



Regular City Commission Meeting Agenda

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

Mayor Bill Ganz

Vice Mayor Bernie Parness

District 1 Commissioner Michael Hudak

District 2 Commissioner Ben Preston

District 4 Commissioner Todd Drosky

Tuesday
July 7, 2020
7:00 PM

CALL TO ORDER & ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF CITY COMMISSION MINUTES

Regular City Commission Meeting Minutes

Attachment: June 16, 2020

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Code Compliance Meeting Minutes

Attachment: November 5, 2019 , November 19, 2019 , December 10, 2019

Hillsboro Inlet District Meeting Minutes

Attachment: May 18, 2020

Fire Pension Board Meeting Minutes

Attachment: March 9, 2020

APPROVAL OF THE AGENDA

July 7, 2020

ZOOM MEETING

Join Zoom Meeting by clicking the below link:

<https://deerfield-beach.zoom.us/j/87221968572?pwd=U0hSWFBHdnFkTG4va1Q3bViM3d0QT09>

Join Zoom Meeting via telephone by dialing:

Call-in Number: (301) 715-8592

Meeting ID: 872 2196 8572#

Participant ID: #

Passcode: 741124#

For complete instructions on joining and/or participating during Public Comment, please download the agenda packet.

Attachment: Zoom Instructions

AWARDS & RECOGNITION

- 1. Certificate of Recognition presented to Kevin Hoag, Roman Strohmenger and Darby Weppner for their assistance in a life-saving rescue.**

Sponsor: Commissioner Michael Hudak

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.

BOARD APPOINTMENT

- 2. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, appointing Clem "Butch" Santy to the Historic Preservation 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: Vice Mayor Bernie Parness

Attachment: Historic Preservation Board Appointment

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

- 3. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a Construction Agreement with the Florida Department of Transportation for installation of brick pavers, curbing, landscaping, bollard lighting, and street lighting within a portion of State Road A1A/South Ocean Drive (S-Curve); authorizing execution of the Agreement; and providing an effective date.**

Suggested Action: Commission to vote on Resolution

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

Sponsor: Community Redevelopment Agency & Department of Economic Development

Attachment: Construction Agreement

- 4. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, accepting the 2018 Edward Byrne Memorial Justice Assistance Grant Award; approving the Subrecipient Agreement for the Grant; approving the Memorandum of Understanding ("MOU") and amendment to the MOU with the participating agencies for administration of the grant funds by the City of Pompano Beach; authorizing execution of the agreements; 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 Community Development

Attachment: 2018 Edward Byrne Memorial Justice Assistance Grant

- 5. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, accepting the 2019 Edward Byrne Memorial Justice Assistance Grant Award; approving the Subrecipient Agreement for the Grant; approving the Memorandum of Understanding ("MOU") with the participating agencies for administration of the grant funds by the City of Pompano Beach; authorizing execution of the agreements; 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 Community Development

Attachment: 2019 Edward Byrne Memorial Justice Assistance Grant

DEPARTMENTAL BUSINESS

6. Presentation of Other Post-Employment Benefits (OPEB) Report by Foster and Foster Actuaries and Consultants.

Sponsor: Department of Financial Services

Attachment: OPEB Report

7. Presentation regarding the redevelopment of the central area of Deerfield Beach.

Suggested Action: Motion on decision of Commission

Sponsor: Department of Economic Development

Attachment: Central Area Redevelopment

8. 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: Office of the City Manager

Attachment: 2019/2020 Commission Meeting Schedule

9. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield, Florida, approving the design for an Arboretum Wall Mural; 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: Arboretum Wall Mural

- 10. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the ranking and recommendation of the Evaluation Committee to qualify and allow the top four ranked firms responsive to Request for Qualifications #20-18-IG for design build services, JWR Construction Services, Inc., Kaufman Lynn Construction, Inc., MBR Construction, Inc. and Di Pompeo Construction Corporation to participate in the Request for Proposals Phase of the Design Build Contractor Selection Process for the City Hall Remodel and Upgrade Project; 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 Environmental Services

Attachment: City Hall Remodel and Upgrade Project

- 11. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Neighbors Helping Neighbors Program to provide assistance to qualified residents with utility bill payments; providing for implementation 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 Community Development & Department of Financial Services

Attachment: Utility Assistance Program

- 12. Resolution 2020/ - A Resolution of the City of Deerfield Beach, Florida, relating to the provision of fire rescue services, facilities and programs in the City of Deerfield Beach, Florida; establishing the estimated rates for fire rescue assessments for the fiscal year beginning October 1, 2020; directing the preparation of an assessment roll; providing for a vacancy adjustment procedure; authorizing a public hearing and directing the provision of notice thereof; and providing 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 Financial Services

Attachment: Fire Assessment

- 13. Resolution 2020/ - A Resolution of the City of Deerfield Beach, Florida, relating to the collection of Nuisance Abatement Services Assessments; adopting findings of fact; directing the preparation of an assessment roll; providing for notice; and providing 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 Financial Services

Attachment: Nuisance Abatement Services

- 14. ORDINANCE 2020/ - AN ORDINANCE OF THE CITY OF COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING DIVISION 2 "PARKING CITATIONS AND PENALTIES" OF ARTICLE II "STOPPING, STANDING, PARKING" OF CHAPTER 66 "TRAFFIC AND VEHICLES" OF THE CODE BY CREATING SECTION 66-44 "TOWING" TO PROVIDE FOR THE TOWING OF VEHICLES IN VIOLATION OF PARKING REGULATIONS; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.**

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

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

Sponsor: Department of Financial Services

Attachment: Towing Ordinance

15. ORDINANCE 2020/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING ARTICLE VII "USE OF CITY RIGHTS-OF-WAY" OF CHAPTER 2 "ADMINISTRATION" TO CONFORM WITH STATE LAW; AMENDING SECTION 2-454 TO PROVIDE FOR ADMINISTRATIVE APPROVAL OF CERTAIN APPLICATIONS FOR USE OF CITY RIGHTS-OF-WAY BY PERSONS OTHER THAN A COMMUNICATIONS SERVICE PROVIDER; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

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

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

Sponsor: Department of Environmental Services & Office of the City Attorney

Attachment: Use of City Rights-of-Way

ADDENDUM

16. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, extending the State of Local Emergency regarding COVID-19 until August 17, 2020; authorizing the City Manager to take appropriate actions; providing 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 Attorney

Attachment: City's State of Local Emergency Extension

COMMENTS BY ADMINISTRATION & LEGAL

17. COVID-19 Fiscal and Economic Impact Update.

Sponsor: Office of the City Manager

ADDENDUM - CONTINUED

18. Discussion and potential action regarding recycling and solid waste holiday pickup schedule.

Suggested Action: Motion on decision of Commission

Sponsor: Office of the City Manager

CITY COMMISSION BUSINESS

19. Discussion regarding the selection of a voting delegate to the Florida League of Cities 2020 Annual Conference on August 14th.

Suggested Action: Motion on decision of Commission

Sponsor: City Commission

Attachment: FLC 2020 Annual Conference

20. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, designating Juneteenth as an official city holiday; 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: Juneteenth

21. Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, condemning bias and discrimination against individuals on the basis of their race, color, ethnicity, religion, or natural origin; providing for 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: Commissioner Michael Hudak

Attachment: Condemning Bias and Discrimination

22. Resolution 2020/ - A Resolution of City Commission of the City of Deerfield Beach, Florida, designating the Least Tern as the Official City Bird; 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 Michael Hudak

Attachment: Least Tern Bird

COMMENTS BY MAYOR & CITY COMMISSION
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ADJOURNMENT

FUTURE CITY COMMISSION MEETINGS

Regular City Commission Meeting - Tuesday, August 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.



Meeting Minutes City Commission

Tuesday, June 16, 2020

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., via virtual electronic meeting.

Present: 5 – Commissioner Todd Drosky
Commissioner Michael Hudak
Commissioner Ben Preston
Vice Mayor Bernie Parness
Mayor Bill Ganz

Also Present: 3 – City Manager David Santucci
City Attorney Anthony Soroka
City Clerk Samantha Gillyard

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Vice Mayor Parness.

APPROVAL OF CITY COMMISSION MEETING MINUTES

City Commission Workshop Meeting Minutes - May 14, 2020

Regular City Commission Meeting Minutes - June 2, 2020

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

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

Nays: 0

APPROVAL OF CITY COMMISSION AGENDA

June 16, 2020

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

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

Nays: 0

QUASI-JUDICIAL PUBLIC HEARINGS

1. P.H. 2020-052: APPLICATION NO. 14-PID-5G (HILLSBORO TECHNOLOGY CENTER BUILDINGS G & H)

Applicant: **HILLSBORO TECHNOLOGY CENTER, LLC, REPRESENTED BY MALCOM BUTTERS**

Proposal: Major site plan application seeking approval to construct two (2) single-story industrial buildings totaling 296,915 square feet on approximately 17.86 acres in the Hillsboro Technology Center PID.

Location: The property is part of a 74.72-acre parcel, described as a portion of parcel A, Hillsboro Technology Center, more particularly described in the file, and located at **220 Hillsboro Technology Drive**.

Dennis Mele, applicant representative, advised that Mr. Tucker Gibbs, who represents Lynn Guez, Boca Raton, asked him to provide comments for the record: comments have been received from neighbors and as a result, the site plan has been revised and was incorporated into the official plan. The light poles were lowered for parking lot lighting from 25 feet to 20 feet for the entire site for both buildings; wall pack lights were removed from the north face of the wall and east face, so the only ones remaining are on the loading docks; the loading docks are on the interior because they face each other. Additionally, the lighting in the parking lot has the back half of the bulb shielded, so the light only goes toward the property and parking lot, not the neighbors' properties. Furthermore, the applicant has agreed that if any changes are made to the lighting or wall packs, a site plan amendment would be required. Lastly, a double row of trees was added to the plan for additional buffering. He said Mr. Gibbs asked him to read this into the record.

Eric Power, Director of Planning & Development Services, said this is the final phase of the Hillsboro Technology Center project; whereas, the applicant has come to the City multiple times to develop the parcel which included land use change, rezoning and site plan. This is the final application being submitted to the City for the last two (2) buildings. The applicant did go before the Planning & Zoning Board and after comments from Boca Raton residents, the applicant revised the plan for an additional row of trees and change to lighting; there are no outstanding comments.

Mayor Ganz opened the public hearing.

Tucker Gibbs, 3835 Utopia Court, Coconut Grove, representing Lynn Guez, 1320 SW 13th Lane, Boca Raton, across from Hillsboro Canal, and the project. He advised that his client and other neighbors appeared before the Planning & Zoning Board on February 6th and commented on the impact of lighting on the properties across the canal to the east of the site. His client is pleased that the applicant has responded by lowering the lighting heights to 20 feet, removing the wall pack lights and shielding the lights. He also thanked Mr. Mele and the applicant for agreeing to ask the Commission to include in the Resolution, approving this application that any change in the three (3) items shall be treated as a site plan approval and require City Commission public hearing with notices for a site plan review.

Sergio Salani, 1266 SW 21st Lane, Boca Raton, provided various reasons why he opposed the project. First, the height of Building H; there needs to be compatibility with the neighboring uses and zoning. The height and use of the proposed structure is not compatible with the houses of the residential communities to the north and east. He recommended making Building H the same height as Building C, 24 feet in clearance. He asked why Building H is going to 43 feet with a clearance of 32 feet in the interior. Additionally, Building H should be pushed back to allow a berm that is sensible, as the current berm is limited by the Water Management District; however, Building H can be brought closer to Building G to create space and berm so the neighbors to the north are not harmed as much. Mr. Salani said while he is happy with the progress made; i.e. trees, they are not tall enough and should be taller to better cover the area. While there are improvements on the lights, he said there is no improvement on the noise; whereas, there has been racing in the area and the police were contacted. He said security needs to be improved; lastly, he commented on the damage to their home values because of the construction noise once the project is underway.

Anthony Soroka, City Attorney, advised that a presentation will be provided and asked Mr. Mele if he wished to waive the quasi-judicial proceedings.

Mr. Mele replied yes, he will waive the proceeding; thereafter, the presentation was given. The first slide showed the master plan for the property that was approved as part of a rezoning to the Planned Industrial District (PID). The two (2) northern buildings are being proposed tonight, Buildings G and H. The site plan matches the master plan exactly; the building heights are the same as well as position, location and setbacks. The only difference between the site plan and the master plan are the changes presented tonight. There are no variances or deviations from Code in any respect and the additions have been added to the slide as well. The second slide highlights the northernmost portion of the property and to the right, there are existing trees. At the northern end, a lake was installed and on both the

QUASI-JUDICIAL PUBLIC HEARINGS – CONTINUED

east and west side of the lake there will be trees and a double row of trees on the north edge of the property.

Continuing, Mr. Mele said the application meets Code requirements and the difference between the proposed plan and the one recommended by the Planning & Zoning Board was the modifications to the lighting and landscaping previously mentioned. Thereafter, he entertained questions of the Commission.

Mayor Ganz provided another opportunity for public discussion.

Mr. Salani said although it does not deviate from the master plan, the master plan did not provide any notice to the neighbors to the north, who were unable to speak against it. He asked that the same height for Building C be used for Building H as it is consistent with the plan and works with the residents.

Michael Stearns, 2200 Juana Road, Boca Raton, said he distributed pictures of the trees the applicant plans to install and even though there will be a double row, it is disingenuous because the trees are not that big (14 feet). There will be an enormous impact on their properties, not just from the light or noise. He continued to voice his complaints with the proposed plan and suggested a berm 10 feet high with other trees. Lastly, Mr. Stearns said the applicant should be held to a better standard.

Mayor Ganz closed the public hearing.

Mr. Mele said Building C is shorter because of the tenant occupancy, but all other buildings are consistent with what is being proposed. Regarding the master plan, he was involved when the land use amendment was done and the rezoning; whereas, Boca Raton residents did attend the meeting, but he is unsure whether they are the same individuals who spoke tonight. There was a question raised at that time about notice; wherein, City staff followed the notice requirements for Deerfield Beach's code and people have again attended which is the main issue. Additionally, Mr. Mele said the landscape plan has been approved by City staff and the Community Appearance Board; with recommended approval by the Planning & Zoning Board. The proposed application meets all Code requirements and the applicant has gone beyond those requirements in response to the comments heard from the neighbors to the north.

Mayor Ganz asked if there is any consideration for installing trees higher than 14 feet.

Mr. Mele replied that it has not come up, but they will work with staff to find trees taller than 14 feet; the trees proposed are largely oak trees.

Vice Mayor Parness spoke in support of the project. Thereafter, he asked various questions regarding the project.

Mr. Power replied that the Code allows 100 feet for building height; the proposed building height is 42 feet. Furthermore, the oak trees are 14 feet which is the requirement for perimeter landscaping in this district.

Vice Mayor Parness asked if the Clerk's Office has received any complaints from the neighbors to the east.

Samantha Gillyard, City Clerk, replied no.

Vice Mayor Parness urged the Commission to approve the project because of the applicant's compliance to City Code and no complaints from the eastern neighbors.

Commissioner Hudak said he has been working with Mr. Salani for the last couple months; thereafter, he thanked Mr. Butters and Mr. Mele for addressing the light situation as it has been a challenge and is glad a solution was found. Further, he hopes larger trees can be found as the lighting is 20 feet and the trees are 14 feet. He said he believes oak trees take quite a while to grow and prefers finding taller trees. Additionally, Commissioner Hudak said he has received a complaint about drag racing in the back and asked who would be able to adjust the lights on or off.

Mayor Ganz said he spoke with Mr. Mele regarding the project. He provided a brief history of the parcel's rezoning from the Deerfield Beach Country Club and opposed the land use change. The project in its entirety has turned out to be a good thing for the City which is why he has supported it. He applauded Mr. Butters for working with the

QUASI-JUDICIAL PUBLIC HEARINGS – CONTINUED

neighbors and the City; however, not all the problems presented can be resolved, but he is sensitive to all the residents. Mayor Ganz advised that when a specific tree height is requested, it sometimes is not obtainable; therefore, making the height a requirement becomes problematic which is his concern. Notwithstanding, he is open to providing more tree coverage.

Commissioner Preston said it is important to consider the City's neighbors, but the Code has standards. The challenge is whether the applicant meets those standards and if met, was there anything done in an attempt to bring about a better relationship with the neighbors which he believes was done. Commissioner Preston said he is comfortable with City staff and their actions, therefore, he motioned approval.

Mrs. Gillyard advised that a disclosure affidavit is included in the agenda backup indicating that Mr. Butters provided campaign contributions to both Commissioners Parness and Preston.

Mr. Soroka said Mr. Stearns referenced a picture that was provided via e-mail to the Commissioners regarding the tree.

Mayor Ganz announced that he also received a campaign contribution from Mr. Butters.

Mr. Mele advised that his affidavit should have been received for Mayor Ganz, Commissioner Drosky, Vice Mayor Parness and Commissioner Hudak. Nevertheless, it will be filled out promptly and submitted to the City Clerk.

Mayor Ganz asked if there will be any consideration for installing larger trees.

Mr. Mele replied yes, if they can locate any.

MOTION was made by Commissioner Preston, seconded by Vice Mayor Parness, to approve Item 1, adopted Resolution 2020/057. Roll Call:

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

Nays: 0

COMMENTS BY ADMINISTRATION AND LEGAL**18. Presentation by FDOT regarding the updates on the SW 10th Street Connector Project.**

Mayor Ganz asked that Item 18 be discussed out of order; there was no objection.

Rob Bostian, Florida Department of Transportation (FDOT), introduced Phil Schwab, RS&H Team Leader, who is the consultant firm performing the SW 10th Street Connector Project Study. Mr. Bostian thanked the Commission for the opportunity to present a very important project to the City and region. He thanked Mayor Ganz and Commissioner Drosky as well as staff for their input as it is greatly valued by FDOT. It has been three (3) years since FDOT received the request from the Broward MPO as a priority project to begin this project development environmental study. Considerable progress has been made including many modifications and improvements to the project and are approximately three (3) years away from starting construction, but there is still a long way to go.

Continuing, Mr. Bostian said numerous inquiries about the project have been received and the public is eager to learn about the project status and improvement made over the last six (6) months. Though the pandemic has had widespread impact, the project team continues to work on this project. Working with City staff has been the key to reaching solutions for the concerns Commissioner Drosky, Mayor Ganz and certain MPO Board members expressed back in October. Mr. Bostian said they are committed to continue engagement with the public as it is effective and continues to shape the project. He advised that the presentation will provide an overview of the project and how to address current issues and respond to questions.

COMMENTS BY ADMINISTRATION AND LEGAL – CONTINUED

Project Location – Mr. Bostian highlighted the project location with the regional roadway system; the inset highlights the SW 10th Street corridor; three (3) environmental studies are ongoing with two (2) being in FDOT District IV – SW 10th Street corridor and I-95. He is managing both projects, whereby, they are progressing with a project that is currently funded.

Broward MPO: COAT – Mr. Bostian provided an overview of the Community Oversight & Advisory Team (COAT); whereby, recommendations were provided to the MPO and passed along to FDOT. The FDOT used these recommendations as a guide to develop and refine the project.

Purpose and Need – Mr. Bostian said the COAT recommendations were used from the beginning to develop the purpose and need: 1) Strategic Intermodal System connectivity is a major corridor between Sawgrass Expressway where it ends at the Turnpike and I-95; 2) it is important to enhance intermodal and economic development; 3) it is also important to address the SW 10th Street needs and the congestion; 4) there is currently a high crash volume along certain portions of the road, therefore, they would like to address both safety and operational issues caused by congestion; and 5) due to the congestion, FDOT would like to enhance emergency response times and recognize that this is an important evacuation route.

One Corridor, Dual Facilities – Mr. Schwab advised that webinars will be offered soon on project information which will be more detailed. First, they are considering two (2) facilities within the corridor; a connector road that takes drivers from Sawgrass to I-95 at a higher speed, limited access. The other is the local street for lower speeds and accommodation for bicycles and pedestrians.

PD&E History – Mr. Schwab said public engagement has been very active with changes to the project. The first workshop in April 2018 included alignments and a fully depressed section. A range of options continued and during the alternative workshop #2, November 2018, it was determined that trucks should be allowed in the connector lanes. There was an overpass at Waterways that should be addressed as well as connector lanes being tolled. Following that meeting, FDOT selected the westbound depressed ramp as their preferred alternative. Mr. Schwab said both the City and MPO raised concerns that all the needs were not being addressed and meeting expectations; therefore, the October 2019 public hearing was postponed.

Summary of the City of Deerfield Beach's Concerns – Mr. Schwab said in meeting with the City over the last six (6) months, they came to an understanding over what the concerns were. Thereafter, he provided the outcome from the meetings for the westbound depressed ramp FDOT preferred alternative: 1) from Sawgrass to I-95, it connects to the express lanes on I-95 and not the general purpose lanes which could exclude many cars onto the local roads; 2) need for a more complete street element as safety and multi-modal aspects was a concern; 3) there was not enough depressed section elements, even though they were depressing the westbound ramp lane from the connector lanes to the local lanes and trying to keep it level in front of the residential areas in the middle of the corridor. Further, he said the depressed roadway was desired to enhance the aesthetics and mitigate the noise along the corridor. Continuing, 4) there was not enough green space so an option was created for more green space; and 5) full access to and from the Turnpike from SW 10th Street.

I-95 Connections – Serve Express and General Purpose Lanes – Mr. Schwab advised that this slide depicts a line diagram which is a way to reflect ramp movement that is contemplated and changed for the project. The black lines from left to right are 10th Street and the green lines are the connector lanes. The connector lanes will be north of 10th Street and the I-95 general use lanes are to the right in black and the I-95 express lanes are in pink. Coming from the connector lanes to I-95, it now provides an opportunity to enter onto the general use or express lanes without going through 10th Street. The same option will be provided from I-95; this is a positive and can be attributed to Mayor Ganz and Commissioner Drosky voicing their concerns. The interchange can be fitted into the footprint at the interchange and not raise it any higher to make additional connections; the connections to the general purpose lanes and express lanes are a little north and south of 10th Street using braided ramps in some of the locations.

Make Local 10th a Complete Street – Mr. Schwab outlined changes to make 10th Street a Complete Street; whereby, 7 foot bike lanes were proposed on the local streets and a 10 foot shoulder to accommodate the bike lanes for the

COMMENTS BY ADMINISTRATION AND LEGAL – CONTINUED

westbound traffic. The graphic depicts an eastern view along 10th Street. The Florida Design Manual was modified and allows for flexibility, whereby, if the bike lane was removed from the pavement and a shared use path (on the right) was added, the sidewalk increases, there is a 12 foot shared use path introduced in the base concept which allowed additional green space. There is more of a buffer between the road and sidewalk, but instead of a paved shoulder, they introduced an 8 foot sod and landscaped strip between the local and connector lanes.

Eliminate Local Access Ramps (to Increase Green Space) – Mr. Schwab pointed out the ingress and egress from 10th Street to the connector lanes. The ramps near the Newport Center allows access to connector lanes if east of I-95 on 10th Street; west side, east of Powerline, access is provided to connector lanes or leave the connector lanes in a westbound direction. One suggestion was made to remove ramps to gain more green space along the corridor which could be accomplished by removing the Powerline local ingress/egress. He advised that if the ramps are removed, the traffic on 10th Street will increase.

Alternatives Comparison – Mr. Schwab said the top graphic is an aerial showing the alternative with the Powerline Road ramps. The blue shading is the eastbound connection, Powerline Road is on the left and as people move through the intersection, access to the ramp for the connector lanes is provided. Additionally, coming from the right, drivers are already in the connector lanes and to connect to the local lanes, the blue ramp goes under the eastbound connector road. The goal was to not elevate the road in front of the residential areas, but to go under. Thus, the westbound connection gives drivers access to Powerline, north and south, and to the western communities. The bottom graphic shows removal of ramps and the potential for additional green space. Furthermore, Mr. Schwab advised that additional right-of-way is needed at Waterford Courtyards to fit all the elements shown, including the ramps in the first, but it is not needed in the bottom depiction.

Alternative Comparison – Mr. Schwab showed renderings with and without Powerline Road ramps. There is an increase of green space without the ramps; the bottom rendering shows the road being about 45 feet from the residents. Both options shown reduce the 2040 design year volumes well below the current traffic levels; including the ramps yielding a much larger decrease in the projected traffic volume. The traffic will be much less than the volume on 10th Street today. Also, the decrease would be reflected for both Powerline Road ramp options.

Status of Addressing Concerns – Mr. Schwab advised that this outlines the five (5) areas of concern and more depressed section is not being proposed. The option without Powerline Road ramps removes the depressed section. There are several impacts if the depressed section is continued to the west and to the east is problematic; more details will be given during the webinars. There will be additional discussion on enhancing aesthetics; the noise analysis portion has been complete, but with and without ramps, all the residential areas are warranted for noise walls. Moreover, there will be a separate PD&E study for the Turnpike, abandoning the idea of making connections to their express lanes. Their concept and priority is to move in a direction agreed by the City; also being discussed during a webinar and more stakeholder outreach will take place at the end of the year with the public hearing likely being in the next calendar year.

Next Steps – Public Engagement Plan (SW 10th & I-95) – Mr. Schwab advised that the three (3) virtual project webinars will take place on June 18th, June 29th and July 1st. There are approximately 340 registered; questions and answers and slideshow will be posted for each webinar. The same information will be provided, but this gives people different opportunities to view and ask additional questions. More meetings with homeowner associations, stakeholders and individuals will continue with the hopes of more face to face meetings. A public hearing is proposed for September, an update to the MPO will be provided in July; followed by a post-hearing update to the MPO in the fall to advise of the outcome of the public hearing. Other steps required are the location design concept acceptance (approval process) for final design and construction (spring 2021); construction is funded in fiscal year 2023.

Mayor Ganz said he will not be available for the first meeting. He commented on the discussions and collaborative efforts made on this project; thereafter, he thanked various agencies for listening to the residents' concerns and making adjustments. Further, he said with the Powerline Road ramps, it reduces local traffic peak hours by 73% in the morning and 52% in the evening based on the 2040 projections. Without the ramps, which provide more green space, the current traffic level is 40% in the morning and evening is 20%. There are a significant number of trips between those options. He commented on myriad options discussed during the process, but engineering challenges presented problems that could not be overcome, like the proximity to the lakes at Quiet Waters Parks and the potential

COMMENTS BY ADMINISTRATION AND LEGAL – CONTINUED

for disrupting those prevented submerged roadways. Mayor Ganz outlined other issues with a submerged roadway. Additionally, eliminating Powerline Road's access takes away green space, but the north and south feeders from Powerline service the industrial areas and serve as an economic engine. He advised that any disruption to industrial services is a negative impact on the City.

Continuing, Mayor Ganz said the City wanted the local businesses to have the same access as others. Thus, without the Powerline Road ramps, that would be lost. Considering there is a lower traffic level on the local road, that design should not be overlooked. Although green space sounds great, it will add more traffic on the local road. Lastly, he said he looks forward to hearing the feedback over the next few months.

Commissioner Drosky also thanked Mr. Bostian, Mr. Schwab and Secretary O'Reilly for hearing the City's concerns. He said there is an issue with trying to explain the lack of depression on 10th Street which was the number one recommendation coming from the COAT committee. He asked Mr. Schwab to provide an explanation at the proper time as to why the depression is lacking on the local road. Thereafter, Commissioner Drosky commented on the halt in the process and how long it has been since the public was involved. He also asked that those living in Independence Bay, Waterford, Waterford Courtyards or Waterways, provide feedback as those ramps would provide access to the express lanes or not as there are tradeoffs. To have access to the express lanes from 10th Street, from those communities, that project will have a bigger footprint and less landscaping. If that is not desired, the project will have a smaller footprint and more green space.

Commissioner Preston said a project of this size requires a lot of attention; those representing the City must see the nuances and details of the project. He also thanked Commissioner Drosky and Mayor Ganz for the time they've devoted to this project.

Mayor Ganz opened the public hearing.

Denise Bogner, 1157 SW 26th Avenue, Deerfield Beach, provided an e-mail which was read in the record by the City Clerk. She outlined her objections to the SW 10th Street project, the costs and the lack of visioning. She also commented on the FDOT's vision of a congestion free roadway and that the unemployment rate as well as the increase of telecommuting will already contribute to that. Her comments also highlighted the financial suffering of many businesses and layoffs.

There were no others to speak.

Mayor Ganz thanked Mr. Bostian and Mr. Schwab for the presentation.

QUASI-JUDICIAL PUBLIC HEARINGS – CONTINUED

1. P.H. 2020-052: APPLICATION NO. 14-PID-5G (HILLSBORO TECHNOLOGY CENTER BUILDINGS G & H)

Applicant: **HILLSBORO TECHNOLOGY CENTER, LLC, REPRESENTED BY MALCOM BUTTERS**

Proposal: Major site plan application seeking approval to construct two (2) single-story industrial buildings totaling 296,915 square feet on approximately 17.86 acres in the Hillsboro Technology Center PID.

Location: The property is part of a 74.72-acre parcel, described as a portion of parcel A, Hillsboro Technology Center, more particularly described in the file, and located at **220 Hillsboro Technology Drive**.

Mayor Ganz continued Item 1 due to a caller not being able to access the meeting during the public hearing.

Anthony Soroka, City Attorney, advised that the caller wanted to confirm that the approval given by the Commission included the agreed upon changes by the applicant that any amendment to the site plan going forward that would modify the lighting or landscaping would require City Commission approval versus administrative approval.

Mayor Ganz allowed the caller to speak.

Sandrine Guez, address not given, agreed that she wanted to clarification that the change stipulated and agreed to by both Mr. Butters and the attorney would be treated as a site plan amendment.

QUASI-JUDICIAL PUBLIC HEARINGS – CONTINUED

Mr. Soroka said the motion was not as amended and asked that another vote be done that the application is being approved with the stipulation; any future amendments to the site plan for that location, to modify the lighting or landscaping would require City Commission approval as opposed to administrative approval.

MOTION was made by Commissioner Hudak, seconded by Vice Mayor Parness, to approve Item 1 as amended, adopted Resolution 2020/057. Roll Call:

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

Nays: 0

PUBLIC HEARING

- 2. P.N. 2020-050: Resolution 2020/058 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, adopting and authorizing submission of the Community Development Block Grant ("CDBG") Five Year Consolidated Plan for Fiscal Years 2020/2021 through 2024/2025; adopting and authorizing submission of the CDBG Annual Action Plan for Fiscal Year 2020/2021; providing for implementation and an effective date.**

The Resolution was read by title only.

Vicki Placide-Pickard, Director of Community Development, said Item 2 is the City's Five Year Community Development Block Grant Consolidated Plan and Annual Action Plan. CDBG is a federal entitlement fund that the City receives annually to primarily benefit very low, low and moderate income individuals and families to provide a suitable living environment, decent housing and expand economic opportunities. The five year plan functions as a planning document for the City and identifies long and short term community development objectives, a strategy to follow and carry out HUD programs and an action plan that provides a basis for assessing performance. For FY 2021, beginning October 21st, the City will receive an allocation of \$690,707 to provide purchase assistance [\$252,566], with applicants receiving up to \$50,000; new playground at the Oveta McKeithen Recreational Complex [\$150,000]; home repair [\$100,000]; and funding programs for the Center of Active Aging senior transportation [\$25,000], adult daycare [\$15,000], senior health and wellness [\$10,000], and 20% of the total allocation goes to planning and administration which is \$138,141. If approved, the plan will be submitted to HUD and is due by August 15th.

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

There was no discussion amongst the Commission.

MOTION was made by Commissioner Preston, seconded by Vice Mayor Parness, to approve Item 2, adopted Resolution 2020/058. Roll Call:

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

Nays: 0

- 3. P.N. 2020-051: Resolution 2020/065 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, adopting and authorizing submission of an amended Fiscal Year 2019-2020 Community Development Block Grant ("CDBG") Action Plan to the United States Department of Housing and Urban Development to incorporate the allocation of CDBG Coronavirus Funds; providing for implementation and an effective date.**

The Resolution was read by title only.

Vicki Placide-Pickard, Director of Community Development, outlined Item 3. On March 27th, the City was allocated \$406,320 for CDBG COVID funds through the CARES Act. Since the funds were received in fiscal year 2019/2020,

PUBLIC HEARING – CONTINUED

an amendment to the existing annual action plan was recommended to include the new funding. By submitting the application, the proposed projects will include rental assistance [\$175,000], with each applicant receiving up to \$5,000 one-time to cover up to three (3) months; utility assistance allows up to \$1,000; additional funding for the microenterprise program and funding for planning and administrative. If approved, staff will submit the application to HUD this week. HUD has promised a quick turnaround for the approval process and execution of the agreement with the hopes of promoting the program by next week and starting applications June 29th.

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

There was no discussion amongst the Commission.

MOTION was made by Commissioner Preston, seconded by Vice Mayor Parness, to approve Item 3, adopted Resolution 2020/065. Roll Call:

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

Nays: 0

PUBLIC HEARING – SECOND READING

- 4. P.H. 2020-053: ORDINANCE 2020/013 - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING THE CITY CODE OF ORDINANCES CHAPTER 66 "TRAFFIC AND VEHICLES." ARTICLE II "STOPPING, STANDING, PARKING," DIVISION 4 " PARKING AREAS," SECTION 66-76 "PARKING AREAS REGULATED" TO PROVIDE FOR REGULATED PARKING ON THE WEST SIDE OF N.E 20TH AVENUE; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.**

The Ordinance was read by title only.

David Santucci, City Manager, advised that Item 4 provides the addition of four (4) parking spaces located on the S-curve which will be added to the City's inventory of metered spaces. The spaces are on-street parking very close to the beach.

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

There was no discussion amongst the Commission.

MOTION was made by Commissioner Hudak, seconded by Vice Mayor Parness, to approve Item 4, adopted Ordinance 2020/013. Roll Call:

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

Nays: 0

- 5. P.H. 2020-054: ORDINANCE 2020/014 - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING SECTION 30-28 OF ARTICLE II "CIVIL EMERGENCIES" OF CHAPTER 30 "EMERGENCY SERVICES" OF THE CITY CODE TO PROVIDE FOR ADDITIONAL EXTENSIONS OF A STATE OF LOCAL EMERGENCY; PROVIDING FOR CONFLICTS, SEVERABILITY, PUBLICATION, AND AN EFFECTIVE DATE.**

The Ordinance was read by title only.

Anthony Soroka, City Attorney, advised that a summary was provided at the last Commission meeting on first reading. If adopted, the Ordinance permanently gives the City Commission the ability to extend states of local emergency for

PUBLIC HEARING – SECOND READING – CONTINUED

a 30 day period; as the Code previously contemplated more of a hurricane scenario, allowing for a single extension. Additionally, Item 6 provides for the extension beyond the expiration tomorrow through July 17, 2020.

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

There was no discussion amongst the Commission.

MOTION was made by Commissioner Preston, seconded by Commissioner Hudak, to approve Item 5, adopted Ordinance 2020/014. Voice Vote:

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

Nays: 0

- 6. Resolution 2020/066 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, extending the State of Local Emergency regarding COVID-19 until July 17, 2020; authorizing the City Manager to take appropriate actions; providing an effective date. (Companion to Item #5; was not advertised as a Public Hearing - 2nd Reading.)**

The Resolution was read by title only.

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

Vice Mayor Parness said there has been an uptick of cases in South Florida and agreed to extend the state of local emergency.

MOTION was made by Vice Mayor Parness, seconded by Commissioner Preston, to approve Item 6, adopted Resolution 2020/066. Voice Vote:

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

Nays: 0

PUBLIC COMMENT

Ann Battaglini, no address given, Deerfield Beach, provided an e-mail which was read into the record by the City Clerk. Ms. Battaglini said she loves the City and the beach and even with the changes to more of a commercial environment, the area has been well maintained. Unfortunately, over the weekend, she walked along the sidewalk near the beach and noticed that there were tents on the sand with 10 or more people underneath them partying, dogs on the sand, etc. She said her concern is that the public restrooms are closed and wondered where the people would use the restroom. Ms. Battaglini suggested having at least an attendant at the restrooms by the fire station, to allow three (3) people at a time, requiring a mask to enter. She said the beaches should be closed again with COVID rising, it must be stopped.

Tim Watts, 991 SW 15th Street, Deerfield Beach, said he is a business owner and had an issue with COVID lockdowns on businesses. He explained that there was a restriction on dive boats whereby only eight (8) passengers were allowed and although he was angry, after speaking with his district commissioner, the restriction was derestricted and increase ridership to 16 passengers. Mr. Watts also commented on the work he does with veterans; he thanked Commissioner Preston for his help in this situation.

Alex Estoban, 4451 NE 16th Avenue, Oakland Park, commented on his experiences as a veteran and how Mr. Watts business has helped him. Furthermore, he shared his experiences in the war and how quarantining is not good for him. He encouraged the Commission to also look after the veterans and consider how the lack of recreation has not helped them.

CONSENT – BOARD APPOINTMENTS

- 7. Resolution 2020/067 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, appointing Michelle Balaun as a regular member to the Planning and Zoning Board; providing for service without compensation; and providing for an effective date.**

The Resolution was read by title only.

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

Commissioner Drosky provided a brief overview of Ms. Balaun's background and asked the Commission for their support in appointing her to the Board.

MOTION was made by Vice Mayor Parness, seconded by Commissioner Drosky, to approve Item 7, adopted Resolution 2020/067. Voice Vote:

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

Nays: 0

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

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

After a brief discussion, Items 10 – 15 were approved in concert.

MOTION was made by Vice Mayor Parness, seconded by Commissioner Hudak, to approve Items 10 – 15 in concert. Roll Call:

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

Nays: 0

- 8. Resolution 2020/068 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the ranking and award of Request for Proposals #20-14-JW for Employee Benefits Broker Services to the Gehring Group, Inc. in an annual amount not to exceed \$105,000.00; authorizing execution of a contract with the Gehring Group, Inc. for a two-year term with three one-year renewal options; providing for severability and an effective date. (Funds from Account #606-0900-519-32-99 - Other Contractual Services & Account #606-0900-519-30-03 - Programming/Software)**

The Resolution was read by title only.

Commissioner Preston said the pandemic has created a revenue shortfall, but yet, \$105,000 is being spent on contractual services; however, in reading the scope of services, it seems the services provided can be done in-house.

Amanda Robin, Chief Human Resource Officer, replied that the services provided include \$35,000 for software services. Open enrollment is completed online and allows for the analysis of reports to see what is trending, analysis of retiree issues, review of the budget and it communicates with the payroll system, so when open enrollment is done, it automatically updates employee entries. Additionally, the consulting services includes third party administration for the health insurance; the handling of day to day compliance issues, as there is no one on staff with that skillset; and provides an actuary service and day to day operation of the wellness program for employees, i.e. flyers which include graphic design.

Commissioner Preston said he is still not comfortable with the amount being paid for that service.

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS – CONTINUED

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

MOTION was made by Vice Mayor Parness, seconded by Commissioner Hudak, to approve Item 8, adopted Resolution 2020/068. Roll Call:

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

Nays: 1 - Commissioner Preston

- 9. Resolution 2020/069 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the ranking and recommendation of the Evaluation Committee to qualify and allow the top four ranked firms responsive to Request for Qualifications #2018-19/06 for design build services, Kaufman Lynn Construction, Inc., Di Pompeo Construction Corporation, Gulf Building, Inc. and MBR Construction, Inc., to participate in the Request for Proposals Phase of the Design Build Contractor Selection Process for the Johnny L. Tigner Community Center Reconstruction Project; approving payments to the firms that submit the required design submittals during the RFP Phase of the selection process but are not awarded a contract; and providing for an effective date. (Funds from Account #358-8000-572-61 - Bond Construction Accounts Series 2018)**

The Resolution was read by title only.

David Santucci, City Manager, advised that this is the first step in the solicitation process for the bond funded project to rebuild the Johnny Tigner Center. The request for qualifications gauges the consultants' qualifications and experience to perform the work. Through this process, the staff evaluation committee chosen and approved by him, have reviewed all responses and made the recommendation to move the four (4) firms forward through the RFP process. During the process, the consultants will undergo an extensive exercise to provide their understanding based on the design criteria package and RFP document itself as well as an element of community participation on what the new facility should look like. The size of the building has been determined, along with programming and enhancements to the services currently provided.

Continuing, Mr. Santucci said during the process, bidders will submit conceptual renderings on what they plan to build. Since it is more extensive than what has been presented to the Commission in the past and the selection process is more stringent, the firms will receive a \$25,000 stipend. The successful firm, if chosen, will not receive the stipend and the cost will be absorbed in the final contract through the guaranteed maximum price. He explained that the \$25,000 stipend is not a loss for the City because any work produced by the firms become the City's property.

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

Mayor Ganz advised that this is another item from the bond issue which is desperately needed to move forward for the community who probably uses the facility more than any other City facility.

There was no additional discussion amongst the Commission.

MOTION was made by Commissioner Preston, seconded by Vice Mayor Parness, to approve Item 9, adopted Resolution 2020/069. Roll Call:

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

Nays: 0

- 10. Resolution 2020/070 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Voluntary Pre-Kindergarten ("VPK") Provider Contract for School Year 2020-2021 between the Early Learning Coalition of Broward County and the City of Deerfield Beach for the provision of a VPK Program at the Northeast Focal Point Preschool; authorizing execution of the VPK Provider Contract; providing for implementation and an effective date.**

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS – CONTINUED

11. Resolution 2020/071 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Alzheimer's Disease Initiative Program Contract with the Areawide Council on Aging of Broward County, Inc. for Center for Active Aging Services for compensation in an amount not to exceed \$438,980.85; authorizing execution of the Agreement; and providing an effective date.
12. Resolution 2020/072 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving Contract #JL120-06-2021 with the Areawide Council on Aging of Broward County, Inc. for Adult Day Care Center and Transportation Services from the Center of Active Aging in an amount not to exceed \$132,380; authorizing execution of the Agreement; and providing an effective date.
13. Resolution 2020/073 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving an amendment to the Agreement between the City and Deerfield Beach Family Empowerment, Inc. to incorporate Community Development Block Grant Coronavirus Funds; authorizing execution of the Amendment; and providing for an effective date.
14. Resolution 2020/074 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Amendment to the HL109 Agreement with the Department of Economic Opportunity ("DEO") for the Branhilda Richardson Knowles Memorial Park and Cemetery Project to extend the project end date; authorizing execution of the Amendment; providing for severability and an effective date.
15. Resolution 2020/075 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the submission of the Coronavirus Emergency Supplemental Funding Program Application to the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance; authorizing execution of a Grant Agreement; and providing for an effective date.

DEPARTMENTAL BUSINESS

16. Resolution 2020/076 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, accepting and adopting the Comprehensive Annual Financial Report for the Fiscal Year ending September 30, 2019; authorizing submission to the State; providing for an effective date. *(Tabled from June 2, 2020)*

The Resolution was read by title only.

Mayor Ganz said he met with the new Chief Financial Officer and City Manager and was very pleased with the information that was shared.

David Santucci, City Manager, said Ms. Tinsley met individually with each commissioner and Mayor to review the CAFR; thereafter, he opened the floor for any questions.

Commissioner Drosky said his meeting with Ms. Tinsley provided an intense overview of the CAFR. Additionally, she outlined various ideas she has for the department; one idea involved making the budget compatible with the CAFR to allow a side by side comparison. He said this will take a couple of budget cycles to accomplish.

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

MOTION was made by Commissioner Hudak, seconded by Vice Mayor Parness, to approve Item 16; adopted Resolution 2020/076. Roll Call:

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

Nays: 0

DEPARTMENTAL BUSINESS – CONTINUED

17. Discussion regarding the City's recycling program.

David Santucci, City Manager, advised that during a recent discussion, staff provided an update on the recycling program and current market conditions. As directed, staff was tasked with looking closely at the varying options. He advised that staff is seeking direction on how to proceed for the short and long term and hopes the information will help steer the decision.

Chad Grecsek, Director of Sustainable Management, provided a PowerPoint outlining the options previously offered to the City Commission during the workshop a month ago.

Recycling Workshop Recap Agenda – During the workshop, Mr. Grecsek discussed global and local challenges. During this meeting he will touch on key highlights and provide detailed information on short term solutions the City Commission asked staff to ponder, address questions, and receive public input and direction from the Commission on how to move forward.

Recycling Isn't About the Planet – Mr. Grecsek said there is much more information on recycling than before, which provides an opportunity to become more educated.

Workshop Summary – Mr. Grecsek said this is a worldwide impact that started in 2018 with China blocking imports of recyclables into their country; resulting in extreme market volatility in commodities, a larger supply and less demand for commodities which further erodes the cost and value. Contamination also became a factor, whereby, the quality and value of the materials was compromised. Also discussed were the unknown impact of COVID-19 on a worldwide and local basis. He further commented on local conditions; recycling was once a revenue generator and has become an expense. This year, it is a \$500,000 expense; if the program continues as is, it will result in a \$700,000 expense for fiscal year 2021.

Continuing, Mr. Grecsek advised that contamination exists citywide and is currently around 50%. Net processing costs is the amount paid by the City and has increased by 830% since September 2018, and continues to rise. Today, the June numbers were provided from Waste Management and reflected the highest net processing costs per ton ever seen. There is no notion as to when that trend will stabilize or reduce as all factors indicate a continued upward trend. Most materials collected are secured through curbside pickup, about 60%. Thereafter, Mr. Grecsek advised that Coral Springs suspended their program a few weeks ago; Margate and other communities are considering suspension as well. Though there are no easy solutions or quick fixes, staff provided short term alternatives for consideration.

Options 1 – 6 – Mr. Grecsek outlined each option. Option 1: no change; Option 2: suspend the program; Option 3: resolicit for flat rate or static price; Option 4: simplify program materials; Option 5: consider dual stream collections; and Option 6: adjust collection frequency. Mr. Grecsek said staff received feedback from the Commission and residents to consider suspending the program and then do a collaboration of options 4 and 6.

