

# City of Delray Beach

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## Regular Commission Meeting

Regular Meeting at 4:00 PM

Tuesday, January 15, 2019

Commission Chambers  
Delray Beach City Hall

### City Commission

*Mayor Shelly Petrolia*

*Vice Mayor Adam Frankel*

*Deputy Vice Mayor Shirley Ervin Johnson*

*Commissioner Bill Bathurst*

*Commissioner Ryan Boylston*

## **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****4. PRESENTATIONS:****4.A. PRESENTING OFFICER MICHELLE GEIGER, POLICE OFFICER, WITH EMPLOYEE OF THE MONTH FOR JANUARY 2019.**

**Recommendation:** Motion to approve Michelle Geiger, Police Officer, as Employee of the Month for January 2019.

**Sponsors:** Human Resources Department

**Attachments:** [Agenda Cover Report](#)  
[Officer Geiger nomination form](#)

**4.B. LEGISLATIVE ACTION AGENDA PRESENTATION**

**Sponsors:** City Manager Department

**Attachments:** [Agenda Cover Report](#)  
[State Legislative Update 1.11.19](#)  
[Legislative Update Presentation 1.14.19](#)

**4.C. PRESENTATION BY ROBERT S. WEINROTH, DISTRICT 4 PALM BEACH COUNTY COMMISSIONER**

**Sponsors:** City Clerk Department

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

**4.D. Internal Auditor's Report**

4.D.1. 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.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:

November 27, 2018 Regular City Commission Minutes  
December 4, 2018 Regular City Commission Minutes

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[November 27, 2018 City Commission Regular Meeting Minutes](#)  
[December 4, 2018 City Commission Regular Meeting Minutes](#)

**6.B. RIGHT OF ENTRY LICENSE AGREEMENT**

**Recommendation:** Motion to approve Right of Entry License Agreement.

**Sponsors:** City Attorney Department

**Attachments:** [Agenda Cover Report](#)  
[Right of Entry License Agreement](#)

**6.C. AMENDMENT NO. 2 - FUNDING AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND THE COMMUNITY CHILD CARE CENTER OF DELRAY BEACH, INC.**

**Recommendation:** Motion to approve Amendment No. 2 Funding Agreement between the City of Delray Beach and the Community Child Care Center of Delray Beach, Inc. to include \$56,000 for out-of-school programs and services in accordance with the Performance Standards described in Exhibit A.

**Sponsors:** Community Improvement

**Attachments:** [Agenda Cover Report](#)  
[Legal Review Checklist form v. 5 Amend No 2 to ACCF Funding Agreement](#)  
[Amd 2 Funding Agreement CCCC](#)

- 6.D.** FINAL (MINOR) SUBDIVISION (RE)PLAT OF THE REGIONS DELRAY PLAT (FIVE 55 DELRAY PLAT) LOCATED AT 555 SE 9TH STREET ON THE NORTH SIDE OF SE 9TH AVENUE BETWEEN SE 5TH AVENUE AND SE 6TH AVENUE.

**Recommendation:** Motion to approve the minor Final Plat application for the replat of Parcel A, according to the Regions Delray plat thereof as recorded in the plat book 112, pages 31 and 32, being in section 21, township 46 south range 43 east, of the City of Delray Beach., by adopting the findings of fact and law contained in the staff report and finding that the request and approval thereof is consistent with the criteria set forth in Section 2.4.5(K)(Minor Subdivisions) of the Land Development Regulations.

**Sponsors:** Development Services Department

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

[Location Map](#)

[Sketch and Legal](#)

[Plat-Copy](#)

[Previous Class V SPRAB Report \(Reference Only\)](#)

- 6.E.** UPDATE TO THE DELRAY BEACH HISTORIC PRESERVATION DESIGN GUIDELINES

**Recommendation:** Motion to approve the update to the Delray Beach Historic Preservation Design Guidelines as presented, pursuant to Section 2.2.6(D)(8).

