

# **City of Delray Beach**

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## **Minutes - Draft**

**Tuesday, September 20, 2016**

**6:00 PM**

**Regular Meeting at 6:00 PM**

**Delray Beach City Hall**

**City Commission**

## 1. ROLL CALL

The Regular Meeting of the City Commission of the City of Delray Beach, Florida was called to order by Mayor Cary Glickstein in the Commission Chambers at City Hall at 6:30 p.m. on Tuesday, September 20, 2016.

Roll call showed  
Commissioner Shelly Petrolia  
Vice Mayor Alson Jacquet  
Deputy Vice Mayor Jordana Jarjura  
Commissioner Mitchell Katz  
Mayor Cary D. Glickstein

Absent:  
None

Also present were:  
Donald Cooper, City Manager  
Janice Rustin, Interim City Attorney  
Chevelle D. Nubin, City Clerk

## 2. PLEDGE OF ALLEGIANCE TO THE FLAG

## 3. PRESENTATIONS:

### 3.A. [16-885](#) SPOTLIGHT ON EDUCATION - PINE GROVE ELEMENTARY SCHOOL

**Sponsors:** Community Improvement

Mrs. Janet Meeks, Assistant Community Improvement Director, introduced Joe Peccia, Principal of Pine Grove Elementary School. He gave an overview regarding the school and recognized two teachers from the school. Alcee Certain (sp?) serves as a coach at Pine Grove Elementary School and has been with the school for fifteen (15) years. He discussed safety patrol sponsorship.

Vice Mayor Jacquet gave comments regarding the safety patrol trip and stated it truly is a community effort.

Mayor Glickstein also provided comments and discussed School Advisory Council (SAC) meetings at Pine Grove Elementary School.

### 3.B. [16-945](#) RECOGNIZE AND COMMEND RESIDENT DEON BASS, AND CITY EMPLOYEE JESSIE MELENDEZ FOR THE RESCUE OF A CITY OF DELRAY BEACH EMPLOYEE

**Recommendation:** Recognize and commend resident Deon Bass, and City of Delray Beach Employee Jessie Melendez for the rescue of City of Delray Beach

Employee, James A. Fair

**Sponsors:** Human Resources Department

Ms. Tennille Decoste, Human Resources Director, presented this item and recognized city employee Mr. Jesse Melendez and city resident Mr. Deon Bass. Ms. Suzanne Fisher, Parks & Recreation Director, gave comments as well. Mr. James Fair, city employee, gave comments regarding the incident and his recovery.

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

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

The City Manager stated that he had no comments.

##### **4.B. From the Public**

#### **Public Comments:**

1. Mrs. Alice Finst spoke regarding Mr. Jack Warner, Chief Financial Officer, retiring from the city.

2. Ms. Pauline Moody spoke regarding the Delray Beach Police Department and a City of Delray Beach employee.

3. Mr. Gary L. Fishman read a statement into record regarding 4.8 acres of land on Lake Ida.

4. Ms. Christine Ligotti spoke regarding her home on Lone Pine Road and transient borders.

5. Mr. Geoffrey Gilbert, a property owner on Lone Pine Road, asked the City Commission to stand behind the residents and stated they are not looking to discriminate. He discussed protection of communities. He asked that the City Commission thoroughly review requests for reasonable accommodations.

6. Mr. John Vanderlyn read a statement into record regarding sober homes and heroin overdoses.

7. Ms. Cecelia Boone stated she understands the issue with sober homes and discussed regulations of group homes. She stated there must be something that Delray Beach can do here and it must be monitored.

Mayor Glickstein gave comments regarding regulations and referenced the State Legislature and overdoses.

10. Ms. Cynthia Federspiel stated she has been a resident on Lone Pine Road for 39 years and read a statement into record.

11. Dr. Carl Carter stated he lives on Lone Pine Road and requested help from the City Commission regarding the preservation of their neighborhood.

12. Dr. Victor Kirson stated carrying an illegal drug is a crime and discussed the judicial process.

13. Ms. Nancy Vanderlyn stated she has watched Delray Beach for years. She stated she has lived on Lone Pine Road for years and feels it is a different destination now.

Commissioner Katz stated a special task force was funded in the state house this year and provided the number to hotline: (844) 324-5463.

14. Mr. Will Ferrigno, President of Assurance Power Systems, LLC. stated he is a local company and spoke regarding Item 7.C.8. and referenced the bid specifications.

15. Mr. Jim Knight thanked the City Commission and staff for working on moving a building.

There being no further requests, Mayor Glickstein closed public comments.

## **5. AGENDA APPROVAL**

Commissioner Petrolia requested that Item 6.L., Award of a Three Year Agreement to Thompson Consulting Services, LLC for Emergency Debris Removal Monitoring Services, be moved to the Regular Agenda as Item 7.A.A. Commissioner Katz requested that Item 8.E., Ordinance No. 17-16 Amending the City's Police and Firefighters Retirement Pension System be moved to Item 8.A.

Vice Mayor Jacquet stepped away from the dais.

Commissioner Katz made a motion to approve as amended; seconded by Commissioner Petrolia. Upon roll call the Commission voted as follows: Commissioner Katz - Yes; Mayor Glickstein - Yes; Commissioner Petrolia - Yes; Deputy Vice Mayor Jarjura. Said motion passed 4-0.

**approved as amended**

**Yes:** 4 - Mayor Glickstein, Petrolia, Jarjura, and Katz

**Absent:** 1 - Vice-Mayor Jacquet

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

**approved as amended**

**Yes:** 4 - Mayor Glickstein, Petrolia, Jarjura, and Katz

**Absent:** 1 - Vice-Mayor Jacquet

### **6.A. [16-957](#) APPROVAL OF MINUTES**

**Recommendation:** Motion to approve various sets of minutes as listed below:

August 16, 2016 Regular Meeting  
August 23, 2016 Joint Session Workshop Meeting  
August 23, 2016 Regular Meeting  
September 13, 2016 Workshop Meeting

**Sponsors:** City Clerk Department

**Attachments:** [08162016 Regular Meeting Minutes](#)  
[08232016 Joint Session Meeting Minutes](#)  
[08232016 Regular Meeting Minutes](#)  
[09132016 Workshop Meeting Minutes](#)

### **6.B. [16-944](#) RATIFICATION OF SOUTH CENTRAL REGIONAL WASTEWATER TREATMENT AND DISPOSAL BOARD (SCRWTDB) ACTIONS**

**Recommendation:** Motion to Approve ratification of actions approved by the South Central Regional Wastewater Treatment and Disposal Board (SCRWTDB) at their Quarterly Meeting of April 28, 2016.

**Sponsors:** City Clerk Department

**Attachments:** [SCRWTDB Action #1](#)  
[SCRWTDB Action #2](#)  
[SCRWTDB Action #3](#)  
[SCRWTDB Action #4](#)  
[SCRWTDB Action #5](#)

### **6.C. [16-829](#) RESOLUTION NO. 38-16, HISTORIC PROPERTY TAX EXEMPTION REQUEST FOR 222 S.E. 7th AVENUE**

**Recommendation:** Motion to Adopt Resolution No. 38-16; approving a Historic Property tax exemption request for improvements to the contributing structure and property located at 222 S.E. 7th Avenue, based upon positive findings with

respect to LDR Section 4.5.1(J).

