



Meeting Minutes City Commission

Tuesday, April 2, 2024

7:00 PM

Commission Chambers

CALL TO ORDER AND ROLL CALL

The meeting was called to order on the above date by Mayor Bill Ganz at 7:02 p.m., in the City Commission Chambers, City Hall, Deerfield Beach.

Present:

Commissioner Michael Hudak
Commissioner Bernie Parness - via Zoom
Commissioner Ben Preston
Vice Mayor Todd Drosky
Mayor Bill Ganz

Also Present:

City Manager David Santucci
City Attorney Anthony Soroka
City Clerk Heather Montemayor

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

Mayor Ganz said Hugh Andison, former city employee, recently passed, and asked that everyone keep him in their thoughts and prayers. Thereafter, there was a moment of silence, followed by the Pledge of Allegiance.

APPROVAL OF CITY COMMISSION MINUTES

Regular City Commission Meeting Minutes - March 19, 2024

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

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

Nays: 0

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Code Compliance Meeting Minutes - January 26 & February 13, 2024
African American Heritage Board Meeting Minutes - February 7, 2024
Education Advisory Board Meeting Minutes - February 7, 2024
Community Redevelopment Agency Meeting Minutes - February 13, 2024
Community Appearance Board Meeting Minutes - February 28, 2024

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

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

Nays: 0

APPROVAL OF CITY COMMISSION AGENDA

April 2, 2024

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

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

Nays: 0

AWARDS & RECOGNITION

1. Proclamation presented to Children's Services Council of Broward County in recognition of National Child Abuse Prevention Month.

Mayor Ganz presented a proclamation to Nicholas Hessing, Government Affairs Manager, in recognition of National Child Abuse Prevention Month.

Mr. Hessing thanked the Commission, as well as the City for their support.

2. Proclamation presented to the Climate Reality Project in recognition of Food Waste Prevention Week.

Mayor Ganz presented a proclamation to the Climate Reality Project in recognition of Food Waste Prevention Month.

Denise McFall, Climate Control, provided a brief overview of the importance of reducing food waste.

3. Proclamation presented to HOPE, Inc. in recognition of National Fair Housing Month.

Mayor Ganz presented a proclamation to Charmaine Williams, HOPE, Inc., who was not in attendance, in recognition of National Fair Housing Month.

4. Proclamation in recognition of National Community Development Week.

Mayor Ganz presented a proclamation to Jonathan Salas, Director of Community Services, in recognition of National Community Development Week.

PUBLIC HEARINGS - SECOND READING

5. P.H. 2024-053: ORDINANCE 2024/005 - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, VACATING AND ABANDONING A PORTION OF A TWENTY-FOOT UTILITY EASEMENT AND A THIRTY-FOOT WIDE ROAD RIGHT-OF-WAY LOCATED IN THE VICINTY OF 409, 412-418, 424, 430, 446, 450 AND 458 NORTH RIVER DRIVE (VISTA CLARA); PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.

The Ordinance was read by title only.

David Santucci, City Manager, provided a brief overview of the item, which was discussed during the first reading.

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

There was no discussion amongst the Commission.

PUBLIC HEARINGS - SECOND READING - CONTINUED

MOTION was made by Commissioner Hudak, seconded by Commissioner Parness, to approve Item 5, adopted Ordinance 2024/005. Roll Call:

Yeas: 5 - Commissioner Hudak, Commissioner Parness, Commissioner Preston, Vice Mayor Drosky, and Mayor Ganz
Nays: 0

- 6. P.H. 2024-054: ORDINANCE 2024/006 - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING ARTICLE I "IN GENERAL" OF CHAPTER 2 "ADMINISTRATION" OF THE CITY CODE OF ORDINANCES TO AMEND SEC. 2-1 "CITY SEAL AND CITY LOGO" TO UPDATE THE AUTHORIZED USES AND PROHIBITED USES RELATING TO THE CITY'S LOGO; PROVIDING FOR PENALTIES; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

The Ordinance was read by title only.

Mayor Ganz opened the public hearing.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, read an excerpt from the Ordinance; thereafter, he asked who the individuals are that are using the City's logo.

Mayor Ganz closed the public hearing.

