

City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444

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www.mydelraybeach.com



Regular Commission Meeting

Regular Meeting at 4:00 PM

Tuesday, November 5, 2019

Commission Chambers
Delray Beach City Hall

City Commission

Mayor Shelly Petrolia
Vice Mayor Shirley Ervin Johnson
Deputy Vice Mayor Bill Bathurst
Commissioner Adam Frankel
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. RESOLUTION NO. 168-19 RECOGNIZING FRANCIS MOSCHETTE FOR 30 YEARS OF SERVICE.**

Recommendation: Motion to Approve Resolution No. 168-19 honoring Francis Moschette for 30 years of service.

Sponsors: Human Resources Department

Attachments: [Agenda Cover Report](#)
[Resolution 168.19 Francis Moschette 11.5.19](#)

4.B. RESOLUTION NO. 181-19 RECOGNIZING GLENDA RIVERA FOR 30 YEARS OF SERVICE.

Recommendation: Motion to Approve Resolution No. 181-19 honoring Glenda Rivera for 30 years of service.

Sponsors: Human Resources Department

Attachments: [Agenda Cover Report](#)
[Resolution 181-19 Glenda Rivera](#)

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

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

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:

August 20, 2019 - Regular Meeting Minutes
August 29, 2019 - Special Meeting Minutes

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[August 20, 2019 Regular Meeting Minutes](#)
[August 29, 2019 Emergency - Policy Group Meeting Minutes](#)

6.B. RETROACTIVE APPROVAL TO APPLY FOR FY2019-20 SOLID WASTE AUTHORITY OF PALM BEACH COUNTY BLIGHTED PROPERTY GRANT

Recommendation: Motion to approve application to the Solid Waste Authority of Palm Beach County. If approved, this grant would provide funds to address activities related to demolishing structures and improvements for future development; removal of demolition products, rubble and other debris; physical removal of environmental contaminants or treatment for related improvements for commercial/residential units pursuant to zoning requirement within the incorporated city limits of Delray Beach.

Sponsors: Community Improvement

Attachments: [Agenda Cover Report](#)
[Blighted Property Grant Application-2020](#)
[Memo - Approval to Apply](#)

6.C. EASEMENT AGREEMENTS FOR LANDSCAPE MAINTENANCE, PEDESTRIAN CLEAR ZONE, GENERAL UTILITIES AND WATER MAIN FOR THE PROJECT "DELRAY CITY MARKET" LOCATED AT THE NORTHEAST CORNER OF SE 1ST STREET AND SE 3RD AVENUE

Recommendation: Review and consider easement agreements for Landscape Maintenance, Pedestrian Clear Zone, General Utilities and Water Main, as presented, for the project known as "Delray City Market".

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Delray City Market Location Map](#)
[Delray City Market General Utility Easement Agreement](#)
[Delray City Market Landscape Maintenance Agreement](#)
[Delray City Market Pedestrian Clear Zone Easement Agreement](#)
[Delray City Market Water Main Easement Agreement](#)
[Legal Review Delray City Market \(Water, Utility and Pedestrian Clear Zone\)](#)
[Legal Review Delray City Market Landscape Maintenance Agreement](#)
[Delray City Market Approved Site Plan](#)

- 6.D.** ACCEPTANCE OF 5,587.70 SQUARE FEET OF PERPETUAL GREENWAY EASEMENT AGREEMENT LOCATED ON A PARCEL OF LAND LYING IN SECTION 19, TOWNSHIP 46 SOUTH, RANGE 43 EAST, PALM BEACH COUNTY FLORIDA, FROM ARCHEAN CAPITAL LLC, "THE GRANTOR", FOR THE SUBJECT PROPERTY LOCATED AT 777 S. CONGRESS AVENUE (PROJECT APPROVED AS COLLIER CAR CLUB).

Recommendation: Review and Consider a Perpetual Easement Agreement located at Section 19, Township 46 South, Range 43 East, Palm Beach County Florida to provide certain public improvements, including but not limited to, sidewalk, pathways, lighting, curbing, drainage facilities, street furniture, handicap access, utilities and landscaping from "The Grantee", The City of Delray Beach, for the subject property located at 777 S. Congress Avenue.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[777 S. Congress Ave Location Map](#)
[Greenway Easement Agreement](#)
[Legal Review of PGE for 777 Congress](#)

- 6.E.** APPROVAL OF TWO (2) HISTORIC PRESERVATION GRANT AWARDS FROM THE STATE OF FLORIDA - DIVISION OF HISTORICAL RESOURCES