**Sponsors:** Development Services Department

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

[2018-11-19-PZB SR Memo-HP Design Guidelines](#)

[2018-11-19-FINAL Design Guidelines](#)

- 6.F.** RESOLUTION NO. 25-19: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, VACATING AND ABANDONING THE PUBLIC UTILITY EASEMENT LOCATED ON THE PROPERTY AT 1126 WATERWAY LANE, DELRAY BEACH, FLORIDA, AND AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A".

Recommended Action:

**Recommendation:** Approve Resolution No. 25-19 to abandon a 5' x 100' public utility easement dedicated via Plat of 1126 Waterway Lane, as recorded in Plat Book 18, Page 100, of the Public Records of Palm Beach County, Florida, and finding that the request and approval thereof is consistent with the Comprehensive Plan and meets criteria set forth in LDR Section 2.4.6(N) (5), Abandonment of Public Easements.

**Sponsors:** Development Services Department

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

[Res 25-19](#)

[Exhibit A](#)

[Location Map](#)

- 6.G.** ACCEPTANCE OF A COMBINED 1,070 SQUARE FOOT PERPETUAL SIDEWALK PEDESTRIAN CLEAR ZONE EASEMENT LOCATED ON A PORTION OF LOTS 6, 7, 8, 9, 10, 11, AND 12, BLOCK 82, OF SUBDIVISION OF BLOCK 82, AND A COMBINED 250 SQUARE FOOT CORNER CLIP EASEMENT LOCATED ON A PORTION OF LOT 12 OF BLOCK 82, OF SUBDIVISION OF BLOCK 82, AS RECORDED IN PLAT BOOK 12, PAGE 30, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, FROM GROVE ROSEBUD TWO LLC, "THE GRANTOR", AND A LANDSCAPE MAINTENANCE AGREEMENT FOR THE SUBJECT PROPERTY LOCATED AT 233-279 NE 2ND AVENUE (PROJECT APPROVED AS "THE RAY").

**Recommendation:** Motion to approve the acceptance of a combined 1,070-sf perpetual sidewalk easement located at a portion of Lots 6, 7, 8, 9, 10, 11 and 12, Block 82, of Subdivision of Block 82, and a combined 250 square foot Corner Clip easement located at a portion of Lot 12, Block 82, of Subdivision of Block 82, to provide for adequate pedestrian movement in the Right-of-Way from the "Grantor", Grove Rosebud Two LLC., for the subject property located at 233 NE 2nd Avenue (The Ray).

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Location Map - The Ray](#)  
[Signed - Easement-CornerClip-TheRay-Final-2018](#)  
[Signed - LandscapeMaintenanceAgt-TheRay-2018](#)  
[Signed - Easement-PedestrianClearZone-Final-TheRay-2018](#)

- 6.H.** APPROVAL OF AMENDMENT NO. 1 WITH CJ CONTRACTING, LLC FOR ROOF MAINTENANCE AND REPAIR SERVICES FOR AN ANNUAL AMOUNT NOT-TO-EXCEED OF \$315,000.

**Recommendation:** Motion to approve Amendment No. 1 with CJ Contracting, LLC to extend the Agreement, under the same terms and conditions, for the period of March 1, 2019 through February 28, 2020 for an annual not to exceed amount of Three Hundred Fifteen Thousand Dollars (\$315,000).

**Sponsors:** Public Works Department - Programs & Project Management

**Attachments:** [Agenda Cover Report](#)  
[CJ Contracting Amendment No. 1.pdf](#)  
[CJ Contracting Agreement thru 2.2019.pdf](#)  
[CAO Legal Review Checklist Amendment #1 CJ Contracting LLC.pdf](#)

**6.I.** APPROVAL OF AMENDMENT NO. 1 WITH STROBES-R-US, INC. FOR THE PURCHASE AND INSTALLATION OF VEHICLE EQUIPMENT UTILIZING THE CITY OF MIAMI SOLICITATION NO. 516388

**Recommendation:** Motion to approve Amendment No. 1 with Strobes-R-U's, Inc. for the purchase and installation of vehicle equipment utilizing the City of Miami Solicitation No. 516388.

