



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

Wednesday
September 14, 2022
7:00 PM

CALL TO ORDER & ROLL CALL

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

APPROVAL OF CITY COMMISSION MINUTES

Budget Workshop Meeting Minutes

Attachment: August 9, 2022

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Planning & Zoning Board Meeting Minutes

Attachment: July 7, 2022

Firefighters Pension Board Meeting Minutes

Attachment: June 6, 2022

Code Compliance Meeting Minutes

Attachment: July 27, 2022

APPROVAL OF THE AGENDA

September 14, 2022

ZOOM MEETING

Join Zoom Meeting by clicking the below link:

<https://deerfield-beach.zoom.us/j/89474553272?pwd=aGJBmUxK3lJbIB2OW9iaUhNU21Gdz09>

Join Zoom Meeting via telephone by dialing:

Call-in Number: (929) 205-6099

Meeting ID: 894 7455 3272#

Participant ID: #

Passcode: 585828#

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 Alice Taylor for her service to the City of Deerfield Beach as the Chief Executive Officer of Broward Health North.**

Sponsor: Mayor Bill Ganz

BUDGET & MILLAGE PUBLIC HEARINGS

- 2. ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, ADOPTING THE MILLAGE RATE TO BE LEVIED BY THE CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023; STATING THE PERCENTAGE CHANGE BY WHICH THE MILLAGE RATE EXCEEDS THE ROLLED-BACK RATE AS COMPUTED PURSUANT TO SECTION 200.065, FLORIDA STATUTES; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance

Voting Requirement: Adoption requires a 4/5 vote of the City Commission

Sponsor: Department of Financial Services & Office of the City Manager

Attachment: FY23 Millage Rate

- 3. ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, ADOPTING THE FINAL BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023; PROVIDING FOR CONFLICTS, SEVERABILITY 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 Financial Services & Office of the City Manager

Attachment: FY23 Budget

- 4. ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING THE BUDGET FOR THE DEERFIELD BEACH COMMUNITY REDEVELOPMENT AGENCY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023; PROVIDING FOR FUNDING THROUGH TAX INCREMENT FINANCING AS PROVIDED FOR IN PART III, CHAPTER 163, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY 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 Financial Services & Community Redevelopment Agency

Attachment: FY23 CRA Budget

PUBLIC HEARING

- 5. P.H. 2022-076: Resolution 2022/ - A Resolution of the City of Deerfield Beach, Florida, relating to the provision of fire rescue services, facilities and programs in the City of Deerfield Beach, Florida; reimposing fire rescue assessments against assessed property located within the City of Deerfield Beach for the fiscal year beginning October 1, 2022; approving the rate assessment; approving the assessment roll; 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 Financial Services & Department of Public Safety

Attachment: Fire Rescue Assessments

6. **P.H. 2022-077: Resolution 2022/ - A Resolution of the City of Deerfield Beach, Florida, relating to the collection of Nuisance Abatement Services Assessments; adopting findings of fact; approving the rate of assessment for each affected property; adopting the Assessment Roll; providing for notice 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 Financial Services & Department of Public Safety

Attachment: Nuisance Abatement Services Assessments

7. **P.H. 2022-087: Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the City's purchase of the privately owned beach lot located at the north end of Deerfield Beach, legally described as Ocean Vue 3-34 B Lot 3 BLK 2, for \$315,000.00; authorizing execution of documents necessary to effectuate the purchase; providing for implementation and an effective date. (Funds from Account #399-0200-513-60-11 - Property Acquisition (FY23))**

Suggested Action: Commission to vote on Resolution

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

Sponsor: Office of the City Attorney & Office of the City Manager

Attachment: Private Beach Lots

PUBLIC HEARINGS – SECOND READING

8. **P.H. 2022-084: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING CHAPTER 2 "ADMINISTRATION," ARTICLE II "BOARDS, COMMITTEES, COMMISSIONS," OF THE CITY CODE OF ORDINANCES BY CREATING DIVISION 19 "AFRICAN AMERICAN HERITAGE COMMITTEE" TO ESTABLISH**

THE AFRICAN AMERICAN HERITAGE COMMITTEE AND PROVIDE FOR ITS PURPOSE AND MEMBERSHIP; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, 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 Parks & Recreation

Attachment: African American Heritage Committee

- 9. P.H. 2022-085: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING ARTICLE IV “DEPARTMENTS, DIVISIONS, OFFICES AND AGENCIES” OF CHAPTER 2 “ADMINISTRATION” OF THE CITY CODE OF ORDINANCES TO REVISE THE NAMES OF CITY DEPARTMENTS AND PROVIDE FOR ORGANIZATIONAL CHARTS TO BE INCLUDED IN THE ANNUAL BUDGET; 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 Human Resources

Attachment: Departments Organizational Charts

- 10. P.H. 2022-086: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING CHAPTER 38 "FINANCE AND TAXATION," ARTICLE VI "MISCELLANEOUS FEES," OF THE CITY CODE OF ORDINANCES BY CREATING SECTION 38-182 "TRANSACTION CONVENIENCE FEES" TO PROVIDE FOR THE IMPLEMENTATION OF A CONVENIENCE FEE FOR USE OF A CREDIT CARD, BANK DEBIT CARD, CHARGE CARD, AND ELECTRONIC FUNDS TRANSFER FOR PAYMENTS TO THE CITY OF DEERFIELD BEACH; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, 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 Financial Services

Attachment: Transaction Convenience Fees

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 - BOARD APPOINTMENT

- 11. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, appointing members to the Affordable Housing Advisory Committee for a two-year term; providing for conflicts 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 Community Services & Office of the City Clerk

Attachment: Affordable Housing Committee Reappointments

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

- 12. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a work authorization with Hazen and Sawyer, PC for consulting services for the City's Stormwater Utility Program in an amount not to exceed \$105,000.00; authorizing execution of the Work Authorization; providing for an effective date. (Funds from Account #460-5070-538-30-99 - Other Professional Services & Account #460-5070-538-32-99 - Other Contractual Services)**

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: Hazen and Sawyer, PC

DEPARTMENTAL BUSINESS

- 13. ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING AND RENAMING SECTION 2-1 "CITY SEAL" OF CHAPTER 2 "ADMINISTRATION" OF THE CITY CODE OF ORDINANCES TO INCLUDE THE CITY'S CURRENT OFFICIAL SEAL AND CITY LOGO; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance and set public hearing for October 3, 2022

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

Sponsor: Department of Public Affairs & Marketing

Attachment: City Seal and Logo

COMMENTS BY ADMINISTRATION & LEGAL

- 14. Management Recommendations and Response to the Preliminary & Tentative Audit Findings provided by the State of Florida's Auditor General's Office.**

Sponsor: Office of the City Manager

COMMENTS BY MAYOR & CITY COMMISSION

ADJOURNMENT

FUTURE CITY COMMISSION MEETINGS

Regular City Commission Meeting - Monday, October 3, 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.



**CITY OF DEERFIELD BEACH
BUDGET WORKSHOP MEETING MINUTES
Tuesday, August 9, 2022 at 7:00 PM**

The meeting was called to order on the above date by Mayor Bill Ganz at 7:16 p.m. in the City Commission Chambers, City Hall, Deerfield Beach, Florida.

ROLL CALL

Present: Commissioner Todd Drosky
Commissioner Bernie Parness - via Zoom
Commissioner Ben Preston
Vice Mayor Michael Hudak

Mayor Bill Ganz

Also Present: David Santucci, City Manager
Anthony Soroka, City Attorney
Samantha Gillyard, CMC, City Clerk

Absent: None

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

There was a moment of silence, followed by the Pledge of Allegiance.

APPROVAL OF THE AGENDA

August 9, 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

CITY COMMISSION BUSINESS

1. Presentation of the Fiscal Year 2023 Proposed Budget.

David Santucci, City Manager, advised that the presentation will outline the proposed fiscal year 2023 budget, based on Commission feedback at the June budget workshops.

Public Budget Event Calendar - Mr. Santucci outlined past and upcoming meetings, as well as what can be expected. The elected officials will receive the budget and budget message on August 15th; first reading on September 6th and final public hearing on September 14th.

Budget Message - Mr. Santucci thanked the Commission for driving boldly by bringing the City forward with resources, capital, and infrastructure as it has allowed him and staff to build this budget.

CITY COMMISSION BUSINESS - CONTINUED

Thereafter, he outlined key topics of the budget message and explained how changes will propel the City into the future.

FY23 Millage Rate - Mr. Santucci said this year's millage is proposed as follows: operating millage 6.0018, same as last year; total millage rate of 6.2825 which is a reduction of the overall rate. Additionally, a bar graph was displayed outlining the changes to the millage rate over the last 10 years. Although there have been operational millage rate adjustments, there has been a decrease in debt service millage over time.

Current V. Proposed Operating Millage Rates - Mr. Santucci provided a comparison of how the City is performing amongst other cities; however, each city has different factors contributing to the millage rate, so it is not an apple to apples comparison. Furthermore, the City has remained stable and that stability has allowed the City to plan accordingly for the long term and maintain levels of service. Mr. Santucci said Deerfield Beach's millage rate is in the middle with 15 other cities having higher rates.

Taxable Value V. Operating Millage Rate - Mr. Santucci commented on the correlation of the taxable value of properties in various cities to their millage rate. He reiterated that services provided affect the millage rate.

Residential Property Values - Mr. Santucci displayed a bar graph outlining the average taxable values for homes and condos. He advised that cities with high density will have more parcels and higher values, but Deerfield Beach is lower and has lower condo values; notwithstanding, this is a gauge on where the City is with taxable values and millage rate. Additionally, Deerfield Beach has seen an 11% increase in average assessed value and 10% increase for the County. Furthermore, the City is now the 11th lowest assessed value in the County; previously, 10th lowest.

Ad Valorem (Property Tax Collection) - Mr. Santucci said the total estimated ad valorem tax revenues expected this year is \$55.8 million, \$2.4 is reserved for the CRA resulting in a projected net total of \$53.4 million. Mr. Santucci said one mill represents \$8.8 million of ad valorem tax revenue. There has also been a 9.6% increase in taxable values of properties.

Ad Valorem Tax Revenue Projection - Mr. Santucci displayed the increase of ad valorem tax revenue since 2014. From last year, the increase is approximately \$4.75 million. He commented on the 9.1% inflationary increase and a general fund increase of \$5.9 million.

Broward County Localities Fire Assessment Fees - Mr. Santucci said the City Commission recently approved a rate of \$295 per residential dwelling which is a reduction from the \$309 staff recommended.

Economic Climate/Cost Drivers - Mr. Santucci briefly commented on the consumer price index (CPI) which has impacted the City operationally with equipment, capital, fuel, and others. Notwithstanding, those costs have been absorbed within the proposed fiscal year 2023 budget.

Proposed Budget Overview by Fund - Stephanie Tinsley, Chief Financial Officer, provided a breakdown of the funds and the changes from the amended fiscal year 2022 budget to the proposed fiscal year 2023 budget. She outlined various funds and associated increases and decreases. The General Fund increased by \$5.9 million primarily due to funding public safety and the compensation plan, as well as other operating initiatives. The Road and Bridge Fund increased by \$11.2 million due to the carryover of the surtax allocation from fiscal year 2022 and the new allocation for FY23 and loan proceeds to finance additional projects of \$6 million. Grant Funds decreased by approximately \$7 million due to transfer of \$10 million from ARPA funds to General Fund to reimburse public safety operating costs. Additionally, she advised that the Enterprise Funds consist of utility, stormwater, and solid waste which also include their own operating, capital, and debt services, whereas, each has increased as a result of capital needs.

Continuing, Ms. Tinsley said the capital investments for the utility fund will be funded with AMI and ARPA funds, as well as a contribution from their own unassigned fund balance. Furthermore, a loan will be provided from the utility fund to the stormwater fund of approximately \$2.3 million to help with funding the 8th Avenue improvements and west Deerfield; ARPA funds will also assist. A repayment will be set up, so the utility fund can recoup funds over the course of several years. The increase to solid waste is due to

CITY COMMISSION BUSINESS - CONTINUED

equipment and will be funded with a capital lease. Ms. Tinsley said the debt service funds has been consolidated from various parts of the general fund and experienced a slight increase only because of the consolidation and includes general governmental capital. The capital improvement plan increased as a result of the general governmental capital project fund and bond fund program. It also represents the investment of the general fund unassigned fund balance as well as APRA funds. Other funds represent smaller funds, such as the public safety impact fees, parks impact fees, and others.

Major Use of Fund Balances - Ms. Tinsley outlined the major uses of the funds: General Fund - capital projects, ARPA indirect projects, and others. The indirect amount sits in the General Fund and will be transferred to the general capital fund and utility. Continuing, with the general fund, Ms. Tinsley recommended a transfer of \$1.5 million from unassigned fund balance to plan for future uncertainties. Contingency and fiscal year 2022 carryforwards (\$0.6 million) for general funds. The loan to the stormwater for \$2.3 million was previously mentioned and the remaining (\$5.6 million) is for capital projects and the operating budget which is a result of the rate study; whereby, the use of the fund balance will support operations. Stormwater and Solid Waste Funds are carryforwards for equipment; capital related funds total \$17.9 million and will be used for utilities, general capital projects, and road and bridge. Lastly, other funds are restricted and will be used for only restricted services.

Proposed Budget Revenues by Source All Funds - Ms. Tinsley explained that property taxes have a \$4.6 million increase due to delinquencies. The sales, public, communication taxes, have a slight increase due to development, increase in population, etc. and revenue for the fire assessment fee has been adjusted to reflect the \$295 rate. She stated that the intergovernmental, grants and contribution fund relates to the ARPA funds. Administration fees will be updated once the cost allocation plan is completed; loan proceeds increased to assist with projects in the road and bridge fund. Lastly, other financing sources consist of miscellaneous revenues.

Proposed Budget by Expenditure Category - Ms. Tinsley displayed the expenditures for all funds and advised that the City has heavily invested in capital outlay.

Mr. Santucci advised that the 5% increase in personnel services is due to the reopening of the collective bargaining agreements for consumer price index; whereas, the percentage was negotiated down from 9%.

Budget Initiatives and Recommendations - Mr. Santucci outlined the budget initiatives and recommendations: pay and compensation strategy implementation; property acquisition of beach parcels; \$2.3 million utility fund loan to stormwater fund due to cost increases and refining engineering projects; fire assessment fee adjustment; cost allocation study; interactive voice response system for water utility/customer services; election and referendum; continue B-tactical urbanism in smaller zones; NW area improvement plan; enhance Economic Development Counsel participation; implementation of ShotSpotter; implementation of bank charges policy to assist with fees charged to the City by end users credit card company to process transactions which continue to increase yearly; median improvement plan implementation; cemetery improvements to include sod and hedge replacement; increasing the emergency reserves to the \$5 million threshold; and reallocation of non-departmental and central services.

Future Considerations - Mr. Santucci outlined the future consideration for the next fiscal year: inflation, bear market scenario, economic uncertainty, which the City is prepared for, as the fund balance remains healthy. Consideration will be given to the solid waste fund due to audit observation of being at a negative net position; whereas, staff is looking to present alternatives to the Commission of maintaining the fund through the long term. The attorney general audit findings should be received in the next 60 days and at the forefront are changes to the operations from the audit. Changes are ongoing, but there is still work to be done. Other considerations include: ARPA project and ERP implementation which are high priority; pay and classification analysis; and public safety master plan, which will include Fire Station 75.

Personnel Summary - Mr. Santucci said the composition of the Office of the City Manager will remain unchanged but he would like to create a pathway and opportunity for current department directors interested in city management to oversee their department and act as the assistant city manager. Further, he would like to change the title of the current assistant city manager to deputy city manager. Financial Services is requesting the addition of a utility billing supervisor to assist with utility billing errors and the implementation

CITY COMMISSION BUSINESS - CONTINUED

of the AMI. Lastly, all other personnel changes, additions and deletions were outlined during the June workshops.

Fiscal Year 2023 Capital Improvement Plan - Mr. Santucci displayed various slides highlighting the fiscal year 2023 capital improvement plan projects and associated costs; whereas, many capital projects will be funded through the designated fund balance. He advised that the City received \$750,000 through a HUD grant for the installation of the FEC fence from 10th Street to Sample Road. The Ocean Way bollard replacement project will be completed simultaneously with CRA's portion and staff is allocating additional funds to the lifeguard stations, so they will all be completed within 2-3 years, rather than 4-5 years. Thereafter, he continued outlining the fiscal year 2023 capital projects that were discussed during the June workshops.

Commissioner Drosky said the \$5.9 million increase to the ad valorem taxes will cover the public safety increase this year but cautioned staff to be prepared because this ad valorem increase will not happen every year. Further, he asked for clarification on why the \$1.5 million that will be added to the emergency reserve.

Mr. Santucci said the emergency reserves are for hurricanes, whereas, the goal is to achieve a \$5 million level. Thus, the additional \$1.5 million would just provide the City with additional funds in that savings account.

Commissioner Drosky asked for the current and proposed spending for the Right Tree and Shady tree programs and if the text alert communication is included in the budget. Further, he commented on the B-tactical project and asked if it could be tied in with the access properties.

Mr. Santucci replied that staff will specifically be looking at schools and their surrounding corridors.

Commissioner Drosky said if the Coastal Railway is approved, the County advised that cities will be responsible for the construction of the railway stations, which could potentially be an \$11 - \$12 million cost; therefore, he asked if staff has begun planning for the expense.

Mr. Santucci replied that he is uncertain because the County is currently focused on the south end of the project because if it is not completed, there is no project. Further, he reiterated his uncertainty regarding the cost and timeline; nevertheless, staff continues to stay abreast of the project.

Commissioner Drosky said regardless of the timeline, staff must be financially prepared for the project and suggested it be added as a future consideration. Further, he requested that the residents affected by the West Deerfield Stormwater Project be notified via mailers of the initial meeting; whereby, those in attendance can then provide their e-mail address for future meeting notifications.

Thereafter, Mr. Santucci stated that dollars have been set aside for the text alert communication system.

Commissioner Drosky commended staff on the budget and for lowering the millage rate.

Commissioner Preston commended staff for a job well done but asked that they continue to stay abreast of the dilapidated fire stations. Thereafter, he reiterated the need for a public safety complex and asked for an update on the central city corridor.

Mr. Santucci replied that staff has discovered historical information to assist in uplifting that area and the recruitment of the redevelopment coordinator has been successful. Thereafter, he outlined the position's responsibilities and advised that planning options will be presented to the Commission in the near future. Further, many projects are occurring, i.e. the railway station, FDOT improvements along Dixie Highway, Pioneer Grove, etc. that staff must implement into these planning options; however, community buy-in is essential in developing the area.

Mayor Ganz commented on the reoccurring findings in the Annual Comprehensive Financial Report, ACFR, and asked if positions have been filled to meet the requirements for a clean audit.

CITY COMMISSION BUSINESS - CONTINUED

Mr. Santucci replied that various positions have been filled within finance; however, he outlined various gaps in the department that are coming together. Notwithstanding, those positions as excuses for the findings. Previously, there was not enough emphasis on what individuals' day to day functions and how the City is impacted in the long run, that caused deadlines to be missed; nevertheless, due to the change in supervision, staff understands the big picture. Additionally, positions related to accounting functions are being filled.

Mayor Ganz reiterated his concerns with recurring audit findings in the Report that have been ongoing and it scares him that the recurring findings will be resolved with the same staff because they will do a better job. He said there will be issues if recurring findings are not resolved in the audits.

Mr. Santucci explained that during the most recent audit, which was 2021, the CFO was hired at the end and the assistant director position was vacant; therefore, the 2022 audit will be the first full year under new leadership. Moreover, he reiterated that staff is confident that they have the resources needed to ensure the ongoing finding is corrected.

Mayor Ganz reemphasized his concerns and said an ongoing finding for 4 years, needs to be resolved and if more money is needed for positions, it needs to be requested.

Mr. Santucci thanked Mayor Ganz for the support but believes personnel is in place.

In response to Mayor Ganz's question, Mr. Santucci replied that contractual services under Public Affairs & Marketing is more cost effective than hiring a full-time position.

After a brief discussion regarding contractual services and vacant positions, Mayor Ganz advised that the recommended positions within this budget need to be filled, as well as the difficulty with filling positions previously approved by Commission. Thereafter, he asked about the true undesignated reserves.

Mr. Santucci replied that the undesignated fund balance is \$31.5 million.

Ms. Tinsley said in FY 21, the general fund balance was slightly over \$40 million total; emergency reserve roughly \$3.5 million, carry forward of less than \$1 million; the unassigned fund balance \$35 million (reserves), does not include the emergency reserves, which is currently \$3.5 million. Further, she does not anticipate much change to the unassigned funds at the end of fiscal year 2022, but staff is requesting moving \$1.5 million to emergency reserves.

Mayor Ganz provided a brief history of the City's reserves and said at some point the City must stop collecting reserves and start giving back to the taxpayers. Thereafter, he commented on the ad valorem tax increase being used toward the public safety increases and asked why the fire assessment increase is necessary.

After a brief discussion regarding the use of ad valorem taxes, Mr. Santucci stated that the increases in the overall General Fund are not only contributed to public safety; nevertheless, the examples provided are illustrations of how the increase in ad valorem revenues were being absorbed. Thereafter, he advised that operating expenses increased by \$7.5 million and personnel services increased by \$2.7 million. Currently, there is \$6.2 million in ARPA funding, whereby, \$10 million was moved and utilized to cover public safety costs, which was discussed at the May 17, 2022 commission meeting.

Mayor Ganz commended staff on the budget but reiterated his concern with continuing to increase the reserves and the need to give back to the taxpayers, i.e. lowering the millage rate. Thereafter, he reiterated his concerns with assuring positions are filled and wants the City to stay with salaries. Mayor Ganz commented on the nationwide issue of hiring lifeguards and increased law enforcement to assist with speeding.

In response to Mayor Ganz's question, Mr. Santucci replied that Assistant City Manager to Deputy City Manager is just a title change, no increase will be given.

CITY COMMISSION BUSINESS - CONTINUED

In response to Vice Mayor Hudak's questions, Mr. Santucci said the software issues also outlined in the ACFR have been resolved.

Ms. Tinsley stated that according to GFOA and others, your reserves should be 16% of the General Fund, as 10% is on the low end and sometimes affects the ratings. Further, reserves are viewed as working capital, whereas, they go up and down throughout the year based on funding and revenue. She also said staff is working on an updated fund balance policy for commission consideration.

Commissioner Preston said the City must have a healthy reserve but agreed that something must be given back to the community, i.e. infrastructure investments, business assistance programs, etc. Thereafter, he reiterated his concerns regarding an increase to the fire assessment fees during the preliminary hearing.

Commissioner Parness commended staff on the reserves as they are needed for emergencies; however, he disagreed with not continuing to save. Thereafter, he commented on the importance of having a hefty reserve, i.e. hurricanes, another pandemic, etc.

In response to Commissioner Drosky's comment, Mr. Santucci clarified that the reserves should be 16% of the General Fund, which also includes capital expenditures, transfers in/out, etc.

Commissioner Drosky agreed with Commissioner Parness, whereas, having a hefty reserve is not a bad thing, as it shows the City is spending and budgeting well, but there must be balance. Further, various projects have been discussed throughout his tenure, i.e. the central city corridor, fire station upgrades, etc. and although he understands there's a lot that goes into them, nothing has really been done. He urged staff to be bold with their projects and wish lists and if something is needed, to bring it to the Commission's attention. Lastly, he commended staff for a job well done, but more can be done.

Mayor Ganz said he is happy to see where the City's reserves are, as he has fought to increase them throughout his tenure; however, in five years it has gone up \$7 - \$8 million, and is concerned that the City is saving more than what is needed.

Commissioner Preston said Mayor Ganz never spoke in opposition to having a high reserve but did pose the question as to how much is too much. Further, he said the City must give back to the community and reiterated the need to reinvest in the city.

Mayor Ganz said he does not want their frustration and comments to be taken out of context as the City is thriving and commended staff for a phenomenal job. Further, he commended Mr. Santucci on the budget. Thereafter, he opened the public hearing; however, there were none to speak and the public hearing was closed.

In response to Commissioner Drosky's previous question, Mr. Santucci outlined the funding for the tree programs: Right Tree for the Right Place - \$10,000; Shady Tree: \$10,000; Treebate - \$5,000; community engagements related to trees - \$5,000; tree giveaway - \$15,000; and flower/tree in park mitigation - \$10,000. Further, he has been working with the Director of Planning & Development Services to expand the programs to multi-family homes, HOA's, etc. Lastly, he advised that there will be a workshop to discuss the fund balance in the next fiscal year.

ADJOURNMENT

MOTION was made by Commissioner Preston, seconded by Vice Mayor Hudak, to adjourn the meeting at 9:57 p.m. Voice Vote:

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

Nays: 0

BILL GANZ, MAYOR

Samantha Gillyard, CMC, City Clerk

**PLANNING AND ZONING BOARD
CITY OF DEERFIELD BEACH, FLORIDA
July 7, 2022
MEETING MINUTES**

A regular meeting of the Planning and Zoning Board of the City of Deerfield Beach, a municipal corporation of Florida, was called to order on the above date at 7:00 p.m. in the City Commission Chambers by Thomas Plaut, Chair.

ROLL CALL

Present: Thomas Plaut, Chair
Brian Bennett, Vice Chair
Michelle Balaun
Bridget Beckford
William Lane

Also Present: Eric Power, Director of Planning & Development Services
Anthony Soroka, City Attorney
Heather Montemayor, Assistant City Clerk

Absent: Kanthiah Easwara Chandran, Alternate
David Kurlander, Alternate
Joe Chancy, Alternate

PLEDGE OF ALLEGIANCE

SEATING OF ALTERNATES

None.

APPROVAL OF MINUTES OF PREVIOUS BOARD MEETING

Motion was made by Ms. Balaun and seconded by Ms. Beckford to approve the minutes of April 7, 2022. The motion CARRIED by unanimous vote.

OLD BUSINESS

None.

NEW BUSINESS**P.H. 2022-063: APPLICATION 22-PDD-04 (PROJECT NAME: HILLSBORO LANDING AKA TALLMAN PINES)**

Applicant: **Broward County Housing Authority represented by Housing Trust Group, LLC**

Proposal: Major Site Plan application seeking approval to construct Phase one, 75-unit apartment complex.

Location: The properties are generally described as several parcels of land on PARCEL "A", (JACK) HUMPHRIES VILLAS, ACCORDING TO THE PLAT THEREOF AS RECORDED IN **PLAT BOOK 81, PAGE 9, and located at 3851 N Dixie HWY.**

Eric Power, Director of Planning & Development Services, requested deferring this item until August 4, 2022.

Motion was made by Ms. Balaun and seconded by Ms. Beckford to defer P.H. 2022-063: Application 22-PDD-04 to August 4, 2022. The motion CARRIED by unanimous vote.

P.H. 2022-061: PROPOSED LAND DEVELOPMENT CODE AMENDMENT - LOT REGULATIONS AND DOCKING AND MOORING FACILITIES

Applicant: **CITY OF DEERFIELD BEACH**

Proposal: Proposed amendment to Sections 98-71 "Lot Regulations" and 98-87 "Docking and Mooring Facilities" of the Deerfield Beach Land Development Code pertaining to permitted uses.

Eric Power, Director of Planning & Development Services, displayed a brief PowerPoint presentation. Thereafter, he explained that the City Commission approved an amendment to Chapter 98-87 on January 4, 2022 based on recently adopted county ordinances related to docks and seawalls. Since approval, the County has made an exception to the construction of existing seawalls stating that the minimum elevation of a dock, constructed prior to 2035, shall be four (4) feet provided they are designed and constructed to accommodate a minimum elevation of five (5) feet by January 1, 2050. Further, he advised that staff reviewed the ordinance in its entirety and made additional changes: amended the four (4) foot language elsewhere in the Code; definition for upland stem wall which was also included in Section 98-71 Lot Regulations; clarification of dock lighting; and increasing the width of a seawall cap from 30 to 42 inches to conform with the County code.

Chair Plaut asked for clarification on zero lot lined properties meeting the requirement.

Mr. Power replied that it would not be impossible for the wider portion. Thereafter, he explained the maximum projection outward being a maximum extension of 8 feet.

The public hearing was opened, but none spoke.

Motion was made by Ms. Beckford and seconded by Ms. Balaun to close the public hearing. The motion CARRIED by unanimous vote.

Motion was made by Ms. Beckford and seconded by Ms. Balaun to approve P.H. 2022-061: Proposed Land Development Code Amendment - Lot Regulations and Docking and Mooring Facilities. The motion CARRIED by unanimous vote.

P.H. 2022-062: PROPOSED LAND DEVELOPMENT CODE AMENDMENT - ALCOHOLIC BEVERAGE ESTABLISHMENTS

Applicant: **CITY OF DEERFIELD BEACH**

Proposal: Proposed amendment to Section 98-104 "Alcoholic Beverage Establishments" of the Deerfield Beach Land Development Code pertaining to permitted uses.

Eric Power, Director of Planning & Development Services, displayed a brief PowerPoint presentation. Thereafter, he explained that an alcoholic beverage establishment mandates that any business which sells alcohol (other than a restaurant) is an alcoholic beverage establishment and shall be located 1,000 feet from any other alcoholic beverage establishment, school, house of worship or childcare center. The code change proposes two (2) new variance requests for package stores, i.e. Total Wine and More, Publix, etc. and uses in which the sale of alcohol is not the primary use, i.e. Topsy Salon Bar, painting with a twist, ax throwing, etc. Mr. Power explained that a package store can obtain a variance through the Special Master if they are solely owned and operated by a retail or grocery store which shares a common wall with the alcoholic beverage establishment and has a floor plan greater than 5,000 square feet or the package store has a floor plan greater than 3,000 square feet and does not permit the sale of alcohol for consumption on site.

In response to Chair Plaut's questions, Mr. Power replied that 7-11 is a convenience store because they sell beer and wine and if they want to sell liquor they'd have to be identified as a package store. Further, he said establishments would be grandfathered in if a daycare or house of worship decides to come within 1,000 feet of them.