Recommendation: Motion to approve two (2) grant awards from the State of Florida Division of Historical Resources. Each award is in the amount not to exceed \$50,000 for the Education and Public Awareness of Historic Preservation and the Resurvey of Five Designated Historic Districts with a total of the two grants not to exceed \$100,000.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Digitization and Scanning - Unsigned Contract](#)
[5 District Resurvey - Unsigned Contract](#)
[2018-05-10-Executed Memo for 2019 Grant Application](#)

- 6.F.** INTERLOCAL AGREEMENT BETWEEN THE DELRAY BEACH CRA AND THE CITY OF DELRAY BEACH FOR FUNDING FOR INFORMATION TECHNOLOGY SERVICES FY19-20

Recommendation: Motion to approve the Interlocal Agreement between the Delray Beach CRA and the City of Delray Beach for Computer Network and Information Technology Services for FY19-20 in the amount of \$110,000.

Sponsors: IT Department

Attachments: [Agenda Cover Report](#)
[ATTACHMENT A - Legal Review Checklist form v. 5 ILA with CRA for IT service](#)
[ATTACHMENT B - FY19-20 ILA CRA IT Services](#)

6.G. APPROVAL OF GRANT APPLICATION AND AWARD/FDOT/SPEED/AGGRESSIVE DRIVING ENFORCEMENT PROGRAM

Recommendation: Motion to Approve application for the Florida Department of Transportation (FDOT) FY 19/20 Speed/Aggressive Driving Enforcement program.

Sponsors: Police Department

Attachments: [Agenda Cover Report](#)
[Speed Aggressive Driving Grant 2019 Draft Application F](#)
[Legal Review Checklist Speed and Aggressive Driving Grant App lw 2019](#)

6.H. APPROVAL OF GRANT APPLICATION AND AWARD/FDOT/MOTORCYCLE SAFETY PROGRAM

Recommendation: Motion to Approve application for the Florida Department of Transportation (FDOT) FY 19/20 Motorcycle Safety program.

Sponsors: Police Department

Attachments: [Agenda Cover Report](#)
[Motorcycle Safety Grant 2019 Draft Application F](#)
[Legal Review Checklist Motorcycle Safety Enforcement Program Grant App lw](#)

6.I. ITEMS (A-M) - ACCEPTANCE OF PERPETUAL SIDEWALK EASEMENTS AND EASEMENT AGREEMENT FOR MULTIPLE PROPERTIES

Recommendation:

Item A

(A) Motion to approve and accept 5' of sidewalk easement on 237 NW 5th Ave.

Item B

(B) Motion to approve and accept 5' of sidewalk easement on 233 SW 14th Ave.

Item C

(C) Motion to approve and accept 5' of sidewalk easement on 229 SW 14th Ave.

Item D

(D) Motion to approve and accept 5' of sidewalk easement on 1121 Miami Blvd.

Item F

(F) Motion to approve and accept 5' of sidewalk easement on 1110 Waterway Lane.

Item G

(G) Motion to approve and accept 5' of sidewalk easement on 303 NW 18th St.

Item H

(H) Motion to approve and accept 5' of sidewalk easement on 901 Allamanda Dr.

Item I

(I) Motion to approve and accept 5' of sidewalk easement on 12 NW 18th St.

Item J

(J) Motion to approve and accept 5' of sidewalk easement on 315 NW 16th St.

Item K

(K) Motion to approve and accept 5' of sidewalk easement on 1126 Waterway Ln.

Item L

(L) Motion to approve and accept 5' of sidewalk easement on 941 Seagate Dr.

Item M

(M) Motion to approved and accept 10' Utility easement located at 509 Curlew Rd.