David Santucci, City Manager, stated that he will provide the information that Mr. Herz is requesting after the meeting.

Mayor Ganz said this provides the City with protection, whereby, there are some companies who misrepresent themselves by using the City logo, and state that they are working on behalf of the City, when they are not.

MOTION was made by Commissioner Hudak, seconded by Commissioner Parness, to approve Item 6, adopted Ordinance 2024/006. Voice Vote:

Yeas: 5 - Commissioner Hudak, Commissioner Parness, Commissioner Preston, Vice Mayor Drosky, and Mayor Ganz
Nays: 0

PUBLIC COMMENT

Ryan Morgan, 439 SE 10th Street, Deerfield Beach, said he is the owner of Beach Rides USA. Thereafter, he provided a brief overview of the type of service his company provides. Further, he spoke in support of Freebee and stated that he would love to help with their initiative; however, he is upset with the way he has been treated since December 13, 2023. Thereafter, he provided a brief overview of the various trials and tribulations his business has endured over the last ten years. Mr. Morgan said he put together a business plan that was submitted to the City, but nothing ever came about from it and there has been no communication since.

Paula Cook, 62 Centennial Court, Deerfield Beach, said the City has decided to move forward with the installation of speed cameras through Vision Zero, and asked for the costs.

Daniel Shanetzky, 34 Keswick B, Deerfield Beach, said the 50th Anniversary of Century Village East was last week. Thereafter, he provided a brief overview of the history of Century Village.

Kevin Oberto, 110 NE 19th Avenue, Deerfield Beach, spoke in support of Beach Rides USA.

Willie Rosetta Graham-Bracy, 501 NW 1st Terrace, Deerfield Beach, commented on various code violations she has received and asked who she should contact. Thereafter, she expressed frustration with the violations.

PUBLIC COMMENT - CONTINUED

The following individuals spoke in support of Beach Rides USA:

Billy William Paradise, 2031 SE 5th Street, Deerfield Beach.
James Bauman, 1631 Riverview Road, Deerfield Beach.
Christi Davis, 22919 Ironwedge Drive, Boca Raton.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, read an excerpt from the February 13, 2024 CRA minutes. Thereafter, he provided a copy of a rent check to the City Commission and commented on Class Act Restaurant Group. Lastly, he commented on the Women's Breakfast, as well as the beach parcel lot.

Bob Matthew, 2041 NE 2nd Street, Deerfield Beach, spoke in support of Beach Rides USA.

Toula Amanna, 5030 SW 109th Avenue, Davie, asked how people became aware of the hearing that took place today. Thereafter, she provided a brief overview of the hearing and commented on the name change of the new restaurant lessee, as well as the original contract she signed with the City.

Gwyndolen Clarke-Reed, 1430 SW 6th Way, Deerfield Beach, asked if there are cameras at the bus stops, as there is illegal dumping being done near St. Mary's Episcopal Church.

Janice Fulmore-Tigner, 1090 SW 4th Terrace, Deerfield Beach, thanked the City for her recent induction into the 2024 Women's History Hall of Fame.

Peter Oberto, 1923 NE 6th Street, Deerfield Beach, spoke in support of Beach Rides USA.

Mayor Ganz said the City is extremely supportive of Beach Rides USA; nonetheless, Freebee approached the City with a proposal, and a business plan and model that was similar but completely different than Beach Rides USA. Thereafter, he provided a brief explanation of how Freebee works. Although Beach Rides USA has been in business for ten years, they have never approached the City with a business proposal seeking a partnership; nevertheless, there is room for Beach Rides USA and Freebee. Mayor Ganz explained that Freebee is a pilot program, whereby, there are gaps with Freebee that Beach Rides USA will be able to fill, so the City is not looking to replace Beach Rides USA. Further, he is unsure if cameras are installed at the bus stops, but staff will investigate and advise accordingly. He said there seems to be some confusion, whereby, Vision Zero is completely different from the installation of the school speed zone cameras, which will be presented when brought forward. Lastly, he congratulated Ms. Fulmore-Tigner.

