

City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444

Phone: (561) 243-7000

www.delraybeachfl.gov



Regular Commission Meeting

Regular Meeting at 5:00 PM

Tuesday, May 6, 2025

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 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. MAY 2025 MENTAL HEALTH AWARENESS AND TRAUMA INFORMED CARE MONTH**

Recommendation: Proclamation to recognize May 2025 as Mental Health Awareness and Trauma Informed Care Month.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Mental Health Awareness Month 2025](#)

4.B. PRESENTATION BY DR. SUZANNE SPENCER FROM LIVING SKILLS IN THE SCHOOLS

Sponsors: City Manager Department

Attachments: [2025.05.05 Summary \(002\)](#)

4.C. FOLLOW-UP CONSIDERATIONS FOR 2026 PROGRAM YEAR EDUCATION GOALS AND PRIORITIES

Recommendation: The presentation seeks to establish direction and priorities from the City Commission relating to the education goals and priorities for the 2026 program year.

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)
[2025 DIA Amendments](#)
[2025 GOP Amendments](#)

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. UPDATE REGARDING HISTORIC (DESIGNATION FOR FROG ALLEY) AND CONSERVATION DISTRICT (ATLANTIC AVE) DESIGNATION EFFORTS

Sponsors: City Manager Department

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:

February 25, 2025 Special Meeting Minutes(Closed Attorney/Client Session) 3:00 PM - DRAFT
February 25, 2025 Special Meeting Minutes (Closed Attorney/Client Session) 3:30 PM - DRAFT
March 18, 2025 Budget Workshop Meeting Minutes - DRAFT
April 8, 2025 Budget Workshop Meeting Minutes - DRAFT
April 11, 2025 Special Meeting Minutes (Closed Attorney/Client Session) - DRAFT

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[February 25, 2025 - Special Meeting Minutes \(Closed Attorney/Client Session\)](#) §
[February 25, 2025 - Special Meeting Minutes \(Closed Attorney/Client Session\)](#) §
[March 18, 2025 Budget Workshop Meeting Minutes - DRAFT](#)
[April 8, 2025 Budget Workshop Meeting Minutes - DRAFT](#)
[April 11, 2025 - Special Meeting Closed Attorney Client Session - DRAFT](#)

6.B. CITY MANAGER REQUEST TO ATTEND ANNUAL CONFERENCE/TRAINING FOR FLORIDA CITY AND COUNTY MANAGEMENT ASSOCIATION (FCCMA)

Recommendation: Recommending approval to travel to and attend conference/training.

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)
[Agenda FCCMA 2025](#)

6.C. APPROVAL OF WORKFORCE HOUSING COVENANT AMENDMENT BETWEEN THE CITY OF DELRAY BEACH AND EDWARDS ATLANTIC AVENUE, LLC AND EDWARDS INTRACOASTAL, LLC ASSOCIATED WITH ATLANTIC CROSSING TO DECREASE THE TOTAL NUMBER OF WORKFORCE HOUSING UNITS.

Recommendation: Review and consider an amendment to the recorded Workforce Housing Covenant between the City of Delray Beach and Edwards Atlantic Avenue, LLC and Edwards Intracoastal, LLC associated with Atlantic Crossing, located between East Atlantic Avenue to the south, NE 6th Avenue to the west, NE 1st Street to the north, and Veteran's Park to the east.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Proposed Atlantic Crossing - Restrictive Covenant Master Agreement](#)
[Approved Atlantic Crossing Workforce Housing Agreement](#)
[Atlantic Crossing Site Plan](#)
[Settlement Agreement](#)
[Adendum to Settlement Agreement](#)
[Legal Review Atlantic Crossing Restated WFH Covenant](#)

6.D. RESOLUTION 86-25-TO ALLOW CITY MANAGER TO EXECUTE GRANT AWARD AGREEMENTS UNDER CITY'S HOUSING ASSISTANCE PROGRAMS

Recommendation: Motion to authorize and approve Resolution #86-25 to the City's Housing Assistance Programs for Fiscal Years 2025-2028, pursuant to Title 1 of the Housing and Community Development Act, Section 119 of the Housing and Community Development Act of 1974 and City's Family/Workforce Housing Ordinance of the Land Development Regulations allowing the City Manager to expedite the process of awarding said agreements for City's Housing Programs.

