



# CITY OF DELRAY BEACH

OFFICE OF THE CITY MANAGER

100 N.W. 1<sup>ST</sup> AVENUE • DELRAY BEACH • FLORIDA 33444 • (561) 243-7015



## City Commission Information Letter

August 11, 2023

### **Enforcement Guidance Considerations to Address Dog Presence on the Beach**

In response to observations at the beach relative to dog presence and other resulting inconveniences and challenges. Please be advised that both the Office of the Chief of Police, and the office of the City Attorney are currently working to compile recommendations to efficiently and effectively expand the City's enforcement capabilities as noted.

As referenced in the attached electronic mail message from Chief Russ Mager, guidance to this effect specifically involves creating additional enforcement abilities (in lieu of current legal abilities to arrest violators) to help mitigate the situation concerning dog presence as outlined. This involves a civil citation process that will be attached to a fine to be administered (upon observation by an enforcing officer). Multiple violations to this effect will then result in progressive increases in fines, with the goal that future incidents and/or occurrences will ultimately be eliminated.

Recommendations for City Commission review and consideration (of applicable ordinance revisions that will enable law enforcement to more assertively act and respond to violations) are anticipated to be offered publicly during the next couple months.

### **Guidance Regarding Federal Community Project Funding Considerations**

As the Executive Leadership Team will soon collaborate to direct federal funding considerations for the upcoming legislative cycle, please be advised that the Office of the City Manager is currently working with leadership of the City's federal lobbyist firm, The Color Nine Group, to help structure appropriations opportunities for which our community currently appears poised to secure.

## **City Commission Information Letter**

**August 11, 2023**

**Page 2**

As referenced in the attached electronic mail message exchange between The Color Nine Group President Michael Willis and Assistant City Manager Jeff Oris, outcomes to this effect, via recommendations from the congressional Fiscal Year 2024 Commerce, Justice & Science Appropriations bill, include a nearly \$1 million consideration for water repump stations, as well as a \$1 million appropriation to expand the Delray Beach Police Department License Plate Reader Program.

While both appropriations will continue to navigate the senate and ultimately, presidential budget approval process, both internal staff and federal lobbyist representatives will continue to work with members of our federal legislative delegation, notably, the Office of Congresswoman Lois Frankel, who continues to demonstrate a consistent support for our efforts as outlined.

### **Ancillary Strategies to Advance Right-of-Way and Public Median Landscape Maintenance and Management**

As both the Office of the City Manager and the Director of Parks and Recreation Sam Metott continue to experience inquiries relative to the City's efforts to advance maintenance for both right-of-way and public median appearance throughout our community, please be advised that direction in being offered to initiate a multiple tiered approach to yield continuous improvement as noted.

As referenced in the attached electronic mail message from Director Metott, guidance to this effect specifically involves assignment of an additional dedicated four-person crew to help expand respective coverage. Additionally, applicable contractual services will be augmented to achieve more frequent responses to areas of concern, including improved irrigation and more efficient landscape design.

With financial investments to achieve as outlined included via the Fiscal Year 2023-2024 Proposed Budget, staff is very much looking forward to leading progress as outlined beginning in October. Applicable performance measurements will also be included so as to demonstrate the level of additional enhancements as we continue to expand services in these regards.

### **Newly Appointed South County Area Superintendent of Schools**

With the recent departure of Dr. Peter Licata from the South Area School District of Palm Beach County Area Superintendent, to accept the position of School District of Broward County Superintendent of Schools. A selection for his replacement was recently introduced to Delray Beach Education and Workforce Coordinator Janai Bowens.

Ms. Rachel Capitano brings to the position over 20 years of instructional, and education administrative leadership experience to the role. Including service as an area school principal, as well as an instructional superintendent. Her professional background and record of achievement to date should serve Delray Beach extremely well in terms of understanding the demographics, culture, and learning needs of individual public-school students in our community.

This connection has likewise resulted in an orientation dialogue between both she and Ms. Bowens relative to our community's hopes, desires, and expectations for education achievement for youth enrolled in public schools in Delray Beach, as well as to ultimately achieve expanded opportunities for related external engagement and collaboration. Specific outcomes of such efforts will likewise continue to be offered via follow-up public reporting practices involving both the Delray Beach Education Board and the City Commission as we all progress accordingly.