Option 2 – “Suspend Program” – Mr. Grecsek said the program was suspended in 2018 which resulted in both pros and cons. First, it allowed for fixed pricing and reduced costs to dispose of the materials instead of processing them; about half the price and operational savings as only one (1) truck would be able to collect the materials as solid waste. Thereafter, he outlined the cons; suspend the program and receive the same public reaction in 2018 as a result. Furthermore, staff anticipates an approximate savings of \$500,000 if the program were suspended for a year which consists of annual processing savings of \$232,000 and annual operating savings of \$241,000. The City is currently paying a premium to process about half of the materials delivered as recyclables. Recycling options can still be offered at the drop-off center, located at the Central City Campus. Adding other regional drop-off centers throughout the City would help with continued recycling efforts. The program could be reinstated at any time or if there were a sustained value in the materials. Unfortunately, contamination rates will not be addressed through the process as it will have to happen if the program is restarted. Lastly, the savings could offset some of the COVID-19 financial impacts.

DEPARTMENTAL BUSINESS – CONTINUED

Option 2a – “Processing Suspension” – Mr. Grecsek said there are two (2) ways to suspend the program. If suspended, all the blue carts would be collected and all the material would be disposed as garbage. There is a lower potential for customer complaints as the carts will be collected by the waste truck, and little to no education outreach would be needed. The cons: recycling habits will not be changed; individuals may contaminate at a higher rate as has already begun, and even if the program were reinstituted, the contamination rates will likely be higher at the start. Another consideration is to work in phases; suspending the program could be done immediately and then suspending the program curbside as a secondary phase.

Option 2b – “Collection Suspension” – Mr. Grecsek advised that the material can be diverted to processing or stop picking up the blue cart. If that happens, the material will be placed in the garbage container which brings the program to a hard stop and there will be a lot of attention from the residents; it may help assist in changing behaviors to roll out a modified program and cost savings. The cons could be significant as the cart would no longer be picked up curbside and will likely generate public questions and concerns. The volume must also be addressed since material is no longer being recycled and may require additional service levels and costs to the customer.

Options 4 + 6 “Materials & Frequency” – Mr. Grecsek said currently, recycling is collected curbside once weekly. The frequency change would either be bi-monthly or monthly. As for the materials, staff considered simplification of the materials to metal and aluminums which are easy to recognize with the hopes of reducing contamination. In this scenario, there will be operational savings through the collection reduction. Initially, contamination rates may be higher as people have become accustomed to recycling varying materials. Changes in the schedule may also cause confusion, but there are solutions. Ultimately, it will be fairly difficult to assess the impact of the modification until there has been time to analyze the data. He said if materials are removed from the stream, there could be an inherent increase in contamination levels, an unintended consequence which he will explain. The operational savings would result from the reduction and collection frequencies. Other considerations included substantial education outreach; savings dependent upon how many follow the guidelines; processing costs have many variables related to quality of materials and contamination; required enforcement; and the re-introduction of materials previously removed may be difficult to reinstitute.

Commodity Values – Mr. Grecsek highlighted the value of various commodities tracked since 2016; whereby, the trend line for some of the commodities is declining and some are at a zero or negative value.

Commodity Values – Continuing, Mr. Grecsek advised that this report is received from Waste Management monthly and shows the net processing fee. This report is from April (2020); June figures are slightly higher. On the left, is a breakdown of the materials currently included in the program followed by the index description, market value, value by ton, the material percentage is based on the composition of the City’s materials resulting from a March audit. Newspaper is approximately 15% of the stream; glass is almost 20%; as well as others. He further outlined the 10% allowance for contamination; 38.7% is excess contamination which has a significant impact. At the bottom of the report, circled is the \$99.13 processing fee the City pays Waste Management. The value of those materials is taken away from the processing fee. If all the items were removed from the recycling stream, except cardboard and aluminum, and delivery continued to Waste Management, it would still be considered contamination at the \$55 per ton rate.

Mr. Santucci said the recycling drop-off centers would be utilized and roll off containers would be placed on both the east and west sides of town to maintain a recycling program through drop off. Notwithstanding, there is an obligation in Waste Management’s contract that recycling materials collected must be brought to them; therefore, it is important to communicate what the City is considering as recyclable material.

Anthony Soroka, City Attorney, said the contract does contemplate and provide for changes to the recycle stream, but it would be upon mutual agreement of both parties.

Mayor Ganz asked whether Waste Management can tell whether to limit the stream, if the City is providing a drop off location.

Mr. Soroka replied that the contract allows for an opportunity to adjust the streams, but Waste Management would have to agree.

DEPARTMENTAL BUSINESS – CONTINUED

Mr. Santucci said Waste Management has worked with the City rather well on our ability to suspend the program should the City Commission choose to do so.

Mr. Grecsek reiterated that the regional drop off centers would still collect all materials and would be accepted into the program; however, for curbside pickup, the residents would be instructed to only include those materials deemed acceptable in the cart. He explained that contamination could potentially be reduced when individuals make the extra effort to go to the drop off centers. There will need to be dialogue and coordination with Waste Management; nonetheless, there have been preliminary conversations with them on potential modifications and they have indicated their willingness to work with the City on a better program. Staff is cautiously optimistic and hopeful to have more conversations in the near future.

Option 4 + 6b “Materials & Bimonthly” – Mr. Grecsek provided a city map splitting the City in half to indicate which part of the City would be picked up and rotated the second half of the month.

Option 4 + 6a “Materials & Monthly” – Mr. Grecsek said if recycling were collected monthly, each week would be split into four (4) different collection days. This would also help staff to pinpoint contamination issues and hopefully address through education outreach and focus attention on those areas.

Financial Summary – Mr. Grecsek provided estimates for the four (4) options: current program – no savings; – suspend program, Options 4 + 6a (bimonthly collection) and Options 4 + 6b (monthly collection) – all provide for savings on a monthly, six-month, annual and remaining fiscal year 20 savings. He advised that numbers will be dependent on how compliant the populous is in the program. Without a high level of compliance, the figures could be higher than what the City is currently paying. He emphasized that there is a high level of variability and it is anticipated that the numbers could be less.

Short Term Program Recommendation – Mr. Grecsek said based on the feedback from the Commission, the recommendation would be to modify the collection program, which can be done immediately with the continued collection of carts curbside and divert to another location in phase 1. Then in phase 2, if the Commission desired, suspend the program and stop collecting the cart at the curb altogether, but staff would recommend educational outreach prior to. The drop off center will remain in use and add satellite drop off centers on the east and west sides of the City and accept all program materials throughout the entire suspension which can be done fairly quickly. This is a model used throughout the Country as there is not a dedicated curbside recycling or collection program; typically, there is less contaminations with those type programs. A modified program would consist of a change in materials after discussion with Waste Management and the feedback from Commission on frequency. There will be a code enforcement aspect of the program to ensure success with the possibility of regional drop off locations becoming permanent if desired. The potential timeframes for roll out could be at the start of the fiscal year, but staff recommends a longer time as it would give them time to vet the solutions and help residents understand this is a hard stop to the program. Once the program is reinstituted, staff wants to make sure residents understand that strict adherence is needed so the program is successful. Thereafter, Mr. Grecsek entertained questions of the Commission.

Vice Mayor Parness said in light of the contamination rate, it seems that many people, i.e. multifamily dwellings, do not really care. If garbage rates increase, maybe consideration to the program can be given as he does not see a path for success. Lastly, he asked how the solutions will result in an acceptable contamination rate.

Commissioner Hudak said annually, the City collects about 71,000 tons of recyclables and 3,550 tons are trash. As opposed to paying \$43.77/ton for that trash, the City is paying \$95.44/ton because of contamination. The residents' taxes have been \$183,000 more because of contamination rates. Thereafter, he asked for clarification on an article regarding Pompano Beach's recycling costs not being dependent on the contamination rate and how their program is different than Deerfield Beach.

Mr. Grecsek replied that all solid waste is local which means every program is different, just as every city. The City of Deerfield Beach hauls its own material, but Pompano Beach contracts with Waste Management for those services which is a fairly lucrative contract to haul all their materials. The contract was entered into in 2015, before contamination became an issue. The contract is set to expire in 2022 and has been acknowledged that they may not be able to procure the same arrangement.

DEPARTMENTAL BUSINESS – CONTINUED

Commissioner Hudak said in 2018, the City received \$165,000 for the recycling program, but now, we are paying \$550,000; therefore, considerations must be made regardless of COVID-19. He said the Commission has to be just as responsible as the Commission in 2018 was in making the right choice.

Commissioner Drosky commented on the second commodities slide and said when the program was temporarily suspended before, there was much backlash from the residents. Since then, there is more of an understanding and appreciation for contamination; thereafter, he highlighted some of the recycling education programs provided to the residents. Based on the slide, the contamination rate for April was 38.7% which is in excess of 10%, thereby resulting in a true 48.7% contamination rate. Based on the material percentages, he deduced that approximately 70% of the recycling being collected is garbage or has a negative value which connotes an environmental impact.

Continuing, Commissioner Drosky said a suspension is in order and is not only for economic reasons, but shows the City is not good at recycling; thus, it must be determined what materials have value and to collect those commodities. Going forward, he would like to keep the Central City Campus for those who intend on recycling; the three (3) locations outlined provides that opportunity which was not provided before. He proposed suspending the program at the beginning of the calendar year as he does not think suspending it now and reinstituting in three (3) months is practical. There is no guarantee that everyone will be aware and the bad habits already in place will continue. He also recommended a monthly recycling schedule so it is easy to remember. Additional options included phasing the suspension with a January start date as people will not quickly understand what is happening. Staff would continue pickup of the blue bins, disposing as garbage, so people understand what is happening.

Commissioner Preston said if the program is suspended, there must be communication with the residents beforehand. He agreed with Commissioner Drosky that the suspension should be phased as the residents must understand that there was no other alternative. Also, phasing will provide the opportunity to examine other possibilities. While the Commission wants a solid program, to make it happen, buy-in from the residents is needed and we must figure out how to get the information out to achieve that.

Commissioner Hudak spoke in support of a two-way suspension, but would like to continue collecting the blue bins as trash. If the bins are not picked up, other issues result; i.e. need for larger trash cans. He agreed with keeping the recycling drop off location and adding two (2) satellite locations and then upon reinstituting, the type commodities can be determined, with a slow start. He said he believes Coral Springs has recently suspended their program, but continues to pick up recycling bins even though it is being processed as trash.

In response to Mayor Ganz's question, Mr. Soroka replied that a motion or choice can be made to direct staff to do all things necessary to effectuate that option. If the Commission wants to suspend temporarily or otherwise, there is a simplified document that Coral Springs executed which he has and allows for the temporary suspension for a period of time between the City and Waste Management. If the Commission decides to take action, he recommended opening for public input.

Vice Mayor Parness reaffirmed his stance and recommended suspending the program in 30 days as it will continue to be an economic hardship on the City.

Mayor Ganz opened the public hearing; however, there were none to speak and the public hearing was closed. Thereafter, he said any program should be bimonthly as there is enough material to collect.

Commissioner Hudak asked what type communication must be given to Waste Management to suspend the program.

Mr. Santucci replied that Waste Management is prepared to receive a suspension notification as early as tomorrow. The suspension could be implemented as early as next week due to notification; however, the residents will not have to do much to prepare for that change.

Mr. Soroka said within the contract is a termination for convenience clause, if that direction were chosen, that provides a 90-day notice; nevertheless, Waste Management has been informed of the City's intent to explore a suspension. He also explained that Waste Management can object to modifications to the waste stream, but if the City chose to move forward, then the termination for convenience 90-day notice would apply. Lastly, if a motion is made, he asked

DEPARTMENTAL BUSINESS – CONTINUED

that the motion be clear on the suspension period.

Commissioner Hudak recommended keeping the current drop off location open and adding two (2) locations in the eastern and western parts of the City and suspending the program until 2021. It can then be decided on how to move forward, either limited waste streams or reopening the program fully. The start of the suspension would be when operationally feasible.

Mr. Soroka said staff discussed suspension with Waste Management; whereby, a draft for consideration was sent outlining tomorrow, June 17, 2020 until October 1, 2020. It seems that Waste Management was amenable, but if the Commission wishes to go beyond that, it should be addressed with Waste.

Mayor Ganz summarized the direction of the Commission; suspend the program immediately with possible reinstatement in January 2021 and keeping the current recycling locations open throughout the City.

Commissioner Preston said he prefers a little more time to properly advise the public as an immediate suspension does not offer that opportunity.

Mayor Ganz agreed and suggested keeping the program until the end of the month.

Barbara Herrera, Waste Management, 3831 N. Powerline Road, Pompano Beach, said they will be happy to work with the City to find a solution on contamination and better the program. Also, they have provided the City with documents to temporarily suspend the program consistent with the Coral Springs document. The preliminary period given was from tomorrow, June 17th through October 1st. Anything beyond that must be discussed; nevertheless, they are amenable to the temporary extension.

Prior to the vote, Commissioner Drosky questioned what will happen with the bins being used for recycling.

Mayor Ganz recommended picking up the bins and if the program is suspended, that there not be an option to place garbage in the bins. The bins will likely have to be re-decaled, the opportunity would avail during that time.

MOTION was made by Commissioner Hudak, seconded by Vice Mayor Parness, to approve option 2a, suspension from July 1 through October 1, 2020; continued use of the recycling drop off at the Central City Campus and adding two (2) drop off locations in the east and west; and authorizing the appropriate City staff to do all things necessary to effectuate the suspension to include executing a document with Waste Management for the suspension period. Roll Call:

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

Nays: 0

COMMENTS BY ADMINISTRATION AND LEGAL – CONTINUED

CITY ATTORNEY

Virtual Meetings – Anthony Soroka, City Attorney, advised that the Governor's Executive Order which provides for virtual meetings expires on June 30th. There have been requests to further extend it, particularly from the tri-county area; however, no extensions have been received to date. An order to extend could be given in the next week or so, but if it is not, consideration must be given for the July 7th City Commission Meeting. If the Commission feels strongly it needs to be extended, he asked that they inform him for further action.

CITY MANAGER

Beach Projects – David Santucci, City Manager, said the sod project is very close to completion; the berm has been re-sculpted and irrigation completed. Staff was five (5) pallets short of completion today and pending inclement

COMMENTS BY ADMINISTRATION AND LEGAL – CONTINUED

weather, the project should be complete by end of the week. Additionally, pressure cleaning along the sidewalk has begun.

Beach Restrooms – Mr. Santucci said the schedules for the janitorial crews have been amended to accommodate busier times to assure clean restrooms upon opening. He advised that staff is aware of the high volume of wind activity and will continue to address those events. Lastly, it is likely that the main beach restrooms will be opening soon upon completion of renovations, which he outlined.

CITY COMMISSION BUSINESS

19. Resolution 2020/077 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, declaring the City of Deerfield Beach essential; urging Congress to provide fair, direct federal emergency support to local governments to reopen and rebuild local economies; directing the City Clerk to transmit and distribute this Resolution; and providing for an effective date.

The Resolution was read by title only.

Commissioner Hudak advised that the Resolution is proposed to convey the importance of getting the local economy back and running.

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

MOTION was made by Commissioner Hudak, seconded by Vice Mayor Parness, to approve Item 19, adopted Resolution 2020/077. Voice Vote:

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

Nays: 0

ADDENDUM

20. Resolution 2020/078 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, opposing the placement of a Proposed County Charter Amendment on the November 2020 Ballot that would allow the County to supersede city zoning and other regulations for county projects within municipalities; directing the City Clerk to transmit and distribute this resolution; and providing for an effective date.

The Resolution was read by title only.

Anthony Soroka, City Attorney, said about 10 days ago, he and other city attorneys received a proposed county charter amendment agenda item from the County Attorney's Office that would purport to place an item on the November ballot to amend the County charter. It would provide a provision to allow the County to supersede city zoning and other regulations for their projects within municipalities. Currently, under the County charter, there are three (3) areas of laws where county ordinances trump municipal ordinances when there is a conflict: land use, ethics and minimal environmental regulation standards. The proposed charter amendment for today's County Commission agenda would add a fourth part. For county projects within a municipality, including Deerfield Beach, if for a public purpose and/or regional benefit, which was not defined in the item, they could pass an ordinance allowing them to supersede our laws like permitting, construction setbacks, etc.

Continuing, Mr. Soroka said he received another update yesterday advising of three (3) other optional variations; whereby, the other versions were more limited in scope but provided the County with a form of preemption for sure of their projects within the City. The item was slated as Item 82 on their agenda today and while there was a thorough debate for more than an hour, just before the County Commission was due to vote, there was a power outage.

CITY COMMISSION BUSINESS – ADDENDUM - CONTINUED

Therefore, the County Commission rescheduled the item until Thursday, June 18th at 1:00 p.m.

Mayor Ganz said he asked that the item be added as immediate action was necessary. He commented on the actions the City has taken with its code in an effort to protect the residents. Mayor Ganz said he has seen the County attempt to do many things, like taking away the notifications, setbacks, etc., which does not serve the residents and ends up hurting us. He encouraged everyone to contact County Commissioner Mark Bogen as he argued in favor and voice their opposition. Also, Mayor Ganz thanked County Commissioners Lamar Fisher and Beam Furr for their support. Others in support were Steve Geller and Mayor Dale Holness; he encouraged people to reach out to them as well.

Commissioner Drosky thanked Mayor Ganz for bringing this forward. He also listened to the arguments and the votes are not lining up very well; the Broward League of Cities members also spoke in opposition to the amendment. Commissioner Drosky said with this particular project, the County is trying to take away the cities home rule, but speak in opposition in Tallahassee when the legislature tries to do the same to them. He commented on the lack of notification the County provided to the cities. If the City adopts the proposed resolution, submitting it to the County and others will show them where Deerfield Beach stands.

Vice Mayor Parness commented on a proposal to have a paid county mayor, but it was defeated today.

MOTION was made by Commissioner Preston, seconded by Commissioner Drosky, to approve Item 20, adopted Resolution 2020/078. Voice Vote:

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

Nays: 0

COMMENTS BY MAYOR AND CITY COMMISSIONERS**COMMISSIONER DROSKY****DISTRICT 4**

SW 10th Street – Commissioner Drosky encouraged resident feedback and input on SW 10th Street via the webinars being offered by FDOT. There is a lot going on with the project and feedback is essential and the public's input has assisted with the direction of the project. The webinars will be held on June 18th, June 29th and Wednesday, July 1st from 7 to 8:30 p.m. The first half will be a presentation, followed by a Q&A session.

County Commission Meeting – Commissioner Drosky said during the County Commission meeting, there was supposed to be a discussion on CARES Act funding. Due to the power outage, it will be discussed on Thursday, June 18th. He advised that it is inequitable for the County to not share the money and he will speak up for Deerfield Beach's fair share. He also spoke to 7 of the 9 County Commissioners and one asked what the 11 counties are doing as only 1 is distributing money to their cities. Though nothing has been finalized, Commissioner Drosky explained that the City has expended much money due to the pandemic, whereby, the CARES Act outlines them as eligible expenses that the City should be entitled for reimbursement. He thanked the City Manager and staff for providing actual and estimated figures to the Broward League of Cities on COVID-19 costs through the end of the calendar year. The League has taken all 31 cities and compiled the information into one (1) document and will be voted on Thursday.

Constitution Park – Commissioner Drosky asked if the facility can be used for homeowner association meetings when it reopens. He said they will practice social distancing and enforce facial coverings.

Independence Bay – Commissioner Drosky said he has received a lot of comments from the residents at Independence Bay. Their lake is being used on the weekends; though the ramp going to the lake is County property, the City locked it, but every weekend the gate is being cut. This weekend, there was almost a boating accident and people were water skiing. Now that it is becoming a public safety issue, he asked that staff work with the County on a permanent resolution.

COMMENTS BY MAYOR AND CITY COMMISSIONERS – CONTINUED**VICE MAYOR PARNESS****DISTRICT 3**

Century Village Pools – Vice Mayor Parness said all the pools are open in the Village, with 16 being operational. They are being supervised by security from 10 a.m. till 2 p.m.; the pools are open from 8 am till 5 pm with constant supervision. Social distancing is still in effect and enforced as well as facial coverings. If someone enters without a mask, they are asked to leave.

District Meetings – Vice Mayor Parness said he will be holding district meetings via Zoom in the near future; he will work with the City Manager to accomplish it for various areas of his district.

COMMISSIONER PRESTON**DISTRICT 2**

Commission & Public Interaction – Commissioner Preston said earlier this evening, he received a compliment from a resident and does not believe he deserved it because the Commission is elected to serve the public. He thanked the Commission for listening to constituents and caring.

Protest – Commissioner Preston said a protest is scheduled for Saturday on injustice, related to the George Floyd case. It will start at the Oveta McKeithen Recreational Complex at 9 a.m.; he invited the Commissioners to attend and provided the direction of the march.

COVID Testing Site – Commissioner Preston encouraged people to get tested as the City now has a testing center at the Oveta McKeithen Recreational Complex. He was told that the results would be received within 3 to 5 working days, but he has yet to receive them. Additionally, there has been an increase in Florida cases and the only state above Florida is Arizona or Oklahoma.

Food Distribution – Commissioner Preston thanked Commissioner Hudak and City staff on the food distribution program as they work tirelessly helping. Commissioner Preston said Commissioner Hudak continues to work at the distribution program; thereafter, he applauded all the City Commission and staff who go above and beyond in their responsibilities.

David Santucci, City Manager, agreed with Commissioner Preston as they have responded tremendously during the pandemic. Regarding the COVID testing site, he advised that there are approximately 60 to 80 people being tested daily. The Department of Health is pleased with the response; however they will not be at the testing site on Saturday, but will resume next Wednesday through Saturday. The following week, leading to the 4th of July, they will come out Tuesday, Wednesday and Thursday. At that time, another assessment will be done to see where the numbers are and then decide whether that site will continue.

Census – Commissioner Preston encouraged residents to complete the census so Deerfield Beach can be counted.

COMMISSIONER HUDAK**DISTRICT 1**

Accolades – Commissioner Hudak applauded Commissioner Preston for his efforts and humility in everything he does, but credit is due as he has earned it with everything he does.

Budget Workshop – Commissioner Hudak said the budget workshops are next week. Due to a prior engagement, he will be late to the June 23rd workshop, arriving around 7 p.m.

Water Quality Report – Commissioner Hudak said he received the water quality report, which shows that the numbers are well below the recommendations. He asked if someone can educate the public on the City's drinking water.

Joshua Niemann, Water Plant Superintendent, advised that the report for 2019 represents a full year of quarterly analysis and shows that the City has met or far exceeds any of the water quality parameters that DEP or EPA has set.

COMMENTS BY MAYOR AND CITY COMMISSIONERS – CONTINUED

In response to Commissioner Hudak's question, Mr. Niemann replied that water testing at the source and end of the supply chain is done on a quarterly basis. Lead and copper is tested through buy-in from the end user who collects water first thing in the morning. The treatment is very unique, there are three (3) in the plant which yields a high quality drinking water.

High School 2020 Graduation – Commissioner Hudak said the parade graduation ceremony for Monarch High was held on June 6th at Broward College's north campus. The parade graduation ceremony for Deerfield Beach High and Somerset High School was held on Tuesday, June 9th at 9:30 a.m. at Quiet Waters Park; nearly 200 graduates and their families participated. He outlined the officials in attendance and lastly, provided words of wisdom to the Class of 2020.

Mayor Ganz said the Class of 2020 had so much taken away from them and it (graduations) was an outstanding job, but it is a shame that it fell on the principals and the City to step up where the School Board did not. He congratulated all Deerfield Beach 2020 grads.

MAYOR BILL GANZ

Commission Responses – Mayor Ganz said it is an honor to work with his fellow colleagues as many of the issues in the City are being addressed. Each of them has a certain expertise that they bring to the table and is proud of the work they have done collectively.

Additionally, Mayor Ganz said he will be out of town Saturday and is unable to attend the march and will not have access to phone or internet from Friday until Sunday.

Food Distribution – Mayor Ganz thanked staff for their participation and willingness to help, even when things are difficult. He said he received a phone call this week from The Palms thanking the City for assuring food is being given to those in need. Thereafter, he commented on an individual who berates staff when they are trying to help him get to the food distribution site even though the individual has told the Commission of his need. Mayor Ganz thanked staff for their hard work.

Beach Restrooms – Mayor Ganz said he hopes to see the restrooms open soon and is happy it is being addressed.

Boats on Intracoastal – Mayor Ganz said he received a couple of e-mails from people complaining about boats on the Intracoastal not following the no wake zone as well as other behaviors. He asked that BSO and FWC step in.

Census – Mayor Ganz agreed with Commissioner Preston that people need to participate in the Census. Since there is such a melting pot in the City, certain segments of the community have a distrust of the Census and he believes that is part of the reason for lack of participation. Therefore, communicating to the residents that the government is not out to harm them, but participation helps provide City services.

COVID Cases – Mayor Ganz said there is a spike in cases, with record days back to back. On Saturday, he noticed the lack of social distancing and facial coverings. Additionally Deerfield Beach is not much different and though there are places holding standards, Ocean's 234, Olympic Flame, Casa Mia and others, there are still some who are not. He warned businesses to follow the rules because if the numbers continued to rise, agencies will look for the culprit and will potentially take action by revoking business licenses. He encouraged people to wear masks because you could be saving someone else. He implored the businesses to do the right thing especially with everything the City has done to help them reopen and the possibility of losing their businesses.

Protest – Mayor Ganz said he attended a church in District 2 a week ago on Sunday and it is interesting to hear the perspective of the Black community. He said his ears are open and while these are interesting times we are in, it is a great opportunity to listen. All lives will matter when every life matters and the problem is that some lives are being treated like they don't matter. Mayor Ganz said he hopes for a peaceful protest and believes it will happen with Commissioner Preston in attendance.

ADJOURNMENT

There was no additional business.

**MOTION was made by Vice Mayor Parness, seconded by Commissioner Drosky, to adjourn the meeting at 10:48 p.m.
Voice Vote:**

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

Nays: 0

BILL GANZ, MAYOR

Samantha Gillyard, CMC, City Clerk

CODE COMPLIANCE OF DEERFIELD BEACH

MINUTES OF A CODE COMPLIANCE HEARING

November 5, 2019

Eugene Steinfeld

Presiding

Special Magistrate Douglas Gonzales in the City Commission Room called the meeting to order at 9:30 AM.

PRESENT: Bernard Pita, Code Compliance Supervisor
Gregory Wienbarg, Code Compliance Inspector
Jean Placide, Code Compliance Inspector
Angelica Morales, Code Compliance Inspector
Silvio Baca, Code Compliance Inspector
Marcio Chaves, Code Compliance Inspector
Sheryl Salvage, Code Compliance Inspector
Shariann Pearson, Special Magistrate Clerk

For the record Winlett Banton-Jordan, Special Magistrate Clerk, swore the attendees.

<u>Case Nr.</u>	<u>Owners Name</u>	<u>Property Address</u>	<u>Violation</u>	<u>Disposition</u>
19070008	MCHALE,KATHLEEN M MCHALE,THERESA LOUISE/ LANDSCAPE	12 NE 9 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas	RESPONDENT WAS PRESENT- CHRIS ELLINGTON EXTENDED TO 12-6-19
19080208	DEERFIELD PROPERTY GROUP LLC	710 E HILLSBORO BLVD, DEERFIELD BEACH, FL 33441	Chapter 66 - TRAFFIC AND VEHICLES Section 66-117. (b) - Parking prohibitions; enforcement.	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
19080206	TJH PROPERTIES INC	1029 SE 13 CT, DEERFIELD BEACH, FL 33441	Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(a) - Parking prohibitions; enforcement	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
19090082	CIRIGLIANO,DAVID & RUBIA	1632 SE 4 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(b) -	RESPONDENT WAS PRESENT- DAVID AND RUBIA CIRIGLIANO FINAL ORDER ISSUED COMPLY BY 1-10-20 \$100 PER DAY \$80 PROSECUTION COST

			Parking prohibitions; enforcement	
19030083	LEWIS,JOHNNIE JR	170 SE 3 ST, DEERFIELD BEACH, FL 33441 A	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-68. (b) (1-2) - Collection scheduling and placement	RESPONDENT NOT PRESENT CONTINUED TO 12-10-19
19070049	FLORIDA CONFERENCE ASSN OF SEVENTH-DAY ADVENTISTS	1250 SE 6 AVE, DEERFIELD BEACH, FL 33441	Chapter 102 - Signs Section 102-14. (a) - Maintenance, violations, enforcement and remedies Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. -	RESPONDENT WAS PRESENT- LAUVINCE DEJUSMA CONTINUED TO 12-10-19

			DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	
19070050	NORTH BROWARD LODGE NO 404 INC	1280 SE 6 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 12-6-19 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST
19080260	SEALY,ERROL & JIMMY	1193 S DEERFIELD AVE, DEERFIELD BEACH, FL 33441	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(7) - Exterior	RESPONDENT WAS PRESENT- ERROL SEALY CONTINUED TO 12-10-19

			building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	
16100083	HIGHLAND VILLAGE MHC LLC/Attorney John A. Hindan/LANDSCAPE	4900 NE 2 Ave DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(c). - Minimum standards for yard and landscape areas	RESPONDENT WAS PRESENT- ATTORNEY SHAWN ARBEITER STATUS HEARING 12-10-19
19100001	BETHEL AME CHURCH OF DEERFIELD /BUILDING	370 N DEERFIELD AVE, DEERFIELD BEACH, FL 33441	Section 110.15 Building Safety Inspection Sec 110.15 (B)(1) Building Safety Inspection 40 Year	RESPONDENT NOT PRESENT CONTINUED TO 12-10-19
19090073	NUNES,JAIME /ZONING	135 DEER CREEK BLVD, DEERFIELD BEACH, FL 33442 306	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT WAS PRESENT- CAINA VILELA CONTINUED TO 12-10-19

19090074	BLACK RIVER REAL ESTATE CORP %MENEGHINI MUNHOZ,VALMAR/ZONING	1100 SE 12 TER, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT WAS PRESENT CONTINUED TO 12-10-19
19090076	CACIC,JACK /ZONING	1955 NE 4 ST, DEERFIELD BEACH, FL 33441 1-3	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CONTINUED TO 12-10-19
19090077	WINTER,TOMAS /ZONING	1221 SE 12 AVE, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CONTINUED TO 12-10-19

19090078	LIU,XU /ZONING	1532 SE 9 ST, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CONTINUED TO 12-10-19
18080085	BATMASIAN,JAMES H & BATMASIAN,MARTA T	168 NW 1 ST, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY- Section 34-160 -Parking or storage for over 72 hours restricted.	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
18070129	SOUTHERN COAST ENTERPRISES	273 NW 1 ST, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-77(5)	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST

			- Non-residential walls and fences Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-77(6) - Non-residential walls and fences. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88. (f) Off-street parking and loading	
19080160	PENELOPE B NEFF REV TR NEFF,PENELOPE B TRSTEE/LANDSCAPE	630 DEER CREEK BRIARWOOD LN, DEERFIELD BEACH, FL 33442	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	RESPONDENT NOT PRESENT EXTENDED TO 1-10-2020

			standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(A)(7) - Landscape Requirements	
19080162	IH6 PROPERTY FLORIDA LP % INVITATION HOMES - TAX DEPT/LANDSCAPE	4036 NW 5 DR, 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. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(C)(1) - Landscape Requirements	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$125 PER DAY PER VIOLATION

19080154	FORBES,ILIANA ARACELI H/E PARKER,CHARLES	371 SW 33 AVE, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - 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 FINES IMPOSED AS OF 11-1-19 FOR \$125 PER DAY PER VIOLATION
19080224	CORDOBA,SILVESTRE & WANDA J /LANDSCAPE	131 NW 42 WAY, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98- 81(L)(1)(a-g) - Tree preservation	RESPONDENT WAS PRESENT- SILVERTRE CORDOBA CONTINUED TO 12-10-19
19070068/CM/COST	2201 REALTY LLC /ZONING & BUILDING	2215 W HILLSBORO BLVD, DEERFIELD BEACH, FL 33442	Chapter 102 - Signs Section 102-7. (14)- Certain sign or sign structures prohibited Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST

			REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98- 113(a) Building permits	
19070082/CM/COST	SRP SUB LLC /LANDSCAPE	3944 NW 2 CT, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDIN Section 14-106(b) - Minimum standards for yard and landscape areas	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
19050008/CM/COST	FODEN,TIMOTHY D /BUILDING PERMITS	341 NW 37 WAY, 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 CERTIFIED WITH \$80 PROSECUTION COST
19090041	SRP SUB LLC /LANDSCAPE	3833 NW 7 PL, DEERFIELD BEACH, FL 33442	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 12-6-19 \$100 PER DAY \$80 PROSECUTION COST

19070040	ST LOUIS,JASMINE /LANDSCAPE	951 NE 51 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8) - Exterior building and structure standards 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 Section 98-80(n) - Landscape requirements	RESPONDENT NOT PRESENT CONTINUED TO 12-10-19
19050065	NEWCASTLE INVESTMENTS LLC /ZONING	501 E SAMPLE RD, DEERFIELD BEACH, FL 33064	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. 98-54(b)(1-38) - B-2 highway business, Permitted uses.	RESPONDENT NOT PRESENT CONTINUED TO 1-14-2020

			Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements	
19090057	FAIRWAY FINANCIAL ASSOCIATES LLC /LANDSCAPE	10 FAIRWAY DR, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT CONTINUED TO 12-10-19
19070128/CM/COST	POITIER,CAROLINE A /LANDSCAPE	110 SW 3 AVE, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(C)(1) - Landscape Requirements Chapter 98 - LAND DEVELOPMENT REGULATIONS -	RESPONDENT WAS PRESENT- CAROLINE POITIER CERTIFIED WITH 80 PROSECUTION COST

			ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(C)(3) - Landscape Requirements.	
19080016	MORINVIL,JASMIN H/E /LANDSCAPE	285 NE 43 ST, 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 IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading	RESPONDENT NOT PRESENT EXTENDED TO 12-6-19
19060025	HUTCHINS,NORMA JEAN /LANDSCAPE	424 SW 2 TER, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-80(n) - Landscape requirements Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY	RESPONDENT WAS PRESENT- NORMA HUTCHINS EXTENDED TO 1-10-2020

			REGULATIONS Sec. 98-80.(n)(1-2) - Landscape requirements	
19080150/CM/COST	SAWGRASS PROMENADE % CENTRECORP MGMT SERVICES INC/ZONING	1301 S MILITARY TRL, DEERFIELD BEACH, FL 33442	Chapter 102 - Signs Section 102-7. (3)- Certain sign or sign structures prohibited	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
19070077	LEWIS,REGINA	1261 SW 10 TER, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(e) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY PER VIOLATION

			Chapter 66 - TRAFFIC AND VEHICLES DIVISION 3. - REGULATIONS, GENERALLY Section 66-59. (c)(1)(a)- Parking on residentially zoned lots Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(b) - Parking prohibitions; enforcement	
19080025	ARAUJO,RAESHERIAN NOBREGA AMORIM,MARCUS VINICIUS	324 SW 35 AVE, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-80.(n)(1-2) - Landscape requirements.	RESPONDENT WERE PRESENT- MARCUS AMORIN KAESHERIAN ARAUJO CONTNUED TO 12-10-19
19090032	KOWERS,JADA ANNE /LANDSCAPE	1364 SE 8 ST, DEERFIELD BEACH, FL 33441	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	RESPONDENT NOT PRESENT CONTINUED TO 1-14-2020

			standards for yard and landscape areas	
19090036	LARSON,MARK B	557 SE 13 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards.	RESPONDENT NOT PRESENT FINAL ORDR ISSUED COMPLY BY 1-10-19 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST
19100080	ACOCELLA,FRANK J	1107 SE 13 CT, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11-15-19 \$100 PER DAY \$80 PROSECUTION COST

19090039	KRAFT,BARBARA FERREIRA /LANDSCAPE	515 SE 10 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas	RESPONDENT WAS PRESENT- BARBARA KRAFT CONTINUED TO 1-14-2020
19060102	MCBRIEN,KEVIN D / LANDSCAPE	915 SE 14 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 REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98- 88.(b) - Off-street parking and loading Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98- 80.(n)(1-2) - Landscape requirements	RESPONDENT WAS PRESENT- KEVIN MCBRIEN CONTINUED TO 1-14-2020

19030061	MCBRIEN,KEVIN D	915 SE 14 CT, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(4) - Exterior building and structure standards.	RESPONDENT WAS PRESENT- KEVIN MCBRIEN EXTENDED TO 1-10-2020
19070110/CM/COST	G-TOWN FAMILY INVESTMENTS LLC /LANDSCAPE	3341 SW 1 ST, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98- 80.(n)(1-2) - Landscape requirements	RESPONDENT NOT PRESENT COMPLIED
19070111/CM/COST	DELICE,JOSEPH ORBIN & MARIE ANGE /LANDSCAPE	3445 SW 2 CT, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-80(n) - Landscape requirements	RESPONDEDENT NOT PRESENT COMPLIED

19070112	PETRILAK,TIMOTHY /LANDSCAPE	3370 SW 2 CT, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-80(n) - Landscape requirements	RESPONDENT NOT PRESENT EXTENDED TO 1-10-2020
19050075/CM/COST	EMERALD PROPERTIES OF BOCA RATON LLC	4000 N POWERLINE RD, DEERFIELD BEACH, FL 33073	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
19090062	SFR 2012-1 FLORIDA LLC /LANDSCAPE	300 SW 32 AVE, DEERFIELD BEACH, FL 33442	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 12-6-19 \$100 PER DAY \$80 PROSECUTION COST

19090098	SOUZA,RICTHELI CLARINDO DOS S /LANDSCAPE & BUILDING PERMITS	1411 SW 5 AVE, DEERFIELD BEACH, FL 33441	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 12-6-19 \$100 PER DAY \$80 PROSECUTION COST
19090106	VOLTAIRE,MIRTHA H/E VOLTAIRE,INNOCENT/LANDSCAPE	1320 SW 5 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - 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(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	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 12-6-19 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST

			Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-75(3)(a) - Residential walls, fences and hedges. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) 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	
19090102	RAMOS,GEORGE TARDI LE DAVIS,ANNA M ETAL/LANDSCAPE	611 SW 11 ST, DEERFIELD BEACH, FL 33441	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 12-6-19 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST

			Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading	
19010051/ The violations listed are the same for cases 19010051 to 19010038	TRIANA INVESTMENTS GROUP LLC /LANDSCAPE	1337 S DIXIE 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 NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010055	ALFRED,JACSON	399 SW 13 PL, DEERFIELD BEACH, FL 33441 609	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010060	DEERFIELD INVESTMENTS GROUP INC	399 SW 13 PL, DEERFIELD BEACH, FL 33441 606	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010061	DEERFIELD INVESTMENTS GROUP INC	399 SW 13 PL, DEERFIELD BEACH, FL 33441 607	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010062	DEERFIELD INVESTMENTS GROUP INC	399 SW 13 PL, DEERFIELD BEACH, FL 33441 621	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010059	DEERFIELD INVESTMENTS GROUP INC	399 SW 13 PL, DEERFIELD BEACH, FL 33441 624	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010057	BARWOOD GROUP INC	399 SW 13 PL, DEERFIELD BEACH, FL 33441 602	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010058	BARWOOD GROUP INC	399 SW 13 PL, DEERFIELD BEACH, FL 33441 613	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010065	BARWOOD GROUP INC	1331 S DIXIE HWY, DEERFIELD BEACH, FL 33441 304	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010067	BARWOOD GROUP INC	1333 S DIXIE HWY, DEERFIELD BEACH, FL 33441 203	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010010	BARWOOD GROUP INC	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 421	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010050	BARWOOD GROUP INC	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 520	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010056	MORTGAGE FUNDING CORP OF AMERICA INC	399 SW 13 PL, DEERFIELD BEACH, FL 33441 616	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010070	CONZE,KERNES	1333 S DIXIE HWY, DEERFIELD BEACH, FL 33441 202	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19030107	DEERFIELD INVESTMENTS GROUP INC	1331 S DIXIE HWY, DEERFIELD BEACH, FL 33441 322	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19030108	ROBITAILLE,GLEN RICHARD	1331 S DIXIE HWY, DEERFIELD BEACH, FL 33441 324	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19030114	DEERFIELD INVESTMENTS GROUP INC	1331 S DIXIE HWY, DEERFIELD BEACH, FL 33441 318	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19030112	DEERFIELD INVESTMENTS GROUP INC	1331 S DIXIE HWY, DEERFIELD BEACH, FL 33441 314	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010071	DEERFIELD INVESTMENT GROUP INC	1333 S DIXIE HWY, DEERFIELD BEACH, FL 33441 204	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010074	DEERFIELD INVESTMENTS GROUP INC	1333 S DIXIE HWY, DEERFIELD BEACH, FL 33441 213	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19030110	DEERFIELD INVESTMENTS GROUP INC	1331 S DIXIE HWY, DEERFIELD BEACH, FL 33441 307	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010068	DEERFIELD INVESTMENTS GROUP INC	1333 S DIXIE HWY, DEERFIELD BEACH, FL 33441 214	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19030113	DEERFIELD INVESTMENTS GROUP INC	1331 S DIXIE HWY, DEERFIELD BEACH, FL 33441 303	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19030105	DEERFIELD INVESTMENTS GROUP INC	1331 S DIXIE HWY, DEERFIELD BEACH, FL 33441 311	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19030106	CAUVIN,MARAINÉ	1331 S DIXIE HWY, DEERFIELD BEACH, FL 33441 317	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010034	SCHREIER, RAGNAR	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 524	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010076	DEERFIELD INVESTMENTS GROUP INC	1333 S DIXIE HWY, DEERFIELD BEACH, FL 33441 219	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010075	DEERFIELD INVESTMENTS GROUP INC	1333 S DIXIE HWY, DEERFIELD BEACH, FL 33441 223	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010016	DEERFIELD INVESTMENTS GROUP INC	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 402	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010018	DEERFIELD INVESTMENTS GROUP INC	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 405	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010022	OPPERMAN,WILLIAM	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 424	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010044	EUTHENIA USA LLC	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 523	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010043	EUGENE, RAMCES	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 519	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010046	FLORES, ALVARO A	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 516	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010073	SINGH, CHITRA	1333 S DIXIE HWY, DEERFIELD BEACH, FL 33441 218	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010077	GEFFRARD,MARIE THERESE H/E GEFFRARD,ST JUSTE	1333 S DIXIE HWY, DEERFIELD BEACH, FL 33441 215	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010053	TOLANI,CHANDNI N	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 515	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010035	DEERFIELD INVESTMENTS GROUP INC	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 518	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010032	CIANCHI,JULIO C	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 512	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010049	KAPOK INVESTMENT PROPERTIES INC	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 506	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19030109	DEERFIELD INVESTMENT GROUP INC	1331 S DIXIE HWY, DEERFIELD BEACH, FL 33441 305	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010051	SAINTIL,FANISE	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 505	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010048	MORTGAGE FUNDING CORP OF AMERICA INC	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 507	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010180	MORTGAGE FUNDING CORP OF AMERICA	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 504	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010042	MORTGAGE FUNDING CORP OF AMERICA	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 503	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010052	SOBRINHO, ANETE R	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 501	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010025	RAMOS, GILMAR	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 416	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010028	SANTO,MAURICIO	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 415	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010009	AXXON RENT REV LAND TR AXXON RENT LLC TRSTEE	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 401	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010008	ANCONETANI,ANA KARINA MOLENTINO,PAOLA	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 423	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010017	DEERFIELD INVESTMENT GROUP INC	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 410	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010015	DEERFIELD INVESTMENTS GROUP INC	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 411	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010012	DEERFIELD INVESTMENT GROUP INC	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 413	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010036	DEERFIELD INVESTMENTS GROUP INC	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 502	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010019	DEERFIELD INVESTMENTS GROUP INC	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 418	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010014	MARTIN,SARAY	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 420	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010026	RIBEIRO,MARCOS PIRES JR	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 419	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010023	PITA,ANTONIO RODRIGUES JR	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 417	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010031	ALMONOR,NICAISE	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 522	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010007	ALMONOR,NICAISE	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 414	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010027	RIBEIRO,MARGARETH	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 412	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010030	SUNNY QUEST HOLDINGS LLC	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 409	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010011	CASIMIR,JAQUOT	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 408	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010021	LACOMBE,GUERTA	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 407	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010013	TRIANA INVESTMENTS GROUP LLC	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 406	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010024	SUNRISE AFFORDABLE HOUSING LLC	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 404	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010029	SAINT LOUIS,JACCINETTE	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 403	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010039	DOS SANTOS,ADRIANA DOS SANTOS,MAURYSIO	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 514	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010020	DOS SANTOS,MAURYSIO DOS SANTOS,ADRIANA	1335 S DIXIE HWY, DEERFIELD BEACH, FL 33441 422	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010041	DEERFIELD INVESTMENTS GROUP INC	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 521	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010064	AXXON RENT REV LAND TR AXXON RENT LLC TRSTEE	1333 S DIXIE HWY, DEERFIELD BEACH, FL 33441 224	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

19010037	DEERFIELD INVESTMENTS GROUP INC	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 517	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010040	DEERFIELD INVESTMENTS GROUP INC	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 511	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010045	DEERFIELD INVESTMENTS GROUP INC	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 510	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY
19010038	DEERFIELD INVESTMENTS GROUP INC	1337 S DIXIE HWY, DEERFIELD BEACH, FL 33441 508	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY

			CODE Section 98-16 - Maintenance of development	
19100015	VALCOURT,ALEX VALCOURT,KATTIA THONY	1250 SW 5 AVE, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes	RESPONDENT WAS PRESENT- ALEX VALCOURT FINDING OF FACT ORDER ISSUED COST WAIVED
19100029	CLAYTON,BRENDA	105 NE 7 CT, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes	RESPONDENT NOT PRESENT FINDING OF FACT ORDER ISSUED COST WAIVED
19100016	CHINAPOO,BRENDA	211 SE 2 AVE, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes	RESPONDENT NOT PRESENT FINDING OF FACT ORDER ISSUED COST WAIVED