Continuing, Mr. Power stated that uses in which the sale of alcohol is not the primary use can obtain a variance through the Special Master if the sale of alcohol is for on-site consumption and accessory to the primary use of the business, the sale of alcohol will not precede or exceed the hours of operation for the primary use of the business, and the business does not permit customers to bring their own alcohol (bottle club).

In response to Chair Plaut's question, Mr. Power provided a brief explanation of the Special Magistrate's authority and role.

The public hearing was opened, but none spoke.

Motion was made by Vice Chair Bennett and seconded by Mr. Lane to close the public hearing. The motion CARRIED by unanimous vote.

Motion was made by Ms. Beckford and seconded by Ms. Balaun to approve P.H. 2022-062: Proposed Land Development Code Amendment - Alcoholic Beverage Establishments. The motion CARRIED by unanimous vote.

STAFF REPORT

August Meeting - Eric Power, Director of Planning & Development Services, stated that there will be a meeting in August.

CHAIRMAN'S REPORT

None.

MEMBERS' REPORTS

None.

ADJOURNMENT

Motion was made by Ms. Beckford and seconded by Ms. Balaun to adjourn the meeting at 7:21 p.m. The motion CARRIED by unanimous vote.

Thomas Plaut, Chair
Planning and Zoning Board



City of Deerfield Beach Municipal Firefighters Pension Fund

Meetings are located at
Doubletree Hotel, Hillsboro Blvd., Deerfield Beach, Fl.

Minutes of the meeting held on June 6, 2022

Trustees:

Robert Weech, Chairman – Present
Dan Frazer, Trustee – Present
Stephen Hill, Trustee – Present
Jonathan Campbell, Trustee - Present

Trustees Not Present:

Bruce Young, Trustee

Also in Attendance:

Burgess Chambers, Burgess Chambers & Associates
Doug Falcon – FHA-TPA Benefit Administrators, Inc.
Richelle Levy, Lorium Law Uncommon Perspective, Fund Counsel
Chad Little, Freiman Little Actuaries
Yolanda Shea – FHA-TPA Benefit Administrators, Inc.
Jeremiah Tomasini – City of Deerfield Beach Firefighter

The Chairman called the meeting to order at 8:31 A.M.

TRUSTEE COMMENTS

None

MINUTES

The Chairman asked if anyone had any questions, regarding the minutes of the meeting held on February 21, 2022, there being no questions

A motion made by Trustee Hill seconded by Frazer to approve the meeting minutes held on February 21, 2022 motion passed unanimously.

ACTUARY

Mr. Little advised the Board that when a member enters the DROP the member has three options. First option is the plain return, second option is with ICMA and the third option is the federated. He stated that approximately for the past 15 years no one has elected the ICMA option. The ICMA option is locked; once a member goes in, they cannot elect to go out. For the past 15 years, no member has elected this option. Mr. Little asked the Board to consider removing this option for new members that are entering the DROP.

The Chairman expressed that as a result of what is going on in the market currently some members may want the ICMA option. The Chairman asked if this topic could be discussed at a later meeting. Mr. Little responded affirmative.

The Chairman thanked Mr. Little for his report and this concluded the Actuary's report.

INVESTMENT

Mr. Chambers informed the Trustees that a couple of things stand out of where the market is presently for instance interest rates are going up causing the yield curve to shift. He added that in the past the Plan has experienced crisis due to market dip, however, they recover and therefore he for sees a recovery here as well.

At this time, Mr. Chambers gave a brief overview of the Deerfield Beach Municipal Firefighters Pension Trust Fund Investment Performance Period Ending March 31, 2022.

Following are a few highlights of the Investment Summary Report results for the following periods:

- For the Quarter, the Trust was down \$6.8 million or -4.3% net;
- For the one year, the Trust earned \$7.8 million or +5.2% net (top 38th percentile);
- For the three-year, the Trust earned \$45.4 million or +12.0% net (top 8th percentile);
- For the five-year, the Fund earned \$58.2 million, on average, +9.6 net (top 20th percentile)

Mr. Chambers responded to Trustee questions accordingly. The Chairman asked Mr. Chambers if the Board needed to take any action in terms of the portfolio because of the market situation and Mr. Chambers responded no action needed at this time.

Mr. Chambers advised the Board that he prepared a new investment policy that will accommodate a separate percent slot for alternatives. He proposed a 5% target slot. The Company he is proposing to allocate this investment is Bloomfield. He stated that Bloomfield is a very understandable real estate lending first mortgage with high quality with a 12% to 14% expected net return back to the clients. Additionally Bloomfield he believes is a perfect match because they are income oriented and they're not correlated to the stock market. The revised policy reduces the bond allocation from 19% to 14% and establishes a 5% allocation to alternatives with Bloomfield in mind.

Mr. Chambers advised the Board that Ms. Levy has reviewed the documents, prepared a side letter, and recommends this to the Board as a bond alternative.

A motion made by Trustee Hill seconded by Trustee Frazer to accept the investment counsel's recommendation to invest \$7 million with Bloomfield motion passed unanimously.

Ms. Levy advised the Board that she has reviewed all of Bloomfield's subscription documents and a side letter she prepared addressing certain items that were not addressed in the subscription agreement which is typically a standard procedure in these cases. She has been working with Bloomfield's attorneys and believes this process will be finalized by the end of the week. Ms. Levy suggested a motion to authorize the Chairman to sign off on the documents when they are finalized should this occur while in between meetings.

A motion made by Trustee Frazer seconded by Trustee Campbell to authorize the Chairman to sign documents as stated above motion passed unanimously.

At this time Mr. Chambers discussed in detail the changes made to the Deerfield Beach Municipal Firemen's Pension Trust Fund Investment Policy Statement. Some of the changes were the bond reduction of 5%, the Alternative inclusion of 5% and the adjustments on the Domestic Large Cap Core Equity, Core Value and Core Growth Equity. These changes were designed to improve the stability of the returns and lower costs further.

The Chairman asked Mr. Chambers if there would be a better description for Alternatives; he expressed that he knew what Alternatives were but for the benefit of those who are not familiar with the term. Mr. Chambers offered to reword Alternative – Credit since is similar to credit. The Chairman responded affirmative.

A motion made by Trustee Hill seconded by Trustee Campbell to accept the investment counsel's recommendation for rebalancing and asset allocation as stated above motion passed unanimously.

The Chairman asked Mr. Chambers if he agreed that it would be a good time for Eaton Vance to attend the next Board meeting and give the Board an update as to where they stand. Mr. Chambers agreed and stated he would coordinate with the administrator to have them attend accordingly.

There being no further questions, this concluded the investment report.

OLD BUSINESS

None

PUBLIC FORUM

None

NEW BUSINESS

None

ATTORNEY'S REPORT

Ms. Levy advised the Board that her report today entailed updates on the following Bills which have passed and now are a law:

The Bill pertaining pre-employment physical. This law states that if a pre-employment physical was not done, or the city cannot find it that the firefighter is entitled to the presumption. This is a change from the past where if the firefighter did not have a physical done, or couldn't be found the firefighter would not be entitled to the presumption. Now the firefighter would be entitled to the presumption. Ms. Levy further added that the city has the guidelines that they are required to retain pre-employment physicals.

The Bill pertaining firefighter cancer law which was amended to include fire investigators has passed.

The Bill of Rights that has been extended to include questioning during an informal investigation; previously the Bill just applied to formal investigation.

The Bill regarding additional homestead exemption for teachers, firefighters, child welfare, professionals and service men has passed. They are entitled to an additional exemption of up to \$50,000 on an assessed valuation of over \$100,000.

The Bill regarding workers compensation benefits relating to PTSD. The law changed from having to file a claim within 90 days of the incident or 90 days within the onset of the symptoms. The law changed it to 90 days after the diagnosis.

The next item discussed Ms. Levy discussed pertained to the ordinance regarding the transfer services. She expressed that while there were numerous conversations with the City attorney and Finance Director, the ordinance was not brought to the Commission, however, the plan is operating in compliance. She believes this is a good time to resurrect that ordinance and implement the additional changes that have occurred since it was last looked at.

The Chairman asked what type of updates would she like to add, Ms. Levy responded the city contribution is one of the changes, the fact this is a closed plan, etc. The Chairman asked if the Trustee terms from 2 years to 4 years would be an item she would add, Ms. Levy responded that the State made changes for Trustee terms to go 4 years and this would be an item she would also add to the ordinance.

This concluded the attorneys' report.

ADMINISTRATOR

Mr. Falcon asked the Board to review the disbursements prepared for City of Deerfield Beach Firefighters Pension Fund Disbursements Ratifications for 2/1/2022-5/31/2022 for \$170,654.57,

A motion made by Trustee Hill seconded by Trustee Campbell to approve the City of Deerfield Beach Firefighters Pension Fund Disbursements Ratifications as mentioned above Motion passed unanimously.

This concluded the Administrator's report.

ADJOURN

The Board scheduled the next regular pension meeting for **August 29, 2022, at 8:30 A.M.**

There being no further business to discuss,

A motion was made by Trustee Frazer, seconded by Trustee Campbell and unanimously passed to adjourn the meeting at 9:37 a.m.

CODE COMPLIANCE OF DEERFIELD BEACH

MINUTES OF A CODE COMPLIANCE HEARING

July 27, 2022

Douglas Gonzales

Presiding

Special Magistrate Douglas Gonzales in the City Commission Room called the meeting to order at 9:30 AM.

PRESENT: Lenore Graber, Code Compliance Manager
Bernard Pita, Code Compliance Director
Jean Placide, Code Compliance Inspector
Jade Robinson, Code Compliance Inspector
Josh Stambaugh, Code Compliance Inspector
Sonya Lowe, Code Compliance Inspector
Shariann Pearson, Special Magistrate Clerk

For the record Winlett Jordan-Banton, Special Magistrate Clerk swore the attendees.

<u>Tab#</u>	<u>Case Nr.</u>	<u>Owner Name</u>	<u>Property Address</u>	<u>Violation</u>	<u>Disposition</u>
3	22060060	VIVIAN PERRY IRREV TR PERRY,GERARD J TRS ETAL	1480 S POWERLINE RD, DEERFIELD BEACH, FL 33442	Chapter 34 - ENVIRONMENT - ARTICLE III. – NUISANCES ARTICLE VI. - NUISANCE ABATEMENT PROPERTY CODE; DIVISION 1. - GENERALLY Sec. 34-121. - Declaration of nuisance.	RESPONDENT NOT PRESENT FINDING OF FACT ORDER ISSUED COST WAIVED
5	22060032	HIGHLANDS PLAZA INC & TMT PROPERTIES INC % PAUL BURREL	4801 N DIXIE HWY, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$145 PER DAY \$80 PROSECUTION COST
6	22060033	AIRLINE HWY JPMC LLC	101 N FEDERAL HWY, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$165 PER DAY \$80 PROSECUTION COST
7	22060036	BMS DEERFIELD BEACH LLC % DEPT PT FL 25706	150 S POWERLINE RD, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$165 PER DAY \$80 PROSECUTION COST
9	22060046	E Y M CORP	3272 W HILLSBORO BLVD, UNIT A,DEERFIELD BEACH, FL 33442 A	Chapter 102 - SIGNS Section 102- 14.(c) - Maintenance, violations, enforcement and remedies. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section	RESPONDENT NOT PRESENT CONTINUED TO 8-24-2022

				14-105(1) - Exterior building and structure standards. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	
10	22060050	SCG ATLAS DEERCREEK II LLC	340 DEER CREEK JEFFERSON DR, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(a) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$165 PER DAY \$80 PROSECUTION COST
11	22060062	MATAMORO,LUIS A	911 NE 50 CT, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards. Chapter 34 - ENVIRONMENT - ARTICLE III. – NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY- Section 34-160 -Parking or storage for over 72 hours restricted. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE III. - ZONING DISTRICT REGULATIONS RS-5 residence, single-family Section 98-45(b)(1-6) Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. -	RESPONDENT WAS PRESENT- LUIS MATAMORO FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$75 PER DAY PER VIOLATION \$80 PROSECUTION COST

				SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-88.(b) - Off- street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(N)(1) - Landscape Requirements.	
12	22050077	CENCLUB HOA, INC. C/O CENTURY VILLAGE CLUBHOUSE	2400 CENTURY BLVD, DEERFIELD BEACH, FL 33442	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required.	RESPONDENT WAS PRESENT- BARBARA KEINERT FINAL ORDER ISSUED COMPLY BY 9-16-2022 \$125 PER DAY \$80 PROSECUTION COST
14	22060007	TRAIL PLAZA LLC	1801 W HILLSBORO BLVD, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WA PRESENT- DONALD ANDERSON FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$100 PER DAY \$80 PROSECUTION COST
17	22060012	CASTRO DEERFIELD, LLC	1289 S DIXIE HWY, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT CONTINUED TO 9-21-2022

19	22030100/cm/ cost	QUIET WATERS BUSINESS PARK LLC	710 S POWERLINE RD, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
48	22020128	ST PAUL UNITED METHODIST CHURCH	244 SE 2 AVE, DEERFIELD BEACH, FL 33441	40-50 Year Section 110.15 BUILDING SAFETY INSPECTIONS Sec 110.15 (B)(1) Building Safety Inspection 40 Year	RESPONDENT WAS PRESENT- CHRIS OATTS FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$250 PER DAY \$80 PROSECUTION COST
50	22020125	170 E HILLSBORO LLC	160 E HILLSBORO BLVD, DEERFIELD BEACH, FL 33441	40-50 Year Section 110.15 BUILDING SAFETY INSPECTIONS Sec 110.15 (B)(1) Building Safety Inspection 40 Year	RESPONDENT WAS PRESENT- BRETT ETKING FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$250 PER DAY \$80 PROSECUTION COST
101	22060041	TACKIS, ELENA	3031 CAMBRIDGE B, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT- ELENA TACKIS CONTINUED TO 8-24-2022
102	22060043	FORTIN, SONIA GIROUX, GILLES	2014 CAMBRIDGE A, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT- DOMINIC FORCIER CONTINUED TO 8-24-2022

103	22060011	PENA,GRACIELA & MIGUEL LE PENA,JESSICA & PENA,MIGUEL A	37 MARKHAM B, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT- DENIS BARRETO CONTINUED TO 8-24-2022
104	22060022	SANTOS,EUDES S	3830 NW 4 AVE, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT- EUDES SANTOS FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$125 PER DAY \$80 PROSECUTION COST
108	21070464	BATMASIAN,JAMES & MARTA % INVESTMENTS LIMITED	1323 SE 8 AVE, DEERFIELD BEACH, FL 33441	40-50 Year Section 110.15 BUILDING SAFETY INSPECTIONS Sec 110.15 (B)(1) Building Safety Inspection 40 Year	RESPONDENT WAS PRESENT- DONALD ANDERSON FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$250 PER DAY \$80 PROSECUTION COST
109	21110238	WEST,DOUGLAS & SARAH	335 SW 34 AVE, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENTS WERE PRESENT- DOUGLAS & SARAH WEST EXTENDED TO 8-19-2022
110	22030335/cm/ cost	BENNYS ROOF SYSTEMS INC	700 NE 42 ST, DEERFIELD BEACH, FL 33064	40-50 Year Section 110.15 BUILDING SAFETY INSPECTIONS Sec 110.15 (B)(1) Building Safety Inspection 40 Year	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
111	22050026	GNCJ INVESTMENTS LLC	3492 SW 15 ST, DEERFIELD BEACH, FL 33442	Chapter 94 MIN HOUSE CHAPTER 94 HOUSING; Sec. 94-8 (i) (1) -	RESPONDENT NOT PRESENT

				Minimum standards for interior of structures.	CONTINUED TO 8-24-2022
115	22060028	BIEN-AIME,MICHAEL	4404 NW 4 AVE, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$135 PER DAY \$80 PROSECUTION COST
116	22060029	VOLTAIRE,CHARLES DESAMOUR,ODUELLE	240 NW 43 CT, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$135 PER DAY \$80 PROSECUTION COST
117	22060030	EAYC INV A LLC	181 NW 44 ST, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$165 PER DAY \$80 PROSECUTION COST
118	22060037	AUGUSTIN,MARC ANTOINE	4741 NE 2 WAY, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATION ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards.	RESPONDENT WAS PRESENT- MARC AUGUSTIN FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$150 PER DAY PER VIOLATION \$80 PROSECUTION COST

				Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 58 - SOLID WASTE ARTICLE I. - IN GENERAL Section 58-3. - Maintenance of area Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	
120	22060023	PINE TREE PARK CO-OP INC /BLDG. PERMITS	609 ALAMANDA LN, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$185 PER DAY \$80 PROSECUTION COST
121	22050054	FUDO MYOO LLC	4613 NW 3 AVE, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits FIRE PREVENTION CODE F-103.2.9.5 Hurricane Protection Devices - Shutters Up After Storms	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 7-22-2022 FOR \$250 PER DAY PER VIOLATION
122	22050007	WILSON,BARBARA	3317 SW 3 ST, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section	RESPONDENT WAS PRESENT- KEMBER GERVAIS

				14-105(4) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	EXTENDED TO 8-19-2022
124	22060047	CLARK,RAYMOND	291 SW 7 CT, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 66 - TRAFFIC AND VEHICLES DIVISION 3. BSO ENFORCED- REGULATIONS, GENERALLY Section 66-59. (c)(1)(a)- Parking on residentially zoned lots. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(C)(3) - Landscape Requirements.	RESPONDENT WAS PRESENT- RAYMOND CLARK CONTINUED TO 8-24-2022

128	22070001	WEITZER AT DEERFIELD BCH HMOWNR % TMG PROPERTY MANAGEMENT/LANDSCAPE	NW 44 TER, DEERFIELD BEACH, FL 33442	Chapter 46 – OFFENSES Section 46- 13 - Trees, bushes and shrubs— Encroaching on public right-of-way.	RESPONDENT NOT PRESENT CONTINUED TO 8-24-2022
129	22070002	"RIVERGLENN HOMEOWNERS ASSN INC %QUALITY MANAGEMENT/LANDSCAPE	100 NW 45 AVE, DEERFIELD BEACH, FL 33442	Chapter 46 – OFFENSES Section 46- 13 - Trees, bushes and shrubs— Encroaching on public right-of-way.	RESPONDENT WAS PRESENT- RALSTON DAWES FINAL ORDER ISSUED COMPLY BY 8-19-2022 \$100 PER DAY \$80 PROSECUTION COST
130	22070003	SCULLY QUIET WATERS LLC %SCULLY CO/LANDSCAPE	11 NW 45 AVE, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 46 – OFFENSES Section 46- 13 - Trees, bushes and shrubs— Encroaching on public right-of-way.	RESPONDENT NOT PRESENT CONTINUED TO 8-24-2022
131	22070027	SR WATER SPORTS LLC	NE 9 AVE, DEERFIELD BECH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IX. - CERTIFICATES OF USE Section 98-167 - Penalty provisions. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-71(e) - Lot regulations.]	RESPONDENT WAS PRESENT- STELIOS HIOTIS FINAL ORDER ISSUED COMPLY BY 9-16-2022 \$125 PER DAY PER VIOLATION \$80 PROSECUTION COST

				Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	
132	22040178	DEERFIELD DEVELOPMENT RESOURCES LLC/ LANDSCAPE	412 N RIVER DR, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
134	21120036	RAMROOCHSINGH,EDITH C	4130 NE 2 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT CONTINUED TO 8-24-2022
135	22070030	AVALON CONDOMINIUM ASSOCIATION	735 SE 20 AVE, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. – NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY- Section 34-160 -Parking or storage for over 72 hours restricted.	RESPONDENT NOT PRESENT CONTINUED TO 8-9-2022
136	22060034/cm/ cost	MCDOUGLE PROPERTIES LLC	49 S DIXIE HWY, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 58 - SOLID WASTE ARTICLE I. - IN GENERAL Section 58-3. - Maintenance of area. Chapter 58 - SOLID WASTE DIVISION 4. - COMMERCIAL REFUSE COLLECTION Section 58-83.(a) - Refuse containers, contents and collection schedule.	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST

				Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading.	
141	22070039	GUPTA, VIPIN	1580 SE 9 ST, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. – NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT NOT PRESENT REPEAT FINAL ORDER ISSUED VIOLATION REPEATED FOR 13 DAYS FOR \$500 PER DAY UNTIL COMPLIED
A	10-2012	OLIVEIRA,LIREUDA C & OLIVEIRA,MANUEL C	4320 NW 4 AVE, DEERFIELD BEACH, FL	98-113(A) BUILDING PERMITS REQUIRED	RESPONDENT WAS PRESENT- LIREUDA OLIVEIRA FINES MITIGATED FOR \$1,500 TO BE PAID BY 8-9-2022
B	22050021	825 FLORIDA PROPERTY LP	825 NE 42 ST, DEERFIELD BEACH, FL 33064	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements.	RESPONDENT NOT PRESENT VACATE ORDER ISSUED
C	18050134	3275 WEST HILLSBORO PLAZA REALTY LLC	3275 W HILLSBORO BLVD, DEERFIELD BEACH, FL 33442	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. -	RESPONDENT NOT PRESENT CONTINUED TO 8-24-2022

				SUPPLEMENTARY REGULATIONS ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements.	
D	19080079	PAUL A EASSEY REV LIV TR /Attorney Renee Marie Smith	121 NW 42 CT, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(6) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-74 - Display of street numbers on buildings. Chapter 46 – OFFENSES Section 46- 9(g) - Defacing or damaging property of another. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading.	RESPONDENTS WERE PRESENT- PAUL ESSAY TRUSTEE TOFI ANTPHI ATTORNEY RENEE MARIE SMITH SETTLEMENT OFFER OF \$25,000 TO BE RATIFIED AT THE 8-24- 2022 HEARING

E	21050075	LA TONA,SABRINA R / Attorney David Yon	785 VILLA PORTOFINO CIRCLE, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENTS WERE PRESENT- ATTORNEY DAVID YON ATTORNEY DAKEITHA HAYNES SABRINA LATONA FINES MITIGATED FOR \$3,200 TO BE PAID BY 1-25-2023
F	19080202	WEEEEEE LLC	217 SE 18 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14- 105(8) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-69.(g) - Preparation and storage of residential refuse	RESPONDENT WAS PRESENT- JAMES STANGER REDUCTION DENIED
G	19090074	BLACK RIVER REAL ESTATE CORP%MENEGHINI MUNHOZ, VALMAR	1100 SE 12 TER, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1)	RESPONDENT WAS PRESENT- ATTORNEY SIDNEY MENEZES REDUCTION DENIED

				Vacation Rental Registration Requirement	
H	22010019	TRUST NO 912 SE 13TH GOMEZ, EMANUEL JOSE TRSTEE	912 SE 13 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-69.(g) - Preparation and storage of residential refuse	RESPONDENTS WERE PRESENT- JOSE GOMEZ VICTOR GOMEZ FINES MITIGATED FOR \$3,080 TO BE PAID BY 10-19-2022
I	17010100	DUNCAN, THURMAN	254 NW 4 ST, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b). - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY	RESPONDENT WAS PRESENT- TAVIS DUNCAN FINES MITIGATED FOR \$1,500 TO BE PAID BY 8-9-2022

				REGULATIONS Section 98-88.(b) - Off-street parking and loading.	
J	22030108	HUNTLEY, SARAH ELLIS, CAROLYN L ETAL	170 SW 4 STREET, DEERFIELD BEACH	Chapter 2 UNSAFE STRUCTURES Sec. 2-146(a). - Unsafe buildings; DIVISION 9. - UNSAFE STRUCTURES AND HOUSING APPEALS BOARD Chapter 2 UNSAFE STRUCTURES Sec. 2-146(a). - Unsafe buildings; DIVISION 9. - UNSAFE STRUCTURES AND HOUSING APPEALS BOARD Chapter 2 UNSAFE STRUCTURES Sec. 2-146(b) - Unsafe buildings: DIVISION 9. - UNSAFE STRUCTURES AND HOUSING APPEALS BOARD Chapter 2 UNSAFE STRUCTURES Sec. 2-146(b) - Unsafe buildings: DIVISION 9. - UNSAFE STRUCTURES AND HOUSING APPEALS BOARD Chapter 2 UNSAFE STRUCTURES Sec. 2-146(c). - Unsafe buildings: DIVISION 9. - UNSAFE STRUCTURES AND HOUSING APPEALS BOARD[10] Chapter 2 UNSAFE STRUCTURES Sec. 2-146(c). - Unsafe buildings: DIVISION 9. - UNSAFE	RESPONDENT WAS PRESEN- SARAH HUNTLEY FINES MITIGATED FOR \$400 TO BE PAID BY 8-9-2022

				STRUCTURES AND HOUSING APPEALS BOARD[10] Chapter 2 UNSAFE STRUCTURES Sec. 2-146(d). - Unsafe buildings: DIVISION 9. - UNSAFE STRUCTURES AND HOUSING APPEALS BOARD[10] Chapter 2 UNSAFE STRUCTURES Sec. 2-146(d). - Unsafe buildings: DIVISION 9. - UNSAFE STRUCTURES AND HOUSING APPEALS BOARD[10]	
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SPECIAL MAGISTRATE MINUTES
CITY OF DEERFIELD BEACH, FLORIDA

Douglas Gonzales, Special Magistrate

Date



City Commission Meeting - September 14, 2022

DEERFIELD BEACH - YOU ARE HEREBY NOTIFIED that the **Regular City Commission** meeting will be held on **Wednesday, September 14, 2022, at 7:00 PM in the City Commission Chambers located at the City Hall Complex, 150 NE 2nd Avenue, Deerfield Beach, Florida.** A quorum of the City Commission will be physically present at the meeting and the City will be utilizing communications media technology with most City staff participating through video conferencing.

The September 14, 2022, Regular City Commission meeting will proceed utilizing communications media technology; **however, the City Commission Chambers located at the City Hall Complex, 150 NE 2nd Avenue, Deerfield Beach, will be open to the public as an additional method** for speakers wishing to speak on items. A copy of the agenda for the September 14, 2022 meeting will be available at <http://www.deerfield-beach.com/1554/Meetings-Agendas>.

Attending and Viewing the City Commission Meeting:

This meeting will be broadcast live for members of the public. There are several options available to the public to attend/view the meeting:

- 1. In Person Attendance.** Attend in person in the City Commission Chambers.
- 2. Zoom**
 - a. Via Zoom Online** - Access to the meeting will begin at 6:45 PM on September 14, 2022.
 - i. Use the following link below to access the meeting via Zoom:
<https://deerfield-beach.zoom.us/j/89474553272?pwd=aGJBMMUxK3lJb1B2OW9iaUhNU21Gdz09>
 - ii. The video camera display feature is disabled for public use
 - b. Via Zoom Telephone** - Join the meeting via telephone (audio only) using the Call-in number below, followed by the Meeting ID when prompted. No computer or access code is required.

Call-in Number: (929) 205-6099, Meeting ID: 894 7455 3272#, Participant ID: #, Passcode: 585828#

For more information on using Zoom, please visit Zoom Support at the following link:
<https://support.zoom.us/hc/en-us>.

3. YouTube

The meeting will also be available to the public via YouTube for audio and video access; however, public participation, i.e. comments are not possible. The link to watch the meeting via YouTube will be active no later than 6:45 PM on September 14, 2022, and can be found by clicking the camera icon in the Media column at <http://www.deerfield-beach.com/1554/Meetings-Agendas>.

Providing Public Comment:

Public participation is strongly encouraged. Your comments will be limited to three minutes per person. To participate, please choose the option best for you and remember to include your name and address for the record.

1. **In person** - Public comment may be given in the Commission Chambers during the applicable public comment portion of the meeting.
2. **Live Zoom Video Participation** - If attending via Zoom online, at the appropriate public comment period, click “raise hand” on the bottom of the “participants” tab, and your audio will be unmuted when you are recognized.
3. **Live Zoom Telephone Participation** - If attending via Zoom by telephone, at the appropriate public comment period, press *9 to “raise your hand” and your audio will be unmuted when you are recognized.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT AND FLORIDA STATUTE 286.26, PERSONS WITH DISABILITIES NEEDING SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING SHOULD CONTACT THE CITY CLERK NO LATER THAN 3 DAYS PRIOR TO THE MEETING AT (954) 480-4213 FOR ASSISTANCE.

Should you have any questions, please feel free to contact the City Clerk’s Office at 954.480.4213. For additional information on the agenda items for the Commission meeting, please visit www.dfb.city.



City of Deerfield Beach

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

Face Sheet File Number: I.D. 2022-1507

Agenda Date: 9/14/2022

Status: BUDGET & MILLAGE PUBLIC
HEARINGS

In Control: City Commission

Title

ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, ADOPTING THE MILLAGE RATE TO BE LEVIED BY THE CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023; STATING THE PERCENTAGE CHANGE BY WHICH THE MILLAGE RATE EXCEEDS THE ROLLED-BACK RATE AS COMPUTED PURSUANT TO SECTION 200.065, FLORIDA STATUTES; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.

Recommended Action

Commission to vote on Ordinance

Voting Requirement

Adoption requires a 4/5 vote of the City Commission

Background/History

In accordance with Section 200.065, F.S., during the City Commission meeting of September 6, 2022, the first substantive issue discussed shall be the percentage increase in millage over the rolled-back rate necessary to fund the budget. During the budget hearings, the governing body shall hear comments regarding the proposed increase and explain the reasons for the proposed increase over the rolled-back rate. The general public shall be allowed to speak and to ask questions prior to adoption of any measures by the governing body. The governing body shall adopt its tentative or final millage rate prior to adopting its tentative or final budget.

Current Activity

The FY2023 proposed millage rate of 6.2825 mills represents a decrease from the prior year's legally adopted millage rate of 6.3125.

The FY2023 proposed operating millage rate of 6.0018 mills represents no increase from the prior year's operating millage rate of 6.0018. The operating millage rate of 6.0018 mills is 9.58% more than the rolled-back rate of 5.4770 mills calculated pursuant to state law.

The proposed millage rate is expected to generate a net of approximately \$53.5 million of ad valorem tax revenue, which is approximately 9.7% more than the previous fiscal year's estimate of \$48.7 million.

Ad Valorem Tax Revenue History

FY23 - \$53,450,956 (Est.)
FY22 - \$48,699,619 (Est.)
FY21 - \$45,624,288

Recommendation

Staff recommends approval of the proposed millage rate for Fiscal Year 2023.