### **Calendar of Meetings, Activities, and Functions**

With yesterday having been the first day of school for the School District of Palm Beach County (SDPBC), Delray Beach (as both a municipal corporation and community) is currently adapting to associated rigors and opportunities to respond accordingly. This includes continued efforts to expand relationships with educational leadership for each school, as well as to address various interlocal agreement issues involving SDPBC pertaining to several parks' facility operations matters.

## City Commission Information Letter

August 11, 2023

Page 4

Meanwhile, the back-to-school proclamation that was prominently featured during Tuesday's regular City Commission meeting has been very well received throughout the community, culminating ancillary external interests regarding its content, as well as follow-up information sharing as noted.

### Enclosures:

Electronic Mail Message from Russ Mager – Dogs on the Beach

Electronic Mail Message Exchange Involving Jeff Oris and Michael Willis – FY 24 (Federal) Community Project Funding

Electronic Mail Message from Samuel Metott – Right-of-Way & Median Maintenance

Electronic Mail Message from Janai Bowens – Rachel Capitano Bio

Calendar for Business Week of August 7, 2023

CM/Documents/City Commission Information Letter 78

## Terrence R. Moore

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**From:** Mager, Russ  
**Sent:** Wednesday, August 9, 2023 11:17 AM  
**To:** Terrence R. Moore  
**Cc:** Gelin, Lynn; Warren, Lawonda  
**Subject:** Dogs on the Beach

### Dogs on the Beach

Mr. Moore,

I am working with the City Attorney's Office (Lynn Gelin and Lawonda Warren) to expand on the current city ordinance regarding dogs on the beach. This city ordinance as it stands is an C.O.V. arrest without any option to help mitigate and address these violations. In an effort to create a reasonable alternative, we are looking at a civil citation option whereby the violator would receive a citation/ fine. The process would require the citing officer to witness the act before executing the citation. Repeated offenses would result in a progressive approach whereby the fines would increase accordingly, not withholding a final option for an arrest. The fines would be established based on what the city deems practical for the violation(s). A civil process for contesting the citation will need to be established via court, (which we will need to inquire about - process, cost, dates, etc.). Citations will need to be constructed, designed, and formulated to legally cover our endeavor.

We understand and empathize those who are frustrated with the dogs on the beach, and it is our goal incorporate a process that may be more practical to address this matter. Due to the complexities of creating this option, it is likely we are looking at several months before we can consider this a viable option.

Chief Russ E. Mager  
Delray Beach Police Department  
Ph: 561-243-7846  
Web: [www.mydelraybeach.com](http://www.mydelraybeach.com)



## Terrence R. Moore

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**From:** Oris, Jeff  
**Sent:** Saturday, July 15, 2023 9:06 PM  
**To:** Terrence R. Moore  
**Subject:** Fwd: FY24 Community Project Funding

Terrence

FYI ... see below from Michael Willis. I will share what it all means Monday morning.

Jeff

Sent from my iPhone

Begin forwarded message:

**From:** michael.willis@thecolorninegroup.com  
**Date:** July 15, 2023 at 4:32:46 PM EDT  
**To:** "Oris, Jeff" <OrisJ@mydelraybeach.com>  
**Cc:** chris.whaling@thecolorninegroup.com, jayla.dininny@thecolorninegroup.com, Vennia Francois <vennia.francois@thecolorninegroup.com>, stephanie.willis@thecolorninegroup.com  
**Subject:** FY24 Community Project Funding

**\*\*Please be cautious\*\***

This email originated from outside of The City of Delray Beach. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Jeff,

I wanted to share some fantastic news with you. After our conversation Friday afternoon, the Appropriations Committee released a list of projects that will be funded in the FY24 Commerce, Justice & Science Appropriations bill. This means that both of your projects, which were submitted by Rep. Frankel on behalf of the City, have been selected by the Subcommittees to be included in the final FY24 federal spending measures. The bills containing funding for your projects will soon be considered by the House and later by the Senate before the year's end. Congratulations on this remarkable achievement!

I have included below the details of the funding levels approved by the Committees. Although both projects received funding at a lower level than requested, they still secured a significant amount that will greatly benefit the community.

City of Delray Beach - Water Repump Stations

- Location: Delray Beach, FL
- Amount Requested: \$3,000,000
- **Committee Approved Funding: \$959,757**
- Purpose of funding and why it's an appropriate use of taxpayer dollars: The approved funding will be utilized to rehabilitate water repump stations, ensuring clean drinking water for the 66,000 residents of Delray Beach. This project is vital for providing reliable and clean drinking water, making it a valuable use of taxpayer funds.

