



Regular City Commission Meeting Agenda

150 NE 2nd Avenue | Deerfield Beach, FL, 33441 | 954-480-4200

Mayor Bill Ganz

Vice Mayor Todd Drosky

District 1 Commissioner Michael Hudak

District 2 Commissioner Ben Preston

District 3 Commissioner Bernie Parness

Tuesday
February 4, 2025
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: December 17, 2024 , January 14, 2025

Special City Commission Meeting Minutes

Attachment: January 2, 2025, January 21, 2025

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Education Advisory Board Meeting Minutes

Attachment: November 18, 2024

Hillsboro Inlet District Meeting Minutes

Attachment: November 18, 2024

Code Compliance Meeting Minutes

Attachment: December 3, 2024

Community Appearance Board Meeting Minutes

Attachment: December 11, 2024, January 8, 2025

APPROVAL OF THE AGENDA

February 4, 2025

ZOOM INFORMATION

Join Zoom Meeting by clicking the below link:

<https://deerfield-beach.zoom.us/j/82536823277?pwd=iROfSYCirc6w30OYOsvKdGBk8Vwks3.1>

Join Zoom Meeting via telephone by dialing:

Call-in Number: (301) 715-8592

Meeting ID: 825 3682 3277#

Participant ID: #

Passcode: 339902#

For complete instructions on joining and/or participating during Public Comment, please click the following link or attend in person in the City Commission Chambers:

Attachment: Zoom Instructions

AWARDS & RECOGNITION

- 1. Certificate of Recognition presented to Alexa Simeone for the facilitation of the Teen Center's Sea Lab Project.**

Sponsor: Department of Parks & Recreation

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

Sponsor: BSO - Law Enforcement

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 APPOINTMENTS

- 3. Resolution 2025/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, reappointing Sharon Haynes to the Board of Trustees of the Municipal Firefighters' Pension Trust Fund; 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: Pension Board Reappointment

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

- 4. Resolution 2025/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the special event permit application submitted by Excel Production, LLC, for a Valentine's Day bash to be held at the Johnny L. Tigner Community Center on February 14, 2025, from 5:00 pm to 9:00 pm; approving ticket sales by Excel Production,**

LLC for the event; 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 Parks & Recreation

Attachment: Excel Production, LLC

- 5. Resolution 2025/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Special Event Permit Application submitted by Wyndham Deerfield Beach Resort to host six special events per year during the months of November through April for the next three years on Wyndam's property inclusive of its private beach area; permitting up to six special events per year and waiving the 90 day requirement between each special event; 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 Parks & Recreation

Attachment: Wyndham Deerfield Beach Resort

DEPARTMENTAL BUSINESS

- 6. Presentation regarding the 2024 Vision Zero Report.**

Sponsor: Department of Planning & Development Services

Attachment: Vision Zero Report

- 7. Resolution 2025/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a change order with Emerald Construction Corporation d/b/a Neucor Construction in an amount not to exceed \$215,333.76 due to unforeseen subsurface conditions for the SE 8th Avenue Stormwater Capital Improvement Project; extending the substantial and final completion dates for the project; providing for execution, implementation, and an effective date. (*Funds from Account #462-300-360-3800-000-53800-506530 - CIP Infrastructure/Stormwater Improvements*)**

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: Neucor Construction

COMMENTS BY ADMINISTRATION & LEGAL

CITY COMMISSION BUSINESS

8. **Resolution 2025/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and authorizing execution of an Employment Agreement with Rodney Brimlow for service as City Manager; approving Mr. Brimlow's service as City Manager; providing for execution 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: City Commission

Attachment: City Manager Agreement

COMMENTS BY MAYOR & CITY COMMISSION
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ADJOURNMENT

FUTURE CITY COMMISSION MEETINGS

Regular City Commission Meeting - Tuesday, February 18, 2025

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.



Meeting Minutes City Commission

Tuesday, December 17, 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 Ben Preston
Vice Mayor Todd Drosky
Mayor Bill Ganz

Also Present:

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

Excused Absence:

Commissioner Bernie Parness

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

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

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Marine Advisory Board Meeting Minutes - September 19, 2024
Code Compliance Meeting Minutes - October 25, 2024

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

Yeas: 4 - Commissioner Hudak, Commissioner Preston, Vice Mayor Drosky, and Mayor Ganz
Nays: 0

APPROVAL OF CITY COMMISSION AGENDA

December 17, 2024

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

Yeas: 4 - Commissioner Hudak, Commissioner Preston, Vice Mayor Drosky, and Mayor Ganz
Nays: 0

MOTION was made by Commissioner Preston, seconded by Commissioner Hudak, to excuse Commissioner Parness' absence. Voice Vote:

Yeas: 4 - Commissioner Hudak, Commissioner Preston, Vice Mayor Drosky, and Mayor Ganz
Nays: 0

AWARDS & RECOGNITION

1. Certificate of Recognition presented to Joel Smith for his contributions to the schools.

Commissioner Preston presented a Certificate of Recognition to Mr. Smith for his efforts.

Mr. Smith thanked the Commission for the acknowledgement. Thereafter, he briefly outlined the ophthalmology program that was recently implemented at local schools.

2. Certificate of Recognition presented to N.E. Focal Point CASA, Inc. for their commitment and dedication to the N.E. Focal Point at the Braithwaite Center of Active Aging.

Mayor Ganz presented a Certificate of Recognition to the N.E. Focal Point CASA, Inc. for their efforts.

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

Captain Hofstein recognized various law enforcement staff for their ongoing efforts with keeping the community safe.

PUBLIC HEARINGS

4. P.H. 2025-005: Resolution 2024/188 - 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 2023-2024; authorizing submission of the Incentive Report to the Florida Housing Coalition and the Florida Housing Finance Corporation; providing for implementation and an effective date.

The Resolution was read by title only.

Jonathan Salas, Director of Community Services, highlighted a brief PowerPoint presentation. Thereafter, he listed and briefly explained the adopted incentives, which include expedited permitting, process of ongoing review, public land inventory, density flexibility, flexible lot configurations, and support of development near transportation hubs.

In response to Commissioner Preston's question, Mr. Salas replied that the density flexibility category does not have any association to the Live Local Act.

In response to Mayor Ganz's question, Mr. Salas replied that the City can use the Sadowski Funds for affordable housing, but each year it's scrutinized.

Mayor Ganz provided a brief overview of the Sadowski Fund. Thereafter, he opened the public hearing.

Karen Shelly, 190 Durham D, Deerfield Beach, commended Mr. Salas and his staff for a job well done.

Mayor Ganz closed the public hearing.

MOTION was made by Commissioner Preston, seconded by Commissioner Hudak, to approve Item 4, adopted Resolution 2024/188. Roll Call:

Yeas: 4 - Commissioner Hudak, Commissioner Preston, Vice Mayor Drosky, and Mayor Ganz
Nays: 0

5. P.H. 2025-013: Resolution 2024/191 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the 2023-2024 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.

The Resolution was read by title only.

PUBLIC HEARINGS - CONTINUED

Jonathan Salas, Director of Community Services, highlighted a brief PowerPoint presentation. The CAPER is designed to report the accomplishments and progress outlined in the Consolidated Plan and Annual Action Plan. The first priority consists of increasing access to affordable housing, whereby, the City was able to assist 19 households, 12 through purchase assistance and seven homeowner rehabilitations. Priority two consists of providing infrastructure improvements, whereby, the City was able to finish the playground at Oveta McKeithen Park, implemented a sidewalk improvement project, and asbestos pipe replacement project, which will be completed in phases. Priority three consists of increasing access to public serves, whereby, the City provided transportation services to 27 seniors, provided health and wellness services to more than 100 seniors, and provided services to 26 Alzheimer's & Adult Day Care clients. Mr. Salas said \$752,383 in CDBG funding was expended in FY23, and the City received \$244,451 in HOME funding and \$1,003,002 in SHIP funding. Lastly, he said the CAPER must be submitted by December 30, 2024.

In response Commissioner Preston's question, Mr. Salas replied that he is satisfied with the CAPER and the accomplishments that have been made under each of the priorities.

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

MOTION was made by Commissioner Preston, seconded by Commissioner Hudak, to approve Item 5, adopted Resolution 2024/191. Voice Vote:

Yeas: 4 - Commissioner Hudak, Commissioner Preston, Vice Mayor Drosky, and Mayor Ganz
Nays: 0

PUBLIC COMMENT

April Bolowich, 899 NE 4th Street, Deerfield Beach, commended the N.E. Focal Point CASA, Inc. for their efforts. Thereafter, she briefly commented on a previous rezoning application that came before the Commission.

Roger Freitag, 418 SE 2nd Street, Deerfield Beach, commented on the importance of safety at the beach. Thereafter, he suggested hiring a security firm to man the beach in lieu of uniformed officers due to the rate increase.

Chauncey Chapman, 191 NW 47th Avenue, Deerfield Beach, commented on the Freebee program.

Joe Hines, 559 NW 47th Terrace, Deerfield Beach, commented on the March 11, 2025 election. Thereafter, he posed various questions to Vice Mayor Drosky.

Karen Shelly, 190 Durham D, Deerfield Beach, suggested adding the CRA video recordings to the city webpage. Thereafter, she spoke in opposition to the City not having a Chamber.

Philip Bradley, 4330 NW 12th Avenue, Deerfield Beach, commented on various meetings that have occurred over the past year.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, commented on comments made at previous meetings. Further, he commented on a building in Palm Plaza that is in dire need of repairs. Lastly, he wished everyone a happy holiday.

Lucia Delgenio, 707 N. Shore Drive, Deerfield Beach, expressed disappoint with the rezoning application that was approved on Eller Street.

Katy Freitag, 418 SE 2nd Street, Deerfield Beach, commented on the process for appointing board members who are volunteers. Thereafter, she urged everyone to stay till the end of the meetings.

Peggy Ross, 103 NE 19th Avenue, Deerfield Beach, briefly commented on the possibility of the rezoning application on Eller Street becoming a Live Local Project.

PUBLIC COMMENT - CONTINUED

Thereafter, Mayor Ganz and Rodney Brimlow, Interim City Manager, entertained questions/comments/concerns posed by the public.

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

Mayor Ganz opened the public hearing on items 6 - 15.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, commented on Item 9. Further, he suggested increasing the amount to the Deerfield Beach Little League, Inc.

Roger Freitag, 418 SE 2nd Street, Deerfield Beach, commented on Item 9. Thereafter, he spoke in opposition to giving grant money to the Deerfield Beach Little League, Inc., and encouraged them to fundraise on their own. Further, he asked if all background checks have been completed.

Mayor Ganz closed the public hearing.

Greg Warner, Director of Parks & Recreation, explained that the \$18,000 is a part of their current agreement, whereby, additional monies can be requested next year in the new agreement. Further, they have been extremely successful and all background checks have been completed.

There was no discussion amongst the Commission.

MOTION was made by Commissioner Hudak, seconded by Commissioner Preston, to approve 6 - 15 in concert. Roll Call:

Yeas: 4 - Commissioner Hudak, Commissioner Preston, Vice Mayor Drosky, and Mayor Ganz
Nays: 0

6. **Resolution 2024/192 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, amending the 2024/2025 schedule of City Commission meetings; providing for an effective date.**
7. **Resolution 2024/193 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Ferraro Law Firm, P.A. to serve as outside counsel representing the City in litigation related to the insulin pricing scheme; approving and authorizing execution of an agreement for retention of outside counsel on a contingent fee basis; providing for implementation and an effective date.**
8. **Resolution 2024/194 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a sixth work authorization with Coastal Protection Engineering, LLC and the Town of Hillsboro Beach for professional engineering services for post-construction physical and biological monitoring and permitting services in an amount not to exceed \$179,871.40 for the City's 50% share of the cost; providing for execution and an effective date. (Funds from Account #399-4553-539-65-30 - CIP-Infrastructure - Joint Beach Renourishment)**
9. **Resolution 2024/195 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the award of a community participation grant to Deerfield Beach Little League, Inc. in the amount of \$18,000.00 to support the youth baseball programs in the City; providing for implementation, conflicts, severability and an effective date. (Funds from Account #100-720-72002-0000-503914- Athletic Program Supplement)**
10. **Resolution 2024/196 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a work authorization with Gurri Matute, P.A. to provide professional design and engineering services for the Constitution Park Community Center Project in an amount not to exceed \$257,473.90; providing for execution and an effective date. (Funds from Account #399-7035-572-65-30 - CIP-Infrastructure)**

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS - CONTINUED

11. Resolution 2024/197 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving an agreement with Accenture, LLP for American Rescue Plan Act Grant Management Services in an amount not to exceed \$50,000.00, utilizing the terms of State of Florida, Department of Management Services Request for Proposal No. 06-80101500-J and State Term Contract No. 80101500-20-1; providing for execution and an effective date. (*Funds from Account #100-360-19001-0000-503099 - Construction and Facilities Maintenance Professional Services*)
12. Resolution 2024/198 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and authorizing execution of a professional services agreement with Strategic Philanthropy, Inc. to provide grant consulting services related to the Community Participation Grant Program and other grant projects for a one-year term, with one year renewal option, in an annual amount not to exceed \$75,000.00; and providing for an effective date. (*Funds from Account #001-1701-564-32-99 - Other Contractual Services*)
13. Resolution 2024/199 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the City of Deerfield Beach 2025 Public Transportation Agency Safety Plan; authorizing execution of the plan; and providing for an effective date.
14. Resolution 2024/200 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and adopting the 2025 Security Program Plan for the City's Community Shuttle; and providing for an effective date.
15. Resolution 2024/201 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and adopting the 2025 System Safety Program Plan for the City's Community Shuttle; and providing for an effective date.

DEPARTMENTAL BUSINESS**16. Discussion regarding the Code Amnesty and Neighborhood Improvement Programs.**

Rodney Brimlow, Interim City Manager, highlighted a PowerPoint presentation. Thereafter, he provided a brief overview of the Neighborhood Improvement Program, which was established by Ordinance in 2020. The purpose of the Code Amnesty Program is to improve neighborhoods by offering an incentive for compliance; give clear title to residents and businesses who wish to sell property, improve property with a loan, obtain a mortgage/loan, or bequeath property to loved ones; reduce taxpayer costs; and reduce the amount of unpaid fines and liens on properties. The three types of properties that qualify under this program are, Type I: Residential Property with Homestead Exemption; Type II: Residential Property without Homestead Exemption; and Type III: Non-Residential Property, i.e. commercial, industrial, etc. Type IV: Non-Qualified Property, i.e. bankruptcy, foreclosure, auction, etc., does not qualify under the program. Thereafter, he provided a brief overview of how code mitigation would work with Type I, Type II, and Type III.

Commissioner Hudak spoke in support of the Code Amnesty Program, whereas, the purpose of code compliance is to ensure residents are able to get their homes into compliance, not fine them.

In response to Commissioner Hudak's question, Mr. Brimlow replied that if this commission were amendable to moving forward, staff would recommend a six-month timeframe to allow individuals to take advantage of the program.

Vice Mayor Drosky agreed, whereby, the purpose of code compliance is not to fine individuals, but to have homes and properties be in compliance with the Code.

In response to Vice Mayor Drosky's questions, Mr. Brimlow replied the City will have additional resources, whereby, the City Commission approved an internal code manager, which allows for an additional code inspector, who will be strictly dedicated to this program. Further, he said all properties will receive letters advising them of specific point of contact.

DEPARTMENTAL BUSINESS - CONTINUED

In response to Commissioner Preston's question, Mr. Brimlow replied that the City does not take away homesteaded properties, unless they are an unsafe structure where it is not inhabitable; nonetheless, the first and highest priority of this program is to get properties into compliance.

Commissioner Preston said code compliance must be understanding and rationale. Thereafter, he provided examples of concerns posed by residents.

In response to Mayor Ganz's questions, Mr. Brimlow replied that individuals will have a six-month window to participate, and if they choose not to, the City will have a much shorter list that staff can be more attentive too.

In response to Mayor Ganz's question, Anthony Soroka, City Attorney, replied that when a code violation or fine is not corrected during the allocated time period, the case comes back to the Special Magistrate and ultimately the City receives an order and imposition of lien, which is filed and puts everyone on notice that the City has a claim on the property. Further, homesteaded properties are challenging due to the constitutional protection; however, foreclosures are an option for non-homesteaded properties. Thereafter, he continued outlining ways the City could obtain a non-homesteaded property. Lastly, he agreed with the Mayor that foreclosure is the last resort.

Mr. Brimlow said city staff is notified of all foreclosures within the City, and they are heavily reviewed by him, legal, etc.

Mayor Ganz stated that he does not want the program to be a one-time option, and suggested that it be taken by a case-by-case situation. Thereafter, he briefly outlined the issues and concerns he's had with code enforcement throughout the years. Further, he said code compliance cannot be everywhere, so he asked that the residents be vigilant, and if they are uncomfortable calling with a complaint, he asked that they call him.

In response to Mayor Ganz's comment, Mr. Soroka and Mr. Brimlow both stated that staff cannot investigate an anonymous complaint.

Mr. Brimlow stated that a grant opportunity was discussed at last week's CRA Meeting, whereby, the submission of the letter and application will come from the City, so City Commission approval is needed.

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

MOTION was made by Commissioner Preston, seconded by Commissioner Hudak, to authorize staff to submit the application. Roll Call:

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

Nays: 0

17. Resolution 2024/202 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the amended Building Permit Fee Schedule, as set forth in the attached Exhibit "A", to address the use of private providers, provide for a zoning review fee and make additional adjustments based on changes in law; providing for conflicts and an effective date.

The Resolution was read by title only.

Eric Power, Director of Planning & Development Services, highlighted a PowerPoint presentation. The fee schedule has not been updated since 2021, whereby, the proposed changes include the addition of private provider fees, notice of commencement change, addition of zoning review fee, and adding additional language. The State of Florida amended Section 553.73 of the Florida Building Code, widening the extent in which a private provider can be utilized; however, city staff must still retain permit data, verify provider certification, and ensure compliance of permitting in perpetuity, so it is appropriate to charge a fee.

DEPARTMENTAL BUSINESS - CONTINUED

In response to Commissioner Hudak's question, Mr. Power said staff does not expect a private provider to come into the City, but staff believes it's important to have the fee in place.

Continuing, Mr. Power said the State has amended F.S. 713.135(1)(e), regarding notice of commencement fees, whereby, the minimum fee has changed from \$3,000 to \$5,000; however, at this time, staff is only proposing a change to line item "Single Family Residential High Velocity Installations for Windows, Doors, and Roofs," from \$75.00 to \$125.00. Further, staff is proposing a zoning review fee, which is collected by other cities, for the zoning review of residential alteration, sign permit - \$50.00, and zoning review of new construction, multi-family & commercial alteration - \$100.00. The fee would go into the General Fund, not the Building Fund, and would generate \$150,000 annually.

In response to Commissioner Preston's question, Mr. Power reiterated that not all cities charge a zoning review fee, and although Deerfield Beach does not have to charge the fee, he wanted to bring it to the Commission's attention that there are some cities that do.

In response to Mayor's Ganz's question, Mr. Power replied that zoning staff reviews the majority of building permits, whereby, the review is based on the discipline. Further, he said a building permit can be reviewed by seven different agencies, all of which charge a fee, except for zoning. He said zoning reviews around 2,000 permits annually.

Lastly, Mr. Power said new language is being included to assist contractors with understanding costs and values, and some language is being rearranged for ease of use.

Mayor Ganz opened the public hearing.

Roger Freitag, 418 SE 2nd Street, Deerfield Beach, spoke in support of the Item; however, if staff has to make multiple visits to a property, then additional charges should be billed to the contractor, builder, or homeowner.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, asked for the status of bringing building services inhouse.

Katy Freitag, 418 SE 2nd Street, Deerfield Beach, asked if fees are going to be added and increased, will timelines be more stringent.

Mayor Ganz closed the public hearing.

Mr. Power briefly commented on the timelines. Further, the five-year contract expires in September 2025, whereby, a procurement bid is in place, and should go out early 2025. Once the information is received, staff will then evaluate all options. Lastly, he said the permit fee includes permit inspections; nevertheless, it does need to be re-evaluated.

In response to Mayor Ganz's question, Mr. Power replied that if an issue occurred due to a virtual inspection, it would become a civil matter between the private provider and homeowner. Further, he said the affordable housing fee can be re-evaluated, but would have to be done through the Land Development Code.

Vice Mayor Drosky said he doesn't see the need for a private provider fee in this city, but the changes to the private provider fee, along with the notice of commencement fee are required by State Statutes, so the changes are warranted. Further, he said the zoning review fee is more discretionary, and believes changing it this evening is not needed. Lastly, he spoke in support of the language change as well, and recommended approving all changes with the exception of the zoning review fee.

Commissioner Hudak made a motion to approve the item as is, but it failed due to lack of a second.

In response to Mr. Power's comment, Vice Mayor Drosky stated that he understands the need for the zoning review fee, but believes the timing is not right and stated that the fee should be brought forward when all fees are re-evaluated.

DEPARTMENTAL BUSINESS - CONTINUED

MOTION was made by Vice Mayor Drosky, seconded by Commissioner Hudak, to approve Item 17, as amended, adopted Resolution 2024/202. Roll Call:

Yeas: 3 - Commissioner Hudak, Vice Mayor Drosky, and Mayor Ganz
Nays: 1 - Commissioner Preston

COMMENTS BY ADMINISTRATION & LEGAL**CITY ATTORNEY**

Executive Session - Anthony Soroka, City Attorney, requested an Executive Session in the litigation styled *Class Act Restaurant Group, LLC vs. City of Deerfield Beach*, and *City of Deerfield Beach vs. Class Act Restaurant Group, LLC*; case numbers 23-020060 and 23-020079 in the 17th Judicial Circuit of Broward County, as well as *Class Act Restaurant Group, LLC vs. City of Deerfield Beach*, U.S. District Court for the Southern District of Florida, case number 24-CV-61127.

CITY MANAGER

Residential Garbage Routes - Rodney Brimlow, Interim City Manager, briefly outlined the new schedule, which will be cost effective and improve collection efficiency. Furthermore, outreach will be provided to the residents.

CITY COMMISSION BUSINESS

18. Resolution 2024/203 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and authorizing execution of an agreement with Gwendolyn McDonald, Barri McMillon, and Jeffrey Copeland, Jr. for the operation and maintenance of a community garden at the property located at 448 NW 1st Terrace and 455 NW 1st Avenue for a term commencing upon execution and ending on December 31, 2026, with two, one year renewal options; providing for water infrastructure and water service to the Community Garden; and providing for an effective date.

The Resolution was read by title only.

Commissioner Preston stated that bringing a community garden into the City has been discussed for several years, and is excited to finally bring the vision to fruition. Thereafter, he thanked all involved, and stated that Mr. Copeland is an amazing grower. Further, he said this garden, which will be on private property, can also be used as a mentoring tool and will benefit the entire community. Thereafter, he spoke in support of the item.

Anthony Soroka, City Attorney, stated that staff is requiring that they indemnify the City in terms of liability exposure and provide for appropriate insurance.

In response to Mayor Ganz's questions, Mr. Soroka replied that the irrigation is a reoccurring cost to the City. Additionally, there are upfront capital costs associated with installing some of the landscaping. Further, as a safety measure, the operators are required to install a fence that is reasonably acceptable to the City. Lastly, he stated that the applicant is responsible for the security measures, and daily maintenance and operation of the garden.

Mayor Ganz spoke in support of the garden, as the soil is extremely rich with nutrients. Thereafter, he thanked the families for bringing this forward.

In response to Commissioner Hudak's question, Mr. Soroka replied that the operators are responsible for maintaining the irrigation equipment.

Vice Mayor Drosky commented on a Florida League of Cities webinar that discussed community gardens, whereby, he believes this one will be successful because it's on private property. Thereafter, he spoke in support of the garden, and thanked all who are involved.

CITY COMMISSION BUSINESS - CONTINUED

Mayor Ganz asked that everything be fully vetted prior to the garden being open to the residents. Thereafter, he opened the public hearing.

Roger Freitag, 418 SE 2nd Street, Deerfield Beach, asked what items will be provided in the garden.

Barri McMillon, 456 NW 1st Terrace, Deerfield Beach, thanked the Commission for the opportunity to serve the entire city. Further, she said the operators are looking to form a membership club to ensure the users are residents. Lastly, she said the garden will include vegetables and flowers.

In response to Commissioner Hudak's question, Ms. McMillon replied that the membership will allow for individuals to purchase plots.

Mayor Ganz closed the public hearing. Thereafter, he asked that the operators work with city staff on the membership club.

MOTION was made by Commissioner Preston, seconded by Commissioner Hudak, to approve Item 18, adopted Resolution 2024/203. Roll Call:

Yeas: 4 - Commissioner Hudak, Commissioner Preston, Vice Mayor Drosky, and Mayor Ganz
Nays: 0

19. Update regarding City Manager Recruitment and Potential Shortlisting of Candidates.

Jim Dinneen, MGT/GovHR Recruiter, provided a brief overview of the recruitment process for the City Manager position, whereby, he interviewed nine candidates, six of which he believes are viable. Thereafter, he outlined the next steps.

