

ORDINANCE NO. 11-15

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, FLORIDA, BY AMENDING CHAPTER 36, "ACQUISITION OF GOODS AND SERVICES AND DISPOSAL OF CITY PROPERTY"; AMENDING SECTION 36.02, "METHOD OF ACQUISITION," SUBSECTION (A), "SEALED COMPETITIVE METHOD"; CREATING SECTION 36.14, "LOCAL BUSINESS PREFERENCE"; ESTABLISHING A LOCAL BUSINESS PREFERENCE IN THE ACQUISITION OF GOODS AND SERVICES; PROVIDING DEFINITIONS AND CERTIFICATION REQUIREMENTS FOR SAME; PROVIDING FOR EXCLUSIONS FROM AND WAIVER OF LOCAL BUSINESS PREFERENCE; PROVIDING A SAVING CLAUSE, A GENERAL REPEALER CLAUSE, AND AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Delray Beach, Florida ("City") has determined that businesses within the City are more likely to employ City residents and stimulate the local economy by purchasing directly from, or providing their employees with the means to purchase directly from, other businesses located within the City; and

WHEREAS, the recirculation of money received by local businesses provides an economic stimulus to City residents and businesses, allowing them to maintain and increase their property values and business activity and making the City a better place in which to live and work; and

WHEREAS, the City is home to many great locally-owned businesses, large and small, and these local companies employ many local residents; and

WHEREAS, diversification and expansion of the City's economy is essential to its economic and fiscal stability; and

WHEREAS, the City Commission has the authority to contract for the purchase of goods and services that serve a public purpose and are in the best interests of the residents of the City; and

WHEREAS, the City Commission has determined that increasing the opportunity for businesses within the City's boundaries to provide goods and services to the City serves the general welfare of the residents of the City; and

WHEREAS, in an effort to provide a positive impact on the City's local economy and expand the capabilities and capacities of our local companies, the City Commission desires to provide locally owned and operated companies preference in the purchasing policy system within the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct factual findings and are made a specific part of this Ordinance.

Section 2. That Chapter 36, "Acquisition of Goods and Services and Disposal of City Property," Section 36.02, "Method of Acquisition," Subsection (A), "Sealed Competitive Method", of the Code of Ordinances of the City of Delray Beach, Florida, be, and the same is hereby amended to read as follows:

(A) Sealed Competitive Method. Acquisitions of or contracts for non-real property, goods or services where the expenditure by the City (including expenditures during renewal periods, but not expenditures relating to Change Orders) is estimated to be \$25,000 or greater shall be subject to a Sealed Competitive Method, unless the City utilizes one of the direct acquisition methods, as provided in Sec. 36.02(C).

(1) Competitive Bids. Sealed Competitive Bids are utilized where price, responsiveness, and responsibility, and local business preference, as provided in Sec. 36.14, are the sole determining factors.

(2) Requests for Proposals, Requests for Qualifications, Requests for Letters of Interest. Requests for Proposals, Requests for Qualifications, and Requests for Letters of Interest are utilized where price, responsiveness, and responsibility, and local business preference, as provided in Sec. 36.14, are not the sole determining factors. A Selection Committee, appointed by the City Manager, shall review the submissions received by the City in response to Requests for Proposals, requests for Qualifications, and Requests for Letters of Interest and make a recommendation to the City Commission. The City Manager shall not serve on the Selection Committee. The Selection Committee shall terminate upon the award of the contract, or such other time as determined by the City Commission.

(3) Submissions. It shall be the sole responsibility of the bidder, proposer or responder to have the bid, proposal or response delivered before the specified closing date and time. Bids, proposals or responses received after the closing date and time shall not be considered and shall be returned unopened. The time stamp clock in the Finance/Purchasing office shall govern. All bids, proposals and responses submitted pursuant to a Sealed Competitive Method shall remain sealed until they are opened publicly on the date and time and location stated in the Notice to Bidders, Proposers or Responders, or as may be amended by addendum.

(4) City's reservation of rights. The City may utilize a Sealed Competitive Method for any acquisition that the City deems appropriate regardless of the estimated cost of the acquisition. Until final award of Contract, the City reserves the right to waive any informality or irregularity and to reject all bids, proposals and responses, with or without cause.

Section 3. That Chapter 36, "Acquisition of Goods and Services and Disposal of City Property," Section 36.14, "Local Business Preference," of the Code of Ordinances of the City of Delray Beach, Florida, be, and the same is hereby created to read as follows:

Sec. 36.14 LOCAL BUSINESS PREFERENCE

The purpose of this section is to serve the public interest by spurring economic development through encouraging small businesses to remain or to locate within the City. The City will take all necessary, reasonable and legal action to prevent unlawful discrimination in its procurement process and to afford all businesses, including local businesses, the maximum opportunity to participate in the City's procurement processes.

(A) Definition of a Local Business. As set forth herein, a "Local Business" is any person, firm, partnership, company or corporation authorized to do business in Florida that has a valid business tax receipt issued by the City for at least one (1) year prior to solicitation and a physical address within the City from which the vendor lawfully performs and operates. Post Office Boxes or location at a postal service center shall not be used for the purpose of establishing physical address. Home offices shall be considered as business locations if they otherwise meet all requirements of this ordinance.

(B) Certification. Any vendor claiming to be a Local Business as defined herein shall so certify in writing pursuant to Section 36.14(F) Certification Statement to the City's Purchasing Division prior to or contemporaneous with that vendor's response to a Competitive Bid as provided in Sec. 36.02(A)(1), Request for Proposal, Request for Qualification or Request for Letter of Interest as provided in Sec. 36.02(A)(2), or any other type of solicitation for which the vendor is eligible to receive Local Business preference. The certification shall provide all necessary information, as determined by the City, to meet the requirements of subsection 36.14(A) above. The Purchasing Division shall not have an obligation to verify the accuracy of any such certifications and shall have the sole discretion to determine if a vendor meets the definition of a Local Business as provided herein. The vendor shall include a copy of the required certification and information provided herein with any response to a Competitive Bid as provided in Sec. 36.02(A)(1), Request for Proposal, Request for Qualification or Request for Letter of Interest as provided in Sec. 36.02(A)(2), or any other type of solicitation for which the vendor is eligible to receive Local Business preference.

(C) Qualification selection pursuant to Sealed Competitive Method.

(1) Competitive Bids. For all acquisitions made pursuant to Sealed Competitive Bid, as provided in Sec. 36.02(A)(1), the City shall give preference to a Local Business if the Local Business' bid is determined to be within five percent (5%) or five thousand dollars (\$5,000.00), whichever is less, of the lowest responsible and responsive bidder. In revenue generating contracts where award, if any, is to be made to the bidder returning the highest amount to the City, the same preference set forth herein shall be applied with respect to the highest bid.

(2) Requests for Proposals, Requests for Qualifications, Requests for Letters of Interest.