- Account: Interior, Environment, and Related Agencies; Environmental Protection Agency, State and Tribal Assistance Grants; Drinking Water State Revolving Fund
- Please click here for the financial disclosure & federal nexus letter.

City of Delray Beach - License Plate Reader Program

- Location: Delray Beach, FL
- Amount Requested: \$1,000,000
- **Committee Approved Funding: \$963,000**
- Purpose of funding and why it's an appropriate use of taxpayer dollars: The funding will support the implementation of the Real Time Crime Center and the expansion of the License Plate Reader (LPR) Program, which will enhance surveillance capabilities to detect and prevent crime throughout Delray Beach. This project directly contributes to public safety and adds a technological layer of protection for both residents and visitors.
- Account: Commerce, Justice, Science and Related Agencies; Department of Justice; Community Oriented Policing Services

I want to express my appreciation for your exceptional work and the efforts of your team. It is truly an accomplishment to have both projects selected by a Member of Congress for consideration of funding in an appropriations bill. Moreover, to have both projects included in the spending measures is a rare feat. Congratulations once again! We eagerly anticipate the announcement of the President signing the funding for these projects into law at the end of the year (as there is no line-item veto at the federal level).

I would like to take this opportunity to express our gratitude for the chance to collaborate with you and the City. Our partnership has yielded remarkable results, and we look forward to continuing our successful journey together.

Thank you!  
Michael

**Michael D. Willis**  
President  
Color Nine Group, LLC  
(202) 545-0139

**From:** michael.willis@thecolorninegroup.com <michael.willis@thecolorninegroup.com>  
**Sent:** Friday, April 21, 2023 2:06 PM  
**To:** 'Oris, Jeff' <OrisJ@mydelraybeach.com>  
**Cc:** 'chris.whaling@thecolorninegroup.com' <chris.whaling@thecolorninegroup.com>; 'Jayla Dininny' <jayla.dininny@thecolorninegroup.com>; 'Vennia Francois' <vennia.francois@thecolorninegroup.com>; 'Stephanie Willis' <stephanie.willis@thecolorninegroup.com>  
**Subject:** FY24 Community Project Funding

Jeff,

Congratulations, Rep. Frankel submitted two of the City's projects for consideration of funding in the FY24 federal spending measures. I have pasted below the information that the Congresswoman provided to the Committee. We will continue to work with the Congresswoman and the Committees to have these projects included in the final spending measures considered by Congress later this year. This

was the first big step and quite an accomplishment to have two projects listed. Great work by you and your team to prepare the information needed to submit quality requests in a short time!

### **City of Delray Beach - Water Repump Stations**

1. **Location:** Delray Beach, FL
2. **Amount:** \$3,000,000
3. **Purpose of funding and why it's an appropriate use of taxpayer dollars:** The funding would be used to rehabilitate water repump stations for the potable water system. This project is needed to ensure clean drinking water for the 66,000 residents of Delray Beach. It is a valuable use of taxpayer funds because the taxpayers depend on the City to provide reliable and clean drinking water.
4. **Account:** Interior, Environment, and Related Agencies; Environmental Protection Agency, State and Tribal Assistance Grants; Drinking Water State Revolving Fund
5. [Click here for the financial disclosure & federal nexus letter.](#)

### **City of Delray Beach - License Plate Reader Program**

1. **Location:** Delray Beach, FL
2. **Amount:** \$1,000,000
3. **Purpose of funding and why it's an appropriate use of taxpayer dollars:** The implementation of the Real Time Crime Center and the expansion of the License Plate Reader (LPR) Program will create a surveillance monitoring initiative to better observe, detect, and prevent crime throughout the city of Delray Beach through the use of cameras strategically placed throughout the city. The implementation of this project is a valuable use of taxpayer funds as it directly helps detect and prevent crime within the city, and adds a technological layer of safety to the citizens and visitors of the city.
4. **Account:** Commerce, Justice, Science and Related Agencies; Department of Justice; Community Oriented Policing Services.
5. [Click here for the financial disclosure & federal nexus letter.](#)

We appreciate the opportunity to work with you and the City and we look forward to our continued success together.

Thank you!

