



# City of Delray Beach

## Regular Commission Meeting

### City Commission

100 NW 1st Avenue -  
Delray Beach, Florida  
33444  
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*Mayor Shelly Petrolia*  
*Vice Mayor Shirley Ervin Johnson*  
*Deputy Vice Mayor Adam Frankel*  
*Commissioner Juli Casale*  
*Commissioner Ryan Boylston*

Tuesday, February 8, 2022

4:00 PM

Delray Beach City Hall or Watch on YouTube:

[https://www.youtube.com/channel/UCc2j0JhnR8Hx0Hj13RhCJag/videos?view=2&live\\_view=501](https://www.youtube.com/channel/UCc2j0JhnR8Hx0Hj13RhCJag/videos?view=2&live_view=501)

### Regular Meeting at 4:00 PM

#### 1. ROLL CALL

The Regular City Commission Meeting was called to order at 4:08 p.m.

The roll call was taken by Katerri Johnson, City Clerk, and the following were present:

**Present:** Mayor Shelly Petrolia, Vice Mayor Shirley Ervin Johnson, Deputy Vice Mayor Adam Frankel, Commissioner Ryan Boylston, Commissioner Julie Casale

Others present were:

Terrence Moore - City Manager  
Lynn Gelin - City Attorney

#### 2. PLEDGE OF ALLEGIANCE TO THE FLAG

#### 3. AGENDA APPROVAL

##### 3.A. Additions, Deletions, Substitutions

Vice Mayor Johnson requested Item No. 6.I.3. be pulled from the Consent Agenda for discussion. Consent Item No. 6.I.3. became Item No.7. A.A. on the Regular Agenda.

**APPROVED**

Commissioner Boylston motioned to approve the agenda as amended. Commissioner Casale seconded the motion. The motion was carried by the following vote:

**YES: 5** Mayor Petrolia, Vice Mayor Johnson, Deputy Vice Mayor Frankel, Commissioner Boylston, Commissioner Casale

**APPROVED**

#### **4. PRESENTATIONS:**

##### **4.A. PRESENTING LAUREN CZENCZ, EXECUTIVE ASSISTANT, WITH EMPLOYEE OF THE YEAR 2021.**

**Sponsors:** Human Resources Department

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

Ms. LeShay King, Human Resources Generalist, presented Ms. Lauren Czencz, Executive Assistant, with Employee of the Year. Mr. John Lege, Finance Director, discussed how helpful and knowledgeable Ms. Czencz is to everyone. Ms. Ilyse Triestman, Assistant Purchasing Director, acknowledged how fortunate the Purchasing Department was to have Ms. Czencz join their team. Ms. King presented Ms. Czencz with a plaque and a certificate for twenty-four hours off from work with pay. Ms. Czencz thanked everyone.

##### **4.B. *PRESENTATION: RECOGNIZING THE DELRAY ROCKS 7U FOOTBALL TEAM AND THE DELRAY ROCKS CHEERLEADERS FOR THEIR OUTSTANDING ACHIEVEMENT***

**Sponsors:** Parks & Recreation Department

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

Mr. Sam Metott, Parks and Recreation Director, introduced Mr. Prentice Mobley, Parks and Recreation Superintendent, who discussed the success of the Delray Rocks Team, and thanked everyone involved.

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

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

None.

##### **5.A.1. Considerations Regarding Federal Legislative Priorities**

Mr. Terrence Moore, City Manager, introduced Mr. Michael Willis, a federal lobbyist representing the Color Nine Group, located at 9510 Saybrook Avenue, Silver Springs, MD.

Mr. Willis advised that he had met with staff and discussed the projects and priorities throughout the city. He reported that local municipalities' current governmental funding opportunities for 2022 emphasized infrastructure.

#### **5.A.2. Current construction projects**

Ms. Missie Barletto, Director of Public Works, provided an update on the Marina Historic District Calming Study that included the Atlantic Crossings proposed settlement agreement. Ms. Barletto advised of the Private Developer Construction Projects throughout the city. There was further discussion concerning road closings extending past fourteen days.

#### **5.B. From the Public**

Patrice Schroeder, residing at 1701 N. Flagler Drive, West Palm Beach, thanked the Commission for supporting 2-1-1 Awareness Week. She mentioned the hardship families face due to the rise in the cost-of-living expenses.