**Sponsors:** Public Works Department - Fleet Division and Police Department

**Attachments:** [Agenda Cover Report](#)  
[P2018-010 Amendment No. 1, vendor executed](#)  
[Legal Review Checklist Strobes R Us December 2018](#)  
[P2018-010 Agreement, Executed](#)  
[Miami SECOND RENEWAL](#)

**6.J.** APPROVE RESOLUTION NO. 19-19: LOCAL AGENCY PROGRAM AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE NE 2ND AVENUE / SEACREST BEAUTIFICATION PHASE 3 PROJECT (NE 22ND STREET TO GULFSTREAM BOULEVARD).

**Recommendation:** Motion to adopt Resolution No. 19-19; and consider approval to execute the Local Agency Program (LAP) Agreement with the Florida Department of Transportation (FDOT) for the funding of the NE 2nd Avenue Beautification Phase 3 (Project No. 17-010).

**Sponsors:** Public Works Department

**Attachments:** [Agenda Cover Report](#)  
[FDOT LAP Agreement Agenda Memo 122018 CA rev 122118](#)  
[Resolution 19-19 FDOT LAP Agreement Phase 3 122118](#)  
[Legal Review Checklist form v. 5 FDOT LAP Agreement Seacrest from NE 22 St](#)  
[FDOT LAP Agreement 122118](#)  
[Location Map](#)  
[Project Description and Responsibilities Exhibit A](#)  
[Schedule of Financial Assistance Exhibit B](#)  
[Title VI Assurances Exhibit C](#)  
[Recipient Resolution Exhibit D](#)  
[Federal Financial Assistance Exhibit E](#)  
[Contract Payment Requirements Exhibit F](#)  
[FHWA Form 1273 Exhibit G](#)  
[Landscape Maintenance Exhibit L](#)  
[Traffic Signal Maintenance Exhibit N](#)

**6.K. APPROVAL OF AMENDMENT NO. 1 WITH UNIFIRST CORPORATION FOR UNIFORM AND FLAT SUPPLIES RENTAL SERVICES TO EXTEND THE AGREEMENT THROUGH JANUARY 3, 2020 IN AN AMOUNT NOT TO EXCEED \$75,000**

**Recommendation:** Motion to Approve Amendment No. 1 to the Agreement with Unifirst Corporation in an amount not-to-exceed \$75,000 for Uniform and Flat Supplies Rental Services.

**Sponsors:** Purchasing Department

**Attachments:** [Agenda Cover Report](#)  
[Attachment 1: Legal Review Checklist Uniform and Flat Suppliers Rental Service](#)  
[Attachment 2: Amendment No. 1 2016-026](#)

**6.L. PROCLAMATIONS:**

**6.L.1. NATIONAL SCHOOL CHOICE WEEK**

**Recommendation:** Motion to recognize January 20-26, 2019 as Delray Beach School Choice Week, and call this observance to the attention of all of citizens in Delray Beach.

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[School Choice Week Proclamation](#)

**6.L.2. PROCLAMATION RECOGNIZING MARTHA KESSLER PEPPER'S 100TH YEAR BIRTHDAY.**

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[Martha Pepper 100 Year Birthday Proclamation](#)

**6.L.3. MARTIN LUTHER KING, JR. DAY PROCLAMATION**

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[MARTIN LUTHER KING JR. DAY 2019](#)

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



**6.M.1. REPORT OF APPEALABLE LAND USE ITEMS FROM NOVEMBER 12, 2018 THROUGH JANUARY 4, 2019.**

**Recommendation:** By motion, receive and file this report.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Appealable Items Map](#)  
[A - Bluemercury - 445 E. Atlantic Ave](#)  
[B - JRD Building - 217 NE 4th Ave](#)  
[C - Chillis Rest. - 14530 S. Military Trail](#)  
[D - 1125 Wallace Dr.](#)  
[E - T&G 5th Avenue - 416 SE 5th Street](#)  
[F - South Delray Shopping Center - 3001 S. Federal Hwy](#)  
[G - 531 N. Swinton Ave](#)  
[H - 101 NE 5th Street](#)  
[I - 230 George Bush](#)  
[J - 50 SE 4th Avenue](#)  
[K - Drug Abuse Foundation](#)  
[L - Coastal Business Park](#)

