

City of Delray Beach

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Minutes - Final

Tuesday, February 21, 2017

6:00 PM

Regular Meeting at 6:00 PM

Delray Beach City Hall

City Commission

1. ROLL CALL

Present: 4 - Mayor Cary Glickstein, Vice-Mayor Jordana Jarjura, Commissioner Mitchell Katz, and Commissioner Shelly Petrolia

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. AGENDA APPROVAL

The City Attorney requested to add Item 6.V., confidential settlement memo regarding the case of Leslie Santana vs. the City of Delray Beach to the Consent Agenda.

Also, the City Attorney stated he would like to add the Best Interest Resolution No. 15-17 added to the Consent Agenda so that the City Commission can take a vote on this item.

The City Attorney requested that Item 7.B., Atlantic Crossing Waivers (Quasi-Judicial Hearing) (Addendum) be moved up on the Regular Agenda as Item 7.A. and Item 7.C., Atlantic Crossing Settlement Agreement - Edwards CDS, LLC vs. the City of Delray Beach (Addendum) as Item 7.B., and that Item 7.A., In-lieu of Parking Fee Request and in-lieu of Parking Agreement for the Lisa Building at 47 S.E. 5th Avenue (Quasi-Judicial Hearing) become Item 7.C. on the Regular Agenda.

Commissioner Petrolia requested that Item 6.P., Resolution No. 15-17: Schedule for Fire Safety Inspections be moved to the Regular Agenda as Item 7.D.

approved as amended

Yes: 4 - Mayor Glickstein, Vice-Mayor Jarjura, Commissioner Katz, and Commissioner Petrolia

Yes: 4 - Mayor Glickstein, Vice-Mayor Jarjura, Commissioner Katz, and Commissioner Petrolia

4. PRESENTATIONS:

4.A. [17-166](#)

Sponsors: City Clerk Department

Attachments: [211 Awareness 2017](#)
[211- 2017 PBC Presentation-Sharon](#)

Mrs. Sharon L'Herrou, CEO and Executive Director of 2-1-1, presented a PowerPoint that discussed the available resources to the residents of Palm Beach County.

Commissioner Petrolia asked Mrs. L'Herrou if the recent Open House Event was an annual event. She also asked her if they received a backup generator for the office. Mrs. L'Herrou stated that the agency had just received a grant for a generator.

4.B. [17-174](#) PRESENTATION FROM PALM BEACH COUNTY SCHOOL DISTRICT REGARDING THE REFERENDUM PROJECT LIST

Recommendation: Hear the presentation.

Attachments: [School Board Referendum Project list](#)

Discussed the needs of the penny tax that was recently implemented . He described what the tax committee would do and how the funds would be distributed throughout the schools in Delray Beach. He also described how this would be impacted county-wide. He went over his Power Point. He stated there is a website that citizens can track progress of each project. The money is specific to capital improvement -- not teacher salary increases. He discussed would oversee the spending.

Mayor Glickstein asked what is timing on the project for Plumosa. He advised that he did not have these dates readily available, but this information is revisited each year. He would follow up with Ms. Meeks.

Vice Mayor Jarjura asked about the expansion plan for Village for such things like a football stadium.

Deputy Vice Mayor Katz talked about Pine Grove's timeline and priorities with construction.

Mayor Glickstein talked about the revenue and deferred maintenance.

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

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

5.B. From the Public

6. CONSENT AGENDA: City Manager Recommends Approval

6.A. [17-165](#) ACCEPTANCE OF A HOLD HARMLESS AGREEMENT FOR 900 S. OCEAN BOULEVARD

Recommendation: Motion to approve and accept a Hold Harmless Agreement for 900 S.

Ocean Boulevard.

Sponsors: Environmental Services Department

Attachments: [Location Map for 900 S. Ocean Blvd..pdf](#)
[FDOT Utility Permit](#)
[Hold Harmless Agreement for 900 S. Ocean Blvd](#)
[Ledges Annual Filing #723052.pdf](#)

- 6.B. [17-047](#) ACCEPTANCE OF A 5' RIGHT OF WAY DEDICATION ALONG SE 7TH AVENUE, FOR THE PROPERTY LOCATED AT 55 SE 7TH AVENUE

Recommendation: Motion to Approve the acceptance of a 5' Right-of-Way Dedication for the property located at 55 SE 7th Avenue.

Sponsors: Planning & Zoning Department

Attachments: [55 SE 7th Avenue ROW Deed](#)

- 6.C. [17-085](#) SERVICE AUTHORIZATION NO. 12-20.1 WITH KIMLEY-HORN AND ASSOCIATES, INC. FOR THE DESIGN OF WATER MAIN UPGRADES FOR NW 1ST AVENUE AND NW 2ND AVENUE (Project No. 16-033)

Recommendation: Motion to Approve Service Authorization 12-20.1 to Kimley-Horn and Associates, Inc. in the amount not-to-exceed \$9,236.46 for professional engineering design services relating to water main upgrades along NW 1st Avenue and NW 2nd Avenue, from NW 3rd Street to NW 3rd Court.