After a brief discussion, it was the consensus of the Commission to hold a special city commission meeting to shortlist the candidates.

Mr. Dinneen recommended that the Commission think of a maximum number they would like to interview.

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

Holiday Holidays - Commissioner Hudak wished everyone a happy holiday.

FP&L - Commissioner Hudak expressed concerns with lights being out, powerlines being down, and trees not being trimmed.

Rodney Brimlow, Interim City Manager, stated that unfortunately, FP&L still has many of their staff deployed outside of the area; nevertheless, he has a meeting with the City's local representative to discuss the issues, and will report back.

Small Businesses on the S-Curve - Commissioner Hudak expressed concerns with the businesses who are suffering due to the closure of the pier, and said something must be done.

COMMISSIONER PRESTON**DISTRICT 2**

Small Businesses on the S-Curve - Commissioner Preston agreed that something should be done.

School Closures - Commissioner Preston said he has received many phone calls asking what the City plans to do, whereby, the City cannot build a plan, as that is a School Board function. Thereafter, he encouraged everyone to reach out to the School Board and voice their concerns.

Packer Rattlers - Commissioner Preston said he has been in many meetings and hopes the program can be brought back next summer.

COMMENTS BY MAYOR & CITY COMMISSION - CONTINUED

Happy Holidays - Commissioner Preston wished everyone a happy holiday.

VICE MAYOR DROSKY**DISTRICT 4**

Residential Garbage Route - Vice Mayor Drosky asked that it be added to the January 14, 2025 Commission Meeting, as an additional outreach to the residents.

Businesses Citywide - Vice Mayor Drosky stated that other businesses are hurting; therefore, he recommended that they all be included.

Boat Parade - Vice Mayor Drosky thanked those who came out to Sullivan Park, as the event was well attended.

Happy Holidays - Vice Mayor Drosky wished everyone a happy holiday.

MAYOR GANZ

Kirk Cottrell Pavilion - Mayor Ganz said he's received phone calls regarding the installation of a memorial plaque in honor of Hugh Andison, former city employee and asked that staff explore it further.

BSO - Law Enforcement - Mayor Ganz thanked Captain Hofstein and his staff for their efforts. Thereafter, he commented on a fatal accident that recently occurred and encouraged everyone to slow down.

Operation Santa - Mayor Ganz said the event will occur Saturday, December 21st.

Economic Development - Mayor Ganz stated that the Water Taxi announced new stops in Pompano Beach, Lighthouse Point, etc. Unfortunately, Deerfield Beach does not have a lot of commercial property along the Intercoastal waterways to fill the gap, but stated that staff should be creative. Further, he stated that the businesses vary on the S-Curve, whereby, one will have a long wait and another will not. He agreed that all businesses need the City's support, and reiterated that its staff's responsibility to be creative. Thereafter, he commented on the Sullivan Park Boat Parade event, and thanked the Interim City Manager for his efforts on bringing the event to fruition. Lastly, he said Economic Development and the CRA must work hand in hand to help businesses along the S-Curve and citywide.

Happy Holidays - Mayor Ganz wished everyone a happy holiday.

Policy/Procedure for Public Meetings - Mayor Ganz asked that the City Attorney see what can be done about the inappropriate behavior that occurs during meetings.

ADJOURNMENT

There was no additional business to discuss.

MOTION was made by Commissioner Hudak, seconded by Vice Mayor Drosky, to adjourn the meeting at 10:04 p.m. Voice Vote:

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

Nays: 0

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

Heather Montemayor, CMC, City Clerk



Meeting Minutes City Commission

Tuesday, January 14, 2025

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 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

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

APPROVAL OF CITY COMMISSION MINUTES

Regular City Commission Meeting Minutes - December 3, 2024

MOTION was made by Commissioner Parness, seconded by Commissioner Preston 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

Community Redevelopment Agency Meeting Minutes - October 8, 2024
African American Heritage Board Meeting Minutes - October 24 & December 16, 2024
Code Compliance Meeting Minutes - November 5, 2024
Community Appearance Board Meeting Minutes - November 13, 2024

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

January 14, 2025

APPROVAL OF CITY COMMISSION AGENDA - CONTINUED

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. Proclamation presented to the National League of Cities in regard to the Earned Income Tax Credit for Deerfield Beach Residents.**

Mayor Ganz presented a proclamation to Rodney Brimlow, Interim City Manager, in recognition of Earned Income Tax Credit.

Mr. Brimlow provided a brief overview of the program. Thereafter, he thanked the Commission for the recognition and advised that the proclamation will be provided to the National League of Cities.

2. Certificate of Recognition presented to Deputy James Nichols for his efforts throughout the years.

Captain Hofstein congratulated Deputy Nichols on his retirement. Thereafter, he outlined his various accomplishments throughout his career.

Deputy Nichols thanked various individuals for supporting his efforts over the years. Thereafter, he thanked Captain Hofstein, the Commission, and residents for the recognition.

Commissioner Preston commended Deputy Nichols for what he's done throughout his tenure.

QUASI-JUDICIAL PUBLIC HEARINGS**3. P.H. 2025-020: APPLICATION 11-B2-113 Rev.1 365 South Federal Hwy**

Applicant: 365 SOUTH FEDERAL LLC, REPRESENTED BY MBA DEVELOPMENT GROUP, INC.

Proposal: Minor site plan application seeking approval to improve current site conditions AND Variance Application to allow the outside filling of propane tanks for consumers.

Location: The properties are generally described as 6-48-43 COMM AT NE COR OF SW1/4 OF SE1/4 OF NE1/4, W 614.52, TO PT ON W/L OF US 1 AND POB, SWLY 164.59, WLY 219.62, N 140, E 244.13 TO POB PER SKETCH OF SURVEY, JOB #7425 FOR MAYHUE S LIQUORS, LESS PT OF ABOVE DESC PROP INC'D IN OR 8038/137 FOR R/W & LESS PT DESC IN OR 12871/407 FOR R/W, and located at **365 South Federal Hwy.**

Robert Sherman, MBA Development Group, representing the applicant, waived the quasi-judicial proceeding. Thereafter, he highlighted a brief presentation. The property is located on Federal Highway, and has been owned by the same individual for years. He said a community meeting was held and approximately 19 people attended, all of whom were in support of the application. Thereafter, photographs of the existing conditions were displayed, whereby, the proposed storage tank will be located in the rear of the property next to the existing enclosed dumpster. He stated that multiple revisions were made to the plans, based on input from the various disciplines. Mr. Sherman stated that the majority of the property will remain as is, with the exception of an updated fire traffic lane to protect everything to the north, revision to the parking to allow for standardization, and additional green space along Federal Highway. Thereafter, the proposed site plan was displayed.

Frank Tropepe, owner, thanked city staff for their assistance throughout the process. Currently, they have 125 tanks that they exchange, which is not enough, especially during hurricane season; therefore, they believe approving the variance will benefit the community.

Mr. Sherman reiterated that the service is currently being provided, but approval will allow them to service more clients.

QUASI-JUDICIAL PUBLIC HEARINGS - CONTINUED

Commissioner Hudak commented on the various interactions he's had with this business, whereby, this service will benefit the entire city as propane is a high commodity, especially during hurricane season; therefore, he supports the application.

Commissioner Preston spoke in support of the applicant reaching out to the neighboring homeowners. Further, he said propane is a necessity, especially during hurricane season; therefore, he supports the application.

Mayor Ganz opened the public hearing.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, spoke in support of the application.

Linda Fitzpatrick, 367 S. Federal Highway, Deerfield Beach, commented on the history of the building, as well as the previous request for this variance. Thereafter, she spoke in opposition of the application due to the close proximity to a residential area.

Randolph Adrian, 367 S. Federal Highway, Deerfield Beach, asked how big the stored tank will be.

Mayor Ganz closed the public hearing.

Mr. Sherman stated that the fire requirement will be met.

Mr. Tropepe stated that the tank is 1000 gallons, but will only hold 900 gallons, and will fill 200-250 tanks.

In response to Commissioner Parness' question, Eric Power, Director of Planning & Development Services, replied that there is a code provision that does not allow for outdoor sales.

Commissioner Parness stated that when a hurricane is occurring, everyone has time to prepare, so he suggested that the applicant order more in advanced. Further, he said propane is an extremely dangerous explosive and since outdoor sales are against code, he cannot support this application.

Mr. Tropepe stated that they cannot order additional tanks as they cannot be stored due to safety concerns. Further, he said a business near them sells a much more explosive product than propane; nonetheless, they are following all required safety measures. He stated that although the financial transactions are taken place inside, the filling of the tanks is occurring outside, which is permissible.

In response to Mayor Ganz's question, Mr. Tropepe replied that the money exchange will occur inside. Thereafter, he provided a brief overview of the current process, whereby, if approved, the customer will come inside to pay, and instead of coming to exchange the tank, staff will go outside and fill it.

Brad Lewis, Suburban Propane, stated that there are well over 200 dispensary stations in Florida, and an accident has not occurred in at least 10 years, whereby, when followed properly, dispensing is a relatively safe process. Further, they are responsible for training staff and stand by all their safety regulations.

In response to Mayor Ganz's questions, Mr. Power replied that the previous application, as well as the current application have met all fire requirements. He stated that the previous and current site plan are different, whereby, the previous site plan requested two different uses, chlorine and propane, a larger reduction in parking, and less of a landscape buffer. Thereafter, he outlined the requirements for a variance, and explained outdoor sales.

Mayor Ganz briefly outlined the previous request, and stated that although the applicant eliminated the chlorine, he is still concerned with the use of propane due to the close proximity to residential; nevertheless, he does understand the need for the request.

Commissioner Hudak said there is a citywide need for this use. Further, there are propane tanks on Bella Mar's property, as well as numerous individual tanks. Although he understands the safety concerns, the applicant is following all Federal and State guidelines.

QUASI-JUDICIAL PUBLIC HEARINGS - CONTINUED

Commissioner Preston said although he was in opposition of the previous site plan, he now supports the application due to the various changes they have made. Thereafter, he provided a brief overview of the need for propane during hurricane season.

Vice Mayor Drosky stated that the variance is for outside filling, which is easily met as they are unable to fill inside. Further, the issue surrounding this application is safety, and this commission prides themselves on ensuring the community is safe, but after much research, he learned that propane is safer than one would think and does not believe public safety would be compromised; therefore, he spoke in support of the application.

Commissioner Parness continued to speak in opposition to the application.

MOTION was made by Commissioner Hudak, seconded by Commissioner Preston, to approve Item 3, adopted Resolution 2024/001. Roll Call:

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

PUBLIC COMMENT

Denise Santoro, 263 S. Pine Street, Johnsonville, South Carolina, provided a brief overview of America Blessed Children, which is a non-profit organization.

Daniel Shanetzky, 34 Keswick B, Deerfield Beach, commented on the Downtown Deerfield Walking Tour. Thereafter, he asked for an update on the Deerfield Beach Youth Council.

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

Joe Hines, 559 NW 47th Terrace, Deerfield Beach, commented on the City Manager position, which he believes should be filled after the March 11, 2025 election. Thereafter, he commented on the increase in traffic on Hillsboro Boulevard and suggested enacting an ordinance to stop the train.

Karen Shelly, 190 Durham D, Deerfield Beach, asked for an update of the front gate at Century Village.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, commented on comments made at previous meetings regarding the financial status of the businesses on the beach due to the pier closure, and suggested setting up working capital loans for the businesses.

Thereafter, Mayor Ganz, Rodney Brimlow, Interim City Manager, and Commissioner Parness entertained questions/comments/concerns posed by the public.

CONSENT - BOARD APPOINTMENTS

- 4. Resolution 2025/002 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving Suzanne Ffolkes as a regular member to the African American Heritage Committee; and providing for an effective date.**

Item 4 was pulled by Commissioner Preston.

The Resolution was read by title only.

Mayor Ganz opened the public hearing on items 4 - 11.

Sandra Jackson, 386 SW 35th Avenue Deerfield Beach, commented on Item 4. She thanked Commissioner Preston for creating the Board, and thanked the Commission for allowing her to serve. Thereafter, she commented on her removal from the Board, and stated that she will continue to serve her community.

CONSENT - BOARD APPOINTMENTS - CONTINUED

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, commented on Item 4, whereby, he commended Ms. Ffolkes for her accomplishments, which were outlined on her application. Thereafter, he commented on the last African American Heritage Board meeting. He commented on Item 8, and asked where will the sand come from during the next hurricane season. Further, he commented on Item 9, and asked how much money the City received from the FTA and what safe guards have been put into place to ensure the City is not losing federal dollars. Lastly, he commented on Item 10, and asked for clarification on where the sidewalk improvements will take place.

Diane Chisholm, 375 NW 7th Court, Deerfield Beach, provided a brief overview of her service to the community. Thereafter, she commented on why she was chosen to serve on the Board, and stated that although she is no longer serving, she will continue to serve her community.

Mayor Ganz closed the public hearing.

Vice Mayor Drosky stated that his decision to replace Ms. Jackson on the Board has nothing to do with politics, whereas, he chose to remove her due to a negative interaction that occurred with a vendor at a city park while she was wearing a city shirt, which is completely inappropriate. Thereafter, he commented on the phone conversation they discussed regarding her removal.

Rodney Brimlow, Interim City Manager, stated that the sand being removed cannot be used for sand bags, as it is full of other debris. Further, the Transit Asset Management Plan must be in place in order to receive the funding.

In response to Commissioner Parness' question, Mr. Brimlow replied that the Crystal Lake Project is separate from Item 10.

Jonathan Salas, Community Services Director, stated that the substantial amendment to the FY 19/20 CDBG Annual Action Plan had been completed, but unfortunately, HUD changed the year, so this is being completed for administrative purposes only. Further, the funds had been allocated towards rental assistance and mortgage assistance programs, which has been difficult; therefore, the money has been reallocated to sidewalk projects with District 2.

MOTION was made by Commissioner Drosky, seconded by Commissioner Parness, to approve Item 4, adopted Resolution 2024/002. Voice Vote:

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

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

MOTION was made by Commissioner Hudak, seconded by Commissioner Preston, to approve 5 - 11 in concert. Roll Call:

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

- 5. Resolution 2025/003 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, accepting a drainage, flowage, and utility easement from Mancini Development, LLC related to the Enterprise Commerce Development Project located at 1800 South Powerline Road; providing for implementation, conflicts, and an effective date.**
- 6. Resolution 2025/004 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and authorizing execution of the Interlocal Agreement with Broward County for film permitting services; providing for execution and an effective date.**

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS - CONTINUED

7. Resolution 2025/005 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Memorandum of Agreement with the Florida Department of Health in Broward County for local distribution sites related to providing Prophylaxis during a State of Emergency; ratifying execution of the Agreement; providing for implementation and an effective date.
8. Resolution 2025/006 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the award of Town of Hillsboro Beach ITB #2024-11-01 alternate bid for the removal of the stockpile of sand located at 401 SW 4th Street, Deerfield Beach, to Ferreira Construction Co., Inc.; authorizing execution of a contract with Ferreira Construction Co., Inc., the lowest priced responsive and responsible bidder for the sand stockpile removal, in an amount not to exceed \$124,934.16; providing for appropriations and an effective date. *(Funds from Account #001-4553-539-32-99 - Coastal & Sustainability/Other Contractual Services)*
9. Resolution 2025/007 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and adopting the 2024 Transit Asset Management Plan; and providing for an effective date.
10. Resolution 2025/008 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and adopting a substantial amendment to the Fiscal Year 2019-2020 Community Development Block Grant Annual Action Plan to reallocate \$426,482.05 of unexpended Community Block Grant CV-1 and CV-3 Program Funds from rental and utilities assistance, and planning administrative assistance to sidewalk projects in eligible areas; authorizing the Interim City Manager to execute all applicable documents relating to the substantial amendment; providing for implementation, conflicts, and an effective date.
11. Resolution 2025/009 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and authorizing execution of a professional services agreement with Civitas Community Development, LLC, to provide consulting services related to the preparation of the Community Block Grant Five-Year Consolidated Plan for 2025-2029 and the 2025 Annual Action Plan for a one-year term in an amount not to exceed \$32,000.00; and providing for an effective date. *(Funds from Account #106-0000-581-90-01 - CDBG Administration)*

DEPARTMENTAL BUSINESS**12. Update regarding the rerouting of the residential garbage collection routes.**

Chad Grecsek, Director of Sustainable Management, briefly outlined the new schedule, which will improve collection efficient, reduce costs, and enhance customer service. Thereafter, he displayed the new schedule. Lastly, he said outreach will begin immediately and the reroutes will begin March 1st.

In response to Vice Mayor Drosky's question, Mr. Grecsek replied that they anticipate 175 homes being impacted by the re-route, so direct messaging through the water bill, temporary signage, press releases, relaxed code enforcement, etc.

Mayor Ganz said he has spoken to residents who are in support of the change.

COMMENTS BY ADMINISTRATION & LEGAL

CITY ATTORNEY - *None.*

CITY MANAGER - *None.*

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

Federal Funding - Commissioner Hudak asked if there have been any solutions for the businesses on the beach due to the closure of the pier.

Rodney Brimlow, Interim City Manager, said staff has been working with federal and state agencies, but it has been difficult because our pier was damaged during a time the City was not in a declared area; nonetheless, staff continues to pursue other option, i.e. Florida League of Cities, Small Business Association, etc. Thereafter, he briefly outlined the pier renovation schedule.

COMMISSIONER PRESTON**DISTRICT 2**

Downtown Deerfield Walking Tour - Commissioner Preston commended staff for a job well done. Thereafter, he briefly commented on the tour.

Commissioner Hudak left the meeting temporarily at 8:49 p.m. and returned at 8:50 p.m.

MLK Celebration - Commissioner Preston stated that the parade begins at 10:00 a.m. and encouraged all to attend. Thereafter, he briefly commented on the Braithwaite Center for Active Aging, and thanked the Commission for supporting the renaming of the facility, as well as Jonathan Salas, Director of Community Services, for all his efforts.

COMMISSIONER PARNES**DISTRICT 3**

March 11th Election - Commissioner Parnes urged everyone to research prior to voting.

VICE MAYOR DROSKY**DISTRICT 4**

Monarch Hill - Vice Mayor Drosky stated that the County Commission Meeting will take place on January 28th. Thereafter, he urged everyone to continue fighting against this expansion.

MAYOR GANZ

Monarch Hill - Mayor Ganz said he unfortunately will not be able to attend, as he will be out of the Country; nevertheless, he urged staff to continue to be diligent and work with Coconut Creek to ensure the messaging is correct. Although he has heard rumors that the public may not be allowed to speak again, he has a prepared statement and asked that the Interim City Manager read it at the meeting on his behalf. Further, he urged everyone to contact all nine county commissioners to express their opposition to the expansion. Thereafter, he briefly commented on the previous meeting.

FP&L Poles - Mayor Ganz asked that staff reach out regarding the outages along Hillsboro Boulevard, mainly in the western portion of the City.

COMMISSIONER PARNES**DISTRICT 3 (CONTINUED)**

Monarch Hill - Commissioner Parnes suggested that signage be made individuals to hold up during the County Commission Meeting.

ADJOURNMENT

There was no additional business to discuss.

MOTION was made by Commissioner Parness, seconded by Commissioner Hudak, to adjourn the meeting at 9:05 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



Special Meeting Minutes City Commission

Thursday, January 2, 2025

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 everyone to keep Tracy Spencer, Jr., former city employee, Debbie Wilson, longtime residents, the New Orleans victims, and Randy Perkins, Ashbritt, in their thoughts and prayers; thereafter, there was a moment of silence, followed by the Pledge of Allegiance.

APPROVAL OF THE AGENDA

January 2, 2025

MOTION was made by Commissioner Parness, 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

CITY COMMISSION BUSINESS

1. Discussion regarding the City Manager Recruitment and Potential Action regarding Shortlisting of Candidates.

Jim Dinneen, MGT/GovHR Recruiter, stated that a list of applicants was provided to the Elected Officials, whereby, of the 90, nine were qualified, and after extensive interviews with the nine, six are being recommended. Thereafter, he briefly outlined the interviews and the expectations he was seeking. Further, the Commission can decide how many they want to interview in person, but the most he has seen is five, as each candidate takes about an hour.

CITY COMMISSION BUSINESS - CONTINUED

Commissioner Hudak outlined various issues that have occurred over the last few years. Thereafter, he recommended interviewing Rodney Brimlow, Randy Cross, Jason Davis, and Horace McHugh.

Commissioner Preston agreed with interviewing Rodney Brimlow, Randy Cross, Jason Davis, and Horace McHugh.

Commissioner Parness recommended interviewing Rodney Brimlow, Randy Cross, Robert Hemminger, and Horace McHugh.

Vice Mayor Drosky stated that the main qualities he's looking for in a candidate are public safety, finance, procurement, and communication. Thereafter, he recommended interviewing Rodney Brimlow, Randy Cross, Jason Davis, and Horace McHugh.

Mayor Ganz thanked the recruiter for his efforts. Further, he said he was willing to move six forward, but agreed to four; nonetheless, he recommended Rodney Brimlow, Jason Davis, Robert Hemminger, Jerome Wilverding, and Gina Fiandaca.

After a brief discussion, it was the consensus of the majority of the Commission to move forward with four candidates.

Mayor Ganz opened the public hearing.

Tom Plaut, 3920 NW 4th Court, Deerfield Beach, spoke in support of moving forward with the internal candidates.

Karen Shelly, 190 Durham D, Deerfield Beach, said it's important to look outside of the organization, as the City is in need of new ideas. Further, she spoke in opposition to making a selection prior to the March 11, 2025 election.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, commented on a story in the Pelican, as well as events that have taken place with the Fort Lauderdale City Manager position. Thereafter, he spoke in opposition to making a selection prior to the March 11, 2025 election.

Daniel Shanetzky, 34 Keswick B, Deerfield Beach, spoke in support of interviewing both internal and external candidates.

Philip Bradley, 4330 NW 12th Avenue, Deerfield Beach, said he is unsure of the qualifications for all the candidates; nevertheless, he spoke in support of promoting within, as it builds morale.

Chauncey Chapman, 191 NW 47th Avenue, Deerfield Beach, provided a brief overview of his background and credentials. Thereafter, he outlined various programs that can assist with best practices.

Judy Stanich, 2257 Deer Creek Alba Way, Deerfield Beach, spoke in support of hiring Rodney Brimlow.

Avis Swenson, 810 SE 7th Street, Deerfield Beach, spoke in support of hiring Rodney Brimlow.

Chad Cheleden, 109 SE 13th Street, Deerfield Beach, spoke in opposition to making a selection prior to the March 11, 2025 election.

Mayor Ganz closed the public hearing.

Motion was made by Commissioner Hudak, and seconded by Commissioner Preston to interview Rodney Brimlow, Randy Cross, Jason Davis, and Horace McHugh.

Prior to the vote, Vice Mayor Drosky suggested establishing procedures, i.e. will interviews occur privately and/or publicly.

CITY COMMISSION BUSINESS - CONTINUED

Thereafter, there was a brief discussion regarding holding private or public interviews.

MOTION was made by Commissioner Hudak, seconded by Commissioner Preston, to publicly interview Rodney Brimlow, Randy Cross, Jason Davis, and Horace McHugh. Roll Call:

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

Nays: 1 - Commissioner Bernie Parness

In response to Anthony Soroka's, City Attorney, question, it was the consensus of the Commission to schedule a Special City Commission Meeting for the interviews.

ADJOURNMENT

There was no additional business to discuss.

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, to adjourn the meeting at 7:56 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



Special Meeting Minutes City Commission

Tuesday, January 21, 2025

7:30 PM

Commission Chambers

CALL TO ORDER AND ROLL CALL

The meeting was called to order on the above date by Mayor Bill Ganz at 7:36 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:

City Attorney Anthony Soroka
City Clerk Heather Montemayor

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

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

APPROVAL OF THE AGENDA

January 21, 2025

MOTION was made by Commissioner Parness, 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

CITY COMMISSION BUSINESS

- 1. Interview short-listed candidates for city manager position and potential appointment of a permanent city manager pending the negotiation of an employment agreement.**

Jim Dinneen, MGT/GovHR Recruiter, provided a list of questions to the Elected Officials.

Mayor Ganz stated that although questions have been provided, they can be amended, if so desired, and additional questions can be added by both the Commission and residents. Thereafter, he provided a brief overview of the interview process.

After review and discussion of the questions, the Commission agreed upon 13, and determined that the Mayor would ask all the questions.

CITY COMMISSION BUSINESS - CONTINUED

Mayor Ganz opened the public hearing.

Gwyndolen Clarke-Reed, 1430 SW 6th Way, Deerfield Beach, asked that the racial makeup of their previous counties be provided.

Mayor Ganz closed the public hearing. Thereafter, he stated that he believes the information can be obtained from their resumes; nonetheless, the Commission would not be able to fact check the responses on the fly.

Thereafter, the following individuals were interviewed for the City Manager position: Rodney Brimlow, Randy Cross, Jason Davis, and Horace McHugh.