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

**6.N.1. APPROVAL OF RESOLUTION NOS. 01-19 THROUGH 14-19 AND 16-19 TO AWARD AGREEMENTS WITH FIFTEEN CONTRACTORS FOR INFORMATION TECHNOLOGY SERVICES**

**Recommendation:** Motion to approve Resolution Nos. 01-19 through 14-19 and 16-19 to award agreements with Centric Consulting, LLC; Rose International, Inc.; Insi Cloud Inc; Intranet Communications Group, Inc.; CanDoTech Consulting Incorporation; DevCare Solutions, Ltd., LLC; Neumeric Technologies Corporation; Aptuity Solutions Inc.; 4 Best Business Corp.; Novalink Solutions, LLC; InterDev, LLC; Green Globe Technologies, Inc.; Computer Consultants International, Inc.; Bleu Stream Corp.; and AIP US, LLC for information technology services.

**Sponsors:** IT Department

**Attachments:**

[Agenda Cover Report](#)

[2018-056 Agreement with Aptuity Solutions Inc.](#)

[2018-056 Agreement with Bleu Stream Corp.](#)

[2018-056 Agreement with CanDoTech Consulting Incorporation](#)

[2018-056 Agreement with Centric Consulting, LLC](#)

[2018-056 Agreement with Computer Consultants International, Inc.](#)

[2018-056 Agreement with DevCare Solutions, Ltd., LLC](#)

[2018-056 Agreement with Green Globe Technologies, Inc.](#)

[2018-056 Agreement with Insi Cloud Inc](#)

[2018-056 Agreement with InterDev, LLC](#)

[2018-056 Agreement with Intranet Communications Group, Inc.](#)

[2018-056 Agreement with Neumeric Technologies Corporation](#)

[2018-056 Agreement with Novalink Solutions, LLC](#)

[2018-056 Agreement with Rose International, Inc.](#)

[2018-056 Agreement with 4 Best Business Corp.](#)

[2018-056 Agreement with AIP US, LLC](#)

[Resolution No. 07-19 with CCI](#)

[Resolution No. 08-19 with DevCare](#)

[Resolution No. 09-19 with Green Globe](#)

[Resolution No. 10-19 with Insi Cloud](#)

[Resolution No. 11-19 with InterDev](#)

[Resolution No. 12-19 with ICG](#)

[Resolution No. 13-19 with Neumeric](#)

[Resolution No. 14-19 with Novalink](#)

[Resolution No. 16-19 with Rose](#)

[Resolution No. 01-19 with 4BB](#)

[Resolution No. 02-19 with AIP](#)

[Resolution No. 03-19 with Aptuity Solutions](#)

[Resolution No. 04-19 with Bleu Stream](#)

[Resolution No. 05-19 with CanDoTech](#)

[Resolution No. 06-19 with Centric](#)

[Legal Review Checklist form v. 5 Master Agreements for Pool of Contractors for  
2018-056 Pool of Contractors for IT Services \(rev 4\)](#)

[23 Proposals](#)

[2018-056 List of Contractors by Category](#)

**6.N.2. APPROVAL OF RESOLUTION NO. 15-19 TO AWARD AN AGREEMENT WITH LIFE EXTENSION CLINICS, INC. D/B/A LIFE SCAN WELLNESS CENTERS FOR HEALTH SCREENING PHYSICALS UTILIZING CITY OF JACKSONVILLE SOLICITATION NO. P-05-18**

**Recommendation:** Motion to approve Resolution No. 15-19 to award an agreement with Life Extension Clinics, Inc. d/b/a Life Scan Wellness Centers for health screening physicals utilizing City of Jacksonville Solicitation No. P-05-18.