Michael



## Terrence R. Moore

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**From:** Metott, Samuel  
**Sent:** Thursday, August 10, 2023 4:37 PM  
**To:** Terrence R. Moore  
**Cc:** Stephens, Senovain; Hanson, Amy  
**Subject:** Right of Way & Median Maintenance

Hello Terrence,

As we discussed, our Parks Maintenance division is planning a multi-phased approach to enhancing our city streetscapes.

- Hiring of a new 4-person dedicated crew to right of way & median maintenance.
- Enhanced contractual resources to improve the level of service standard.
- Additional budgetary resources dedicated to improved irrigation systems and the installation of more efficient landscaping design elements.
- Establishment of an annual pressure cleaning plan for the median curb barriers

Thank you for your support and we look forward to implementing these improvements.

Sincerely,

Samuel Metott



**Samuel R. Metott, C.P.R.E.**  
**Director of Parks & Recreation**  
City of Delray Beach  
Parks & Recreation Department  
50 NW 1<sup>st</sup> Avenue  
Delray Beach, FL 33444  
P: [561-243-7251](tel:561-243-7251)  
[MetottS@MyDelrayBeach.com](mailto:MetottS@MyDelrayBeach.com)



**PUBLIC RECORDS NOTE:** Florida has a very broad public records law. Most written communications to or from local officials, employees, or the general public regarding city business are public records available to the public and media upon request. Your e-mail communications may therefore be subject to public disclosure.

## **Terrence R. Moore**

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**From:** Bowens, Janai  
**Sent:** Wednesday, August 9, 2023 3:00 PM  
**To:** Terrence R. Moore  
**Subject:** Rachel Capitano Bio

Ms. Rachel Capitano began her career in education within the School District of Palm Beach County in 2002 as a language arts teacher at Loggers' Run Middle School. When Don Estridge High Tech Middle School opened its doors in 2004, she was appointed the language arts department chair at the new innovative technology school.

In 2006, Ms. Capitano transitioned her love of literacy to serve as the School District's Language Arts Program Planner where she led a team of dedicated specialists to advance secondary literacy to new academic levels.

Always looking to achieve professional growth and to stay in the forefront of advancing student achievement, Ms. Capitano became an assistant principal at Woodlands Middle School and later at Spanish River High School until she became the principal of Sandpiper Shores Elementary and then principal of Del Prado Elementary. Because of her accomplished leadership and passion for Don Estridge High Tech Middle School, she later returned in 2017 to serve as principal of the school.

While serving as principal of Don Estridge High Tech Middle School, Ms. Capitano received several awards, including:

- 2019-2020 Florida Council of Instructional Technology Innovative Principal of the Year
- 2019-2020 Palm Beach County Parent Teacher Student Association (PTSA) Principal of the Year
- 2020-2021 Palm Beach County Principal of the Year

Ms. Capitano went on to lead elementary principals as an Instructional Superintendent in the South Region from 2021 to 2023. In this role, she mentored 15 diverse school leaders on the continuous improvement of their schools. In 2022, the Florida Department of Education reported the school grade ratings for the 15 elementary schools supervised by Ms. Capitano. These schools earned 8 'A's, 3 'B's, and 4 'C's.

As the South Regional Superintendent, Ms. Capitano is dedicated to understanding the demographics, culture, and learning needs of individual students. She is committed to the district's mission in order to educate, affirm, and inspire each student in an equity-embedded school system and to implement the superintendent's strategic plan.

Ms. Capitano firmly believes that service to others is the best work of life.

**Janai Bowens, MBA M.Ed**  
**Education and Workforce Coordinator**  
**City of Delray Beach**  
**100 NW 1<sup>st</sup> Avenue**  
**Delray Beach, Florida 33444**  
**561-243-7231 – office**

# August 7, 2023 - August 13, 2023

August 2023

Su	Mo	Tu	We	Th	Fr	Sa
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

September 2023

Su	Mo	Tu	We	Th	Fr	Sa
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

## Monday, August 7

- 7:30am - 8:30am Begin CIL (CM Office) ↻
- 8:30am - 8:40am New employee orientation (First Floor Conference Room) - Bast, Dot ↻
- 9:00am - 9:30am Missie Barletto Bi-Weekly Meeting (Office of the City Manager) - Vega, Brenda ↻
- 10:00am - 11:00am Mayor mtg w/CM Moore Re: Agenda & Updates (City Manager's Office) - Rangel, Delores ↻
- 2:00pm - 2:30pm Duane D'Andrea Bi-Weekly Meeting (CM's Office) ↻
- 3:00pm - 4:00pm Commissioner Burns mtg w/CM Moore Re: Agenda & Updates (City Manager's Office) - Rangel, Delores ↻
- 3:30pm - 4:00pm Special Meeting- Closed Attorney-Client Session - City of Delray Beach v. Old School Square Center for the Arts, Inc.
- 4:00pm - 5:00pm City of Delray Beach / IAFF Executive Session (Conference Room - City Hall 1st Floor) - Conference Room - City Hall