Commissioner Hudak said he was impressed with all the candidates and believes that they can all do the job; however, his top choice is Mr. Brimlow as he has a great management style and is passionate about the City.

Commissioner Parness said although all the candidates are qualified, he does not believe they outshined Mr. Brimlow; therefore, he spoke in support of appointing Mr. Brimlow as the City Manager.

Commissioner Preston thanked Mr. Dinneen for his efforts throughout the process. Further, he said Mr. McHugh and Mr. Brimlow are his top candidates, but spoke in support of appointing Mr. Brimlow as the City Manager.

Vice Mayor Drosky also thanked Mr. Dinneen for his efforts throughout the process, as well as the candidates. Thereafter, he briefly commented on each of the candidates, and stated that his top two are Rodney Brimlow and Randy Cross.

Mayor Ganz briefly commented on each of the candidates, and stated that his top choice is Mr. Brimlow.

Motion was made by Commissioner Parness, seconded by Commissioner Hudak, to appoint Rodney Brimlow as the City Manager, pending negotiation of a successful employment agreement.

Prior to the vote, Mayor Ganz opened the public hearing.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, said he was disappointed that questions regarding the promotion of the municipal election were not asked to the candidates. Thereafter, he spoke in support of Mr. Cross.

Wayne Adkins, 1004 SE 14th Drive, Deerfield Beach, spoke in support of the appointment of Mr. Brimlow.

Katy Freitag, 418 SE 2nd Street, Deerfield Beach, suggested offering the Public Safety Director position to Mr. Davis once Mr. Brimlow is appointed to the City Manager position.

Mayor Ganz closed the public hearing.

MOTION was made by Commissioner Parness, seconded by Commissioner Hudak, to appoint Rodney Brimlow as the City Manager, pending negotiation of a successful employment agreement.
Roll Call:

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

Mayor Ganz stated that on behalf of the City Commission and residents, he wanted to thank the candidates for their participation.

Mr. Brimlow thanked the Commission for the opportunity.

ADJOURNMENT

There was no additional business to discuss.

MOTION was made by Commissioner Hudak, seconded by Commissioner Preston, to adjourn the meeting at 11:12 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

**Education Advisory Board (EAB)
Meeting Minutes**

Monday, November 18, 2024
7:00 pm
Hillsboro Community Center

Call to Order and Roll Call

Chair Lubin called the meeting to order at 7:03 pm.

Members Present: Chair Michael Lubin, District 1
 Dottie Plaut, Mayor
 Karen Shelly, District 3
 Brigitte Cook, District 4

Also Present: Jonathan Salas, City of Deerfield Beach
 Vennillia Wyatt, City of Deerfield Beach

Approval of Minutes

MOTION was made by Ms. Shelly and seconded by Ms. Cook to approve the October 7, 2024, meeting minutes. The MOTION was carried unanimously.

Presentation

Debra Reese, City Attorney presented the Sunshine Law Overview.

Board Discussion

A. Quiet Waters Playground Equipment

Mr. Salas urged the board to discuss any possible avenues they can assist.

Ms. Cook suggested that they look into ways to ask donors to purchase individual playground equipment.

Chair Lubin suggested that they reach out the to the playground equipment company Kaboom.

B. Non-profit Collaboration

Mr. Salas asked the board for an update about the non-profits collaboration to provide funds to the area schools.

Chair Lubin advised that he received an email today and the funds should be distributed to each of the area Broward County Schools by next week.

C. High School Scholarship

Mr. Salas asked the board when they would like to post the High School Scholarship Application and contacting area schools informing them.

Chair Lubin and Ms. Shelly discussed calling area high schools and informing them of the High School Scholarship Application period.

D. Teacher of the Year and Non-Instructional Employee of the Year

Mr. Salas asked the Board if they would like to take the Teacher of the Year and Non-Instructional Employee of the Year to the City Commission Meeting on Tuesday, April 22, 2025.

Chair Lubin opened the floor for public comment.

Ms. Denise Bogner, city resident asked how many schools did we include last year.

Ms. Wyatt advised that it we honored the area schools and private schools' teacher of the year and non-instructional employee of the year (total of 10 schools)

E. School Assignments

Mr. Salas reviewed the school assignments list with the board.

Deerfield Beach Elementary – Mr. Lubin
Deerfield Park Elementary – Ms. Cook
Park Ridge Elementary – City Staff
Quiet Water Elementary – Ms. Plaut
Tedder Elementary – City Staff
Deerfield Beach Middle – Mr. Lubin
Deerfield Beach High – Ms. Shelly

F. Martin Luther King Jr. Celebration

Mr. Salas advised the board that the City will be having the MLK Jr. Celebration in Monday, January 20th, 2025 at Oveta McKeithen Recreation Complex. He asked the board if they would like to participate.

The board all agreed to participate and have a table at the event.

G. School Grades

Mr. Salas provided the school grades report.

- Deerfield Beach Elementary – C
- Deerfield Beach High - C
- Deerfield Beach Middle – C
- Deerfield Park Elementary – B
- Park Ridge Elementary – C
- Quite Waters Elementary – B
- Tedder Elementary – C

Staff Updates

Mr. Salas provided the below updates.

- State of the City will be on Wednesday, November 20th at the brand-new Johnny L. Tigner Community Center.
- JA Biztown on Thursday, November 15th.
- Read for the Record on October 24th.
- Government Week October 21 – 27, City Directors went to Deerfield Beach Middle and High School and did a presentation on City Government.

Board Updates

Deerfield Park Elementary – Ms. Cook didn't have any updates.

Park Ridge Elementary - VACANT

Quiet Waters Elementary - Ms. Plaut didn't have any updates.

Deerfield Beach Elementary – Chair Lubin reached out to Principal Gerlach about how can EAB help the school.

Deerfield Beach Middle - Chair Lubin will be getting their Communications Program started soon.

Deerfield Beach High School – Ms. Shelly advised that they have a College Tour Program. They are going to be getting an industrial culinary arts kitchen and new bathrooms soon. Ms. Cook attended the Media Center Grand Opening.

Tedder Elementary - Ms. Wyatt didn't have any updates.

Comments from the Public

Chair Lubin opened the floor for public comment.

Joel Smith, a City resident, stated that he has some information to share.

- Thanksgiving BBQ Event on Oveta McKeithen on Thursday, November 21st.
- Reading with Pets, December 14th from 9am – 11am.
- Eye Exams for Children at area schools and glasses for kids are free.

Adjournment

MOTION was made by Karen Shelly and seconded by Brigitte Cook to adjourn the meeting at 8:28 pm. The motion was CARRIED unanimously.

Minutes approved

A handwritten signature in dark ink, consisting of several loops and a long horizontal stroke, is written over a horizontal line.

Date 01-06-2025

HILLSBORO INLET DISTRICT
Minutes of Regular Monthly Meeting, Monday, November 18, 2024
Village of Sea Ranch Lakes, 1 Gatehouse Road, Sea Ranch Lakes, FL 33308

MEMBERS PRESENT:

Chair Denise Bryan
Vice Chair Laurence Gore
Commissioner Scott Loesel
Commissioner Randy Strauss
Commissioner Robert O'Neill
Commissioner Max Turner
Commissioner Tom Campbell

OTHERS PRESENT:

David N. Tolces, General Counsel, Weiss Serota
Helfman Cole & Bierman, P.L.
Captain Woodworth R. Draughon III
District Accountant Robert Andrews
Kimberly Longo, District Secretary
Oscar Belaiche, Pompano Beach

QUORUM PRESENT: The Secretary called the roll and established a quorum for the regular meeting. The meeting was called to order by Chair Bryan at 6:30 P.M.

APPROVAL OF MINUTES: A Motion to approve the October 21, 2024 Regular Meeting Minutes was made by Commissioner Campbell and seconded by Commissioner Loesel. Commissioner Loesel commented on page 5 that he voted yes to initiate intervention in the lawsuit regarding Hillsboro Point, LLC vs. The Board of Trustees of the Internal Improvement Trust Fund of the State of Florida and Commissioner O'Neill voted no. These amendments were included as part of the motion.

Chair Denise Bryan	Yes
Vice Chair Laurence Gore	Yes
Commissioner Scott Loesel	Yes
Commissioner Randy Strauss	Yes
Commissioner Robert O'Neill	Yes
Commissioner Max Turner	Yes
Commissioner Tom Campbell	Yes

The Motion to approve the Regular Meeting Minutes, as amended, was approved unanimously. (7-0)

APPROVAL OF OUTSTANDING BILLS: A Motion was made by Commissioner Turner and seconded by Commissioner Loesel for approval of all outstanding bills in the amount of \$48,730.81. The bills were reviewed and discussed in detail.

Chair Denise Bryan	Yes
Vice Chair Laurence Gore	Yes

Commissioner Scott Loesel	Yes
Commissioner Randy Strauss	Yes
Commissioner Robert O'Neill	Yes
Commissioner Max Turner	Yes
Commissioner Tom Campbell	Yes

The Motion to approve the outstanding bills in the amount of \$48,730.81 was approved unanimously. (7-0)

APPROVAL OF CURRENT MONTH'S EXPENSES: Motion was made by Vice Chair Gore and seconded by Commissioner Loesel to approve current month's expenses of approximately \$50,000.00.

Chair Denise Bryan	Yes
Vice Chair Laurence Gore	Yes
Commissioner Scott Loesel	Yes
Commissioner Randy Strauss	Yes
Commissioner Robert O'Neill	Yes
Commissioner Max Turner	Yes
Commissioner Tom Campbell	Yes

The Motion to approve the current month's expenses of approximately \$50,000.00 was approved unanimously. (7-0)

INLET STATUS REPORT: Captain Draughon presented the Inlet depth chart, which depicted five (5') feet controlling depth seaward and nine (9') feet controlling depth shoreward. There was 36 hours of dredging time, resulting in about 16,000 yd³ of sand bypassed to Pompano Beach.

Captain Draughon advised the Board that the crew performed general maintenance. Captain Draughon also advised that the crew also performed the following:

1. Fabricated a discharge spoon for a discharge pipe;
2. Installed a new air-conditioning unit on dredge;
3. Placed sand on Coast Guard Beach;
4. Fabricated new window in Inlet II; and
5. Fabricated mounting bracket for lighting

Captain Draughon advised that the crew helped separate the elbow barge and got it removed.

Commissioner Campbell commented on the NE winds pushing lots of sand into the inlet.

Chair Bryan advised

PUBLIC COMMENTS: Oscar Belaiche of Hillsboro Shores advised that a post sign got knocked over and inquired if that is the District's responsibility. Captain Draughon advised that it is the Coast Guard's responsibility.

OLD BUSINESS

UPDATE REGARDING DEP AND USACOE PERMIT APPLICATIONS: District Attorney Tolces advised the Board that the District is waiting on FDEP to review the submerged lands easement for the pipeline.

UPDATE REGARDING STATE OF FLORIDA LOCAL GOVERNMENT FUNDING REQUEST: District Accountant Andrews provided the Board with an update regarding the State of Florida Local Government Funding Request.

NEW BUSINESS

AGREEMENT WITH DEP FOR THE FUNDING FOR 2024-25: District Accountant Andrews provided the Board with an update regarding the DEP Funding Application for 2024-25 that will be submitted.

A motion was made by Vice Chair Gore and seconded by Commissioner Campbell for Chair Bryan to sign the 2025-2026 State of Florida Local Government Funding application.

Chair Denise Bryan	Yes
Vice Chair Laurence Gore	Yes
Commissioner Scott Loesel	Yes
Commissioner Randy Strauss	Yes
Commissioner Robert O'Neill	Yes
Commissioner Max Turner	Yes
Commissioner Tom Campbell	Yes

The Motion to approve Chair Bryan to sign the 2025-2026 State of Florida Local Government Funding application was approved unanimously. (7-0)

RESOLUTION NO. 2024-05 – ADDITIONAL COMPENSATION FOR EMPLOYEES:

Resolution No. 2024-05 was read into the record by General Counsel, David Tolces as follows:

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE HILLSBORO INLET DISTRICT, FLORIDA, AN INDEPENDENT SPECIAL DISTRICT OF THE STATE OF FLORIDA, AUTHORIZING AN ECONOMIC INCENTIVE PAYMENT TO BE PAID TO HILLSBORO INLET DISTRICT EMPLOYEES FOR EXEMPLARY PERFORMANCE DURING THE 2024 CALENDAR YEAR; PROVIDING SEVERABILITY; PROVIDING FOR CONFLICT; PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Commissioner Loesel and seconded by Commissioner Strauss to approve Resolution No. 2024-05 (Additional Compensation for Employees).

Chair Bryan	Yes
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Vice Chair Laurence Gore	Yes
Commissioner Loesel	Yes
Commissioner Strauss	Yes
Commissioner O'Neill	Yes
Commissioner Turner	Yes
Commissioner Campbell	Yes

The Motion to approve Resolution No. 2024-05 (Additional Compensation for Employees) was approved unanimously. (7-0)

MEETING DATES FOR 2025 CALENDAR YEAR: The Board discussed the 2025 proposed meeting dates. Motion was made by Commissioner Loesel and seconded by Vice Chair Gore to approve the 2025 meeting dates.

Chair Bryan	Yes
Vice Chair Laurence Gore	Yes
Commissioner Loesel	Yes
Commissioner Strauss	Yes
Commissioner O'Neill	Yes
Commissioner Turner	Yes
Commissioner Campbell	Yes

The motion to approve the 2025 meeting dates was approved unanimously. (7-0)

GENERAL COUNSEL COMMENTS: District Attorney Tolces discussed the lawsuit regarding Hillsboro Point, LLC v. The Board of Trustees of the Internal Improvement Trust Fund of the State of Florida with the Board. District Attorney Tolces advised the Board that there discussions with the owner of the property at 2308 Bay Drive would continue in order to see if there is any cooperation that can be utilized with respect to the litigation. In addition, Mr. Tolces advised the Board that the attorneys were still working on drafting the necessary pleadings to allow the District to intervene in the litigation.

District Attorney Tolces advised the Board that 2024 Florida Law now requires Special Districts to establish goals and objectives. He advised that he will bring a list of goals and objectives to the January meeting.

COMMISSIONER COMMENTS: Chair Bryan advised there will not be a meeting in December.

ADJOURNMENT: Motion was made by Commissioner Loesel to adjourn the meeting and seconded by Commissioner Strauss. The meeting was adjourned at 7:16 PM by Chair Bryan.

Respectfully submitted,

Kimberly Longo, District Secretary

CODE COMPLIANCE OF DEERFIELD BEACH

MINUTES OF A CODE COMPLIANCE HEARING

December 3, 2024

Special Magistrate Andrew Dunkiel, in the City Commission Room, called the meeting to order at 10:00 AM.

PRESENT: Roy Davis, Code Compliance Manager
Patesha Johnson, Senior Code Compliance Inspector
Victor Padilla, Code Compliance Inspector
Thomas Braga, Code Compliance Inspector
Katherine Delva, Code Compliance Inspector
Jamarr Campbell, Code Compliance Inspector
Jean Placide, Code Compliance Inspector
Winlett Jordan-Banton, Special Magistrate Clerk

For the record, Laeasha Saddler, Special Magistrate Clerk, swore the attendees.

<u>Tab#</u>	<u>Case Nr.</u>	<u>Owner Address</u>	<u>Property Address</u>	<u>Violation</u>	<u>Disposition</u>
1	24070052	WILMINGTON SAVINGS FUND S TRSTEE %MCCALLA RAYMER LEIBERT P LLC	3851 NW 3 TER, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(4) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT EXTENDED TO 1-10-2025
2	24090011	LACHOS,MARIA DEL PILAR LE GRACE, ROBERT S	2824 SW NATURA BLVD, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
5	24110002	JBL RIVERTOWNE SQUARE,LLC	1019 S FEDERAL HWY, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND D ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT NOT PRESENT FINAL ORDER AND IMPOSITION OF FINE AND CLAIM OF LIEN CERTIFIED FOR 32 DAYS OF NON- COMPLIANCE AT \$250 PER DAY AND CONTINUING
8	24100113	WAYT,DAVID & WAYT,DONNA	767 S DEERFIELD AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98- 80(N)(1) - Landscape Requirements.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-2025 \$150 PER DAY PER VIOLATION \$80 PROSECUTION COST
11	24110014	BABAPOUR,COREY EDWARD	223 SW 3 CT, UNIT A-D, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT FINDING OF FACT ORDER ISSUED PROSECUTION COST WAIVED

12	24110036	SANTISE,PAUL H/E SANTISE,ROSE	743 SE 12 AVE, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID W DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70. (c)- Preparation of bulky yard and vegetative wastes. Chapter 58 - SOLID W DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes.	RESPONDENT NOT PRESENT FINAL ORDER AND IMPOSITION OF FINE AND CLAIM OF LIEN CERTIFIED FOR FIVE DAYS AT \$250 PER DAY PER VIOLATION \$80 PROSECUTION COST
21	24110019	CATHEDRAL CHURCH OF GOD	325 S DIXIE HWY, DEERFIELD BEACH, FL 33441	Chapter 66 - TRAFFIC AND VEHICLES ARTICLE II. BSO ENFORCED- STOPPING, STANDING, PARKING; DIVISION 3. - REGULATIONS, GENERALLY Section 66- 59.(b) - Parking on residentially zoned lots. Chapter 66 - TRAFFIC AND VEHICLES DIVISION 3. BSO ENFORCED - REGULATIONS, GENERALLY Section 66- 59. (c)(1)(b)- Parking on residentially zoned lots.	RESPONDENT NOT PRESENT CONTINUED TO 1-20-2025
22	24110026	DE MORAIS,LENI R.	3920 NW 3 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(4) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(a) - Minimum standards for yard and landscape areas. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(e) - Minimum standards for yard and landscape areas. Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS 98-	RESPONDENT WAS PRESENT- LENI R DEMORAIS SPLIT FINAL ORDER ISSUED COMPLY BY 12-9-2024, 12-12- 2024, 1-10-2025 AND 2-7-2025 \$150, \$125 AND \$250 PER DAY PER VIOLATION RESPECTIVELY \$80 PROSECUTION COST

				81(E) (8) Tree Removal; A description for the reason for removal. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(L)(1)(a-g) - Tree preservation.	
23	24100026	JUNIOR,AURINO GASPAR	4030 NW 4 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-2025 \$150 PER DAY \$80 PROSECUTION COST
24	24100029	INNOCENT,CELITA H/E JEAN-BAPTISTE,KARLENE H/E ETAL	4011 NW 4 AVE, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-88.(b) - Off-street parking and loading.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 12-09-2024 \$150 PER DAY \$80 PROSECUTION COST
25	24100078	DUBOIS,IDETTE E	4110 NW 8 TER, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS 98-81(E) (8) Tree Removal; A description for the reason for removal.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 12-09-2024 \$250 PER DAY \$80 PROSECUTION COST
26	24100079	WCS REALTY 1, LLC	1307 S FEDERAL HWY, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-2025 \$150 PER DAY \$80 PROSECUTION COST
29	24100024	ALEXIS,DESIR	440 NW 42 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED

				Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-88.(b) - Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(C)(3) - Landscape Requirements.	COMPLY BY 1-10-2025 \$150 PER DAY PER VIOLATION \$80 PROSECUTION COST
30	24100025	FKH SFR C1 LP %FIRST KEY HOMES LLC	470 NW 41 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-29-2024 \$150 PER DAY
31	24100034	DAUPHIN,AMELIE REGINA	3821 NW 4 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-29-2024 \$150 PER DAY
32	24100064	JACKSON,ATHENA	179 SW 3 CT, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(L)(1) (a-g) - Tree preservation. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(C)(3) - Landscape Requirements.	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST

34	24080079	URBAN HOLDINGS GROUP 1 INC	357 SW 1 TER, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(L)(1)(a-g) - Tree preservation.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-29-2024 \$150 PER DAY
35	24110016	JACKSON,NICOLE & STEPHEN	746 NW 41 WAY, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND D ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-88.(b) - Off-street parking and loading.	RESPONDENT WAS PRESENT – NICOLE JACKSON FINAL ORDER AND IMPOSITION OF FINE AND CLAIM OF LIEN CERTIFIED FOR ONE DAY AT \$500 PER DAY \$80 PROSECUTION COST
36	24110022	DE LIMA,RONALDO L VEROLA,MARCUS V	9 SE 9 AVE, DEERFIELD BEACH, FL 33441	Chapter 66 - TRAFFIC AND VEHICLES ARTICLE II. BSO ENFORCED- STOPPING, STANDING, PARKING; DIVISION 3. - REGULATIONS, GENERALLY · Section 66- 56(1)(L). - Prohibitions relative to stopping, standing or parking in specific places. Chapter 66 - TRAFFIC AND VEHICLE DIVISION 3. BSO ENFORCED - REGULATIONS, GENERALLY Section 66- 59. (c)(1)(b)- Parking on residentially zoned lots. Chapter 66 - TRAFFIC AND VEHICLES Section 66- 117.(b) - Parking prohibitions; enforcement. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98- 80(A)(1)(a-i) - Landscape Requirements.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-2025 \$150 PER DAY PER VIOLATION \$80 PROSECUTION COST
39	24040021	RODRIGUES,ARTHUR MOURA RODRIGUES,RACHEL BRITO	4 HELWIG TER, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE I. - DEFINITIONS AND TERMS, Sec. 98-1. - Rules for construction or language.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-2025

				Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE I. - DEFINITIONS AND TERMS, Sec. 98-3. - Definitions, Family Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE III. - ZONING DISTRICT REGULATIONS RS-5 residence, single-family Section 98-45(b)(1-6) Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE III. - ZONING DISTRICT REGULATIONS Section 98-44(5) - Scope and application. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	\$150 PER DAY PER VIOLATION \$80 PROSECUTION COST
40	24050029	BRETSCHNEIDER,JOHN PATRICK BRETSCHNEIDER,PATRICIA X	9 GRANTHAM D, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-29-2024 \$150 PER DAY
41	24070004	FAUSTIN,MARIE ROSE	1041 SW 11 CT, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(4) - Exterior building and structure standards. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-29-2024 \$125 PER DAY

47	24100131	CAMBRONNE,FRANTZ MAXIME,GERTHA A	3801 NW 4 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(4) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(6) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(d) - Minimum standards for yard and landscape areas. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(e) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-2025 \$150 PER DAY PER VIOLATION \$80 PROSECUTION COST
58	24100058	MYRNA KLAVAN REV TR KLAVAN,MYRNA L TRSTEE	50 UPMINSTER C, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-2025 \$150 PER DAY

					\$80 PROSECUTION COST
61	24100065	SFR 2012-1 FLORIDA LLC	300 SW 32 AVE, DEERFIELD BEACH, FL 33442	Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(b) - Parking prohibitions; enforcement. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-88.(b) - Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CASE IS SET FOR 1-14-2025
64	24110057	H CAPITAL INC	573 NW 2 WAY, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-88.(b) - Off-street parking and loading.	RESPONDENT WAS PRESENT- PROPERTY MANAGER FINDING OF FACT ORDER ISSUED COST WAIVED
65	24110003	CRD 201 N FEDERAL LLC	201 N FEDERAL HWY, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-23-2024 \$200 PER DAY
A	24030004	MARIANA MORENO DA ROSA	5321 NE 9 TERRACE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT- MARIANA MORENO DA ROSA FINES WERE REDUCED TO \$1,650 TO BE PAID BY 6-6-2025.
B	24040033	MARGARET R. RYAN	1250 SE 14 STREET, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards.	RESPONDENT WAS PRESENT- MARGARET R. RYAN

				FIRE PREVENTION CODE F-103.2.9.5 Hurricane Protection Devices - Shutters Up After Storms	FINES WERE REDUCED TO \$1,650 TO BE PAID BY 6-6-2025.
C	23080094	KAUSHAL KARIA	845 S FEDERAL HWY, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT WAS PRESENT- KAUSHAL KARIA FINES WERE REDUCED TO \$7,000 TO BE PAID BY 6-10-2025
D	24090047	KAUSHAL KARIA	845 S FEDERAL HWY, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT WAS PRESENT- KAUSHAL KARIA FINES WERE REDUCED TO \$3,000 TO BE PAID BY 6-10-2025
E	24060110	KATHLEEN WHOLEY	838 NE 20 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards.	RESPONDENT WAS PRESENT – STEVEN WRIGHT NO FINES NO FEES
F	23060014	1098 HILLSBORO LLC	1098 HILLSBORO BLVD, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT WAS PRESENT- LISA DANIELS, ATTORNEY FINES WERE REDUCED TO \$19,000 TO BE PAID BY 1-10-2025.
G	18060087	MA LOURDES EVANGELISTA & ELVIS DEROSI	4138 NW 1 DRIVE, DEERFIELD BEACH, FL 33442	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE III. - ZONING DISTRICT REGULATIONS; Sec. 98-64 (1-2) - Halfway houses Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS	RESPONDENTS WERE PRESENT- MELODY EVANGELISTA ELVIS DEROSI FINES WERE REDUCED TO \$2,300 FOR ALL CASES TO BE PAID BY 2- 11-2025

				ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements.	
H	18080187	MA LOURDES EVANGELISTA & ELVIS DEROSI	4138 NW 1 DRIVE, DEERFIELD BEACH, FL 33442	Chapter 34 - ENVIRONMENT - ARTICLE III. – NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENTS WERE PRESENT- MELODY EVANGELISTA ELVIS DEROSI FINES WERE REDUCED TO \$2,300 FOR ALL CASES TO BE PAID BY 2- 11-2025
I	19070011	MA LOURDES EVANGELISTA & ELVIS DEROSI	4138 NW 1 DRIVE, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENTS WERE PRESENT- MELODY EVANGELISTA ELVIS DEROSI FINES WERE REDUCED TO \$2,300 FOR ALL CASES TO BE PAID BY 2- 11-2025
J	19100106	MA LOURDES EVANGELISTA & ELVIS DEROSI	4138 NW 1 DRIVE, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 34 - ENVIRONMENT - ARTICLE III. – NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY- Section 34-160 -Parking or storage for over 72 hours restricted. Chapter 34 - ENVIRONMENT - ARTICLE III. – NUISANCES ARTICLE VI. - NUISANCE ABATEMENT PROPERTY CODE; DIVISION 1. - GENERALLY Sec. 34- 121. - Declaration of nuisance. Chapter 66 - TRAFFIC AND VEHICLES ARTICLE II. - STOPPING, STANDING, PARKING; DIVISION 3. - REGULATIONS, GENERALLY · Section 66-56(1) (L). -	RESPONDENTS WERE PRESENT- MELODY EVANGELISTA ELVIS DEROSI FINES WERE REDUCED TO \$2,300 FOR ALL CASES TO BE PAID BY 2- 11-2025

				Prohibitions relative to stopping, standing or parking in specific places.	
K	21090024	MA LOURDES EVANGELISTA & ELVIS DEROSI	4138 NW 1 DRIVE, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(4) - Exterior building and structure standards	RESPONDENTS WERE PRESENT- MELODY EVANGELISTA ELVIS DEROSI FINES WERE REDUCED TO \$2,300 FOR ALL CASES TO BE PAID BY 2-11-2025
L	23120010	FMO OF BOCA RATON LLC	325 NE 20 AVENUE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas Chapter 58 - SOLID WASTE ARTICLE I. - IN GENERAL Section 58-3. - Maintenance of area. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-88.(b) - Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS NOT PRESENT SETTLEMENT IN THE AMOUNT OF \$12,000 TO BE PAID BY 2-11-2025

SPECIAL MAGISTRATE MINUTES
CITY OF DEERFIELD BEACH, FLORIDA

Andrew Dunkiel, Special Magistrate

Date

**COMMUNITY APPEARANCE BOARD
MEETING MINUTES
CITY OF DEERFIELD BEACH, FLORIDA
December 11, 2024**

A regular meeting of the Community Appearance Board of the City of Deerfield Beach, a municipal corporation of Florida, was called to order on the above date at 7:01 p.m. in the City Commission Chambers, Deerfield Beach, by Chair Belton.