Sponsors: Environmental Services Department

Attachments: [Service Authorization 12-20.1](#)
[NW 1st Avenue/ NW 2nd Avenue Location Map](#)
[Amendment No. 3 Kimley Horn Associates](#)
[Kimley Horn Associates Contract Extension](#)

- 6.D. [17-124](#) SERVICE AUTHORIZATION NO. 12-16 WITH WANTMAN GROUP, INC. IN AN AMOUNT NOT-TO-EXCEED \$183,110 FOR THE NE 2ND AVENUE/SEACREST BEAUTIFICATION PROJECT PHASE III

Recommendation: Motion to Approve Service Authorization No. 12-16 with Wantman Group, Inc. for design services for the N.E. 2nd Avenue / Seacrest Beautification Project Phase III (Project No. 17-010) in the amount not-to-exceed \$183,110.

Sponsors: Environmental Services Department

Attachments: [Location Map](#)
[WGI NE 2nd Avenue LAP Phase III](#)
[Gen Engineering Svcs Amendment No. 4, Wantman CAO rev](#)
[Engineering Agreement, Wantman](#)

- 6.E. [17-164](#) SERVICE AUTHORIZATION NO. 12-27 TO BAXTER AND WOODMAN COMPANY FOR PROFESSIONAL SERVICES TO EVALUTE THE PUBLIC UTILITIES TELEMETRY SYSTEM

Recommendation: Motion to Approve Service Authorization No. 12-27 to Baxter and Woodman Company d/b/a Mathews Consulting, in an amount not-to-exceed \$38,855.00, for professional services in a not-to-exceed amount of 40,000.

Sponsors: Environmental Services Department

Attachments: [Service Authorization No.12-27 to Mathews Consulting for Telemetry \(SCADA\) System Evaluation](#)
[Engineering Agreement, Mathews](#)
[Gen Engineering Svcs Amendment No 4 Baxter \(Mathews\) CAO rev](#)

- 6.F. [17-161](#) SERVICE AUTHORIZATION NO. 12-22 TO KIMLEY-HORN AND ASSOCIATES, INC. IN THE NOT TO EXCEED AMOUNT OF \$4,000 FOR A STOP CONTROL WARRANT ANALYSIS

Recommendation: Motion to Approve Service Authorization No. 12-22 to Kimley-Horn and Associates, in an amount not-to-exceed \$4,000.00, for engineering consulting services to conduct a stop control warrant analysis.

Sponsors: Environmental Services Department

Attachments: [Service Authorization 12-22 Stop Control Warrant Analyses](#)

- 6.G. [17-106](#) SERVICE AUTHORIZATION NO. 12-26 WITH KIMLEY-HORN AND ASSOCIATES, INC. TO INSPECT THE STRUCTURAL CONDITION OF THE 100' STEEL CHRISTMAS TREE DURING DISASSEMBLY IN A NOT-TO-EXCEED AMOUNT OF \$3,800

Recommendation: Motion to Approve Service Authorization No. 12-26 with Kimley-Horn and Associates, Inc. (KHA) in the amount not-to-exceed \$3,800 for professional engineering services to inspect the City's 100' Christmas Tree steel frame during disassembly and provide recommendations with respect to assembly of the tree for the 2017 holiday season.

Sponsors: Environmental Services Department

Attachments: [Service Authorization No. 12-26](#)
[2015 Christmas Tree Evaluation - Kimley Horn and Associates](#)
[2015 Supplemental Report - Kimley-Horn](#)
[Kimley Horn and Associates Contract Extension](#)
[Amendment No. 3 Kimley Horn and Associates](#)
[Engineering Agreement - Kimley](#)

- 6.H. [17-130](#) ACQUISITION OF A NEW 100' ALUMINUM CHRISTMAS TREE AND GENERAL CONTRACTOR SERVICES FOR THE CONSTRUCTION OF THE TREE CONCRETE FOUNDATION AND ELECTRICAL SERVICE, ASSEMBLY/DISASSEMBLY, MAINTENANCE, AND STORAGE/TRANSPORTATION OF THE TREE AND THE NORTH POLE VILLAGE STRUCTURES TO THE EVENT SITE AT OLD SCHOOL SQUARE

Recommendation: Motion to Approve expediting the acquisition of a new 100' Aluminum Christmas Tree and General Contractor Services for the construction of the tree foundation and electrical service, the annual assembly and disassembly of the tree, tree maintenance, and the storage and transportation of the Christmas Tree and North Pole Village Structures to the event site at Old School Square (Project No. 17-062).

Sponsors: Environmental Services Department

Attachments: [100' Christmas Tree Presentation](#)
[100' Christmas Tree Specifications](#)
[Scope of Work - General Contractor for Christmas Tree Services](#)
[2015 Christmas Tree Evaluation](#)
[2015 Christmas Tree Evaluation Supplemental Report](#)
[Zone 1 Tree - 2d](#)
[Zone 1 Tree - 3d](#)
[Old School Square Core Committee Meeting Report](#)

- 6.I. [17-181](#) AMENDMENT TO EXTEND THE AGREEMENT WITH AMERISTAR PARKING SOLUTIONS, LLC IN A NOT-TO-EXCEED AMOUNT OF \$169,600

Recommendation: Motion to Approve Amendment No. 3 to extend the Agreement with Ameristar Parking Solutions, LLC through May 29, 2017 for parking facility management in a not to exceed amount of \$169,600.

