

# City of Delray Beach

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[www.delraybeachfl.gov](http://www.delraybeachfl.gov)



## Minutes - Draft

Tuesday, January 6, 2026

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.*

*Deputy Vice Mayor Angela Burns*

*Commissioner Tom Markert*

*Commissioner Juli Casale*

## 1. ROLL CALL

The January 6, 2026 Regular City Commission Meeting was called to order at 5:00 p.m. Alexis Givings, City Clerk, called the roll, and the following were present:

Terrence Moore, City Manager

Lynn Gelin, City Attorney

**Present:** 3 - Commissioner Tom Markert, Deputy Vice Mayor Angela Burns, and Commissioner Juli Casale

**Absent:** 1 - Mayor Thomas F. Carney Jr.

## 2. PLEDGE OF ALLEGIANCE TO THE FLAG

## 3. AGENDA APPROVAL

### 3.A. Additions, Deletions, Substitutions

Deputy Vice Mayor Burns requested that Consent Agenda Item No. 6.I. be pulled for discussion. It became Item No. 7.A.A. on the Regular Agenda.

Commissioner Markert requested a discussion about filling the Vice Mayor's position. Ms. Gelin suggested discussing this topic during the Commission comments.

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve the agenda as amended.**

**all were in favor**

## 4. PRESENTATIONS:

### 4.A. EXCELLENCE IN EDUCATION: PACESETTERS AWARD

**Sponsors:** City Manager Department

**Attachments:** [Agenda Cover Report](#)

Janai Bowens, Education and External Opportunities Manager, was present to lead this quarter's Pacesetters Award ceremony. She initiated this award in collaboration with Darrell Hunter, Chief of Police, for the Delray Beach Police Department. Ms. Bowens explained that the award is given to students who consistently demonstrate professionalism, accountability, and engagement. The selection was made based on recommendations from teachers and school leaders. She stated that these students set the standards for their classmates. A group photograph was taken with each school's winner. An additional photograph was taken with students who arrived late.

**4.B. SISTER CITIES PRESENTATION**

**Sponsors:** City Manager Department

**Attachments:** [Agenda Cover Report](#)

Daphney Antoine, PhD, was joined by Pastor Tony Durante to highlight the achievements and initiatives of Sister Cities over the past 49 years. She mentioned that this year's focus would be on Italy. Pastor Durante emphasized the importance of building bridges between people through the student ambassador program.

Ashley, a former student ambassador and current board member, shared her experiences with her Japanese family.

Ms. Durante provided the website address <http://www.sistercitiesofdelraybeach.org> for those who want to learn more about 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 stated that before giving an update on the Barwick Road construction, as promised during the Commission Meeting on December 8, 2025, he asked Hassan Hadjimiry, Utilities Director, to explain the main raw water break that occurred over the past weekend. Mr. Moore stated that the break was due to contractor error and that expenditures had already occurred, with claims set to be submitted.

Mr. Hadjimiry stated that at approximately 4:00 a.m., the past Saturday, while drilling for the new Water Treatment Plant, a deep well raw water main was impacted. He stated that the flooding was contained by 11:00 p.m. that evening. Residents were not affected because water was provided through an interconnect system with the City of Boca Raton and the Palm Beach County Water Utilities Department.

Mr. Hadjimiry emphasized that the water quality was never affected. He noted that he collaborated closely with Gina Carter, Public Information Officer, to ensure that residents were well informed about what had occurred.

The Commission thanked Mr. Hadjimiry for his efforts.

**5.A.1. UPDATE AND CLARITY REGARDING BARWICK ROAD CONSTRUCTION**

**Sponsors:** City Manager Department

**Attachments:** [Agenda Cover Report](#)

Missie Barletto, Public Works Director, provided an overview of the Barwick Road project, which extends from State Road 806 (Atlantic Avenue) to Lake Ida Road, in response to numerous complaints from residents. Ms. Barletto noted that while the area is undergoing changes, the turn radius has remained the same and was designed in accordance with the City's Complete Streets Policy adopted in 2016. She emphasized that this federally funded project aims to enhance bicycle and pedestrian safety. Additionally, Ms. Barletto discussed several other planned improvements for the area and addressed the residents' concerns, explaining that many issues stem from the project being in the mid-construction stage. She assured them that the designs were developed to ensure consistency with established best practices and roadway standards. The project is anticipated to be completed by the summer of 2026. Ms. Barletto provided a website to view the project: [Barwickproject.com](http://Barwickproject.com). The Commission thanked Ms. Barletto for her comprehensive report.

Mr. Moore mentioned that there was one additional update regarding the renovations of the Delray Beach Municipal Golf Course that Ms. Barletto wanted to share with the Commission.

Ms. Barletto informed the Commission that, upon clearing the land on the golf course, they encountered a Banyan Tree with a base covering half an acre and likely the largest in the South County area. She stated that this issue is causing problems because it crosses the canal. The City is working with the Lake Worth Drainage District to obtain permits for the golf course and they are asking the City to remove the Banyan Tree. Ms. Barletto mentioned that if she were to go before the Board of the Lake Worth Drainage District to seek a variance for the permit, it might delay the renovations of the golf course. However, she noted that the course designer and contractors are committed to preserving the tree and are willing to do whatever it takes to make up for the time lost due to the efforts to save the tree. Ms. Barletto also discussed the potential consequences if the tree is allowed to remain.

Sam Mettott, Parks and Recreation Director, joined Ms. Barletto and stated that the renovations have made tremendous progress thus far.

The Commission discussed whether to preserve the tree or remove it. There was consensus to keep the tree.

The Commission thanked Ms. Barletto and Mr. Metott for their presentation.

## 5.B. From the Public

Montre Bennett, 33444

Thanked the Commission for saving the tree.

Thanked the Police and Fire Departments for the Set Alliance and the 12 Days of Christmas Event.

Expressed his support for appointing Yvonne Odom as the Interim Commissioner.

Miquel Paveda, 33445

Discussed the issues regarding Barwick Road, the turning radius at Frances Drive, and the safety of pedestrians and cyclists.

Michael Winn, Delray Beach

Discussed his life story and concerns regarding the City of Delray Beach.

