



Meeting Minutes City Commission

Tuesday, August 16, 2022

7:00 PM

Commission Chambers

CALL TO ORDER AND ROLL CALL

The meeting was called to order on the above date by Mayor Bill Ganz at 7:01 p.m., in the City Commission Chambers, City Hall, Deerfield Beach.

Present: 5 – Commissioner Todd Drosky
Commissioner Bernie Parness – Via Zoom
Commissioner Ben Preston
Vice Mayor Michael Hudak
Mayor Bill Ganz

Also Present: 3 – City Manager David Santucci
City Attorney Anthony Soroka
City Clerk Samantha Gillyard

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

Mayor Ganz announced the passing of former Boca Mayor Susan Whelchel and asked that everyone keep her family in their prayers. Thereafter, was a moment of silence, followed by the Pledge of Allegiance.

APPROVAL OF CITY COMMISSION MINUTES

Regular City Commission Meeting Minutes – July 12, 2022

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, to approve the meeting minutes as submitted. Voice Vote:

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak and Mayor Ganz

Nays: 0

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Community Appearance Board Meeting Minutes - June 8, 2022

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, to acknowledge the board minutes. Voice Vote:

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak and Mayor Ganz

Nays: 0

APPROVAL OF CITY COMMISSION AGENDA

August 16, 2022

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, to approve the agenda as submitted. Voice Vote:

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak and Mayor Ganz

Nays: 0

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.**

Mayor Ganz outlined the contributions made by Mr. Mirantz as the Executive Director of the Deerfield Beach Economic Development Council. Mayor Ganz thanked Mr. Mirantz for his contributions to the COAT Committee and the professional relationships he forged in and outside the City. Lastly, he wished Mr. Mirantz all the best in his future endeavors.

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

Mayor Ganz said the Ocean Rescue Department represented the City at the United States Lifeguard Southeast Regional Championships this year in Stuart Beach and won a total of 18 events. He applauded staff for gaining regional recognition and the continuous care of our beach and keeping the community safe. Thereafter, Mayor Ganz announced the participants in the regional championships.

Mike Brown, Ocean Rescue Captain, thanked his lifeguards and applauded their efforts for what they do every day. Additionally, he advised that this past week, the United States Lifesaving National Championships was held at Formosa Beach, in Los Angeles, California, and only a six-man team attended; whereby, they won the City's first national championship.

PUBLIC HEARING – SECOND READING

- 3. P.H. 2022-075: ORDINANCE 2022/013 - 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.**

The Ordinance was read by title only.

Mayor Ganz said although he originally considered the idea of a smoking section, he has decided that a complete ban is necessary. Also, based on previous comments from the City Manager and City Attorney, other neighboring cities would invoke a ban, starting with Pompano Beach. He explained how the ban protects the health and welfare of the general public and reiterated his decision to support the proposed ordinance. He then opened the public hearing.

Paula Cook, 62 Centennial Court, Deerfield Beach, recommended amending the ordinance by allowing smoking at the parks and not the beach. She also commented on the City following others.

PUBLIC HEARING – SECOND READING – CONTINUED

Caryl Berner, 3130 Cambridge F, Deerfield Beach, said many years ago, she recommended a no-smoking beach and the Commission agreed which is why she supports the proposed ordinance. Ms. Berner also commented on the littering of cigarette butts at the beach. Lastly, she recommended a no-smoking sign be placed near the meters.

Dan Shanetzky, 34 Keswick B, Deerfield Beach, spoke in favor of the proposed ordinance due to the health and safety of marine life and the general public. Mr. Shanetzky also asked what can be done regarding the private parcels on the beach.

Katy Freitag, 418 SE 2nd Street, Deerfield Beach, spoke in opposition to the proposed ordinance because cigars are not included. Further, she said the increase in litter is due to the lack of receptacles. Lastly, Ms. Freitag said she would prefer the police to monitor other issues, such as speeding, instead of smoking.

Gwyndolen Clarke-Reed, 1430 SW 6th Way, Deerfield Beach, recommended a smoking section; however, if the ordinance is passed, she recommended a trial period.

