

City of Delray Beach

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Regular Commission Meeting

Regular Meeting at 4:00 PM

Tuesday, February 7, 2023

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. PRESENTING ANDREW HAYNES, BUILDING MAINTENANCE WORKER, WITH EMPLOYEE OF THE YEAR FOR 2022.**

Recommendation: Motion to present Andrew Haynes, Building Maintenance Worker, with Employee of the Year 2022.

Sponsors: Human Resources Department

Attachments: [Agenda Cover Report](#)

4.B. PEDESTRIAN SAFETY DAY PROCLAMATION

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Pedestrian Safety Day](#)

4.C. STATE OF EDUCATION REPORT BY PALM BEACH COUNTY SCHOOL BOARD MEMBER ERICA WHITFIELD, DISTRICT 4

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)

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 15, 2022 - Regular Commission Meeting Minutes
December 6, 2022 - City Commission Workshop Minutes
December 13, 2022 - Regular Commission Meeting Minutes
January 10, 2023 Regular Commission Meeting Minutes
January 17, 2023 Regular Commission Meeting Minutes

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[November 15, 2022 Regular Meeting Minutes - DRAFT](#)
[December 6, 2022 City Commission Workshop Minutes - Draft](#)
[December 13 2022 Regular Meeting Minutes - DRAFT](#)
[January 10, 2023 Regular Meeting Minutes - DRAFT](#)
[January 17, 2023 Regular City Commission Meeting Minutes - DRAFT](#)

6.B. APPROVAL OF THE KIDS AND COPS BYLAWS ESTABLISHING THE RULE OF PROCEDURE

Recommendation: Motion to approve the Bylaws adopted by the Kids and Cops Board.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Kids and Cops Bylaws](#)

6.C. MOTION TO APPROVE THIRD AMENDMENT TO LEASE AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND CELLCO PARTNERSHIP D/B/A/ VERIZON WIRELESS FOR PROPERTY AT THE DELRAY BEACH POLICE TOWER

Recommendation: Consider a motion to approve the third amendment to lease agreement between the City of Delray Beach and Cellco Partnership d/b/a for property at Delray Beach Police Tower.

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)
[Delray Police Station Cellco Partnership dbas Verizon Wireless - Amendment N](#)
[68610 Delray Police Station Cellco Partnership - Lease Agreement](#)
[68610 Delray Police Station Cellco Partnership - Amendment No. 1](#)
[68610 Delray Police Station Cellco Partnership - Amendment No. 2](#)
[Legal Review Amd #3 to Lease with CELLCO dba Verizon re Equipment on Cel](#)

6.D. APPROVAL OF A GRANT APPLICATION TO THE RECYCLING EDUCATION AND OUTREACH GRANT PROGRAM THROUGH THE U.S. ENVIRONMENTAL PROTECTION AGENCY (\$250,000)

Recommendation: Motion to approve submittal of a grant application to the Recycling Education and Outreach Grant Program administered by the U.S. Environmental Protection Agency.

Sponsors: Neighborhood & Community Services and City Manager Department

Attachments: [Agenda Cover Report](#)
[Application for Federal Assistance \(SF-424\)](#)
[Consumer Recycling Education and Outreach Grant Program _ US EPA p. 1to4](#)
[PKG00278411-instructions p.1 4 5](#)
[Simple Legal Review Approval Federal Grant Consumer Recycling Education a](#)

6.E. MOTION TO APPROVE AMENDMENT #3 TO THE MEMORANDUM OF UNDERSTANDING DATED MAY 4, 2021 BY AND BETWEEN THE DELRAY CHAMBER EDUCATION FUND, INC. AND THE CITY OF DELRAY BEACH, FLORIDA REGARDING BUS SHELTERS

Recommendation: Motion to Approve Amendment #3 to the Memorandum of Understanding dated May 4, 2021 by and between the Delray Chamber Education Fund, Inc. and the City of Delray Beach, Florida.

