff report on this item. She stated that single-family districts could only have one principal residential structure under the Land Development Regulations. She mentioned the proposed waivers exceed the forty percent size limit.

Mayor Carney opened the floor to public comments on this item.

Seeing no one present, Mayor Carney closed public comments.

Mayor Carney asked if there was any cross-examination or rebuttal from either side.

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

Discussion ensued amongst the Commission regarding the necessity for guidelines on future accessory dwelling unit ordinances.

Mayor Carney proposed imposing restrictions on these requests until an ordinance is established to prevent it from being seen as a special privilege.

A motion was made by Deputy Vice Mayor Long, seconded by Commissioner Burns, to approve Resolution No. 233-24 with the condition that the property owner could not add more accessory building structures, and dissolving the unity of title would require the City's approval. The motion carried by the following vote:

Yes: 3 - Mayor Carney, Deputy Vice Mayor Long, and Commissioner Burns

No: 2 - Vice Mayor Casale and Commissioner Markert

7.B.

RESOLUTION NO. 245-24: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, GRANTING A WAIVER REQUEST TO SECTION 4.6.5(C) OF THE LAND DEVELOPMENT REGULATIONS, TO ALLOW A TEN-FOOT HIGH WALL TO BE LOCATED WITHIN THE FRONT AND SIDE STREET SETBACK FOR THE PROPERTY LOCATED AT 319 ANDREWS AVENUE AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (QUASI-JUDICIAL HEARING)

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)

[Resolution No. 245-24](#)

[Staff Report](#)

[Applicant Justification Statement](#)

[Survey](#)

[Plans and Elevations](#)

[Legal Review Approval 245-24](#)

Mayor Carney asked his colleagues to disclose any ex-parte communications for Item 7.B.

Mayor Carney and Vice Mayor Casale disclosed only the information that was stored on the City server.

Anthea Gianniotos entered File No. 2024-166 into the record.

Lynn Gelin entered Resolution No. 245-24 into the record.

Gary Eliopoulos, with GE Architecture, was present on behalf of the applicant to request a wall height waiver to the Land Development Regulations for the property located at 319 Andrews Avenue. He stated this request for a structure (fence) would serve as both a privacy wall and a retaining wall, in accordance with the new standards by the Federal Emergency Management Agency (FEMA) and the North American Vertical Datum (NAVD), which were frequently changing. He mentioned several other homes in the area had previously been granted the same request.

Anthea Gianniotos provided a staff report on this item. She stated Development Services, in collaboration with Public Works Stormwater, had begun to analyze this issue since this was affecting all homeowners in a flood zone, not just the applicant. She mentioned the higher fence provides a more secure perimeter for the home.

Mayor Carney opened the floor to public comments on this item.

Gary Gerlach, 1126 Seaspray Avenue, Delray Beach
Inquired if the walls would be squared off. Mr. Eliopoulos provided a response.

Seeing no further comments, Mayor Carney closed public comments.

Mayor Carney asked if there was any cross-examination or rebuttal from either side.

Anthea Gianniotos requested information about the grade of the finished floor. Mr. Eliopoulos provided a response.

The Commission engaged in a discussion about this request and mentioned the City must address this issue as it frequently arises.

A motion was made by Vice-Mayor Casale, seconded by Deputy Vice Mayor Long, that this Resolution be approved. The motion carried by the following vote:

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

7.C.

NOMINATIONS FOR APPOINTMENTS TO THE CODE ENFORCEMENT BOARD. BASED ON THE ROTATION SYSTEM, APPOINTMENTS TO SERVE A TERM ENDING JANUARY 14, 2028 FOR FOUR (4) REGULAR MEMBERS AND TWO (2) ALTERNATE MEMBERS WILL BE MADE BY

VICE-MAYOR CASALE (SEAT #3), COMMISSIONER BURNS (SEAT #4), MAYOR CARNEY (SEAT #5), COMMISSIONER MARKERT (SEAT #1), DEPUTY VICE-MAYOR LONG (SEAT #2) AND VICE-MAYOR CASALE (SEAT #3).

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)

[Exhibit A](#)

[CODE ENFORCEMENT BOARD MEMBERS](#)

[CODE ENFORCEMENT ATTENDANCE](#)

[Burgess, Richard](#)

[Canton, Jimmy - Resume Included](#)

[Delehanty, Terrence](#)

[Godbout, Christina](#)

[Kiser, Mereida](#)

[Nelson, Adam - Resume Included](#)

[Ramirez, Aura - Resume Included](#)

[Schulz, Joseph](#)

[Vedder, Jim](#)

Vice Mayor Casale nominated Jimmy Canton, seconded by Commissioner Markert.

all were in favor of appointing Jimmy Canton

Commissioner Burns nominated Christina Godbout, seconded by Vice Mayor Casale.

all were in favor of appointing Christina Godbout

Mayor Carney nominated Richard Burgess, seconded by Deputy Vice Mayor Long.

all were in favor of appointing Richard Burgess

Commissioner Markert nominated Joseph Schulz, seconded by Commissioner Burns.

all were in favor of appointing Joseph Schulz

Deputy Vice Mayor Long nominated Adam Nelson, seconded by Vice Mayor Casale.

all were in favor of appointing Adam Nelson

Vice Mayor Casale nominated Jim Vedder, seconded by Commissioner Markert.

all were in favor of appointing Jim Vedder

7.D.