Michael Muha, residing at 622 SE 4<sup>th</sup> Avenue, Delray Beach, discussed his concerns about Code Enforcement Officers not receiving more support from the city to perform their job correctly.

Mr. Moore commented that the matter was being addressed.

Mitch Katz, residing at 1618 W. Classical Blvd., Delray Beach, Chairman of the Education Board, was present to request the Commission re-evaluate the current architectural plans for Delray Full-Service Center and Village Academy Schools to ensure it provided a campus setting, as originally discussed.

Mr. Katz thanked the Commission for adopting Resolution No. 29-22, the International Holocaust Remembrance Alliance.

Rita Brama, residing at 50 East Road, Delray Beach, said she supports hiring a new management company to run Old School Square.

Gayle Clark, residing at 124 NE 7<sup>th</sup> Avenue, Delray Beach, thanked the Commission for their service.

Mayor Petrolia closed public comments.

### ***6.CONSENT AGENDA: City Manager Recommends Approval***

Commissioner Boylston moved to approve the Consent Agenda as amended. Vice Mayor Johnson seconded the motion. The motion was carried by the following vote:

**YES: 5** Mayor Petrolia, Vice Mayor Johnson, Deputy Vice Mayor Frankel, Commissioner Boylston, Commissioner Casale

**APPROVED**

**6.A. CITY COMMISSION MEETING MINUTES**

**Sponsors:** City Clerk Department

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

[November 9, 2021 Special Commission Meeting Minutes - Draft](#)

[November 9, 2021 Workshop City Commission Minutes - DRAFT](#)

**Approved.**

**6.B. RESOLUTION NO. 21-22 AMENDING THE FISCAL YEAR 2021-22 BUDGET  
ADOPTED BY RESOLUTION NO. 141-21 ON SEPTEMBER 23, 2021**

**Sponsors:** Finance Department

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

[Budget Resolution No. 21-22 rev. KWB 1.24.22](#)

[Exhibit A - Budget Amendment Reso. 21-22](#)

[Simple Legal Review Approval Budget Resolution 21-22](#)

**Approved.**

**6.C. INTERLOCAL AGREEMENT WITH THE DELRAY BEACH COMMUNITY  
REDEVELOPMENT AGENCY FOR THE CO-TITLE SPONSORSHIP OF THE 2022  
DELRAY BEACH OPEN**

**Sponsors:** Parks & Recreation Department

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

[Exhibit A CRA Diamond City Partner-2022](#)

[DBO EconomicImpact 2021](#)

[Legal Review ILA with CRA DB Open 2022](#)

[PE - ILA for Sponsorship of City Tennis Tournaments \(1.26.22\)](#)

**Approved.**

**6.D. HOLD HARMLESS FOR US HIGHWAY 1, GULFSTREAM**

**Sponsors:** Utilities Department

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

[Hold Harmless Agreement for State ROW - Bluewater Cove - Executed.pdf](#)

[Legal Review Hold Harmless for Work within State ROW - Bluewater Cove - US 1.docx](#)

**Approved.**

**6.E. RESOLUTION NO. 29-22: A RESOLUTION OF THE CITY COMMISSION OF THE  
CITY OF DELRAY BEACH, FLORIDA, ADOPTING THE INTERNATIONAL  
REEMBRACE ALLIANCE WORKING DEFINITION OF" ANTISEMITISM HATE CRIMES  
AGAINST JEWS AND ANTISEMITISM IN ALL ITS VARIOUS FORMS, INCLUDING,  
BUT NOT LIMITED TO, REFUSING TO TREAT JEWS AS POLITICAL EQUALS,**

PORTRAYING THE JEWISH AS POLITICAL EQUALS, PORTRAYING THE JEWISH STATE (ISRAEL) AS A SYMBOL OF HATE AND EVIL, DEMANDING THAT JEWS AND BECOME STATELESS, TARGETING THE JEWISH STATE THROUGH HUMAN RIGHTS OTHER TASTELESS, TARGETING CAMPAIGNS AND SEEKING TO STRIP AWAY JEWISH RIGHTS TO SELF-DETERMINATION AND ENDING ISRAEL'S EXISTENCE; FURTHER DENOUNCING THE BOYCOTT DIVESTMENT AND SANCTIONS MOVEMENT (BOS) AS AN ANTISEMITIC ATTEMPT TO DELEGITIMIZE ISRAEL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Sponsors:** City Attorney Department

**Attachments:** [Agenda Cover Report](#)  
[Res. No. 29-22 Denouncing Antisemitism](#)

Approved.