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)
[Amendment # 3 to MOU](#)
[MOU for the Delray Chamber Education Fund, Inc.](#)
[Amendment No. 1 - MoU_Delray Chamber Education Fund, Inc. \(Bus Shelter Pi](#)
[Amendment No. 2 - Memorandum of Understanding \(Delray Chamber of Educa](#)
[Simple Legal Review Approval Amendment to Bus Shelter MOU 2-7-23 agenda](#)

6.F. ITEM(S) A1 and B1 - ACCEPTANCE OF A RIGHT OF WAY DEDICATION BY 143 S SWINTON AVE AND A RIGHT OF WAY DEDICATION BY 348 S OCEAN BLVD

Recommendation: **Consideration of the following items:**

Item A1 - Motion to approve and accept a Right of Way Dedication by the owners of 143 S Swinton Ave.

Item B1 - Motion to approve and accept a Right of Way Dedication by the owners of 348 S Ocean Blvd.

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)

[Legal Review Right of Way Deed - 143 S Swinton Ave - Nigel Development Inc](#)

[A1a - Right of Way Deed - 143 S Swinton Ave - Nigel Development Inc](#)

[A1b Exhibit A - 143 S Swinton Ave - Nigel Development Inc](#)

[Legal Review Right of Way Deed - 348 S Ocean Blvd - Stephen and Carol Napl](#)

[B1a - Right of Way Deed - 348 S Ocean Blvd - Stephen and Carol Napleton](#)

[B1b Exhibit A - 348 S Ocean Blvd - Stephen and Carol Napleton](#)

6.G. APPROVAL OF RESOLUTION NO. 24-23 APPROVING THE LOCAL AGENCY PROGRAM AGREEMENT (441532-1-58-01) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION REGARDING RECEIPT OF GRANT FUNDS FOR THE BARWICK ROAD PROJECT FROM WEST ATLANTIC AVENUE TO LAKE IDA ROAD; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND DIRECTING AND AUTHORIZING THE CITY MANAGER TO TAKE ALL NECESSARY ACTIONS TO EFFECTUATE SAME; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

Recommendation: Motion to approve Resolution No. 24-23 and to approve the Local Agency Program agreement (441532-1-58-01) with the Florida Department of Transportation regarding receipt of grant funds for the Barwick Road Project from West Atlantic Avenue north to Lake Ida Road in a maximum amount of \$3,927,561 (Federal Funds); P/N 17-099.

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)

[Res 24-23 - LAP Agmt with FDOT for Barwick Project](#)

[Legal Review FDOT LAP for Barwick Road Improvements](#)

[FDOT Barwick LAP Agreement 1.30.2023](#)

- 6.H.** APPROVAL OF RESOLUTION NO. 25-23 APPROVING THE LOCAL AGENCY PROGRAM AGREEMENT (441533-1-58-01) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION REGARDING RECEIPT OF GRANT FUNDS FOR THE LINDELL BOULEVARD PROJECT FROM WEST OF SR-811/SOUTH DIXIE HIGHWAY TO SW 10TH AVENUE; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND DIRECTING AND AUTHORIZING THE CITY MANAGER TO TAKE ALL NECESSARY ACTIONS TO EFFECTUATE SAME; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

Recommendation: Motion to approve Resolution No. 25-23 and to approve the Local Agency Program agreement (441533-1-58-01) with the Florida Department of Transportation regarding receipt of grant funds for the Lindell Boulevard Project from West of SR-811/South Dixie Highway to SW 10th Avenue in a maximum amount of \$4,616,235 (Federal Funds); P/N 17-074.

Sponsors: Public Works Department

Attachments: [Agenda Cover Report](#)
[Res 25-23 - LAP Agmt with FDOT for Lindell Project](#)
[Legal Review FDOT LAP for Lindell Boulevard Improvements](#)
[FDOT Lindell LAP Agreement 1.30.2023](#)

- 6.I.** MOTION TO APPROVE AN AGREEMENT WITH PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS, THAT WILL ALLOW THE CITY OF DELRAY WATER UTILITY CUSTOMERS TO RECEIVE FINANCIAL ASSISTANCE THROUGH THE LOW INCOME HOUSEHOLD WATER ASSISTANCE PROGRAM (LIHWAP).

Recommendation: Motion to approve an Agreement with Palm Beach County Board of County Commissioners, that will allow the City of Delray Beach water utility customers to receive financial assistance through the Low Income Household Water Assistance Program LIHWAP. The term of the Agreement is for (2) years which can be renewed by both parties upon mutual agreement at least every two (2) years.

