

# City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444

Phone: (561) 243-7000

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



## Regular Commission Meeting

Regular Meeting at 6:00 PM

Tuesday, July 16, 2024

Commission Chambers

Delray Beach City Hall or Watch on YouTube:

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

### City Commission

*Mayor Thomas F. Carney, Jr.*

*Vice Mayor Juli Casale*

*Deputy Vice Mayor Rob Long*

*Commissioner Tom Markert*

*Commissioner Angela Burns*

## **RULES FOR PUBLIC PARTICIPATION**

**PUBLIC COMMENT:** City Commission meetings are business meetings and the right to limit discussion rests with the Commission. **Generally, remarks by an individual will be limited to three minutes or less.** The Mayor, presiding officer or a consensus of the City Commission has discretion to adjust the amount of time allocated.

### **Public comment shall be allowed as follows:**

- A.** Comments and Inquiries on Non-Agenda and Agenda Items (excluding public hearing or quasi-judicial hearing items) from the Public: Any citizen is entitled to be heard concerning any matter within the scope of jurisdiction of the Commission under this section. The Commission may withhold comment or direct the City Manager to take action on requests or comments.
- B.** Public Hearings/Quasi-Judicial Hearings: Any citizen is entitled to speak on items under these sections at the time these items are heard by the Commission.
- C.** All persons desiring to do a presentation on agenda or non-agenda items that are on a portable flash drive device or a CD/DVD, must provide their media to the City Clerk no later than 12:00 p.m. one day prior to the meeting where they wish to present.

**SIGN IN SHEET:** Prior to the start of the Commission Meeting, individuals wishing to address the Commission should sign in on the sheet located on the right side of the dais. If you are not able to do so prior to the start of the meeting, you may still address the Commission. The primary purpose of the sign-in sheet is to assist staff with record keeping. Therefore, when you come up to the to speak, please complete the sign-in sheet if you have not already done so.

**ADDRESSING THE COMMISSION:** At the appropriate time, please step up to the lectern and state your name and address for the record. All comments must be addressed to the Commission as a body and not to individuals. Any person making impertinent or slanderous remarks or who becomes boisterous while addressing the Commission shall be barred by the presiding officer from speaking further, unless permission to continue or again address the Commission is granted by a majority vote of the Commission members present.

## **APPELLATE PROCEDURES**

Please be advised that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at this meeting, such person will need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is based. The City neither provides nor prepares such record.

**1. ROLL CALL****2. PLEDGE OF ALLEGIANCE TO THE FLAG****3. AGENDA APPROVAL**

3.A. Additions, Deletions, Substitutions

**4. PRESENTATIONS:**

4.A. None

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

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

**5.A.1. CARON FOUNDATION SETTLEMENT PRESENTATION**

**Recommendation:** Review and consider the use of Caron Foundation funds to support local education initiatives and other external opportunities.

**Sponsors:** City Manager Department

**Attachments:** [Agenda Cover Report](#)  
[Accumulated Transaction - 2024-06-27 Education Grant Expenditures FY17-24](#)  
[Caron Foundation Settlement](#)  
[Caron Foundation Payment History](#)  
[City of Delray School Grant Amendments](#)  
[Caron Foundation Settlement](#)

5.B. From the Public

**6. CONSENT AGENDA: City Manager Recommends Approval****6.A. APPROVAL OF PARKING FACILITY EASEMENT AGREEMENT AND PROJECT COVENANT**

**Recommendation:** Motion to Approve Parking Facility Easement Agreement and Project Covenant.

**Sponsors:** City Attorney Department

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

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

**Recommendation:** Consideration of an off-site parking agreement associated with the property located at 324 NE 3rd Avenue.

**Sponsors:** Development Services Department

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

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

**Recommendation:** Review and consider acceptance of a Mass Transit Easement for the property located at 318 SE 5th Avenue.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Bus Shelter Agreement Final](#)  
[Final SPRAB Report - 3.23.23](#)  
[Legal Review Mass Transit Easement Agreement - 318 NE 5th Ave - 318 NE 51](#)

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

**Recommendation:** Review and consider acceptance of landscape maintenance agreements for landscape improvements installed in the public rights-of-way on SE 1st Avenue, SE 1st Street, and Swinton Avenue associated with the property known as Sundry Village.