ORDINANCE NO. 2022/

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, ADOPTING THE MILLAGE RATE TO BE LEVIED BY THE CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023; STATING THE PERCENTAGE CHANGE BY WHICH THE MILLAGE RATE EXCEEDS THE ROLLED-BACK RATE AS COMPUTED PURSUANT TO SECTION 200.065, FLORIDA STATUTES; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE

WHEREAS, the City Commission has held all necessary budget workshops and public hearings to consider and make changes to the Annual Budget submitted by the City Manager for the fiscal year ending September 30, 2023; and

WHEREAS, the proposed Fiscal Year 2023 operating millage rate is 6.0018, which represents an increase of 9.58% over the rolled-back rate, and such percentage change is characterized as the percentage increase in property taxes pursuant to Section 200.065, Fla. Stat; and

WHEREAS, the City has provided notice and has conducted public hearings as required by Section 200.065, Florida Statutes, to consider, discuss and hear public comment regarding the millage rate for Fiscal Year 2023.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. That the millage rate hereby adopted and levied for the fiscal year beginning October 1, 2022 and ending September 30, 2023 is as follows:

Operating Millage Rate	6.0018
Voted Debt Service Millage Rate	<u>0.2807</u>
Total Millage Rate	<u>6.2825</u>

Section 2. The Fiscal Year 2023 operating millage rate of 6.0018 mills is 9.58% more than the rolled-back rate of 5.4770 mills calculated pursuant to Florida law. The voted debt service millage is 0.2807 mills.

Section 3. That the appropriate City officials are authorized to do all things necessary and expedient to carry out the aims of this Resolution.

Section 4. All ordinances or parts of ordinances and all resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. Should any section or provision of this ordinance or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part thereof other than the part declared to be invalid.

Section 6. This Ordinance shall take effect immediately upon its passage and adoption on Second Reading.

Section 7. This Ordinance was adopted after a second public hearing on the subject matter hereof and notice of the public hearings were published as required by the City Charter and Florida law, which public hearings were held at 7:00 P.M. on September 6, 2022, and September 14, 2022, in the City Commission Room, City Hall, Deerfield Beach, Florida.

PASSED 1ST READING ON THIS _____ DAY OF SEPTEMBER, 2022

PASSED 2ND READING ON THIS _____ DAY OF SEPTEMBER, 2022

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CITY CLERK



City of Deerfield Beach

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

Face Sheet File Number: I.D. 2022-1508

Agenda Date: 9/14/2022

Status: BUDGET & MILLAGE PUBLIC
HEARINGS

In Control: City Commission

Title

ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, ADOPTING THE FINAL BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.

Recommended Action

Commission to vote on Ordinance

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

Budget workshops were held on June 15, June 16, and August 9, 2022. The workshops provided details into each department's and fund's budget; including revenues, expenditures, programs, and capital expenses. The workshops also provided the City Commission and the Public an opportunity to provide input and additional recommendations. Staff hereby presents for your consideration and approval the Fiscal Year 2023 Proposed Budget. The Proposed budget incorporates, to the extent possible, all of the recommendations which were discussed during the budget workshops. The Fiscal Year 2023 Proposed Budget is available on the City website for public review at the following link: <https://www.deerfield-beach.com/561/City-Budget>. A summary of the FY 2023 Proposed Budget is enclosed. Additionally, staff will present a budget overview during the budget hearing.

Recommendation

Staff recommends approval of the recommended budget.

ORDINANCE NO. 2022/

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF
DEERFIELD BEACH, FLORIDA, ADOPTING THE FINAL BUDGET
FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND
ENDING SEPTEMBER 30, 2023; PROVIDING FOR CONFLICTS,
SEVERABILITY AND AN EFFECTIVE DATE**

WHEREAS, the City Manager of the City of Deerfield Beach, Florida, has submitted his annual budget report to the City Commission covering the fiscal year ending September 30, 2023 (“Fiscal Year 2023”); and

WHEREAS, the City Manager has estimated the revenues and expenditures for Fiscal Year 2023 and has determined the required millage rate for the purpose of ad valorem taxation; and

WHEREAS, the City Commission has held all necessary budget workshops and public hearings to consider and make changes to the annual budget and the City Commission has had the opportunity to review the complete proposed budget for Fiscal Year 2023; and

WHEREAS, the City Commission has passed an Ordinance adopting the millage rate for Fiscal Year 2023.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE
CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:**

Section 1. The above referenced “Whereas” clauses are true and correct and made a part hereof.

Section 2. That the City of Deerfield Beach budget for the fiscal year beginning October 1, 2022 and ending September 30, 2023, a summary of which is attached hereto as “Exhibit A” and incorporated herein by this reference (a full copy is on file with the City Clerk and is hereby incorporated herein in its entirety by this reference), is hereby adopted, and the appropriations set forth therein are hereby made for the operation of the government of the City and for paying the annual debt service on all outstanding bonds of the City.

Section 3. That all delinquent taxes collected during the ensuing fiscal year as proceeds from levies of operating millages of prior years are hereby specifically appropriated for the use and benefit of the General Fund.

Section 4. That in accordance with Section 4.03(10) of the City Charter, the City Manager has the authority to sign contracts on behalf of the City pursuant to the provisions of this appropriations ordinance, and as may be further authorized by the City Commission pursuant to ordinance or resolution.

Section 5. That the appropriate City officials are authorized to do all things necessary and expedient to carry out the aims of this Ordinance.

Section 6. All ordinances or parts of ordinances and all resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 7. Should any section or provision of this Ordinance or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part thereof other than the part declared to be invalid.

Section 8. This Ordinance shall take effect immediately upon its passage and adoption on Second Reading.

Section 9. This Ordinance was adopted after a second public hearing on the Fiscal Year 2023 budget and notices of the public hearings were published as required by City Charter and Florida law, which public hearings were held at 7:00 p.m. on September 6, 2022, and September 14, 2022, in the City Commission Room, City Hall, Deerfield Beach, Florida.

PASSED 1ST READING ON THIS _____ DAY OF SEPTEMBER, 2022.

PASSED 2ND READING ON THIS _____ DAY OF SEPTEMBER, 2022.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK

BUDGET SUMMARY
CITY OF DEERFIELD BEACH, FLORIDA - FISCAL YEAR 2022-2023
THE PROPOSED OPERATING BUDGET EXPENDITURES OF THE CITY OF DEERFIELD BEACH ARE 13.4%
MORE THAN LAST YEAR'S TOTAL OPERATING EXPENDITURES

General Fund **6.0018**
Voted Debt **0.2807**

	GENERAL FUND	INSURANCE SERVICES FUND	SPECIAL REVENUE FUNDS	DEBT SERVICE FUND	CAPITAL PROJECT FUNDS	ENTERPRISE FUNDS	CRA TRUST FUND	TOTAL ALL FUNDS
ESTIMATED REVENUES:								
Taxes: Millage Per \$1,000								
Ad Valorem Taxes 6.0018	50,957,697	-	-	-	-	-	2,352,036	53,309,733
Ad Valorem Taxes 0.2807 (Voted Debt)	2,493,259	-	-	-	-	-	-	2,493,259
Delinquent Tax Collections	1,100,000	-	-	-	-	-	-	1,100,000
Sales and Use Taxes	1,300,000	-	-	-	-	-	-	1,300,000
Communications Service Taxes	2,850,000	-	-	-	-	-	-	2,850,000
Public Service Taxes	8,894,000	-	-	-	-	-	-	8,894,000
Fire Assessment Fees	16,694,930	-	-	-	-	-	-	16,694,930
Franchise Fees	6,665,000	-	-	-	-	-	-	6,665,000
Local Option Gas Tax	6,100,000	-	1,147,356	-	-	-	-	7,247,356
Licenses, Permits & Fees	780,000	-	5,070,000	-	-	-	-	5,850,000
Intergovernmental Revenue	3,010,000	-	490,990	-	-	-	-	3,500,990
Charges for Services	9,805,791	-	122,000	-	-	45,745,542	-	55,673,333
Fines and Forfeitures	1,400,000	-	120,000	-	-	-	-	1,520,000
Grants and Contributions	2,329,788	-	17,290,144	-	-	986,300	-	20,606,232
Administration Fees	8,079,662	-	437,720	-	-	-	-	8,517,382
Loan Proceeds	-	-	6,020,000	-	27,409,703	8,425,900	-	41,855,603
Other Financing Sources	70,000	2,041,800	170,000	-	-	50,000	2,660,336	4,992,136
TOTAL SOURCES	122,530,127	2,041,800	30,868,210	-	27,409,703	55,207,742	5,012,372	243,069,954
Transfers In	853,656	9,124,844	1,004,733	7,187,349	10,770,318	11,158,378	-	40,099,278
Fund Balances/Reserves/Net Assets	11,414,444	-	4,891,898	-	7,803,094	17,287,382	7,390,734	48,787,552
TOTAL REVENUES, TRANSFERS & BALANCES	134,798,227	11,166,644	36,764,841	7,187,349	45,983,115	83,653,502	12,403,106	331,956,784
EXPENDITURES:								
General Government	18,371,599	11,166,644	-	-	12,426,816	-	-	41,965,059
Economic Environment	728,281	-	2,431,222	-	-	-	8,467,812	11,627,315
Public Safety	75,758,744	-	6,727,314	-	2,982,787	-	50,000	85,518,845
Physical Environment	1,207,023	-	749,071	-	2,529,939	75,613,773	2,550,000	82,649,806
Transportation	863,854	-	17,993,315	-	1,476,308	-	-	20,333,477
Human Services	3,252,805	-	1,738,409	-	12,898,449	-	-	17,889,663
Culture and Recreation	15,972,025	-	368,633	-	13,668,816	-	239,000	30,248,474
Debt Service	-	-	-	7,187,349	-	1,757,982	1,096,294	10,041,625
Other Financing Uses	1,500,000	-	-	-	-	-	-	1,500,000
TOTAL EXPENDITURES	117,654,331	11,166,644	30,007,964	7,187,349	45,983,115	77,371,755	12,403,106	301,774,264
Transfers Out	17,143,896	-	6,756,877	-	-	6,281,747	-	30,182,520
Fund Balances/Reserves/Net Assets	-	-	-	-	-	-	-	-
TOTAL APPROPRIATED EXPENDITURES	17,143,896	-	6,756,877	-	-	6,281,747	-	30,182,520
TRANSFERS, RESERVES & BALANCES	134,798,227	11,166,644	36,764,841	7,187,349	45,983,115	83,653,502	12,403,106	331,956,784

The tentative, adopted, and/or final budgets are on file in the office of the above referenced taxing authority as a public record.



City of Deerfield Beach

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

Face Sheet File Number: I.D. 2022-1509

Agenda Date: 9/14/2022

Status: BUDGET & MILLAGE PUBLIC
HEARINGS

In Control: City Commission

Title

ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING THE BUDGET FOR THE DEERFIELD BEACH COMMUNITY REDEVELOPMENT AGENCY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023; PROVIDING FOR FUNDING THROUGH TAX INCREMENT FINANCING AS PROVIDED FOR IN PART III, CHAPTER 163, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Recommended Action

Commission to vote on Ordinance

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

The budget for the City of Deerfield Beach Community Redevelopment Agency (CRA) was adopted by the CRA Board on August 23, 2022. The Fiscal Year 2023 CRA budget is hereby presented, along with the budgets of the other City funds in accordance with Section 200.065, Florida Statutes.

Recommendation

Staff recommends approval of the City of Deerfield Beach Community Redevelopment Agency Fiscal Year 2023 Budget.

ORDINANCE NO. 2022/

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING THE BUDGET FOR THE DEERFIELD BEACH COMMUNITY REDEVELOPMENT AGENCY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023; PROVIDING FOR FUNDING THROUGH TAX INCREMENT FINANCING AS PROVIDED FOR IN PART III, CHAPTER 163, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE

WHEREAS, the Deerfield Beach Community Redevelopment Agency (the “CRA”) is considering a budget for the fiscal year beginning October 1, 2022 and ending September 30, 2023 (“Fiscal Year 2023”); and

WHEREAS, the CRA budget for Fiscal Year 2023 has been presented to the City Commission of the City of Deerfield Beach; and

WHEREAS, the City Commission is to approve the CRA’s budget for Fiscal Year 2023 separately from the City’s general budget; and

WHEREAS, the City Commission has reviewed and accepted the CRA’s Fiscal Year 2023 Budget; and

WHEREAS, the CRA Director recommends that the City Commission approve the CRA’s Fiscal Year 2023 Budget and authorize funding for the CRA as set forth in Part III of Chapter 163, Florida Statutes.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above referenced “Whereas” clauses are true and correct and made a part of this Ordinance.

Section 2. The City Commission of the City of Deerfield Beach hereby approves the CRA’s Fiscal Year 2023 Budget, attached as Exhibit “A” and incorporated herein by this reference. CRA expenditures shall be made in accordance with the CRA’s Fiscal Year 2023 Budget and as permitted by law.

Section 3. The City Commission hereby authorizes the funding of the CRA Community Redevelopment Trust Fund pursuant to the provisions of Part III, Chapter 163, Florida Statutes, and hereby directs the appropriate governmental entities to comply with the requirement for payment of funds into the CRA Community Redevelopment Trust Fund as provided for in Section 163.387, Florida Statutes.

Section 4. The appropriate City officials are authorized to do all things necessary to carry out the aims of this Ordinance.

Section 5. Should any section or provision of this Ordinance or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part thereof other than the part declared to be invalid.

Section 6. This Ordinance shall take effect immediately upon its passage and adoption on Second Reading.

Section 7. This Ordinance was adopted after a second public hearing on the CRA's Fiscal Year 2023 Budget, and notices of the public hearings were published as required by law, which public hearings were held at 7:00 p.m. on September 6, 2022, and September 14, 2022.

PASSED 1ST READING ON THIS _____ DAY OF _____, 2022.

PASSED 2ND READING ON THIS _____ DAY OF _____, 2022.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CITY CLERK

EXHIBIT A

Deerfield Beach Community Redevelopment Agency Fiscal Year 2023 Budget

OPERATING				
ORG	OBJECT	ACCOUNT DESCRIPTION	BUDGET DESCRIPTION	AMOUNT
1901500	5521001	REGULAR SALARY	Payment for the following portion of staff salaries (Director of Economic Development 50%, CRA Project Manager 100%, CRA Administrative Coordinator 100%, Assistant City Clerk 25%)	\$ 276,779
1901500	5521012	SICK LEAVE CONVERSION PAY	Once a year in December, every full-time employee who has used less than six days of sick leave during the preceding year may choose to be paid for the unused portion of those days. The payment is calculated using the employee's base hourly rate and not including any additional pay factors	\$ 4,355
1901500	5521101	FICA	The 7.65% FICA rate is composed of two rates; a 6.2% social security tax that is applied to the first \$106,800 that an employee earns and a 1.45% Medicare tax that is applied to all earnings	\$ 21,503
1901500	5521204	ICMA PENSION	Estimated by city pension contribution for those city employees who are participants in the ICMA defined contribution plan; the city contribution, as a percentage of salary, is 8%	\$ 22,486
1901500	5522300	INSURANCE SERVICES ALLOCATION	Payment to the general fund for insurances required for staff and the agency	\$ 62,003
1901500	5523927	GENERAL ADMIN CHARGE	Payment to the general fund for the services that are provided to support the CRA Fund	\$ 131,645
1901500	5521003	LONGEVITY	Payment to staff who have greater than 10 years service	\$ 4,300
1901500	1909000	DEBT SERVICE / BOND PRINCIPAL PAYMENT	Principal payment for debt service on Florida Municipal Loan Council Covenant Bonds (CRA portion 73% of \$1,210,000)	\$ 920,000
1901500	1909000	DEBT SERVICE / BOND INTEREST PAYMENT	Interest payment for debt service payments on Florida Municipal Loan Council Covenant Bonds	\$ 168,994
1901500	1909000	DEBT SERVICE / PAYING AGENT FEES	Trustee and Administrative fees for debt service payments on Florida Municipal Loan Council Covenant Bonds (CRA portion 73% of \$ 9,492)	\$ 7,300
1901500	5521006	AUTOMOBILE ALLOWANCE	CRA's portion of the cost of one and a half (1.5) vehicles for use by CRA staff	\$ 6,000
1901500	5521025	CLOTHING ALLOWANCE	Staff clothing	\$ 250
1901500	5523403	CELLULAR PHONE SERVICES	Staff cell phone service	\$ 2,500
1901500	5523513	MINOR TOOLS AND EQUIPMENT	Minor administrative office repairs	\$ 1,000
1901500	5523609	COPIER LEASE	Cost of Toshiba lease and maintenance	\$ 5,000
1901500	5523524	MATERIALS AND MAINTENANCE	Materials and maintenance services necessary for CRA Building and Sullivan Park	\$ 30,000
1901500	5523509	PROFESSIONAL PUBLICATIONS	Funding for development and management newspapers, trade magazines and books	\$ 100
1901500	5523935	DUES AND MEMBERSHIPS	Annual professional association memberships and Special District Reporting	\$ 1,200
1901500	5523504	OFFICE SUPPLIES	Office supplies as necessary for operations	\$ 1,000
1901500	5523901	TRAVEL AND TRAINING	Mileage reimbursement for CRA Administrative Coordinator (\$4,000), attendance at seminars and meetings	\$ 9,500
1901500	5523902	PRINTING	Printing of brochures, hand-outs and annual report	\$ 500
1901500	5523921	ADVERTISING	Advertising in newspapers	\$ 500
1901500	5526043	OTHER MACH AND EQUIPMENT	Laptop replacement for CRA Staff	\$ 1,900
OPERATING TOTAL				\$ 1,678,815
OTHER CONTRACTUAL (NON CAPITAL)				
ORG	OBJECT	ACCOUNT DESCRIPTION	BUDGET DESCRIPTION	AMOUNT
1901500	5523216	LANDSCAPING SERVICES	Small landscaping projects within the CRA	\$ 5,000
1901500	5523299	ADA COMPLIANCE SERVICES	Funding for document remediation and ADA compliance	\$ 4,000
1901500	5523299	LEGAL SERVICES	Contractual services provided by the CRA Attorney for legal services	\$ 48,000
1901500	5523006	INTERNAL AUDITING SERVICES	Marcum LLP Independent audit of CRA financials as required by statute; based on 4 year contract	\$ 6,459
1901500	5523299	ANNUAL REPORT DESIGN SERVICES	Annual report design as required by statute	\$ 5,000
1901500	5523299	OTHER PROFESSIONAL SERVICES AS NEEDED	Other professional services as determined by the CRA Board	\$ 100,000
OTHER CONTRACTUAL TOTAL				\$ 168,459

PROGRAMS				
ORG	OBJECT	ACCOUNT DESCRIPTION	BUDGET DESCRIPTION	AMOUNT
1901500	5713230	COMMUNITY POLICING	Cost of BSO Deputy Detail to provide additional security in the CRA	\$ 50,000
1901500	5793574	SPECIAL EVENTS	Funding for 4th of July Celebration (\$105,000), December Holiday Celebration (Event \$25,000 and Lighting \$102,000), Greater Pompano, Lighthouse Point and Deerfield Beach Holiday Boat Parade (\$7,000)	\$ 239,000
1901500	5523595	ART IN PUBLIC PLACES	Public art projects, programs and events	\$ 130,000
1901500	5523959	COMMERCIAL FAÇADE LOAN PROGRAM	Funds to partner on façade improvements to storefronts in the CRA District and past year awards	\$ 417,147
PROGRAMS TOTAL				\$ 836,147

CAPITAL PROJECTS				
ORG	OBJECT	ACCOUNT DESCRIPTION	PROJECT/DESCRIPTION	AMOUNT
			S-Curve Utilities Undergrounding and Streetscape Improvements	
1901500	5396311	LIGHTING	Streetscape Construction, Utility Undergrounding	\$ 2,500,000
1901500	5396311	OTHER CONTRACTUAL SERVICES	Construction Administration	\$ 50,000
			Island Mobility - Relocation of Bus Shelter and Streetscape Improvements	
1901500	5596304	INFRASTRUCTURE AND CAPITAL IMPROVEMENTS	Construction	\$ 1,272,973
1901500	5596304	OTHER CONTRACTUAL SERVICES	Construction Administration	\$ 60,000
			Ocean Way Bollards - Installation of pedestrian bollards along Ocean Way	
1901500	5596304	INFRASTRUCTURE AND CAPITAL IMPROVEMENTS	Construction	\$ 1,265,793
1901500	5596304	OTHER CONTRACTUAL SERVICES	Construction Administration	\$ 50,000
			Sullivan Park Facility - Phase II of Sullivan Park Expansion	
1901500	5596304	INFRASTRUCTURE AND CAPITAL IMPROVEMENTS	Construction	\$ 3,769,664
1901500	5596304	OTHER CONTRACTUAL SERVICES	Design, Permitting and Construction Administration	\$ 370,196
			Main Beach Parking Lot Stairs - Construction of amphitheater style stairs at the Main Beach Parking Lot	
1901500	5526308	MAIN BEACH PARKING LOT	Construction	\$ 286,059
1901500	5526308	OTHER CONTRACTUAL SERVICES	Construction Administration	\$ 15,000
1901500	5596304	INFRASTRUCTURE AND CAPITAL IMPROVEMENTS	Hillsboro Square Access Improvements	\$ 80,000
CAPITAL PROJECTS TOTAL				\$ 9,719,685

Fiscal 2023	
Total Proposed CRA Budget	\$ 12,403,106
Projected Fiscal Year 2023 Tax Increment Revenue	\$ 4,961,877
ESTIMATED Fiscal 2022 Carryover	\$ 7,441,229
Total Available Tax Increment Revenue Funds	\$ 12,403,106

FY 2023 Budget Adopted August 23, 2022

EXHIBIT B

City of Deerfield Beach CRA Five-Year Capital Improvements Plan (CIP) FY 2024-2028

Adopted 8/23/2022

ACQUISITION/REDEVELOPMENT

	Total Cost	FY 2024	FY 2025	FY2026	FY2027	FY2028	5 Year Total
Hillsboro Boulevard Commercial Acquisition			\$ 2,000,000				
Hillsboro Boulevard Commercial Redevelopment			\$ 1,500,000				
Ocean Way Public Facility Acquisition					\$ 3,000,000		
ACQUISITION/REDEVELOPMENT TOTAL	\$ 6,500,000		\$ 3,500,000		\$ 3,000,000		\$ 6,500,000

PARKING IMPROVEMENTS

		FY 2024	FY 2025	FY2026	FY2027	FY2028	5 Year Total
Main Beach Parking Lot				\$ 3,000,000			\$ 3,000,000
PARKING TOTAL	\$ 3,000,000			\$ 3,000,000			\$ 3,000,000

PARK IMPROVEMENTS

		FY 2024	FY 2025	FY2026	FY2027	FY2028	5 Year Total
Sullivan Park Facility		\$ 5,000,000					\$ 5,000,000
Ocean Way Public Facility Redevelopment						\$ 3,000,000	\$ 3,000,000
PARK TOTAL	\$ 8,000,000	\$ 5,000,000				\$ 3,000,000	\$ 8,000,000

OVERALL TOTALS	\$ 17,500,000	\$ 5,000,000	\$ 3,500,000	\$ 3,000,000	\$ 3,000,000	\$ 3,000,000	\$ 17,500,000
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City of Deerfield Beach

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

Face Sheet File Number: I.D. 2022-1499

Agenda Date: 9/14/2022

Status: PUBLIC HEARING

In Control: City Commission

Title

P.H. 2022-076: Resolution 2022/ - A Resolution of the City of Deerfield Beach, Florida, relating to the provision of fire rescue services, facilities and programs in the City of Deerfield Beach, Florida; reimposing fire rescue assessments against assessed property located within the City of Deerfield Beach for the fiscal year beginning October 1, 2022; approving the rate assessment; approving the assessment roll; and providing an effective date.

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

Per Ordinance No. 2002/003, the City is authorized to impose fire rescue assessments for fire rescue services, facilities, and programs against assessed property located within the City. In order to reimpose the assessment on an annual basis, the Ordinance requires the City Commission to adopt an Annual Rate Resolution during its budget adoption process for each Fiscal Year.

Current Activity

The re-imposition of a Fire Rescue Assessment for fire rescue services, facilities, and programs each fiscal year is an equitable and efficient method of allocating and apportioning the Fire Rescue Assessed Cost among parcels of Assessed Property.

Recommendation

The staff recommends City Commission approval of this item.

CITY OF DEERFIELD BEACH, FLORIDA

**AMENDED AND RESTATED
FINAL ASSESSMENT RESOLUTION**

ADOPTED SEPTEMBER 14, 2022

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CITY OF DEERFIELD BEACH, FLORIDA

RESOLUTION NO. 2022/_____

A RESOLUTION OF THE CITY OF DEERFIELD BEACH, FLORIDA, RELATING TO THE PROVISION OF FIRE RESCUE SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF DEERFIELD BEACH, FLORIDA; REIMPOSING FIRE RESCUE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE CITY OF DEERFIELD BEACH FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022; APPROVING THE RATE OF ASSESSMENT; APPROVING THE ASSESSMENT ROLL; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of Deerfield Beach, Florida (the "City Commission"), has enacted Ordinance No. 2002/003 (the "Ordinance"), which authorizes the imposition of Fire Rescue Assessments for fire rescue services, facilities, and programs against Assessed Property located within the City;

WHEREAS, the reimposition of a Fire Rescue Assessment for fire rescue services, facilities, and programs each fiscal year is an equitable and efficient method of allocating and apportioning the Fire Rescue Assessed Cost among parcels of Assessed Property;

WHEREAS, the City Commission desires to reimpose a Fire Rescue Assessment within the City using the procedures provided by the Ordinance, including the tax bill collection method for the Fiscal Year beginning on October 1, 2022;

WHEREAS, the City Commission, on July 12, 2022, adopted Resolution No. 2022/121 (the "Amended and Restated Initial Assessment Resolution"), containing and referencing a brief and general description of the fire rescue facilities and services to be provided to Assessed Property, describing the method of apportioning the Fire Rescue Assessed Cost to compute the Fire Rescue Assessment for fire rescue services, facilities,

and programs against Assessed Property, estimating a rate of assessment, and directing the updating and preparation of the Assessment Roll, directing the provision of published notice required by the Ordinance and mailed notice if circumstances described in Section 2.08(F) of the Ordinance so require;

WHEREAS, in order to reimpose Fire Rescue Assessments for the Fiscal Year beginning October 1, 2022, the Ordinance requires the City Commission to adopt an Amended and Restated Final Assessment Resolution, which establishes the rate of assessment and approves the Assessment Roll for the upcoming Fiscal Year, with such amendments as the City Commission deems appropriate, after hearing comments and objections of all interested parties;

WHEREAS, the updated Assessment Roll has heretofore been made available for inspection by the public, as required by the Ordinance;

WHEREAS, notice of a public hearing has been published and mailed as required by the terms of the Ordinance, which provides notice to all interested persons of an opportunity to be heard; an affidavit regarding the form of notice mailed being attached hereto as Appendix A and the proof of publication being attached hereto as Appendix B; and

WHEREAS, a public hearing was held on September 14, 2022, and comments and objections of all interested persons have been heard and considered as required by the terms of the Ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA:

SECTION 1. AUTHORITY. This resolution is adopted pursuant to the provisions of Ordinance No. 2002/003 (the "Ordinance"); Resolution No. 2022/121 (the "Amended and Restated Initial Assessment Resolution"); Article VIII, Section 2, Florida Constitution; the City Charter of the City of Deerfield Beach; sections 166.021 and 166.041, Florida Statutes; and other applicable provisions of law.

SECTION 2. DEFINITIONS AND INTERPRETATION.

(A) This resolution constitutes the Annual Rate Resolution as defined in the Ordinance.

(B) All capitalized terms in this resolution shall have the meanings defined in the Ordinance and the Amended and Restated Initial Assessment Resolution.

SECTION 3. REIMPOSITION OF FIRE RESCUE ASSESSMENTS.

(A) The parcels of Assessed Property included in the Assessment Roll, which is hereby approved, are hereby found to be specially benefited by the provision of the fire rescue services, facilities, and programs described or referenced in the Amended and Restated Initial Assessment Resolution in the amount of the Fire Rescue Assessment set forth in the updated Assessment Roll, a copy of which was present or available for inspection at the above referenced public hearing and is incorporated herein by reference. Additionally, the Assessment Roll, as approved, includes those Tax Parcels of Assessed Property that cannot be set forth in that Assessment Roll due to the provisions of Section 119.071(4), Florida Statutes, concerning exempt "home addresses."

(B) It is hereby ascertained, determined and declared that each parcel of Assessed Property within the City will be specially benefited by the City's provision of fire rescue services, facilities, and programs in an amount not less than the Fire Rescue

Assessment for such parcel, computed in the manner set forth in the Amended and Restated Initial Assessment Resolution.

(C) Adoption of this Amended and Restated Final Assessment Resolution constitutes a legislative determination that all parcels assessed derive a special benefit in a manner consistent with the legislative declarations, determinations and findings as set forth in the Ordinance and the Amended and Restated Initial Assessment Resolution, from the fire rescue services, facilities, or programs to be provided and a legislative determination that the Fire Rescue Assessments are fairly and reasonably apportioned among the properties that receive the special benefit as set forth in the Amended and Restated Initial Assessment Resolution.

(D) The method for computing Fire Rescue Assessments described and referenced in the Amended and Restated Initial Assessment Resolution is hereby approved. The Cost Apportionment methodology and Cost Factor calculation set forth in Sections 6 and 7 of the Amended and Restated Initial Assessment Resolution are hereby approved. The Parcel Apportionment methodology set forth in Section 8 of the Amended and Restated Initial Assessment Resolution is hereby approved.

