

City of Delray Beach

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www.mydelraybeach.com



Regular Commission Meeting

Regular Meeting at 4:00 PM

Tuesday, August 16, 2022

Commission Chambers
Delray Beach City Hall

City Commission

Mayor Shelly Petrolia
Vice Mayor Adam Frankel
Deputy Vice Mayor Juli Casale
Commissioner Ryan Boylston
Commissioner Shirley Ervin Johnson

RULES FOR PUBLIC PARTICIPATION

PUBLIC COMMENT: City Commission meetings are business meetings and the right to limit discussion rests with the Commission. **Generally, remarks by an individual will be limited to three minutes or less.** The Mayor, presiding officer or a consensus of the City Commission has discretion to adjust the amount of time allocated.

Public comment shall be allowed as follows:

- A.** Comments and Inquiries on Non-Agenda and Agenda Items (excluding public hearing or quasi-judicial hearing items) from the Public: Any citizen is entitled to be heard concerning any matter within the scope of jurisdiction of the Commission under this section. The Commission may withhold comment or direct the City Manager to take action on requests or comments.
- B.** Public Hearings/Quasi-Judicial Hearings: Any citizen is entitled to speak on items under these sections at the time these items are heard by the Commission.
- C.** All persons desiring to do a presentation on agenda or non-agenda items that are on a portable flash drive device or a CD/DVD, must provide their media to the City Clerk no later than 12:00 p.m. one day prior to the meeting where they wish to present.

SIGN IN SHEET: Prior to the start of the Commission Meeting, individuals wishing to address the Commission should sign in on the sheet located on the right side of the dais. If you are not able to do so prior to the start of the meeting, you may still address the Commission. The primary purpose of the sign-in sheet is to assist staff with record keeping. Therefore, when you come up to the to speak, please complete the sign-in sheet if you have not already done so.

ADDRESSING THE COMMISSION: At the appropriate time, please step up to the lectern and state your name and address for the record. All comments must be addressed to the Commission as a body and not to individuals. Any person making impertinent or slanderous remarks or who becomes boisterous while addressing the Commission shall be barred by the presiding officer from speaking further, unless permission to continue or again address the Commission is granted by a majority vote of the Commission members present.

APPELLATE PROCEDURES

Please be advised that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at this meeting, such person will need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is based. The City neither provides nor prepares such record.

1. ROLL CALL**2. PLEDGE OF ALLEGIANCE TO THE FLAG****3. AGENDA APPROVAL**

3.A. Additions, Deletions, Substitutions

4. PRESENTATIONS:

4.A. RESOLUTION NO. 118-22: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, RECOGNIZING AND COMMENDING JAVARO SIMS, POLICE CHIEF, FOR THIRTY YEARS OF SERVICE TO THE CITY OF DELRAY BEACH.

Recommendation: Motion to approve Resolution No.118-22 honoring Police Chief Javaro Sims for 30 years of service.

Sponsors: Human Resources Department

Attachments: [Agenda Cover Report](#)
[118.22 Resolution Javaro Sims 30 years of service](#)

4.B. PRESENTING PARKS & RECREATION AND PUBLIC WORKS WITH TEAM OF THE MONTH FOR JULY 2022.

Recommendation: Motion to present Parks & Recreation and Public Works with Team of the Month for July 2022.

Sponsors: Human Resources Department

Attachments: [Agenda Cover Report](#)
[Parks and Recreation and Public Works](#)
[Parks & Recreation and Public Works](#)
[Public Works Team](#)

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.A.1. FOLLOW-UP CLARITY AND DIRECTION CONCERNING SUMMER CAMP AND AFTER CARE PROGRAMS AT POMPEY PARK

Sponsors: City Manager Department

5.A.2. COMPLETION OF CREST THEATER BUILDING RENOVATION PROGRAM

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:

July 12, 2022 Budget Workshop Meeting Minutes
August 9, 2022 Special Meeting - Attorney Client Session Meeting Minutes

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[July 12 2022 Budget Workshop Commission Meeting Minutes - Draft](#)
[August 9, 2022 Special Meeting Attorney Client Session](#)

6.B. APPROVAL OF RESOLUTION NO. 115-22 AUTHORIZING THE CITY OF DELRAY BEACH TO ENTER INTO A CONTRACT AGREEMENT WITH THE STATE OF FLORIDA FOR USE OF THE LEGISLATIVE APPROPRIATION OF \$100,000 TOWARD COSTS FOR THE CATHERINE STRONG IMPROVEMENT PROJECT FOR THE PURCHASE AND INSTALLATION OF A PLAYGROUND PAVILION

Recommendation: Motion to approve Resolution No. 115-22 to enter into a contract agreement with the State of Florida to receive reimbursement funding for a playground pavilion at Catherine Strong Park.

