



Meeting Minutes City Commission

Tuesday, March 5, 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 7:01 p.m., in the City Commission Chambers, City Hall, Deerfield Beach.

Present:

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

Also Present:

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

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

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

APPROVAL OF CITY COMMISSION MINUTES

City Commission Workshop Meeting Minutes - January 25, 2024
Regular City Commission Meeting Minutes - February 6, 2024
Special City Commission Meeting Minutes - February 13, 2024

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

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

Nays: 0

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Community Appearance Board Meeting Minutes - December 14, 2023 & January 24, 2024
Community Redevelopment Agency Meeting Minutes - January 10, 2024

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

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

Nays: 0

APPROVAL OF CITY COMMISSION AGENDA

March 5, 2024

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

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

Nays: 0

PUBLIC COMMENT

Paula Cook, 62 Centennial Court, Deerfield Beach, expressed concern with the implementation of the school zone speed cameras and asked how someone will be able to contest a ticket and if the tickets will be time stamped. Thereafter, she commented on the speed limit change at various school locations.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, commended the Deerfield Beach Little League for a job well done on their opening night event. Thereafter, he commented on the previous city manager, as well as the Form 6. Further, he asked for the status of the background checks for the Firefighter Pension Board. Lastly, he commented on city attorney costs, and suggested that a request for proposals be issued.

Willie Rosetta Graham-Bracy, 501 NW 1st Terrace, Deerfield Beach, thanked the City Manager for his visit to the Braithwaite Senior Center. Thereafter, she commented on various code violations she received.

Terrell Scott, 165 SW 3rd Court, Deerfield Beach, expressed concerns with the noise on 1st Terrace and asked if a noise ordinance exists. He stated that he's called BSO several times and said their presence is needed.

Maria LoRicco, 1551 SE 12th Street, Deerfield Beach, commented on the Live Local Act, and suggested that the City implement a planned urban development goal. Further, to create uniformity, she asked if a site plan project for each district will supersede SB 102 nonconformity. Lastly, she asked what efforts has the City Commission taken to ensure that Deerfield Beach is taken out of the hands of developers and returned to the citizens.

Stanley Aufseeser, 350 Richmond F, Deerfield Beach, said he heard that an asphalt plant is being recommended to be built near Century Village, which he is opposed too. Thereafter, he commented on the garbage being burned.

Mayor Ganz stated that the asphalt plant has been in the City since the 1970s; nevertheless, upgrades are being made to the current facility.

Paul Farrier, Golden Krust, said they added a promotional banner to their restaurant, which had to be taken down; therefore, he asked what type of promotion is allowed.

David Santucci, City Manager, reiterated that the asphalt plant has been at the same location since the 1970s. Recently the plant was sold by an asphalt plant to another asphalt plant, whereby, the new owner has submitted a minor site plan modification to replace equipment and improve the site in order to minimize airborne sediment and noise, improve water quality, and increase efficiency of equipment. Furthermore, the silos are being replaced and an 8" high panel wall will be installed for a visual barrier and landscape buffering. The new owner has received their building permits, as well as Broward County environmental permits and service water management permits.

Mayor Ganz responded to comments/questions/concerns posed by the public. He advised that there is a noise ordinance in place. Although many may not agree with some of the code violations, many are in place to ensure neighborhoods look better. Thereafter, he provided a brief overview of the rules and procedures when addressing the City Commission, whereby, an additional minute to speak will only be granted when an individual needs extra time to get their point across.

PUBLIC COMMENT - CONTINUED

Anthony Soroka, City Attorney, said there are issues with State Law when it comes to the Firefighter Pension Board members, whereby, the City Commission doesn't really have authority over the members they don't appoint; however, the City Commission can implement an ordinance for their appointed members. Further, he said this board is independent and has its own legal counsel, administrator, etc.

Mr. Santucci reminded the Board that they have two appointments.

In response to Mayor Ganz's question, Mr. Santucci replied that the framework for school speed zone enforcement has been approved, but no agreement has been brought forward.

Mayor Ganz stated that he believes the tickets will be time stamped, and stated that they will be civil citations, not speeding violations.

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

Mayor Ganz opened the public hearing for Items 1 - 4.

