Meeting Minutes
Community Redevelopment Agency

Tuesday, June 14, 2022 | **7:00 PM** | **Commission Chambers**

CALL TO ORDER AND ROLL CALL

The meeting was called to order on the above date by Chair Bill Ganz at 7:01 p.m., in the City Commission Chambers, 150 NE 2nd Avenue, Deerfield Beach, Florida.

Present: 5 - Mr. Todd Drosky
Mr. Bernie Parness
Mr. Ben Preston
Vice Chair Michael Hudak
Chair Bill Ganz

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

PLEDGE OF ALLEGIANCE

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

APPROVAL OF MINUTES

Community Redevelopment Agency Meeting Minutes - April 12, 2022

MOTION was made by Vice Chair Hudak, seconded by Mr. Parness, to approve the April 12, 2022 minutes as submitted. Voice Vote:

Yeas: 5 - Mr. Drosky, Mr. Parness, Mr. Preston, Vice Chair Hudak and Chair Ganz

Nays: 0

APPROVAL OF COMMUNITY REDEVELOPMENT AGENCY AGENDA

June 14, 2022

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

Yeas: 5 - Mr. Drosky, Mr. Parness, Mr. Preston, Vice Chair Hudak and Chair Ganz

Nays: 0

GENERAL ITEMS

1. **CRA Resolution 2022/006 - A Resolution of the City of Deerfield Beach Community Redevelopment Agency (CRA), authorizing the expenditure of $152,066.15 on Comcast of South Florida II, Inc. ("Comcast") for Comcast to underground Comcast's aerial utility lines along the S-Curve as part of the City's S-Curve Streetscape Improvements Project; authorizing execution of an agreement with Comcast; and providing for an effective date.** *(Funds from Account #190-8000-539-63-11 - Lighting)*

The Resolution was read by title only.

Mark DiMascio, CRA Capital Projects Manager, said all three (3) items are associated with the S-Curve Undergrounding and Streetscape Improvement Project.

In response to Mr. Parness' question, Mr. DiMascio replied that these are existing services that will be moved underground.

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

MOTION was made by Mr. Parness, seconded by Vice Chair Hudak, to approve Item 1, adopted CRA Resolution 2022/006. Roll Call:

Yeas: 5 - Mr. Drosky, Mr. Parness, Mr. Preston, Vice Chair Hudak and Chair Ganz

Nays: 0

2. **CRA Resolution 2022/007 - A Resolution of the City of Deerfield Beach Community Redevelopment Agency (CRA), approving an underground facilities conversion agreement and city right-of-way agreement for underground conversions with Florida Power & Light Company ("FPL") for FPL to underground FPL's utility lines along the S-Curve as part of the City's S-Curve Streetscape Improvement Project; authorizing execution of the Agreements; providing for an effective date.** *(Funds from Account #190-8000-539-63-11 - Lighting)*

The Resolution was read by title only.

Mark DiMascio, CRA Capital Projects Manager, advised that all utilities are located on the same poles and reiterated that they will be undergrounded.

There was no discussion amongst the Board.

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

MOTION was made by Mr. Parness, seconded by Vice Chair Hudak, to approve Item 2, adopted CRA Resolution 2022/007. Roll Call:

Yeas: 5 - Mr. Drosky, Mr. Parness, Mr. Preston, Vice Chair Hudak and Chair Ganz

Nays: 0

3. **CRA Resolution 2022/008 - A Resolution of the City of Deerfield Beach Community Redevelopment Agency (CRA), approving a special construction agreement with Bellsouth Telecommunications, LLC dba AT&T Southeast ("AT&T") for AT&T to underground AT&T's utility lines along the S-Curve as part of the City's S-Curve Streetscape Improvement Project; authorizing execution of the Agreement; providing for an effective date.** *(Funds from Account #190-8000-539-63-11 - Lighting)*

The Resolution was read by title only.

GENERAL ITEMS - CONTINUED

Mr. Drosky commented on the costs not being outlined in the title for Items 2 and 3; nevertheless, they are outlined in the backup material. He said the estimate for this Item is $222,582.61 and asked if the Board will be approving a not to exceed amount.