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[RES no 115-22 CatherineStrong Park not signed](#)
[Legal Review Catherine Strong Improvement Project](#)

- 6.C.** APPROVAL OF RESOLUTION NO. 116-22 AUTHORIZING THE CITY OF DELRAY BEACH TO ENTER INTO A CONTRACT AGREEMENT WITH THE STATE OF FLORIDA FOR USE OF THE LEGISLATIVE APPROPRIATION OF \$935,000 TOWARD COSTS FOR THE POMPEY PARK IMPROVEMENT PROJECT WHICH INCLUDES MEP ENGINEERING AND PERMITTING, RESURFACING OF THE POOL, IMPROVEMENTS OF THE PARKING LOT, PURCHASE AND INSTALLATION OF COMMERCIAL KITCHEN EQUIPMENT, POOL EQUIPMENT, AND A PAVILION

Recommendation: Motion to approve Resolution No. 116-22 to enter into a contract agreement with the State of Florida to receive reimbursement funding for Pompey Park improvements which include MEP engineering and permitting, resurfacing of the pool, improvements to the parking lots, purchase and installation of commercial kitchen equipment, pool equipment, and a pavilion.

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Report](#)
[Legal Review Pompey Park Legislative Appropriation Res 116-22](#)
[RES no 116-22 Pompey Park](#)

- 6.D.** APPROVAL OF ADDENDUM TO PARTICIPATION AGREEMENT WITH BANK OF AMERICA TO ADD ECOMMERCE PAYMENT PLATFORM FOR THE DEVELOPMENT SERVICES DEPARTMENT IN THE AMOUNT OF \$5,600

Recommendation: Motion to approve Addendum to Participation Agreement with Bank of America to add eCommerce Payment Platform for the Development Services Department in the amount of \$5,600 (\$1,400 per year) and authorize the City Manager to exercise renewal options, in the amounts below, contingent upon appropriation of funds.

Sponsors: IT Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Master Contract](#)
[Participation Agreement](#)
[Addendum - Vendor Executed \(Original signature\)](#)
[Addendum - Vendor Executed \(Digital Signature\)](#)
[Legal Review Checklist](#)

- 6.E.** APPROVAL OF AMENDMENT NO. 1 AUTHORIZING A PRICE ADJUSTMENT AND APPROVAL OF RENEWAL AND INCREASING THE CONTRACT VALUE WITH DEV-LAND DEMOLITION & SITE, INC. FOR LIME SLUDGE REMOVAL AND DISPOSAL IN THE TOTAL ESTIMATED RENEWAL VALUE OF \$544,200 THROUGH OCTOBER 14, 2024 (\$272,250 PER YEAR).

Recommendation: Motion to approve Amendment No. 1 to authorize a price adjustment, and approval of renewal and increase the contract value with Dev-Land Demolition & Site, Inc. for Lime Sludge removal and disposal in the total estimated renewal value of \$544,200 (\$272,250 per year) through October 14, 2024.

Sponsors: Utilities Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Amd #1. ITB 2019-033 Dev-Land Demoliton Site Inc for Lime Sludge Removal a](#)
[Legal Review Checklist Dev-land.pdf](#)

- 6.F.** APPROVE THE RESTRICTIVE COVENANT MASTER AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND PULTE HOME COMPANY, LLC, PURSUANT TO THE REQUIREMENTS UNDER SECTION 4.7 OF THE LAND DEVELOPMENT REGULATIONS

Recommendation: Motion to Approve the Restrictive Covenant Master Agreement between the City of Delray Beach and Pulte Home Company, LLC, pursuant to the requirements under Section 4.7 of the Land Development Regulations.

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)
[Carver Square City of Delray Beach WFH Covenant 7-22-22 LG rev 7-27-2022](#)

- 6.G.** APPROVAL OF RESOLUTION NO. 131-22 FOR AN AGREEMENT WITH CBRE, INC. FOR TENANT BROKER AND REAL ESTATE CONSULTANCY SERVICES

Recommendation: Motion to approve Resolution No. 131-22 approving an agreement with CBRE, Inc. For tenant broker and real estate consulting services and authorize the City Manager to approve renewal options, in the amounts below, contingent on appropriations of funds.