Roll Call:

Present: Tinka Ellington
Jason Leet
Janelle Richards, Alternate
Joseph Cummings, Vice Chair
Harry Belton, Chair

Also Present: Daniel Mantell, Planning and Zoning Manager
Emily Cortez, Planner I
Rafaela Thermidor, Planner
Melissa Torres, Assistant Planner
Debra Reese, Assistant City Attorney
Samantha Charlemont, Assistant City Clerk

Absent: Jack Hugentugler

APPROVAL OF MINUTES OF PREVIOUS MEETING

Vice Chair Cummings made a motion, seconded by Ms. Richards to approve the November 13, 2024 meeting minutes as submitted. The motion CARRIED by unanimous vote.

NEW & DEFERRED ITEMS

**#7166 Repaint 4 Unit Residential Building
272 SW 3rd Street
Repaint**

Daniel Mantell, Planning and Zoning Manager, displayed plans and images submitted by the applicant.

William Laystorm, representing the applicant, explained that the proposed changes include an existing paint change of a four-unit multifamily residential structure.

Ms. Ellington made a motion, seconded by Mr. Cummings to approve Item #7166 as submitted. Voice Vote: Yeas: Ms. Ellington, Mr. Leet, Ms. Richards, and Vice Chair Cummings. Nays: Chair Belton.

**#7170 Broward Health North – Exterior Painting
201 East Sample Road
Repaint**

Daniel Mantell, Planning and Zoning Manager, displayed plans and images submitted by the applicant.

Madison Workman, representing the applicant, explained that the proposed changes include repainting the exterior of the Broward Health North Hospital to align with their rebrand.

Melissa Torres, Assistant Planner, explained that the campus will be adding a new medical office building, so the proposed colors will complement the future projects.

In response to board member questions, Mr. Workman replied that the medical building to the south will most likely be included in Phase 2. The signage included in the renderings is not being proposed at this time; however, the shutters will be painted as well.

In response to board member questions, Brady Alexander, representing the applicant, replied that the vertical slats are windows. Further, only the shutters will be painted blue.

In response to board member questions, Mr. Workman replied that there are future plans to tear down the medical office building once the new one is built.

Ms. Ellington made a motion, seconded by Mr. Leet to approve Item #7170 as submitted. The motion CARRIED by unanimous vote.

**#7172 150 South Federal Highway
 150 South Federal Highway
 Repaint**

Daniel Mantell, Planning and Zoning Manager, displayed plans and images submitted by the applicant.

Andree Ogeerally, representing the applicant, explained that the proposed changes include an existing paint change to Publix.

Mr. Mantell stated that the work was done without a permit; therefore, the code requirements need to be followed.

In response to board member questions, Emily Cortez, Planner I, replied that the Publix is located in the Cove Overlay District (COD), so some of the colors match, with the exception of the black and the stepping stone.

Thereafter, there was a brief discussion regarding a previous approved project that had similar colors.

Ms. Cortez said three out of the five paint chips are present, whereby, the remainder that were submitted did not match; nevertheless, staff determined that the black was not part of the COD.

Debra Reese, Assistant City Attorney, stated that the Ordinance for the COD has the colors that are permissible; however, every project should be decided on a case-by-case basis.

In response to board member questions, Ms. Reese provided a brief overview of the code violation. Further, she advised the Board that they can approve items at their discretion, but reiterated that the black was not approved by staff.

In response to board member questions, Mr. Mantell replied that this application is at the final stage of approval, so staff cannot provide any input if approved; nonetheless, the Board can recommend that the applicant come back with different options.

Thereafter, a discussion ensued regarding the proposed application.

Mr. Mantell listed the COD permitted colors, which are outlined in the Code.

Mr. Leet made a motion, seconded by Ms. Ellington to approve Item #7172 as submitted. Voice Vote: Yeas: Ms. Ellington, Mr. Leet, and Chair Belton. Nays: Ms. Richards and Vice Chair Cummings.

**#7161 270-282 West Hillsboro Blvd
270-272 & 280-282 West Hillsboro Blvd
Master Sign Plan**

Daniel Mantell, Planning and Zoning Manager, displayed plans and images submitted by the applicant.

Glen Welden, representing the applicant, explained that the proposed changes include a master sign plan with renderings for an option of one or two tenants at the location.

In response to a board member question, Mr. Mantell replied that if you are in a corner and the location fronts two streets, then the sign is permitted.

Thereafter, there was a brief discussion regarding the height, font, and visibility of the proposed signage.

Vice Chair Cummings made a motion, seconded by Mr. Leet to approve Item #7161 as submitted. The motion CARRIED by unanimous vote.

**#7168 Towne Greene Landscape Improvements
285 SE 10th Street
Minor Site Plan Modification**

Daniel Mantell, Planning and Zoning Manager, displayed plans and images submitted by the applicant.

Scott Huber, representing the applicant, stated that the application will include landscape improvements to bring the area up to code.

Thereafter, there was a brief discussion regarding the different species of trees that will be planted.

Ms. Ellington made a motion, seconded by Ms. Richards to approve Item #7168 as submitted. The motion CARRIED by unanimous vote.

**#7167 Ace Hardware
365 South Federal Highway
Minor Site Plan Modification**

Daniel Mantell, Planning and Zoning Manager, displayed plans and images submitted by the applicant.

Robert Sherman, representing the applicant, explained that the proposed changes include an addition of a new above ground propane tank and landscaping.

In response to board member questions, Mr. Sherman replied that city staff and the Fire Department requested that the parking space near the propane tank be closed off. Further, a new parking design was implemented per the Fire Department's request. He said the application will also go before the Commission for their review and approval. Lastly, this change will assist with the filling up of the tanks onsite especially during hurricane season.

Mr. Mantell explained that this requires a conditional use approval to sell propane outdoors, which this

application will be going before the Commission.

In response to a board member question, Frank Tropepe, representing the applicant replied that the propane tank is 1,000 gallons.

In response to a board member question, Mr. Mantell replied that the applicant is proposing the landscaping for buffering of the above ground propane tank. Further, he said the LP tanks require municipal and fire set back requirements which have been met.

In response to a board member question, Mr. Sherman replied that Mr. Tropepe's team will handle all the safety requirements. Furthermore, the concrete dumpster enclosure and wall will remain and be used as a buffer.

Vice Chair Cummings spoke in support of the project.

Thereafter, there was a brief discussion regarding the location of the tank, buffering, and landscape.

Mr. Mantell stated that the applicant has met fire requirements and has gone through several reviews.

In response to a board member question, Rafaela Thermidor, Planner, replied that the landscaping requirements have been met and are additional landscaping to the islands.

Mr. Mantell stated that the other landscaping is not in the scope of work which only includes the hedge around the tank, restriping, and the site improvements.

In response to a board member question, Ms. Thermidor replied that they have less than ten parking spaces and an island is not required.

Vice Chair Cummings made a motion, seconded by Ms. Ellington to approve Item #7167 as submitted. The motion CARRIED by unanimous vote.

**#7169 SE 3rd Street Townhomes
2013 SE 3rd Street
Major Site Plan**

Daniel Mantell, Planning and Zoning Manager, displayed plans and images submitted by the applicant.

Dwayne Dickerson, representing the applicant, explained that the proposed changes include constructing three two-story townhouse units. A variance is being requested for the plat and the side set back. The zone and land use are RM-25 and meets the requirements of the coastal colors.

In response to a board member question, Mr. Dickerson replied that the owner plans to sell the units once the project is completed.

In response to a board member question, Tobi Aycock, representing the applicant, replied that the stainless-steel spiral stairs on the second-floor balcony goes to the roof deck that has a four-foot perimeter wall which can be decorated with furniture. The total height of the building is 22 feet, which will allow the nine-foot ceilings.

In response to a board member question, Mr. Dickerson replied that the property is 11 feet away from the Carriage House.

Emily Cortez, Planner I, stated that the applicants have met all code requirements, except for the lot width

and set back of the corner street.

Vice Chair Cummings spoke in support of the project.

Vice Chair Cummings made a motion, seconded by Ms. Leet to approve Item #7169 as submitted. The motion CARRIED by unanimous vote.

Mr. Mantell said the project will go before the Planning & Zoning Board on January 9th, and City Commission on February 14th (s/b February 4th).

Comments by Deerfield Beach Assistant City Attorney

Holiday - Debra Reese, Assistant City Attorney, wished everyone a good holiday.

Comments by Deerfield Beach Planning and Development Services Department

Next Meeting - Daniel Mantell, Planning and Zoning Manager, said the next meeting will be held on January 8, 2025.

Century Village - Mr. Mantell stated that several projects are taking place in Century Village that only require administrative approval, which he outlined; however, the new guard house, which is forthcoming, will need board approval.

In response to board member questions, Mr. Mantell replied that it is the main guard house at Century Village, which is currently on its 7th submittal. The application was first submitted in 2021.

Vice Chair Cummings made a motion, seconded by Mr. Leet to adjourn the meeting at 8:18 p.m. The motion CARRIED by unanimous vote.

Harry Belton, Chair
Community Appearance Board

**COMMUNITY APPEARANCE BOARD
MEETING MINUTES
CITY OF DEERFIELD BEACH, FLORIDA
January 8, 2025**

A regular meeting of the Community Appearance Board of the City of Deerfield Beach, a municipal corporation of Florida, was called to order on the above date at 7:02 p.m. in the City Commission Chambers, Deerfield Beach, by Chair Belton.

Roll Call:

Present: Jason Leet
Jack Hugentugler
Joseph Cummings, Vice Chair
Harry Belton, Chair

Also Present: Chris Suneson, Assistant Director of Planning and Development Services
Rafaela Thermidor, Planner
Anthony Soroka, City Attorney
Samantha Charlemont, Assistant City Clerk

Absent: Tinka Ellington
Janelle Richards, Alternate

APPROVAL OF MINUTES OF PREVIOUS MEETING

Vice Chair Cummings made a motion, seconded by Mr. Hugentugler to approve the December 11, 2024 meeting minutes as submitted. The motion CARRIED by unanimous vote.

NEW & DEFERRED ITEMS

**#7175 Industrial Distribution Center
1400 & 1498 NW 3rd Street
Major Site Plan**

Rafaela Thermidor, Planner, displayed plans and images submitted by the applicant.

Heidi Davis, representing the applicant, explained that the proposed changes include demolishing the existing two-story building and constructing a 71,774 square foot structure, with landscaping throughout the property.

In response to a board member question, Ms. Davis replied that there will be four tenant spaces and a transportation trailer will not be stored at the facility.

In response to a board member question, Andre Capi, representing the applicant, replied that a smooth finish utilizing Sherwin Williams paint will be applied.

Chair Belton and Vice Chair Cummings both spoke in support of the project.

Vice Chair Cummings made a motion, seconded by Mr. Hugentugler to approve Item #7175 as submitted. The motion CARRIED by unanimous vote.

Comments by Deerfield Beach City Attorney

Happy New Year - Anthony Soroka, City Attorney, wished everyone a Happy New Year.

Comments by Deerfield Beach Planning and Development Services Department

Next Meeting - Chris Suneson, Assistant Director of Planning and Development Services, said the next meeting will be held on January 22, 2025, should staff receive items.

Century Village - Mr. Suneson stated that the main gate is still under review.

Thereafter, a brief discussion ensued regarding the Century Village community meeting and the timeline of the project.

Street Signs - Mr. Leet expressed concerns with the signage in his community, whereby, he lives on SE 14th and 17th and the signs show SW 14th and 17th.

Mr. Suneson asked Mr. Leet to send him an email, so he can forward it to the appropriate department.

Updates - Mr. Suneson provided a brief overview of the NW Area Project. Thereafter, he advised that meetings will occur to seek public input. Further, the walking tour will take place on Friday, January 10th and Saturday, January 11th. Lastly, he stated that a study is being done on the Hillsboro canal; public outreach will begin next month.

Thereafter, there was a brief discussion regarding the Dixie Business Residential Zoning District.

Vice Chair Cummings made a motion, seconded by Mr. Leet to adjourn the meeting at 7:26 p.m. The motion CARRIED by unanimous vote.

Harry Belton, Chair
Community Appearance Board



Regular City Commission Meeting - February 4, 2025

DEERFIELD BEACH - YOU ARE HEREBY NOTIFIED that the **Regular City Commission** meeting will be held on **Tuesday, February 4, 2025, at 7:00 PM in the City Commission Chambers located at the City Hall Complex, 150 NE 2nd Avenue, Deerfield Beach, Florida.** A quorum of the City Commission will be physically present at the meeting and the City will be utilizing communications media technology with most City staff participating through video conferencing.

The February 4, 2025, Regular City Commission meeting will proceed utilizing communications media technology; **however, the City Commission Chambers located at the City Hall Complex, 150 NE 2nd Avenue, Deerfield Beach, will be open to the public as an additional method** for speakers wishing to speak on items. A copy of the agenda for the February 4, 2025 meeting will be available at <http://www.deerfield-beach.com/1554/Meetings-Agendas>.

Attending and Viewing the City Commission Meeting:

This meeting will be broadcast live for members of the public. There are several options available to the public to attend/view the meeting:

- 1. In Person Attendance.** Attend in person in the City Commission Chambers.
- 2. Zoom**
 - a. Via Zoom Online** - Access to the meeting will begin at 6:45 PM on February 4, 2025.
 - i. Use the following link below to access the meeting via Zoom:
<https://deerfield-beach.zoom.us/j/82536823277?pwd=iROfSYCirc6w30OYOoSVKdGBk8Vwks3.1>
 - ii. The video camera display feature is disabled for public use.
 - b. Via Zoom Telephone** - Join the meeting via telephone (audio only) using the Call-in number below, followed by the Meeting ID when prompted. No computer or access code is required.

Call-in Number: (301) 715-8592, Meeting ID: 825 3682 3277#, Participant ID: #, Passcode: 339902#

For more information on using Zoom, please visit Zoom Support at the following link:
<https://support.zoom.us/hc/en-us>.

3. YouTube

The meeting will also be available to the public via YouTube for audio and video access; however, public participation, i.e. comments are not possible. The link to watch the meeting via YouTube will be active no later than 6:45 PM on February 4, 2025, and can be found by clicking the camera icon in the Media column at <http://www.deerfield-beach.com/1554/Meetings-Agendas>.

Providing Public Comment:

Public participation is strongly encouraged. Your comments will be limited to three minutes per person. To participate, please choose the option best for you and remember to include your name and address for the record.

1. **In person** - Public comment may be given in the Commission Chambers during the applicable public comment portion of the meeting.
2. **Live Zoom Video Participation** - If attending via Zoom online, at the appropriate public comment period, click “raise hand” which is located at the bottom of the screen under the “reactions” tab, and your audio will be unmuted when you are recognized.
3. **Live Zoom Telephone Participation** - If attending via Zoom by telephone, at the appropriate public comment period, press *9 to “raise your hand” and your audio will be unmuted when you are recognized.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT AND FLORIDA STATUTE 286.26, PERSONS WITH DISABILITIES NEEDING SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING SHOULD CONTACT THE CITY CLERK NO LATER THAN 3 DAYS PRIOR TO THE MEETING AT (954) 480-4213 FOR ASSISTANCE.

Should you have any questions, please feel free to contact the City Clerk’s Office at 954.480.4213. For additional information on the agenda items for the Commission meeting, please visit www.dfb.city.



City of Deerfield Beach

150 NE 2nd Ave
Deerfield Beach, FL
33441
954-480-4200

Face Sheet File Number: I.D. 2025-41

Agenda Date: 2/4/2025

Status: CONSENT - BOARD
APPOINTMENTS

In Control: City Commission

Title

Resolution 2025/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, reappointing Sharon Haynes to the Board of Trustees of the Municipal Firefighters' Pension Trust Fund; and providing for an effective date.

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

The Board of Trustees Firefighters' Pension Trust Fund is comprised of five members; two are appointed by the City Commission, two are elected by firefighter members of the pension plan, and the final member is chosen by the Pension Board members. Sharon Haynes term expired on January 15, 2025 and she has expressed interest in continuing to serve on the Board. All appointments are now for four years, and if Ms. Haynes is appointed, her term will expire on February 5, 2029.

Recommendation

Staff recommends approval.

RESOLUTION NO. 2025/

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF
DEERFIELD BEACH, FLORIDA, REAPPOINTING SHARON HAYNES
TO THE BOARD OF TRUSTEES OF THE MUNICIPAL FIREFIGHTERS'
PENSION TRUST FUND; AND PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, in accordance with Section 54-271 of the City Code, the Board of Trustees for the Municipal Firefighters' Pension Trust Fund (the "Board") is comprised of five members: two members are appointed by the City Commission, two members are firefighters who are elected by a majority of firefighter plan participants, and the fifth member is chosen by the majority of the four other Board members; and

WHEREAS, Sharon Haynes, a resident of the City of Deerfield Beach, expressed an interest in continuing to serve on the Board; and

WHEREAS, pursuant to City Code Section 54-271, each Resident Member shall serve a four-year term unless sooner replaced by the City Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above referenced "Whereas" clauses are true and correct and made a part of this Resolution.

Section 2. The City Commission hereby reappoints Sharon Haynes to serve as a member of the Board of Trustees of the Municipal Firefighters' Pension Trust Fund of the City of Deerfield Beach for a four-year term, commencing on February 4, 2025, and ending on February 5, 2029.

Section 3. The appointee shall serve without compensation and is required to file a financial disclosure statement in accordance with Florida law.

Section 4. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2025.

BILL GANZ, MAYOR

ATTEST:

HEATHER MONTEMAYOR, CITY CLERK



BOARD OF TRUSTEES FIREMEN'S PENSION TRUST FUND

Creating Authority:

Ordinance 2023/006

Method of Appointment:

Two (2) Residents selected by Commission for Four (4) Years Term

Two (2) Firefighters elected by Firefighters for Four (4) Years Term

One (1) Member selected by the previous four (4) members and confirmed by Resolution

Financial Disclosure:

Required

Compensation:

None. However, may receive expenses and per diem as prescribed by law

Liaison:

Doug Falcon, Liaison, (954) 366-0111, ext. 309

Meeting Dates:

4th Thursday

Functions and Responsibilities:

The Board of Trustees shall have such powers, duties and responsibilities as are prescribed by law or as may, from time to time be prescribed by Chapter 175.061 (F.S.) and/or amendments thereto as may be duly enacted

Name	Address	Phone	Replaces	Resolution Number	Date Appointed	Term Expires
Jonathan Campbell Commission	229 SE 6 th Ave Deerfield Beach, FL 33441	561-703-0909	Self	2023/147	09/05/23	10/01/27
Robert Weech Board (5th Member)			Self	2024/041	03/19/24	03/19/28
Brian Baker Employees (Elected)			NEW	2023/016	01/15/23	01/15/25
Stephen Hill Employees (Elected)			Self	2023/016	01/15/23	01/15/25
Sharon Haynes Commission	175 Ventnor K Deerfield Beach, FL 33442	404-707-5117	NEW	2023/017	01/15/23	01/15/25



City of Deerfield Beach

150 NE 2nd Ave
Deerfield Beach, FL
33441
954-480-4200

Face Sheet File Number: I.D. 2025-3

Agenda Date: 2/4/2025

Status: CONSENT - AGREEMENTS &
EXPENDITURE REQUESTS

In Control: City Commission

Title

Resolution 2025/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the special event permit application submitted by Excel Production, LLC, for a Valentine's Day bash to be held at the Johnny L. Tigner Community Center on February 14, 2025, from 5:00 pm to 9:00 pm; approving ticket sales by Excel Production, LLC for the event; and providing for an effective date.

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

Excel Production, LLC ("Excel") has submitted a Special Event Application to host a Valentine's Day Bash on Friday, February 14, 2025 at the Johnny L. Tigner Center within the Ballroom. The event will include dinner and dancing and is proposed to run from 5 PM to 9 PM.

As this is the first annual event, Excel desires to sell tickets for the Event at a cost of \$25 per person. However, Sec. 50-129(c) prohibits the charging of an admission fee or other costs to by an individual who is renting a city facility. Thus, Excel is requesting that the City Commission waive this prohibition and allow for the ticket sales.

This application has been reviewed by the special event committee and will adhere to all requirements set forth by Fire Rescue and BSO. Additionally, any necessary permits or licenses required for the event will be required to be obtained prior to its occurrence.

Recommendation

The recommendation from the Parks and Recreation Department is to approve the application.

RESOLUTION NO. 2025/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING THE SPECIAL EVENT PERMIT APPLICATION SUBMITTED BY EXCEL PRODUCTION, LLC, FOR A VALENTINE’S DAY BASH TO BE HELD AT THE JOHNNY L. TIGNER COMMUNITY CENTER ON FEBRUARY 14, 2025, FROM 5:00 PM TO 9:00 PM; APPROVING TICKET SALES BY EXCEL PRODUCTION, LLC FOR THE EVENT; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Excel Production, LLC (the “Applicant”) intends to hold a Valentine’s Day Bash on February 14, 2025, from 5:00 p.m. to 9:00 p.m. at the Ballroom within the Johnny L. Tigner Community Center (the “Event”) in the City of Deerfield Beach (the “City”); and

WHEREAS, according to the Special Event Permit Application submitted by the Applicant (the “Application”), approximately 200 individuals are anticipated to attend the Event; and

WHEREAS, the Applicant intends on selling tickets for the Event; and

WHEREAS, the Event will include live entertainment, food prepared off-site, and alcohol service; and

WHEREAS, the City Commission finds that it is in the best interest of the City to approve the Application, including the Applicant’s ticket sales for the Event, subject to the Applicant complying with all applicable federal, state, and local laws in connection with the Event.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above referenced “Whereas” clauses are true and correct and made a part of this Resolution.

Section 2. The City Commission hereby approves the Event Application, subject to the Applicant’s compliance with all applicable federal, state, and local laws, including compliance with the City’s special event regulations and submission of the required proof of insurance, and agreement to indemnify, defend and hold the City harmless from claims related to the Event. The City Commission hereby approves the Applicant’s ticket sales for the Event.

Section 3. The appropriate City Officials are authorized to do all things necessary to carry out the aims of this Resolution.

Section 4. This Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2025.