Patricia Link, 252 Ventnor R, Deerfield Beach, spoke in support of the proposed ordinance.

Mayor Ganz closed the public hearing.

Thereafter, a detailed discussion pursued amongst the Commission regarding various health reasons and statistical information as to why the ban should be supported. Furthermore, the Commission also agreed with the difficulty of enforcement.

Mayor Ganz responded to comments from the public. He advised that cigarette butts are not discarded in trash receptacles because of the fire hazard; the City is being proactive and not considering the acts of other municipalities. Lastly, he reiterated his support of a complete ban.

MOTION was made by Commissioner Drosky, seconded by Commissioner Preston, to approve Item 3, adopted Ordinance 2022/013. Voice Vote:

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak, and Mayor Ganz

Nays: 0

- 4. P.H. 2022-073: ORDINANCE 2022/014 - 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.**

The Ordinance was read by title only.

Mayor Ganz opened the public hearing; however, there were none to speak and the public hearing was closed.

There was no discussion amongst the Commission.

MOTION was made by Commissioner Parness, seconded by Vice Mayor Hudak, to approve Item 4, adopted Ordinance 2022/014. Voice Vote:

PUBLIC HEARING – SECOND READING – CONTINUED

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak, and Mayor Ganz

Nays: 0

- 5. P.H. 2022-072: ORDINANCE 2022/015 - 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.**

The Ordinance was read by title only.

Mayor Ganz opened the public hearing.

Gwyndolen Clarke-Reed, 1430 SW 6th Way, Deerfield Beach, asked about the financial impact to residents for meter upgrades and deposits.

Mayor Ganz closed the public hearing.

David Santucci, City Manager, replied that the deposit was determined by reviewing Broward County's deposit requirements on meters as a portion of the City is on Broward County's water and wastewater system. The change will not affect existing residents and no additional deposits are required for existing customers; however, new development or redevelopments require an increased water line or meter. Additionally, the cost of the meters has substantially increased since the Ordinance was last amended in the early 2000's; thus, the goal is to recoup the cost of current meters.

In response to Commissioner Drosky's question, Mr. Santucci replied yes, the City's Information Technology staff has reviewed and agreed that the technology for the meters is sufficient for security purposes.

MOTION was made by Commissioner Parness, seconded by Vice Mayor Hudak, to approve Item 5, adopted Ordinance 2022/015. Roll Call:

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak, and Mayor Ganz

Nays: 0

- 6. Resolution 2022/135 - 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)**

The Resolution was read by title only.

Mayor Ganz opened the public hearing; however, there were none to speak and the public hearing was closed.

There were no comments amongst the Commission.

MOTION was made by Commissioner Parness, seconded by Vice Mayor Hudak, to approve Item 6, adopted Resolution 2022/135. Roll Call:

PUBLIC HEARING – SECOND READING – CONTINUED

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak, and Mayor Ganz

Nays: 0

7. **P.H. 2022-074: ORDINANCE 2022/016 - 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.**

The Ordinance was read by title only.

Commissioner Drosky asked that his recommendation at the previous meeting, to repeal the special master's decision, not be considered and recommended approving the original ordinance.

Mayor Ganz opened the public hearing

Katy Freitag, 418 SE 2nd Street, Deerfield Beach, said a couple of businesses were said to sell alcohol, Topsy's Nail Salon and Painting with a Twist, during the presentation at the previous meeting; however, they allow people to bring their own alcohol and consume it there. Ms. Freitag asked what happens with places like Costco, and if current businesses in conflict with the proposed ordinance are grandfathered in.

Mayor Ganz closed the public hearing.

Eric Power, Director of Planning & Development Services, replied that samples at stores are excluded and not impacted by the regulation. Additionally, whether a business sells alcohol or allows people to bring it in, they would have to abide by the proposed ordinance.

Mayor Ganz clarified that it is currently an absolute ban, so this allows for a case by case approval process to allow it in the Code potentially.

Mr. Power agreed.

Thereafter, Mr. Power entertained questions from the Commission.