Yvonne Odom

Thanked the Utilities Department for their prompt repair of the water main break.

Thanked the Code Enforcement Department for trimming a hedge that was obstructing a stop sign.

Thanked the ladies in the Water Department who assisted her neighbor with his water bill.

Acknowledged a kind Police Officer who reminded her of the speed limit on her street when she was pulled over.

Ed McCall, Maurice Drive, 33445

Shared his safety concerns about the Barwick Road Project.

Greg Paige, 33445

Discussed his concerns about Frances Drive and Barwick Road.

Mentioned the newly installed speed cameras.

Shirley Johnson, 33483

Discussed the water main break and inquired how the residents were informed, as well as the protocol for handling emergencies.

Albert Richwagen, 33444

Thanked Ms. Barletto and her entire team for resolving a sidewalk issue

outside his business within a few days.

Mentioned that he was the Delray Beach liaison to the Advisory Council for the Maintenance of Traffic (MOT). He stated that the Barwick Road improvements meet Federal standards and are specifically designed to protect pedestrians and bicyclists.

Requested to know what was going on with Subculture Coffee and where their customers are parking their cars.

Deputy Vice Mayor Burns informed Mr. Richwagen that the City Attorney would reach out to provide him with an update on Subculture.

Marjorie Waldo, Arts Garage

Expressed her gratitude to the Commission for their continued support and thanked them for fulfilling their funding agreement with the Arts Garage.

Provided an update on events and programs at the Arts Garage for all ages.

Debra Walker

Requested the support of the Commission for the Police and Fire Department to organize a drive-by birthday celebration for Mildred Govan Livingston, who will turn 99 on January 31, 2026, at 429 SW 15th Avenue.

Stated that she supported Yvonne Odom as the Interim Commissioner.

Reggie Cox, 33444

Showed a poster board in support of electing Yvonne Odom as the Interim Commissioner.

Seeing no one else present, Deputy Vice Mayor Burns closed public comment.

## **6. CONSENT AGENDA: City Manager Recommends Approval**

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, 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](#)  
[November 18, 2025 Regular Meeting Minutes - DRAFT.pdf](#)  
[December 1, 2025 Workshop Meeting Minutes - DRAFT.pdf](#)  
[December 1, 2025 Regular Meeting Minutes - DRAFT.pdf](#)

The Minutes were approved.

- 6.B.** RESOLUTION 21-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING AN IMPACT EVENT KNOWN AS THE 17TH ANNUAL SAVOR THE AVENUE TO BE HELD MARCH 23, 2026; AUTHORIZING THE CLOSURE OF ATLANTIC AVENUE FROM SWINTON AVE TO NE/SE 5TH AVE AS MORE SPECIFICALLY DESCRIBED HEREIN; AUTHORIZING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

**Sponsors:** City Manager Department

**Attachments:** [Agenda Cover Report](#)  
[2026 Savor the Ave App & Map](#)  
[Impact Event Resolution Final](#)  
[Simple Legal Review Approval](#)

This Resolution was approved.

- 6.C.** ACCEPTANCE OF A LANDSCAPE MAINTENANCE AGREEMENT (LMA) FOR A PORTION OF 1035 BERMUDA GARDENS ROAD LANDSCAPE WHERE ADJACENT TO JIMMY BUFFETT MEM HWY (A1A-RIGHT OF WAY).

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Landscape Maintenance Agreement - 1035 Bermuda Gardens LLC](#)  
[Legal Review Landscape Maintenance Agreement - 1035 Bermuda Gardens Rd - 1035 Bermuda Gardens LLC](#)

This Request was approved.

- 6.D.** APPROVAL OF ADDITIONAL SPENDING AND CONTRACT INCREASE WITH EVERON, LLC, FOR FACILITY TECHNOLOGY INTEGRATION AND SECURITY SYSTEM SERVICES UTILIZING RFP 22-07 ISSUED BY REGION 4 EDUCATION SERVICE CENTER IN THE AMOUNT OF \$525,000.00 FOR A REVISED CONTRACT VALUE OF \$1,580,872.40.

**Sponsors:** Police Department

**Attachments:** [Agenda Cover Report](#)  
[SA892200408-Everon Security Delray Beach Barrier Island Camera](#)  
[Fiber - R7 - 2025-11-18T10-29-05](#)  
[Agreement - ADT Commercial, LLC. \(11\)](#)  
[Assignment & Assumption of Contract - ADT LLC \(Everon, LLC.\)](#)  
[Contract -](#)  
[22-07 Facility Technology and Security ADT MA 2022 04 01](#)  
[22-07 Facility Technology and Security RFP 2021 10 07](#)

**This Request was approved.**

- 6.E.** APPROVAL OF RESOLUTION NO. 06-26 TO ISSUE A PURCHASE ORDER TO TEN-8 FIRE & SAFETY, LLC FOR THE PURCHASE OF A NEW BRAUN SUPER CHIEF RESCUE AMBULANCE UTILIZING FLORIDA SHERIFFS ASSOCIATION CONTRACT NO. FSA25-VEF19.0 IN THE AMOUNT OF \$649,808.00

**Sponsors:** Public Works Department and Purchasing Department

**Attachments:** [Agenda Cover Report](#)  
[Reso No. 06-26 AS edits lw rev](#)  
[Exhibit A-Rescue Ambulance TEN-8 \(FSA25-VEF19.0\)](#)  
[Legal Review Form RESOLUTION NO. 06-26](#)  
[FSA25-VEF19.0](#)

**This Resolution was approved.**

- 6.F.** APPROVAL OF ADDITIONAL SPENDING FOR AGREEMENT P2024-009 WITH TEN-8 FIRE & SAFETY, LLC FOR THE PURCHASE OF ONE NEW PIERCE ENFORCER PUMPER TRUCK AND ONE NEW PIERCE ENFORCER LADDER TRUCK IN THE AMOUNT OF \$2,941,351.57 FOR A REVISED AGREEMENT TOTAL OF \$5,706,722.15

**Sponsors:** Public Works Department

**Attachments:** [Agenda Cover Report](#)  
[3 Pumper Truck TEN-8 \(SW 113021-OKC\) rev 12.12.25](#)  
[Full Executed -Agreement - Ten-8 Fire & Safety, LLC.](#)  
[Sourcwell Contract 113021-OKC](#)  
[Sourcwell RFP 113021-OKC](#)

**This Request was approved.**

- 6.G.** **ITEM A1** - ACCEPTANCE OF A WATER AND SEWER UTILITY EASEMENT FOR COMMON AREAS ASSOCIATED WITH CASON COURT, ALSO KNOWN AS GROVE ESTATES, OWNED BY GROVE ESTATES COMMUNITY ASSOCIATION, INC., AND CASON COURT,



LLC.

