

City of Delray Beach

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Minutes - Final

Tuesday, April 3, 2018

6:00 PM

Regular Meeting at 6:00 PM

Delray Beach City Hall

City Commission

Mayor Shelly Petrolia
Vice Mayor Adam Frankel
Deputy Vice Mayor Shirley Ervin Johnson
Commissioner Bill Bathurst
Commissioner Ryan Boylston

1. ROLL CALL

Mayor Petrolia called a Regular City Commission Meeting to order at 6:00 p.m.

Roll Call:

Vice Mayor Frankel
Commissioner Bathurst
Commissioner Boylston
Deputy Vice Mayor Johnson
Mayor Petrolia

Additional Attendees:

Mr. Lauzier, City Manager
Mr. Lohman, City Attorney
Katerri Johnson, City Clerk

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. AGENDA APPROVAL

Mr. Lauzier, City Manager, reported that staff added a resolution regarding the Community Redevelopment Authority.

Mayor Petrolia would like to remove Item No. 6.Q.4. and add it to a future agenda.

Vice Mayor Frankel made a motion to approve the consent agenda as amended. It was seconded by Commissioner Boylston. A Roll Call vote was taken and all were in favor. The motion carried 5-0.

4. PRESENTATIONS:

- 4.A. [18-102](#) PRESENTING MARISA RODRIGUEZ, COMMUNITY IMPROVEMENT ADMINISTRATIVE ASSISTANT, WITH EMPLOYEE OF THE MONTH FOR APRIL 2018.

Recommendation: Motion to approve Marisa Rodriguez as Employee of the Month for April 2018

Sponsors: Human Resources Department

Attachments: [Cover Memo - Marisa Rodriguez Employee of the Month](#)
[Marisa Rodriguez Nomination Form](#)

Sharon Liebowitz, Human Resources Director, presented Marisa Rodriguez, Community Improvement Administrative Assistant with the "Employee of the Month" and eight hours of paid time off. She went above and beyond helping a mother of two that was homeless. The mother has a home now and Community Improvement still stays in contact with her.

Mr. Lauzier, City Manager, introduced and welcomed Susan Goebel-Canning as the new Public Works Director.

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

Mr. Lauzier, City Manager, met with Florida Power and Light regarding the project on Seventh Avenue. Florida Power and Light plans to attend a Commission Meeting in the near future.

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

5.B. From the Public

Ms. Pauline Moody, temporarily homeless, is not in favor of the Caring Kitchen staying open.

Price Patton of 1020 Tamarind Road who also owns property in the Marina Historic District complained about the concrete electric poles that have been installed for the Atlantic Crossings project. He stated that Florida Power and Light should have come before the Historic Preservation Board before installing the poles.

Zaria Hayes of KOP Mentoring Network gave an update on their activities for the past month.

Clarissa Slauter of 183 Oregon Lane, Boca Raton, also owns a house at 1514 Cormorant Road, in Delray Beach. She had a concern regarding Canal No. C-15 and the trees that the South Florida Management wants to take their easement back and remove several trees.

Jocelyne Roach of 630 Lindall Boulevard is a Realtor and is supporting Clarissa Slauter's concerns regarding the No. C-15 Canal. She would like the city of Delray Beach meet with the city of Boca Raton to address this matter.

Twei Shutt of 102 N.E. 12th Street is concerned with a homeless woman who is camping out in front of Autozone on Federal Highway.

Erwin Nesse of 561 N.W. 48th Avenue invited the Commission to Rainberry Bay's HOA meeting on April 10, 2018.

Reggie Cox of 715 Martin Luther King Drive had concerns with Item 7.A. and the abolishment of the CRA board.

Bill Branning, Vice Chair of Advocacy of the Chamber of Commerce said he is in favor of keeping the CRA as an independent board.

Cathy Ballesteri of 82 Gleason Street, Vice Chair of the CRA board is not in favor of disbanding the board.

James Quinlan of 925 S.E. 2nd Avenue had concerns that there are not enough trash cans on the street and also not in favor of an independent CRA board.

Nancy Chanin of 200 N.E. 2nd Avenue had questions regarding the CRA board.

Twei Shutt of 102 N.E. 12th Street worked for a couple of CRA boards and a few comments.

Dwayne Randolph of 1191 North Federal Highway is not in favor of abolishing the CRA board.

Dr. Wright of 815 N.W. 2nd Street stated that the Paradise Sports Lounge is now open and invited the Commissioners to stop by for a visit. The address of the sports bar is 5155 West Atlantic Avenue.

Chuck Ridley of 210 N.W. 2nd Avenue is not in favor of abolishing the CRA board.

Eric Camacho of 118 S.E. 7th Avenue congratulated the newly elected Commissioners. He suggested that the Commission not vote on this resolution tonight.

Joy Howell of 1 N.W. 25th Street is in support of the Commission taking over the CRA.