**Sponsors:** Fire Rescue Department

**Attachments:** [Agenda Cover Report](#)  
[P2019-001 Agreement - Piggy Back Life Extension Clinics, vendor executed](#)  
[Resolution No. 15-19](#)  
[Legal Review Checklist Life Extension Clinics for health screening physicals](#)  
[RFP P-05-18 Document](#)  
[P-05-18 Addendum No. 1](#)  
[P-05-18 Addendum No. 2](#)  
[P-05-18 Life Scan Response](#)  
[P-05-18 Evaluations and Contract](#)

**6.N.3. APPROVAL OF RESOLUTION NO. 20-19 TO AWARD A CITY STANDARD AGREEMENT WITH ESO SOLUTIONS, INC. FOR ELECTRONIC PATIENT CARE REPORTING SOFTWARE SERVICES**

**Recommendation:** Motion to approve Resolution No. 20-19 to award a city standard agreement with ESO Solutions, Inc. for electronic patient care reporting software services.

**Sponsors:** Fire Rescue Department

**Attachments:** [Agenda Cover Report](#)  
[CS2019-001 SafeyPAD Agreement, vendor executed](#)  
[Resolution No. 20-19](#)  
[Legal Review Checklist form v. 5 safety pad](#)  
[City Standard Approval - SafetyPAD](#)

**6.N.4. RESOLUTION 26-19 APPROVING PURCHASE OF LASER SCANNER FOR SCENE MAPPING FROM FARO TECHNOLOGIES, INC. UTILIZING GSA CONTRACT #GS-07F-197GA**

**Recommendation:** Motion to approve Resolution # 26-19 approving purchase of laser scanner for scene mapping from Faro Technologies, Inc. utilizing GSA contract #GS07F197GA in the amount not-to-exceed \$98,000

**Sponsors:** Police Department

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

[Res 26-19](#)

[Legal Review Form updated Faro](#)

[GSA Contract GS-07F-197GA with FARO Technologies Inc](#)

[Faro Quote DELRAY BEACH PD - 20234939 - GSA - S150 - 1.3.19](#)

[Riegl quote](#)

[Leica quote](#)

[Dell Quote US PC SC 3000032257641.1 2019-01-03](#)

**6.N.5. RESOLUTION 29-19 APPROVING PURCHASE OF REPLACEMENT TACTICAL RESPONSE VEHICLE FROM LENCO INDUSTRIES, INC. UTILIZING GSA CONTRACT #GS-07F-169DA**

**Recommendation:** Motion to approve Resolution # 29-19 approving purchase of replacement tactical response vehicle from Lenco Industries, Inc. utilizing GSA contract #GS -07F -169DA in the amount not-to-exceed \$320,000.

**Sponsors:** Police Department

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

[GSA Contract GS-07F-169DA with Lenco Industries Inc](#)

[Resolution 29-19 Approval to utilize GSA Contract GS-07F-169DA lw review](#)

[Legal Review Form Lenco](#)

[Lenco BearCat Quote](#)

**7. REGULAR AGENDA:**

**7.A.** APPEAL OF THE HISTORIC PRESERVATION BOARD (HPB) APPROVAL OF A CERTIFICATE OF APPROPRIATENESS (COA) FOR A WALL SIGN AND PROJECTING SIGN LOCATED AT 8 E. ATLANTIC AVENUE ("TIN ROOF") IN THE OLD SCHOOL SQUARE HISTORIC DISTRICT. (QUASI-JUDICIAL HEARING)

**Recommendation:** Approve the Certificate of Appropriateness (COA) for signs associated with the installation of a wall sign and projecting sign located at 8 E. Atlantic Avenue.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[8 E. Atlantic Ave - Tin Roof\\_Final Report and Attachments](#)  
[approved elevations after board condtions](#)  
[Tin Roof Board Order \(003\)](#)

**7.B.** A WAIVER REQUEST TO LDR SECTION 4.1.4(B) AND (D) USE OF LOTS OR RECORD, TO PERMIT RESIDENTIAL STRUCTURES ON LOTS WHICH HAVE FRONTAGE OF LESS THAN 50 FEET. (QUASI-JUDICIAL HEARING)

**Recommendation:** Motion to approve the waiver request to LDR Section 4.1.4(B) and (D) to permit residential structures on lots which have frontage of less than 50 feet based on positive findings per LDR Section 2.4.7(B)(5).

