

City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444

Phone: (561) 243-7000

www.delraybeachfl.gov



Minutes - Draft

Tuesday, January 20, 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 20, 2026 Regular City Commission Meeting was called to order at 5:01 p.m. Alexis Givings, City Clerk, called the roll and the following were present:

Terrence Moore, City Manager
Lynn Gelin, City Attorney
Alexis Givings, City Clerk

Present: 4 - Commissioner Tom Markert , Mayor Thomas F. Carney Jr., Deputy Vice Mayor Angela Burns, and Commissioner Juli Casale

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. AGENDA APPROVAL

Mayor Carney thanked City staff and the Commission for their work in 2025 and highlighted major projects underway, including the golf course, water treatment plant, and beach reclamation. He emphasized continued community participation and a strong year ahead.

3.A. Additions, Deletions, Substitutions

Mayor Carney requested to move Consent Item No. 7.E. to the beginning of the Regular Agenda. It became Item No. 7.A.A on the Regular Agenda.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns to approve the agenda as amended.

all were in favor

4. PRESENTATIONS:

4.A. RESOLUTION NO. 25-26 JENNIFER BUCE 30 YEARS OF SERVICE

Sponsors: Human Resources Department

Attachments: [Agenda Cover Report](#)
[25-26 Resolution Jennifer Buce](#)

Mayor Carney read Resolution No. 25-26 into the record. He mentioned her extensive historical knowledge of the city and stated that she is a valuable resource for the city .

Anthea Gianniotis, Development Services Director, honored longtime City employee Jennifer Buce, a Delray Beach native and daughter of a retired firefighter, highlighting her 30 years of service, extensive institutional knowledge, and major contributions-including digitizing 3,750 paper files to

build the City's online records library-and praised her lasting impact on community events, development processes, and staff support while recognizing her career as a "legendary run" with the City. She presented Ms. Buce with a plaque and a framed copy of the resolution in recognition of her 30 years of service to the City.

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns to approve Resolution No. 25-26.

all were in favor

4.B. SCHOOL ZONE SPEED DETECTION SAFETY PROGRAM STATUS UPDATE

Sponsors: Police Department

Attachments: [Agenda Cover Report](#)
[School Zone Traffic Safety Program](#)

Police Chief Darrell Hunter and Lt. Matthew Naparstek presented an update on the School Zone Speed Camera Program, reporting that cameras have been installed at eight of the nine schools, with Carver Middle School pending due to ongoing construction. They explained that the program is currently in an education and warning phase only, and no citations are being issued at this time. Enforcement, they noted, will follow state law timelines tied to school start and end times.

Commissioners raised concerns about the lack of flashing beacons at some schools, confusing signage and enforcement times, and the need for expanded public education. In response, Chief Hunter stated that staff will work with the schools, RedSpeed, Public Works, and the Communications Department to improve signage, outreach, and overall consistency before the program officially goes live.

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

City Manager Terrence Moore announced the City will receive over \$4.4 million from the Environmental Protection Agency (EPA) grant funding for improvements to the North High Service Pump Station and the Miller Park High Service Pump Station.

The Commission gave consensus to proceed with formal acceptance at the February 3, 2026 meeting via the Consent Agenda.

5.B. From the Public

Paul Cannon, 33483

Spoke in support of Yvonne Lee Odom for appointment to the vacant Commission seat; citing her historic role integrating Seacrest High School, 45 years as an educator, and long-standing service to Delray Beach.

Montre Bennett, 33444

Addressed school zone camera placement and read quotations from Dr. Martin Luther King Jr.; urged the Commission to appoint Ms. Odom.

David Hardin, 33445

Raised concerns about median landscaping maintenance on Lake Ida Road, splitter islands on NE 2nd Avenue, prolonged road construction on Swinton, Lindell, and Barwick, the installation and maintenance of City streetlights, and the impact of closed drainage systems on aquifer recharge.