Yvonne Odom of 3905 Lowson Boulevard is concerned with making sure the election results are correct for the next election.

Herman Siemens was not in favor of abolishing the CRA board.

Allan Schlossberg of 200 McFarland Drive is not in favor of the CRA board.

Anastasia Wright of 225 S.W. 7th Avenue is in favor of the Set Transformation Plan.

Angie Gray of 219 S.W. 9th Street congratulated the Mayor and Commissioners. She stated that the NW & SW neighborhoods need redevelopment now, they have waited long enough.

Prince Arafat of 813 S. W. 4th Street is in favor of keeping the CRA board an independent board.

Alfred Straughn of 36 S.W. 5th Avenue was wondering why the Commission does not want the CRA to be an independent board.

Mike Caruso of 2115 South Ocean Boulevard #12 is a member of the West Atlantic Redevelopment Coalition and is not in favor of abolishing the CRA board.

John Smith of 3616 Avenue Dejan is not in favor of an independent board.

Jack Warner of 256 Venetian Drive, former Chief Financial Officer for the city of Delray is in favor of the Commission controlling the CRA and gave a brief overview of the financials of the city.

6. CONSENT AGENDA: City Manager Recommends Approval

Vice Mayor Frankel made a motion to approve the consent agenda as amended. It was seconded by Vice Mayor Johnson. A Roll Call vote was taken and all were in favor. The motion carried 5-0.

6.A. [18-173](#) APPROVAL OF MINUTES

Recommendation: Motion to approve meeting minutes as listed below:

November 20, 2017- Regular Meeting
December 11, 2017 - Regular Meeting
March 22, 2018 - Special Meeting
January 16, 2018 - Special Meeting
March 20, 2018 - Special Meeting
March 26, 2018 - Special Meeting

Sponsors: City Clerk Department

Attachments: [Agenda Cover Memo](#)
[November 20, 2017 Draft Minutes](#)
[12-11-17 Regular Meeting minutes](#)
[March 22, 2018 Special Meeting](#)
[January 16-2018 Special Meeting \(Closed Attorney - Client Session\)](#)
[March 20, 2018 Special Meeting Minutes](#)
[March 26, 2018 Special Meeting - Closed Attorney Client Session](#)

approved

- 6.B.** [18-133](#) ACCEPTANCE OF AN 8.17 FOOT LONG RIGHT-OF-WAY FOR SE 4TH AVENUE; A TWO FOOT WIDE DEDICATION ALONG THE ALLEY; AND A 22 FOOT WIDE PUBLIC ACCESS EASEMENT ACROSS THE PROPERTY ASSOCIATED WITH THE MARTINI PROPERTY (4TH AND 5TH DELRAY, AKA IPIC)

Recommendation: Motion to approve the acceptance of an 8.17 foot wide right-of-way dedication for SE 4th Avenue; two foot wide dedication along the alley, and a 22 foot wide public access easement across the property located at 59 SE 4th Street.

Sponsors: Planning & Zoning Department

Attachments: [Agenda Cover Memo](#)
[SPRAB Staff Report](#)
[Public Access Easement Agreement \(Executed\) 3.20.18.pdf](#)
[Right-of-Way Deed - East \(Executed\) 3.20.18.pdf](#)
[Right-of-Way Deed - West \(Executed\) 3.20.18.pdf](#)

approved

- 6.C.** [18-201](#) RESOLUTION NO. 45-18: A RESOLUTION OF THE CITY OF DELRAY BEACH, FLORIDA APPROVING AN AGREEMENT WITH DELRAY BEACH 4TH & 5TH AVENUE LLC FOR LANDSCAPE MAINTENANCE; AUTHORIZING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE THIS AGREEMENT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Recommendation: Motion to approve Resolution 45-18 approving the Landscape Maintenance Agreement for the Martini Property associated with 4th and 5th Delray (aka IPic).

Sponsors: Planning & Zoning Department

Attachments: [Agenda memo 18-201.pdf](#)
[Landscape Maintenance Agreement \(Executed\) 3.20.18.pdf](#)
[Resolution 45-18 for landscape maintenance martinit property.docx](#)
[Legal Review Checklist Landscape Maintenance 4th and 5th delray.pdf](#)

approved

- 6.D. [18-124](#) APPROVAL OF AMENDMENT NO. 2 WITH HAWKINS WATER TREATMENT GROUP, INC. DBA HAWKINS, INC. TO RENEW THE AGREEMENT FOR THE PURCHASE AND DELIVERY OF SODIUM HYPOCHLORITE

Recommendation: Motion to approve Amendment No. 2 to the Agreement with Hawkins Water Treatment Group, Inc. dba Hawkins, Inc. for the purchase and delivery of sodium hypochlorite in an amount not-to-exceed \$55,000 through May 28, 2019.