**6.F. CONSIDER APPROVAL OF A LICENSE AGREEMENT BETWEEN PALM BEACH COUNTY AND THE CITY OF DELRAY BEACH TO ALLOW THE CITY TO UTILIZE COUNTY OWNED PARKING FACILITIES AT THE SOUTH COUNTY COURTHOUSE DURING SPECIAL EVENTS.**

**Sponsors:** Public Works Department

**Attachments:** [Agenda Cover Report](#)  
[License Agreement with PBC re Courthouse Parking Garage for use during Delray Beach events unsigned NYE](#)  
[Legal Review Checklist License Agreement to use PBC Courthouse Garage](#)

Approved.

**6.G. PROCLAMATIONS:**

**6.G.1. 211 AWARENESS MONTH**

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[2-1-1 Awareness Month 2022 - DelrayBeach](#)

Approved.

**6.G.2. OBSERVANCE OF PRESIDENTS' DAY - FEBRUARY 21, 2022**

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[President's Day Proclamation - 2022](#)

Approved.

**6.G.3. EATING DISORDERS AWARENESS WEEK - FEBRUARY 21, 2022 - FEBRUARY 27, 2022**

**Sponsors:** City Clerk Department

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

Approved.

## **6.H. REVIEW OF APPEALABLE LAND DEVELOPMENT BOARD ACTIONS:**

**6.H.1.** None

## **6.I. AWARD OF BIDS AND CONTRACTS:**

**6.I.1.** APPROVAL OF RESOLUTION NO. 17-22 TO APPROVE AN AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES, INC. FOR DESIGN SERVICES FOR LINDELL BOULEVARD AND RESOLUTION NO. 18-22 TO APPROVE AN AGREEMENT WITH MCMAHON ASSOCIATES, INC. FOR DESIGN SERVICES FOR BARWICK ROAD PURSUANT TO RFQ NO. 2021-028 (PROJECT NOS. 17-074 AND 17-099) - \$715,769 (LINDELL BLVD.) AND \$617,224 (BARWICK RD.)

**Sponsors:**     Public Works Department and Purchasing Department

**Attachments:**     [Agenda Cover Report](#)  
[Signed - Agreement - Lindell Blvd. - KH](#)  
[Lindell Exhibit A \(2022-01-13\)](#)  
[Agreement - Design Services -Barwick- McMahonExecuted withExhibits](#)  
[Resolution No 17-22 Design Services - Lindell Blvd. rev. KWB 1.18.22](#)  
[Resolution No 18-22 Design Services - Barwick Rd - MA](#)  
[Legal Review Checklist Kimley-Horn Lindell Boulevard](#)  
[Legal Review Checklist McMahon Associates for Barwick Road](#)  
[Kimley Horn Pages from Tabulation Packet for RFQ NO. 2021-028](#)  
[McMahon Pages from Tabulation Packet for RFQ NO. 2021-028-2](#)  
[2021-028 Technical Scoring Summary Sheet - Design Services for Lindell & Barwick final](#)

Approved.

**6.I.2.** RESOLUTION NO. 23-22 APPROVING THE ISSUANCE OF A PURCHASE ORDER TO CLUB CAR LLC, FOR THE PURCHASE OF NEW GOLF VEHICLES FOR THE DELRAY BEACH MUNICIPAL GOLF COURSE AND LAKEVIEW GOLF COURSE UTILIZING THE PRICING FROM THE CITY OF KANSAS CITY, MISSOURI CONTRACT No. EV267-01; AUTHORIZING THE TRADE-IN OF ONE HUNDRED AND 2015/2016 CLUB CAR VEHICLES TO CLUB CAR, LLC PURSUANT TO SEC. 36.03 OF THE CITY OF DELRAY BEACH CODE OF ORDINANCES; AND AUTHORIZING THE CITY MANAGER TO EXECUTE A MASTER EQUIPMENT LEASE PURCHASE AGREEMENT WITH WELLS FARGO FINANCIAL LEASING, INC. FOR FINANCING OF THE GOLF VEHICLES IN THE AMOUNT OF \$334,294.00 WITH AN INTEREST RATE PF 3.938% AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL AMENDMENTS AND/OR RENEWALS THERE TO; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Sponsors:** Parks & Recreation Department and Purchasing Department