**Sponsors:** Planning & Zoning Department

**Attachments:** [Resolution No. 38-16](#)  
[HPB Staff Report](#)

**6.D.     [16-830](#)**       RESOLUTION NO. 39-16, HISTORIC PROPERTY TAX EXEMPTION  
REQUEST FOR 1029 NASSAU STREET

**Recommendation:** Motion to Adopt Resolution No. 39-16; approving a historic property tax exemption request for improvements to the contributing structure and property located at 1029 Nassau Street, based upon positive findings with respect to LDR Section 4.5.1(J).

**Sponsors:** Planning & Zoning Department

**Attachments:** [Resolution No. 39-16](#)  
[HPB Staff Report with Attachments](#)

**6.E.     [16-831](#)**       RESOLUTION NO. 40-16, HISTORIC PROPERTY TAX EXEMPTION  
REQUEST FOR 233 VENETIAN DRIVE

**Recommendation:** Motion to Adopt Resolution No. 40-16; approving the tax exemption request for improvements to the contributing structure and property located at 233 Venetian Drive, based upon positive findings with respect to LDR Section 4.5.1(J).

**Sponsors:** Planning & Zoning Department

**Attachments:** [Resolution No. 40-16](#)  
[HPB Staff Report and Backup](#)

**6.F.     [16-844](#)**       SERVICE AUTHORIZATION NO. 12-23 TO KIMLEY-HORN AND  
ASSOCIATES, INC. IN THE AMOUNT OF \$9,000.00 FOR ADDITIONAL  
ENGINEERING SERVICES RELATED TO A TRAFFIC WARRANT  
STUDY FOR A NO U-TURN SIGN AT THE INTERSECTION OF US  
HIGHWAY 1 AND TROPIC ISLES BOULEVARD

**Recommendation:** Motion to approve Service Authorization No.12-23 in the amount of \$9,000.00 for additional engineering services related to traffic warrant study for a No U-turn sign at the intersection of US Highway 1 (US-1) and Tropic Isles Boulevard.

**Sponsors:** Environmental Services Department

**Attachments:** [Service Authorization No. 12-23](#)  
[No U-Turn Sign Site Plan - Delray Place](#)  
[No U Turn Street View](#)  
[No U-Turn City/FDOT Communications](#)  
[No U-turn Sign Photo](#)  
[Delray Place Engineer Letter to City 06192014](#)

- 6.G.**     [16-911](#)     APPROVE SPENDING LIMIT INCREASE FOR FY 2016 AND RENEWAL OF THE AGREEMENT WITH BATALLAN ENTERPRISES, INC. DBA PROPERTY WORKS, INC. IN AN AMOUNT OF \$65,600 FOR STORMWATER RETENTION AREAS AND LANDSCAPING MAINTENANCE

**Recommendation:** Motion to Approve a spending limit increase for FY2016 in the amount of \$4,625.00 for an additional location and Motion to Approve the renewal of the agreement with Batallan Enterprises, Inc. dba Property Works Inc. in the amount of \$65,600.00 for stormwater retention areas and landscape maintenance.

**Sponsors:** Purchasing Department

**Attachments:** [Batallan Enterprises DBA Property Works](#)  
[Renewal Letter](#)

- 6.H.**     [16-917](#)     RESOLUTION NO. 48-16 PUBLIC UTILITY EASEMENT ABANDONMENT - 6595 MORIKAMI PARK ROAD

**Sponsors:** Planning and Zoning Board

**Attachments:** [Resolution No. 48-16](#)  
[Sketch and Legal Description](#)  
[Easement Deed](#)  
[Boundary Survey](#)  
[Location Map](#)

- 6.I.**     [16-915](#)     RESOLUTION NO. 49-16 FOR ABANDONMENT OF A 12-FOOT WIDE WATER EASEMENT FOR THE WAL-MART STORE LOCATED AT 16205 MILITARY TRAIL

**Recommendation:** Motion to Adopt Resolution No. 49-16; to abandon a 12-foot wide water easement dedicated via the ORB 23124, Page 741, of the Public Records of Palm Beach County, Florida, located at 16205 Military Trail (Wal-Mart), finding that the request and approval thereof is consistent with the Comprehensive Plan and meets criteria set forth in LDR Section 2.4.6(N)(5), Abandonment of Public Easements.

**Sponsors:** Planning & Zoning Department

**Attachments:** [Resolution No. 49-16](#)  
[Walmart Water Easement Sketch and Legal Description](#)  
[Walmart Liquor Box Location](#)  
[Aerial Photo](#)

**6.J.     [16-893](#)**     PALM BEACH COUNTY'S MOBILE DAMAGE ASSESSMENT PROGRAM

**Recommendation:** Motion to approve a hold harmless agreement with the Palm Beach County regarding the City's use of Palm Beach County's Mobile Damage Assessment Program.

**Sponsors:** Environmental Services Department

**Attachments:** [Damage Assessment Liability Waiver](#)

**6.K.     [16-941](#)**     AGREEMENT WITH THE UNITED STATES DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT ADMINISTRATION (DEA) FOR ILLEGAL NARCOTICS AND DANGEROUS DRUGS

**Recommendation:** Motion to amend the current State and Local Task Force Agreement between DEA and the City of Delray Beach termination date to September 30, 2016. Motion to approve renewal of State and Local Task Force Agreement between the DEA and the Delray Beach Police Department.

**Sponsors:** Police Department

**Attachments:** [Program-Funded State and Local Task Force Agreement](#)  
[Certification](#)  
[Modification of State and Local Task Force Agt - Dated 9-30-15](#)

**6.M.     [16-903](#)**     AWARD OF A THREE YEAR AGREEMENT TO CRAIG B. KUSHNIR D.O., LLC IN AN ANNUAL AMOUNT NOT TO EXCEED \$25,300.00 FOR MEDICAL DIRECTOR SERVICES

**Recommendation:** Motion to award a three year Agreement to Craig B. Kushnir D.O., LLC in an annual not-to-exceed amount of \$25,300.00 for Medical Director Services

**Sponsors:** Purchasing Department

**Attachments:** [2016-078L Agreement \(r3\)](#)  
[2016-078L Medical Director Complete RFP](#)  
[2016-078L Addendum 3](#)  
[2016-078L Addendum 2](#)  
[2016-078L Addendum 1](#)  
[CRAIG B. KUSHNIR D.O., LLC](#)



- 6.N.**     [16-856](#)     HOUSING REHABILITATION GRANT AWARD FOR 4663 NW 6th COURT IN THE AMOUNT OF \$37,399.10

**Recommendation:** Motion to approve a housing rehabilitation grant in the amount of \$ 37,399.10 to Leonard Graham, Inc. funded under the State Housing Initiatives Partnership (SHIP) Program for the property located at 4663 NW 6th Court, Delray Beach, FL. This acquisition is in compliance with the Code of Ordinances Chapter 36, Section 36.03(B) Multiple Acquisitions From Vendor Exceeding Twenty-Five Thousand Dollars (\$25,000.00) in Any Fiscal Year.

