

# City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444

Phone: (561) 243-7000

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



## Minutes - Draft

Tuesday, January 21, 2025

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 Regular City Commission Meeting was called to order at 5:05 p.m. City Clerk, Alexis Givings, called the roll, 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

Vice Mayor Casale requested that Consent Agenda Item Nos. 6.A. and 6.G. be pulled for discussion and they became Regular Agenda Item Nos. 7.A.A. and 7.B.B. respectively.

**A motion was made by Vice-Mayor Casale, seconded by Commissioner Markert, that the Agenda be approved as amended.**

**all were in favor**

3.A. Additions, Deletions, Substitutions

## 4. PRESENTATIONS:

**4.A.** A PRESENTATION ON THE LIVE LOCAL ACT AND BRIEF REVIEW OF THE LIVE LOCAL PROJECT SUBMITTED FOR 2101 SOUTH CONGRESS AVENUE.

**Sponsors:** Development Services Department

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

Anthea Gianniotis, Development Services Director, provided an overview of the Live Local Act and an update on the project submitted. She identified the requirements for development and the administrative approval process, discussed preemptive land use zoning and the proposal for Alton Delray, and described the architectural plans for the project. She noted that once the project is approved and if the project meets the standards of the Act, then it would not come before the Commission as an appealable.

Vice Mayor Casale spoke about the preemption and being a home rule state. She suggested the City send a letter to the State Legislature expressing concerns.

There was discussion regarding the parking spaces. Ms. Gianniotis stated

the parking has been addressed.

Deputy Vice Mayor Long suggested contacting the Florida League of Cities to voice any concerns.

There was consensus among the Commission to draft a letter. Mr. Moore stated he would begin working closely with Mat Forrest to write a letter addressed to the Florida League of Cities and the State Legislature outlining concerns related to the Live Local Act.

## **5. COMMENTS AND INQUIRIES ON AGENDA AND NON-AGENDA ITEMS FROM THE PUBLIC- IMMEDIATELY FOLLOWING PRESENTATIONS:**

5.A. City Manager's response to prior public comments and inquiries

### **5.A.1. SPECIAL RECOGNITION IN MEMORY OF VERA ROLLE FARRINGTON**

**Sponsors:** City Manager Department

**Attachments:** [Recognition - Vera Rolle Farrington](#)

Mr. Moore acknowledged Charlene Farrington, members of the Spady Cultural Heritage Museum and family that were in attendance to partake in the recognition.

Mayor Carney read the special recognition into the record and presented it to Ms. Farrington.

### **5.A.2. INTRODUCTION OF JERRI PRYOR, NEW DIRECTOR OF NEIGHBORHOOD AND COMMUNITY SERVICES**

**Sponsors:** City Manager Department

Mr. Moore introduced Jerri Pryor and provided her educational background and work experience. Ms. Pryor expressed thanks for the opportunity.

### **5.A.3. SMALL NON-PROFIT SPECIAL EVENTS WAIVER.**

**Sponsors:** City Manager Department

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

Jeff Oris, Assistant City Manager, explained the purpose of the waiver and outlined the total cost limits and qualifications for granting it. He described the process for presenting the waiver to the Commission for approval and suggested some limits.

Discussion ensued regarding the limits, number of events and the size of the non-profit organizations, clarifying terms.

Mayor Carney suggested having a ceiling versus the total number of events.

Mr. Oris emphasized the events must serve the residents and not the non-profits.

Deputy Vice Mayor Long stated each waiver request should come before the Commission. Mr. Oris explained that the requests would go to the Development Services Management Group (DSMG) for recommendation and then to the Commission for approval.

Vice Mayor Casale suggested obtaining a consensus via email to prevent applicants from appearing before the Commission for approval, thereby avoiding an awkward situation for the Commission.

Mr. Oris recommended having a \$10,000 ceiling for a particular grant per year.

There was a consensus to move forward with the special events waiver.

#### 5.A.4.

#### CONSIDERATIONS REGARDING GRANT POLICY FORMATION AND ADMINISTRATION

**Sponsors:** City Manager Department

Janai Bowens, Education and External Opportunities Manager, provided a presentation regarding how grant funds are distributed. She explained that each city department was responsible for identifying its own needs. After this assessment, lobbyists collaborate with the departments to determine available grant opportunities.

Discussion ensued regarding creating an internal grant-writing policy to centralize funding for each nonprofit.

Mr. Moore stated he was working with Chief Financial Officer, Henry Dachowitz, to develop policy considerations for the 2025-26 budget.

The Commission thanked Ms. Bowen for her efforts.

#### 5.B. From the Public

Montre Bennett, 323 NW 2 Avenue, Delray Beach  
Suggested setting money aside for historical black events.