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

[Res 23-22 CLUB CAR PURCHASE AND FINANCE WITH WELLS FARGO rev. KWB 1.20.22](#)

[Legal Review Checklist KWB 1.20.22](#)

[603-0257329-000 City of Delray Beach Master Lease](#)

[City of Delray Beach Lakeview GC Wells Fargo Quote 1.21.2022](#)

[City of Delray Beach DBGC Wells Fargo Quote 1.21.2022](#)

**Approved.**

Vice Mayor Johnson requested to pull Item No. 6.I.3. (Resolution No. 27-22) from the Consent Agenda for discussion.

**6.I.3. APPROVAL OF RESOLUTION NO. 27-22 FOR THE PURCHASE OF A JOHN DEERE 310SL BACKHOE LOADER FROM DOBBS EQUIPMENT UTILIZING THE FLORIDA SHERIFF'S ASSOCIATION CONTRACT NO. FSA20-EQU18.0 - \$98,600**

**Sponsors:** Public Works Department and Purchasing Department

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

[Backhoe List Price](#)

[Backhoe Quote 1-18-22](#)

[FSA20-EQU18.0 Specifications](#)

[FSA20-EQU18.0 Terms and Conditions](#)

[Resolution No. 27-22](#)

[Simple Legal Review Approval for Backhoe](#)

Vice Mayor Johnson expressed her concern over the frequent expenditures of heavy equipment and vehicles.

Mr. Moore reported that he would be providing the Commission with an inventory of city-owned vehicles and equipment at the March 4, 2022 Commission Meeting.

Commissioner Casale motioned to approve Resolution No. 27-22. Commissioner Boylston seconded the motion. The motion was carried by the following vote:

**YES: 5** Mayor Petrolia, Vice Mayor Johnson, Deputy Vice Mayor Frankel, Commissioner Boylston, Commissioner Casale

**APPROVED**

**6.I.4. APPROVAL OF RESOLUTION NO. 30-22 AUTHORIZING THE ISSUANCE OF A PURCHASE ORDER TO VETERANS SECURITY CORPS OF AMERICA, INC. FOR SECURITY GUARD SERVICES UTILIZING PRICING FROM THE STATE OF FLORIDA CONTRACT NO. 92121500-20-1 FOR THE ATP CHAMPIONS CONTRACT NO. 92121500-20-1 FOR THE ATP CHAMPIONS TOUR/DELRAY BEACH**

OPEN IN THE TOTAL ESTIMATED AMOUNT OF \$77,635

**Sponsors:** Parks & Recreation Department and Purchasing Department

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

[Resolution No. 30-22](#)

[Exhibit A - Veterans Security Quote 02.03.22](#)

[Simple Legal Review Approval Res. 30-22](#)

[Veterans Security Contract - State of Florida 92121500-20-1](#)

[Match Point Agreement](#)

**APPROVED**

## **7.REGULAR AGENDA:**

**7.A. RESOLUTION NO. 03-22: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING A CONDITIONAL USE TO ALLOW OUTDOOR DINING AT NIGHT ASSOCIATED WITH RESTAURANTS LOCATED WITHIN BUILDINGS 1 AND 2 OF THE PROJECT KNOWN AS SUNDY VILLAGE, AS MORE PARTICULARLY DESCRIBED HEREIN, PURSUANT TO LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES AND THE COMPREHENSIVE PLAN OF THE CITY OF DELRAY BEACH; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (QUASI JUDICIAL).**

**Sponsors:** Development Services Department

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

[Res. No. 03-22- Outdoor Dining Conditional Use Sundy Village](#)

[Res. No. 03-22 Exhibit A Outdoor Dining Sundy Village](#)

[Sundy Village Conditional Use PZB Staff Report](#)

[Sundy Village Conditional Use HPB Staff Report](#)

[Sundy Village- Outdoor Dining Justification Statement](#)

[Site Plans-Sundy Village-2022-01-05](#)

[Simple Legal Review Approval outdoor dining sundy village](#)

Mayor Petrolia read the Quasi-Judicial rules into the record.