Stephanie Immelman, Delray Beach Chamber of Commerce

Reported on Palm Beach County Days in Tallahassee and legislative advocacy efforts; announced a Chamber candidate forum for Delray Beach City Commissioner Seat 2 on February 4th at the Arts Garage.

George Long, 33444

Spoke regarding beach renourishment and suggested alternative recreational uses of the sand area.

Marjorie Waldo, Arts Garage

Announced that the Arts Garage's annual campaign exceeded its goal and shared legislative outreach activities and upcoming student performances.

Shirley Johnson, 33483

Addressed national and local political concerns and urged the Commission to show courage in governance.

Michael Collins, 33444

Spoke in support of Ms. Odom; citing her leadership in youth baseball and community impact.

James Quinn, 33483

Raised concerns about the maintenance of planters along SE 2nd Street and the removal of trash cans in the Osceola Park business district.

Chuck Ridley, 33444

Spoke in strong support of Ms. Odom for interim appointment; citing her experience, integrity, and service.

Arlen Dominek, 33483

Commented on automated enforcement and speed cameras, expressing support for their use.

Reggie Cox, Neighborhood Alliance

Spoke on behalf of community members in support of Ms. Odom; emphasizing her historical significance and urged the Commission to honor a community icon.

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

6. CONSENT AGENDA: City Manager Recommends Approval

A motion was made by Commissioner Casale, seconded by Deputy Vice Mayor Burns, to approve the Consent Agenda.

all were in favor

6.A. CITY COMMISSION MEETING MINUTES

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[December 8, 2025 Regular Meeting Minutes - DRAFT.pdf](#)

The Minutes were approved.

6.B. APPROVAL OF INTERLOCAL AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND THE DELRAY BEACH DOWNTOWN DEVELOPMENT AUTHORITY FOR INFORMATION TECHNOLOGY SERVICES

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)
[ILA - DDA - IT Services](#)
[ILA with DDA IT Services](#)

This Request was approved.

6.C. GRANT AGREEMENT BETWEEN THE FLORIDA DEPARTMENT OF FINANCIAL SERVICES AND THE CITY OF DELRAY BEACH

Sponsors: Fire Rescue Department

Attachments: [Agenda Cover Report](#)
[FM1213 Delray Beach USAR lw rev](#)
[Legal Review Checklist_FM1213 Delay Beach USAR](#)

This Request was approved.

6.D. ITEM(S) A1 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 201 NW 11TH STREET.

ITEM(S) A2 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 231 NW 5TH AVENUE.

ITEM(S) A3 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 245 NW 5TH AVENUE.

ITEM(S) A4 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 1114 SW 8TH AVENUE.

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)

[A1a - Right-of-Way Deed - 201 NW 11th Street - Azure 201 NW 11th LLC.pdf](#)

[A1b - Legal Review Right of Way Deed - 201 NW 11th Street - Azure 201 NW 11th LLC.pdf](#)

[A2a - Right of Way - 231 NW 5th Ave - Miller and DBCLT 2.pdf](#)

[A2b - Legal Review Right of Way Deed 2 - 231 NW 5th Ave - Miller and DBCLT.pdf](#)

[A3a - Right of Way - 245 NW 5th Ave - Rosy and DBCLT 2025 12 04.pdf](#)

[A3b - Legal Review Right of Way Deed - 245 NW 5th Avenue - Rosy, Rosy, and DBCLT.pdf](#)

[A4a - Right of Way - 1114 SW 8th Avenue - Hackney and Ramirez.pdf](#)

[A4b - Legal Review Right of Way - 1114 SW 8th Avenue - Hackney and Ramirez.pdf](#)

This Request was approved.