George Long, 46 North Swinton Avenue, Delray Beach  
Spoke about the Caron Foundation and mentioned Vera Farrington.

Jim Knight, 855 SE 4 Avenue, Delray Beach  
Discussed the Live Local Act.

Greta Britt, United Believers of Delray Beach  
Expressed her gratitude to Commissioner Burns' dedication for understanding the role that the clergy plays in the community.

Andrea Bruton, 703 Place Tavant, Delray Beach  
Mentioned the "Let Move Season" was approaching and that Commissioner Angela Burns was nominated as Women of the Year for the National Association for the Advancement of Colored People (NAACP) South Palm Beach County Branch.

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

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

**A motion was made by Vice-Mayor Casale, seconded by Deputy Vice Mayor Long, that the Consent Agenda be approved as amended.**

**all were in favor**

### **6.A. CITY COMMISSION MEETING MINUTES**

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[January 7, 2025 Regular Meeting Minutes - DRAFT](#)

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

Vice Mayor Casale noted the minutes from January 7, 2025, for Item No. 8. A did not include a vote. She requested an amendment to reflect that the vote was unanimous.

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

**all were in favor**

### **6.B. ACCEPTANCE OF A LANDSCAPE MAINTENANCE AGREEMENT FOR A PORTION OF THE ATLANTIC CROSSING DEVELOPMENT WHERE ADJACENT TO EAST ATLANTIC AVENUE.**

**Sponsors:** Development Services Department

- Attachments:** [Agenda Cover Report](#)  
[AC LMA - Signed Agreement](#)  
[AC LMA - Legal Review Edwards Intracoastal LLC](#)  
[AC LMA - Location Map, Ownership Phases](#)

**This Request was approved.**

- 6.C.** RESOLUTION NO. 04-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA APPROVING AN AGREEMENT WITH THE STATE OF FLORIDA TO OBTAIN STATE HOMELAND SECURITY GRANT PROGRAM FUNDS; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AMENDMENTS AND TAKE ALL ACTIONS NECESSARY TO EFFECTUATE THIS AGREEMENT, PROVIDING AN EFFECTIVE DATE: AND FOR OTHER PURPOSES.

**Sponsors:** Fire Rescue Department

- Attachments:** [Agenda Cover Report](#)  
[Legal Review Checklist FEDERALLY FUNDED SUBAWARD AND GRANT AGREEMENT - FY2024 HSGP](#)  
[State Hazmat Team Letter](#)  
[Resolution 04-25](#)  
[FY 2024 HSGP - Federally Funded SubGrant Agreement City of Delray Beach HM7C FINAL\\_12.5.24](#)

**This Resolution was approved.**

- 6.D.** TRAFFIC ENFORCEMENT AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND VILLAGE SQUARE FAMILY, LTD

**Sponsors:** Police Department

- Attachments:** [Agenda Cover Report](#)  
[Legal Review Checklist Village Square Family, LTD](#)  
[PARTIALLY EXECUTED Village Square Family, LTD](#)  
[Village Square Family COI](#)  
[Village Square Affidavit](#)

**This Request was approved.**

- 6.E.** TRAFFIC ENFORCEMENT AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND ISLAND COVE, LLC.

**Sponsors:** Police Department

**Attachments:** [Agenda Cover Report](#)  
[Legal Review Checklist Island Cove, LLC](#)  
[PARTIALLY EXECUTED Island Cove](#)  
[Island Cove Human Trafficking Affidavit](#)  
[Island Cove COI](#)

**This Request was approved.**

**6.F.** TRAFFIC ENFORCEMENT AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND LAKE DELRAY APARTMENTS, LLLP.

**Sponsors:** Police Department

**Attachments:** [Agenda Cover Report](#)  
[Legal Review Checklist Lake Delray Apartments, LLLP](#)  
[PARTIALLY EXECUTED Lake Delray AptS](#)  
[Lake Delray Apts Human Trafficking Affid.](#)  
[Lake Delray Apts COI](#)

**This Request was approved.**

**6.G.** ITEM A1, CONSIDERATION OF A MAINTENANCE OF TRAFFIC PLAN/ROAD CLOSURE PLAN FOR N. SWINTON AVENUE BETWEEN SWINTON CIRCLE AND NE 16TH STREET, AND A2, CONSIDERATION OF A MAINTENANCE OF TRAFFIC PLAN/ROAD CLOSURE PLAN FOR INTERSECTION OF N. SWINTON AVENUE AND NW/NE 22ND AVENUE.