Ms. Johnson swore in those individuals who wished to provide testimony on Resolution No. 03-22 and Resolution No. 04-22.

Mayor Petrolia asked if any of her colleagues had any ex-parte communication to disclose.

The following was disclosed:

Mayor Petrolia - watched the Planning and Zoning Meeting  
Vice Mayor Johnson - spoke with the applicant and the representatives  
Deputy Vice Mayor Frankel - spoke with Ms. Bonnie Miskel  
Commissioner Boylston - spoke with the applicant and the representatives



Commissioner Casale - spoke with the applicant a long time ago, but not related to this item.

Ms. Anthea Gianniotis, Development Services Director, read File No. 2021-184 and File No. 2020-010 into the record. She reported that the applicant was present to provide an overview.

Mr. Todd Benson, the Principal Developer with Pebb Capital, located at 7900 Glades Road, Boca Raton, shared that his firm had been working with staff to resolve the structural issues related to the project.

Mr. Michael Covelli, with Covelli Design Associates, located at 1209 South Swinton Avenue, Delray Beach, gave a presentation highlighting the project in its entirety. He shared his firm's proposed modification to the project.

Ms. Gelin, City Attorney, reminded Mr. Covelli that he should stick to the two relevant considerations for that day's agenda.

Deputy Vice Mayor Frankel motioned to approve Resolution No. 03-22. Commissioner Casale second the motion. The motion was carried by the following vote:

**YES: 5** Mayor Petrolia, Vice Mayor Johnson, Deputy Vice Mayor Frankel, Commissioner Boylston, Commissioner Casale

**APPROVED**

**7.B. RESOLUTION NO. 04-22: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, GRANTING A WAIVER REQUEST TO SECTION 4.4.13(C)(3)(a)(2)(a) OF THE LAND DEVELOPMENT REGULATIONS; APPROVING A PORCH AS A FRONTAGE TYPE ALONG WEST ATLANTIC AVENUE BETWEEN SOUTH SWINTON AVENUE AND SOUTHWEST 1<sup>ST</sup> AVENUE FOR THE PROJECT KNOWN AS THE SUNDY VILLAGE, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES (QUASI-JUDICIAL).**

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Res. No. 04-22 Porch Waiver Sundy Village](#)  
[Porch Waiver-Sundy Village Justification Statement](#)  
[Porch Waiver-Sundy Village Perspective Drawings](#)  
[Site Plans-Sundy Village-2022-01-05](#)  
[Simple Legal Review Approval Reso 04-22 sundy village waiver](#)

Mr. Covelli stated that the proposed porch waiver design meets the Conditional Use Standards of the Land Development Regulations.

Ms. Gianniotis summarized that the staff report provided a complete analysis of the required findings. She clarified that the basis of the decision's approval is whether nightly dining would negatively affect the surrounding properties.

Mayor Petrolia expressed her concern that allowing this project to utilize civic space would set a future precedent.

Deputy Vice Mayor Frankel motioned to approve Resolution No. 04-22. Commissioner Casale seconded the motion. The motion was carried by the following vote:

**YES: 5** Mayor Petrolia, Vice Mayor Johnson, Deputy Vice Mayor Frankel, Commissioner Boylston, Commissioner Casale

**APPROVED**

**7.C. RESOLUTION NO. 25-22: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ESTABLISHING A SEQUENCE OF DEVELOPMENT PROCEDURES BASED ON THE CONDITIONS OF APPROVAL FOR THE PROJECT FORMERLY KNOWN AS SWINTON COMMONS/MIDTOWN DELRAY NOW KNOWN AS SUNDY VILLAGE, AS MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING A CONFLICTS CLAUSE AND AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

**Sponsors:** Development Services Department

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

[Res. No. 25-22-Sundy Village Sequencing](#)

[Exhibit A-Structure Key Map](#)

[Exhibit B- Block 69 on Survey](#)

[Exhibit C-Sheets from Midtown Certified Plan Set](#)

[Exhibit D- Aerial View of Block 69](#)

[2018-05-13-CC Approval Letter of 03062018](#)

[Simple Legal Review Approval 25-22 Sundy Village Sequencing](#)

Mr. Covelli gave a slide presentation of the proposed alley extension, which would complete the obligation of Resolution No. 25-22.

Ms. Gianniotis outlined the development procedures the applicant must complete before moving forward.