Anthony Soroka, City Attorney, advised that there is a 1,000-foot distance separation requirement to another alcoholic beverage establishment; thus, it is not only a requirement for schools and churches.

MOTION was made by Commissioner Preston, seconded by Commissioner Drosky, to approve Item 7, adopted Ordinance 2022/016. Roll Call:

Yeas: 4 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, and Mayor Ganz

Nays: 1 - Vice Mayor Hudak

PUBLIC COMMENT

John Connell, 4394 NW 9th Avenue, Deerfield Beach, said the City has cited the Heritage Circle Condo Association with violations, but additional assistance is needed with its condition and finances. Mr. Connell listed all the ongoing issues and the fines associated with the violations; furthermore, he expressed concern with the lack of cleanliness and rodents in the condos. He asked for Commission assistance and invited them to walk the property.

Marilyn Lucano, 2121 Discovery Circle, West, Deerfield Beach, said she needs help with fraudulent activities among the president and vice president of the association; whereas, they signed a contract for a roof replacement and each unit owner is to pay \$8,000 each, over \$2 million to the contractor. She said the residents had to pay the \$8,000 over 4 installments and work was to be completed by September, but no work has been done. Additionally, she explained that materials were purchased and left on top of the roof which, in her opinion, are no longer useful due to sun damage. Lastly, she advised that the contractor cannot obtain a permit and asked for assistance and direction.

Patricia Link, 252 Ventnor R, Deerfield Beach, asked about other recycling locations as the one on Powerline is no longer available.

Ali Abusen, 4384 NW 9th Avenue, Deerfield Beach, said he also lives in Heritage Circle Condominiums and they really need help and asked that someone from the City come out and see what is happening. He expressed concern with his family's safety and wellbeing as he sees people sleeping in the hallway. Furthermore, the association is unresponsive, which is why he has been documenting everything since 2017. He reiterated the need for the Commission's help and how the fines are paid by the residents, not the association.

Chris Marino, 1525 SE 14th Court, Deerfield Beach, commented on Commissioner Parness' comments on gun control during the last meeting. Thereafter, he commented on political activities and past issues regarding firearms, gun violence, and violent acts against the Jewish population. Lastly, he requested that the City Commission focus on city business.

Katy Freitag, 418 SE 2nd Street, Deerfield Beach, said based on the comments by Heritage Circle residents, term limits are bad for business and she will be voting against increasing term limits in November.

Mayor Ganz said the City cannot intervene on behalf of those dealing with condo issues. He outlined the options available to the City, Code Enforcement, going after unlicensed contractors, health and welfare, and doing work without permits.

Anthony Soroka, City Attorney, agreed with Mayor Ganz. Additionally, he said the City cannot remove board members, but there is a State regulatory body.

Mayor Ganz offered his phone number for those wishing to contact him.

David Santucci, City Manager, advised that there is a recycling drop-off center with receptacles at fire station 66.

Mayor Ganz commented on recyclable materials being sent to the landfill due to cleaning the materials and costs to reproduce. Furthermore, he said he does not believe the Commission is involving itself with partisan politics but people have a difference of opinion and all should be allowed to share; notwithstanding, if people supported another person's opinions he questioned if there would be any rebuttals. Lastly, he asked that things controlled by the Commission be discussed to allow people to speak on what they would like.

Vice Mayor Hudak said if Code Enforcement goes out to the Heritage Club Condos, the costs would be passed on to those residents and there is nothing that the City can really do outside of sending Code Enforcement. He asked Mr. Soroka to research other options.

PUBLIC COMMENT – CONTINUED

Vice Mayor Hudak left the dais temporarily at 8:34 p.m. and returned at 8:35 p.m.

Commissioner Preston commented on the concerns expressed by the condo association residents and agreed with walking the property to see what else may be discovered. He also offered to come out and work toward a solution.

Commissioner Parness provided his phone number as well to meet with the residents in Heritage Circle.

Commissioner Drosky asked that staff provide information from Code Enforcement on violations and results from the magistrate hearing on Heritage Circle in their weekly package.

