

# 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 5:00 PM

Tuesday, April 22, 2025

Commission Chambers

Delray Beach City Hall

### City Commission

*Mayor Thomas F. Carney, Jr.*

*Vice Mayor Rob Long*

*Deputy Vice Mayor Angela Burns*

*Commissioner Tom Markert*

*Commissioner Juli Casale*

## **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. RESOLUTION NO. 78-25 ALBERTO ANGULO 30 YEARS OF SERVICE**

**Recommendation:** Motion to Approve Resolution No. 78-25 honoring Alberto Angulo for 30 years of service.

**Sponsors:** Human Resources Department

**Attachments:** [Agenda Cover Report](#)  
[78.25 Resolution Alberto Angulo](#)

**4.B. PRESENTATION BY RHONDA GIGER OF PALM BEACH COUNTY COMMISSION ON ETHICS**

**Sponsors:** City Clerk Department

**4.C. PRESENTATION BY KELLY SMALLRIDGE, PRESIDENT & CEO OF THE BUSINESS DEVELOPMENT BOARD OF PALM BEACH COUNTY**

**Recommendation:** The Commission is asked to receive a presentation from Kelly Smallridge, President and CEO of the Business Development Board of Palm Beach County (BDB).

**Sponsors:** City Manager Department

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

**4.D. CLIMATE ACTION PLAN**

**Recommendation:** Review a presentation of the draft Climate Action Plan and provide direction.

**Sponsors:** City Manager Department

**Attachments:** [Agenda Cover Report](#)  
[CAP Comm PPT](#)

**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

**5.A.1. APPROVAL TO INITIATE REQUEST FOR JURISDICTIONAL TRANSFER OF WEST ATLANTIC AVENUE (STATE ROAD 806) FROM NW/SW 12TH AVENUE TO N/S SWINTON AVENUE FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO THE CITY OF DELRAY BEACH**

**Recommendation:** Approval to initiate request for jurisdictional transfer of West Atlantic Avenue (State Road 806) from NW/SW 12th Avenue to N/S Swinton Avenue from the Florida Department of Transportation (FDOT) to the City of Delray Beach.

**Sponsors:** Public Works Department

**Attachments:** [Agenda Cover Report](#)  
[Delray Beach - Atlantic Avenue Transfer Request Letter](#)

5.B. From the Public

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

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

**Recommendation:** Motion to approve meeting minutes as listed below:

March 27, 2025 Workshop Meeting Minutes - DRAFT  
April 1, 2025 Special Meeting Minutes - DRAFT

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[March 27, 2025 Workshop Meeting Minutes - DRAFT](#)  
[April 1, 2025 Special Meeting Minutes - DRAFT](#)

**6.B.** RESOLUTION NO. 72-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, PURSUANT TO CHAPTER 100 OF THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, ASSESSING COSTS FOR ABATING NUISANCES UPON CERTAIN LANDS LOCATED WITHIN THE CITY OF DELRAY BEACH AND PROVIDING THAT A NOTICE OF LIEN SHALL ACCOMPANY THE NOTICE OF ASSESSMENT; SETTING OUT ACTUAL COSTS INCURRED BY THE CITY TO ACCOMPLISH SUCH ABATEMENT AND LEVYING THE COST OF SUCH ABATEMENT OF NUISANCES; PROVIDING FOR AN EFFECTIVE DATE AND FOR A DUE DATE AND INTEREST ON ASSESSMENTS; PROVIDING FOR THE RECORDING OF THIS RESOLUTION, AND DECLARING SAID LEVY TO BE A LIEN UPON THE SUBJECT PROPERTY FOR UNPAID ASSESSMENTS.

**Recommendation:** Motion to approve Resolution No. 72-25, assessing costs for abatement action required to remove nuisances on one (1) property throughout the City.

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[Resolution No. 72-25 - Authorizing Nuisance Abatement Lien - 31 NW 13th Ave](#)  
[Resolution No. 72-25 - Exhibit A](#)  
[Resolution No. 72-25 - Legal Review](#)

**6.C.** RESOLUTION NO. 74-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPOINTING THE PALM BEACH COUNTY CANVASSING BOARD TO CANVASS ALL ABSENTEE BALLOTS; TO CANVASS THE MUNICIPAL ELECTION; AND TO CONDUCT THE LOGIC AND ACCURACY TESTING FOR ALL ELECTION MACHINERY; AUTHORIZING THE CITY CLERK TO DO ALL THINGS NECESSARY TO CONDUCT THE NONPARTISAN ELECTION; PROVIDING THE TIME, MANNER, AND MEANS OF HOLDING SAID ELECTION, PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Recommendation:** Motion to approve Resolution No. 74-25.