Sponsors: Environmental Services Department

Attachments: [Parking Facility Management Agreement](#)
[Parking Facility Management Amendment No. 1](#)
[Parking Facility Management Amendment No. 2](#)
[Ameristar Agreement Amendment No 3 rev JR](#)

- 6.J. [17-039](#) CONTRACT RENEWAL WITH DB ECOLOGICAL SERVICES, INC. FOR MARINE TURTLE MONITORING SERVICES DURING NESTING SEASON

Recommendation: Motion to renew the marine turtle monitoring services contract with DB Ecological Services, Inc. in the amount of \$40,081 for the 2017 Marine Turtle Monitoring Services during Nesting Season (Project No. 2012-070).

Sponsors: Environmental Services Department

Attachments: [Amendment No. 1 with DB Ecological Services, Inc](#)
[Sea Turtle Monitoring Contract DB Ecological Original 4.15.15](#)
[DB Ecological Purchase Order for 2015](#)
[1st Renewal for DBI Ecological Services, Inc. for 2016](#)
[Bid Award by City Commission](#)

- 6.K. [17-159](#) FIRST AMENDMENT TO THE THE INTERLOCAL AGREEMENT WITH THE CITY AND THE COMMUNITY REDEVELOPMENT AGENCY (CRA) FOR FUNDING CONSTRUCTION AND PROFESSIONAL SERVICES FOR FY 2016-2017

Recommendation: Motion to Approve the First Amendment to the Interlocal Agreement (ILA) between the City and the Community Redevelopment Agency (CRA) for funding of construction and professional services to revise the funding amounts for projects approved in the CRA's final FY 2016-2017 Budget Amendment.

Sponsors: Environmental Services Department

Attachments: [FIRST AMENDMENT TO THE THE INTERLOCAL AGREEMENT WITH THE CITY AND THE COMMUNITY REDEVELOPMENT AGENCY \(CRA\) FOR FUNDING CONSTRUCTION AND PROFESSIONAL SERVICES FOR FY 2016-2017](#)
[CRA-City FY2016-17 Project status Map](#)

- 6.L. [17-061](#) PROPOSED GRANT APPLICATIONS TO THE PALM BEACH METROPOLITAN PLANNING ORGANIZATION (MPO) FOR THE 2017 LOCAL INITIATIVE (LI) AND TRANSPORTATION ALTERNATIVE PROGRAM (TAP)

Recommendation: Motion to Approve the submittal of grant applications for the 2017 Local Initiative and Transportation Alternative Program to the Palm Beach Metropolitan Planning Organization.

Sponsors: Environmental Services Department

Attachments: [Local Initiatives Application Form](#)
[Transportation Alternative Program Application Form](#)
[Cost Estimate Barwick 02-07-2017](#)
[Cost Estimate Lindell 02-07-2017](#)
[Cost Estimate Linton 02-07-2017](#)
[Cost Estimate Loop 02-03-2017](#)

- 6.M.** [17-011](#) APPROVAL OF A PURCHASE AWARD FROM MUSCO SPORTS LIGHTING, LLC. UTILIZING THE CLAY COUNTY CONTRACT NO. 13/14-8

Recommendation: Motion to Approve a purchase award from Musco Sports Lighting, LLC for Merritt Park lighting in the amount of \$181,950 using the Board of County Commissioners of Clay County Contract No.13/14-8.

Sponsors: Parks & Recreation Department

Attachments: [Clay County Agreement-piggyback](#)
[Musco Best Price Letter](#)
[Clay County FL RFP for Various Equipment and Amentieis for Parks and Playgrounds](#)
[Clay County RFP Award Document](#)
[Clay County Approval Minutes](#)
[Musco - Clay County Submission](#)
[Merritt Park Quote](#)
[Musco Agreement 2017](#)

- 6.N.** [17-128](#) PRIOR APPROVAL OF FISCAL YEAR 2017 SPENDING LIMIT GREATER THAN \$25,000 WITH B & M MARINE CONSTRUCTION, INC.

Recommendation: Motion to Approve multiple acquisitions of less than \$25,000 each to B & M Marine Construction, Inc. for various marine-related construction work in a total not-to-exceed amount of \$55,000 for Fiscal Year 2017.

Sponsors: Purchasing Department

- 6.O.** [17-131](#) PRIOR APPROVAL OF FISCAL YEAR 2017 SPENDING LIMIT GREATER THAN \$25,000 WITH A ONE FIRE EQUIPMENT, INC.

Recommendation: Motion to approve multiple acquisitions of less than \$25,000 each to A One Fire Equipment, Inc. for Fire Trucks, Ambulances and Heavy Equipment parts in a total not-to-exceed amount of \$35,000 for Fiscal Year 2017.