**Sponsors:** Development Services Department

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

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

**Recommendation:** Motion to approve Resolution No. 150-24 approving the issuance of a purchase order to Dan Enterprises Team, LLC, for home rehabilitation construction services funded under the Community Development Block Grant (CDBG) Program for property located at 233 NE 20th Street (Powell/Burford), Delray Beach, FL.

**Sponsors:** Neighborhood & Community Services

**Attachments:** [Agenda Cover Report](#)  
[Legal Review Res 150-24 - Quick Quote 2024-009 - Dan Enterprises Team - Hc](#)  
[Res 150-24 - Quick Quote 2024-009 - Dan Enterprises Team - Home Rehabilita](#)  
[Bid Information Sheet FINAL](#)  
[CDBG Lien Agreement - Powell](#)  
[Memorandum of Understanding](#)  
[Notice to Proceed](#)  
[Subordination Policy Agreement](#)  
[Q 2024-009 - Department Concurrence Packet Agenda](#)

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

**Recommendation:** Motion to approve Resolution No. 151-24 approving the issuance of a purchase order to Dan Enterprises Team, LLC, for home rehabilitation construction services funded under the Community Development Block Grant (CDBG) Program for property located at 705 SW 10TH Street (Charles), Delray Beach, FL.

**Sponsors:** Neighborhood & Community Services

**Attachments:** [Agenda Cover Report](#)  
[Legal Review Res 151-24 - Quick Quote 2024-010 - Dan Enterprises Team - Hc](#)  
[Res 151-24 - Quick Quote 2024-010 - Dan Enterprises Team - Home Rehabilita](#)  
[Bid Information Sheet Charles](#)  
[CDBG Lien Agreement -Charles FINAL Redacted](#)  
[Memorandum of Understanding](#)  
[Notice to Proceed](#)  
[Subordination Agreement](#)  
[Q 2024-010 - Department Concurrence Approval Packet Agenda](#)

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

**Recommendation:** Motion to approve the application and award from the Institute of Police Technology and Management (IPTM) in the amount not to exceed \$65,000 for the pedestrian and bicycle safety education and enforcement program.

**Sponsors:** Police Department

**Attachments:** [Agenda Cover Report](#)  
[DRAFT 20240617\\_Ped-BikeProgram\\_Delray Beach PD](#)  
[Legal Review Checklist\\_24\\_25 Bicycle and Pedestrian Safety Grant](#)

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

**Recommendation:** Approve the Interlocal Agreement (ILA) between the City of Delray Beach (City) and Delray Beach Community Redevelopment Agency (CRA) for funding for the Enlargement of Vehicular Storage in the Old School Square Parking Garage - FY 2023-2024.

**Sponsors:** Public Works Department

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

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

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

**Recommendation:**

**Consideration of the following items:**

Item A1 - Motion to approve and accept a Right-of-Way Dedication by the owners of 245 SE 4th Ave.

Item B1 - Motion to approve and accept a Right-of-Way Dedication by the owners of 143 S. Swinton Ave.

**Sponsors:** Public Works Department

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

**6.K. PROCLAMATIONS:**

**6.K.1. PROCLAMATION: NEXT GENERATION INITIATIVES DAY - THE NEXT GENERATION INITIATIVES IS A CITY OF DELRAY BEACH PROGRAM SET TO INSPIRE GOVERNMENT INNOVATION BY DEVELOPING THE TALENT PIPELINE OF THE NEXT GENERATION OF GOVERNMENT LEADERS. THE CITY OF DELRAY BEACH ENCOURAGES STUDENTS TO PURSUE OUR INTERNSHIP, SHADOW DAY, VOLUNTEER AND APPRENTICESHIP PROGRAMS WHERE STUDENTS TAKE THE OPPORTUNITY TO DEVELOP A VARIETY OF SKILLS AND EXPERIENCE NECESSARY TO START A CAREER IN LOCAL GOVERNMENT.**

**Recommendation:** Motion to proclaim July 16, 2024 as Next Generation Initiatives Day in the City of Delray Beach.

**Sponsors:** Human Resources Department

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

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

**Recommendation:** Motion to declare July 19, 2024 as Ronaldo de Assis Moreira aka "Ronaldinho" Fit Bodies, Fit Minds Day.

