



Meeting Minutes City Commission

Tuesday, November 19, 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 7:00 p.m., in the City Commission Chambers, City Hall, Deerfield Beach.

Present:

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

Also Present:

Interim City Manager Rodney Brimlow
City Attorney Anthony Soroka
City Clerk Heather Montemayor

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

Mayor Ganz asked that everyone keep Eric House, Deerfield Beach legend, in their thoughts and prayers. Thereafter, there was a moment of silence, followed by the Pledge of Allegiance.

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Affordable Housing Advisory Committee Meeting Minutes - August 5, 2024
Non-Uniformed Employees Retirement Fund Meeting Minutes - August 12, 2024

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, 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

November 19, 2024

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, 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. Certificates of Appreciation presented to Environmental Services staff for their efforts on the Main Switchgear Upgrade Project.**

Joshua Niemann, Assistant Director of Environmental Services, recognized various employees for their efforts on the project.

Mayor Ganz thanked staff for their efforts on this project.

2. Proclamation presented to the United States Small Business Association and Women Impacting Public Policy (WIPPP) in support and recognition of Small Business Saturday®.

Mayor Ganz presented a proclamation to Kaitlyn Collier, Business Development Manager, in recognition of Small Business Saturday®.

PUBLIC HEARINGS - SECOND READING**3. P.H. 2025-006: ORDINANCE 2024/019 - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, ADOPTING AN AMENDMENT TO THE CITY BUDGET FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2024; APPROVING SUPPLEMENTAL APPROPRIATIONS TO THE GENERAL FUND IN THE AMOUNT OF \$342,470, THE NUISANCE ABATEMENT ASSESSMENT FUND IN THE AMOUNT OF \$8,380, AND THE PAL DONATIONS FUND IN THE AMOUNT OF \$15,000, AND A BUDGET TRANSFER FROM THE GENERAL FUND TO THE 2024 NON-AD VALOREM REVENUE BOND FUND IN THE AMOUNT OF \$332,470, AS SET FORTH IN EXHIBIT "A"; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.**

The Ordinance was read by title only.

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

There was no discussion amongst the Commission.

MOTION was made by Commissioner Hudak, seconded by Commissioner Parness, to approve Item 3 adopted Ordinance 2024/019. Roll Call:

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

Nays: 0

4. P.H. 2025-007: ORDINANCE 2024/020 - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, REZONING APPROXIMATELY 1.36 GROSS ACRES LOCATED AT 555 SW 3RD AVENUE FROM OPEN SPACE (S) TO RESIDENTIAL MULTI-FAMILY (RM-15) (APPLICATION 24-R-201); PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

The Ordinance was read by title only.

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

There was no discussion amongst the Commission.

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, to approve Item 4 adopted Ordinance 2024/020. Roll Call:

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

Nays: 0

PUBLIC COMMENT

Daniel Shanetzky, 34 Keswick B, Deerfield Beach, thanked the Elected Officials for their efforts on the fight against Monarch Hill.

Karen Shelly, 190 Durham D, Deerfield Beach, thanked the Elected Officials for their efforts on Monarch Hill; thereafter, she asked that everyone continue to fight. Further, she commented on pre-agenda meetings held by Fort Lauderdale City Commissioner Warren Sturman, and said if she's elected in Deerfield Beach, it would be something she implements.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, commented on misinformation given during the last city commission meeting.

Tonya Coleshafer, 817 S. Ocean Drive, Deerfield Beach, commented on previous comments made during various commission meetings.

Dean Kallan, 3250 SW 2nd Court, Deerfield Beach, expressed concerns with the new water meters.

Lucia Delgenio, 707 N. Shore Drive, Deerfield Beach, provided a brief overview of the work she's done over the years on various elections.

Thereafter, Mayor Ganz, Commissioner Parness, and Commissioner Preston entertained questions/comments/concerns posed by the public.

CONSENT - BOARD APPOINTMENTS

Mayor Ganz opened the public hearing on items 5-10 & 12-14.

Chauncey Chapman, 191 NW 47th Avenue, Deerfield Beach, commented on Item 6. Thereafter, he spoke in opposition to having the election in March.