BILL GANZ, MAYOR

ATTEST:

HEATHER MONTEMAYOR, CITY CLERK



City of Deerfield Beach

Special Event Application

The City of Deerfield Beach reserves the right to evaluate and consider all applications based on suitability and alignment with our community's standards. We prioritize maintaining the integrity of our City by ensuring safety, cleanliness of our beaches and community, optimal utilization of resources, and adherence to ethical principles. We maintain the right to approve or deny applications as deemed necessary.

Application #		Complete Application Received:	
----------------------	--	---------------------------------------	--

**Above is for City use only*

A **non-refundable application processing fee** (based on below timeline) is **required** with this application but does not guarantee approval. A Permit Application will be determined complete on the date which all required documentation, including fee, is submitted. The non-refundable application fee must be submitted with enough time to get the application approved. **Please allow time for processing applications; depending on the scope of event, applicant may be required to attend the Special Events Review Committee meeting and/or require City Commission approval. This may take up to 60 days.**

Days Until Event	Resident Fee	Non-Resident Fee
90+ days before event	\$200	\$300
45 to 89 days before event	\$250	\$350
30 to 44 days before event	\$300	\$400
14 to 29 days before event	\$350	\$450
Non-Profit Rate	\$100	\$100
Beach Deposit on City Property	\$2,500-\$5,000	\$2,500-\$10,000

**Non-profits must show proof of non-profit status to receive non-profit rates.*

APPLICANT INFORMATION	
Organization Name: EXCEL PRODUCTION LLC	
Contact Name: HUBERT USHER	Contact Phone: (561) 929-4263
Email Address: hubert.usher42@gmail.com	
Address: 161 TILFORD PLACE BLD.-H DEERFIELD BEACH, FL. 33442	
City, State, ZIP:	
Organization Status:	
☒ For Profit	
☐ Non-Profit (must include IRS 501(c) tax exempt letter)	
☐ Other:	

EVENT INFORMATIONEvent Name: VALENTINE'S DAY BASHProposed Date: 02/14/2025

Alternative Date:

Event Address: 445 S.W. 2ND STREETCity, State, ZIP: DEERFIELD BEACH, FL. 33441Venue/Location Name (if applicable):
JOHNNY L. TIGNER COMMUNITY CENTERType of Event: ENTERTAINMENTDescription of Event: DINING AND DANCING

	Date	Day	Start Time	End Time
Setup	<u>02/14/2025</u>	<u>FRIDAY</u>	<u>11:00PM</u>	<u>12:00PM</u>
Event Start	<u>02/14/2025</u>	<u>FRIDAY</u>	<u>5:00PM</u>	<u>9:00PM</u>
Event End	<u>02/14/2025</u>	<u>FRIDAY</u>		<u>9:00pm</u>
Breakdown	<u>02/14/2025</u>	<u>FRIDAY</u>		<u>10:00pm</u>

of years this event has taken place (including previous locations & attendance if applicable):

1st ANNUALAnticipated Attendance: 200+**Property Owner Permission**

I, the undersigned as owner of the property where the event will be located, do hereby grant permission for use of my property for the event described above. *City property is exempt (no signature necessary).

Name:

Signature:

Phone:

Date:

*Additional documentation may be requested depending on location of event

Will you require the use of a City park? If yes, please specify park:

*City park must have a park rental permit

Will your event require use of the beach?

☒ No☐ Yes (Any events taking place on the beach during sea turtle nesting season, March 1st – October 31st, must contact the Florida Department of Environmental Protection and obtain a field permit.)

Will you require parking spaces in the Main Beach Parking Lot?

☒ No☐ Yes, _____ spaces

Will you require parking spaces along Ocean Way?

☒ No☐ Yes, _____ spaces

Will you require parking spaces in the Pier Parking Lot?

☒ No☐ Yes, _____ spaces

*City parking spaces require fees (fees start at \$25 per day, per space)

VENDOR INFORMATION

Will your event be serving food?

- ☐ No
☒ Yes, food will be prepared:
☒ Off-Site
☐ On-Site

If prepared on-site, method used for cooking:

- ☒ N/A
☐ Gas
☐ Propane
☐ Charcoal
☐ Fryer
☐ Food truck
☐ Other, please list:

*Food vendors require proper licensing & insurance

*Food vendors may require inspection(s), at the cost of the Organizer

List other vendors:

ADDITIONAL BSO/BUILDING/PERMIT REQUIREMENTS

Will there be alcohol at this Event?

- ☐ No
☒ Yes (requires City Commission approval)
If yes, a [State of Florida alcohol license](#) is required

Will you be using tents for your Event?

Tent Size	# of Tents
N/A	

*If on City property, tents must be weighted; no stakes allowed

*Tents over 10x10 require a permit [\(Building Department\)](#)

Will there be a stage at your Event?

- ☐ No
☒ Yes
If yes, an additional permit may be required [\(Building Department\)](#)

Will your event have bounce houses or inflatables?

- ☒ No
☐ Yes

If yes, provide name of company & phone number:

*Vendor must provide a copy of the company's Certificate of Insurance to the City

Will your event have amusement ride(s)?

- ☒ No
☐ Yes

If yes, ride(s) will require [State](#) and City inspections, at the cost of the Organizer; a Certificate of Insurance is required

Will your event require electricity? (NOTE: The City does not provide POWER or WATER)

- ☐ No
☒ Yes

Will a generator be used?

- ☒ No
☐ Yes, generator will be:
☐ Over 5,000 Watts
☐ Under 5,000 Watts

*Generator over 5,000 Watts require a permit ([Building Department](#))

Will your event include the use of fireworks or pyrotechnics?

- ☒ No
☐ Yes

If yes, please describe (additional information may be required):

Will your event require road closures?

- ☒ No
☐ Yes

If yes, please attach map with closures clearly marked. Identify all barricades, blockades, fencing, etc.

***If closing [FDOT](#) roads, City Commission is required**

Will your event be using a licensed security company?

- ☐ No
☒ Yes

If yes, provide name of company and phone number:

*Vendor must provide a copy of the company's Certificate of Insurance to the City

The applicant will be responsible for traffic and crowd control and may be required to hire off-duty detail Broward Sheriff Office deputies for traffic, safety and crowd control at the discretion of the BSO.

Initial: H.U.

*Request forms available through Special_Details@sherrif.org

PROMOTIONAL INFORMATION

Website/Social Media: YES

How do you plan on advertising your event? Please list.

WEB SITE, WORD OF MOUTH & SOCIAL MEDIA

Promotional & Event Signs/Banners

Sign/Banner Size	Location	Description
<u>N/A</u>		

ADDITIONAL EVENT INFORMATION

Will the event have entertainment?

- ☐ No
☒ Yes

Will amplified sound be used?

- ☐ No
☒ Yes

Will musical entertainment be used?

- ☐ No
☒ Yes

If this is a ticketed event, you are charging for space or an entry fee, please describe (requires City Commission approval):

TICKET SALES \$25.00

Will this event create an impact on parking?

- ☒ No
☐ Yes

If yes, please list where additional parking will be located:

The applicant shall be responsible for maintaining all areas encompassed by the event in a safe, clean and orderly condition. The applicant will be responsible for the removal of trash or debris, restoration of damaged shrubs, plants, turf, underground utilities, structures, irrigation, trees, and paved surfaces on any portion of City or other public property.

Initial: H. U.

Completed Application Packet Checklist

	Special Event Permit Application completed.
	A map/site plan for event location including parking, traffic flow, rides, location of signage, tents, staging, generators, fences, pyrotechnic materials, emergency access routes, etc. Must be legible and dimensioned.
	Non-refundable application fee.
	Certification of State of Florida not-for-profit status (if applicable).
	Property owner permission as a notarized letter from event site landowner authorizing the event on their property (if not on applicant's property).
	Certificates of insurance from the individual or organization naming the City of Deerfield Beach (150 NE 2nd Ave) and Broward Sheriff's Office (2601 W Broward Blvd) as additionally insured.
	Any applicable Certificates of Insurance and/or licensing for vendors
	Signed Hold Harmless Agreement.
	Approved rental permit from the Parks and Recreation Department, if the event location is at a City of Deerfield Beach public park.

Contact Numbers

Broward Sheriff's Office	954-480-4300
BSO Special Detail Office	954-831-8199
Building Department	954-480-4250
Code Enforcement	954-480-4238
Risk Management	954-480-4255
Special Events	954-480-4429
Parks & Recreation	954-480-4433

**The City of Deerfield Beach is now 100% digital.
Be sure to have an account created on our online
platform [CIVIC REC](#) for all payments.**



HOLD HARMLESS AND INDEMNIFICATION AGREEMENT

Hubert Usher (insert official name of vendor), hereinafter referred to as 'Vendor', agrees through the signing of this document by an authorized party, intending to be legally bound for themselves and their heirs, executors and administrators, covenants and agrees to Indemnify and Hold Harmless and defend the City of Deerfield Beach, the elected and appointed officials of the City of Deerfield Beach, the City Manager, department heads, division heads, supervisors and employees of the foregoing, and their heirs, representatives, successors, executors, administrators and assigns from and against any and all suits and actions including attorney's fees and all costs of litigation and judgments, claims for damages or injuries, including death, to persons or property of whatever kind or character, whether real, personal or mixed, asserted or occurring from every name and description arising out of or incidental to the Vendor's activity at the City of Deerfield Beach, Florida, whether or not due to or caused by the negligence of the City of Deerfield Beach, excluding only the sole negligence of the City of Deerfield Beach. This provision shall also pertain to any claims against the City of Deerfield Beach by any employee of Vendor or anyone directly or indirectly employed by Vendor.

This 14th day of November, 2024.

<u>Hubert Usher</u>	<u>Hubert Usher</u>	<u>TREASURER</u>
Applicant Signature	Print Name	Title
<u>[Signature]</u>	<u>Leandro Barbosa</u>	<u>11/19/24</u>
Witness Signature	Print Name	Date

Please submit completed application to
dbspeialevents@deerfield-beach.com.



Additional Special Event Permit Information

Each year the City of Deerfield Beach is the site of an ever-growing number of special events. The City of Deerfield Beach recognizes the value that special events can have to organizations as well as to the community; they are a great way to highlight your organization, fundraise and bring the community together.

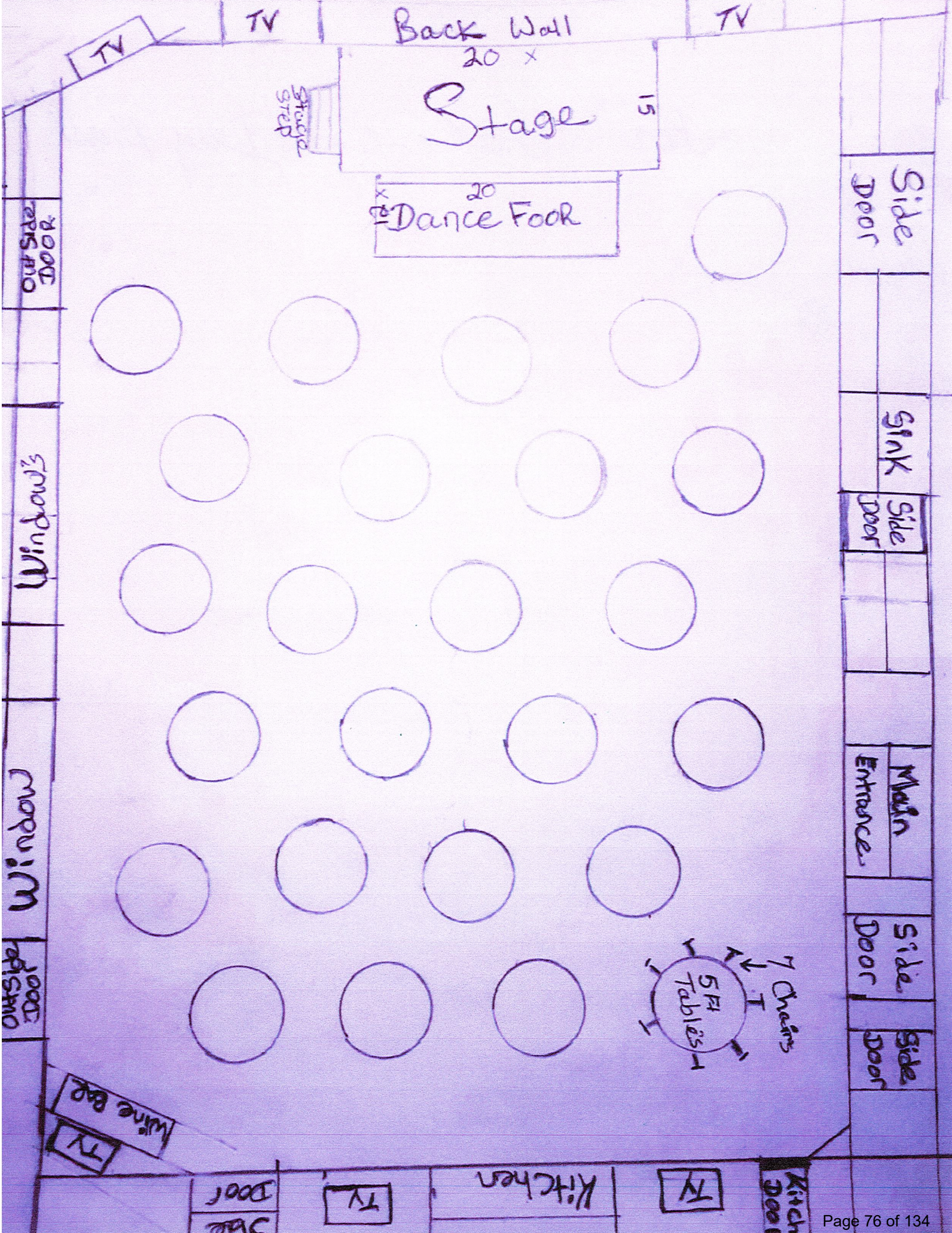
The City of Deerfield Beach is committed to supporting quality special events throughout the community. For each event to take place, the City has established an application process along with a set of guidelines that must be followed to ensure that the event is safe as well as successful. If you are unsure about the availability of a venue or have a question regarding a possible event, a preliminary conversation with City staff will help allow for a seamless event planning experience.

On the subsequent pages, you will find a checklist of the documents that are required to process your special event application. This information is intended to assist in the planning of your event and to help organizers better understand the special event permitting process. There is a contact information page located at the end of this guide for any questions or clarifications you may have while preparing your application and site plan.

A Special Event in the City of Deerfield Beach is defined as any sale, grand opening, photo shoot, party, holiday celebration, bazaar, concert or other performance, fair, carnival, tent revival, fundraising event, art festival, race, tour, rally, parade, bicycle run, demonstration, contest, exhibition, block party, outdoor display or similar event or occurrence, including the use of tents, or other devices or structures to conduct, advertise or promote any such event occurring on public or non-public lands or in a public right-of-way such as a public or non-public street, shared-use path, alley or other public place or building, park, beach, parking lot, vacant lot, where the event would substantially inhibit the usual flow of pedestrian or vehicular travel or which occupies any public area or building so as to preempt use of said area by the general public for its intended use or which deviates from the established use of said area or building.

Should any of the below items reflect your event, you may need a permit:

- ☒ Gathering of 20 or more peoples
- ☐ Use of mechanical rides or inflatables
- ☒ Amplified music/entertainment
- ☐ Block parties
- ☐ Sale of alcoholic beverages
- ☐ Construction/Assembly of temporary structures (for example, tents)
- ☐ Parking Lot/ Road Closures



For Valentines Day Bash



City of Deerfield Beach

150 NE 2nd Ave
Deerfield Beach, FL
33441
954-480-4200

Face Sheet File Number: I.D. 2025-7

Agenda Date: 2/4/2025

Status: CONSENT - AGREEMENTS &
EXPENDITURE REQUESTS

In Control: City Commission

Title

Resolution 2025/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Special Event Permit Application submitted by Wyndham Deerfield Beach Resort to host six special events per year during the months of November through April for the next three years on Wyndham's property inclusive of its private beach area; permitting up to six special events per year and waiving the 90 day requirement between each special event; and providing for an effective date.

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

Sec. 2-548 of the City Code of Ordinances limits the number of Special Events conducted by businesses to no more than three special events per calendar year, unless otherwise approved by the City Commission, provided, however, that there shall be a minimum of 90 calendar days between such Events.

Wyndham of Deerfield Beach Resorts has submitted a blanket Special Event Application to the City Commission for approval to host up to six special events per year. The events would be allowed from contract execution and would only be allowed during the non-turtle season months (November through April). These events will not conflict with any city events or holiday weekends and will take place on Wyndham's private property, inclusive of its privately owned beach area. The proposed events would accommodate groups ranging from 20 to 150 guests.

The Wyndham will be required to obtain additional permits through BSO, Fire Rescue, and the City's Building Department as needed. Each event will require review by the City's Parks and Recreation Department Committee pursuant to the Special Event Application process.

This blanket approval will provide the Wyndham with the flexibility to book future events such as weddings and receptions without needing to wait for inclusion on the commission agenda, while still adhering to all administrative requirements and necessary approval processes for hosting events on their property. The proposed approval would enable the Wyndham to host up to six special events per year for a three year period (November 2025 – April 2028), subject to compliance with the stated conditions.

Current Activity

Currently, the Wyndham hosts wedding ceremonies on their private property, but they are looking to expand their offerings to include receptions. These receptions would feature food prepared at the

hotel and brought on-site, warming stations, music, dining, and alcohol service.

Recommendation

Commission approval based on the conditions outlined above is recommended.

RESOLUTION NO. 2025/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING THE SPECIAL EVENT PERMIT APPLICATION SUBMITTED BY WYNDHAM DEERFIELD BEACH RESORT TO HOST SIX SPECIAL EVENTS PER YEAR DURING THE MONTHS OF NOVEMBER THROUGH APRIL FOR THE NEXT THREE YEARS ON WYNDHAM'S PROPERTY INCLUSIVE OF ITS PRIVATE BEACH AREA; PERMITTING UP TO SIX SPECIAL EVENTS PER YEAR AND WAIVING THE 90 DAY REQUIREMENT BETWEEN EACH SPECIAL EVENT; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Wyndham Deerfield Beach Resort (the "Applicant") currently hosts wedding ceremonies on its private property and desires to expand its services to include receptions, which will include food, warming stations, music, dining and alcohol services within the beach area of its private property; and

WHEREAS, the Applicant has submitted a Special Event Application requesting approval to host up to six special events per year during the months of November through April to be held on the Applicant's hotel property and privately owned beach property located at 130 NE 21st Avenue, Deerfield Beach, FL (collectively, the "Property"); and

WHEREAS, according to the Special Event Permit Application submitted by the Applicant (the "Application"), such Special Events (each is an "Event") would accommodate groups ranging from 20 to 150 guests; and

WHEREAS, each of the Events will include music/live entertainment, food prepared off-site, and alcohol service; and

WHEREAS, Sec. 2-548 of the City Code limits the number of special events to no more than three per calendar year, unless otherwise approved by the City Commission, and provides that there shall be a minimum of 90 calendar days between such special events; and

WHEREAS, in order to provide for flexibility in the Applicant's booking of Events, such as weddings and receptions that are sought to be booked months if not years in advance, the Applicant is requesting that the City Commission approve its Special Event Application for up to six (6) Events on the Property per year without needing to come back to the City Commission for each Event separately; and

WHEREAS, Staff has reviewed the Special Event Application and recommends approval with the following conditions:

- (1) All six Events per year shall only be permitted during the months of November through April for a three year period (November 2025 – April 2028), and shall only be permitted on the Property, which

includes its private beach property located at 130 NE 21st Avenue (the “Beach Property”);

- (2) All six Events shall not conflict with any City Events or Holiday Weekends;
 - (3) Applicant shall obtain all required permits, including any additional permits from the Broward Sheriff’s Office, Fire Rescue and the City’s Building Departments, and shall pay all applicable fees and costs associated with each Event;
 - (4) Applicant shall adhere to all applicable City, County, and State administrative requirements and processes (except as otherwise expressly provided herein); and
 - (5) Applicant shall provide the City with written notice of its scheduled Events within three business days of Applicant booking such Events,
- (collectively, the “Conditions”); and

WHEREAS, the City Commission finds that it is in the best interest of the City to approve the Application with the Conditions, subject to the Applicant complying with all applicable federal, state, and local laws in connection with the Events.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above referenced “Whereas” clauses are true and correct and made a part of this Resolution.

Section 2. The City Commission hereby approves permitting the Applicant to have up to six Events on its Property per calendar year, inclusive of the Beach Property and waives the limitation in Section 2-548(a) of City Code to permit the Events to occur within 90 days of another Event in lieu of the requirement in the Code that there shall be a minimum of 90 calendar days between such special events.

Section 3. The City Commission hereby approves the Special Event Application for up to six Events per year for a three year period (November 2025 – April 2028), subject to the Applicant’s compliance with the Conditions and all applicable federal, state, and local laws, including compliance with the City’s special event regulations and submission of the required proof of insurance, and agreement to indemnify, defend and hold the City harmless from claims related to the Events.

Section 4. The appropriate City Officials are authorized to do all things necessary to carry out the aims of this Resolution.

Section 5. The Special Event approvals provided for in this Resolution may be revoked at anytime by a Resolution of the City Commission, provided that any Event that has been booked and approved through the City's administrative special event review process prior to such revocation shall not be affected by such revocation.

Section 6. This Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2025.

BILL GANZ, MAYOR

ATTEST:

HEATHER MONTEMAYOR, CITY CLERK



City of Deerfield Beach

Special Event Application

The City of Deerfield Beach reserves the right to evaluate and consider all applications based on suitability and alignment with our community's standards. We prioritize maintaining the integrity of our City by ensuring safety, cleanliness of our beaches and community, optimal utilization of resources, and adherence to ethical principles. We maintain the right to approve or deny applications as deemed necessary.

Application #		Complete Application Received:	
---------------	--	--------------------------------	--

**Above is for City use only*

A **non-refundable application processing fee** (based on below timeline) is **required** with this application but does not guarantee approval. A Permit Application will be determined complete on the date which all required documentation, including fee, is submitted. The non-refundable application fee must be submitted with enough time to get the application approved. **Please allow time for processing applications; depending on the scope of event, applicant may be required to attend the Special Events Review Committee meeting and/or require City Commission approval. This may take up to 60 days.**

Days Until Event	Resident Fee	Non-Resident Fee
90+ days before event	\$200	\$300
45 to 89 days before event	\$250	\$350
30 to 44 days before event	\$300	\$400
14 to 29 days before event	\$350	\$450
Non-Profit Rate	\$100	\$100
Beach Deposit on City Property	\$2,500-\$5,000	\$2,500-\$10,000

**Non-profits must show proof of non-profit status to receive non-profit rates.*

APPLICANT INFORMATION	
Organization Name: Wyndham Deerfield Beach Resort	
Contact Name: Claude Dubois	Contact Phone: 754-227-4300
Email Address: cdubois@wyndhamdeerfield.com	
Address: 2096 NE 2nd Street	City, State, ZIP: Deerfield Beach, FL 33441
Organization Status:	
☒ For Profit	
☐ Non-Profit (must include IRS 501(c) tax exempt letter)	
☐ Other:	

EVENT INFORMATION

Event Name: Beach Events (see attached) Proposed Date: 6 dates- TBA Alternative Date:

Event Address: 2096 NE 2nd Street City, State, ZIP: Deerfield beach, FL 33441

Venue/Location Name (if applicable): Wynham Deerfield Beach Resort (ocean-side)

Type of Event: Varies

Description of Event: see attached- event types, dates, and times will vary

	Date	Day	Start Time	End Time
Setup	*VARIES			
Event Start	*VARIES			
Event End	*VARIES			
Breakdown	*VARIES			

of years this event has taken place (including previous locations & attendance if applicable):

N/A

Anticipated Attendance: 20-150

Property: ~~Owner~~ Permission

General Manager.

I, the undersigned as owner of the property where the event will be located, do hereby grant permission for use of my property for the event described above. *City property is exempt (no signature necessary).

Name: Claude Dubois

Phone: 954-428-2850

Signature:

Date:


11/9/2025

*Additional documentation may be requested depending on location of event

Will you require the use of a City park? If yes, please specify park: N/A

*City park must have a [park rental permit](#)

Will your event require use of the beach?

☐ No

☒ Yes (Any events taking place on the beach during sea turtle nesting season, March 1st – October 31st, must contact the Florida Department of Environmental Protection and obtain a [field permit](#).)

Will you require parking spaces in the Main Beach Parking Lot?

☐ No

☒ Yes, _____ spaces

Will you require parking spaces along Ocean Way?

☐ No

☒ Yes, _____ spaces

Will you require parking spaces in the Pier Parking Lot?

☐ No

☒ Yes, _____ spaces

*City parking spaces require fees (fees start at \$25 per day, per space)

VENDOR INFORMATION

Will your event be serving food?

- ☐ No
☒ Yes, food will be prepared:
☒ Off-Site
☒ On-Site

If prepared on-site, method used for cooking:

- ☐ N/A
☐ Gas
☐ Propane
☐ Charcoal
☐ Fryer
☐ Food truck
☒ Other, please list: *See below

*Food vendors require proper licensing & COI

*Food vendors may require inspection(s), at the cost of the Organizer

List other vendors:

*Applicant will obtain any and all inspections, if necessary, if the decision is made to cook on-site.

