

City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444
Phone: (561) 243-7000 - Fax: (561) 243-3774
www.mydelraybeach.com



Regular Commission Meeting

Regular Meeting at 6:00 PM

Tuesday, January 10, 2017

Public Hearings 7:00 p.m.

Commission Chambers
Delray Beach City Hall

City Commission

Mayor Cary Glickstein
Vice Mayor Jordana Jarjura
Deputy Vice Mayor Mitchell Katz
Commissioner Shelly Petrolia

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. PRESENTATIONS:****3.A. PRESENTATION FROM THE SCHOOL DISTRICT OF PALM BEACH COUNTY
SOUTH REGIONAL OFFICE REGARDING PINE GROVE ELEMENTARY SCHOOL**

Sponsors: Community Improvement

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

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

4.B. From the Public

5. AGENDA APPROVAL.**6. CONSENT AGENDA: City Manager Recommends Approval****6.A. CERTIFICATION OF THE FINAL PLAT FOR BEACON PLAT**

Recommendation: Motion to Certify the Final Plat for the **Beacon Plat**, by adopting the findings of fact and law contained in the staff report, and finding that the request is consistent with the Comprehensive Plan and meets criteria set forth in Land Development Regulations Section 2.4.5(J)(Major Subdivisions), Section 3.2.3 (Standards for Plat Actions) and Section 3.1.1 (Required Findings).

Sponsors: Planning & Zoning Department

Attachments: [Beacon Plat - Complete Staff Report with Attachments - 12-19-16](#)

6.B. APPROVAL OF HISTORIC DEPOT SQUARE CERTIFICATION OF FINAL PLAT

Recommendation: Motion to Certify the Final Plat for **Historic Depot Square Replat**, by adopting the findings of fact and law contained in the staff report, and finding that the request is consistent with the Comprehensive Plan and meets criteria set forth in Section 2.4.5(J) (Major Subdivisions), Section 3.2.3 (Standards for Site Plan and/or Plat Actions) and Section 3.1.1 (Required Findings for Land Use and Land Development Applications) of the Land Development Regulations).

Sponsors: Planning & Zoning Department

Attachments: [Depot Square Apartments location map](#)
[Depot Square Apartments Aerial](#)
[Historic Depot Square Replat - Plat revised 11-17-16](#)
[Historic Depot Square Replat - Survey revised 11-17-16](#)
[Planning and Zoning Board Certification of Final Plat Report](#)

6.C. APPROVAL OF RANKING AND AUTHORIZATION TO ENTER INTO NEGOTIATIONS FOR A BICYCLE SHARING PROGRAM

Recommendation: Motion to Approve the ranking of responses and authorize staff to enter into negotiations for an Agreement for a Bicycle Sharing Program.

Sponsors: Purchasing Department

Attachments: [2017-003 Bike Sharing Program \(Complete\)](#)
[2017-003 Scoring Summary-FINAL](#)

6.D. AMENDMENT TO EXTEND THE AGREEMENT WITH BJCE, INC. FOR MUNICIPAL GOLF CLUB AND LAKEVIEW GOLF CLUB MANAGEMENT

Recommendation: Motion to Approve an amendment to extend the Agreement with BJCE, Inc. for Municipal Golf Club and Lakeview Golf Club Management Agreement for thirty days through January 31, 2017.

Sponsors: Purchasing Department

Attachments: [Amendments Golf](#)

6.E. AMENDMENT TO EXTEND THE AGREEMENT WITH DUBIN & ASSOCIATES, INC. FOR DELRAY BEACH MUNICIPAL TENNIS CENTER AND DELRAY SWIM AND TENNIS CLUB MANAGEMENT

Recommendation: Motion to Approve an amendment to extend the Agreement with Dubin & Associates, Inc. for Delray Beach Municipal Tennis Center and Delray Swim and Tennis Club Management Agreement for sixty days through February 28, 2017.

