



Deerfield Beach  
Florida

**Regular City Commission  
Meeting Agenda**

150 NE 2<sup>nd</sup> 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

January 14, 2020

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 3, 2019

Special City Commission Meeting Minutes

**Attachment:** December 10, 2019

**ACKNOWLEDGEMENT OF CITY BOARD MINUTES**

Community Redevelopment Agency Meeting Minutes

**Attachment:** October 8, 2019

Education Advisory Board Meeting Minutes

**Attachment:** October 2, 2019

Community Appearance Board Meeting Minutes

**Attachment:** September 12, 2019, October 10, 2019, October 23, 2019

Hillsboro Inlet District Meeting Minutes

**Attachment:** November 18, 2019

**APPROVAL OF THE AGENDA**

*January 14, 2020*

**AWARDS & RECOGNITION**

1. **Presentation by Superintendent Robert Runcie, Broward County Schools, on SMART construction updates within Deerfield Beach.**

**Sponsor:** Mayor Bill Ganz

2. **Proclamation presented to Dana Eller, Publisher of the Observer Newspaper, for his contributions to the City of Deerfield Beach.**

**Sponsor:** Mayor Bill Ganz

3. **Certificate of Recognition presented to Frank Espinal Sr., Owner Food Bazaar, for his commitment and contributions to the Deerfield Beach Community.**

**Sponsor:** Commissioner Ben Preston

4. **Certificate of Recognition presented to James Jackson for exceptional service to the City of Deerfield Beach and its residents.**

**Sponsor:** Commissioner Ben Preston

- 5. Certificate of Appreciation presented to Danielle LoBono for her service on the Deerfield Beach Planning and Zoning Board.**

**Sponsor:** Commissioner Bernie Parness

- 6. Presentation by Interim District Fire Chief Pellitteri to Art Kamm for his donation. (*Tabled from December 3, 2019*)**

**Sponsor:** BSO - Fire Rescue

- 7. Certificate of Recognition presented by Captain Rodney Brimlow to the BSO Deerfield Beach District Employees of the Month.**

**Sponsor:** BSO - Law Enforcement

- 8. Certificate of Appreciation presented to Elizabeth Ricci for over 12 years of service within the Parks & Recreation Department.**

**Sponsor:** Department of Parks & Recreation

**QUASI-JUDICIAL PUBLIC HEARINGS**

**9. P.H. 2020-026: Sign Variance Case No. 775 for Chase Bank**

*Applicant:* PROJECT EXPEDITERS CONSULTING CORP. on behalf of Weingarten Realty Investors

*Proposal:* Seeking a Sign Variance from Section 102-8 (c)(2) of the Deerfield Beach Land Development Code to permit a third building sign on the south elevation, whereas only two building signs are allowed by Code.

*Location:* The property is generally described as A PORTION OF PARCEL A, OF "DEERFIELD MALL", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 131 PAGE 3 as more particularly described in the file, and located 3650 W. Hillsboro Blvd.

*Suggested Action:* Commission to vote on Resolution

*Voting Requirement:* Adoption requires a 4/5 vote of the City Commission

*Sponsor:* Department of Planning & Development Services

***Attachment:*** Weingarten Realty Investors

**10. P.H. 2020-027: Application 18-A-192 - Abandonment of an Existing Drainage Easement**

*Applicant:* Little Harbor Estates LLC, represented by Christina Bilenki of Dunay, Miskel, & Backman LLP

*Proposal:* Abandonment of an existing fifteen (15) foot wide drainage easement recorded in Plat Book 49, Page 25.

*Location:* The property is generally described as a portion of Lot 3 and 4, Block 7, LITTLE HARBOR ON THE HILLSBORO, Section 4, according to the plat thereof, recorded in Plat Book 49, Page 25, of the Public Records of Broward County, Florida, more particularly described in the file, and located at 64 NE 11th Way.

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Department of Planning & Development Services

***Attachment:*** Little Harbor Estates, LLC

**PUBLIC HEARINGS – SECOND READING**

**Public Hearing Notices**

**Attachment:** P.H. 2020-016 - 2020-020

- 11. P.H. 2020-012: ORDINANCE 2020/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 46 "OFFENSES" OF THE CITY CODE OF ORDINANCES PERTAINING TO EXEMPTIONS FOR OPEN BURNING ON RESIDENTIAL PROPERTY; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE. (Continued from December 3, 2019)**

*Suggested Action:* Commission to vote on Ordinance

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

*Sponsor:* Department of Planning & Development Services

***Attachment:*** Burning on Residential Property

- 12. P.H 2020-016: ORDINANCE 2020/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 50 "PARKS AND RECREATION", ARTICLE IV "ATHLETIC FACILITIES" OF THE CITY CODE OF ORDINANCES TO MODIFY THE CITY'S RECREATION FACILITY USE REGULATIONS AND PROVIDE FOR THE ADOPTION OF A SPORTS POLICY BY RESOLUTION OF THE CITY COMMISSION; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.**

*Suggested Action:* Commission to vote on Ordinance

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

*Sponsor:* Department of Parks & Recreation

***Attachment:*** City's Recreation Policy

**13. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, adopting the City's Athletic Facility Use and Sports Policy; providing for conflicts, severability and an effective date.**

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Department of Parks & Recreation

***Attachment:*** City's Recreation Policy

**14. P.H. 2020-017: ORDINANCE 2020/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 46 "OFFENSES" OF THE CITY CODE OF ORDINANCES PROHIBITING THE DISCHARGE OF AIR GUNS, BB GUNS, AND OTHER DEVICES, EXCEPT FOR THE PURPOSE OF ERADICATING IGUANAS ON PRIVATE PROPERTY; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.**