6.E. APPROVAL OF AN AMENDMENT TO THE TRI-PARTY RAILROAD REIMBURSEMENT AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION AND THE SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY FOR SURFACE CROSSING WORK AT CROSSING NUMBER 628159H, ALSO IDENTIFIED AS 10TH STREET, ALONG THE SOUTH FLORIDA RAIL CORRIDOR

Sponsors: Public Works Department

- Attachments:** [Agenda Cover Report](#)
[Tri-Party Amendment - Surface Crossing Work at 10th St](#)
[Order of Magnitude 7.11.2025](#)
[Simple Legal Review Approval SFRTA Amendment](#)
[Tri-Party Agreement - Surface Crossing Work at 10th Street](#)
[Amended SFOMA](#)

This Request was approved.

6.F. ACCEPTANCE OF THE FOLLOWING AGREEMENTS FOR PROPERTY LOCATED AT 2100 S CONGRESS AVE, DELRAY BEACH ALSO KNOWN AS PARKS OF DELRAY PHASE II, OWNED BY CENTERPOINT DELRAY OWNERS ASSOCIATION, INC.

ITEM A1 - ACCEPTANCE OF A WATER AND SEWER UTILITY EASEMENT AGREEMENT, PROPERTY CONTROL NO. (PCN) 12-43-46-30-41-018-0000.

ITEM A2 - ACCEPTANCE OF A WATER AND SEWER UTILITY EASEMENT AGREEMENT, PROPERTY CONTROL NO. (PCN) 12-43-46-30-41-005-0000, FOR THE NORTHEAST MASTER METER.

ITEM A3 - ACCEPTANCE OF A WATER AND SEWER UTILITY EASEMENT AGREEMENT, PROPERTY CONTROL NO. (PCN) 12-43-46-30-41-005-0000, FOR THE NORTHWEST MASTER METER.

ITEM A4 - ACCEPTANCE OF ACCESS EASEMENT AGREEMENT, PROPERTY CONTROL NO. (PCN) 12-43-46-30-41-018-0000, FOR NON-EXCLUSIVE RIGHT FOR LIFT STATION ACCESS AND USE OF THE EASEMENT PROPERTY.

ITEM A5 - ACCEPTANCE OF A BILL OF SALE FOR IMPROVEMENTS AGREEMENT, PROPERTY CONTROL NO. (PCN) 12-43-46-30-41-018-0000, FOR WATER AND SEWER UTILITIES.

Sponsors: Utilities Department

- Attachments:** [Agenda Cover Report](#)
[2100 S Congress Water & Sewer Utility Easement Agreement rev](#)
[Legal Review Water Sewer Utility Easement Agreement - 2100 S Congress -Centerpointe Delray Owners Assoc](#)
[Water & Sewer Utility Easement Agreement NE Master Meter](#)
[Legal Review Water Sewer Utility Easement Agreement - 2100 S Congress - NE Master Meter - Centerpointe Delray Owners Assoc](#)
[Water & Sewer Utility Easement Agreement NW Master Meter](#)
[Legal Review Water Sewer Utility Easement Agreement - 2100 S Congress - NW Master Meter - Centerpointe Delray Owners Assoc](#)
[2100 S Congress Access Easement Agreement Lift Station-rev](#)
[Legal Review Access Easement Agreement - 2100 S. Congress Ave - Centerpointe Delray Owners Assoc](#)
[2100 S Congress Bill of Sale Agreement](#)
[Legal Review Bill of Sale for Improvements - 2100 S Congress - Centrepointe Delray Owners Assoc](#)

This Request was approved.

6.G. PROCLAMATIONS:

6.G.1. None

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

6.H.1. None

6.I. AWARD OF BIDS AND CONTRACTS:

6.I.1. APPROVAL OF RESOLUTION NO. 07-26 TO APPROVE AN AGREEMENT WITH JPMORGAN CHASE BANK, N.A. FOR BANKING MANAGEMENT SERVICES PURSUANT TO RFP 2025-003 FOR SEVEN (7) YEARS IN THE ESTIMATED AMOUNT OF \$167,737.