Sponsors: Purchasing Department

Attachments: [DUBIN & ASSOCIATES](#)

6.F. AMENDMENT TO EXTEND THE AGREEMENT WITH JCD SPORTS GROUP, INC. FOR CONSULTING SERVICES FOR THE CITY OF DELRAY BEACH TENNIS CENTER

Recommendation: Motion to Approve an amendment to extend the Agreement with JCD Sports Group, Inc. for sixty days through February 28, 2017 for Consulting Services to develop strategies to attract special events, for event management, and to assist in the development of additional revenue sources for the City of Delray Beach Tennis Center Agreement.

Sponsors: Purchasing Department

Attachments: [JCD SPORTS GROUP](#)

6.G. APPROVAL OF THE FIRST ADDENDUM TO THE EMPLOYMENT AGREEMENT

WITH NEAL DEJESUS

Recommendation: Motion to Approve the First Addendum to the employment agreement with Neal DeJesus for the position of Interim City Manager of the City of Delray Beach.

Attachments: [First Addendum to Employment Agreement Dated 11222016 \(Interim CM\)](#)

6.H. RATIFICATION OF AN EMERGENCY PURCHASE TO SOUTHERN SEWER EQUIPMENT SALES FOR THE REPLACEMENT OF THE DEBRIS TANK ON VACCON SEWER VAC TRUCK #6185

Recommendation: Motion to Ratify an emergency purchase to Southern Sewer Equipment Sales in the amount of \$32,126.65 for the replacement of the debris tank on VacCon sewer truck #6185, assigned to the ESD Storm Water Maintenance Department.

Sponsors: Purchasing Department

Attachments: [Acquisition Approval to Southern Sewer Equipment Sales - replace debris tank](#)

6.I. REJECT ALL BIDS FOR ITB 2017-017 SAFETY SUPPLIES

Recommendation: Motion to Reject all bids received in response to ITB 2017-017 for safety supplies for the City Central Warehouse inventory.

Sponsors: Purchasing Department

Attachments: [2017-017 Tab Sheet](#)
[2017-017 ITB](#)
[2017-017 Addendum No. 1](#)
[2017-017 Addendum No. 2](#)

6.J. AMENDMENT NO. 1 TO SERVICE AUTHORIZATION 12-07 TO KIMLEY- HORN AND ASSOCIATES, INC. FOR THE EAST ATLANTIC AVENUE MEDIAN AND CROSSWALKS PROJECT.

Recommendation: Motion to approve Amendment No. 1 to Service Authorization No. 12-07 with Kimley-Horn and Associates, Inc. in the amount not-to-exceed \$15,643 for additional professional engineering services related to the East Atlantic Avenue Median and Crosswalks Project (Project No. 14-008).

Sponsors: Environmental Services Department

Attachments: [12-07.1 KHA](#)
[KHA SA 12-07](#)
[Location Map Venetian Gleason](#)

6.K. APPROVAL OF AN AGREEMENT WITH OFFICE DEPOT, INC. UTILIZING THE STATE OF FLORIDA CONTRACT NO. 618-000-11-1

Recommendation: Motion to Approve an Agreement with Office Depot, Inc. for office supplies through April 17, 2017 in an amount not-to-exceed \$75,000 utilizing the State of Florida Term Contract No. 618-000-11-1.

Sponsors: Purchasing Department

Attachments: [Contract 618-000-11-1](#)
 [Best Price Certification](#)

6.L PURCHASE AGREEMENT TO HD SUPPLY WATERWORKS, LTD. FOR PIPE, VALVES, AND FITTINGS

Recommendation: Motion to award an annual purchase agreement to HD Supply Waterworks, LTD. in a not-to-exceed amount of \$65,000 for Pipe, Valves, and Fittings.

Sponsors: Purchasing Department

Attachments: [2017-023 Bid Tabulation](#)
 [2017-023 Price Comparison](#)
 [2017-023 Complete ITB](#)
 [2017-023 Addendum No. 1](#)
 [2017-023 Addendum No. 2](#)
 [2017-023 Addendum No. 3](#)

6.M. PALM BEACH COUNTY INFORMATION SYSTEMS SERVICES NON-AD VALOREM ASSESSMENT SUPPORT SERVICES INTERLOCAL AGREEMENT

Recommendation: Motion to Approve an interlocal agreement with Palm Beach County to utilize the County's Information Systems Services Department to calculate the annual non-ad valorem tax role for the City of Delray Beach Stormwater Utility.