(i) For all acquisitions made pursuant to Requests for Proposals, Requests for Qualifications or Requests for Letters of Interest, as provided in Sec. 36.02(A)(2), the solicitation shall include a weighted criterion for Local Businesses of five percentage points (5%) of the total points in the evaluation criteria published in the solicitation.

(ii) For all acquisitions made pursuant to Requests for Proposals, Requests for Qualification or Requests for Letters of Interest, as provided in Sec. 36.02(A)(2), where the solicitation includes a qualitative ranking rather than a quantitative selection, the evaluation criteria shall include a Local Business preference, as reasonably determined by the Purchasing Department, consistent with the intent of this Ordinance. Each such solicitation shall clearly define the application of the Local Business preference.

(D) To the extent practicable, for all acquisitions not made pursuant to the Sealed Competitive Method provided in Sec. 36.02(A), City departments and staff are strongly encouraged to utilize Local Businesses if they otherwise meet purchasing policy requirements.

(E) Exclusions. The preferences established herein in no way prohibit the rights and discretion of the City to evaluate bids and proposals for responsiveness and responsibility, compare quality of materials and services proposed, and apply other factors that may be relevant to the award decision. Notwithstanding anything to the contrary set forth in any policy or Resolution adopted by the City, the local business preference shall not be applied to:

(1) Goods or services provided under a cooperative purchasing agreement or the utilization of other governmental entities' contracts;

(2) Contracts for professional services subject to the Consultants' Competitive Negotiation Act, Section 287.055, Florida Statutes;

(3) Purchases or contracts which are funded, in whole or in part, by a government entity or other entity or grant program in which the laws, regulations or policies governing such funding prohibit application of local preference.

(4) Purchases under emergency or noncompetitive situations exempt from competition.

(5) Purchases of goods and/or services in which such preference is prohibited by law, contract or other regulation applicable to the City.

(F) Certification Statement

WRITTEN STATEMENT REQUESTING LOCAL BUSINESS STATUS

[OFFICER OF COMPANY] am an authorized representative of

[NAME OF BUSINESS] and on behalf of the business request that it be deemed to be a local business for purposes of the City of Delray Beach Local Preference Program. Answering yes to question 1 and question 2 will qualify the business as a local business. In support of this request I certify the following information as being true and correct:

Name of Business			
(1) Is the business located within the City limits of Delray Beach, Florida?	<u>Yes</u>	<u>No</u>	Number of Years:
(2) Does the business have a business tax receipt issued in the current year?	<u>Yes</u>	<u>No</u>	Business License Number:
(3) Is the business registered with the Florida Division of Corporations?	<u>Yes</u>	<u>No</u>	

I understand that misrepresentation of any facts in connection with this request may be cause for removal from the certified local business list. I also agree the business is required to notify the City in writing should it cease to qualify as a local business.

(G) Local Preference shall not be applied when its application would result in an award which exceeds the otherwise lowest responsive, responsible bidder by 5% or \$5,000 whichever is lower.

(H) Waiver of Local Business preference. The City may waive the Local Business preference established herein where the City Commission declares by a simple majority vote that the Local Business preference is not in the best interest of the City, provided that such decision is made prior to the advertisement of the competitive solicitation. Further, the preference established herein in no way prohibits the right of the City to give any other preference permitted by law in addition to the preference provided herein.

Section 4. That should any section or provision of this ordinance or any portion thereof, any paragraph, sentence, or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part thereof other than the part declared to be invalid.

Section 5. That all ordinances or parts of ordinances in conflict herewith be, and the same, are hereby repealed.

Section 6. That this ordinance shall become effective upon its adoption on second and final reading.

PASSED AND ADOPTED in regular session on second and final reading on this the 21st day of April, 2015.



M A Y O R

ATTEST:



City Clerk

First Reading: April 21, 2015

Second Reading: May 5, 2015



MEMORANDUM

TO: Mayor and City Commissioners

FROM: Holly Vath, Chief Purchasing Officer
Jack Warner, CFO

THROUGH: Donald B. Cooper, City Manager

DATE: April 23, 2015

SUBJECT: AGENDA ITEM 10.A. - REGULAR COMMISSION MEETING OF MAY 5, 2015
ORDINANCE NO. 11-15 (SECOND READING)

BACKGROUND

Ordinance No. 11-15 is before Commission for Second Reading and Public Hearing for City initiated amendments to Chapter 36, by creating a new Section 36.14 of the City's Procurement Code, to, among other changes, create a Section 36.14, "Local Business Preference."

LEGAL DEPARTMENT REVIEW

Approved as to form and legal sufficiency.

FINANCIAL DEPARTMENT REVIEW

DISCUSSION

OPERATING COST

RECOMMENDATION

Staff recommends approval of Ordinance No. 11-15.

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WHEREAS, the recirculation of money received by local businesses provides an economic stimulus to City residents and businesses, allowing them to maintain and increase their property values and business activity and making the City a better place in which to live and work; and

WHEREAS, the City is home to many great locally-owned businesses, large and small, and these local companies employ many local residents; and

WHEREAS, diversification and expansion of the City's economy is essential to its economic and fiscal stability; and

WHEREAS, the City Commission has the authority to contract for the purchase of goods and services that serve a public purpose and are in the best interests of the residents of the City; and

WHEREAS, the City Commission has determined that increasing the opportunity for businesses within the City's boundaries to provide goods and services to the City serves the general welfare of the residents of the City; and

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(D) To the extent practicable, for all acquisitions not made pursuant to the Sealed Competitive Method provided in Sec. 36.02(A), City departments and staff are strongly encouraged to utilize Local Businesses if they otherwise meet purchasing policy requirements.

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(2) Contracts for professional services subject to the Consultants' Competitive Negotiation Act, Section 287.055, Florida Statutes;

(3) Purchases or contracts which are funded, in whole or in part, by a government entity or other entity or grant program in which the laws, regulations or policies governing such funding prohibit application of local preference.

(4) Purchases under emergency or noncompetitive situations exempt from competition.

(5) Purchases of goods and/or services in which such preference is prohibited by law, contract or other regulation applicable to the City.

(F) Certification Statement

WRITTEN STATEMENT REQUESTING LOCAL BUSINESS STATUS
[OFFICER OF COMPANY] am an authorized representative of

[NAME OF BUSINESS] and on behalf of the business request that it be deemed to be a local business for purposes of the City of Delray Beach Local Preference Program. Answering yes to question 1 and question 2 will qualify the business as a local business. In support of this request I certify the following information as being true and correct:

<u>Name of Business</u>			
(1) <u>Is the business located within the City limits of Delray Beach, Florida?</u>	<u>Yes</u>	<u>No</u>	<u>Number of Years:</u>
(2) <u>Does the business have a business tax receipt issued in the current year?</u>	<u>Yes</u>	<u>No</u>	<u>Business License Number:</u>
(3) <u>Is the business registered with the Florida Division of Corporations?</u>	<u>Yes</u>	<u>No</u>	

I understand that misrepresentation of any facts in connection with this request may be cause for removal from the certified local business list. I also agree the business is required to notify the City in writing should it cease to qualify as a local business.

