



Regular City Commission Meeting Agenda

150 NE 2nd 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
December 12, 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: October 17, 2023

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Affordable Housing Advisory Committee Meeting Minutes

Attachment: August 7, 2023

Non-Uniformed Employees Retirement Committee Meeting Minutes

Attachment: August 14, 2023

Community Redevelopment Agency Meeting Minutes

Attachment: August 29, 2023

Firefighter Pension Fund Meeting Minutes

Attachment: September 11, 2023

Hillsboro Inlet District Meeting Minutes

Attachment: October 16, 2023

Marine Advisory Board Meeting Minutes

Attachment: October 19, 2023

Code Compliance Meeting Minutes

Attachment: October 23, 2023

Community Appearance Board Meeting Minutes

Attachment: October 25, 2023, November 8, 2023

APPROVAL OF THE AGENDA

December 12, 2023

ZOOM INFORMATION

Join Zoom Meeting by clicking the below link:

<https://deerfield-beach.zoom.us/j/83822309935?pwd=WmhEZi9lak02QmcxSk1tSUlibldqUT09>

Join Zoom Meeting via telephone by dialing:

Call-in Number: (301) 715-8592

Meeting ID: 838 2230 9935#

Participant ID: #

Passcode: 511135#

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

QUASI-JUDICIAL PUBLIC HEARINGS

1. P.H. 2024-021: Application: 22-RM10-47

Applicant: Intracoastal Properties IV, LLC, represented by JSR Design Group, Inc.

Proposal: Seeking Major Site Plan approval to demolish two existing duplexes and construct three new townhomes consisting of 11,446 square feet with associated site improvements, on a 0.33 acre site.

Location: The property is generally described as LOTS 11 AND 21, BLOCK 14, OF OCEAN VUE, AMENDED PLAT OF BLOCKS 12, 13, AND 14 OF OCEAN VUE, and located at **513-525 NE 19th Avenue and 1867 NE 5th Street.**

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 22-RM10-47

PUBLIC HEARINGS

2. P.H. 2024-022: Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the 2022-2023 Consolidated Annual Performance and Evaluation Report ("CAPER") for the United States Department of Housing and Urban Development ("HUD") Programs; authorizing submission of the CAPER to HUD; 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 Community Services

Attachment: CAPER

3. P.H. 2024-023: Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Deerfield Beach Affordable Housing Advisory Committee Incentive Report for fiscal year 2022-2023; authorizing submission of the

Incentive Report to the Florida Housing Finance Corporation; 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 Community Services

Attachment: AHAC Annual Incentive Report

PUBLIC HEARINGS – SECOND READING

- 4. P.H. 2024-024: ORDINANCE 2023/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, ADOPTING THE UPDATED FIVE YEAR SCHEDULE OF CAPITAL IMPROVEMENTS SET FORTH IN TABLES 10.2 AND 10.4 IN ORDER TO UPDATE THE CAPITAL IMPROVEMENTS ELEMENT ("CIE") IN CONFORMANCE WITH SECTION 163.3177, FLORIDA STATUTES, AS MORE SPECIFICALLY SET FORTH IN EXHIBIT "A"; 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 Planning & Development Services

Attachment: CIE

- 5. P.H. 2024-025: ORDINANCE 2023/ - AN ORDINANCE OF THE CITY OF DEERFIELD BEACH, FLORIDA, AUTHORIZING THE ISSUANCE OF DEBT OBLIGATIONS OF THE CITY ("OBLIGATIONS"), IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$16,500,000, TO PROVIDE FUNDS, TOGETHER WITH OTHER AVAILABLE MONEYS, TO PAY THE COST OF CERTAIN CAPITAL IMPROVEMENTS TO THE CITY'S WATER AND SEWER SYSTEM AND TO PAY COSTS OF ISSUANCE OF THE OBLIGATIONS; PROVIDING THAT SUCH OBLIGATIONS SHALL BE SECURED BY AND PAYABLE FROM CERTAIN PLEDGED REVENUES CONSISTING PRIMARILY OF THE NET REVENUES OF THE WATER AND SEWER SYSTEM, AS SHALL BE SET FORTH OR PROVIDED FOR IN A SUPPLEMENTAL RESOLUTION TO BE ADOPTED BY THE CITY COMMISSION PRIOR TO THE ISSUANCE OF THE OBLIGATIONS; PROVIDING THAT, SUBJECT TO THE LIMITATIONS HEREIN CONTAINED, THE TERMS OF SUCH OBLIGATIONS SHALL BE ESTABLISHED OR PROVIDED FOR AND THE OBLIGATIONS SHALL BE SOLD AS**