Sponsors: Environmental Services Department

- 6.P.** [17-132](#) PRIOR APPROVAL OF FISCAL YEAR 2017 SPENDING LIMIT GREATER THAN \$25,000 WITH TOTAL TRUCK PARTS, INC.

Recommendation: Motion to Approve multiple acquisitions of less than \$25,000 each to Total

Truck Parts, Inc. for truck, ambulance and heavy equipment parts in a total not-to-exceed amount of \$40,000 for Fiscal Year 2017.

Sponsors: Environmental Services Department

- 6.Q. [17-133](#) PRIOR APPROVAL OF FISCAL YEAR 2017 SPENDING LIMIT GREATER THAN \$25,000 WITH ALLOY WELDING & FABRICATION, INC.

Recommendation: Motion to approve multiple acquisitions of less than \$25,000 each to Alloy Welding & Fabrication, Inc. for alloy welding and specialty parts fabrication services in a total not-to-exceed amount of \$40,000 for Fiscal Year 2017.

Sponsors: Environmental Services Department

- 6.R. [17-134](#) PRIOR APPROVAL OF FISCAL YEAR 2017 SPENDING LIMIT GREATER THAN \$25,000 WITH STEWART & STENENSON FDDA LLC.

Recommendation: Motion to Approve multiple acquisitions of less than \$25,000 each to Stewart & Stenenson FDDA LLC for air compressors, pumping, control systems, engines, generators, rig systems and other parts and services in a total not-to-exceed amount of \$40,000 for Fiscal Year 2017.

Sponsors: Environmental Services Department

- 6.S. [17-135](#) PRIOR APPROVAL OF FISCAL YEAR 2017 SPENDING LIMIT GREATER THAN \$25,000 WITH SOUTHERN SEWER EQUIPMENT SALES AND SERVICE, INC.

Recommendation: Motion to Approve multiple acquisitions of less than \$25,000 each to Southern Sewer Equipment Sales and Service, Inc. for parts and services for VAC-Con Industrial Vacuum, Sweepers, Way Trucks, and Jet Eye Camera Systems in a total not-to-exceed amount of \$50,000 for Fiscal Year 2017.

Sponsors: Environmental Services Department

- 6.T. [17-136](#) PRIOR APPROVAL OF FISCAL YEAR 2017 SPENDING LIMIT GREATER THAN \$25,000 WITH REV RTC, INC. DBA HALL-MARK RTC.

Recommendation: Motion to Approve multiple acquisitions of less than \$25,000 each to REV RTC, Inc. DBA Hall-Mark RTC for vehicle parts and services in a total not-to-exceed amount of \$60,000 for Fiscal Year 2017.

Sponsors: Environmental Services Department

- 6.U. [17-138](#) PRIOR APPROVAL OF FISCAL YEAR 2017 SPENDING LIMIT GREATER THAN \$25,000 WITH RECHTIEN INTERNATIONAL TRUCKS, INC.

Recommendation: Motion to Approve multiple acquisitions of less than \$25,000 each to Rechtiem International Trucks, Inc. for International truck parts and services in a total not-to-exceed amount of \$75,000 for Fiscal Year 2017.

Sponsors: Environmental Services Department

- 6.V.** [17-140](#) PRIOR APPROVAL OF FISCAL YEAR 2017 SPENDING LIMIT GREATER THAN \$25,000 WITH LOU BACHRODT CHEVROLET, INC.

Recommendation: Motion to Approve multiple acquisitions of less than \$25,000 each to Lou Bachrodt Chevrolet, Inc. for GM /Chevrolet parts and services in a total not-to-exceed amount of \$75,000 for Fiscal Year 2017.

Sponsors: Environmental Services Department

- 6.W** [17-137](#) PRIOR APPROVAL OF FISCAL YEAR 2017 SPENDING LIMIT GREATER THAN \$25,000 WITH BOCA RATON SMALL ENGINES, INC.

Recommendation: Motion to Approve multiple acquisitions of less than \$25,000 each to Boca Raton Small Engines, Inc. for outdoor power equipment and portable power parts and services in a total not-to-exceed amount of \$50,000 for Fiscal Year 2017.

Sponsors: Environmental Services Department and Parks & Recreation Department

- 6.X.** [17-145](#) PRIOR APPROVAL OF FISCAL YEAR 2017 SPENDING LIMIT GREATER THAN \$25,000 WITH CHRISTENSEN ENTERPRISES, INC. D/B/A ACTION GATOR TIRE

Recommendation: Motion to Approve multiple acquisitions of less than \$25,000 each to Christensen Enterprises, Inc., D/B/A Action Gator Tire for Commercial Tires, Wheel Refurbishing and other vehicle services in a total not-to-exceed amount of \$60,000 for Fiscal Year 2017.

Sponsors: Environmental Services Department

- 6.Y.** [17-146](#) PRIOR APPROVAL OF FISCAL YEAR 2017 SPENDING LIMIT GREATER THAN \$25,000 WITH JCA VENTURES, INC. D/B/A ADVANCE TIRE SERVICES

Recommendation: Motion to Approve multiple acquisitions of less than \$25,000 each to JCA Ventures, Inc. D/B/A Advance Tire Services for Commercial Tires, Wheel Refurbishing and other vehicle services in a total not-to-exceed amount of \$35,000 for Fiscal Year 2017.