(E) For the Fiscal Year beginning October 1, 2022, the estimated Fire Rescue Assessed Cost to be assessed is \$18,549,364.00. The Fire Rescue Assessments to be assessed and apportioned among benefited parcels pursuant to the Cost Apportionment and Parcel Apportionment to generate the estimated Fire Rescue Assessed Cost for the Fiscal Year commencing October 1, 2022, are hereby established as follows:

RESIDENTIAL PROPERTY USE CATEGORIES	Rate Per Dwelling Unit			
Residential	\$295.00			
NON-RESIDENTIAL PROPERTY USE CATEGORIES	Building Classification (in square foot ranges)	Commercial	Industrial/Warehouse	Institutional
	< 1,999	\$468	\$141	\$1,352
	2,000 - 3,499	\$935	\$281	\$2,704
	3,500 - 4,999	\$1,636	\$491	\$4,732
	5,000 - 9,999	\$2,337	\$701	\$6,760
	10,000 - 19,999	\$4,674	\$1,402	\$13,520
	20,000 - 29,999	\$9,347	\$2,804	\$27,039
	30,000 - 39,999	\$14,021	\$4,205	\$40,558
	40,000 - 49,999	\$18,694	\$5,607	\$54,078
	> 49,999	\$23,368	\$7,009	\$67,597

(F) The above rates of assessment are hereby approved. Fire Rescue Assessments for fire rescue services, facilities, and programs in the amounts set forth in the updated Assessment Roll are hereby levied and reimposed on all parcels of Assessed Property included in such Assessment Roll for the Fiscal Year beginning October 1, 2022.

(G) The following exemptions shall apply to the Fire Rescue Assessment program:

(1) No Fire Rescue Assessment shall be imposed upon a parcel of Government Property; however, Government Property that is owned by federal mortgage entities, such as the VA and HUD, shall not be exempted from the Fire Rescue Assessment.

(2) No Fire Rescue Assessment shall be imposed upon Buildings located upon parcels of Institutional Property whose Building use is wholly exempt from ad valorem taxation under Florida law.

(3) In accordance with Section 170.01(4), Florida Statutes, no Fire Rescue Assessment shall be imposed against any Building of Non-Residential Property located on a Tax Parcel that is classified by the Property Appraiser as

agricultural lands pursuant to Section 193.461, Florida Statutes, unless that Building exceeds a just value of \$10,000 as determined by the Property Appraiser and is not a Pole Barn.

(H) Any shortfall in the expected Fire Rescue Assessment proceeds due to any reduction or exemption from payment of the Fire Rescue Assessments required by law or authorized by the City Commission shall be supplemented by any legally available funds, or combination of such funds, and shall not be paid for by proceeds or funds derived from the Fire Rescue Assessments. In the event a court of competent jurisdiction determines any exemption or reduction by the City Commission is improper or otherwise adversely affects the validity of the Fire Rescue Assessment imposed for this Fiscal Year, the sole and exclusive remedy shall be the imposition of a Fire Rescue Assessment upon each affected Tax Parcel in the amount of the Fire Rescue Assessment that would have been otherwise imposed save for such reduction or exemption afforded to such Tax Parcel by the City Commission.

(I) As authorized in Section 2.13 of the Ordinance, interim Fire Rescue Assessments are also levied and imposed against all property for which a Certificate of Occupancy is issued after adoption of this Annual Rate Resolution based upon the rates of assessment approved herein.

(J) Fire Rescue Assessments shall constitute a lien upon the Assessed Property so assessed equal in rank and dignity with the liens of all state, county, district or municipal taxes and other non-ad valorem assessments. Except as otherwise provided by law, such lien shall be superior in dignity to all other liens, titles and claims, until paid.

(K) The Assessment Roll, as herein approved, together with the correction of any errors or omissions as provided for in the Ordinance, shall be delivered to the Tax Collector for collection using the tax bill collection method in the manner prescribed by the Ordinance.

(L) The Assessment Roll, as delivered to the Tax Collector, shall be accompanied by a Certificate to Non-Ad Valorem Assessment Roll in substantially the form attached hereto as Appendix C.

SECTION 4. CONFIRMATION OF AMENDED AND RESTATED INITIAL ASSESSMENT RESOLUTION. The Amended and Restated Initial Assessment Resolution is hereby confirmed.

SECTION 5. EFFECT OF ADOPTION OF RESOLUTION. The adoption of this Amended and Restated Final Assessment Resolution shall be the final adjudication of the issues presented (including, but not limited to, the determination of special benefit and fair apportionment to the Assessed Property, the method of apportionment and assessment, the rate of assessment, the Assessment Roll and the levy and lien of the Fire Rescue Assessments), unless proper steps shall be initiated in a court of competent jurisdiction to secure relief within 20 days from the date of this Amended and Restated Final Assessment Resolution.

SECTION 6. SEVERABILITY. If any clause, section or other part of this resolution shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this resolution.

SECTION 7. EFFECTIVE DATE. This Amended and Restated Final Assessment Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED this 14th day of September, 2022.

CITY OF DEERFIELD BEACH, FLORIDA

Bill Ganz, Mayor

ATTEST:

Samantha Gillyard, CMC, City Clerk

APPENDIX A

AFFIDAVIT REGARDING NOTICE MAILED TO PROPERTY OWNERS

AFFIDAVIT OF MAILING

BEFORE ME, the undersigned authority, personally appeared Dave Santucci, who, after being duly sworn, deposes and says:

1. Dave Santucci, as City Manager of the City of Deerfield Beach, Florida ("City"), pursuant to the authority and direction received from the City Commission, timely directed the preparation of the Assessment Roll and the preparation, mailing, and publication of notices in accordance with the Fire Rescue Assessment Ordinance No. 2002/003 (the "Assessment Ordinance") in conformance with the Amended and Restated Initial Assessment Resolution No. 2022/121 (the "Amended and Restated Initial Assessment Resolution").

2. In accordance with the Assessment Ordinance, Mr. Hanson timely provided all necessary information for notification of the Fire Rescue Assessment to the Property Appraiser of Broward County to be included as part of the notice of proposed property taxes under section 200.069, Florida Statutes, the truth-in-millage notification. The information provided to the Property Appraiser to be included on the truth-in-millage notification included the following: the purpose of the assessment; the total amount proposed to be levied against each parcel; the unit of measurement to be applied against each parcel to determine the assessment; the number of such units contained within each parcel; the total revenue the City expects to collect by the assessment; a statement that failure to pay the assessment will cause a tax certificate to be issued against the property which may result in a loss of title; a statement that all affected property owners have a right to appear at the hearing and to file written objections with the local governing board within 20 days of the notice; and the date, time, and place of the hearing.

FURTHER AFFIANT SAYETH NOT.

Dave Santucci, affiant

STATE OF FLORIDA
COUNTY OF BROWARD COUNTY

The foregoing Affidavit of Mailing was sworn to and subscribed before me, by means of ☐ physical presence or ☐ online notarization, this ____ day of _____, 2022 by Dave Santucci, City Manager, City of Deerfield Beach, Florida. He is personally known to me or has produced _____ as identification and did take an oath.

Printed Name: _____
Notary Public, State of Florida
At Large
My Commission Expires: _____
Commission No.: _____

APPENDIX B
PROOF OF PUBLICATION

SUN-SENTINEL

Sold To:

City of Deerfield Beach - CU00122386
150 NE 2nd Ave
Deerfield Beach, FL 33441-3506

Bill To:

City of Deerfield Beach - CU00122386
150 NE 2nd Ave
Deerfield Beach, FL 33441-3506

Published Daily

Fort Lauderdale, Broward County, Florida
Boca Raton, Palm Beach County, Florida
Miami, Miami-Dade County, Florida

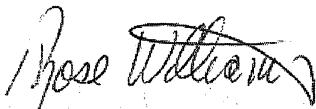
State Of Florida

County Of Broward

Before the undersigned authority personally appeared
Rose Williams, who on oath says that he or she is a duly authorized representative of the SUN- SENTINEL,
a DAILY newspaper published in BROWARD/PALM BEACH/MIAMI-DADE County, Florida; that the
attached copy of advertisement, being a Legal Notice in:

The matter of 11745-Other Legal Notices ,
Was published in said newspaper by print in the issues of, or by publication on the
newspaper's website, if authorized on Aug 23, 2022

Affiant further says that the newspaper complies with all legal requirements for
publication in Chapter 50, Florida Statutes.

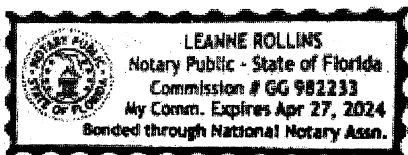


Signature of Affiant

Sworn to and subscribed before me this: August 25, 2022.



Signature of Notary Public



Name of Notary, Typed, Printed, or Stamped
Personally Known (X) or Produced Identification ()

CITY OF DEERFIELD BEACH
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City of Deerfield Beach

Main News/A009/PN

P.H. 2022-076 Fire Rescue Assessmen

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Obituaries

Broward County

John Thomas Cambia



John Thomas Cambia, 95, of Boca Raton, Florida, passed away on July 8, 2022, surrounded by his family.

John was born on November 20, 1926, to John and Helen (Barry) Cambia in Providence, Rhode Island. John graduated from Nelson W. Aldrich High School in Warwick, Rhode Island. He graduated from Providence Country Day School and the Maine Maritime Academy and later attended the University of Rhode Island and Pace University. He completed Marine basic training in Parris Island, South Carolina, and during the Korean War, he served in the Army from 1952 - 1954, earning a National Defense Medal.

In 1955, he married the love of his life, Barbara. The two were inseparable and were married for 67 years, always together and never apart. They shared a beautiful life with their adoring daughters, Jocelyn and Barbara Lynn.

John was a family man and a hard worker. He found a passion for merchandising when he enrolled in the Jordan Marsh Executive training program. With time, he was named the Executive Vice President of Kline Brothers based in New York City. He worked for more than 25 years commuting from Connecticut and once was awarded "Commuter of the Year" by friends. Post-retirement, John acquired a small boutique chain, Carolina Closet, and relocated to Hilton Head, South Carolina. He was a New York Athletic club member and completed eight New York City Marathons. His love for the ocean was evident in the time he spent boating on the Long Island Sound and Narragansett Bay.

He will be remembered for his generous heart, kind soul, and humor. John is survived by his devoted wife of 67 years, Barbara, and two loving daughters, Jocelyn and Barbara Lynn, along with many dear friends. All will sorely miss him.

A mass will be held at St. Jude's Catholic Church in Boca Raton, Florida, on Tuesday, August 2, 2022, at 11 a.m., followed by the interment at the South Florida National Cemetery in Lake Worth, Florida.

In lieu of flowers, the family asks for donations to the Wounded Veterans Relief Fund a local organization providing emergency financial support to qualified disabled veterans living in Florida. 85% of donations go directly toward veteran assistance. Donations may be made in memory of John at <https://wvrf.org/donate/>

Please sign guestbook on www.sun-sentinel.com/obituaries

Stories live on. Tell theirs.



Benjamin Franklin Langley



Benjamin Franklin Langley of Fort Lauderdale Florida passed away peacefully on August 15, 2022, at the age of 83 in Gainesville Florida of natural causes. He is predeceased by his mother Beryl, father Roger and daughter Kimberly. He is survived by his wife Charlotte, daughter Kelli, son-in-law Robert, grandsons Alex and Connor and great granddaughter LunaGrace.

Ben was a Navy Seabee stationed on Grand Turk Island. After his enlistment he joined the Fort Lauderdale Police Department, retiring after 33 years as a detective. He was a Fort Lauderdale Naval historian with a passion for collecting military aircraft, memorabilia, and uniforms. He was a founding member of the Fort Lauderdale Naval Air Station historical society. He was a member of the national Fraternal Order of Police, Association of Naval Aviation, Navy Seabee Veterans of America, Tailhook Association, and the Navy League. Ben will be forever missed by his family, friends, and colleagues as he takes his final journey.

Visitation will be held on Friday, August 26, 2022 from 5:00 - 8:00 at the Kraeher - Fairchild Funeral Home, 4061 North Federal Highway, Fort Lauderdale. Benjamin's funeral service will commence on Saturday, August 27, 2022 at 11:00 at the funeral home. Burial will take place in Lauderdale Memorial Park.

Online tributes at: www.KraeherFairchild.com

Please sign guestbook on www.sun-sentinel.com/obituaries

Myron "Mike" H. Burnstein



Myron (Mike) Burnstein, born in Chicago, Illinois, on June 26, 1930, was a rich and fulfilled life with his wife of 43 years (Judge Mielte Burnstein), two beloved children (Dr. Kerry Burnstein, and Alty Mitchell Burnstein), five adoring grandchildren (Kyia and Liam Balkan and Ally, Hannah and Karly Burnstein), daughter-in-law (Jennifer Kimmelman Burnstein) and son-in-law (Dr. Wayne Balkan).

A graduate of the University of Chicago Law School, he practiced law in Hollywood, Florida for over thirty years before becoming deputy to Florida's Attorney General, Bob Butterworth. Mike was passionate about protecting the South Florida environment through creating and enforcing zoning restrictions as a City of Hollywood attorney and by serving on the Florida Inland Navigation District. He was an avid tennis player and scuba diver.

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Broward County

Joseph F. Donzelli, Sr.



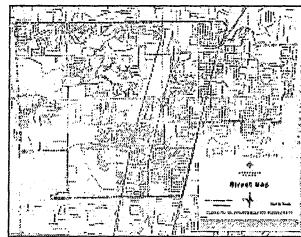
Joseph F. Donzelli Sr., age 92, of Tamarac, Florida passed away Thursday, August 18 after a year's-long battle with several health issues. Born in 1930 in Brooklyn, New York, he was fiercely proud of being from that borough (he was a diehard Brooklyn Dodgers fan), even after moving to South Florida in the early 1970s as one of the first

families to call North Lauderdale home. As proud as he was of being from Brooklyn, he was even prouder of being a U.S. Marine Corps veteran. Signing up in 1947, he served until early 1950 but was recalled six months later during the Korean Conflict. He wasn't braggadocious about it, but if you asked, he'd beam with pride and talk with you about his time in the Corps. He was honorably discharged in 1951 as a Sergeant. Over the years, he worked as a food and beverage manager in several S. F. locations, including the Coral Ridge Yacht Club in Fort Lauderdale and the Tam O'Shanter Golf Course in Deerfield Beach. He was a father of two - a daughter, Anne Marie Hoover from New Jersey, and his son, Joseph F. Donzelli II, with whom he lived with in Tamarac. As much pride as he took from his place of birth and serving his country with distinction, he would tell you that he took the greatest pride in being the father of his only son. The two were inseparable, staying together since their son was born 55 years ago. They were a team in life, supporting each other caregiver duties in his father's later life. Always quick with a smile or a joke, Joseph Sr. was liked by one and all - he always made others feel comfortable, even when he was the one in distress. Today, the world seems a little duller, the sky a little less blue, flowers with a little less bloom now that Joseph F. Donzelli Sr. has passed on to the next life. He touched many lives and will be missed by so many friends and loved ones. Joseph Sr. was preceded in death by his parents, Thomas Donzelli, mother, Mary Donzelli, brother Frank Donzelli and sister Rosalie Diamante. He is survived by his aforementioned daughter and son, granddaughter Kelly Ann Hartsog, grandson Bradford Hoover, great-grandson Jackson Hartsog and a multitude of nieces and nephews in New York and New Jersey. Joseph F. Donzelli Sr. will receive a military burial at 2 p.m., Thursday, August 25th at the South Florida National Cemetery (<https://www.cem.va.gov/cems/nchp/southflorida.asp>) in Lake Worth, FL - all friends are invited to attend. In lieu of flowers, the family asks that donations be made in the name of Joseph F. Donzelli Sr. to an organization close to his heart, the Padre Pio Foundation of America (<https://padrepiofoundation.com>). A celebration of life will be scheduled in the coming months in the New York/New Jersey area. Joseph F. Donzelli Sr. will be missed forever.

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P.H. 2022-076

NOTICE OF HEARING TO REIMPOSE AND PROVIDE FOR COLLECTION OF FIRE RESCUE SPECIAL ASSESSMENTS

Notice is hereby given that the City Commission of the City of Deerfield Beach will conduct a public hearing to consider reimposing fire rescue special assessments for the provision of fire rescue services within the City of Deerfield Beach for the Fiscal Year beginning October 1, 2022.

The hearing will be held at 7:00 p.m. on September 14, 2022, in the City Commission Chambers of City Hall, 150 N.E. Second Avenue, Deerfield Beach, Florida, for the purpose of receiving public comment on the proposed assessments. All affected property owners have a right to appear at the hearing and to file written objections with the City Commission within 20 days of this notice. If a person decides to appeal any decision made by the City Commission with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the City Clerk's office at (954) 480-4200 at least two (2) days prior to the date of the hearing.

The assessment for each parcel of property will be based upon each parcel's classification and the total number of billing units attributed to that parcel. The following table reflects the proposed fire rescue assessment schedule:

RESIDENTIAL PROPERTY USE CATEGORIES	Rate Per Dwelling Unit			
Residential	\$295.00			
Non-Residential Property Use Categories	Building Classification (in square foot ranges)	Commercial	Industrial/Warehouse	Institutional
	< 1,899	\$468	\$141	\$1,352
	2,000 - 3,499	\$935	\$281	\$2,704
	3,500 - 4,999	\$1,636	\$491	\$4,732
	5,000 - 9,999	\$2,337	\$701	\$6,760
	10,000 - 19,999	\$4,674	\$1,402	\$13,520
	20,000 - 29,999	\$9,347	\$2,804	\$27,039
	30,000 - 39,999	\$14,021	\$4,205	\$40,558
	40,000 - 49,999	\$18,694	\$5,607	\$54,078
	> 49,000	\$23,368	\$7,009	\$67,597

Copies of the Fire Rescue Assessment Ordinance (Ordinance No. 2002/003), the Amended and Restated Initial Assessment Resolution (Resolution No. 2022/121), and the updated Assessment Roll for the upcoming fiscal year are available for inspection at the City Clerk's office in City Hall, located at 150 N.E. Second Avenue, Deerfield Beach, Florida.

The assessments will be collected on the ad valorem property tax bill which will be mailed in November 2022, as authorized by section 197.3632, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title.

If you have any questions, please contact the Customer Service Department at (954) 480-4279, Monday through Friday between 8:00 a.m. and 5:00 p.m.

CITY CLERK OF DEERFIELD BEACH, FLORIDA

P.H. 2022-077 NOTICE OF PUBLIC HEARING REGARDING THE COLLECTION OF NUISANCE ABATEMENT SERVICES SPECIAL ASSESSMENTS ON THE 2022 TAX ROLL

Notice is hereby given that the City Commission of the City of Deerfield Beach, Florida ("Commission") will conduct a public hearing concerning the collection of nuisance abatement services assessments on the 2022 tax roll for the purpose of adding the non-ad valorem assessment roll. The nuisance abatement services assessments were previously assessed against certain properties, which were declared public nuisances and located within the city boundaries of the City of Deerfield Beach, to recover the cost of providing nuisance abatement services to such properties. The assessments for each property were calculated based upon the actual cost of the abatement, plus administrative costs, 8% interest, and the cost of collection.

The public hearing will be held in the City Commission Chambers at City Hall located at 150 N.E. Second Avenue, Deerfield Beach, Florida at 7:00 p.m. on September 14, 2022 or as soon thereafter as the matter may be heard, for the purpose of receiving public comment on the proposed collection of the assessments. All affected property owners have a right to appear at the hearing and to file written objections with the Commission in care of the City Clerk within 20 days of this notice. If a person decides to appeal any decision made by the Commission with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to ensure that a verbatim record is made. In accordance with the Americans with Disabilities Act, persons needing special accommodations or an interpreter to participate in this proceeding should contact the City Clerk's office at 954-480-4213, at least two (2) days prior to the date of the hearing.

The assessments to be included as non-ad valorem assessments on the 2022 tax roll include the following:

NAME OF OWNER	PARCEL ID#	AMOUNT	MAILING ADDRESS
TOLEDANO PROPERTIES LLC	4743 31 00 0240	\$2,416.60	50 E 28 ST APT 21E NEW YORK NY 10016-7960
KOWALSKI ANNE M EST	4843 07 12 0340	\$5,325.40	1313 SE AVE DEERFIELD BEACH FL 33441
BP FOUNDATION LAND TR % KIRSCHBAUM LAW OFFICE LLC TRSTEE	4842 01 08 0040	\$2,304.48	2240 PALM BEACH LAKES BLVD #250A WEST PALM BEACH FL 33409
PUDDY PELICAN CO LLC	4843 05 04 2250	\$878.12	2651 NE 49 ST LIGHTHOUSE POINT FL 33064
YING SEM PD % RAE FRANKS PA	4842 01 03 0940	\$1,534.84	9534 EQUUS CIR, BOYNTON BEACH FL 33472
HOUSING & URBAN DEV % BECKER & POLAKOFF PA	4842 10 03 3280	\$3,082.60	121 ALHAMBRA PLAZA 10th Floor CORAL GABLES FL 33134
HOLDER DOROTHY L EST	4842 14 03 1140	\$4,724.96	6510 BRAVA WAY BOCA RATON FL 33433
WILLIAMS, GAIL JULIETA11 SW TR LAND TRUST ASSISTANCE LLC TRSTEE	4842 12 16 0310	\$1,851.20	4151 LAKE WORTH RD #3308 LAKE WORTH FL 33461
381 THE COVE LLC	4843 05 08 1090	\$1,272.00	2500 N MILITARY TRL ST 100 BOCA RATON FL 33431
TOTAL		\$23,400.20	

Copies of the assessment roll, showing the amount of the assessment to be imposed against each parcel of property, and the legal documentation relating to the assessment is available for inspection in the office of the City Clerk, located at 150 N.E. Second Avenue, Deerfield Beach, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2022, as authorized by Section 197.3832, Florida Statutes. Failure to pay the assessment will cause a tax certificate to be issued against the property, which may result in a loss of title.

APPENDIX C

**FORM OF CERTIFICATE TO
NON-AD VALOREM ASSESSMENT ROLL**

**CERTIFICATE
TO
NON-AD VALOREM ASSESSMENT ROLL**

I HEREBY CERTIFY that, I am the Mayor of the City of Deerfield Beach, or authorized agent of the City of Deerfield Beach, Florida (the "City"); as such I have satisfied myself that all property included or includable on the non-ad valorem assessment roll for fire rescue services (the "Non-Ad Valorem Assessment Roll") for the City is properly assessed so far as I have been able to ascertain; and that all required extensions on the above described roll to show the non-ad valorem assessments attributable to the property listed therein have been made pursuant to law.

I FURTHER CERTIFY that, in accordance with the Uniform Assessment Collection Act, this certificate and the herein described Non-Ad Valorem Assessment Roll will be delivered to the Broward County Department of Finance and Administrative Services by September 15, 2022.

IN WITNESS WHEREOF, I have subscribed this certificate and directed the same to be delivered to the Broward County Department of Finance and Administrative Services and made part of the above-described Non-Ad Valorem Assessment Roll this _____ day of _____, 2022.

CITY OF DEERFIELD BEACH, FLORIDA

By: _____
Mayor

**[to be delivered to Broward County Department of
Finance and Administrative Services prior to September 15]**



City of Deerfield Beach

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

Face Sheet File Number: I.D. 2022-1500

Agenda Date: 9/14/2022

Status: PUBLIC HEARING

In Control: City Commission

Title

P.H. 2022-077: Resolution 2022/ - A Resolution of the City of Deerfield Beach, Florida, relating to the collection of Nuisance Abatement Services Assessments; adopting findings of fact; approving the rate of assessment for each affected property; adopting the Assessment Roll; providing for notice and providing an effective date.

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

The enclosed Resolution approves a final assessment roll for the City's Nuisance Abatement Assessment Program for Fiscal Year 2023. Under the City's Nuisance Abatement Program codified in Chapter 34, Article VI of the City Code, the City imposes a nuisance abatement assessment on properties where the City has abated a nuisance. The assessment includes the actual cost of abating the nuisance, the cost of inspections, and all other specifically related costs incurred by the City. Any funds in the Nuisance Abatement Trust Fund may be used to abate public nuisances on property to which title is not clear, abate nuisances on government property, which may not be assessed, or for other purposes directly related to the abatement of nuisances.

Current Activity

Nuisance abatement services assessments for the upcoming and for prior fiscal years are as follows:

FY 2023 - \$23,400.20

FY 2022 - \$49,931.12

FY 2021 - \$22,633.60

FY 2020 - \$27,525.42

FY 2019 - \$29,357.62

Recommendation

To help to defray the cost of providing nuisance abatement services, staff recommends City Commission approval of this item.

RESOLUTION 2022/

A RESOLUTION OF THE CITY OF DEERFIELD BEACH, FLORIDA, RELATING TO THE COLLECTION OF NUISANCE ABATEMENT SERVICES ASSESSMENTS; ADOPTING FINDINGS OF FACT; APPROVING THE RATE OF ASSESSMENT FOR EACH AFFECTED PROPERTY; ADOPTING THE ASSESSMENT ROLL; PROVIDING FOR NOTICE AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Deerfield (“City”) has been continuously confronted with the challenge of abandoned and unmaintained homes within the City; and

WHEREAS, the City has instituted its Nuisance Abatement Program to address certain property maintenance issues affecting these abandoned and unmaintained homes; and

WHEREAS, these property maintenance issues negatively affect the public health, safety and welfare by enabling the deterioration of neighborhoods, facilitating and providing opportunities for criminal activity, producing blight and contributing to lower property values; and

WHEREAS, affected property owners and mortgagees were provided notice and an opportunity to be heard concerning conditions on their property that threatened the public health, safety and welfare; and

WHEREAS, the owners or mortgagees have either abandoned the property or refused to address the issues that threaten the community; and

WHEREAS, in an effort to combat these negative effects on the City of Deerfield Beach and its residents, the City has undertaken to improve the various properties throughout the City by abating conditions deemed to be a nuisance pursuant to its Nuisance Abatement Program; and

WHEREAS, the City Commission finds that properties so improved have specifically benefited from the City’s actions in an amount equal to or greater than the costs incurred by the City in carrying out its Nuisance Abatement Program and greater in kind and degree than other properties located within the City; and

WHEREAS, some owners or mortgagees of the benefited properties have failed or refused to reimburse the City for the costs incurred by the City in improving their property; and

WHEREAS, the City Commission finds that it is fair and equitable to assess against each benefited property a non-ad valorem special assessment in an amount equal to the costs incurred by the City in improving said property, less any amounts paid by the property owner to offset such costs; and

WHEREAS, the uniform method of collecting non-ad valorem assessments, as authorized by section 197.3632, Florida Statutes, provides for the collection of non-ad valorem assessments by including such assessments on the tax bills issued for the collection of non-ad valorem taxes.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA:

SECTION 1. This Resolution is adopted pursuant to the provisions of Chapter 34, Nuisance Abatement Program of the City of Deerfield Beach Code of Ordinances, Chapter 170, Florida Statutes, and Sections 197.3632 and 197.3635, Florida Statutes, and other applicable provisions of law.

SECTION 2. The foregoing findings are incorporated herein by reference and made a part hereof. Further, it is hereby ascertained, determined and declared as set forth in Chapter 34 of the City of Deerfield Beach Code of Ordinances, that the City Commission of the City of Deerfield Beach has the authority under its home rule powers and other applicable Florida Statutes to impose Nuisance Abatement Services Assessments upon certain defined residential properties (“Assessed Property”), within the incorporated area of the City of Deerfield Beach, as more fully described in Exhibit “A” attached hereto and incorporated herein by this reference.

In addition, it is hereby ascertained, determined and declared that each parcel of Assessed Property has been benefited by the City’s provision of nuisance abatement services in an amount not less than the cost of such service by the City for each parcel computed in the manner set forth in this Assessment Resolution based upon the following legislative determinations:

(A) Nuisance abatement services provide a special benefit and possess a logical relationship to the use and enjoyment of property.

(B) Nuisance abatement services benefit Assessed Property by providing reasonable, safe and cost effective remediation of nuisance conditions on such property.

(C) Nuisance abatement services benefit Assessed Property by protecting the value of the property, protecting the property from becoming the target of crime, and promoting the health, safety and welfare of the owners and occupants of such property, if any, resulting from the delivery of such services in a reasonable and cost effective manner.

(D) Nuisance abatement services assist in facilitating the eventual sale of property following foreclosure by promoting maintenance of the property, preventing vandalism of the property and improving the appearance of the neighborhood.

SECTION 3. Nuisance Abatement Services are provided to benefited properties after the property has been declared a nuisance pursuant to the City’s Nuisance Abatement Program. Nuisance Abatement Services Assessments are imposed when the property owner fails to abate the conditions which give rise to the nuisance and, as a result, the City abates the nuisance(s). Each assessment includes the actual cost incurred by the City for the work performed on the property in abating the nuisance condition(s), utilizing either an outside contractor or City forces; the cost of providing notice, including, but not limited to, the cost of postage and publication and/or service by a process server; and a flat fee of \$325.00 for administrative/personnel costs. The Assessments set forth in the attached Exhibit “A” are hereby approved and shall be collected utilizing the uniform method of collecting non-ad valorem assessments.

SECTION 4. The City Commission hereby adopts the Assessment Roll, attached as Exhibit “A”, as the non-ad valorem assessment roll for Nuisance Abatement Services for the Fiscal Year commencing October 1, 2022.

SECTION 5. The City held a public hearing on Wednesday, September 14, 2022, at 7:00 p.m. in the City Commission Chambers of City Hall, 150 N.E. Second Avenue, Deerfield Beach, Florida, at which time the City Commission received and considered any comments on the Nuisance Abatement Services Assessments from the public and affected property owners and considered imposing the Nuisance Abatement Services Assessments and collecting such assessments on the same bill as ad valorem taxes.

SECTION 6. The City Manager caused the publication of a notice of the public hearing referenced in Section 5 above. The notice was published no later than August 24, 2022, in substantially the form attached as Exhibit “B”.

SECTION 7. A notice of public hearing was also provided by first class mail to the Owner of each parcel of Assessed Property in substantially the form attached hereto as Exhibit “C”. Such notices were mailed no later than August 24, 2022.

SECTION 8. This Assessment Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS ____ DAY OF SEPTEMBER, 2022.