**ITEM A2** - ACCEPTANCE OF A WATER AND SEWER UTILITY EASEMENT, FOR LOTS 1-4 CASON COURT, ALSO KNOWN AS GROVE ESTATES, OWNED BY CASON COURT, LLC.

**Sponsors:** Utilities Department

**Attachments:** [Agenda Cover Report](#)

[Water and Sewer Utility Easement Agreement - Grove Estates Comm Assoc and Cason Court - Common Areas](#)

[Legal Review Water and Sewer Utility Easement Agreement - Grove Estates Comm Assoc and Cason Court - Common Areas](#)

[Water Sewer Utility Easement Agreement - Lots 1-4 - Cason Court - Grove Estates](#)

[Legal Review Water and Sewer Utility Easement Agreement - Grove Estates Lots 1-4 - Cason Court](#)

**This Request was approved.**

**6.H.** APPROVAL OF AMENDMENT NO. 2 TO AGREEMENT RFQ NO. 2022-034 OWNERS REPRESENTATIVE SERVICES FOR DESIGN-BUILD CONSTRUCTION PROJECT OF A NEW WATER TREATMENT PLANT (WTP), AND RELATED IMPROVEMENTS FOR PHASE II INCLUDING PROGRESSIVE DESIGN-BUILD SUPPORT SERVICES IN A TOTAL NOT-TO-EXCEED VALUE OF \$991,920.

**Sponsors:** Utilities Department

**Attachments:** [Agenda Cover Report](#)

[Legal Review Amd #2 to RFQ 2022-034 Agmt - Owner's Rep for Water Treatment Plant - Hazen and Sawyer](#)

[Amd #2 to Agmt for RFP 2022-034 - Owner's Rep for Water Treatment Plant - Hazen and Sawyer](#)

[Ex A - Amd #2 to Agmt for RFP 2022-034 - Owner's Rep for Water Treatment Plant - Hazen and Sawyer](#)

[Amendment No. 1 \(RFQ No. 2022-034\) - Fully Executed](#)

[Legal Review Amd #1 to RFQ 2022-034 Agmt - Owner's Rep for Water Treatment Plant - Hazen and Sawyer](#)

[Agreement - Hazen & Sawyer, P.C. \(RFQ No. 2022-034 Proj. 20-019U\)](#)

[Packet for Bid RFQ 2022- Final](#)

[Hazen and Sawyer RFQ 2022-034 Delray Beach Owners Representative Svcs for New WTP \(1\)](#)

**This Request was approved.**

**6.I.** TECHNICAL REVISION TO THE SUBORDINATION POLICY AND PROCEDURES IN THE STATE HOUSING INITIATIVES PARTNERSHIP LOCAL HOUSING ASSISTANCE PLAN (LHAP) FY2025-2028

**Sponsors:** Neighborhood & Community Services

**Attachments:** [Agenda Cover Report](#)[LHAP Subordination Policy and Procedures Updated](#)[LHAP Technical Revision Subordination Amendment Approval from the State](#)[Memo for Subordination Policy and Procedures Amendment](#)[City Manager Approval - LHAP Technical Revision to Subordination Policy](#)

Deputy Vice Mayor Burns requested that this item be pulled from the Consent Agenda for clarification, as no supporting documentation was provided. It became Item No. 7.A.A. on the Regular Agenda.

Jeri Pryor, Neighborhood and Community Services Director, was joined by Tavarous Parks, Neighborhood Services Administrator, to discuss this matter. Mr. Parks explained that revisions to the Local Housing Assistance Plan (LHAP) subordination policies previously required approval from the City Commission. However, the City's Affordable Housing Advisory Committee (AHAC) has recommended that any changes be processed through the City Manager's Office to expedite the process for homeowners.

Mr. Parks stated that once Ms. Pryor approves the item, it will be sent to the City Attorney's Office before going to the City Manager for final approval.

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

**all were in favor**

**6.J. PROCLAMATIONS:****6.J.1. MARTIN LUTHER KING, JR. DAY PROCLAMATION**

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)

[Proclamation - Martin Luther King, Jr. 2026](#)

**This Proclamation was approved.**

**6.J.2 NATIONAL MENTORING MONTH PROCLAMATION**

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)

[Proclamation - National Mentoring Month](#)

**This Proclamation was approved.**

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

**6.K.1.** REPORT OF APPEALABLE DEVELOPMENT APPLICATION ACTIONS FROM DECEMBER 1, 2025, THROUGH DECEMBER 31, 2025.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[PZB \(12-15\) - 202 NE 6th Ave, The Link](#)  
[PZB \(12-15\) - 19 NE 3rd Ave, Silverball Museum](#)  
[Admin Approval - Delray Beach Golf Club, Level 2](#)  
[Admin Approval - Memorial Gardens Cemetery, Level 2](#)

**This Request was approved.**

**6.L. AWARD OF BIDS AND CONTRACTS:**

**6.L.1.** APPROVAL OF RESOLUTION NO. 17-26 TO APPROVE AN AGREEMENT WITH CHANDLER ASSET MANAGEMENT, INC FOR INVESTMENT MANAGEMENT SERVICES PURSUANT TO REQUEST FOR PROPOSAL 2025-026 IN AMOUNT - \$275,000.00

**Sponsors:** Finance Department

**Attachments:** [Agenda Cover Report](#)  
[Resolution No. 17-26](#)  
[RFP Agreement 2025-026](#)  
[Legal Review Checklist](#)  
[Exhibit A - Fee Schedule](#)  
[RFP 2025-026 Investment Management](#)  
[Submitted Proposal for RFP 2025-026 -Chandler Asset Management](#)