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[Simple Legal Review Approval- pse agreements](#)
[Item \(A\) Exhibit A Sketch-237 NW 5th Ave.](#)
[Item \(A\) Papa Map - 237 NW 5th Ave.](#)
[Item \(A\) Papa Page 237 NW 5th Ave.](#)
[Item \(A\) PSE Agreement-237 NW 5th Ave.](#)
[Item \(A\) Sunbiz -237 NW 5th Ave.](#)
[Item \(B\) PSE Agreement - 233 SW 14th Ave.](#)
[Item \(B\) Exhibit A Sketch 233 SW 14th Ave.](#)
[Item \(B\) PAPA Map Page 233 SW 14th Ave.](#)
[Item \(B\) PAPA Page 233 SW 14th Ave.](#)
[Item \(B\)Sunbiz -233 SW 14th Ave](#)
[Item \(C\) Exhibit A -229 SW 14th Ave.](#)
[Item \(C\) PAPA Page -229 SW 14th Ave.](#)
[Item \(C\) PAPA Map Page- 229 SW 14th Ave.](#)
[Item \(C\) PSE Agreement - 229 SW 14th Ave.](#)
[Item \(C\) Sunbiz145 SW -229 SW 14th Ave.](#)
[Item \(D\) Exhibit A Sketch - 1121 Miami Blvd.](#)
[Item \(D\) PAPA Map 1121 Miami Blvd.](#)
[Item \(D\) PAPA Page 1121 Miami Blvd.](#)
[Item \(D\) PSE Agreement - 1121 Miami Blvd.](#)
[Item \(F\) Exhibit A Sketch - 1110 Waterway Ln.](#)
[Item \(F\) PAPA Map 1110 Waterway Ln.](#)
[Item \(F\) PAPA Page 1110 Waterway Ln.](#)
[Item \(F\) PSE Agreement - 1110 Waterway Ln.](#)
[Item \(G\) Address App - 303 NW 18th St.](#)
[Item \(G\) Exhibit A Sketch -303 NW 18th St.](#)
[Item \(G\) PAPA Map 303 NW 18th St.](#)
[Item \(G\) PAPA Page 303 NW 18th St.](#)
[Item \(G\) PSE Agreement -303 NW 18th St.](#)
[Item \(H\) - Exhibit A - 901 Allamanda Dr.](#)
[Item \(H\) - PAPA Map - 901 Allamanda Dr](#)
[Item \(H\) - PAPA Page - 901 Allamanda Dr.](#)
[Item \(H\) - PSE Agreement - 901 Allamanda Dr](#)
[Item \(H\) - Survey -901 Allamanda Dr](#)
[Item \(I\) Exhibit A - 12 NW 18th St.](#)
[Item \(I\) PAPA Map - 12 NW 18th St.](#)
[Item \(I\) PAPA Page - 12 NW 18th St.](#)

[Item \(I\) PSE Agreement - 12 NW 18th St.](#)
[Item \(I\) Sunbiz - 12 NW 18th St.](#)
[Item \(J\) Exhibit A Sketch - 315 NW 18th St.](#)
[Item \(J\) PAPA Map 315 NW 16th St.](#)
[Item \(J\) PAPA Page 315 NW 16th St.](#)
[Item \(J\) PSE Agreement -315 NW 16th St. Redacted](#)
[Item \(K\) Exhibit A Sketch -1126 Waterway Ln.](#)
[Item \(K\) PAPA Map 1126 Waterway Ln.](#)
[Item \(K\) PAPA Page 1126 Waterway Ln.](#)
[Item \(K\) PSE Agreement - 1126 Waterway Ln.](#)
[Item \(L\) Exhibit A Sketch -941 Seagate Dr.](#)
[Item \(L\) PAPA Map 941 Seagate Dr.](#)
[Item \(L\) PAPA Page - 941 Seagate Dr.](#)
[Item \(L\) PSE Agreement - 941 Seagate Dr.](#)
[Item \(L\) Sunbiz - 941 Seagate Dr.](#)
[Item \(M\) - Exhibit A Sketch - 509 Curlew Rd.](#)
[Item \(M\) Easement Agreement - 509 Curlew Rd.](#)
[Item \(M\) PAPA Map - 509 Curlew Rd.](#)
[Item \(M\) PAPA Page - 509 Curlew Rd.](#)

6.J. APPROVAL OF AMENDMENT NO. 2 WITH UNIFIRST CORPORATION FOR UNIFORM AND FLAT SUPPLIES RENTAL SERVICES TO RENEW THE AGREEMENT FROM JANUARY 6, 2020 THROUGH JANUARY 5, 2021 IN AN AMOUNT NOT TO EXCEED \$96,135

Recommendation: Motion to Approve Amendment No. 2 to the Agreement with Unifirst Corporation to exercise the final one (1) year renewal option in an amount not-to-exceed \$96,135 for Uniform and Flat Supplies, contingent on appropriation of funds.

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist form Unifirst \(KWB\)](#)
[Amendment No. 2 2016-028](#)

6.K. PROCLAMATIONS:

6.K.1. DELRAY READS DAY - PROCLAMATION

Recommendation: Motion to approve the Delray Reads Day Proclamation.