CITY OF DEERFIELD BEACH, FLORIDA

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CITY CLERK

EXHIBIT A

NAME OF OWNER	PARCEL ID#	AMOUNT	MAILING ADDRESS
TOLEDANO PROPERTIES LLC	4743 31 00 0240	\$ 2146.60	50 E 28 ST APT 21E NEW YORK NY 10016-7980
KOWALSKI ANNE M EST	4843 07 12 0340	\$ 5325.40	1313 S E AVE DEERFIELD BEACH FL 33441
BP FOUNDATION LAND TR % KIRSCHBAUM LAW OFFICE LLCTRSTEE	4842 01 08 0040	\$ 2304.48	2240 PALM BEACH LAKES BLVD #250A WEST PALM BEACH FL 33409
PUDGY PECULICAN CO LLC	4843 05 04 2250	\$ 878.12	2651 N E 49 ST LIGHTHOUSE POINT FL 33064
YING SEM P0%RAE FRANKS PA	4842 01 03 0940	\$ 1534.84	9534 EQUUS CIR BOYNTON BEACH FL 33472
HOUSING & URBAN DEV %BECKER & POLIAKOFF PA	4842 10 03 3280	\$ 3092.60	121 ALHAMBRA PLAZA 10 TH FL CORAL GABLES FL 33134
HOLDER DOROTHY L EST	4842 14 03 1140	\$ 4724.96	6510 BRAVA WAY BOCA RATON FL 33433
WILLIAMS GAIL JULIET 811 SW TR LAND TRUST ASSISTANCE LLC TRSTEE	4842 12 16 0310	\$ 1851.20	4151 LAKE WORTH RD #6308 LAKE WORTH FL 33461
381 THE COVE	4843 05 08 1090	\$ 1272.00	2500 N MILITARY TRL ST 100, BOCA RATON FL 33431
TOTAL		\$ 23400.20	

Copies of the assessment roll, showing the amount of the assessment to be imposed against each parcel of property, and the legal documentation relating to the assessment is available for inspection in the office of the City Clerk, located at 150 N.E. Second Avenue, Deerfield Beach, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2022, as authorized by Section 197.3632, Florida Statutes. Failure to pay the assessment will cause a tax certificate to be issued against the property, which may result in a loss of title.

EXHIBIT B

NAME
ADDRESS
CITY AND ZIP

NOTICE OF HEARING TO IMPOSE A
NON-AD VALOREM ASSESSMENT FOR
NUISANCE ABATEMENT SERVICES

NOTICE DATE: AUGUST 22 2022

Parcel Identification Number: Parcel ID
Legal Description:

******* NOTICE TO PROPERTY OWNER*******

As required by Section 197.3632, Florida Statutes, and at the direction of the City Commission for the City of Deerfield Beach, Florida, notice is hereby given by the City of Deerfield Beach, Florida, that the City is proposing to collect a previously imposed special assessment against your property for nuisance abatement services, using the tax bill collection method. The special assessment was levied against your property for the cost to the City of providing nuisance abatement services pursuant to Chapter 34, of the City's Code of Ordinances. The assessment levied against your property was based upon the actual cost to the City for providing the service, including all direct and indirect costs. However, the City will waive any interest on its liens when paid as a non-ad valorem assessment on the tax roll.

The Nuisance Abatement Services Assessment for your property which the City is proposing to collect on the 2022 tax roll is =\$\$ The total revenue the City will collect for the nuisance abatement services assessments for nuisance abatement services is estimated to be **\$23,400.20**. The nuisance abatement service assessments levied will be collected in the same manner as ad valorem taxes by the Broward County Department of Finance and Management Services and will appear on the "non-ad valorem" portion of the 2022 tax bill. If the property owner fails to pay this assessment when due, it will result in the sale of a tax certificate against the affected property and may subject the property owner to loss of title to the property.

All affected property owners have the right to appear and be heard at a public hearing held by the City Commission and have the right to file written objections with the City Clerk within twenty (20) days of this notice. **The public hearing is to be held on Wednesday, September 14, 2022 at 7:00 p.m. in the Commission Chambers, City Hall - 150 N.E. Second Avenue, Deerfield Beach, Florida.** At the hearing, the City Commission will consider comments and objections to collection of nuisance abatement services assessments in this manner and will approve the assessment roll as final. Upon the filing of such assessment roll with the Broward County Department of Finance and Management Services, the assessments shall stand as legal, valid and binding liens, co-equal with the lien of all state, county, district, and municipal taxes, superior in dignity to all other liens, titles, and claims, until paid. In accordance with the Americans with Disabilities Act, persons needing special accommodations should contact the City Clerk's office at 954-480-4200 at least two (2) days prior to the hearing.

In the event any person decides to appeal any decision by the City with respect to any matter relating to the consideration of the resolution at the above referenced public hearing, a record of the proceeding may be needed and in such event, such person may need to ensure that a verbatim record of the public hearing is made, which record includes the testimony and evidence on which the appeal is to be based.

EXHIBIT C

NOTICE OF PUBLIC HEARING REGARDING THE COLLECTION OF NUISANCE ABATEMENT SERVICES SPECIAL ASSESSMENTS ON THE 2022 TAX ROLL

Notice is hereby given that the City Commission of the City of Deerfield Beach, Florida ("Commission") will conduct a public hearing concerning the collection of nuisance abatement services assessments on the 2022 tax roll for the purpose of adopting the non-ad valorem assessment roll. The nuisance abatement services assessments were previously assessed against certain properties, which were declared public nuisances and located within the city boundaries of the City of Deerfield Beach, to recover the cost of providing nuisance abatement services to such properties. The assessments for each property were calculated based upon the actual cost of the abatement, plus administrative costs, 8% interest, and the cost of collection.

The public hearing will be held in the City Commission Chambers at City Hall located at 150 N.E. Second Avenue, Deerfield Beach, Florida at 7:00 p.m. on September 14, 2022 or as soon thereafter as the matter may be heard, for the purpose of receiving public comment on the proposed collection of the assessments. All affected property owners have a right to appear at the hearing and to file written objections with the Commission in care of the City Clerk within 20 days of this notice. If a person decides to appeal any decision made by the Commission with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to arrange for a court reporter to ensure that a verbatim record is made. In accordance with the Americans with Disabilities Act, persons needing special accommodations or an interpreter to participate in this proceeding should contact the City Clerk's office at 954-480-4200, at least two (2) days prior to the date of the hearing.

The assessments to be included as non-ad valorem assessments on the 2022 tax roll include the following:

EXHIBIT C – “CONTINUED”

NAME OF OWNER	PARCEL ID#	AMOUNT	MAILING ADDRESS
TOLEDANO PROPERTIES LLC	4743 31 00 0240	\$ 2416.60	50 E 28 ST APT 21E NEW YORK NY 10016-7980
KOWALSKI ANNE M EST	4843 07 12 0340	\$ 5325.40	1313 SE AVE DEERFIELD BEACH FL 33441
BP FOUNDATION LAND TR % KIRSCHBAUM LAW OFFICE LLC TRSTEE	4842 01 08 0040	\$ 2304.48	2240 PALM BEACH LAKES BLVD #250A WEST PALM BEACH FL 33409
PUDGY PELICAN CO LLC	4843 05 04 2250	\$ 878.12	2651 NE 49 ST LIGHTHOUSE POINT FL 33064
YING SEM P0%RAE FRANKS PA	4842 01 03 0940	\$ 1534.84	9534 EQUUS CIR, BOYNTON BEACH FL 33472
HOUSING & URBAN DEV %BECKER & POLIAKOFF PA	4842 10 03 3280	\$ 3092.60	121 ALHAMBRA PLAZA 10 TH Floor CORAL GABLES FL 33134
HOLDER DOROTHY L EST	4842 14 03 1140	\$ 4724.96	6510 BRAVA WAY BOCA RATON FL 33433
WILLIAMS, GAIL JULIET/811 SW TR LAND TRUST ASSISTANCE LLC TRSTEE	4842 12 16 0310	\$ 1851.20	4151 LAKE WORTH RD #6308 LAKE WORTH FL 33461
381 THE COVE LLC	4843 05 08 1090	\$ 1272.00	2500 N MILITARY TRL ST 100 BOCA RATON FL 33431
TOTAL		\$ 23400.20	

Copies of the assessment roll, showing the amount of the assessment to be imposed against each parcel of property, and the legal documentation relating to the assessment is available for inspection in the office of the City Clerk, located at 150 N.E. Second Avenue, Deerfield Beach, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2022, as authorized by Section 197.3632, Florida Statutes. Failure to pay the assessment will cause a tax certificate to be issued against the property, which may result in a loss of title.



City of Deerfield Beach

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

Face Sheet File Number: I.D. 2022-1502

Agenda Date: 9/14/2022

Status: PUBLIC HEARING

In Control: City Commission

Title

P.H. 2022-087: Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the City's purchase of the privately owned beach lot located at the north end of Deerfield Beach, legally described as Ocean Vue 3-34 B Lot 3 BLK 2, for \$315,000.00; authorizing execution of documents necessary to effectuate the purchase; providing for implementation and an effective date. (Funds from Account #399-0200-513-60-11 - Property Acquisition (FY23))

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Fiscal Impact

Costs: \$315,000.00 (plus closing costs)

Account Name: Property Acquisition

Account Number: 399-0200-513-60-11

Background/History

The City Commission has previously expressed an interest in the City acquiring privately owned beach lots located within the City, and has previously approved the City's purchase of privately owned beach lots.

Current Activity

Sue G. Gehrke, Ann Mannon Johnson and Steven R. Mannon (collectively, the "Owners") are the fee simple title holders, as tenants in common, of the approximately 9,938 square foot beach parcel located within the City and legally described as:

Lot 3, Block 2, OCEAN VUE, according to the plat thereof, as recorded in Plat Book 3, at page 34, of the Public Records of Broward County, Florida (the "Beach Lot").

A legal representative of the Owners contacted the City Attorney's Office regarding whether the City is interested in purchasing the Beach Lot from the Owners. City staff expressed interest in the City purchasing the Beach Lot, and the parties negotiated a purchase price of \$315,000.00 for the City purchase of the Beach Lot from the Owners. This amount is less than the assessed value of the Beach Lot provided by the Broward County Property Appraiser. The purchase and sale agreement (the "Purchase Agreement") provides for the City to purchase the Beach Lot from the Owners for \$315,000.00 (the "Beach Lot Purchase").

Pursuant to Section 38-125 of the City Code, the City Commission is authorized and empowered to

make a real property purchase upon the terms and conditions it deems to be in the best interest of the City provided that the City Commission holds a public hearing prior to approving the resolution authorizing the purchase. The enclosed Resolution approves the Beach Lot Purchase and authorizes execution of the Purchase Agreement.

Recommendation

Staff recommends consideration.

RESOLUTION NO. 2022/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING THE CITY'S PURCHASE OF THE PRIVATELY OWNED BEACH LOT LOCATED AT THE NORTH END OF DEERFIELD BEACH, LEGALLY DESCRIBED AS OCEAN VUE 3-34 B LOT 3 BLK 2, FOR \$315,000.00; AUTHORIZING EXECUTION OF DOCUMENTS NECESSARY TO EFFECTUATE THE PURCHASE; PROVIDING FOR IMPLEMENTATION AND AN EFFECTIVE DATE

WHEREAS, Sue G. Gehrke, Ann Mannon Johnson and Steven R. Mannon (collectively, the "Owners") are the fee simple title holders, as tenants in common, of the approximately 9,938 square foot beach parcel located within the City and legally described as:

Lot 3, Block 2, OCEAN VUE, according to the plat thereof, as recorded in Plat Book 3, at page 34, of the Public Records of Broward County, Florida (the "Beach Lot"); and

WHEREAS, a legal representative of the Owners contacted the City Attorney's Office regarding whether the City is interested in purchasing the Beach Lot from the Owners; and

WHEREAS, City staff expressed interest in the City purchasing the Beach Lot, and the parties negotiated a purchase price of \$315,000.00 for the City purchase of the Beach Lot from the Owners; and

WHEREAS, pursuant to Section 38-125 of the City Code, the City Commission is authorized and empowered to make a real property purchase upon the terms and conditions it deems to be in the best interest of the City provided that the City Commission holds a public hearing prior to approving the resolution authorizing the purchase; and

WHEREAS, the purchase and sale agreement, attached as Exhibit "A", (the "Purchase Agreement") provides for the City to purchase the Beach Lot from the Owners for \$315,000.00 (the "Beach Lot Purchase"), which is less than the assessed value of the Beach Lot provided by the Broward County Property Appraiser; and

WHEREAS, it is the policy of the City and in the best interest of its citizens that the City gain ownership of the beaches with the City as a resource for its residents; and

WHEREAS, the City Commission finds the purchase price to be fair and the Beach Lot Purchase to be in the best interest of the residents of the City of Deerfield Beach.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above referenced “Whereas” clauses are true and correct and made a part hereof.

Section 2. The City Commission hereby approves the Beach Lot Purchase in the amount of \$315,000.00.

Section 3. The Mayor and City Manager are authorized to execute the Purchase Agreement, attached as Exhibit “A”, together with such non-substantial changes as are acceptable to the City Manager and approved as to form and legal sufficiency by the City Attorney. The City Manager and appropriate City officials are authorized to take all necessary actions to implement the Beach Lot Purchase.

Section 4. That the appropriate City officials are authorized to execute all documents deemed necessary by the City Attorney to implement the intent of this Resolution and to provide for payment as indicated in the Purchase Agreement. Funds for the Beach Lot Purchase are authorized to be expended from all legally available City funds.

Section 5. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2022.

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CITY CLERK

PURCHASE AND SALE AGREEMENT

This Purchase and Sale Agreement (“Agreement”) is entered into as of the ____ day of September, 2022, by and between the City Of Deerfield Beach, a Florida municipal corporation, hereinafter referred to as “Buyer” or “City”, whose address is 150 NE 2nd Avenue, Deerfield Beach, FL 33441, and Sue G. Gehrke, Ann Mannon Johnson and Steven R. Mannon, and their successors in interest, hereinafter referred to collectively as “Sellers”, whose mailing address for this Agreement is 4800 N. Federal Highway, Suite D306, Boca Raton, FL 33431.

WHEREAS, Sellers are the fee simple title holders, as tenants in common, of the approximately 9,938 square foot beach parcel located within the City, and further described in Exhibit “1”; and

WHEREAS, Buyer desires to purchase the beach parcel and Seller desires to sell the beach parcel upon the terms and conditions set forth in this Agreement.

NOW, THEREFORE, for and in consideration of the mutual covenants and promises contained herein and of other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Buyer and Sellers agree as follows:

1. Recitals. The foregoing Recitals are true and correct, incorporated into this Agreement, and agreed by the parties.

2. Realty. Sellers agree to sell to Buyer that certain real property comprising approximately 9,938 square feet of land described in Exhibit “1”, together with all tenements, hereditaments, privileges, servitudes, rights-of-reverter, riparian rights and other rights appurtenant to said real property, all fill and top soil thereon, all oil, gas and mineral rights possessed by Sellers, and all right, title and interest of Sellers, and all right, title and interest of Sellers in and to any and all streets, roads, highways, easements, drainage rights, or rights-of-way, appurtenant to the real property, and all right, title and interest of Sellers in and to any and all covenants, restrictions, and agreements benefiting the real property (all of the foregoing being referred to as the “Property”).

3. Purchase Price. Buyer agrees to pay Sellers the total sum of Three Hundred Fifteen Thousand (US \$315,000.00) for the Property to be paid at closing by check or wire transfer.

4. Conveyance of Title; Permitted Exceptions. Sellers shall convey title by Warranty Deed to City on the Closing Date (i.e. October 20, 2022 or a mutually agreed upon closing date before or after October 20, 2022, but no later than December 1, 2022), fee simple title to the Property subject only to the following: (i) zoning restrictions, prohibitions, and other requirements imposed by governmental authority; (ii) restrictions and matters appearing on the plat or otherwise common to the subdivision; (iii) public utility easements of record; (iv) taxes for the year after closing; (v) the rights, if any, of the public to use as a public beach or recreation area any part of the land lying between the body of water abutting the subject property and the natural line of vegetation, bluff, extreme high water line, or other apparent boundary lines separating the publicly used area from the upland private area; (vi) Resolution of Trustees of the Internal Improvement Trust Fund of the State of Florida establishing an Erosion Control Line, as recorded on June 11,

1998 in Official Records Book 28378, page 534, of the Public Records of Broward County, Florida; and (vii) Broward County Ordinance No. 2002-61, recorded in Official Records Book 34145, page 1891, of the Public Records of Broward County, Florida, (collectively, the "Permitted Exceptions"), and such additional matters as otherwise may be permitted by the City. The City agrees to accept title to the Property subject only to the Permitted Exceptions and such additional matters as otherwise may be permitted by the City. Said Warranty Deed shall include and encompass all of the Sellers' rights, title and interest in and to any appurtenant or reversionary rights therein or thereon and in any streets, rights-of-way, dedications or easements within the said lands, or on the perimeter thereof, or any parcel thereof.

5. Right to Inspect. The City shall have ten (10) business days from full execution of this Agreement ("Inspection Period") to have such inspections of the Property performed as City shall desire, at the City's cost, including an environmental inspection. During the Inspection Period, Sellers shall make the Property readily available as necessary for such purposes. If the City determines, in City's sole discretion based on the inspections, that the Property is not acceptable to City, City may cancel the purchase contemplated herein by delivering written notice of such election (along with a copy of the inspections) to Sellers' counsel (at the address specified in Section 13) prior to the expiration of the Inspection Period. If City timely cancels the purchase contemplated herein, City and Sellers shall be released of all further obligations under this Agreement, except as otherwise provided herein.

6. Evidence of Title. The City shall procure a certified title search and shall, at the City's sole expense, cause a title insurance commitment to be prepared by the City's counsel with an owner's policy of title insurance to be issued to City after closing.

7. Marketable Title. Sellers shall convey a marketable title, subject only to the Permitted Exceptions set forth in this Agreement and those that shall be discharged by Seller at or before closing. Marketable title shall be determined according to the applicable Title Standards adopted by The Florida Bar and in accordance with law. The City shall have five (5) days from the date of receiving evidence of title to examine same.

8. Additional Title Exceptions Set Forth in Commitment. If the Commitment contains any exceptions other than the Permitted Exceptions referred to in paragraphs 4 (i) through (vii) as determined by the City in the City's sole discretion, the City shall deliver written notice to Sellers specifying such objections. Upon receipt of the notice, Sellers shall have five (5) days in which to remove the additional exceptions with reasonable effort and reasonable expenditures.

9. Failure to Remove Title Objections. If Sellers fail to remove for any reason any such objections within five (5) days after notice to Seller, the City may elect by giving written notice to Seller, which notice must be received by Sellers before the date that is three (3) days after the end of such five (5) day period, either to (i) reject title as it then exists and terminate this Agreement and thereupon this Agreement shall cease and terminate and the parties shall have no further rights, duties, or obligations under this Agreement, except for those rights, duties and obligations that specifically survive termination of this Agreement and the City's deposit (if any) shall be refunded; or (ii) waive such objections and proceed with the Closing and accept the Property subject to such exceptions as Permitted Exceptions without reduction of the purchase price (as set forth above in Paragraph 3); or (iii) accept the title as it then is, but with a credit against the purchase price in an amount equal to the anticipated cost of eliminating or curing the

title defects, to the extent that they may be eliminated or cured by the payment of money, provided that any such credit against the purchase price shall not exceed \$10,000.00. If the City fails to send any notice by the required date, the City shall be deemed to have waived the objections to such exceptions and shall proceed to the Closing as provided by this Agreement.

10. Additional Exceptions Set Forth in Title Endorsement. If any subsequent endorsement to the Commitment reveals any additional exceptions not permitted by this Agreement arising after the effective date of the Commitment, Sellers shall have five (5) days in which to remove such additional exceptions, subject to the limitations set forth above. If Sellers are unable to remove such additional exceptions, the City shall have the same rights and remedies as provided above, except that the Closing shall not be extended more than ten (10) days to permit Seller to cure any such additional exceptions.

11. Seller's Covenants. During the term of this Agreement, Sellers shall not, without in each instance first obtaining the City's written consent, which may be withheld in the City's sole discretion, consent to or permit (i) any modifications to existing easements, covenants, conditions, restrictions, or rights of way affecting the Property, (ii) any new easements, covenants, conditions, restrictions, or rights of way affecting the Property, (iii) any zoning changes or other changes of governmental approvals, (iv) any modifications to or future advances under any existing liens, mortgages, deeds of trust or other encumbrances on the Property, or (v) any new liens, mortgages, deeds of trust, or other encumbrances on the Property. Sellers warrant and represent that no person is living on or occupying the Property, that there is no tenant in possession of the Property, that there are no unrecorded agreements or unrecorded easements and that there are no leases or other agreements and understandings affecting possession, use or occupancy of the Property, other than as provided in this Agreement.

12. Deletion of Standard Exceptions. Seller and the City each agree to provide reasonable affidavits and documentation to delete all Schedule B-I requirements, the "gap" exception, and the construction lien exceptions from the Commitment at Closing. Seller and the City each shall be responsible for satisfying those Schedule B-I requirements applicable to each of them.

13. Payment; Recording Costs. Unless otherwise cancelled pursuant to the provisions set forth herein, the City shall pay a total of Three Hundred Fifteen Thousand US Dollars (US \$315,000.00) for the Property at Closing, payable to the Sweetapple, Broeker & Varkas Trust Account (Payee), care of Robert Sweetapple, Esq., Sweetapple, Broeker & Varkas, P.L., 4800 N. Federal Highway, Suite D306, Boca Raton, FL 33431, who shall be responsible to disburse to the Sellers. Any and all prorations, taxes or assessments shall be prorated through the date of execution of this Agreement and shall serve as either a debit or credit to the Purchase Price. All recording costs shall be paid by City.

14. Documentary Stamp Taxes. Sellers will be responsible for the payment of all applicable documentary stamp taxes to the State of Florida.

15. Removal of Personal Property. Within ten (10) days of execution of this Agreement or such earlier time period as agreed to in writing by the parties, Sellers shall remove all personal property from the Property and shall assure that said personal property, and all other personal property on the Property, does not leave any contaminants on the Property and if there are any such contaminants, Sellers shall be jointly and severally liable for their clean up as required by law. This covenant shall survive the closing of this Property.

16. Broker Fees. Sellers and Buyer warrant that no persons, firms, corporations or other entities are entitled to a real estate fee or commission claimed due pursuant to this transaction or subsequent related closing.

17. Possession. Sellers shall deliver possession of the Property to the Buyer at closing.

18. Successors and Assigns. This Agreement shall be binding against Sellers, and all known and unknown parties claiming by, through, under, and against Sellers, as well as their successors and assigns. This covenant shall survive the closing of this Property.

19. Entire Agreement. This Agreement contains the entire agreement between the parties hereto as it pertains to the subject matter contained herein and shall supersede and take precedence over any and all prior and contemporaneous agreements and understandings between the parties hereto.

[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the Buyer and Sellers have duly executed this Agreement as of the day and year above written.

Witness:

Print Name

Print Name _____

Witness:

Print Name

Print Name _____

Witness:

Print Name

SELLERS

By: _____

Name: Sue G. Gehrke

By: _____

Name: Ann Mannon Johnson

By: _____

Name: Steven R. Mannon

BUYER:

Attest:

CITY OF DEERFIELD BEACH,
FLORIDA, a Florida municipal corporation

Name: _____
Title: _____

By: _____
Name: _____
Title: _____

Approved as to Form and Legal Sufficiency
for the use of and reliance by the City of
Deerfield Beach only:

Anthony C. Soroka, City Attorney

DRAFT

EXHIBIT “1”

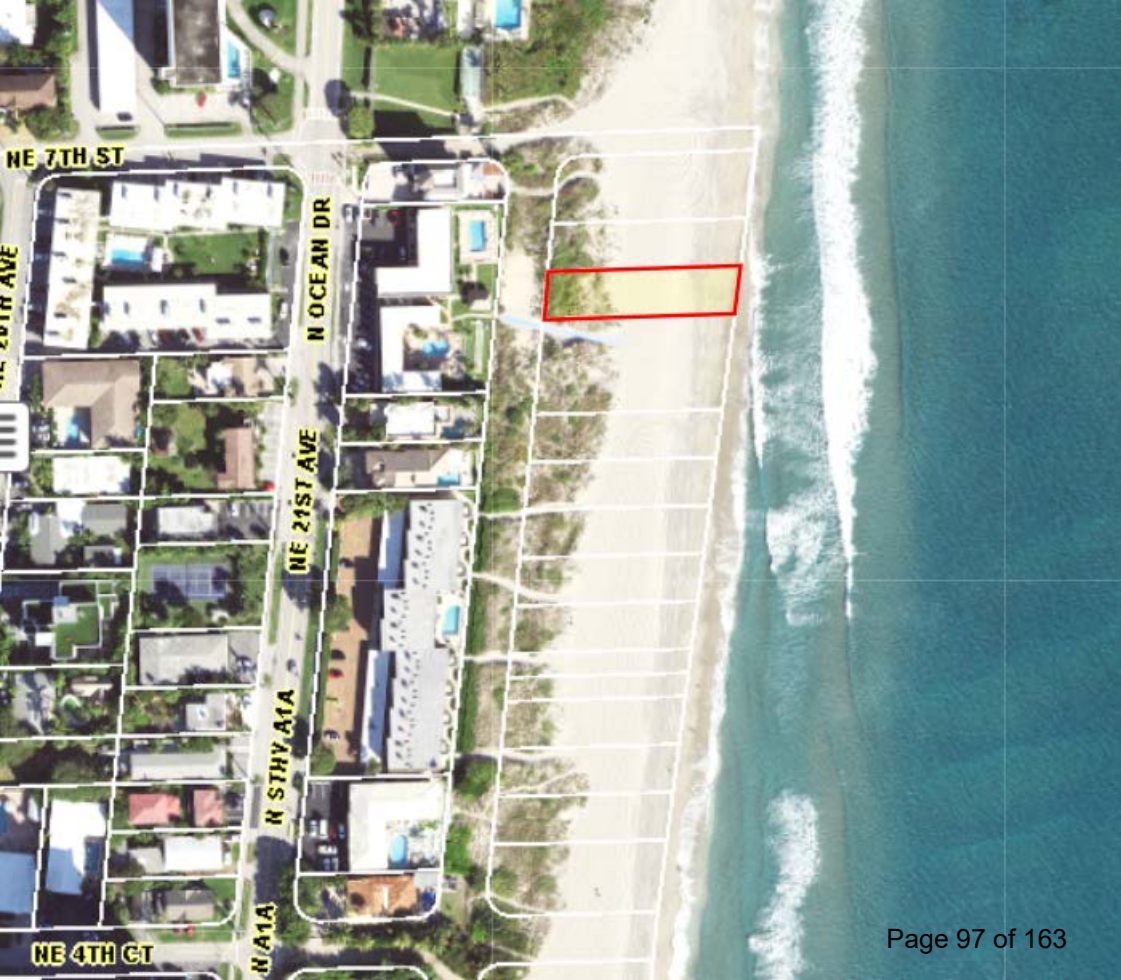
PROPERTY

Legal Description:

Lot 3, Block 2, OCEAN VUE, according to the plat thereof, as recorded in Plat Book 3, at page 34, of the Public Records of Broward County, Florida.

Parcel Id: 484305020060

DRAFT





Site Address	N OCEAN DRIVE, DEERFIELD BEACH FL 33441	ID #	4843 05 02 0060
Property Owner	GEHRKE, SUE G JOHNSON, ANN & MANNON, STEVEN R	Millage	1111
Mailing Address	7171 CHAMBERLIN RD DEXTER MI 48130	Use	97
Abbr Legal Description	OCEAN VUE 3-34 B LOT 3 BLK 2		

The just values displayed below were set in compliance with [Sec. 193.011](#), Fla. Stat., and include a reduction for costs of sale and other adjustments required by [Sec. 193.011\(8\)](#).

* 2022 values are considered "working values" and are subject to change.

Year	Land	Building / Improvement	Just / Market Value	Assessed / SOH Value	Tax
2022*	\$337,890		\$337,890	\$24,160	
2021	\$337,890		\$337,890	\$21,970	\$2,493.64
2020	\$337,890		\$337,890	\$19,980	\$2,478.93

2022* Exemptions and Taxable Values by Taxing Authority

	County	School Board	Municipal	Independent
Just Value	\$337,890	\$337,890	\$337,890	\$337,890
Portability	0	0	0	0
Assessed/SOH	\$24,160	\$337,890	\$24,160	\$24,160
Homestead	0	0	0	0
Add. Homestead	0	0	0	0
Wid/Vet/Dis	0	0	0	0
Senior	0	0	0	0
Exempt Type	0	0	0	0
Taxable	\$24,160	\$337,890	\$24,160	\$24,160

Sales History				Land Calculations		
Date	Type	Price	Book/Page or CIN	Price	Factor	Type
1/13/2022	PRD-T	\$100	117895303	\$34.00	9,938	SF
				Adj. Bldg. S.F.		

Special Assessments

Fire	Garb	Light	Drain	Impr	Safe	Storm	Clean	Misc
11								
L								
1								



City of Deerfield Beach

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

Face Sheet File Number: I.D. 2022-1510

Agenda Date: 9/14/2022

Status: PUBLIC HEARINGS –
SECOND READING

In Control: City Commission

Title

P.H. 2022-084: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING CHAPTER 2 "ADMINISTRATION," ARTICLE II "BOARDS, COMMITTEES, COMMISSIONS," OF THE CITY CODE OF ORDINANCES BY CREATING DIVISION 19 "AFRICAN AMERICAN HERITAGE COMMITTEE" TO ESTABLISH THE AFRICAN AMERICAN HERITAGE COMMITTEE AND PROVIDE FOR ITS PURPOSE AND MEMBERSHIP; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Recommended Action

Commission to vote on Ordinance

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

On October 20, 2020, the City Commission adopted Resolution No. 2020/146 which created the African American Heritage Board as a special purpose limited time advisory Board. This Board is empowered to provide recommendations and input to the City Commission for events recognizing and celebrating African American History relating to Martin Luther King Jr. Day, Juneteenth, and Black History Month.

The current Board consists of no more than nine members (the Mayor and each District Commissioner appoint one member and the District 2 Commissioner can appoint up to five) and it sunsets on September 30, 2022. With this special purpose Board sunseting and current members' terms expiring, the Board has requested to be made a permanent City Advisory Committee.