APPROVAL OF RESOLUTION 257-24: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH CALVIN, GIORDANO & ASSOCIATES, INC., A WHOLLY OWNED SUBSIDIARY OF SAFEUILT, LLC, TO UNDERTAKE AN ANALYSIS OF THE CITY'S CODE ENFORCEMENT DIVISION; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT, ANY AMENDMENTS AND/OR RENEWALS THERETO, AND TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)
[Res. 257-24 - Agreement with CGA for Code Analysis](#)
[Delray Beach Code Analysis 2024 - Final 12.17.24 CGA Signature](#)
[CGA Original proposal](#)
[Metro One - Delray Beach Proposed Letter of Engagement](#)
[PS Calvin Giordano LR](#)

Lynn Gelin entered Resolution No. 257-24 into the record.

Jeff Oris stated that Calvin, Giordano, & Associates, and MT Causley were national firms that currently held ongoing contracts with the City. Therefore, this item was intended to authorize the City Manager to enter into an agreement with Calvin Giordano and Associates for \$22,000, above the City Manager's approval threshold of \$65,000.

Discussion ensued amongst the Commission. They inquired about the Human Resources internal review that the Commission instructed them to do into the Code Enforcement Division's practices and policies. The Commission also inquired why this firm's costs were significantly lower than those of other bidders.

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

all were in favor

7.E.

APPROVAL OF RESOLUTION NO. 253-24 FOR THE ISSUANCE OF

PURCHASE ORDERS TO INNOVATIVE EQUIPMENT SERVICES 2 LLC DBA CASE POWER & EQUIPMENT OF FLORIDA; BACHRODT FT, LLC DBA PALMETTO FORD OF MIAMI; BOZARD FORD CO.; AMERI-RECREATIONAL SPORTS, LLC.; KELLY TRACTOR COMPANY; GLADE & GROVE SUPPLY CO INC.; TAMPA CRANE & BODY ACQUISITION LLC DBA TAMPA CRANE; ALAN JAY CHEVROLET CADILLAC; ALAN JAY FORD LINCOLN MERCURY INC.; GARBER CHEVROLET BUICK PONTIAC GMC; AND RIGHT TRAILERS, INC., UTILIZING FLORIDA SHERIFF'S ASSOCIATION CONTRACTS NO. FSA23-EQU21.0, FSA23-VEH21.1 AND FSA24-VEL32.0, AND SOURCEWELL CONTRACTS NO. 082923-AGCO, 093021-SWZ, AND 091521-NAF FOR THE PURCHASE OF NEW VEHICLES IN AN AMOUNT OF \$3,591,799.00

Sponsors: Public Works Department and Purchasing Department

Attachments: [Agenda Cover Report](#)

[Reso No. 253-24 12.16.24](#)

[Exhibit A - Vehicle Replacement List](#)

[Exhibit B - Additional Vehicles List 12.16.24](#)

[Simple Legal Review Approval- Resolution 253-24 12.16.24](#)

[Quotes - Replacement Vehicles](#)

[Quotes - Additional Vehicles 12.16.24](#)

[FSA23-EQU21.0](#)

[FSA23-VEH21.1](#)

[FSA24-VEL32.0](#)

[Sourcewell Contract 082923-AGCO](#)

[Sourcewell Contract 093021-SWZ](#)

[Sourcewell Contract 091521-NAF](#)

Missie Barletto, Public Works Director, stated this item would allow the Public Works Department to proceed with purchasing vehicles that the Commission approved during the budget process. She noted this updated list reflects an additional \$880 compared to the original list due to specific model shortages.