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[Resolution No. 74-25 - Authorization to Canvass Elections](#)  
[2021 SOE Charter Recommendations](#)  
[Polling of Other Municipalities in Palm Beach County](#)  
[Correspondence with SOE](#)  
[Resolution No. 74-25 - Simple Legal Review](#)

- 6.D.** RESOLUTION 79-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AUTHORIZING THE CONVEYANCE OF AN UNIMPROVED PARCEL LOCATED GENERALLY BETWEEN SE 8TH STREET AND SE 9TH STREET AND SE 4TH AVENUE AND SE 5TH AVENUE TO 802 SE 5TH AVE, LLC, AS MORE PARTICULARLY DESCRIBED HEREIN; AUTHORIZING THE MAYOR TO EXECUTE THE QUITCLAIM DEED AND ANY OTHER DOCUMENTS REQUIRED TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

**Recommendation:** Review and consider Resolution 79-25.

**Sponsors:** City Attorney Department

**Attachments:** [Agenda Cover Report](#)  
[Res 79-25 Approving QCD lg rev 4-3-25](#)  
[Demand Letter 3](#)  
[Sketch and Legal for ROW - 802 SE 5th Ave](#)

- 6.E.** APPROVAL OF AN EMPLOYMENT AGREEMENT WITH ELENA GEORGIEV

**Recommendation:** Motion to Approve Employment Agreement with Elena Georgiev

**Sponsors:** Human Resources Department

**Attachments:** [Agenda Cover Report](#)  
[Elana Georgiev Employment Agreement](#)  
[Simple Legal Review employment Agreement Internal Auditor](#)

- 6.F.** STATE HOUSING INITIATIVES PARTNERSHIP LOCAL HOUSING ASSISTANCE PLAN (LHAP) FY2025-2028

**Recommendation:** Motion to authorize and approve the Local Housing Assistance Plan (LHAP) for Fiscal Years 2025-2028, by adopting Resolution #66-25, pursuant to Title 67-37 of the Florida Administrative Code.

**Sponsors:** Neighborhood & Community Services

**Attachments:** [Agenda Cover Report](#)  
[City of Delray Beach LHAP 2025-2028 May 2025 FINAL FFM 32025](#)  
[Exhibit-A Administrative Budget](#)  
[Exhibit-B Timeline](#)  
[Exhibit-C Housing Delivery Goals Chart](#)  
[Exhibit-D Certification](#)  
[Exhibit-E Resolution 66-25](#)  
[Exhibit H Subordination](#)

**6.G. CONTINUATION OF STANDARD GRANT AGREEMENT NO. L2202 BETWEEN THE CITY OF DELRAY BEACH AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Recommendation:** Motion to approve Continuation of Standard Grant Agreement No. L2202 between the City of Delray Beach and the Florida Department of Environmental Protection to extend the agreement through October 31, 2025.

**Sponsors:** Parks & Recreation Department

**Attachments:** [Agenda Cover Report](#)  
[L2022 Grant Continuation\\_LR.docx](#)  
[L2202\\_A4\\_Continuation Signature.pdf](#)  
[Exhibit A](#)  
[L2202 Delray Beach-Pompey Park LLI-Fully Executed Agreement.pdf](#)  
[L2202\\_Amendment 1\\_FullyExecuted.pdf](#)  
[L2202\\_Amendment 2\\_FE.pdf](#)  
[L2202\\_Amendment 3\\_FE.pdf](#)

**6.H. APPROVAL OF THE MEMORANDUM OF UNDERSTANDING BETWEEN THE FEDERAL BUREAU OF INVESTIGATION AND THE CITY OF DELRAY BEACH**

**Recommendation:** Motion to Approve the Memorandum of Understanding between the Federal Bureau of Investigation and the City of Delray Beach