*Suggested Action:* Commission to vote on Ordinance

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

*Sponsor:* Office of the City Attorney

***Attachment:*** Eradicating Iguanas

**15. P.H. 2020-018: ORDINANCE 2020/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 98 "LAND DEVELOPMENT REGULATIONS" OF THE CITY LAND DEVELOPMENT CODE BY CREATING ARTICLE X "HISTORIC PRESERVATION"; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

*Suggested Action:* Commission to vote on Ordinance

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

*Sponsor:* Department of Planning & Development Services

***Attachment:*** Local Historic Resources

**16. P.H. 2020-019: ORDINANCE 2020/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 38, "FINANCE AND TAXATION", ARTICLE V "PROCEDURES FOR SALE OR LEASE OF CITY-OWNED PROPERTY", SECTION 38-156 "SALE OR LEASE OF CITY PROPERTY" OF THE CITY'S CODE OF ORDINANCES TO MODIFY THE PROCEDURES AND REQUIREMENTS FOR THE SALE OR LEASE OF CITY PROPERTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

*Suggested Action:* Commission to vote on Ordinance

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

*Sponsor:* Department of Community Development, Department of Economic Development & Department of Planning & Development Services

***Attachment:*** Property Disposition

**17. P.H 2020-020: ORDINANCE 2020/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 14 "BUILDINGS AND BUILDING REGULATIONS" OF THE CITY CODE OF ORDINANCES BY CREATING ARTICLE V "PUBLIC ART PROGRAM"; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

*Suggested Action:* Commission to vote on Ordinance

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

*Sponsor:* Vice Mayor Todd Drosky

***Attachment:*** Public Art

**18. P.H. 2020-021: ORDINANCE 2020/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA; AMENDING THE TEXT OF THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN RELATING TO THE MIXED USE LAND - RESIDENTIAL USE CATEGORY; AMENDING SECTION 2.6.1, PERMITTED USES IN FUTURE LAND USE CATEGORIES, RELATING TO DENSITY AND INTENSITY STANDARDS, AND AMENDING SECTION 1.7.2, RELATING TO MIXED USE LAND USED DESIGNATIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE. (Approved on first reading May 21, 2019)**

*Suggested Action:* Commission to vote on Ordinance

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

*Sponsor:* Department of Planning & Development Services

**Attachment:** Mixed-Use Residential Land Use Category

## 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

**19. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, appointing Thelema Lamar to the Cultural Committee; and providing for an effective date.**

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Commissioner Ben Preston

***Attachment:*** Cultural Committee

**20. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, appointing Annette Mitchell to the 2020 Complete Count Advisory Committee; and providing for an effective date.**

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Commissioner Ben Preston

***Attachment:*** 2020 Complete Count Advisory Committee

**21. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, appointing Tracey Williams and Camille Morse to the Deerfield Beach Education Advisory Board; 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:* Commissioner Bernie Parness, Vice Mayor Todd Drosky

***Attachment:*** Education Advisory Board

**CONSENT - AGREEMENTS & EXPENDITURE REQUESTS**

**22. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, authorizing execution of a Maintenance Memorandum of Agreement with the Florida Department of Transportation for the installation of a radar speed sign located at Hillsboro Boulevard West of NW 45th Avenue; and providing for an effective date. (Funds from Account #108-5050-541-35-21 - Traffic Control, Signs)**

*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:*** Installation of Radar Speed Sign

**23. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a one-year insurance coverage renewal for the City's underground storage tanks in the amount of \$33,643.00; providing for execution; and providing for an effective date. (Funds from Account #606-0900-519-37-65 - Property and Flood Insurance)**

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Department of Human Resources

***Attachment:*** Storage Tank Liability Insurance

**DEPARTMENTAL BUSINESS**

**24. ORDINANCE 2020/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING SECTION 66-58 "PARKING PROHIBITED ON CERTAIN STREETS AND COMMERCIAL VEHICLE PARKING RESTRICTIONS" OF THE CITY CODE OF ORDINANCES TO PROHIBIT PARKING ON N.E. 49TH STREET FROM N.E. 48TH STREET TO DIXIE HIGHWAY; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.**

*Suggested Action:* Commission to vote on Ordinance and set public hearing for February 4, 2020

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

*Sponsor:* Department of Environmental Services

*Attachment:* Parking Restrictions

## COMMENTS BY ADMINISTRATION AND LEGAL

## CITY COMMISSION BUSINESS

**25. Discussion regarding the City Manager Evaluation Criteria.**

*Suggested Action:* Motion on decision of Commission

*Sponsor:* Commissioner Michael Hudak

*Attachment:* City Manager Evaluation Criteria

**26. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, amending the 2019/2020 schedule of City Commission meetings; 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:* Vice Mayor Todd Drosky

*Attachment:* Rescheduling Meeting Date

**27. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, adopting a policy to support local businesses in certain small scale purchases; 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:* Vice Mayor Todd Drosky

***Attachment:*** Support Local Businesses

**28. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the payment of attorney's fees incurred by Mayor Ganz in successfully defending ethics and elections investigations; and providing an effective date. (Funds from Account #606-0900-519-37-70 - Risk Management, General Liability-Legal)**

*Suggested Action:* Commission to vote on Resolution

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

*Sponsor:* Mayor Bill Ganz

***Attachment:*** Reimbursement of Legal Fees

<b>COMMENTS BY MAYOR &amp; CITY COMMISSION</b>
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<b>ADJOURNMENT</b>
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**FUTURE CITY COMMISSION MEETINGS**

*Tuesday, February 4, 2020*

*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.*