(G) Local Preference shall not be applied when its application would result in an award which exceeds the otherwise lowest responsive, responsible bidder by 5% or \$5,000 whichever is lower.

(H) Waiver of Local Business preference. The City may waive the Local Business preference established herein where the City Commission declares by a simple majority vote that the Local Business preference is not in the best interest of the City, provided that such decision is made prior to the advertisement of the competitive solicitation. Further, the preference established herein in no way prohibits the right of the City to give any other preference permitted by law in addition to the preference provided herein.

Section 4. That should any section or provision of this ordinance or any portion thereof, any paragraph, sentence, or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part thereof other than the part declared to be invalid.

Section 5. That all ordinances or parts of ordinances in conflict herewith be, and the same, are hereby repealed.

Section 6. That this ordinance shall become effective upon its adoption on second and final reading.

PASSED AND ADOPTED in regular session on second and final reading on this the ____ day of _____, 2015.

M A Y O R

ATTEST:

City Clerk


First Reading_____


Second Reading_____



MEMORANDUM

To: Mayor and City Commission

Through: Donald B. Cooper, City Manager 

From: Joan K. Goodrich, Economic Development Director 

Date: April 20, 2015

Subject: **Community Partner Feedback of Proposed Delray Beach Local Business Preference Ordinance**

Attached please find additional input and feedback on the Proposed Delray Beach Local Business Preference Ordinance from key community and economic development partners after presenting the item to the Boards of the CRA, DDA, Chamber of Commerce and West Atlantic Redevelopment Coalition (WARC) from December 2014 through March 2015.

Formal response letters were received from the DDA and WARC with some notable suggestions. Additionally, the CRA Board at their January 22, 2015 workshop meeting generally supported the City Commission in enacting the proposed ordinance and recommended the following to the City:

- 1) Baseline City procurement data to see what the current trend is for City purchasing of local services and products before the Ordinance is enacted;
- 2) Add a training component to the initiative to help local small businesses build capacity and "readiness" for future purchasing opportunities

Please let me know of any questions. I look forward to our next steps.



DowntownDelrayBeach.com

BOARD OF DIRECTORS

December 15, 2014

David Cook
Chair
Hand's Stationers

Seabron A. Smith
Vice-Chairman
TED Center

Bonnie Beer
Treasurer
Caffe Luna Rosa

Albert Richwagen
Secretary
Richwagen's Bicycles

Ryan Boylston
Woo Creative

Mark Dankler
Vince Canning Shoes

Frank Frione
GFA International, Inc.

Joan Goodrich, Director of Economic Development
City of Delray Beach
100 NW 1st Avenue
Delray Beach, FL 33444

RE: Proposed Local Business Preference Ordinance

Dear Joan,

This concerns the item that came before the Delray Beach Downtown Development Authority for review.

ITEM: Review of Proposed Delray Beach Local Business Preference Ordinance. After presentation, discussion ensued concerning a number of items:

- *American Builders and Contractors* concerning ordinance language
- Physical office that is staffed and doing business full time a year before solicitation
- Regular site visits, not just a telephone call to confirm business

ACTION – Motion for consensus approval of the Proposed Delray Beach Business Preference Ordinance with the additional concerns of physical site visits and contact with *American Builders and Contractors* concerning language: Bonnie Beer; 2nd: Albert Richwagen.

Roll Called.

Consensus unanimously approved.

Please know that we send this information to assist you in making your decisions as they affect the DDA District of Downtown Delray Beach.

Sincerely,

David Cook
Chairman

cc: DDA Board of Directors
Delray Beach Mayor and City Commission
Delray Beach City Manager



20 North Swinton Ave. • Delray Beach, FL 33444 • Phone: 561-276-8640 • Fax: 561-276-8558 • www.DelrayWARC.org

February 27, 2015

OFFICERS

REGINALD A. COX, RA, MBA, CBO, CHAIR
CRA BOARD LIAISON,
PRINCIPAL, REGINALD A. COX & ASSOC., INC.
rcocox@reginaldacox.com

JOYCELYN PATRICK, VICE-CHAIR
NW NEIGHBORHOOD ALLIANCE CHAIR,
SUSTAINABLE COMMUNITIES CO-CHAIR
Joycelyn.patrick@gmail.com

ANN STACEY-WRIGHT, SECRETARY
SW NEIGHBORHOOD ALLIANCE CHAIR,
SUSTAINABLE COMMUNITIES CO-CHAIR
Joycelyn.patrick@gmail.com

PETER PERRI, TREASURER
OWNER, PJB, LLC
bpjppp@aol.com

DIRECTORS

ALFRED STRAGHN
OWNER, STRAGHN & SON FUNERAL HOME
dstraghn@yahoo.com

CHARLES "CHUCK" RIDLEY, COMMUNITY
ORGANIZER, FPSU
ECONOMIC DEVELOPMENT COMMITTEE CHAIR
cr Ridley001@gmail.com

PATRICIA WRIGHT
PROMOTIONS COMMITTEE CO-CHAIR,
FROG ALLEY HISTORIC COMMITTEE CHAIR
sushine057@yahoo.com

DOROTHY ELLINGTON, EXECUTIVE DIRECTOR
DELRAY BEACH HOUSING AUTHORITY
dellington@dbha.org

STEPHANIE IMMELMAN, EXECUTIVE DIRECTOR
DELRAY BEACH MARKETING COOPERATIVE
PROMOTIONS COMMITTEE CO-CHAIR
simmelman@delraybeach.com

SHEPPARD GROSS, CITY OF DELRAY BEACH
PUBLIC WORKS CREW LEADER
FPSU SEIU DELEGATE
Sheppardgross1486@gmail.com

STAFF

KRISTYN COX-GOODWIN, WARC ADMIN.
admin@delraywarc.org
(561) 276-8640

To: Delray Beach's Office of Economic Development,

We thank you for your presentation at our last WARC Board meeting of February 5th, 2015 at which you presented a proposed ordinance for Local Business Preference to the City's Procurement Policy. We agree that these are necessary steps to take for true community economic growth in our City and we support it.