Commissioner Casale motioned to approve Resolution No. 25-22, as administratively amended, by the city staff. Deputy Vice Mayor Frankel seconded the motion. The motion was carried by the following vote:

**YES: 5** Mayor Petrolia, Vice Mayor Johnson, Deputy Vice Mayor Frankel, Commissioner Boylston, Commissioner Casale

**APPROVED**

**7.D. DEVELOPMENT REVIEW PROCESS**

**Sponsors:** Development Services Department

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

Ms. Gianniotis reported that staff had begun implementing "ProjectDox," an electronic plan review program for permitting. She asked the Commission to provide guidance to simplify the options for classifying a permit request.

Mayor Petrolia suggested scheduling a workshop meeting to narrow down the permit classifications.

Further discussion ensued.

There was consensus to schedule a workshop with board members who served on more than one board to help decide permit classifications.

**7.E. RATIFICATION OF EMERGENCY REGULATIONS RELATED TO COVID-19 ACTIVATED UNDER CHAPTER 95 OF THE DELRAY BEACH CODE OF ORDINANCES.**

**Sponsors:** City Attorney Department

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

[98th extension of state of emergency 1-26-2022 - signed](#)

[99th extension of state of emergency 2-2-2022 - signed](#)

Commissioner Casale motioned to approve the Ratification of the 98<sup>th</sup> and 99<sup>th</sup> Extensions of the State of Emergency for COVID-19. Vice Mayor Johnson seconded the motion. The motion was carried by the following vote:

**YES: 5** Mayor Petrolia, Vice Mayor Johnson, Deputy Vice Mayor Frankel, Commissioner Boylston, Commissioner Casale

**APPROVED**

**8. PUBLIC HEARINGS/SECOND READINGS:**

8.A. None

**9. FIRST READINGS:**

**9.A. ORDINANCE NO. 01-22: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, REZONING APPROXIMATELY 1.78± ACRES OF LAND LOCATED SOUTH OF WEST ATLANTIC AVENUE AND WEST OF SOUTH MILITARY TRAIL FROM PLANNED OFFICE CENTER (POC) DISTRICT TO GENERAL COMMERCIAL (GC) DISTRICT, FOR THE PROPERTY LOCATED AT 5200 WEST ATLANTIC AVENUE AS MORE PARTICULARLY DESCRIBED HEREIN; AMENDING CITY OF DELRAY BEACH ZONING MAP, JULY 6, 2021"; PROVIDING A CONFLICTS CLAUSE, AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE**

DATE AND FOR DATE; AND FOR OTHER PURPOSES (FIRST READING).

**Sponsors:** Development Services Department

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

[5200 West Atlantic Ave - Ordinance No. 01-22](#)

[5200 West Atlantic Ave - PZB Staff Report](#)

[5200 West Atlantic Ave - Applicant Justification Statement](#)

[5200 West Atlantic Ave - Traffic Study](#)

[5200 West Atlantic Ave - Existing and Proposed Zoning](#)

[5200 West Atlantic Ave - Legal Review](#)

Ms. Gelin read Ordinance No. 01-22 into the record.

Commissioner Boylston motioned to approve Ordinance No. 01-22. Commissioner Casale seconded the motion. The motion was carried by the following vote:

**YES: 5** Mayor Petrolia, Vice Mayor Johnson, Deputy Vice Mayor Frankel, Commissioner Boylston, Commissioner Casale

**APPROVED**

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

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

- Nothing to report.

### ***B.City Attorney***

- Nothing to report.

### ***C.City Commission***

Vice Mayor Johnson:

- Nothing to report.

Commissioner Boylston:

- Would like to have an update from staff on the three blocks of Atlantic that is west of Swinton.

Mayor Petrolia suggested Ms. Barletto provide an update at the next meeting.

Mayor Petrolia:

- Requested to reschedule the Organizational Meeting for Tuesday March 29, 2022, at 4:00 p.m.

Mr. Moore noted there is an Education Board Meeting with the Palm Beach County School District scheduled on Monday, March 7, 2022.

Ms. Gelin requested to reschedule the Organizational Meeting for April 5, 2022, in order to comply with the Charter.

**11. ADJOURNMENT**

There being no further business to discuss, Mayor Petrolia adjourned the Regular City Commission Meeting at 7:10 p.m.