**Sponsors:** Community Improvement and Mesidort

**Attachments:**   [BID 2016-117](#)  
                          [2016-117 Bid Tabulation Sheet](#)  
                          [Bid Information Sheet - Mayes](#)  
                          [Contract -Mayes](#)  
                          [SHIP Lien Agreement](#)  
                          [Memorandum of Understanding](#)  
                          [Notice to Proceed](#)

- 6.O.**     [16-881](#)     PRIOR APPROVAL OF FISCAL YEAR 2016 SPENDING GREATER THAN \$25,000 WITH CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC

**Recommendation:** Motion to approve multiple acquisitions of construction materials such as concrete and aggregates, from Cemex Construction Materials Florida, LLC, in a total not-to-exceed amount of \$50,000 for Fiscal Year 2016.

**Sponsors:** Purchasing Department

- 6.P.**     [16-918](#)     PURCHASE AWARD TO SRT SUPPLY, INC. FOR THE PURCHASE OF RIFLE RATED CARRIERS WITH PLATES AND MEDICAL KIT

**Recommendation:** Motion to award a purchase order to SRT Supply, Inc. for the rifle rated carriers with plates and medical kits in the amount of \$48,606.40.

**Sponsors:** Purchasing Department

**Attachments:**   [BID 2016-134 Tabulation Sheet](#)

- 6.Q.**     [16-920](#)     PURCHASE AWARD TO BENNETT FIRE PRODUCTS COMPANY, INC. IN AN AMOUNT NOT-TO-EXCEED \$24,000.00

**Recommendation:** Motion to approve a purchase award to Bennett Fire Products Company, Inc. in an amount not-to-exceed \$24,000.00 for Fire Department turnout gear.

**Sponsors:** Purchasing Department

**Attachments:** [Turnout Gear Quotes](#)

- 6.R.**     [16-922](#)     MUTUAL AID AGREEMENT BETWEEN THE CITY OF DELRAY BEACH FIRE RESCUE AND THE CITIES OF BOYNTON BEACH FIRE RESCUE AND BOCA RATON FIRE RESCUE

**Recommendation:** Motion to approve the mutual aid agreement between the City of Delray Beach Fire Rescue and the City of Boynton Beach Fire Rescue and between the City of Delray Beach Fire Rescue and the City of Boca Raton Fire Rescue.

**Sponsors:** Purchasing Department

**Attachments:** [DBFR and Boca Raton Fire Rescue Mutual Aid Agreement](#)  
[DBFR and Boynton Beach Fire Rescue Mutual Aid Agreement](#)

- 6.S.**     [16-858](#)     RENEWAL OF AN AGREEMENT WITH CORPORATE COACHES, INC. FOR BUS RENTAL AND DRIVER SERVICE IN THE AMOUNT OF \$46,000

**Recommendation:** Motion to Approve a one year renewal of the Agreement with Corporate Coaches, Inc. in the amount of \$46,000 for bus rental and driver service for the Parks and Recreation Department

**Sponsors:** Purchasing Department

**Attachments:** [Renewal Request](#)  
[Contract Award](#)  
[Bid Award](#)

## **6.T. PROCLAMATIONS:**

6.T.1. None

- 6.U.**     [16-912](#)     REVIEW OF APPEALABLE LAND USE ITEMS AUGUST 22, 2016 THROUGH SEPTEMBER 2, 2016

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

**Sponsors:** Planning and Zoning Board

**Attachments:** [Boy Holding Seed](#)  
[Location Map](#)

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

- 6.V.1.**   [16-862](#)     AWARD OF A PURCHASE ORDER TO MUNICIPAL EMERGENCY

## SERVICES INC FOR 65 ACTIVE SHOOTER KITS

**Recommendation:** Motion to approve a purchase order to Municipal Emergency Services Inc. for 65 Active Shooter Kits in a not-to exceed amount of \$79,000.

**Sponsors:** Purchasing Department

**Attachments:** [Contract Pricing per State Contract](#)  
[Quote for 65 Active Shooter Kits](#)  
[Delray QT1040077 Point Blank X 65 Kits](#)  
[State Contract 680-850-11-b2](#)

**6.V.2.    [16-896](#)**      PURCHASE AWARD TO HUB CITY FORD-MERCURY, INC. TO REPLACE A 2004 FORD VAN WITH A 2017 FORD TRANSIT 350 PASSENGER VAN

**Recommendation:** Motion to approve a purchase award to Hub City Ford-Mercury, Inc. for a 2017 Ford Transit 350 Passenger Van utilizing Florida Sheriffs Association Contract No. 15-23-0904 in an amount not-to-exceed \$43,000.

**Sponsors:** Purchasing Department

**Attachments:** [Hub City Ford Best Price Letter](#)  
[Transit Quote-Hub City 8-15-16](#)  
[Contract 15-23-0904](#)

**6.V.3.    [16-897](#)**      PURCHASE AWARD TO BRASCO INTERNATIONAL FOR REPLACEMENT PARTS FOR THE BUS SHELTER LOCATED AT 800 WEST ATLANTIC AVENUE AND 2300 WEST ATLANTIC AVENUE IN THE AMOUNT OF \$21,200

**Recommendation:** Motion to approve an award to Brasco International for the purchase of parts to repair damaged bus shelters located at 800 West Atlantic Avenue and 2300 West Atlantic Avenue for a not-to-exceed cost of \$21,200.

**Sponsors:** Purchasing Department

**Attachments:** [Acquisition Approval Bus Shelter for 800 W Atlantic Ave](#)  
[Acquisition Approval Bus Shelter for 2300 W Atlantic Ave](#)  
[Brasco Quote](#)  
[Brasco Sole Source Statement](#)

## **7. REGULAR AGENDA:**

**7.A.A.    [16-907](#)**      AWARD OF A THREE YEAR AGREEMENT TO THOMPSON CONSULTING SERVICES, LLC FOR EMERGENCY DEBRIS REMOVAL MONITORING SERVICES

**Recommendation:** Motion to award a three year Agreement to Thompson Consulting

## Services, LLC for Emergency Debris Removal Monitoring Services

**Sponsors:** Purchasing Department

**Attachments:** [Thompson Consulting Services, LLC](#)

[2016-058 Scoring](#)

[2016-058 Agreement](#)

[2016-058 Intent to Award Notice](#)

Commissioner Petrolia asked about Ashbritt.

Mr. John Morgan, Director of Environmental Services, presented this item.

Commissioner Petrolia made a motion to approve; seconded by Deputy Vice Mayor Jarjura. Upon roll call the Commission voted as follows: Mayor Glickstein - Yes; Commissioner Petrolia - Yes; Deputy Vice Mayor Jarjura - Yes; Commissioner Katz - Yes; Said motion passed 5-0.  
**approved**

**Yes:** 5 - Mayor Glickstein, Petrolia, Vice-Mayor Jacquet, Jarjura, and Katz

**7.A.** [16-834](#)

APPEAL OF HPB APPROVAL OF A 24-MONTH EXTENSION FOR THE CERTIFICATE OF APPROPRIATENESS AND CLASS V SITE PLAN FOR 27-43 SOUTH SWINTON AVENUE AND 104 S.E. 1ST AVENUE, SWINTON SOCIAL, OLD SCHOOL SQUARE HISTORIC DISTRICT (QUASI-JUDICIAL HEARING)

**Recommendation:** Move to deny the appeal and uphold the Historic Preservation Board action approving a 24-month extension for the Certificate of Appropriateness (COA) and Class V Site Plan for 27-43 South Swinton Avenue and 104 S.E. 1st Avenue, known as Swinton Social.