Sponsors: Community Improvement

Attachments: [Agenda Cover Report](#)
[Delray Reads Day proclamation - 2019](#)

6.K.2. OBSERVANCE OF VETERAN'S DAY PROCLAMATION

Recommendation: Motion to observe Monday, November 11, 2019 as National Veteran's Day.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Veteran's Day Proclamation](#)

6.K.3. NATIONAL HUNGER & HOMELESSNESS AWARENESS WEEK PROCLAMATION

Recommendation: Motion to proclaim November 17-23, 2019 as National Hunger & Homelessness Awareness Week.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Hunger and Homelessness Awareness Week](#)

6.K.4. PICKLEBALL MONTH PROCLAMATION

Recommendation: Motion to proclaim November 2019 as Pickleball Month in recognition of the 2019 Delray Beach Pickleball Classic that begins on December 5, 2019 through December 8, 2019.

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[PickleballProclamation_2019](#)

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

6.L.1. REPORT OF APPEALABLE LAND USE ITEMS FROM SEPTEMBER 30, 2019, THROUGH OCTOBER 18, 2019.

Recommendation: By motion, receive and file this report.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Appealable Items Map - 11.05.19](#)
[A - 303 N. Swinton Avenue - Appealable Report](#)
[B - 22 SE 1st Ave- Appealable Report](#)
[C - 707 SE 1st St - Appealable Report](#)
[D - 3 NE 1st Street- Appealable Report](#)
[E - 230 George Bush - Appealable Report](#)
[F - 222 Palm Court - Appealable Report](#)
[G - 411 N. Swinton Ave - Appealable Report](#)
[H - 220 & 226 N. Swinton Ave - Appealable Report](#)
[I - 235 NE 1st Ave - Appealable Report](#)
[J - 2515 Lowson Blvd - Appealable Report](#)
[K - 2175 S. Ocean Blvd - Appealable Report](#)
[L - 166 SE 2nd Ave - Appealable Report](#)
[N- 710 SE 5th Ave - Appealable Report](#)
[O - 1111 W. Linton Blvd - Appealable Report](#)
[P - 202 SE 4th Ave - Appealable Report](#)

6.M. AWARD OF BIDS AND CONTRACTS:**6.M.1. APPROVAL OF RESOLUTION NO. 183-19 FOR THE PURCHASE OF TWO NEW POLICE VEHICLES FROM BOZARD FORD UTILIZING THE FLORIDA SHERIFF'S CONTRACT NO. FSA19 VEL-27.0 - \$82,368**

Recommendation: Motion to approve Resolution No. 183-19 to purchase two new police vehicles from Bozard Ford in an amount not exceed \$82,368 utilizing the Florida Sheriff's Contract No. FSA19 VEL-27.0.

Sponsors: Purchasing Department

Attachments: [Agenda Cover Report](#)
[FSA 19-VEL27.0 Contract](#)
[Utility Interceptor Quote-Bozard 10-12-19](#)
[Hanin Estimate-1302 Total Loss](#)
[Hanin Estimate-1308 Total Loss](#)
[Florida Sheriffs Resolution for 2 police vehicles](#)

7. REGULAR AGENDA:

- 7.A.** APPROVAL OF RESOLUTION NO. 172-19 TO AWARD AN AGREEMENT WITH L.V. SUPERIOR LANDSCAPING, INC. FOR LANDSCAPE MAINTENANCE LAKE IDA ROAD MEDIANS AND TO AUTHORIZE THE CITY MANAGER TO APPROVE AND EXECUTE AGREEMENT RENEWAL OPTIONS - \$337,050

Recommendation: Motion to approve Resolution No. 172-19 and to award an agreement with L.V. Superior Landscaping, Inc. for Landscape Maintenance Lake Ida Road Medians in the estimated amount of \$337,050 and authorize the City Manager to exercise any and all renewal options, in the amounts below, contingent upon appropriation of funds.

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist L.V. Superior Landscape Maintenance Agreement \(Rev Resolution 172-19](#)
[ITB 2019-044 Agreement](#)