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[302 SE 5th Street - Board Order \(Waiver Request\)](#)  
[302 SE 5th Street - Applicant's Justification Letter](#)  
[302 SE 5th Street - Survey](#)

**7.C.** ALWAYS DELRAY COMPREHENSIVE PLAN UPDATE: PRESENTATION OF THE CAPITAL IMPROVEMENT ELEMENT

**Recommendation:** Provide comment and direction regarding the proposed Capital Improvement Element of the Always Delray Comprehensive Plan.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Capital Improvements GOPs and tables](#)

**7.D.** ALWAYS DELRAY COMPREHENSIVE PLAN UPDATE: PRESENTATION OF THE PUBLIC FACILITIES ELEMENT

**Recommendation:** Provide comment and direction regarding the proposed Public Facilities Element of the Always Delray Comprehensive Plan.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[PublicFacilities\\_GOP\\_120518\\_AG](#)  
[PublicFacilities DIA 121718](#)  
[MAP\\_PFS-1\\_Public\\_Facilities](#)

**7.E. NOMINATION FOR APPOINTMENT TO THE CODE ENFORCEMENT BOARD**

**Recommendation:** Motion to approve nomination for appointment of one (1) alternate member to serve on the Code Enforcement Board for an unexpired term ending January 14, 2022.

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[Exhibit A](#)  
[Code Enforcement Board Member List](#)  
[Code Enforcement Board Attendance List](#)  
[Code Enforcement Board Applications](#)

**7.F. RESOLUTION NO. 30-19 AWARD OF A FIVE-YEAR AGREEMENT WITH OCEANSIDE BEACH SERVICES, INC.FOR BEACH EQUIPMENT RENTAL CONCESSIONS IN A CONTRACT AMOUNT NOT-TO-EXCEED AMOUNT OF \$2,055,000 (REVENUE).**

**Recommendation:** Motion to award a five (5) year revenue Agreement with Oceanside Beach Services, Inc. for Beach Equipment Rental Concessions in the amount of \$2,055,000 (revenue).

**Sponsors:** Parks & Recreation Department

**Attachments:** [Agenda Cover Report](#)  
[ATTACHMENT 1: RFP 2018-046 Final](#)  
[ATTACHMENT 2: Oceanside Beach Service Proposal](#)  
[ATTACHMENT 3: RFP 2018-046 Tab Sheet](#)  
[ATTACHMENT 4: RFP2018-046 - Scoring Summary](#)  
[ATTACHMENT 5: Legal Review Checklist Beach Equipment Rental Concessior](#)  
[ATTACHMENT 6: reso 30-19](#)  
[ATTACHMENT 7: RFP 2018-046 Agreement](#)  
[ATTACHMENT 8: Oceanside Beach Service equipment](#)