**Sponsors:** Planning & Zoning Department

**Attachments:** [Swinton Social Site Plan Extension 2016 HPB Report](#)

[Swinton Social SR HPB 111611](#)

[Board Order](#)

Mayor Glickstein read the quasi judicial rules for this item and subsequent items.

The City Clerk swore individuals who wish to speak on this item.

The City Commission had no ex parte communications.

Mr. Stillings entered project file 2011-178 into the record and presented this item.

Mr. Bert Collazo (sp), applicant, stated he is confused as to why he is here.

Deputy Vice Mayor Jarjura asked the applicant to explain to her why the request is needed.

Public Comment:

Mr. Jim Knight spoke regarding public funding and the twenty four month extension.

There was no cross examination or rebuttal.

Deputy Vice Mayor Jarjura stated she pulled this item and provided comments regarding this area and historic properties. She stated she would like to see this move forward.

She stated this is a key street in this city and stated she will support and extension consistent with the conditional use that was approved.

Commissioner Katz stated he does not support any extension.

Mayor Glickstein stated this project has languished for a long time.

Vice Mayor Jacquet asked for a timeline regarding the project. He asked how many extensions have been before the City Commission.

Mayor Glickstein stated if they saw progress the City Commission would be more amenable to give the applicant what is needed.

Ms. Rustin went through the board order with the City Commission.

The City Commission inquired as to whether this board order is prudent.

Commissioner Petrolia made a motion to approve; seconded by Commissioner Katz. Upon roll call the Commission voted as follows: Mayor Glickstein - Yes; Commissioner Petrolia - Yes; Vice Mayor Jacquet - Yes; Deputy Vice Mayor Jarjura - Yes; Commissioner Katz -No. Said motion passed 4-1 (Commissioner Katz dissenting).  
**approved**

**Yes:** 4 - Mayor Glickstein, Petrolia, Vice-Mayor Jacquet, and Jarjura

**No:** 1 - Katz

**7.B.**     [16-910](#)

REQUEST FOR A WAIVER TO LDR SECTION 4.6.7(E)(7) TO ALLOW A WALL SIGN TO FACE INTERIOR TO THE PARKING LOT LOCATED AT 402 SE 6th AVENUE. (QUASI-JUDICIAL HEARING)

**Recommendation:** Motion to Consider a waiver request to LDR Section 4.6.7(E)(7) to allow a

wall sign to face interior to the parking lot located at 402 SE 6th Avenue, where only one sign per business is permitted facing a dedicated street frontage.

**Sponsors:** Planning & Zoning Department

**Attachments:** [Whole Health SPRAB](#)  
[Whole Health Justification](#)  
[Whole Health Site Location Map](#)  
[Sign Elevation - A](#)  
[Sign Elevation - B](#)  
[Whole Health Board Order Waiver](#)

Mr. Stillings presented this item.

Commissioner Katz stated he conducted a drive by

Deputy Vice Mayor Jarjura stated she had multiple site visits and spoke to Jim Chard

Vice Mayor Jacquet stated he has driven by the site

Public Comment:

Ms. Christina Morrison spoke and stated the current sign is huge.

There were no further comments from the public.

There was no cross-examination or rebuttal.

Deputy Vice Mayor Jarjura discussed the signage and stated there is no need to justify supporting a waiver due to the existing signage.

Commissioner Katz stated he concurs with Deputy Vice Mayor Jarjura's comments.

Commissioner Petrolia stated she is not in support of this either.

Ms. Rustin went through the board order with the City Commission.

Vice Mayor Jacquet made a motion to deny; seconded by Commissioner Katz. Upon roll call the Commission voted as follows: Deputy Vice Mayor Jarjura - Yes; Mayor Glickstein - Yes; Commissioner Petrolia - Yes; Vice Mayor Jacquet- Yes; Commissioner Katz - Yes. Said motion passed 5-0.  
**denied**

**Yes:** 5 - Mayor Glickstein, Petrolia, Vice-Mayor Jacquet, Jarjura, and Katz

- 7.C. [16-959](#) ROUTINE BUSINESS: (All Items Under this Subsection to be Approved by one Motion. Any Item Under Routine Business May Be Moved by Commission for Separate Consideration):

All items approved together with the exception of Items 7.C.4., Interlocal Agreement with the Community Redevelopment Agency (CRA) for the Tennis Stadium Study, and 7.C.8., Award of an Agreement to Zabatt Engine Services, Inc. d/b/a Zabatt Power Systems, Inc. for replacement of Emergency Generator for Fire rescue Station No. 5.

Commissioner Katz made a motion to approve the agenda as amended; seconded by Commissioner Petrolia. Upon roll call the Commission voted as follows: Mayor Glickstein - Yes; Commissioner Petrolia - Yes; Vice Mayor Jacquet- Yes; Commissioner Katz - Yes; Deputy Vice Mayor Jarjura - Yes. Said motion passed 5-0  
**approved as amended**

**Yes:** 5 - Mayor Glickstein, Petrolia, Vice-Mayor Jacquet, Jarjura, and Katz

- 7.C.1. [16-848](#) AWARD OF AN AGREEMENT WITH PREFERRED GOVERNMENTAL CLAIMS SOLUTIONS FOR PROPERTY AND CASUALTY THIRD PARTY CLAIMS ADMINISTRATOR

**Recommendation:** Motion to approve ranking of responses for Property and Casualty Third Party Claims Administrator and award an Agreement with Preferred Governmental Claims Solutions in a not to exceed annual amount of \$120,000.

**Sponsors:** Purchasing Department and Dowdell

**Attachments:** [2016-118 Committee Eval Scoring Form](#)

- 7.C.2. [16-849](#) AWARD OF AN AGREEMENT TO EMPLOYER MUTUAL d/b/a ASCENSION BENEFITS & INSURANCE SOLUTIONS FOR PROPERTY AND CASUALTY INSURANCE BROKER SERVICES

**Recommendation:** Motion to award an Agreement to Employers Mutual d/b/a Ascension Benfits & Insurance Solutions for Property and Casualty Insurance Broker Services in a not-to-exceed annual amount of \$40,000.

**Sponsors:** Purchasing Department and Dowdell

**Attachments:** [2016-129 Committee Eval Scoring Form](#)  
[2016-129 Purchasing Checklist](#)

- 7.C.3. [16-947](#) MEDICAL SERVICES PROVIDER AT THE EMPLOYEE HEALTH AND WELLNESS CENTER EFFECTIVE OCTOBER 1, 2016

**Recommendation:** Motion to Approve the terms provided herein and execute an agreement

with Concentra as the medical services provider for the City's Employee Health and Wellness Center consistent with these term in a not-to-exceed annual amount of \$988,607

**Sponsors:** Purchasing Department

**Attachments:** [RFP 2016-077 Intent to Award](#)

**7.C.4. [16-946](#)**

INTERLOCAL AGREEMENT WITH THE COMMUNITY  
REDEVELOPMENT AGENCY (CRA) FOR TENNIS STADIUM STUDY

**Recommendation:** Motion to Approve an Interlocal Agreement between the CRA and the City of Delray Beach for the CRA to fund the Architectural and Structural Study of the Tennis Stadium, in an amount not to exceed \$75,000. This action is subject to approval of the City and CRA budgets for Fiscal Year 2016-2017.