## Tuesday, August 8

- 12:00am G. Carter - Out →
- 8:30am - 9:00am Various (Various)
- 9:00am - 9:30am Hassan Hadjimiry Bi-Weekly Meeting (CM's Office) - Vega, Brenda ↻
- 10:00am - 11:00am Compile Information Letter Report - Enforcement Strategy Consideration to Address Dogs on the Beach
- 11:30am - 12:30pm Compile Information Letter Report - New South County Area Superintendent of Schools (CM Office) -
- 2:00pm - 8:00pm August 8th Commission Meetings - Viewing of Presentations (Microsoft Teams Meeting) - Harris, Patrice
- 2:00pm - 4:00pm Workshop Meeting - Terrence R. Moore
- 2:00pm - 3:00pm 2023 Quarterly Awards Ceremony - Police Department (100 West Atlantic Avenue - Library)
- 4:00pm - 7:00pm Regular Commission Meeting (Commission Chambers)

## Wednesday, August 9

- ← 8:00pm G. Carter - Out
- 12:00am L. Gelin - Out →
- 7:30am - 8:30am Kiwanis Club of Delray (Delray Beach Golf Club (2200 Highland Ave, Delray Beach, FL 33445)) ↻
- 9:30am - 11:30am Executive Admin Assistant interviews - reinstating to the calendars! (CMO) - Bast, Dot
- 10:20am - 10:50am Executive Administrative Assistant interview with City Manager Moore (Microsoft Teams Meeting) - Bast, Dot
- 11:00am - 11:30am Kent Edwards Bi-Weekly Meeting (CM's Office) - Vega, Brenda ↻
- 2:00pm - 3:00pm Compile Information Letter Report - Ancillary Strategies to Advance Right-of-Way Landscape and Management
- 3:00pm - 3:30pm Hugh Dunkley Bi-Weekly Meeting (CM's Office) - Vega, Brenda ↻
- 4:00pm - 4:30pm DJAHA Conference Call (CM Office)

## Thursday, August 10

- ← L. Gelin - Out →
- 12:00am G. Carter - Out →
- K. Edwards - Out 2hrs
- 7:00am - 8:30am Kiwanis at Orchard View Elementary (Orchard
- 9:00am - 10:00am Compile Information Letter Report - Federal
- 10:00am - 11:00am First Day of School Yvonne Odom
- 12:00pm - 1:30pm Various (Various)
- 2:00pm - 3:00pm Commissioner Long mtg w/CM Moore Re:
- 3:00pm - 4:30pm Various (Various) ↻
- 3:30pm - 4:30pm CANCELED: Monthly Meeting with Renee
- 4:30pm - 5:30pm Biweekly Involving Office of the Chief of Police
- 5:00pm - 6:00pm 98 NW 5th Avenue Ribbon Cutting (98 NW 5th
- 5:00pm - 6:00pm Ribbon Cutting (98 NW 5th Ave (98 NW 5th Ave,
- 6:00pm - 7:00pm Delray Rocks (Delray Beach City Hall Office of the

## Friday, August 11

- ← 12:00am L. Gelin - Out
- ← 12:00am G. Carter - Out
- K. Edwards - Out
- 7:30am - 9:00am Finalize CIL (CM Office) ↻
- 9:00am - 9:30am Anthea Gianniotis Bi-Weekly Meeting (City Manager's Office) - Vega, Brenda ↻
- 2:30pm - 4:30pm Finish ICMA Credentialed Manager Annual Reporting (CM Office)

## Saturday, August 12

- 10:00am - 11:00am Delray Beach Tennis Center (Hard Court #1) ↻
- 11:00am - 1:00pm Various, CIL Notes, etc. (CM Office) ↻
- 12:00pm - 2:00pm Grand Tasting (Opal Grand) (Opal Grand)

## Sunday, August 13