That being said, we would like the disadvantaged population of our community to be supported and included in this effort as well, as we continue our goals toward minority business development. Here is our recommendation towards that initiative:

1. Work collaboratively with members of the contracting community, City departments and other stakeholders on recommendations for how the City can develop and implement policies, practices and processes that increase diversity, ensure fair participation, promote competitiveness, avoid discrimination and provide a more responsive environment for MWBE / Disadvantaged firms, businesses and contractors working on City contracts
2. Facilitate outreach events for existing and potential MWBE / Disadvantaged firms and pursue aggressive outreach strategies to sustain and improve MWBE participation in City contracts
3. Improve and expand technical assistance, business development, training and mentoring programs for MWBE / Disadvantaged firms by greater coordination with organizations, businesses and public agencies as well as other City departments and offices
4. Work closely with other departments and offices to ensure all policies, practices and processes are consistent and complimentary and make it easier for MWBE / Disadvantaged firms to pursue City contracts
5. Commission a disparity study that covers professional services, purchasing and construction services – ideally every 5 years
 - This includes a request to the City, through the OED, to provide a FY 15/16 budget for the planning efforts leading to a disparity study.

In the meantime, WARC's Economic Development Committee looks forward to working with our community partners including the City's OED, DDA, Chamber, CRA and DBMC on the data necessary to support this objective and willing to participate in any way possible.

Sincerely,


Reginald A. Cox, WARC Board Chair

The Mission of the West Atlantic Redevelopment Coalition (WARC) is to serve as a vehicle for community redevelopment, linking the resources of the public and private sector, to advocate for the improvement of the economic, social and cultural future of the businesses and neighborhoods surrounding West Atlantic Avenue.



If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, that person will need a record of the proceedings, and that, for such purpose, the person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

WORKSHOP MEETING MINUTES
Thursday, January 22, 2015 5:00 p.m.
City Commission Chambers
Delray Beach, FL 33444

STAFF PRESENT:

Jeff Costello	Elizabeth Burrows	Jasmin Allen
Earl Prizlee	D J Doody	
Joan Goodrich	Susan Shaw	

OTHERS PRESENT:

Marisa Gottesman	Bob Currie	Ian LaQua
Jill Lanigan	Robert Schmidt	
Isabella Balestriere	D. Fitzsimmons	

1. Call to Order

Board Chair Herman Stevens called the Workshop to order at 5:05.

2. Roll Call

Present: Herman Stevens, Annette Gray, Bill Branning, Cathy Balestriere, Paul Zacks,
Absent: Reggie Cox, Joseph Bernadel

3. Approval of Agenda

Ms. Gray made a motion to approve the Workshop Meeting Agenda. Mr. Zacks seconded the motion which passed unanimously.

4. Discussion

A. Presentation of Arts Warehouse Conceptual Plan

Earl Prizlee, Project Manager, opened the discussion. Staff has been working with Currie Sowards Aguila Architects, Inc. (CSA) to further refine the conceptual plans previously developed. He showed a rendering of the most current design which allows for maximum flexibility as the program develops.

Mr. Cox and Mr. Bernadel arrived at 5:10.

Mr. Bob Currie, CSA, reviewed the floor plan with the board. He stated the artists spoke about the Warehouse as the Art Cube and liked the name so much that the design concept focused on cubes. The office addition (southwest corner of the building) will be demolished to provide an iconic entrance with a 12"x12" glass block element. There will be a canopy and circular

drop-off entry with some parking and a handicapped space up front. The conceptual plan includes a classroom, office space, catering kitchen/coffee shop, gift shop, restrooms, computer room, artist studios, a maker space, reception area, and flexible multipurpose space that could be used by the film industry. There are entrances from the back and the front, as well as a place for a kiln outside on the north side of the building.

Mr. Branning was unsure about the glass block for the entrance due to the cost, and felt it might not be acceptable per code. He also felt the reception area was pretty large. Mr. Currie said the reception area was based on a visit to the new museum in Miami and it serves as a backdrop for art and is only 'staffed' during exhibits. Mr. Branning also suggested providing a corridor through the maker space. Ms. Gray had some concerns about the maker space being so large, stating that community input clearly stressed the need for artists' space. She also did not feel the multipurpose space should contain anything permanent for the film industry. Mr. Currie agreed the artists are the main consideration and that nothing was being added specific to the film industry. While it is large, Mr. Currie stated that the space can be subdivided based on demand. Also, Executive Director Jeff Costello noted that Mr. Branning's suggestion to put in a corridor along the side of the maker space would automatically decrease the size.

Mr. Cox agreed with Mr. Branning about the glass block in the entry. Mr. Cox asked for clarification that "Art Cube" is signage. Mr. Currie said he envisioned the entry cube wall being poured in cement on the ground and then tilted up. The front elements would be 12" x 12" glass block within the concrete. Mr. Currie said that it was signage and would have to go through permitting but thinks it works for the building. Ms. Gray said she was not sure 'Art Cube' was the best name for the building, and that there is a great opportunity for a naming contest. Delray already has the Arts Garage and Artists Alley so it is a chance to let the community choose a name. Mr. Branning stated steel should be used rather than concrete for the entrance feature. The board thanked Mr. Currie for the update.

B. Presentation on CRA Office Expansion Conceptual Plan

Mr. Prizlee introduced the item, which calls for expanding the existing CRA office space. He gave a brief overview, noting that there are twelve staff positions currently with another position pending so additional office and meeting space is needed. He added that the integrity of the original historic home needs to be respected, so the proposed design is a modern façade that can be seen through. Jill Lanigan of Song & Associates Architects presented the conceptual plans, and indicated the need for additional workspace and conference/meeting space. She also stated that for these renovations state board approval would not be needed.

Mr. Bernadel thought the plans were a good start, blending the old and the new and making it more functional while keeping the original design. He asked how long the project would take and what kind of inconvenience would be posed. Mr. Costello responded from nine months to a year for construction and maybe six month for permits. There will be some inconvenience. Mr. Prizlee stated that the cost for the one story addition would be approximately \$500,000 to \$700,000 and the second story would be another \$200,000 to \$300,000. With soft costs at 20%, the cost would be around \$1,000,000 to \$1,500,000. Mr. Cox said he thought the first story renovations would suffice, but suggested the plans for the first floor should be modified. He felt the addition needs to be more consistent with the existing design. Mr. Prizlee said that an elevator needs to be added to come up to code for handicapped, so it would be prudent to go ahead with the second story at the same time.

Mr. Branning commented that while he recognizes the need for more space, the CRA does not want to create an iconic government office building which would draw unwanted attention. He

felt the proposed design is inappropriate and inefficient, particularly with the lobby area. The renovations would cost about \$400 a square foot, and he did not support spending a million dollars for 2,600 square foot of office space. He suggested going out and looking for office space, maybe 5,000 or 6,000 square feet. Mr. Stevens expressed concern with the cost of the expansion considering these are public funds being used. Mr. Zacks asked about obtaining other space for that amount of money. Mr. Costello noted that 5,000-6,000 square feet of office space is limited in the district. He asked where the board felt the CRA should be positioned in the area. Ms. Gray stated that she does not think the CRA will be growing in the next thirty years, and questioned being able to recoup the value if the current building is modernized. Additionally she felt such an iconic building would open the CRA for unwanted attention and believes the CRA should be positioned on West Atlantic Avenue. Mr. Stevens felt more information is needed regarding relocation. Mr. Costello said there could be some opportunities with the new West Atlantic development underway, and staff could bring more options to the February Board Workshop and present a Plan B for relocation. Mr. Branning felt there might be an opportunity with a future RFP for CRA owned property. Staff will bring some relocation options back to the board.