Gina Johnston, 500 SW Natura Avenue, Deerfield Beach, spoke on Item 2. She thanked city staff for the fence replacement and asked for the fence specifications.

Aaron LoCascio, 615 SE 12th Avenue, Deerfield Beach, spoke on Item 3. He asked if any consideration has been given to removing the bridge, as he believes it would be more beneficial to the City.

Mayor Ganz closed the public hearing.

David Santucci, City Manager, said the fence will be an 8', black vinyl fence.

Mayor Ganz said the bridge has been discussed at lengths, whereby, the majority of the neighborhood wanted the bridge to remain.

MOTION was made by Vice Mayor Parness, seconded by Commissioner Hudak, to approve Items 1 - 4 in concert. Roll Call:

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

- 1. Resolution 2024/032 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the special event permit application submitted by Deerfield Beach Christian Ministerial Association for the Easter Sunrise Service Special Event taking place on the beach sand north of the pier in front of the main beach parking lot at 149 SE 21st Avenue on March 31, 2024 from 6:00 am to 8:00 am; approving a waiver of fees; providing for an effective date. (Funds from Account #001-7015-579-35-74 - Special Events)**
- 2. Resolution 2024/033 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, accepting an easement from Natura, Inc. related to the replacement of the southern fence located along the boundary line at the Bernard Adams Municipal Complex; providing for implementation, conflicts and an effective date. (Funds from Account #001-5060-519-60-31 - Construction & Facilities - Improvement Other than Buildings & Account #450-4551-534-60-31 - Sustainable Management - Improvement Other than Buildings)**
- 3. Resolution 2024/034 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a work authorization with Transystems Corporation d/b/a Transystems Corporation Consultants, Inc. to provide professional engineering services for the design and post design services related to the replacement of the SE 15th Avenue Bridge Project in an amount not to exceed \$540,993.00; providing for execution and an effective date. (Funds from Account #399-5050-541-65-30 - Capital Projects - Infrastructure & Account #108-5050-541-60-31 - Infrastructure Maintenance)**

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS - CONTINUED

4. **Resolution 2024/035 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and authorizing execution of a work authorization with Keith and Associates, Inc. to provide professional civil engineering services related to the Asbestos Cement Pipe Replacement Project in an amount not to exceed \$284,370.00; providing for execution and an effective date. (Funds from Account # 106-1702-541-60-44 - Infrastructure)**

DEPARTMENTAL BUSINESS

5. **Resolution 2024/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Policy for Commemorative Naming and Renaming of city-owned spaces, facilities, and the honoring of large donations; providing for implementation, conflicts, and an effective date.**

The Resolution was read by title only.

Horace McHugh, Deputy City Manager, highlighted a brief PowerPoint presentation. He stated that the policy proposal addresses large donations, city-owned facilities and open spaces, and city road ways to include city rights-of-ways. Large donations include individuals who are living and deceased, provide significant contributions, i.e. renovation, construction of facility, or donation of land, and approval will require an agreement between the Commission and donor. The naming to honor community service eligibility requirements includes significant contributions to the City for 10 or more years, not in official capacity, deceased, and their record must reflect good moral character. The process consists of an application, which will include a fee, justification, bio, supporting material, etc., five-member committee reviews and offers recommendation to city manager, who then recommends to commission who must approve by a super-majority vote.

Continuing, Mr. McHugh said the eligibility requirements for naming city-owned roadways includes significant contributions to the City for 10 or more years, not in official paid capacity, deceased, and their record must reflect good moral character. The process consists of an application, which will include a fee, justification, bio, supporting materials, as well as street/roadway being proposed, including cross streets; BCPA printout, parcel map/ownership of adjacent properties; petition from 2/3 of property owners; and significance of roadway to honoree. The five-member committee review and offers recommendation to city manager, who then recommends to commission who must approve by a super-majority vote. This proposal will also include city staff coordinating with the County.

Vice Mayor Parness spoke in opposition to the 10-year suggestion, whereas, an individual's performance should out way their years served.

In response to Mayor Ganz's question, Mr. McHugh replied that there is nothing in the policy outlining the loss of life while in the line of duty.

