



## **Regular City Commission Meeting Agenda**

150 NE 2<sup>nd</sup> Avenue | Deerfield Beach, FL, 33441 | 954-480-4200

Mayor Bill Ganz

Vice Mayor Bernie Parness

District 1 Commissioner Michael Hudak

District 2 Commissioner Ben Preston

District 4 Commissioner Todd Drosky

**Tuesday  
June 20, 2023  
7:00 PM**

**CALL TO ORDER & ROLL CALL**

**MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE**

**APPROVAL OF CITY COMMISSION MINUTES**

Regular City Commission Meeting Minutes

**Attachment:** May 16, 2023

**ACKNOWLEDGEMENT OF CITY BOARD MINUTES**

Firefighters Pension Fund Meeting Minutes

**Attachment:** March 6, 2023

Planning & Zoning Board Meeting Minutes

**Attachment:** May 4, 2023

Code Compliance Meeting Minutes

**Attachment:** March 22, 2023, May 9, 2023

African American Heritage Committee Meeting Minutes

**Attachment:** April 13, 2023, May 11, 2023

**APPROVAL OF THE AGENDA**

June 20, 2023

## ZOOM MEETING

Join Zoom Meeting by clicking the below link:

<https://deerfield-beach.zoom.us/j/85054575728?pwd=bGMweHY2WXhEcEdiQnI4SkNXR0V5dz09>

Join Zoom Meeting via telephone by dialing:

Call-in Number: (301) 715-8592

Meeting ID: 850 5457 5728#

Participant ID: #

Passcode: 209983#

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. Proclamation presented to the Certified Nursing Assistants (CNA's) in recognition of the 46th Annual National Certified Nursing Assistants Week.

**Sponsor:** Department of Community Services

2. Certificate of Recognition presented by Captain Hofstein to BSO Law Enforcement staff.

**Sponsor:** BSO - Law Enforcement

## QUASI-JUDICIAL PUBLIC HEARINGS

**3. P.H. 2023-082: SIGN VARIANCE CASE NO. 781**

*Applicant:* **KING MOTOR COMPANY OF SOUTH FLORIDA, REPRESENTED BY WINNINGHAM AND FRADLEY, INC.**

*Proposal:* Seeking six (6) SIGN VARIANCES from the provisions of the Deerfield Beach Land Development Code: 1.) From Section 102-8(c)(a) to allow an additional wall sign per street frontage for two (2) additional signs, one (1) per dealership, in lieu of one (1) wall sign per street frontage as required by Code; 2.) From Section 102-8(f)(4) to allow four (4) on-premises directional signs, two (2) wall signs and two (2) freestanding signs to exceed the maximum square footage, in lieu of the two (2) square foot maximum required by Code.

*Location:* The property is generally described as several parcels of land in PICCADILLY CAFETERIA DEERFIELD 117-33 B PARCEL A & B TOGET WITH A POR OF 7-48-43 DESC AS:N 200 OF S 330 OF E1/2 OF NW1/4 OF SW1/4 OF NE1/4 LYING W OF EXISTING ST RD, LESS THERE FROM THE E 15 FOR WIDENING OF SAID ST RD, and located at **1345-1399 S Federal Hwy.**

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Department of Planning & Development Services

*Attachment:* Sign Variance Case No. 781

**4. P.H. 2023-081: APPLICATION 94-B2-65 REV. 6**

*Applicant:* **KING MOTOR COMPANY OF SOUTH FLORIDA, REPRESENTED BY WINNINGHAM AND FRADLEY, INC.**

*Proposal:* Major site plan modification to demolish the Suzuki & Saturn/Mitsubishi dealerships, renovate and expand service for Hyundai dealership, and construct a new Genesis dealership and display area, on a 5.35-acre site.

*Location:* The property is generally described as several parcels of land in PICCADILLY CAFETERIA DEERFIELD 117-33 B PARCEL A & B TOGET WITH A POR OF 7-48-43 DESC AS: N 200 OF S 330 OF E 1/2 OF NW 1/4 OF SW 1/4 OF NE 1/4 LYING W OF EXISTING ST RD, LESS THERE FROM THE E 15 FOR WIDENING OF SAID ST RD, and located at **1345-1399 S. Federal Highway.**

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Department of Planning & Development Services

*Attachment:* Application 94-B2-65 Rev. 6

- 5. P.H. 2023-083: ORDINANCE 2023/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 54 "PENSIONS AND RETIREMENT", ARTICLE V "MUNICIPAL FIREFIGHTERS' PENSION TRUST FUND", SECTION 54-257 "CONDITIONS OF DISABILITY", SECTION 54-271 "MEMBERS; TERMS OF OFFICE; ELECTION OF CHAIRMAN AND SECRETARY", AND SECTION 54-309 "BENEFITS OTHER THAN ON RETIREMENT" OF THE CITY CODE OF ORDINANCES TO ADDRESS RECENT CHANGES IN STATE LAW, COMPLIANCE WITH THE SECURE ACT AND THE BOARD TRUSTEE QUALIFICATIONS; 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:* Office of the City Attorney