Sponsors: Environmental Services Department

Attachments: [Interlocal Agreement for Assignment of Property Data and Development of Annual](#)
 [EXHIBIT 1 Non-Ad Valorem Assessment Support Services](#)

6.N. RESOLUTION NO. 02-17

Recommendation: Motion to Approve Resolution No. 02-17 regarding the March 14, 2017 First Non-Partisan Election.

Attachments: [Res 02-17 Calling for Election 03142017](#)

6.O. PROCLAMATIONS:

6.O.1. Martin Luther King, Jr. Day - Proclamation

Sponsors: City Clerk Department

Attachments: [MARTIN LUTHER KING JR. DAY 2017](#)

6.O.2 CALLING FOR THE FIRST NON-PARTISAN ELECTION TO BE HELD ON MARCH 14, 2017

Recommendation: Proclamation calling for the Delray Beach First Non Partisan Election to be held on March 14, 2017.

Attachments: [ELECTION PROCLAMATION](#)

6.P. REPORT OF APPEALABLE LAND USE ITEMS NOVEMBER 26, 2016 THROUGH DECEMBER 9, 2016

Recommendation:

Motion to receive and file this report.

Sponsors:

Planning and Zoning Board

Attachments:

[Location Map .pdf](#)

[Wheels From the Heart 12212016](#)

[D&B Tile 12212016](#)

[SilverBall Museum 12212016](#)

[Seaglass Cottages - Appealable Report](#)

[Seaglass Cottages CLV - SPRAB Report - 11-30-16.pdf](#)

[231 NE 1st Avenue Appealable Report.pdf](#)

[218 NE 5th Court Demolition Appealable Report.pdf](#)

6.Q. AWARD OF BIDS AND CONTRACTS:

6.Q.1. None

7. REGULAR AGENDA:

7.A. ROUTINE BUSINESS: (All Items Under this Subsection to be Approved by one Motion. Any Item Under Routine Business May Be Moved by Commission for Separate Consideration)

7.A.1. AWARD OF AGREEMENT TO CDM SMITH, INC. IN AN ANNUAL AMOUNT NOT-TO-EXCEED \$250,000 FOR CITY-WIDE PROJECT MANAGEMENT SERVICES

Recommendation: Motion to Award a one year Agreement to CDM Smith, Inc. in an annual not-to-exceed amount of \$250,000.for City-wide Project Management Services.

Sponsors:

Purchasing Department

Attachments:

[2016-111C - Agreement no expense reimb](#)

[Project List](#)

7.A.2. PURCHASE AWARD TO HUB CITY FORD-MERCURY, INC. FOR THE PURCHASE OF THREE FORD F-150 4X2 PICKUP TRUCKS AND ONE (1) FORD F-250 PICKUP TRUCK

Recommendation: Motion to Approve a purchase award to Hub City Ford-Mercury, Inc. for three Ford F-150 4x2 pickup trucks (Specification #49) and one Ford F-250 pickup truck (Specification #55) for the Water and Sewer Department in the amount of \$98,915.30 utilizing the Florida Sheriff's Association Contract #FSA16-VEL24.0.

Sponsors:

Purchasing Department

Attachments: [FSA16-VEL24.0 Bid Document 9-30-162](#)
 [FSA Contract Spec. 49 Ford F-150 4x2](#)
 [Hub City Quote F-250](#)
 [Hub City Quote F-150](#)
 [FSA Contract Spec. 55 Ford F-250 4x2](#)
 [FSA 2017 Vehicle Bid Award System - Light Bid Award Summary](#)

7.A.3. AWARD OF AN AGREEMENT TO FOSTER MARINE CONTRACTORS, INC. FOR THE CONSTRUCTION OF THE SE 2ND STREET AND SE 2ND AVENUE STREETScape IMPROVEMENTS PROJECT.

Recommendation: Motion to Approve the award of an agreement to Foster Marine Contractors, Inc. in the amount of \$1,664,396 for the SE 2nd Street and SE 2nd Avenue Streetscape Improvements (Project No.2013-020).