19100017	THOMAS,DONALD K	154 SE 2 CT, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes	RESPONDENT NOT PRESENT FINDING OR FACT ORDER ISSUED COST WAIVED
19090117	381 THE COVE LLC	381 SE 15 AVE, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes	RESPONDENT NOT PRESENT FINDING OF FACT ORDER ISSUED COST WAIVED
19090089	DUNN,ROBIN	421 NE 39 ST, DEERFIELD BEACH, FL 33064	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes	RESPONDENT NOT PRESENT FINDING OF FACT ORDER ISSUED COST WAIVED

19100118	THOMPSON,DAVID L LE GASSETT- WILLIAMS,CHELSEA	4301 NE 6 AVE,DEERFIELD BEACH, FL 33064	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes	RESPONDENT WAS PRESENT- LORITA WHITE CONTINUED TO 12-10-19
17080122	STAFFORD PLACE PRAXIS LIMITED PARTNERSHIP/Attorney Michael J. Marrero	1101 SW 15 ST, DEERFIELD BEACH, FL 33441 101	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 Section 98 - 88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(f) Off-street parking and loading	RESPONDENT WAS PRESENT- ATTORNEY MICHAEL J MARRENO STATUS HEARING ON 11-20-19

19080141	DE LIMA, RONALDO LUIS	340 NW 46 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. 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 NOT PRESENT CONTINUED TO 12-10-19
19080018	HERSKOVITZ, MIRESA & ILANA /LANDSCAPE	286 NEWPORT R , 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 12-6-19 \$100 PER DAY \$80 PROSECUTION COST

19080244	ABRAHAM,GEORGE M	251 NW 43 PL, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas standards	RESPONDENT NOT PRESENT FINAL ORDER VACATED
19080246	MVP ANGEL PROPERTIES LLC /LANDSCAPE	4741 NE 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(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT CONTINUED TO 12-10-19
19080252	SUAREZ,ERIC J MATOS,SHARICK/BUILDING PERMITS	250 NW 43 PL, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98- 113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED 30 DAYS

19080253	GABRIEL,EVE H/E LEON,JEAN LOUIS/LANDSCAPE	220 NW 43 PL, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT EXTENDED TO 12-6-19
19080143	JEAN-LOUIS,RAPHAEL H/E TELFORT,BENITA/LANDSCAPE	4412 NW 5 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- RAPHAEL JEAN LOUIS EXTENDED TO 12-6-19
19080142	CHARLES,DOMINGOS M	332 NW 46 ST, DEERFIELD BEACH, FL 33064 RESPONDENT N	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. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-1-19 FOR \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST

			88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(L)(1)(a-g) - Tree preservation	
19080257	EXCELL HOMEVESTOR LLC /LANDSCAPE	211 NW 43 PL, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT EXTENDED TO 12-6-19
19080290	FIVE PROPERTY INVESTMENT LLC /LANDSCAPE	4342 NW 4 AVE, DEERFIELD BEACH, FL 33064	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. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS	RESPONDENT NOT PRESENT EXTENDED TO 12-6-19

			Section 14-74 - Display of street numbers on buildings	
19080195	BROWN,FELICIA & RICHIE	320 NW 37 ST, DEERFIELD BEACH, FL 33064	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY- Section 34-160 -Parking or storage for over 72 hours restricted	RESPONDENT NOT PRESENT EXTENDED TO 12-6-19
19080201	FLEURISSAINT,BYNEL & NERETTE V /LANDSCAPE	4309 NW 6 AVE, 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 IV. - SUPPLEMENTARY REGULATIONS Section 98- 80.(v) - Landscape requirements.	RESPONDENT NOT PRESENT EXTENDED TO 12-6-19

19080205	M & W BUSINESS CORP /LANDSCAPE	4313 NW 6 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 EXTENDED TO 12-6-19
19080209	BENDER,KENNETH /LANDSCAPE	4317 NW 6 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 EXTENDED TO 12-6-19
19080210	FENIX MARBLE & GRANITE INC /LANDSCAPE	4501 NW 6 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 EXTENDED TO 12-6-19
19080211	WALKER APARTMENTS LLC /LANDSCAPE	4505 NW 6 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 EXTENDED TO 12-6-19

19080215	SILVA,NILSON /LANDSCAPE	4340 NW 5 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- THIOFO MACHADO EXTENDED TO 12-6-19
19080138	PAIVA,MARCIANA S /LANDSCAPE	4348 NW 5 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 EXTENDED TO 12-6-19
19080166	DAVIS,JEANNIE /LANDSCAPE	4515 NW 3 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 EXTENDED TO 12-6-19
19080177	SANTOS,IRAN F SANTOS,NANCI F/LANDSCAPE	1041 NW 45 ST, DEERFIELD BEACH, FL 33064 1	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT EXTENDED TO 12-6-19

19080174	CSMA FT LLC /LANDSCAPE	3811 NW 4 AVE, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading 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 EXTENDED TO 12-6-19
19070057	FUSIKOVA,IVANA	261 NE 42 ST, 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 IV. - SUPPLEMENTARY REGULATIONS Section 98-80.(v) - Landscape requirements	RESPONDENT NOT PRESENT EXTENDED TO 12-6-19

19080225	ABI-ALI,SAYONARA /LANDSCAPE & BUILDING PERMITS	4710 NW 12 DR, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-74 - Display of street numbers on buildings Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(d)(1) - Tree preservation. 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 EXTENDED TO 12-6-19
19080226	RODRIGUEZ,JOHN CARLOS H/E RODRIGUEZ,NATANY/LANDSCAPE & BUILDING PERMITS	5051 NE 6 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	RESPONDENT NOT PRESENT EXTENDED TO 12-6-19

			building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - 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 14-74 - Display of street numbers on buildings Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	
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19080238	PEREIRA,CARLOS /LANDSCAPE	4354 NW 4 AVE, DEERFIELD BEACH, FL 33064	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. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(d)(1) - Tree preservation	RESPONDENT NOT PRESENT EXTENDED TO 12-6-19
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19080239	COLAS,ERNST COLAS,FRANTZ/LANDSCAPE	4402 NW 4 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards 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 Section 98 - 88(j)(1) Off-street parking and loading	RESPONDENT NOT PRESENT EXTENDED TO 12-6-19
19100116	STARBUCK,GARRETT	730 SW 11 CT, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11-15-19 \$100 PER DAY \$80 PROSECUTION COST

19100123	PALMIERI,VITTORIO	441 SW 10 CT, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11-15-19 \$100 PER DAY \$80 PROSECUTION COST
19100124	PALMIERI,VITTORIO	421 SW 10 CT, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11-15-19 \$100 PER DAY \$80 PROSECUTION COST
19100125	PALMIERI,VITTORIO	381 SW 10 CT, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11-15-19 \$100 PER DAY \$80 PROSECUTION COST
19100126	PALMIERI,VITTORIO	351 SW 10 CT, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11-15-19 \$100 PER DAY \$80 PROSECUTION COST

19100127	PALMIERI,VITTORIO	341 SW 10 CT, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11-15-19 \$100 PER DAY \$80 PROSECUTION COST
18120041	METZLER, MARK	900 SE 8 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14- 105(7) - Exterior building and structure standards. 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 Section 98 - 88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE	RESPONDENT WAS PRESENT BUT NOT HEARD- ATTORNEY ANDY PONNOCK SETTLEMENT AGREEMENT ON FILE

			IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(f) 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	
18080021	PREMIERE AUTOMOBILES SALES INC/Eagle Roofing Products Florida LLC/ Attorney Richard Dewitt & Kelly Kolb	1801 SW 42 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 CONTINUED TO 12-10-19
19010123	NUNNAKER TRACY C EST/SEVEN SEAS GLOBAL TRADING LLC	4339 NW 3 TER, 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 IV. - SUPPLEMENTARY	RESPONDENT WAS PRESENT GAUTAM CHOUDHARI SETTLEMENT IN THE AMOUNT OF \$4,500 TO BE PAID IN FULL BY 12-10-19

			REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading.	
19070029	817 EASTWAY PARK 17 LAND TR LICHMAN, CATHERINE ANN TRSTEE	817 SE 17 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - 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	RESPONDENT NOT PRESENT ORDER AMENDED TO INCLUDE ABATEMENT FOR 10 DAY COMPLIANCE

			REGULATIONS Sec. 98-80.(n)(1-2) - Landscape requirements	
17100012	GRECO, THOMAS M, GRECO RALPH J	541 SE 3 CT, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY- Section 34-160 -Parking or storage for over 72 hours restricted.	RESPONDENT WAS PRESENT- THOMAS GRECO FINE OF \$180 TO BE PAID IN FULL BY 12-10-19

SPECIAL MAGISTRATE MINUTES
CITY OF DEERFIELD BEACH, FLORIDA

Eugene Steinfeld

Date

CODE COMPLIANCE OF DEERFIELD BEACH

MINUTES OF A CODE COMPLIANCE HEARING

November 19, 2019

Douglas Gonzales

Presiding

Special Magistrate Douglas Gonzales in the City Commission Room called the meeting to order at 1:30 P.M.

PRESENT: Bernard Pita, Code Compliance Manager
Lenore Graber, Senior Code Compliance
Gregory Wienbarg, Code Compliance Inspector
Jean Placide, Code Compliance Inspector
Angelica Morales, Code Compliance Inspector
Marcio Chaves, Code Compliance Inspector
Sheryl Salvage, Code Compliance Inspector
Silvio Baca, Code Compliance Inspector
Winlett Banton-Jordan, Special Magistrate Clerk

For the record Shariann Pearson, Special Magistrate Clerk, swore the attendees.

	<u>Case Nr.</u>	<u>Owner Name</u>	<u>Property Address</u>	<u>Violation</u>	<u>Disposition</u>
11	19100040/zoning	BUSHEY,MATTHEW BUSHEY,MICHAEL F	1313 SW 1 TER, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 66 - TRAFFIC AND VEHICLES Section 66- 117.(a) - Parking prohibitions; enforcement.	RESPONDENT WAS PRESENT- MATTHEW BUSHEY FINAL ODER ISSUED COMPLY BY 2-21-20 \$125 PER DAY PER VIOLATION \$80 PROSECUTION COST
12	19050043/ bldg	JOSEPH,PRINCIPAL	4351 NE 6 TER, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98- 113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED TO 1-29-2020
13	19080152	US BANK NA TRSTEE % OCWEN LOAN SERVICING LLC	182 SE 10 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(2) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-15-19 FOR \$150 PER DAY PER VIOLATION

				Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-69.(g) - Preparation and storage of residential refuse	
15	19100011/ bldg	MOORER,MARGARET F MOORER,EPHRAIM ETAL	417 NE 1 AVE, DEERFIELD BEACH, FL 33441	Section 110.15 Building Safety Inspection Sec 110.15 (B)(1) Building Safety Inspection 40 Year	RESPONDENT WAS PRESENT- EPHRAIM MOORER FINAL ORDER ISSUED COMPLY BY 2-21-20 \$100 PER DAY \$80 PROSECUTION COST
16	19100012/ bldg	POITIER,SEBREN E	772 N DEERFIELD AVE, DEERFIELD BEACH, FL 33441	Section 110.15 Building Safety Inspection Sec 110.15 (B)(1) Building Safety Inspection 40 Year	RESPONDENT NOT PRESENT CONTINUED TO 1-29-2020

19	19100157/ bldg	MOISE,JEAN S H/E MOISE,MARIE A	1320 SW 7 AVE, 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 WAS PRESENT- KAREN MOISE TESTIMONY GIVEN FINAL ORDER ISSUED COMPLY BY 1- 24-2020 \$75 PER DAY \$80 COST
20	19100046/ vacation rental	DUVANOVA,SVETLANA	870 SE 14 AVE, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CONTINUED TO 1-29-2020
22	19100048/ vacation rental	MESHKOV,VARVARA ASRIYEVA,LARISSA M	418 SE 2 CT, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CONTINUED TO 1-29-2020

24	19100051/ vacation rental	WHOLEY,KATHLEEN	834 SE 20 AVE, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT WAS PRESENT – ATTORNEY THOMAS JOHNSTON CONTINUED TO 3- 25-2020
25	19100053/ vacation rental	GOPEESINGH,MITRA	57 DEER CREEK RD, DEERFIELD BEACH, FL 33442 F105	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CONTINUED TO 1-29-2020
30	19100058/ vacation rental	MANNARINO,CLAIRE MANNARINO,GUY	1924 NE 2 ST, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CONTINUED TO 1-29-2020

34	19100007/bldg	NORTH BROWARD HOSPITAL DISTRICT DBA BROWARD HEALTH	1 W SAMPLE RD, DEERFIELD BEACH, FL 33064	Section 110.15 Building Safety Inspection Sec 110.15 (B)(1) Building Safety Inspection 40 Year	RESPONDENT NOT PRESENT CONTINUED TO 1-29-2020
35	19100008/bldg	MARINA FIRST LLC	790 NW 1 AVE, DEERFIELD BEACH, FL 33441	ection 110.15 Building Safety Inspection Sec 110.15 (B)(1) Building Safety Inspection 40 Year	RESPONDENT WAS PRESENT -ATTORNEY DEENA GRAY CONTINUED TO 1-29-2020
37	19090025/cm with cost	FALLO,BASIL R EST	326 SW 32 AVE, DEERFIELD BEACH, FL 334	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(6) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards.	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST

39	18080163	VETTO,ROBERT & REGINA	14 NW ELLER ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8) - 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 WAS PRESENT -ATTORNEY CHRISTINA BILENKI EXTENDED TO 2-21-2020
40	19040047	PBH DEER CHASE LL	4400 NW 6 ST, DEERFIELD BEACH, FL 33442 101	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- SARAH BLACK CONTINUED TO 1-29-20

42	17120057/zoning	STROWBRIDGE,ROOSEVELT & ELLA R / Atty. Thomas Johnston	230 SW 7 CT, DEERFIELD BEACH, FL 33441	Chapter 66 - TRAFFIC AND VEHICLES DIVISION 3. - REGULATIONS, GENERALLY Section 66-59. (c)(1)(a)- Parking on residentially zoned lots. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE III. - ZONING DISTRICT REGULATIONS Sec. 98-46(a-b) - RS-7 residence, single- family. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98- 88.(b) - Off-street parking and loading.	RESPONDENT WAS PRESENT – ATTORNEY THOMAS JOHNSTON CONTINUED TO 1-29-2020
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43	19100149	LEONARD ASSOCIATES INC	1662 W HILLSBORO BLVD, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 46 - OFFENSES Section 46-33(k) Littering	RESPONDENT WAS PRESENT- ANN CHACKMAN CONTINUED TO 1-29-2020
45	19090103/zoning	SHOPPES AT DEERFIELD LLC	814 S FEDERAL HWY, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-54(a) ARTICLE III. - ZONING DISTRICT REGULATIONS - B-2 highway business.	RESPONDENT NOT PRESENT CONTINUED TO 1-29-2020
46	19090087/sign	SAWGRASS PROMENADE % CENTRECORP MGMT SERVICES INC	1301 S MILITARY TRL, DEERFIELD BEACH, FL 33442	Chapter 102 - Signs Section 102-14.(b) - Maintenance, violations, enforcement and remedies.	RESPONDENT NOT PRESENT CONTINUED TO 1-29-2020

47	19050031/ landscape	DURHAM,NAOMI	346 SW 31 AVE, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98- 80(h)(2) - Landscape requirements.	RESPONDENT WAS PRESENT – NAOMI DURHAM EXTENDED TO 1-14-2020
50	19100103/nab	MAXIM CRANE WORKS LP	2070 NW 40 CT, DEERFIELD BEACH, FL 33064	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT NOT PRESENT CONTINUED TO 2-26- 2020
51	19100108	925 OCEAN PLACE LLC	925 SE 20 AVE, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98- 71(c)(7) - Lot regulations	RESPONDENT NOT PRESENT CONTINUED TO 1-29- 2020

54	19100138/nab	LIMAI PROPERTY INVESTMENTS CORP	480 SE 12 AVE, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT NOT PRESENT NUISANCE ABATEMENT FINAL ORDER ISSUED COMPLY BY 11-29-19 \$150 PER DAY \$80 PROSECUTION COST
55	19100044/landscape	PARIC,MATTHEW PARIC,MAUREEN	1330 SE 14 DR, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98- 75(1)(b) - Residential walls, fences and hedges.	RESPONDENT NOT PRESENT CONTINUED TO 1-29- 2020
62	19090107	ADAIR,JUDITH A	904 SE 13 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8) - 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 CONTINUED TO 1-29- 2020

				Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-69.(g) - Preparation and storage of residential refuse Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98- 88.(b) - Off-street parking and loading.	
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64	19080326/ vacation rental/ cm with cost	1938 NE 7 LLC	1938 NE 7 ST, DEERFIELD BEACH, FL 33441 1-6	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
65	19070014/nab	JOYCE THOMPSON REV TR CARTER,APRIL JEAN	305 NW 7 CT, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT NOT PRESENT FINES IMPOSED FOR 11-15-19 FOR \$100 PER DAY
66	19080085	SUNRIDER BEACH RESORT LLC ATTN: AUDREY	100 NE 20 TER, 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 NOT PRESENT EXTENDED TO 1-24-2020

67	19090009	ALTIER,CUTLER ALTIER,CARLY	550 RIVER OAK LN, 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 EXTENDED TO 1-29-2020
68	19090022/bldg	KADISH,ROZANNE	1223 SE 7 CT, 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 EXTENDED TO 1-29-2020
69	18020099/nab	OCEAN HARBOR ASSN INC	816 SE 21 AVE, DEERFIELD BEACH, FL 33441	Chapter 102 - Signs Chapter 102 - Signs Section 102- 8(d)(1)(A-D)	RESPONDENT NOT PRESENT CONTINUED TO 3-25- 2020

71	19080161	DE MORAIS, LENI R	3920 NW 3 AVE, DEERFIELD BEACH, FL 33064	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT NOT PRESENT CONTINUED TO 1-29- 2020
72	19080028/ landscape	MEDINA, BARRY	363 SW 35 AVE, DEERFIELD BEACH, FL 33442 A-B	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98- 80.(n)(1-2) - Landscape requirements.	RESPONDENT NOT PRESENT CONTINUED TO 1-29- 2020
74	19090058	RESTREPO, ASDRUBAL	1230 SW 6 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT-ASDRUBAL RESTREPO EXTENDED TO 1-24-2020
75	19090061/ cm with cost	SAINT PIERRE, MARIO	3345 SW 2 ST, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST

				80(N)(1) - Landscape Requirements.	
76	19080259	WORRALL,JANICE D	341 SW 15 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. 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 Section 98-88.(b) - Off-street parking and loading.	RESPONDENT WAS PRESENT- JANICE WORRALL EXTENDED TO 1-24-2020

79	19090097/ landscape	TAH 2017-1 BORROWER LLC % TRICON AMERICAN HOMES LLC	920 NE 50 CT, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98- 80.(u) - Landscape requirements. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98- 80.(n)(1-2) - Landscape requirements.	RESPONDENT WAS PRESENT- YOLENE RENE TANIA RENE FINAL ORDER ISSUED COMPLY BY 1-24-20 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST
80	19090104	STYLES,BETTYE	930 NE 51 ST, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98- 80.(n)(1-2) - Landscape requirements.	RESPONDENT NOT PRESENT CONTINUED TO 12-10-19

86	19080046/cu	WILLIAMS,DERRICK	250 NW 38 PL, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT CONTINUED TO 1-2-2020
87	19080313	SOEIRA,FABIO	1457 SW 26 AVE, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- FABIO SOEIRA CONTINUED TO 1-29-2020
88	19080315/ landscape	DE OLIVEIRA,PEDRO	170 NW 44 ST, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98- 113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED TO 1-29-2020
89	19080282	HARDEN,BARBARA	324 NW 46 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- JOHN HARDEN CONTINUED TO 1- 29-2020

90	19080283	TENUTTA,PATRICIA B M	328 NW 46 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- PATRICIA TENUTTA CONTINUED TO 1-29-20
92	18040057	MILLER,SHIRLENE A H/E MILLER,DAVID	561 SE 2 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. 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 46 - OFFENSES Section 46-13 - Trees, bushes	RESPONDENT NOT PRESENT CONTINUED TO 2-26- 2020

				and shrubs—Encroaching on public right-of-way. Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-69.(g) - Preparation and storage of residential refuse Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading.	
94	19080263	OSSLUND,ERNEST N	371 NW 46 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- ERNEST OSSLUND EXTENDED TO 1- 21-2020

95	19080264	OLIVEIRA,LUCIENE	367 NW 46 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 FINES IMPOSED AS OF 11- 15-19 FOR \$100 PER DAY
96	19080267	GULLEY,NELL D	356 NW 46 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-74 - Display of street numbers on buildings. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11- 15-19 FOR \$100 PER DAY PER VIOLATION

97	19080309	LAVEUS,GISELE H/E BERTHOMIEUX,BERSON H/E ETAL	440 NW 46 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 CASE COMPLIED AT THE HEARING
98	19080055/bldg	ROOPCHAN,POORAN & ROOKMIN	4040 NW 3 TER, 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 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT -SHANE ROOPCHAN FINES IMPOSED AS OF 11-15-19 FOR \$125 PER DAY PER VIOLATION
100	19080042	HEELAN,CYNTHIA	4326 NW 4 AVE, 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. -	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11- 15-19 FOR \$75 PER DAY PER VIOLATION

				SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading.	
101	19080298	RIBEIRO,CELIO BARRETO	510 NW 46 ST, DEERFIELD BEACH, FL 33064	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 11-15-19 FOR \$100 PER DAY
102	19080329/ cm with cost	RENTERIA,MICHAELA	316 NW 43 PL, 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.	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST

				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 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 Section 98 - 88(j)(1) Off-street parking and loading.	
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103	19080330/ paid cost	FLORES,ALEIDA O	305 NW 43 PL, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- ALEIDA FLORES EXTENDED TO 1-24-2020
104	19080333	EXCELL HOMEVESTORS LLC	201 NW 44 ST, 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 IV. - SUPPLEMENTARY REGULATIONS Section 98- 81(L)(1)(a-g) - Tree preservation.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11- 15-19 FOR \$125 PER DAY PER VIOLATION
105	19080317	MONTEIRO,IOLANDA MAGALHAES	410 NW 46 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 FINES IMPOSED AS OF 11-15-19 FOR \$100 PER DAY

106	19080321	PHAM TUYET H/E OH,SE YONG	401 NW 46 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- PHAM TUYET CERTIFIED WITH \$80 PROSECUTION COST
107	19080325/landscape	FRANCILLON,ERNST	501 NW 43 PL, 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 IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. -	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11- 15-19 FOR \$125 PER DAY PER VIOLATION

				SUPPLEMENTARY REGULATIONS Section 98- 81(d)(1) - Tree preservation.	
108	19080120	POTTINGER,GILES	730 SW 14 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 REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading.	RESPONDENT WAS PRESENT- GILES POTTINGER EXTENDED TO 1-24- 2020
109	19100080	ACOCELLA,FRANK J	1107 SE 13 CT	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11- 15-19 FOR \$100 PER DAY

110	17080122	STAFFORD PLACE PRAXIS LIMITED PARTNERSHIP/ Atty Michael Marrero	1101 SW 15 ST	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 Section 98 - 88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98- 88.(f) Off-street parking and loading.	RESPONDENT NOT PRESENT CONTINUED TO 12-10-19
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111	19100116	STARBUCK,GARRETT	730 SW 11 CT	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11- 15-19 FOR \$100 PER DAY
112	19100123/ cm with cost	PALMIERI,VITTORIO	441 SW 10 CT	Chapter 34 - ENVIRON ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT NOT PRESENT REVISED FINAL ORDER FOR FINDING OF FACT ORDER. COST WAIVED
113	19100124/ cm with cost	PALMIERI,VITTORIO	421 SW 10 CT	Chapter 34 - ENVIRON ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT NOT PRESENT REVISED FINAL ORDER FOR FINDING OF FACT ORDER. COST WAIVED

114	19100125/ cm with cost	PALMIERI,VITTORIO	381 SW 10 CT	Chapter 34 - ENVIRON ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT NOT PRESENT REVISED FINAL ORDER FOR FINDING OF FACT ORDER. COST WAIVED
115	19100126/ cm with cost	PALMIERI,VITTORIO	351 SW 10 CT	Chapter 34 - ENVIRON ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT NOT PRESENT REVISED FINAL ORDER FOR FINDING OF FACT ORDER. COST WAIVED
116	19100127/ cm with cost	PALMIERI,VITTORIO	341 SW 10 CT	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT NOT PRESENT REVISED FINAL ORDER FOR FINDING OF FACT ORDER. COST WAIVED.

A	16080231	RODGERS,DAVID K & KAREN A	300 NW 43 PI	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98- 113(a) Building permits	RESPONDENT WAS PRESENT – KAREN RODGERS FINES MITIGATED FOR \$9,080 TO BE PAID BY 5- 27- 2020
B	15090154	EIRE WAREHOUSE 2 LLC/ Atty Andrew Schein	942 S DEERFIELD AVE	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7). - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8). - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-74. - Display of street numbers on buildings. Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES DIVISION 2. - SANITARY NUISANCES - Section 34-	RESPONDENT WAS PRESENT - ATTORNEY ANDREW SCHEIN FINES MITIGATED FOR A TOTAL OF \$30,214 INCLUDING \$80 COST FOR ALL CASES TO BE PAID BY 1-20-2020

				57(a)(1). - Declaration of nuisance. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(f) Off-street parking and loading.	
C	19030024	EIRE WAREHOUSE 2 LLC/ Atty Andrew Schein	942 S DEERFIELD AVE	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND	RESPONDENT WAS PRESENT - ATTORNEY ANDREW SCHEIN FINES MITIGATED FOR A

				ENFORCEMENT Section 98-113(a) Building permits	TOTAL OF \$30,214 INCLUDING \$80 COST FOR ALL CASES TO BE PAID BY 1-20-2020
D	13-4185	EIRE WAREHOUSE 2 LLC/ Atty Andrew Schein	972 S DEERFIELD AVE	98-113A BUILDING PERMITS	RESPONDENT WAS PRESENT - ATTORNEY ANDREW SCHEIN FINES MITIGATED FOR A TOTAL OF \$30,214 INCLUDING \$80 COST FOR ALL CASES TO BE PAID BY 1-20-2020
E	18030074	VAN ORDEN,ARLENE EST / Donna Shoucair	3801 NE 4 TER	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(5) - Exterior	RESPONDENT WAS PRESENT- DONNA SHOUCAIR FINES MITIGATED FOR \$10,080 TO BE PAID BY 1-29-2020

				building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. 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 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY	
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				REGULATIONS Section 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	
F	19070137	FILS-AIME,MARIE R H/E FILS-AIME,GERARD	931 NE 51 ST	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 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-80(n) - Landscape requirements.	RESPONDENT WAS PRESENT-MARIE FILS-AIME FINES MITIGATED FOR \$280 TO BE PAID BY 2-26-2020

G	13-2139	TEXBATAL LLC/ Stan Switzer	641 NE 43 CT	31-91 INOPERATIVE VEHICLE PARKING	RESPONDENT WAS PRESENT - STAN SWITZER FINES MITIGATED TO \$2,000 TO BE PAID BY 1-29-2020
H	18040141	DORELUS,ECNERT DORELUS,ROSANA	4617 NW 7 ST	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT WAS PRESENT- DOUGLAS MARIANO SPECIAL MAGISTRATE ISSUED RELEASE OF LIEN
I	15120071	STEINMAUER FUND XI	146 NW 41 CT	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1). - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(5). - Exterior building and structure standards. Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VI. - ABANDONED	RESPONDENT NOT PRESENT SPECIAL MAGISTRATE ISSUED VACATE ON FINAL ORDER

				REAL PROPERTY Section 34-101.(a)- Maintenance requirements.	

SPECIAL MAGISTRATE MINUTES
CITY OF DEERFIELD BEACH, FLORIDA

Douglas Gonzales, Special Magistrate

Date

CODE COMPLIANCE OF DEERFIELD BEACH

MINUTES OF A CODE COMPLIANCE HEARING

December 10, 2019

Eugene Steinfeld Presiding

Special Magistrate Eugene Steinfeld in the City Commission Room called the meeting to order at 9:30 AM.

PRESENT: Bernard Pita, Code Compliance Supervisor
Lenore Graber, Sr Code Compliance Inspector
Jean Placide, Code Compliance Inspector
Angelica Morales, Code Compliance Inspector
Marcio Chavez, Code Compliance Inspector
Greg Wienbarg, Code Compliance Inspector
Sheryl Salvage, Code Compliance Inspector
Silvio Baca, Code Compliance Inspector
Winlett Banton-Jordan, Special Magistrate Clerk

For the record Shariann Pearson, Special Magistrate Clerk, swore the attendees.

	<u>Case Nr.</u>	<u>Owner Name</u>	<u>Property Address</u>	<u>Violation</u>	<u>Disposition</u>
2	19030083	LEWIS,JOHNNIE JR	170 SE 3 ST, DEERFIELD BEACH, FL 33441 A	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58- 68.(b)(1-2) - Collection scheduling and placement.	RESPONDENT NOT PRESENT CONTINUED TO 1-14-2020
3	19070049	FLORIDA CONFERENCE ASSN OF SEVENTH-DAY ADVENTISTS	1250 SE 6 AVE, DEERFIELD BEACH, FL 33441	Chapter 102 - Signs Section 102-14.(a) - Maintenance, violations, enforcement and remedies. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT WAS PRSENT – LAUVINE DEJUSMA CONTINUED TO 2-11-2020
4	19070050	NORTH BROWARD LODGE NO 404 INC	1280 SE 6 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-6-19 FOR \$100 PER DAY PER VIOLATION

5	19070008/ zoning/cm with cost	MCHALE,KATHLEEN M MCHALE,THERESA LOUISE	12 NE 9 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 Section 98-88.(b) - Off-street parking and loading.	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
7	19100104	KING,LIANA	1239 SE 12 TER, DEERFIELD BEACH, FL 33441	Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(a) - Parking prohibitions; enforcement.	RESPONDENT NOT PRESENT CASE NOT HEARD. CONTINUED TO 1-14-2020
11	19100121/ post	BLOCK TO BEACH LLC	381 SE 20 AVE, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off- street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(f) Off-street parking and loading.	RESPONDENT NOT PRESENT CONTINUED TO 1-14-2020

12	19100145/ bldg/ post	J & C REMODELING GROUP CORP	214 SE 11 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - 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 FINAL ORDER ISSUED COMPLY BY 1- 10-2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST
24	19100071/ vacation	BAPTISTA,RINA V H/E BAPTISTA,ADONAY S	177 SW 7 ST, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT WAS PRESENT- RINA BAPTISTA FINAL ORDER ISSUED COMPLY BY 1-10-2020 \$100 PER DAY \$80 PROSECUTION COST

25	19100073	SEFTON,ROBERT W	1965 SE 4 ST, DEERFIELD BEACH, FL 33441 1-2	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-2020 \$100 PER DAY 80 COST PROSECUTION COST
26	19100074/ vacation rental/post	SIOUI,CHRISTIAN	1030 SE 14 DR, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CONTINUED TO 1-14-20
27	16100083/ landscape	HIGHLAND VILLAGE MHC LLC/ Atty Jon Hinden	4900 NE 2 Ave DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(c). - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT - ATTORNEY JON HINDEN CONTINUED TO 1-31-2020

28	19100066/ vacation rental/ post	JOHNSON, WILLIAM T & HUTER RAE	917 SE 16 ST, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT COMPLIED
31	19100078/ vacation rental	ARIAS,PEDRO	147 DEER CREEK BLVD, DEERFIELD BEACH, FL 33442 405	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT WAS PRESENT- PEDRO ARIAS COMPLIED
32	19100079/ vacation rental/ post	PACOLA,THAIS	721 SE 1 WAY, DEERFIELD BEACH, FL 33441 C17	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CONTINUED TO 1-14-2020
33	19100083/ vacation rental	MCQUAIDE,WILLIAM F EST C/O REX MCQUAIDE	1518 SE 12 CT, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CONTINUED TO 1-14-2020

34	19100062/ vacation rental/ post	DIGNON,GAVIN DIGNON,TARA	904 SE 12 ST, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CONTIUED TO 1-14-2020
35	19100063/ vacation rental	MENDILLO FAM IRREV TR MENDILLO,BARBARA LE ETAL/ Atty Steven Braverman	2051 NE 1 ST, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CONTIUED TO 1-14-2020
36	19100064/ vacation rental/ post	CARRON LLC	1984 NE 4 ST, DEERFIELD BEACH, FL 33441 C-D	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CONTIUED TO 1-14-2020
37	19090074/ vacation rental	BLACK RIVER REAL ESTATE CORP %MENEHINI MUNHOZ,VALMAR	1100 SE 12 TER, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-20 \$100 PER DAY

					\$80 PROSECUTION COST
38	19090076/ vacation rental	CACIC,JACK	1955 NE 4 ST, DEERFIELD BEACH, FL 33441 1-3	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1- 1-2020 \$100 PER DAY \$80 PROSECUTION COST
41	19100001/ bldg	BETHEL AME CHURCH OF DEERFIELD	370 N DEERFIELD AVE, DEERFIELD BEACH, FL 33441	Section 110.15 Building Safety Inspection Sec 110.15 (B)(1) Building Safety Inspection 40 Year	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-2020 \$100 PER DAY \$80 PROSECUTION COST

47	19110007/ post	MENDONCA,MARIA NAZARE	4410 NW 6 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 1-10-2020 \$100 PER DAY \$80 PROSECUTION COST
48	19110008/ landscape	DIVERSIFIED RE HOLDINGS LLC	551 NW 46 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT -TATIANA LEMON FINAL ORDER ISSUED COMPLY BY 1-10-2020 \$100 PER DAY \$80 PROSECUTION COST
49	19100090	LAKE ISLAND RENTALS LLC	560 NW 43 ST, DEERFIELD BEACH, FL 33064	BUILDING REGULATIONS Section 14- 106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED

					COMPLY BY 1-10-2020 \$100 PER DAY \$80 PROSECUTION COST
50	19100097/ landscape	LAKE ISLAND RENTALS LLC	420 NW 43 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 COMPLY BY 1-10-2020 \$100 PER DAY \$80 PROSECUTION COST
52	19100092/ post	EVARISTE, BERNARD	530 NW 43 ST, 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 IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off- street parking and loading.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST

53	19100093/ landscape	FASSEA,FRANCIS J LE POOLER,RONALD	510 NW 43 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 COMPLY BY 1-10-2020 \$100 PER DAY \$80 PROSECUTION COST
54	19100094/ post	SOTELLO,FRANCISCO & SOTELLO,VICTOR	500 NW 43 ST, 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 IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off- street parking and loading.	RESPONDENT WAS PRESENT- STEPHANIE SOTELLO CONTINUED TO 2-11-2020
55	19100095/ landscape/ post	RUSSELL,KARL H	470 NW 43 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 COMPLY BY 1-10-20 \$100 PER DAY

					\$80 PROSECUTION COST
56	19100096/ landscape/ post	TAH 2018-1 BOROWER LLC	460 NW 43 ST, 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 IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off- street parking and loading.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST
57	19100100/bldg/ post	F&L ARMSTRONG INVESTMENTS LLC	336 NW 43 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 COMPLY BY 1-10-2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST

58	19100106/ post	VIDRAH,ANDREW	4138 NW 1 DR, DEERFIELD BEACH, FL 33442	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 1-10-2020 \$100 PER DAY \$80 PROSECUTION COST
59	19100107/ post	WALDEN,TAMEKIA	4401 NW 3 TER, 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 1-10-2020 \$100 PER DAY \$80 PROSECUTION COST
61	19100152/ landscape	MEADOWLAKES ASSOCIATION INC	1260 S MILITARY TRL, DEERFIELD BEACH, FL 33442	DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT WAS PRESENT- ROBERT BOLLON ATTORNEY JEFF GREEN

					CONTINUED TO 3-10-2020
62	19100153/ post	ALCANTARA,RENATA	4321 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 1-10-2020 \$100 PER DAY \$80 PROSECUTION COST
63	19100165/post	ODISSE,JACQUELIN & ROSELLE	3430 SW 3 CT, 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 WAS PRESENT- JACQUELIN ODISSE

					CONTINUED TO 2-11-2020
64	19100082	MCCORMICK,MARIA J D	2250 DEER CREEK COUNTRY CLUB BLVD, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(d)(1) - Tree preservation. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(L)(1)(a-g) - Tree preservation.	RESPONDENT WAS PRESENT- MARIA MCCORMICK CONTINUED TO 2-11-2020
65	19090041/ landscape	SRP SUB LLC	3833 NW 7 PL, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-6-19 FOR \$100 PER DAY
66	19060007/ zoning	STONE,KAREN	312 SW 34 TER, DEERFIELD BEACH, FL 33442	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 Sec. 98-80.(n)(1-2) - Landscape requirements.	RESPONDENT WAS PRESENT – JEFF LESETER EXTENDED TO 2-7-2020

67	19080224	CORDOBA,SILVESTRE & WANDA J	131 NW 42 WAY, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards.	RESPONDENT WAS PRESENT- SILVERSTRE CORDOBA CONTINUED TO 1-14-2020
68	19080230	BARTHOLOMEW,KEVIN	2237 DEER CREEK LOB LOLLY LN, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(C)(2) - Landscape Requirements.	RESPONDENT WAS PRESENT- KEVIN BARTHOLOMEW CONTINUED TO 2-11-2020
70	19040103/ bldg	POITIER,SYLVIA / Atty Thomas Connick	85 W HILLSBORO 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 WAS PRESENT- ATTORNEY THOMAS CONNICK FELICIA POITIER

					CONTINUED TO 2-11-2020
75	19100101/ landscape	UNION PLANTERS NATIONAL BANK % PTM LLC	225 S 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 FINAL ORDER ISSUED COMPLY BY 1-10-20 \$100 PER DAY \$80 PROSECUTION COST
77	19100174	170 E HILLSBORO LLC	160 E HILLSBORO BLVD, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT NOT PRESENT CONTINUED TO 1-29-2020

78	19100175/ bldg	TIVOLI PARK MASTER ASSN INC %NEAL PROPERTY MANAGEMENT	901 SW NATURA BLVD, DEERFIELD BEACH, FL 33441	Chapter 102 - Signs Section 102-5.(b) - Permits. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT –ATTORNEY ANDREW BLASI ADJACENT PROPERTY OWNER WAS PRESENT SPECIAL SET CONTINUED TO 12-16-19
79	19110018/ business tax	PRECISION ALIMINUM PROD INC NTI	1325 SW 1 WAY, DEERFIELD BEACH, FL 33441	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required.	RESPONDENT NOT PRESENT CONTINUED TO 1-14-2020
81	19100172/post	TRUE VINE CHURCH	408 NW 1 TER, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. Chapter 58 - SOLID WASTE ARTICLE I. - IN GENERAL Section 58-3. - Maintenance of area.	RESPONDENT WAS PRESENT – WALLACE MCLEOD CONTINUED TO 2-11-2020

				Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88(d) - Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(L)(1) - Landscape Requirements.	
85	19080149/ landscape	NUZZO & ASSOCIATES LTD	5101 N DIXIE HWY, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards. 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.	RESPONDENT NOT PRESENT CONTINUED TO 1-14-2020

86	19080016	MORINVIL,JASMIN H/E	285 NE 43 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 CERTIFIED WITH \$80 PROSECUTION COST
87	19070080	CODA INVESTMENTS LLC	308 NW 2 AVE, DEERFIELD BEACH, FL 33441 N	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-6-19 FOR \$100 PER DAY PER VIOLATION
88	19070081	CODA INVESTMENTS LLC	308 NW 2 AVE, DEERFIELD BEACH, FL 33441 S	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-6-19 FOR \$100 PER DAY PER VIOLATION

89	19100102/ nab/ post	GATEWAY POWERLINE BP LLC %STOCKBRIDGE CAPITAL GROUP	4100 N POWERLINE RD, DEERFIELD BEACH, FL 33073 A1- A5	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT WAS PRESENT- ALISHA PEREZ ATTORNEY MICHAEL MULLAVEY ATTORNEY GEORGE MCARDLE CONTINUED TO 1-14-2020
91	19110013/ nab/ post	2040 NW 40 COURT LLC	2040 NW 40 CT, DEERFIELD BEACH, FL 33064 3	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT WAS PRESENT- ROBERT BOLLON CONTINUED TO 1-14-2020
92	19110014/ nab/post	BROWARD WAREHOUSING INC	2040 NW 40 CT, DEERFIELD BEACH, FL 33064 2	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT NOT PRESENT CONTINUED TO 1-14-2020

93	19110015/ nab/post	TROIL SOUTH LLC	2040 NW 40 CT, DEERFIELD BEACH, FL 33064 2	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT WAS PRESENT- FERNANDO VECCHIO CONTINUED TO 1-14-2020
94	19110016/ nab	LOEFFLER,KARL	2038 NW 40 CT, DEERFIELD BEACH, FL 33064	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT WAS PRESENT- KARL LOEFFLER CONTINUED TO 1-14-2020
95	19110017/ nab	LOEFFLER,KARL J	2038 NW 40 CT, DEERFIELD BEACH, FL 33064 1	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT WAS PRESENT- KARL LOEFFLER CONTINUED TO 1-14-2020
101	19100081/bldg	KUMAR, AKANKSHA S	817 SE 16 CT, 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 CONTINUED TO 1-14-2020

103	19070114	DUPONT,RACHAEL MATTHEW,WILLIAM D	3240 SW 1 ST, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-80.(n)(1-2) - Landscape requirements.	RESPONDENT WAS PRESENT – WILLIAM MATTHEW CONTINUED TO 2-11-2020
107	19090062	SFR 2012-1 FLORIDA LLC	300 SW 32 AVE, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(N)(1) - Landscape Requirements.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-6-19 FOR \$100 PER DAY
109	19090106	VOLTAIRE, MIRTHA H/E VOLTAIRE,INNOCENT	1320 SW 5 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - 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(b) - Minimum standards for yard and landscape areas. Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY-	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-6-19 FOR \$100 PER DAY

				Section 34-160 -Parking or storage for over 72 hours restricted. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-75(3)(a) - Residential walls, fences and hedges. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) 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	
110	19090102	RAMOS,GEORGE TARDI LE DAVIS,ANNA M ETAL	611 SW 11 ST, 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 Section 98 -88(j)(1) Off-street parking and loading.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-6-19 FOR \$100 PER DAY

111	19100177/ landscape	BATTLE,GLORIA J	1240 SW 6 WAY, 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 Section 98-88.(b) - Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(N)(1) - Landscape Requirements.	RESPONDENT NOT PRESENT CONTINUED TO 1-14-2020
113	19110005/ post	REZENDE,GIRLENE S & GLEISSON A	500 NW 46 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. 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	RESPONDENT WAS PRESENT- GIRLENE REZENDE CONTINUED TO 1-14-2020

				REGULATIONS Section 98 -88(j)(1) Off-street parking and loading.	
115	19100089/ post	CHENG,SAMSON	580 NW 43 ST, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off- street parking and loading.	RESPONDENT NOT PRESENT FNAL ORDER ISSUED COMPLY BY 1-10-2020 \$100 PER DAY \$80 PROSECUTION COST
117	19100099/post	MOSHE & AVIGAIL LLC	340 NW 43 ST, DEERFIELD BEACH, FL 33064	Chapter 102 - Signs Section 102-8.(f)(9) - Signs allowed. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-74 - Display of street numbers on buildings. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS	RESPONDENT NOT PRESENT FNAL ORDER ISSUED COMPLY BY 1-10-2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST

				ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading.	
118	19100160/ bulk/ post	LIGHTBOURN,YORVANIA	230 NW 5 ST, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE ARTICLE I. - IN GENERAL Section 58-3. - Maintenance of area.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-2020 \$100 PER DAY \$80 PROSECUTION COST
120	19100162	DUPLER,JUDITH A H/E DUPLER,JAMES R	2661 SW 14 CT, 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 VI. - NUISANCE ABATEMENT PROPERTY CODE DIVISION 1. - GENERALLY Section 34-121 - Declaration of nuisance. Chapter 46 - OFFENSES Section 46-13 - Trees, bushes and shrubs—Encroaching on public right-of-way.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST

121	19100163/bldg	AMOS,DOROTHY HOLLOWAY LE THOMPSON,NEDRA ATRIA	1210 SW 6 TER, 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 1-10-2020 \$100 PER DAY \$80 PROSECUTION COST

122	17060039	HARMON, BLAKE M & CYNTHIA M/ Atty Blake Harmon	1329 SE 14 DR, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT CONTINUED TO 1-14-2020
124	19100132/ nab bulk/ post	PRATT, LILLIAN	172 NE 7 CT, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes.	RESPONDENT WAS PRESENT - LILLIAN PRATT FINDING OF FACT ORDER ISSUED. COST WAIVED
125	19100141/ nab bulk	MUAMMER NURER CAGATAY	90 NE 6 CT, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes. Chapter 58 - SOLID WASTE DIVISION 4. - COMMERCIAL REFUSE COLLECTION; Sec. 58-86 Responsibility of owners or agents for keeping areas free of garbage, recyclable materials, and trash, etc.	RESPONDENT NOT PRESENT FINDING OF FACT ORDER ISSUED. COST WAIVED