**Sponsors:** Police Department

**Attachments:** [Agenda Cover Report](#)  
[FBI Task Force MOU - Delray Bch PD 4.3.25](#)  
[Legal Review Checklist\\_FBI PBC Fraud Task Force MOU](#)

**6.I. PROCLAMATIONS:**

**6.I.1. LET'S MOVE DELRAY PROCLAMATION**

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[Proclamation - Let's Move Delray](#)

**6.I.2. DESIGNATING APRIL 25, 2025 AS ARBOR DAY PROCLAMATION**

**Recommendation:** Motion to proclaim April 25, 2025, as Arbor Day in the City of Delray Beach.

**Sponsors:** City Manager Department

**Attachments:** [Agenda Cover Report](#)  
[Proclamation - Arbor Day 2025.pdf](#)

**6.I.3. PARENTAL ALIENATION AWARENESS DAY PROCLAMATION**

**Recommendation:** Motion to proclaim April 25, 2025 as Parental Alienation Awareness Day.

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[Parental Alienation Awareness Day.docx](#)

**6.I.4. FIREFIGHTER APPRECIATION DAY PROCLAMATION**

**Recommendation:** Motion to proclaim May 4, 2025, as Firefighter Appreciation Day.

**Sponsors:** Fire Rescue Department

**Attachments:** [Agenda Cover Report](#)  
[Firefighter Appreciation Proclamation 2025](#)

**6.I.5. MUNICIPAL CLERKS WEEK PROCLAMATION**

**Recommendation:** Recognizing all municipal clerks around the country and declaring May 4 - May 10, 2025 as Municipal Clerks Week in the City of Delray Beach.

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[Municipal Clerks Week Proclamation 2025](#)

**6.J. REVIEW OF APPEALABLE LAND DEVELOPMENT BOARD ACTIONS:****6.J.1. REPORT OF APPEALABLE DEVELOPMENT APPLICATION ACTIONS FROM MARCH 31, 2025 THROUGH APRIL 11, 2025.**

**Recommendation:** By motion, receive and file this report for actions on development application requests from March 31, 2025 through April 11, 2025.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[HPB \(4-2\) 125 S. Swinton Avenue](#)  
[HPB \(4-2\) 200 NE 5th Court](#)  
[HPB \(4-2\) 146 SE 7th Avenue](#)



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

- 6.K.1.** APPROVAL OF RESOLUTION NO. 05-25 TO AWARD AN AGREEMENT WITH HENRY SCHEIN MEDICAL INC., FOR MEDICAL SUPPLIES, EQUIPMENT AND PHARMACEUTICALS, UTILIZING EAGLE COUNTY HEALTH SERVICES DISTRICT DBA EAGLE COUNTY PARAMEDIC SERVICES RFB NO. 2024-02 - \$232,000

**Sponsors:** Fire Rescue Department

**Attachments:** [Agenda Cover Report](#)  
[Signed-Agreement-Henry Schein -PSAI RFB 2024-02 Medical Supplies Eq](#)  
[PSAI RFB 2024-02 Medical Supplies Equipment Pharmaceuticals-Final Versior](#)  
[Legal Review Checklist Henry Schein Inc](#)  
[Res. P2025-008 Supplies equipment and Pharmaceuticals lw rev](#)  
[Signed agreement contract 3.20.25](#)

- 6.K.2.** APPROVAL OF RESOLUTION NO. 59-25 TO AWARD AN AGREEMENT WITH DOBBS EQUIPMENT, LLC, AS AN APPROVED SOLE SOURCE, FOR THE PURCHASE OF JOHN DEERE CONSTRUCTION & FORESTRY COMPANY ORIGINAL EQUIPMENT MANUFACTURER (OEM) PARTS AND REPAIR SERVICES IN THE AMOUNT OF \$60,000

**Recommendation:** Motion to approve of Resolution No. 59-25 to award an agreement Dobbs Equipment, LLC, as an approved Sole Source, for the purchase of John Deere Construction & Forestry Company OEM Parts and Repair Services in the amount of \$60,000.