Sponsors: Purchasing Department

Attachments: [2017-011 ITBC - SE 2nd Street Improvements Complete](#)
 [Foster Marine Contractors, Inc.](#)
 [ITBC 2017-011 Detailed Tabulation Sheet - SE 2nd Street Improvements](#)
 [Location Map](#)
 [Award to Foster Marine Memo Recommendation](#)
 [2017-011, Agreement with Foster Marine Contractors, Inc](#)

7.A.4. AWARD OF AN AGREEMENT TO LINE-TEC, INC. IN THE AMOUNT NOT TO EXCEED \$191,000 UTILIZING THE CITY OF BOYNTON BEACH CONTRACT

Recommendation: Motion to Approve an Agreement with Line-Tech, Inc. utilizing the City of Boynton Beach Contract Bid No. 050-2821-13/JMA in an amount not-to-exceed \$191,000 for connecting utility customers to the recently completed area 12B reclaimed water system (Project No. 17-018).

Sponsors: Purchasing Department

Attachments: [Line-Tec Boynton Bid 2013 2017](#)
 [Best Price Guarantee 20161202](#)
 [Quote](#)
 [Agreement, Line-Tech-signed](#)

7.A.5. AGREEMENT WITH HINTERLAND GROUP, INC. FOR SANITARY SEWER AND STORMWATER REHABILITATION AND INFRASTRUCTURE REPAIRS (PROJECT NO. 2017-052) UTILIZING THE CITY OF WEST PALM BEACH CONTRACT NO. 16-293

Recommendation: Motion to Approve an Agreement through September 21, 2018 with Hinterland Group, Inc. in a not-to-exceed annual amount of \$275,000, utilizing the City of West Palm Beach Contract No. 16293 for Sanitary Sewer and Stormwater Rehabilitation and Infrastructure Repair.

Sponsors: Purchasing Department

Attachments: [WPB Hinterland Sanitary Sewer Signed Contract](#)
 [Best Price Letter Hinterland](#)
 [Executed by Hinterland](#)

7.A.6. AWARD OF AN AGREEMENT TO WEST ARCHITECTURE + DESIGN, LLC FOR ARCHITECTURAL CONSULTING SERVICES FOR DELRAY BEACH RAILWAY STATION IN A NOT-TO-EXCEED AMOUNT OF \$148,690

Recommendation: Motion to Award an Agreement to West Architecture + Design, LLC for Architectural Consulting Services for Delray Beach Railway Station in a not-to-exceed amount of \$148,690.

Sponsors: Purchasing Department

Attachments: [2016-081C - ADDENDUM 1](#)
 [2016-081C - Consulting Services Delray Beach Railroad Station](#)
 [Addendum 2 with Plans](#)
 [Agreement for Train Depot Consulting Services \(r1\)](#)

7.B. APPROVAL TO EXECUTE A GRANT AGREEMENT WITH THE COUNCIL FOR EDUCATION CHANGE BENEFITING CARVER MIDDLE SCHOOL

Recommendation: Motion to Approve the Mayor's execution of a new grant agreement between the City of Delray Beach and the Council for Educational Change for the Partnership to Advance School Success (PASS) Agreement, and acknowledge the matching grant dollars will need to be encumbered in FY 2018 as outlined in the agreement.

Sponsors: Community Improvement

Attachments: [PASS Grant Agreement](#)
 [PASS Grant Application](#)

7.C. THIRD AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND THE DELRAY BEACH COMMUNITY REDEVELOPMENT AGENCY FOR FUNDING CONSTRUCTION / PROFESSIONAL SERVICES FOR CAPITAL PROJECTS - FY 2015-2016.

Recommendation: Motion to Approve the Third Amendment to the Interlocal Agreement (ILA) between the City and the Community Redevelopment Agency (CRA) to provide for changes in the amount to 2015-2016 projects listed in Exhibit 'A' to the Original Agreement.

Sponsors: Environmental Services Department

Attachments: [Original Amendment Interlocal Agreement Between City of Delray Beach and C](#)
 [First Amendment Interlocal Agreement Between City of Delray Beach and CRA](#)
 [Second Amendment Interlocal Agreement Between City of Delray Beach and C](#)
 [Third Amendment Interlocal Agreement Between City of Delray Beach and CRA](#)

7.D. RESOLUTION NO. 01-17: LOCAL AGENCY PROGRAM AGREEMENT (LAP) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR THE NE 2ND AVENUE / SEACREST BEAUTIFICATION PHASE 1 PROJECT.