Commissioner Preston agreed that the length of service shouldn't matter. Further, he spoke in opposition to an individual having to be deceased for a community service honor or road way honor, and also spoke in opposition to the \$500 non-refundable fee.

Commissioner Hudak said this policy does not pertain to in the line of duty, but for community service, volunteerism, and contributions; whereby, the two should be separate. Further, he spoke in opposition to the non-refundable fee.

Commissioner Drosky spoke in support of the 10-year suggestion, as well as the non-refundable fee because it will take time for staff to process and vet. He stated that the application should be fully completed when submitted, and individuals must do their research.

Commissioner Preston said if something is administratively incorrect, it should not fall on the person who submitted the application, which is why he is opposed to the non-refundable fee.

DEPARTMENTAL BUSINESS - CONTINUED

Mayor Ganz provided a brief overview of his previous stance, whereby, he felt the individual had to be deceased in order to be honored but has since taken a different viewpoint; therefore, he spoke in opposition to the deceased requirement and recommended that it be changed. Further, he suggested that a special clause be outlined in the policy for those killed in the line of duty. Mayor Ganz agreed that some type of flexibility is needed for the \$500 non-refundable fee when issues occur due to an administrative error. He said in addition to contributions that were made, tenure and years of service for employees and elected officials should be part of the criteria. Thereafter, he opened the public hearing.

Peggy Ross, 103 NE 19th Avenue, Deerfield Beach, expressed concerns with renaming sections of roads, as it has become confusing.

Mayor Ganz closed the public hearing.

MOTION was made by Commissioner Drosky, seconded by Vice Mayor Parness, to defer Item 5 to March 19, 2024. Voice Vote:

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

Nays: 0

- 6. Resolution 2024/037 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, authorizing and supporting an application to the Florida Fish and Wildlife Conservation Commission and the Florida Inland Navigation District to designate a year-round slow speed zone in the Intracoastal Waterway in Deerfield Beach, Hillsboro Beach, and Lighthouse Point; authorizing drafting an Ordinance to provide for the slow speed zone designation and coordinating with Broward County and other applicable entities to effectuate the designation; providing for an effective date.**

The Resolution was read by title only.

Commissioner Hudak said he has been pushing for this for quite some time; therefore, he supports the Resolution. Further, once implemented, he asked that marine enforcement ensure they are enforcing the rules.

Commissioner Preston spoke in support of the Resolution. Thereafter, he briefly commented on a recent experience he encountered on the waterway.

Mayor Ganz opened the public hearing.

The following individuals spoke in support of the Item:

- **Maria LoRicco, 1551 SE 12th Street, Deerfield Beach.**
- **Peggy Ross, 103 NE 19th Avenue, Deerfield Beach.**
- **Aaron LoCascio, 615 SE 12th Avenue, Deerfield Beach.**

Mayor Ganz closed the public hearing. Thereafter, he thanked the public for their support, as well as the Marine Advisory Board, and stated that this item also has support from Representative Chip LaMarca. Mayor Ganz said unfortunately, this will not fix everything on the waterways, but it does put the City in a positive direction of ensuring that the waterways are safer and protect people's lives and property.

Commissioner Preston asked that a plan be put into place to address the speeding issues.

MOTION was made by Vice Mayor Parness, seconded by Commissioner Hudak, to approve Item 6, adopted Resolution 2024/037. Roll Call:

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

Nays: 0

DEPARTMENTAL BUSINESS - CONTINUED

7. **Resolution 2024/038 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, authorizing a loan in the aggregate principal amount of not exceeding \$16,500,000 to provide 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 2024 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; providing that inconsistent resolutions shall be inapplicable and repealing a prior resolution; and providing an effective date.**

The Resolution was read by title only.

David Santucci, City Manager, explained that since the December approval, interest rates have gone down, which has given staff the opportunity to re-evaluate the rates with information that was provided by the Florida Department of Environmental Protection (FDEP), who advised that they did not favor the BAN approach to the borrowing even though the BAN convenance would allow for it; nevertheless, DEP preferred an amortization schedule that was more consistent with the traditional borrowing. Further, he said TD Bank will still be utilized, borrowing is 10-years, and the borrowing provides for a no prepayment penalty, which provides the City with more options when seeking the second borrowing.