- 7.B.** RESOLUTION NO. 173-19: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, PROVIDING FOR THE ABANDONMENT OF PORTIONS OF TWO GENERAL UTILITY EASEMENTS EACH CONTAINING 700 SQUARE FEET WHICH WERE DEDICATED TO THE CITY OF DELRAY BEACH AND ANY OTHER UTILITY OR SIMILAR FACILITY AS RECORDED IN DEED BOOK 847, PAGE 467 AND DEED BOOK 878, PAGE 273 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, RUNNING PARALLEL, FIVE FEET EAST AND FIVE FEET WEST, TO THE COMMON LOT LINE BETWEEN LOT 6 AND LOT 7, BLOCK H, PLAT BOOK 21, PAGE 95 OF THE JOHN B. RIED'S VILLAGE PLAT AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A", PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES, AND ASSOCIATED FINAL (MAJOR) SUBDIVISION REPLAT OF LOTS 6 AND 7, BLOCK H, JOHN B. REID'S VILLAGE, PLAT BOOK 21, PAGE 95, ALSO KNOWN AS CASUARINA ROAD REPLAT

Recommendation: Review and consider Resolution No.173-19, as presented, with consideration of the Final (Major) Plat for Casuarina Road Replat, located at 1009-1023 Casuarina Road, by adopting that the request and approval thereof is consistent with the criteria set forth in the Land Development Regulations Section 2.4.5(J)(Major Subdivisions).

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Casuarina Road Replat Location Map](#)
[Casuarina Easement GUE Abn Res. No.173-19](#)
[Casuarina Road Replat](#)
[Casuarina Road Replat Survey](#)
[Casuarina Road Replat PZ Staff Report](#)
[Casuarina Delray Townhomes Site Plan](#)

- 7.C.** RESOLUTION NO. 182-19: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING THE ABANDONMENT OF A COMBINED PRIVATE RIGHT-OF-WAY AND PERPETUAL EASEMENT, CONTAINING APPROXIMATELY 2,500 SQUARE FEET, THAT WAS DEDICATED TO THE CITY OF DELRAY BEACH AS RECORDED IN THE ORIGINAL RECORDS BOOK 9937, PAGE 1474, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, AND AS SHOWN ON THE WALLACE FORD REPLAT, AS RECORDED IN PLAT BOOK 124, PAGE 151 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A", FOR THE SITE KNOWN AS AUTONATION BMW DELRAY, PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

Recommendation: Review and consider Resolution No. 182-19, as presented.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[AutoNation BMW \(fka Wallace Ford\) Location Map](#)
[Res. 182-19- AutoNation Easement \(fka Wallace\) Abandonment with exhibit](#)
[Wallace Ford Replat](#)
[AutoNation BMW \(fka Wallace Ford\) Approved Site Plan](#)
[AutoNation BMW \(fka Wallace Ford\) Survey](#)
[Wallace Ford Perpetual Easement \(to be abandoned\)](#)

- 7.D.** POTENTIAL ANNEXATION, FUTURE LAND USE MAP AMENDMENT, AND REZONING OF THE CITY-OWNED 4.06-ACRE PARCEL LOCATED ON THE NORTH SIDE OF THE L-30 CANAL, EAST OF INTERSTATE 95, AND WEST OF LAKE IDA.

Recommendation: Provide Direction.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Lake Ida Park Parcels Location Map](#)
[Lake Ida Park Addition 2015 Deed](#)
[P&Z Report Lake Ida Park Addition ANX FLU RZ](#)
[Lake Ida Park Parcels Proposed Land Use](#)
[Lake Ida Park Parcels Proposed Zoning](#)

- 7.E.** RESOLUTION NO. 189-19: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH STRONGLY ENCOURAGING THE STATE LEGISLATURE TO APPROVE SENATE BILL 182 AND ANY COMPANION HOUSE BILLS RELATING TO THE PREEMPTION OF RECYCLABLE AND POLYSTYRENE MATERIALS BY AMENDING SECTION 403.7033 AND SECTION 500.90, FLORIDA STATUTES; REPEALING THE PREEMPTION OF LOCAL LAWS REGARDING THE USE OR SALE OF SINGLE-USE PLASTIC BAGS AND POLYSTYRENE MATERIALS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Recommendation: Motion to approve Resolution 189-19.

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)
[Resolution 189-19](#)
[SB 182](#)
[Letter for Plastics Regs Local Option](#)
[Memo Assistant City Attorney](#)

- 7.F.** RESOLUTION 191-19: REQUESTING FOR AUTHORIZATION FOR FLORIDA POWER AND LIGHT TO INSTALL STREET LIGHTS IN THE SW 4TH ST, SW 6TH ST, SW 7TH AVE, AND SW 3RD CT NEIGHBORHOOD IMPROVEMENTS PROJECT AND FOR PAYMENT OF A NOT-TO-EXCEED \$100,000 FOR THE DESIGN AND INSTALLATION OF THESE LED FIXTURES

Recommendation: Motion to Approve Resolution No. 191-19 in support of Florida Power and Light (FPL) for the installation of LED Street Lights for the SW 4th St., SW 6th St., SW 7th Ave. & SW 3rd Ct. Neighborhood Improvements Project and for the payment of a not-to-exceed amount of \$100,000 for the design and installation of these LED fixtures.