Sponsors: Utilities Department

Attachments: [Agenda Cover Memo](#)
[2014-42 Agreement, Executed](#)
[2014-24 Amendment No. 1, Executed](#)
[Legal Review Checklist Amd 2 for sodium Hypochloride](#)
[2014-24 Amendment No. 2, Vendor Executed](#)

approved

- 6.E. [18-135](#) APPROVAL OF AMENDMENT NO. 2 WITH DEV-LAND DEMOLITION & SITE, INC. TO RENEW THE AGREEMENT TERM FOR LIME SLUDGE REMOVAL AND DISPOSAL

Recommendation: Motion to approve Amendment No. 2 to the Agreement with Dev-Land Demolition & Site, Inc. for lime sludge removal and disposal in an annual amount not-to-exceed \$210,000 through April 14, 2019.

Sponsors: Utilities Department

Attachments: [Agenda Cover Memo](#)
[Bid #2015-32 Lime Sludge Contract](#)
[2015-32 Amendment No. 1, Executed](#)
[Legal Review Checklist Amendment # 2 to Dev-Land Demolition Site Inc](#)
[2015-32 Amendment No. 2, Vendor Executed](#)

approved

- 6.F. [18-145](#) APPROVAL OF A CONSENT TO ASSIGNMENT AND ASSUMPTION AGREEMENT FOR CB&I ENVIRONMENTAL & INFRASTRUCTURE, INC. TO APTIM ENVIRONMENTAL & INFRASTRUCTURE, INC.

Recommendation: Motion to approve a Consent to Assignment and Assumption Agreement from CB&I Environmental & Infrastructure, Inc. to Aptim Environmental & Infrastructure, Inc.

Sponsors: Public Works Department - Programs & Project Management

Indexes: Capital Improvement Projects - City Wide

Attachments: [Agenda Cover Memo](#)

[Legal Review Checklist form v. 4 Consent to Assign to Aptim](#)

[ConsentToAssignment2018](#)

[2017-048 Agreement with CB&I ENVIRONMENTAL & INFRASTRUCTURE, INC.](#)

[CGL Updated to Aptim Exp. 06-18](#)

[CBI EI Inc. Name Change City of Delray Beach](#)

[PL Updated to Aptim Exp. 06-18](#)

approved

- 6.G. [18-141](#) SERVICE AUTHORIZATION NO. 4 TO APTIM ENVIRONMENTAL & INFRASTRUCTURE, INC. IN THE AMOUNT NOT-TO-EXCEED \$78,483 FOR MANAGEMENT OF THE CITY OF DELRAY BEACH (CITY) BEACH NOURISHMENT PROGRAM (PROJECT NO.17-081)

Recommendation: Motion to approve Service Authorization No.4 to Aptim Environmental & Infrastructure, Inc regarding the City of Delray Beach (City) Beach Nourishment Program (Project No. 17-018) in the not-to-exceed amount of \$78,483 for performing professional coastal engineering services.

Sponsors: Public Works Department - Programs & Project Management

Indexes: Capital Improvement Projects - City Wide

Attachments: [Agenda Cover Memo](#)

[Legal Review Checklist form v. 4 SA for Beach Monitoring Services](#)

[Service Authorization 4 APTIM 2018 Coastal Engineering Services](#)

[APTIM Master Agreement Coastal Engineering Services](#)

approved

- 6.H. [18-138](#) RESOLUTION NO. 12-18 Providing For The City of Delray Beach to Become A Member Of the Seawall Coalition AND SUPPORTING ITS POLICIES.

Recommendation: Motion to approve Resolution No. 12-18 providing for the City of Delray Beach to become a member of the Seawall Coalition and supporting its policies.

Sponsors: Public Works Department - Programs & Project Management

Attachments: [Agenda Cover Memo](#)
[Seawall Coalition Policy Platform_Digital](#)
[Res 12-18 Sewall Coalition attorney approved](#)

approved

6.I. [18-179](#) FIRST AMENDMENT TO FY 2017-18 INTERLOCAL AGREEMENT BETWEEN THE COMMUNITY REDEVELOPMENT ASSOCIATION (CRA) AND THE CITY OF DELRAY BEACH (CITY) FOR CONSTRUCTION / PROFESSIONAL SERVICES

Recommendation: Motion to approve First Amendment to FY 2017-2018 Interlocal Agreement between the CRA and City of Delray Beach for Construction/Professional Services.

Sponsors: Public Works Department

Attachments: [Agenda Cover Memo](#)
[ILA 2017-18 Construction Professional Services fully exec](#)
[Legal Review Checklist form v. 4 1st Amendment to ILA between City and CRA \(spady lift\)](#)
[CRA ILA 1 2018](#)
[Bid Tabulation Sheet](#)
[Florida Lifts, LLC Quote](#)
[Access Lifts and Elevators Inc Quote](#)
[Mowrey Quote](#)

approved

6.J. [18-152](#) APPROVAL OF AMENDMENT NO. 2 WITH STO LANDSCAPE SERVICES, INC. FOR POMPEY PARK BASEBALL FIELDS MAINTENANCE

Recommendation: Motion to Approve Amendment No. 2 to the Agreement with STO Landscape Services, Inc. in an amount not-to-exceed \$38,160 for Pompey Park Baseball Fields Maintenance.