Ted Cole, Davenport & Company, explained that this is a part of a larger plan that takes into consideration the utility rate plan that was adopted in late 2022. Thereafter, he briefly commented on the events that have transpired since the December 2023 meeting. He stated that this item is a loan that will fully amortize over a 10-year period, but the City will retain complete flexibility to prepay if there is a need or desire. During the next borrowing, the City will need to decide whether to prepay the loan or leave it in place. Since December, all rates associated with this borrowing have come down, whereby, the current rate is around 420. Mr. Cole said the plan for this revenue bond is to lock in the interest rate this week, so there is no more variability and closing should occur before the end of the month, if approved.

Vice Mayor Parness temporarily left the meeting at 8:04 p.m. and returned at 8:06 p.m.

Mayor Ganz opened the public hearing.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, asked what the minimum debt service coverage ratio required is and using company-prepared (not audited) fiscal year-end September 2023 internal City of Deerfield Beach numbers and interim current fiscal year numbers, what is the current debt service coverage ratio on a pro forma basis, assuming the loan amount was already funded.

Maria LoRicco, 1551 SE 12th Street, Deerfield Beach, asked what the origination fees are and the carryover of the second tranche.

Mayor Ganz closed the public hearing.

Mr. Cole stated that the minimum debt service coverage ratio is at a 1.25 time, so for every \$1 of debt service paid, the City must demonstrate that there's a \$1.25 available to pay it, which is the minimum and the City has operated well above that. The forward projections over the course of the next five years, the minimum coverage is expected to be right at about three times. Furthermore, he said there is a cost of issuance associated with the bond issuance. The total one-time cost of issuance is \$155,000, which covers advisor expenses, bond attorneys, and banks. Lastly, he said the carryover of the second tranche is not contemplated within these fees.

DEPARTMENTAL BUSINESS - CONTINUED

MOTION was made by Vice Mayor Parness, seconded by Commissioner Hudak, to approve Item 7, adopted Resolution 2024/038. Roll Call:

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

Nays: 0

- 8. ORDINANCE 2024/ - 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 \$14,500,000, TO PROVIDE FUNDS, TOGETHER WITH OTHER AVAILABLE MONEYS, TO PAY THE COST OF CERTAIN MUNICIPAL CAPITAL IMPROVEMENTS AND TO PAY COSTS OF ISSUANCE OF THE OBLIGATIONS; PROVIDING THAT SUCH OBLIGATIONS SHALL BE SECURED BY AND PAYABLE FROM MONEYS DEPOSITED IN THE DEBT SERVICE FUND ESTABLISHED FOR THE OBLIGATIONS DERIVED FROM THE CITY'S COVENANT TO BUDGET AND APPROPRIATE NON-AD VALOREM REVENUES, 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.**

The Ordinance was ready by title only.

Commissioner Hudak left the meeting temporarily at 8:14 p.m. and returned at 8:16 p.m.

David Santucci, City Manager, said this is the first reading of the General Fund borrowing, whereby, the resolution for the loan agreement will be discussed during the second reading of this ordinance. Further, he said the project that will be outlined in Item 9 is being contemplated for this borrowing.

Ted Cole, Davenport & Company, said this is a General Fund borrowing for various projects, to include the enterprise resource planning software, improvements and renovations to the International Fishing Pier, city bridge rehabs, citywide street light improvements, and improvements to the Pioneer Grove Corridor redevelopment. Further, he said this is not a voted debt, so it does not require referendum approval but does require a public hearing. Mr. Cole said after assessing all proposals, TD Bank is being recommended, whereby, they are offering a 20-year, fully fixed amortizing loan, which is not yet fixed, but once locked, it will be fixed for the entire term of the loan. The proposal allows for a complete prepayment in whole or in part after three years. Mr. Cole said there is no outside consent required from any outside entity and there are bond covenants that must be met. He said these bonds, sometimes referred to as covenant to budget and appropriate bonds, would be very similar to the bonds issued in 2012 and 2018. Lastly, Mr. Cole said if the second reading of the ordinance and resolution for the loan agreement are approved on March 19th, the interest rate would be locked in, and closing would occur in early April.