Sponsors: Utilities Department

Attachments: [Agenda Cover Report](#)
[City of Delray Beach LIHWAP Vendor Agreements 2022-2024 rev. kwb.pdf](#)
[Simple Legal Review Approval LIHWAP.pdf](#)

6.J. PROCLAMATIONS:

- 6.J.1.** OBSERVANCE OF PRESIDENTS' DAY - FEBRUARY 20, 2023

Recommendation: Motion to proclaim February 20, 2023 as Presidents' Day in the City of Delray Beach.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[President's Day Proclamation - 2023](#)

6.J.2. EATING DISORDERS AWARENESS WEEK - FEBRUARY 20, 2023 - FEBRUARY 26, 2023

Recommendation: Motion to Proclaim February 20, 2023 - February 26, 2023 as Eating Disorders Awareness Week.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Eating Disorder Awareness Week 2023](#)

6.J.3. BLACK HISTORY MONTH PROCLAMATION

Recommendation: Motion to approve the proclamation declaring February as Black History Month.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Black History Month 2023.doc](#)

6.J.4. NOTICE OF ELECTION PROCLAMATION AND PRECINCT LIST

Recommendation: Motion to declare the first nonpartisan election on March 14, 2023.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Notice of Election & Precinct List Proclamation 2023](#)

6.K. REVIEW OF APPEALABLE LAND DEVELOPMENT BOARD ACTIONS:**6.K.1. REPORT OF APPEALABLE DEVELOPMENT APPLICATION ACTIONS FROM JANUARY 3, 2023 THROUGH JANUARY 27, 2023.**

Recommendation: By motion, receive and file this report for actions from January 3, 2023 through January 27, 2023.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Appealable Items: Location Map](#)
[HPB Agenda 01.04.2023](#)
[PZB Agenda 01.23.2023](#)
[SPRAB Agenda 01.25.2023](#)

6.L. AWARD OF BIDS AND CONTRACTS:

- 6.L.1. APPROVAL OF RESOLUTION NO. 26-23 TO AWARD AN AGREEMENT WITH J-MAC CLEANING SERVICES, INC. FOR LANDSCAPE MAINTENANCE FOR LAKE IDA RD. MEDIANS, W. ATLANTIC AVE., AND GEORGE BUSH BLVD. FOR THE PARKS AND RECREATION DEPARTMENT - INITIAL THREE- YEAR TERM COST \$323,880 (\$107,960 PER YEAR)**

Recommendation: Motion to approve Resolution No. 26-23 to award an agreement with J-Mac Cleaning Services, Inc. for Landscape Maintenance for Lake Ida Rd. medians, W. Atlantic Ave., and George Bush Blvd. for the Parks and Recreation Department in the estimated initial three-year term amount of \$323,880 (\$107,960 per year) and authorize the City Manager to exercise renewal options, in the amounts detailed below, contingent upon appropriation of funds.

Sponsors: Parks & Recreation Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist J-Mac for Lake Ida Atlantic and George Bush](#)
[Resolution No. 26-23 JMac Cleaning Lake Ida](#)
[2023-004 Agreement - JMAC Cleaning Service Lake Ida George Bush](#)

- 6.L.2. APPROVAL OF RESOLUTION NO. 32-23 APPROVING AN AGREEMENT WITH PROFESSIONAL SECURITY CONSULTANTS, INC. FOR UNARMED SECURITY GUARD SERVICES**

Recommendation: Motion to approve Resolution No. 32-23 approving an agreement with Professional Security Consultants, Inc. (PSC) for unarmed security guard services for the Parks and Recreation Department in the estimated initial three-year term amount of \$406,606 (\$81,321 per year) and authorize the City Manager to exercise renewal options, contingent upon appropriation of funds.

Sponsors: Parks & Recreation Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist Professional Security Consultants](#)
[Res No. 32-23 Professional Security Consultants Inc](#)
[RFP 2023-002 Unarmed Security Guard Services - Professional Security Consl](#)

6.L.3. APPROVAL OF RESOLUTION NO. 33-23 APPROVING AN AGREEMENT WITH DECO INTERNATIONAL SECURITY CORPORATION FOR UNARMED SECURITY GUARD SERVICES

Recommendation: Motion to approve Resolution No. 33-23 approving an agreement with Deco International Security Corporation (Deco) for unarmed security guard services for the Parks and Recreation Department in the estimated initial three-year term amount of \$409,800 (\$81,960 per year) and authorize the City Manager to exercise renewal options, contingent upon appropriation of funds.