Sponsors: Environmental Services Department

Attachments: [Addendum 1-15.17-07](#)

- 6.Z.** [17-154](#) PNC COMMERCIAL PURCHASING CARD PROGRAM AUTHORIZATION AND AGREEMENT

Recommendation: Motion to Authorize the Mayor to sign the Commercial Purchasing Card Program with PNC Bank.

Sponsors: Finance Department

Attachments: [PNC Agreement](#)
[PNC Commercial Card Terms and Conditions](#)

6.AA. [17-155](#) GRANT APPLICATION/FDOT/SPEED/AGGRESSIVE DRIVING ENFORCEMENT PROGRAM

Recommendation: Motion to Approve application for the Florida Department of Transportation (FDOT) FY 17/18 Speed/Aggressive Driving Enforcement program. If awarded, the FDOT reserves the right to award any amount up to the requested total of \$100,000.

Sponsors: Police Department

Attachments: [Speed Aggressive Driving Enforcement Program Concept Paper](#)

6.BB. [17-156](#) APPROVAL OF GRANT APPLICATION/FDOT/OCCUPANT PROTECTION/CHILD PASSENGER SAFETY

Recommendation: Motion to Approve application for the Florida Department of Transportation (FDOT) FY 17/18 Occupant Protection/Child Passenger Safety program. If awarded, the FDOT reserves the right to award any amount up to the requested total of \$50,000.

Sponsors: Police Department

Attachments: [Occupant Protection Child Passenger Safety Program Concept Paper](#)

6.CC. [17-157](#) GRANT APPLICATION/FDOT/AGING ROAD USERS PROGRAM

Recommendation: Motion to Approve application for the Florida Department of Transportation (FDOT) FY 17/18 Aging Road Users program. If awarded, the FDOT reserves the right to award any amount up to the requested total of \$50,000.

Sponsors: Police Department

Attachments: [Aging Road Users Program Concept Paper](#)

6.DD. [17-167](#) TRAFFIC ENFORCEMENT AGREEMENT BETWEEN THE DELRAY BEACH POLICE DEPARTMENT AND CLEARBROOK HOMEOWNER'S ASSOCIATION

Recommendation: Motion to Approve a Traffic Enforcement Agreement between the Delray Beach Police Department and Clearbrook Homeowner's Association to allow the Delray Beach Police Department to enforce state and local traffic laws on the private roads of Clearbrook Homeowner's Association.

Sponsors: Police Department

Attachments: [Clearbrook HOA Traffic Enforcement Agreement](#)

- 6.EE.** [17-183](#) APPROVAL OF A SPEND INCREASE WITH FLORIDA BULLET, INC. FOR MISCELLANEOUS EQUIPMENT AND SUPPLIES FOR POLICE DEPARTMENT

Recommendation: Motion to Approve an increase in spending with Florida Bullet, Inc. for equipment, general operating supplies, parts, and similar items in a total not-to-exceed amount of \$160,000 for Fiscal Year 2017.

Sponsors: Police Department

- 6.FF.** [17-186](#) RATIFICATION OF APPOINTMENT TO THE BOARD OF TRUSTEES FOR THE POLICE OFFICERS' RETIREMENT SYSTEM.

Recommendation: Motion to Ratify the appointed member to the Board of Trustees for the Police Officers' Retirement System.

Sponsors: City Clerk Department

- 6.GG.** [17-213](#) RESOLUTION 10-17

Recommendation:

Motion to to approve Resolution 10-17 regarding the March 14, 2017 First Non-Partisan Election.

Sponsors: City Attorney Department

Attachments: [Res 10-17 Calling for Election 03142017](#)

- 6.HH.** [17-180](#) PROPOSED OFFER OF SETTLEMENT IN THE CASE OF LORI NOLAN V. CITY OF DELRAY BEACH

Recommendation: Motion to deny the settlement offer for the reasons discussed in the confidential memorandum previously distributed to the City Commission.

Sponsors: City Attorney Department

- 6.II.** [17-178](#) PROPOSED OFFER OF SETTLEMENT IN THE CASE OF NANCY DARRINGER V. CITY OF DELRAY BEACH

Recommendation: Motion to deny the settlement offer for the reasons discussed in the confidential memorandum previously distributed to the City Commission.

Sponsors: City Attorney Department

6.JJ. PROCLAMATIONS:

6.JJ.1. None

6.KK. [17-185](#)

REPORT OF APPEALABLE LAND USE ITEMS JANUARY 23, 2017 THROUGH JANUARY 27, 2017.

Recommendation: By motion, receive and file this report.