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

**Attachments:** [Agenda Cover Report](#)  
[Res59-25](#)  
[Exhibit A](#)  
[Legal Review Checklist Dobbs 3.26.25](#)  
[SS2025-0012 Dobbs Equipment and OEM parts](#)

**6.K.3.** APPROVAL OF RESOLUTION NO. 60-25 TO AWARD AN AGREEMENT WITH SBL FREIGHTLINER, LLC DBA LOU BACHRODT FREIGHTLINER, AS AN APPROVED SOLE SOURCE, FOR THE PURCHASE OF FREIGHTLINER ORIGINAL EQUIPMENT MANUFACTURER (OEM) PARTS AND RELATED SERVICES IN THE AMOUNT OF \$130,000.

**Recommendation:** Motion to approve of Resolution No. 60-25 to award an agreement Lou Bachrodt Freightliner, LLC, dba Lou Bachrodt Freightliner, as an approved Sole Source, for the purchase of Freightliner OEM Parts and Related Services in the amount of \$130,000.

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

**Attachments:** [Agenda Cover Report](#)  
[Res60-25](#)  
[Exhibit A - Sole Source Approval](#)  
[Legal Review Checklist Lou Bachrodt](#)  
[SS2025-011 Lou Bachrodt OEM Parts and Related Services](#)

**6.K.4.** APPROVAL OF RESOLUTION NO. 71-25 TO AWARD AN AGREEMENT TO DONERITE PUMPS, INC., FOR ELECTRIC MOTOR PUMP REPAIRS PURSUANT TO INVITATION TO BID (ITB) 2025-024 IN A TOTAL AMOUNT NOT TO EXCEED \$1,764,800.

**Recommendation:** Motion to approve Resolution No. 71-25 to award an Agreement to DoneRite Pumps, Inc., for electric motor pump repairs pursuant to ITB No. 2025-024 in a total amount not to exceed \$1,764,800.

**Sponsors:** Utilities Department

**Attachments:** [Agenda Cover Report](#)  
[AGREEMENT ITB 2025-024](#)  
[Resolution No.71-25](#)  
[ITB 2025-024 Legal Review](#)  
[ITB 2025-024 Electric Pump Motor Repairs Advertised](#)  
[Pricing Schedule](#)

## 7. REGULAR AGENDA:

**7.A.** RESOLUTION NO. 75-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING A LEVEL 4 SITE PLAN, ARCHITECTURAL ELEVATIONS, AND LANDSCAPE PLAN, APPROVING A VARIANCE REQUEST TO SECTION 4.3.4(K) OF THE LAND DEVELOPMENT REGULATIONS TO REDUCE THE REQUIRED NON-VEHICULAR OPEN SPACE FROM 25 PERCENT TO 23.9 PERCENT, APPROVING A WAIVER REQUEST TO SECTION 4.4.26(H)(1) OF THE LAND DEVELOPMENT REGULATIONS TO ALLOW OVERHEAD DOORS TO FACE PUBLIC RIGHTS-OF-WAY, APPROVING A WAIVER REQUEST TO SECTION 4.4.26(H)(3) OF THE LAND DEVELOPMENT REGULATIONS TO REDUCE THE MINIMUM FLOOR AREA PER TENANT OR BAY FROM 4,000 SQUARE FEET TO A RANGE OF 1,519 SQUARE FEET TO 3,038 SQUARE FEET, AND APPROVING A WAIVER REQUEST TO SECTION 4.6.16(H)(3) (A) OF THE LAND DEVELOPMENT REGULATIONS TO REDUCE THE REQUIRED FIVE-FOOT LANDSCAPE STRIP BETWEEN OFF-STREET PARKING OR OTHER VEHICULAR AREAS AND THE ABUTTING PUBLIC RIGHTS-OF-WAY TO TWO FEET FOR THE PROJECT LOCATED AT 905 SW 14TH AVENUE, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (QUASI JUDICIAL)