131	19110002/ nab bulk/ post	MECCARIELLO FAMILY MANAGEMENT COMPANY LLC	805 SE 1 WAY, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 4. - COMMERCIAL REFUSE COLLECTION; Sec. 58-86 Responsibility of owners or agents for keeping areas free of garbage, recyclable materials, and trash, etc.	RESPONDENT NOT PRESENT FINDING OF FACT ORDER ISSUED. COST WAIVED
133	19100130/ nab bulk	EZ INVESTMENT GROUP INC	621 NE 44 ST, DEERFIELD BEACH, FL 33064	Chapter 58 - SOLID WASTE DIVISION 4. - COMMERCIAL REFUSE COLLECTION; Sec. 58-86 Responsibility of owners or agents for keeping areas free of garbage, recyclable materials, and trash, etc.	RESPONDENT NOT PRESENT FINDING OF FACT ORDER ISSUED. COST WAIVED
134	19100118/ repeat/ nab bulk	THOMPSON,DAVID L LE GASSETT- WILLIAMS,CHELSEA	4301 NE 6 AVE, DEERFIELD BEACH, FL 33064	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58- 70.(f) - Preparation of bulky yard and vegetative wastes. Chapter 58 - SOLID WASTE DIVISION 4. - COMMERCIAL REFUSE COLLECTION; Sec. 58-86 Responsibility of owners or agents for keeping areas free of garbage, recyclable materials, and trash, etc.	REPEAT ORDER ISSUED FOR 1 DAY CHARGE OF \$200 \$80 PROSECUTION COST

136	17080122/ landscape	STAFFORD PLACE PRAXIS LIMITED PARTNERSHIP/ Atty Michael Marrero	1101 SW 15 ST, DEERFIELD BEACH, FL 33441 101	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 Section 98 -88(j)(1) Off- street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(f) Off-street parking and loading.	RESPONDENT WAS PRESENT- ATTORNEY MICHAEL MARRERO PER CITY ATTORNEY HEARING CONTINUED TO JANUARY 2020
137	19080257	EXCELL HOMEVESTOR LLC	211 NW 43 PL, 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 12-6-19 FOR \$125 PER DAY
138	19080290	FIVE PROPERTY INVESTMENT LLC	4342 NW 4 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-74 - Display of street numbers on buildings.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-6-19 FOR \$135 PER DAY PER VIOLATION

139	19080205	M & W BUSINESS CORP	4313 NW 6 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 12-6-19 FOR \$125 PER DAY
140	19080209	BENDER,KENNETH	4317 NW 6 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 12-6-19 FOR \$125 PER DAY
142	19080215	SILVA,NILSON	4340 NW 5 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- THIAGO MACHADO EXTENDED TO 1-10-2020

143	19080138	PAIVA,MARCIANA S	4348 NW 5 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 12-6-19 FOR \$125 PER DAY
144	19080166	DAVIS,JEANNIE	4515 NW 3 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 12-6-19 FOR \$125 PER DAY
145	19080174/ cm with cost	CSMA FT LLC	3811 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 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off- street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST

				REGULATIONS Section 98-81(L)(1)(a-g) - Tree preservation. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading.	
146	19070057	FUSIKOVA,IVANA	261 NE 42 ST, 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 IV. - SUPPLEMENTARY REGULATIONS Section 98-80.(v) - Landscape requirements.	RESPONDENT WAS PRESENT- MICHAEL ALMEIDA EXTENDED TO 2-7-2020
147	19080225	ABI-ALI,SAYONARA	4710 NW 12 DR, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(d)(1) - Tree preservation. 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 12-6-19 FOR \$125 PER DAY PER VIOLATION

148	19080238	PEREIRA,CARLOS	4354 NW 4 AVE, 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 IV. - SUPPLEMENTARY REGULATIONS Section 98-81(d)(1) - Tree preservation.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-6-19 FOR \$125 PER DAY PER VIOLATION
149	19080239	COLAS,ERNST COLAS,FRANTZ	4402 NW 4 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. 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 Section 98 -88(j)(1) Off-street parking and loading.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-6-19 FOR \$150 PER DAY PER VIOLATION

150	19080195	BROWN,FELICIA & RICHIE	320 NW 37 ST, DEERFIELD BEACH, FL 33064	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 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading.	RESPONDENT NOT PRESENT EXTENDED TO 1-10-2020
151	19080210/ cm with cost	FENIX MARBLE & GRANITE INC	4501 NW 6 AVE, DEERFIELD BEACH, FL 33064	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 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST

152	19080226	RODRIGUEZ,JOHN CARLOS H/E RODRIGUEZ,NATANY	5051 NE 6 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(7) - 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 14-74 - Display of street numbers on buildings. 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 FO 12-6-19 FOR \$175 PER DAY PER VIOLATION
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153	19080018	HERSKOVITZ,MIRESA & ILANA	286 NEWPORT R , 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 12-6-19 FOR \$100 PER DAY
154	19080253/ landscape	GABRIEL,EVE H/E LEON,JEAN LOUIS	220 NW 43 PL, 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 12-6-19 FOR \$125 PER DAY
155	19080139	SRA/PALM TRAILS PLAZA LLC	1101 S MILITARY TRL, 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 EXTENDED TO 2-7-2020
156	19080175	CAMBRONNE,FRANTZ	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.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-6-19 FOR \$200 PER DAY PER VIOLATION

				Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - 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 14-74 - Display of street numbers on buildings. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-77(6) - Non-residential walls and fences. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading.	
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157	19100169/post	LEVY,JUDA LEVY,MARA NUSSENBAUM DE	3022 LYNDHURST I, 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 CONTINUED TO 1-14-2020
158	19100109/ post	HUFER,SASCHA M	1060 CRYSTAL LAKE DR, DEERFIELD BEACH, FL 33064 102	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 1-10-2020 \$100 PER DAY \$80 PROSECUTION COST
159	19100154/ post	HUNTER,MICHAEL H/E HUNTER,ARIANA	4331 NW 4 AVE, 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 IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off- street parking and loading.	RESPONDENT NOT PRESENT CONTINUED TO 1-14-2020

160	19100155/post	VEROLA,MARCUS	4340 NW 4 AVE, DEERFIELD BEACH, FL 33064	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 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-10-2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST
161	19080141	DE LIMA,RONALDO LUIS	340 NW 46 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. 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 NOT PRESENT CONTINUED TO 1-14-2020

163	19080023	DEAN,JANICE M	820 NE 50 CT, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(5) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8) - Exterior building and structure standards. 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 Section 98 -88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-80.(n)(1-2) - Landscape requirements.	RESPONDENT WAS PRESENT- JANICE DEAN CONTINUED TO 2-11-2020
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165	19080251	CINTRON,NEFTALI	242 NE 40 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- MARIA GARCIA CONTINUED TO 1-14-2020
166	19080196	DEMOSTHENE, JEANNISE	330 NW 37 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- ISAAC DEMOSTHENE CONTINUED TO 2-11-2020
167	19080167	FIDELE,GERARD	3911 NW 3 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 66 - TRAFFIC AND VEHICLES Section 66-61(b). - Parking of commercial vehicles on public streets and commercially zoned property.	RESPONDENT WAS PRESENT- GERARD FIDELE CONTINUED TO 2-11-2020

				Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(L)(1)(a-g) - Tree preservation.	
168	19080169	TWINS REAL ESTATE PROPERTIES CORP	3701 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 WAS PRESENT- KAROLINA SOUZA CONTINUED TO 2-11-2020
170	19080172	BREWER,STEPHEN S	3710 NW 4 AVE, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading.	RESPONDENT NOT PRESENT CONTINUED TO 1-14-2020

172	19080201	FLEURISSAINT,BYNEL & NERETTE V	4309 NW 6 AVE	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 Section 98-80.(v) - Landscape requirements.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-6-19 FOR \$125 PER DAY PER VIOLATION
173	19090104	STYLES,BETTYE	930 NE 51 ST	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-80.(n)(1-2) - Landscape requirements.	RESPONDENT NOT PRESENT CONTINUED TO 3-10-2020
A	18080021/ok	PREMIERE AUTOMOBILES SALES INC	1801 SW 42 WAY, 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 WAS PRESENT -ATTORNEY RICHARD DEWITT SUMMER JOBSON FINES MITIGATED TO \$1,200 TO BE PAID BY 1-14- 2020

B	18070022	VEGA,ANTONIO C	1433 SE 2 AVE	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8) - Exterior building and structure standards. 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 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-69.(c) - Preparation and storage of residential refuse. Modified Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-69.(g) - Preparation and storage of residential refuse	RESPONDENT WAS PRESENT- ANTONIO VEGA FINES MITIGATED TO \$5,000, \$2,500 TO BE APPLIED TO EACH CASE.
C	19010110	VEGA,ANTONIO C	1433 SE 2 AVE	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-74 - Display of street numbers on buildings. Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-	RESPONDENT WAS PRESENT- ANTONIO VEGA FINES MITIGATED TO \$5,000, \$2,500 TO BE APPLIED TO EACH CASE.

				69.(g) - Preparation and storage of residential refuse Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading.	
D	18080168	VEGA,ANTONIO C	5 SE 15 ST	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 Section 98 -88(j)(1) Off-street parking and loading.	RESPONDENT WAS PRESENT- ANTONIO VEGA \$80 COST DUE ON THIS CASE
E	15090261	BLAKENEY,RANDALL JEREMY	320 SE 3 PL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7). - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8). - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b). - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- ROBERT RAYNOR SM MITIGATED FINES TO \$7500 FOR ALL CASES. \$2,298.33 PLUS \$80 = \$2,378.33

				Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required. Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(a) - Parking prohibitions; enforcement. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-161(b). - Certificate of use permit requirements.	TO BE APPLIED TO EACH CASE
F	16120047	BLAKENEY,RANDALL JEREMY	320 SE 3 PL	Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(a) - Parking prohibitions; enforcement.	RESPONDENT WAS PRESENT- ROBERT RAYNOR SM MITIGATED FINES TO \$7500 FOR ALL CASES. \$2,298.33 PLUS \$80 = \$2,378.33 TO BE APPLIED TO EACH CASE

G	18090011	BLAKENEY,RANDALL JEREMY	320 SE 3 PL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- ROBERT RAYNOR SM MITIGATED FINES TO \$7500 FOR ALL CASES. \$2,298.33 PLUS \$80 = \$2,378.33 TO BE APPLIED TO EACH CASE
H	19090029/ mitigation	BLAKENEY,RANDALL JEREMY	320 SE 3 PL	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT WAS PRESENT- ROBERT RAYNOR SM MITIGATED FINES TO \$7500 FOR ALL CASES. \$2,298.33 PLUS \$80 = \$2,378.33 TO BE APPLIED TO EACH CASE

I	18060042	FALLO,BASIL R H/E FALLO,ANTOINETTE M	326 SW 32 Ave	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-69.(g) - Preparation and storage of residential refuse	RESPONDENT WAS PRESENT – ZACHARY FALLO FINES MITIGATED TO \$500 TO BE PAID BY JANUARY 14, 2020.
J	19040089	FALLO,BASIL R EST	326 SW 32 Ave	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT WAS PRESENT – ZACHARY FALLO FINES MITIGATED TO \$500 TO BE PAID BY JANUARY 14, 2020.

K	19090025	FALLO,BASIL R EST	326 SW 32 Ave	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(6) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards.	RESPONDENT WAS PRESENT – ZACHARY FALLO \$80 COST DUE ON THIS CASE
L	18030129/ok	J P C HOME IMPROVEMENTS INC / Atty Donna Hearne Gousse	273 NE 45 CT	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-74 - Display of street numbers on buildings. Chapter 66 - TRAFFIC AND VEHICLES DIVISION 3. - REGULATIONS, GENERALLY Section 66-59. (c)(1)(a)- Parking on residentially zoned lots. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 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	RESPONDENTS WERE PRESENT – KEITH MCBRIDE JOEL CARVALLO FINES MITIGATED TO \$380 TO BE PAID BY JANUARY 14, 2020.

M	18030102	SUNSHINE GASOLINE DISTRIBUTORS INC	1277 W HILLSBORO BLVD	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. 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 IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-80.(u) - Landscape requirements. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(f) Off-street parking and loading.	RESPONDENT WAS PRESENT – CLAUDIA GILL FINES MITIGATED TO \$5,000 TO BE PAID BY JANUARY 14, 2020.
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N	18020094	VIANA,JOSE SALVADOR	294 NE 45 CT	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 Section 98-88.(b) - Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-94(2) - Growth of plants and placement of objects in the right-of-way.	RESPONDENT WAS PRESENT – SILVELAINO VIANA FINES TO \$500 TO BE PAID BY JANUARY 14, 2020
O	17060083	VIANA,JOSE SALVADOR	294 NE 45 CT	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT – SILVELAINO VIANA \$80 COST DUE ON THIS CASE

P	19070055	PONASA LLC	540 NE 42 ST	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8) - 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 14-74 - Display of street numbers on buildings. 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 Section 98-88.(b) - Off-street parking and loading.	RESPONDENT WAS PRESENT- ANTONIETTA DRAICCHIO FINES MITIGATED TO \$590 TO BE PAID BY JANUARY 14, 2020
Q	15110059	PONASA GROUP LLC	540 NE 42 ST	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(e). - Minimum standards for yard and landscape areas. Chapter 46 - OFFENSES Section 46-13. - Trees, bushes and shrubs—Encroaching on public right-of-way.	RESPONDENT WAS PRESENT- ANTONIETTA DRAICCHIO \$80 COST DUE ON THIS CASE

R	19060103	CHARUVIL HOLDING INC	4001 W HILLSBORO BLVD	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT NOT PRESENT SPECIAL MAGISTRATE ISSUED VACATE ORDER DUE TO CASE BEING IN COMPLIANCE AT THE HEARING
S	19070077	LEWIS,REGINA	1261 SW 10 TER	Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(b) - Parking prohibitions; enforcement.	RESPONDENT WAS PRESENT- ALEX BENEFIELD IMPOSITION OF FINE HAS BEEN VACATED AT THE 12-10-19 HEARING. EXTENSION GIVEN UNTIL 2-7-2020

T	19080252	SUAREZ,ERIC J MATOS,SHARICK	250 NW 43 PL	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT EXTENSION GIVEN TO 1-10- 2020
U	19010042	MORTGAGE FUNDING CORP OF AMERICA	1337 S DIXIE HWY	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT NOT PRESENT SPECIAL MAGISTRATE ISSUED VACATE ORDER .CASE IS BEING RECITED WITH NEW OWNERSHIP.
V	19080142	CHARLES,DOMINGOS M	332 NW 46 ST	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. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off- street parking and loading.	RESPONDENT WAS PRESENT- CHARLES DOMINGO1907 THE LIEN WAS VACATED AND THE FINAL ORDER WAS EXTENDED UNTIL 2-11-2020

				Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(L)(1)(a-g) - Tree preservation.	
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SPECIAL MAGISTRATE MINUTES
CITY OF DEERFIELD BEACH, FLORIDA

Eugene Steinfeld, Special Magistrate

Date

HILLSBORO INLET DISTRICT
Minutes of Regular Monthly Meeting, Monday, May 18, 2020
Held through the Use of Communications Media Technology

MEMBERS PRESENT:

Chairman John H. "Jack" Holland
Vice Chair Laurence Gore
Commissioner Denise Bryan
Commissioner Scott Loesel
Commissioner Tyler Chappell
Commissioner Hank Sarkis
Commissioner Mohamed "Mo" Tarifi
Commissioner Randy Strauss

OTHERS PRESENT:

David N. Tolces, Weiss Serota Helfman Cole &
Bierman, P.L.
Captain Woodworth R. Draughon III
Assistant Captain Alexander Cuevas
Leila AtallahBenson, Environmental/Permitting
Project Manager, Coastal Systems International, Inc.
Robert M. Andrews, Accountant
Kimberly Longo, District Secretary

QUORUM PRESENT: The Secretary called the roll and established a quorum for the regular meeting. The meeting was called to order by Chair Holland at 7:30 P.M.

APPROVAL OF MINUTES: A Motion to approve the April 20, 2020 Regular Meeting Minutes was made by Vice Chair Gore and seconded by Commissioner Bryan. The Motion was approved unanimously.

APPROVAL OF OUTSTANDING BILLS: A Motion was made by Vice Chair Gore and seconded by Commissioner Loesel for approval of all outstanding bills in the amount of \$40,486.44. The bills were reviewed and discussed in detail. The motion was approved unanimously.

APPROVAL OF CURRENT MONTH'S EXPENSES: Motion was made by Commissioner Loesel and seconded by Commissioner Bryan to approve current month's expenses of approximately \$30,000.00. The motion was approved unanimously.

DREDGE LOG: Captain Draughon advised the Board that there was 35.5 hours of dredging time consisting of 19 hours on the sand trap and 16.5 hours bypassed south to Pompano Beach.

INLET STATUS REPORT: Captain Draughon updated the Board as to the status of the Inlet. Captain Draughon stated that since the restrictions were lifted, there are a lot of boaters out on the water and they have little regard as to what the District's crew is doing. The crew installed lights and a new horn on the District's dredge to get the boats to slow down. The crew worked on the dredge's flapper valve. The crew also performed general maintenance.

Captain Draughon advised the Board that they will take Workboat #1 to Cable Marine next week. There are issues with the drive shaft on the engine. The Board inquired how long it would be at Cable Marine. Captain Draughon advised it will be there about a month to fix the propellers and replace cutlass bearing and sandblasting. Motion was made by Commissioner Bryan and seconded by Vice-Chair Gore to authorize Chair Holland to execute Agreement with Cable Marine to rehaul Inlet 1, subject to ratification by District Board at June meeting. The motion was approved unanimously.

NEW BUSINESS:

PROPOSAL FROM COASTAL SYSTEMS INTERNATIONAL, INC. FOR CORAL TRANSPLANT MONITORING FOR YEARS TWO AND THREE: Leila AtallahBenson from Coastal Systems International, Inc. ("CSI") discussed the Coral Transplantation Monitoring Proposal for years two and three, which will provide for CSI to continue monitoring and reporting the results of the hard coral transplantation conducted on April 25, 2019 for the South Jetty restoration project. Ms. AtallahBenson advised that the cost of first year for monitoring and the report is \$13,000.00.

Commissioner Sarkis commented on his displeasure of Broward County to continue to make the District continue the coral transplantation monitoring since the District had a high survival rate of the coral transplantation. Commissioner Chappell asked Ms. AtallahBenson what the percentage rate is for survival of the corals to have a permit and she advised the percentage is 75% and the District is at 87% coral survival rate. Ms. AtallahBenson stated Broward County wants to know what is going on with respect to the transplanted corals. Commissioner Sarkis stated he would like a legitimate reason for Broward County to continue to monitor the corals. Commissioner Chappell inquired who Ms. AtallahBenson has been dealing with at the County and asked if they could go over that person regarding this permit. The Board discussed to defer this matter until next month so that Broward County can be contacted to see if there is an ability to remove the monitoring requirement. Motion was made by Commissioner Chappell and seconded by Commissioner Loesel to defer the proposal from CSI for coral transplantation monitoring for years two and three until the Board's next meeting in June. The motion was approved unanimously.

PROPOSAL FROM COASTAL SYSTEMS INTERNATIONAL, INC. FOR PERMITTING AND AUTHORIZING THE INSTALLATION OF WARNING SIGNS AND LIGHTS AT NORTH JETTY: Leila AtallahBenson from Coastal Systems International, Inc. ("CSI") discussed the proposal for the permitting of aids to navigation consisting of two danger signs and a possibility of a flashing light near the North Jetty. Commissioner Tarifi stated that the permitting plan is too excessive. Commissioner Sarkis stated that the amount of \$25,000.00 or more is too much and that the Coast Guard needs to be the lead agency to take care of the signage and stated that the Coast Guard needs to get involved. Commissioner Chappell stated maybe CSI can look at their pricing on the signage and not lights and stated that signs will provide safety. Commissioner Strauss stated two incidents occurred while he was out there recently and agreed that the Coast Guard should look into this matter. Commissioner Sarkis commented that maybe the Broward Sheriff's Office and towing company could be contacted. Captain Draughon advised

the Board that many boaters at the Coast Guard Beach have no regard for the District's crew working and speed. Commissioner Chappell stated that the decision process should not be a money issue. Commissioner Chappell advised that he notifies the District's General Counsel about every accident that he hears about, and that 80% of the accidents occur during the day. Commissioner Strauss agreed with Commissioner Chappell. Motion was made by Commissioner Sarkis and seconded by Commissioner Strauss to authorize Chair Holland to send a letter to the United States Coast Guard to request assistance with aids to navigation related to the North Jetty. The motion was approved unanimously.

OLD BUSINESS:

KEEFE McCULLOUGH AUDITOR SERVICES AGREEMENT: Attorney David Tolces discussed the Auditor Services Agreement that was prepared by Keefe McCullough. Motion was made by Commissioner Loesel and seconded by Vice Chair Gore to approve the Agreement with Keefe McCollough to prepare the District's annual audit for the next five (5) fiscal years with the first audit period ending September 30, 2020 in the amount of \$10,750.00. The motion was approved unanimously.

DISCUSSION OF DISTRICT'S TRAILER AND TRUCK: Captain Draughon stated he is still working on obtaining price quotes for a truck. It was discussed how to purchase a truck from Duval fleet. Captain Draughon advised that he is waiting on a quote for a F-350 truck, long bed with a towing package from Plantation and Coogan Ford. Commissioner Chappell advised to wait and bring three quotes to the Board at next month's meeting.

Captain Draughon advised that he needs to obtain some proposals for a trailer and advised that a foundation pad needs to go underneath the trailer so water does not go into the trailer. Chair Holland stated that approval is needed from the Coast Guard and a building permit from the Town of Hillsboro Beach.

COMMISSIONER COMMENTS:

Vice Chair Gore inquired if our June meeting would be held at Lighthouse Point City Hall or if we would have another virtual meeting wherein attorney Tolces advised that he would let the Board if the City opens back up.

ADJOURNMENT: Motion was made by Commissioner Bryan to adjourn the meeting and seconded by Commissioner Sarkis. The meeting was adjourned at 8:31 PM by Chair Holland.

Respectfully submitted,

Kimberly Longo, District Secretary



City of Deerfield Beach Municipal Firefighters Pension Fund

*Meetings located at Fire Station #102, 1441 FAU Research Park Blvd,
Deerfield Beach, Florida 33441*

Minutes of the meeting held March 9, 2020

Trustees:

Robert Weech, Chairman – Present
Dan Frazer, Trustee - Present
Stephen Hill, Trustee - Present
Bruce Young – Trustee – Present

Trustees Not Present:

Jonathan Campbell

Also in Attendance:

Burgess Chambers, Burgess Chambers & Associates
Doug Falcon – FHA-TPA Benefit Administrators, Inc.
Eric Leventhal – Kabat Schertzer De La Torre Taraboulos & Company
Richelle Levy, Rice Pugatch Robinson Storfer & Cohen, PLLC., Fund Counsel
Chad Little, Freiman Little Actuaries
Yolanda Shea – FHA-TPA Benefit Administrators, Inc.

Meeting called to order by the Chairman at 8:07 A.M.

The Chairman asked to take a minute of silence to recognize those firefighters who have lost their lives in the line of duty.

AUDIT

Mr. Leventhal presented the Deerfield Beach Municipal Firefighters' Pension Trust Fund Financial Statements Year Ended September 30, 2019. He advised the Board that they have issued an unmodified opinion. Their opinion of the financial statement present fairly, in all material respects, the fiduciary net position of the Deerfield Beach Municipal Pension Trust Fund as of September 30, 2019, and the changes in its fiduciary net position for the year then ended under accounting principles generally accepted in the United States of America.

Mr. Leventhal discussed several highlights of the Financial Statements as it pertains to Statement of Fiduciary Net Position, Statement of Changes in Fiduciary Net Position and Notes to Financial Statements, Supplementary Information as it relates to Schedule of Administrative Expenses, Schedule of Contributions from Employer and Other Contributors, Schedule of Investment Returns, and Schedule of Changes in the Employer's Net Pension Liability and Related Ratios.

The Chairman asked Mr. Leventhal the reason as to why the employer contributions went up when this is a closed plan. Mr. Leventhal responded out there were several reasons. He stated that he will review the reason for either the increase or decrease in the Net Position from the beginning of the year to the end. That includes additions and deductions in the Plan. Employer contributions did specifically increase, however, this is actuarially determined based upon what they deem to be the amount necessary to sufficiently fund the Plan considering employee and State funding levels. As there were more retirements, fewer employees were contributing and therefore, the actuary determined that more employer money must be contributed to ensure the Plan remained sufficiently funded. There are other sources of additions coming into the Plan, contributions from City, State and participants, and the results of the investment performance.

Finally, Mr. Levinson advised the Board that although they are not required to engage in audit control matters, they do have the duty to report if they find any control matters, and there were none to report. He also informed the Board that they did not encounter any problems working with the various service providers concerning obtaining the necessary data.

Ms. Levy advised Mr. Leventhal that she has not received the representation letter. Mr. Leventhal advised her that he would follow up with his office and ensure they send it to her.

A motion made by Trustee Young seconded by Trustee Hill to approve the Deerfield Beach Municipal Firefighters Pension Trust Fund Financial Statements Year Ended September 30, 2019 motion passed unanimously.

ACTUARY

Mr. Little discussed the Deerfield Beach Municipal Firefighters' Pension Trust Fund Actuarial Valuation as of October 1, 2019. The report provides a review of the current funded status of the Plan, establishes the minimum funding requirements for the fiscal year ending September 30, 2019, and provides an analysis of experience since the last valuation. In addition to giving the summary and derivation of actuarial findings, this report describes the data, assumptions, and methods used to create these results.

He discussed highlights of the following:

Board Summary

Summary of Principal Valuation Results
Summary of Significant Events

Results Derivation

Financial Information	Unfunded Accrued Liability
Present Value of Benefits	Cumulative Actuarial Experience (for Variable Benefit Determination)
Accrued Liability	Minimum Funding Requirements
Normal Cost	Reconciliations

Accounting Information

Information Required by GASB 67/68
Statement of Accumulated Plan Benefits (FASB 35)
Other Disclosures Required by the State of Florida
Required Disclosure Under F.S. 112.664(1)
Required Disclosure Under F.S. 112.564(2)(b)2

Supplementary Information

Summary of Participant Data
Outline of Plan Provisions
Description of Assumptions and Methods
Glossary of Actuarial Terms

Mr. Little advised the Board that the Florida Retirement System uses 7.2%. For the assumed rate of return, this Plan is at 7.5%. The FRS 2019 valuation used public sector mortality table geared toward public sector employees. You are not required to adopt that mortality table until it is in effect for two years; the table has now been in effect one year. Next year we will need to adopt the table. He advised the Board that for the next valuation, they would review it before recommending using it for the next valuation. We think this is going to extend longevity, and corresponding cost.

The Chairman asked Mr. Little to address the question of increasing cost in a closed Plan. Mr. Little responded that investment experience is a significant factor. That is irrespective of whether the Plan was closed or not. In addition, the Board has lowered its expected returns, which increases the required contributions. In an upcoming meeting Mr. Little will present additional information about the expected rate of return in conjunction with allocation information the Plan investment consultant.

A motion made by Trustee Frazer seconded by trustee Young to approve the Deerfield Beach Municipal Firefighters Pension Trust Fund Actuarial Valuation as of October 1, 2019 motion passed unanimously.

TRUSTEE COMMENTS

The Chairman expressed that he enjoyed today's meeting having discussions on actuarial valuation, audit, and rebalancing as a result of the current circumstances. As part of their responsibilities as trustees always looking out in the best interest of the Plan and at the same time the City's interest.

MINUTES

The Chairman asked if anyone had any questions regarding the minutes of the meeting held December 9, 2019, there being no questions,

A motion made by Trustee Frazer seconded by trustee Young to approve the minutes of the meeting held December 9, 2019 motion passed unanimously.

INVESTMENT

Mr. Chambers discussed the Deerfield Beach Municipal Firefighters Pension Trust Fund Investment Performance Period Ending September 30, 2019.

Following are a few highlights of the Investment Summary Report:

For the quarter, the Trust earned \$6.3 million or +5.5% ranking in the top 37th percentile.

For the one year, the Trust earned \$18.9 million or +18.6%

For the three-year, the Trust earned \$26.5 million or +8.7%.

For the seven years, the Fund earned, on average, +7.8% gross per year.

He briefly discussed some of the Market Perspectives highlighted in the presentation material, and why economic and capital market forecasting can be more art than science. There is no fool proof way to forecast the capital market.

Mr. Chambers discussed was rebalancing. He recommended the Board give him latitude to rebalance most likely in April. He explained the bonds are over their allocation but he wanted to carefully watch the trend of the market. He would most likely consider raising the money from Garcia Hamilton and Sawgrass in an amount of about \$5MM and put those monies into stocks.

A motion made by trustee Hill seconded by trustee Young to accept the investment consultant's recommendation to rebalance the equities and fixed income consistent with the asset allocation motion passed unanimously.

The next item Mr. Chambers discussed was that at the last meeting, he was asked to do his due diligence and to visit the Bloomfield in Detroit with counsel; he believes that we are headed to a recession and recommends

that the best course of action is that the due diligence site visit be postponed and the Board revisit the investment in June.

A motion made by Trustee Young, seconded by trustee Hill to accept the investment consultant's recommendation to suspend the due diligence to visit Bloomfield motion passed unanimously.

OLD BUSINESS

Cyber Coverage Update

Ms. Levy advised the Board that at the last meeting, they asked Mr. Falcon to look into NCPERS Cyber Coverage Liability in the amount of 2MM. Ms. Levy explained that NCPERS has a team that steps up as soon as there is a breach and discussed in detail the process of a cyber insurance company and the benefits they provide. She fielded several questions from the Board.

A motion made by trustee Young seconded by trustee Hill to engage the administrator into obtaining a cyber coverage policy through NCPERS in the amount of \$2MM motion passed unanimously.

PUBLIC FORUM

None

NEW BUSINESS

The Chairman asked Mr. Chambers if he had any of the investment managers in the portfolio presenting at the next meeting, Mr. Chambers suggested having Kayne Anderson Rudnick Investments present at the next meeting, trustees agreed. Mr. Falcon advised the Board that he would reach out to them accordingly.

ATTORNEY'S REPORT

Ms. Levy reported that regarding the notary law that went into effect January 1, 2020, it requires all the forms that require notarization to be amended to reflect in the signature block an option for online notary signature. She stated that the Board is required to accept online notarized forms if they meet the requirements but the administrator is not required to get qualified as an on line notary. The next item she discussed was the Firefighters Cancer Law; at the last meeting, she stated that there was a motion for summary judgment pending before the Court in Pinellas County regarding a firefighter who was diagnosed with cancer before the law taking effect. The firefighter filed a claim with the City and was denied. The Court ruled in favor of the firefighter. The Court's opinion said he would be entitled to all of the benefits awarded by the law because if the legislature had wanted to specifically say that the diagnosis had to be before the effective date of the law, the law would have said so. The Mayor of St. Petersburg said that benefits would be paid, and the City has no intention of appealing it.

The next item Ms. Levy discussed was regarding the presentation from Bleichmar Fonti & Auld LLP., made available to the trustees through the "shared drive". She asked the trustees to review the presentation, and if they wish, she can arrange for them to attend a Board meeting. She has worked with lawyers who have moved from Levi and Korsinsky to this monitoring firm and has no concerns with the way they operate. This monitoring firm focuses more on international as opposed to most of the Plan's litigation monitoring firms who focus on domestic.

ADMINISTRATOR

Mr. Falcon asked the Board to review the disbursements prepared for City of Deerfield Beach Firefighters Pension Fund Disbursements Ratifications for the period of 12/17/2019 through 3/6/2020 in the amount of \$86,575.55, there being no questions,

A motion made by trustee Hill seconded by trustee Young to ratify the City of Deerfield Beach Firefighters Pension Fund Disbursements Ratifications for the period of 12/17/2019 through 3/6/2020 in the amount of \$86,575.55 motion passed unanimously.

Mr. Falcon discussed the DROP Box; he set up a shared drive in Google. He included the current ordinances and Summary Plan Description (SPD), Saxena White reports, etc. The only two users that can edit the information is Ms. Levy and himself.

OTHER BUSINESS

Ms. Levy reported that the next FPPTA conference is in June, and the State Conference will be held in May.

ADJOURN

The next meeting is **June 8, 2020, at 8:00 A.M.** Mr. Chambers was directed to bring Kayne Anderson to present at the next meeting.

A motion made by Trustee Hill seconded by Trustee Frazer and unanimously passed to adjourn the meeting at 10:04 A.M.



Virtual City Commission Meeting – July 7, 2020

DEERFIELD BEACH – YOU ARE HEREBY NOTIFIED that the **Regular City Commission** meeting will be held on **Tuesday, July 7, 2020, at 7:00 PM utilizing communications media technology** with elected officials and City staff participating through video conferencing.

To ensure compliance with the latest CDC recommendations and governor orders, the July 7, 2020, 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 with such attendees required to adhere to a temperature check, wear facial coverings and maintain social distancing. A copy of the agenda for the July 7, 2020 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. Zoom

a. Via Zoom Online - Access to the meeting will begin at 6:45 PM on July 7, 2020.

i. Use the following link below to access the meeting via Zoom:

<https://deerfield-beach.zoom.us/j/87221968572?pwd=U0hSWFBHdnFkTG4va1Q3bViM3d0QT09>

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: (312) 626-6799, Meeting ID: 872 2196 8572#, Participant ID: #

Password: 741124#

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

2. 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 July 7, 2020, 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. **Via Email** - Public comments and documents may be submitted via email to web.clerk@dfb.city. Public comments will be read aloud during the meeting and added to the record. Emails can be submitted prior to the meeting or until the public hearing session is closed.
2. **Live Zoom Video Participation** - If attending via Zoom online, at the appropriate public comment period, click “raise hand” on the bottom of the “participants” 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. 2020-457

Agenda Date: 7/7/2020

Status: BOARD APPOINTMENT

In Control: City Commission

Title

Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, appointing Clem "Butch" Santy to the Historic Preservation Board; 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

On January 14, 2020, the City of Deerfield Beach City Commission adopted Ordinance 2020/004 creating the Historic Preservation Board ("Board") establishing the powers and duties of the Board, which shall consist of five (5) regular members. The purpose of the Board is to inventory, designate, certify, regulate, and manage resources in the City.

Current Activity

There are currently two (2) regular members and three (3) vacancies on the Board. Vice Mayor Parness has nominated Clem "Butch" Santy to serve as a member of the Historic Preservation Board of the City of Deerfield Beach for a term ending on May 15, 2021. If appointed, there will be two (2) vacancies remaining.

Recommendation

Staff recommends approval.

RESOLUTION NO. 2020/

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF
DEERFIELD BEACH, FLORIDA, APPOINTING CLEM “BUTCH” SANTY
TO THE HISTORIC PRESERVATION BOARD; AND PROVIDING FOR AN
EFFECTIVE DATE**

WHEREAS, on January 14, 2020, the City of Deerfield Beach City Commission adopted Ordinance 2020/004 creating the Historic Preservation Board (“Board”), which shall consist of five (5) regular members, and establishing the powers and duties of the Board; and

WHEREAS, the members of the Board are appointed by and serve at the pleasure of the City Commission for a term that will expire on May 15th of the appointing Commissioner’s term expiration date; and

WHEREAS, the purpose of the Board is to inventory, designate, certify, regulate, and manage historic resources in the City; and

WHEREAS, Vice Mayor Parness has nominated Clem “Butch” Santy to serve as a member of the Historic Preservation Board.

**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 hereof.

Section 2. Clem “Butch” Santy is hereby appointed to serve as a member of the Historic Preservation Board of the City of Deerfield Beach for a term ending May 15, 2021.

Section 3. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2020.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK



Nominating Form

Application for Appointment to Board or Committee

Date: June 19, 2020

The attached application from Clem Santy for the

Historic Preservation Board

has been received.

The board's liaison has verified that the applicant is qualified and that all prerequisites have been met.

☒ Regular Member

☐ Alternate Member

Please place this application on an upcoming agenda for consideration for appointment.

 6/25/20

Signature:

Date:

Appointing
Elected Official:

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

Please return to City Administration for processing.



City of Deerfield Beach
Application for Advisory Board or Committee

Advisory Board or Committee you are applying for: *History Board -*

Are you willing to be considered for an alternate Board or Committee? Yes ☒ No ☐

Name *Clem "Butch" Santy*

Address *1266 S. Military TR. #538*

City *Deerfield Beach* State *FL* Zip *33442*

I reside in District # (can be found on back of your Voter Registration Card) *3*

Year-Round Resident? Yes ☒ No ☐

If No, how what months are you away?

Home Phone *(954) 778-0174* Work/Mobile Phone *Same*

E-mail *butch Santy@aol.com*

Employer *Self employed - Good Guy Private Investigations Security*

Address *Home address*

Occupation (if retired, please indicate and list former occupation)

Private Investigator, Consultant, Security Provider
Retired law enforcement BSD - 36 years - IN Deerfield Beach
Please list any governmental Advisory Boards or Committees on which you currently serve:
NONE

Complete the following. Please describe those facets of your background/experience which you feel may be useful for membership on this Board/Committee.

Academic: Degrees, Diplomas

2 years of college

Professional: Certification(s)

Law Enforcement - expired 2017
State Notary
Private Investigation Agency # A1800079

Knowledge: Training, interest or experience

Been involved with City of Deerfield Beach since 1976. I've had the unique experience of working as a life guard for 6 years, as a deputy sheriff, as a SRO I've worked with School Board for 17 years, as Director of PAI in D.B. I worked with civic clubs, businesses.

Community Involvement: List organizations/positions

School Resource Deputy & Practitioner, Crime Prevention Practitioner, Director BSO/Deerfield PAI, Boxing Train II and Coach, Park & Recreation Athletics I, City Lifeguard Lt.

Organizations: Memberships

Kiwanis Club
Historical Society

I understand that in accordance with the Florida Sunshine Law, this information may be made public. I understand that the appointment is for voluntary, uncompensated service. If appointed, I agree to faithfully and fully perform the duties of my office, will make every endeavor to serve my full term, and will comply with all laws and ordinances of the City, County and State of Florida, particularly those pertaining to the conduct of public officials and the financial disclosure requirements, if applicable to my position.

Signature:

Clem J. Santy

Date: 06-14-20

Print Name:

Clem J. Santy

Return completed application to:

City Clerk's Office

150 NE 2nd Avenue, Deerfield Beach, FL 33441

Phone: 954-480-4213

Website: www.deerfield-beach.com

Fax: 954-480-4323

E-mail: web.clerk@deerfield-beach.com

PLEASE NOTE: Resumes/Additional Information may be included; however, the application MUST be completed.



HISTORIC PRESERVATION BOARD

Creating Authority:

Ordinance No. 2020/004

Method of Appointment:

Five (5) Regular Members

Financial Disclosure:

Required

Compensation:

None

Liaison:

Eric Power, Director of Planning & Development Services, (954) 480-4206

Meeting Dates:

1st Thursday, quarterly or four (4) times within the calendar year

Functions and Responsibilities:

Providing historical markers, plaques, and other recognition for individual historic resources, districts, archaeological sites, archaeological zones, and paleontological zones.

Recommending zoning and building code amendments to the proper authorities to assist in promoting historic preservation.

Developing and applying design guidelines.

Initiating, reviewing, and updating historic site surveys in the City.

Reviewing National Register nominations and providing comments to the appropriate entities.

Reviewing and making recommendations to City staff regarding grants and financial incentives that assist in promoting historic preservation within the City that are available to property owners and the City.

Promoting the awareness of historic preservation and its community benefits.

Preparing and maintaining records of the Historic Preservation Board's actions and decisions.

Fulfilling all obligations and requirements associated with the Certified Local Government Program. Promoting and assisting in the creation, program, and work of local historical, archaeological, and genealogical societies.

Method of Appointment:

The Commission shall attempt to nominate architects, realtors, archaeologists, historians, neighborhood activists, lawyers or other individuals from the business, financial and other segments of the community who, by virtue of their profession, business or civic involvement, have demonstrated concern for historic preservation.

After expiration of initial members, those appointed in 2020, all other members shall serve for a two (2) year term.

Name Regular Members	Address	Phone	Replaces	Resolution Number	Date Appointed	Term Expires
(Mayor)			NEW			05/15/21
Mary Jones (District 1)	1162 SE 3 rd Terrace, Deerfield Beach, FL 33441	954-426-4264	NEW	2020/028	03/04/20	05/15/23
(District 2)			NEW			05/15/23
(District 3)			NEW			05/15/21
Sally Ling (District 4)	1271 NW 52 nd Way, Deerfield Beach, FL 33442	954-428-4420	NEW	2020/046	04/21/20	05/15/21



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-485

Agenda Date: 7/7/2020

Status: CONSENT - AGREEMENTS &
EXPENDITURE REQUESTS

In Control: City Commission

Title

Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a Construction Agreement with the Florida Department of Transportation for installation of brick pavers, curbing, landscaping, bollard lighting, and street lighting within a portion of State Road A1A/South Ocean Drive (S-Curve); authorizing execution of the Agreement; and providing 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 Deerfield Beach Community Redevelopment Agency ("CRA") is at the 60% design phase of improvements to 1,500 linear feet of State Road A1A (the "S-Curve") for the under-grounding of overhead utilities, streetscape improvements, pedestrian level lighting, and landscaping (collectively, the "Project"). Portions of this Project are in Florida Department of Transportation ("FDOT") Right of Way, and therefore, this Project requires a Construction Agreement between the City of Deerfield Beach and FDOT for the improvements. If approved, the resolution associated with this item will be transmitted to FDOT as part of the FDOT permit application.

Current Activity

The Project is being paid for by the CRA Tax Increment Revenue funds from the FY 20 Budget and is estimated to cost \$1.8 million. All aspects of the Project are being managed by CRA staff. Because portions of the Project are on FDOT right-of-way, the City is required to apply to FDOT for a permit.

An aerial view of the project area is attached to this item. Streetscape improvements will be designed to match the existing streetscape decor of the beach area. Once submitted, FDOT permitting is expected to take approximately 3 months. Pending any unforeseen delays, this project is planned to commence construction in April 2021 and be complete by October 2021.

Recommendation

City staff recommends approval of this Resolution.

RESOLUTION NO. 2020/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING A CONSTRUCTION AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR INSTALLATION OF BRICK PAVERS, CURBING, LANDSCAPING, BOLLARD LIGHTING, AND STREET LIGHTING WITHIN A PORTION OF STATE ROAD A1A/SOUTH OCEAN DRIVE (S-CURVE); AUTHORIZING EXECUTION OF THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Deerfield Beach Community Redevelopment Agency (“CRA”) is installing improvements along a portion of State Road A1A/South Ocean Drive (the S-Curve), including the undergrounding of overheard utilities, streetscape improvements, pedestrian level lighting, and landscaping (collectively, the “Project”); and

WHEREAS, portions of the Project are in the Florida Department of Transportation (“FDOT”) right-of-way; and

WHEREAS, FDOT requires that an agreement be in place between the City and FDOT to ensure proper installation and maintenance of the Project; and

WHEREAS, City Staff recommends the City Commission approve and authorize execution of the Construction Agreement with FDOT for the Project, attached as Exhibit “A” (the “Agreement”).

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 hereof.

Section 2. The City Commission hereby approves the Agreement with FDOT for the Project.

Section 3. The City Manager is hereby authorized to execute the Agreement with FDOT, attached as Exhibit “A,” 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 4. The appropriate City officials are authorized to take all necessary steps to carry out the aims of this Resolution.

Section 5. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2020.

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
CONSTRUCTION AGREEMENT

850-040-89
 MAINTENANCE
 OGC – 07/13
 Page 1 of 4

Construction Agreement No.: _

THIS CONSTRUCTION AGREEMENT (this “Agreement”) is made and entered into by and between the State of Florida, Department of Transportation, (3400 WEST COMMERCIAL BLVD, FT LAUDERDALE, FL, 33309) (hereinafter referred to as the “DEPARTMENT”) and CITY OF DEERFIELD BEACH (150 NE 2ND AVENUE, DEERFIELD BEACH, FL, 33441) (hereinafter referred to as the “Construction Coordinator”).

WITNESSETH:

WHEREAS, the DEPARTMENT is authorized and required by Section 334.044(13), Florida Statutes, to coordinate the planning, development, and operation of the State Highway System; and

WHEREAS, pursuant to Section 339.282, Florida Statutes, the DEPARTMENT may contract with a property owner to finance, construct, and improve public transportation facilities; and

WHEREAS, the Construction Coordinator proposes to construct certain improvements to
 SR A1A Section _ Subsection _ from Begin MP _ to End MP _
 Local Name S. OCEAN DRIVE located in BROWARD County (hereinafter referred to as the “Project”); and

WHEREAS, the parties desire to enter into this Agreement for the Construction Coordinator to make improvements within the DEPARTMENT’S right of way to construct the Project, which will become the property of the Department upon acceptance of the work.

NOW, THEREFORE, based on the premises above, and in consideration of the mutual covenants contained herein, the parties hereby agree that the construction of the Project shall proceed in accordance with the following terms and conditions:

1. The recitals set forth above are specifically incorporated herein by reference and made a part of this Agreement. The Construction Coordinator is authorized, subject to the conditions set forth herein, to enter the DEPARTMENT’S right of way to perform all activities necessary for the construction of See attached exhibit A scope of services/ project location.

2. The Project shall be designed and constructed in accordance with the latest edition of the DEPARTMENT’S Standard Specifications for Road and Bridge Construction and DEPARTMENT Design Standards and Manual of Uniform Traffic Control Devices (“MUTCD”). The following guidelines shall apply as deemed appropriate by the DEPARTMENT: the DEPARTMENT Structures Design Manual, AASHTO Guide Specifications for the Design of Pedestrian Bridges, AASHTO LRFD Bridge Design Specifications, the DEPARTMENT Plans Preparation Manual (“PPM”) Manual for Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways (the “Florida Green Book”) and the DEPARTMENT Traffic Engineering Manual. The Construction Coordinator will be required to submit any construction plans required by the DEPARTMENT for review and approval prior to any work being commenced. Should any changes to the plans be required during construction of the Project, the Construction Coordinator shall be required to notify the DEPARTMENT of the changes and receive approval from the DEPARTMENT prior to the changes being constructed. The Construction Coordinator shall maintain the area of the project at all times and coordinate any work needs of the DEPARTMENT during construction of the project.