Attachments: [Legal Review Checklist](#)
[Resolution No. 131-22](#)
[CBRE response for Delray Beach - Municipal Complex August 2022](#)
[P2022-072 CBRE Consulting Services Agreement lg rev](#)

6.H. PROCLAMATIONS:

- 6.H.1.** 120TH ANNIVERSARY OF THE GFWC WOMAN'S CLUB OF DELRAY BEACH

Sponsors: City Manager Department

Attachments: [Delray Woman's Club](#)

6.H.2. OBSERVANCE OF LABOR DAY PROCLAMATION

Recommendation: Motion to observe September 5, 2022 as National Labor Day.

Sponsors: City Clerk Department

Attachments: [National Labor Day](#)

6.I. REVIEW OF APPEALABLE LAND DEVELOPMENT BOARD ACTIONS:**6.I.1. REPORT OF APPEALABLE LAND USE ITEMS FROM JULY 07, THROUGH AUGUST 05, 2022.**

Recommendation: By motion, receive and file this report.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Appealable Items Map](#)
[Item A: 219 N Swinton Avenue](#)
[Item B: 10 N Ocean Blvd](#)
[Item C: 712 NE 8th Avenue](#)
[Item D: 314 NE 3rd Avenue](#)
[Item E: Parks at Delray](#)
[Item F: Delray Square - Hobby Lobby](#)

6.J. AWARD OF BIDS AND CONTRACTS:**6.J.1. APPROVAL OF RESOLUTION NO. 79-22 TO AWARD AN AGREEMENT WITH HINTERLAND GROUP, INC. FOR SANITARY SEWER REHABILITATION; UTILIZING PALM BEACH COUNTY WATER UTILITY DEPARTMENT (WUD) PROJECT NO. 21-060 IN THE NOT-TO-EXCEED ESTIMATED AMOUNT OF -\$1,140,000 (\$380,000 PER YEAR).**

Recommendation: Motion to approve Resolution 79-22 to award an Agreement with Hinterland Group, Inc., for sanitary sewer rehabilitation, in the estimated amount of \$1,140,000 (approximately \$380,000 per year) through June 6, 2025, utilizing the Palm Beach County WUD Project No. 21-060; and authorize the City Manager to approve renewal options, in the amounts below, contingent upon the appropriation of funds.

Sponsors: Purchasing Department and Utilities Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist kwb 7.27.22.pdf](#)
[Resolution 79-22.pdf](#)
[Hinterland MSA vendor executed.pdf](#)

- 6.J.2.** APPROVAL OF RESOLUTION NO. 113-22 TO AWARD AN AGREEMENT WITH TANNER INDUSTRIES, INC. FOR THE PURCHASE AND DELIVERY OF ANHYDROUS AMMONIA UTILIZING MANATEE COUNTY SOLICITATION NO. 22-R078535SB IN THE NOT-TO-EXCEED ESTIMATED AMOUNT OF \$348,000 (APPROXIMATELY \$69,600 PER YEAR).

Recommendation: Motion to Resolution No. 113-22 to award an Agreement with Tanner Industries, Inc. for purchase and delivery of Anhydrous Ammonia utilizing Manatee County Solicitation #22-R078535SB in an amount not to exceed \$348,000 and authorize the City Manager to approval renewal options, in the amounts below, contingent upon the appropriation of funds.

Sponsors: Purchasing Department and Utilities Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist MSA with Tanner Industries Inc piggyback Manatee Co](#)
[Res 113-22 MSA with Tanner Industries for water and wastewater treatment che](#)
[MSA with Tanner Industries for water and wastewater treatment chemicals venc](#)

- 6.J.3.** APPROVAL OF RESOLUTION NO. 121-22 TO AWARD AN AGREEMENT TO KRONOS INCORPORATED FOR TIME AND ATTENDANCE SOLUTION AND SERVICES; UTILIZING COBB COUNTY BOARD OF COMMISSIONERS, ON BEHALF OF THE U.S. COMMUNITIES GOVERNMENT PURCHASING ALLIANCE SOLICITATION NO. 18-6390 - \$137,798

Recommendation: Motion to approve Resolution No. 121-22 to award an Agreement to Kronos Incorporated for time and attendance solution and services for effective workforce management in the estimated amount of \$137,798 through March 17, 2023, utilizing existing contract prices provided to the Cobb County Board of Commissioners (Cobb County), on behalf of the U.S. Communities Government Purchasing Alliance, now known as Omnia Partners, pursuant to its Solicitation No. 18-6390 and authorize the City Manager to approve renewal options, in the amounts below, contingent on appropriations of funds.