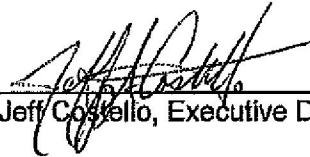
C. Proposed Delray Beach Local Business Preference to City's Procurement Code Ordinance

Economic Development Director Joan Goodrich presented the item. She stated that 25 communities' procedures were researched as to what they do regarding supporting small and minority businesses in the context of procurement, economic development, and assistance. Working together with the City Manager's Office, City Attorney's Office, Finance Department, and the Office of Economic Development, the procedures were reviewed. As a result, ten recommendations for updating the purchasing and procurement policies and creating new local and/or small business preference were brought forward at a City Commission Workshop last November. Specifically, direction was sought on updating purchasing policies and considering giving direction on new local preference small business policy. Minority business preference cannot be addressed as there has not been a recent Disparity Study. A draft of the ordinance has been provided in the board packets, and it grants a preference to local businesses responding to competitive solicitations with four specific methods by which the preference could apply. Local businesses would need to have a physical address within city limits, and it includes home offices but not post office boxes. They would also need a valid business license receipt. She noted that there was a business preference given in the 2014 Landscape Architect RFQ so the board has given this some consideration already.

Mr. Branning stated his reason for giving 10 points for local business respondents to the 2014 Landscape Architect RFQ was because of the practicality of having job sites nearby. He stated that normally when a local preference policy is adopted it is to create an economic benefit with workers living and working and spending money within their municipality. He suggested it would be important to know how much in dollars the city puts out for procurement that would meet the criteria in this draft ordinance and how much the city does locally and how much is not local. He feels this information will be valuable for evaluating the proposed ordinance, and noted that the IT Department could take the City's vendors list and sort it to gather useful data. Ms. Goodrich will bring data back to the board for further review. Ms. Gray is fully in favor of moving forward with the ordinance, and feels that an educational component is needed. She feels if one business is helped to get a local contract the program will be successful. Currently many small businesses don't respond because they can't compete. In order to be able to compete on bids, these small businesses will need assistance and education. Ms. Balestriere also acknowledged the need for an educational component, and asked about putting in plans to work with the small

businesses since they do not have an existing infrastructure. Mr. Cox thanked Ms. Goodrich for her participation in the process of coming up with the ten excellent recommendations.

The Workshop was adjourned.



Jeff Costello, Executive Director



Herman Stevens, Board Chair



MEMORANDUM

TO: Mayor and City Commissioners

FROM: Holly Vath, Chief Purchasing Officer
Jack Warner, CFO

THROUGH: Donald Cooper, City Manager

DATE: April 2, 2015

SUBJECT: **AGENDA ITEM 11.A. - MEETING OF APRIL 21, 2015**
ORDINANCE NO. 11-15 (FIRST READING)

BACKGROUND

Staff recommends that the Commission, by majority vote:

By motion, approve on first reading Ordinance No. 11-15, creating a new Section 36.14 of the City's Procurement Code, by amending Chapter 36, to, among other changes, create a Section 36.14, "Local Business Preference."

LEGAL DEPARTMENT REVIEW

Approved as to form and legal sufficiency.

FINANCIAL DEPARTMENT REVIEW

Finance recommends approval.

DISCUSSION

The City Commission directed staff on November 13, 2014 and reaffirmed on December 9, 2014 to propose a local business preference purchasing program. The ordinance defines a "Local Business" is any person, firm, partnership, company or corporation authorized to do business in Florida that has a valid business tax receipt issued by the City for at least one (1) year prior to solicitation and a physical address within the City from which the vendor lawfully performs and operates. In order to qualify for the preference, a Local Business must submit a certification statement defined in the ordinance.

The ordinance grants a preference to Local Businesses responding to competitive solicitations made under Code Section 36.02 (A) *Sealed Competitive Method*, which applies to acquisitions and revenue contracts with value over \$ 25,000. There are three specific methods by which the preference could apply:

(1) Competitive Bids. The City will give preference to a Local Business whose bid is determined to be within 5% or \$5,000, whichever is less, of the lowest responsible and responsive bidder. The inverse applies for revenue generating contracts – the same preference will be applied by reference to the highest bid.

(2) Requests for Proposals, Requests for Qualifications, and Requests for Letters of Intent using a quantitative selection. This provision applies when the selection utilizes a point system for evaluation of submissions. The City will give Local Businesses an additional 5% of the total points indicated in the evaluation criteria. As an example, if the solicitation utilizes a 100 point system, a Local Business would have the opportunity to earn up to a maximum of 105 points.

(3) Requests for Proposals, Requests for Qualifications, and Requests for Letters of Intent using a qualitative ranking rather than a quantitative selection. This provision applies when the solicitation calls for proposals to be ranked rather than assigned numerical points. For all such solicitations, the City's Purchasing Department will include a Local Business preference in the evaluation criteria that is consistent with the intent of the ordinance.

The ordinance further establishes a general policy for all other procurements, encouraging City departments and staff to utilize Local Businesses if possible.

The Local Preference ordinance limits the applicability when more than 5% or \$5,000, whichever is lower, separates the Local Business from the lowest responsive bidder.

The Local Business preference exempts certain types of acquisitions, either because prohibited by law or as a matter of public policy (e.g., professional services subject to CCNA, contracts with governmental funding that prohibit local preference, emergency procurements, and piggyback procurements). Further, the ordinance includes a waiver provision, which allows the City Commission, by majority vote, to waive the Local Business preference should it determine the preference is not in the best interest of the City, as long as the determination is made prior to advertisement of the solicitation.

OPERATING COST

In FY 2014, local preference would have applied to 34 procurements each with a value greater than \$25,000, and with total spending of approximately \$ 5.6 million. Assuming the most costly case, that the maximal local preference price differential (the lower of 5 percent or \$5,000) had occurred in every procurement, the cost to the city would have been approximately \$100,000. In actuality, local vendors were awarded approximately \$3.5 million of total FY 2014 spending with no local preference operational. Thus the more realistic "worst case" additional cost to the City would have been approximately \$ 37,000.

RECOMMENDATION

Staff recommends approval of Ordinance 11-15.