3. The Construction Coordinator shall notify the DEPARTMENT a minimum of 48 hours before beginning construction within DEPARTMENT right of way. The Construction Coordinator shall notify the DEPARTMENT should construction be suspended for more than 5 working days.

4. Pursuant to Section 7-13 of the DEPARTMENT Standard Specifications, the Construction Coordinator is required to possess a general liability insurance naming the DEPARTMENT as an additional insured and insuring the DEPARTMENT and the Construction Coordinator against any and all claims for injury or damage to persons and property, and for the loss of life or property that may occur (directly or indirectly) by reason of the Construction Coordinator accessing DEPARTMENT right of way and the Construction Coordinator’s performance of the Project. Such amount shall be carried in a minimum amount of not less than One million and 00/100 Dollars (\$ 1,000,000.00) for bodily injury or death to any one person or any number of persons in any one occurrence, and not less than fifty thousand and 00/100 Dollars (\$ 50,000.00) for property damage, or a combined coverage of not less than one million fifty thousand and 00/100 Dollars (\$ 1,050,000.00). Additionally, the Construction Coordinator shall supply the DEPARTMENT with a payment and performance bond in the amount of the estimated cost of construction, provided by a surety authorized to do business in the State of Florida, payable to the DEPARTMENT. The bond and insurance shall remain in effect until completion of construction and acceptance by the DEPARTMENT. Prior to commencement of the Project and on such other occasions as the DEPARTMENT may reasonably require, the Construction Coordinator shall provide the DEPARTMENT with certificates documenting that the required insurance coverage is in place and effective. If the Construction Coordinator is a governmental entity they will be exempt from these requirements.

5. The Construction Coordinator shall be responsible for monitoring construction operations and the maintenance of traffic (“MOT”) throughout the course of the project in accordance with the latest edition of the DEPARTMENT Standard Specifications, section 102. The Construction Coordinator is responsible for the development of a MOT plan and making any changes to that plan as necessary. The MOT plan shall be in accordance with the latest version of the DEPARTMENT Design Standards, Index 600 series. Any MOT plan developed by the Construction Coordinator that deviates from the DEPARTMENT Design Standards must be signed and sealed by a professional engineer. MOT plans will require approval by the DEPARTMENT prior to implementation.

6. The Construction Coordinator shall be responsible for locating all existing utilities, both aerial and underground, and for ensuring that all utility locations be accurately documented on the construction plans. All utility conflicts shall be fully resolved directly with the applicable utility.

7. The Construction Coordinator will be responsible for obtaining all permits that may be required by other agencies or local governmental entities.

8. It is hereby agreed by the parties that this Agreement creates a permissive use only and all improvements resulting from this agreement shall become the property of the DEPARTMENT. Neither the granting of the permission to use the DEPARTMENT right of way nor the placing of facilities upon the DEPARTMENT property shall operate to create or vest any property right to or in the Construction Coordinator, except as may otherwise be provided in separate agreements. The Construction Coordinator shall not acquire any right, title, interest or estate in DEPARTMENT right of way, of any nature or kind whatsoever, by virtue of the execution, operation, effect, or performance of this Agreement including, but not limited to, the Construction Coordinator's use, occupancy or possession of DEPARTMENT right of way. The parties agree that this Agreement does not, and shall not be construed to, grant credit for any future transportation concurrency requirements pursuant to chapter 163, Florida Statutes.

9. The Construction Coordinator shall perform all required testing associated with the design and construction of the project. Testing results shall be made available to the DEPARTMENT upon request. The DEPARTMENT shall have the right to perform its own independent testing during the course of the Project.

10. The Construction Coordinator shall exercise the rights granted herein and shall otherwise perform this Agreement in a good and workmanlike manner, with reasonable care, in accordance with the terms and provisions of this Agreement and all applicable federal, state, local, administrative, regulatory, safety and environmental laws, codes, rules, regulations, policies, procedures, guidelines, standards and permits, as the same may be constituted and amended from time to time, including, but not limited to, those of the DEPARTMENT, applicable Water Management District, Florida Department of Environmental Protection, Environmental Protection Agency, the Army Corps of Engineers, the United States Coast Guard and local governmental entities.

11. If the DEPARTMENT determines a condition exists which threatens the public's safety, the DEPARTMENT may, at its discretion, cause construction operations to cease and immediately have any potential hazards removed from its right of way at the sole cost, expense, and effort of the Construction Coordinator. The Construction Coordinator shall bear all construction delay costs incurred by the DEPARTMENT.

12. All work and construction shall be completed within 465 days of the date of the last signature affixed to this agreement. If construction is not completed within this time, the DEPARTMENT may make a claim on the bond. The DEPARTMENT may terminate this Agreement at any time, with or without cause and without DEPARTMENT liability to the Construction Coordinator, by providing sixty (60) days prior written notice of termination to the Construction Coordinator.

13. The Construction Coordinator shall be responsible to maintain and restore all features that might require relocation within the DEPARTMENT right of way.

14. The Construction Coordinator will be responsible for clean up or restoration required to correct any environmental or health hazards that may result from construction operations.

15. Upon completion of construction, the Construction Coordinator will be required to submit to the DEPARTMENT final as-built plans and an engineering certification that construction was completed in accordance to the plans. Prior to the termination of this Agreement, the Construction Coordinator shall remove its presence, including, but not limited to, all of the Construction Coordinator's property, machinery, and equipment from DEPARTMENT right of way and shall restore those portions of DEPARTMENT right of way disturbed or otherwise altered by the Project to substantially the same condition that existed immediately prior to the commencement of the Project.

16. If the DEPARTMENT determines that the Project is not completed in accordance with the provisions of this Agreement, the DEPARTMENT shall deliver written notification of such to the Construction Coordinator. The Construction Coordinator shall have thirty (30) days from the date of receipt of the DEPARTMENT'S written notice, or such other time as the Construction Coordinator and the DEPARTMENT mutually agree to in writing, to complete the Project and provide the DEPARTMENT with written notice of the same (the "Notice of Completion"). If the Construction Coordinator fails to timely deliver the Notice of Completion, or if it is determined that the Project is not properly completed after receipt of the Notice of Completion, the DEPARTMENT, within its discretion may: 1) provide the Construction Coordinator with written authorization granting such additional time as the DEPARTMENT deems appropriate to correct the deficiency(ies); or 2) correct the deficiency(ies) at the Construction Coordinator's sole cost and expense, without DEPARTMENT liability to the Construction Coordinator for any resulting loss or damage to property, including, but not limited to, machinery and equipment. If the DEPARTMENT elects to correct the deficiency(ies), the DEPARTMENT shall provide the Construction Coordinator with an invoice for the costs incurred by the DEPARTMENT and the Construction Coordinator shall pay the invoice within thirty (30) days of the date of the invoice.

17. Nothing in this Agreement shall be deemed or otherwise interpreted as waiving the DEPARTMENT'S or Construction Coordinator's sovereign immunity protections, or as increasing the limits of liability as set forth in Section 768.28, Florida Statutes. The DEPARTMENT'S and Construction Coordinator's liability for breach of this Agreement is limited in amount and shall not exceed the limitations of liability for tort actions as set forth in Section 768.28(5), Florida Statutes.

18. All formal notices, proposed changes and determinations between the parties hereto and those required by this Agreement, including, but not limited to, changes to the notification addresses set forth below, shall be in writing and shall be sufficient if mailed by regular United States mail, postage prepaid, to the parties at the contact information listed below.

19. The Construction Coordinator shall not cause any liens or encumbrances to attach to any portion of DEPARTMENT right of way.

20. This Agreement shall be governed by the laws of the State of Florida in terms of interpretation and performance. Venue for any and all actions arising out of or in any way related to the interpretation, validity, performance or breach of this Agreement shall lie exclusively in a state court of appropriate jurisdiction in Broward County, Florida.

21. The Construction Coordinator may not assign, pledge or transfer any of the rights, duties and obligations provided in this Agreement without the prior written consent of the DEPARTMENT'S District Secretary or his/her designee. The DEPARTMENT has the sole discretion and authority to grant or deny proposed assignments, with or without cause. Nothing herein shall prevent the Construction Coordinator from delegating its duties hereunder, but such delegation shall not release the Construction Coordinator from its obligation to perform this Agreement.

22. This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective successors and assigns. Nothing in this Agreement is intended to confer any rights, privileges, benefits, obligations or remedies upon any other person or entity except as expressly provided for herein.

23. This instrument, together with the attached exhibits and documents made part hereof by reference, contain the entire agreement of the parties and no representations or promises have been made except those that are specifically set out in this Agreement. All prior and contemporaneous conversations, negotiations, possible and alleged agreements and representations, covenants, and warranties with respect to the subject matter of this Agreement, and any part hereof, are waived, merged herein and superseded hereby.

24. By their signature below, the parties hereby acknowledge the receipt, adequacy and sufficiency of consideration provided in this Agreement and forever waive the right to object to or otherwise challenge the same.

25. The failure of either party to insist on one or more occasions on the strict performance or compliance with any term or provision of this Agreement shall not be deemed a waiver or relinquished in the future of the enforcement thereof, and it shall continue in full force and effect unless waived or relinquished in writing by the party seeking to enforce the same.

26. No term or provision of this Agreement shall be interpreted for or against any party because that party or that party's legal representative drafted the provision.

27. If any section, paragraph, clause or provision of this Agreement is adjudged by a court, agency or authority of competent jurisdiction to be invalid, illegal or otherwise unenforceable, all remaining parts of this Agreement shall remain in full force and effect and the parties shall be bound thereby so long as principle purposes of this Agreement remain enforceable.

28. A modification or waiver of any of the provisions of this Agreement shall be effective only if made in writing and executed with the same formality as this Agreement.

29. Construction Coordinator:

- (1) shall utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the Construction Coordinator during the term of the contract; and
- (2) shall expressly require any subcontractors performing work or providing services pursuant to the state contract to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the contract term.

30. COMPLIANCE WITH LAWS

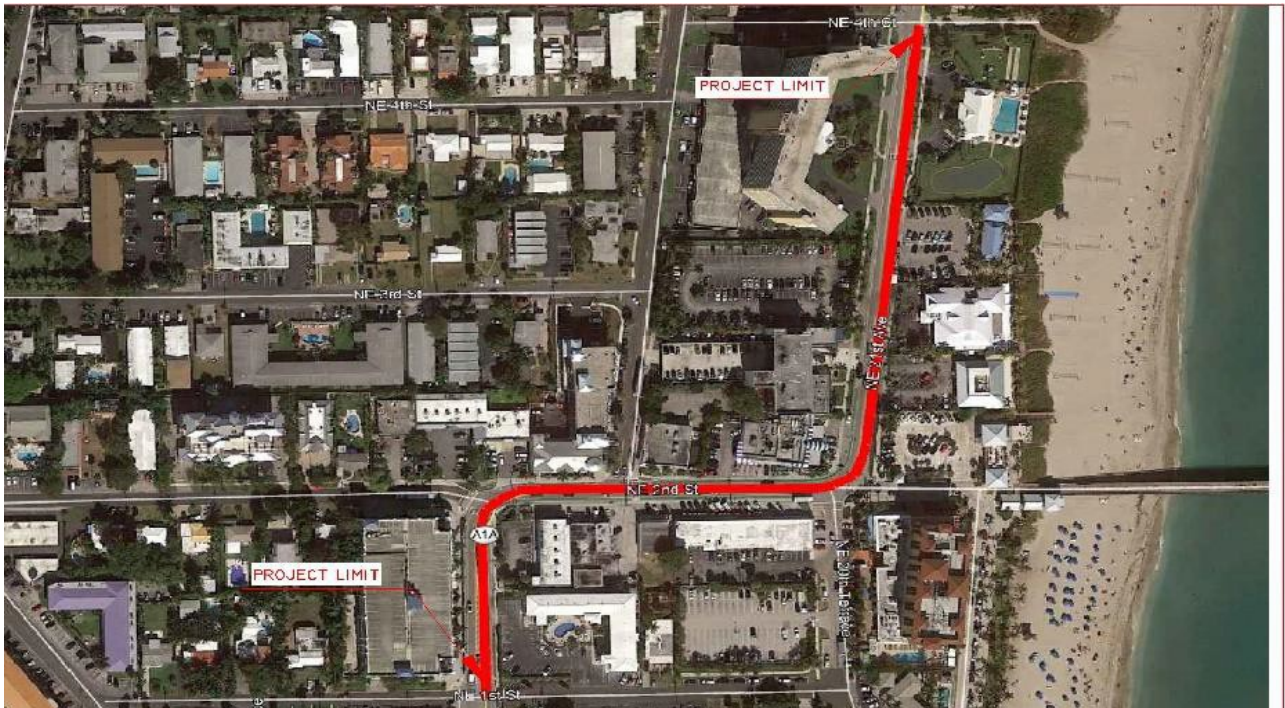
The Construction Coordinator shall allow public access to all documents, papers, letters, or other material subject to the provisions of Chapter 119, Florida Statutes, and made or received by the Construction Coordinator in conjunction with this Agreement. Specifically, if the Construction Coordinator is acting on behalf of a public agency the Construction Coordinator shall:

- (1) Keep and maintain public records that ordinarily and necessarily would be required by the Department in order to perform the services being performed by the Construction Coordinator.
- (2) Provide the public with access to public records on the same terms and conditions that the Department would provide the records and at a cost that does not exceed the cost provided in Chapter 119, Florida Statutes, or as otherwise provided by law.
- (3) Ensure that public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed except as authorized by law.
- (4) Meet all requirements for retaining public records and transfer, at no cost, to the Department all public records in possession of the Construction Coordinator upon termination of the contract and destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. All records stored electronically must be provided to the Department in a format that is compatible with the information technology systems of the Department. Failure by the Construction Coordinator to grant such public access shall be grounds for immediate unilateral cancellation of this Agreement by the Department. The Construction Coordinator shall promptly provide the Department with a copy of any request to inspect or copy public records in possession of the Construction Coordinator and shall promptly provide the Department a copy of the Construction Coordinator's response to each such request.

EXHIBIT - A

Project Limits: The project limits span approximately 1,500 LF of existing right-of-way from the intersection of N Ocean Drive (SR A1A) and NE 2nd Street to N. Ocean Drive (SR A1A) and NE 4th Court.

Scope of Work: Undergrounding of overhead utilities within the Right-of-way of SR A1A, installation of brick pavers sidewalk, curbing, landscaping, pedestrian bollard lighting, and decorative street lighting.





City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-486

Agenda Date: 7/7/2020

Status: CONSENT - AGREEMENTS &
EXPENDITURE REQUESTS

In Control: City Commission

Title

Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, accepting the 2018 Edward Byrne Memorial Justice Assistance Grant Award; approving the Subrecipient Agreement for the Grant; approving the Memorandum of Understanding ("MOU") and amendment to the MOU with the participating agencies for administration of the grant funds by the City of Pompano Beach; authorizing execution of the agreements; 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 US Department of Justice, Office of Justice Programs, Bureau of Justice Assistance ("BJA") Edward Byrne Memorial Justice Assistance Grant ("JAG") Program provides funding to assist eligible states, local units of government, and tribes in preventing and reducing crime and violence. The FY 2018 JAG local government solicitation was released on July 20, 2018. BJA identified Broward County along with 17 jurisdictions within the County's border as disparate and eligible for JAG funding totaling \$515,879. The City of Deerfield Beach, identified as one of the 17 jurisdictions, was allotted \$24,022 of the aforementioned total.

In August 2018, BJA identified the City of Pompano Beach as the JAG lead fiscal agent for Broward County and the 17 jurisdictions, responsible for submitting the joint JAG application and administering the grant awards. As the fiscal agent, the City of Pompano Beach will receive a 10% administrative fee from the allotted amount of each jurisdiction. The joint application was submitted on August 22, 2018, the JAG solicitation due date. The City of Deerfield Beach, through the Broward Sheriff's Office, requested funding for the Violent Crime-Theft Reduction Program.

Current Activity

In May 2020, the City of Pompano Beach notified the City of Deerfield Beach of the 2018 JAG award for the aforementioned program to fund overtime staffing for law enforcement in an effort to reduce violent (Aggravated Assault and Robberies) and property crimes (Auto Theft and Larcenies), which have dramatically increased in Deerfield Beach over the past few years. The City will be receiving \$21,619.80 from the 2018 JAG award (\$24,022 allotted to the City minus the 10% administrative fee). Acceptance of the award requires execution of the attached Memorandum of Understanding ("MOU") with the City of Pompano Beach. The original MOU, which the City just recently received,

was distributed in October 2018.

In June 2020, the City was notified of an amendment to the original Memorandum of Understanding. The amendment includes the following:

- Inclusion of the 2018 JAG award for Broward County which was previously excluded at the County's request;
- Revisions to the grant award table; and
- Modification of the subrecipient agreement based on recommendations from the U.S. Department of Justice.

Recommendation

It is recommended that City Commission accept the grant award in the amount of \$21,619.80, and approve and authorize execution of the original and amended Memorandum of Understanding.

RESOLUTION NO. 2020/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, ACCEPTING THE 2018 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT AWARD; APPROVING THE SUBRECIPIENT AGREEMENT FOR THE GRANT; APPROVING THE MEMORANDUM OF UNDERSTANDING (“MOU”) AND AMENDMENT TO THE MOU WITH THE PARTICIPATING AGENCIES FOR ADMINISTRATION OF THE GRANT FUNDS BY THE CITY OF POMPANO BEACH; AUTHORIZING EXECUTION OF THE AGREEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the U.S. Department of Justice (“DOJ”), Office of Justice Programs, Bureau of Justice Assistance, Edward Byrne Memorial Justice Assistance Grant (“JAG”) Program provides funding to assist eligible states, local units of government, and tribes in preventing and reducing crime and violence; and

WHEREAS, the 2018 JAG local government solicitation was released on July 10, 2018; and

WHEREAS, Broward County, along with 17 municipalities within the County, (collectively, the “Participating Agencies”) were identified as disparate and eligible for JAG funding totaling \$515,879; and

WHEREAS, the City was allotted \$21,619.80 of the grant funds (the “Grant”) for the Violent Crime Theft Reduction Program; and

WHEREAS, the Participating Agencies entered into a Memorandum of Understanding (“MOU”) providing for the City of Pompano Beach to serve as the lead agency and grant administrator of the funds received under the JAG Program; and

WHEREAS, in order to receive the Grant, the City must enter into a subrecipient agreement with the City of Pompano Beach (the “Subrecipient Agreement”); and

WHEREAS, the DOJ has requested the Participating Agencies amend the MOU to reflect the actual grant amount awards received by each agency in order to exactly match their grant budgets and sub-grant agreements (the “MOU Amendment”); and

WHEREAS, the City Commission deems it to be in the best interest of the City to accept the Grant, and approve and authorize execution of the Subrecipient Agreement, the MOU, and the MOU Amendment (collectively, the “Agreements”).

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 hereof.

Section 2. The City Commission accepts the Grant in the amount of \$21,619.80 for the Violent Crime Theft Reduction Program.

Section 3. The City Commission approves the Subrecipient Agreement with the City of Pompano Beach, attached as Exhibit “A”, for disbursal of the Grant.

Section 4. The City Commission hereby approves of the MOU and MOU Amendment with the Participating Agencies, attached as Exhibit “B” and “C” respectively.

Section 5. The City Commission hereby authorizes the City Manager to execute the Agreements, 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 6. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2020.

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK



**SUBRECIPIENT AGREEMENT BETWEEN CITY OF POMPANO BEACH,
AND CITY OF DEERFIELD BEACH FOR
Edward Byrne Memorial Justice Assistance Grant Program**

This is a Subrecipient Agreement ("Agreement"), made and entered into by and between City of Pompano Beach, a municipal corporation organized and existing under the laws of the State of Florida ("City") and City of Deerfield Beach, ("Subrecipient"), (collectively referred to as the "Parties").

- A. The U.S. Department of Justice ("DOJ") has identified Broward County as a "disparate" County.
- B. The City is a recipient of federal Edward Byrne Memorial Justice Assistance Grant ("JAG") funds. As a non-federal pass-through entity for this program, the City sub-awards JAG funds to eligible units of government. All sub-awards made by the City to eligible units of government under this program require compliance with this Agreement upon signed acceptance of the sub-award.
- C. The Subrecipient has been identified as an eligible jurisdiction able to implement the objectives and goals of the JAG program, Catalogue of Federal Domestic Assistance ("CFDA") Number 16.738.
- D. The parties have entered a Memorandum of Understanding pertaining to the subject funds but the DOJ and City require a more extensive, individual subrecipient agreement in the form herein.
- E. This Agreement must be consistent with the requirements outlined in 2 CFR 200.331, the Federal Uniform Administrative requirements, Cost Principles, and Audit Requirements for Federal Awards found in Title 2 Grants and Agreements, Part 200.

NOW THEREFORE, IN CONSIDERATION of the mutual terms, conditions, promises, covenants, and payments hereinafter set forth, the Parties agree as follows:

SECTION I: PURPOSE

This Agreement establishes the relationship between the Parties for participation in the FY 2018 Edward Byrne Memorial Justice Assistance Grant (JAG) Local Solicitation Grant Program (Award Number 2018-DJ-BX-0884). The Federal Award Identification Number is 2018-DJ-BX-0884 and the Federal Award Date to the City was October 1, 2018. Pursuant to the Federal Funding Accountability and Transparency Act (FFATA) the Federal award project description for the Subrecipient is individually summarized in Exhibit A attached hereto and incorporated by reference.

Upon acceptance of the sub-award, the terms and conditions outlined herein will become binding. As a unit of government, the Subrecipient will maintain required state and federal registrations and certifications for eligibility under this program. The Subrecipient must submit required programmatic and financial reports documenting that eligible activities were completed in accordance with the grant and program requirements.

SECTION II: AWARD

The Subrecipient's grant award is as follows:

Subrecipient's Name	Sub-award Amount
City of Deerfield Beach	\$21,619.80

The City will only reimburse Subrecipient for authorized activities. The City will not reimburse for costs incurred for any purpose other than those specified in this Agreement. Failure to comply with provisions of this Agreement, including failure to perform grant activities as specified in this Agreement, will result in required corrective action up to and including financial consequences. A financial consequence may be imposed for non-compliance in accordance with 2 C.F.R. § 200 and this Agreement, including but not limited to project costs being disallowed, withholding of federal funds and/or termination of the project

Grant funds must not to be used for research and development and the Grant funds must not be used for lobbying. Funds allocated under this Agreement shall not be used for prohibited expenditures found in 34 U.S.C. § 10152(d), 42 U.S.C. § 3751, or other prohibited expenditures as identified within the grant.

SECTION III: METHOD OF BILLING AND PAYMENT

Subrecipient may submit invoices for compensation no more often than on a monthly basis, but only after the activities for which the invoices are submitted have been completed. An original

invoice transmitted electronically is due within fifteen (15) days of the end of the month except the final invoice which must be received no later than thirty (30) days after expiration or earlier termination of this Agreement. Invoices must designate the nature of the activities completed and, as applicable, the personnel, hours, tasks, or other detail as requested by the City. All payments made to Subrecipient are contingent upon approval of the City.

Invoices shall be submitted to:

City of Pompano Beach
Room 480, Finance Department
Attn: Melody Major
100 West Atlantic Blvd.
Pompano Beach, FL 33060
Melody.Major@copbfl.com

SECTION IV: TERM

The term of this Agreement and the sub-award period of performance shall begin retroactive to October 1, 2017 and shall end on September 30, 2021. The continuation of this Agreement beyond the end of any City fiscal year is subject to the appropriation and availability of necessary funding from the JAG Program.

SECTION V: GENERAL REQUIREMENTS

Subrecipient must comply with all requirements contained within the JAG Grant's special conditions attached hereto and marked as Exhibit C Award #2018-DJ-BX-0884) applicable to Subrecipient's portion of the funds. Additionally, Subrecipient must comply with requirements set forth in the current edition of the U.S. Department of Justice, Office of Justice Programs (OJP) Financial Guide (Financial Guide), http://ojp.gov/financialguide/DOJ/pdfs/2015_DOJ_FinancialGuide.pdf, the Edward Byrne Memorial Justice Assistance Grant program guidance, federal statutes, regulations, policies, guidelines and requirements and Florida laws and regulations including but not limited to:

- **Office of Management and Budget (OMB) Uniform Grant Guidance (2 C.F.R. § 200) Subpart A Definitions, Subparts B-D Administrative Requirements, Subpart E Cost Principals, Subpart F Audit Requirements and all applicable Appendices.** This guidance supersedes previous OMB Circulars and Standard Conditions and is applicable to any new sub-awards made under Federal grants awarded on or after December 26, 2014
<http://www.ecfr.gov/cgi-bin/text-idx?SID=62764122c780e5d1d2134127afadc30d&node=2:1.1.2.2.1 &rgn=div5>

- **Code of Federal Regulations:** www.gpo.gov/fdsys/
 - 2 C.F.R. § 175.15(b), “Award Term for Trafficking in Persons”
 - 28 C.F.R. § 38, “Equal Treatment of Faith-Based Organizations”
 - 28 C.F.R. § 66, “U.S. Department of Justice Common Rule for State and Local Governments” (Common Rule)
 - 28 C.F.R. § 83, “Government-Wide Requirements for Drug-Free Workplace (Grants)”
 - 28 C.F.R. §§ 18, 22, 23, 30, 35, 42, 61, and 63
- **Public Law**
 - Pub. L. No. 109-162, Title XI-Department of Justice Reauthorization, Subtitle B – Improving the Department of Justice’s Grant Programs, Chapter 1 – Assisting Law Enforcement and Criminal Justice Agencies, Sec. 1111. Merger of Byrne Grant Program and Local Law Enforcement Block Grant Program:
<http://www.gpo.gov/fdsys/pkg/PLAW-109publ162/pdf/PLAW-109publ162.pdf>.
- **United States Code:** www.gpo.gov/fdsys/
 - 42 U.S.C. §§ 3711 et seq., “Omnibus Crime Control and Safe Streets Act of 1968.”
- **State of Florida General Records Schedule GS1-SL for State and Local Government Agencies:** <http://dlis.dos.state.fl.us/barm/genschedules/GS2-2008-Rev2010.pdf>.

SECTION VI: STANDARD CONDITIONS

Subrecipient is bound by the following standard conditions:

- 6.1 **Payment Contingent on Appropriation and Availability of Funds** – The City’s obligation to reimburse Subrecipient for costs incurred under this Agreement is subject to the availability of federal funds and annual appropriation by the City Commission of the City of Pompano Beach, Florida.
- 6.2 **System for Award Management (SAM)** – Subrecipient must maintain current information in SAM until it submits the financial report required under this award or receives the final payment, whichever is later. This requires the Subrecipient to review and update the information at least annually after the initial registration, and more frequently if required by changes in its information or another award term.
- 6.3 **Commencement of Project** – If a project is not operational within 60 days after the date of full execution of this Agreement, Subrecipient must report by letter to the City, the steps taken to initiate the project, the reasons for delay, and the expected start date.

- 6.3.1 If a project is not operational within 90 days after the date of full execution of this Agreement, the Subrecipient must submit a second statement to the City explaining the implementation delay.
- 6.3.2 Upon receipt of the ninety (90) day letter, the City will determine if the reason for the delay is justified or will, at the City's discretion, unilaterally terminate this agreement. The City, where warranted by extenuating circumstances may extend the starting date of the project past the ninety (90) day period, but only by formal written amendment to this agreement.
- 6.4 **Supplanting** – Subrecipient acknowledges that funds received under this award will not be used to supplant state or local funds but will be used to increase the amounts of such funds that would, in the absence of federal funds, be made available for law enforcement activities.
- 6.5 **Personnel Changes** – Upon implementation of the project, in the event there is a change in Chief Officials for the Subrecipient or any contact information to include mailing address, phone number, email or title change, project staff must notify the DOJ Grants Management System (GMS) help desk to update the organizational information in GMS. Project director changes require a grant adjustment in GMS.
- 6.6 **Non-Procurement, Debarment and Suspension** – Subrecipient must comply with 2 C.F.R. § 180, "OMB Guidelines to Agencies on Government Wide Debarment and Suspension (Non-procurement)." These procedures require Subrecipient to certify that it will not enter into any lower tiered covered transaction with a person who is debarred, suspended, declared ineligible or is voluntarily excluded from participating in this covered transaction, unless authorized by the City.
- 6.7 **Federal Restriction on Lobbying** – Subrecipient must comply with 28 C.F.R. § 69, "New Restrictions on Lobbying" and must file the most current edition of the Certification and Disclosure Form, if applicable, with each submission that initiates consideration of such Subrecipient for award of a federal contract, grant, or cooperative agreement. In addition, the Subrecipient must not use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of the OJP.
- 6.8 **The Coastal Barrier Resources Act** - Subrecipient must comply and assure the compliance of all contractors with the provisions of the Coastal Barrier Resources Act (Pub. L. No. 97-348) dated October 19, 1982 (16 U.S.C. §§ 3501 et seq.) which prohibits the expenditure of most new federal funds within the units of the Coastal Barrier Resources System.

6.9 Enhancement of Security - If funds are used for enhancing security, Subrecipient must:

6.9.1 Have an adequate process to assess the impact of any enhancement of a security measure that is undertaken on the incidence of crime in the geographic area where the enhancement is undertaken.

6.9.2 Conduct such an assessment with respect to each such enhancement and submit to the City, the aforementioned assessment in its Final Program Report.

6.10 Intentionally Deleted-

6.11 Conferences and Inspection of Work - Conferences may be held at the request of any Party to this agreement. At any time, a representative of the City, the U.S. Department of Justice, or the City Auditor, have the right to visit the project site to monitor, inspect and assess activities performed under this agreement.

6.12 Insurance Requirements - Subrecipient is an entity subject to Section 768.28, Florida Statutes, and will be fully responsible for the acts and omissions of its agents or employees to the extent permitted by law. Subrecipient must furnish verification of liability protection in accordance with state law prior to final execution of this agreement.

SECTION VII: CIVIL RIGHTS REQUIREMENTS

7.1 Federal laws prohibit recipients of financial assistance from discriminating on the basis of race, color, national origin, religion, sex, disability, or age in federally funded programs or activities. The Subrecipient must comply with any applicable statutorily-imposed nondiscrimination requirements, which may include the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. § 3789d); the Victims of Crime Act (42 U.S.C. § 10604(e)); The Juvenile Justice and Delinquency Prevention Act of 2002 (42 U.S.C. § 5672(b)); the Civil Rights Act of 1964 (42 U.S.C. § 2000d); the Rehabilitation Act of 1973 (29 U.S.C. § 7 94); the Americans with Disabilities Act of 1990 (42 U.S.C. § 12131-34); the Education Amendments of 1972 (20 U.S.C. §§1681, 1683, 1685-86); the Age Discrimination Act of 1975 (42 U.S.C. §§ 6101-07); and Department of Justice Non-Discrimination Regulations 28 C.F.R. § 42; see Ex. Order 13279 (equal protection of the laws for faith-based and community organizations).

7.2 The City does not discriminate on the basis of race, color, religion, national origin, sex, disability, or age. Subrecipient must notify program participants and beneficiaries that they do not discriminate on the basis of race, color, national origin, religion, sex, disability, or age in the delivery of services, benefits, or employment practices.

7.3 Subrecipient is responsible for ensuring that contractors and agencies to whom it passes through funds are compliant with all Civil Rights requirements and that those contractors

and agencies are aware that they may file a discrimination complaint with the Subrecipient, with the City or with the Office for Civil Rights (OCR), and how to do so.

7.4 Equal Employment Opportunity Plans

7.4.1 The Subrecipient must develop EEO Plans if they have 50 or more employees and have received any single award of \$25,000 or more from the Department of Justice. The plan must be prepared using the online short form at www.ojp.usdoj.gov/about/ocr/eeop_comply.htm, must be retained by the Subrecipient and must be available for review and audit. The organization must also submit an EEO Certification to the City.

7.4.2 If the Subrecipient is required to prepare an EEO Plan and has received any single award of \$500,000 or more from the DOJ, it must submit its plan to the DOJ for approval. A copy of the DOJ approval letter must be submitted to the City. The approval letter expires two years from the date of the letter.

7.4.3 The Subrecipient is exempt from the EEO Plan requirement if it has fewer than 50 employees; does not receive any single award of \$25,000 or more from the DOJ; or is a nonprofit organization, a medical or educational institution, or an Indian Tribe. If an organization is exempt from the EEO Plan requirement, it must submit an EEO Certification of Exemption to the City.

7.4.4 The Subrecipient acknowledges that failure to comply with EEO requirements within 60 days of the project start date may result in suspension or termination of funding, until such time as it is in compliance.

7.5 **Americans with Disabilities Act** - Subrecipient must comply with the requirements of the Americans with Disabilities Act (ADA) (Pub. L. No. 101-336), which prohibits discrimination by public and private entities on the basis of disability and requires certain accommodations be made with regard to employment (Title I), state and local government services, and transportation (Title II), public accommodations (Title III), and telecommunications (Title IV).

7.6 **Rehabilitation Act of 1973 (28 C.F.R. § 42(G))** - If Subrecipient has 50 or more employees and receives DOJ funding of \$25,000 or more, it must take the following actions:

7.6.1 Adopt grievance procedures that incorporate due process standards and provide for the prompt and equitable resolution of complaints alleging a violation of DOJ regulations implementing Section 504 of the Rehabilitation Act of 1973, found at 28

C.F.R. § 42(G), which prohibits discrimination on the basis of a disability in employment practices and the delivery of services.

7.6.2 Designate a person to coordinate compliance with the prohibitions against disability discrimination contained in 28 C.F.R. § 42(G).

7.6.3 Notify participants, beneficiaries, employees, applicants, and others that the Subrecipient does not discriminate on the basis of disability.

7.7 **Limited English Proficiency (LEP)** - In accordance with DOJ Guidance pertaining to Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d), recipients of federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with LEP. For more information on the civil rights responsibilities that recipients have in providing language services to LEP individuals, please see the website at www.lep.gov. The City strongly encourages Subrecipient to have a written LEP Language Access Plan.

7.8 **Immigration and Nationality Act** - No federal funds will intentionally be awarded to any contractor who knowingly employs unauthorized alien workers, constituting a violation of the employment provisions contained in 8 U.S.C. § 1324a(e), Section 274A(e) of the Immigration and Nationality Act ("INA"). The City will consider the employment by any contractor of unauthorized aliens a violation of Section 274A(e) of the INA. Such violation by the Subrecipient of the employment provisions contained in Section 274A(e) of the INA shall be grounds for unilateral cancellation of this contract by the City.

SECTION VIII: FINANCIAL REQUIREMENTS AND RESPONSIBILITIES

8.1 Fiscal Control and Fund Accounting Procedures

8.1.1 All expenditures and cost accounting of funds shall conform to the Office of Justice Programs Financial Guide, the Common rule, and OMB Uniform Grant Guidance (2 C.F.R. § 200) as applicable, in their entirety.

8.1.2 Subrecipient must have written procedures for procurement transactions. Procedures must ensure that all solicitations follow 2 C.F.R. § 200.319 Competition. The Subrecipient is required to establish and maintain adequate accounting systems and financial records and to accurately account for funds awarded to them. Subrecipient must have financial management systems in place that are able to record and report on the receipt, obligation, and expenditure of grant funds. An adequate accounting system for a Subrecipient must be able to accommodate a fund

and account structure to separately track receipts, expenditures, assets, and liabilities for awards, programs, and subrecipients.

- 8.1.3 All funds spent on this project must be disbursed according to provisions of the project budget as approved in the JAG sub-award.

SECTION IX: SUB-AWARD MANAGEMENT AND REPORTING REQUIREMENTS

- 9.1 **Obligation of Subrecipient Funds** - Sub-award funds shall not under any circumstances be obligated prior to the effective date or subsequent to the termination date of the period of performance. Only project costs incurred on or after the effective date and on or prior to the termination date of the Subrecipient's project is eligible for reimbursement. All payments must be completed within thirty (30) days of the end of the sub-award period of performance.

9.2 Performance

- 9.2.1 **Sub-award Performance** - The Subrecipient must comply with state and federal requirements for sub-award performance under 2 C.F.R. §§ 200.76 and 200.77. The sub-award must describe the timing and scope of expected performance as related to the outcomes intended to be achieved by the project activities. Where appropriate, the sub-award should provide specific performance goals, indicators, milestones, or expected outcomes (such as outputs, or activities completed or public impacts of any of these) with an expected timeline for accomplishment. Submitted programmatic reports must clearly articulate, where appropriate, performance during the execution of the award has met a standard against which the Subrecipient's performance can be measured. These requirements should be aligned with agency strategic goals, strategic objectives, or performance goals that are relevant to the program.

- 9.2.2 **Performance of Agreement Provisions** - In the event of default; non-compliance; or violation of any provision of this Agreement by the Subrecipient, the Subrecipient's consultants and suppliers, or both, the City may impose sanctions it deems appropriate against Subrecipient, including withholding payments, cancellation, termination, or suspension of this Agreement in whole or in part. In such event, the City will notify the Subrecipient of its decision thirty (30) days in advance of the effective date of such sanction. The Subrecipient will be reimbursed only for those activities satisfactorily completed prior to the effective date of such sanction.

- 9.2.3 **Reports** - Subrecipient must submit Quarterly Project Performance Reports to the City, within fifteen (15) days after the end of the reporting period. In addition, if the sub-

award period is extended beyond the "original" project period, additional Quarterly Project Performance Reports must be submitted.

9.2.3.1 **Report Contents:** Performance Reports must include to the status of all objectives included in the sub-award. A detailed response is required in the narrative portion for yes/no performance objectives. The narrative must also reflect on accomplishments for the quarter and identify problems with project implementation and address actions being taken to resolve the problems. Additional information may be required if necessary to comply with federal reporting requirements.

9.2.3.2 **Submission Process, Frequency and Format:** Performance Reports may be submitted by the Subrecipient's representative and Performance Reports must be submitted quarterly titled General Information Module, Goals and Objectives Module, Activity/Program Selection Module and Law Enforcement Module in a format required by the City and/or DOJ.

9.3 **Financial Expenditure Reports**

9.3.1 Subrecipient must submit a Monthly Project Expenditure Report to the City.

9.3.2 All project expenditures for reimbursement of Subrecipient costs must be submitted on the City's Expenditure Report Forms.

9.3.3 All Project Expenditure Reports must be submitted in sufficient detail for proper pre-audit and post-audit.

9.3.4 Before the "final" Project Expenditure Report will be processed, Subrecipient must submit to the City, all outstanding project reports and must have satisfied all special conditions. Failure to comply with the above provisions may result in forfeiture of reimbursement.

9.3.5 Reports are to be submitted even when no reimbursement is being requested.

9.3.6 Reports must be electronically signed by the Subrecipient's Chief Financial Officer or the Chief Financial Officer's designee.

9.4 **Other Reports** - Subrecipient must submit the Uniform Crime Report and other reports as may be reasonably required by the City.

SECTION X: MONITORING AND AUDITS

- 10.1 Access to Records** – The City, U.S. Department of Justice, U.S. Comptroller General or any of their duly authorized representatives, must have access to books, documents, papers and records of the Subrecipient related to the sub-award, for the purpose of audit and examination according to the Financial Guide and the Common Rule.

The City reserves the right to unilaterally terminate this Agreement if the Subrecipient refuses to allow public access to all documents, papers, letters, or other materials subject to provisions of Chapter 119, Florida Statutes, unless specifically exempted and/or made confidential by operation of Chapter 119, Florida. Statutes, and made or received by the Subrecipient or its contractor in conjunction with this Agreement.

- 10.2 Monitoring** - Subrecipient must comply with the City's grant monitoring guidelines, protocols, and procedures; and cooperate with the City on all grant monitoring requests, including requests related to desk reviews, enhanced programmatic desk reviews, site visits, contract reviews and audits. Subrecipient must provide all documentation necessary to complete monitoring of the sub-award and verify expenditures. Further, Subrecipient must abide by reasonable deadlines set by the City for providing requested documents. Failure to cooperate with grant monitoring activities may result in sanctions affecting the Subrecipient's sub-award, including, but not limited to: withholding and/or other restrictions on the Subrecipient's access to funds, referral to the City Auditor for audit review, designation of the Subrecipient as a High-Risk grantee, or termination of award(s).
- 10.3 Property Management** - Subrecipient must establish and administer a system to protect, preserve, use, maintain, and dispose of any property furnished to it by the City or purchased pursuant to this Agreement consistent with federal property management standards set forth in the Office of Justice Programs Financial Guide, U.S. Department of Justice Common Rule for State and Local Governments, or 2 C.F.R. § 200, as applicable. This obligation continues as long as the Subrecipient retains the property, notwithstanding expiration of this Agreement.
- 10.3.1 Property Use** - Subrecipient must use equipment acquired under a Federal award for the authorized purposes of the project during the period of performance, or until the property is no longer needed. Subrecipient must use, manage, and dispose of equipment acquired under a Federal award in accordance with 2 C.F.R. § 200.313, "Equipment".
- 10.4 High Risk Subrecipients** - Subrecipient must comply with any additional requirements that may be imposed during the grant performance period if the City or the DOJ determines the Subrecipient is a high-risk grantee. Cf. 28 C.F.R. §§ 66, 70.

- 10.5 **Reporting, Data Collection and Evaluation** - Subrecipient must comply with all reporting, data collection and evaluation requirements, as prescribed by the Bureau of Justice Assistance in the program guidance for JAG. Compliance with these requirements will be monitored by the City.
- 10.6 **Retention of Records** – Subrecipient must maintain all records for a minimum of five (5) years from the date of the financial statement and such records must be available for audit and public disclosure upon request. Subrecipient must comply with State of Florida General Records Schedule GS1-SL for State and Local Government Agencies: <http://dos.myflorida.com/media/693574/general-records-schedulegs01-sl.pdf>
<http://dos.myflorida.com/media/693578/g02.pdf>.
- 10.7 **Single Annual Audit**
- 10.7.1 A Subrecipient that expends \$750,000 or more in a year in federal awards must have a single audit or program-specific audit conducted for that year. The audit must be performed in accordance with 2 C.F.R. § 200(F) Audit Requirements and other applicable federal law. This Agreement must be identified in the Schedule of Federal Financial Assistance in the subject audit. The audit report must be identified as federal funds passed through the City and include the contract number, award amount, contract period, funds received, and funds disbursed.
- 10.7.2 A complete audit report that covers any portion of the effective dates of this Agreement must be submitted within 30 days after its completion, but no later than nine (9) months after the audit period. In order to be complete, the submitted report must include any management letters issued separately and management's written response to all findings, including audit report and management letter findings. Incomplete audit reports will not be accepted by the City.
- 10.7.3 Audits must be completed by an Independent Public Accountant (IPA) and according to Generally Accepted Government Auditing Standards (GAGAS). The IPA must be either a Certified Public Accountant or a Licensed Public Accountant. Subrecipient must procure audit activities according to 2 C.F.R. § 200.509 and include clear objectives and scope of the audit in addition to peer review reports to strengthen audit quality and ensure effective use of audit resources.
- 10.7.4 Subrecipient must promptly follow-up and take appropriate corrective action for any findings on the audit report in instances of noncompliance with federal laws and regulations, including but not limited to preparation of a summary schedule of

prior audit findings and a corrective action plan. Subrecipient follow-up to audit findings must abide by requirements in 2 C.F.R. § 200.511.

- 10.7.5 Subrecipient must make copies available for public inspection and ensure respective parts of the reporting package do not include protected personally identifiable information. Records must be made available upon request for a period of three (3) years from the date the audit report is issued, unless extended in writing by the City.

A Subrecipient that expends less than \$750,000 in federal awards during a fiscal year is exempt from the audit requirements of 2 C.F.R. § 200(F) for that fiscal year. In this case, written notification, which can be in the form of the “Certification of Audit Exemption” form, must be provided to the City by the Chief Financial Officer, or designee, that the Subrecipient is exempt. This notice must be provided to the City no later than June 30 following the end of the fiscal year.

- 10.7.6 If this Agreement is closed without an audit, The City reserves the right to recover any disallowed costs identified in an audit completed after such closeout.

- 10.7.7 The Federal Audit Clearinghouse is the repository of record for 2 C.F.R. § 200(F). Audits performed as a result of this requirement must be completed and submitted to the Federal Audit Clearinghouse within the earlier of thirty (30) calendar days after receipt of the auditor’s report(s), or nine (9) months after the end of the audit period. Submissions must include required elements described in Appendix X to Part 200 on the specified Data Collection Form (Form SF-SAC) and be signed by a senior level representative or chief official of the auditee.

IN WITNESS WHEREOF, the Parties hereto have made and executed this Agreement:

[REMAINDER OF PAGE IS INTENTIONALLY LEFT BLANK]

AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SUBRECIPIENT FOR THE
EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM

"CITY":

Witnesses:

CITY OF POMPANO BEACH

By: _____
REX HARDIN, MAYOR

By: _____
GREGORY P. HARRISON, CITY MANAGER

Attest:

(SEAL)

ASCELETA HAMMOND, CITY CLERK

Approved As To Form:

MARK E. BERMAN, CITY ATTORNEY
CITY ATTORNEY

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me, by means of ☐ physical presence or ☐ online notarization, this _____ day of _____, 2020, by **REX HARDIN** as Mayor, **GREGORY P. HARRISON** as City Manager and **ASCELETA HAMMOND** as City Clerk of the City of Pompano Beach, Florida, a municipal corporation, on behalf of the municipal corporation, who are personally known to me.

NOTARY'S SEAL:

NOTARY PUBLIC, STATE OF FLORIDA

(Name of Acknowledger Typed, Printed or Stamped)

Commission Number

:jrm
5/19/2020
L:agr/finance/2020-728

SUBRECIPIENT

CITY of Deerfield Beach

By: _____

EXHIBIT A

Project Description

Eighteen jurisdictions within Broward County will benefit from the grant award which will provide a range of criminal justice related activities that will assist local law enforcement efforts and local initiatives to include: technology improvement programs, personnel, equipment, and training. The goal of the project is to utilize funds designated for County municipalities to deter crime and increase public safety. .