Sponsors: Purchasing Department and IT Department

Attachments: [Agenda Cover Report](#)
[MSA P2022-070 Agreement -Kronos -US Communities Piggyback Cobb C](#)
[MSA P2022-070 Agreement -Kronos -US Communities Piggyback Cobb County](#)
[MSA P2022-070 Agreement -Kronos -US Communities Piggyback Cobb County](#)
[Res 121-22 - Kronos Incorporated Cobb County Piggyback Management Solutio](#)
[Legal Review Checklist MSA with Kronos - workforce management systems - pi](#)

7. REGULAR AGENDA:

- 7.A.** RESOLUTION NO. 127-22: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING A WAIVER REQUEST TO SECTION 4.4.13(D)(2)(a), TABLE 4.4.13(C), AND SECTION 4.4.13(E)(2) OF THE LAND DEVELOPMENT REGULATIONS, APPROVING A FRONT SETBACK OF ZERO INCHES TO SEVEN FEET, NINE INCHES AND A STREETScape WIDTH OF 10 FEET FOR THE PROPERTY LOCATED AT 325 EAST ATLANTIC AVENUE, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES (QUASI JUDICIAL).

Recommendation: Review and consider Resolution No. 127-22.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Res. No. 127-22 325 Shoppes on Atlantic Waivers](#)
[325 Shoppes on Atlantic Ave: SPRAB Staff Report](#)
[325 Shoppes on Atlantic Ave: Waiver Request Letter](#)
[325 Shoppes on Atlantic Ave: Front Rendering](#)
[325 Shoppes on Atlantic Ave: Existing Conditions-Exhibit](#)
[325 Shoppes on Atlantic Ave: Detailed Existing Cond. Exhibit](#)
[325 Shoppes on Atlantic Ave: Proposed Exhibit](#)
[325 Shoppes on Atlantic Ave: Streetscape Sections](#)
[325 Shoppes on Atlantic Ave: Pre-1974 Photo](#)
[325 Shoppes on Atlantic Ave: DDA Review](#)
[Res. No. 127-22 legal review](#)

- 7.B.** APPROVAL OF RESOLUTION NO. 114-22, A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA DECLARING THE COMMISSION'S OFFICIAL INTENT TO SEEK REIMBURSEMENT FOR CERTAIN PAST AND FUTURE CAPITAL EXPENDITURES FOR CAPITAL PROJECTS RELATING TO THE CITY'S COMBINED PUBLIC UTILITY SYSTEM FROM THE PROCEEDS OF ITS NOT TO EXCEED \$150,000,000 WATER AND SEWER REVENUE BONDS ISSUED FROM TIME TO TIME; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

Recommendation:

Sponsors: Finance Department

Attachments: [Agenda Cover Report](#)
[WS Reimbursement Resolution - Delray Beach final LG REV](#)
[Simple Legal Review Approval 114-22](#)

8. PUBLIC HEARINGS/SECOND READINGS:

- 8.A.** ORDINANCE NO. 21-22 AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, REZONING SEVEN PARCELS OF LAND MEASURING APPROXIMATELY 4.3882 ACRES LOCATED ON THE EAST SIDE OF NORTH FEDERAL HIGHWAY, NORTH OF DELMAR WAY AND SOUTH OF GULFSTREAM BOULEVARD, WITH ADDRESSES OF 2419, 2507, 2515, 2519, 2601, 2605, AND 2613 NORTH FEDERAL HIGHWAY, FROM GENERAL COMMERCIAL TO AUTOMOTIVE COMMERCIAL AS MORE PARTICULARLY DESCRIBED HEREIN; 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. (SECOND READING/PUBLIC HEARING)

Recommendation: Review and consider Ordinance No. 21-22, a privately initiated rezoning request from General Commercial (GC) to Automotive Commercial (AC) for seven parcels, totaling +/- 4.3882 acres, located on the east side of North Federal Highway between Delmar Way and Gulfstream Boulevard.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[2419-2613 N Federal Hwy - Ord 21-22 leg rev \(WB\)](#)
[2419-2613 N Federal Hwy - PZB Report](#)
[2419-2613 N Federal Hwy - Existing and Proposed Zoning](#)
[2419-2613 N Federal Hwy - Applicant Justification Statement](#)
[2419-2613 N Federal Hwy - Traffic Statement](#)
[2419-2613 N Federal Hwy - Legal Review Form - Ord 21-22](#)