Sponsors: Finance Department

- Attachments:** [Agenda Cover Report](#)
[Res 07-26 Agreement JP Morgan Chase RFP2026-003 Banking Management Services](#)
[RFP2026-003 Banking Management Services](#)
[Legal Review Agreement RFP2026-003 Banking Management Services](#)
[Exhibit A - Agreement RFP2026-003 Banking Management Services](#)
[Solicitation 2025-003 Banking Management Services](#)

This Resolution was approved.

6.I.2. APPROVAL OF RESOLUTION NO. 27-26 TO AWARD AN AGREEMENT

WITH ECOLOGICAL ASSOCIATES, INC. FOR MARINE TURTLE CONSERVATION PROGRAM SERVICES PURSUANT TO RFP NO. 2025-054 IN THE TOTAL ESTIMATED FIVE-YEAR AMOUNT OF \$713,364.65

Sponsors: Public Works Department and Purchasing Department

- Attachments:** [Agenda Cover Report](#)
[RFP2025-054 Marine Turtle Conservation Program Services](#)
[Exhibit A](#)
[Exhibit B](#)
[Turtle Conservation Resolution 27-26](#)
[Legal Review Checklist Turtle Conservation](#)
[RFP 2025-054 Marine Turtle Conservation Program Services](#)

This Resolution was approved.

6.1.3. APPROVAL OF RESOLUTION NO. 05-26 TO AWARD AN AGREEMENT TO MOTION INDUSTRIES, INC. DBA HYDRAULIC SUPPLY CO. UTILIZING CITY OF BOCA RATON INVITATION TO BID (ITB) NO. 2022-054 IN THE AMOUNT OF \$40,000.00

Sponsors: Public Works Department and Purchasing Department

- Attachments:** [Agenda Cover Report](#)
[Resolution No 05-26](#)
[P2026-014 hydraulic hoses and repairs for heavy duty trucks and equip](#)
[Exhibit A](#)
[Insurance Exhibit B](#)
[Legal Review Checklist hydraulic hoses](#)
[2022-054 Hydraulic Hoses and Repairs for Heavy Duty Trucks and Equipment](#)
[2022-054 Bid Contract](#)

This Resolution was approved.

7. REGULAR AGENDA:

7.A. RESOLUTION NO. 02-26 AMENDING THE FISCAL YEAR 2025-26 BUDGET ADOPTED BY RESOLUTION NO.198-25 ON SEPTEMBER 15, 2025.

Sponsors: Finance Department

Attachments: [Agenda Cover Report](#)
[Resolution 02-26 Budget Amendment FY 2026](#)
[Exhibit A 02-26 with backup Rev2](#)
[Legal Review Res 02-26 Budget Amendment FY 25-26](#)

Chief Financial Officer Henry Dachowitz presented the budget transfer items as follows:

Parks & Recreation / Marina Transfer

A transfer of \$101,146.57 to move one position from Parks & Recreation Administration to the Marina due to unanticipated expenses. This is an expense-to-expense transfer funded through the Marina account.

Water & Sewer Renewal / Solid Waste Authority Cost

A transfer of \$600,000 from the Water & Sewer Renewal and Replacement Fund to cover the City's share of the South Central Regional Wastewater Treatment and Disposal Board cost ratified on June 25, 2025. The funding comes from a project nearing completion.

Garbage Fund / GPS Services

A transfer of \$9,000 from Public Works for GPS and related services for the remaining three months of the current service period.

Ms. Gelin read Resolution No. 02-26 into the record. There was no further discussion.

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

all were in were in favor

7.B.

APPROVAL OF RESOLUTION NO. 24-26 TO AWARD AN AGREEMENT WITH AFFINITI GOLF PARTNERS LLC DBA BOBBY JONES LINKS. FOR MANAGEMENT SERVICES FOR THE DELRAY BEACH MUNICIPAL GOLF COURSE AND LAKEVIEW GOLF CLUB PURSUANT TO REQUEST FOR PROPOSAL 2025-032, 10 YEAR AGREEMENT IN AN ESTIMATED AMOUNT OF \$1,500,000

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist Golf Club Mgmt Services Affiniti](#)
[RFP2025-032 Management Services for DB and Lakeview Golf Club](#)
[Exhibit A - Fee Proposal](#)
[Res No 24-26](#)
[RFP2025-032 Management Services for Delray Beach Golf Club and Lakeview Golf Club](#)
[Submittal- RFP 2025-032](#)

Ms. Gelin read Resolution No. 24-26 into the record.