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Memo](#)
[Legal Review Checklist STO for Pompey Park maintenance 2016-71](#)
[2016-071 Amendment](#)

approved

- 6.K. [18-149](#) RETROACTIVE APPROVAL OF AMENDMENT NO. 1 WITH ACADEMY BUS LLC FOR BUS RENTAL AND DRIVER SERVICE

Recommendation: Motion to retroactively approve Amendment No. 1 with Academy Bus LLC to extend the Agreement from February 23, 2017 through February 22, 2019 for bus rental and driver service in an amount not-to-exceed \$46,000.

Sponsors: Parks & Recreation Department

Attachments: [Agenda Cover Memo](#)
[Legal Review Checklist Academy Bus LLC \(Bid 2015-10\)](#)
[2015-10 Amendment](#)

approved

- 6.L. [18-172](#) RESOLUTION NO. 35-18: TO APPROVE THREE AGREEMENTS WITH THE INTERNATIONAL CITY MANAGERS ASSOCIATION RETIREMENT CORPORATION FOR RETIREMENT ACCOUNT INVESTMENT SERVICES

Recommendation: Motion to approve Resolution Number 35-18 for three agreements with the International City Managers Association Retirement Corporation for retirement account investment services.

Sponsors: City Manager Department

Attachments: [Agenda Cover Memo](#)
[Delray Beach 301207 109648 2018-3-21](#)
[Delray Beach Drop 107471 2018-03-21](#)
[Legal Review Checklist form ICMA 2](#)
[Legal Review Checklist form ICMA](#)
[Delray Beach 109621 2018-03-20 Final](#)
[Legal Review Checklist form ICMA CM agreement](#)
[VantageTrust Fee and Revenue Disclosure for Q4 2017 R5 - FINAL](#)
[35-18 ICMA Agreement](#)

approved

- 6.M. [18-162](#) APPROVAL TO ACCEPT THE EXTENSION MODIFICATION FOR FY

2016 DOMESTIC PREPAREDNESS GRANT (FEDERAL GRANT # 17-DS-V4-10-60-23-380) FOR THE AMOUNT OF \$52,722.00 FROM THE STATE HOMELAND SECURITY GRANT PROGRAM FOR THE FIRE-RESCUE DEPARTMENT.

Recommendation: Staff recommends the approval to accept an extension modification for grant funding from the FY 2016 State Homeland Security Grant Program. The purpose of the extension is to receive reimbursements for procurements incurred during the period of performance. Vendor invoices were not received by the department prior to the expiration of this agreement.

Sponsors: Fire Rescue Department

Attachments: [Agenda Cover Memo](#)
[Legal Review Checklist](#)
[Modification #1 to Subgrant](#)
[SHSGP FY16 AGREEMENT](#)

approved

6.N. [18-154](#) SETTLEMENT OF CLAIM BETWEEN THE CITY OF DELRAY BEACH AND PAULA MARSTON & E. DAVID WESCOTT

Recommendation: Motion to approve Settlement of Claim between the City of Delray Beach and Paula Marston & E. David Wescott for the reasons stated in the confidential memorandum previously distributed to the City Commission.

Sponsors: City Attorney Department

Attachments: [Agenda Cover Memo](#)

approved

6.O. PROCLAMATIONS:

6.O.1. [18-099](#) PROCLAMATION TO DESIGNATE THE MONTH OF APRIL AS WATER CONSERVATION MONTH

Recommendation: Motion to designate the month of April as Florida's Water Conservation Month

Sponsors: Utilities Department

Attachments: [Agenda Cover Memo](#)
[Proclamation April Conservation Month](#)

approved

6.P. [18-160](#) REPORT OF APPEALABLE LAND USE ITEMS FROM FEBRUARY 5, 2018 THROUGH FEBRUARY 23, 2018

Recommendation: By motion, receive and file this report.

Sponsors: Planning & Zoning Department

Attachments: [Agenda Cover Memo](#)
[City Commission Map 04-3-18.pdf](#)
[A - 103 NE 4th Street .pdf](#)
[B - 170 Marine Way .pdf](#)
[C - 19 Dixie Blvd .pdf](#)
[D - 161 SE 5th Avenue.pdf](#)
[E - 173 SE 5th Avenue .pdf](#)
[F- The Ray .pdf](#)

approved

6.Q. AWARD OF BIDS AND CONTRACTS:

6.Q.1. [18-137](#) RESOLUTION NO. 23-18 TO AWARD AN AGREEMENT WITH CITYTECH CONSTRUCTION, INC. FOR THE CITY OF DELRAY BEACH SIDEWALK PROJECT IN A NOT-TO-EXCEED AMOUNT OF \$330,012

Recommendation: Motion to approve Resolution No. 23-18 to award an agreement with CityTech Construction, Inc. for the City of Delray Beach sidewalk project in a total amount not-to-exceed \$330,012.