SUN-SENTINEL
Published Daily
Fort Lauderdale, Broward County, Florida
Boca Raton, Palm Beach County, Florida
Miami, Miami-Dade County, Florida

RECEIVED
APR 30 2015
CITY CLERK

STATE OF FLORIDA

COUNTY OF: BROWARD/PALM BEACH/MIAMI-DADE

Before the undersigned authority personally appeared

MARK KUZNITZ, who on oath says that he or she is a duly authorized representative of the SUN-SENTINEL, a DAILY newspaper published in BROWARD/PALM BEACH/MIAMI-DADE County, Florida; that the attached copy of advertisement, being a Legal Notice in:

The matter of 11720-Notice of Public Meeting

City of Delray Beach

Friday

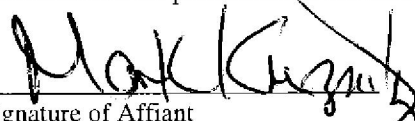
04/24/2015

Tuesday, May 5, 2015 at 7:00 p.m.

Was published in said newspaper in the issues of; Apr 24, 2015

3233222

Affiant further says that the said SUN-SENTINEL is a newspaper published in said BROWARD/PALM BEACH/MIAMI-DADE County, Florida, and that the said newspaper has heretofore been continuously published in said BROWARD/PALM BEACH/MIAMI-DADE County, Florida, each day and has been entered as second class matter at the post office in BROWARD County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised, any person, firm or corporation, any discount, rebate, commission or refund, for the purpose of securing this advertisement for publication in the said newspaper.

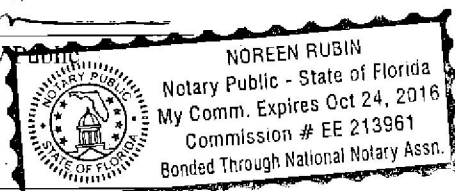


Signature of Affiant

Sworn to and subscribed before me this April 24, 2015.



Signature of Notary Public



Name of Notary, Typed, Printed, or Stamped

Personally Known (X) or Produced Identification ()

CITY OF DELRAY BEACH, FLORIDA
NOTICE OF PUBLIC HEARING

A PUBLIC HEARING will be held on the following proposed ordinance on TUESDAY, MAY 5, 2015 at 7:00 p.m. or at any continuation of such meeting which is set by the Commission, in the Commission Chambers, 100 N.W. 1st Avenue, Delray Beach, Florida, at which time the City Commission will consider its adoption. The proposed ordinance may be inspected at the Office of the City Clerk at City Hall, 100 N.W. 1st Avenue, Delray Beach, Florida, between 8:00 a.m. and 5:00 p.m., Monday through Friday, except holidays. Interested parties are invited to attend and be heard with respect to the proposed ordinance.

ORDINANCE NO. 11-15

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, FLORIDA, BY AMENDING CHAPTER 36, "ACQUISITION OF GOODS AND SERVICES AND DISPOSAL OF CITY PROPERTY"; AMENDING SECTION 36.02, "METHOD OF ACQUISITION," SUBSECTION (A), "SEALED

COMPETITIVE METHOD"; CREATING SECTION 36.14, "LOCAL BUSINESS PREFERENCE"; ESTABLISHING A LOCAL BUSINESS PREFERENCE IN THE ACQUISITION OF GOODS AND SERVICES; PROVIDING DEFINITIONS AND CERTIFICATION REQUIREMENTS FOR SAME; PROVIDING FOR EXCLUSIONS FROM AND WAIVER OF LOCAL BUSINESS PREFERENCE; PROVIDING A SAVING CLAUSE, A GENERAL REPEALER CLAUSE, AND AN EFFECTIVE DATE.

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 hearing, such person may need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is to be based. The City does not provide nor prepare such record pursuant to F.S. 286.0105.

CITY OF DELRAY BEACH
Chevelle D. Nubin, MMC
City Clerk
04/24/2015

Order # - 3233222

SUN-SENTINEL
Published Daily
Fort Lauderdale, Broward County, Florida
Boca Raton, Palm Beach County, Florida
Miami, Miami-Dade County, Florida

STATE OF FLORIDA

COUNTY OF: BROWARD/PALM BEACH/MIAMI-DADE

Before the undersigned authority personally appeared BETTY ARMAND, who on oath says that he or she is a duly authorized representative of the SUN-SENTINEL, a DAILY newspaper published in BROWARD/PALM BEACH/MIAMI-DADE County, Florida; that the attached copy of advertisement, being a Legal Notice in:

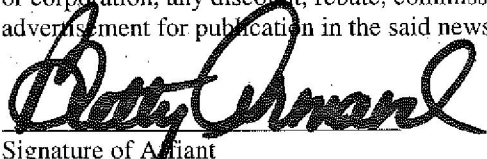
The matter of 11720-Notice of Public Meeting

City of Delray Beach/City Clerk's Office
Friday
06/26/2015
Hearing

Was published in said newspaper in the issues of; Jun 26, 2015

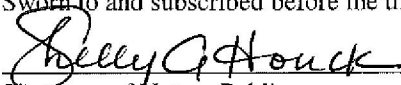
3375268

Affiant further says that the said SUN-SENTINEL is a newspaper published in said BROWARD/PALM BEACH/MIAMI-DADE County, Florida, and that the said newspaper has heretofore been continuously published in said BROWARD/PALM BEACH/MIAMI-DADE County, Florida, each day and has been entered as second class matter at the post office in BROWARD County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised, any person, firm or corporation, any discount, rebate, commission or refund, for the purpose of securing this advertisement for publication in the said newspaper.

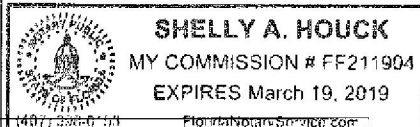


Signature of Affiant

Sworn to and subscribed before me this: June 26, 2015.



Signature of Notary Public



Name of Notary, Typed, Printed, or Stamped

Personally Known (X) or Produced Identification ()

CITY OF DELRAY BEACH, FLORIDA
NOTICE OF PUBLIC HEARING
A PUBLIC HEARING will be held on the following proposed ordinance on TUESDAY, JULY 7, 2015 at 7:00 p.m. or at any continuation of such meeting which is set by the Commission; in the Commission Chambers, 100 N.W. 1st Avenue, Delray Beach, Florida; at which time the City Commission will consider its adoption. The proposed ordinance may be inspected at the Office of the City Clerk at City Hall, 100 N.W. 1st Avenue, Delray Beach, Florida, between 8:00 a.m. and 5:00 p.m., Monday through Friday, except holidays. Interested parties are invited to attend and be heard with respect to the proposed ordinance.

ORDINANCE NO. 10-15

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, FLORIDA, BY AMENDING CHAPTER 33 "POLICE AND FIRE-RESCUE DEPARTMENTS" AT TITLE 3 "PENSIONS," BY AMENDING SECTION 33.60, DEFINITIONS; AMENDING SECTION 33.62, BENEFIT AMOUNTS AND ELIGIBILITY; AMENDING SECTION 33.68, RETIREMENT BENEFIT ENHANCEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

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 hearing, such person may need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is to be based. The City does not provide nor prepare such record pursuant to F.S. 286.0105.