**Sponsors:** Parks & Recreation Department

**Attachments:** [Interlocal Agreement with the CRA for Funding](#)  
[CRA Board Summary](#)

Ms. Rustin appended the language to state this item's approval does not impact or create stipulations regarding the lawsuit.

Deputy Vice Mayor Jarjura made a motion to approve Item 7.C.4.; seconded by Commissioner Katz. Upon roll call the Commission voted as follows: Commissioner Petrolia - Yes; Commissioner Katz - Yes; Vice Mayor Jacquet - Yes; and Deputy Vice Mayor Jarjura; Mayor Glickstein - Yes. Said motion passed 5-0.  
**approved**

**Yes:** 5 - Mayor Glickstein, Petrolia, Vice-Mayor Jacquet, Jarjura, and Katz

**7.C.5. [16-895](#)**

RATIFICATION OF EMERGENCY PURCHASE WITH CONSERVE  
BUILDING SERVICES, INC. TO REPLACE THE CITY HALL CHILLER

**Recommendation:** Motion to ratify the emergency purchase with Conserve Building Services, Inc. to replace the City Hall Chiller in the not-to-exceed amount of \$113,000.

**Sponsors:** Purchasing Department and Webb

**Attachments:** [2016 City Hall Chiller - Emergency Replacement](#)  
[BID No. 2014-43 signed copy](#)  
[Contract Renewal 2016-2017](#)

**7.C.6. [16-900](#)**

APPROVE SHOWERS AND DRINKING FOUNTAINS MANUFACTURED  
BY MOST DEPENDABLE FOUNTAINS AS THE CITY STANDARD AND  
APPROVE A PURCHASE OF SHOWERS AND DRINKING FOUNTAINS  
FOR THE BEACH MASTER PLAN PROJECT IN AN AMOUNT NOT TO



EXCEED \$138,000.

**Recommendation:** Motion to Approve showers and drinking fountains manufactured by Most Dependable Fountains as the City Standard and approve a purchase of showers and drinking fountains in an amount not to exceed \$138,000 for the Beach Master Plan Project (Project No. 15-008).

**Sponsors:** Environmental Services Department

**Attachments:** [Fountains and Showers Beach Master Plan](#)  
[MDF Sole Source - Delray Beach](#)

**7.C.7. [16-909](#)**

RATIFICATION OF AN EMERGENCY PURCHASE WITH ATLANTIC REFRIGERATION AND AIR CONDITIONING INC. AND APPROVAL OF AN INCREASE IN THE SPENDING LIMIT WITH ATLANTIC REFRIGERATION AND AIR CONDITIONING INC.

**Recommendation:** Motion to ratify an emergency purchase to replace the City Golf Course clubhouse kitchen air conditioning unit and approve an increase in the spending limit with Atlantic Refrigeration and Air Conditioning, Inc. in the not-to-exceed amount of \$64,000.

**Sponsors:** Purchasing Department

**Attachments:** [Contact No. 2014-10 Atlantic Refrigeration](#)  
[2014-10 Renewal Letter 2016](#)  
[Golf Course Kitchen Air Conditioner picture](#)

**7.C.8. [16-908](#)**

AWARD OF AN AGREEMENT TO ZABATT ENGINE SERVICES, INC. D/B/A ZABATT POWER SYSTEMS, INC. FOR REPLACEMENT OF EMERGENCY GENERATOR FOR FIRE RESCUE STATION NO. 5

**Recommendation:** Motion to award an agreement to Zabatt Engine Services, Inc. d/b/a Zabatt Power Systems, Inc. in an amount not-to-exceed \$120,000.00 for the replacement of emergency generator for Fire Rescue Station No. 5

**Sponsors:** Purchasing Department

**Attachments:** [2016-133 Tabulation Sheet](#)  
[2016-133 Agreement \(R1\)](#)  
[Exhibit B - Plans Full Set \(r2\)](#)  
[Updated Zabatt Bid - ITBC No 2016-133](#)

Ms. Theresa Webb asked that the City Commission postpone action of this item. It will be brought back by staff at a later date.

Commissioner Katz made a motion to table this item; seconded by Commissioner Petrolia. Upon roll call the Commission voted as follows: Commissioner Katz - Yes; Vice Mayor Jacquet - Yes; and Deputy Vice

Mayor Jarjura; Mayor Glickstein - Yes; Commissioner Petrolia - Yes. Said motion passed 5-0

tabled

**Yes:** 5 - Mayor Glickstein, Petrolia, Vice-Mayor Jacquet, Jarjura, and Katz

- 7.C.9.** [16-886](#) SERVICE AUTHORIZATION NO.12-06.2 TO MATHEWS CONSULTING, INC. IN THE AMOUNT NOT TO EXCEED \$40,072.00 FOR PROVIDING CONTINUED CONSTRUCTION ADMINISTRATION SERVICES FOR THE WATER METER REPLACEMENT AND ADVANCED METERING INFRASTRUCTURE PROJECT (PROJECT NO. 12-013).

**Recommendation:** Motion to approve Service Authorization No.12-06.2 (Amendment 2 to Service Authorization No.12-06) in the amount not to exceed \$40,072.00 for providing continued construction administration services for the completion of the Water Meter Replacement and Advanced Metering Infrastructure project (Project No. 2012-013).

**Sponsors:** Environmental Services Department

**Attachments:** [Service Authorization No.12-06.2 to Mathews Consulting: AMI project](#)

- 7.C.10** [16-791](#) APPROVE SERVICE AUTHORIZATION NO.12-24 WITH KIMLEY-HORN AND ASSOCIATES, INC. TO PREPARE AN ADA SELF EVALUATION AND TRANSITION PLAN FOR THE CITY OF DELRAY BEACH

**Recommendation:** Motion to approve Service Authorization No. 12-24 in the amount of \$200,000.00 with Kimley-Horn and Associates Inc. to provide an Americans with Disabilities Act (ADA) Self Evaluation and prepare a Transition Plan for the City of Delray Beach.

**Sponsors:** Environmental Services Department

**Attachments:** [Service Authorization 12-24](#)  
[Delray Beach ADA Cost by Rate](#)

- 7.C.11** [16-921](#) PURCHASE AWARD TO FEDERAL EASTERN INTERNATIONAL INC. FOR PURCHASE OF RIFLE RATED BALLISTIC SHIELDS

**Recommendation:** Motion to Approve a purchase award to Federal Eastern International Inc. for rifle rated ballistic shields in the amount of \$152,325.