Philip Bradley, 4330 NW 12th Avenue, Deerfield Beach, commented on Item 6. Thereafter, he spoke in opposition to having the election in March, and commented on Lauderdale-by-the-Sea's referendum.

Karen Shelly, 190 Durham D, Deerfield Beach, commented on Item 6. Thereafter, she spoke in support of having the election in March.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, commented on Items 5, 12, & 13. Thereafter, he asked if the reappointed members completed their background screening. Further, he asked for clarification on the piggyback agreement with the City of Boynton Beach and asked for clarification on ITBC #24-14-PEC.

Mayor Ganz closed the public hearing. Thereafter, he provided a brief history of the City's election, and stated that the option to change to November can be discussed by the Charter Review Board. Further, the board members completed their background screenings. Lastly, he briefly commented on piggyback agreements.

Rodney Brimlow, Interim City Manager, provided a brief explanation of the Invitation to Bid process.

MOTION was made by Commissioner Hudak, seconded by Commissioner Parness, to approve Items 5-10 & 12-14 in concert. Roll Call:

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

- 5. Resolution 2024/172 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the reappointment of members to the African American Heritage Board.**

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

6. **Resolution 2024/173 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and authorizing execution of the Municipal Elections Agreement with the Broward County Supervisor of Elections in an amount not to exceed \$125,000.00 for the March 11, 2025 Municipal Election; providing for implementation and an effective date. (Funds from Account #001-0308-513-32-99 - Other Contractual Services)**
7. **Resolution 2024/174 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the settlement of all claims against the City in the litigation styled *Ciana Charite vs. City of Deerfield Beach*; authorizing execution of documents necessary to effectuate the settlement; providing for an effective date. (Funds from Account #606-0900-519-37-70 - Risk Management/General Liability Legal)**
8. **Resolution 2024/175 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, authorizing Interim City Manager Rodney Brimlow, Chief Financial Officer Oleg Gorokhovskiy, and Deputy City Manager Horace McHugh to execute checks on behalf of the City; providing for implementation and an effective date.**
9. **Resolution 2024/176 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the award of Request for Proposals 24-30-VP for pre/post-employment background screening and medical services; approving and authorizing execution of an agreement with First Choice Research and Investigations, LLC d/b/a First Choice Background Screening, the sole responsive and responsible firm, for a two-year term with three additional one-year renewal options in an annual amount not to exceed \$75,000.00; providing for implementation and an effective date. (Funds from Account #001-0800-513-32-21 - Recruiting)**
10. **Resolution 2024/177 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving an Interlocal Agreement with the City of Deerfield Beach Community Redevelopment Agency regarding administration of the FIND Grant for the Sawgrass to Seagrass Center at Sullivan Park Project; authorizing execution; providing for conflicts, severability, and an effective date.**
11. **Resolution 2024/178 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and authorizing execution of a first amendment to the Contract renewal for fireworks display with Zambelli Fireworks Manufacturing Company related to the Pioneer Days Event in an amount not to exceed \$97,500.00; providing for implementation and an effective date. (Funds from Account #100-720-74000-0000-503569- Pioneer Days & Account #100-720-74000-0000-503574 - Parks and Recreation/Special Events)**

The Resolution was read by title only.

Commissioner Hudak said there is an option to do drones in lieu of fireworks, which is less expensive; however, he said there are challenges with the use of drones.

Rodney Brimlow, Interim City Manager, explained that the City's close proximity to Mar-a-Lago impacts whether a drone show can be held, whereby, should the President Elect be at that location, the City would be in a temporary flight restricted zone, and would be unable to fly drones, which is outlined in the contract.

Mayor Ganz opened the public hearing.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, commented on the issue that occurred in 2023 with the fireworks display, and asked if the City can obtain a quantitative monetary credit in lieu of the qualitative credit.

Daniel Shanetzky, 34 Keswick B, Deerfield Beach, said 2025 is Deerfield Beach's 100th Anniversary; therefore, he suggested that staff look into other things that can be done to showcase the City.

Mayor Ganz closed the public hearing.

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS - CONTINUED

In response to Mayor Ganz's question, Mr. Brimlow replied that he will look into the contract to see if a quantitative factor can be established, as it is far better for the City.