**Recommendation:** Review and consider Resolution No. 75-24, approval of a Level 4 Site Plan, Architectural Elevations, and Landscape Plan with variance request, and three waiver requests, to construct a mixed-use office and residential development located at 905 SW 14th Avenue.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Res 75-25 Level 4 Site Plan with Variance and 3 Waviers - 905 SW 14th Ave At Staff Report, 905 SW 14th Ave](#)  
[Applicant Narrative, 905 SW 14th Ave](#)  
[Photos Adjacent Properties, 905 SW 14th Ave](#)  
[Site and Floor Plan, 905 SW 14th Ave](#)  
[Survey, 905 SW 14th Ave](#)  
[Civil Plans, 905 SW 14th Ave](#)  
[Landscape Plan, 905 SW 14th Ave](#)  
[Photometrics, 905 SW 14th Ave](#)  
[TPS Letter, 905 SW 14th Ave](#)  
[Traffic Statement, 905 SW 14th Ave](#)  
[Variance Justification Statement, Non-Vehicular Open Space, 905 SW 14th Ave](#)  
[Waiver Justification Statement, Bay Size Waiver, 905 SW 14th Ave](#)  
[Waiver Justification Statement, Overhead Door, 905 SW 14th Ave](#)  
[Affidavit of Notification Wellfield, 905 SW 14th Ave](#)  
[Legal Review Res 75-25 Lvl 4 Site Plan with a Variance and 3 Waivers, 905 SW](#)

**7.A.1. APPROVAL OF AN AGREEMENT WITH GS DEERFIELD, LLC TO PERMIT THE OWNER TO LEAVE IN PLACE AND MAINTAIN AN EXISTING FENCE WITHIN THE RIGHT-OF-WAY ALONG SW 13TH AVENUE.**

**Recommendation:** Review and consider an agreement to allow the owner to leave and maintain an existing fence within the SW 13th Avenue right-of-way, until notified by the City to remove the fence.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Agreement,905 SW 14th Ave Fence in ROW](#)  
[Site Fence Plan](#)  
[Legal Review Approval - Hold Harmless Agreement](#)

**7.B. NOMINATIONS FOR APPOINTMENTS TO THE OPIOID SETTLEMENT ADVISORY COMMITTEE. BASED ON THE ROTATION SYSTEM, THE NOMINATIONS FOR APPOINTMENTS WILL BE MADE IN THE FOLLOWING ORDER; COMMISSIONER TOM MARKERT (SEAT #1), VICE-MAYOR LONG (SEAT #2), COMMISSIONER CASALE (SEAT #3), DEPUTY VICE-MAYOR BURNS (SEAT #4) AND MAYOR CARNEY (SEAT #5).**

**Recommendation:** Motion to approve the nominations of five (5) members to the Opioid Settlement Advisory Committee (OSAC).

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[Exhibit A](#)  
[Ciancio, Ariana](#)  
[Lefton, Jeffrey](#)  
[Mazzeo, Joseph](#)  
[Posovsky, Stephen](#)  
[Ridley, Charles](#)

**7.C.** NOMINATION FOR APPOINTMENT TO THE BOARD OF ADJUSTMENT. BASED ON THE ROTATION SYSTEM, THE NOMINATION FOR APPOINTMENT FOR ONE (1) REGULAR MEMBER TO SERVE A TERM ENDING AUGUST 31, 2027, WILL BE MADE BY COMMISSIONER MARKERT (SEAT #1).

**Recommendation:** Motion to approve the nomination for an appointment for one (1) regular member to serve a term ending August 31, 2027.

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[Exhibit A](#)  
[Board of Adjustment Member List](#)  
[Board of Adjustment Attendance](#)  
[Kenny, Kristopher](#)  
[Lands, Danielle](#)  
[Ramirez, Aura](#)  
[Wilson, Michelle](#)

**7.D.** RESOLUTION NO. 81-25 AMENDING THE FISCAL YEAR 2024-25 BUDGET ADOPTED BY RESOLUTION NO.175-24 ON SEPTEMBER 16, 2024.

**Recommendation:** Motion to Approve Resolution No.81-25 amending the Fiscal Year 2024-25 budget adopted on September 16, 2024.