Sponsors: Planning & Zoning Department

Attachments: [Location Map.pdf](#)

[100 NE 5th Avenue.pdf](#)

[Downtown Delray Professional Building.pdf](#)

[Our Boat House \(2\).pdf](#)

[MD Now 201701300901.pdf](#)

[Craft Chocolates.pdf](#)

[First Presbyterian Church.doc](#)

[First Presbyterian Church staff report 201701251610.pdf](#)

[Hometown Pest Control 201701300902.pdf](#)

[1125 Wallace Drive \(2\).pdf](#)

6.LL. AWARD OF BIDS AND CONTRACTS:**6.LL.1. [17-115](#)**

AWARD OF AN AGREEMENT TO WEST ARCHITECTURE + DESIGN, LLC FOR ARCHITECTURAL CONSULTING SERVICES FOR DELRAY BEACH RAILWAY STATION IN A NOT-TO-EXCEED AMOUNT OF \$148,690

Recommendation: Motion to Award an Agreement to West Architecture + Design, LLC for Architectural Consulting Services for Delray Beach Railway Station in a not-to-exceed amount of \$148,690.

Sponsors: Environmental Services Department and Purchasing Department

Attachments: [2016-081C - Addendum 1](#)

[2016-081C - Consulting Services Delray Beach Railroad Station](#)

[Addendum 2 with Plans](#)

[Agreement for Train Depot Consulting Services \(r1\)](#)

6.LL.2. [17-163](#)

AWARD OF AN AGREEMENT TO CJ CONTRACTING, LLC FOR ROOF MAINTENANCE AND REPAIR SERVICES FOR IN ANNUAL AMOUNT NOT-TO-EXCEED OF \$315,000.

Recommendation: Motion to Approve the award of a two-year Agreement for Roof Maintenance and Repair services to CJ Contracting, LLC in the annual amount not-to-exceed of \$315,000.

Sponsors: Purchasing Department

Attachments: [Memo-Award Recommendation](#)
[Tabulation Sheet - ITB 2017-022](#)
[CJ Contracting, LLC \(CD\)](#)
[ITB 2017-022 Roof Maint and Repairs Complete, per Add No. 4](#)
[Agreement Roof Repairs & Maint](#)

- 6.LL.3. [17-150](#)** AWARD OF AN AGREEMENT WITH STROBES-R-US, INC. USING BROWARD COUNTY SHERIFF'S OFFICE CONTRACT NO. 13104030 FOR EMERGENCY EQUIPMENT FOR LAW ENFORCEMENT VEHICLES.

Recommendation: Motion to Award an Agreement with Strobes-R-U's, Inc. for multiple purchases of emergency lights, flasher modules, lightbars and other vehicle equipment and services utilizing Broward County Sheriff's Office's Contract No. 13104030 in a total not-to-exceed amount of \$100,000 for Fiscal Year 2017.

Sponsors: Environmental Services Department

Attachments: [BSO BID - ITB# 13104030 - Emergency Equipment for Law Enforcement](#)
[Award Letter 8.12.13](#)
[Strobes_R_Us](#)
[BSO RENEWAL CONFORMATION 8-10-16](#)
[BID_13104030_TAB SHEETS](#)
[Strobes-R-U's Agreement](#)

- 6.LL.4. [17-190](#)** AWARD OF AN AGREEMENT TO GEOGRAPHIC TECHNOLOGIES GROUP, INC. FOR DATA CONVERSION SERVICES

Recommendation: Motion to Award a one-year Agreement to Geographic Technologies Group, Inc. for data conversion services in the not-to-exceed amount of \$45,000.

Sponsors: IT Department

Attachments: [ITB 2017-016 Complete](#)
[2017-016 Addendum 1](#)
[2017-016 Addendum 2](#)
[2017-016 Addendum 3](#)
[Geographic Technologies Group](#)
[Data Conversion Services Agreement \(r1\) CAO rev](#)

7. REGULAR AGENDA:

- 7.A. [17-126](#)** REQUEST FOR A WAIVER TO LDR SECTION 4.6.7(J)(3) TO ALLOW THREE ABOVE THE ROOF SIGNS ON THE APPROVED HVAC

SCREENING FACING I-95 AT 1425-1585 S. CONGRESS AVENUE.
(QUASI-JUDICIAL HEARING)

Recommendation: On January 11, 2017, the Site Plan Review And Appearance Board approved with (5-1 with Linda Pardo dissenting and Fred Kaub absent) the recommendation to the City Commission regarding the waiver request to LDR section 4.6.7(J)(3), Prohibited Signs, to allow three above the roof signs on the approved HVAC screening facing I-95 at 1425-1585 S. Congress Avenue with conditions. Staff's position is motion to deny the waiver request to LDR section 4.6.7(J)(3).

Sponsors: Planning & Zoning Department

Attachments: [Linton Square Sign Waiver \(above roofline\)](#)
[Waiver of Sign Code Justification Letter - Linton Square](#)
[Linton - Boundary Survey](#)
[Linton Signage Package Client Approval Set 11-5-16 AutoZone Sheet A-3](#)
[Linton Signage Package Client Approval Set 11-5-16 Harbor Freight Sheet A-1](#)
[Linton Signage Package Client Approval Set 11-5-16 Rainbow Sheet A-2](#)
[Linton Square Board Order](#)

John Morgan presented this item to the Commission.

Commissioner Petrolia discussed her reason for pulling this item.