ORDINANCE NO. 2022/

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING CHAPTER 2 “ADMINISTRATION,” ARTICLE II “BOARDS, COMMITTEES, COMMISSIONS,” OF THE CITY CODE OF ORDINANCES BY CREATING DIVISION 19 “AFRICAN AMERICAN HERITAGE COMMITTEE” TO ESTABLISH THE AFRICAN AMERICAN HERITAGE COMMITTEE AND PROVIDE FOR ITS PURPOSE AND MEMBERSHIP; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE

WHEREAS, on October 20, 2020, the City Commission adopted Resolution No. 2020/146, (the “Resolution”) which created the African American Heritage Board (the “Board”) in accordance with Section 3.12(2) of the City Charter; and

WHEREAS, the Board was established as a special purpose limited time advisory board, with the purpose of providing recommendations to the City for events to celebrate and promote African American history; and

WHEREAS, the Board is scheduled to sunset on September 30, 2022; and

WHEREAS, the Board has requested to be made a permanent advisory committee of the City; and

WHEREAS, the City Commission deems it to be in the best interest of the City to amend the City Code, in the manner set forth in this Ordinance, to establish the African American Heritage Committee.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above “WHEREAS” clauses are true and correct and are incorporated and made a part of this Ordinance.

Section 2. Chapter 2 “Administration,” Article II “Boards, Committees, Commissions,” Division 19 “African American Heritage Committee” of the City Code of Ordinances is hereby created to read as follows¹:

Chapter 2 – ADMINISTRATION

¹ Additions to existing City Code text are shown in underline. Deletions to existing City Code text are shown in ~~striketrough~~. Changes to the Ordinance made at First Reading are shown in grey shading.

ARTICLE II – BOARDS, COMMITTEES, COMMISSIONS

DIVISION 19. AFRICAN AMERICAN HERITAGE COMMITTEE

Section 2-211. Creation of African American Heritage Committee.

The African American Heritage Committee is hereby created. The Committee is empowered to provide recommendations and input to the City Commission for events recognizing and celebrating African American history relating to Martin Luther King Jr. Day, Juneteenth, and Black History Month. The Committee shall make recommendations with the inclusion of, and celebration by, the entire community in mind. The Committee may make recommendations to the City regarding the arrangement of the events, including but not limited to the distribution of tickets and general promotion of the events, but shall not be empowered to contract for such events. The Committee may recommend various expenditures that may be incurred in connection with the events, but shall not have the authority to expend funds. Such expenditures shall only be incurred upon prior approval of the City Manager or City Commission, as applicable.

Section 2-212. Members; terms; appointments; qualifications of members; organization.

The Committee shall be composed of no more than ~~nine~~ eleven members. Each member shall serve without compensation. The Mayor and each City Commissioner may appoint ~~a one~~ regular member and ~~one~~ alternate member to the Committee, except that the ~~District 2 Commissioner~~ Mayor may appoint ~~up to five~~ one additional alternate members (for a maximum of three Mayor appointees) to the Committee. All appointments shall be subject to approval by a majority of the City Commission. Committee members shall be residents of the City and shall serve two-year terms. A member may be removed from the Committee with or without cause by the Commissioner who appointed the member. A majority of the Committee members appointed shall constitute a quorum. Minutes and records shall be kept of all meetings of the Committee and all meetings shall be public.

Section 3. All Sections or parts of Sections of the Code of Ordinances, all ordinances or parts of ordinances, and all Resolutions, or parts of Resolutions, in conflict with this Ordinance are repealed to the extent of such conflict.

Section 4. That the provisions of this Ordinance are declared to be severable, and, if any section, sentence, clause and/or phrase of this Ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance, which shall remain in effect, it being the legislative intent that this Ordinance shall stand despite the invalidity of any part.

Section 5. It is the intention of the City Commission and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the City Code of the City of Deerfield Beach, and that the sections of this Ordinance may be renumbered to accomplish such intent.

Section 6. That this Ordinance shall be effective immediately upon adoption on second reading.

PASSED 1ST READING ON THIS _____ DAY OF _____, 2022.

PASSED 2ND READING ON THIS _____ DAY OF _____, 2022.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CITY CLERK

**CITY OF DEERFIELD BEACH, FLORIDA
NOTICE OF PUBLIC HEARING**

YOU ARE HEREBY NOTIFIED that a public hearing will be before the City Commission on **Wednesday, September 14, 2022** at 7:00 p.m. in the City Commission Chambers, City Hall, 150 NE 2nd Avenue, Deerfield Beach, Florida and utilizing communications media technology with some City staff participating through video conferencing via Zoom (virtual meeting), to consider the adoption of the following ordinance:

P.H. 2022-084: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING CHAPTER 2 "ADMINISTRATION," ARTICLE II "BOARDS, COMMITTEES, COMMISSIONS," OF THE CITY CODE OF ORDINANCES BY CREATING DIVISION 19 "AFRICAN AMERICAN HERITAGE COMMITTEE" TO ESTABLISH THE AFRICAN AMERICAN HERITAGE COMMITTEE AND PROVIDE FOR ITS PURPOSE AND MEMBERSHIP; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Copies of the Ordinances are available for public inspection in the City Clerk's Office, 150 N.E. 2nd Avenue, Deerfield Beach, Florida 33441. All interested persons are urged to attend the Public Hearing(s) in person, virtually, send a representative or express their views by letter.

You may either be present in person at the Public Hearing(s) or attend online or by phone virtually utilizing Zoom, represented by counsel or letter. All interested persons take due notice of the time and place of the Public Hearing(s) and govern yourselves accordingly.

Any person who decides to appeal any decision of the City Commission with respect to any matter considered at this meeting would need a record of the proceedings. And for such purpose, may need to ensure that verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring auxiliary aids and services at this meeting may contact the City Clerk's Office at (954) 480-4213 at least 24 hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service by using the following numbers: 1-800-955-8770 or 1-800-955-8771.

**BY: SAMANTHA GILLYARD, CMC,
CITY CLERK**

Publish: Sun-Sentinel
Friday, September 2, 2022



City of Deerfield Beach

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

Face Sheet File Number: I.D. 2022-1511

Agenda Date: 9/14/2022

Status: PUBLIC HEARINGS –
SECOND READING

In Control: City Commission

Title

P.H. 2022-085: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING ARTICLE IV “DEPARTMENTS, DIVISIONS, OFFICES AND AGENCIES” OF CHAPTER 2 “ADMINISTRATION” OF THE CITY CODE OF ORDINANCES TO REVISE THE NAMES OF CITY DEPARTMENTS AND PROVIDE FOR ORGANIZATIONAL CHARTS TO BE INCLUDED IN THE ANNUAL BUDGET; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Recommended Action

Commission to vote on Ordinance

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Current Activity

Section 4.04 of the City Charter provides that the City Commission shall, in its discretion, establish by ordinance the administrative organization of the City with such departments, offices, agencies, authorities, and boards as it deems necessary from time to time. Article IV of Chapter 2 of the City Code provides for City administration and includes a list of the City departments and organizational charts for certain departments.

Staff recommends the City Commission adopt this Ordinance amending City Code Section 2-246 to reflect the current names of City departments and amending City Code Section 2-247 to remove the organizational charts and provide for the organization charts to be included in the annual budget.

Recommendation

Recommend approval.

ORDINANCE NO. 2022

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING ARTICLE IV “DEPARTMENTS, DIVISIONS, OFFICES AND AGENCIES” OF CHAPTER 2 “ADMINISTRATION” OF THE CITY CODE OF ORDINANCES TO REVISE THE NAMES OF CITY DEPARTMENTS AND PROVIDE FOR ORGANIZATIONAL CHARTS TO BE INCLUDED IN THE ANNUAL BUDGET; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE

WHEREAS, Section 4.04 of the City Charter provides that the City Commission shall, in its discretion, establish by ordinance the administrative organization of the City with such departments, offices, agencies, authorities, and boards as it deems necessary from time to time; and

WHEREAS, Article IV of Chapter 2 of the City Code provides for City administration and includes a list of the City departments and organizational charts for certain departments; and

WHEREAS, staff recommends the City Commission adopt this Ordinance amending City Code Section 2-246 to reflect the current names of City departments and amending City Code Section 2-247 to remove the organizational charts and provide for the organization charts to be included in the annual budget.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AS FOLLOWS:

Section 1. The above “WHEREAS” clauses are true and correct and are made a part of this Ordinance.

Section 2. Chapter 2 “Administration” of the City Code of Ordinances is hereby amended to read as follows¹:

Chapter 2 ADMINISTRATION

ARTICLE IV. DEPARTMENTS, DIVISIONS, OFFICES AND AGENCIES

Sec. 2-246. City government administration. The City Commission shall in its discretion establish by ordinance the administrative organization of the City with such departments, offices, agencies, authorities, and boards as it deems necessary from time to time.

¹ Additions to existing City Code text are shown in underline. Deletions to existing text are shown in ~~strikethrough~~.

- (1) Office of the city manager.
 - ~~(a) Community development division.~~
 - ~~(b) Public information office.~~
 - ~~(c) Purchasing and contract administration division.~~
- (2) Office of the city clerk.
- (3) Community redevelopment agency.
- (4) Community services department
- (5) Economic development department.
- (46) Environmental services department.
- (57) Financial services department.
- (68) Human resources department.
- (79) Information technology services department.
- (810) Parks and recreation department.
- (911) Planning and development services department.
- (12) Public affairs and marketing department.
- (13) Public safety department
- (140) ~~Recycling and solid waste~~ Sustainable management department.

Sec. 2-247. Creation of subdivisions and sections within the departments.

The city manager shall be responsible for the creation and establishment of subdivisions and sections within the departments created in this article, which subdivisions and sections shall facilitate the effective administration of the city. The city manager shall prepare an organizational chart, which shall be included within the annual budget, ~~which that~~ reflects the departments and divisions created by this article and the subdivisions and sections thereunder as established by the city manager.