Sponsors: Neighborhood & Community Services

Attachments: [Agenda Cover Report](#)
[Legal Review Res 86-25 - CM authorized to execute UDAG CDBG and WFH Pr](#)
[Res 86-25 CM authorized to execute UDAG CDBG and WFH Program agreeme](#)

- 6.E.** APPROVAL OF ADDITIONAL SPENDING FOR AGREEMENT P2022-065 WITH SAMSARA NETWORKS, INC., FOR FLEET MANAGEMENT TECHNOLOGIES WITH RELATED SOFTWARE SOLUTIONS IN THE AMOUNT OF \$10,948.60 FOR A REVISED TOTAL OF \$202,259.46

Recommendation: Motion to approve Additional Spending for Agreement P2022-065 with Samsara Networks, Inc. for Fleet Management Technologies with Related Software Solutions in the amount of \$10,948.60 for a revised total of \$202,259.46.

Sponsors: Public Works Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Quote - Cameras](#)
[Agenda Cover Report - Addtl Spending #1 to P2022-065 Samsara Agreement P2022-065](#)
[Sourcewell Contract extension through 32626](#)

- 6.F.** APPROVAL OF ADDITIONAL SPENDING FOR SOLE SOURCE NO. SS 2023-020 WITH MWI CORPORATION, INC. FOR STORMWATER PUMPS AND REPAIR SERVICES IN THE AMOUNT OF \$50,000 FOR A REVISED TOTAL OF \$110,000.00

Recommendation: Motion to approve Additional Spending for Sole Source No. SS2023-009 with MWI Corporation, Inc. for Stormwater Pumps and Repair Services in the amount of \$50,000 for a revised total of \$110,000.00.

Sponsors: Public Works Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Sole Source Approval - MWI Pumps](#)

- 6.G.** APPROVAL OF THE LICENSE AGREEMENT PROGRAM FOR LICENSE PLATE RECOGNITION CAMERAS PLACEMENT ON PRIVATE PROPERTIES AND AUTHORIZATION FOR CITY MANAGER TO EXECUTE LICENSE AGREEMENTS

Recommendation: Motion to approve license agreement program for License Plate Recognition cameras placement on private properties and authorize the City Manager to execute license agreements on behalf of the City.

Sponsors: Police Department

Attachments: [Agenda Cover Report](#)
[LPR AGREEMENT form](#)
[Legal Review Checklist License Agreement LPR program](#)

- 6.H.** RESOLUTION NO. 89-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA DECLARING THE CITY'S OFFICIAL INTENT TO SEEK REIMBURSEMENT FOR CERTAIN PAST AND FUTURE CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH CERTAIN CAPITAL IMPROVEMENTS TO THE CITY'S STORMWATER MANAGEMENT AND CONTROL SYSTEM, WHICH CAPITAL PROJECTS WILL BE FINANCED BY STORMWATER REVENUE BONDS OR NOTES ISSUED FROM TIME TO TIME IN A TOTAL PRINCIPAL AMOUNT OF NOT EXCEEDING \$60,000,000,

Recommendation: To approve Resolution No. 89-25 whereby the City Commission of the City Of Delray Beach, Florida, declares its official intent to seek reimbursement for certain past and future capital expenditures incurred in connection with certain capital improvements to the City's stormwater management and control system, which capital projects will be financed by special assessment bonds or notes secured by the levy and collection of special assessments issued from time to time in a total principal amount of not exceeding \$60,000,000.

Sponsors: Finance Department

Attachments: [Agenda Cover Report](#)
[Resolution 89-25 Stormwater Reimbursement Iq rev final 4-24-25](#)
[Simple Legal Review Stormwater Reimbursement Resolution](#)

- 6.I.** RESOLUTION NO. 90-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA DECLARING THE CITY'S OFFICIAL INTENT TO SEEK REIMBURSEMENT FOR CERTAIN PAST AND FUTURE CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE RENOVATION AND IMPROVEMENTS TO THE CITY'S MUNICIPAL GOLF COURSE, WHICH CAPITAL PROJECT WILL BE FINANCED BY REVENUE BONDS OR NOTES SECURED BY THE CITY'S COVENANT TO BUDGET AND APPROPRIATE CERTAIN NON-AD VALOREM REVENUES ISSUED FROM TIME TO TIME IN A TOTAL PRINCIPAL AMOUNT OF NOT EXCEEDING \$40,000,000

Recommendation: Approve the resolution of the City Commission of the City Of Delray Beach, Florida declaring The City's official intent to seek reimbursement for certain past and future capital expenditures incurred in connection with the renovation and improvements to the City's municipal golf course, which capital project will be financed by revenue bonds or notes secured by the City's covenant to budget and appropriate certain non-ad valorem revenues issued from time to time in a total principal amount of not exceeding \$40,000,000.