Sponsors: Public Works Department - Programs & Project Management

Attachments: [Agenda Cover Memo](#)
[ITBC 2017-071 CRA Sidewalks - Final](#)
[Addendum No. 1 - ITBC 2017-071](#)
[2017-071 Bid Tabulation](#)
[2017-071 Resolution No. 23-18 for CRA Sidewalks lg rev](#)
[Legal Review Checklist form v. 4 Agreement for CRA sidewalks project](#)
[2017-071 Agreement, Contractor Executed](#)

approved

6.Q.2. [18-147](#) RESOLUTION NO. 33-18 AWARD OF AN AGREEMENT TO TRANE US INC. FOR REPLACEMENT OF THE INDUSTRIAL CHILLER SYSTEM AT THE DELRAY BEACH LIBRARY IN A NOT-TO-EXCEED MAXIMUM AMOUNT OF \$380,000.

Recommendation: Motion to approve Resolution No. 33-18 to award an agreement to Trane

U.S., Inc. utilizing the U.S. Communities Governmental Purchasing Alliance Cooperative Contract 15-JLP-023 for the replacement of the Industrial Chiller System at the Delray Beach Library in a not-to-exceed maximum amount of \$380,000.

Sponsors: Public Works Department - Programs & Project Management

Attachments: [Agenda Cover Memo](#)
[City of Delray Library - Chiller replacement Proposal](#)
[Trane Agreement CAO rev](#)
[Legal Review Checklist Trane](#)
[US Communities Master Contract Intergovernmental](#)
[ITB Trane](#)
[Trane Posting](#)
[Addendum 1](#)
[Addendum 2](#)
[Addendum 3](#)
[Resolution No. 33-18](#)

approved

6.Q.3. [18-159](#) RESOLUTION NO. 21-18 TO AWARD AN AGREEMENT WITH PENN CREDIT CORPORATION FOR DEBT COLLECTION SERVICES THROUGH SEPTEMBER 30, 2020 IN A TOTAL AGREEMENT VALUE NOT-TO-EXCEED \$130,000 UTILIZING THE CITY OF WILTON MANORS SOLICITATION NO. 2017-07

Recommendation: Motion to approve Resolution No. 21-18 to award an Agreement with Penn Credit Corporation for debt collection services through September 30, 2020 in a total agreement value not-to-exceed \$130,00 utilizing the City of Wilton Manors Solicitation No. 2017-07.

Sponsors: Finance Department

Attachments: [Agenda Cover Memo](#)
[Legal Review Checklist Penn Credit Corp](#)
[RFP Debt Collection](#)
[RFP Addendum No. 1 Debt Collection](#)
[P2018-008 Resolution No. 21-18 CAO Approved](#)
[P2018-008 Agreement for Debt Collection Services, Vendor Executed](#)

approved

6.Q.4. [18-170](#) RESOLUTION NO. 30-18 APPROVING AGREEMENTS WITH EIGHT QUALIFIED CONSULTANTS TO PROVIDE GENERAL PLANNING

SERVICES IN ACCORDANCE WITH RFP 2017-075

Recommendation: Motion to approve Resolution No. 30-18 and award contracts for five (5) years, with two (2) one-year renewal options to the following firms: Bermello, Ajamil & Partners, Inc., EDSA, Inc., JMorton Planning & Landscape Architecture, Inc., Keith & Schnars, P.A., NZ Consultants, Inc., Redevelopment Management Associates, LLC d/b/a RMA, Schmidt Nichols, Inc., and The Mellgren Planning Group, Inc. and authorize the City Manager to exercise all renewal options.

Sponsors: Planning & Zoning Department

Attachments: [Agenda Cover Memo](#)
[2017-075 General Planning Services RFP Final Approved](#)
[Legal Review Checklist Master for General Planning Services Agreements \(RFP 2017-075\)](#)
[Resolution 30-18 General planning services 2017-075 cao review](#)
[Bermelle, Ajamil & Partners Signed Agreement](#)
[EDSA Signed Agreement](#)
[JMorton Planning and Landscape Architecture Agreement](#)
[KS signed Delray Beach Planning Agreement \(2\)](#)
[NZ Consultants Agreement](#)
[RMA Agreement](#)
[Schmidt Nichols Agreement](#)
[The Mellgren Group Agreement \(2\)](#)

approved

7. REGULAR AGENDA:

- 7.A. [18-228](#) RESOLUTION NO. 53-18: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, DECLARING THE CITY COMMISSION TO BE THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF DELRAY BEACH IN ACCORDANCE WITH SECTION 163.357, FLORIDA STATUTES, REPEALING ALL PRIOR RESOLUTIONS IN CONFLICT HERewith; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Recommendation: See attached Resolution No. 53-18.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Memo](#)
[Res 53-18 Commission as CRA Board](#)

Mr. Lohman, City Attorney, read Resolution No. 53-18. Vice Mayor Johnson read a letter. A discussion ensued regarding the Community

Redevelopment Authority. Commissioner Boylston stated he would not be in favor of this tonight. He suggested discussing this subject at a Work Shop Meeting.