The Subrecipient's project is generally described as:

The Violent Crime-Theft Reduction Program provides overtime staffing for law enforcement to reduce violent (Aggravated Assault and Robberies) and property crimes (Auto Theft and Larcenies), which has dramatically increased in Deerfield Beach over the past few years.

EXHIBIT B

2018 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT
PROGRAM BUDGET

ACCOUNT CATEGORY	BUDGETED AMOUNT
Personnel	15,634.99
Fringe Benefits	5,336.22
Equipment	
Supplies	
Training	
Other	648.59
Indirect cost	
Administrative Fees	
Total Sub-award to Subrecipient	\$21,619.80

SUBRECIPIENT'S BUDGET NARRATIVE

- A. **PERSONNEL-** Deputies will work Overtime to conduct surveillance of targeted businesses, hotels and residences in the city of Deerfield Beach experiencing an increase of auto theft. Additionally, JAG funds will be utilized for Deputies who work Overtime to monitor the activity of juvenile offenders who reside in the city. Approximately, 230 hours will be used for the life of the project.
- B. **FRINGE BENEFITS-** It is customary to cover basic benefit plan for Deputies working on this project which includes FICA at 7.65% and Special Retirement at 26.48% which are the Florida Department of Management Services Division of Retirement percentage rate.
- C. **OTHER-** The City of Deerfield Beach has agreed to contribute 3% of their award to NIBRS.

SUBGRANT AWARD CERTIFICATE

Subrecipient's Name: City of Deerfield Beach

DUNS No. 086382090

Federal Award Date: 10/01/2018

Project Title: 2018 Byrne JAG Grant

Sub-award Period of Performance Start Date: 07/01/2020

End Date: 09/30/2021

Grant Number: 2018-DJ-BX-0884

Federal Award Identification No.: 2018-DJ-BX-0884

Federal Funds: \$21,619.80

Federal award project period: 10/01/2017 to
09/30/2021

Federal award project description:

The Edward Byrne Memorial Justice Assistance Grant Program (JAG) allows states and units of local government, including tribes, to support a broad range of criminal justice related activities based on their own state and local needs and conditions. Grant funds can be used for state and local initiatives, technical assistance, training, personnel, equipment, supplies, contractual support, and information systems for criminal justice, including for any one or more of the following purpose areas: 1) law enforcement programs; 2) prosecution and court programs; 3) prevention and education programs; 4) corrections and community corrections programs; 5) drug treatment and enforcement programs; 6) planning, evaluation, and technology improvement programs; 7) crime victim and witness programs (other than compensation); and 8) mental health programs and related law enforcement and corrections programs, including behavioral programs and crisis intervention teams.

Name of the Federal Awarding Agency: Department of Justice

Pass-through entity: City of Pompano Beach

Contact information for the awarding
official:

Greg Harrison

City of Pompano Beach

100 West Atlantic Blvd.

Room 430

Pompano Beach, FL 33060

Greg.Harrison@copbfl.com

Is the Award for Research and Development (R&D)? No

Indirect cost rate for the Federal award: N/A

CFDA Number: 16.738

Award is hereby made in the amount and for the period shown above of a subgrant under Part E of Title I of the Omnibus Crime Control and Safe Streets Act of 1968 as amended Subpart 1 of such part (42 U.S.C.3751-3759) ; the Consolidated Appropriations Act,2008, Public Law 110-161; and Public Law 109-162,Title XI, Department of Justice Reauthorization, Subtitle B, Improving the Department of Justice's Grant Programs, Chapter 1, Assisting Law Enforcement and Criminal Justice Agencies, Section 1111. Merger of Byrne Grant Program and Local Law Enforcement Block Grant Program, to the above mentioned subgrantee and subject to any attached or special conditions.

This award is subject to all applicable rules, regulations, and conditions as contained in the Office of Justice Programs (OJP) Financial Guide, Common Rule for State and Local Governments, or OMB Uniform Grant Guidance (2 CFR Part 200), in their entirety. It is also subject to the attached standard conditions and such further rules, regulations and policies as may be reasonably prescribed by the State or Federal Government consistent with the purposes and authorization of P.L. 90-351, as amended, and P.L. 100-690.

This award is a cost-reimbursement agreement for satisfactory performance of eligible activities. Requests for reimbursement may be submitted quarterly or monthly as designated in the Financial Section of the agreement. Requests for reimbursement will be processed in conjunction with receipt and review of programmatic performance reports to determine successful completion of minimum performance for deliverables. Expenditures must be supported with documentation and verified during annual monitoring. Failure to comply with provisions of this Agreement, or failure to meet minimum performance specified in the Agreement will result in required corrective action up to and including project costs being disallowed, withholding of federal funds and/or termination of the project, as specified within the terms of the Agreement and OMB Uniform Guidance 200.338 - 200.342.

This grant shall become effective on the beginning date of the grant period provided that within 30 days from the date of award, a properly executed Certificate of Acceptance of Subgrant Award is returned to the City.

Subrecipient: City of Deerfield Beach

By: _____

Department of _____

_____ day of _____, 20____

Date of Acceptance

CERTIFICATE OF ACCEPTANCE OF SUBGRANT AWARD

The Subrecipient through its authorized representative, acknowledges receipt and acceptance of subgrant award number **2018-DJ-BX-0884**, in the amount of **\$21,619.80**, [for the description of the project submitted by Subrecipient in this grant application, for the period of **07/01/2020** through **09/30/2021** , to be implemented in accordance with the approved subgrant application, and subject to the City's Standard Conditions and any special conditions governing this subgrant.

This sub-award requires that the Subrecipient adhere to the following:

No recipient or Subrecipient, or entity that receives a contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to restrict, the reporting of waste, fraud or abuse in accordance with the law to a department or agency authorized to receive such information. This is not intended to contravene requirements applicable to classified, sensitive or exempt information.

In accepting this award, the Subgrantee certifies that it neither requires nor has required employees or contractors to sign such internal confidentiality agreements or statements.

The Subrecipient undertakes a review to validate its compliance with 8 U.S.C. § 1373. If determined to be in compliance at the time of review, the Subrecipient must submit documentation that contains a validation to that effect and includes an official legal opinion from counsel (including related legal analysis) adequately supporting the validation.

If the Subrecipient determines it is not in compliance at the time of review, sufficient and effective steps must be taken to bring itself into compliance. They will thereafter submit documentation that details the steps taken, which will contain a validation that it has come into compliance and includes an official legal opinion from counsel (including related legal analysis).

Subrecipient : City of Deerfield Beach

By: _____

Department of _____

_____ day of _____, 20____

ATTESTATIONS AND CERTIFICATIONS

This form is required to be completed by the authorized official, or authorized official designee, of all Subgrantee units of government receiving Edward Byrne Memorial Justice Assistance Grant (JAG) program federal pass-through funding from the City. In accepting this award, the subgrantee certifies that it will comply with the requirements set forth below and/or any other requirements of the sub-award. Failure to do so may result in a hold *or* freeze on the drawdown of federal funds, *and/or* suspension or termination of the Agreement.

Procurement Standards: The Subgrantee, through its authorized representative, certifies the unit of government below has written procurement policies and standards that are compliant with the requirements set forth in the Office of Management and Budget (OMB) Uniform Requirements, 2 C.F.R. §§ 200.317-326, and OJP Financial Guide, Section 3.8. Additionally, the Subgrantee assures these policies and standards will be utilized *for* all federal grant related procurement activities

Conflict of interest: Decisions related to use of these grant funds must be free of undisclosed personal organizational conflicts of interest, both in fact and in appearance. The subgrantee, through its authorized representative, certifies that the unit of government below is compliant with OMS Uniform Requirements, 2C.F.R. § 200.112, and OJP Financial Guide Section 3.21 regarding Conflict of Interest, and will notify the City, in writing of any potential conflicts of interest in accordance with this Agreement. The recipient must disclose in a timely manner, in writing, all violation of state or federal criminal law involving fraud, bribery, or gratuity violations.

Organization Name: City of Deerfield Beach

By: _____

Department of _____

_____ day of _____, 20____

EXHIBIT C
Grant Award and Special Conditions

Orig. 12

**2018 EDWARD BYRNE JUSTICE
ASSISTANCE LOCAL SOLICITATION GRANT
MEMORANDUM OF UNDERSTANDING (MOU)**

This Memorandum of Understanding (MOU) is being executed by the following listed participating agencies (hereinafter "participating agencies"):

City of Coral Springs	City of Hollywood	City of Pembroke Pines
City of Dania Beach	City of Lauderdale Lakes	City of Plantation
Town of Davie	City of Lauderhill	City of Pompano Beach
City of Deerfield Beach	City of Miramar	City of Sunrise
City of Fort Lauderdale	City of North Lauderdale	City of Tamarac
City of Hallandale Beach	City of Oakland Park	

Nothing in this MOU should be construed as limiting or impeding the basic spirit of cooperation which exists between the participating agencies, listed above.

WHEREAS, Broward County has been identified as a "disparate" County; and

WHEREAS, the participating agencies have been identified as eligible jurisdictions able to collectively implement the objectives and goals of the Edward Byrne Justice Assistance Grant (hereinafter "JAG"); and

WHEREAS, the participating agencies have formed a working committee and developed a course of action to achieve the goals and objectives of the JAG Program; and

WHEREAS, the **City of Pompano Beach** has been selected as through this MOU, to administer the program and serve as the fiscal agent for the disbursement of all funds received for the JAG Program.

THEREFORE, in consideration of the mutual terms, conditions, promises, and covenants hereinafter set forth, the participating agencies agree as follows:

Purpose

This MOU establishes the relationship between the parties for participation in the FY 2018 Edward Byrne Justice Assistance Grant (JAG) Local Solicitation Grant Program (Award Number **2018-DJ-BX-0884**).

Procedures

1. The **City of Pompano Beach, Florida** will serve as the lead agency and grant administrator for the agencies in Broward County, Florida participating in the JAG

Program. Pursuant to the JAG Program guidelines, funding for the JAG Program will be provided to the **City of Pompano Beach**.

2. The **City of Pompano Beach** shall then disperse the funds to the parties in the amounts determined by the JAG Program. For municipalities that currently contract with BSO for law enforcement services, the BSO shall retain the funds for use in the appropriate BSO Districts pursuant to the contracts for law enforcement services.
3. Each party shall be responsible for submitting its own application for their individual JAG Program to the **City of Pompano Beach**. The **City of Pompano Beach**, Grants Management Office will prepare the single application to include the Program Narrative and Budget Narrative, and shall submit the application to the Department of Justice.

Below is the list of awards, less the 10% of the Formula-Based Allocation for administrative costs for each of the seventeen jurisdictions:

2018 EDWARD BYRNE MEMORIAL JAG AWARDS

Jurisdiction Name	Formula-Based Allocation	Less 10% Administrative Costs	Award
City of Coral Springs	\$15,599	(\$1,559.90)	\$14,039.10
City of Dania Beach	\$12,807	(\$1,280.70)	\$11,526.30
Town of Davie	\$17,680	(\$1,768.00)	\$15,912.00
City of Deerfield Beach	\$24,022	(\$2,402.20)	\$21,619.80
City of Fort Lauderdale	\$90,751	(\$9,075.10)	\$81,675.90
City of Hallandale Beach	\$16,774	(\$1,677.40)	\$15,096.60
City of Hollywood	\$47,824	(\$4,782.40)	\$43,041.60
City of Lauderdale Lakes	\$19,419	(\$1,941.90)	\$17,477.10
City of Lauderhill	\$41,433	(\$4,143.30)	\$37,289.70
City of Miramar	\$32,201	(\$3,220.10)	\$28,980.90
City of North Lauderdale	\$15,599	(\$1,559.90)	\$14,039.10
City of Oakland Park	\$16,847	(\$1,684.70)	\$15,162.30
City of Pembroke Pines	\$24,218	(\$2,421.80)	\$21,796.20
City of Plantation	\$19,663	(\$1,966.30)	\$17,696.70
City of Pompano Beach	\$67,071	\$42,637.70	\$109,708.70
City of Sunrise	\$18,929	(\$1,892.90)	\$17,036.10
City of Tamarac	\$12,611	(\$1,261.10)	\$11,349.90
Total	\$493,448	(\$0.00)	\$493,448

*City of Pompano Beach will also be the lead agency and provide fiscal and programmatic oversight.

Term and Termination

1. This MOU shall remain in effect from October 1, 2017 through September 30, 2021, and its continuation shall be subject to the availability of necessary funding from the JAG Program.
2. A participating agency may withdraw from this agreement at any time by providing thirty (30) days written notice of its intent to withdraw to all other participating agencies.
3. This MOU may be terminated upon the written consent of all parties to this MOU.

Amendments

This MOU may be modified at any time upon the written agreement of all of the participating agencies.

Insurance and Indemnification

1. Each party agrees to maintain its own comprehensive general liability insurance, professional liability insurance, automobile liability insurance and workers compensation insurance policy or maintain a self-insuring fund for the term of the Agreement in the amounts determined by each party to adequately insure said party's liability assumed herein, but in no event shall such coverage be less than the amount of statutory waiver of sovereign immunity. The participating agencies agree to provide the **City of Pompano Beach** within thirty (30) days of entering this Agreement with proof of insurance if requested.
2. Each party shall be responsible for the negligent acts or omissions of their respective employees in accordance with Ch. 768.28, Fla. Stat. and nothing herein shall be deemed a waiver of those protections.

Guidelines

In performing its duties, responsibilities and obligations pursuant to this Agreement, each party agrees to: (i) adhere to the requirement standards set forth in the Office of Justice Programs' *Financial Guide*, as amended and Federal OMB Circular A-133, as applicable; and (ii) , the special conditions FY 2018 Edward Byrne Justice Assistance Grant (JAG) Local Solicitation Grant Award issued by DOJ. All participating agencies shall enter into a formal sub-award agreement between the **City of Pompano Beach** as Sub-award Grantor and the participating agency as the Sub-award Grantee in a form substantially similar to the attached Exhibit 1.

Records

- a. Each party understands that any and all records created as a result of participating in this Program may be subject to public disclosure pursuant to the Public Records Statute, Fla. Stat. Section 119.07 and shall be responsible for compliance with any public records request served upon it and any resultant award of attorney's fees for noncompliance.
- b. Each party shall maintain its own respective records and documents associated with MOU sufficient to demonstrate compliance with the terms of this Agreement for a period of five (5) years from the date of execution of the MOU and shall allow the **City of Pompano Beach** access to such records upon request.
- c. Each party, its employees or agents, shall allow access to its records concerning this MOU at reasonable times to the **City of Pompano Beach**, its employees, and agents. The term "agents" shall include, but is not limited to, auditors retained or employed by the **City of Pompano Beach**. The term "reasonable" shall be construed according to the individual party circumstances but ordinarily shall mean during normal business hours of 8:00 am to 5:00 pm, local time, Monday through Friday.
- d. Upon reasonable notice, the participating agency shall provide the **City of Pompano Beach** with any additional documentation, information, or reports as may be required by the **City of Pompano Beach**.

Execution

This agreement may be executed in counterparts each of which shall be deemed an original and all of which together shall be considered one and the same agreement.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

"CITY":

Witnesses:

Betty J. Moses
Shelly R. Bartholomew

CITY OF POMPANO BEACH

By:

LAMAR FISHER, MAYOR

By:

GREGORY P. HARRISON, CITY MANAGER

Attest:

Asceletha Hammond
ASCELETA HAMMOND
CITY CLERK

(SEAL)

Approved As To Form:

MARK E. BERMAN
MARK E. BERMAN
CITY ATTORNEY

STATE OF FLORIDA

COUNTY OF BROWARD

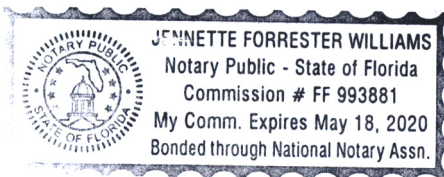
The foregoing instruments were acknowledged before me this 29 day of October, 2018, by **LAMAR FISHER** as Mayor, **GREGORY P. HARRISON** as City Manager and **ASCELETA HAMMOND** as City Clerk of the City of Pompano Beach, Florida, a municipal corporation, on behalf of the municipal corporation, who are personally known to me.

NOTARY'S SEAL:

Jennette Forrester Williams
NOTARY PUBLIC, STATE OF FLORIDA

Jennette Forrester Williams
(Name of Acknowledger Typed, Printed or Stamped)

Commission Number





**SUBRECIPIENT AGREEMENT BETWEEN CITY OF POMPANO BEACH AND THE CITY OF _____ FOR
Edward Byrne Memorial Justice Assistance Grant Program**

This is a Subrecipient Agreement ("Agreement"), made and entered into by and between City of Pompano Beach, a municipal corporation organized and existing under the laws of the State of Florida ("City") and the City of _____, a municipal corporation organized and existing under the laws of the State of Florida, ("Subrecipient"), (collectively referred to as the "Parties").

- A. The U.S. Department of Justice ("DOJ") has identified Broward County as a "disparate" County; and
- B. The City is a recipient of federal Edward Byrne Memorial Justice Assistance Grant ("JAG") funds. As a non-federal pass-through entity for this program, the City subawards JAG funds to eligible units of government. All subawards made by the City to eligible units of government under this program require compliance with this Agreement upon signed acceptance of the subaward; and
- C. The Subrecipient has been identified as eligible jurisdictions able to collectively implement the objectives and goals of the JAG program, CFDA Number _____; and
- D. This Agreement must be consistent with the requirements outlined in 2 CFR 200.331, the Federal Uniform Administrative requirements, Cost Principles, and Audit Requirements for Federal Awards found in Title 2 Grants and Agreements, Part 200. NOW THEREFORE,

IN CONSIDERATION of the mutual terms, conditions, promises, covenants, and payments hereinafter set forth, the Parties agree as follows:

SECTION I: PURPOSE

This Agreement establishes the relationship between the Parties for participation in the FY 2018 Edward Byrne Memorial Justice Assistance Grant (JAG) Local Solicitation Grant Program (Award Number _____). The Federal Award Identification Number is _____ and the Federal Award Date to the City was _____. Pursuant to the Federal Funding Accountability and transparency Act (FFATA) the Federal award project description for the Subrecipient is individually summarized in Exhibit A attached hereto and incorporated by reference.

Upon acceptance of the subaward, the terms and conditions outlined herein will become binding. As units of government, the Subrecipient will maintain required state and federal registrations and certifications for eligibility under this program. The Subrecipient must submit required programmatic and financial reports documenting that eligible activities were completed in accordance with the grant and program requirements.

SECTION II: AWARD

The Subrecipient's grant award is as follows:

Jurisdiction Name	Formula-Based Award (Total Amount of Federal Funds Obligated Prior to Indirect Cost Allocation)	Less 10 % Indirect Cost Allocation (Total Amount of Federal Funds Obligated)*
City of	\$.00	\$
	\$.00	Award Less Amount of Indirect Cost \$

The City will only reimburse Subrecipients for authorized activities. The City will not reimburse for costs incurred for any purpose other than those specified in this Agreement. Failure to comply with provisions of this Agreement, including failure to perform grant activities as specified in this Agreement, will result in required corrective action up to and including financial consequences. A financial consequence may be imposed for non-compliance in accordance with 2 C.F.R. § 200 and this Agreement, including but not limited to project costs being disallowed, withholding of federal funds and/or termination of the project

Grant funds must not to be used for research and development. No Party may use the funds allocated to them under this Agreement for prohibited expenditures found in 34 U.S.C. § 10152(d), 42 U.S.C. § 3751, or other prohibited expenditures as identified within the grant.

SECTION III: METHOD OF BILLING AND PAYMENT

Subrecipient may submit invoices for compensation no more often than on a monthly basis, but only after the activities for which the invoices are submitted has been completed. An original invoice plus one copy are due within fifteen (15) days of the end of the month except the final invoice which must be received no later than sixty (60) days after expiration or earlier termination of this Agreement. Invoices must designate the nature of the activities completed and, as applicable, the personnel, hours, tasks, or other detail as requested by the City.

Invoices shall be submitted invoice to:

SECTION IV: TERM

The term of this Agreement and the subaward period of performance shall begin _____ and shall end on _____. The continuation of this Agreement beyond the end of any City fiscal year is subject to the appropriation and availability of necessary funding from the JAG Program.

SECTION V: GENERAL REQUIREMENTS

Subrecipient must comply with requirements set forth in the current edition of the U.S. Department of Justice, Office of Justice Programs (OJP) Financial Guide (Financial Guide), [http://ojp.gov/financialguide/DOJ/pdfs/2015 DOJ FinancialGuide.pdf](http://ojp.gov/financialguide/DOJ/pdfs/2015%20DOJ%20FinancialGuide.pdf), the Edward Byrne Memorial Justice Assistance Grant program guidance, federal statutes, regulations, policies, guidelines and requirements and Florida laws and regulations including but not limited to:

- **Office of Management and Budget (OMB) Uniform Grant Guidance (2 C.F.R. § 200) Subpart A Definitions, Subparts B-D Administrative Requirements, Subpart E Cost Principals, Subpart F Audit Requirements and all applicable Appendices.** This guidance supersedes previous OMB Circulars and Standard Conditions and is applicable to any new subawards made under Federal grants awarded on or after December 26, 2014 <http://www.ecfr.gov/cgi-bin/text-idx?SID=62764122c780e5d1d2134127afadc30d&node=2:1.1.2.2.1 &rgn=div5>
- **Code of Federal Regulations:** www.gpo.gov/fdsys/
 - 2 C.F.R. § 175.15(b), "Award Term for Trafficking in Persons"
 - 28 C.F.R. § 38, "Equal Treatment of Faith-Based Organizations"
 - 28 C.F.R. § 66, "U.S. Department of Justice Common Rule for State and Local Governments" (Common Rule)
 - 28 C.F.R. § 83, "Government-Wide Requirements for Drug-Free Workplace (Grants)"
 - 28 C.F.R. §§ 18, 22, 23, 30, 35, 42, 61, and 63
- **Public Law**
 - Pub. L. No. 109-162, Title XI-Department of Justice Reauthorization, Subtitle B – Improving the Department of Justice's Grant Programs, Chapter 1 – Assisting Law Enforcement and Criminal Justice Agencies, Sec. 1111. Merger of Byrne Grant Program and Local Law Enforcement Block Grant Program: <http://www.gpo.gov/fdsys/pkg/PLAW-109publ162/pdf/PLAW-109publ162.pdf>.
- **United States Code:** www.gpo.gov/fdsys/
 - 42 U.S.C. §§ 3711 et seq., "Omnibus Crime Control and Safe Streets Act of 1968."
- **State of Florida General Records Schedule GS1-SL for State and Local Government Agencies:** <http://dlis.dos.state.fl.us/barm/genschedules/GS2-2008-Rev2010.pdf>.

SECTION VI: STANDARD CONDITIONS

Subrecipients are bound by the following standard conditions:

- 6.1 **Payment Contingent on Appropriation and Availability of Funds** – The City's obligation to reimburse Subrecipient for costs incurred under this Agreement is subject to the availability of federal funds and annual appropriation by the City Commission of the City of Pompano Beach, Florida.
- 6.2 **System for Award Management (SAM)** – Subrecipient must maintain current information in SAM until they submit the financial report required under this award or receives the final payment,

whichever is later. This requires the Subrecipient to review and update the information at least annually after the initial registration, and more frequently if required by changes in its information or another award term.

- 6.3 **Commencement of Project** – If a project is not operational within 60 days of the original start date of the award period, Subrecipient must report by letter to the City the steps taken to initiate the project, the reasons for delay, and the expected start date.
- 6.3.1 If a project is not operation within 90 days of the original start date of the award period, the Subrecipient must submit a second statement to the City explaining the implementation delay.
- 6.3.2 Upon receipt of the ninety (90) day letter, the City will determine if the reason for delay is justified or will, at its discretion, unilaterally terminate this agreement. The City, where warranted by extenuating circumstances, may extend the starting date of the project past the ninety (90) day period, but only by formal written amendment to this agreement.
- 6.4 **Supplanting** – Subrecipient acknowledges that funds received under this award will not be used to supplant state or local funds, but will be used to increase the amounts of such funds that would, in the absence of federal funds, be make available for law enforcement activities.
- 6.5 **Personnel Changes** – Upon implementation of the project, in the event there is a change in Chief Officials for the Subrecipient, implementing agency, or any contact information to include mailing address, phone number, email or title change, project staff must notify the SIMON help desk to update the organizational information in SIMON. Project director changes require a grant adjustment in SIMON.
- 6.6 **Non-Procurement, Debarment and Suspension** – Subrecipient must comply with 2 C.F.R. § 180, “OMB Guidelines to Agencies on Government Wide Debarment and Suspension (Non-procurement).” These procedures require Subrecipient to certify that it will not enter into any lower tiered covered transaction with a person who is debarred, suspended, declared ineligible or is voluntarily excluded from participating in this covered transaction, unless authorized by the City.
- 6.7 **Federal Restriction on Lobbying** – Subrecipient must comply with 28 C.F.R. § 69, “New Restrictions on Lobbying” and must file the most current edition of the Certification and Disclosure Form, if applicable, with each submission that initiates consideration of such Subrecipient for award of a federal contract, grant, or cooperative agreement. In addition, the Subrecipient must not use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of the OJP.
- 6.8 **The Coastal Barrier Resources Act** - Subrecipient must comply and assure the compliance of all contractors with the provisions of the Coastal Barrier Resources Act (Pub. L. No. 97-348) dated October 19, 1982 (16 U.S.C. §§ 3501 et seq.) which prohibits the expenditure of most new

federal funds within the units of the Coastal Barrier Resources System.

6.9 Enhancement of Security - If funds are used for enhancing security, Subrecipient must:

6.9.1 Have an adequate process to assess the impact of any enhancement of a security measure that is undertaken on the incidence of crime in the geographic area where the enhancement is undertaken.

6.9.2 Conduct such an assessment with respect to each such enhancement and submit to the City the aforementioned assessment in its Final Program Report.

6.10 Privacy Certification - Subrecipient must comply with all confidentiality requirements of 42 U.S.C. § 3789g and 28 C.F.R. § 22 that are applicable to collection, use, and revelation of data or information. Subrecipient must, as a condition of grant approval, submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. §§ 22 and, in particular, section 22.23. Privacy Certification forms must be signed by the Subrecipient or implementing agency chief official or an individual with formal, written signature authority for the chief official.

6.11 Conferences and Inspection of Work - Conferences may be held at the request of any Party to this agreement. At any time, a representative of the City, the U.S. Department of Justice, or the City Internal Auditor, have the right to visit the project site to monitor, inspect and assess activities performed under this agreement.

6.12 Insurance Requirements - Subrecipient is an entity subject to Section 768.28, Florida Statutes, and must furnish verification of liability protection in accordance with state law prior to final execution of this agreement.

SECTION VII: CIVIL RIGHTS REQUIREMENTS

7.1 Federal laws prohibit recipients of financial assistance from discriminating on the basis of race, color, national origin, religion, sex, disability, or age in federally funded programs or activities. The Subrecipient, implementing agency, and contractors must comply with any applicable statutorily-imposed nondiscrimination requirements, which may include the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. § 3789d); the Victims of Crime Act (42 U.S.C. § 10604(e)); The Juvenile Justice and Delinquency Prevention Act of 2002 (42 U.S.C. § 5672(b)); the Civil Rights Act of 1964 (42 U.S.C. § 2000d); the Rehabilitation Act of 1973 (29 U.S.C. § 794); the Americans with Disabilities Act of 1990 (42 U.S.C. § 12131-34); the Education Amendments of 1972 (20 U.S.C. §§1681, 1683, 1685-86); the Age Discrimination Act of 1975 (42 U.S.C. §§ 6101-07); and Department of Justice Non-Discrimination Regulations 28 C.F.R. § 42; see Ex. Order 13279 (equal protection of the laws for faith-based and community organizations).

7.2 The City does not discriminate on the basis of race, color, religion, national origin, sex, disability, or age. Subrecipient must notify program participants and beneficiaries that they do not discriminate on the basis of race, color, national origin, religion, sex, disability, or age in the delivery of services, benefits, or employment practices.

- 7.3 Subrecipient is responsible for ensuring that contractors and agencies to whom it passes through funds are in compliance with all Civil Rights requirements and that those contractors and agencies are aware that they may file a discrimination complaint with the Subrecipient, with the City, or with the Office for Civil Rights (OCR), and how to do so.
- 7.4 Equal Employment Opportunity Plans
- 7.4.1 The Subrecipient or implementing agency must develop EEO Plans if they have 50 or more employees and have received any single award of \$25,000 or more from the Department of Justice. The plan must be prepared using the online short form at www.ojp.usdoj.gov/about/ocr/eeop_comply.htm, must be retained by the Subrecipient or implementing agency, and must be available for review and audit. The organization must also submit an EEO Certification to the City.
- 7.4.2 If the Subrecipient or implementing agency is required to prepare an EEO Plan and has received any single award of \$500,000 or more from the DOJ, it must submit its plan to the DOJ for approval. A copy of the DOJ approval letter must be submitted to the City. The approval letter expires two years from the date of the letter.
- 7.4.3 A Subrecipient or implementing agency is exempt from the EEO Plan requirement if it has fewer than 50 employees; does not receive any single award of \$25,000 or more from the DOJ; or is a nonprofit organization, a medical or educational institution, or an Indian Tribe. If an organization is exempt from the EEO Plan requirement, it must submit an EEO Certification of Exemption to the City.
- 7.4.4 The Subrecipient and implementing agency acknowledge that failure to comply with EEO requirements within 60 days of the project start date may result in suspension or termination of funding, until such time as it is in compliance.
- 7.5 **Americans with Disabilities Act** - Subrecipient must comply with the requirements of the Americans with Disabilities Act (ADA) (Pub. L. No. 101-336), which prohibits discrimination by public and private entities on the basis of disability and requires certain accommodations be made with regard to employment (Title I), state and local government services, and transportation (Title II), public accommodations (Title III), and telecommunications (Title IV).
- 7.6 **Rehabilitation Act of 1973 (28 C.F.R. § 42(G))** - If Subrecipient has 50 or more employees and receive DOJ funding of \$25,000 or more, it must take the following actions:
- 7.6.1 Adopt grievance procedures that incorporate due process standards and provide for the prompt and equitable resolution of complaints alleging a violation of DOJ regulations implementing Section 504 of the Rehabilitation Act of 1973, found at 28 C.F.R. § 42(G), which prohibits discrimination on the basis of a disability in employment practices and the delivery of services.
- 7.6.2 Designate a person to coordinate compliance with the prohibitions against disability

discrimination contained in 28 C.F.R. § 42(G).

- 7.6.3 Notify participants, beneficiaries, employees, applicants, and others that the Subrecipient or implementing agency does not discriminate on the basis of disability.
- 7.7 **Limited English Proficiency (LEP)** - In accordance with DOJ Guidance pertaining to Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d), recipients of federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with LEP. For more information on the civil rights responsibilities that recipients have in providing language services to LEP individuals, please see the website at www.lep.gov. The City strongly encourages Subrecipient to have a written LEP Language Access Plan.
- 7.8 **Immigration and Nationality Act** - No federal funds will intentionally be awarded to any contractor who knowingly employs unauthorized alien workers, constituting a violation of the employment provisions contained in 8 U.S.C. § 1324a(e), Section 274A(e) of the Immigration and Nationality Act ("INA"). The City will consider the employment by any contractor of unauthorized aliens a violation of Section 274A(e) of the INA. Such violation by the Subrecipient of the employment provisions contained in Section 274A(e) of the INA shall be grounds for unilateral cancellation of this contract by the City.

SECTION VIII: FINANCIAL REQUIREMENTS AND RESPONSIBILITIES

8.1 Fiscal Control and Fund Accounting Procedures

- 8.1.1 All expenditures and cost accounting of funds shall conform to the Office of Justice Programs Financial Guide, the Common rule, and OMB Uniform Grant Guidance (2 C.F.R. § 200) as applicable, in their entirety.
- 8.1.2 Subrecipient must have written procedures for procurement transactions. Procedures must ensure that all solicitations follow 2 C.F.R. § 200.319 Competition. The Subrecipient is required to establish and maintain adequate accounting systems and financial records and to accurately account for funds awarded to them. Subrecipient must have financial management systems in place that are able to record and report on the receipt, obligation, and expenditure of grant funds. An adequate accounting system for a Subrecipient must be able to accommodate a fund and account structure to separately track receipts, expenditures, assets, and liabilities for awards, programs, and subrecipients.
- 8.1.3 All funds spent on this project must be disbursed according to provisions of the project budget as approved in the JAG subaward.

SECTION IX: SUBAWARD MANAGEMENT AND REPORTING REQUIREMENTS

- 9.1 **Obligation of Subrecipient Funds** - Subaward funds shall not under any circumstances be obligated prior to the effective date or subsequent to the termination date of the period of performance.

Only project costs incurred on or after the effective date and on or prior to the termination date of the Subrecipient's project is eligible for reimbursement. All payments must be completed within thirty (30) days of the end of the subaward period of performance.

9.2 Performance

9.2.1 Subaward Performance - The Subrecipient must comply with state and federal requirements for subaward performance under 2 C.F.R. §§ 200.76 and 200.77. The subaward must describe the timing and scope of expected performance as related to the outcomes intended to be achieved by the project activities. Where appropriate, the subaward should provide specific performance goals, indicators, milestones, or expected outcomes (such as outputs, or activities completed or public impacts of any of these) with an expected timeline for accomplishment. Submitted programmatic reports must clearly articulate, where appropriate, performance during the execution of the award has met a standard against which the Subrecipient's performance can be measured. These requirements should be aligned with agency strategic goals, strategic objectives, or performance goals that are relevant to the program.

8.2.2 Performance of Agreement Provisions - In the event of default; non-compliance; or violation of any provision of this Agreement by the Subrecipient, the Subrecipient's consultants and suppliers, or both, the City may impose sanctions it deems appropriate including withholding payments, cancellation, termination, or suspension of this Agreement in whole or in part. In such event, the City will notify the Subrecipient of its decision thirty (30) days in advance of the effective date of such sanction. The Subrecipient will be reimbursed only for those activities satisfactorily completed prior to the effective date of such sanction.

9.2.3 Reports - Subrecipient must submit Monthly or Quarterly Project Performance Reports to the City, within fifteen (15) days after the end of the reporting period. In addition, if the subaward period is extended beyond the "original" project period, additional Quarterly Project Performance Reports must be submitted.

9.2.3.1 Report Contents: Performance Reports must include to the status of all objectives included in the subaward. A detailed response is required in the narrative portion for yes/no performance objectives. The narrative must also reflect on accomplishments for the quarter and identify problems with project implementation and address actions being taken to resolve the problems. Additional information may be required if necessary to comply with federal reporting requirements.

9.2.3.2 Submission: Performance Reports may be submitted by the Subrecipient's Project Director, Application Manager, or Performance Contacts.

9.3 Financial Expenditure Reports

9.3.1 Subrecipient must have a choice of submitting either a Monthly or a Quarterly Project

Expenditure Report to the City. Project Expenditure Reports are due thirty (30) days after the end of the reporting period. In addition, if the subaward period is extended, additional Project Expenditure Reports must be submitted.

9.3.2 All project expenditures for reimbursement of Subrecipient costs must be submitted on the Project Expenditure Report Forms prescribed and provided by the Office of Criminal Justice Grants through the SIMON (Subgrant Information Management Online).

9.3.3 All Project Expenditure Reports must be submitted in sufficient detail for proper pre-audit and post-audit.

9.3.4 Before the "final" Project Expenditure Report will be processed, Subrecipient must submit to the City all outstanding project reports and must have satisfied all special conditions. Failure to comply with the above provisions may result in forfeiture of reimbursement.

9.3.5 Reports are to be submitted even when no reimbursement is being requested.

9.3.6 Reports must be electronically signed by the Subrecipient or implementing agency's Chief Financial Officer or the Chief Financial Officer's designee.

9.4 **Other Reports** - Subrecipient must submit the Uniform Crime Report and other reports as may be reasonably required by the City.

SECTION X: MONITORING AND AUDITS

10.1 **Access to Records** - The City, U.S. Department of Justice, U.S. Comptroller General or any of their duly authorized representatives, must have access to books, documents, papers and records of the Subrecipient, implementing agency, and contractors, related to the subaward, for the purpose of audit and examination according to the Financial Guide and the Common Rule.

The City reserves the right to unilaterally terminate this Agreement if the Subrecipient, implementing agency, or contractor refuses to allow public access to all documents, papers, letters, or other materials subject to provisions of § 119, Florida Statutes, unless specifically exempted and/or made confidential by operation of § 119, Fla. Stat., and made or received by the Subrecipient or its contractor in conjunction with this Agreement.

10.2 **Monitoring** - Subrecipient must comply with the City's grant monitoring guidelines, protocols, and procedures; and cooperate with the City on all grant monitoring requests, including requests related to desk reviews, enhanced programmatic desk reviews, site visits, contract reviews and audits. Subrecipient must provide all documentation necessary to complete monitoring of the subaward and verify expenditures. Further, Subrecipient must abide by reasonable deadlines set by the City for providing requested documents. Failure to cooperate with grant monitoring activities may result in sanctions affecting the Subrecipient's subaward, including, but not limited

to: withholding and/or other restrictions on the Subrecipient's access to funds, referral to the City Internal Auditor for audit review, designation of the Subrecipient as a High Risk grantee, or termination of award(s).

- 10.3 **Property Management** - Subrecipient must establish and administer a system to protect, preserve, use, maintain, and dispose of any property furnished to it by the City or purchased pursuant to this Agreement consistent with federal property management standards set forth in the Office of Justice Programs Financial Guide, U.S. Department of Justice Common Rule for State and Local Governments, or 2 C.F.R. § 200, as applicable. This obligation continues as long as the Subrecipient retains the property, notwithstanding expiration of this Agreement.

10.3.1 **Property Use** - Subrecipient must use equipment acquired under a Federal award for the authorized purposes of the project during the period of performance, or until the property is no longer needed. Subrecipient must use, manage, and dispose of equipment acquired under a Federal award in accordance with 2 C.F.R. § 200.313, "Equipment".

- 10.4 **Subaward Closeout** - A Financial Closeout Audit must be submitted to the City within forty-five (45) days of the end date of the performance period.

- 10.5 The Financial Closeout Audit must be electronically signed by the Subrecipient or implementing agency's Chief Financial Officer or the Chief Financial Officer's designee.

- 10.6 **High Risk Subrecipients** - Subrecipient must comply with any additional requirements that may be imposed during the grant performance period if the DOJ determines the Subrecipient is a high-risk grantee. Cf. 28 C.F.R. §§ 66, 70.

- 10.7 **Reporting, Data Collection and Evaluation** - Subrecipient must comply with all reporting, data collection and evaluation requirements, as prescribed by the Bureau of Justice Assistance in the program guidance for JAG. Compliance with these requirements will be monitored by the City.

- 10.8 **Retention of Records** – Subrecipient must maintain all records for a minimum of five (5) years from the date of the financial statement and be available for audit and public disclosure upon request. Subrecipient must comply with State of Florida General Records Schedule GS1-SL for State and Local Government Agencies: <http://dos.myflorida.com/media/693574/general-records-schedulegs01-sl.pdf> <http://dos.myflorida.com/media/693578/g02.pdf>.

- 10.9 **Single Annual Audit**

10.9.1 A Subrecipient that expends \$750,000 or more in a year in federal awards must have a single audit or program-specific audit conducted for that year. The audit must be performed in accordance with 2 C.F.R. § 200(F) Audit Requirements and other applicable federal law. This Agreement must be identified in the Schedule of Federal Financial Assistance in the subject audit. The audit report must be identified as federal funds

passed through the City and include the contract number, award amount, contract period, funds received, and funds disbursed.

10.9.2 A complete audit report that covers any portion of the effective dates of this Agreement must be submitted within 30 days after its completion, but no later than nine (9) months after the audit period. In order to be complete, the submitted report must include any management letters issued separately and management's written response to all findings, including audit report and management letter findings. Incomplete audit reports will not be accepted by the City.

10.9.3 Audits must be completed by an Independent Public Accountant (IPA) and according to Generally Accepted Government Auditing Standards (GAGAS). The IPA must be either a Certified Public Accountant or a Licensed Public Accountant. Subrecipient must procure audit activities according to 2 C.F.R. § 200.509, and include clear objectives and scope of the audit in addition to peer review reports to strengthen audit quality and ensure effective use of audit resources.

10.9.4 Subrecipient must promptly follow-up and take appropriate corrective action for any findings on the audit report in instances of noncompliance with federal laws and regulations, including but not limited to preparation of a summary schedule of prior audit findings and a corrective action plan. Subrecipient follow-up to audit findings must abide by requirements in 2 C.F.R. § 200.511.

10.9.5 Subrecipient must make copies available for public inspection and ensure respective parts of the reporting package do not include protected personally identifiable information. Records must be made available upon request for a period of three (3) years from the date the audit report is issued, unless extended in writing by the City.

A Subrecipient that expends less than \$750,000 in federal awards during a fiscal year are exempt from the audit requirements of 2 C.F.R. § 200(F) for that fiscal year. In this case, written notification, which can be in the form of the "Certification of Audit Exemption" form, must be provided to the City by the Chief Financial Officer, or designee, that the Subrecipient is exempt. This notice must be provided to the City no later than June 30 following the end of the fiscal year.

10.9.6 If this Agreement is closed without an audit, the City reserves the right to recover any disallowed costs identified in an audit completed after such closeout.

10.9.7 The Federal Audit Clearinghouse is the repository of record for 2 C.F.R. § 200(F). Audits performed as a result of this requirement must be completed and submitted to the Federal Audit Clearinghouse within the earlier of thirty (30) calendar days after receipt of the auditor's report(s), or nine (9) months after the end of the audit period. Submissions must include required elements described in Appendix X to Part 200 on the specified Data Collection Form (Form SF-SAC), and be signed by a senior level representative or chief official of the auditee.

(The remainder of this page is intentionally left blank.)

"CITY":

Witnesses:

CITY OF POMPANO BEACH

By: _____
LAMAR FISHER, MAYOR

By: _____
GREGORY P. HARRISON, CITY MANAGER

Attest:

ASCELETA HAMMOND
CITY CLERK

(SEAL)

Approved As To Form:

MARK E. BERMAN
CITY ATTORNEY

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instruments were acknowledged before me this _____ day of _____, 2018, by **LAMAR FISHER** as Mayor, **GREGORY P. HARRISON** as City Manager and **ASCELETA HAMMOND** as City Clerk of the City of Pompano Beach, Florida, a municipal corporation, on behalf of the municipal corporation, who are personally known to me.

NOTARY'S SEAL:

NOTARY PUBLIC, STATE OF FLORIDA

(Name of Acknowledger Typed, Printed or Stamped)

Commission Number

AGREEMENT BETWEEN CITY AND SUBRECIPIENT FOR THE
EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM

SUBRECIPIENT

WITNESSES:

CITY OF _____

Signature

By: _____
Authorized Signor

Print Name of Witness above

Print Name and Title

Signature

_____ day of _____, 20____

Print Name of Witness above
Designated Title and Address for Notices
(include email address(es))

ATTEST:

City Clerk

Approved as to legal form: _

City Attorney

EXHIBIT A

Project Description

SUBGRANT AWARD CERTIFICATE

Subgrantee:

Grant Period: From: _____ TO: _____

Project Title: _____

Grant Number: _____

Federal Funds: \$_____

State Agency Match: _____

Local Agency Match: \$_____

Total Project Cost: \$_____

CFDA Number: _____

Award is hereby made in the amount and for the period shown above of a subgrant under Part E of Title I of the Omnibus Crime Control and Safe Streets Act of 1968 as amended Subpart 1 of such part (42 U.S.C. 3751-3759); the Consolidated Appropriations Act, 2008, Public Law 110-161; and Public Law 109-162, Title XI, Department of Justice Reauthorization, Subtitle B, Improving the Department of Justice's Grant Programs, Chapter 1, Assisting Law Enforcement and Criminal Justice Agencies, Section 1111. Merger of Byrne Grant Program and Local Law Enforcement Block Grant Program, to the above mentioned subgrantee and subject to any attached or special conditions.

This award is subject to all applicable rules, regulations, and conditions as contained in the Office of Justice Programs (OJP) Financial Guide, Common Rule for State and Local Governments, or OMB Uniform Grant Guidance (2 CFR Part 200), in their entirety. It is also subject to the attached standard conditions and such further rules, regulations and policies as may be reasonably prescribed by the State or Federal Government consistent with the purposes and authorization of P.L. 90-351, as amended, and P.L. 100-690.

This award is a cost-reimbursement agreement for satisfactory performance of eligible activities. Requests for reimbursement may be submitted quarterly or monthly as designated in the Financial Section of the agreement. Requests for reimbursement will be processed in conjunction with receipt and review of programmatic performance reports to determine successful completion of minimum performance for deliverables. Expenditures must be supported with documentation and verified during annual monitoring. Failure to comply with provisions of this Agreement, or failure to meet minimum performance specified in the Agreement will result in required corrective action up to and including project costs being disallowed, withholding of federal funds and/or termination of the project, as specified within the terms of the Agreement and OMB Uniform Guidance 200.338 - 200.342.

This grant shall become effective on the beginning date of the grant period provided that within 30 days from the date of award, a properly executed Certificate of Acceptance of Subgrant Award is returned to the City.

Signature of the Subgrantee's Authorized Official

(Date)

CERTIFICATE OF ACCEPTANCE OF SUBGRANT AWARD

The subgrantee, through its authorized representative, acknowledges receipt and acceptance of subgrant award number _____, in the amount of \$ _____ for a project entitled, _____, for the period of _____ through _____, to be implemented in accordance with the approved subgrant application, and subject to the City's Standard Conditions and any special conditions governing this subgrant.

This subaward requires that the Subrecipient adhere to the following:

No recipient or Subrecipient, or entity that receives a contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to restrict, the reporting of waste, fraud or abuse in accordance with the law to a department or agency authorized to receive such information. This is not intended to contravene requirements applicable to classified, sensitive or exempt information.