CITY OF DELRAY BEACH
Chevelle D. Nubin, MMC
City Clerk
Friday, June 26, 2015

Order # - 3375268

SUN-SENTINEL
Published Daily
Fort Lauderdale, Broward County, Florida
Boca Raton, Palm Beach County, Florida
Miami, Miami-Dade County, Florida

STATE OF FLORIDA

COUNTY OF: BROWARD/PALM BEACH/MIAMI-DADE

Before the undersigned authority personally appeared

BETTY ARMAND, who on oath says that he or she is a duly authorized representative of the SUN-SENTINEL, a DAILY newspaper published in BROWARD/PALM BEACH/MIAMI-DADE County, Florida; that the attached copy of advertisement, being a Legal Notice in:

The matter of 11720-Notice of Public Meeting

City of Delray Beach

Friday

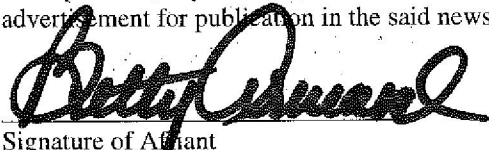
06/26/2015

Tuesday, July 7, 2015 at 7:00 p.m.

Was published in said newspaper in the issues of; Jun 26, 2015

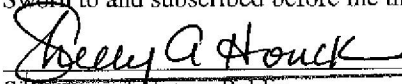
3372577

Affiant further says that the said SUN-SENTINEL is a newspaper published in said BROWARD/PALM BEACH/MIAMI-DADE County, Florida, and that the said newspaper has heretofore been continuously published in said BROWARD/PALM BEACH/MIAMI-DADE County, Florida, each day and has been entered as second class matter at the post office in BROWARD County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised, any person, firm or corporation, any discount, rebate, commission or refund, for the purpose of securing this advertisement for publication in the said newspaper.



Signature of Affiant

Sworn to and subscribed before me this: June 26, 2015.



Signature of Notary Public



Name of Notary, Typed, Printed, or Stamped
Personally Known (X) or Produced Identification ()

CITY OF DELRAY BEACH, FLORIDA
NOTICE OF PUBLIC HEARING
A PUBLIC HEARING will be held on the following proposed ordinances on TUESDAY, JULY 7, 2015 at 7:00 p.m. or at any continuation of such meeting which is set by the Commission, in the Commission Chambers, 100 N.W. 1st Avenue, Delray Beach, Florida, at which time the City Commission will consider their adoption. The proposed ordinance may be inspected at the Office of the City Clerk at City Hall, 100 N.W. 1st Avenue, Delray Beach, Florida, between 8:00 a.m. and 5:00 p.m., Monday through Friday, except holidays. Interested parties are invited to attend and be heard with respect to the proposed ordinances.

ORDINANCE NO. 12-15

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA ADOPTING A SMALL-SCALE FUTURE LAND USE MAP AMENDMENT FROM MD (MEDIUM DENSITY RESIDENTIAL 5-12 DU/AC) TO CC (COMMERCIAL CORE), PURSUANT TO THE PROVISIONS OF THE "COMMUNITY PLANNING ACT," FLORIDA STATUTES SECTION 163.3187, FOR LAND LOCATED ON THE WEST SIDE OF SW 6TH AVENUE, 334 FEET SOUTH OF WEST ATLANTIC AVENUE, AND LAND LOCATED ON THE EAST SIDE OF SW 7TH AVENUE, 365 FEET SOUTH OF WEST ATLANTIC AVENUE, AS MORE PARTICULARLY DESCRIBED HEREIN; AND REZONING AND PLACING SAID LAND PRESENTLY ZONED RM (MEDIUM DENSITY RESIDENTIAL) DISTRICT TO CBD (CENTRAL BUSINESS) DISTRICT; AMENDING "ZONING MAP OF DELRAY BEACH, FLORIDA, FEBRUARY 2015"; PROVIDING A GENERAL REPEALER CLAUSE, A SAVING CLAUSE, AND AN EFFECTIVE DATE.

ORDINANCE NO. 13-15

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH, FLORIDA, BY AMENDING SUBSECTION 4.5.1(E)(6), "RELOCATION," TO ESTABLISH REGULATIONS AND GUIDELINES REGARDING THE RELOCATION OF BUILDINGS OR STRUCTURES WITHIN, TO, OR FROM HISTORIC DISTRICTS OR SITES; BY ENACTING SECTION 7.10.11, "HISTORIC STRUCTURES," TO ESTABLISH A HISTORIC STRUCTURE RELOCATION BOND; AND TO PROVIDE FOR FORFEITURE OF SAME FOR FAILURE TO SUCCESSFULLY RELOCATE A HISTORIC STRUCTURE; PROVIDING A SAVING CLAUSE, A GENERAL REPEALER CLAUSE, AND AN EFFECTIVE DATE.

ORDINANCE NO. 14-15

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH, FLORIDA, BY REPEALING SUBSECTION 4.5.1(F)(7), "DEMOLITION," BY RENAMING AND AMENDING SUBSECTION 4.5.1(F), "RESTRICTIONS ON DEMOLITIONS," TO AMEND REGULATIONS AND GUIDELINES REGARDING THE DEMOLITION OF HISTORIC STRUCTURES, TO REQUIRE THE SUBMISSION OF A DEMOLITION PLAN, TO REQUIRE THAT PROPERTY OWNERS APPLYING FOR DEMOLITION PERMITS TAKE CERTAIN STEPS TO DOCUMENT, SALVAGE, AND RECORD HISTORIC STRUCTURES, TO ESTABLISH ADDITIONAL REQUIREMENTS FOR DEMOLITION OF MORE THAN 25 PERCENT OF A CONTRIBUTING OR INDIVIDUALLY DESIGNATED STRUCTURE; BY AMENDING SUBSECTION 4.5.1(G), "UNSAFE BUILDINGS," TO REQUIRE THE CHIEF BUILDING OFFICIAL TO PROVIDE THE HISTORIC PRESERVATION BOARD WITH DOCUMENTATION REGARDING ANY STRUCTURE WITHIN A DESIGNATED HISTORIC SITE OR DESIGNATED HISTORIC DISTRICT THAT IS UNSAFE; PROVIDING A SAVING CLAUSE, A GENERAL REPEALER CLAUSE, AND AN EFFECTIVE DATE.