**Sponsors:** Purchasing Department

**Attachments:** [ASPIS X Shield Quote](#)  
[Amend No. 2 to the State Contract #680-850-11-b2](#)  
[DBPD ASPIS Letter](#)  
[Point Blank Enterprises Inc](#)

- 7.D. [16-836](#) RESOLUTION NO. 41-16: (BEST INTEREST ACQUISITIONS) WITH FLORIDA MUNICIPAL INSURANCE TRUST (FMIT) FOR RENEWAL OF INSURANCE POLICY

**Recommendation:** Motion to Adopt Resolution No. 41-16; requesting approval, by four-fifths vote, for purchase of Property, Excess Liability and Excess Workers' Compensation Insurance from the Florida Municipal Trust Fund (FMIT) for \$1,039,319 for the coverage period 10/1/2016 through 9/30/2017 in accordance with Code of Ordinance Section 36.02(c)(11) *Best Interest Acquisitions*.

**Sponsors:** Finance Department

**Attachments:** [Resolution No. 41-16](#)  
[Premium Summary](#)  
[Quote Comparison](#)

Mr. Jack Warner and Mr. Eddie Demicco presented this item.

Commissioner Katz made a motion to approve; seconded by Commissioner Petrolia. Upon roll call the Commission voted as follows: Commissioner Katz - Yes; Vice Mayor Jacquet - Yes; and Deputy Vice Mayor Jarjura; Mayor Glickstein - Yes; Commissioner Petrolia - Yes. Said motion passed 5-0.  
**approved**

**Yes:** 5 - Mayor Glickstein, Petrolia, Vice-Mayor Jacquet, Jarjura, and Katz

- 7.E. [16-940](#) TERMINATION OF THE CONTRACT FOR TOWING SERVICES WITH BECKS TOWING AND RECOVERY, INC., PRIORITY TOWING, INC., AND WESTWAY TOWING, INC.

**Recommendation:** Motion to terminate Agreements for wrecker, towing and storage with Motion to approve termination of the Agreements with Becks Towing and Recovery, Inc., Priority Towing, Inc. and Westway Towing, Inc. effective on October 9, 2016.

**Sponsors:** Purchasing Department

**Attachments:** [BID 2015-061 Westway Notice of Termination](#)  
[BID 2015-061 Priority Notice of Termination](#)  
[BID 2015-061 Beck's Notice of Termination](#)

This item was removed.

- 7.F. [16-953](#) NOMINATION FOR APPOINTMENT TO THE HISTORIC PRESERVATION BOARD

**Recommendation:** Recommend nomination for appointment for one (1) regular member to serve on the Historic Preservation Board for a two (2) year term ending

August 31, 2018.

**Sponsors:** City Clerk Department

**Attachments:** [Exhibit A](#)

[Historic Preservation Board Member List](#)

[Historic Preservation Board Attendance List](#)

Deputy Vice Mayor Jarjura nominated Angela Budano; seconded by Vice Mayor Jacquet. Upon roll call the Commission voted as follows: Mayor Glickstein - Yes; Commissioner Petrolia - Yes; Commissioner Katz - Yes; Vice Mayor Jacquet - Yes; and Deputy Vice Mayor Jarjura. Said motion passed 5-0  
**approved**

**Yes:** 5 - Mayor Glickstein, Petrolia, Vice-Mayor Jacquet, Jarjura, and Katz

**7.G.**     [16-951](#)     NOMINATIONS FOR APPOINTMENT TO THE PLANNING AND ZONING BOARD

**Recommendation:** Recommend nominations for appointment for three (3) regular members to serve on the Planning and Zoning Board for two (2) year terms ending August 31, 2018.

**Sponsors:** City Clerk Department

**Attachments:** [Exhibit A](#)

[Planning & Zoning Board Member List](#)

[Planning and Zoning Board Attendance List](#)

Commissioner Katz nominated Mr. Kevn Osborne; seconded by Commissioner Petrolia. Upon roll call the Commission voted as follows: Mayor Glickstein - Yes; Commissioner Petrolia - Yes; Commissioner Katz - Yes; Vice Mayor Jacquet - Yes; and Deputy Vice Mayor Jarjura. Said motion passed 5-0.

Deputy Vice Mayor Jarjura nominated Mr. Mark Krall; seconded by Commissioner Petrolia. Upon roll call the Commission voted as follows: Commissioner Petrolia - Yes; Commissioner Katz - Yes; Vice Mayor Jacquet - Yes; and Deputy Vice Mayor Jarjura; Mayor Glickstein - Yes. Said motion passed 5-0.

Commissioner Petrolia nominated Leslie Marcus; seconded by Deputy Vice Mayor Jarjura. Upon roll call the Commission voted as follows: Commissioner Katz - Yes; Vice Mayor Jacquet - Yes; and Deputy Vice Mayor Jarjura; Mayor Glickstein - Yes; Commissioner Petrolia - Yes. Said motion passed 5-0.

approved

**Yes:** 5 - Mayor Glickstein, Petrolia, Vice-Mayor Jacquet, Jarjura, and Katz

**7.H. [16-952](#) NOMINATIONS FOR APPOINTMENT TO THE SITE PLAN REVIEW AND APPEARANCE BOARD**

**Recommendation:** Recommend nominations for appointment for three (3) regular members to serve on the Site Plan Review and Appearance Board for two (2) year terms ending August 31, 2018.

**Sponsors:** City Clerk Department

**Attachments:** [Exhibit A](#)

[Site Plan Review and Appearance Board Member List](#)

[Site Plan Review and Appearance Board Attendance List](#)

Commissioner Katz nominated Mr. Roger Cope; seconded by Commissioner Petrolia. Upon roll call the Commission voted as follows: Commissioner Katz - Yes; Vice Mayor Jacquet - Yes; and Deputy Vice Mayor Jarjura- Yes; Mayor Glickstein - Yes; Commissioner Petrolia - Yes. Said motion passed 5-0.

Deputy Vice Mayor Jarjura nominated Mr. Jim Knight; seconded by Commissioner Katz. Upon roll call the Commission voted as follows: Vice Mayor Jacquet - Yes; and Deputy Vice Mayor Jarjura-Yes; Mayor Glickstein - Yes; Commissioner Petrolia - Yes; Commissioner Katz - Yes. Said motion passed 5-0.

Mayor Glickstein nominated Ms. Linda Lake; seconded by Vice Mayor Jacquet. Upon roll call the Commission voted as follows: Commissioner Katz - Yes; Vice Mayor Jacquet - Yes; and Deputy Vice Mayor Jarjura- Yes; Mayor Glickstein - Yes; Commissioner Petrolia - Yes. Said motion passed 5-0

approved

**Yes:** 5 - Mayor Glickstein, Petrolia, Vice-Mayor Jacquet, Jarjura, and Katz

**7.I. [16-954](#) NOMINATIONS FOR APPOINTMENT TO THE BOARD OF TRUSTEES FOR THE POLICE OFFICERS' RETIREMENT SYSTEM**

**Recommendation:** Recommend nominations for appointment for two (2) regular members to serve on the Board of Trustees for the Police Officers' Retirement System for a four (4) year term.

**Sponsors:** City Clerk Department

**Attachments:** [Exhibit A](#)

tabled

7.J. [16-955](#) NOMINATIONS FOR APPOINTMENT TO THE BOARD OF TRUSTEES  
FOR THE FIREFIGHTERS' RETIREMENT SYSTEM

**Recommendation:** Recommend nominations for appointment for two (2) regular members to serve on the Board of Trustees for the Firefighters' Retirement System for a four (4) year term.