Recommendation: Motion to Adopt Resolution No. 01-17; and consider approval to execute the Local Agency Program Agreement with the Florida Department of Transportation for the funding of the NE 2nd Avenue Beautification Phase 1 (Project No. 14-071).

Sponsors: Environmental Services Department

Attachments: [1 LAP Agreement](#)
[2 Exhibit A](#)
[3 Exhibit B](#)
[4 Exhibit C](#)
[4 Exhibit C.1](#)
[5 Exhibit E](#)
[6 Exhibit F](#)
[8 Exhibit 1](#)
[9 Federal Aid Funding request1](#)
[Resolution 01-17 Local Agency Agreement - FDOT](#)

7.E. NOMINATION FOR APPOINTMENT TO THE POLICE ADVISORY BOARD

Recommendation: Motion to Approve a nomination for appointment for one (1) regular member to serve on the Police Advisory Board for an unexpired term ending July 31, 2018.

Sponsors: City Clerk Department

Attachments: [Police Advisory Board Member List](#)
[Police Advisory Board Attendance List](#)

7.F. NOMINATIONS FOR APPOINTMENT TO THE CODE ENFORCEMENT BOARD

Recommendation: Motion to Approve nominations for appointment for one (1) regular member to serve on the Code Enforcement Board for a three (3) year term ending January 14, 2020 and for one (1) regular member to serve an unexpired term ending January 14, 2018.

Sponsors: City Clerk Department

Attachments: [Exhibit A](#)
[Code Enforcement Board Member List](#)
[Code Enforcement Board Attendance List](#)

7.G. NOMINATION FOR APPOINTMENT TO THE PLANNING AND ZONING BOARD

Recommendation: Motion to Approve a nomination for appointment of one (1) regular member to serve on the Planning and Zoning Board for an unexpired term ending August 31, 2017.

Sponsors: City Clerk Department

Attachments: [Exhibit A](#)
 [Planning & Zoning Board Member List](#)
 [Planning and Zoning Board Attendance List](#)

7.H. RATIFICATION OF APPOINTMENT TO THE BOARD OF TRUSTEES FOR THE FIREFIGHTERS' RETIREMENT SYSTEM

Recommendation: Motion to Ratify the appointed member to the Board of Trustees for the Firefighters' Retirement System.

Sponsors: City Clerk Department

8. PUBLIC HEARINGS:

8.A. ORDINANCE NO. 36-16: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES, BY AMENDING; ARTICLE 4.4, "BASE ZONING DISTRICT", SECTION 4.4.9 "GENERAL COMMERCIAL (GC) DISTRICT", SECTION 4.4.11 NEIGHBORHOOD COMMERCIAL (NC) DISTRICT", SECTION 4.4.12 "PLANNED COMMERCIAL (PC) DISTRICT", SECTION 4.4.13 "CENTRAL BUSINESS DISTRICT (CBD)", SECTION 4.4.15 "PLANNED OFFICE CENTER (POC) DISTRICT", SECTION 4.4.16 "PROFESSIONAL AND OFFICE (POD) DISTRICT", SECTION 4.4.17 "RESIDENTIAL OFFICE (RO) DISTRICT", SECTION 4.4.18 "PLANNED COMMERCE CENTER (PCC) DISTRICT", SECTION 4.4.19 "MIXED INDUSTRIAL AND COMMERCIAL (MIC) DISTRICT", SECTION 4.4.26 "LIGHT INDUSTRIAL (LI) DISTRICT", AND SECTION 4.4.29 "MIXED RESIDENTIAL, OFFICE AND COMMERCIAL (MROC) DISTRICT" TO ALLOW NEV TRANSACTIONS LIMITED TO OFFICES ONLY WITH NO INVENTORY ON SITE FOR ANY PURPOSE; AMENDING SECTION 4.4.10 "AUTOMOTIVE COMMERCIAL (AC) DISTRICT" TO INCLUDE NEV WITH RECREATIONAL VEHICLES; AMENDING APPENDIX "A" "DEFINITIONS" TO DEFINE THE TERMS "NEIGHBORHOOD ELECTRIC VEHICLE (NEV)" AND "NEV TRANSACTIONS" MAKING OTHER TECHNICAL CHANGES; PROVIDING A SAVING CLAUSE, A GENERAL REPEALER CLAUSE, AND AN EFFECTIVE DATE. (SECOND READING)

Recommendation: Motion to Approve Ordinance No. 36-16 regarding the inclusion of Neighborhood Electric Vehicle (sales, lease or rental) offices in commercial zoning districts currently permitted offices.