Commissioner Bathurst had a few questions regarding the CRA board.

Vice Mayor Frankel is in favor of a separate CRA board.

Mayor Petrolia thanked everyone involved. She gave an overview of the CRA board and the projects that have been completed.

Deputy Vice Mayor Johnson made a motion to approve Resolution No. 53-18. It was seconded by Vice Mayor Frankel. A Roll Call vote was taken: Deputy Vice Mayor Johnson- yes Mayor Petrolia- yes Vice Mayor Frankel- yes Commissioner Bathurst- yes Commissioner Boylston- no. The motion carried 4-1.

approved

7.B. [18-086](#) REQUEST FOR CONDITIONAL USE FOR A VETERINARY CLINIC AT 1235 N. FEDERAL HWY ("Q VETERINARY SERVICES"). (QUASI-JUDICIAL HEARING)

Recommendation: Move to approve the request for a Conditional Use for a veterinary clinic at 1235 N. Federal Hwy for Q Veterinary Services, by adopting the findings of fact and law contained in the staff report, and finding that the request and approval thereof is consistent with the Comprehensive Plan and meets criteria set forth in Section 2.4.5(E)(5), and Chapter 3 of the Land Development Regulations with the condition that the applicant submit a Site Plan Modification application which includes the following:

1. A continuous hedge at least four and one-half feet in height at the time of the installation be provided on the east side of the property as a separation from the residentially zoned property;
2. The recordation (with the Palm Beach County Clerk's Office) of the legal instrument granting ingress and egress to the adjacent property to the south, 1205 N. Federal Hwy, for the utilization of the refuse container.

Sponsors: Planning & Zoning Department

Attachments: [Agenda Cover Memo](#)

[Q Veterinary Clinic - P&Z Report and Attachments.pdf](#)

[Q Veterinary Clinic - Board Order.doc](#)

Katerri Johnson, City Clerk, swore in the applicant.

18-086 Request for conditional use for a veterinary clinic at 1235 N. Federal Hwy.

Dr. Kristin Quisenberry of 320 Atlantic Grove Way gave a presentation.

Mr. Stillings, Planning Director, gave an overview of the conditional use.

Mayor Petrolia opened the meeting up for public comment.

Roger Cope Architects Inc., member of SPRAB is in favor of this request.

Mayor Petrolia closed the public portion of the meeting.

Commissioner Boylston made a motion to approve Item No. 18-086. It was seconded by Deputy Vice Mayor Johnson. A Roll Call vote was taken and all were in favor. The motion carried 5-0.
approved

- 7.C.** [18-089](#) A WAIVER REQUEST TO LDR SECTION 4.3.3(Q)(2) GUEST COTTAGE, TO PERMIT THE EXPANSION OF AN EXISTING GUEST COTTAGE TO EXCEED THE MAXIMUM FLOOR AREA OF 700 SQ.FT. for a residence located at 402 N. OCEAN BLVD. (QUASI-JUDICIAL HEARING)

Recommendation: Motion to deny the waiver request to LDR Section 4.3.3(Q)(2), to allow the expansion of the existing guest cottage to exceed the maximum floor area of 700 sq.ft. based on a failure to make positive findings with LDR Section 2.4.7(B)(5).

Sponsors: Planning & Zoning Department

Attachments: [Agenda Cover Memo](#)
 [402 N. Ocean Blvd. - Justification Letter, Proposed Plans](#)
 [402 N. Ocean Blvd. - Board Order.docx](#)

Mr. Stillings gave an overview of a waiver request.

A waiver request to LDR Section 4.3.3 (Q)(2) guest cottage, to permit the expansion of an existing guest cottage to exceed the maximum floor area of 700 sq. ft. for a residence located at 402 N. Ocean Boulevard.

Mr. Cope of Cope Architects, Inc. of S.E. 1st Street made his presentation.

Mayor Petrolia opened the meeting up for public comment.

George Long of 46 N. Swinton Boulevard is in favor of the waiver.

Christina Morrison of 2809 Florida Boulevard was also in favor of the

waiver.

Mr. Lohman, City Attorney, read the Board Order.

Vice Mayor Frankel made a motion to approve the Board Order. It was seconded by Deputy Vice Mayor Johnson. A Roll Call vote was taken and all were in favor. The motion carried 5-0.

approved

7.D. [18-161](#) INVESTMENT POLICY STATEMENT ANNUAL REVIEW

Recommendation: Motion to accept the proposed changes in the Investment Policy Statement.