Parks & Recreation Director Sam Metott presented the item, explaining that Bobby Jones Links was selected through an RFP process to manage both the Delray Beach Municipal Golf Club and Lakeview Golf Course under a five-year agreement with a five-year renewal option.

A motion was made by Commissioner Markert, seconded by Commissioner Casale to approve Resolution No. 24-26.

all were in favor

7.C. APPROVAL OF CHANGES TO THE PURCHASING POLICIES AND PROCEDURES MANUAL (PPPM)

Sponsors: Purchasing Department

Attachments: [Agenda Cover Report](#)
[Previous Purchasing Manual](#)
[Purchasing Policies and Procedures Manual rev. 1.20.26](#)
[Purchasing Policies and Procedures Manual rev. with highlighted changes](#)

Assistant Chief Procurement Officer Casetra Thompson presented proposed amendments to the City's Purchasing Policies and Procedures Manual, noting that it has not been updated since 2017. She explained that the revisions are intended to reflect increased costs of goods and services, improve administrative efficiency, and ensure consistent application of procurement rules. Key changes included raising the City Manager's approval authority for non-contract vendor spending from \$65,000 to \$100,000 annually, adding exemptions for contractually obligated purchases related to special events such as the Delray Beach Open and for calibration or servicing of police and fire equipment, and streamlining procurement processes for small-dollar and urgent purchases to reduce delays and administrative burden.

Ms. Gelin added that the revisions clarify ambiguities in the current manual and enhance efficiency while still maintaining checks and balances through

review by Procurement, the City Attorney's Office, and the City Manager's Office.

Commissioners expressed support for the updates, citing inflationary pressures and the need for greater operational flexibility.

A motion was made by Commissioner Markert, seconded by Commissioner Casale, to approve the changes to the Purchasing Policies and Procedures Manual.

all were in favor

- 7.D.** NOMINATION FOR AN APPOINTMENT TO THE GREEN IMPLEMENTATION ADVANCEMENT BOARD. BASED ON THE ROTATION SYSTEM, THE NOMINATION FOR AN APPOINTMENT OF ONE (1) MEMBER TO SERVE AN UNEXPIRED TERM ENDING JULY 31, 2027, WILL BE MADE BY COMMISSIONER JULI CASALE (SEAT #3).

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[GIAB Board Member List](#)
[GIAB 2025 Attendance](#)
[Edwards, John](#)
[Forcier, Anick](#)
[Rubenstein, Stuart](#)
[Wieland, John](#)

Commissioner Casale requested to defer her nomination to the next meeting.

- 7.E.** NOMINATION FOR AN INTERIM APPOINTMENT TO FORMER VICE MAYOR LONG'S SEAT (#2).

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[Cannon, Paul](#)
[MacNamee, Kenneth](#)
[Morrison, Christina](#)
[Odom, Yvonne](#)
[Patton, Price](#)

Mayor Carney introduced the agenda item and passed the gavel to Deputy Vice Mayor Burns so that he could make a nomination. He nominated Yvonne Odom, praising her long-standing community involvement.

With no other nomination, Vice Mayor Burns closed nominations and requested a vote.

Commissioner Casale requested to speak before the vote. She mentioned that someone from Mayor Carney's camp approached her between December 5th and December 8th, asking her not to support Ms. Odom. The person also requested that she ask Commissioner Markert not to support Ms. Odum. She added in exchange for not voting, things were offered to her; however, she declined. She reported this incident to the City on Monday morning because she was concerned about a possible Sunshine violation and her part in it. Commissioner Casale expressed her appreciation for Ms. Odum and said that she would love to work with her but did not feel an unelected person should be the determining vote on all matters moving forward for the next 2 months.