Mayor Ganz opened the public hearing.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, spoke in opposition to money being spent for Pioneer Grove, as the money could be better used in the Pioneer Grove neighborhood by giving property tax abatements; nevertheless, if it's going to be financed, he agreed with long-term financing.

Mayor Ganz closed the public hearing.

MOTION was made by Commissioner Hudak, seconded by Vice Mayor Parness, to approve Item 8 on first reading. Roll Call:

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

Nays: 0

DEPARTMENTAL BUSINESS - CONTINUED

9. **Resolution 2024/039 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a change order with Brothers' Construction, Inc. in the amount of \$1,517,500.00 for design-build modifications to include additional enhancements and improvements for the International Fishing Pier Renovation Project, for a total project cost of \$4,677,875.00; providing for execution of the Change Order, implementation and an effective date. (Funds from Account #399-5060-519-65-30 - CIP - Infrastructure)**

The Resolution was read by title.

David Santucci, City Manager, said the budget for this item was for \$4.5 million, whereby, if approved this evening the total budget will be just under \$4.7 million. Further, he said the pier request has been approved, and the \$550,000 is in the budget and is awaiting to be signed by the Governor.

Priscilla Cygielnik, Director of Environmental Services, said the enhancements include the demolition of the existing pavilion structure; two new 20" X 20" long Ipe pavilion structures; all electrical and lighting for western pavilion; six new custom fish cleaning stations and waterline hookup; 15 new Ipe park benches; replacement of existing fence and gates; illuminated welcome sign; additional 90 days to base contract for additional scope; and indirect costs for mobilization, bond premiums, and insurance. Thereafter, the project renderings were displayed. She explained that the three phased approach would start from the eastern side and work westerly, which would take 450 days, for an overall cost of \$4.8 million. The one phased approach, which would take 397 days, would have an overall cost of \$4.6 million. Thereafter, she outlined the phasing options, whereby, Phase 1 will compress schedule and offer project savings, public safety benefits, operational efficiencies, etc. Phase 3 would require the use of Pioneer Park as a staging area, which creates security concerns due to the price of the Ipe wood, as well as mobilization issues; nevertheless, Phase 1 would allow the use of the main beach parking lot as a staging laydown.

Continuing, Ms. Cygielnik said the permits are with the Army Corps of Engineers and FDEP, which take about 90-days for review; nevertheless, they must be in place prior to the City approving the building permits. If the enhancements are approved, the vendor will proceed with the construction documents, and staff will concurrently work on permitting. Further, she said mobilization/staging/laydown will occur first and the anticipated pier closures will begin late spring/early summer 2024 dependent on receipt of permits. Lastly, she stated that staff is recommending the approval of the enhancements and to move forward with Phase 1.

In response to Commissioner Preston's question, Ms. Cygielnik replied that Phase 1 closure would be 307 days plus the 90-days, with a late May, early June 2025 completion.

Mayor Ganz opened the public hearing.

Daniel Shanetzky, 34 Keswick B, Deerfield Beach, spoke in support of the project but suggested increasing the height of the pier, as it will withstand sea level rises and surges and making it wider.

Paula Cook, 62 Centennial Court, Deerfield Beach, asked for the survey results.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, thanked everyone involved with securing the \$550,000 from the City (s/b State). Further, he asked if either phase will affect the restaurants.

Aaron LoCascio, 615 SE 12th Avenue, Deerfield Beach, commented on his usage of the pier. Further, he said the pier deserves a lot of attention as it is the City's crown jewel. Thereafter, he thanked the City for their efforts.

Mayor Ganz closed the public hearing. Further, he said changing the height and width would change the cost, and it really cannot be retrofitted to what is existing.

David Santucci, City Manager, replied that is correct, whereby, structurally it will look the same.

Ms. Cygielnik does not have the survey results at this time but there was a strong resident response rate.

DEPARTMENTAL BUSINESS - CONTINUED

Commissioner Preston said the two fish outside of the pier restaurant need to be refurbished; therefore, he asked that they be included during construction. Thereafter, he thanked Ms. Cygielnik for her efforts.