***Attachment:*** Municipal Firefighters' Pension Trust Fund

## **PUBLIC COMMENT**

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

## **CONSENT - AGREEMENTS & EXPENDITURE REQUESTS**

- 6. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach,**

**Florida, approving the ranking and award of Request for Qualifications #23-14-VP for general and building construction services; authorizing execution of contracts for the services with the top eight responsive and responsible proposers; and providing for an effective date.**

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Department of Community Services

***Attachment:*** General and Building Construction Services

- 7. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the submission of an application to the U.S. Department of Transportation for safe streets and roads for all grant program funding in the estimated amount of \$240,000.00 for a demonstration project for temporary improvements to SW 3rd Avenue from Hillsboro Boulevard to SW 10th Street; authorizing the City expenditure of 20% matching funds and execution of a grant agreement, if the grant is awarded to the City; and providing for an effective date. (*Funds from Account #001-1100-515-32-99 - 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 Planning & Development Services

***Attachment:*** U.S. Department of Transportation

- 8. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a change order with Johnson-Laux Construction, LLC, in the amount of \$46,301.80 based upon the Sourcewell, Inc. Indefinite Quantity Construction Contract #FL-R10-GC11-111821-JLC for decommissioning and abandonment of a second existing underground fuel tank at Fire Station No. 1 for a total project cost of \$189,850.80; providing for execution and an effective date. (*Funds from Account #399-5060-519-65-30 - Capital Projects - Construction*)**

*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:** Johnson-Laux Construction, LLC

9. **Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the ranking and award of Request for Proposals #23-21-BA for third party administration services for workers compensation and liability claims; authorizing the appropriate city officials to execute an agreement with the top ranked, responsive, and responsible proposer, John Eastern Company, Inc. in an annual amount not to exceed \$100,000.00 for a two year term, with three one year renewal options; providing for implementation and an effective date. (*Funds from Account #606-0900-519-30-42 - Workers Compensation Expenses & 606-0900-519-37-71 - General Liability*)**

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Department of Human Resources

**Attachment:** John Eastern Company, Inc.

10. **Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the award of ITB #2023-13-BA for temporary employment services on an as needed basis to the eleven responsive firms: authorizing execution of contracts with all eleven firms for a one year term with four, one year renewal options; authorizing the acquisition of such services in amounts that exceed the aggregate sum of \$30,000.00 during the course of a fiscal year from one or more contracted firms as needed; providing for severability and an effective date. (*Funds from multiple accounts*)**

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Department of Human Resources

**Attachment:** Temporary Employment Services

## DEPARTMENTAL BUSINESS

11. **Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, accepting and adopting the Comprehensive Annual Financial Report for the fiscal year ending September 30, 2022; providing for an effective date.**

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Department of Financial Services

***Attachment:*** FY2022 ACFR

- 12. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and adopting the schedule of Stormwater Utility Rates, attached as Exhibit "A", effective October 1, 2023 through September 30, 2028, consistent with the previously adopted five year stormwater funding strategy; establishing the value of an equivalent residential unit; providing for implementation and an effective date.**

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Department of Financial Services

***Attachment:*** Stormwater Utility Rates

- 13. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the ranking for Invitation to Negotiate #23-02 PC for the lease of the City Pier Restaurant; authorizing concurrent lease negotiations with the two top ranked proposers, LMCOVE, LLC, and Deerfield Beach Café, LLC; providing for implementation and an effective date.**

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Department of Economic Development

***Attachment:*** City Pier Restaurant

- 14. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a change order with Shiff Construction & Development, Inc. in the amount of \$139,563.22 based upon Sourcewell, Inc. Job Order Contract #FL-R10-GC02-111821-SCD to amend the scope of work to include additional improvements to the West Community Center for a total project cost of \$720,161.72; providing for execution and an effective date. (*Funds from Account #399-7020-539-65-30 - Capital Project-Parks Maintenance/CIP-Infrastructure*)**

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Department of Environmental Services

***Attachment:*** Shiff Construction & Development, Inc.

- 15. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the award of Invitation to Bid #23-15-BA for the Rehabilitation of Floridan Aquifer Raw Water Wells at the West Water Treatment Plant; authorizing the execution of an agreement with Layne Christensen Company, the lowest priced responsive and responsible bidder, in an amount not to exceed \$942,662.07; providing for an effective date. (*Funds from Account #413-5020-533-60-31- Improvements Other Than Buildings*)**

*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:*** Layne Christensen Company

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| <b>COMMENTS BY ADMINISTRATION &amp; LEGAL</b> |
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| <b>CITY COMMISSION BUSINESS</b> |
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- 16. Discussion regarding the selection of a voting delegate to the Florida League of Cities 2023 Annual Conference from April 10-12, 2023.**

*Suggested Action:* Motion on decision of Commission

*Sponsor:* City Commission

***Attachment:*** FLC 2023 Annual Conference

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| <b>COMMENTS BY MAYOR &amp; CITY COMMISSION</b> |
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| <b>ADJOURNMENT</b> |
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**FUTURE CITY COMMISSION MEETINGS**

*Regular City Commission Meeting - Tuesday, July 18, 2023*

*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.*