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

After a brief discussion, Item 11 was pulled for discussion.

Mayor Ganz opened the public hearing for Items 8 – 13, of the Consent Agenda; however, there were none to speak and the public hearing was closed.

MOTION was made by Commissioner Parness, seconded by Vice Mayor Hudak, to approve Items 8 - 10 and 12-13 of the Consent Agenda. Roll Call:

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak, and Mayor Ganz

Nays: 0

- 8. Resolution 2022/136 - 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.**
- 9. Resolution 2022/137 - 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.**
- 10. Resolution 2022/138 - 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.**
- 11. Resolution 2022/139 - 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)**

The Resolution was read by title only.

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS – CONTINUED

Vice Mayor Hudak highlighted staff's efforts with securing other funds for repairs of this nature.

MOTION was made by Vice Mayor Hudak, seconded by Commissioner Preston, to approve Item 11, adopted Resolution 2022/139. Roll Call:

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak, and Mayor Ganz

Nays: 0

12. Resolution 2022/140 - 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)*)

13. Resolution 2022/141 - 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)*)

DEPARTMENTAL BUSINESS

14. Resolution 2022/142 - 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.

The Resolution was read by title only.

Anthony Soroka, City Attorney, said a site plan was previously approved a site plan for the teen center project, along with transfers of easements; however, during the permitting process, staff requested the dedication of certain easements back to the City. The proposed resolution allows the City to accept the easements requested by staff.

Mayor Ganz opened the public hearing; however, there were none to speak and the public hearing was closed.

There was no discussion amongst the Commission.

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, to approve Item 14, adopted Resolution 2022/142. Voice Vote:

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak, and Mayor Ganz

Nays: 0

DEPARTMENTAL BUSINESS – CONTINUED**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.**

The Ordinance was read by title only.

David Santucci, City Manager, advised that additional language was modified to ensure a 5-yard buffer was added for distances from the pier for no stopping, standing, or sitting.

Mike Brown, Ocean Rescue Chief, provided a brief PowerPoint presentation regarding the proposed changes to Section 50. The goal of the ordinance is to enhance public safety by making the beach more visitor friendly through the establishment of defined areas for leisurely uses such as swimming and sunbathing while avoiding any conflicts with recreational activities. Furthermore, the ordinance also identifies and addresses new modern water activities such as kite boards, water propelled jet packs, and motorized boards which have become more popular in recent years.

Continuing, Mr. Brown outlined the updates to the code: added definitions in section 50-2, allowing divers with dive flags to go out past swimming area; creation of the vessel exclusion zone to enhance swimmer safety; defined designated recreational areas north of the pier and south of tower 5. Thereafter, he described the swimming area and changes; whereas, divers with dive flags will be allowed to go out past 50 yards which was previously restricted. Further, the vessel exclusion zone allows enforcement of any motorized vessel and newer apparatus, as well as kite boards. Mr. Brown said kite boards travel at a very high speed which becomes a danger when entering the swimming area. Lastly, due to the beach's increased popularity, areas have been defined north of the pier and south of tower 5, and will be marked with a checkered flag for recreation to make the beach more user friendly.

Thereafter, Mr. Brown entertained questions by the Commission. He replied that the recreational area was extended to protect visitors from hardboards and other devices. He also explained that the red flag indicates high surf and no swimming is allowed. Designated areas are really useful during green flag days. Additionally, he explained that the area after tower 1 was not originally populated but there will be a tower constructed north of tower 1.

Mayor Ganz opened the public hearing.

Katy Freitag, 418 SE 2nd Street, Deerfield Beach, said kite surfing was originally allowed on the north side of the pier and tends to stay far north of the volleyball court; nevertheless, the map shows the area as a swim zone. She asked if kite surfing is no longer allowed on the beach.

Mr. Brown replied yes, that is correct. Kite surfing boards are not allowed to launch from the guarded area and are instructed to walk north out of the City. Based on various safety precautions, this is the best solution. Furthermore, the vessel exclusion zone is an indication to not come into the close area of the beach.

Mayor Ganz closed the public hearing.