**Attachments:** [Agenda Cover Report](#)  
[Resolution 81-25 Budget Amendment FY 2025 - 04.08.25](#)  
[Resolution # 81-25 - Exhibit A](#)  
[Simple Legal Review Approval Budget Amendment Resolution 81-25](#)

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

**8.A.** ORDINANCE NO. 11-25: 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 4, "ZONING REGULATIONS," ARTICLE 4.4, "BASE ZONING DISTRICT," SECTION 4.4.9, "GENERAL COMMERCIAL (GC) DISTRICT," SUBSECTION (B), "PRINCIPAL USES AND STRUCTURES PERMITTED," TO ADD VETERINARY CLINICS AS A PRINCIPAL USE; AMENDING SUBSECTION (D), "CONDITIONAL USES AND STRUCTURES ALLOWED," TO REMOVE VETERINARY CLINICS AS A CONDITIONAL USE; AMENDING SECTION 4.4.11, "NEIGHBORHOOD COMMERCIAL (NC) DISTRICT," SUBSECTION (B), "PRINCIPAL USES AND STRUCTURES PERMITTED," TO ADD VETERINARY CLINICS AS A PRINCIPAL USE; AMENDING SUBSECTION (D), "CONDITIONAL USES AND STRUCTURES ALLOWED," TO REMOVE VETERINARY CLINICS AS A CONDITIONAL USE; AMENDING SECTION 4.4.13, "CENTRAL BUSINESS (CBD) DISTRICT," SUBSECTION (C), "ALLOWABLE USES," TABLE 4.4.13(A), "ALLOWABLE USES AND STRUCTURES IN THE CBD SUB-DISTRICTS," TO CLASSIFY VETERINARY CLINICS AS A PRINCIPAL USE INSTEAD OF A CONDITIONAL USE; AMENDING SECTION 4.4.16, "PROFESSIONAL AND OFFICE (POD) DISTRICT," SUBSECTION (B), "PRINCIPAL USES AND STRUCTURES PERMITTED," TO ADD VETERINARY CLINICS AS A PRINCIPAL USE; AMENDING SUBSECTION (D), "CONDITIONAL USES AND STRUCTURES ALLOWED," TO REMOVE VETERINARY CLINICS AS A CONDITIONAL USE; AND BY AMENDING SECTION 4.4.29, "MIXED RESIDENTIAL, OFFICE AND COMMERCIAL (MROC) DISTRICT," SUBSECTION (B), "PRINCIPAL USES AND STRUCTURES PERMITTED," TO ADD VETERINARY CLINICS AS A PRINCIPAL USE; AMENDING SUBSECTION (E), "CONDITIONAL USES AND STRUCTURES ALLOWED," TO REMOVE VETERINARY CLINICS AS A CONDITIONAL USE; PROVIDING A CONFLICTS CLAUSE; A SEVERABILITY CLAUSE; AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES. (FIRST READING/PUBLIC HEARING)

**Recommendation:** Consider Ordinance No. 11-25, a City-initiated request to amend and update Section 4.4.9, "General Commercial (GC)," Section 4.4.11, "Neighborhood Commercial (NC)," Section 4.4.13, "Central Business (CBD) District," Section 4.4.16, "Professional and Office District (POD)," and Section 4.4.29, "Mixed Residential, Office, and Commercial District (MROC)" of the Land Development Regulations (LDR) to establish veterinary clinics as a principal use instead of a conditional use.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[PZB Staff Report](#)  
[Zoning Districts That Allow Veterinary Clinics](#)  
[Ordinance No. 11-25, Veterinarian Clinics](#)  
[Legal Review, Ordinance No. 11-25](#)  
[Business Impact Estimate \(BIE\) Form, Ordinance No. 11-25](#)  
[Proof of Legal Advertisement](#)

- 8.B.** ORDINANCE NO. 14-25 AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES, TITLE 5, "PUBLIC WORKS," CHAPTER 56, "STORMWATER," "SECTION 56.02, "SCOPE AND PURPOSE," TO CLARIFY THE REFERENCE TO THE SYSTEM; AMENDING SECTION 56.04, "DEFINITIONS," AMENDING THE DEFINITIONS FOR COMMON ELEMENT, NONASSESSED PROPERTY, STORMWATER MANAGEMENT ASSESSMENT, AND UNIMPROVED LAND, AND ADOPTING DEFINITIONS FOR CONDOMINIUM PROPERTY, CONDOMINIUM UNIT, AND COOPERATIVE, TO EXPAND DEFINITIONS AND CLARIFY ASSESSMENT METHOD, TO ESTABLISH A STANDARIZED RATE FOR UNIMPROVED LAND, TO ALIGN WITH THE FLORIDA STATUTES FOR NON-AD VALOREM ASSESSMENTS FOR COMMON ELEMENTS; AMENDING SECTION 56.15, "IMPOSITION OF STORMWATER MANAGEMENT ASSESSMENT, CLASSIFICATION AND CRITERIA," TO ADD CONDOMINIUM PROPERTY AS AN ADDITIONAL CLASSIFICATION; AND AMENDING SECTION 56.16, "ESTABLISHMENT OF RATE FOR STORMWATER MANAGEMENT ASSESSMENTS" TO CLARIFY HOW COMMON ELEMENTS ARE ASSESSED; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AUTHORITY TO CODIFY; AND PROVIDING AN EFFECTIVE DATE. (SECOND READING)