In accepting this award, the Subgrantee certifies that it neither requires nor has required employees or contractors to sign such internal confidentiality agreements or statements.

The _____ undertake a review to validate its compliance with 8 U.S.C. § 1373. If determined to be in compliance at the time of review, the _____ must submit documentation that contains a validation to that effect and includes an official legal opinion from counsel (including related legal analysis) adequately supporting the validation.

If the _____ determines it is not in compliance at the time of review, sufficient and effective steps must be taken to bring the City of Pompano Beach into compliance therewith and thereafter submit documentation that details the steps taken, contains a validation that the City of Pompano Beach has come into compliance, and includes an official legal opinion from counsel (including related legal

Signature of the Subgrantee's Authorized Official

Printed Name and Title of Official

Date of Acceptance

ATTESTATIONS AND CERTIFICATIONS

This form is required to be completed by the authorized official, or authorized official designee, of all Subgrantee units of government receiving Edward Byrne Memorial Justice Assistance Grant (JAG) program federal pass-through funding from City of Pompano Beach. In accepting this award, the subgrantee certifies that it will comply with the requirements set forth below and/or any other requirements of the subaward. Failure to do so may result in a hold *or* freeze on the drawdown of federal funds, *and/or* suspension or termination of the Agreement.

Procurement Standards: The Subgrantee, through its authorized representative, certifies the unit of government below has written procurement policies and standards that are compliant with the requirements set forth in the Office of Management and Budget (OMB) Uniform Requirements, 2 C.F.R. §§ 200.317-326, and OJP Financial Guide, Section 3.8. Additionally, the Subgrantee assures these policies and standards will be utilized *for* all federal grant related procurement activities

Conflict of interest: Decisions related to use of these grant funds must be free of undisclosed personal organizational conflicts of interest, both in fact and in appearance. The subgrantee, through its authorized representative, certifies the unit of government below is compliant with OMS Uniform Requirements, 2C.F.R. § 200.112, and OJP Financial Guide Section 3.21 regarding Conflict of Interest, and will notify the City's Finance Department, in writing of any potential conflicts of interest in accordance with this Agreement. The recipient must disclose in a timely manner, in writing, all violation of state or federal criminal law involving fraud, bribery, or gratuity violations.

Organization Name: _____

Subaward Number _____

Signature of the Subgrantee's Authorized Official

Printed Name and Title of Official

Date of Acceptance

FIRST AMENDMENT

THIS IS A FIRST AMENDMENT TO THE 2018 EDWARD BYRNE JUSTICE ASSISTANCE LOCAL SOLICITATION GRANT MEMORANDUM OF UNDERSTANDING (MOU) dated the _____ day of _____, 2020, between the Participating Agencies listed below:

City of Coral Springs	City of Hollywood	City of Pembroke Pines
City of Dania Beach	City of Lauderdale Lakes	City of Plantation
Town of Davie	City of Lauderhill	City of Pompano Beach
City of Deerfield Beach	City of Miramar	City of Sunrise
City of Fort Lauderdale	City of North Lauderdale	City of Tamarac
City of Hallandale Beach	City of Oakland Park	

WHEREAS, the Participating Agencies entered into the MOU effective on October 1, 2017;
and

WHEREAS, the participating agencies wish to include Broward County as a Participating Agency; and

WHEREAS, the Department of Justice (DOJ) has requested the parties update the MOU to reflect the actual grant amount awards received by each jurisdiction under the JAG in order to exactly match their grant budgets and sub-grant agreements and so that the MOU reflects the total grant amount; and

WHEREAS, the participating agencies agree to amend certain terms and conditions of the MOU.

WITNESSETH:

IN CONSIDERATION of the mutual terms, conditions, promises, covenants and payments herein set forth the participating agencies agree as follows:

1. Each “WHEREAS” clause set forth above is true and correct and herein incorporated by this reference.

2. The terms and conditions contained within the MOU between the Participating Agencies, effective October 1, 2017, a copy of which is attached hereto and made a part hereof as Exhibit "A," shall remain in full force and effect except as specifically amended herein below.

3. The Participating Agencies hereto agree to add Broward County as a Participating Agency.

4. That the MOU Procedure section's list of awards table is hereby deleted and replaced with the following award table:

2018 EDWARD BYRNE MEMORIAL JAG

AWARDS

Jurisdiction Name	Award Amount
Broward County	20,187.90
City of Coral Springs	14,039.10
City of Dania Beach	11,526.30
Town of Davie	15,912.00
City of Deerfield Beach	21,619.80
City of Fort Lauderdale	81,675.90
City of Hallandale Beach	15,096.60
City of Hollywood	43,041.60
City of Lauderdale Lakes	17,477.10
City of Lauderhill	37,289.70
City of Miramar	28,980.90
City of North Lauderdale	14,039.10
City of Oakland Park	15,162.30
City of Pembroke Pines	21,796.20
City of Plantation	17,696.70
City of Pompano Beach*	111,951.80
City of Sunrise	17,036.10
City of Tamarac	11,349.90
Total	\$515,879

*Ten percent (10%) of the total grant award shall be used for administrative purposes; City of Pompano Beach shall receive an administrative fee of ten

percent (10%) in the amount of fifty one thousand five hundred eighty seven dollars and ninety cents (\$51,587.90) for costs associated with the implementation of the 2018 JAG.

5. This Agreement shall bind the parties and their respective executors, administrators, successors and assign and shall be fully effective as though the amendment had been originally included in the Agreement.

THE REMAINDER OF THE PAGE IS INTENTIONALLY LEFT BLANK

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year hereinabove written.

Attest:

CITY OF POMPANO BEACH

ASCELETA HAMMOND, CITY CLERK

By:_____
REX HARDIN, MAYOR

(SEAL)

By:_____
GREGORY P. HARRISON, CITY MANAGER

APPROVED AS TO FORM:

MARK E. BERMAN, CITY ATTORNEY

:jrm
6/3/2020
L:agr/finance/2020-762

***FIRST AMENDMENT TO THE 2018 EDWARD BYRNE JUSTICE ASSISTANCE LOCAL
SOLICITATION GRANT MEMORANDUM OF UNDERSTANDING***

SIGNATURE PAGE FOR PARTICIPATING AGENCY

 U.S. Department of Justice Office of Justice Programs Bureau of Justice Assistance		Grant		PAGE 1 OF 23																	
1. RECIPIENT NAME AND ADDRESS (Including Zip Code) City of Pompano Beach 100 W. Atlantic Blvd Pompano Beach, FL 33060-6099		4. AWARD NUMBER: 2018-DJ-BX-0884																			
		5. PROJECT PERIOD: FROM 10/01/2017 TO 09/30/2021 BUDGET PERIOD: FROM 10/01/2017 TO 09/30/2021																			
		6. AWARD DATE 10/01/2018		7. ACTION Initial																	
2a. GRANTEE IRS/VENDOR NO. 481194085		8. SUPPLEMENT NUMBER 00																			
2b. GRANTEE DUNS NO. 080181167		9. PREVIOUS AWARD AMOUNT \$ 0																			
3. PROJECT TITLE FY 18 JAG Grant		10. AMOUNT OF THIS AWARD \$ 515,879																			
		11. TOTAL AWARD \$ 515,879																			
12. SPECIAL CONDITIONS THE ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH ON THE ATTACHED PAGE(S).																					
13. STATUTORY AUTHORITY FOR GRANT This project is supported under FY18(BJA - JAG State & JAG Local) Title I of Pub. L. No. 90-351 (generally codified at 34 U.S.C. 10101 - 10726), including subpart I of part E (codified at 34 U.S.C. 10151 - 10158); see also 28 U.S.C. 530C(a)																					
14. CATALOG OF DOMESTIC FEDERAL ASSISTANCE (CFDA Number) 16.738 - Edward Byrne Memorial Justice Assistance Grant Program																					
15. METHOD OF PAYMENT GPRS																					
[REDACTED] AGENCY APPROVAL [REDACTED]		[REDACTED] GRANTEE ACCEPTANCE [REDACTED]																			
16. TYPED NAME AND TITLE OF APPROVING OFFICIAL Matt Dummermuth Principal Deputy Assistant Attorney General		18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL Greg Harrison City Manager																			
17. SIGNATURE OF APPROVING OFFICIAL 		19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL		19A. DATE																	
[REDACTED] AGENCY USE ONLY [REDACTED]																					
20. ACCOUNTING CLASSIFICATION CODES		21. TDJUGT1090																			
<table border="1"> <thead> <tr> <th>FISCAL YEAR</th> <th>FUND CODE</th> <th>BUD. ACT.</th> <th>DIV. OFC.</th> <th>REG.</th> <th>SUB.</th> <th>POMS</th> <th>AMOUNT</th> </tr> </thead> <tbody> <tr> <td>X</td> <td>B</td> <td>DJ</td> <td>80</td> <td>00</td> <td>00</td> <td></td> <td>515879</td> </tr> </tbody> </table>		FISCAL YEAR	FUND CODE	BUD. ACT.	DIV. OFC.	REG.	SUB.	POMS	AMOUNT	X	B	DJ	80	00	00		515879				
FISCAL YEAR	FUND CODE	BUD. ACT.	DIV. OFC.	REG.	SUB.	POMS	AMOUNT														
X	B	DJ	80	00	00		515879														



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 2 OF 23

PROJECT NUMBER 2018-DJ-BX-0884

AWARD DATE 10/01/2018

SPECIAL CONDITIONS

1. Requirements of the award; remedies for non-compliance or for materially false statements

The conditions of this award are material requirements of the award. Compliance with any certifications or assurances submitted by or on behalf of the recipient that relate to conduct during the period of performance also is a material requirement of this award.

Failure to comply with any one or more of these award requirements -- whether a condition set out in full below, a condition incorporated by reference below, or a certification or assurance related to conduct during the award period -- may result in the Office of Justice Programs ("OJP") taking appropriate action with respect to the recipient and the award. Among other things, the OJP may withhold award funds, disallow costs, or suspend or terminate the award. The Department of Justice ("DOJ"), including OJP, also may take other legal action as appropriate.

Any materially false, fictitious, or fraudulent statement to the federal government related to this award (or concealment or omission of a material fact) may be the subject of criminal prosecution (including under 18 U.S.C. 1001 and/or 1621, and/or 34 U.S.C. 10271-10273), and also may lead to imposition of civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. 3729-3730 and 3801-3812).

Should any provision of a requirement of this award be held to be invalid or unenforceable by its terms, that provision shall first be applied with a limited construction so as to give it the maximum effect permitted by law. Should it be held, instead, that the provision is utterly invalid or -unenforceable, such provision shall be deemed severable from this award.

2. Applicability of Part 200 Uniform Requirements

The Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200, as adopted and supplemented by DOJ in 2 C.F.R. Part 2800 (together, the "Part 200 Uniform Requirements") apply to this FY 2018 award from OJP.

The Part 200 Uniform Requirements were first adopted by DOJ on December 26, 2014. If this FY 2018 award supplements funds previously awarded by OJP under the same award number (e.g., funds awarded during or before December 2014), the Part 200 Uniform Requirements apply with respect to all funds under that award number (regardless of the award date, and regardless of whether derived from the initial award or a supplemental award) that are obligated on or after the acceptance date of this FY 2018 award.

For more information and resources on the Part 200 Uniform Requirements as they relate to OJP awards and subawards ("subgrants"), see the OJP website at <https://ojp.gov/funding/Part200UniformRequirements.htm>.

Record retention and access: Records pertinent to the award that the recipient (and any subrecipient ("subgrantee") at any tier) must retain -- typically for a period of 3 years from the date of submission of the final expenditure report (SF 425), unless a different retention period applies -- and to which the recipient (and any subrecipient ("subgrantee") at any tier) must provide access, include performance measurement information, in addition to the financial records, supporting documents, statistical records, and other pertinent records indicated at 2 C.F.R. 200.333.

In the event that an award-related question arises from documents or other materials prepared or distributed by OJP that may appear to conflict with, or differ in some way from, the provisions of the Part 200 Uniform Requirements, the recipient is to contact OJP promptly for clarification.



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 3 OF 23

PROJECT NUMBER 2018-DJ-BX-0884

AWARD DATE 10/01/2018

SPECIAL CONDITIONS

3. Compliance with DOJ Grants Financial Guide

References to the DOJ Grants Financial Guide are to the DOJ Grants Financial Guide as posted on the OJP website (currently, the "DOJ Grants Financial Guide" available at <https://ojp.gov/financialguide/DOJ/index.htm>), including any updated version that may be posted during the period of performance. The recipient agrees to comply with the DOJ Grants Financial Guide.

4. Reclassification of various statutory provisions to a new Title 34 of the United States Code

On September 1, 2017, various statutory provisions previously codified elsewhere in the U.S. Code were editorially reclassified to a new Title 34, entitled "Crime Control and Law Enforcement." The reclassification encompassed a number of statutory provisions pertinent to OJP awards (that is, OJP grants and cooperative agreements), including many provisions previously codified in Title 42 of the U.S. Code.

Effective as of September 1, 2017, any reference in this award document to a statutory provision that has been reclassified to the new Title 34 of the U.S. Code is to be read as a reference to that statutory provision as reclassified to Title 34. This rule of construction specifically includes references set out in award conditions, references set out in material incorporated by reference through award conditions, and references set out in other award requirements.

5. Required training for Point of Contact and all Financial Points of Contact

Both the Point of Contact (POC) and all Financial Points of Contact (FPOCs) for this award must have successfully completed an "OJP financial management and grant administration training" by 120 days after the date of the recipient's acceptance of the award. Successful completion of such a training on or after January 1, 2016, will satisfy this condition.

In the event that either the POC or an FPOC for this award changes during the period of performance, the new POC or FPOC must have successfully completed an "OJP financial management and grant administration training" by 120 calendar days after-- (1) the date of OJP's approval of the "Change Grantee Contact" GAN (in the case of a new POC), or (2) the date the POC enters information on the new FPOC in GMS (in the case of a new FPOC). Successful completion of such a training on or after January 1, 2016, will satisfy this condition.

A list of OJP trainings that OJP will consider "OJP financial management and grant administration training" for purposes of this condition is available at <https://www.ojp.gov/training/fmts.htm>. All trainings that satisfy this condition include a session on grant fraud prevention and detection.

The recipient should anticipate that OJP will immediately withhold ("freeze") award funds if the recipient fails to comply with this condition. The recipient's failure to comply also may lead OJP to impose additional appropriate conditions on this award.

6. Requirements related to "de minimis" indirect cost rate

A recipient that is eligible under the Part 200 Uniform Requirements and other applicable law to use the "de minimis" indirect cost rate described in 2 C.F.R. 200.414(f), and that elects to use the "de minimis" indirect cost rate, must advise OJP in writing of both its eligibility and its election, and must comply with all associated requirements in the Part 200 Uniform Requirements. The "de minimis" rate may be applied only to modified total direct costs (MTDC) as defined by the Part 200 Uniform Requirements.



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 4 OF 23

PROJECT NUMBER 2018-DJ-BX-0884

AWARD DATE 10/01/2018

SPECIAL CONDITIONS

7. Requirement to report potentially duplicative funding

If the recipient currently has other active awards of federal funds, or if the recipient receives any other award of federal funds during the period of performance for this award, the recipient promptly must determine whether funds from any of those other federal awards have been, are being, or are to be used (in whole or in part) for one or more of the identical cost items for which funds are provided under this award. If so, the recipient must promptly notify the DOJ awarding agency (OJP or OVW, as appropriate) in writing of the potential duplication, and, if so requested by the DOJ awarding agency, must seek a budget-modification or change-of-project-scope grant adjustment notice (GAN) to eliminate any inappropriate duplication of funding.

8. Requirements related to System for Award Management and Universal Identifier Requirements

The recipient must comply with applicable requirements regarding the System for Award Management (SAM), currently accessible at <https://www.sam.gov/>. This includes applicable requirements regarding registration with SAM, as well as maintaining the currency of information in SAM.

The recipient also must comply with applicable restrictions on subawards ("subgrants") to first-tier subrecipients (first-tier "subgrantees"), including restrictions on subawards to entities that do not acquire and provide (to the recipient) the unique entity identifier required for SAM registration.

The details of the recipient's obligations related to SAM and to unique entity identifiers are posted on the OJP web site at <https://ojp.gov/funding/Explore/SAM.htm> (Award condition: System for Award Management (SAM) and Universal Identifier Requirements), and are incorporated by reference here.

This condition does not apply to an award to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).

9. Requirement to report actual or imminent breach of personally identifiable information (PII)

The recipient (and any "subrecipient" at any tier) must have written procedures in place to respond in the event of an actual or imminent "breach" (OMB M-17-12) if it (or a subrecipient)-- 1) creates, collects, uses, processes, stores, maintains, disseminates, discloses, or disposes of "personally identifiable information (PII)" (2 CFR 200.79) within the scope of an OJP grant-funded program or activity, or 2) uses or operates a "Federal information system" (OMB Circular A-130). The recipient's breach procedures must include a requirement to report actual or imminent breach of PII to an OJP Program Manager no later than 24 hours after an occurrence of an actual breach, or the detection of an imminent breach.

10. All subawards ("subgrants") must have specific federal authorization

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements for authorization of any subaward. This condition applies to agreements that -- for purposes of federal grants administrative requirements -- OJP considers a "subaward" (and therefore does not consider a procurement "contract").

The details of the requirement for authorization of any subaward are posted on the OJP web site at <https://ojp.gov/funding/Explore/SubawardAuthorization.htm> (Award condition: All subawards ("subgrants") must have specific federal authorization), and are incorporated by reference here.



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11. Specific post-award approval required to use a noncompetitive approach in any procurement contract that would exceed \$150,000

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements to obtain specific advance approval to use a noncompetitive approach in any procurement contract that would exceed the Simplified Acquisition Threshold (currently, \$150,000). This condition applies to agreements that -- for purposes of federal grants administrative requirements -- OJP considers a procurement "contract" (and therefore does not consider a subaward).

The details of the requirement for advance approval to use a noncompetitive approach in a procurement contract under an OJP award are posted on the OJP web site at <https://ojp.gov/funding/Explore/NoncompetitiveProcurement.htm> (Award condition: Specific post-award approval required to use a noncompetitive approach in a procurement contract (if contract would exceed \$150,000)), and are incorporated by reference here.

12. Requirements pertaining to prohibited conduct related to trafficking in persons (including reporting requirements and OJP authority to terminate award)

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements (including requirements to report allegations) pertaining to prohibited conduct related to the trafficking of persons, whether on the part of recipients, subrecipients ("subgrantees"), or individuals defined (for purposes of this condition) as "employees" of the recipient or of any subrecipient.

The details of the recipient's obligations related to prohibited conduct related to trafficking in persons are posted on the OJP web site at <https://ojp.gov/funding/Explore/ProhibitedConduct-Trafficking.htm> (Award condition: Prohibited conduct by recipients and subrecipients related to trafficking in persons (including reporting requirements and OJP authority to terminate award)), and are incorporated by reference here.

13. Compliance with applicable rules regarding approval, planning, and reporting of conferences, meetings, trainings, and other events

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable laws, regulations, policies, and official DOJ guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences (as that term is defined by DOJ), including the provision of food and/or beverages at such conferences, and costs of attendance at such conferences.

Information on the pertinent DOJ definition of conferences and the rules applicable to this award appears in the DOJ Grants Financial Guide (currently, as section 3.10 of "Postaward Requirements" in the "DOJ Grants Financial Guide").

14. Requirement for data on performance and effectiveness under the award

The recipient must collect and maintain data that measure the performance and effectiveness of work under this award. The data must be provided to OJP in the manner (including within the timeframes) specified by OJP in the program solicitation or other applicable written guidance. Data collection supports compliance with the Government Performance and Results Act (GPRA) and the GPRA Modernization Act of 2010, and other applicable laws.

15. OJP Training Guiding Principles

Any training or training materials that the recipient -- or any subrecipient ("subgrantee") at any tier -- develops or delivers with OJP award funds must adhere to the OJP Training Guiding Principles for Grantees and Subgrantees, available at <https://ojp.gov/funding/Implement/TrainingPrinciplesForGrantees-Subgrantees.htm>.



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16. Effect of failure to address audit issues

The recipient understands and agrees that the DOJ awarding agency (OJP or OVW, as appropriate) may withhold award funds, or may impose other related requirements, if (as determined by the DOJ awarding agency) the recipient does not satisfactorily and promptly address outstanding issues from audits required by the Part 200 Uniform Requirements (or by the terms of this award), or other outstanding issues that arise in connection with audits, investigations, or reviews of DOJ awards.

17. Potential imposition of additional requirements

The recipient agrees to comply with any additional requirements that may be imposed by the DOJ awarding agency (OJP or OVW, as appropriate) during the period of performance for this award, if the recipient is designated as "high-risk" for purposes of the DOJ high-risk grantee list.

18. Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 42

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 42, specifically including any applicable requirements in Subpart E of 28 C.F.R. Part 42 that relate to an equal employment opportunity program.

19. Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 54

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 54, which relates to nondiscrimination on the basis of sex in certain "education programs."

20. Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 38

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 38, specifically including any applicable requirements regarding written notice to program beneficiaries and prospective program beneficiaries.

Among other things, 28 C.F.R. Part 38 includes rules that prohibit specific forms of discrimination on the basis of religion, a religious belief, a refusal to hold a religious belief, or refusal to attend or participate in a religious practice. Part 38 also sets out rules and requirements that pertain to recipient and subrecipient ("subgrantee") organizations that engage in or conduct explicitly religious activities, as well as rules and requirements that pertain to recipients and subrecipients that are faith-based or religious organizations.

The text of the regulation, now entitled "Partnerships with Faith-Based and Other Neighborhood Organizations," is available via the Electronic Code of Federal Regulations (currently accessible at <https://www.ecfr.gov/cgi-bin/ECFR?page=browse>), by browsing to Title 28-Judicial Administration, Chapter 1, Part 38, under e-CFR "current" data.



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21. Restrictions on "lobbying"

In general, as a matter of federal law, federal funds awarded by OJP may not be used by the recipient, or any subrecipient ("subgrantee") at any tier, either directly or indirectly, to support or oppose the enactment, repeal, modification, or adoption of any law, regulation, or policy, at any level of government. See 18 U.S.C. 1913. (There may be exceptions if an applicable federal statute specifically authorizes certain activities that otherwise would be barred by law.)

Another federal law generally prohibits federal funds awarded by OJP from being used by the recipient, or any subrecipient at any tier, to pay any person to influence (or attempt to influence) a federal agency, a Member of Congress, or Congress (or an official or employee of any of them) with respect to the awarding of a federal grant or cooperative agreement, subgrant, contract, subcontract, or loan, or with respect to actions such as renewing, extending, or modifying any such award. See 31 U.S.C. 1352. Certain exceptions to this law apply, including an exception that applies to Indian tribes and tribal organizations.

Should any question arise as to whether a particular use of federal funds by a recipient (or subrecipient) would or might fall within the scope of these prohibitions, the recipient is to contact OJP for guidance, and may not proceed without the express prior written approval of OJP.

22. Compliance with general appropriations-law restrictions on the use of federal funds (FY 2018)

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable restrictions on the use of federal funds set out in federal appropriations statutes. Pertinent restrictions, including from various "general provisions" in the Consolidated Appropriations Act, 2018, are set out at <https://ojp.gov/funding/Explore/FY18AppropriationsRestrictions.htm>, and are incorporated by reference here.

Should a question arise as to whether a particular use of federal funds by a recipient (or a subrecipient) would or might fall within the scope of an appropriations-law restriction, the recipient is to contact OJP for guidance, and may not proceed without the express prior written approval of OJP.

23. Reporting Potential Fraud, Waste, and Abuse, and Similar Misconduct

The recipient and any subrecipients ("subgrantees") must promptly refer to the DOJ Office of the Inspector General (OIG) any credible evidence that a principal, employee, agent, subrecipient, contractor, subcontractor, or other person has, in connection with funds under this award -- (1) submitted a claim that violates the False Claims Act; or (2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct.

Potential fraud, waste, abuse, or misconduct involving or relating to funds under this award should be reported to the OIG by-- (1) mail directed to: Office of the Inspector General, U.S. Department of Justice, Investigations Division, 1425 New York Avenue, N.W. Suite 7100, Washington, DC 20530; and/or (2) the DOJ OIG hotline: (contact information in English and Spanish) at (800) 869-4499 (phone) or (202) 616-9881 (fax).

Additional information is available from the DOJ OIG website at <https://oig.justice.gov/hotline>.



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24. Restrictions and certifications regarding non-disclosure agreements and related matters

No recipient or subrecipient ("subgrantee") under this award, or entity that receives a procurement contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to prohibit or restrict, the reporting (in accordance with law) of waste, fraud, or abuse to an investigative or law enforcement representative of a federal department or agency authorized to receive such information.

The foregoing is not intended, and shall not be understood by the agency making this award, to contravene requirements applicable to Standard Form 312 (which relates to classified information), Form 4414 (which relates to sensitive compartmented information), or any other form issued by a federal department or agency governing the nondisclosure of classified information.

1. In accepting this award, the recipient--

a. represents that it neither requires nor has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

b. certifies that, if it learns or is notified that it is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds, will provide prompt written notification to the federal agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

2. If the recipient does or is authorized under this award to make subawards ("subgrants"), procurement contracts, or both--

a. it represents that--

(1) it has determined that no other entity that the recipient's application proposes may or will receive award funds (whether through a subaward ("subgrant"), procurement contract, or subcontract under a procurement contract) either requires or has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

(2) it has made appropriate inquiry, or otherwise has an adequate factual basis, to support this representation; and

b. it certifies that, if it learns or is notified that any subrecipient, contractor, or subcontractor entity that receives funds under this award is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds to or by that entity, will provide prompt written notification to the federal agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.



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25. Compliance with 41 U.S.C. 4712 (including prohibitions on reprisal; notice to employees)

The recipient (and any subrecipient at any tier) must comply with, and is subject to, all applicable provisions of 41 U.S.C. 4712, including all applicable provisions that prohibit, under specified circumstances, discrimination against an employee as reprisal for the employee's disclosure of information related to gross mismanagement of a federal grant, a gross waste of federal funds, an abuse of authority relating to a federal grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal grant.

The recipient also must inform its employees, in writing (and in the predominant native language of the workforce), of employee rights and remedies under 41 U.S.C. 4712.

Should a question arise as to the applicability of the provisions of 41 U.S.C. 4712 to this award, the recipient is to contact the DOJ awarding agency (OJP or OVW, as appropriate) for guidance.

26. Encouragement of policies to ban text messaging while driving

Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), DOJ encourages recipients and subrecipients ("subgrantees") to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this award, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

27. Requirement to disclose whether recipient is designated "high risk" by a federal grant-making agency outside of DOJ

If the recipient is designated "high risk" by a federal grant-making agency outside of DOJ, currently or at any time during the course of the period of performance under this award, the recipient must disclose that fact and certain related information to OJP by email at OJP.ComplianceReporting@ojp.usdoj.gov. For purposes of this disclosure, high risk includes any status under which a federal awarding agency provides additional oversight due to the recipient's past performance, or other programmatic or financial concerns with the recipient. The recipient's disclosure must include the following: 1. The federal awarding agency that currently designates the recipient high risk, 2. The date the recipient was designated high risk, 3. The high-risk point of contact at that federal awarding agency (name, phone number, and email address), and 4. The reasons for the high-risk status, as set out by the federal awarding agency.

28. Cooperating with OJP Monitoring

The recipient agrees to cooperate with OJP monitoring of this award pursuant to OJP's guidelines, protocols, and procedures, and to cooperate with OJP (including the grant manager for this award and the Office of Chief Financial Officer (OCFO)) requests related to such monitoring, including requests related to desk reviews and/or site visits. The recipient agrees to provide to OJP all documentation necessary for OJP to complete its monitoring tasks, including documentation related to any subawards made under this award. Further, the recipient agrees to abide by reasonable deadlines set by OJP for providing the requested documents. Failure to cooperate with OJP's monitoring activities may result in actions that affect the recipient's DOJ awards, including, but not limited to: withholdings and/or other restrictions on the recipient's access to award funds; referral to the DOJ OIG for audit review; designation of the recipient as a DOJ High Risk grantee; or termination of an award(s).



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29. FFATA reporting: Subawards and executive compensation

The recipient must comply with applicable requirements to report first-tier subawards ("subgrants") of \$25,000 or more and, in certain circumstances, to report the names and total compensation of the five most highly compensated executives of the recipient and first-tier subrecipients (first-tier "subgrantees") of award funds. The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the OJP web site at <https://ojp.gov/funding/Explore/FFATA.htm> (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here.

This condition, including its reporting requirement, does not apply to-- (1) an award of less than \$25,000, or (2) an award made to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).

30. Required monitoring of subawards

The recipient must monitor subawards under this award in accordance with all applicable statutes, regulations, award conditions, and the DOJ Grants Financial Guide, and must include the applicable conditions of this award in any subaward. Among other things, the recipient is responsible for oversight of subrecipient spending and monitoring of specific outcomes and benefits attributable to use of award funds by subrecipients. The recipient agrees to submit, upon request, documentation of its policies and procedures for monitoring of subawards under this award.

31. Use of program income

Program income (as defined in the Part 200 Uniform Requirements) must be used in accordance with the provisions of the Part 200 Uniform Requirements. Program income earnings and expenditures both must be reported on the quarterly Federal Financial Report, SF 425.

32. Justice Information Sharing

Information sharing projects funded under this award must comply with DOJ's Global Justice Information Sharing Initiative (Global) guidelines. The recipient (and any subrecipient at any tier) must conform to the Global Standards Package (GSP) and all constituent elements, where applicable, as described at: https://it.ojp.gov/gsp_grantcondition. The recipient (and any subrecipient at any tier) must document planned approaches to information sharing and describe compliance with the GSP and appropriate privacy policy that protects shared information, or provide detailed justification for why an alternative approach is recommended.

33. Avoidance of duplication of networks

To avoid duplicating existing networks or IT systems in any initiatives funded by BJA for law enforcement information sharing systems which involve interstate connectivity between jurisdictions, such systems shall employ, to the extent possible, existing networks as the communication backbone to achieve interstate connectivity, unless the recipient can demonstrate to the satisfaction of BJA that this requirement would not be cost effective or would impair the functionality of an existing or proposed IT system.

34. Compliance with 28 C.F.R. Part 23

With respect to any information technology system funded or supported by funds under this award, the recipient (and any subrecipient at any tier) must comply with 28 C.F.R. Part 23, Criminal Intelligence Systems Operating Policies, if OJP determines this regulation to be applicable. Should OJP determine 28 C.F.R. Part 23 to be applicable, OJP may, at its discretion, perform audits of the system, as per the regulation. Should any violation of 28 C.F.R. Part 23 occur, the recipient may be fined as per 34 U.S.C. 10231(c)-(d). The recipient may not satisfy such a fine with federal funds.



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35. Protection of human research subjects

The recipient (and any subrecipient at any tier) must comply with the requirements of 28 C.F.R. Part 46 and all OJP policies and procedures regarding the protection of human research subjects, including obtainment of Institutional Review Board approval, if appropriate, and subject informed consent.

36. Confidentiality of data

The recipient (and any subrecipient at any tier) must comply with all confidentiality requirements of 34 U.S.C. 10231 and 28 C.F.R. Part 22 that are applicable to collection, use, and revelation of data or information. The recipient further agrees, as a condition of award approval, to submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. Part 22 and, in particular, 28 C.F.R. 22.23.

37. Verification and updating of recipient contact information

The recipient must verify its Point of Contact(POC), Financial Point of Contact (FPOC), and Authorized Representative contact information in GMS, including telephone number and e-mail address. If any information is incorrect or has changed, a Grant Adjustment Notice (GAN) must be submitted via the Grants Management System (GMS) to document changes.

38. Law enforcement task forces - required training

Within 120 days of award acceptance, each current member of a law enforcement task force funded with award funds who is a task force commander, agency executive, task force officer, or other task force member of equivalent rank, must complete required online (internet-based) task force training. Additionally, all future task force members must complete this training once during the period of performance for this award, or once every four years if multiple OJP awards include this requirement.

The required training is available free of charge online through the BJA-funded Center for Task Force Integrity and Leadership (www.ctfli.org). The training addresses task force effectiveness, as well as other key issues including privacy and civil liberties/rights, task force performance measurement, personnel selection, and task force oversight and accountability. If award funds are used to support a task force, the recipient must compile and maintain a task force personnel roster, along with course completion certificates.

Additional information regarding the training is available through BJA's web site and the Center for Task Force Integrity and Leadership (www.ctfli.org).

39. Justification of consultant rate

Approval of this award does not indicate approval of any consultant rate in excess of \$650 per day. A detailed justification must be submitted to and approved by the OJP program office prior to obligation or expenditure of such funds.



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40. Submission of eligible records relevant to the National Instant Background Check System

Consonant with federal statutes that pertain to firearms and background checks -- including 18 U.S.C. 922 and 34 U.S.C. ch. 409 -- if the recipient (or any subrecipient at any tier) uses this award to fund (in whole or in part) a specific project or program (such as a law enforcement, prosecution, or court program) that results in any court dispositions, information, or other records that are "eligible records" (under federal or State law) relevant to the National Instant Background Check System (NICS), or that has as one of its purposes the establishment or improvement of records systems that contain any court dispositions, information, or other records that are "eligible records" (under federal or State law) relevant to the NICS, the recipient (or subrecipient, if applicable) must ensure that all such court dispositions, information, or other records that are "eligible records" (under federal or State law) relevant to the NICS are promptly made available to the NICS or to the "State" repository/database that is electronically available to (and accessed by) the NICS, and -- when appropriate -- promptly must update, correct, modify, or remove such NICS-relevant "eligible records".

In the event of minor and transitory non-compliance, the recipient may submit evidence to demonstrate diligent monitoring of compliance with this condition (including subrecipient compliance). DOJ will give great weight to any such evidence in any express written determination regarding this condition.

41. Certification of Compliance with 8 U.S.C. 1373 and 1644 (within the funded "program or activity") required for valid award acceptance by a local government

In order validly to accept this award, the applicant local government must submit the required "State or Local Government: FY 2018 Certification of Compliance with 8 U.S.C. 1373 and 1644" (executed by the chief legal officer of the local government). Unless that executed certification either-- (1) is submitted to OJP together with the fully-executed award document, or (2) is uploaded in OJP's GMS no later than the day the signed award document is submitted to OJP, any submission by a local government that purports to accept the award is invalid.

If an initial award-acceptance submission by the recipient is invalid, once the local government does submit the necessary certification regarding 8 U.S.C. 1373 and 1644, it may submit a fully-executed award document executed by the local government on or after the date of that certification.

For purposes of this condition, "local government" does not include any Indian tribe.



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42. Noninterference (within the funded "program or activity") with federal law enforcement: 8 U.S.C. 1373 and 1644; ongoing compliance

1. With respect to the "program or activity" funded in whole or part under this award (including any such program or activity of any subrecipient at any tier), throughout the period of performance, no State or local government entity, - agency, or -official may prohibit or in any way restrict-- (1) any government entity or -official from sending or receiving information regarding citizenship or immigration status as described in 8 U.S.C. 1373(a); or (2) a government entity or -agency from sending, requesting or receiving, maintaining, or exchanging information regarding immigration status as described in either 8 U.S.C. 1373(b) or 1644. Any prohibition (or restriction) that violates this condition is an "information-communication restriction" under this award.

2. Certifications from subrecipients. The recipient may not make a subaward to a State, a local government, or a "public" institution of higher education, unless it first obtains a certification of compliance with 8 U.S.C. 1373 and 1644, properly executed by the chief legal officer of the government or educational institution that would receive the subaward, using the appropriate form available at <https://ojp.gov/funding/Explore/SampleCertifications-8USC1373.htm>. Also, the recipient must require that no subrecipient (at any tier) may make a further subaward to a State, a local government, or a public institution of higher education, unless it first obtains a certification of compliance with 8 U.S.C. 1373 and 1644, properly executed by the chief legal officer of the government or institution that would receive the further subaward, using the appropriate OJP form.

3. The recipient's monitoring responsibilities include monitoring of subrecipient compliance with the requirements of this condition.

4. Allowable costs. Compliance with these requirements is an authorized and priority purpose of this award. To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) that the recipient, or any subrecipient at any tier that is a State, a local government, or a public institution of higher education, incurs to implement this condition.

5. Rules of Construction

A. For purposes of this condition:

(1) "State" and "local government" include any agency or other entity thereof, but not any institution of higher education or any Indian tribe.

(2) A "public" institution of higher education is defined as one that is owned, controlled, or directly funded (in whole or in substantial part) by a State or local government. (Such a public institution is considered to be a "government entity," and its officials to be "government officials.")

(3) "Program or activity" means what it means under title VI of the Civil Rights Act of 1964 (see 42 U.S.C. 2000d-4a).

(4) "Immigration status" means what it means under 8 U.S.C. 1373 and 8 U.S.C. 1644; and terms that are defined in 8 U.S.C. 1101 mean what they mean under that section 1101, except that "State" also includes American Samoa.

(5) Pursuant to the provisions set out at (or referenced in) 8 U.S.C. 1551 note ("Abolition ... and Transfer of Functions"), references to the "Immigration and Naturalization Service" in 8 U.S.C. 1373 and 1644 are to be read as references to particular components of the Department of Homeland Security (DHS).

B. Nothing in this condition shall be understood to authorize or require any recipient, any subrecipient at any tier, any State or local government, any public institution of higher education, or any other entity (or individual) to violate any federal law, including any applicable civil rights or nondiscrimination law.

IMPORTANT NOTE: Any questions about the meaning or scope of this condition should be directed to OJP, before



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award acceptance.

43. Authority to obligate award funds contingent on noninterference (within the funded "program or activity") with federal law enforcement (8 U.S.C. 1373 and 1644); unallowable costs; notification
1. If the recipient is a "State," a local government, or a "public" institution of higher education:
- A. The recipient may not obligate award funds if, at the time of the obligation, the "program or activity" of the recipient (or of any subrecipient at any tier that is a State, a local government, or a public institution of higher education) that is funded in whole or in part with award funds is subject to any "information-communication restriction."
- B. In addition, with respect to any project costs it incurs "at risk," the recipient may not obligate award funds to reimburse itself if -- at the time it incurs such costs -- the program or activity of the recipient (or of any subrecipient at any tier that is a State, a local government, or a public institution of higher education) that would be reimbursed in whole or in part with award funds was subject to any information-communication restriction.
- C. Any drawdown of award funds by the recipient shall be considered, for all purposes, to be a material representation by the recipient to OJP that, as of the date the recipient requests the drawdown, the recipient and each subrecipient (regardless of tier) that is a State, local government, or public institution of higher education, is in compliance with the award condition entitled "Noninterference (within the funded 'program or activity') with federal law enforcement: 8 U.S.C. 1373 and 1644 and ongoing compliance."
- D. The recipient must promptly notify OJP (in writing) if the recipient, from its requisite monitoring of compliance with award conditions or otherwise, has credible evidence that indicates that the funded program or activity of the recipient, or of any subrecipient at any tier that is either a State or a local government or a public institution of higher education, may be subject to any information-communication restriction. In addition, any subaward (at any tier) to a subrecipient that is a State, a local government, or a public institution of higher education must require prompt notification to the entity that made the subaward, should the subrecipient have such credible evidence regarding an information-communication restriction.
2. Any subaward (at any tier) to a subrecipient that is a State, a local government, or a public institution of higher education must provide that the subrecipient may not obligate award funds if, at the time of the obligation, the program or activity of the subrecipient (or of any further such subrecipient at any tier) that is funded in whole or in part with award funds is subject to any information-communication restriction.
3. Absent an express written determination by DOJ to the contrary, based upon a finding by DOJ of compelling circumstances (e.g., a small amount of award funds obligated by the recipient at the time of a subrecipient's minor and transitory non-compliance, which was unknown to the recipient despite diligent monitoring), any obligations of award funds that, under this condition, may not be made shall be unallowable costs for purposes of this award. In making any such determination, DOJ will give great weight to evidence submitted by the recipient that demonstrates diligent monitoring of subrecipient compliance with the requirements set out in the "Noninterference ... 8 U.S.C. 1373 and 1644 and ongoing compliance" award condition.
4. Rules of Construction
- A. For purposes of this condition "information-communication restriction" has the meaning set out in the "Noninterference ... 8 U.S.C. 1373 and 1644 and ongoing compliance" condition.
- B. Both the "Rules of Construction" and the "Important Note" set out in the "Noninterference ... 8 U.S.C. 1373 and 1644 and ongoing compliance" condition are incorporated by reference as though set forth here in full.



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SPECIAL CONDITIONS

44. Noninterference (within the funded "program or activity") with federal law enforcement: No public disclosure of certain law enforcement sensitive information

SCOPE. This condition applies with respect to the "program or activity" that is funded (in whole or in part) by the award, as of the date the recipient accepts this award, and throughout the remainder of the period of performance. Its provisions must be among those included in any subaward (at any tier).

1. Noninterference: No public disclosure of federal law enforcement information in order to conceal, harbor, or shield

Consistent with the purposes and objectives of federal law enforcement statutes and federal criminal law (including 8 U.S.C. 1324 and 18 U.S.C. chs. 1, 49, 227), no public disclosure may be made of any federal law enforcement information in a direct or indirect attempt to conceal, harbor, or shield from detection any fugitive from justice under 18 U.S.C. ch. 49, or any alien who has come to, entered, or remains in the United States in violation of 8 U.S.C. ch. 12 -- without regard to whether such disclosure would constitute (or could form a predicate for) a violation of 18 U.S.C. 1071 or 1072 or of 8 U.S.C. 1324(a).

2. Monitoring

The recipient's monitoring responsibilities include monitoring of subrecipient compliance with this condition.

3. Allowable costs

To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) of actions (e.g., training) designed to ensure compliance with this condition.

4. Rules of construction

A. For purposes of this condition--

(1) the term "alien" means what it means under section 101 of the Immigration and Nationality Act (see 8 U.S.C. 1101(a)(3));

(2) the term "federal law enforcement information" means law enforcement sensitive information communicated or made available, by the federal government, to a State or local government entity, -agency, or -official, through any means, including, without limitation-- (1) through any database, (2) in connection with any law enforcement partnership or -task-force, (3) in connection with any request for law enforcement assistance or -cooperation, or (4) through any deconfliction (or courtesy) notice of planned, imminent, commencing, continuing, or impending federal law enforcement activity;

(3) the term "law enforcement sensitive information" means records or information compiled for any law enforcement purpose; and

(4) the term "public disclosure" means any communication or release other than one-- (a) within the recipient, or (b) to any subrecipient (at any tier) that is a government entity.

B. Both the "Rules of Construction" and the "Important Note" set out in the "Noninterference (within the funded 'program or activity') with federal law enforcement: 8 U.S.C. 1373 and 1644 and ongoing compliance" award condition are incorporated by reference as though set forth here in full.



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45. Noninterference (within the funded "program or activity") with federal law enforcement: Interrogation of certain aliens

SCOPE. This condition applies with respect to the "program or activity" that is funded (in whole or in part) by this award, as of the date the recipient accepts this award, and throughout the remainder of the period of performance for the award. Its provisions must be among those included in any subaward (at any tier).

1. Noninterference with statutory law enforcement access to correctional facilities

Consonant with federal law enforcement statutes and regulations -- including 8 U.S.C. 1357(a), under which certain federal officers and employees "have power without warrant ... to interrogate any alien or person believed to be an alien as to his right to be or to remain in the United States," and 8 C.F.R. 287.5(a), under which that power may be exercised "anywhere in or outside the United States" -- within the funded program or activity, no State or local government entity, -agency, or -official may interfere with the exercise of that power to interrogate "without warrant" (by agents of the United States acting under color of federal law) by impeding access to any State or local government (or government-contracted) correctional facility by such agents for the purpose "interrogat[ing] any alien or person believed to be an alien as to his [or her] right to be or to remain in the United States."

2. Monitoring

The recipient's monitoring responsibilities include monitoring of subrecipient compliance with this condition.

3. Allowable costs

To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) of actions (e.g., training) designed to ensure compliance with this condition.

4. Rules of construction

A. For purposes of this condition:

(1) The term "alien" means what it means under section 101 of the Immigration and Nationality Act (INA) (see 8 U.S.C. 1101(a)(3)).

(2) The term "correctional facility" means what it means under the title I of the Omnibus Crime Control and Safe Streets Act of 1968 (see 34 U.S.C. 10251(a)(7)).

(3) The term "impede" includes taking or continuing any action, or implementing or maintaining any law, policy, rule, or practice, that--

(a) is designed to prevent or to significantly delay or complicate, or

(b) has the effect of preventing or of significantly delaying or complicating.

B. Both the "Rules of Construction" and the "Important Note" set out in the "Noninterference (within the funded 'program or activity') with federal law enforcement: 8 U.S.C. 1373 and 1644 and ongoing compliance" award condition are incorporated by reference as though set forth here in full.



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SPECIAL CONDITIONS

46. Noninterference (within the funded "program or activity") with federal law enforcement: Notice of scheduled release

SCOPE. This condition applies with respect to the "program or activity" that is funded (in whole or in part) by the award, as of the date the recipient accepts the award, and throughout the remainder of the period of performance. Its provisions must be among those included in any subaward at any tier.

1. Noninterference with "removal" process: Notice of scheduled release date and time

Consonant with federal law enforcement statutes -- including 8 U.S.C. 1231 (for an alien incarcerated by a State or local government, a 90-day "removal period" during which the federal government "shall" detain and then "shall" remove an alien from the U.S. "begins" no later than "the date the alien is released from ... confinement"; also, the federal government is expressly authorized to make payments to a "State or a political subdivision of the State ... with respect to the incarceration of [an] undocumented criminal alien"); 8 U.S.C. 1226 (the federal government "shall take into custody" certain criminal aliens "when the alien is released"); and 8 U.S.C. 1366 (requiring an annual DOJ report to Congress on "the number of illegal alien[felons] in Federal and State prisons" and programs underway "to ensure the prompt removal" from the U.S. of removable "criminal aliens") -- within the funded program or activity, no State or local government entity, -agency, or -official (including a government-contracted correctional facility) may interfere with the "removal" process by failing to provide -- as early as practicable (see para. 4.C. below) -- advance notice to DHS of the scheduled release date and time for a particular alien, if a State or local government (or government-contracted) correctional facility receives from DHS a formal written request pursuant to the INA that seeks such advance notice.