MOTION was made by Vice Mayor Hudak, seconded by Commissioner Preston, to approve Item 15 on first reading. Voice Vote:

DEPARTMENTAL BUSINESS – CONTINUED

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak, and Mayor Ganz

Nays: 0

16. Resolution 2022/143 - 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.

The Resolution was read by title only.

Mayor Ganz opened the public hearing; however, there were none to speak and the public hearing was closed.

The Commission briefly discussed the impact of losing employees to other localities due to low pay, dealing with increased costs causing too much stress on the City's budget in the future, and remaining competitive for recruitment and retaining quality employees. Notwithstanding, the Commission supported the negotiations and conveyed their desire to adopt the resolution.

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, to approve Item 16, adopted Resolution 2022/143. Roll Call:

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak, and Mayor Ganz

Nays: 0

17. Resolution 2022/144 - 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.

The Resolution was read by title only.

Mayor Ganz opened the public hearing; however, there were none to speak and the public hearing was closed.

There was no discussion amongst the Commission.

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, to approve Item 17, adopted Resolution 2022/144. Roll Call:

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak, and Mayor Ganz

Nays: 0

COMMENTS BY ADMINISTRATION & LEGAL

CITY ATTORNEY – No Report.

CITY MANAGER

Quiet Zones – David Santucci, City Manager, advised that the Federal Railway Administration is looking at Broward's quiet zones; therefore, he will be meeting with the Broward Metropolitan Planning Organization tomorrow, possibly along with Florida Department of Transportation to discuss issues occurring in the County. Currently, Broward County has some of the highest incidents in the Country right now and collaborative efforts are being pursued to provide actions such as modifications to the crossings.

CITY COMMISSION BUSINESS

18. Resolution 2022/145 - 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.

The Resolution was read by title only.

Anthony Soroka, City Attorney, provided background on how the Resource Recovery Board and its correlation to the settlement. There were issues regarding the allocation of the Board assets based on tonnage, but there was a dispute with the County and after 25 years, the County decided that the cities should not receive anything; therefore, litigation ensued and resulted in the City receiving over \$2 million. Furthermore, there was a property, Alpha 250, located in Pompano Beach that was to be sold within one year of that settlement, but the agreement was amended which paused the sale of the property for 3 years. Now that time has expired, there is a working group reviewing solid waste; thus, the proposed amendment will further extend the sale for another 3 years while the group works through the study to determine the best decision.

Mayor Ganz opened the public hearing; however, there were none to speak and the public hearing was closed.

There was no discussion amongst the Commission.

MOTION was made by Commissioner Drosky, seconded by Vice Mayor Hudak, to approve Item 18, adopted Resolution 2022/145. Roll Call:

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak, and Mayor Ganz

Nays: 0

19. City Manager's Annual Performance Evaluation.

Mayor Ganz asked that the evaluation be performed at the next City Commission Meeting.

There was no objection.

Mayor Ganz opened the public hearing; however, there were none to speak and the public hearing was closed.

MOTION was made by Commissioner Preston, seconded by Vice Mayor Hudak, to defer Item 19 until the next meeting. Roll Call:

CITY COMMISSION BUSINESS – CONTINUED

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak, and Mayor Ganz

Nays: 0

COMMENTS BY MAYOR & CITY COMMISSION**COMMISSIONER PARNESS****DISTRICT 3**

Health & Recovery – Commissioner Parness said although he has had health difficulties, he is on the mend. Also, he is unable to drive at this time, but will be returning to the meetings in person soon.

District 3 Direction – Commissioner Parness applauded the ongoing activities in his district and his ability to either help or steer them in the right direction. He also expressed his willingness to meet with constituents at any time.

COMMISSIONER PRESTON**DISTRICT 2**

Accolades – Commissioner Preston thanked the Broward Sheriff's Office Police and Fire Rescue for their efforts and the care given to the City behind the scenes.

Harold Morrison Place – Commissioner Preston said the unveiling of the street renaming occurred on Saturday. He thanked everyone for attending, including his colleagues.