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

all were in favor

8. PUBLIC HEARINGS/SECOND READINGS:

8.A. None

9. FIRST READINGS:

- 9.A.** ORDINANCE NO. 27-24: 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 BY AMENDING CHAPTER 4, "ZONING REGULATIONS," ARTICLE 4.7, "FAMILY/WORKFORCE HOUSING," SECTION 4.7.2, "APPLICABILITY," SUBSECTION (B), "WORKFORCE HOUSING INCENTIVE AREAS," TO CORRECT A SCRIVENER'S ERROR ON THE INFILL WORKFORCE HOUSING AREA MAP, AND BY AMENDING SECTION 4.7.4, "DENSITY BONUS AREAS," SUBSECTION (A), "THE SOUTHWEST NEIGHBORHOOD OVERLAY DISTRICT, THE CARVER ESTATES OVERLAY DISTRICT AND THE INFILL WORKFORCE HOUSING AREA," TO CORRECT A SCRIVENER'S ERROR IN THE REQUIRED IN-LIEU AMOUNT WITHIN THE SOUTHWEST NEIGHBORHOOD OVERLAY DISTRICT; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, AND PROVIDING AN EFFECTIVE DATE. (FIRST READING)

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[PZB Staff Report, Article 4.7 Corrective LDR Amendment](#)
[Ordinance No. 27-24, Article 4.7 Corrective](#)
[Business Impact Estimate, Ordinance No. 27-24](#)
[Legal Review, Ordinance No. 27-24](#)

Lynn Gelin entered Ordinance No. 27-24 into the record.

A motion was made by Commissioner Markert, seconded by Commissioner Burns, that this Ordinance be approved on first reading.

all were in favor

- 9.B.** ORDINANCE NO. 37-24: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE CITY OF DELRAY BEACH CODE OF ORDINANCES, CHAPTER 74, "CIVIL TRAFFIC ENFORCEMENT", BY REPEALING THE ADOPTED CHAPTER 74 IN ITS ENTIRETY AND READOPTING SAME, AS REVISED, WITH A NEW CHAPTER 74, "SPEED DETECTION SYSTEMS IN SCHOOL ZONES" TO PROVIDE FOR THE USE AND IMPLEMENTATION OF SCHOOL ZONES SPEED LIMIT DETECTION SYSTEMS; PROVIDING FOR A LOCAL HEARING OFFICER TO HEAR APPEALS; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES (FIRST READING)

Sponsors: Police Department

Attachments: [Agenda Cover Report](#)

[BIE Form-Ordinance 37-24 Speed Detection Systems in School Zones - reviewed Finance_Iw](#)
[Ordinance Legal Review Form_Ord No 37-24 Speed Detection Systems in School Zones](#)
[Ord 37-24 Speed Detection Systems in School Zones - Final](#)

Lynn Gelin entered Ordinance No. 37-24 into the record.

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

all were in favor

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

Stated beginning in January, the City Manager's office will collaborate with the Department of Communications to provide regular updates on projects throughout the City. These updates will be shared across various forms of social media.

Wished everyone a safe holiday season.

B. City Attorney

Requested the Commission's approval to schedule a hearing on an appeal that waives the 60-day Land Development Regulations/Code for a hearing date on February 4, 2025.

all were in favor

Mayor Carney asked whether the Commission complied with its agreement with the Palm Beach County School Board. Ms. Gelin confirmed that the City complied.

C. City Commission**Vice Mayor Casale:**

Congratulated Alexis Givings on her appointment as the new City Clerk.

Stated the parade was great and acknowledged the Frances J. Bright Woman's Club and Tony Durante with the Sister Cities Program.

Acknowledged the new Chief Financial Officer, Henry Dachowitz, in his comments and noted the rollover funds and budget amendments.

Proposed discussing restaurant occupancy and classification with the

downtown businesses and residents.

Asked Mr. Moore for an update on the Code Enforcement Investigation.

Wished everyone a Happy Holiday.

Deputy Vice Mayor Long:

Requested to have more flexibility in costs when collaborating with small non-profit organizations. Mr. Moore stated this item will be discussed at the Commission Meeting on January 21, 2025.

Congratulated the City Staff on their efforts and wished everyone a Happy Holiday.

Commissioner Markert:

Acknowledged the Fire Department and Police Department for their efforts in responding to a recent tragic event.

Commissioner Burns:

Acknowledged City Staff for their hard work in organizing holiday events.

Mayor Carney:

Suggested receiving presentations the Friday before the meetings so questions can be developed before the actual presentation.

Requested agenda item changes must be submitted 24-hours before the meeting.

Discussed the Rotary Club's memorial bench for Roy Simon, founder of the Downtown Development Authority.

Mentioned that monetary benefits provided to nonprofits should not exceed \$8,000 dollars per year and must include the labor hours of the Police and Fire Departments. Mr. Moore stated he would prepare the policy adjustments accordingly.

Vice Mayor Casale requested a list of nonprofits that had received funding from the City for the current year.

Mentioned Visioning should be dated 2035.

Inquired about a training workshop on Roberts Rules for the Commission.

Mr. Moore stated he would finalize a workshop in the next coming weeks.

11. ADJOURNMENT

There being no further business to discuss, Mayor Carney adjourned the meeting at 8:35 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.