**This Resolution was approved.**

**6.L.2.** APPROVAL OF RESOLUTION NO. 08-26 AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH ESO, LLC FOR THE PURCHASE OF EMS SOFTWARE AND FIRE SOFTWARE TO COMPLY WITH THE FEDERAL TRANSITION TO THE NATIONAL EMERGENCY RESPONSE INFORMATION SYSTEM (NERIS) UTILIZING EAGLE COUNTY HEALTH SERVICE DISTRICT RFB 2025-04 IN THE AMOUNT OF \$365,199.95

**Sponsors:** Fire Rescue Department

**Attachments:** [Agenda Cover Report](#)  
[Reso 08-26 LG](#)  
[Legal Review Checklist ESO Solution, Inc.](#)  
[P2026-002 Agreement](#)  
[PSAI-RFB-2025-04-ePCR-Data-Collection-and-Prehospital-Emergency-Response-Planning-and-Augmentation-FINAL Executed Agreement-ESO-PSAI-RFB-2025-04-ePCR](#)

**This Resolution was approved.**

- 6.L.3.** APPROVAL OF RESOLUTION NO. 04-26 TO ENTER INTO A TWO-YEAR SOLE SOURCE AGREEMENT FOR TORO GOLF EQUIPMENT, PARTS, AND SERVICES WITH WESCO TURF, INC. DBA HECTOR TURF IN AN TOTAL NOT TO EXCEED AMOUNT - \$114,000

**Sponsors:** Purchasing Department

**Attachments:** [Agenda Cover Report](#)  
[SS2026-005 LR](#)  
[SS2026-005 Irrigation Supplies and Equipment Repair](#)  
[Res No. 04-26](#)  
[Exhibit A](#)  
[Insurance Exhibit B](#)

**This Resolution was approved.**

- 6.L.4.** APPROVAL OF RESOLUTION NO. 12-26 TO AWARD AN AGREEMENT WITH SOUTHERN SEWER EQUIPMENT SALES AND SERVICE, INC. FOR ORIGINAL EQUIPMENT MANUFACTURER (OEM) PARTS AND SERVICES PURSUANT TO SOLE SOURCE APPROVAL IN THE AMOUNT OF \$90,000

**Sponsors:** Public Works Department and Purchasing Department

**Attachments:** [Agenda Cover Report](#)  
[Res 12-26](#)  
[Exhibit A](#)  
[Agreement SS 2026-004](#)  
[SS 222-25 Legal Checklist](#)

**This Resolution was approved.**

- 6.L.5.** APPROVAL OF RESOLUTION NO. 03-26 TO AWARD AN AGREEMENT COONERTY'S SOLE MATES, INC. DBA RED WING SHOES, FOR SAFETY FOOTWEAR SHOES AND BOOTS PURSUANT TO REQUEST FOR PROPOSAL 2025-036 IN THE AMOUNT OF \$589,400.00.

**Sponsors:** Purchasing Department

**Attachments:** [Agenda Cover Report](#)  
[Resolution No. 03.26](#)  
[RFP2025-036 Agreement](#)  
[Exhibit A Pricing Schedule](#)  
[Legal Review](#)  
[Solicitation RFP2025-036](#)  
[Proposal for RFP 2025-036](#)

**This Resolution was approved.**

## **7. REGULAR AGENDA:**

**7.A.** RESOLUTION NO. 16-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA ALLOWING JACK WARNER TO RETAIN HIS SEAT ON THE FIREFIGHTERS' RETIREMENT SYSTEM BOARD OF TRUSTEES; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

**Sponsors:** City Attorney Department

**Attachments:** [Agenda Cover Report](#)  
[Res 16-26 approving Jack Warner to remain on FF Pension Board of Trustees](#)  
[12-04-2025 regular mtg - watermark](#)

Ms. Gelin entered Resolution No. 16-26 into the record.

Lisa Castronova, Pension Administrator, was present to address any questions the Commission might have. She noted that Jack Warner had been appointed to this board by Mayor Carney. However, in December, Mr. Warner informed the board that he would be relocating from Delray Beach to Highland Beach. Despite this change in residency, he expressed his desire to continue serving on the board, even though residency in Delray Beach is required for board membership. Ms. Castronova emphasized that Mr. Warner possesses extensive knowledge gained from his years of service to the City.

Ms. Gelin informed the Commission that this precedent had been done once before for another board member.

The Commission engaged in a discussion on this matter and recognized that bending the rules in this instance would lead to ongoing requests.

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to deny Resolution No. 16-26. The motion carried by the following vote:**

**Yes:** 2 - Commissioner Markert, and Commissioner Casale

**No:** 1 - Deputy Vice Mayor Burns

**Absent:** 1 - Mayor Carney Jr.

**7.B.** CONSIDERATION OF A REQUEST TO POSTPONE THE HEARING SCHEDULED FOR JANUARY 20, 2026, FOR THE APPEAL OF THE PLANNING AND ZONING BOARD RECOMMENDATION OF DENIAL REGARDING A CONDITIONAL USE REQUEST FOR CONKLIN CARWASH LOCATED AT 14145 SOUTH MILITARY TRAIL

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Ltr. to A. Givings - Request for Postponement of Appeal Hearing\(63128183.1\)](#)  
[2025-11-24 Appeal Ltr. to A. Givings - Notice of Appeal \(Final Draft\)](#)

Ms. Gelin informed the Commission that, under the Land Development Regulations, any applicant seeking a postponement of an appeal scheduled for a City Commission hearing must be present at a meeting prior to the scheduled meeting to make the request. She noted that Mr. Scott, representing his client, Conklin Carwash, was in attendance to request a postponement until the next Commission Meeting on February 3, 2026.

No discussion took place.