Community Day/Day of Diversity – Commissioner Preston asked for an update on community day for the entire city to come together on a rotating basis. Due to COVID, it has not come to fruition; however, the pandemic has passed and he would like to move forward.

Packer Rattlers Opening Day – Commissioner Preston said the children competed well; thereafter, he thanked the residents for their participation.

T-shirts – Commissioner Preston said Brandon Powell, Superbowl Champion, gave him shirts for the Commission and will present them when possible. Commissioner Preston listed various NFL players who were part of the Packer Rattlers.

COMMISSIONER DROSKY**DISTRICT 4**

Back to School – Commissioner Drosky said he, City staff, and BSO personnel were in attendance this morning to celebrate going back to school. He thanked everyone for volunteering and supporting the children.

Annual Florida League of Cities Conference – Commissioner Drosky said he and Vice Mayor Hudak attended the conference over the weekend. Next year, Greg Ross, Cooper City Mayor, is in line to take over as President of the League. He asked that the City support him as Broward County has not had many elected officials assume the role of President. He asked that pertinent staff and the entire Commission attend the event next year in Orlando.

Saturday Office Hours – Commissioner Drosky said he will not have Saturday office hours in September due to the Labor Day holiday; notwithstanding, he encouraged people to reach out to him at any time via phone or e-mail.

Polling Places – Commissioner Drosky thanked the Clerk's Office for providing information on the new polling places and precincts as a result of redistricting; whereas, some are new locations. He advised that District 1 has lost 3 polling places, District 2 lost 3, District 3 lost 1, and District 4 lost 1. He said polling locations in District 4 are Constitution Park, Meadows Clubhouse, and Quiet Waters Elementary.

COMMENTS BY MAYOR & CITY COMMISSION – CONTINUED**MAYOR BILL GANZ**

Early Voting – Mayor Ganz said early voting has started and is available at Oveta McKeithen Recreational Complex.

Accolades – Mayor Ganz thanked BSO Police and City staff for their actions in a threat on the beach, that ended up being a hoax.

Broward Sheriff's Office – Mayor Ganz expressed disappointment with the downtown office for poor communication with the City as changes are usually made in a split second after a collaborative decision has been made. When it happens, it causes panic and misinformation, but also, interferes with the work being done. Mayor Ganz encouraged people to call the City for information instead of relying on social media.

Speeding – Mayor Ganz asked everyone to slow down with school being in session. Furthermore, he recommended discussions with the School Board as to why the City is paying for school resource officers at the elementary level.

David Santucci, City Manager, said the guardians are being used at the elementary level; however, floating school resource officers still go to the schools on rotation. Nevertheless, a discussion can still be held with the School Board regarding underfunding.

Mayor Ganz said many children who attend City schools do not live in the City's boundaries and do not have this added expense, i.e. Lighthouse Point. He encouraged the voters to have discussions with School Board before deciding on whom to vote.

VICE MAYOR HUDAK**DISTRICT 1**

Upcoming Conferences – Vice Mayor Hudak said the Legislative Conference will be held November 30 – December 2, 2022 and the Florida League of Cities Conference, August 10 – August 12, 2023. He said many cities are faced with similar issues and it is good to collaborate. There are many educational seminars to keep everyone abreast of what has happened in previous years.

District 1 Meeting – Vice Mayor Hudak said the district meeting will be held on August 25, 2022 at City Hall to discuss district concerns and challenges. He thanked residents who keep him abreast of varying activities in the district.

Back to School – Vice Mayor Hudak said school started; he encouraged everyone to be careful and the police to look out for speeding.

Plexiglass on Dais – Vice Mayor Hudak asked everyone their opinion on the plexiglass.

Mayor Ganz said he does not have any issues with the sneeze guards.

There were no other comments from the dais.

ADJOURNMENT

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, to adjourn the meeting at 9:34 p.m. Voice Vote:

Yeas: 5 - Commissioner Drosky, Commissioner Parness, Commissioner Preston, Vice Mayor Hudak, and Mayor Ganz

Nays: 0

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

Samantha Gillyard, CMC, City Clerk