- 7.G.** APPROVE THE FIRST AMENDMENT TO THE FISCAL YEAR 2018/19 INTERLOCAL AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND THE DELRAY BEACH COMMUNITY REDEVELOPMENT AGENCY FOR FUNDING TRANSPORTATION SERVICES FOR FEBRUARY 1, 2019 THROUGH APRIL 30, 2019
- Recommendation:** Motion to approve the First Amendment to the Interlocal Agreement (ILA) between the City of Delray Beach (City) and the Delray Beach Community Redevelopment Agency (CRA) for Funding of Transportation Services for operations of the Downtown Roundabout for three months with the right to extend for an additional three months in the amount of \$120,000 beginning on February 1, 2019.
- Sponsors:** Public Works Department
- Attachments:** [Agenda Cover Report](#)  
[ILA 1st Transportation Feb - April 2019](#)  
[Legal Review Checklist form v. 5 Amend No 1 to ILA for Transportation Services](#)
- 7.H.** PRE-REGISTRATION TO FLORIDA POWER AND LIGHT'S SOLAR TOGETHER PROGRAM
- Recommendation:** Motion to approve the City's request to pre-register for 100% allotted subscription to Florida Power and Light's new Solar Together Program
- Attachments:** [Agenda Cover Report](#)  
[Memo on Solar Together Program](#)  
[Powerpoint- SolarTogether](#)  
[FPL SolarTogether Pre Registration Agreement](#)
- 7.I.** CONSIDERATION OF INCREASE IN BASE SALARY, ONE-TIME BONUS, AND/OR BENEFIT INCREASE PURSUANT TO EMPLOYMENT AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND MARK R. LAUZIER, CITY MANAGER
- Sponsors:** City Attorney Department
- Attachments:** [Agenda Cover Report](#)
- 7.J.** RESOLUTION NO. 18-19: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ESTABLISHING THE PARKING TECHNICAL ADVISORY COMMITTEE TO PROVIDE RECOMMENDATIONS TO THE CITY MANAGER CONCERNING PARKING REGULATIONS; DISSOLVING THE PARKING MANAGEMENT ADVISORY BOARD; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- Recommendation:** Motion to approve Resolution No. 18-19.
- Sponsors:** Development Services Department
- Attachments:** [Agenda Cover Report](#)  
[Resolution 18-19 Establish PTAC](#)

## 8. PUBLIC HEARINGS:



- 8.A.** ORDINANCE NO. 31-18: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH BY AMENDING CHAPTER 4, "ZONING REGULATIONS", ARTICLE 4.4, "BASE ZONING DISTRICT", SECTION 4.4.13, "CENTRAL BUSINESS DISTRICT", TABLE 4.4.13(A), "ALLOWABLE USES AND STRUCTURES IN THE CBD SUB-DISTRICTS", TO ALLOW AUTOMATED PARKING GARAGES AS A SECONDARY STREET USE IN THE RAILROAD CORRIDOR SUB-DISTRICT OF THE CENTRAL BUSINESS DISTRICT; AMENDING SUBSECTION 4.4.14(C)(4), "SUPPLEMENTAL USE STANDARDS", BY ADDING STANDARDS AND REGULATIONS FOR AUTOMATED PARKING GARAGES; AND, AMENDING APPENDIX A, "DEFINITIONS", BY ADDING A DEFINITION FOR "PARKING GARAGE, AUTOMATED"; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, AND PROVIDING AN EFFECTIVE DATE. (SECOND READING/PUBLIC HEARING)

**Recommendation:** Motion to approve Ordinance No. 31-18, a privately-initiated amendment to the Land Development Regulations amending Section 4.4.13, "Central Business District, Table 4.4.13 (A), "Allowable Uses and Structures in the CBD Sub-Districts", to allow Automated Parking Garages as a secondary street use in the Railroad Corridor Sub-District of the CBD; amending Subsection 4.4.14(c)(4), "Supplemental Use Standards", by adding standards and regulations for Automated Parking Garages; and, amending Appendix A, "Definitions", by adding a definition for "Parking Garage, Automated." by adopting the findings of fact and law contained in the staff report and finding that the amendment and approval thereof is consistent with the Comprehensive Plan and meets the criteria set forth in LDR Section 2.4.5(M).

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Ordinance 31-18 Final 01.02.19](#)  
[PZB Staff Report Ord No 31-18](#)  
[09-14-18 Submitted Request](#)  
[Renderings of Proposed Garage](#)

## 9. FIRST READINGS:

- 9.A.** ORDINANCE NO. 07-19: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH BY AMENDING ARTICLE 2.4, "GENERAL PROCEDURES", SECTION 2.4.5, "PROCEDURES FOR OBTAINING DEVELOPMENT APPROVALS", PARAGRAPH (O), "IN-LIEU OF PARKING AND PUBLIC PARKING FEE REQUEST", BY REMOVING THE PARKING MANAGEMENT ADVISORY BOARD; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES. (FIRST READING)