Commissioner Preston said he did have a conversation with Mr. Morgan, who advised that he was not opposed to Freebee. Thereafter, he provided a brief overview of their conversation. Further, he said a conversation should have been had prior to negotiating with Freebee to see exactly what Beach Rides USA could and could not offer; nevertheless, it was never intended to push Beach Rides USA completely out of the conversation. Thereafter, he provided a brief explanation of the Freebee services. Commissioner Preston said something should always be accomplished at these meetings, and it should be Beach Rides USA being incorporated into the City continuously serving, as is, at a higher level, which requires civil conversations. Lastly, he suggested that Mr. Morgan contact the City Manager to see what can be done.

Anthony Soroka, City Attorney, said the City did prevail on all three motions at the hearing today. Further, he said in these type cases, the City has to put their position in writing, and the defendant has to put theirs in writing; nonetheless, the public can review from the City's pleadings that the City disagreed with Ms. Amanna's position about how much rent was owed under the circumstances and never thought the amount provided was sufficient.

There was a brief recess at 8:05 p.m. and the meeting reconvened at 8:08 p.m.

CONSENT - BOARD APPOINTMENTS

Mayor Ganz opened the public hearing for Items 7 - 10; however, there were none to speak and the public hearing was closed.

CONSENT - BOARD APPOINTMENTS - CONTINUED

MOTION was made by Commissioner Parness, seconded by Commissioner Preston, to approve Items 7 - 10 in concert. Roll Call:

Yeas: 5 - Commissioner Hudak, Commissioner Parness, Commissioner Preston, Vice Mayor Drosky and Mayor Ganz
Nays: 0

- 7. Resolution 2024/045 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, appointing Tavares Hill as an alternate member to the African American Heritage Committee; and providing for an effective date.**

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

- 8. Resolution 2024/046 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a professional services agreement with Marcum, LLP to provide surtax compliance auditing services for fiscal years 2023 and 2024 surtax projects; authorizing execution of the Agreement in an amount not to exceed \$40,000.00; providing for an effective date. (*Funds from Account #108-5050-541-30-16 - Infrastructure - Accounting Services*)**
- 9. Resolution 2024/047 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Special Event Permit Application submitted by Lighthouse Capital Partners, Inc. dba Dixie Divers for the Annual DX Divers Deerfield Beach Underwater Pier Clean-up event taking place at 200 NE 21st Avenue on June 15, 2024 from 8:00 am to 11:00 am; approving the closure of the International Fishing Pier from 6:00 am to 12:00 pm; approving a waiver of fees; and providing for an effective date. (*Funds from Account 001-7015-579-35-74 - Special Events*)**
- 10. Resolution 2024/048 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Special Event Permit Application submitted by Floating Frog, LLC dba Mindtravel Foundation for a silent piano concert on Deerfield Beach north of the international fishing pier on April 23, 2024, from 6:00 pm to 9:00 pm; providing for an effective date.**

DEPARTMENTAL BUSINESS

- 11. ORDINANCE 2024/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 66, "TRAFFIC AND VEHICLES," SECTION 66-88 "PARKING RESTRICTIONS FOR COVE PARKING LOT; PENALTY" OF THE CITY CODE OF ORDINANCES TO EXPAND THE EXISTING TWO-HOUR CONTINUOUS PARKING RESTRICTION FOR THE COVE SHOPPING CENTER PARKING LOT TO INCLUDE SUNDAYS; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.**

The Ordinance was read by title only.

David Santucci, City Manager, provided a brief overview of the item, whereby, the Ordinance now includes Sundays.

Commissioner Hudak thanked staff for being proactive and getting the businesses involved. Thereafter, he spoke in support of the Ordinance.

Vice Mayor Drosky spoke in support of the Ordinance. Thereafter, he commented on issues that occurred over the weekend, whereby, patrons could not access businesses due to the lack of parking. He explained that one of the businesses received negative comments due to the lack of parking, causing their rating to decrease.

Commissioner Preston said the City must protect the business community, as they keep the City moving in so many ways; therefore, he spoke in support of the Ordinance.

DEPARTMENTAL BUSINESS - CONTINUED

Mayor Ganz said this is not a fix all for everything, but is the first step in the right direction. Further, he said it was suggested to utilize Sullivan Park for employee parking, which he disagreed with as it takes away the use of residents using Sullivan Park. Mayor Ganz asked staff to research ways to assist the businesses with their employee parking, as it will also help with the parking issue. Thereafter, he spoke in support of the Ordinance.