Mayor Carney stated the allegation was untrue and no one from his camp contacted Commissioner Casale because he did not want anyone to know what he was going to do.

Commissioner Markert then expressed broader concerns about appointing an unelected commissioner and suggested postponing the decision.

Deputy Vice Mayor Burns asked the City Attorney to weigh in. Ms. Gelin stated that the nomination could not be postponed because the charter requires a vote at two (2) regular meetings; if they are not able to appoint someone today, then the Commission would proceed with four members until the election in March.

Vice Mayor Burns requested a roll call vote. Commissioner Market wished to abstain. Ms. Gelin stated that he could not legally abstain and since there was no conflict of interest, he would have to vote.

A roll call vote was taken for Mayor Carney's nomination of Ms. Odum. The nomination failed by the following tie vote:

Yes: 2 - Deputy Vice Mayor Burns and Mayor Carney

No: 2 - Commissioner Markert and Commissioner Casale

Mayor Carney resumed the gavel and called for decorum.

The Commission then recessed at 6:31 p.m.

The Commission reconvened at 6:37 p.m.

8. PUBLIC HEARINGS/SECOND READINGS:

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

Sponsors: City Attorney Department

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

Ms. Gelin read Ordinance No. 35-25 into the record.

She presented revisions to the proposed Noise Control Ordinance, replacing the existing "plainly audible" standard with objective decibel-based measurements using calibrated sound meters. The ordinance includes standards for measuring noise at property boundaries, training for staff, and limited use of the subjective standard only when sound meters are unavailable.

Updates included:

- Clarification of landscape maintenance hours and exceptions for City owned or - operated properties.
- Plans to purchase sound meters and calibrators and train Code Enforcement and Police staff.
- A warning and public outreach period before enforcement begins, with anticipated full enforcement in May 2026.

Ms. Gelin requested postponement of adoption because a required Business Impact Estimate (BSE) had not been published for the statutory 10-day period.

Mayor Carney opened the floor for public comment and reiterated that anyone who speaks at this meeting will not be permitted to comment again when the item returns to the agenda.

City Clerk Alexis Givings administered the oath to those wishing to provide

public comment.

Shannon Ewing, 33483, employee at Good Night John Boy nightclub
Opposed the ordinance as originally written, arguing strict sound and bass limits and the “plainly audible” standard could harm nightlife businesses, reduce revenue, and create subjective enforcement. She emphasized nightlife’s economic importance and urged revisions that balance residents’ concerns with business viability.

Ms. Gelin clarified that the “plainly audible” standard would only be used when noise meters are unavailable and could result only in warnings, not citations.

John Mallon, 33444

Supported stronger, science-based enforcement, stating venues had previously lowered volume significantly without losing business. He argued current measurement methods would be inaccurate and recommended 24-hour monitoring devices and data analysis instead of spot readings.

Christina Morrison, 33483

Defended the entertainment district’s role but supported regulating disruptive vehicle noise and suggested transitioning city landscaping equipment to electric to reduce early-morning noise.

Andre Kulikov, 33444

Supported the ordinance overall, noting excessive noise from open-air venues near his residence and emphasizing the need for reasonable limits while preserving nightlife.

Jim Chard, 33483

Questioned how the ordinance would address mobile noise sources like loud cars and motorcycles, which he described as highly disruptive.

Queen of the Socialist Civil Circle, 33444

Compared concerns about noise to broader issues of perceived disrespect and treatment by police, arguing enforcement fairness should be considered alongside noise regulation.

Mayor Carney closed public comment.

Mayor Carney acknowledged several strong points raised, including concerns about 24-hour monitoring, ambient noise readings, and mobile vehicle noise. He emphasized the need to balance a vibrant entertainment district with the quality of life for downtown residents, noting enforcement challenges, particularly with loud vehicles and the current inability to ticket

using noise cameras under Florida law. He also expressed interest in exploring a transition to electric landscaping equipment and adjusting permitted hours.