**Recommendation:** Motion to approve Ordinance No. 07-19 on first reading.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Ord 07-19 replace PMAB w PTAC 12.26.18](#)

- 9.B.** ORDINANCE NO. 05-19: ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ADOPTING A SMALL SCALE FUTURE LAND USE MAP AMENDMENT RE-DESIGNATING A PARCEL OF LAND APPROXIMATELY 0.433± ACRE IN SIZE FROM COMMUNITY FACILITIES (CF) TO COMMERCIAL CORE (CC), PURSUANT TO SECTION 163.3187, FLORIDA STATUTES, FOR THE PROPERTY LOCATED AT THE SOUTHWEST CORNER OF EAST ATLANTIC AVENUE AND SE 3RD AVENUE, AS MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING A CONFLICTS CLAUSE, AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (FIRST READING)

**Recommendation:** Motion to approve on First Reading, Ordinance No. 05-19, a small-scale Future Land Use Map amendment from Community Facilities (CF) to Commercial Core (CC) for the property which measures approximately 0.433 acres, and is located at the southwest corner of East Atlantic Avenue and SE 3rd Avenue, 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 the criteria set forth in LDR Section 3.1.1, Required Findings.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Ordinance 05-19](#)  
[Current FLUM Map](#)  
[Proposed FLUM Map](#)  
[PZB Staff Report 121718](#)  
[Public Notice Provided with PZB action](#)

- 9.C.** ORDINANCE NO. 06-19: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, REZONING AND RE-DESIGNATING LAND PRESENTLY ZONED COMMUNITY FACILITIES (CF) DISTRICT TO CENTRAL BUSINESS (CBD) DISTRICT, WITHIN THE CENTRAL CORE SUB-DISTRICT; SAID LAND IS LOCATED AT THE SOUTHWEST CORNER OF EAST ATLANTIC AVENUE AND SE 3RD AVENUE, AS MORE PARTICULARLY DESCRIBED HEREIN; AMENDING "CITY OF DELRAY BEACH, ZONING MAP, JUNE 29, 2017" AND FURTHER AMENDING THE CENTRAL CORE SUB-DISTRICT AND REGULATING MAPS IN SECTION 4.4.13, LAND DEVELOPMENT REGULATIONS ACCORDINGLY; PROVIDING A CONFLICTS CLAUSE, AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (FIRST READING)

**Recommendation:** Motion to approve on First Reading, Ordinance No. 06-19, rezoning from Community Facilities (CF) to Central Business (CBD) District a 0.433± acre parcel of land located at the southwest corner of East Atlantic Avenue and SE 3rd Avenue, by adopting the findings of fact and law contained in the staff report, and finding that the request and approval thereof is consistent with the Comprehensive Plan and meets the criteria set forth in Sections 2.4.5(D)(5), 3.1.1 and 3.2.2 of the Land Development Regulations.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Ordinance No. 06-19](#)  
[Current Zoning Map](#)  
[Proposed Zoning Map](#)  
[PZB Staff Report](#)  
[Public Notice Provided with PZB action](#)

- 9.D.** ORDINANCE 10-19 PROHIBITION OF SINGLE-USE PLASTIC STRAWS

**Recommendation:** Motion to approve Ordinance 10-19 placing prohibitions on the distribution of plastic straws.

**Attachments:** [Agenda Cover Report](#)  
[Ordinance 10-19 Plastic Straws](#)  
[Skip the Straw Memo \(9/11 Workshop\)](#)  
[Letter of Support- Chamber of Commerce \(Skip the Straw\)](#)  
[Powerpoint -Skip the Straw Campaign](#)

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

### **10.A. City Manager**

**10.A.1 Selection Process for Police Chief**

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**Sponsors:** City Manager Department

**10.A.2 Shadow Day Winter 2018**

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**Sponsors:** City Manager Department

**Attachments:** [Shadow Day Winter 2018-](#)

**10.B. City Attorney**

**10.C. City Commission**