**Sponsors:** City Clerk Department

**Attachments:** [Exhibit A](#)  
tabled

**8. PUBLIC HEARINGS:**

(8.A.) [16-948](#) ORDINANCE NO. 17-16 AMENDING THE CITY'S POLICE AND  
8.E FIREFIGHTERS RETIREMENT PENSION SYSTEM (SECOND  
READING)

**Recommendation:** Motion to Approve Ordinance No. 17-16 amending the City's Police and Firefighters Retirement Pension System.

**Sponsors:** Finance Department

**Attachments:** [Ordinance No. 17-16](#)

Interim City Attorney, Mrs. Janice Rustin, read the caption of the ordinance.

Mr. Jack Warner, Chief Financial Officer, presented this item.

**Public Comments:**

1. Mr. Vinnie Gray read a statement into record. Gary Ferreri was present.

There being no one else from the public who wished to speak on this item, public comment was closed.

Mr. Jack Warner discussed administrative costs, unit costs and specialized work. He referenced scale economies.

Mayor Glickstein stated he has had communications with members of the Governor's Executive Office.

Commissioner Katz asked about the \$1.8 million and unfunded liability. He asked if the city waits for two weeks for a decision will that affect the \$1.8 million.

Commissioner Petrolia stated her position has not changed. She stated the City Commission does not have control and provided her reasons for agreeing with the two representatives.

Deputy Vice Mayor Jarjura commented about previous decisions that were made. She stated she does not like the 11th hour request to deviate from the deal that was made. She spoke of certain priorities for the Police and Fire departments that the City Commission has committed to.

Further discussion ensued between the City Commission, Interim City Attorney and the Chief Financial Officer.

Vice Mayor Jacquet stepped away from the dais.

Mayor Glickstein discussed the constituting of the new boards.

Mrs. Rustin explained the difference of the boards and the ministerial functions of members of the old boards.

Mayor Glickstein asked what are the ramifications if the City Commission does or does not approve the ordinance or constitute the new boards.

Commissioner Katz made a motion to approve; seconded by Deputy Vice Mayor Jarjura. Upon roll call the Commission voted as follows: Mayor Glickstein - Yes; Commissioner Petrolia - Yes; Commissioner Katz - Yes; Deputy Vice Mayor Jarjura. Said motion passed 4-0.

**approved**

**Yes:** 4 - Mayor Glickstein, Petrolia, Jarjura, and Katz

**Absent:** 1 - Vice-Mayor Jacquet

**8.A.**     [16-899](#)     RESOLUTION NO 44-16 FINAL MILLAGE LEVY

**Recommendation:** Recommend approval of Resolution No. 44-16 Final Millage Levy for FY 2017.

**Sponsors:** Finance Department

**Attachments:**     [Res 44-16 Millage Levy FY 2017](#)

Mrs. Janice Rustin, Interim City Attorney, read the caption of this resolution (Resolution No. 44-16), the caption of Resolution No. 45-16 and the caption of Resolution No. 46-16.

Mr. Jack Warner presented the item and discussed the property tax rates of Delray Beach and surrounding municipalities.

Mayor Glickstein opened public comments for Items 8.A., 8.B. and 8.C.:

Public Comments:

Ms. Christina Morrison spoke regarding the Financial Review Board

Mr. Alan Kornblau, Director of Delray Beach Public Library, spoke regarding the support of the library and discussed public funding and private donations. He referenced the library's strategic plan.

Ms. Nancy Dockerty (sp) thanked the City Commission for the continued funding of the library and spoke regarding the completion of the children's department expansion.

Mayor Glickstein gave comments regarding the library and connectivity.

Dr. Victor Kirson gave comments on the millage and made suggestions.

Mr. Peter Humanik spoke regarding the millage.

Public hearings were closed.

Commissioner Katz referenced the memo from the City Manager pertaining to a reduction in millage.

Mr. Cooper, City Manager, provided comments regarding the fire trucks. Mr. Cooper stated the memo is not his recommendation it is information. He stated he is recommending his original budget.

Mr. Jeff Snyder, Assistant Chief Financial Officer, spoke regarding the leasing or buying of the fire trucks.

Commissioner Katz discussed leasing of the fire trucks.

The Interim City Attorney stated the motion was to procure the trucks not to lease or buy at that time.

Mr. Warner, Chief Financial Officer, discussed use of cash being the Finance Department's decision versus the Fire Department and discussed options.

Mayor Glickstein asked what is Finance's recommendation.

Mr. Jack Warner discussed reserves and cash flow from operations.



Vice Mayor Jacquet asked Chief DeJesus about his recommendation for leasing and the value of vehicles and asked him to explain his recommendation.

Mr. Cooper discussed the present proposal using cash.

Commissioner Petrolia stated the taxpayers have to be apart of this equation and stated one tenth of a mil is not enough. She stated she thinks there is more to be found and suggested a two tenths of a mil reduction to be given back to the taxpayers.

Deputy Vice Mayor Jarjura discussed goals, level of service, public safety and the perception of that. She stated she read the city manager's memo and discussed it with the Finance Department. She stated what was disconcerting to her was the use of reserves. Deputy Vice Mayor Jarjura stated there is a process for non profit requests and discussed good use of emergency reserve funds. She stated she supports the budget as it is because it is based on direction from the City Commission to the City Manager.

Commissioner Petrolia discussed levels of service and revenue. She also discussed the millage.

Discussion continued regarding the budget.

Vice Mayor Jacquet stated he supports this budget and staff did a great job. He stated the city did lower the millage although the dollar figure did not go down farther.

Mayor Glickstein provided comments and stated at the end of the day we are all taxpayers. He stated he appreciates the efforts staff has put into the budget and staff provided it to the City Commission early. Mayor Glickstein stated he would like to compliment staff and complimented Mr. Warner on his last night here. He gave further comments regarding the millage and level of service increase. He stated if this is the budget the city manager is supporting then he is supporting the city manager.

Commissioner Katz referenced the millage rate.