Mr. Morgan addressed her concerns.

Mayor Glickstein read the City of Delray Beach Quasi-Judicial rules into the record for this item and all subsequent Quasi-Judicial items. Ms. Chevelle D. Nubin, City Clerk, swore in those individuals who wished to give testimony on this item.

Mayor Glickstein asked the Commission to disclosed their ex parte communications. Mr. Timothy Stillings, Planning, Zoning and Building Director, introduced this item. The applicant requested a waiver to LDR Section 4.6.7(J)(3) for the property located 1425-1585 South Congress Avenue. He talked about staff recommendations and noted why denial was suggested.

At this time, the Mayor asked the Applicant if he wanted to present.

The applicant discussed his presentation, which he provided a copy of to the Mayor and Commissioners. He discussed the waiver and their proposal as discussed with Site Plan Review and Appearance Board (SPRAB). He talked about the renderings given by SPRAB. The applicant

read a the current LDR Section 4.6.7(A) into record.

Mayor Glickstein opened the floor for public comment.

Ms. Christina Morrison spoke against this project.

There being no further public comment, the public comment was closed.

Mayor Glickstein stated if there was any rebuttal; there being no rebuttal it was closed.

Commissioner Petrolia commented on the sign pollution and stated that she was neutral with her decision.

Vice Mayor Jarjura stated that she supports the application.

Deputy Vice Mayor Katz stated his support of the waivers and encouraged staff to look into encouraging use of the crosswalk or pedestrian walk.

Commissioner Petrolia stated she supports the application.

Mayor Glickstein stated he supports the application.

The City Attorney briefly reviewed the Board Order with the City Commission.
adopted

Yes: 3 - Mayor Glickstein, Vice-Mayor Jarjura, and Commissioner Katz

7.B. [17-184](#)

CONSIDERATION OF a WAIVER REQUEST FROM LDR section 4.4.19(h)(3), to allow overhead doors to face a public right-of-way for hometown pest control, LOCATED AT 1201 georgia street (QUASI-JUDICIAL Hearing)

Recommendation: Motion to Approve the waiver request to LDR Section 4.4.19(H)(3) to allow overhead doors to face a public right-of-way for the development proposal located at 1201 Georgia Street, based upon positive findings with LDR Section 2.4.7(B)(5).

Sponsors: Planning & Zoning Department

Attachments: [Hometown Plans](#)
 [Color Rendering.pdf](#)
 [SPRAB Report 1.25.17.pdf](#)
 [Approval letter \(with conditions\).pdf](#)
 [Board Order. City Commission.docx](#)

Kristina Maricic presented this item

adopted

Yes: 3 - Mayor Glickstein, Vice-Mayor Jarjura, and Commissioner Katz

- 7.C.** [17-191](#) APPEAL OF THE JANUARY 11, 2017 SITE PLAN REVIEW AND APPEARANCE BOARD (SPRAB) APPROVAL FOR THE SITE PLAN, LANDSCAPE PLAN, AND ARCHITECTURAL ELEVATIONS ASSOCIATED WITH WITH PATIO DELRAY LOCATED AT 303 GLEASON STREET (QUASI-JUDICIAL).

Recommendation: Motion to Approve the Class III Site Plan, Landscape Plan and Architectural Elevations for Patio Delray located at 303 Gleason Street as requested.

Sponsors: Planning & Zoning Department

Attachments: [City Commission Board Order](#)

[15074 PatioBeach SP.2 site details 11.11.16](#)

[15074 PatioBeach A.2 elevations 11.10.16](#)

[15074 PatioBeach A.1 floor plans 11.10.16](#)

[SurveyPatioBeach](#)

[Patio Delray L01-LAND 11-9-2016](#)

[15074 PatioBeach SP.1 site plan 11.10.16](#)

[Patio Beach Delray - 01-11-17 - SPRAB - Report](#)

Timothy Stillings presented this item. He advised that staff recommended

2016-89

Rebecca (Applicant) spoke on this item. She discussed the history of the item and the vision of the project.

No Rebuttal

Commissioner Petrolia asked if there are anymore

Timothy Stillings presented this item. He discussed the landscape plan

Chuck Halberg discussed this item. He advised that he was not aware

Timothy Stillings asked that the site plan modification be included. on rebuttal.

- 7.D.** [17-170](#) BEST INTEREST RESOLUTION NO. 08-17 AND WAIVER OF THE CITY CODE OF ORDINANCES, CHAPTER 36, SECTION 36.02(C)(7) FOR PURCHASES OF BODY ARMOR (PROTECTIVE VESTS)

Recommendation: Motion to Approve Best Interest Resolution No. 08-17 for purchases of body armor (protective vests) from Point Blank Enterprises for the Police Department in a total not-to-exceed amount of \$50,000 for FY 16/17, by authorizing the use of the NASPO Master Agreement Number 2016-181 issued by the Colorado Department of Personnel & Administration State Purchasing Office as lead agency, and declaring by a four-fifths affirmative vote that the City's sealed competitive method or written quotations procurement Method is not in the best interest of the City.