**Recommendation:** Consider Ordinance No. 14-25, a City initiated request to amend Title 5 "Public Works", Chapter 56 "Stormwater" of the City's Code of Ordinances to modify the intent of the stormwater management assessments to include a standardized assessment for unimproved land and clarification on condominium and cooperative assessment method.

**Sponsors:** Public Works Department

**Attachments:** [Agenda Cover Report](#)  
[Ord 14-25 Amending Code re Stormwater Assessment - Final Draft 03-07-2025](#)  
[BIE Ord. No. 14-25 - Stormwater Ordinance Amendment Approved](#)  
[Legal Review - Ord. No. 14-25 - Stormwater Assessment Amd](#)  
[Delray Beach Ord# 14-25 April 12,2025 - SECOND READING PROOF](#)

## 9. FIRST READINGS:

- 9.A.** ORDINANCE NO. 10-25: 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; AMENDING CHAPTER 4, "ZONING REGULATIONS," ARTICLE 4.3, "DISTRICT REGULATIONS, GENERAL PROVISIONS," SECTION 4.3.4, "BASE DISTRICT DEVELOPMENT STANDARDS," BY AMENDING SUBSECTION (H), "SETBACKS," TO MODIFY THE BUILDING ELEMENTS AND SITE IMPROVEMENTS PERMITTED WITHIN THE BUILDING SETBACK AREA; AMENDING CHAPTER 4, "ZONING REGULATIONS," ARTICLE 4.6, "SUPPLEMENTAL DISTRICT REGULATIONS," SECTION 4.6.15, "SWIMMING POOL, WHIRLPOOLS, AND SPAS," TO ADOPT REGULATIONS FOR POOL SETBACKS FOR DUPLEX DEVELOPMENTS; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES. (FIRST READING)

**Recommendation:** Consider Ordinance No. 10-25, a City-initiated request to amend and update Section 4.3.4(H), "Setbacks," and Section 4.6.15, "Swimming Pool, Whirlpools, and Spas," Subsection (G), "Yard Encroachment" of the Land Development Regulations (LDR) to clarify regulations on building elements and site improvements allowed in building setbacks.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[PZB Staff Report, Structures in Setbacks Correctives](#)  
[Ordinance No. 10-25, Structures in Setbacks](#)  
[Legal Review, Ordinance No. 10-25](#)  
[Business Impact Estimate, Ordinance No. 10-25](#)



- 9.B.** ORDINANCE NO. 13-25: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, REZONING LAND MEASURING APPROXIMATELY 0.79 ACRES LOCATED AT 1660 SOUTH CONGRESS AVENUE, AS MORE PARTICULARLY DESCRIBED HEREIN, FROM PROFESSIONAL AND OFFICE DISTRICT TO GENERAL COMMERCIAL DISTRICT; 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)

**Recommendation:** Consider Ordinance No. 13-25, a privately initiated rezoning from Professional and Office District (POD) to General Commercial (GC) for the 0.79 acre property located at 1660 South Congress Avenue.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Ord 13-25 - 1660 S Congress Ave](#)  
[PZB Staff Report - 1660 S Congress Ave](#)  
[Traffic Statement - 1660 S Congress Ave](#)  
[Project Narrative - 1660 S Congress Ave](#)  
[Survey - 1660 S Congress Ave](#)  
[Existing Zoning - 1660 S Congress Ave](#)  
[Proposed Zoning - 1660 S Congress Ave](#)  
[CBRE Congress Avenue Strategies Plan](#)  
[BIE Ord. No. 13-25 - 1660 S Congress Ave](#)  
[Legal Review - Ord. No. 13-25 - 1660 S Congress Ave](#)

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

**A. City Manager**

**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.