Sponsors: Planning & Zoning Department

Attachments: [Ordinance No. 36-16](#)
 [Plan Zoning Board Staff Report November 21, 2016](#)

9. FIRST READINGS:

9.A. ORDINANCE NO. 01-17: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING CHAPTER 91, "ANIMALS", BY REPEALING SECTION 91.18, "RETAIL SALE OF DOGS AND CATS" AND READOPTING SAME, AS REVISED IN ORDER TO REQUIRE PERMITS FOR ADOPTION EVENTS, PROVIDING THAT EACH AND EVERY OTHER SECTION AND

SUBSECTION OF CHAPTER 91. SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (FIRST READING)

Recommendation: Motion to Adopt Ordinance No. 01-17, amending section 91.18 in order to limit the number of adoption events that may be hosted by a pet store. Such events shall now require a permit prior to hosting an adoption event. If passed, a public hearing will be held on January 24, 2017.

Sponsors: City Attorney Department

Attachments: [Ord 01-17 amending Retail Sale of Dogs and Cats](#)

- 9.B.** ORDINANCE NO. 02-17: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS, BY AMENDING APPENDIX "A", "DEFINITIONS", TO PROVIDE UPDATED DEFINITIONS FOR "MEDICAL OFFICE", "NON-RESIDENTIAL LICENSED SERVICE PROVIDER", "RESIDENTIAL LICENSED SERVICE PROVIDER", AND DELETING THE OBSOLETE DEFINITION OF "SUBSTANCE ABUSE"; PROVIDING A SAVING CLAUSE, A GENERAL REPEALER CLAUSE, AND AN EFFECTIVE DATE. (FIRST READING)

Recommendation: Motion to Approve Ordinance No. 02-17 on First Reading, as presented. If passed, a public hearing will be held on January 24, 2017.

Sponsors: Planning & Zoning Department

Attachments: [Ordinance No. 02-17](#)
[PZB staff report Dec 19 2016 - Definitions Update](#)

- 9.C.** ORDINANCE NO. 03-17: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS, BY AMENDING SECTION 2.4.7(G), "REQUESTS FOR ACCOMMODATION"; SUBSECTIONS (1), "PURPOSE", (5), "NOTICE OF PROPOSED DECISION", (6), "APPEAL", AND (8), "REQUEST FORM FOR REASONABLE ACCOMMODATION", TO UPDATE AND CLARIFY SAME; ENACTING A NEW SUBSECTION 2.4.7(G)(10), "RECERTIFICATION" TO PROVIDE FOR ANNUAL RECERTIFICATION OF REASONABLE ACCOMMODATIONS; ENACTING A NEW SUBSECTION 2.4.7(G)(11), "SEVERABILITY" TO PROVIDE FOR SEVERABILITY; PROVIDING A SAVING CLAUSE, A GENERAL REPEALER CLAUSE, AND AN EFFECTIVE DATE.(FIRST READING)

Recommendation: Motion to Approve Ordinance No. 03-17 on First Reading, as presented. If passed, a public hearing will be held on January 24, 2017.

Sponsors: Planning & Zoning Department

Attachments: [Ord 03-17 Reasonable Accommodation Request Process 12.20.16](#)
[Reasonable Accommodation Request Form-revised with owners consent 12.20.](#)
[RAR Plan Zoning Brd staff report Dec 2016 Final 12-9](#)

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

10.A. City Manager

10.A.1 Postponement of Delray Place South Appeal

.

Sponsors: City Manager Department

Attachments: [Applicant letter for postponement](#)

10.B. City Attorney

10.C. City Commission