**Applicant is aware that some methods will require inspections, for example, propane usage.

ADDITIONAL BSO/BUILDING/PERMIT REQUIREMENTS

Will there be alcohol at this Event?

- ☐ No
☒ Yes (requires City Commission approval)
If yes, a [State of Florida alcohol license](#) is required

Will you be using tents for your Event?

Tent Size	# of Tents
*VARIES	

*If on City property, tents must be weighted; no stakes allowed

*Tents over 10x10 require a permit ([Building Department](#))

Will there be a stage at your Event?

- ☐ No
☒ Yes
If yes, an additional permit may be required ([Building Department](#))

Will your event have bounce houses or inflatables?

- ☒ No
☐ Yes

If yes, provide name of company & phone number:

*Vendor must provide a copy of the company's Certificate of Insurance to the City

Will your event have amusement ride(s)?

- ☒ No
☐ Yes

If yes, ride(s) will require [State](#) and City inspections, at the cost of the Organizer; a Certificate of Insurance is required

Will your event require electricity? (NOTE: The City does not provide POWER or WATER)

- ☐ No
☒ Yes

Will a generator be used?

- ☐ No
☒ Yes, generator will be:
☒ Over 5,000 Watts
☒ Under 5,000 Watts

*Generator over 5,000 Watts require a permit ([Building Department](#))

Will your event include the use of fireworks or pyrotechnics?

- ☒ No
☐ Yes

If yes, please describe (additional information may be required):

Will your event require road closures?

- ☒ No
☐ Yes

If yes, please attach map with closures clearly marked. Identify all barricades, blockades, fencing, etc.

***If closing [FDOT](#) roads, City Commission is required**

Will your event be using a licensed security company?

- ☒ No
☐ Yes

If yes, provide name of company and phone number:

*Vendor must provide a copy of the company's Certificate of Insurance to the City

The applicant will be responsible for traffic and crowd control and may be required to hire off-duty detail Broward Sheriff Office deputies for traffic, safety and crowd control at the discretion of the BSO.

Initial: CD

*Request forms available through Special_Details@sheriff.org

PROMOTIONAL INFORMATION

Website/Social Media: N/A

How do you plan on advertising your event? Please list.

Promotional & Event Signs/Banners

Sign/Banner Size	Location	Description

ADDITIONAL EVENT INFORMATION

Will amplified sound be used?

- ☐ No
☒ Yes

Will musical entertainment be used?

- ☐ No
☒ Yes

Is there a fee for this event?

- ☐ No
☒ Yes (if yes, describe below)

If there is a fee, this is a ticketed event, or you are charging for space, describe and include fee amounts (requires City Commission approval):

Fees will be collected by the Wyndham; costs vary.

Will this event create an impact on parking?

- ☒ No
☐ Yes

If yes, please list where additional parking will be located:

The applicant shall be responsible for maintaining all areas encompassed by the event in a safe, clean and orderly condition. The applicant will be responsible for the removal of trash or debris, restoration of damaged shrubs, plants, turf, underground utilities, structures, irrigation, trees, and paved surfaces on any portion of City or other public property.

Initial: CD

Completed Application Packet Checklist

x	Special Event Permit Application completed.
x	A map/site plan for event location including parking, traffic flow, rides, location of signage, tents, staging, generators, fences, pyrotechnic materials, emergency access routes, etc. Must be legible and dimensioned.
N/A	Non-refundable application fee.
N/A	Certification of State of Florida not-for-profit status (if applicable).
N/A	Property owner permission as a notarized letter from event site landowner authorizing the event on their property (if not on applicant's property).
x	Certificates of insurance from the individual or organization naming the City of Deerfield Beach (150 NE 2nd Ave) and Broward Sheriff's Office (2601 W Broward Blvd) as additionally insured.
x	Any applicable Certificates of Insurance and/or licensing for vendors
x	Signed Hold Harmless Agreement.
N/A	Approved rental permit from the Parks and Recreation Department, if the event location is at a City of Deerfield Beach public park.

Contact Numbers

Broward Sheriff's Office	954-480-4300
BSO Special Detail Office	954-831-8199
Building Department	954-480-4250
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Risk Management	954-480-4255
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Parks & Recreation	954-480-4433

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Be sure to have an account created on our online
platform [CIVIC REC](#) for all payments.**



Additional Special Event Permit Information

Each year the City of Deerfield Beach is the site of an ever-growing number of special events. The City of Deerfield Beach recognizes the value that special events can have to organizations as well as to the community; they are a great way to highlight your organization, fundraise and bring the community together.

The City of Deerfield Beach is committed to supporting quality special events throughout the community. For each event to take place, the City has established an application process along with a set of guidelines that must be followed to ensure that the event is safe as well as successful. If you are unsure about the availability of a venue or have a question regarding a possible event, a preliminary conversation with City staff will help allow for a seamless event planning experience.

On the subsequent pages, you will find a checklist of the documents that are required to process your special event application. This information is intended to assist in the planning of your event and to help organizers better understand the special event permitting process. There is a contact information page located at the end of this guide for any questions or clarifications you may have while preparing your application and site plan.

A Special Event in the City of Deerfield Beach is defined as any sale, grand opening, photo shoot, party, holiday celebration, bazaar, concert or other performance, fair, carnival, tent revival, fundraising event, art festival, race, tour, rally, parade, bicycle run, demonstration, contest, exhibition, block party, outdoor display or similar event or occurrence, including the use of tents, or other devices or structures to conduct, advertise or promote any such event occurring on public or non-public lands or in a public right-of-way such as a public or non-public street, shared-use path, alley or other public place or building, park, beach, parking lot, vacant lot, where the event would substantially inhibit the usual flow of pedestrian or vehicular travel or which occupies any public area or building so as to preempt use of said area by the general public for its intended use or which deviates from the established use of said area or building.

Should any of the below items reflect your event, you may need a permit:

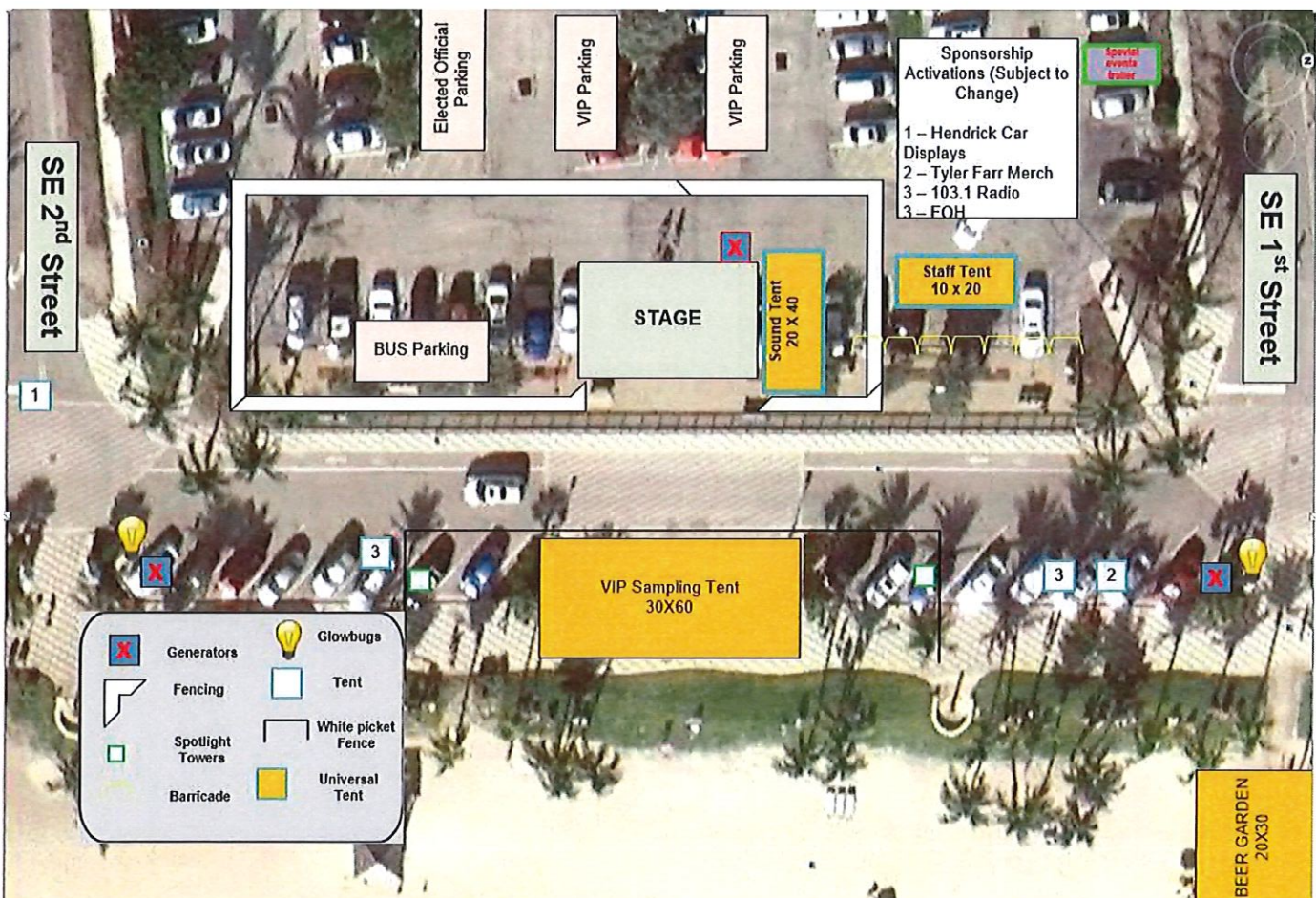
- ☐ Gathering of 20 or more peoples
- ☐ Use of mechanical rides or inflatables
- ☐ Amplified music/entertainment
- ☐ Block parties
- ☐ Sale of alcoholic beverages
- ☐ Construction/Assembly of temporary structures (for example, tents)
- ☐ Parking Lot/ Road Closures

Site Plan Information:

Your legible and dimensioned site plan/map must contain the following:

- ☐ Existing Designs:
 - ✓ Permanent Structures
 - ✓ Parking Spaces
 - ✓ Sidewalks/Driveways
 - ✓ Fences, Walls, Hedges
- ☐ Temporary Improvements (what you plan on adding or bringing):
 - ✓ Tents & Canopies
 - ✓ Stages
 - ✓ Mechanical rides and inflatables
 - ✓ Generators
 - ✓ Cooking appliances (grills, food trucks, etc.)
 - ✓ Fencing, barricades, cones
 - ✓ Size, location of signage
 - ✓ Trash containers and receptacles
 - ✓ Portable restrooms

SAMPLE:



INDEMNIFICATION AGREEMENT

I, Claude Dubois, GM
(Individual's Name)

representing Deerfield 21 Wyndham Deerfield Rd
(Vendor/Company's Name), do hereby agree to indemnify

and hold harmless and defend the City of Deerfield Beach, Florida, its elected officials, officers, agents, employees and contractors from and against any and all loss, damage, claim, suit, actions, demand, liability or expense by reason of any damage or injury to property or person, including death, which may be claimed to have arisen as a result of or in connection with the occupancy or use of said premises by

_____ during the conduct
(Vendor/Company's Name/description of service/performance/product being sold)

of _____ (the "Special Event") being held at _____
on the date(s) of: _____

Such obligation to indemnify and hold harmless and defend shall continue notwithstanding any negligence or comparative negligence on the part of the City relating to such loss or damage and shall include all costs, expenses, attorney's fees and liabilities incurred by the City in connection with any such claim, suit, action or cause of action, including the investigation thereof and the defense of any action or proceeding brought thereon and any order, judgment or decree which may be entered in any such action or proceeding or as a result thereof. These provisions shall survive the expiration or earlier termination of the use of premises. Nothing in this Agreement shall be deemed or treated as a waiver by the City of any immunity to which it is entitled by law, including but not limited to the City's sovereign immunity as set forth in Section 768.28, Florida Statutes.

I agree that through the execution of this document by me and/or by an authorized representative, that this agreement is intended to legally bind myself, the authorized representative, agent, the company/corporation named herein and their heirs executors, administrators and corporate officers.

Signature

General Manager
Title

Print Name

Claude Dubois

954-428.2850
Daytime phone number

Date: 11/9/2025

Address: 2096 NE 2nd Street

City: Deerfield Beach State: FL Zip: 33441

Witness: _____ Print Name: _____ Date: _____

Signature

Special Event General Fire Inspection Information:

Department of Fire Rescue & Emergency Services Fire Marshal's Bureau



GENERAL REQUIREMENTS:

All fire extinguishers must be properly tagged within the State of Florida by a licensed certifying agency. Compressed gas tanks, such as helium tanks, must be adequately secured to prevent tank from falling over.

TENTS & CANOPIES:

Tents larger than 10' x 10' must be permitted through the City of Deerfield Beach Building Department. Tents and canopies must be fire resistant with proper documentation/tags provided. A proper certified fire extinguisher must be present and properly tagged.

ELECTRIC/EXTENSION CORDS:

Extension cords must be UL listed for outdoor use (indoor extension cords may not be used outdoor). When in a crossing path, they must be properly covered and protected. The cords must be free from splices, damage or deterioration and must be grounded. Cords must have proper amperage capacity that is not less than the capacity of the appliance.

GENERATORS:

All generators must be grounded. If larger than 5KW (5000 Watts) an additional permit is required through the City of Deerfield Beach Building Dept. Generators must be 10ft away from any structure, completely surrounded by a barrier and placed on a firm, flat, level surface outdoors. Must be fully fueled prior to use. Refueling may be conducted only when generator has been turned off and is cool to touch. All fuel being used in the generator must be stored in the proper fuel containers and properly sealed with appropriate spout covers, caps, etc. A proper certified fire extinguisher (minimum 2A:10BC) must be present and properly tagged.

COOKING:

A 10ft minimum clearance is required on both sides of any cooking vendor and shall not be located within 10ft of any amusement rides. Open flame cooking equipment must be a minimum of 10ft from any structure. Cooking areas must be enclosed by approved means from the general public. LP tanks will be required to be tested and certified by a licensed person or company and will be checked in place on the day of the event with paperwork provided to the Fire Department, Fire Marshal's Bureau when completed. LP tanks must be properly secured to prevent the tank from falling over and must be at least 10ft from any open flame. If using a commercial cooking appliance which is self-contained and does not require the LP tank to be located 10ft away, documentation must be submitted to the Fire Department, Fire Marshal's Bureau for review prior to event. Appliances must be placed on firm, flat and level outdoor surfaces. Food preparation and sale (excluding non-profit agencies) must contact the Florida Department of Business & Professional Regulation, Division of Hotels and Restaurants (850-487-1395) to schedule an inspection prior to selling food. Fire suppression systems in food trucks or trailers must be properly tagged by a State of Florida certifying agency.

If the special event is located on public property, a certificate of liability insurance is required from the individual or organization at the time of application. The certificate must name the City of Deerfield Beach as additionally insured for the date(s) of the event and must show general liability insurance with a combined single limit of \$1,000,000 for bodily injury and property damage per occurrence.

NOTE: These are minimum requirements. The City reserves the right require additional insurance based on the scope of the event.

a. City of Deerfield Beach, 150 NE 2nd Ave, Deerfield Beach, FL 33441
b. Broward Sheriff's Office, 2601 W Broward Blvd, Fort Lauderdale, FL 33312

Certificate of Liability Insurance
Please review the below to make sure all requirements have been met to prevent any delays with your event approval.

Page 93 of 134

Proposal Outline: Permission for Up to Six Events Annually on Wyndham Private Property

1. Introduction

- The purpose of this proposal is to request approval for hosting up to six annual events on the private property owned by the Wyndham.
- Potential benefits of these events include fostering community engagement, drawing more business to nearby restaurants along the S-curve, and increasing traffic to local shops.

2. Event Details

- **Event Scope:** Events may include the following:
 - Alcohol service (subject to proper licensing).
 - Use of amplified sound (within allowable limits).
 - Tables and chairs setup (in compliance with safety regulations).
 - Use of generators: Any generator over **5,000 watts** will require an additional permit through the Building Department and a fire inspection.
- **Location:** All events will take place exclusively on the private property owned by Wyndham.

3. Compliance with Regulations

- **Inspections:** All necessary inspections will be scheduled and completed as required.
- **Licenses and Permits:**
 - Liquor licenses for events involving alcohol will be secured and submitted.
 - Any additional permits for amplified sound, generator use, or other activities will be obtained.
- **Insurance Requirements:**
 - Additional insurance for any vendors or activities will be secured.
 - Proof of insurance will be submitted no later than 14 days prior to the event.

4. Collaboration with Authorities

- Coordination with the following agencies to ensure safety and compliance:
 - **BSO Police:** To review and approve security arrangements.
 - **Fire Department:** To inspect and approve fire safety plans, including those involving generators over 5,000 watts.
 - **Building Department:** To verify compliance with any structural or setup requirements based on event activities.

5. Timeline and Deadlines

- **Advance Submission:** All necessary documentation (licenses, insurance, permits) to be submitted at least 14 days before the approved event date.
- **Event Approvals:** Final approval contingent upon fulfillment of all requirements by the specified deadline.

6. Conclusion

- This proposal requests a special application to be submitted to the commission for blanket approval of six annual events, to take place between the months of **November-April**.
- The proposed events will not conflict with any existing city events or holiday weekends:
 - Ocean Way Holiday (first Saturday of December)
 - Pioneer Days weekend (President's Day weekend)
 - Ocean Blues & Brews (third Saturday in May)
 - 4th of July weekend
 - Veterans Day weekend
 - Dunn's Run 5k (first Sunday in October, 4 AM-12 PM)
- Even with commission approval, additional approvals may be required by other departments, including the Building Department for permitting, as well as BSO Fire and Police, depending on the rental and event specifics.
- Wyndham is committed to meeting all requirements and working closely with relevant authorities to ensure these events are compliant, safe, and successful.



PERMIT NUMBER: _____

APPLICATION FOR OFF-DUTY PERMIT

All services provided by the Broward Sheriff's Office ("BSO") within the scope of special detail permits are regulated by applicable Florida Statutes, Broward County Ordinances, BSO General Orders/Directives and training. It is understood that this is a non-binding agreement on BSO as **there is no guarantee that the requested off-duty permit will be staffed**. Every effort will be made to provide staffing for your event; however, if your special details permit is not staffed, we will reimburse the payment or credit the account.

Special Detail requests must be received a minimum of ten (10) business days prior to the event unless exigent circumstances apply as determined by the Special Detail office. **Requests for service with less than 10 business days' notice may require the premium rate as determined by the Special Details Office Manager.**

To cancel an off-duty permit during regular business hours, you must send an email to Special_Details@sheriff.org. All requests must be in writing. Cancellations received with less than 24 hours' notice of the event will be subject to a 3-hour minimum charge per deputy. The Detail Office regular business hours are 8:00 am - 4:30 pm Monday-Friday and closed on weekends and holidays. In case of an emergency, Permittee may call the manager of Special Details at 954-635-7989.

Hourly Rates (3 Hour Minimum per Deputy) Eff. 10/05/2024			Payment Methods Upon Receipt of Cost Est. or Invoice
Regular	Premium		• Check or Money Order made payable to: Broward Sheriff's Office PO Box 9507 Ft Lauderdale, FL 33310 • Credit Card Note: Checks with a P.O Box are not accepted. <u>Florida Statute 30.51 requires payment be received prior to the performance of off-duty law enforcement services.</u> *Rates subject to change as noted by the FRS contribution rate*
\$74.00	\$96.00	Deputy	
\$81.00	\$103.00	Sergeant	
\$0.00	\$110.00	Lieutenant	
\$34.00	\$47.00	CSA	
Holidays are billed at the Premium Rate			
* Martin Luther King * Super Bowl Sunday * President's Day * St Patrick's Day * Easter * Cinco de Mayo * Memorial Day * 4 th of July * Labor Day * Halloween * Veteran's Day * Thanksgiving Day * Day after Thanksgiving * Christmas Eve * Christmas Day * New Year's Eve * New Year's Day			

Permittee agrees to complete a new permit application annually to continue Special Detail services. Either party may terminate this permit by providing the other party with written notice. All unpaid fees and charges for services performed shall still be due and payable after said termination. Accounts thirty (30) days in the rears will be subject to finance charges at the maximum legal rate.

Pursuant to Florida Statutes Section [30.2905](#), Permittee acknowledges its responsibility for the acts or omissions of deputies while performing services for the Permittee and agrees to indemnify and hold harmless the Sheriff, BSO, its employees, and agents against any, and all liability, costs, expenses, attorney's fees, or damages arising from any claim, demand, cause of action, or lawsuit resulting or arising from, either directly or indirectly, services provided under this Permit Application. *If Permittee is a political subdivision of the State of Florida and is entitled to the privileges and protection of [Ch. 768.28](#), Florida Statutes, then each party agrees to be responsible for the negligent acts or omissions of its employees, Nothing herein is intended as a waiver of sovereign immunity.*

The parties agree that BSO may amend the terms and conditions of this agreement and permit by providing the Permittee with thirty (30) days written notice of the changed terms. In the event the BSO has to take legal action to enforce this Permit Application, Permittee agrees to pay BSO's costs and attorney's fees, including the costs of any appeal.

****One Sergeant will be required for every five (5) deputies. A lieutenant may be required for large events****
Please call for more information.

BSO Special Details Unit Office* Phone (954) 831-8199* Email: Special_Details@sheriff.org

Business Name: _____ Tax ID or DL Number: _____

Full Legal Name: _____ Phone Number: _____

Mailing Address: _____ City, State, Zip Code: _____

Email Address: _____

Address where Special Detail will be Performed: _____ City: _____

Starting Date: _____ Ending Date: _____

Hours to be Worked: _____ To _____ (3-hour minimum applies)

Type of Service Requested: (Traffic, Security, Escort) _____

Emergency Point of Contact: _____ Phone Number: _____

Will Alcohol be Served? *Copy of Liquor License Required* ☐ Yes ☐ No Expected Number of People Attending: _____

Specific Instructions for Deputies: _____

Type of Issues you are Experiencing: _____

* Is there anyone on site to sign off on invoice receipt? ☐ Yes ☐ No

If "Yes" to above, provide the first and last name of person signing off on the invoice: _____

* Is there a place to leave a copy of the invoice? ☐ Yes ☐ No If "Yes", location for the copy? _____

* I am requesting a copy of the invoice to be: ☐ Mailed ☐ Emailed

I HAVE READ, UNDERSTAND, AND AGREE TO THE ABOVE TERMS AND CONDITIONS. I AM AUTHORIZED TO SIGN ON BEHALF OF THE ENTITY LISTED BELOW:

Legal Name of Entity: _____

By (signature): _____

Print Name and Title of Person Signing: _____ Date Signed: _____

*****LAW ENFORCEMENT REVIEW AND APPROVAL*****

Approved by: _____ Date: _____

Denied by: _____ Date: _____

Notes: _____

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- **Advance Submission:** All necessary documentation (licenses, insurance, permits) to be submitted at least 14 days before the approved event date.
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6. Conclusion

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- Wyndham is committed to meeting all requirements and working closely with relevant authorities to ensure these events are compliant, safe, and successful.



City of Deerfield Beach

150 NE 2nd Ave
Deerfield Beach, FL
33441
954-480-4200

Face Sheet File Number: I.D. 2025-12

Agenda Date: 2/4/2025

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

Presentation regarding the 2024 Vision Zero Report.

Background/History

This is the first Vision Zero annual report for the City of Deerfield Beach. The Vision Zero Master and Action Plan was adopted by the City Commission on January 23, 2024 via Resolution No. 2014/014. The Action Plan lists over fifty action items necessary to reduce fatal crashes within the City to zero by the year 2050. Each January, City staff will evaluate achievements from the previous year and goals for the upcoming year. The report will be placed on the City's website. In order for the City to actively pursue grants from the Federal Safe Streets and Roads for All program (SS4A), the City must annually update its serious injury and fatality data and maintain a five-year crash record of the cities High Injury Network. Providing an annual report, meets this requirement in accordance with Federal Highway Administration Standards.



City of Deerfield Beach

150 NE 2nd Ave
Deerfield Beach, FL
33441
954-480-4200

Face Sheet File Number: I.D. 2024-682

Agenda Date: 2/4/2025

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

Resolution 2025/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a change order with Emerald Construction Corporation d/b/a Neucor Construction in an amount not to exceed \$215,333.76 due to unforeseen subsurface conditions for the SE 8th Avenue Stormwater Capital Improvement Project; extending the substantial and final completion dates for the project; providing for execution, implementation, and an effective date. (Funds from Account #462-300-360-3800-000-53800-506530 - CIP Infrastructure/Stormwater Improvements)

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Fiscal Impact

Costs: \$215,333.76

Account Name: CIP Infrastructure/Stormwater Improvements

Account Number: 462-300-360-3800-000-53800-506530

Background/History

The Agreement with the Contractor for the SE 8th Avenue Capital Improvement Project consists of the Contract Documents, which include specifications, drawings, and addenda, as part of the agreement. During construction, other Contract Documents are developed: submittals, shop drawings, field orders, field sketches, post-bid addenda, and change orders. To date on this contract, several requests for additional information have been received and responses given. Some responses have had cost implications, while others have been field adjustments that have resulted in no additional costs. The contract does anticipate a contingency for this project; however, the City's Procurement Code requires City Commission approval on all change orders that exceed 10% of the original construction contract amount. The awarded contract value was \$2,731,792.79. The current contract is valued at \$3,003,550.96. The requested change order would increase the current contract to \$3,218,884.72 and requires City Commission approval.