Mayor Ganz opened the public hearing.

Daniel Shanetzky, 34 Keswick B, Deerfield Beach, spoke in support of the Ordinance.

Janice Fulmore-Tigner, 1090 SW 4th Terrace, Deerfield Beach, asked if there is space for a parking garage on the beach, i.e. main beach parking lot, or is it not allowed.

Mayor Ganz closed the public hearing. Further, he said the main issue with the Cove parking lot is that it's free parking.

Commissioner Parness spoke in support of the Ordinance, as he visits the Cove often, and it's extremely difficult to find parking.

MOTION was made by Commissioner Hudak, seconded by Commissioner Preston, to approve Item 11 on first reading. Roll Call:

Yeas: 5 - Commissioner Hudak, Commissioner Parness, Commissioner Preston, Vice Mayor Drosky and Mayor Ganz
Nays: 0

COMMENTS BY ADMINISTRATION & LEGAL

CITY ATTORNEY - NONE

CITY MANAGER

Lunchtime Workshop - David Santucci, City Manager, stated that the workshop will take place on Friday, April 5, 2024 at noon. Thereafter, he provided a brief overview of the agenda.

CITY COMMISSION BUSINESS

12. Discussion regarding establishing an expense allowance for the Mayor and City Commissioners.

Commissioner Parness requested that this item be tabled until April 16, 2024.

There were no objections.

COMMENTS BY MAYOR & CITY COMMISSION

VICE MAYOR DROSKY

DISTRICT 4

2024 Women's History Hall of Fame Inductee Breakfast - Vice Mayor Drosky congratulated the recipients and thanked them for everything they have done for the City. He also thanked the Women's Club and city staff for the event.

Penn Pediatrics - Vice Mayor Drosky said their grand opening was Saturday, whereby, they are the only child pediatric emergency care center in the City. Thereafter, he thanked all involved with the grand opening.

COMMISSIONER PARNESS

DISTRICT 3

Voting - Commissioner Parness encouraged everyone to vote, however they want.

COMMENTS BY MAYOR & CITY COMMISSION - CONTINUED**COMMISSIONER PRESTON****DISTRICT 2**

District 2 Meeting - Commissioner Preston said the meeting will take place at the Hillsboro Technology Center on April 4th at 7:00 p.m.

2024 Women's History Hall of Fame Inductee Breakfast - Commissioner Preston said the event was incredible, whereby, Katy Freitag did a fantastic job as the Master of the Ceremony. Thereafter, he thanked staff for a job well done.

Penn Pediatrics - Commissioner Preston reiterated that it is the only child pediatric emergency care center in the City, whereby, there are not many in the County. Thereafter, he welcomed them to the community.

COMMISSIONER HUDAK**DISTRICT 1**

2024 Women's History Hall of Fame Inductee Breakfast - Commissioner Hudak said everyone did an outstanding job with the event, and reiterated that Kay Freitag did a fantastic job as the emcee. Further, he asked that the previous winners be presented with something that they can wear year-round or to other events, i.e. brooch, hat, etc., as it is a badge of honor.

Original Save Our Beach Meeting - Commissioner Hudak said the meeting was very well attended and various topics were discussed. Thereafter, he thanked them for the dialogue and for reaching out to clarify the misinformation.

In response to Ms. Fulmore-Tigner's question, Commissioner Hudak replied that per the City Charter, the City is not allowed to put a parking garage over the main beach parking lot, which he supports at this time.

MAYOR GANZ

2024 Women's History Hall of Fame Inductee Breakfast - Mayor Ganz apologized for missing the event, as he had a conflicting event.

Accolades - Mayor Ganz thanked staff for their research. Further, he thanked staff and the City Attorney for their hard work and dedication on the lawsuits. Mayor Ganz said it's important that the City stand up when the City and city staff's integrity is being challenged.

School Zone Speed Cameras - Mayor Ganz reminded staff that this commission wants this to move forward.

ADJOURNMENT

There was no additional business to discuss.

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, to adjourn the meeting at 8:34 p.m. Voice Vote:

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

Nays: 0

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

Heather Montemayor, CMC, City Clerk