Sponsors: Finance Department

Attachments: [Agenda Cover Memo](#)
[Investment Policy Update Chart](#)
[Delray Beach IPS EDIT 03262018](#)

Kim Ferrell, Finance Director, and Faith Henry, Treasurer, were present. Ms. Ferrell gave an overview of the Investment Policy Statement Annual Review. The statement reflects the City's investments except for the three pension plans and proceeds of the Bonds that have been already issued. The statement applies to \$135 million, the remainder of the City's funds. She discussed a couple of modifications that are planned for the Policy.

approved

7.E. [18-155](#) APPROVAL OF RESOLUTION NO. 22-18 TO AWARD AN AGREEMENT WITH STROBES-R-US, INC. FOR THE PURCHASE AND INSTALLATION OF VEHICLE EQUIPMENT IN AN AGREEMENT VALUE NOT-TO-EXCEED \$628,500 THROUGH JANUARY 24, 2019 UTILIZING THE CITY OF MIAMI SOLICITATION NO. 516388

Recommendation: Motion to approve Resolution No. 22-18 to award an Agreement with Strobes-R-Us, Inc. for the purchase and installation of vehicle equipment in an agreement value not-to-exceed \$628,500 through January 24, 2019 utilizing the City of Miami Solicitation No. 516388.

Sponsors: Police Department and Public Works Department - Fleet Division

Attachments: [Agenda Cover Memo](#)
[Miami FIRST RENEWAL](#)
[Miami ITB](#)
[Legal Review Checklist LW](#)
[Miami AMENDMENT NO 1](#)
[Miami AMENDMENT NO 2](#)
[Miami AMENDMENT NO 3](#)
[P2018-010 Resolution 22-18 for Municipal Vehicle Equipment \(rev 1\)](#)
[P2018-010 Agreement, Vendor Executed](#)

Commissioner Bathurst made motion to approve Resolution No. 22-18, to award an agreement with Strobes-R-Us, Inc. for the purchase and installation of vehicle equipment in agreement value not to exceed \$628,500. for the Police Department. Deputy Vice Mayor Johnson seconded the motion. A Roll Call vote was taken and all were in favor. The motion carried 5-0.

approved

7.F. [18-039](#) RESOLUTION NO. 38-18: APPROVAL OF AGREEMENT WITH CDW-GOVERNMENT, LLC FOR PURCHASES OF TECHNOLOGY PRODUCTS AND ACCESSORIES UTILIZING NATIONAL JOINT POWERS ALLIANCE (NJPA) CONTRACT #100614-CDW

Recommendation: Motion to approve Resolution No. 38-18 approving an agreement with CDW-Government, LLC for purchases of technology products and accessories, in a total not-to-exceed amount of \$300,000 for the term of the contract, utilizing National Joint Powers Alliance (NJPA) contract #100614-CDW

Sponsors: Police Department

Attachments: [Agenda Cover Memo](#)
[Resolution No. 38-18 - CDW-Government LLC NJPA LW - REVISED](#)
[City of Delray Beach NJPA Piggy Bank Agreement 3.27.2018](#)
[Partially Executed](#)
[NJPA CDW Contract 100614](#)
[NJPA Contract Acceptance and Award-CDW-100614](#)
[NJPA RFP 100614 Technology](#)
[Legal Review Checklist LW -CDW Agreement](#)

Commissioner Bathurst made a motion to approve Resolution No. 38-18, an approval of agreement with CDW-Government, LLC for the purchases of technology products and accessories utilizing NJPA contract. It was seconded by Vice Mayor Frankel. A Roll Call vote was taken and all were

in favor. The motion carried 5-0.

approved

- 7.G.** [18-164](#) APPROVAL OF RESOLUTION NO. 31-18 TO AWARD A ONE-YEAR AGREEMENT WITH FIRST TRANSIT, INC. TO PROVIDE TROLLEY SERVICES IN A TOTAL AGREEMENT VALUE NOT-TO-EXCEED \$365,000

Recommendation: Motion to approve Resolution No. 31-18 to award a one-year Agreement with First Transit, Inc. to provide trolley services in a total Agreement value not-to-exceed \$365,000.