PROVIDED IN THE SUPPLEMENTAL RESOLUTION; AUTHORIZING THE TAKING OF OTHER ACTIONS RELATING TO THE OBLIGATIONS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING 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: Debt Obligations

- 6. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, authorizing a loan in the aggregate principal amount not exceeding \$16,500,000 to provide interim financing for certain capital improvements to the City's water and sewer system and related costs; authorizing the issuance of a water and sewer revenue note, Series 2023 to evidence such loan; making findings and determinations as to the loan and the note; accepting the lender's proposal to provide the loan and purchase the note; providing that the City's obligations under the loan and the note shall be secured and payable from pledged funds consisting primarily of the net revenues of the City's water and sewer system; approving the form of a loan agreement with the lender and authorizing the execution and delivery of the Loan Agreement and the Note; authorizing other required actions in connection therewith; and providing an effective date. (*Departmental Business*)**

Suggested Action: Commission to vote on Resolution

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

Sponsor: Department of of Financial Services

Attachment: Loan Agreement and Note

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

- 7. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, appointing Patricia O'Neil as a member of the Affordable Housing Advisory Committee; 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: Office of the City Clerk

Attachment: AHAC Appointment

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

- 8. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Governmental Agency Order Publicly Accessible Website Agreement with Civic Plus, LLC, relating to the publication of legal notices on Broward County's designated website; authorizing the execution of the Agreement; and providing for an effective date. (Funds from Account #001-0305-513-39-21 - Advertising)**

Suggested Action: Commission to vote on Resolution

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

Sponsor: Office of the City Clerk & Commissioner Todd Drosky

Attachment: Civic Plus, LLC

- 9. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, appointing the Law Offices of John J. Hearn, P.A. as Code Enforcement Special Magistrate and Zoning Appeals Special Master in accordance with the provisions of the City of Deerfield Beach Code of Ordinances and Land Development Code; and providing for an effective date. (Funds from Account #001-3009-524-30-26 - Code Compliance/Code**

Enforcement/Special Magistrate & 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: Office of the City Attorney

Attachment: Law Offices of John J. Hearn, P.A.

10. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and adopting the National Institute of Standards and Technology's Cybersecurity Framework as the City's Cybersecurity Standards pursuant to Section 282.3185, Florida Statutes; 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 Information Technology

Attachment: Cybersecurity Framework

11. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the award of a Community Participation Grant to DPR Youth Enrichment Association for Academics & Athletics, Inc. in the amount of \$45,000.00 to support the Packer Rattlers Youth Football, Cheerleading, and Academic Support Programs; providing for execution, severability, conflicts, and an effective date. (*Funds from Account #001-7025-572-39-14 - Athletic Program Supplement*)

Suggested Action: Commission to vote on Resolution

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

Sponsor: Department of Parks & Recreation

Attachment: DPR Youth Enrichment Association for Academics & Athletics, Inc.

12. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, accepting right-of-way dedications for seven properties, as set forth on Exhibits "A" through "G", as part of the Habitat for Humanity Development Project; 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 Environmental Services

Attachment: Habitat for Humanity Development Project

- 13. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a change order in the amount of \$146,379.86 to design and implement modifications to the architectural distribution of the floor space for the Johnny L. Tigner Community Center Project to accommodate the Department of Parks and Recreation staff, including audio visual infrastructure and equipment, for a total project cost of \$11,529,596.17; providing for execution of the Change Order, implementation and an effective date. (*Funds from Account #358-5060-572-61-12 - 2018 Revenue Bond Fund - 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: Johnny L. Tigner Community Center Project

- 14. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and adopting the City's Comprehensive Emergency Management Plan; 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 Public Safety

Attachment: Comprehensive Emergency Management Plan

- 15. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Statewide Mutual Aid Agreement with the Florida Division of Emergency Management; 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 Public Safety

Attachment: Statewide Mutual Aid Agreement

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

Florida, adopting the City's 2024 State Legislative Agenda; providing for transmittal, 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 Community Services

Attachment: 2024 State Legislative Agenda

17. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, accepting a grant award from the Florida Department of Environmental Protection in an amount of \$435,000 for the Martin Luther King Jr. Avenue Stormwater Project; approving and authorizing execution of the Grant Agreement; 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: MLK Stormwater Project

18. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving an updated Security Program Plan for the Community Shuttle Program with Broward County; 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 Community Services

Attachment: Security Program Plan

19. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving an updated System Safety Program Plan for the Community Shuttle Program with Broward County; 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 Community Services

Attachment: System Safety Program Plan

- 20. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving an amendment and restatement of the 2019 Edward Byrne Justice Local Assistance Solicitation Grant Memorandum of Understanding between the participating agencies and the City of Pompano Beach for the administration of the 2019 Edward Byrne Memorial Justice Assistance Grant funds; authorizing execution of the amended and restated Memorandum of Understanding; 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: Edward Byrne Justice Grant MOU

- 21. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a funding agreement with the Broward County Sheriff in the amount of \$20,252.70 in 2019 Edward Byrne Memorial Justice Assistance Grant funds to implement the Railroad Crossing Education and Enforcement Program; authorizing execution of the Funding Agreement; 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: Railroad Crossing Education and Enforcement Program

- 22. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a Second Amendment and Restatement to the Subrecipient Agreement with the City of Pompano Beach for the 2019 Edward Byrne Justice Assistance Solicitation Grant Award to extend the Agreement term end date to September 30, 2024; authorizing execution of the Second Amendment and Restatement Agreement; 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: Subrecipient Agreement

DEPARTMENTAL BUSINESS

- 23. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and authorizing execution of a close-out agreement and release with Siemens Industry, Inc. related to the Guaranteed Energy, Water, and Wastewater Performance Savings Agreement between the City and Siemens Industry, Inc.; providing for severability, 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 Sustainable Management

Attachment: Siemens Industry, Inc.

- 24. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and authorizing execution of a contract with Waste Connections of Florida, Inc. for the disposal of municipal solid waste, bulk materials, and construction and demolition debris for a three-year term commencing on December 28, 2023, with one, three year renewal option; waiving the requirements for competitive solicitations set forth in Section 38-116 of the City Code of Ordinances; providing for severability, implementation, and an effective date. (*Funds from Account #450-4551-534-32-14 - Disposal Expense*)**

Suggested Action: Commission to vote on Resolution

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

Sponsor: Department of Sustainable Management

Attachment: Waste Connections of Florida, Inc.

- 25. ORDINANCE 2023/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING ARTICLE I "IN GENERAL" OF CHAPTER 66 "TRAFFIC AND VEHICLES" OF THE CITY CODE OF ORDINANCES TO CREATE SECTION 66-2 "SPEED DETECTION SYSTEMS FOR ENFORCEMENT OF SCHOOL ZONE SPEED LIMITS" TO AUTHORIZE THE PLACEMENT AND INSTALLATION OF SPEED DETECTION SYSTEM ON ROADWAYS MAINTAINED AS SCHOOL ZONES; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance and set public hearing date for January 9,

2024

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

Sponsor: Department of Public Safety

Attachment: Enforcement of School Zone Speed Limits

- 26. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and authorizing execution of a professional services agreement with Jacobs Engineering Group, Inc. to develop a design criteria package and provide administrative services for the Anion/Ion Exchange System Treatment Upgrades for Water Treatment Plant Operations in an amount not to exceed \$1,749,686.00; and providing for an effective date. (Funds from Account #413-5020-533-60-31 - Improvements Other than Buildings & Account #413-5020-533-65-30 - 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: Jacobs Engineering Group, Inc.

- 27. Presentation regarding the architectural enhancements to the International Fishing Pier.**

Sponsor: Department of Environmental Services

Attachment: International Fishing Pier

- 28. Resolution 2023/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the ranking and award of Request for Proposals No. #24-03-BA for the Deerfield Beach International Fishing Pier Repairs and Renovations; authorizing the City Manager to negotiate and execute an agreement with the top ranked, responsive and responsible proposer, Brothers' Construction Inc. in an amount not to exceed \$3,234,075.00; providing for implementation and an effective date. (Funds from Account #399-5060-519-65-30 - International Fishing Pier Structural Repair & Rehabilitation)**

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: Brothers' Construction Inc.

COMMENTS BY ADMINISTRATION & LEGAL

COMMENTS BY MAYOR & CITY COMMISSION

ADJOURNMENT

FUTURE CITY COMMISSION MEETINGS

Regular City Commission Meeting - Tuesday, January 9, 2024

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.