ORDINANCE NO. 15-15

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES, BY AMENDING SECTION 4.7, "FAMILY/WORKFORCE HOUSING" TO PROVIDE THE CITY COMMISSION WITH THE DISCRETION TO DETERMINE THE MOST APPROPRIATE MEANS OF MEETING THE WORKFORCE HOUSING REQUIREMENT FOR EACH APPLICANT; PROVIDING THAT THE APPLICANT MUST ELECT THE PREFERRED OPTION, OR MEETING THE WORKFORCE HOUSING REQUIREMENT AT THE TIME OF APPLICATION FOR CONDITIONAL USE APPROVAL; PROVIDING A SAVING CLAUSE, A GENERAL REPEALER CLAUSE, AND AN EFFECTIVE DATE.

Order

ORDINANCE NO. 17-15

**CITY OF DELRAY BEACH, FLORIDA
NOTICE OF PUBLIC HEARING**

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ORDINANCE NO. 10-15

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, FLORIDA, BY AMENDING CHAPTER 33 "POLICE AND FIRE-RESCUE DEPARTMENTS"; AT TITLE 3 "PENSIONS," BY AMENDING SECTION 33.60, DEFINITIONS; AMENDING SECTION 33.62, BENEFIT AMOUNTS AND ELIGIBILITY; AMENDING SECTION 33.689, RETIREMENT BENEFIT ENHANCEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

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 hearing, such person may need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is to be based. The City does not provide nor prepare such record pursuant to F.S. 286.0105.

CITY OF DELRAY BEACH
Chevelle D. Nubin, MMC
City Clerk
Friday, June 26, 2015

Legal Notices

SunSentinel.com/Classified

**CITY OF DELRAY BEACH, FLORIDA
NOTICE OF PUBLIC HEARING**

A PUBLIC HEARING will be held on the following proposed ordinances on TUESDAY, JULY 7, 2015 at 7:00 p.m. or at any continuation of such meeting which is set by the Commission, in the Commission Chambers, 100 N.W. 1st Avenue, Delray Beach, Florida, at which time the City Commission will consider their adoption. The proposed ordinance may be inspected at the Office of the City Clerk at City Hall, 100 N.W. 1st Avenue, Delray Beach, Florida, between 8:00 a.m. and

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AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA ADOPTING A SMALL-SCALE FUTURE LAND USE MAP AMENDMENT FROM MD (MEDIUM DENSITY RESIDENTIAL 5-12 DU/AC) TO CC (COMMERCIAL CORE), PURSUANT TO THE PROVISIONS OF THE "COMMUNITY PLANNING ACT" FLORIDA STATUTES SECTION 163.3187, FOR LAND LOCATED ON THE WEST SIDE OF SW 6TH AVENUE, 334 FEET SOUTH OF WEST ATLANTIC AVENUE, AND LAND LOCATED ON THE EAST SIDE OF SW 7TH AVENUE, 365 FEET SOUTH OF WEST ATLANTIC AVENUE, AS MORE PARTICULARLY DESCRIBED HEREIN, AND REZONING AND PLACING SAID LAND PRESENTLY ZONED RM (MEDIUM DENSITY RESIDENTIAL) DISTRICT TO CBD (CENTRAL BUSINESS) DISTRICT, AMENDING "ZONING MAP OF DELRAY BEACH, FLORIDA, FEBRUARY 2015"; PROVIDING A GENERAL REPEALER CLAUSE, A SAVING CLAUSE, AND AN EFFECTIVE DATE.

ORDINANCE NO. 13-15

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH, FLORIDA, BY AMENDING SUBSECTION 4.5.1(E)(6), "RELOCATION," TO ESTABLISH REGULATIONS AND GUIDELINES REGARDING THE RELOCATION OF BUILDINGS OR STRUCTURES WITHIN, TO, OR FROM HISTORIC DISTRICTS OR SITES; BY ENACTING SECTION 7.10.11, "HISTORIC STRUCTURES," TO ESTABLISH A HISTORIC STRUCTURE RELOCATION BOND, AND TO PROVIDE FOR FORFEITURE OF SAME FOR FAILURE TO SUCCESSFULLY RELOCATE A HISTORIC STRUCTURE; PROVIDING A SAVING CLAUSE, A GENERAL REPEALER CLAUSE, AND AN EFFECTIVE DATE.

ORDINANCE NO. 14-15

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH, FLORIDA, BY REPEALING SUBSECTION 4.5.1(E)(7), "DEMOLITION"; BY RENAMING AND AMENDING SUBSECTION 4.5.1(F), "RESTRICTIONS ON DEMOLITIONS," TO AMEND REGULATIONS AND GUIDELINES REGARDING THE DEMOLITION OF HISTORIC STRUCTURES, TO REQUIRE THE SUBMISSION OF A DEMOLITION PLAN, TO REQUIRE THAT PROPERTY OWNERS APPLYING FOR DEMOLITION PERMITS TAKE CERTAIN STEPS TO DOCUMENT, SALVAGE, AND RECORD HISTORIC STRUCTURES, TO ESTABLISH ADDITIONAL REQUIREMENTS FOR DEMOLITION OF MORE THAN 25 PERCENT OF A CONTRIBUTING OR INDIVIDUALLY DESIGNATED STRUCTURE, BY AMENDING SUBSECTION 4.5.1(G), "UNSAFE BUILDINGS," TO REQUIRE THE CHIEF BUILDING OFFICIAL TO PROVIDE THE HISTORIC PRESERVATION BOARD WITH DOCUMENTATION REGARDING ANY STRUCTURE WITHIN A DESIGNATED HISTORIC SITE OR DESIGNATED HISTORIC DISTRICT THAT IS UNSAFE; PROVIDING A SAVING CLAUSE, A GENERAL REPEALER CLAUSE, AND AN EFFECTIVE DATE.

ORDINANCE NO. 15-15

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES, BY AMENDING SECTION 4.7, "FAMILY/WORKFORCE HOUSING" TO PROVIDE THE CITY COMMISSION WITH THE DISCRETION TO DETERMINE THE MOST APPROPRIATE MEANS OF MEETING THE WORKFORCE HOUSING REQUIREMENT FOR EACH APPLICANT; PROVIDING THAT THE APPLICANT MUST ELECT THE PREFERRED OPTION OR MEETING THE WORKFORCE HOUSING REQUIREMENT AT THE TIME OF APPLICATION FOR CONDITIONAL USE APPROVAL; PROVIDING A SAVING CLAUSE, A GENERAL REPEALER CLAUSE, AND AN EFFECTIVE DATE.

ORDINANCE NO. 17-15

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING TITLE 13, "GENERAL OFFENSES", OF THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, BY CREATING A NEW SECTION 137, "CIVIL RIGHTS", PROVIDING FOR NON-DISCRIMINATION WITHIN THE CITY; PROVIDING A GENERAL REPEALER CLAUSE; SAVING CLAUSE; AND AN EFFECTIVE DATE.

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 hearing, such person may need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is to be based. The City does not provide nor prepare such record pursuant to F.S. 286.0105.

CITY OF DELRAY BEACH
Chevelle D. Nubin, MMC
City Clerk
06/26/2015