During construction it was discovered that the existing sewer laterals for eight homes on SE 8th Avenue were in direct conflict with the proposed 36 inch drainage pipe. It had been anticipated that City forces would relocate the eight sewer laterals under the proposed structure, as had been performed for previous phases of the project; however, due to limitations to achieve adequate slopes for sewer and in consideration of safety for city workers and the general public for the stability of road construction, it was determined that the best solution was to either reduce the size of the pipe or lower the elevation of the proposed drainage pipe. On SE 8th Avenue it was determined that the most expedient and lowest cost solution was to lower the elevation of the pipe, as the pipe was on hand

and would not delay progress on the work underway. These changes were discussed through the City Manager's Office and approved within the spending authority on the contract.

The same subsurface utility conflict conditions are present on SE 7th Avenue for twelve homes. As this phase has not yet commenced, it was determined that a smaller diameter pipe would result in the least amount of modification to concrete structures fabricated and on site. The cost for this change order includes the price differential in additional material due to increased depth of excavation for a portion of the work between SE 7th Street and SE 5th Court, and the cost for the 24 inch replacement pipe installation.

The Contract Documents had anticipated only one lane for construction of these improvements; however, unstable soil conditions and numerous infrastructure utility breaks made retaining the asphalt in the adjacent lane infeasible. For each project phase it was determined that the City would restore the full width of the roadway pavement and this was done on the prior two project phases on SE 6th Avenues and SE 5th Court, respectively. The same treatment will be applied for the remaining project phases for SE 7th Avenue, SE 7th Street and SE 4th Street. This will ensure that at project completion the full neighborhood is restored to better than previous roadway conditions. Due to the numerous overlays of asphalt over the years, this does require the contractor to increase the depth for lime rock base to build up the elevation for the asphalt that is being removed and the associated cost is included in the total change order.

Current Activity

Work is currently ongoing within the project limits of SE 8th Avenue between SE 5th Court and SE 4th Street. Work is proceeding in accordance with the previously authorized changes. The City has worked with Neucor staff for expedient solutions on the various unforeseen subsurface conditions experienced in the field. These conditions could not have been known without significant exploratory and monetary efforts. These efforts in design would have come at a significant cost and a detriment to the residents in terms of increased design and construction time frames.

The as-built drawings on record did not provide accurate location of sewer lines, laterals and depth. As a result, during the construction phase, field adjustments were required. These adjustments included: changes in size of pipes, relocation of sewer laterals connecting to individual properties, alteration of structures that are on-site, and excavating (and laying pipe runs) as much as 3 feet lower than anticipated. Additional costs were incurred for return/restocking of materials, additional time, labor, and materials. Additionally, the sewer laterals at SE 5th Court were particularly deep (due to an apparent basement on private property). This required excavating to approximately 10 feet deep, dewatering and relocation of the sewer main for the block. As a result of these unforeseen subsurface conditions, additional project costs were incurred. It is recommended that the Commission approve the change order request of \$215,333.76, bringing the total revised project cost to \$3,218,884.72.

Neucor submitted an updated Project schedule to the City that accounts for the work necessary to address all of the subsurface utility conflicts, with an updated Substantial Completion Date of September 26, 2025 and a Final Completion Date of October 23, 2025.

Recommendation

It is recommended the City Commission approve a change order with Neucor in the amount of \$215,333.76 due to unforeseen subsurface conditions requiring changes to the design to enable construction to progress on the SE 8 Avenue Drainage Project, and the extension of the Substantial Completion Date for the Project to September 26, 2025, and the Final Completion Date to October 23, 2025

RESOLUTION NO. 2025/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING A CHANGE ORDER WITH EMERALD CONSTRUCTION CORPORATION D/B/A NEUCOR CONSTRUCTION IN AN AMOUNT NOT TO EXCEED \$215,333.76 DUE TO UNFORESEEN SUBSURFACE CONDITIONS FOR THE SE 8TH AVENUE STORMWATER CAPITAL IMPROVEMENT PROJECT; EXTENDING THE SUBSTANTIAL AND FINAL COMPLETION DATES FOR THE PROJECT; PROVIDING FOR EXECUTION, IMPLEMENTATION, AND AN EFFECTIVE DATE

WHEREAS, the City issued Request for Proposals No. 24-02-BA (the “RFP”) for the SE 8th Avenue Area Stormwater Capital Improvement Project (the “Project”); and

WHEREAS, on January 9, 2024, the City Commission approved the Evaluation Committee ranking with Emerald Construction Corporation d/b/a Neucor Construction (“Neucor”) as the top ranked firm, and authorized execution of an agreement with Neucor for construction services for the Project; and

WHEREAS, on January 9, 2024, the City entered into an agreement with Neucor for the Project (the “Agreement”); and

WHEREAS, during construction it was discovered that existing subsurface sewer laterals for eight homes on SE 8th Avenue were in direct conflict with the proposed 36-inch drainage pipe, and it was ultimately determined that the most expedient and lowest cost solution was to lower the elevation of the pipe since the pipe was available and this solution would mitigate delays in the progress of the work, and the changes were approved in accordance with the Agreement and Procurement Code; and

WHEREAS, the same subsurface utility conflict conditions found on SE 8th Avenue are present on SE 7th Avenue for twelve homes; however, the SE 7th Avenue phase has not commenced and it has been determined that a smaller diameter pipe would result in a minimal modification to concrete structures fabricated and on site; and

WHEREAS, based upon these unforeseen subsurface conditions, Neucor has provided City Staff with a change order request in the amount of \$215,333.76 and requesting a 54 day time extension, which provides for the work to address the unforeseen subsurface conditions, including the price differential in additional material needed to due to the increased depth of excavation for a portion of the work between SE 7th Street and SE 5th Court and the cost for the 24-inch replacement pipe installation (the “Change Order”); and

WHEREAS, Section 38-120 of the City Code requires City Commission approval for change orders to construction contracts that increase the contract amount more than \$30,000 or ten percent of the original construction contract amount, whichever is greater; and

WHEREAS, Neucor submitted an updated Project schedule to the City that accounts for the work necessary to address all of the subsurface utility conflicts, with an updated Substantial Completion Date of September 26, 2025 and a Final Completion Date of October 23, 2025; and

WHEREAS, City staff recommends that the City Commission approve a change order to the Agreement, in an amount not to exceed \$215,333.76, to address the additional changes due to the unforeseen subsurface conditions as set forth in the Change Order, which will result in an updated Project Cost of \$3,218,884.72, and approve the extension of the Substantial Completion Date to September 26, 2025 and the Final Completion Date to October 23, 2025.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above referenced “Whereas” clauses are true and correct and made a part of this Resolution.

Section 2. The City Commission hereby approves the Change Order with Neucor in an amount not to exceed \$215,333.76 pursuant to the terms of the Agreement to provide for the required changes due to the unforeseen subsurface conditions, resulting in a total updated Project cost of \$3,218,884.72.

Section 3. The City Commission hereby approves the extension of the Substantial Completion Date for the Project to September 26, 2025, and the Final Completion Date to October 23, 2025.

Section 4. The City Manager or his designee is authorized to execute the Change Order with Neucor in an amount not to exceed \$215,333.76.

Section 5. The appropriate City officials are authorized to do all things necessary to carry out the aims of this Resolution.

Section 6. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2025.

BILL GANZ, MAYOR

ATTEST:

HEATHER MONTEMAYOR, CITY CLERK

CHANGE ORDER REQUEST

City of Deerfield Beach, FL
150 NE 2nd Ave
Deerfield Beach, 33441

Attn: Josef Farbiarz,

RE: Deerfield - SWCIP - SE 8th Ave, Project No. 23061
CHANGE ORDER REQUEST NUMBER: 31

CONSTRUCTION MANAGER: ECC Neucor Construction
ARCHITECT:

DESCRIPTION:

PCI Number: COR0031
Date: 2025-01-14
Description: COR#31- Sewer Lateral Conflicts Phase 5- 7th Ave
Proposed Amount \$215,333.76
Days Requested: 54 days
Reason: Unforeseen Conditions, A/E Revision
Reference: Revised C-09, 10 and 11 drawings
Notes:

Additional cost to lower the pipe invert and related work to avoid conflict with existing sewer lateral from SE 4TH St up to 7TH St. This change order includes labor, material, equipment, and tools required to complete this task as described below and requested by the City of Deerfield, including the anticipated area to re-pave. Any item not detailed in this proposal is excluded.

The following is a detailed itemization of all extra costs.

1	Total Labor	61,375.54	ECC
2	Total Equipment	73,647.11	ECC
3	Total Material	57,048.92	ECC
4	Total Others	-6,678.75	ECC
5	O&P @ 15%	27,808.92	ECC
6	Bond @ 1%	2,132.02	ECC

Total Change Amount \$215,333.76

Enclosures (Markup Plans, CSA email dated 12.27.24, inventory pictures and re-stocking fee chart)

Submitted:	Reviewed:	Approved:
Date: 01 / 14 / 2025	Date: _____	Date: _____
	_____	_____
ECC Neucor Construction	Architect (if Applicable)	City of Deerfield Beach, FL Client



1086 NW 1st Court
Hallandale Beach, FL 33009
Phone # 954-241-2583

CHANGE ORDER REQUEST

CHANGE ORDER REQUEST 31
DATE January 14, 2025
PROJECT SE 8th Ave. Stormwater City of Deerfield
EXPIRATION DATE Net 30 Days from Receipt

Estimator	COR	Project #	Project Name	Submitted To:	REFERENCE #	Date
Ricardo Montijo	31	23061	Deerfield- SE 8th Ave	Ownership	Sewer Lateral Phase 5 7th Ave	1/14/25

SCOPE OF WORK

Additional cost to lower the pipe invert and related work to avoid conflict with existing sewer lateral from SE 4TH St up to 7TH St. This change order includes labor, material, equipment, and tools required to complete this task as described below and requested by the City of Deerfield, including the anticipated area to re-pave. Any item not detailed in this proposal is excluded.

LABOR BREAKDOWN

Item	Rate	# of Ea	Total Hrs	Total Locations	Notes	LINE TOTAL
HE - Foreman	\$ 69.75	1.00	180			\$ 12,544.89
General Labor	\$ 36.25	1.00	180			\$ 6,519.75
HE - Operator	\$ 54.25	3.00	180			\$ 29,271.41
General Pipe Labor	\$ 36.25	2.00	180			\$ 13,039.49

EQUIPMENT BREAKDOWN

Item	Rate day	# of Ea	Days	Total	Notes	LINE TOTAL
306-07CR Excavator	\$ 178.45	1.00	18	3,209.51		\$ 3,209.51
2023 Doosan 300LC-7 Excavator	\$ 425.00	1.00	18	7,643.84		\$ 7,643.84
Skid Steer Tracker Loader	\$ 178.45	1.00	18	3,209.51		\$ 3,209.51
8' Windrow 3 wheels Sweeper	\$ 90.00	1.00	30	2,700.05		\$ 2,700.05
2023 Doosan 280DX Wheel Loader	\$ 317.13	1.00	30	9,513.77		\$ 9,513.77
Water Truck	\$ 149.50	1.00	18	2,688.83		\$ 2,688.83
Bedding Rock	\$ 58.54	1.00	18	1,052.78		\$ 1,052.78
Grader	\$ 630.00	1.00	7	4,410.00		\$ 4,410.00
Road Plates	\$ 40.25	6.00	30	7,245.00		\$ 7,245.00
Trench Box	\$ 126.02	1.00	18	2,266.45		\$ 2,266.45
Manhole Box	\$ 64.98	1.00	30	1,949.25		\$ 1,949.25
4k-6k Generator	\$ 35.65	1.00	18	641.18		\$ 641.18
6" Vac Assist Pump Diesel	\$ 135.13	1.00	18	2,430.29		\$ 2,430.29
4" Trash Pump	\$ 58.08	1.00	18	1,044.51		\$ 1,044.51
Walk Behind Saw, 11-14hp	\$ 92.00	1.00	15	1,380.00		\$ 1,380.00
100' of 8" Well Point Straight Line	\$ 431.25	1.00	30	12,937.50		\$ 12,937.50
Roller	\$ 118.13	1.00	18	2,124.63		\$ 2,124.63
Fuel	\$ 5.00	96.00	15	7,200.00		\$ 7,200.00

MATERIALS BREAKDOWN

Item	Rate	QTY	Units	Notes	LINE TOTAL
Delta in Price from 36" to 24"/18"	\$ (22,194.83)	1.00	LS	Per Email from CSA dated 12.27.24	\$ (22,194.83)
Pipe Restocking Pipe Fee	\$ 40,551.10	1.00	LS	Restocking Fee	\$ 40,551.10
4" Limerock - Additional	\$ 700.00	28.00	Loads	Areas: 4" Depth x 22' Width x 1315' Length	\$ 19,600.00
Bricks due Pipe Size Change	\$ 1,438.40	8.00	Pallet	Required to adjust the structure invert elevation and cover existing openings on the structures.	\$ 11,507.20
MH Concrete Risers	\$ 420.00	8.00	EA	HM Risers require due to MH Box Adjustments	\$ 3,360.00
Bricks @ MH28 and 29 Opening	\$ 1,438.40	2.00	Pallet	Per Email from CSA Dated 12.27.24	\$ 2,876.80
Mortar	\$ 19.56	60.00	bags	Required to adjust the structure invert elevation and cover existing openings on the structures.	\$ 1,173.65
Hydro	\$ 35.00	5.00	Units		\$ 175.00

OTHER BREAKDOWN

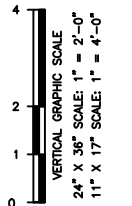
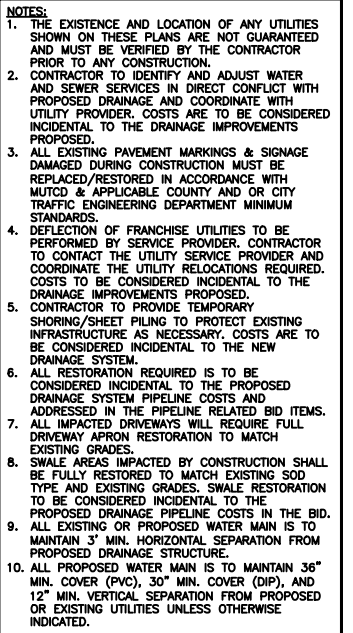
Item	Rate	QTY	Units	Notes	LINE TOTAL
Credit- Contractual 1" milling	\$ 2,513.00	-1.00	LS		\$ (2,513.00)
Credit- 1" of asphalt over the trench. 2nd lift of asphalt to be done by the city.	\$ 1.30	-20,777.50	SF	Areas: 1" Depth x 9.5' W x 661' L + 1" Depth x 22' W x 659' L	\$ (27,010.75)

Removal of Excess of Fill	\$ 445.00	-21.00	Load	TL delta in Pipe diameter change	\$ (9,345.00)
Credit Ballast Rock	\$ 650.00	-15.00	Load	Credit for Ballast Rock related to the Pipe Diameter	\$ (9,750.00)
Concrete Cutting MH 29 & 28	\$ 1,200.00	2.00	EA	Concrete Cut and Dipose Debris at MH 28 & 29	\$ 2,400.00
Ballast Rock @ Conflict Areas - 7th Ave	\$ 650.00	13.00	Loads	Use of Ballast Rock to Provide Bedding Support for Existing Water Main and Old Sanitary Sewer Lateral to prevent during compaction collapse of pipe . (26 at 13 Locations)	\$ 8,450.00
Ballast Rock @ Conflict Areas - 6th Ave * Not Previously Included in COR #29 & 30	\$ 650.00	13.00	Loads	Use of Ballast Rock to Provide Bedding Support for Existing Water Main and Old Sanitary Sewer Lateral to prevent during compaction collapse of pipe . (26 at 13 Locations)	\$ 8,450.00
Asphalt Disposal	\$ 535.00	21.00	Load	Areas: 5' Depth x 13.5' Width x 1315' Lengh	\$ 11,235.00
Asphalt Disposal- Asphalt thickness difference between contractual (2") and existing (5"), total of 3" additional asphalt to dispose.	\$ 535.00	13.00	Load	Areas: 3" Depth x 8' Width x 1315 ' Lengh	\$ 6,955.00
Density Test	\$ 75.00	8.00	LS		\$ 600.00
Safety requirements	\$ 450.00	1.00	LS		\$ 450.00
Survryor	\$ 3,400.00	1.00	LS		\$ 3,400.00
Notes: The amount of hours is also taking into consideration the downtime of crew will have waiting for uility crew to disconnect and re-connect every sewer lateral in our path. Exclusions: Any additional scope required but not described in this proposal.					TOTAL L \$ 61,375.54 TOTAL E \$ 73,647.11 TOTAL M \$ 57,048.92 TOTAL O \$ (6,678.75) Cost of Work - Subtotal \$ 185,392.82 Markup @ 15% \$ 27,808.92 Bond @ 1% \$ 2,132.02 TOTAL PROPOSAL \$ 215,333.76



REVISED DESIGN SHEETS C-09, 10 & 11

NOT INCLUDED



PROFILE VIEW

SHEET
C-09



EMAIL COMMUNICATIONS INCLUDING STOCKING INFORMATION

RE: Wastewater Laterals Elevation

From Orlando Rubio <ORubio@craigasmith.com>

Date Mon 12/30/2024 10:57 AM

To Enrique Varela <EnriqueV@neucor.us>; Priscilla Cygielnik <PCygielnik@deerfield-beach.com>; Horace McHugh <hmchugh@deerfield-beach.com>

Cc Ramiro Gamez <ramiro@neucor.us>; Yaneivi Baez <yaneivi@neucor.us>; Todd Larson <TLarson@craigasmith.com>

See below.

Sincerely,

Orlando A. Rubio, PE
VP- Stormwater Engineering
CRAIG A. SMITH & ASSOCIATES
1425 E. Newport Center Drive
Deerfield Beach, FL 33442
561.314.4445, x6103
www.craigasmith.com
orubio@craigasmith.com

From: Enrique Varela <EnriqueV@neucor.us>

Sent: Friday, December 27, 2024 12:10 PM

To: Priscilla Cygielnik <PCygielnik@deerfield-beach.com>; Orlando Rubio <ORubio@craigasmith.com>; Horace McHugh <hmchugh@deerfield-beach.com>

Cc: Ramiro Gamez <ramiro@neucor.us>; Yaneivi Baez <yaneivi@neucor.us>

Subject: Re: Wastewater Laterals Elevation

Deerfield

This is the latest review of material availability.

18" HP SOLID – Stock in Orlando

18" HP PERF – Stock in Orlando[CAS-Orlando] use PERF with Exfiltration between MH29 & MH28 w/IE = (-) 1.20. Maintain X-T elevations per plan.

24" HP SOLID – 3-4 weeks After receipt of order

24" HP Solid - 3-4 weeks After receipt of order [CAS-Orlando] What is the difference? Did you mean PERF? If it is PERF, then use from north invert of MH28 to MH10 (IE = (-) 1.75) to keep from lowering the X-T.

36" HP SOLID – 3-4 weeks After receipt of order

36" HP Solid - 3-4 weeks After receipt of order[CAS-Orlando] What is the difference? Did you mean PERF? Due to same delivery time and the need to add risers and lower the X-T system north of 5th Ct, we are better off with the 24" PERF.

Please advise on how to proceed For pricing in phase 5- 7th Ave.

**Enrique Varela**

Operation Executive | Neucor Construction

Office: 954.807.2137 | 305.912.9528 | Fax: 954.503.7212

1086 NW 1 Court, Hallandale Beach, FL 33009 | www.neucorconstruction.com

From: Enrique Varela <EnriqueV@neucor.us>**Sent:** Friday, December 27, 2024 7:36 AM**To:** Priscilla Cygielnik <PCygielnik@deerfield-beach.com>; ORubio@craigasmith.com <ORubio@craigasmith.com>; Horace McHugh <hmchugh@deerfield-beach.com>**Cc:** Ramiro Gamez <ramiro@neucor.us>; Yaneivi Baez <yaneivi@neucor.us>**Subject:** Re: Wastewater Laterals Elevation

Good morning, the Vendor was able to locate 18" perforated in Orlando, FL.

Are we able to use in 7th ave? It's not in the options. If so, please send a design.

**Enrique Varela**

Operation Executive | Neucor Construction

Office: 954.807.2137 | 305.912.9528 | Fax: 954.503.7212

1086 NW 1 Court, Hallandale Beach, FL 33009 | www.neucorconstruction.com

From: Priscilla Cygielnik <PCygielnik@deerfield-beach.com>**Sent:** Friday, December 20, 2024 9:27:55 AM**To:** Enrique Varela <EnriqueV@neucor.us>; ORubio@craigasmith.com <ORubio@craigasmith.com>**Cc:** Horace McHugh <hmchugh@deerfield-beach.com>; Ramiro Gamez <ramiro@neucor.us>; Yaneivi Baez <yaneivi@neucor.us>**Subject:** RE: Wastewater Laterals Elevation

Orlando provided the attached responses. Please prepare pricing.

From: Enrique Varela <EnriqueV@neucor.us>**Sent:** Friday, December 20, 2024 9:23 AM**To:** Priscilla Cygielnik <PCygielnik@deerfield-beach.com>**Cc:** Horace McHugh <hmchugh@deerfield-beach.com>; Ramiro Gamez <ramiro@neucor.us>; Yaneivi Baez <yaneivi@neucor.us>**Subject:** Re: Wastewater Laterals Elevation

Gm

Any update?

**Enrique Varela**

Operation Executive | Neucor Construction

Office: 954.807.2137 | 305.912.9528 | Fax: 954.503.7212

1086 NW 1 Court, Hallandale Beach, FL 33009 | www.neucorconstruction.com

From: Enrique Varela <EnriqueV@neucor.us>**Sent:** Thursday, December 19, 2024 11:37:48 AM**To:** Priscilla Cygielnik <PCygielnik@deerfield-beach.com>**Cc:** Horace McHugh <hmchugh@deerfield-beach.com>; Ramiro Gamez <ramiro@neucor.us>; Yaneivi Baez

<yaneivi@neucor.us>

Subject: Re: Wastewater Laterals Elevation

Priscilla

Good morning. An RFI was sent to the EOR, once we get a response we can get started with the pricing. Please see if you can help with getting a prompt response.

Thank you.

 image001.png

Enrique Varela

Operation Executive | Neucor Construction

Office: 954.807.2137 | 305.912.9528 | Fax: 954.503.7212

1086 NW 1 Court, Hallandale Beach, FL 33009 | www.neucorconstruction.com

From: Priscilla Cygielnik <PCygielnik@deerfield-beach.com>

Sent: Wednesday, December 18, 2024 11:24:08 AM

To: Enrique Varela <EnriqueV@neucor.us>

Cc: Horace McHugh <hmchugh@deerfield-beach.com>; Ramiro Gamez <ramiro@neucor.us>; Yaneivi Baez <yaneivi@neucor.us>

Subject: RE: Wastewater Laterals Elevation

No, relocation of the sewer laterals to that depth would be at a significant cost and very disruptive to the residential community.

From: Enrique Varela <EnriqueV@neucor.us>

Sent: Wednesday, December 18, 2024 11:21 AM

To: Priscilla Cygielnik <PCygielnik@deerfield-beach.com>

Cc: Horace McHugh <hmchugh@deerfield-beach.com>; Ramiro Gamez <ramiro@neucor.us>; Yaneivi Baez <yaneivi@neucor.us>

Subject: Re: Wastewater Laterals Elevation

Received, will review and price accordingly.

Is the city reviewing the option of the city utility crews doing the sewer later below the storm , as per our conversation .

NEUCOR
CONSTRUCTION

Enrique Varela

Operations Executive | Neucor Construction

Office: 954.807.2137 | 305.912.9528 | Fax: 954.503.7212

1086 NW 1 Court, Hallandale Beach, FL 33009 |

www.neucorconstruction.com

From: Priscilla Cygielnik <PCygielnik@deerfield-beach.com>

Date: Wednesday, December 18, 2024 at 11:16 AM

To: Enrique Varela <EnriqueV@neucor.us>

Cc: Horace McHugh <hmchugh@deerfield-beach.com>

Subject: FW: Wastewater Laterals Elevation

Enrique,

As discussed, attached are the field revisions for SE 7th Court. Please provide your proposal at your earliest convenience.