The City Attorney clarified that the entertainment district remains subject to the noise ordinance, though with extended hours, and that the decibel limits were based on recommendations from two (2) noise consultants. She stressed the importance of objective, measurable standards over subjective “plainly audible” enforcement and described the ordinance as a necessary first step that could be adjusted if needed. She also noted that portable noise meters would soon be available for enforcement.

Commissioners discussed landscape maintenance hours (confirming an 8 a.m. start time, with limited exceptions), enforcement consistency, and the need to lead by example with city operations.

Commissioner Casale supported moving the ordinance forward without further delay. Commissioner Markert suggested holding a town hall to gather additional public input, citing past success with that approach, and the City Manager agreed staff could coordinate community outreach.

The Commission agreed to move forward while continuing outreach efforts.

Commissioner Casale, seconded by Vice-Mayor Burns moved to postpone Ordinance No. 35-25 to a date certain of February 24, 2026.

all were in favor

8.B.

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. (SECOND READING / PUBLIC HEARING)

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Staff Report, Mooring Structures](#)
[Ordinance No. 06-26](#)
[Legal Review Form, Ordinance No. 06-26](#)
[BIE Form, Ordinance No. 06-26](#)
[Proof of Legal Ad, Ord. No. 06-26](#)

Ms. Gelin read Ordinance No. 06-26 and Ordinance No. 07-26 into the record.

Development Services Director Anthea Gianniotis presented the item with Development Permit Manager/Floodplain Manager Madison Brown. Ms. Gianniotis explained the ordinances were intended to untangle outdated and inconsistent regulations, improve clarity, align with the Department of Environmental Protection (DEP), South Florida Water Management District, and Army Corps requirements, and streamline permitting while protecting navigable waterways and private property rights. The changes maintain limits on dock length and ensure waterways remain safely navigable. The Planning & Zoning Board recommended approval 7-0 on November 17.

Mayor Carney opened the floor to public comment for Item Nos. 8.B. (Ordinance No. 06-26) and 8.C. (Ordinance No. 07-26). Seeing no one present. Mayor Carney closed public comment.

Commissioners asked clarifying questions regarding navigability standards, setbacks, and permitting for docks and boat lifts. Staff confirmed existing side setback standards remain in place and navigability protections continue.

A motion was made by Commissioner Casale, seconded by Commissioner Markert to approve Ordinance No. 06-26. The motion carried by the following vote:

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

8.C. 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. (SECOND READING/PUBLIC HEARING)

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 Form, Ordinance No. 07-26](#)
[BIE Form, Ordinance No. 07-26](#)
[Proof of Legal Ad, Ord. No. 07-26](#)

Ms. Gelin read Ordinance No. 07-26 into the record under Item No. 8.B.

Public comment was opened and closed for this item under Item No. 8.B.

A motion was made by Commissioner Casale, seconded by Commissioner Markert to approve Ordinance No. 07-26. The motion carried by the following vote:

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

9. FIRST READINGS:

9.A. ORDINANCE NO. 10-26: 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 1, "GENERAL PROVISIONS," ARTICLE 1.3, "NONCONFORMING USES, LOTS, AND STRUCTURES," SECTION 1.3.2, "NONCONFORMING LOTS OF RECORD," TO REMOVE THE DEFINITION OF A NONCONFORMING LOT OF RECORD; AMENDING CHAPTER 4, "ZONING REGULATIONS," ARTICLE 4.1, "ESTABLISHMENT OF DISTRICTS AND OFFICIAL ZONING MAP," SECTION 4.1.4, "USE OF LOTS OF RECORD," TO ALLOW THE REDEVELOPMENT OF PREVIOUSLY DEVELOPED NONCONFORMING LOTS OF RECORD AND TO ELIMINATE RELIEF PROCEDURES, AMENDING ARTICLE 4.3, "DISTRICT REGULATIONS,