**Sponsors:** City Clerk Department

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

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

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

**Recommendation:** By motion, receive and file this report for actions on development application requests from June 10, 2024 through June 28, 2024.

**Sponsors:** Development Services Department

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

## **6.M. AWARD OF BIDS AND CONTRACTS:**



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

**Recommendation:** Motion to approve Resolution No. 95-24 to award an Agreement with LexisNexis Risk Solutions FL, Inc. for public safety subscription services needed for investigation purposes, utilizing State of New York Contract #PC69933 in the amount not to exceed \$100,000 and authorize the City Manager to approve renewal options, in the amounts below, contingent upon the appropriation of funds.

**Sponsors:** Police Department and Purchasing Department

**Attachments:** [Agenda Cover Report](#)  
[Legal Review Checklist\\_LexisNexis Risk Solutions](#)  
[Vendor Signed- P2024-029](#)  
[Delray Beach PD - Accurint TraX ScheduleA - 2024](#)  
[Resolution No 95-24 -LexisNexis Risk Solutions FL Inc piggyback agreement 20](#)  
[4. Solicitation 23260- Books, Serials, Databases and Library Resource Manager](#)

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

**Recommendation:** Motion to Approve Resolution No. 110-24 to award an Agreement with Southeastern Engineering for Construction of General Stormwater Infrastructure utilizing City of Fort Lauderdale Invitation To Bid No. 12504-613 in the amount of \$3,234,624.

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

**Attachments:** [Agenda Cover Report](#)  
[Stormwater Infrastructure Legal Review](#)  
[P2024-034 Agreement - Vendor Signed](#)  
[Resolution 110-24](#)  
[Packet\\_for\\_Bid\\_12504-613 FINAL](#)  
[Signed Agreement](#)  
[Second Renewal Letter](#)

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

**Recommendation:** Motion to Approve Resolution No. 130-24 to award an Agreement to CJ Contracting, LLC. for Construction Services for the Memorial Gardens Mausoleum Expansion Project (Public Works Project No. 23-008) pursuant to ITBC 2023-082 in the amount of \$2,875,010.00.

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

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

**6.M.4.** APPROVAL OF RESOLUTION NO. 139-24 TO AWARD AN AGREEMENT WITH MOCK, ROOS & ASSOCIATES, INC. FOR CONSTRUCTION ENGINEERING, AND INSPECTION SERVICES FOR THE THOMAS STREET STORMWATER PUMP STATION REPLACEMENT PROJECT (PUBLIC WORKS PROJECT NO. 18-017), PURSUANT TO REQUEST FOR QUALIFICATIONS (RFQ) NO. 2023-048 IN THE AMOUNT OF \$1,398,082.00.

**Recommendation:** Motion to Approve Resolution No. 139-24 to award an Agreement with Mock, Roos & Associates, Inc. for Construction Engineering, and Inspection Services for the Thomas Street Stormwater Pump Station Replacement project (Public Works Project No. 18-017) pursuant to RFQ No. 2023-048, in the amount of \$1,398,082.00.

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

**Attachments:** [Agenda Cover Report](#)  
[Agreement RFQ 2023-048 - CEI Thomas Street Pump Station - Mock Roos](#)  
[Exhibit A - Scope of Work RFQ 2023-048 - CEI Thomas Street Pump Station - M](#)  
[Exhibit B - Fee Proposal - RFQ 2023-048 - CEI Thomas Street Pump Station - M](#)  
[Legal Review Checklist RFQ 2023-048 - CEI Thomas Street Pump Station - Mo](#)  
[Res 139-24 - RFQ 2023-048 - CEI Thomas Street Pump Station - Mock Roos](#)  
[Tabulation Packet for RFQ 2023-048](#)  
[Packet for Bid RFQ 2023-048 Final](#)

- 6.M.5.** APPROVAL OF RESOLUTION NO. 105-24 APPROVING AN AGREEMENT WITH JOHNSON-DAVIS, INC., FOR THE PURPOSE OF REPAIRS AND/OR EMERGENCY SERVICES ON AN “AS-NEEDED BASIS”, FOR WATER DISTRIBUTION AND WASTEWATER COLLECTION UTILITY SERVICES, UTILIZING THE CITY OF LAKE WORTH BEACH SOLICITATION NO. IFB #20-106, IN A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$300,000.