Sponsors: Public Works Department - Programs & Project Management

Attachments: [Agenda Cover Memo](#)

[Legal Review Checklist First Transit Trolley service](#)

[BW2018-002 Resolution No. 31-18 for Trolley Services](#)

[Trolley Services Bid Waiver Agreement, Contractor Executed](#)

A discussion ensued regarding the Trolley Service. Commissioner Bolyston made a motion to approve Resolution No. 31-18 to award a one-year agreement with First Transit to provide Trolley Services for a total not to exceed \$365,000. Commissioner Bathurst seconded the motion. A Roll Call vote was taken: Vice Mayor Frankel- no Commissioner Bathurst- yes Commissioner Boylston- yes Deputy Vice Mayor Johnson- no Mayor Petrolia- yes. The motion carried 3-2.

approved

- 7.H.** [18-166](#) RESOLUTION NO. 27-18: AWARD OF AN AGREEMENT TO GRAYBAR ELECTRIC COMPANY, INC. FOR THE PURCHASE OF ELECTRIC CABLES AND PLUGS FOR PORTABLE GENERATORS IN A NOT-TO-EXCEED MAXIMUM AMOUNT OF \$120,000

Recommendation: Motion to approve Resolution No. 27-18 awarding an agreement to Graybar Electric Company, Inc. using the U.S. Communities Governmental Purchasing Alliance Cooperative Contract EV2370 for the purchase of electric cables and plugs for portable generators in a not-to-exceed maximum amount of \$120,000.

Sponsors: Utilities Department

Attachments: [Agenda Cover Memo](#)
[Graybar - US Communities Contract](#)
[Graybar Quotation](#)
[Graybar Resolution Award of Agreement](#)
[Legal Review Checklist form Graybar piggyback](#)
[Graybar Agreement](#)

Vice Mayor Frankel made a motion to approve Resolution No. 27-18, an agreement with Graybar Electric. Commissioner Boylston seconded the motion. A Roll Call vote was taken and all were in favor. The motion carried 5-0.
approved

8. PUBLIC HEARINGS:

- 8.A. [18-132](#) ORDINANCE NO. 02-18: 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 CHAPTER 4, "ZONING REGULATIONS", ARTICLE 4.4, "BASE ZONING DISTRICT", SECTION 4.4.13, "CENTRAL BUSINESS DISTRICT (CBD)", BY ADDING SUBSECTION 4.4.13(I)(2)(j) "CBD PARKING STANDARDS", "MINIMUM NUMBER OF OFF-STREET PARKING SPACES" TO NOT REQUIRE ADDITIONAL PARKING FOR CHANGES IN USE IN EXISTING BUILDINGS WITHIN THE CBD RAILROAD CORRIDOR SUB-DISTRICT LYING SOUTH OF SE 2ND STREET, PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, AND PROVIDING AN EFFECTIVE DATE (SECOND READING)

Recommendation: Approve Ordinance No. 02-18 on Second Reading for the amendments to Land Development Regulations as specified in attached Ordinance No. 02-18, as presented.

Sponsors: Planning & Zoning Department

Attachments: [Agenda Cover Report](#)
[Ord. No. 02-18](#)
[P&Z Board Staff Report](#)

Mr. Lohman, City Attorney, read Ordinance No. 02-18, amending the Land Development Regulations of the Code of Ordinance, by amending Chapter 4, "Zoning Regulations, Article 4.4 "Base Zoning District".

Mr. Stillings, Planning Director, gave an overview of the ordinance. A discussion ensued.

Mayor Petrolia opened the meeting up for public comment.

Christina Morrison of 2809 Florida Boulevard was not in favor of the ordinance.

Commissioner Bolyston made a motion to approve Ordinance No. 02-18. It was seconded by Vice Mayor Frankel. A Roll Call vote was taken: Commissioner Bolyston- yes Deputy Vice Mayor Johnson- no Mayor Petrolia- yes Vice Mayor Frankel- yes Commissioner Bathurst- yes. The motion carried 4-1.

adopted

9. FIRST READINGS:

9.A. None

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

10.A. City Manager

Mr. Lauzier, City Manager, reported on people bending the fences on Railroad Avenue and the repairs that are now needed. He also reported on hiring a barge for the Fourth of July fireworks display that will cost \$30,000.

He reported that the South Florida Water Management C-15 Canal project is going to start soon. He would like to have a representative in to do a presentation of this project at an upcoming Commission meeting. He has also added the CRA Board transition to the Workshop Agenda.

10.B. City Attorney

No comment.

10.C. City Commission

Commissioner Boylston attended an educational town hall meeting hosted by Deborah Robinson where she discussed the Education Master Plan.

Deputy Vice Mayor Johnson mentioned the tragedy of the murder-suicide that happened in the Northwest section of the city. She asked for a proclamation to be submitted for June for the anti-violence month. She stated that tomorrow is the fiftieth anniversary of the

assasination of Dr. Martin Luther King.

Vice Mayor Frankel thanked the rest of the Commission and read a list of information that he would like answers to. He also had several suggestions for parking, etc.

Commissoner Bathurst thanked his fellow Commissioners for a productive meeting.

Mayor Petrolia attended the Easter Pet Parade and thanked the CRA, Old School Square and Lori Nolan, it was a great event! She asked Mr. Lohman about the current gun laws.

Mr. Lohman explained the gun laws in greater detail.

With no further business to discuss, Mayor Petrolia adjourned the meeting at 9:52 p.m.