Sponsors: Public Works Department - Programs & Project Management

Attachments: [Agenda Cover Report](#)
[Res FPL LED Lighting 10.23.19 lg rev](#)
[Legal Review Form 8-17-18 FPL Resolution](#)

- 7.G.** DISCUSSION/NOMINATIONS FOR APPOINTMENT OF THE NORTHWEST/SOUTHWEST ADVISORY BOARD

Recommendation: Discussion/Motion to approve nomination for appointment of five (5) members to serve on the Northwest/Southwest Advisory Board. Three (3) members to serve a one (1) year term ending in 2020 and two (2) members to serve a two (2) year term ending in 2021.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Exhibit A 10152019](#)
[NWSW Applications](#)

7.H. RECOMMENDATION FOR APPOINTMENT TO THE CODE ENFORCEMENT BOARD

Recommendation: Recommendation for appointment for one (1) regular member to serve an unexpired term ending January 14, 2020 and one (1) regular member to serve an unexpired term ending January 14, 2021.

Sponsors: City Clerk Department

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

7.I. RECOMMENDATION FOR APPOINTMENT TO THE DELRAY BEACH HOUSING AUTHORITY BOARD

Recommendation: Recommendation for appointment of one (1) member to serve an unexpired term ending October 27, 2023.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[DBHA Member List](#)
[Board Attendance Record 2019](#)
[DBHA Applications](#)

7.J. RECOMMENDATION FOR APPOINTMENT TO THE BOARD OF TRUSTEES FOR THE POLICE OFFICERS' RETIREMENT SYSTEM

Recommendation: Recommendation for appointment of one (1) regular member to serve an unexpired term ending October 4, 2020.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[Board of Trustees for the Police Officers' Retirement System 3](#)
[Police Officers' Retirement System Attendance](#)
[Police Retirement Applications](#)

8. PUBLIC HEARINGS:

8.A. None

9. FIRST READINGS:

- 9.A.** ORDINANCE NO. 40-19: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING CHAPTER 32, "DEPARTMENTS, BOARDS AND COMMISSIONS", OF THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, BY AMENDING SECTION 32.41, "COMPOSITION; TERMS; APPOINTMENT", TO AMEND PROCEDURE FOR APPOINTING MEMBERS OF THE BOARD AND TO CLARIFY TERM OF COMMITTEE MEMBERS; AMENDING SECTION 32.42, "ORGANIZATION", TO AMEND MAXIMUM HOURS WORKED TO BE CONSISTENT WITH CITY POLICY AND TO AMEND TO ALLOW MONTHLY MEETINGS TO BE ON AN "AS-NEEDED" BASIS, PROVIDING A CONFLICTS CLAUSE AND SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (FIRST READING)

Recommendation: Motion to approve Ordinance No. 40-19 on first reading, amending Chapter 32, "Departments, Boards and Commissions" by amending Section 32.41 "Composition; Terms; Appointment" to amend procedure for appointing members of the board and to clarify term of the Committee members; and Section 32.42 "Organization" to amend maximum hours worked to be consistent with City policy and to amend to allow monthly meetings to be on an "as-needed" basis.

Sponsors: Police Department

Attachments: [Agenda Cover Report](#)
[Ordinance 40 -19 Kids and Cops](#)
[Simple Legal Review Approval Kids and Cops Amended Ordinance](#)

- 9.B.** ORDINANCE NO. 43-19: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, PROVIDING FOR CHARTER REVISIONS BY AMENDING SECTION 3.10, "SALARIES AND EXPENSES"; TO PROVIDE FOR A CHANGE IN THE EFFECTIVE DATE FOR INCREASES TO MAYOR AND COMMISSIONER SALARIES; PROVIDING FOR A REFERENDUM ON MARCH 17, 2020; PROVIDING A GENERAL REPEALER CLAUSE; PROVIDING A SAVING CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (FIRST READING)

Recommendation: Motion to approve Ordinance 43-19 providing for Charter revisions by amending Section 3.10, "Salaries and Expenses" to provide for a change in the effective date for increases to Mayor and Commissioner salaries.

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)
[Ord 43-19 salaries of CC referendum](#)

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

A. City Manager

B. City Attorney

C. City Commission