**Sponsors:** Public Works Department

**Attachments:** [Agenda Cover Report](#)  
[Exhibit 1 – N Swinton Ave Detour \(for drainage\)](#)  
[Exhibit 2 – All County MOT Plan \(for drainage\)](#)  
[Exhibit 3 – N Swinton Ave Detour \(for roundabout\)](#)  
[Exhibit 4 – All County MOT Plan \(for roundabout\)](#)

**This Request was approved.**

**6.H.** APPROVAL TO APPLY FOR A FLORIDA DIVISION OF EMERGENCY MANAGEMENT (FDEM) WATERSHED PLANNING PROGRAM GRANT

**Sponsors:** Public Works Department

**Attachments:** [Agenda Cover Report](#)  
[Watershed Planning Program Flyer \(2024\)](#)

This Request was approved.

**6.I. PROPOSED OFFER OF SETTLEMENT IN THE CASE OF ALISON GENCO V. THE CITY OF DELRAY BEACH**

**Sponsors:** City Attorney Department

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

Vice Mayor Casale requested to pull Consent Item No. 6.G. It became Item No. 7.B.B. on the Regular Agenda.

Vice Mayor Casale spoke on behalf of the Palm Beach County School Board, which could not attend the meeting but wanted to express their concerns about how this project might affect them.

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

**all were in favor**

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

**6.J. PROCLAMATIONS:**

6.J.1. None

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

6.K.1. None

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

6.L.1. None

**7. REGULAR AGENDA:**

**7.A. RESOLUTION NO. 12-25 AMENDING THE FISCAL YEAR 2024-25 BUDGET ADOPTED BY RESOLUTION NO.175-24 ON SEPTEMBER 16, 2024.**

**Sponsors:** Finance Department

**Attachments:** [Agenda Cover Report](#)  
[Resolution 12-25 Budget Amendment FY 2024-25 01.21.2025](#)  
[Exhibit A - Resolution 12-25 Budget Amendment 01.21.2025](#)  
[Simple Legal Review Approval Budget Amendment 12-25](#)



Lynn Gelin, City Attorney, entered Resolution No. 12-25 into the record.

Henry Dachowitz, Chief Financial Officer, reviewed the budget amendments for the month by category. He noted that the amendments were line item transfers and did not impact the budget for their respective departments.

**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. 03-25: 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 BY AMENDING CHAPTER 4, "ZONING REGULATIONS," ARTICLE 4.3, "DISTRICT REGULATIONS, GENERAL PROVISIONS," SECTION 4.3.3, "SPECIAL REQUIREMENTS FOR SPECIFIC USES," BY ADOPTING A NEW SUBSECTION (PP), "PRIVATE PARKING LOTS;" PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES. (FIRST READING)

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[PZB Staff Report, Private Parking Lots](#)  
[Map - Existing Private Lots](#)  
[Ordinance No.03-25, Private Parking Lots and Garages](#)  
[Business Impact Estimate, Ordinance No. 03-25](#)  
[Legal Review, Ordinance No. 03-25](#)

Lynn Gelin entered Ordinance No. 03-25 into the record.

Anthea Gianniotis, Director of Development Services, stated this Ordinance would clarify the distinction between public and private parking lots through the signage used.

**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**

Discussed the parking agreement the City has maintained since 2020 for office spaces in front of the Community Center during the Tennis Tournament. Vice Mayor Casale expressed her opposition to the \$ 15,000 expense incurred by the City.

Acknowledged the Creative Art School being in operation.

**B. City Attorney**

None.

**C. City Commission****Deputy Vice Mayor Long:**

Suggested providing a nuanced approach when crafting a letter to the League of Cities for the Live Local Act.

Providing an update on the All American City application.

**Commissioner Burns:**

Thanked Greta Britt and Andrea Bruton for their kind words.

Acknowledged the Accessory Dwelling Unit Meeting.

**Vice Mayor Casale:**

Inquired when the Robert's Rules of Order will be discussed. Mr. Moore stated a meeting to discuss the Robert's Rules would be held on February 18, 2025, from 3:30 to 5:00 p.m.

Proposed different levels of workforce housing for individuals with varying pay grades.

Mentioned that Assistant Chief Razor retired.

Thanked the Parks and Recreation Department and the Downtown Development Authority for the Christmas Village.

Thanked Mr. Moore for addressing the issues with the Code Enforcement Department.

Stated every department would have to participate in the Climate

Action Plan.

Mentioned the Fire Department's policy should be online for transparency to the residents.

**Commissioner Markert:**

Recognized the need for affordable housing in the city.

**Mayor Carney:**

Suggested creating a consolidated view of grant funding, detailing who is receiving what amount.

## 11. ADJOURNMENT

There being no further business to discuss, Mayor Carney adjourned the meeting at 7:07 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.