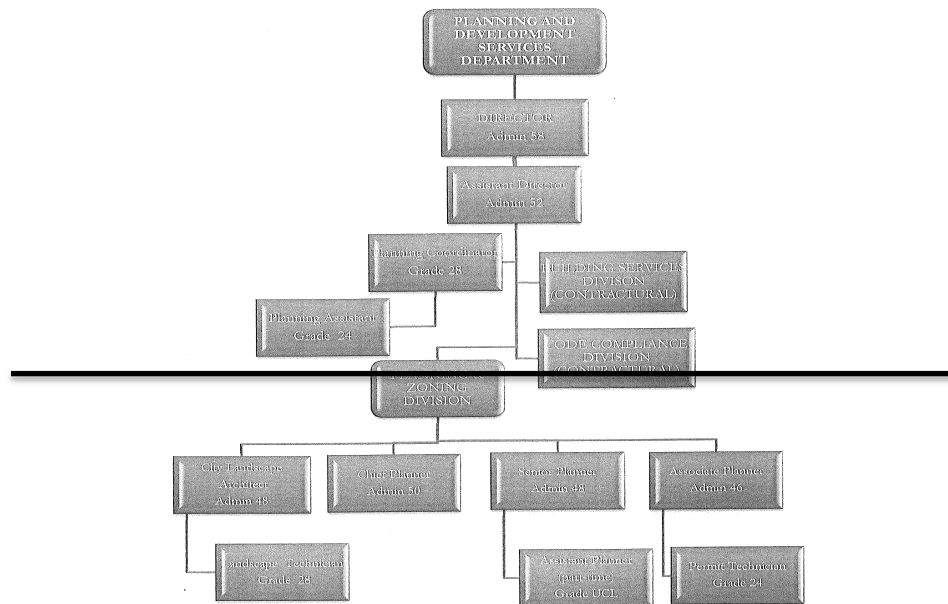
[illegible]

```
graph TD; A[CAPITAL IMPROVEMENTS DIVISION] --> B[Capital Project Engineer  
Admin 56]; B --> C[Construction Project Manager  
Admin 48]; C --> D[Division Secretary  
Grade 22];
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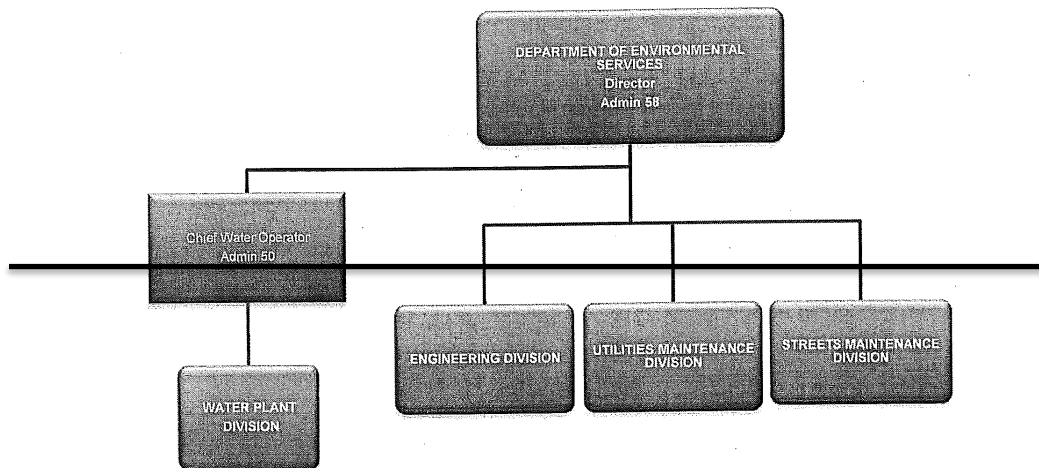
Organizational chart for the Capital Improvements Division:

- CAPITAL IMPROVEMENTS DIVISION
 - Capital Project Engineer Admin 56
 - Construction Project Manager Admin 48
 - Division Secretary Grade 22

**Planning and Development Services Department
Planning and Zoning Division
Organization Chart**

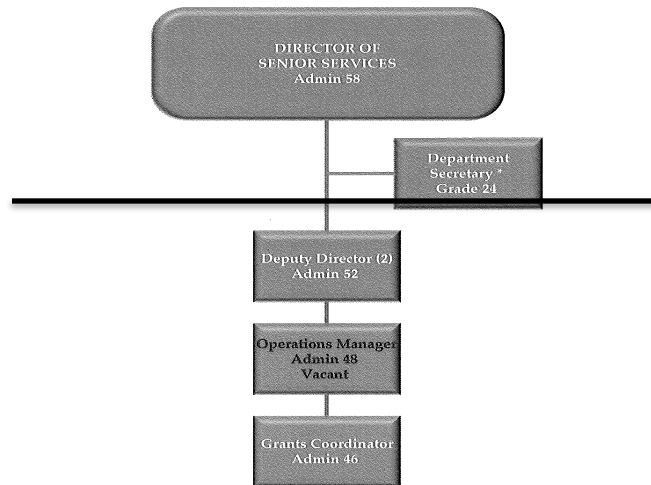


**Department of Environmental Services
Organization Chart**



- ~~The Environmental Services Director Position has been permanently removed~~
- ~~The Facilities and Capital Divisions have been moved under Purchasing~~

Department of Senior Services
Administration Organization Chart



~~*Department Secretary supervises Administrative Support Specialist and Office Specialist in Senior Center and Office Assistant in Alzheimer's-~~

Secs. 2-248—2-270. Reserved.

Section 3. All Sections or parts of Sections of the Code of Ordinances, all ordinances or parts of ordinances, and all Resolutions, or parts of Resolutions, in conflict with this Ordinance are repealed to the extent of such conflict.

Section 4. The provisions of this Ordinance are declared to be severable, and, if any section, sentence, clause and/or phrase of this Ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance, which shall remain in effect, it being the legislative intent that this Ordinance shall stand despite the invalidity of any part.

Section 5. It is the intention of the City Commission and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the City Code of the City of Deerfield Beach, and that the sections of this Ordinance may be renumbered to accomplish such intent.

Section 6. That this Ordinance shall take effect immediately upon adoption on second reading.

PASSED 1ST READING ON THIS ____ DAY OF _____, 2022.

PASSED 2ND READING ON THIS ____ DAY OF _____, 2022.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CITY CLERK

**CITY OF DEERFIELD BEACH, FLORIDA
NOTICE OF PUBLIC HEARING**

YOU ARE HEREBY NOTIFIED that a public hearing will be before the City Commission on **Wednesday, September 14, 2022** at 7:00 p.m. in the City Commission Chambers, City Hall, 150 NE 2nd Avenue, Deerfield Beach, Florida and utilizing communications media technology with some City staff participating through video conferencing via Zoom (virtual meeting), to consider the adoption of the following ordinance:

P.H. 2022-085: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING ARTICLE IV “DEPARTMENTS, DIVISIONS, OFFICES AND AGENCIES” OF CHAPTER 2 “ADMINISTRATION” OF THE CITY CODE OF ORDINANCES TO REVISE THE NAMES OF CITY DEPARTMENTS AND PROVIDE FOR ORGANIZATIONAL CHARTS TO BE INCLUDED IN THE ANNUAL BUDGET; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Copies of the Ordinances are available for public inspection in the City Clerk’s Office, 150 N.E. 2nd Avenue, Deerfield Beach, Florida 33441. All interested persons are urged to attend the Public Hearing(s) in person, virtually, send a representative or express their views by letter.

You may either be present in person at the Public Hearing(s) or attend online or by phone virtually utilizing Zoom, represented by counsel or letter. All interested persons take due notice of the time and place of the Public Hearing(s) and govern yourselves accordingly.

Any person who decides to appeal any decision of the City Commission with respect to any matter considered at this meeting would need a record of the proceedings. And for such purpose, may need to ensure that verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring auxiliary aids and services at this meeting may contact the City Clerk’s Office at (954) 480-4213 at least 24 hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service by using the following numbers: 1-800-955-8770 or 1-800-955-8771.

**BY: SAMANTHA GILLYARD, CMC,
CITY CLERK**

Publish: Sun-Sentinel
Friday, September 2, 2022



City of Deerfield Beach

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

Face Sheet File Number: I.D. 2022-1512

Agenda Date: 9/14/2022

Status: PUBLIC HEARINGS –
SECOND READING

In Control: City Commission

Title

P.H. 2022-086: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING CHAPTER 38 "FINANCE AND TAXATION," ARTICLE VI "MISCELLANEOUS FEES," OF THE CITY CODE OF ORDINANCES BY CREATING SECTION 38-182 "TRANSACTION CONVENIENCE FEES" TO PROVIDE FOR THE IMPLEMENTATION OF A CONVENIENCE FEE FOR USE OF A CREDIT CARD, BANK DEBIT CARD, CHARGE CARD, AND ELECTRONIC FUNDS TRANSFER FOR PAYMENTS TO THE CITY OF DEERFIELD BEACH; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Recommended Action

Commission to vote on Ordinance

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

Pursuant to Section 215.322, Fla. Stat., the City, in the interest of convenience to its customers, has made the ability to transact business with various City agencies more accessible by accepting payment via City approved credit cards, charge cards, bank debit cards, and electronic funds transfers (EFT). The City has been absorbing fees from the financial and merchant institutions for all credit card, charge card, debit cards or EFT payments processed. In order to help defray the costs incurred by the City when authorizing payments by any of these methods and pursuant to Section 215.322, Fla. Stat., the City is recommending a convenience fee or surcharge be imposed. The convenience fee will be imposed upon the payment of City rates, fees, and charges, including, but not limited to, cost recovery charges, permit and license fees, local business tax receipts, park and recreation fees, code enforcement fines and costs, service charges, or other fees, charges and revenues prescribed for payment to the City (collectively referred to as City Fees).

Current Activity

If the Commission approves the Ordinance, a customer who pays a City Fee via approved credit card, charge card, bank debit card, or EFT, will pay any reasonable service charge or convenience fee charged by the financial institution, credit card company, or other entity for the processing of such payments in an amount sufficient to pay the service charge or convenience fee charged by the financial institution, credit card company, or other entity for such services. The service charge or convenience fee will be separate and in addition to the City Fee, shipping and handling costs and any other rate, fee or charge authorized by applicable law. The service charge or convenience fee will not exceed the total cost imposed on the City for such services by the financial institution, credit card company, or other entity.

Adding a convenience fee to all credit card, charge card, debit card, and other EFT transactions

processed will reduce the City's costs for providing said services. In the event of a refund or reconciliation of payment made by the cardholder, the convenience fee will not be included in any refund.

The convenience fee will be disclosed prior to the completion of the transaction, for the customer to decide whether to cancel the transaction or pay by other methods.

Recommendation

Staff recommends approval of the ordinance and for the convenience fee charges to take effect with implementation of software program updates to enable processing of convenience fees.

ORDINANCE NO. 2022/

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING CHAPTER 38 "FINANCE AND TAXATION," ARTICLE VI "MISCELLANEOUS FEES," OF THE CITY CODE OF ORDINANCES BY CREATING SECTION 38-182 "TRANSACTION CONVENIENCE FEES" TO PROVIDE FOR THE IMPLEMENTATION OF A CONVENIENCE FEE FOR USE OF A CREDIT CARD, BANK DEBIT CARD, CHARGE CARD, AND ELECTRONIC FUNDS TRANSFER FOR PAYMENTS TO THE CITY OF DEERFIELD BEACH; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE

WHEREAS, Section 215.322, Fla. Stat., was created to permit local governments to impose a convenience fee on credit cards, bank debit cards, charge card, and electronic funds transfers ("EFT") (collectively, "Credit/Debit Cards") transactions to pay the service fee charges imposed when a person uses a credit or debit card or EFT for the payment of taxes, fees, fines, penalties, court-ordered payments, court costs or other legislatively prescribed fees and charges; and

WHEREAS, pursuant to Section 215.322, Fla. Stat., the City of Deerfield Beach ("City"), in the interest of convenience to its customers, has made the ability to transact business with various City agencies more accessible by accepting payment via City approved Credit/Debit Cards; and

WHEREAS, the City has been absorbing fees from the financial and merchant institutions for Credit/Debit Cards payments the City processes; and

WHEREAS, adding a convenience fee to all Credit/Debit Cards transactions will reduce the City's costs for providing its services; and

WHEREAS, City staff is proposing to amend the City Code to allow the City to pass the transaction convenience fee that financial institutions charge the City through to those credit/debit card holders who elect to make payments with those Credit/Debit Cards to defray the costs the City incurs; and

WHEREAS, the City Commission has determined that it is in the best interests of the City to amend the City Code by creating Section 38-182, "Transaction Convenience Fees," to provide for the implementation of a pass through of Credit/Debit Cards transaction convenience fees that are charged by financial institutions to the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above “WHEREAS” clauses are true and correct and are incorporated and made a part of this Ordinance.

Section 2. Chapter 38 “Finance and Taxation,” Article VI “Miscellaneous Fees,” Section 38-182 “Transaction Convenience Fees,” of the City Code of Ordinances is hereby created to read as follows¹:

Chapter 38 – FINANCE AND TAXATION

ARTICLE VI – MISCELLANEOUS FEES

Sec. 38-182. – Transaction Convenience Fees.

- (a) The City, in the interest of convenience to its customers, desires to make more accessible the ability to transact business with various City departments by accepting payment via City approved credit cards, charge cards, bank debit cards, and electronic funds transfers (“EFT”). In order to help defray the costs incurred by the City when authorizing payment to the City by City approved credit cards, charge cards, bank debit cards, or EFTs, and pursuant to Section 215.322, Fla. Stat., a service charge or convenience fee shall be paid by the customer upon payment of any City rates, fees, and charges, including, but not limited to, cost recovery charges, permit and license fees, local business tax receipts, park and recreation fees, code enforcement fines and costs, service charges, or other fees, charges and revenues prescribed for payment to the City, hereinafter referred to in this Section as “City Fees.”
- (b) When a customer elects to pay a City Fee via City approved credit cards, charge cards, bank debit cards, or EFTs, the customer shall pay any reasonable service charge or convenience fee charged by the financial institution, credit card company, or other entity for the processing of such payments in an amount sufficient to pay the service charge or convenience fee charged by the financial institution, credit card company, or other entity for such services. The service charge or convenience fee shall be separate and in addition to the City Fees, shipping and handling costs and any other rate, fee or charge authorized by applicable law, and is not refundable. The service charge or convenience fee shall not exceed, but may be less than (as determined by the City), the total costs imposed on the City for service by the financial institution, credit card company, or other applicable entity for such services. In the event of a refund or reconciliation of payment made by the cardholder, the convenience fee will not be included in the refund.

Secs. 38-183—38-190. - Reserved.

¹ Additions to existing City Code text are shown in underline. Deletions to existing City Code text are shown in ~~strikethrough~~.

Section 3. All Sections or parts of Sections of the Code of Ordinances, all ordinances or parts of ordinances, and all Resolutions, or parts of Resolutions, in conflict with this Ordinance are repealed to the extent of such conflict.

Section 4. That the provisions of this Ordinance are declared to be severable, and, if any section, sentence, clause and/or phrase of this Ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance, which shall remain in effect, it being the legislative intent that this Ordinance shall stand despite the invalidity of any part.

Section 5. It is the intention of the City Commission and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the City Code of the City of Deerfield Beach, and that the sections of this Ordinance may be renumbered to accomplish such intent.

Section 6. That this Ordinance shall be effective immediately upon adoption on second reading.

PASSED 1ST READING ON THIS _____ DAY OF _____, 2022.

PASSED 2ND READING ON THIS _____ DAY OF _____, 2022.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CITY CLERK

**CITY OF DEERFIELD BEACH, FLORIDA
NOTICE OF PUBLIC HEARING**

YOU ARE HEREBY NOTIFIED that a public hearing will be before the City Commission on **Wednesday, September 14, 2022** at 7:00 p.m. in the City Commission Chambers, City Hall, 150 NE 2nd Avenue, Deerfield Beach, Florida and utilizing communications media technology with some City staff participating through video conferencing via Zoom (virtual meeting), to consider the adoption of the following ordinance:

P.H. 2022-086: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING CHAPTER 38 "FINANCE AND TAXATION," ARTICLE VI "MISCELLANEOUS FEES," OF THE CITY CODE OF ORDINANCES BY CREATING SECTION 38-182 "TRANSACTION CONVENIENCE FEES" TO PROVIDE FOR THE IMPLEMENTATION OF A CONVENIENCE FEE FOR USE OF A CREDIT CARD, BANK DEBIT CARD, CHARGE CARD, AND ELECTRONIC FUNDS TRANSFER FOR PAYMENTS TO THE CITY OF DEERFIELD BEACH; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

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You may either be present in person at the Public Hearing(s) or attend online or by phone virtually utilizing Zoom, represented by counsel or letter. All interested persons take due notice of the time and place of the Public Hearing(s) and govern yourselves accordingly.

Any person who decides to appeal any decision of the City Commission with respect to any matter considered at this meeting would need a record of the proceedings. And for such purpose, may need to ensure that verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring auxiliary aids and services at this meeting may contact the City Clerk's Office at (954) 480-4213 at least 24 hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service by using the following numbers: 1-800-955-8770 or 1-800-955-8771.

**BY: SAMANTHA GILLYARD, CMC,
CITY CLERK**

Publish: Sun-Sentinel
Friday, September 2, 2022



City of Deerfield Beach

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

Face Sheet File Number: I.D. 2022-1484

Agenda Date: 9/14/2022

Status: CONSENT - BOARD
APPOINTMENT

In Control: City Commission

Title

Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, appointing members to the Affordable Housing Advisory Committee for a two-year term; providing for conflicts and an effective date.

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

As a recipient of State Housing Initiative Partnership ("SHIP") funds, the City established an Affordable Housing Advisory Committee (the "Committee") in 2008, as required by Florida Statute Section 420.9076. The purpose of the Committee is to review the established policies and procedures, ordinances, land development regulations, local government comprehensive plan and recommend specific actions or initiatives to the City Commission to encourage or facilitate affordable housing while protecting the ability of the property to appreciate in value.

Annually, the Committee is required to submit an Affordable Housing Incentive Report to the City Commission for review and transmittal to the Florida Housing Finance Corporation ("FHFC"). At a minimum, the Committee must submit a report to the City Commission that includes recommendations on affordable housing incentives in the following areas:

- The processing of approvals of development orders or permits, as defined in s. 163.3164(7) and (8), for affordable housing projects is expedited to a greater degree than other projects.
- The modification of impact-fee requirements, including reduction or waiver of fees and alternative methods of fee payment for affordable housing.
- The allowance of flexibility in densities for affordable housing.
- The reservation of infrastructure capacity for housing for very-low-income persons, low-income persons, and moderate-income persons.
- The allowance of affordable accessory residential units in residential zoning districts.
- The reduction of parking and setback requirements for affordable housing.
- The allowance of flexible lot configurations, including zero-lot-line configurations for affordable housing.
- The modification of street requirements for affordable housing.
- The establishment of a process by which a local government considers, before adoption, policies, procedures, ordinances, regulations, or plan provisions that increase the cost of housing.
- Preparation of a printed inventory of locally owned public lands suitable for affordable housing.
- The support of development near transportation hubs and major employment centers and mixed-use developments.

On July 1, 2020, HB1339 was signed by Governor Ron DeSantis, with statutory changes that required amendment to the ordinance for the Committee, including:

- Appointment of an Elected Official to the Committee
- Completion of an AHAC Incentive Strategies report annually
- Submittal of the AHAC Report to Florida Housing Coalition ("FHC")

Current Activity

The Community Services Department needs members for its AHAC board. The Committee, which recommends strategies for the Local Housing Assistance Plan ("LHAP") must be comprised of at least eight but no more than 11 members, and must consist of one elected official, and one representative from at least six of the categories below:

- (a)** A citizen with residential home building industry in connection with affordable housing.
- (b)** A citizen who is actively engaged in the banking or mortgage banking industry in connection with affordable housing.
- (c)** A citizen who is a representative of those areas of labor actively engaged in home building in connection with affordable housing.
- (d)** A citizen who is actively engaged as an advocate for low-income persons in connection with affordable housing.
- (e)** A citizen who is actively engaged as a for-profit provider of affordable housing.
- (f)** A citizen who is actively engaged as a not-for-profit provider of affordable housing.
- (g)** A citizen who is actively engaged as a real estate professional in connection with affordable housing.
- (h)** A citizen who actively serves on the local planning agency pursuant to s. 163.3174. If the local planning agency is comprised of the governing board of the county or municipality, the governing board may appoint a designee who is knowledgeable in the local planning process.
- (i)** A citizen who resides within the jurisdiction of the local governing body making the appointments.
- (j)** A citizen who represents employers within the jurisdiction.
- (k)** A citizen who represents essential services personnel, as defined in the local housing assistance plan.

The below members have expressed an interest in continuing to serve on the Committee:

1. Ben Preston, Commissioner
2. Abner Clerveax, (b) Banking or Mortgage Industry
3. David Cherry (c) Labor Activity
4. Betty Ferguson (d)
5. Carolyn McNamara (g) Real Estate Professional (previously served 2018)
6. Eric Power, Employee Representative
7. Brian Bennett, Planning Board Member (previously served 2018)

Recommendation

Staff is recommending City Commission approval of the applicants listed above to serve on the Affordable Housing Advisory Committee for a two-year term.

RESOLUTION NO. 2022/

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF
DEERFIELD BEACH, FLORIDA, APPOINTING MEMBERS TO THE
AFFORDABLE HOUSING ADVISORY COMMITTEE FOR A TWO YEAR
TERM; PROVIDING FOR CONFLICTS AND AN EFFECTIVE DATE**

WHEREAS, as a recipient of State Housing Initiative Partnership (“SHIP”) funds, the City established the Affordable Housing Advisory Committee (the “Committee”) in 2008, as required by Section 420.9076, Florida Statutes; and

WHEREAS, the purpose of the Committee is to review the established policies and procedures, ordinances, land development regulations, and local government comprehensive plan, and recommend specific actions or initiatives to the City Commission to encourage or facilitate affordable housing while protecting the ability of the property to appreciate in value; and

WHEREAS, in 2020, the Florida Legislature passed House Bill 1339, amending the State Housing Initiatives Partnership Act (the “Act”) in Chapter 420, Florida Statutes, to provide for completion of an annual incentives strategy report, submittal of the report to the Florida Housing Coalition, and for an elected official to be appointed to the Committee; and

WHEREAS, in 2021, the City Commission amended Chapter 2 “Administration,” Article VIII “Local Housing Assistance Program” of the City Code to provide for consistency with state law; and

WHEREAS, in 2021, the City Commission approved Resolution 2021-099, which appointed 11 individuals to serve as members of the Committee for a one-year term terminating on September 30, 2022; and

WHEREAS, three of the Committee members have since resigned from the Committee; and

WHEREAS, on August 8, 2022, the Committee voted to seek the City Commission’s approval to modify the membership term from a one-year term to a two-year term; and

WHEREAS, seven of the current members of the Committee have expressly agreed to serve on the Committee for another term; and

WHEREAS, the Committee is actively recruiting for more members to ensure it has a minimum of eight members; and

WHEREAS, City staff recommends the City Commission appoint the seven individuals listed in the attached Exhibit “A”, including Commissioner Ben Preston and Planning and Development Services Director Eric Power, to serve on the Committee for a two year term commencing on October 1, 2022 and ending on September 30, 2024.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above referenced “Whereas” clauses are true and correct and made a part of this resolution.

Section 2. The seven individuals listed in the attached Exhibit “A”, including Commissioner Ben Preston and Planning and Development Services Director Eric Power, are hereby appointed to serve as members of the Committee for a two-year term commencing on October 1, 2022 and ending on September 30, 2024.

Section 3. All resolutions or parts of resolutions in conflict with this Resolution are hereby repealed to the extent of such conflict.

Section 4. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2022

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CITY CLERK

EXHIBIT “A”

AFFORDABLE HOUSING ADVISORY COMMITTEE

APPOINTMENTS

1. Abner Clerveax
2. David Cherry
3. Betty Ferguson
4. Brian Bennett
5. Carolyn McNamara

6. Commissioner Ben Preston (Elected Official)
7. Eric Power (Employee Representative)

VACANCIES

8. Vacant
9. Vacant
10. Vacant
11. Vacant

EXHIBIT “A”
AFFORDABLE HOUSING ADVISORY COMMITTEE APPOINTMENTS

Commissioner Ben Preston
Abner Clerveax
David Cherry
Betty Ferguson
Carolyn McNamara
Eric Power
Brian Bennett



August 9, 2022

David Cherry
833 Siesta Key Drive, Apt. 824
Deerfield Beach, FL 33441

RE: Affordable Housing Advisory Committee

Dear Mr. Cherry:

Your current term on the **Affordable Housing Advisory Committee** of the City of Deerfield Beach expires on September 30, 2022. Upon receipt of an affirmative response, it will be placed on the agenda for the Commission's consideration.

Whether or not you desire to continue to serve on the Affordable Housing Advisory Committee, the Commission would like to have the benefit of your knowledge gained while serving. Any suggestions you might have for improvements or other modifications may be sent to my office and I will forward it to the Commission for its perusal. In this way, we hope to improve the service of all advisory boards in the City of Deerfield Beach.

Irrespective of your decision, I would like to take this opportunity to express on behalf of the City our appreciation for the service you have rendered to our residents and also recognize the sacrifices of your time and efforts in contributing to the success of the board.

Should you have any questions or further assistance is required, please contact the City Clerk's Office at (954) 480-4213.

Sincerely,

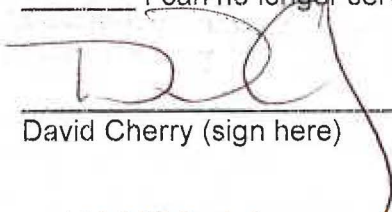

Samantha L. Gillyard, CMC, City Clerk

SLG/tb

Please return the letter with your reply to the City Clerk's office by August 1, 2022. A self-addressed envelope is enclosed for your convenience.

☒ I would like to serve another term on the Affordable Housing Advisory Committee.

☐ I can no longer serve.


David Cherry (sign here)



August 9, 2022

Carolyn McNamara
2006 Woodlake Circle
Deerfield Beach, FL 33442

RE: Affordable Housing Advisory Committee

Dear Ms. McNamara:

Your current term on the **Affordable Housing Advisory Committee** of the City of Deerfield Beach expires on September 30, 2022. Upon receipt of an affirmative response, it will be placed on the agenda for the Commission's consideration.

Whether or not you desire to continue to serve on the Affordable Housing Advisory Committee, the Commission would like to have the benefit of your knowledge gained while serving. Any suggestions you might have for improvements or other modifications may be sent to my office and I will forward it to the Commission for its perusal. In this way, we hope to improve the service of all advisory boards in the City of Deerfield Beach.

Irrespective of your decision, I would like to take this opportunity to express on behalf of the City our appreciation for the service you have rendered to our residents and also recognize the sacrifices of your time and efforts in contributing to the success of the board.

Should you have any questions or further assistance is required, please contact the City Clerk's Office at (954) 480-4213.

Sincerely,


Samantha L. Gillyard, CMC, City Clerk

SLG/tb

Please return the letter with your reply to the City Clerk's office by August 1, 2022. A self-addressed envelope is enclosed for your convenience.

X I would like to serve another term on the Affordable Housing Advisory Committee.

 I can no longer serve.


Carolyn McNamara (sign here)



August 9, 2022

Brian Bennett
650 SW 14th Place
Deerfield Beach, FL 33441

RE: Affordable Housing Advisory Committee

Dear Mr. Bennett:

Your current term on the **Affordable Housing Advisory Committee** of the City of Deerfield Beach expires on September 30, 2022. Upon receipt of an affirmative response, it will be placed on the agenda for the Commission's consideration.

Whether or not you desire to continue to serve on the Affordable Housing Advisory Committee, the Commission would like to have the benefit of your knowledge gained while serving. Any suggestions you might have for improvements or other modifications may be sent to my office and I will forward it to the Commission for its perusal. In this way, we hope to improve the service of all advisory boards in the City of Deerfield Beach.

Irrespective of your decision, I would like to take this opportunity to express on behalf of the City our appreciation for the service you have rendered to our residents and also recognize the sacrifices of your time and efforts in contributing to the success of the board.

Should you have any questions or further assistance is required, please contact the City Clerk's Office at (954) 480-4213.

Sincerely,


Samantha L. Gillyard, CMC, City Clerk

SLG/tb

Please return the letter with your reply to the City Clerk's office by August 1, 2022. A self-addressed envelope is enclosed for your convenience.

☒ I would like to serve another term on the Affordable Housing Advisory Committee.

☐ I can no longer serve.



Brian Bennett (sign here)



August 9, 2022

Abner Clerveax
2817 SW 15th Street
Deerfield Beach, FL 33442

RE: Affordable Housing Advisory Committee

Dear Mr. Clerveax:

Your current term on the **Affordable Housing Advisory Committee** of the City of Deerfield Beach expires on September 30, 2022. Upon receipt of an affirmative response, it will be placed on the agenda for the Commission's consideration.

Whether or not you desire to continue to serve on the Affordable Housing Advisory Committee, the Commission would like to have the benefit of your knowledge gained while serving. Any suggestions you might have for improvements or other modifications may be sent to my office and I will forward it to the Commission for its perusal. In this way, we hope to improve the service of all advisory boards in the City of Deerfield Beach.

Irrespective of your decision, I would like to take this opportunity to express on behalf of the City our appreciation for the service you have rendered to our residents and also recognize the sacrifices of your time and efforts in contributing to the success of the board.

Should you have any questions or further assistance is required, please contact the City Clerk's Office at (954) 480-4213.

Sincerely,


Samantha L. Gillyard, CMC, City Clerk

SLG/tb

Please return the letter with your reply to the City Clerk's office by September 1, 2022. A self-addressed envelope is enclosed for your convenience.

☒ I would like to serve another term on the Affordable Housing Advisory Committee.

☐ I can no longer serve.


Abner Clerveax (sign here)



Deerfield Beach
Florida

August 9, 2022

Betty Ferguson
333 Newport V
Deerfield Beach, FL 33442

RE: Affordable Housing Advisory Committee

Dear Ms. Ferguson:

Your current term on the **Affordable Housing Advisory Committee** of the City of Deerfield Beach expires on September 30, 2022. Upon receipt of an affirmative response, it will be placed on the agenda for the Commission's consideration.

Whether or not you desire to continue to serve on the Affordable Housing Advisory Committee, the Commission would like to have the benefit of your knowledge gained while serving. Any suggestions you might have for improvements or other modifications may be sent to my office and I will forward it to the Commission for its perusal. In this way, we hope to improve the service of all advisory boards in the City of Deerfield Beach.

Irrespective of your decision, I would like to take this opportunity to express on behalf of the City our appreciation for the service you have rendered to our residents and also recognize the sacrifices of your time and efforts in contributing to the success of the board.

Should you have any questions or further assistance is required, please contact the City Clerk's Office at (954) 480-4213.

Sincerely,

Samantha L. Gillyard, CMC, City Clerk

SLG/tb

Please return the letter with your reply to the City Clerk's office by August 1, 2022. A self-addressed envelope is enclosed for your convenience.



I would like to serve another term on the Affordable Housing Advisory Committee.

I can no longer serve.

Betty Ferguson (sign here)



Affordable Housing Advisory Committee

Creating Authority:

Ordinance No. 2021/015 - (guidelines)

Method of Appointment:

Resolution 2021/099

Financial Disclosure:

None

Compensation:

None

Liaison:

Jonathan Salas, Assistant Director of Community Services
(954) 490-4464, jsalas@deerfield-beach.com

Meeting Dates:

At least once annually

Functions and Responsibilities:

That the powers and duties of this committee shall be as follows:

- 1) State legislative changes affecting the name, makeup and responsibility of the Ship Advisory Committee went into effect in 2008; and the changes reestablish the Advisory Committee as the Affordable Housing Advisory Committee; and
- 2) The Affordable Housing Committee shall tri-annually review the City's established policies, ordinances, land development regulations and comprehensive plan and recommend specific actions or initiatives to encourage or facilitate affordable housing.
- 3) The Affordable Housing Advisory Committee shall be made up of eleven (11) members as follows:
 - A. One citizen that is actively engaged in the residential home building industry in connection with affordable housing;
 - B. One citizen that is actively engaged in the banking or mortgage banking industry in connection with affordable housing;
 - C. One citizen who is a representative of those areas of labor actively engaged in home building in connection with affordable housing;

- D. One citizen who is actively engaged as an advocate for low income persons in connection with affordable housing;
 - E. One citizen who is actively engaged as a for profit provider of affordable housing;
 - F. One citizen who is actively engaged as a not-for-profit provider of affordable housing;
 - G. One citizen who is actively engaged as a real estate professional in connection with affordable housing;
 - H. One citizen who actively serves on the local planning agency;
 - I. One citizen who resides within the jurisdiction of the City of Deerfield Beach;
 - J. One citizen who represents employees within the jurisdiction;
 - K. One citizen who represents essential service personnel as defined in the local housing plan.
- Essential service personnel for the county or eligible municipality, including, but not limited to, teachers and educators, other school district, community college, and university employees, police and fire personnel, health care personnel, skilled building trades personnel, and other job categories.

Name	Address	Phone	Replaces	Resolution Number	Date Appointed	Term Expires
VACANT Essential Service			NEW	2021/099	07/20/21	9/30/2022
Abner Clerveax Banking - Mortgage	2817 SW 15 th Street, Deerfield Beach, FL 33442	954-818-9241 (home) 954-783-8703 (cell)	NEW	2021/099	07/20/21	9/30/2022
VACANT Non-profit provider			Dickens			9/30/2022
VACANT Resident			Papworth- Rivera			9/30/2022
VACANT Resident			NEW	2021/099	07/20/21	9/30/2022
Brian Bennett Planning Board Member	650 SW 14 th Place Deerfield Beach, FL 33441	954-274-9621	Self	2021/099	07/20/21	9/30/2022
Betty Ferguson Low income Advocate	333 Newport V Deerfield Beach, FL 33442	407-361-5364	NEW	2021/099	07/20/21	9/30/2022
Harold Weber Residential Builder	9 NE 20 th Avenue, Apt. PH2, Deerfield Beach, FL 33441	845-625-4485	NEW	2021/099	07/20/21	9/30/2022

Name	Address	Phone	Replaces	Resolution Number	Date Appointed	Term Expires
VACANT For Profit Provider			NEW	2021/099	07/20/21	9/30/2022
Carolyn McNamara Real Estate	2006 Woodlake Circle, Deerfield Beach, FL 33442	954-426-5205 (home) 954-415-1016 (cell)	NEW	2021/099	07/20/21	9/30/2022
Eric Power Employee Representative	11347 Little Bear Way, Boca Raton, FL 33428	954-504-5112	Self	2021/099	07/20/21	9/30/2022
David Cherry Labor Representative	833 Siesta Key Drive, Apt. 824 Deerfield Beach, FL 33441	347-883-6852	NEW	2021/099	07/20/21	9/30/2022
Ben Preston Elected Official	640 SW 14 th Court Deerfield Beach, FL 33441	954-728-5886	NEW	2021/099	07/20/21	9/30/2022



City of Deerfield Beach

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

Face Sheet File Number: I.D. 2022-1465

Agenda Date: 9/14/2022

Status: CONSENT - AGREEMENTS &
EXPENDITURE REQUESTS

In Control: City Commission

Title

Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a work authorization with Hazen and Sawyer, PC for consulting services for the City's Stormwater Utility Program in an amount not to exceed \$105,000.00; authorizing execution of the Work Authorization; providing for an effective date. (Funds from Account #460-5070-538-30-99 - Other Professional Services & Account #460-5070-538-32-99 - Other Contractual Services)

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Fiscal Impact

Costs: \$105,000

Account Name: Other Professional Services

Account Number: 460-5070-538-30-99

Secondary Account Name: Other Contractual Services

Secondary Account Number: 460-5070-538-32-99

Background/History

The City of Deerfield Beach, Florida (the "City") operates and maintains a stormwater management system, which provides service within the incorporated limits of the City. This system encompasses swales, ditches, canals, culverts, storm sewers, and control structures. The City is also responsible for replacing, upgrading, and extending this system as necessary to address unserved and underserved areas.

In 2015, the City of Deerfield Beach commissioned Hazen and Sawyer to study the feasibility of creating a stormwater utility that would receive dedicated funding to manage stormwater related administration and operations and maintenance functions.

A key result of the Feasibility Study was the initiation of a stormwater fee that was included in a customer's existing water/sewer bill. Thereafter, the implemented stormwater fee was set at a level to fund ongoing administrative, operation and maintenance costs, and limited capital improvement investments.

In continuation of services previously provided by Hazen and Sawyer in the original adoption of a stormwater utility fee, the City is seeking to update and modify certain aspects of its Stormwater Utility Program. Specifically, the City seeks to update the 2019 impervious area estimates to accurately

reflect current land uses. The City is also seeking to identify potential revenue sources and funding levels necessary to support the cost of the stormwater capital improvement plan and the ongoing administrative and operations and maintenance expenditures.

Current Activity

In accordance with the City's master CCNA continuing services contract dated April 12, 2021, RFQ #21-11-IG, the City has requested Hazen and Sawyer update the existing impervious area polygons, calculate an updated stormwater fee charge per ERU, and develop alternative stormwater program financing scenarios. The City has also requested that the consultant develop a plan to explore shifting the fee to a non-ad valorem stormwater assessment.

This work will be accomplished in two phases. Phase I will update the most recent impervious area GIS and develop stormwater utility fee financing scenarios in accordance with the City's existing Citywide Stormwater Master Plan. Funding evaluation is intended to consider future capital improvement expenses as described in the City's CIP and evaluate the impact of different funding methods, including PayGo and financing through a government loan program or commercial lending. Phase II will encompass the work required to implement the stormwater fee as a non-ad valorem stormwater assessment on the property tax bill.

Recommendation

It is recommended the City Commission of the City of Deerfield Beach approve a Work Authorization with Hazen and Sawyer, PC for an amount not to exceed \$105,000 to provide consultant services for the City's Stormwater Utility Program.

RESOLUTION NO. 2022/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING A WORK AUTHORIZATION WITH HAZEN AND SAWYER, PC FOR CONSULTING SERVICES FOR THE CITY'S STORMWATER UTILITY PROGRAM IN AN AMOUNT NOT TO EXCEED \$105,000.00; AUTHORIZING EXECUTION OF THE WORK AUTHORIZATION; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Deerfield Beach ("City") operates and maintains a stormwater management system that provides services within the incorporated limits of the City; and

WHEREAS, in 2015, the City commissioned Hazen and Sawyer, PC ("Hazen") to study the feasibility of creating a stormwater utility that would receive dedicated funding to manage stormwater related administration, operations, and maintenance functions; and

WHEREAS, a key result of the Feasibility Study was the initiation of a stormwater fee that was included in a customer's existing water/sewer bill; and

WHEREAS, in continuation of services previously provided by Hazen in connection with the City's adoption of a stormwater utility fee, the City is seeking to update and modify certain aspects of its Stormwater Utility Program, including adjusting the stormwater fee in a manner that the revenues generated can cover the costs of the City's stormwater capital improvement plan in addition to ongoing administrative, operations, and maintenance expenditures; and

WHEREAS, pursuant to RFQ #21-11-IG, the City entered into a CCNA continuing services contract with Hazen, dated April 12, 2021 (the "Continuing Contract"); and

WHEREAS, the City recently requested a proposal from Hazen to update the existing impervious area polygons, calculate an updated stormwater fee charge per ERU, develop alternative stormwater program financing scenarios, and develop a plan to transition the billing method to a non-ad valorem stormwater assessment (collectively, the "Services"); and