Sponsors: Parks & Recreation Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist DECO International Security Corporation](#)
[Res No. 33-23 DECO International Security Corporation](#)
[RFP 2023-002 Unarmed Security Guard Services - DECO International Security](#)

6.L.4. MOTION TO APPROVE RESOLUTION NO. 14-23, FOR ISSUANCE OF PURCHASE ORDER TO JET-VAC EQUIPMENT COMPANY, LLC., FOR PURCHASE OF HIGH PRESSURE SEWER CLEANER UTILIZING SOURCEWELL CONTRACT NO. 101221-SCA, IN AN AMOUNT NOT TO EXCEED \$238,779.21, FINANCE CAPITAL CITY PROJECT NO. 36012.

Recommendation: Motion to approve Resolution No. 14-23, for issuance of purchase order to Jet-Vac Equipment Company, LLC., for purchase of High Pressure Sewer Cleaner Utilizing Sourcewell Contract No. 101221-SCA.

Sponsors: Utilities Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Q00284 - City of Delray Beach 747-TK ECO \(2022 SW\) _revised.pdf](#)
[Resolution Jet-Vac Equipment Company _rev. 12.22.22.pdf](#)
[Simple Legal Review Approval Resolution 14-23.pdf](#)
[Sourcewell RFP and Addendums-Sewer Vac. 101221.pdf](#)
[Sourcewell RFP#101221_Sewer Equip. Co. Contract 101221.pdf](#)
[Sourcewell Cover Letter Contract-101221-SCA 01312022.pdf](#)

7. REGULAR AGENDA:

- 7.A.** RESOLUTION NO. 34-23: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ABANDONING A UTILITY EASEMENT LOCATED AT 553 HARBOR COURT AND 526 NORTH OCEAN BOULEVARD, TOTALING APPROXIMATELY THREE THOUSAND THREE HUNDRED SEVENTEEN SQUARE FEET (3,317 SQ. FT.), AS MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES. (QUASI JUDICIAL)

Recommendation: Review and consider Resolution No. 34-23, abandoning a utility easement at 553 Harbor Court and 526 North Ocean Boulevard.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[553 Harbor Court - Resolution No. 34-23](#)
[553 Harbor Court - Legal Review of Resolution No. 34-23](#)
[553 Harbor Court - Letter from City Utilities](#)
[553 Harbor Court - City Engineer Recommendation](#)

- 7.B.** RESOLUTION NO. 35-23: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ABANDONING A PORTION OF A UTILITY EASEMENT LOCATED AT 553 HARBOR COURT, TOTALING APPROXIMATELY THREE THOUSAND SIX HUNDRED SEVENTY-SEVEN SQUARE FEET (3,677 SQ. FT.), AS MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES. (QUASI JUDICIAL)

Recommendation: Review and consider Resolution No. 35-23, abandoning a portion of a utility easement at 553 Harbor Court.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[553 Harbor Court - Resolution No. 35-23](#)
[553 Harbor Court - Letter from City Utilities](#)
[553 Harbor Court - City Engineer Recommendation](#)
[553 Harbor Court - Legal Review of Resolution No. 35-23](#)

- 7.C.** RESOLUTION NO. 36-23: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ABANDONING A PORTION OF A SEWER EASEMENT LOCATED AT 553 HARBOR COURT AND 526 NORTH OCEAN BOULEVARD, TOTALING APPROXIMATELY ONE THOUSAND FIVE HUNDRED SQUARE FEET (1,500 SQ. FT.), AS MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES. (QUASI JUDICIAL)

Recommendation: Review and consider Resolution No. 36-23, abandoning a portion of a utility easement at 553 Harbor Court.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[553 Harbor Court - Resolution No. 36-23](#)
[553 Harbor Court - Letter from City Utilities](#)
[553 Harbor Court - City Engineer Recommendation](#)
[553 Harbor Court - Legal Review of Resolution No. 36-23](#)

- 7.D.** RESOLUTION NO. 13-23: RENAMING A PORTION OF LIVE OAK BOULEVARD, A PRIVATE RIGHT OF WAY, BETWEEN SOUTH MILITARY TRAIL AND WHITE CEDAR LANE, TO DELAIRE COUNTRY CLUB BOULEVARD.