Sponsors: Finance Department

Attachments: [Agenda Cover Report](#)
[Resolution 90-25 Reimbursement Municipal Golf Course Iq rev final4-24-25](#)
[Simple Legal Review Golf Course Reimbursement Resolution](#)

6.J. PROCLAMATIONS:**6.J.1. NATIONAL SAFE BOATING WEEK PROCLAMATION**

Recommendation: Motion to proclaim the week of May 17 - 23, 2025 as National Safe Boating Week.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[National Safe Boating Week](#)

6.J.2. HEPATITIS AWARENESS MONTH PROCLAMATION

Recommendation: Motion to proclaim May as Hepatitis Awareness Month.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Hepatitis Awareness Month](#)

6.J.3. NATIONAL STROKE AWARENESS MONTH PROCLAMATION

Recommendation: Motion to proclaim the month of May as National Stroke Awareness Month.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - National Stroke Awareness Month](#)

6.J.4. JEWISH AMERICAN HERITAGE MONTH PROCLAMATION

Recommendation: Motion to proclaim the month of May as Jewish American Heritage Month.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Jewish American Heritage Month](#)

6.J.5. ASIAN PACIFIC AMERICAN HERITAGE MONTH PROCLAMATION

Recommendation: Motion to declare May as Asian Pacific American Heritage Month.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Asian Pacific American Heritage Month](#)

6.J.6. OBSERVANCE OF HAITIAN HERITAGE MONTH PROCLAMATION

Recommendation: Proclaim the month of May as Haitian Heritage Month.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Haitian Heritage Month 2025](#)

6.J.7 PUBLIC WORKS WEEK PROCLAMATION

Recommendation: Motion to proclaim the week of May 18 to May 24 as Public Works Week.

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[2025 PW Week Proclamation](#)
[2025 Poster](#)

6.J.8. DESIGNATING THE MONTH OF MAY AS HISTORIC PRESERVATION MONTH IN DELRAY BEACH PROCLAMATION

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[2025-HP Month Proclamation](#)

6.J.9. NATIONAL BEACH SAFETY WEEK PROCLAMATION

Recommendation: Motion to proclaim May 19 - 26, 2025 as National Beach Safety Week.

Sponsors: Fire Rescue Department

Attachments: [Proclamation - National Beach Safety Week 2025](#)

6.J.10 KIDS TO PARKS DAY PROCLAMATION

Recommendation: Motion to proclaim May 17, 2025 as Kids to Parks Day.

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Kids to Parks Day 2025](#)

6.J.11 NATIONAL TENNIS MONTH PROCLAMATION

Recommendation: Motion to proclaim the month of May as National Tennis Month in the City of Delray Beach.

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[Proclamation - National Tennis Month 2025](#)

6.J.12 SMALL BUSINESS MONTH PROCLAMATION

Recommendation: Proclaim May 2025 as Small Business Month in Delray Beach, Florida.

Sponsors: Economic Development Department

Attachments: [Agenda Cover Report](#)
[Proclamation - Small Business Month](#)

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

6.K.1. None

6.L. AWARD OF BIDS AND CONTRACTS:

6.L.1. APPROVAL OF RESOLUTION NO. 82-25 TO AWARD AN AGREEMENT TO CJ CONTRACTING LLC FOR STRUCTURAL REPAIRS FOR THE ATLANTIC AVENUE PAVILION REPAIR PROJECT PURSUANT TO INVITATION TO BID CONSTRUCTION (ITBC) 2025-025 IN THE AMOUNT OF \$817,438.00

Recommendation: Motion to Approve Resolution No. 82-25 to award an Agreement to CJ Contracting LLC for Structural Repairs for the Atlantic Avenue Pavilion Repair project (Public Works Project No. 24-010) pursuant to ITBC 2025-025 in the amount of \$817,438.00.