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve the consideration request for postponement.**

**all were in favor**

**7.C.** RESOLUTION 13-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING AN IMPACT EVENT KNOWN AS THE 5TH ANNUAL DELRAY BEACH CONCOURS D'ELEGANCE 2026 TO BE HELD APRIL 17-19, 2026, IN AND AROUND THE OLD SCHOOL SQUARE CAMPUS AND ON NE 2ND AVENUE AND NE 1ST AVENUE; AUTHORIZING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES

**Sponsors:** City Manager Department

**Attachments:** [Agenda Cover Report](#)  
[Revised Application Package 11.25.25](#)  
[FINAL DBC SITE PLAN 12.4.25](#)  
[DBC APR 2026 SP1.0 LIFE SAFETY SITE PLAN 12.7.25 FINAL](#)  
[Impact Event Resolution Concours d'Elegance](#)  
[Simple Legal Review Approval- Dani](#)

Ms. Gelin entered Resolution No. 13-26 into the record.

Allison Behrman, Special Events Manager, was present to discuss this item. Ms. Behrman reported that the estimated financial impact of this event on the City estimated at \$9,131. She explained that the Concours Foundation is recognized as a non-profit entity. According to the City's Special Event Policy, the City will waive 50% of its soft costs for such events. However, the Foundation remains responsible for covering 100% of all hard costs, including barricades, trash boxes, and similar items. Ms. Behrman noted that this year's event is expected to attract approximately 9,000 attendees.

A brief discussion ensued among the Commission. It was mentioned that the event had previously been approved with a budget of \$8,000, and the question was asked where the additional \$1,000 would come from. Ms. Behrman stated that the City is currently working on the Special Event Policy and intends to maintain the existing funding caps without seeking additional funds.

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve Resolution No. 13-26.**

**all were in favor**

**7.D. NOMINATION FOR APPOINTMENT TO THE OPIOID SETTLEMENT ADVISORY COMMITTEE. BASED ON THE ROTATION SYSTEM, THE NOMINATION FOR APPOINTMENT WILL BE MADE BY COMMISSIONER CASALE (SEAT #3).**

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[Exhibit A](#)  
[Board Member List](#)  
[Opioid Settlement Advisory Committee 2025 attendance \(1\)](#)  
[Forcier, Anick](#)  
[Madison, Kenya](#)

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to nominate Kenya Madison.**

all were in favor

## **8. PUBLIC HEARINGS/SECOND READINGS:**

- 8.A.** ORDINANCE NO. 24-25: 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 2.1, "REVIEWING OFFICIALS AND AUTHORITIES," SECTION 2.1.1, "ADMINISTRATIVE OFFICIALS," TO INCLUDE THE APPROVAL OF PLATS TO THE RESPONSIBILITIES OF THE DIRECTOR OF DEVELOPMENT SERVICES; AMENDING SECTION 2.1.5, "THE PLANNING AND ZONING BOARD," TO REMOVE THE CERTIFICATION OF PLATS AND INCLUDE THE APPROVAL OF SUBDIVISION PLANS TO THE DUTIES AND RESPONSIBILITIES OF THE BOARD; AMENDING SECTION 2.1.9, "THE HISTORIC PRESERVATION BOARD," TO REMOVE THE CERTIFICATION OF PLATS AND INCLUDE THE APPROVAL OF SUBDIVISION PLANS TO THE DUTIES AND RESPONSIBILITIES OF THE BOARD; AMENDING ARTICLE 2.2, "GENERAL PROCEDURES," SECTION 2.2.2, "FINANCIAL GUARANTEES," TO REQUIRE A FINANCIAL GUARANTEE BEFORE APPROVAL OF A MAJOR PLAT AND BEFORE THE ISSUANCE OF A BUILDING PERMIT FOR A MINOR PLAT OR CERTIFIED SITE PLAN; AMENDING SECTION 2.2.4, "CERTIFICATION OF ACTIONS TAKEN," TO REQUIRE A FINANCIAL GUARANTEE BEFORE APPROVAL FOR A MAJOR PLAT AND BEFORE THE ISSUANCE OF A BUILDING PERMIT FOR A MINOR PLAT, REQUIRING THE PLAT TO BE RECORDED BY THE APPLICANT, AND ADDING AN EXPIRATION FOR SUBDIVISION PLANS; AMENDING ARTICLE 2.4, "DEVELOPMENT APPLICATION REQUIREMENTS," SECTION 2.4.8, "SUBDIVISIONS AND PLATS," MODIFYING THE PROCEDURE TO REVIEW AND APPROVE PLATS TO BE CONSISTENT WITH FLORIDA STATUTES SECTION 177.071; AMENDING SECTION 2.4.10, "SITE PLAN APPLICATIONS (LEVEL 1, LEVEL 2, LEVEL 3, AND LEVEL 4) AND MASTER DEVELOPMENT PLANS," TO INCLUDE SUBDIVISION PLANS AND ADOPT PROCEDURES AND REQUIRED FINDINGS FOR APPROVAL THEREOF; AMENDING SECTION 2.4.12, "CERTIFICATE OF APPROPRIATENESS," TO REQUIRE A CERTIFICATE OF APPROPRIATENESS FOR SUBDIVISION PLANS FOR INDIVIDUALLY DESIGNATED STRUCTURES AND ALL PROPERTIES LOCATED WITHIN HISTORIC DISTRICTS; AMENDING CHAPTER 3, "PERFORMANCE STANDARDS," ARTICLE 3.2, "PERFORMANCE STANDARDS," SECTION 3.2.3, "STANDARDS FOR SITE PLAN AND/OR PLAT ACTIONS," TO REMOVE PLATS FROM AND ADD SUBDIVISION PLANS; AND BY AMENDING APPENDIX A,



“DEFINITIONS;” TO AMEND THE DEFINITIONS FOR “MAJOR SUBDIVISION,” “MINOR SUBDIVISION” AND “PLAT” AND TO ADD A DEFINITION FOR “SUBDIVISION PLAN;” PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, AND PROVIDING AN EFFECTIVE DATE. (SECOND READING/PUBLIC HEARING)

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)

[Ord No. 24-25 Amending Plat Process\\_11202025 lg rev final](#)

[PZB Staff Report, Subdivision Platting](#)

[Senate Bill No. 784](#)

[Legal Review Form Ord. No. 24-25](#)

[BIE Form, Ordinance. No. 24-25](#)

[Proof of Legal Advertisement](#)

Ms. Gelin entered Resolution No. 24-25 into the record.

