



Regular City Commission Meeting Agenda

150 NE 2nd Avenue | Deerfield Beach, FL, 33441 | 954-480-4200

Mayor Bill Ganz

Vice Mayor Michael Hudak

District 2 Commissioner Ben Preston

District 3 Commissioner Bernie Parness

District 4 Commissioner Todd Drosky

Tuesday
August 16, 2022
7:00 PM

CALL TO ORDER & ROLL CALL

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

APPROVAL OF CITY COMMISSION MINUTES

Regular City Commission Meeting Minutes

Attachment: July 12, 2022

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Community Appearance Board Meeting Minutes

Attachment: June 8, 2022

APPROVAL OF THE AGENDA

August 16, 2022

ZOOM MEETING

Join Zoom Meeting by clicking the below link:

<https://deerfield-beach.zoom.us/j/88651210723?pwd=WIBYUWpGVEF1YlVKbmV5ZzgxTmVRdz09>

Join Zoom Meeting via telephone by dialing:

Call-in Number: (301) 715-8592

Meeting ID: 886 5121 0723#

Participant ID: #

Passcode: 442172#

For complete instructions on joining and/or participating during Public Comment, please click the following link or attend in person in the City Commission Chambers:

Attachment: Zoom Instructions

AWARDS & RECOGNITION

1. **Certificate of Recognition presented to Dave Mirantz for his contributions and dedication to the business community and promoting economic growth within the City while serving as Executive Director of Deerfield Beach Economic Development Council.**

Sponsor: Mayor Bill Ganz

2. **Certificate of Recognition presented to Ocean Rescue Lifeguards in honor of their participation in the 2022 USLA Southeast Regional Championships.**

Sponsor: Vice Mayor Michael Hudak

PUBLIC HEARINGS – SECOND READING

3. **P.H. 2022-075: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 50 "PARKS AND RECREATION" OF THE CITY CODE OF ORDINANCES, BY CREATING SECTION 50-115 "SMOKING PROHIBITED" TO PROHIBIT SMOKING AT PUBLIC BEACHES AND PUBLIC PARKS; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Commissioner Todd Drosky

Attachment: Smoking Regulations

- 4. P.H. 2022-073: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 98 "LAND DEVELOPMENT REGULATIONS" OF THE CITY LAND DEVELOPMENT CODE BY AMENDING SECTION 98-71 "LOT REGULATIONS" AND SECTION 98-87 "DOCKING AND MOORING FACILITIES" REGARDING THE MINIMUM ELEVATION AND LIGHTING REQUIREMENTS FOR DOCKS AND MAXIMUM WIDTH OF SEAWALL CAPS; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Planning & Development Services

Attachment: Docking and Mooring Facilities

- 5. P.H. 2022-072: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING SECTION 70-134 "CHARGES FOR WATER METERS, WATER METER INSTALLATION, AND TAPS AND SERVICE LINES" OF CHAPTER 70 "UTILITIES" OF THE CITY CODE OF ORDINANCES TO PROVIDE FOR WATER METER RELATED DEPOSITS AND CHARGES TO BE ADOPTED BY RESOLUTION AND TO UPDATE THE DEPOSIT RETURN POLICY; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Environmental Services

Attachment: Water Meter Deposits and Charges

- 6. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the water service connection deposit amounts and charges for water meters, water meter installation, taps and service lines; providing for implementation and an effective date. (Departmental Business)**

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Environmental Services

Attachment: Water Service Connection Deposit Amounts and Charges

- 7. P.H. 2022-074: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 98 "LAND DEVELOPMENT REGULATIONS", ARTICLE IV "SUPPLEMENTARY REGULATIONS", BY AMENDING SECTION 98-104 "SEPARATION REQUIREMENTS FOR ALCOHOLIC BEVERAGE ESTABLISHMENTS" OF THE CITY'S LAND DEVELOPMENT CODE TO PERMIT PACKAGE STORES AND BUSINESSES THAT ARE NOT CONSIDERED ALCOHOLIC BEVERAGE ESTABLISHMENTS WHO WISH TO SELL ALCOHOLIC BEVERAGES ON-SITE TO SUBMIT APPLICATIONS TO THE SPECIAL MASTER FOR A VARIANCE, SUBJECT TO CONDITIONS, FROM THE DISTANCE SEPARATION REQUIREMENTS; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Planning & Development Services

Attachment: Alcoholic Beverage Establishments

PUBLIC COMMENT

Persons addressing the Commission shall state his/her name and address and may speak for three (3) minutes unless extended for one (1) additional minute by the Mayor. All remarks made by the public at a Commission meeting on an agenda item shall be addressed to the Commission as a body and limited to the subject matter before the Commission at that particular time. No comments shall be made related to the personal life or personal qualities of any person and no language which would offend persons of ordinary sensibilities shall be permitted. The public shall be given an opportunity to speak on any substantive agenda item, subject to the aforementioned restrictions, prior to a vote on the matter by the City Commission. The Commission shall determine the appropriate time, prior to the vote, for the public to speak. For consent agenda items, the public shall be given an opportunity to speak prior to the approval of the consent agenda. The Commission may, by majority vote, determine that public input on an agenda item be tabled to a future meeting so long as the vote on the agenda item take place at the future meeting and that the public input take place prior to the Commission making any decision.