WHEREAS, the Services will be provided in two phases: Phase I will update the most recent impervious area GIS and develop stormwater utility fee financing scenarios in accordance with the City's existing Citywide Stormwater Master Plan, and Phase II will encompass the work required to implement the stormwater fee as a non-ad valorem stormwater assessment on the property tax bill starting in Fiscal Year 2024; and

WHEREAS, City staff recommends the City Commission approve a Work Authorization with Hazen, attached as Exhibit "A," for the Services in an amount not to exceed \$105,000.00 (the "Work Authorization").

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above referenced “Whereas” clauses are true and correct and made a part of this Resolution.

Section 2. The City Commission hereby approves the Work Authorization with Hazen, attached as Exhibit “A,” for the Services in an amount not to exceed \$105,000.00.

Section 3. The City Manager is hereby authorized to execute the Work Authorization with Hazen, attached as Exhibit “A,” together with such non-substantial changes as are acceptable to the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 4. The appropriate City officials are authorized to do all things necessary to carry out the aims of this Resolution.

Section 5. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2022.

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CITY CLERK

WORK AUTHORIZATION
BETWEEN
THE CITY OF DEERFIELD BEACH
AND
HAZEN AND SAWYER
FOR PROFESSIONAL SERVICES

This Work Authorization is entered into this _____ day of _____, 2022, by and between City of Deerfield Beach, Florida, with its principal business address located at 150 NE 2nd Avenue, Deerfield Beach, FL 33441, hereinafter referred to as “City”,

AND

Hazen and Sawyer, a Design Professional Services Corporation (DPC) authorized to do business in Florida, with its business address located at 4000 Hollywood Blvd, Suite 750 N Hollywood, FL 33021, hereinafter referred to as “Consultant”.

WHEREAS, the City and the Consultant have entered into a master CCNA continuing services contract dated April 12, 2021, RFQ #21-11-IG, (Continuing Contract) and Consultant has been approved to provide the services contemplated herein; and,

WHEREAS, the City and the Consultant desire to enter into this Work Authorization to provide for the Consultant to perform certain professional services in accordance with the terms and conditions of this Work Authorization.

NOW, THEREFORE, in consideration of the mutual terms and conditions, promises, and covenants, hereinafter set forth, City and Consultant agree as follows:

SECTION 1
SCOPE OF SERVICES

- 1.1. Consultant agrees to perform certain professional services for the City pursuant to The Continuing Contract, as specifically described in the scope of services attached as Exhibit “A” to this Work Authorization (the “Services”), both of which by this reference are incorporated into this Work Authorization in its entirety during the Term and within the timeline provided for in this Work Authorization.

SECTION 2
COMPENSATION

- 2.1 In consideration for the Services to be performed by Consultant, the City agrees to pay Consultant an amount not-to-exceed \$105,000 as further detailed in Exhibit "A". Compensation due to the Consultant shall be payable within 30 calendar days following submission of a proper invoice by the Consultant to the City. In the event of City's termination of this Work Authorization prior to the end of the Work Authorization Term pursuant to Section 4, City shall pay Consultant on a pro-rata basis for the Services performed by Consultant prior to the City's termination of this Work Authorization.

SECTION 3
TERM OF WORK AUTHORIZATION

- 3.1 The term of this Work Authorization shall commence upon the date of execution hereof and shall remain in effect until the Services are completed to the City's satisfaction (the "Term"), unless terminated earlier pursuant to Section 4 of this Work Authorization.

SECTION 4
TERMINATION OF WORK AUTHORIZATION

- 4.1 City may terminate this Work Authorization for convenience by giving the Consultant thirty (30) days advance written notice. The termination of this Work Authorization shall not relieve either party of any liability that accrued prior to such termination and any such accrued liability shall survive the termination of this Work Authorization.

SECTION 5
CONTINUING CONTRACT

- 5.1 The Services to be provided by Consultant pursuant to this Work Authorization shall comply with all of the terms and conditions set forth in the Continuing Contract between City and Consultant, which by this reference is incorporated into this Work Authorization in its entirety. In the event there is a conflict between the terms of this Work Authorization and the Continuing Contract, the terms of the Continuing Contract shall prevail.

SECTION 6
INDEPENDENT CONSULTANT

- 6.1 Consultant is an independent Consultant under this Work Authorization. Services provided by Consultant shall be by employees or sub-consultants of Consultant

and subject to supervision by Consultant, and not as officers, employees, or agents of the City. Personnel policies, tax responsibilities, social security, health insurance, employee benefits, travel, per diem policy, and purchasing policies under the Work Authorization shall be the sole responsibility of Consultant. Consultant shall have no rights under the City's worker's compensation, employment, insurance benefits or similar laws or benefits.

SECTION 7

INDEMNIFICATION / HOLD HARMLESS CLAUSE

- 7.1 Consultant shall indemnify and hold harmless City, its officers and employees from liabilities, damages, losses, and costs, including, but not limited to, reasonable attorneys' fees, to the extent caused by the negligence, recklessness or intentionally wrongful conduct of Consultant, and other persons employed or utilized by Consultant in the performance of this Agreement. The provisions of this section shall survive the expiration or earlier termination of this Agreement. To the extent considered necessary by Contract Administrator and City Manager, any sums due Consultant under this Agreement may be retained by City until all of City's claims for indemnification pursuant to this Agreement have been settled or otherwise resolved, and any amount withheld shall not be subject to payment of interest by City.

SECTION 8

INSURANCE

- 8.1 The CONSULTANT shall satisfy the insurance requirements stated herein. The CONSULTANT shall not commence the work or otherwise perform the work as required by the applicable Work Authorization and/or Notice to Proceed until the requirements stated herein are met and the Certificate(s) of Insurance is approved by the City. The CONSULTANT shall assume full responsibility and expense to obtain all necessary insurance.
- 8.2 General
- 8.2.1 The CONSULTANT shall furnish to the Contract Administrator a Certificate of Insurance or endorsements evidencing the insurance coverage specified herein within fifteen (15) calendar days after the effective date of this Agreement. The required Certificates of Insurance shall name the types of policies provided, refer specifically to the Agreement, and state that such insurance is as required by this Contract. CONSULTANT's failure to provide to City the Certificates of Insurance or endorsements evidencing the insurance coverage within fifteen (15) calendar days shall provide the basis for the termination of the Agreement.
- 8.2.2 Such policy or policies shall be without any deductible amount unless

otherwise noted in this Agreement and shall be issued by approved companies authorized to do business in the State of Florida and having agents upon whom service of process may be made in Broward County, Florida. CONSULTANT shall pay all deductible amounts, if any. CONSULTANT shall specifically protect City and the Deerfield Beach City Commission by naming City and the Deerfield Beach City Commission as additional insured under the Commercial Liability Policy, Business Automobile Liability policy as well as on any Excess Liability Policy coverage.

- 8.2.3 Coverage is not to cease and is to remain in force (subject to cancellation notice) until all performance required of CONSULTANT is complete including all renewal terms. All policies must be endorsed to provide CITY with at least thirty (30) days' notice of expiration, cancellation and/or restriction. If any of the insurance coverages will expire prior to the completion of any Project, copies of renewal policies shall be furnished at least thirty (30) days prior to the date of their expiration.
- 8.2.4 City reserves the right to review and revise any insurance requirements at the time of renewal or amendment of this Contract, including, but not limited to, deductibles, limits, coverage, and endorsements based on insurance market conditions affecting the availability or affordability of coverage, or changes in the scope of work or specifications that affect the applicability of coverage. If CONSULTANT uses a Subconsultant, CONSULTANT shall ensure that Subconsultant names City and the Deerfield Beach City Commission as additional insured under the Commercial Liability Policy as well as on any Excess Liability Policy coverage.
- 8.3 CONSULTANT shall, at a minimum, provide, pay for, and maintain in force at all times during the term of this Agreement the following insurance:

Commercial Liability Insurance - A Commercial Liability Insurance Policy shall be provided which shall contain limits of no less than One Million Dollars (\$1,000,000.00) per occurrence for bodily injury liability, personal injury liability and property damage liability on a per project basis, and shall contain limits of no less than a Two Million Dollars(\$2,000,000.00) aggregate. Coverage must be afforded on a form no more restrictive than CG 20 10 10 01 and CG 20 37 10 01 Commercial Liability Policy, without restrictive endorsements, as filed by the Insurance Services Office and must include: premises and operations, independent contractors, products and/or completed operations for contracts, broad form contractual coverage applicable to this specific Contract including any hold harmless and/or indemnification Contract, personal injury coverage with employee and contractual exclusions removed and policy limits shall be applied on a primary and non-contributory basis.

Professional Liability (Errors & Omissions) Insurance - Professional Liability Insurance with the limits of liability provided by such policy for each claim and on

a claim made basis or on an occurrence basis to be no less than one million Dollars (\$1,000,000) per occurrence with a limit of no less than two million dollars (\$2,000,000) aggregate with a deductible per claim not to exceed ten percent (10%) of the limit of liability. CONSULTANT shall notify the CITY in writing within thirty (30) days of any claim filed or made against its Professional Liability Insurance Policy. CONSULTANT acknowledges that the CITY is relying on the competence of the CONSULTANT to design a project to meet its functional intent. If it is determined during construction of a project that changes must be made due to CONSULTANT's negligent errors and omissions, CONSULTANT shall promptly rectify them at no cost to CITY and shall be responsible for additional costs, if any, of a project to the proportional extent caused by such negligent errors or omissions.

Business Automobile Liability - Business Automobile Liability shall be provided with minimum limits of One Million Dollars (\$1,000,000.00) per occurrence or combined single limit for Bodily Injury Liability and Property Damage Liability. Coverage must be afforded on a form no more restrictive than the latest edition of the Business Automobile Liability policy, without restrictive endorsements, as filed by the Insurance Services Office, and must at a minimum include liability coverage symbols: 2 (owned vehicles), 8 (hired vehicles) and 9 (non-owned vehicles).

Workers Compensation Insurance - Workers' Compensation insurance to apply for all employees in compliance with Chapter 440, Florida Statutes, as may be amended from time to time, the "Workers' Compensation Law" of the State of Florida, and all applicable Federal laws. In addition, the policy(ies) must include employers' liability with a limit of One Million Dollars (\$1,000,000.00) each accident, One Million Dollars (\$1,000,000.00) aggregate limit by disease and One Million Dollars (\$1,000,000.00) each employee by disease. Additionally, if there will be operations undertaken on, about or over navigable waterways, evidence of a coverage endorsement for U.S. Longshoremen and Harbor Workers Act (USL&H), and/or Jones Act, for maritime laws coverage shall be included. The Policy shall include a waiver of subrogation for all liability arising out of this contract. If exempt for Worker's Compensation, proper documentation shall be provided.

SECTION 9

NON-APPROPRIATION OF FUNDS

- 9.1 In the event no funds or insufficient funds are appropriated and budgeted or are otherwise unavailable in any fiscal year for payments due under this Work Authorization, then the City, upon written notice to Consultant of such occurrence, shall have the unqualified right to terminate this Work Authorization without any penalty or expense to the City.

SECTION 10

MISCELLANEOUS

- 10.1 Consultant shall, without additional expense to the City, be responsible for paying any taxes, obtaining any necessary licenses and for complying with all applicable federal, state, county, and municipal laws, ordinances, and regulations in connection with the performance of the Services specified herein.

SECTION 11

AUDIT AND INSPECTION RIGHTS

- 11.1 The City may, at reasonable times, and for a period of up to three (3) years following the date of final performance of Services by Consultant under this Work Authorization, audit, or cause to be audited, those books and records of Consultant that are related to Consultant's performance under this Work Authorization. Consultant agrees to maintain all such books and records at its principal place of business for a period of three (3) years after final payment is made under this Work Authorization.
- 11.2 The City may, at reasonable times during the term hereof, perform such inspections, as the City deems reasonably necessary, to determine whether the services required to be provided by Consultant under this Work Authorization conform to the terms of this Work Authorization. Consultant shall make available to the City all reasonable assistance to facilitate the performance of inspections by the City's representatives.

SECTION 12

AMENDMENTS AND ASSIGNMENT

- 12.1 This Work Authorization together with Exhibit "A" between Consultant and City and all negotiations and oral understandings between the parties are merged herein. The terms and conditions set forth in this Work Authorization supersede any and all previous agreements, promises, negotiations or representations, except as otherwise provided in Section 5. Any other agreements, promises, negotiations or representations not expressly set forth in this Work Authorization are of no force and effect.
- 12.2 No modification, amendment or alteration of the terms and conditions contained herein shall be effective unless contained in a written document executed with the same formality as this Work Authorization.
- 12.3 Consultant shall not transfer or assign the performance of Services called for in the Work Authorization without the prior written consent of the City, which may be withheld or conditioned in the City's sole discretion.

SECTION 13

NOTICES

- 13.1 Whenever party desires to give notice to the other, it must be given by written notice in accordance with the requirements of Notices section of the Continuing Contract.

SECTION 14
GOVERNING LAW AND VENUE

- 14.1 This Work Authorization shall be construed in accordance with, and governed by, the laws of the State of Florida. Venue for any action arising out of, or relating to this Work Authorization shall be in Broward County, Florida.

SECTION 15
HEADINGS, CONFLICT OF PROVISIONS,
WAIVER OR BREACH OF PROVISIONS

- 15.1 Headings are for convenience of reference only and shall not be considered in any interpretation of this Work Authorization. In the event of conflict between the terms of this Work Authorization and any terms or conditions contained in any attached documents, the terms in this Work Authorization shall prevail. No waiver or breach of any provision of this Work Authorization shall constitute a waiver of any subsequent breach of the same or any other provision, and no waiver shall be effective unless made in writing.

SECTION 16
NON-DISCRIMINATION

- 16.1 Consultant represents and warrants to the City that Consultant does not and will not engage in discriminatory practices and that there shall be no discrimination in connection with Consultant's performance under this Work Authorization on account of race, age, religion, color, gender, sexual orientation, national origin, marital status, physical or mental disability, political affiliation or any other factor which cannot be lawfully used as a basis for delivery of services. Consultant further covenants that no otherwise qualified individual shall, solely by reason of his/her race, age, religion, color, gender, sexual orientation, national origin, marital status, physical or mental disability, political affiliation or any other factor which cannot be lawfully used as a basis for delivery of services, be excluded from participation in, be denied services, or be subject to discrimination under any provision of this Work Authorization.

SECTION 17
PUBLIC RECORDS

- 17.1 Consultant understands that the public shall have access, at all reasonable times, to all documents and information pertaining to City contracts, subject to the provisions of Chapter 119, Florida Statutes, and agrees to allow access by the City and the public to all documents subject to disclosure under applicable law. Consultant's failure or refusal to comply with the provisions of this section shall result in the immediate termination of this Work Authorization by the City.

SECTION 18
SEVERABILITY

- 18.1 If any provision of this Work Authorization or the application thereof to any person or situation shall to any extent, be held invalid or unenforceable, the remainder of this Work Authorization, and the application of such provisions to persons or situations other than those as to which it shall have been held invalid or unenforceable shall not be affected thereby, and shall continue in full force and effect, and be enforced to the fullest extent permitted by law.

SECTION 19
SURVIVAL

- 19.1 All representations and other relevant provisions herein shall survive and thereby continue in full force and effect, upon termination of this Work Authorization.

SECTION 20
JOINT PREPARATION

- 20.1 The parties hereto acknowledge that they have sought and received whatever competent advice and counsel as was necessary for them to form a full and complete understanding of all rights and obligations herein, including the Continuing Contract, and that the preparation of this Work Authorization has been a joint effort of the parties, the language has been agreed to by parties to express their mutual intent and the resulting document shall not, solely as a matter of judicial construction, be construed more severely against one of the parties than the other.

**WORK AUTHORIZATION BETWEEN THE CITY OF DEERFIELD BEACH AND
HAZEN AND SAWYER FOR PROFESSIONAL SERVICES**

IN WITNESS WHEREOF, the parties hereto have made and executed this Work Authorization on the respective dates under each signature.

CITY

CITY OF DEERFIELD BEACH

By: _____

Name: _____

Title: _____

This ____ day of _____, 2022

Approved as to form and legal sufficiency
for the use of and reliance by the City of
Deerfield Beach only:

Anthony C. Soroka, City Attorney

CONSULTANT

By: _____

Name: Janeen Wietgreffe, PE, PMP

Title: Vice President

This ____ day of _____, 2022

EXHIBIT A

SCOPE OF SERVICES

CITY OF DEERFIELD BEACH WORK AUTHORIZATION

Stormwater Utility Fee Update and Non-ad Valorem Implementation

Exhibit A-1

Consultant is pleased to provide professional services as requested by the City of Deerfield Beach (City), in accordance with the terms and conditions of our continuing contract, "Agreement between the City of Deerfield Beach and Hazen for Consultant Services (CCNA) for Architectural and Engineering Services (Continuing Contract) pursuant to RFQ #21-11-IG, Executed with the City on April 12th, 2021 (the "Contract").

1. PROJECT BACKGROUND

The City of Deerfield Beach, Florida (the "City") operates and maintains a stormwater management system which provides service within the incorporated limits of the City. This system encompasses swales, ditches, canals, culverts, storm sewers, and control structures. The City is also responsible for replacing, upgrading, and extending this system as necessary to address unserved and underserved areas.

In 2015 the City of Deerfield Beach, Florida commissioned Consultant to study the feasibility of creating a stormwater utility that would receive dedicated funding to manage stormwater related administration and operations and maintenance functions.

A key result of the Feasibility Study was the initiation of a stormwater fee that was included in a customer's existing water/sewer bill. The implemented fee was set at a level to fund ongoing administrative, operation and maintenance costs, but not capital improvement investments. As a result, stormwater capital improvement investments have no dedicated funding and those expenditures have been covered through other sources on an annual basis.

The City is seeking to update and modify certain aspects of its Stormwater Utility Program. Specifically, the City is seeking to adjust the stormwater fee such that the revenues generated can cover the costs of its capital improvement plan in addition to ongoing administrative and operations and maintenance expenditures. To ensure that the adjusted stormwater fee is equitably imposed, the City seeks to update the 2019 impervious area estimates to accurately reflect current land uses. In addition, because the modified stormwater fee would cover future capital investments, the City would like to assess the impact of alternative financing methods on the adjusted stormwater fee.

To achieve these objectives, the City has requested Consultant to update the existing impervious area polygons, calculate an updated stormwater fee charge per ERU, and develop alternative stormwater program financing scenarios. The City has also requested that Consultant develop a plan to transition the billing method to a non-ad valorem stormwater assessment.

This work will be accomplished in two phases. Phase I will update the most recent impervious area GIS and develop stormwater utility fee financing scenarios in accordance with the City's existing Citywide Stormwater Master Plan. The fee adjustment will cover future capital improvement expenses as described in the City's CIP and will evaluate the impact of different funding methods including PayGo and financing through a government loan program or commercial lending. Phase II will encompass the work required to implement the stormwater fee as a non-ad valorem stormwater assessment on the property tax bill starting in Fiscal Year 2024. The following Scope of Services describes the Consultant's proposed approach for completing both phases of this assignment.

2. SCOPE OF SERVICES

The City requested that the Consultant assist in the update and implementation of its existing stormwater utility fees. The detailed scope of work follows:

PHASE I: STORMWATER UTILITY REVIEW AND UPDATE

Task 1: Kickoff Meeting and Phase Coordination

- The Consultant will conduct a kickoff meeting with the City to detail the project schedule, review the technical approach, and identify utility staff, and key stakeholders relevant to communication needs for this project.
- Consultant will prepare and submit minutes of the Kickoff Meeting to the City.

Task 2: Update Stormwater GIS Impervious Area

Consultant will:

- Utilize the most recent aerial imagery and Broward County Property Appraiser Parcel GIS and Parcel Attribute data provided by the City to update Impervious Area measurements to account for additional development and land use changes since the most recent update in 2019.
- Develop an updated Equivalent Residential Unit (ERU) count using the updated impervious area measurements in conjunction with the City's existing stormwater utility rate structure.

- Provide quality control on database including spot checking of the updated Excel database.

Task 3: Estimate Stormwater Fee under Alternative Financing Mechanisms

Consultant will:

- Use the City's existing stormwater rate structure, the most recent Stormwater Utility Budget, and the CIP cost estimates prepared by Geosyntec Consultants to develop an Excel-based cost model to estimate the required rate charge per ERU necessary to fully fund the Stormwater Utility Budget for the next 5 Years.
- Evaluate the impact on the Stormwater Fee per ERU using the two following funding mechanisms:
 - PayGo
 - Alternative loan programs

Task 4: Technical Memorandum

- Consultant will prepare a technical memorandum that summarizes the Consultant's methodology and presents the resulting Stormwater Fee per ERU under the alternative financing mechanisms.
- Consultant will present the findings and recommendations summarized in the technical memorandum to the City Commission if desired by the City.

PHASE II: STORMWATER UTILITY

Task 1: Kickoff Meeting and Phase Coordination

- Consultant will conduct a kickoff meeting with the City to discuss Phase II approach, task schedule, and identify utility staff, and key stakeholders relevant to communication needs for this project.
- Consultant will review Broward County specific non-ad valorem stormwater assessment implementation requirements and/or contracts and inform the City of these requirements during the Phase II Kickoff Meeting.
 - Consultant will include a presentation outlining preliminary questions based on information learned during Phase I and existing data requirements necessary to complete Phase II.
- Consultant will prepare and submit minutes of the Kickoff Meeting to the City.

Task 2: Requirements and Data Review

- Consultant will review the non-ad valorem stormwater assessment implementation timeline, requirements and coordination of resolution, ordinance, public notification requirements and tax roll adoption.
- Consultant will review existing billing data provided by the City during and after the Kickoff Meeting in Task 1 to develop a methodology for migrating the City's existing stormwater billing program from the City's current water meter account based billing to an annual parcel owner based non-ad valorem stormwater assessment. Consultant will document this methodology in a technical memorandum to be submitted to the City.

Task 3: Billing Roll Migration

- Using information obtained during Task 2, Consultant will develop a parcel owner based non-ad valorem stormwater assessment database in Excel to replace the existing water meter account-based stormwater utility billing assignments. This task will entail:
 - Assigning meters to their corresponding parcel owners.
 - Updating ERU counts per parcel, rolling meters up to the parcel level.
 - Consultant will meet with relevant City staff contacts as identified during the Kickoff Meeting in Task 1 to answer questions and/or verify assumptions as needed.
- Depending on the structure of the existing billing data, this task will be accomplished using one or a combination of technological applications including ESRI ArcGIS and Microsoft Excel for data management, processing and organization.
- Consultant will prepare a technical memorandum describing the methodology used to transition the stormwater utility billing to the non-ad valorem stormwater assessment parcel owner-based system.

Task 4: Ordinance / Resolution Development and Adoption

- Consultant will assist in implementing the stormwater non-ad valorem stormwater assessment following the procedures set forth in the Uniform Method of Collection.
- Consultant will assist the City with meeting the rigid timeline requirements required for the implementation of the stormwater utility fee on the non-ad valorem stormwater assessment I.

- Consultant will draft the Notification of Intent for the use of the Uniform Method of Collection for the implementation of a non-ad valorem stormwater assessment for the purpose of collecting stormwater utility fees to replace the existing billing method.
- Consultant will assist the City in developing and adopting the appropriate stormwater utility ordinance and rate resolution. This ordinance should recognize the following attributes:
 - Purpose of Utility
 - Definitions
 - Use of Funds
 - Rate Methodology
 - Means of Collection
 - Appeals Process
 - Credit System
- Consultant will coordinate with the City Attorney, as necessary. Consultant will provide example ordinances to the City for review and will provide the necessary technical information specific to the City of Deerfield Beach proposed program. This information can be utilized by the City Attorney to draft a revised Stormwater Utility Ordinance.
- Consultant will review this ordinance and will provide support for the ordinance adoption by attending and making presentations at up to two remote workshops with City officials and/or public hearings.

Task 5: Public Notification and Outreach

- Consultant will assist the City with public notification tasks and public outreach as needed attending up to two City Commission meetings. These meetings may take place in person or remotely.
- If the City does not have internal capacity to perform direct mail notification services to its stormwater customers, Consultant will provide an additional fee estimate for the contracting and coordination of a third party mailing service.

3. BASIS OF COMPENSATION:

For the Scope of Services, Consultant will be compensated for the scope of work on a time and materials basis, in accordance with the Contract. The estimated cost for the

professional services described above is \$105,000 ("Cost Estimate"), as summarized below. Consultant believes this estimate is sufficient to complete the work and will use its best efforts to complete all necessary work within this Cost Estimate. In order to exceed the estimate, Consultant will provide a factual basis for the reasons the estimate must be exceeded.

Additional services over and beyond those defined in the scope above will be subject to additional compensation to be mutually agreed upon by both the City and Consultant. The Cost Estimate may only be exceeded upon written authorization by City in accordance with the City's Procurement Code; otherwise, Consultant will complete the Scope of Services for an amount not to exceed \$105,000.

4. TIME OF PERFORMANCE:

Consultant will complete the work of this scope in two phases. The intent is to complete Phase I in time for presentation to the City Commission meeting on November 15th, 2022, and Phase II in time to meet the deadlines required for inclusion on the fiscal year 2024 non-ad valorem assessment. Phase II will be completed on or before the September 15th, 2023 deadline for the certification of the non-ad valorem tax roll for fiscal year 2024.

PHASE	COMPLETION
Phase I	60 days from notice to proceed
Phase II	September 15, 2023

5. ASSUMPTION(S):

Consultant's level of effort is based on the following key assumptions:

1. City has reviewed City ordinances for barriers to the implementation of a non-ad valorem tax assessment for stormwater and there are none.
2. No changes to the City's existing stormwater utility rate classifications are proposed or scoped within this document. This project will update billing methodology and fee per ERU only.
3. Water meter locations and accounts are geocoded in a GIS point shapefile with attributes corresponding to unique identifier, customer class, unique account and meter identifiers, ERU counts and impervious area measurements.
4. Water meters and accounts have geocoded unique identification attributes.
5. The City has an existing procedure to publish public notifications via local newspaper.

6. The City will respond to Consultant data inquiries, questions and requests for comment in a timely manner. The City understands that delays in responses may jeopardize Consultant ability to meet non-ad valorem implementation deadlines.
7. The City provides required data to Consultant within one week of Notice to Proceed, including the following:
 - Most recent Broward County Property Appraiser GIS Parcel Layer and Attributes table.
 - Broward County Property Appraiser Property Attributes for the City's stormwater service area.
 - Most recent complete billing roll database in excel format with list of accounts by unique identifier (usually a customer ID or meter ID).
 - List of all current water meter customers by customer ID, meter ID, including any unique identifiers, location identifiers and foreign keys that may relate to parcel and/or location information. This includes any information that identifies/differentiates customers as belonging to separate billing categories/customer classes.
 - Most recent GIS Point shapefile or geodatabase of water meter locations with all relevant attributes including (but not limited to) unique identifier, meter number, account number, total ERUs, total impervious area in square feet, owner name(s), owner street address, owner city, state, zip, meter location street address, city, state and zip, any identifying features useful for the determination of location and assignment to a specific parcel owner.
 - Most recent Impervious Area GIS shapefile (or geodatabase).
 - A list and description of each of the City's current stormwater utility billing categories/customer classes. Description should include how each class is identified.
 - Citywide Stormwater Master Plan
 - Stormwater Capital Improvement Plan (CIP)
 - Most recent City Stormwater Utility Budget
 - Most recent Comprehensive Annual Financial Report (CAFR)
 - Most recent high resolution aerial photography of the stormwater service area
 - Administrative Program costs and details related to the stormwater utility.
 - Any other documents that may be related to the stormwater utility planning, budgeting and/or expenditures.

6. DELIVERABLES:

PHASE I

- Kickoff meeting minutes
- Updated GIS Impervious Area Shapefile
- Technical Memorandum

PHASE II

- Kickoff meeting minutes
- Draft Resolution of Intent to use Uniform Method of Collection
- Technical Memorandum
- Draft Letter of Public Notification
- Review comments on Ordinance and Resolution
- Draft stormwater utility billing roll
- Final stormwater utility billing roll

City of Deerfield Beach								
Stormwater Utility Fee Update and Implementation Methodology Migration								
FEE ESTIMATE								
August 25, 2022								
	Vice President	Senior Associate	Senior Principal Scientist	Assistant Engineer	GIS Technician	Admin	Total Hours	Total Labor Cost
Hourly Rate	\$300.00	\$265.00	\$125.00	\$115.00	\$85.00	\$75.00		
PHASE I								
Task 1 - Kickoff Meeting and Phase Coordination	4	4	4	4	0	0	16	\$3,220
Task 2 - Update Stormwater GIS Impervious Area	0	0	20	8	50	0	78	\$7,670
Task 3 - Estimate Stormwater Fee under Alternative Financing Mechanisms	4	30	24	12	0	0	70	\$13,530
Task 4 - Technical Memorandum	4	16	32	8	0	8	68	\$10,960
	PHASE I TOTAL:							\$35,380
PHASE II								
Task 1 - Kickoff Meeting and Phase Coordination	4	4	20	10	4	0	42	\$6,250
Task 2 - Requirements and Data Review	10	16	20	8	8	2	64	\$11,490
Task 3 - Billing Roll Migration	10	16	88	40	80	20	254	\$31,140
Task 4 - Ordinance / Resolution Development and Adoption	4	10	20	0	0	4	38	\$6,650
Task 5 - Public Notification and Outreach	16	8	10	16	0	4	54	\$10,310
	PHASE II TOTAL:							\$65,840
Other Direct Costs (travel/mileage/lodging if necessary)								\$3,000
PROJECT TOTAL HOURS	56	104	238	106	142	38	684	
PROJECT TOTAL COST	\$16,800.00	\$27,560.00	\$29,750.00	\$12,190.00	\$12,070.00	\$2,850.00		\$104,220



City of Deerfield Beach

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

Face Sheet File Number: I.D. 2022-1467

Agenda Date: 9/14/2022

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING AND RENAMING SECTION 2-1 "CITY SEAL" OF CHAPTER 2 "ADMINISTRATION" OF THE CITY CODE OF ORDINANCES TO INCLUDE THE CITY'S CURRENT OFFICIAL SEAL AND CITY LOGO; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Recommended Action

Commission to vote on Ordinance and set public hearing for October 3, 2022

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

City Code Section 2-1 regarding the City Seal, references the original seal in subsection (a) and the official seal in subsection (b). These were added to the City Code back in 1995.

Current Activity

The enclosed Ordinance amends City Code Section 2-1(b) to reflect the updated official City seal, which was previously approved for use. We are also adding subsection (c) to include the updated City logo and renaming the Section to "City seal and City logo". The buck horns with the ocean wave were approved in 2016 for official use and trademarked in 2019.

Note: The former and current seals and logos have been attached for your review, including side by side comparisons of the former and current City seal and logo.

ORDINANCE NO. 2022

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING AND RENAMING SECTION 2-1 “CITY SEAL” OF CHAPTER 2 “ADMINISTRATION” OF THE CITY CODE OF ORDINANCES TO INCLUDE THE CITY’S CURRENT OFFICIAL SEAL AND CITY LOGO; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE

WHEREAS, Section 2.01 “City Seal” of the City Code includes the original seal of the City and the official seal of the City; and

WHEREAS, the City desires to amend City Code Section 2.01 to rename the Section “City Seal and City Logo” and include the City’s current Official Seal and City logo; and

WHEREAS, staff recommends the City Commission adopt this Ordinance amending and renaming City Code Section 2-1 to include the City’s current Official Seal and City logo.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AS FOLLOWS:

Section 1. The above “WHEREAS” clauses are true and correct and are made a part of this Ordinance.

Section 2. Section 2.01 “City Seal” of Chapter 2 “Administration” of the City Code of Ordinances is hereby renamed and amended to read as follows¹:

Chapter 2 ADMINISTRATION

ARTICLE I. IN GENERAL

Sec. 2-1. City seal and City logo.

(a) *Original seal.*

- (1) The City of Deerfield Beach does hereby recognize by this section, the original seal of the City of Deerfield Beach, as generally depicted below, as the official original seal of the City of Deerfield Beach.

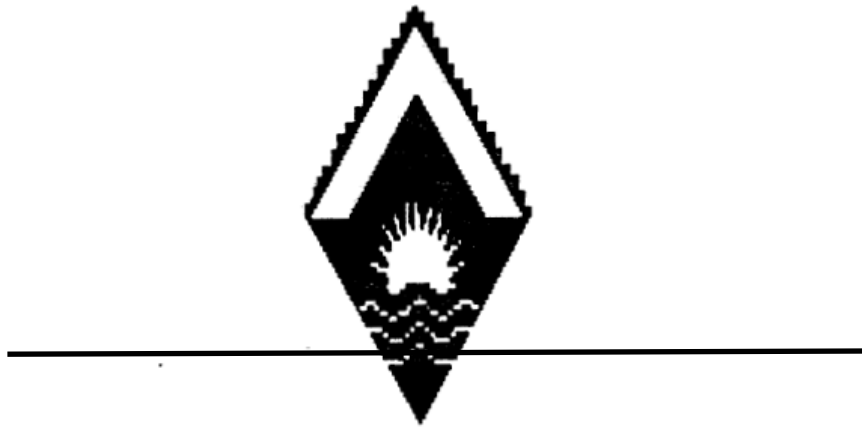
¹ Additions to existing City Code text are shown in underline. Deletions to existing text are shown in ~~strikethrough~~.



- (2) By this section the City of Deerfield Beach declares that it is unlawful for anyone to reproduce or for anyone to manufacture, use, display, or otherwise employ any facsimile or reproduction of this seal except by city officials or employees in the performance of their official duties, without the express approval of the City Commission of the City of Deerfield Beach.

(b) *Official seal.*

- (1) The city seal, as depicted below, is hereby designated by the City of Deerfield Beach as the official seal of the City of Deerfield Beach. It shall be unlawful for any person or entity to manufacture, use, display, or otherwise employ any facsimile or reproduction of the city seal, except by city officials or employees in the performance of their official duties, without the express approval of the City Commission of the City of Deerfield Beach.



City of
DEERFIELD
BEACH



(2) Any violation of this paragraph shall be punishable as set forth in F.S. § 165.043.

(c) Official logo.

The city logo, as depicted below, is hereby designated by the City of Deerfield Beach as the official logo of the City of Deerfield Beach.



Section 3. All Sections or parts of Sections of the Code of Ordinances, all ordinances or parts of ordinances, and all Resolutions, or parts of Resolutions, in conflict with this Ordinance are repealed to the extent of such conflict.

Section 4. The provisions of this Ordinance are declared to be severable, and, if any section, sentence, clause and/or phrase of this Ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance, which shall remain in effect, it being the legislative intent that this Ordinance shall stand despite the invalidity of any part.

Section 5. It is the intention of the City Commission and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the City Code of the City of Deerfield Beach, and that the sections of this Ordinance may be renumbered to accomplish such intent.

Section 6. That this Ordinance shall take effect immediately upon adoption on second reading.

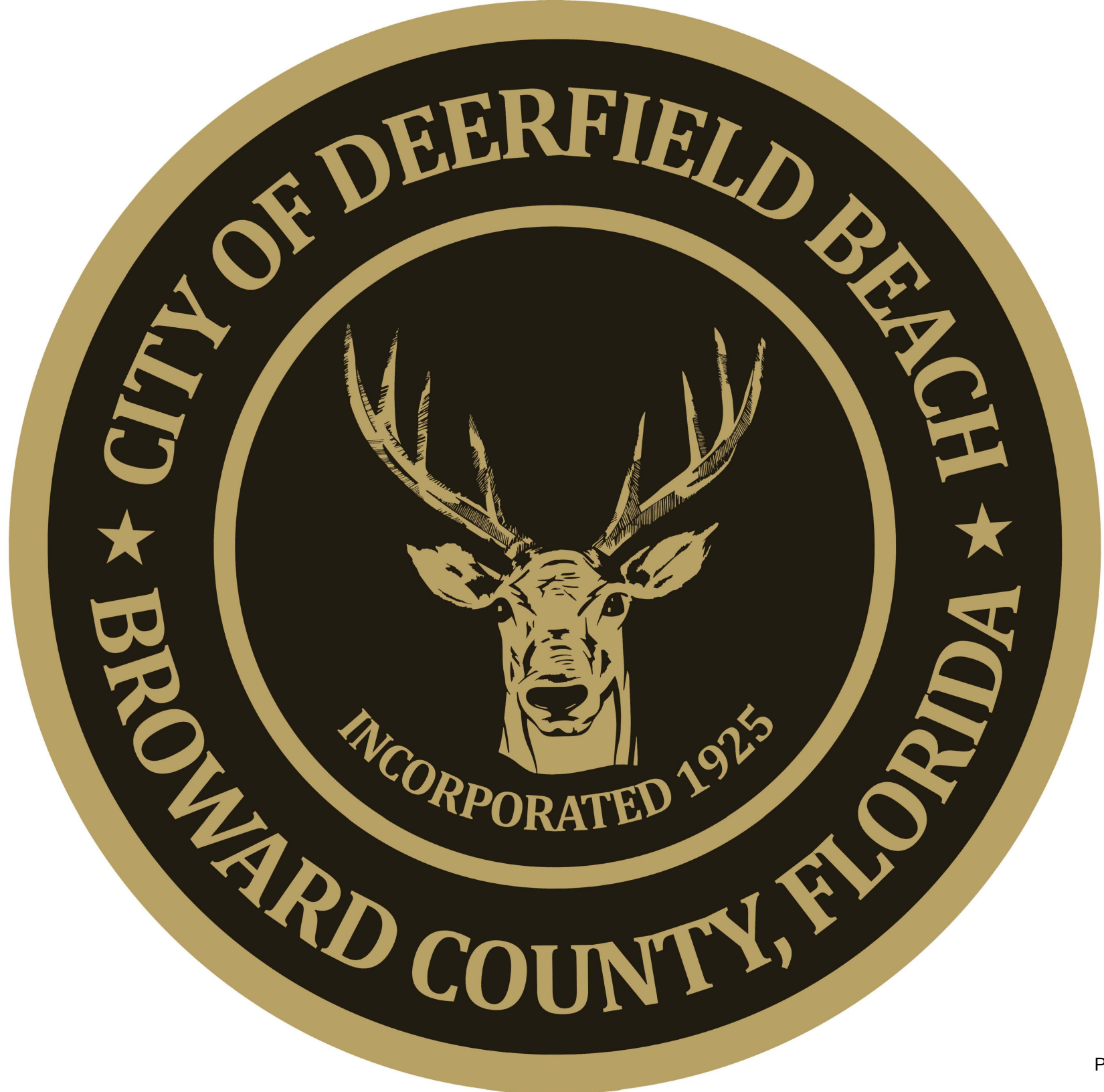
PASSED 1ST READING ON THIS ____ DAY OF _____, 2022.

PASSED 2ND READING ON THIS ____ DAY OF _____, 2022.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CITY CLERK



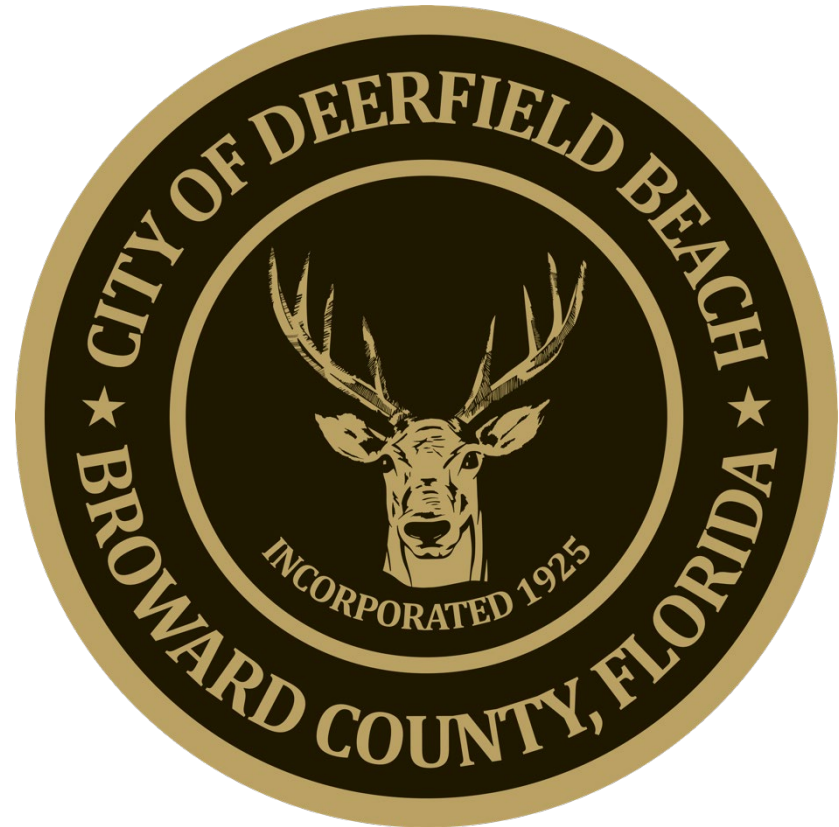


Deerfield Beach
161 of 163
Florida

Before



Updated





City of

D E E R F I E L D

B E A C H



Deerfield Beach

Florida