Commissioner Petrolia made a motion to approve Resolution No. 44-16 (Final Millage Levy); seconded by Deputy Vice Mayor Jarjura. Upon roll call the Commission voted as follows: Commissioner Petrolia - No; Vice Mayor Jacquet - Yes; Commissioner Katz - No; Deputy Vice Mayor Jarjura - Yes; Mayor Glickstein - Yes. Said motion passed 3-2 (Commissioner Petrolia and Commissioner Katz dissenting).  
**approved**

**Yes:** 3 - Mayor Glickstein, Vice-Mayor Jacquet, and Jarjura

**No:** 2 - Petrolia, and Katz

**8.B.**     [16-904](#)     RESOLUTION NO 45-16 FINAL MILLAGE LEVY DDA

**Recommendation:** Recommend approval of Resolution No. 45-16 Final Millage Levy DDA.

**Sponsors:** Finance Department

**Attachments:** [Resolution No. 45-16 Tax Levy DDA FY 2017](#)  
[DDA 2016-17 Budget](#)

Commissioner Petrolia made a motion to approve Resolution No. 45-16 (Final Millage Levy DDA); seconded by Deputy Vice Mayor Jarjura. Upon roll call the Commission voted as follows: Vice Mayor Jacquet - Yes; Commissioner Katz - Yes; Deputy Vice Mayor Jarjura - Yes; Mayor Glickstein - Yes; Commissioner Petrolia - Yes. Said motion passed 5-0.  
**approved**

**Yes:** 5 - Mayor Glickstein, Petrolia, Vice-Mayor Jacquet, Jarjura, and Katz

**8.C.**     [16-906](#)     RESOLUTION NO 46-16 BUDGET ADOPTION FOR FY 2017

**Recommendation:** Recommend approval of Resolution No. 46-16 Final Budget Adoption for FY 2017.

**Sponsors:** Finance Department

**Attachments:** [Resolution No. 46-16](#)

Commissioner Petrolia made a motion to approve Resolution No. 46-16 (Budget Adoption 2017); seconded by Deputy Vice Mayor Jarjura. Upon roll call the Commission voted as follows: Commissioner Katz - No; Deputy Vice Mayor Jarjura - Yes; Mayor Glickstein - Yes; Commissioner Petrolia - No; Vice Mayor Jacquet - Yes. Said motion passed 3-2 (Commissioner Petrolia and Commissioner Katz dissenting).  
**approved**

**Yes:** 3 - Mayor Glickstein, Vice-Mayor Jacquet, and Jarjura

**No:** 2 - Petrolia, and Katz

**8.C.1.**   [16-914](#)     APPROVAL OF FISCAL YEAR 2017-2021 CAPITAL IMPROVEMENT PLAN

**Recommendation:** Recommend approval of the proposed 2017-2021 Capital Improvement Plan.

**Sponsors:** Finance Department

**Attachments:** [CIP - Fiscal Year 2017 - 2021](#)

Commissioner Petrolia made a motion to approve Resolution No. 45-16 (Final Millage Levy DDA); seconded by Deputy Vice Mayor Jarjura. Upon roll call the Commission voted as follows: Deputy Vice Mayor Jarjura - Yes; Mayor Glickstein - Yes; Commissioner Petrolia - Yes Vice Mayor Jacquet - Yes; Commissioner Katz - Yes. Said motion passed 5-0.

**approved**

**Yes:** 5 - Mayor Glickstein, Petrolia, Vice-Mayor Jacquet, Jarjura, and Katz

**8.D.**     [16-485](#)

ORDINANCE NO. 15-16: AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES BY AMENDING SECTION 4.3.3, SPECIAL REQUIREMENTS FOR SPECIFIC USES, SUBSECTION (A), SELF-SERVICE STORAGE FACILITIES, TO REVISE THE ASSOCIATED SPECIAL REQUIREMENTS; AMEND SECTION 4.4.26 LIGHT INDUSTRIAL (LI) DISTRICT, SUBSECTION (B), PRINCIPAL USES AND STRUCTURES PERMITTED, TO LIST SELF-SERVICE STORAGE FACILITIES AS A PERMITTED USE; AND SUBSECTION (D), CONDITIONAL USES AND STRUCTURES ALLOWED, TO REMOVE SELF-SERVICE STORAGE FACILITIES AS A CONDITIONAL USE. (SECOND READING)

**Recommendation:** Approve Ordinance No. 15-16 on Second Reading for the amendments to Land Development Regulation Sections 4.3.3(A), Self-Service Storage Facilities, and 4.4.26, Light Industrial District.

**Sponsors:** Planning & Zoning Department

**Attachments:**    [Ordinance No. 15-16](#)  
                          [Planning & Zoning Staff Report - LI Self-Service Storage Facilities](#)  
                          [LI District w/Adjacent Zoning, Acres, Existing SSSF](#)  
                          [Ordinance No. 15-16 \(Original\)](#)

Mr. Tim Stillings, Planning, Zoning and Building Director, presented this item.

Bradley Miller, applicant, discussed the area and the facility that is already there.

There was no public comment.

Commissioner Petrolia stated she appreciates the fact that it has been reduced to two stories and 30 feet. She stated she supports this.

Commissioner Katz made a motion to approve; seconded by Commissioner Petrolia. Upon roll call the Commission voted as follows: Mayor Glickstein - Yes; Commissioner Petrolia - Yes; Vice Mayor Jacquet - Yes; Deputy Vice Mayor Jarjura; Commissioner Katz - Yes. Said motion

passed 5-0.  
approved

**Yes:** 5 - Mayor Glickstein, Petrolia, Vice-Mayor Jacquet, Jarjura, and Katz

**8.F.**     [16-949](#)     ORDINANCE NO. 28-16 AMENDING SECTION 101.32 AND SECTION 99.05 OF THE CITY'S CODE OF ORDINANCES (SECOND READING)

**Recommendation:** Motion to Approve Ordinance No. 28-16 amending Sections 101.32 and 99.05 of the City's Code of Ordinances.

**Sponsors:** City Attorney Department

**Attachments:** [Ordinance No. 28-16 Special Events](#)

Ms Rustin read the caption of the ordinance and presented the item.

There being no one from the public that wished to speak on this item, public comment was closed.

Mayor Glickstein provided comments.

Discussed ensued regarding special events.

Commissioner Petrolia made a motion to approve; seconded by Deputy Vice Mayor Jarjura. Upon roll call the Commission voted as follows:  
Commissioner Katz - No; Mayor Glickstein - Yes; Commissioner Petrolia - Yes; Deputy Vice Mayor Jarjura- Yes. Said motion passed 3-1 (Commissioner Katz dissenting).  
approved

**Yes:** 5 - Mayor Glickstein, Petrolia, Vice-Mayor Jacquet, Jarjura, and Katz

**9. FIRST READINGS:**

9.A. None

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

**A. City Manager**

**10.A.1**     [16-958](#)     CITY MANAGER'S REPORT

**Sponsors:** City Clerk Department

**Attachments:** [09072016 - Request From GFWC Woman's Club of Delray Beach to Purchase Building](#)  
[HPB Task Report](#)

**B. City Attorney**

Ms. Rustin reviewed the process regarding the RFP for the selection of a City Attorney and one on one interviews. She outlined three options for the City Commission. Ms. Rustin stated she would like to have an actual opinion from Pat Gleason on this. Ms. Rustin stated for the Special Meeting on September 30, 2016 she would like to add the motion to waive the public records and sunshine law and also place the item for short listing of the proposals that agenda (September 30, 2016).

### **C. City Commission**

Vice Mayor Jacquet asked about the Seat #2 appointment. The Interim City Attorney explained the process.

Deputy Vice Mayor Jarjura commended Mr. Warner for his service and unique style.

She commented regarding Leadership Florida and stated she is asking that one of the speakers be a speaker at one of the Town Hall meetings.

Commissioner Katz stated he will share a presentation from the Treasurer Coast Meeting held on last week and spoke regarding impact fees.

Mayor Glickstein stated the MPO is reviewing this. He spoke about a series on PBS this past week and stated Delray Beach was profiled.

There being no further business to discuss, Mayor Glickstein adjourned the meeting at 10:43 p.m.