8.B. ORDINANCE NO. 23-22: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH CODE OF ORDINANCES, BY AMENDING CHAPTER 4, "ZONING REGULATIONS," ARTICLE 4.3, "DISTRICT REGULATIONS, GENERAL PROVISIONS," SECTION 4.3.3, "SPECIAL REQUIREMENTS FOR SPECIFIC USES," RENAMING AND UPDATING SUBSECTION (K), "HOME OCCUPATIONS" AND REPEALING SUBSECTION (KK), "HOME TUTORIAL SERVICES," TO BRING REGULATIONS GOVERNING HOME-BASED BUSINESSES INTO COMPLIANCE WITH CB/HB 403, WHICH AMENDS S. 559.955, F.S. TO LIMIT THE POWER OF MUNICIPAL GOVERNMENTS TO REGULATE SUCH USE; AMENDING ARTICLE 4.4, "BASE ZONING DISTRICT," SECTION 4.4.1, "AGRICULTURE ZONE DISTRICT (A)," SECTION 4.4.2, "RURAL RESIDENTIAL (RR) DISTRICT," SECTION 4.4.3, "SINGLE FAMILY RESIDENTIAL (R-1) DISTRICTS," SECTION 4.4.5, "LOW DENSITY RESIDENTIAL (RL) DISTRICT," SECTION 4.4.6, "MEDIUM DENSITY RESIDENTIAL (RM) DISTRICT," SECTION 4.4.7, "PLANNED RESIDENTIAL DEVELOPMENT (PRD) DISTRICT," SECTION 4.4.13, "CENTRAL BUSINESS (CBD) DISTRICT," SECTION 4.4.17, "RESIDENTIAL OFFICE (RO) DISTRICT, AND SECTION 4.4.24, "OLD SCHOOL SQUARE HISTORIC ARTS DISTRICT (OSSHAD)," TO UPDATE THE TERMINOLOGY RELATED TO HOME-BASED BUSINESSES; AND AMENDING ARTICLE 4.6, "SUPPLEMENTAL DISTRICT REGULATIONS," SECTION 4.6.7, "SIGNS," TABLE 4.6.7(A), "SIGN STANDARDS PER ZONING DISTRICT," TO MODIFY SIGN SIZE REGULATIONS FOR SINGLE FAMILY RESIDENTIAL DISTRICTS; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AUTHORITY TO CODIFY; AND PROVIDING AN EFFECTIVE DATE. (SECOND READING)

Recommendation: Consider Ordinance No. 23-22, a City-initiated amendment to the Land Development Regulations (LDR) to bring regulations governing home-based business into compliance with S. 559.955, F.S. that restricts the power of municipal governments to regulate home-based businesses.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ordinance No. 23-22](#)
[Home-based Businesses: PZB Staff Report](#)
[Home-based Businesses: HB 403 Bill Text](#)
[Home-based Businesses: HB 403 Bill Summary](#)
[Legal Review](#)

- 8.C.** ORDINANCE NO. 25-22: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING CHAPTER 101, "PARKS, BEACHES, AND RECREATION", OF THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, SECTION 101.36, "ADDITIONAL RULES APPLYING TO PARKS, RECREATIONAL FACILITIES, AND THE MUNICIPAL BEACH", BY AMENDING SUBSECTION (H) "SMOKING" TO PROHIBIT SMOKING CERTAIN TOBACCO PRODUCTS ON THE MUNICIPAL BEACH AND IN PUBLIC PARKS, PROVIDING A CONFLICTS CLAUSE AND SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (SECOND READING)

Recommendation: Motion to Approve Ordinance No. 25-22.

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)
[Ordinance 25-22](#)
[CS-HB 105](#)

9. FIRST READINGS:

- 9.A.** ORDINANCE NO. 29-22: 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, FLORIDA, BY AMENDING SECTION 32.15, "DEFINITIONS," TO REVISE THE DEFINITIONS OF CITY BOARD AND MEMBER AND TO CREATE A NEW DEFINITION FOR INADEQUATE ATTENDANCE; BY AMENDING SECTION 32.17, "REMOVAL OF CITY BOARD MEMBERS" TO CLARIFY THE BASES FOR REMOVAL OF CITY BOARD MEMBERS; BY AMENDING SECTION 32.18, "PROCEDURE," TO CLARIFY THE PROCEDURE FOR REMOVAL OF A CITY BOARD MEMBER; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (FIRST READING)

Recommendation: Motion to approve Ordinance No. 29-22.

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)
[Ordinance Abandonment of Office \(003\) lq 7-5-2022](#)

- 9.B.** ORDINANCE NO. 31-22: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, REPEALING CHAPTER 133, "OFFENSES AGAINST PERSONS", SECTION 133.02, "PROHIBITION OF CONVERSION THERAPY ON MINORS", PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 133 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 approve Ordinance 31-22.

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)
[Repeal of Conversion Therapy on Minors](#)
[Otto v. City of Boca Raton No. 19-10604 \(11th Cir](#)

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

- A. City Manager**
- B. City Attorney**
- C. City Commission**

11. ADJOURNMENT