Mark DiMascio, CRA Capital Projects Manager, stated that these were the estimates provided and if the Board approves, staff is hopeful the costs will be locked in as is.

In response to Mr. Drosky's question, Anthony Soroka, City Attorney, replied that Items 2 and 3 have agreements, which speak to the actual cost, so it could be more; therefore, he said the Board has two (2) options, 1) to approve as is, or 2) approve, subject to not exceed a certain amount. Mr. Soroka explained that if the Board desires to move forward with Option 2, the item would have to come back for approval if the cost goes over. Regarding the FP&L item, it is driven by tariff, and states that it can go 10% above the $510,000. The AT&T item is based on actual cost; whereby, an estimate has been provided, but the CRA will be responsible for the actual cost.

Mr. Drosky recommended approval for an amount not to exceed $222,582.61 and if it goes over, the vendor can come back with justification.

Mr. Soroka explained that the CRA Director does have change order authority under a certain amount therefore, clarification is needed on whether the Board wants the item being brought back if it goes over the cost.

Vice Chair Hudak asked if the Board was considering stopping the project if the cost is higher than anticipated because one project cannot be done without the others.

Mr. DiMascio clarified that construction will be done concurrently; however, if this cost increases, this portion would be stopped, and the entire project could take longer. Further, he stated that per the FP&L agreement, the City has 180 days to execute the agreement and pay the specified amount outlined in the agreement.

In response to Mr. DiMascio's question, Mr. Soroka replied that the FP&L agreement states that if the conversion exceeds the estimate the cost shall be adjusted by the lesser of the difference between the actual cost and the estimate, or 10% of the $510,000.

Mr. Parness agreed with moving forward as is because having the utilities undergrounded is safer for the residents on the Island.

Chair Ganz opened the public hearing.

Janice Fulmore-Tigner, 1090 SW 4th Terrace, Deerfield Beach, asked if utility undergrounding is part of the median and beautification project that is being done on the westside of the City and asked if money has been allocated.

Chair Ganz replied no; this project only pertains to utility undergrounding on the S-Curve.

Mr. DiMascio said these items are part of the S-Curve Utility Undergrounding and Streetscape Improvements Project; whereby, another component will be brought before the Board later this year, which includes the streetscape portion, i.e. pavers, landscaping, etc.

In response to Chair Ganz's question, David Santucci, City Manager, clarified that no other utility undergrounding projects are being done by the City. Thereafter, he commented on an undergrounding utility project being done on SW 10th Street.

Peggy Ross, 103 NE 19th Avenue, Deerfield Beach, spoke in opposition since the utility project will only be for the S-Curve and not the entire island.

Mr. DiMascio stated that the area is from NE 1st to NE 4th Court, which will mainly cover the commercial portion of the S-Curve.

GENERAL ITEMS - CONTINUED

Thereafter, Chair Ganz provided a brief overview of the project and staff displayed a photograph of the project location.

Paula Cook, 62 Centennial Court, Deerfield Beach, asked for the cost of the FP&L item.

Mr. DiMascio replied that FP&L's cost is estimated at $510,201.

Chair Ganz closed the public hearing.

After a brief discussion, Mr. Parness motioned approval of Item 3, which was to approve the actual cost of the item.

MOTION was made by Mr. Parness, seconded by Vice Chair Hudak, to approve Item 3, adopted CRA Resolution 2022/008. Roll Call:

Yeas: 3 - Mr. Parness, Mr. Preston and Vice Chair Hudak

Nays: 2 - Mr. Drosky and Chair Ganz

ADMINISTRATION COMMENTS

None.

BOARD COMMENTS

None.

PUBLIC COMMENT

There were no public comments.

ADJOURNMENT

MOTION was made by Mr. Parness, seconded by Mr. Preston, to adjourn the meeting at 7:25 p.m. Voice Vote:

Yeas: 5 - Mr. Drosky, Mr. Parness, Mr. Preston, Vice Chair Hudak and Chair Ganz

Nays: 0

BILL GANZ, CHAIR

Samantha Gillyard, CMC, City Clerk