In response to Mayor's Ganz's comment, Greg Warner, Director of Parks & Recreation, commented on the issue that occurred in 2023, whereby, the vendor did provide the City with a quantitative credit during the Pioneer Days event.

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, to approve Item 11, adopted Resolution 2024/178. Roll Call:

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

Nays: 0

12. Resolution 2024/179 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and authorizing execution of an agreement with Construction Hydraulics of Lake Worth, Inc. utilizing the City of Boynton Beach's Invitation to Bid No. 022-2516-21 to provide hydraulic cylinder and valve parts and repair services in an amount not to exceed \$80,000.00 for fiscal year 2025; providing for execution and an effective date. (Funds from Account #450-4551-534-38-06 - Material to Maintain Equipment)

13. Resolution 2024/180 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the award of ITBC #24-14-PEC for the installation of monument signs at two locations within the City to Kenco Sign and Awning, LLC; authorizing execution of a contract with Kenco Sign and Awning, LLC, the sole responsive and responsible bidder, in an amount not to exceed \$175,284.00; providing for appropriation of funding, and providing an effective date. (Funds from Account #186-5010-536-60-43 - ARP-Utility Admin/Eng./Other Machinery & Equipment, Account #186-9100-581-90-45 - ARP Fund/Transfer-Out Utilities Capital Fund, Account #413-5030-536-65-30 - Utilities Capital-Util. Maintenance/CIP Infrastructure, & Account #413-0000-381-18-00 - Utilities Capital Fund/Transfer-In ARP Funds)

14. Resolution 2024/181 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and authorizing execution of the Second Amendment to the Interlocal Agreement with Broward County for Surtax Funded Municipal Transportation Project Pioneer Grove Infrastructure Improvements and Complete Streets (DEER-005 and -006) to include the construction documents, deliverables for Phase 2, details on the appropriated surtax funding for Phase 2, and to extend the initial term of the Agreement; providing for implementation and an effective date.

COMMENTS BY ADMINISTRATION & LEGAL**CITY ATTORNEY**

1325 SE 7th Court Reasonable Accommodation - Anthony Soroka, City Attorney, said the order was received yesterday, whereby, the Special Magistrate did not approve seven, but did approve up to no more than six unrelated residents, and subject to 1) the reasonable accommodation should not run with the land but rather shall be personal to the applicant; 2) in the event that the applicant ceases to operate a certified recovery residence at the subject property, this reasonable accommodation shall terminate; and 3) in accordance with Section 98-103(k) of the Code, on an annual basis, the applicant must submit a recertification affidavit to the City certifying that there is not material changes to the underlying facts and circumstances that served as the basis for this final order and notice of determination.

In response to Commissioner Hudak's question, Mr. Soroka, replied that this order can be enforced through code enforcement. Further, he stated that if they violate, they will lose their reasonable accommodation.

COMMENTS BY ADMINISTRATION & LEGAL - CONTINUED**CITY MANAGER**

Lifeguard Towers & Staff - Rodney Brimlow, Interim City Manager, said Tower 0 has moved to its correct location. Further, the demolition of the old towers has begun. Lastly, the transition, which was approved during the budget, from eight part-time to four full-time positions has been completed, so 10-hour coverage days will begin in December.

Hurricane Milton - Mr. Brimlow said the request for public assistance for reimbursement was approved by FEMA, which was the first time the City ever received this type of reimbursement.

Main Switchgear Upgrade Project - Mr. Brimlow commended staff for a job well done. Further, he stated that the City received an inspection from the Department of Emergency Management on the water system, whereby, the lead inspector said his team was impressed with the thoroughness, organization, and implementation of the City's facilities program.

Enterprise Resource Planning - Mr. Brimlow said the first phase is scheduled to launch on January 2, 2025.

Internal Code Compliance Manger - Mr. Brimlow said a selection is awaiting to be finalized; nonetheless, this addition will allow the City to move forward with the code amnesty program and neighborhood improvement program. Thereafter, he provided a brief overview of both programs.

Villages of Hillsboro Park - Mr. Brimlow said the demolition of the old playground equipment has begun, and the new equipment should be completely installed by the end of January 2025.