Sponsors: Public Works Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Resolution No. 82-25 ITBC 2025-025](#)
[ITBC 2025-025 LR](#)
[ITBC AGREEMENT 2025-025](#)
[Bid Package - ITBC 2025-025](#)
[Final Solicitation - ITBC 2023-014](#)
[ITBC 2025-025 Price Analysis Final 03.28.2025](#)

6.L.2. APPROVAL OF RESOLUTION NO. 80-25, TO AWARD AN AGREEMENT WITH MATHESON TRI-GAS, INC., FOR THE SUPPLY AND BULK DELIVERY OF LIQUID CARBON DIOXIDE, PURSUANT TO THE CITY OF DELRAY BEACH SOLICITATION ITB 2025-027, IN A TOTAL CONTRACT VALUE NOT TO EXCEED \$1,756,695.

Recommendation: Approval of Resolution No. 80-25, to award an Agreement with Matheson Tri-Gas, Inc., for supply and bulk delivery of liquid carbon dioxide, pursuant to City of Delray Beach Solicitation ITB 2025-027, in a total contract value not to exceed \$1,756,695.

Sponsors: Utilities Department

Attachments: [Agenda Cover Report](#)
[Res 80-25 - ITB 2025-027 - Liquid Carbon Dioxide - Matheson Tri-Gas Inc Agreement ITB 2025-027 - Liquid Carbon Dioxide - Matheson Tri-Gas Inc](#)
[Legal Review Checklist Agmt ITB 2025-027 - Liquid Carbon Dioxide - Matheson ITB 2025-027 Carbon Dioxide Liquid Bulk Supply and Delivery_FINAL_02.21.](#)
[Bid Submittal Package Matheson Tri Gas Inc](#)
[ITB 2025-027 Price Analysis_04.01.25](#)

7. REGULAR AGENDA:

- 7.A.** NOMINATION FOR APPOINTMENT TO THE PUBLIC ART ADVISORY BOARD. BASED ON THE ROTATION SYSTEM, THE NOMINATION FOR APPOINTMENT FOR ONE (1) REGULAR MEMBER TO SERVE A TERM ENDING JULY 31, 2027, WILL BE MADE BY COMMISSIONER MARKERT (SEAT #1).

Recommendation: Motion to approve the nomination for appointment for one (1) regular member to serve on the Public Art Advisory Board for a term ending July 31, 2027.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[Public Art Advisory Board 2025](#)
[PAAB Attendance Sheet - 2024 Q4](#)
[PAAB Attendance Sheet - 2025 Q1](#)
[Blumenfeld, James](#)
[Brown, Sarah](#)
[Kaplan, Michelle](#)
[Lakritz, Stephanie](#)

- 7.B.** DISCUSS/UPDATE REGARDING AMERICAN LEGION, POST 188 LITIGATION

Sponsors: City Attorney Department

8. PUBLIC HEARINGS/SECOND READINGS:

- 8.A.** 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/SECOND READING/PUBLIC HEARING)

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. No. 13-25 leg rev WB - 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](#)
[Proof of Legal Ad - 4.25.25 - 1660 S Congress Ave](#)

- 8.B.** ORDINANCE NO. 15-25: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING TITLE 5, "PUBLIC WORKS," CHAPTER 52, "WATER," SECTION 52.34, "WATER RATES," TO INCREASE THE RATES FOR WATER FURNISHED BY THE CITY; AND AMENDING CHAPTER 53, "SANITARY SEWERS," SECTION 53.130, "USER CHARGES; WHOLESAL SEWER RATES; CALCULATION OF SEWER SURCHARGE, TO INCREASE THE SANITARY SEWER RATES FOR SERVICES PROVIDED BY THE CITY; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY; AND PROVIDING AN EFFECTIVE DATE. (SECOND READING).

Recommendation: Review and consider Ordinance No. 15-25, pertaining to Title 5, "Public Works," Chapter 52.34, "Water Rates," to increase the rates for water furnished by the City; and amending Chapter 53, "Sanitary Sewers," Section 53.130, "User Charges; Wholesale Sewer Rates, calculation of sewer surcharge, "to increase the Sanitary Sewer Rates for services provided by the City; of the Code of Ordinances of the City of Delray Beach, Florida.

Sponsors: Utilities Department

Attachments: [Agenda Cover Report](#)
[Legal Review - Ord. No. 15-25 - Water and Sewer Rate Amd](#)
[Ordinance 15-25 - Amd Water and Sewer Rates - H - Willdan Revisions v1](#)
[BIE Ord. No. 15-25 - Water and Sewer Rate Amendments Approved](#)
[Rate Study March 2025](#)

9. FIRST READINGS:

9.A. None

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.