Recommendation: Review and consider Resolution No. 13-23, a privately-initiated request to rename a 0.31+/- mile portion of Live Oak Boulevard, a private right-of-way, to Delaire Country Club Boulevard.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Resolution No. 13-23](#)
[Delaire Country Club POA PZB Staff Report](#)
[Delaire Country Club POA Request Letter](#)
[Legal Review](#)

- 7.E.** NOMINATION FOR APPOINTMENT TO THE GENERAL EMPLOYEES' RETIREMENT FUND COMMITTEE

Recommendation: Motion to approve the nomination for an appointment for one (1) regular member to serve on the General Employees' Retirement Fund Committee for an indefinite term.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[General Employees Retirement](#)
[2022 Qtrly GE Attendance](#)
[Dickson](#)
[Dockerty](#)
[Dorow](#)

7.F. CITY ATTORNEY'S MERIT INCREASE

Recommendation: Motion to consider the City Attorney's salary review.

Sponsors: Human Resources Department

Attachments: [Agenda Cover Report](#)
[City Attorney Performance Evaluation 2023](#)

7.G. CONSIDERATION AND APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND THE DELRAY BEACH DOWNTOWN DEVELOPMENT AUTHORITY FOR A LICENSE TO USE THE OLD SCHOOL SQUARE CAMPUS.

Recommendation: The City Commission is asked to review the Interlocal Agreement between the City of Delray Beach and the Delray Beach Downtown Development Authority (DDA) for a License to Use the Old School Square Campus, provide direction to staff on several sections/subsections on which City staff and the DDA have been unable to reach consensus and how it would like to proceed.

Sponsors: City Manager Department

Attachments: [Agenda Cover Report](#)
[DDA Old School Square Agreement version 3 rev. 1.13](#)

8. PUBLIC HEARINGS/SECOND READINGS:

- 8.A.** ORDINANCE NO. 04-23: 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, CHAPTER 1, "GENERAL PROVISIONS," ARTICLE 1.1, "ADOPTION OF CODE," SECTION 1.1.6, "AMENDMENTS," MODIFYING THE PROCEDURE FOR PRIVATELY INITIATED AMENDMENTS TO THE LAND DEVELOPMENT REGULATIONS; AMENDING CHAPTER 2, "ADMINISTRATIVE PROVISIONS," ARTICLE 2.4, "GENERAL PROCEDURES," SECTION 2.4.5, "PROCEDURES FOR OBTAINING DEVELOPMENT APPROVALS," SUBSECTION (M), "AMENDMENT TO THE LAND DEVELOPMENT REGULATIONS," TO REQUIRE SPONSORSHIP BY A SINGLE COMMISSIONER IN ORDER TO APPEAR AT A COMMISSION WORKSHOP MEETING AND TO REQUIRE SUPPORT BY AT LEAST THREE MEMBERS OF THE CITY COMMISSION AT A WORKSHOP MEETING IN ORDER TO SUBMIT A PRIVATELY INITIATED AMENDMENT TO THE LAND DEVELOPMENT; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, AND PROVIDING AN EFFECTIVE DATE. (SECOND READING/PUBLIC HEARING)

Recommendation: Review and consider Ordinance No. 04-23, a City-initiated request to amend Section 1.1.6 and Section 2.4.5(M) of the Land Development Regulations (LDR) to require that at least one Commissioner sponsor the placement of a privately-initiated amendment to the LDR on a Commission Workshop agenda, and at least three members of the City Commission shall support a privately-initiated amendment to the LDR at such Workshop prior to the submittal of an application for the request.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ordinance No. 04-23](#)
[PZB Staff Report](#)
[Legal Review](#)

9. FIRST READINGS:

9.A. None

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

A. City Manager

B. City Attorney

C. City Commission

11. ADJOURNMENT