Commissioner Hudak agreed with refurbishing the fish outside of the pier restaurant but he stated that it may not be a part of this project. Further, he spoke in support of Phase 1 as it will save the City money.

MOTION was made by Commissioner Hudak, seconded by Vice Mayor Parness, to approve Item 9, Phase 1 option, adopted Resolution 2024/039. Roll Call:

Prior to roll call, Mayor Ganz said staff did a phenomenal job lobbying at the state level.

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

Nays: 0

COMMENTS BY ADMINISTRATION & LEGAL**CITY ATTORNEY**

Live Local Act - Anthony Soroka, City Attorney, said the legislature approved Senate Bill 328, which has not been signed by the Governor; nevertheless, he will provide a brief overview of the bill at the next meeting.

Vice Mayor Parness temporarily left the meeting at 8:50 p.m. and returned at 8:52 p.m.

CITY MANAGER

Public Comment & Misinformation - David Santucci, City Manager, addressed comments and misinformation that has been said during recent commission meetings.

COMMENTS BY MAYOR & CITY COMMISSION**COMMISSIONER DROSKY****DISTRICT 4**

Election Day - Commissioner Drosky reminded the public that there is an election on March 19th, which is the next commission meeting, so he urged everyone to get out and vote early.

David Santucci, City Manager, said if the Commission desires to reschedule the March 19th meeting to advise accordingly.

Commissioner Drosky said he would like to hear from his colleagues.

VICE MAYOR PARNESS**(DISTRICT 3)**

Election Day - Vice Mayor Parness said he has no problem with having the meeting on the 19th.

District 3 - Vice Mayor Parness commented on the various changes that have occurred within his district over the years, and stated that he will continue to fight for his constituents when it comes to preserving the lake.

COMMISSIONER PRESTON**DISTRICT 2**

Upcoming Events - Commissioner Preston said Jonathan Salas, Director of Community Services, and his staff have started moving into the Braithwaite Center for Active Aging.

In response to Commissioner Preston's question, Mr. Santucci replied that the grand opening is being coordinated.

Commissioner Preston said the Center is amazing, and a lot of history related to the Center will be on

COMMENTS BY MAYOR & CITY COMMISSION - CONTINUED

display. Further, he said he is working with the City Manager on setting up a date for a District 2 meeting.

COMMISSIONER HUDAK**(DISTRICT 1)**

Events - Commissioner Hudak said Deerfield Beach Little League is back, and the pool has reopened.

Public Participation - Commissioner Hudak said it is unfortunate that the meetings aren't better attended and even more unfortunate that inaccurate information is put out by individuals on social media.

Restrictions - Commissioner Hudak said there are million-dollar townhomes being built on the barrier island that can only be built with carports, not garages; whereby, the applicant stated that city staff is misinterpreting the City's code and asked that clarification be provided.

Mr. Santucci said staff has researched the issue and found that the floor area ratio of the three properties the applicant mentioned at the last meeting are just under .8. Other properties were also researched and all but two were under that floor area ratio; nonetheless, overall, the interpretation of the Code has consistently been that the floor area ratio does not include an ancillary use if it is not enclosed underneath. Further, he said staff will meet with the applicant to discuss further.

In response to Commissioner Hudak's question, Anthony Soroka, City Attorney, replied that the Commission can change the Code, but because of the way the Charter is drafted, the intention is to not be able to modify the regulations in the Charter through the Code; nevertheless, he can discuss further with Commissioner Hudak. Thereafter, he briefly commented on the applicants request and the interpretation of staff.

MAYOR GANZ

Public Suggestion - Mayor Ganz said suggesting the issuance of an RFP for legal services shows a complete lack of understanding of the importance and value of institutional knowledge of relationships and trust.

Spring Break - Mayor Ganz said if you see rules being broken, please report it.

New Garbage Cans - Mayor Ganz asked that staff provide more education to the public regarding the rollout. Further, he asked that residents not be skipped for putting out the incorrect cart.

ADJOURNMENT

There was no additional business to discuss.

MOTION was made by Vice Mayor Parness, seconded by Commissioner Hudak, to adjourn the meeting at 9:15 p.m. Voice Vote:

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

Nays: 0

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

Heather Montemayor, CMC, City Clerk