GENERAL PROVISIONS,” SECTION 4.3.1, “APPLICATION OF DISTRICT REGULATIONS,” TO ELIMINATE RELIEF PROCEDURES AND TO ADD ALLOWANCES FOR LOTS OF RECORDS; AMENDING ARTICLE 4.4, “BASE ZONING DISTRICT,” SECTION 4.4.3, “SINGLE-FAMILY RESIDENTIAL (R-1) DISTRICTS;” AMENDING ARTICLE 4.7, “FAMILY/WORKFORCE HOUSING,” SECTION 4.7.8, “OTHER INCENTIVES,” TO ADD DESIGN REQUIREMENTS AND SETBACK RELIEF FOR WORKFORCE HOUSING UNITS; AND AMENDING APPENDIX A, “DEFINITIONS,” TO AMEND THE DEFINITION OF “LOT OF RECORD” AND ADOPT A DEFINITION FOR A LEGACY PROPERTY, NONCONFORMING LOT, AND NONCONFORMING LOT OF RECORD;” 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, Lots of Record](#)
[Ordinance No. 10-26, Lots of Record](#)
[Legal Review Form, Ordinance No. 10-26](#)
[BIE Form, Ordinance No. 10-26](#)

Ms. Gelin read Ordinance No. 10-26 into the record.

Mayor Carney noted it was a first reading only.

A motion was made by Commissioner Casale , seconded by Vice Mayor Burns to approve Ordinance No. 10-26.

all were in favor

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

A. City Manager

Mr. Moore announced plans for a Town Hall on the Noise Ordinance scheduled for Thursday, February 5 at 5:30 PM, with details to follow.

B. City Attorney

None.

C. City Commission

Vice Mayor Burns:

Congratulated Gina Carter on her Atlantic Avenue Magazine article. She stated she learned a lot while attending the legislative session in Tallahassee. She raised concerns about employee pay grades not

keeping up with salary increases and requested consensus to direct the City Manager to review and address this issue. Commissioner Casale expressed support for fair compensation while stressing increases could become problematic financial concerns because the City may not have the revenue to cover the increases. Commissioner Casale suggested meeting with the City Manager and Duane D'Andrea (Human Resources Director) for further discussion. Mr. Moore asked for consensus to proceed with individual meetings with the Commission, followed by a presentation to recommend updates which would align with the upcoming proposed budget process. There was consensus to proceed.

Vice Mayor Burns expressed disappointment the Commission did not fill the vacant seat and concerns about the tone of the discussion.

Commissioner Markert:

Reported positively on legislative meetings in Tallahassee and thanked staff and partners.

Commissioner Casale:

Apologized to Deputy Vice Mayor Burns for bringing up the issue about not choosing Ms. Odum. She mentioned Gina Carter being featured in the Atlantic Ave magazine. She thanked Missie Barletto for discovering something amiss in the CIP budget and corrected it. She raised concerns about free transit service changes for Lakes of Delray residents and requested assistance in contacting the County. She raised concerns about the City hosting an annual luncheon for the League of Cities three (3) years in a row. Lastly, she mentioned a claim involving sewer issues in a private building and the City accepting liability early in the process, beginning a risk assessment claim. Mr. Moore stated a referral to Risk Management does not equal acceptance of liability. He added the City is reviewing and improving Risk Management protocols, including checks and balances. He committed to sharing process improvements with Commissioners. Commissioner Casale then asked how the City was responding to the latest legal letter regarding a claim. Ms. Gelin noted any changes to settlement authority would come before the Commission.

Mayor Carney:

Mentioned the meetings in Tallahassee and stated he spent most of his time talking to people about SB 180. He spoke about the upcoming Financial Review Board in February. He stated the accusation made by Commissioner Casale was untrue.

11. ADJOURNMENT

There being no further business to discuss, Mayor Carney adjourned the meeting at 8:01 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.