CITY COMMISSION BUSINESS

15. Resolution 2024/182 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, ratifying the appointment of Rodney Brimlow as Interim City Manager, effective November 6, 2024; approving and authorizing execution of an employment agreement with Mr. Brimlow for service as Interim City Manager; and providing for an effective date.

The Resolution was read by title only.

Anthony Soroka, City Attorney, provided a brief overview of the Item.

Mayor Ganz opened the public hearing.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, commented on comments made at the previous commission meeting, whereby, the appointment of Rodney Brimlow was a 3-2 vote. Lastly, he asked how many resumes the executive recruitment firm received.

Mayor Ganz closed the public hearing. Although, it was a 3-2 vote, the one descending vote was due to the lack of public comments, not the action itself. Lastly, he said staff will provide the number of resumes to Mr. Herz via a public records request.

Vice Mayor Drosky said he has nothing against Mr. Brimlow, whereby, he voted no because he did not want to change leadership midstream. Furthermore, he still stands on his previous decision, which is why he will be voting no this evening.

MOTION was made by Commissioner Hudak, seconded by Commissioner Parness, to approve Item 15, adopted Resolution 2024/182. Roll Call:

Yeas: 4 - Commissioner Hudak, Commissioner Parness, Commissioner Preston, and Mayor Ganz
Nays: 1 - Vice Mayor Drosky

COMMENTS BY MAYOR & CITY COMMISSION**COMMISSIONER HUDAK****DISTRICT 1**

Happy Thanksgiving - Commissioner Hudak wished everyone a Happy Thanksgiving.

State of the City - Commissioner Hudak said he looks forward to the event, which will take place tomorrow evening at the Tigner Center.

Mandy's House - Commissioner Hudak thanked Anthony Soroka, City Attorney, for providing the update.

Accolades - Commissioner Hudak commended Ronnie Williams, Engineering Technician, for his efforts on the SE 8th Avenue Project.

COMMISSIONER PRESTON**DISTRICT 2**

Happy Thanksgiving - Commissioner Preston wished everyone a Happy Thanksgiving. Thereafter, he asked those that can help to assist those in need.

Tigner Center - Commissioner Preston said many events are occurring at the Center, and he continues to receive positive feedback. Thereafter, he urged those that have not seen the facility to stop by.

Deputy Harold Morrison - Commissioner Preston commented on the unveiling of the Harold Morrison Center. Thereafter, he briefly commented on everything Deputy Morrison did for Deerfield Beach.

COMMISSIONER PARNESS**DISTRICT 3**

Voting - Commissioner Parness reminded everyone that they have to re-register to vote by mail.

Happy Holidays - Commissioner Parness wished everyone a happy holiday.

Waste Management - Commissioner Parness said he will continue to fight for the City, as increasing the height does not benefit the City. Thereafter, he urged everyone to attend the January 28, 2025 County Commission Meeting.

VICE MAYOR DROSKY**DISTRICT 4**

Happy Thanksgiving - Vice Mayor Drosky wished everyone a Happy Thanksgiving. Further, he agreed with Commissioner Preston, as there are still people that are in need of help.

Waste Management - Vice Mayor Drosky briefly commented on the Coconut Creek meeting that occurred on Veteran's Day, as well as the County Commission meeting on November 12th. Further, he urged everyone to attend the January 28, 2025 County Commission meeting, and requested that the City provide transportation and remain vigilant.

MAYOR GANZ

Happy Thanksgiving - Mayor Ganz wished everyone a Happy Thanksgiving. Although the holiday can bring joy to many, for some it does not; therefore, he urged those that see something, say something.

Waste Management - Mayor Ganz thanked those who attended, as well as city staff for their efforts; nonetheless, he said the City must remain vigilant. Thereafter, he briefly commented on the November 12th County Commission meeting.

City Events - Mayor Ganz said the Harold Morrison dedication and Deerfield Beach Housing Authority events were both great events.

Ocean Rescue - Mayor Ganz said Lauderdale-by-the-Sea voted against the addition of lifeguards on their beach. Thereafter, he spoke in support of Ocean Rescue, and thanked Chief Michael Brown and staff for their efforts.

ADJOURNMENT

There was no additional business to discuss.

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, to adjourn the meeting at 8:19 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