Anthea Gianniotis, Development Services Director, stated that the State changed the rules on July 1, 2025, and that the City was required to update the Land Development Regulations (LDR) to comply with the new State Laws. She explained that the City was using this opportunity to streamline its current plat process. Ms. Gianniotis provided examples of how the proposed change to the plat process would be applied. She stated that on September 16, 2025, the Planning and Zoning Board voted 5 to 0 to recommend approval.

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

The Commission agreed to approve this item.

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve Ordinance No. 24-25.**

**all were in favor**

## **8.B.**

APPROVE AN ORDINANCE 29-25 OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, BY AMENDING TITLE IX, “GENERAL REGULATIONS,” CHAPTER 95 “EMERGENCY MANAGEMENT”, SECTION 95.07 OF THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, BY CREATING SECTION 95.07, “ADOPTION OF THE NATIONAL INCIDENT MANAGEMENT SYSTEMS (NIMS)”; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY

CLAUSE, AUTHORITY TO CODIFY, PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES. (SECOND READING)

**Sponsors:** Fire Rescue Department

**Attachments:** [Agenda Cover Report](#)

[Ord. 29-25](#)

[NIMS Legal Review](#)

[NIMS BIE](#)

[Ord. 29-25 posting](#)

Ms. Gelin entered Ordinance No. 29-25 into the record.

Ronald Martin, Fire Rescue Chief, was present to discuss this item. He explained that the proposal codifies and strengthens the legal framework by incorporating the National Incident Management System (NIMS) requirements into the City's Municipal Code. This integration will help the city secure optimal emergency recovery grants.

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

There was no discussion on this item.

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve Ordinance No. 29-25.**

**all were in favor**

**8.C.**

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. (SECOND READING)

**Sponsors:** Human Resources Department

**Attachments:** [Agenda Cover Report](#)

[ORDINANCE NO. 36-25](#)

[Business Impact Statement](#)

[Ordinance Legal Review 36-25.](#)

[Caption Ad for Ordinance Ordinance 36-25..](#)

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

Ms. Gelin noted that Duane D'Andrea, Human Resources Director, had placed a copy of the City's Policies and Procedures Manual at each Commissioner's seat. She stated that this document was essentially a cleanup from which the former City Attorney removed the City's policies and procedures from the Code of Ordinances and placed them in a manual. This was cleaning up the Code to make it very clear who the policies apply to and that the City has a personnel system by way of the manual.

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

**A motion was made by Commissioner Markert, seconded by Commissioner Casale, to approve Ordinance No. 36-25.**

all were in favor

## 9. FIRST READINGS:

- 9.A.** ORDINANCE NO. 05-26: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ADOPTING A SMALL-SCALE LAND USE MAP AMENDMENT REDESIGNATING PARCELS OF LAND MEASURING APPROXIMATELY 7.6 ACRES LOCATED AT 2855, 2875, AND 2905 SOUTH CONGRESS AVENUE, AS MORE PARTICULARLY DESCRIBED HEREIN, FROM CONGRESS AVENUE MIXED USE TO COMMERCE PURSUANT TO THE PROVISIONS OF THE "COMMUNITY PLANNING ACT", FLORIDA STATUTES SECTION 163.3187; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (FIRST READING)

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Ord 05-26 - 955-975 S Congress Ave - LUM](#)  
[PZB Staff Report](#)  
[Existing and Proposed Land Use and Zoning](#)  
[Justification Statement](#)  
[Traffic Impact Statement](#)  
[CBRE Congress Avenue Strategies Plan](#)  
[BIE Ord. No. 05-26 - LUMA](#)  
[Simple Legal Review Approval 05-26](#)

Ms. Gelin informed the Commission that Items 9.A. and 9.B. relate to the

same parcel and requested that they be heard together.

Deputy Vice Mayor Burns read the quasi-judicial rules into the record.

Ms. Gelin noted that there was no presentation and that the applicant's attorney was not present; therefore, there was no need to swear anyone in.

Ms. Gelin entered File No. PZ-172-2025 (land use map amendment) and File No. PZ-174-2025 (rezoning) into the record.

Deputy Vice Mayor Burns asked her colleagues to disclose any ex-parte communication for any quasi-judicial item.

Deputy Vice Mayor Burns: None.

Commissioner Casale: None.

Commissioner Markert: None.

Ms. Gelin entered Ordinance No. 05-26 and Ordinance No. 04-26 into the record.

Ms. Gelin noted that Ordinance No. 04-26 was quasi-judicial and the applicant was not present but they would proceed in her absence. However, when the applicant appears for the second reading, she would be put on the record that she waived her right to be present at the first reading.

Deputy Vice Mayor Burns opened the floor to public comment for Item Nos. 9.A. and 9.B. Seeing no one present, Deputy Vice Mayor Burns closed public comment.

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve Ordinance No. 05-26.**

**all were in favor**

**9.B.**

ORDINANCE NO. 04-26: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, REZONING PARCELS OF LAND MEASURING APPROXIMATELY 7.6 ACRES LOCATED AT 2855, 2875, AND 2905 SOUTH CONGRESS AVENUE, AS MORE PARTICULARLY DESCRIBED HEREIN, FROM MIXED RESIDENTIAL, OFFICE, AND COMMERCIAL TO MIXED INDUSTRIAL AND COMMERCIAL; AMENDING THE "CITY OF DELRAY BEACH, ZONING MAP, JULY 6, 2021"; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (QUASI JUDICIAL/FIRST READING)

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)[Ord 04-26 - 955-975 S Congress Ave - Rezoning](#)[PZB Staff Report](#)[Existing and Proposed Land Use and Zoning](#)[Justification Statement](#)[Traffic Impact Statement](#)[CBRE Congress Avenue Strategies Plan](#)[BIE Ord. No. 04-26 - Rezoning](#)[Simple Legal Review Approval 04-26\\_KB](#)

Ms. Gelin entered Ordinance No. 04-26 into the record under Item No. 9.A.