Sponsors: Police Department

Attachments: [BEST INTEREST RESOLUTION NO 08-17 BODY ARMOR PROTECTIVE VESTS REV](#)
[Point Blank Enterprises Master Agreement executed 03.25.2016](#)
[Point Blank Proposal](#)
[Point Blank Product and Price List effective 10.01.2016](#)
[Point Blank Distributor List 01 10 2017](#)
[RFP NK 15-001 Colorado](#)
[Agreement, executed by Point Blank 2-9-17](#)

7.E. [17-177](#) NOMINATION FOR APPOINTMENT TO THE PLANNING AND ZONING BOARD

Recommendation: Motion to Approve a nomination for appointment of one (1) regular member to serve on the Planning and Zoning Board for an unexpired term ending August 31, 2017.

Sponsors: City Clerk Department

Attachments: [Exhibit A](#)
[Planning & Zoning Board Member List](#)
[Planning and Zoning Board Attendance List](#)

Neal Jones

7.F. [17-204](#) NOMINATION FOR APPOINTMENT TO THE GENERAL EMPLOYEES RETIREMENT COMMITTEE

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

Sponsors: City Clerk Department

Attachments: [Exhibit A](#)
[General Employees Retirement Committee Member List](#)
[General Employees Retirement Committee Attendance List](#)

ICM advised that he will defer the Caring Kitchen item the 1st (March 1st).

Conversion therapy (LGT) would like to ban this - Commission is supportive JJ would like to have additional research done.

PD Verizon tower wants to be credited - CAO wants direction on whether we should extend rent 16 additional months or honor the company request to pay them their "fair share" from the hurricane damage.

ICM advised that they would have to investigate further into this incident to figure out a course of action.

CAO provided a 110-day update. He stated there is a lot of potential in the office, both are moving in leaps and bounds. Mr. Lohman discussed updates in the City Attorney Office. He talked about personnel policies, service processes, fire fees, peddler and solicitor fees, revisions to the purchasing code and ITBs will be more uniform and efficient. Mr. Lohman discussed his fees and how he will have his fees charged going forward. He advised that he does not recommend a change at this time.

Commissioner Petrolia asked about a billing breakdown. She wanted to know what time is being spent. She wants to know who and what is being spent. Mr. Lohman advised that he may be here for 8 hours but he charges us for 6 hours.

City Attorney is hoping to deal with the Commissioners and CM more instead of agenda preparation.

Mayor Glickstein thanked Mr. Lohman for his comments.

VM Jarjura and DVM Katz concurs with Mayor regarding the positive the change.

Commissioner Petrolia questioned the speed for George Bush Blvd because of the manatees and the sea level rise. Mayor advised it is a request to the FWC to have a "No Wake Zone". She also discussed the body of water near Tierra Verde not sure if it is private or public but it is filled.

VM Jarjura asked about amendments for the OSS Committee and State Aronberg Task Force

Katz -Nothing

Mayor Glickstein asked about the auto bill and envelope included, why would the customer receive the postage still. Mayor asked about an asset audit of our buildings. Mayor Glicksteins discussed an article from Baltimore Newspaper regarding no fee to be paid a proprietary label for residents to extend our reputation. Resolution from Sanibel requested for a future meeting. Mayor Glickstein discussed the Christmas Tree comments and the \$800,000 that is being invested. (DVM interjected that we are spending less). Mayor Glickstein talked about the sod and the upkeep by OSS based on their Management Agreement. (Jarjura addressed the Mayor's concern).

Chief de Jesus advised

8. PUBLIC HEARINGS:

8.A. None

9. FIRST READINGS:

9.A. None

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

10.A. City Manager

10.B. City Attorney

10.C. City Commission

7.B. [17-184](#) CONSIDERATION OF a WAIVER REQUEST FROM LDR section 4.4.19(h)(3), to allow overhead doors to face a public right-of-way for hometown pest control, LOCATED AT 1201 georgia street (QUASI-JUDICIAL Hearing)

Recommendation: Motion to Approve the waiver request to LDR Section 4.4.19(H)(3) to allow overhead doors to face a public right-of-way for the development proposal located at 1201 Georgia Street, based upon positive findings with LDR Section 2.4.7(B)(5).

Sponsors: Planning & Zoning Department

Attachments: [Hometown Plans](#)
[Color Rendering.pdf](#)
[SPRAB Report 1.25.17.pdf](#)
[Approval letter \(with conditions\).pdf](#)
[Board Order. City Commission.docx](#)

adopted

Yes: 3 - Mayor Glickstein, Vice-Mayor Jarjura, and Commissioner Katz

Note

Note

Item 6.J., Contract Renewal with DB Ecological Services Services, Inc. for Marine Turtle Monitoring Services During Nesting Season, was moved to the Regular Agenda as Item 7.A.A.; Staff requested that Item 7.F., Nomination for Appointment to the General Employees Retirement Committee, be removed.

Rollcall

Rollcall

Present: 4 - Mayor Cary Glickstein, Vice-Mayor Jordana Jarjura, Commissioner Mitchell Katz, and Commissioner Shelly Petrolia