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

- 8. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving Contract JP022-06-2023 with the Areawide Council on Aging of Broward County, Inc., for the Center of Active Aging Emergency Home Energy Assistance Program; authorizing execution of the Contract in an amount not to exceed \$26,081.37; and providing an effective date.**

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Community Services

Attachment: Emergency Home Energy Assistance Program

- 9. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, authorizing the filing of the Local Government Funding Request for Fiscal Year 2023/2024 with the Florida Department of Environmental Protection for projects to mitigate beach erosion in Deerfield Beach; authorizing projects for which funding is requested; authorizing City's ability to serve as a local sponsor; authorizing City's ability to fund the appropriate local share of projects; approving City's funding source; providing for an effective date.**

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Sustainable Management

Attachment: FY23/24 Local Government Funding Request

- 10. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving submission of the application to the US Department of Agriculture for the Composting and Food Waste Reduction Cooperative Agreement Pilot Program; approving execution of the Grant Agreement if awarded; providing for an effective date.**

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Sustainable Management

Attachment: CFWR Pilot Program

- 11. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, authorizing submission of a 2022 Bridge Investment Program Bridge Projects**

Grant Application to the Federal Highway Administration for replacement of the Southeast 15th Avenue Bridge; authorizing execution of the Grant Agreement if awarded to the City; providing for an effective date. (*Funds from Account #108-0000-381-0100 - Road & Bridge Fund/Transfer in General Fund & Account #108-5050-541-6031 - Infrastructure Maintenance/Improvement Other than Building*)

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Environmental Services

Attachment: 2022 Bridge Investment Program

- 12. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a cooperative purchasing agreement with Shiff Construction & Development, Inc. through Sourcewell, Inc. Job Order Contract (JOC) #FL-R10-GC02-111821-SCD to construct community center improvements in an amount not to exceed \$580,598.50; providing for an effective date. (*Funds from Account #146-8000-539-6031 - Parks Impact Fees - Improvements Other than Buildings (West Community Center Building Project)*)**

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Environmental Services

Attachment: Shiff Construction & Development, Inc.

- 13. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, authorizing the sole source purchase of main generator automatic switchgear upgrades from ABB, Inc. for water plant operations in the amount of \$355,017.00, utilizing \$200,000.00 in American Rescue Plan Act Funding; providing for execution of a purchase agreement; providing for an effective date. (*Funds from Account #413-5000-536-6031 - Automatic Transfer Switch (ARP41327)*)**

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Environmental Services

Attachment: ABB, Inc.

DEPARTMENTAL BUSINESS

- 14. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, accepting a 10 foot wide water and sewer utility easement, a 10 foot wide right-of-way dedication, and a 10 foot by 10 foot wide utility easement from the Boys & Girls Clubs of Broward County, Inc. in connection with the 7,280 sq. ft. teen center addition on the 4.24 acre property located at 27 South Dixie Highway; providing for conflicts, implementation and an effective date.**

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Environmental Services

Attachment: Boys & Girls Clubs of Broward County, Inc.

- 15. ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING SECTION 50-2 "DEFINITIONS" OF THE CITY CODE OF ORDINANCES TO ADD DEFINITIONS FOR "DIVE", "DIVER", "UNDERWATER BREATHING APPARATUS", AND "VESSEL EXCLUSION ZONE"; AMENDING SECTION 50-108 "RECREATIONAL ACTIVITIES AT PARK FACILITIES AND BEACHES", AND SECTION 50-112 "MUNICIPAL/PUBLIC BEACH REGULATIONS" TO MODIFY AND PROVIDE FOR ADDITIONAL MUNICIPAL BEACH REGULATIONS; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance and set public hearing for September 6, 2022

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Ocean Rescue

Attachment: Beach Regulations

- 16. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, ratifying an amendment to the 2021-2024 Collective Bargaining Agreement between the City of Deerfield Beach and Local 1010/District Council 78 of the International Union of Painters and Allied Trades (IUPAT) to provide for a cost of living increase, effective October 1, 2022; authorizing the City Manager to take all actions necessary to implement the Amendment; and providing for an effective date.**

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Human Resources

Attachment: IUPAT Collective Bargaining Agreement

- 17. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, ratifying an amendment to the 2021-2024 Collective Bargaining Agreement between the City of Deerfield Beach and the Professional Managers and Supervisors Association to provide for a cost of living increase, effective October 1, 2022; authorizing the City Manager to take all actions necessary to implement the Amendment; and providing for an effective date.**

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Human Resources

Attachment: PMSA Collective Bargaining Agreement

COMMENTS BY ADMINISTRATION & LEGAL

CITY COMMISSION BUSINESS

- 18. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Third Amendment to the Settlement Agreement with Broward County for the litigation styled *City of Sunrise et. al. vs. Broward County*; and providing an effective date.**

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Commissioner Todd Drosky

Attachment: Solid Waste Working Group

- 19. City Manager's Annual Performance Evaluation.**

Suggested Action: Motion on decision of Commission

Sponsor: City Commission

Attachment: CM Annual Performance Evaluation

COMMENTS BY MAYOR & CITY COMMISSION
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ADJOURNMENT

FUTURE CITY COMMISSION MEETINGS

Regular City Commission Meeting - Tuesday, September 6, 2022

Any person wishing to appeal any decision made by the City Commission with respect to any matter considered at such meetings or hearings will need a record of the proceedings, and for such purposes may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and the evidence upon which the appeal is made. The above notice is required by State Law (F.S. 286.0105). Anyone desiring a verbatim transcript shall have the responsibility, at his/her own expense, to arrange for the presence of a certified court reporter at the hearing.