Public comment was opened and closed for this item under Item No. 9.A.

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve Ordinance No. 04-26.**

**all were in favor**

**9.C.**

ORDINANCE NO. 06-26: 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 4.4, "BASE ZONING DISTRICT," SECTION 4.4.3, "SINGLE FAMILY RESIDENTIAL (R-1) DISTRICTS," SUBSECTION (C), "ACCESSORY USES AND STRUCTURES PERMITTED," SECTION 4.4.5, "LOW DENSITY RESIDENTIAL (RL) DISTRICT," SUBSECTION (C), "ACCESSORY USES AND STRUCTURES PERMITTED," SECTION 4.4.6, "MEDIUM DENSITY RESIDENTIAL (RM) DISTRICT," SUBSECTION (C), "ACCESSORY USES AND STRUCTURES PERMITTED," SECTION 4.4.7, "PLANNED RESIDENTIAL DEVELOPMENT (PRD) DISTRICT," SUBSECTION (C), "ACCESSORY USES AND STRUCTURES PERMITTED," AND SECTION 4.4.17, "RESIDENTIAL OFFICE (RO) DISTRICT," SUBSECTION (C), "ACCESSORY USES AND STRUCTURES PERMITTED," TO REMOVE BOAT DOCK REGULATIONS THAT ARE NOT CONSISTENT WITH ARTICLE 7.9, "MOORING STRUCTURES"; AND BY AMENDING APPENDIX A, "DEFINITIONS," TO UPDATE THE DEFINITIONS OF "BOAT LIFT," "DOCK," AND "FINGER PIER," TO ADOPT A DEFINITION FOR "MARINAS" AND "MOORING STRUCTURES," AND RENAME THE DEFINITION OF "DOLPHIN" AS "PILING"; 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](#)  
[Staff Report, Mooring Facilities](#)  
[Ordinance No. 06-26](#)  
[Legal Review Form, Ordinance No. 06-26](#)  
[BIE Form, Ordinance No. 06-26](#)

Ms. Gelin noted that Item Nos. 9.C. and 9.D. were related and entered Ordinance No. 06-26 and Ordinance No. 07-26 into the record.

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve Ordinance No. 06-26.**

all were in favor

**9.D.**

ORDINANCE NO. 07-26: 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 7, "BUILDING REGULATIONS," ARTICLE 7.9, "DOCKS, DOLPHINS, FINGER PIERS, AND BOAT LIFTS," BY REPEALING AND REPLACING ARTICLE 7.9 TO PROVIDE UPDATED REGULATIONS FOR THE USE; 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](#)  
[Staff Report, Mooring Structures](#)  
[Ordinance No. 07-26](#)  
[Exhibit A, Ordinance No. 07-26](#)  
[Exhibit B, Ordinance No. 07-26](#)  
[Legal Review, Ordinance No 07-26](#)  
[BIE, Ordinance No. 07-26](#)

Ms. Gelin entered Ordinance No. 07-26 into the record under 9.C.

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve Ordinance No. 07-26.**

all were in favor

**9.E.**

ORDINANCE NO. 01-26: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING TITLE III, "ADMINISTRATION," CHAPTER 33 "POLICE AND FIRE-RESCUE DEPARTMENTS", OF THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, FLORIDA, BY AMENDING SECTION 33.74, "DEFINITIONS", TO IMPLEMENT PENSION CHANGES CONTAINED IN THE 2023-2026 COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY AND THE PROFESSIONAL FIRE FIGHTERS OF DELRAY

BEACH LOCAL 1842, IAFF, INC.; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES. (FIRST READING)

**Sponsors:** City Attorney Department

**Attachments:** [Agenda Cover Report](#)

[Ordinance 01-26](#)

[Simple Legal Review Ord 01-26](#)

[BIE Ordinance 01-26](#)

Ms. Gelin entered Ordinance No. 01-26 into the record.

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve Ordinance No. 01-26.**

**all were in favor**

**9.F.**

ORDINANCE NO. 02-26: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING TITLE III, "ADMINISTRATION," CHAPTER 33 "POLICE AND FIRE-RESCUE DEPARTMENTS", OF THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, FLORIDA, BY AMENDING SECTION 33.60, "DEFINITIONS", TO IMPLEMENT PENSION CHANGES CONTAINED IN THE 2024-2027 COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY AND THE PALM BEACH COUNTY POLICE BENEVOLENT ASSOCIATION, INC.; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES. (FIRST READING)

**Sponsors:** City Attorney Department

**Attachments:** [Agenda Cover Report](#)

[Ordinance 02-26](#)

[Simple Legal Review Ord 02-26](#)

[BIE Ordinance 02-26](#)

Ms. Gelin entered Ordinance No. 02-26 into the record.

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve Ordinance No. 02-26.**

**all were in favor**

**9.G.**

ORDINANCE NO. 08-26 AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING CHAPTER 96, "FIRE SAFETY AND EMERGENCY SERVICES," OF THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, BY REPEALING SECTION 96.18, "AUTOMATED EXTERNAL DEFIBRILLATOR AND BLEEDING CONTROL KITS" AND READOPTING SAME, AS REVISED, AS A NEW SECTION 96.12, "AUTOMATED EXTERNAL

DEFIBRILLATOR AND BLEEDING CONTROL KITS," REESTABLISHING THE CITY-WIDE AUTOMATED EXTERNAL DEFIBRILLATOR AND BLEEDING CONTROL KIT PROGRAM, WITH REVISIONS TO PROVIDE DEFINITIONS FOR AUTOMATED EXTERNAL DEFIBRILLATORS AND BLEEDING CONTROL KITS IN THE ORDINANCE, TO REQUIRE ALL BUSINESS OCCUPANCIES EXCEEDING 20,000 SQ. FEET PROVIDE AUTOMATED EXTERNAL DEFIBRILLATORS AND BLEEDING CONTROL KITS, AND TO AUTHORIZE THE FIRE MARSHAL OR DESIGNEE THE DISCRETION TO MAKE ADJUSTMENTS TO THE LOCATION OF AUTOMATED EXTERNAL DEFIBRILLATORS AND BLEEDING CONTROL KITS; PROVIDING FOR IMMUNITY FROM CIVIL LIABILITY PURSUANT TO FLORIDA STATUTE 768.1325, PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES. (FIRST READING)

**Sponsors:** Fire Rescue Department

**Attachments:** [Agenda Cover Report](#)

[Ordinance 08-26 AED Ordinance Final 12.9.25](#)

[Exhibit B 08-26 12.9.25](#)

[Ex A to Ordinance 08-26 aed and stop the bleed repeal and replace](#)

[Ordinance Legal Review 08-26](#)

[BIE Ordinance No.08-26](#)

Ms. Gelin indicated that Item Nos. 9.G. and 9.H. were related. She entered Ordinance No. 08-26 and Ordinance No. 09-26 into the record.