Thank you,
Priscilla

From: Orlando Rubio <ORubio@craigasmith.com>
Sent: Wednesday, December 18, 2024 11:15 AM
To: Priscilla Cygielnik <PCygielnik@deerfield-beach.com>; Josef Farbiarz <jfarbiarz@deerfield-beach.com>
Cc: Ronnie Williams <rowilliams@deerfield-beach.com>; Patricia Desir <pdesir@deerfield-beach.com>
Subject: RE: Wastewater Laterals Elevation

Hello All; Please see markups of C-09 thru C-11.

Sincerely,

Orlando A. Rubio, PE
VP- Stormwater Engineering
CRAIG A. SMITH & ASSOCIATES
1425 E. Newport Center Drive
Deerfield Beach, FL 33442
561.314.4445, x6103
www.craigasmith.com
orubio@craigasmith.com

From: Priscilla Cygielnik <PCygielnik@deerfield-beach.com>
Sent: Tuesday, December 17, 2024 12:06 PM
To: Orlando Rubio <ORubio@craigasmith.com>
Subject: FW: Wastewater Laterals Elevation

From: Anthony Rivera <arivera@deerfield-beach.com>
Sent: Tuesday, December 17, 2024 12:05 PM
To: Priscilla Cygielnik <PCygielnik@deerfield-beach.com>; Patrick Autley <pautley@deerfield-beach.com>
Cc: Josef Farbiarz <jfarbiarz@deerfield-beach.com>; Patricia Desir <pdesir@deerfield-beach.com>
Subject: Wastewater Laterals Elevation

Good afternoon,
SE 8 Ave between SE 5 Ct & SE 4 St

Address	Elevation
509	2.43
505	1.81
501	1.42
409	1.59
405	1.08
403	.92
708	.94

SE 7 Ave between 5 Ct & 7 St

519	2.08
523	2.11

603	2.79
605	2.11
607	2.77
611	3.01

SE 7 Ave between 5 Ct & 4 St

509	1.00
507	1.10
503	1.14
413	1.54
409	1.49
405	2.37



ANTHONY RIVERA

Wastewater Collection Supervisor



954.250.4307



200 Goolsby Blvd, Deerfield Beach FL 33442



www.dfb.city



arivera@deerfieldbeachfl.gov



100 Years of Community

ONSITE INVENTORY

DESCRIPTION	UNITS (STICKS)
36" SOLID PIPE	27
36" PERFORATED PIPE	76
24" SOLID PIPE	4
18" SOLID PIPE	37

Title	Deerfield - COR#31 - Sewer Later Conflict
File name	COR_31-_7th_Ave-1.14.24-_COVER.pdf
Document ID	5b57be9e1dae31c42e82da0a4ae4c8ff2caeb197
Audit trail date format	MM / DD / YYYY
Status	● Signed

Document history

 SENT	01 / 14 / 2025 15:16:24 UTC-5	Sent for signature to Ramiro Gamez (ramiro@neucor.us) from admin@neucor.us IP: 120.29.91.249
 VIEWED	01 / 14 / 2025 15:43:00 UTC-5	Viewed by Ramiro Gamez (ramiro@neucor.us) IP: 73.1.200.165
 SIGNED	01 / 14 / 2025 15:43:11 UTC-5	Signed by Ramiro Gamez (ramiro@neucor.us) IP: 73.1.200.165
 COMPLETED	01 / 14 / 2025 15:43:11 UTC-5	The document has been completed.



City of Deerfield Beach

150 NE 2nd Ave
Deerfield Beach, FL
33441
954-480-4200

Face Sheet File Number: I.D. 2025-39

Agenda Date: 2/4/2025

Status: CITY COMMISSION
BUSINESS

In Control: City Commission

Title

Resolution 2025/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and authorizing execution of an Employment Agreement with Rodney Brimlow for service as City Manager; approving Mr. Brimlow's service as City Manager; providing for execution and providing for an effective date.

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

At the January 21, 2025 Special City Commission Meeting, the City Commission held interviews for the City Manager position. Upon completion of the interviews, the Commission voted to appoint Rodney Brimlow to serve as City Manager of the City of Deerfield Beach to undertake functions of City Manager as set forth in Article IV of the City Charter.

Current Activity

The draft Employment Agreement is enclosed as Exhibit "1" and provides the proposed terms and conditions of Mr. Brimlow's employment with the City as City Manager.

See also the enclosed memo from the City Attorney's Office outlining the key terms of the proposed Employment Agreement.

Recommendation

Consideration.

RESOLUTION NO. 2025/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING AND AUTHORIZING EXECUTION OF AN EMPLOYMENT AGREEMENT WITH RODNEY BRIMLOW FOR SERVICE AS CITY MANAGER; APPROVING MR. BRIMLOW'S SERVICE AS CITY MANAGER; PROVIDING FOR EXECUTION AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, at the January 21, 2025 Special City Commission Meeting, the City Commission appointed Rodney Brimlow to serve as City Manager subject to negotiation and approval of an employment agreement with Mr. Brimlow; and

WHEREAS, the City Commission judged his qualifications and performance and finds that he presented both the qualifications, character and performance that would justify his appointment and service as City Manager; and

WHEREAS, the City Commission desires for Mr. Brimlow to serve as City Manager of the City of Deerfield Beach to undertake the functions of City Manager as set forth in Article IV of the City Charter; and

WHEREAS, the City Commission finds that the Employment Agreement with Rodney Brimlow as City Manager, attached as Exhibit "1", (the "Agreement") is fair and provides reasonable compensation for Mr. Brimlow to serve as City Manager; and

WHEREAS, the City Commission finds that it is in the best interests of the City to approve the Agreement and provide for Mr. Brimlow's service as City Manager.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above referenced "Whereas" clauses are true and correct and made a part of this Resolution.

Section 2. The City Commission finds that the Agreement with Rodney Brimlow, attached as Exhibit "1", is reasonable and appropriate and is hereby approved. The Mayor is authorized to execute the Agreement, attached as Exhibit "1", together with such non-substantial changes as are acceptable to the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 3. The City Commission hereby approves Mr. Brimlow's service as City Manager. Mr. Brimlow, as City Manager, shall perform all of the applicable duties as set forth in Article IV of the City Charter related to the City Manager and shall be subject to the direction of the City Commission as set forth in the City Charter or as otherwise provided by law.

Section 4. In accordance with Section 4.01 of the City Charter regarding residency, the City Commission hereby acknowledges and approves of Mr. Brimlow residing outside of the City while serving as City Manager.

Section 5. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2025.

BILL GANZ, MAYOR

ATTEST:

HEATHER MONTEMAYOR, CITY CLERK

EMPLOYMENT AGREEMENT

THIS EMPLOYMENT AGREEMENT ("Agreement") is made and entered into as of the 21st day of January 2025 (the "Effective Date") by and between the **CITY OF DEERFIELD BEACH, FLORIDA**, a Florida municipal corporation located in Broward County (the "City"), and **RODNEY BRIMLOW** (the "Manager"). The City and the Manager may be referred to herein individually as a "Party" and collectively as the "Parties".

RECITALS

WHEREAS, Article IV of the City Charter (the "Charter") requires that there shall be a city manager who is the chief administrative officer of the City; and

WHEREAS, the City Commission is willing to offer the position of City Manager to Rodney Brimlow, and Manager is willing to accept the appointment to the position of City Manager, pursuant to the terms and conditions in this Agreement.

AGREEMENT

NOW THEREFORE, in consideration of foregoing recitals, which are incorporated herein and made a part hereof by this reference, the mutual promises set forth in this Agreement, and other good and valuable consideration, the sufficiency of which the Parties hereby acknowledge, the City and the Manager agree as follows:

Section 1. Employment and Duties

A. The City Commission hereby employs Rodney Brimlow as City Manager, of and for the City of Deerfield Beach, Florida, to perform the functions and duties as specified in the City Charter, and to perform such other legally permissible duties and functions as the City Commission shall assign from time to time.

B. The City Manager shall discharge his duties in accordance with the terms, conditions, and provisions contained in this Agreement, and the City Charter and the City Code of Ordinances, as they may be established and amended from time to time, and in a professional and respectable fashion as required of city managers generally and as required by the standards of the Code of Ethics of the International City/County Management Association, as amended from time to time.

C. The Manager is expected to engage in the hours of work that are necessary to fulfill the obligations of the position, and must devote a great deal of time outside the normal office hours to address the business of the City. The duties of his position will be variable and may require work after the City's regular business hours, and on nights, weekends and holidays. The Manager acknowledges that proper performance of the duties of the position will require him to generally observe normal business hours (currently 8:00 am. to 5:00 p.m., Monday through Friday, as set by

the City and as may be revised from time to time by the City). The Manager further agrees to be exclusively employed by the City during the term of this Agreement.

D. In the event that the Manager is temporarily unable to perform his duties, the Manager shall designate an Acting City Manager in accordance with Section 4.08 of the Charter. In accordance with the Charter, the City Commission reserves the right to revoke such designation at anytime and appoint another officer to serve as Acting City Manager until the Manager shall return.

Section 2. Term of Agreement

The term of this Agreement shall commence as of January 21, 2025, and shall continue until terminated by either the City or the Manager as provided herein (the "Term"). Both the City and the Manager acknowledge that employment with the City is on an at-will basis, and that the Manager shall serve at the pleasure of the City Commission.

Section 3. Compensation.

A. *Salary.* The City agrees to pay the City Manager as compensation for his services under this Agreement an initial annual salary of \$_____, payable in biweekly installments at the same time as when other City employees are paid. This salary is subject to all legally required deductions.

B. *COLA Adjustments.* The City Manager shall receive the same annual cost of living salary adjustments provided to all other managerial employees of the City.

C. *Merit Adjustments based on Annual Evaluation.* The City Commission shall provide the Manager with a performance evaluation as provided in Section 4 (the "Evaluation"). The City Commission may increase the Manager's salary in such amounts and to such an extent as the City Commission may determine desirable on the basis of performance and Evaluation of the Manager, in the City Commission's sole and absolute discretion. Manager acknowledges that the City Commission has adopted a City Manager evaluation form by Resolution to be used in the annual Evaluation. Except as provided in Section (3)(B) above, nothing herein shall require the City to increase the compensation and/or other benefits of the City Manager. The failure to conduct an annual Evaluation shall not constitute a material breach of this Agreement.

Section 4. Performance Evaluations

A. The City Commission shall review the performance of the Manager at a public meeting on an annual basis, in advance of the adoption of the annual operating budget, at which time the City Commission shall have the option to provide any salary or benefit adjustments the Commission deems justified (the "Evaluation"). The Evaluation shall occur during the period from June 1 to August 30 (but no later than September 30) of each year in accordance with the format set forth in the attached Exhibit "A" (the "Format"). The Evaluation shall include the submission of written performance evaluations by the City Commission and shall be conducted in

accordance with the criteria approved by Resolution of the City Commission. The Format and criteria may be amended from time to time by Resolution adopted by the City Commission.

B. It is understood and agreed that if the Manager receives a positive evaluation from the Commission, the Manager may receive a salary or benefit increase, but any such increase is solely within the discretion of the Commission, approved at a public meeting.

C. Nothing in this Section shall limit the ability of the Commission to evaluate the performance of Manager more frequently.

Section 5. Vacation and Sick Leave

Upon execution of this Agreement, in addition to the vacation leave presently accrued by the Manager by virtue of his prior service with the City, the Manager shall be credited with an additional 20 days vacation leave. The Manager shall then accrue sick and vacation leave on an annual basis at the highest rate provided to all other managerial employees of the City. All leave accumulated by the Manager shall be subject to the highest accrual cap limits applicable to all other managerial employees of the City without regard to years of service with the City. Manager shall faithfully record all vacation and sick leave on a monthly basis. Manager shall be entitled to compensation for all unused vacation accrued at the time of termination or resignation as City Manager. The Manager is entitled to the same holiday, personal and emergency response leave benefits as would be accorded any managerial employee of the City.

The Manager shall carry over his presently accrued sick leave from his prior service with the City. Manager shall be entitled to 50% of accumulated sick leave upon termination or resignation of his employment.

Section 6. Health, Disability and Life Insurance

The City shall provide and pay the premiums for health, hospitalization, surgical, vision, dental and comprehensive medical insurance for the Manager and his eligible dependents equal to that provided to all other managerial employees of the City, unless the Manager chooses not to participate in the insurance plans. In the event the Manager chooses not to participate in any of the City's health and medical insurance plans, the Manager shall receive a monthly medical stipend in an amount equal to the average monthly family plan contribution the City makes for its managerial employees towards health/medical insurance related premiums (in lieu of the City providing the health and medical insurance and paying the premiums for the Manager and his eligible dependents). The City shall also provide life insurance and long-term disability insurance coverage for the Manager equal to that of all other managerial employees.

Section 7. Automobile Allowance and Communications Equipment.

A. The City will provide the Manager a \$600.00 per month vehicle allowance for use of his private automobile. The City Manager agrees to observe the applicable laws and rules of the road when driving. The City agrees to reimburse the City Manager for mileage for out-of-

Broward County travel associated with business of the City at the same rate as other City employees are reimbursed.

B. The City shall provide the Manager with a cellular phone and laptop with data plan at no cost for his exclusive use and such equipment shall be connected to the City's computer network. The cellphone and laptop shall remain the property of the City and shall be returned to the City within 48 hours following the effective date of a resignation or termination of the employment relationship. Alternatively, the City may provide the Manager with a technology allowance substantially equal to the City's cost of providing a cellular and laptop with data plan.

Section 8. Professional Development

A. The City agrees to pay the Manager's professional dues for membership in the International City/County Management Association ("ICMA") and the Florida City/County Management Association ("FCCMA"). If the City Manager is not a member of the ICMA, he shall become a member within 90 days of execution of this Agreement.

B. The City shall pay other dues and subscriptions on behalf of the Manager as are approved in the City's annual budget (on a line item basis) or as authorized separately by the City Commission. The City agrees, subject to the annual budget approved by the City Commission, to pay the reasonable costs of professional dues, subscriptions, training, travel and subsistence expenses of the Manager for professional participation and travel, meetings and occasions adequate to continue his professional development. Said participation on City time includes but is not limited to, the ICMA, and such other national, regional, state and local governmental groups and committees thereof which the Manager serves as a member, or which said participation is beneficial to the City, as well as associated courses, institutes, and seminars.

Section 9. Residency

The City Commission acknowledges that the Manager's current primary residence as of the date of this Agreement is located outside of the City. The City Commission approves the Manager's continued residency outside of the City (pursuant to Section 4.1 of the Charter).

Section 10. Retirement and Benefits.

The City shall contribute into a retirement fund/plan of the Manager's choice an amount equal to 15% of the Manager's base salary. The annual retirement contribution shall be made in equal monthly installments. The Manager may make such additional contributions as provided by law. The City shall also provide the Manager with health savings account and paid time off benefits equal to that of all other managerial employees.

Section 11. Indemnification

To the extent permitted by law and as limited by Section 768.28, Florida Statutes, the City shall defend, save harmless and indemnify the City Manager against any tort, professional liability

claim or demand or other legal action out of an alleged act or omission occurring in connection with the performance of the City Manager duties so long as the City Manager is acting within the scope of his employment. The City, or its insurance carrier, will pay or settle any such claim or suit or judgment rendered thereon.

The City shall not be liable for the acts or omissions of the Manager committed while acting outside the course and scope of his duties as described in Section 1 and the Charter or committed in bad faith or with malicious purpose or in a manner exhibiting wanton and willful disregard of human rights, safety, or property. In such instance, as determined by a court of competent jurisdiction, the Manager shall reimburse the City for any legal fees and expenses the City has incurred or otherwise paid, for or on his behalf, in connection with the charged conduct.

Section 12. Termination by the City

A. In accordance with Article IV of the Charter, the City Manager shall serve at the pleasure of the City Commission. Nothing in this Agreement shall prevent, limit, or otherwise interfere with the right of the City Commission to terminate the services of the City Manager at any time during a Regular or Special City Commission meeting pursuant to the terms of the Charter.

B. In the event the City Commission terminates the City Manager other than for reasons set forth in Section 12(C), the City Manager shall receive a lump sum severance payment equal to 20 weeks of his regular base salary at the time of termination, except that if the City Commission terminates the City Manager within six months of the Effective Date of this Agreement other than for reasons set forth in Section 12(C), then the City Manager shall receive a lump sum severance payment equal to 10 weeks of his regular base salary at the time of termination (either payment is the "Severance Payment"). The City shall not provide the City Manager with his automobile allowance or any other benefit or reimbursement (except as is specifically set forth in Section 5 and this paragraph) beyond the date of his termination. The Severance Payment shall be paid to the City Manager in a lump sum upon his termination or within thirty (30) days thereafter at the City Commission's option.

C. Notwithstanding the provisions of Section 12(B), the City Commission may terminate the City Manager at any time during a Regular or Special City Commission meeting for misconduct as defined in Section 443.036(29), Florida Statutes. If the City Manager is terminated for misconduct the City Manager shall not receive the Severance Payment; however, his termination under this Section shall have no impact on the City Manager's entitlement to any pay or benefits earned prior to the date of his termination.

D. Upon issuance of the Severance Payment specified in Section 12(B) or upon resignation or retirement as provided for in Section 13, the City shall have no further contractual financial obligations to the City Manager under this Agreement. As consideration for the Severance Payment, Manager shall, prior to receipt thereof, execute and deliver to the City a general release of the City and its elected officials, officers, agents, and employees for all acts and

actions (whether accrued or subsequently accruing) from the beginning of time until the date of release.

Section 13. Termination by the City Manager

A. In the event that the City Manager voluntarily resigns or retires during the Term of this Agreement, the City Manager shall provide the City with at least 60 days' advance written notice, unless the parties mutually agree in writing to a different period of time. In the event of resignation by the City Manager, the City Manager shall not be entitled to receive the Severance Payment specified in Section 12(B) of this Agreement.

B. In the event that the City Manager voluntarily resigns, or retires, with less than 60 days' advance written notice, the City Commission may elect to terminate the Manager immediately or allow the Manager to continue to serve until the date specified in the Manager's resignation. In the event of a resignation or termination under this paragraph, notwithstanding any other provisions of this Agreement, the Manager shall not be entitled to receive the Severance Payment specified in Section 12(B) of this Agreement. Furthermore, in such an event the Manager shall not be entitled to any accrued leave benefits or any other benefits under this Agreement.

Section 14. Notice

Notices pursuant to this Agreement shall be given by certified mail, return receipt requested, through the United States Postal Services delivery, addressed as follows:

City:

Mayor
City of Deerfield Beach
150 NE 2nd Avenue
Deerfield Beach, FL 33441

Manager:

Rodney Brimlow

With a copy to the
City Attorney:

Anthony C. Soroka, Esq.
Weiss Serota Helfman Cole & Bierman, P.L.
2255 Glades Road, Suite 200E
Boca Raton, FL 33431

Any of the foregoing Parties may, by written notice to the other Parties, designate any other address to which subsequent notices, certificate or other communications shall be sent. Any notice shall be deemed given on the date such notice is delivered by hand or facsimile transmission or three days after the date mailed. Any notice sent by electronic mail shall not be considered delivered unless the recipient has expressly confirmed receipt thereof.

Section 15. Other Terms and Conditions

A. If any provision, or any portion thereof, contained in this Agreement is held to be unconstitutional, illegal, invalid or unenforceable, the remainder of this Agreement, or portion thereof, shall not be affected and shall remain in full force and effect.

B. The waiver by either party of a breach of any provision of this Agreement by the other shall not operate or be construed as a continuing waiver of any subsequent breach by that party.

C. This Agreement shall be binding upon and inure to the benefit of the heirs at law or personal representative of the Manager.

D. This Agreement contains the entire Agreement of the parties. It may not be changed, except by an Agreement in writing signed by the parties.

E. Florida law shall govern the construction, interpretation, and enforcement of this Agreement, and venue for any litigation which may arise that in any way involves this Agreement shall be in Broward County, Florida in a court of competent jurisdiction.

F. The parties acknowledge that each has shared equally in the drafting and preparation of this Agreement and accordingly, no court or administrative hearing officer construing this Agreement shall construe it more strictly against one party than the other and every covenant, term and provision of this Agreement shall be construed simply according to its fair meaning.

G. The Parties acknowledge and agree that they have received or have had the opportunity to receive independent legal counsel of their own choice and that they have been sufficiently apprised of their rights and responsibilities with regard to the substance of this Agreement.

H. It is understood and agreed that this Agreement incorporates and includes all prior negotiations, correspondence, conversations, agreements, and/or understandings applicable to the matters contained herein and that the parties agree that there are no commitments, agreements, or understandings concerning the subject matter of this Agreement that are not contained in this document. Accordingly, it is agreed that no deviation from the terms hereof shall be predicated upon any prior representations or agreements, whether oral or written.

I. No modification, amendment or alteration in the terms or conditions contained herein shall be effective unless approved by the City Commission and agreed upon by the Parties. Any approved and agreed upon changes to this Agreement shall be reduced to a writing with the same formality as this Agreement.

J. The rights and obligations herein granted are personal in nature and cannot be assigned, delegated, or transferred by the Manager, except as provided in Section (1)(D) herein.

K. This Agreement may be executed in duplicate or counterparts, each of which shall be deemed an original and all of which together shall be deemed one and the same instrument.

[THE REMAINDER OF THIS PAGE IS LEFT INTENTIONALLY BLANK]

DRAFT

EMPLOYMENT AGREEMENT

IN WITNESS WHEREOF, the Parties have caused this Agreement to be signed and executed, as of the date first written above.

CITY

ATTEST:

CITY OF DEERFIELD BEACH,
A Florida municipal corporation

By: _____
Heather Montemayor, City Clerk

By: _____
Bill Ganz, Mayor

Approved as to form and legal
sufficiency for the use of and reliance by
the City of Deerfield Beach only:

By: _____
Anthony C. Soroka, City Attorney

MANAGER

By: _____
Rodney Brimlow

EXHIBIT A

CITY MANAGER EVALUATION

The following format for the yearly Evaluation is agreed to by both parties:

- * Each member of the City Commission shall publicly submit a written evaluation in the format approved by Resolution of the City Commission;
- * The Manager may publicly submit a written self-evaluation;
- * City Commissioners and Manager shall provide an oral summary of their individual evaluations during a City Commission meeting and City Commissioners may also meet individually with the City Manager for additional discussion;
- * The City Commission may jointly set improvement goals for the City Manager where necessary based on the compiled category ratings drawn from the written evaluations in addition to other relevant criteria solely determined by City Commission;

The Evaluations specified in Section 4 shall be based upon: (i) the Manager's performance of the duties specified in Section 1; (ii) the Manager's achievements of the City Commission's policy directives; (iii) the Manager's completion of appropriate professional development programs, as applicable, and (iv) the evaluation criteria approved by the Commission.



MEMORANDUM

To: Mayor and City Commission

From: Anthony C. Soroka, City Attorney

Date: January 30, 2025

RE: Draft Employment Agreement with City Manager Rodney Brimlow

At the January 21, 2025 Special City Commission Meeting, the City Commission appointed Rodney Brimlow to serve as the City Manager, subject to negotiation of an employment agreement. The City Attorney's Office has prepared the enclosed draft Employment Agreement ("Agreement") between the City and City Manager Rodney Brimlow. Many of the substantive terms of the Agreement are the same or similar to the terms of the prior City Manager's Employment Agreement with the City. The final terms of the Agreement are ultimately subject to City Commission approval. The following is a summary of the key terms of the proposed Agreement with Mr. Brimlow:

Salary:	Pending; Mr. Brimlow requested \$249,000 in his application. To be discussed and approved by the City Commission.
Salary Increases:	Annual cost of living salary adjustments in the same amount provided to all other managerial employees of the City. Annual merit increases are at the Commission's discretion subject to a positive evaluation.
Retirement:	15% combined deferred compensation/retirement contribution.
Auto/Tech:	\$600 monthly automobile stipend (same as Mr. Brimlow's current allowance). City-issued cellular phone and laptop with data plan.
Insurance:	Group health with spousal and dependent coverage identical to all other employees. If Mr. Brimlow chooses not to participate in any of the City's health and medical insurance plans, he shall receive a monthly medical stipend in an amount equal to the average monthly family plan contribution the City makes for its managerial employees towards health and medical related premiums.

Term life insurance policy and long-term disability policy, at terms identical to other managerial employees.

Leave: 20 days credited annual leave (one time)

Annual leave and Sick Leave – accrued at the highest rate provided to all other managerial employees of the City (accruals subject to the highest accrual cap limits applicable to all other managerial employees without regard to years of service).

Recognized City holidays

Health Savings/PTO: Health Savings Account (HSA) and paid time off benefits equal to that of all other managerial employees.

Term: Commencing as of January 21, 2025 until terminated by Manager or City

Termination: Commission can terminate at any time at a regular or special meeting.

For misconduct – no severance pay

For reasons other than misconduct – 10 weeks if terminated within the first six months of the Agreement Effective Date; otherwise 20 weeks severance.

Manager may resign with 60 days notice to Commission; no severance if Manager resigns.

Residency: Waiver of the Residency Requirement

Please contact me if you have any questions. Thank you.