**Recommendation:** Motion to Approve Resolution No. 105-24 approving an agreement with Johnson-Davis, Inc., for the purpose of repairs and/or emergency services on “as needed basis”, for water distribution and wastewater collection utility services, utilizing the City of Lake Worth Beach Solicitation No. IFB #20-106, in a total contract value not to exceed \$300,000.

**Sponsors:** Utilities Department and Purchasing Department

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

## 7. REGULAR AGENDA:

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

**Recommendation:** Motion to Approve Staff's recommendation that the City Commission set the proposed Millage Rate at 6.2611 mills for operating and 0.0337 mills for debt service for a total of 6.2948 mills.

**Sponsors:** Finance Department

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

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

**Recommendation:** Motion to Approve Staff's recommendation that the City Commission set the proposed millage rate at 1.0000 mill for the Downtown Development Authority for Fiscal Year 2025.

**Sponsors:** Finance Department

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

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

**Recommendation:** Motion to approve the appointment of three (3) regular members for an appointment to the Green Implementation Advancement Board for a two (2) year term ending July 31, 2026.

**Sponsors:** City Clerk Department

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

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

**Recommendation:** Motion to approve nomination for an appointment for four (4) regular members to serve on the Public Art Advisory Board for a two (2) year term ending July 31, 2026.

**Sponsors:** City Clerk Department

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

**7.E. NOMINATION FOR APPOINTMENT TO THE DOWNTOWN DEVELOPMENT AUTHORITY BOARD**

**Recommendation:** Motion to approve the nomination for one (1) tax-qualified member to serve a term ending July 1, 2027.

**Sponsors:** City Clerk Department

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

**7.F. AMENDMENT TO LOCAL RULES OF PROCEDURE**

**Recommendation:** Motion to approve Local Rules of Procedure as amended.

**Sponsors:** City Attorney Department

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

## 8. PUBLIC HEARINGS/SECOND READINGS:

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

**Recommendation:** Consideration of the following items:

Motion to approve and accept Resolution No. 146-24 establishing a budget for the Stormwater Utility System, establishing the rates for FY 2024/2025 Stormwater Management Assessments, and certifying and adopting the Stormwater Assessment Roll.

**Sponsors:** Public Works Department

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

## 9. FIRST READINGS:

### 9.A. ORDINANCE NO. 21-24: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH CODE OF ORDINANCES CHAPTER 2, "ADMINISTRATIVE PROVISIONS," ARTICLE 2.6, "NOTICE REQUIREMENTS," SECTION 2.6.3, "REQUIRED PUBLIC NOTICE," BY ENACTING A NEW SUBSECTION (H), "WAIVERS" TO ADD PUBLIC NOTICE REQUIREMENTS FOR WAIVER REQUESTS THAT REQUIRE CITY COMMISSION APPROVAL, PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AUTHORITY TO CODIFY; AND PROVIDING AN EFFECTIVE DATE. (FIRST READING)

**Recommendation:** Consider Ordinance No. 21-24, a City-initiated amendment to the Land Development Regulations (LDR), amending Section 2.6.3 to add public notice requirements for waiver requests that require City Commission approval.

**Sponsors:** Development Services Department

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

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

**Recommendation:** Staff recommends approval.

**Sponsors:** City Manager Department

**Attachments:** [Agenda Cover Report](#)  
[BIE--Ordinance 25-24 \(Education Board\) SIGNED](#)  
[Ordinance Legal Review Form Ord 25-24 Amending Education Board Composi](#)  
[Ord 25-24 Amending Education Board Ordinance 7.1.24](#)

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

### A. City Manager

#### 10.A.1 Direction on Opioid Litigation Funds

.

**Sponsors:** City Manager Department

### B. City Attorney

### C. City Commission

## 11. ADJOURNMENT

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.