Commissioner Casale requested consensus for the City Attorney to research how nearby cities are addressing this issue. She asked for the findings to be returned to the Commission along with a more business-friendly proposal. There was consensus to approve Commissioner Casale's request.

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve Ordinance No. 08-26.**

all were in favor

#### **9.H.**

ORDINANCE NO. 09-26 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 APPENDIX A, "DEFINITIONS" TO REMOVE THE DEFINITIONS FOR AUTOMATED EXTERNAL DEFIBRILLATOR AND BLEEDING CONTROL KIT; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES (FIRST READING).



**Sponsors:** Fire Rescue Department

**Attachments:** [Agenda Cover Report](#)  
[Ordinance 09-26 AED LDR Amendment 12.9.25](#)  
[Ordinance Legal Review 09-26](#)  
[BIE Ordinance No.09-26](#)

Ms. Gelin entered Ordinance No. 09-26 into the record under Item No. 9.G.

**A motion was made by Commissioner Casale, seconded by Commissioner Markert, to approve Ordinance No. 09-26.**

all were in favor

## **10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:**

### **A. City Manager**

Mr. Moore stated that Jeff Oris, Assistant City Manager, was present to discuss an update on a bill that is under consideration by the Palm Beach County legislative delegation regarding the provision of fire rescue and emergency medical services in areas that are annexed into a municipality.

Mr. Oris stated that under this bill, the City would be required to pay the lesser of: what the municipal services taxing unit (MSTU) collected in ad valorem and fees prior to annexation, or the portion of costs for fire rescue and emergency medical services that would be paid from the ad valorem taxes and fees for the annexed area. He discussed the time frame for determining the costs to municipalities and other specifics of the bill. Mr. Oris mentioned that the City and the County would enter negotiations to determine the cost and time for each entity to provide each annexed area with the same level of service prior to annexation and to comply with the level of service as determined by the National Fire Protection Association (NFPA) operational standards.

Mr. Moore acknowledged that other municipalities were opposed to the consideration presented by the Palm Beach County League of Cities. He stated that the City would communicate its opposition to this bill to Mat Forrest, their State Lobbyist.

### **B. City Attorney**

Stated that representatives from RedSpeed will attend the next Commission Meeting to discuss how the speed detection cameras will be implemented. The Commission engaged in a brief discussion on the cameras' operational times. It was noted that Police Chief, Gary Ferreri, will present information at the next Commission Meeting regarding the City's informational campaign to educate residents on the specifics of

the cameras and their expected rollout date.

Discussed the City's legal issues with Subculture and suggested possible strategies moving forward. There was consensus to allow Ms. Gelin to prepare the necessary documents if Mr. Mayo, the owner of Subculture, was found to be non-compliant with his original in-lieu parking agreement.

### **C. City Commission**

#### **Commissioner Casale:**

Acknowledged the accomplishments of Anthea Gianniotis and Gina Carter.

Expressed her preference for receiving scanned updates to the agenda.

Requested Mr. Moore engage with the Commission before making any policy decisions.

Suggested that the Purchasing Department seek a Chief Procurement Officer with municipal experience to fill the vacant position and the department should operate independently from the Finance Department.

Discussed the budget for the Vision exercise and for the League of Cities luncheon.

Mentioned that food trucks were operating as stand-alone businesses throughout the City.

Asked if the lots in the city that were converted into paid parking were licensed and how they were being monitored.

Expressed her concern that the Banyan Group was advertising their involvement in a project with the City of Delray Beach at the Tennis Center, called Tennis Village, and discussed her concern about liability since they were not engaged with the City on this project. Ms. Gelin mentioned that if there was consensus, she would draft a cease and desist letter to Banyan Group. Consensus was given. Ms. Gelin stated that she would prepare the document the following day.

#### **Commissioner Markert:**

Suggested that the City re-evaluate the parking rules because many people expressed dissatisfaction with the recent changes.

Stated that he will be requesting to have meetings to discuss the hazardous road conditions on the corner of Swinton and Atlantic Avenue.

Expressed his opposition to the City conducting an audit on the Downtown Development Authority (DDA). The audit revealed only minor changes that could be implemented and highlighted that the audit cost the City both time and money. He mentioned that there was no valid reason for the Mayor to escalate the issue to the State level.

Expressed his desire to discuss the open Vice Mayor's seat, emphasizing the importance of filling it for continuity.

**Deputy Vice Mayor Burns:**

Stated that she frequently hears compliments regarding the dedication of City employees.

Mentioned the importance of strengthening the Purchasing Department and considering its separation from the Finance Department. Ms. Gelin reminded the Commission that, as per the organizational chart, the decision to separate the departments would be a policy change. She requested a consensus to have Mr. Moore investigate this matter and report back to the Commission with his findings. There was consensus.

Mentioned consistent requests from downtown business owners to reevaluate the parking rules.

Requested a consensus to have the Fire Department perform a drive-by birthday for Miss Livingston, who will be celebrating her 99th birthday. In addition, she requested a consensus for a letter of recognition for Ms. Stubbs, who will be celebrating her 100th birthday. She mentioned that Ms. Stubbs was one of the first Bahamian settlers in Delray Beach. There was consensus to allow both requests.

## **11. ADJOURNMENT**

There being no further business to discuss, Deputy Vice Mayor Burns adjourned the meeting at 7:52 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.