2. Monitoring

The recipient's monitoring responsibilities include monitoring of subrecipient compliance with this condition.

3. Allowable costs

To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) of actions (e.g., training) designed to ensure compliance with this condition.

4. Rules of construction

A. For purposes of this condition:

(1) The term "alien" means what it means under section 101 of the INA (see 8 U.S.C. 1101(a)(3)).

(2) The term "correctional facility" means what it means under the title I of the Omnibus Crime Control and Safe Streets Act of 1968 (see 34 U.S.C. 10251(a)(7)).

B. Nothing in this condition shall be understood to authorize or require any recipient, any subrecipient at any tier, any State or local government, or any other entity or individual to maintain (or detain) any individual in custody beyond the date and time the individual otherwise would have been released.

C. Applicability

(1) Current DHS practice is ordinarily to request advance notice of scheduled release "as early as practicable (at least 48 hours, if possible)." (See DHS Form I-247A (3/17)). If (e.g., in light of the date DHS made such request) the scheduled release date and time for an alien are such as not to allow for the advance notice that DHS has requested, it shall NOT be a violation of this condition to provide only as much advance notice as practicable.

(2) Current DHS practice is to use the same form for a second, distinct purpose -- to request that an individual be



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detained for up to 48 hours AFTER the scheduled release. This condition does NOT encompass such DHS requests for detention.

D. Both the "Rules of Construction" and the "Important Note" set out in the "Noninterference (within the funded 'program or activity') with federal law enforcement: 8 U.S.C. 1373 and 1644 and ongoing compliance" award condition are incorporated by reference as though set forth here in full.

47. Requirement to collect certain information from subrecipients

The recipient may not make a subaward to a State, a local government, or a "public" institution of higher education, unless it first obtains from the proposed subrecipient responses to the questions identified in the program solicitation as "Information regarding Communication with the Department of Homeland Security (DHS) and/or Immigration and Customs Enforcement (ICE)." All subrecipient responses must be collected and maintained by the recipient, consistent with regular document retention requirements, and must be made available to DOJ upon request. Responses to these questions are not required from subrecipients that are either a tribal government/organization, a nonprofit organization, or a private institution of higher education.



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48. Compliance with National Environmental Policy Act and related statutes

Upon request, the recipient (and any subrecipient at any tier) must assist BJA in complying with the National Environmental Policy Act (NEPA), the National Historic Preservation Act, and other related federal environmental impact analyses requirements in the use of these award funds, either directly by the recipient or by a subrecipient. Accordingly, the recipient agrees to first determine if any of the following activities will be funded by the grant, prior to obligating funds for any of these purposes. If it is determined that any of the following activities will be funded by the award, the recipient agrees to contact BJA.

The recipient understands that this condition applies to new activities as set out below, whether or not they are being specifically funded with these award funds. That is, as long as the activity is being conducted by the recipient, a subrecipient, or any third party, and the activity needs to be undertaken in order to use these award funds, this condition must first be met. The activities covered by this condition are:

a. New construction;

b. Minor renovation or remodeling of a property located in an environmentally or historically sensitive area, including properties located within a 100-year flood plain, a wetland, or habitat for endangered species, or a property listed on or eligible for listing on the National Register of Historic Places;

c. A renovation, lease, or any proposed use of a building or facility that will either (a) result in a change in its basic prior use or (b) significantly change its size;

d. Implementation of a new program involving the use of chemicals other than chemicals that are (a) purchased as an incidental component of a funded activity and (b) traditionally used, for example, in office, household, recreational, or education environments; and

e. Implementation of a program relating to clandestine methamphetamine laboratory operations, including the identification, seizure, or closure of clandestine methamphetamine laboratories.

The recipient understands and agrees that complying with NEPA may require the preparation of an Environmental Assessment and/or an Environmental Impact Statement, as directed by BJA. The recipient further understands and agrees to the requirements for implementation of a Mitigation Plan, as detailed at <https://bja.gov/Funding/nepa.html>, for programs relating to methamphetamine laboratory operations.

Application of This Condition to Recipient's Existing Programs or Activities: For any of the recipient's or its subrecipients' existing programs or activities that will be funded by these award funds, the recipient, upon specific request from BJA, agrees to cooperate with BJA in any preparation by BJA of a national or program environmental assessment of that funded program or activity.

49. Establishment of trust fund

If award funds are being drawn down in advance, the recipient (or a subrecipient, with respect to a subaward) is required to establish a trust fund account. Recipients (and subrecipients) must maintain advance payments of federal awards in interest-bearing accounts, unless regulatory exclusions apply (2 C.F.R. 200.305(b)(8)). The trust fund, including any interest, may not be used to pay debts or expenses incurred by other activities beyond the scope of the Edward Byrne Memorial Justice Assistance Grant Program (JAG). The recipient also agrees to obligate the award funds in the trust fund (including any interest earned) during the period of performance for the award and expend within 90 days thereafter. Any unobligated or unexpended funds, including interest earned, must be returned to OJP at the time of closeout.



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50. Prohibition on use of award funds for match under BVP program

JAG funds may not be used as the 50% match for purposes of the DOJ Bulletproof Vest Partnership (BVP) program.

51. Certification of body armor "mandatory wear" policies

The recipient agrees to submit a signed certification that all law enforcement agencies receiving body armor purchased with funds from this award have a written "mandatory wear" policy in effect. The recipient must keep signed certifications on file for any subrecipients planning to utilize funds from this award for ballistic-resistant and stab-resistant body armor purchases. This policy must be in place for at least all uniformed officers before any funds from this award may be used by an agency for body armor. There are no requirements regarding the nature of the policy other than it be a mandatory wear policy for all uniformed officers while on duty.

52. Body armor - compliance with NIJ standards and other requirements

Ballistic-resistant and stab-resistant body armor purchased with JAG award funds may be purchased at any threat level, make or model, from any distributor or manufacturer, as long as the body armor has been tested and found to comply with applicable National Institute of Justice ballistic or stab standards and is listed on the NIJ Compliant Body Armor Model List (<https://nij.gov/topics/technology/body-armor/Pages/compliant-ballistic-armor.aspx>). In addition, ballistic-resistant and stab-resistant body armor purchased must be made in the United States and must be uniquely fitted, as set forth in 34 U.S.C. 10202(c)(1)(A). The latest NIJ standard information can be found here: <https://nij.gov/topics/technology/body-armor/pages/safety-initiative.aspx>.

53. Body armor - impact on eligibility for other program funds

The recipient understands that the use of funds under this award for purchase of body armor may impact eligibility for funding under the Bulletproof Vest Partnership (BVP) program, a separate program operated by BJA, pursuant to the BVP statute at 34 USC 10531(c)(5).

54. Reporting requirements

The recipient must submit quarterly Federal Financial Reports (SF-425) and semi-annual performance reports through OJP's GMS (<https://grants.ojp.usdoj.gov>). Consistent with the Department's responsibilities under the Government Performance and Results Act (GPRA) and the GPRA Modernization Act of 2010, the recipient must provide data that measure the results of its work. The recipient must submit quarterly performance metrics reports through BJA's Performance Measurement Tool (PMT) website (www.bjaperformancetools.org). For more detailed information on reporting and other JAG requirements, refer to the JAG reporting requirements webpage. Failure to submit required JAG reports by established deadlines may result in the freezing of grant funds and future High Risk designation.

55. Required data on law enforcement agency training

Any law enforcement agency receiving direct or sub-awarded funding from this JAG award must submit quarterly accountability metrics data related to training that officers have received on the use of force, racial and ethnic bias, de-escalation of conflict, and constructive engagement with the public.

56. Expenditures prohibited without waiver

No funds under this award may be expended on the purchase of items prohibited by the JAG program statute, unless, as set forth at 34 U.S.C. 10152, the BJA Director certifies that extraordinary and exigent circumstances exist, making such expenditures essential to the maintenance of public safety and good order.



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57. Authorization to obligate (federal) award funds to reimburse certain project costs incurred on or after October 1, 2017

The recipient may obligate (federal) award funds only after the recipient makes a valid acceptance of the award. As of the first day of the period of performance for the award (October 1, 2017), however, the recipient may choose to incur project costs using non-federal funds, but any such project costs are incurred at the recipient's risk until, at a minimum-- (1) the recipient makes a valid acceptance of the award, and (2) all applicable withholding conditions are removed by OJP (via a Grant Adjustment Notice). (A withholding condition is a condition in the award document that precludes the recipient from obligating, expending, or drawing down all or a portion of the award funds until the condition is removed.)

Except to the extent (if any) that an award condition expressly precludes reimbursement of project costs incurred "at-risk," if and when the recipient makes a valid acceptance of this award and OJP removes each applicable withholding condition through a Grant Adjustment Notice, the recipient is authorized to obligate (federal) award funds to reimburse itself for project costs incurred "at-risk" earlier during the period of performance (such as project costs incurred prior to award acceptance or prior to removal of an applicable withholding condition), provided that those project costs otherwise are allowable costs under the award.

Nothing in this condition shall be understood to authorize the recipient (or any subrecipient at any tier) to use award funds to "supplant" State or local funds in violation of the recipient's certification (executed by the chief executive of the State or local government) that federal funds will be used to increase the amounts of such funds that would, in the absence of federal funds, be made available for law enforcement activities.

58. Use of funds for DNA testing; upload of DNA profiles

If award funds are used for DNA testing of evidentiary materials, any resulting eligible DNA profiles must be uploaded to the Combined DNA Index System ("CODIS," the DNA database operated by the FBI) by a government DNA laboratory with access to CODIS.

No profiles generated under this award may be entered or uploaded into any non-governmental DNA database without prior express written approval from BJA.

Award funds may not be used for the purchase of DNA equipment and supplies unless the resulting DNA profiles may be accepted for entry into CODIS.

59. Three percent set-aside for NIBRS compliance

The recipient must ensure that at least 3 percent of the total amount of this award is dedicated to achieving full compliance with the FBI's National Incident-Based Reporting System (NIBRS), unless the FBI or appropriate State official has certified that the recipient locality is already NIBRS compliant, and evidence of this has been submitted to and approved by BJA. The recipient will be required by BJA to make revisions to budgets that do not clearly indicate what projects will be supported by this 3 percent set-aside, unless evidence of NIBRS compliance has been submitted to and approved by BJA. Recipients serving as fiscal agents for "disparate jurisdictions," (as defined at 34 USC 10156(d)(4)) have to pass this requirement through to in subawards to other localities in the disparate jurisdiction, so that each locality in a disparate jurisdiction group dedicates at least 3 percent of award funds to NIBRS compliance, unless, with respect to each locality in the disparate jurisdiction group, evidence of NIBRS compliance has been submitted to and approved by BJA.



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60. Encouragement of submission of "success stories"

BJA strongly encourages the recipient to submit annual (or more frequent) JAG success stories. To submit a success story, sign in to a My BJA account at [https:// www.bja.gov/ Login.aspx](https://www.bja.gov/Login.aspx) to access the Success Story Submission form. If the recipient does not yet have a My BJA account, please register at [https:// www.bja.gov/ profile.aspx](https://www.bja.gov/profile.aspx). Once registered, one of the available areas on the My BJA page will be "My Success Stories." Within this box, there is an option to add a Success Story. Once reviewed and approved by BJA, all success stories will appear on the BJA Success Story web page at [https:// www.bja.gov/ SuccessStoryList.aspx](https://www.bja.gov/ SuccessStoryList.aspx).

61. Withholding of funds: Required certification from the chief executive of the applicant government

The recipient may not obligate, expend, or draw down any award funds until the recipient submits the required "Certifications and Assurances by the Chief Executive of the Applicant Government," properly-executed (as determined by OJP), and a Grant Adjustment Notice (GAN) has been issued to remove this condition.

62. Withholding of funds: NIBRS set-aside

The recipient may not obligate, expend, or draw down any award funds until the recipient submits, and BJA reviews and accepts, a budget that clearly dedicates at least 3 percent of the total amount of the award to NIBRS compliance activities or documentation showing that the recipient has been certified as NIBRS compliant, and a Grant Adjustment Notice (GAN) has been issued to remove this condition.

63. Withholding of funds: Memorandum of Understanding

The recipient may not obligate, expend, or draw down any award funds until OJP has reviewed and approved the Memorandum of Understanding (MOU), and a Grant Adjustment Notice (GAN) has been issued to remove this condition.

64. Withholding of funds: Budget narrative or information

The recipient may not obligate, expend, or draw down any award funds until the recipient submits, and OJP reviews and accepts, the required budget information or narrative for the award, and a Grant Adjustment Notice (GAN) has been issued to remove this condition.

65. Withholding of funds: Program narrative

The recipient may not obligate, expend, or draw down any award funds until the recipient submits, and OJP reviews and accepts, the program narrative for this award, and a Grant Adjustment Notice (GAN) has been issued to remove this condition.



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66. Recipient integrity and performance matters: Requirement to report information on certain civil, criminal, and administrative proceedings to SAM and FAPIIS

The recipient must comply with any and all applicable requirements regarding reporting of information on civil, criminal, and administrative proceedings connected with (or connected to the performance of) either this OJP award or any other grant, cooperative agreement, or procurement contract from the federal government. Under certain circumstances, recipients of OJP awards are required to report information about such proceedings, through the federal System for Award Management (known as "SAM"), to the designated federal integrity and performance system (currently, "FAPIIS").

The details of recipient obligations regarding the required reporting (and updating) of information on certain civil, criminal, and administrative proceedings to the federal designated integrity and performance system (currently, "FAPIIS") within SAM are posted on the OJP web site at <https://ojp.gov/funding/FAPIIS.htm> (Award condition: Recipient Integrity and Performance Matters, including Recipient Reporting to FAPIIS), and are incorporated by reference here.

67. Recipient may not obligate, expend or drawdown funds until the Bureau of Justice Assistance, Office of Justice Programs has received and approved the required application attachment(s) and has issued a Grant Adjustment Notice (GAN) releasing this special condition.



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-489

Agenda Date: 7/7/2020

Status: CONSENT - AGREEMENTS &
EXPENDITURE REQUESTS

In Control: City Commission

Title

Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, accepting the 2019 Edward Byrne Memorial Justice Assistance Grant Award; approving the Subrecipient Agreement for the Grant; approving the Memorandum of Understanding ("MOU") with the participating agencies for administration of the grant funds by the City of Pompano Beach; authorizing execution of the agreements; and providing for an effective date.

Recommended Action

Commission to vote on Resolution

Voting Requirement

A 3/5 vote of the City Commission is required for approval.

Background/History

The U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance ("BJA"), Edward Byrne Memorial Justice Assistance Grant ("JAG") Program provides funding to assist eligible states, local units of government, and tribes in preventing and reducing crime and violence. The FY 2019 JAG local government solicitation was released on July 25, 2019. BJA identified Broward County along with 17 jurisdictions within the County's border as disparate and eligible for JAG funding totaling \$501,886. The City of Deerfield Beach, identified as one of the 17 jurisdictions, was allotted \$20,252 of the aforementioned total.

In August 2018, BJA identified the City of Pompano Beach as the JAG lead fiscal agent for Broward County and its 17 jurisdictions, responsible for submitting the joint JAG application and administration of the grant awards. As the fiscal agent, the City of Pompano Beach will receive a 10% administrative fee from the allotted amount of each jurisdiction. The joint application for the FY 2019 JAG was submitted by the JAG solicitation due date, August 23, 2019. The City of Deerfield Beach through the Broward Sheriff's Office requested funding in the amount of \$21,235.50 for the project, Railroad Crossing Education-Enforcement. BJA notified the City of Pompano Beach of the JAG grant award in September 2019.

Current Activity

In May 2020, the City of Deerfield Beach received notification of the 2019 JAG award in the amount of \$20,252.70 for the aforementioned project which will fund overtime staffing for law enforcement to conduct enforcement along railroad tracks within City limits. According to the Broward Sheriff's Office, Deerfield Beach has experienced a significant increase in the number of traffic crashes, traffic fatalities, and pedestrians fatalities along the railroad tracks utilized by Brightline. The goal of the project is to reduce the number of deaths on railroads in the City of Deerfield Beach.

Recommendation

It is recommended that City Commission accept the grant award in the amount of \$20,252.70, and approve, and authorize execution of, the original and amended Memorandum of Understanding.

RESOLUTION NO. 2020/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, ACCEPTING THE 2019 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT AWARD; APPROVING THE SUBRECIPIENT AGREEMENT FOR THE GRANT; APPROVING THE MEMORANDUM OF UNDERSTANDING (“MOU”) WITH THE PARTICIPATING AGENCIES FOR ADMINISTRATION OF THE GRANT FUNDS BY THE CITY OF POMPANO BEACH; AUTHORIZING EXECUTION OF THE AGREEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the U.S. Department of Justice (“DOJ”), Office of Justice Programs, Bureau of Justice Assistance, Edward Byrne Memorial Justice Assistance Grant (“JAG”) Program provides funding to assist eligible states, local units of government, and tribes in preventing and reducing crime and violence; and

WHEREAS, the 2019 JAG local government solicitation was released on July 25, 2019; and

WHEREAS, Broward County, along with 17 municipalities within the County, (collectively, the “Participating Agencies”) were identified as disparate and eligible for JAG funding totaling \$501,886; and

WHEREAS, the City was allotted \$20,252.70 of the grant funds (the “Grant”), which the City wishes to use for the Railroad Crossing Education Enforcement Project; and

WHEREAS, the Participating Agencies must enter into a Memorandum of Understanding (“MOU”) providing for the City of Pompano Beach to serve as the lead agency and grant administrator of the funds received under the JAG Program; and

WHEREAS, in order to receive the Grant, the City must enter into a subrecipient agreement with the City of Pompano Beach (the “Subrecipient Agreement”); and

WHEREAS, the City Commission deems it to be in the best interest of the City to accept the Grant, and approve and authorize execution of the Subrecipient Agreement and MOU.

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 hereof.

Section 2. The City Commission hereby accepts the Grant in the amount of \$20,252.70 for the Railroad Crossing Education Enforcement Project.

Section 3. The City Commission hereby approves the Subrecipient Agreement with the City of Pompano Beach for disbursal of the Grant, attached as Exhibit “A.”

Section 4. The City Commission hereby approves of the MOU with the Participating Agencies, attached as Exhibit “B.”

Section 5. The City Commission hereby authorizes the City Manager to execute the Subrecipient Agreement and MOU, attached as Exhibit “A” and “B”, respectively, together with such non-substantial changes as are to the City Manager and approved as to form and legal sufficiency by the City Attorney.

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

PASSED AND ADOPTED THIS ____ DAY OF _____, 2020.

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK



**SUBRECIPIENT AGREEMENT BETWEEN CITY OF POMPANO BEACH,
AND CITY OF DEERFIELD BEACH FOR
Edward Byrne Memorial Justice Assistance Grant Program**

This is a Subrecipient Agreement ("Agreement"), made and entered into by and between City of Pompano Beach, a municipal corporation organized and existing under the laws of the State of Florida ("City") and City of Deerfield Beach, ("Subrecipient"), (collectively referred to as the "Parties").

- A. The U.S. Department of Justice ("DOJ") has identified Broward County as a "disparate" County.
- B. The City is a recipient of federal Edward Byrne Memorial Justice Assistance Grant ("JAG") funds. As a non-federal pass-through entity for this program, the City sub-awards JAG funds to eligible units of government. All sub-awards made by the City to eligible units of government under this program require compliance with this Agreement upon signed acceptance of the sub-award.
- C. The Subrecipient has been identified as an eligible jurisdiction able to implement the objectives and goals of the JAG program, Catalogue of Federal Domestic Assistance ("CFDA") Number 16.738.
- D. The parties have entered a Memorandum of Understanding pertaining to the subject funds but the DOJ and City require a more extensive, individual subrecipient agreement in the form herein.
- E. This Agreement must be consistent with the requirements outlined in 2 CFR 200.331, the Federal Uniform Administrative requirements, Cost Principals, and Audit Requirements for Federal Awards found in Title 2 Grants and Agreements, Part 200.

NOW THEREFORE, IN CONSIDERATION of the mutual terms, conditions, promises, covenants, and payments hereinafter set forth, the Parties agree as follows:

SECTION I: PURPOSE

This Agreement establishes the relationship between the Parties for participation in the FY 2019 Edward Byrne Memorial Justice Assistance Grant (JAG) Local Solicitation Grant Program (Award Number 2019-DJ-BX-0432). The Federal Award Identification Number is 2019-DJ-BX-0432 and the Federal Award Date to the City was September 18, 2019. Pursuant to the Federal Funding Accountability and Transparency Act (FFATA) the Federal award project description for the Subrecipient is individually summarized in Exhibit A attached hereto and incorporated by reference.

Upon acceptance of the sub-award, the terms and conditions outlined herein will become binding. As a unit of government, the Subrecipient will maintain required state and federal registrations and certifications for eligibility under this program. The Subrecipient must submit required programmatic and financial reports documenting that eligible activities were completed in accordance with the grant and program requirements.

SECTION II: AWARD

The Subrecipient's grant award is as follows:

Subrecipient's Name	Sub-award Amount
City of Deerfield Beach	\$20,252.70

The City will only reimburse Subrecipient for authorized activities. The City will not reimburse for costs incurred for any purpose other than those specified in this Agreement. Failure to comply with provisions of this Agreement, including failure to perform grant activities as specified in this Agreement, will result in required corrective action up to and including financial consequences. A financial consequence may be imposed for non-compliance in accordance with 2 C.F.R. § 200 and this Agreement, including but not limited to project costs being disallowed, withholding of federal funds and/or termination of the project

Grant funds must not to be used for research and development and the Grant funds must not be used for lobbying. Funds allocated under this Agreement shall not be used for prohibited expenditures found in 34 U.S.C. § 10152(d), 42 U.S.C. § 3751, or other prohibited expenditures as identified within the grant.

SECTION III: METHOD OF BILLING AND PAYMENT

Subrecipient may submit invoices for compensation no more often than on a monthly basis, but only after the activities for which the invoices are submitted have been completed. An original

invoice transmitted electronically is due within fifteen (15) days of the end of the month except the final invoice which must be received no later than thirty (30) days after expiration or earlier termination of this Agreement. Invoices must designate the nature of the activities completed and, as applicable, the personnel, hours, tasks, or other detail as requested by the City. All payments made to Subrecipient are contingent upon approval of the City.

Invoices shall be submitted to:

City of Pompano Beach
Room 480, Finance Department
Attn: Melody Major
100 West Atlantic Blvd.
Pompano Beach, FL 33060
Melody.Major@copbfl.com

SECTION IV: TERM

The term of this Agreement and the sub-award period of performance shall begin retroactive to October 1, 2018 and shall end on September 30, 2022. The continuation of this Agreement beyond the end of any City fiscal year is subject to the appropriation and availability of necessary funding from the JAG Program.

SECTION V: GENERAL REQUIREMENTS

Subrecipient must comply with all requirements contained within the JAG Grant's special conditions attached hereto and marked as Exhibit C Award #2019-DJ-BX-0432) applicable to Subrecipient's portion of the funds. Additionally, Subrecipient must comply with requirements set forth in the current edition of the U.S. Department of Justice, Office of Justice Programs (OJP) Financial Guide (Financial Guide), http://ojp.gov/financialguide/DOJ/pdfs/2015_DOJ_FinancialGuide.pdf, the Edward Byrne Memorial Justice Assistance Grant program guidance, federal statutes, regulations, policies, guidelines and requirements and Florida laws and regulations including but not limited to:

- **Office of Management and Budget (OMB) Uniform Grant Guidance (2 C.F.R. § 200) Subpart A Definitions, Subparts B-D Administrative Requirements, Subpart E Cost Principals, Subpart F Audit Requirements and all applicable Appendices.** This guidance supersedes previous OMB Circulars and Standard Conditions and is applicable to any new sub-awards made under Federal grants awarded on or after December 26, 2014
<http://www.ecfr.gov/cgi-bin/text-idx?SID=62764122c780e5d1d2134127afadc30d&node=2:1.1.2.2.1 &rgn=div5>

- **Code of Federal Regulations:** www.gpo.gov/fdsys/
 - 2 C.F.R. § 175.15(b), “Award Term for Trafficking in Persons”
 - 28 C.F.R. § 38, “Equal Treatment of Faith-Based Organizations”
 - 28 C.F.R. § 66, “U.S. Department of Justice Common Rule for State and Local Governments” (Common Rule)
 - 28 C.F.R. § 83, “Government-Wide Requirements for Drug-Free Workplace (Grants)”
 - 28 C.F.R. §§ 18, 22, 23, 30, 35, 42, 61, and 63
- **Public Law**
 - Pub. L. No. 109-162, Title XI-Department of Justice Reauthorization, Subtitle B – Improving the Department of Justice’s Grant Programs, Chapter 1 – Assisting Law Enforcement and Criminal Justice Agencies, Sec. 1111. Merger of Byrne Grant Program and Local Law Enforcement Block Grant Program:
<http://www.gpo.gov/fdsys/pkg/PLAW-109publ162/pdf/PLAW-109publ162.pdf>.
- **United States Code:** www.gpo.gov/fdsys/
 - 42 U.S.C. §§ 3711 et seq., “Omnibus Crime Control and Safe Streets Act of 1968.”
- **State of Florida General Records Schedule GS1-SL for State and Local Government Agencies:** <http://dlis.dos.state.fl.us/barm/genschedules/GS2-2008-Rev2010.pdf>.

SECTION VI: STANDARD CONDITIONS

Subrecipient is bound by the following standard conditions:

- 6.1 **Payment Contingent on Appropriation and Availability of Funds** – The City’s obligation to reimburse Subrecipient for costs incurred under this Agreement is subject to the availability of federal funds and annual appropriation by the City Commission of the City of Pompano Beach, Florida.
- 6.2 **System for Award Management (SAM)** – Subrecipient must maintain current information in SAM until it submits the financial report required under this award or receives the final payment, whichever is later. This requires the Subrecipient to review and update the information at least annually after the initial registration, and more frequently if required by changes in its information or another award term.
- 6.3 **Commencement of Project** – If a project is not operational within 60 days after the date of full execution of this Agreement, Subrecipient must report by letter to the City, the steps taken to initiate the project, the reasons for delay, and the expected start date.

- 6.3.1 If a project is not operational within 90 days after the date of full execution of this Agreement, the Subrecipient must submit a second statement to the City explaining the implementation delay.
- 6.3.2 Upon receipt of the ninety (90) day letter, the City will determine if the reason for the delay is justified or will, at the City's discretion, unilaterally terminate this agreement. The City, where warranted by extenuating circumstances may extend the starting date of the project past the ninety (90) day period, but only by formal written amendment to this agreement.
- 6.4 **Supplanting** – Subrecipient acknowledges that funds received under this award will not be used to supplant state or local funds but will be used to increase the amounts of such funds that would, in the absence of federal funds, be made available for law enforcement activities.
- 6.5 **Personnel Changes** – Upon implementation of the project, in the event there is a change in Chief Officials for the Subrecipient or any contact information to include mailing address, phone number, email or title change, project staff must notify the DOJ Grants Management System (GMS) help desk to update the organizational information in GMS. Project director changes require a grant adjustment in GMS.
- 6.6 **Non-Procurement, Debarment and Suspension** – Subrecipient must comply with 2 C.F.R. § 180, "OMB Guidelines to Agencies on Government Wide Debarment and Suspension (Non-procurement)." These procedures require Subrecipient to certify that it will not enter into any lower tiered covered transaction with a person who is debarred, suspended, declared ineligible or is voluntarily excluded from participating in this covered transaction, unless authorized by the City.
- 6.7 **Federal Restriction on Lobbying** – Subrecipient must comply with 28 C.F.R. § 69, "New Restrictions on Lobbying" and must file the most current edition of the Certification and Disclosure Form, if applicable, with each submission that initiates consideration of such Subrecipient for award of a federal contract, grant, or cooperative agreement. In addition, the Subrecipient must not use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of the OJP.
- 6.8 **The Coastal Barrier Resources Act** - Subrecipient must comply and assure the compliance of all contractors with the provisions of the Coastal Barrier Resources Act (Pub. L. No. 97-348) dated October 19, 1982 (16 U.S.C. §§ 3501 et seq.) which prohibits the expenditure of most new federal funds within the units of the Coastal Barrier Resources System.

6.9 Enhancement of Security - If funds are used for enhancing security, Subrecipient must:

6.9.1 Have an adequate process to assess the impact of any enhancement of a security measure that is undertaken on the incidence of crime in the geographic area where the enhancement is undertaken.

6.9.2 Conduct such an assessment with respect to each such enhancement and submit to the City, the aforementioned assessment in its Final Program Report.

6.10 Intentionally Deleted-

6.11 Conferences and Inspection of Work - Conferences may be held at the request of any Party to this agreement. At any time, a representative of the City, the U.S. Department of Justice, or the City Auditor, have the right to visit the project site to monitor, inspect and assess activities performed under this agreement.

6.12 Insurance Requirements - Subrecipient is an entity subject to Section 768.28, Florida Statutes, and will be fully responsible for the acts and omissions of its agents or employees to the extent permitted by law. Subrecipient must furnish verification of liability protection in accordance with state law prior to final execution of this agreement.

SECTION VII: CIVIL RIGHTS REQUIREMENTS

7.1 Federal laws prohibit recipients of financial assistance from discriminating on the basis of race, color, national origin, religion, sex, disability, or age in federally funded programs or activities. The Subrecipient must comply with any applicable statutorily-imposed nondiscrimination requirements, which may include the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. § 3789d); the Victims of Crime Act (42 U.S.C. § 10604(e)); The Juvenile Justice and Delinquency Prevention Act of 2002 (42 U.S.C. § 5672(b)); the Civil Rights Act of 1964 (42 U.S.C. § 2000d); the Rehabilitation Act of 1973 (29 U.S.C. § 7 94); the Americans with Disabilities Act of 1990 (42 U.S.C. § 12131-34); the Education Amendments of 1972 (20 U.S.C. §§1681, 1683, 1685-86); the Age Discrimination Act of 1975 (42 U.S.C. §§ 6101-07); and Department of Justice Non-Discrimination Regulations 28 C.F.R. § 42; see Ex. Order 13279 (equal protection of the laws for faith-based and community organizations).

7.2 The City does not discriminate on the basis of race, color, religion, national origin, sex, disability, or age. Subrecipient must notify program participants and beneficiaries that they do not discriminate on the basis of race, color, national origin, religion, sex, disability, or age in the delivery of services, benefits, or employment practices.

7.3 Subrecipient is responsible for ensuring that contractors and agencies to whom it passes through funds are compliant with all Civil Rights requirements and that those contractors

and agencies are aware that they may file a discrimination complaint with the Subrecipient, with the City or with the Office for Civil Rights (OCR), and how to do so.

7.4 Equal Employment Opportunity Plans

7.4.1 The Subrecipient must develop EEO Plans if they have 50 or more employees and have received any single award of \$25,000 or more from the Department of Justice. The plan must be prepared using the online short form at www.ojp.usdoj.gov/about/ocr/eeop_comply.htm, must be retained by the Subrecipient and must be available for review and audit. The organization must also submit an EEO Certification to the City.

7.4.2 If the Subrecipient is required to prepare an EEO Plan and has received any single award of \$500,000 or more from the DOJ, it must submit its plan to the DOJ for approval. A copy of the DOJ approval letter must be submitted to the City. The approval letter expires two years from the date of the letter.

7.4.3 The Subrecipient is exempt from the EEO Plan requirement if it has fewer than 50 employees; does not receive any single award of \$25,000 or more from the DOJ; or is a nonprofit organization, a medical or educational institution, or an Indian Tribe. If an organization is exempt from the EEO Plan requirement, it must submit an EEO Certification of Exemption to the City.

7.4.4 The Subrecipient acknowledges that failure to comply with EEO requirements within 60 days of the project start date may result in suspension or termination of funding, until such time as it is in compliance.

7.5 **Americans with Disabilities Act** - Subrecipient must comply with the requirements of the Americans with Disabilities Act (ADA) (Pub. L. No. 101-336), which prohibits discrimination by public and private entities on the basis of disability and requires certain accommodations be made with regard to employment (Title I), state and local government services, and transportation (Title II), public accommodations (Title III), and telecommunications (Title IV).

7.6 **Rehabilitation Act of 1973 (28 C.F.R. § 42(G))** - If Subrecipient has 50 or more employees and receives DOJ funding of \$25,000 or more, it must take the following actions:

7.6.1 Adopt grievance procedures that incorporate due process standards and provide for the prompt and equitable resolution of complaints alleging a violation of DOJ regulations implementing Section 504 of the Rehabilitation Act of 1973, found at 28

C.F.R. § 42(G), which prohibits discrimination on the basis of a disability in employment practices and the delivery of services.

7.6.2 Designate a person to coordinate compliance with the prohibitions against disability discrimination contained in 28 C.F.R. § 42(G).

7.6.3 Notify participants, beneficiaries, employees, applicants, and others that the Subrecipient does not discriminate on the basis of disability.

7.7 **Limited English Proficiency (LEP)** - In accordance with DOJ Guidance pertaining to Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d), recipients of federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with LEP. For more information on the civil rights responsibilities that recipients have in providing language services to LEP individuals, please see the website at www.lep.gov. The City strongly encourages Subrecipient to have a written LEP Language Access Plan.

7.8 **Immigration and Nationality Act** - No federal funds will intentionally be awarded to any contractor who knowingly employs unauthorized alien workers, constituting a violation of the employment provisions contained in 8 U.S.C. § 1324a(e), Section 274A(e) of the Immigration and Nationality Act ("INA"). The City will consider the employment by any contractor of unauthorized aliens a violation of Section 274A(e) of the INA. Such violation by the Subrecipient of the employment provisions contained in Section 274A(e) of the INA shall be grounds for unilateral cancellation of this contract by the City.

SECTION VIII: FINANCIAL REQUIREMENTS AND RESPONSIBILITIES

8.1 Fiscal Control and Fund Accounting Procedures

8.1.1 All expenditures and cost accounting of funds shall conform to the Office of Justice Programs Financial Guide, the Common rule, and OMB Uniform Grant Guidance (2 C.F.R. § 200) as applicable, in their entirety.

8.1.2 Subrecipient must have written procedures for procurement transactions. Procedures must ensure that all solicitations follow 2 C.F.R. § 200.319 Competition. The Subrecipient is required to establish and maintain adequate accounting systems and financial records and to accurately account for funds awarded to them. Subrecipient must have financial management systems in place that are able to record and report on the receipt, obligation, and expenditure of grant funds. An adequate accounting system for a Subrecipient must be able to accommodate a fund

and account structure to separately track receipts, expenditures, assets, and liabilities for awards, programs, and subrecipients.

- 8.1.3 All funds spent on this project must be disbursed according to provisions of the project budget as approved in the JAG sub-award.

SECTION IX: SUB-AWARD MANAGEMENT AND REPORTING REQUIREMENTS

- 9.1 **Obligation of Subrecipient Funds** - Sub-award funds shall not under any circumstances be obligated prior to the effective date or subsequent to the termination date of the period of performance. Only project costs incurred on or after the effective date and on or prior to the termination date of the Subrecipient's project is eligible for reimbursement. All payments must be completed within thirty (30) days of the end of the sub-award period of performance.

9.2 Performance

- 9.2.1 **Sub-award Performance** - The Subrecipient must comply with state and federal requirements for sub-award performance under 2 C.F.R. §§ 200.76 and 200.77. The sub-award must describe the timing and scope of expected performance as related to the outcomes intended to be achieved by the project activities. Where appropriate, the sub-award should provide specific performance goals, indicators, milestones, or expected outcomes (such as outputs, or activities completed or public impacts of any of these) with an expected timeline for accomplishment. Submitted programmatic reports must clearly articulate, where appropriate, performance during the execution of the award has met a standard against which the Subrecipient's performance can be measured. These requirements should be aligned with agency strategic goals, strategic objectives, or performance goals that are relevant to the program.

- 9.2.2 **Performance of Agreement Provisions** - In the event of default; non-compliance; or violation of any provision of this Agreement by the Subrecipient, the Subrecipient's consultants and suppliers, or both, the City may impose sanctions it deems appropriate against Subrecipient, including withholding payments, cancellation, termination, or suspension of this Agreement in whole or in part. In such event, the City will notify the Subrecipient of its decision thirty (30) days in advance of the effective date of such sanction. The Subrecipient will be reimbursed only for those activities satisfactorily completed prior to the effective date of such sanction.

- 9.2.3 **Reports** - Subrecipient must submit Monthly Project Performance Reports to the City, within fifteen (15) days after the end of the reporting period. In addition, if the sub-

award period is extended beyond the "original" project period, additional Monthly Project Performance Reports must be submitted.

9.2.3.1 **Report Contents:** Performance Reports must include to the status of all objectives included in the sub-award. A detailed response is required in the narrative portion for yes/no performance objectives. The narrative must also reflect on accomplishments for the quarter and identify problems with project implementation and address actions being taken to resolve the problems. Additional information may be required if necessary to comply with federal reporting requirements.

9.2.3.2 **Submission Process, Frequency and Format:** Performance Reports may be submitted by the Subrecipient's representative and Performance Reports must be submitted quarterly titled General Information Module, Goals and Objectives Module, Activity/Program Selection Module and Law Enforcement Module in a format required by the City and/or DOJ.

9.3 **Financial Expenditure Reports**

9.3.1 Subrecipient must submit a Monthly Project Expenditure Report to the City.

9.3.2 All project expenditures for reimbursement of Subrecipient costs must be submitted on the City's Expenditure Report Forms.

9.3.3 All Project Expenditure Reports must be submitted in sufficient detail for proper pre-audit and post-audit.

9.3.4 Before the "final" Project Expenditure Report will be processed, Subrecipient must submit to the City, all outstanding project reports and must have satisfied all special conditions. Failure to comply with the above provisions may result in forfeiture of reimbursement.

9.3.5 Reports are to be submitted even when no reimbursement is being requested.

9.3.6 Reports must be electronically signed by the Subrecipient's Chief Financial Officer or the Chief Financial Officer's designee.

9.4 **Other Reports** - Subrecipient must submit the Uniform Crime Report and other reports as may be reasonably required by the City.

SECTION X: MONITORING AND AUDITS

- 10.1 Access to Records** – The City, U.S. Department of Justice, U.S. Comptroller General or any of their duly authorized representatives, must have access to books, documents, papers and records of the Subrecipient related to the sub-award, for the purpose of audit and examination according to the Financial Guide and the Common Rule.

The City reserves the right to unilaterally terminate this Agreement if the Subrecipient refuses to allow public access to all documents, papers, letters, or other materials subject to provisions of Chapter 119, Florida Statutes, unless specifically exempted and/or made confidential by operation of Chapter 119, Florida. Statutes, and made or received by the Subrecipient or its contractor in conjunction with this Agreement.

- 10.2 Monitoring** - Subrecipient must comply with the City's grant monitoring guidelines, protocols, and procedures; and cooperate with the City on all grant monitoring requests, including requests related to desk reviews, enhanced programmatic desk reviews, site visits, contract reviews and audits. Subrecipient must provide all documentation necessary to complete monitoring of the sub-award and verify expenditures. Further, Subrecipient must abide by reasonable deadlines set by the City for providing requested documents. Failure to cooperate with grant monitoring activities may result in sanctions affecting the Subrecipient's sub-award, including, but not limited to: withholding and/or other restrictions on the Subrecipient's access to funds, referral to the City Auditor for audit review, designation of the Subrecipient as a High-Risk grantee, or termination of award(s).

- 10.3 Property Management** - Subrecipient must establish and administer a system to protect, preserve, use, maintain, and dispose of any property furnished to it by the City or purchased pursuant to this Agreement consistent with federal property management standards set forth in the Office of Justice Programs Financial Guide, U.S. Department of Justice Common Rule for State and Local Governments, or 2 C.F.R. § 200, as applicable. This obligation continues as long as the Subrecipient retains the property, notwithstanding expiration of this Agreement.

- 10.3.1 Property Use** - Subrecipient must use equipment acquired under a Federal award for the authorized purposes of the project during the period of performance, or until the property is no longer needed. Subrecipient must use, manage, and dispose of equipment acquired under a Federal award in accordance with 2 C.F.R. § 200.313, "Equipment".

- 10.4 High Risk Subrecipients** - Subrecipient must comply with any additional requirements that may be imposed during the grant performance period if the City or the DOJ determines the Subrecipient is a high-risk grantee. Cf. 28 C.F.R. §§ 66, 70.

- 10.5 **Reporting, Data Collection and Evaluation** - Subrecipient must comply with all reporting, data collection and evaluation requirements, as prescribed by the Bureau of Justice Assistance in the program guidance for JAG. Compliance with these requirements will be monitored by the City.
- 10.6 **Retention of Records** – Subrecipient must maintain all records for a minimum of five (5) years from the date of the financial statement and such records must be available for audit and public disclosure upon request. Subrecipient must comply with State of Florida General Records Schedule GS1-SL for State and Local Government Agencies: <http://dos.myflorida.com/media/693574/general-records-schedulegs01-sl.pdf> <http://dos.myflorida.com/media/693578/gso2.pdf>.
- 10.7 **Single Annual Audit**
- 10.7.1 A Subrecipient that expends \$750,000 or more in a year in federal awards must have a single audit or program-specific audit conducted for that year. The audit must be performed in accordance with 2 C.F.R. § 200(F) Audit Requirements and other applicable federal law. This Agreement must be identified in the Schedule of Federal Financial Assistance in the subject audit. The audit report must be identified as federal funds passed through the City and include the contract number, award amount, contract period, funds received, and funds disbursed.
- 10.7.2 A complete audit report that covers any portion of the effective dates of this Agreement must be submitted within 30 days after its completion, but no later than nine (9) months after the audit period. In order to be complete, the submitted report must include any management letters issued separately and management's written response to all findings, including audit report and management letter findings. Incomplete audit reports will not be accepted by the City.
- 10.7.3 Audits must be completed by an Independent Public Accountant (IPA) and according to Generally Accepted Government Auditing Standards (GAGAS). The IPA must be either a Certified Public Accountant or a Licensed Public Accountant. Subrecipient must procure audit activities according to 2 C.F.R. § 200.509 and include clear objectives and scope of the audit in addition to peer review reports to strengthen audit quality and ensure effective use of audit resources.
- 10.7.4 Subrecipient must promptly follow-up and take appropriate corrective action for any findings on the audit report in instances of noncompliance with federal laws and regulations, including but not limited to preparation of a summary schedule of

prior audit findings and a corrective action plan. Subrecipient follow-up to audit findings must abide by requirements in 2 C.F.R. § 200.511.

- 10.7.5 Subrecipient must make copies available for public inspection and ensure respective parts of the reporting package do not include protected personally identifiable information. Records must be made available upon request for a period of three (3) years from the date the audit report is issued, unless extended in writing by the City.

A Subrecipient that expends less than \$750,000 in federal awards during a fiscal year is exempt from the audit requirements of 2 C.F.R. § 200(F) for that fiscal year. In this case, written notification, which can be in the form of the "Certification of Audit Exemption" form, must be provided to the City by the Chief Financial Officer, or designee, that the Subrecipient is exempt. This notice must be provided to the City no later than June 30 following the end of the fiscal year.

- 10.7.6 If this Agreement is closed without an audit, The City reserves the right to recover any disallowed costs identified in an audit completed after such closeout.

- 10.7.7 The Federal Audit Clearinghouse is the repository of record for 2 C.F.R. § 200(F). Audits performed as a result of this requirement must be completed and submitted to the Federal Audit Clearinghouse within the earlier of thirty (30) calendar days after receipt of the auditor's report(s), or nine (9) months after the end of the audit period. Submissions must include required elements described in Appendix X to Part 200 on the specified Data Collection Form (Form SF-SAC) and be signed by a senior level representative or chief official of the auditee.

IN WITNESS WHEREOF, the Parties hereto have made and executed this Agreement:

[REMAINDER OF PAGE IS INTENTIONALLY LEFT BLANK]

AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SUBRECIPIENT FOR THE
EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM

"CITY":

Witnesses:

CITY OF POMPANO BEACH

By: _____
REX HARDIN, MAYOR

By: _____
GREGORY P. HARRISON, CITY MANAGER

Attest:

(SEAL)

ASCELETA HAMMOND, CITY CLERK

Approved As To Form:

MARK E. BERMAN, CITY ATTORNEY
CITY ATTORNEY

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me, by means of ☐ physical presence or ☐ online notarization, this _____ day of _____, 2020, by **REX HARDIN** as Mayor, **GREGORY P. HARRISON** as City Manager and **ASCELETA HAMMOND** as City Clerk of the City of Pompano Beach, Florida, a municipal corporation, on behalf of the municipal corporation, who are personally known to me.

NOTARY'S SEAL:

NOTARY PUBLIC, STATE OF FLORIDA

(Name of Acknowledger Typed, Printed or Stamped)

Commission Number

:jrm
5/19/2020
L:agr/finance/2020-728

SUBRECIPIENT

CITY of Deerfield Beach

By: _____

EXHIBIT A

Project Description

Eighteen jurisdictions within Broward County will benefit from the grant award which will provide a range of criminal justice related activities that will assist local law enforcement efforts and local initiatives to include: technology improvement programs, personnel, equipment, and training. The goal of the project is to utilize funds designated for County municipalities to deter crime and increase public safety. .

The Subrecipient's project is generally described as:

The Railroad Crossing Education-Enforcement project which will fund overtime staffing for law enforcement to conduct enforcement along railroad tracks within City limits. According to the Broward Sheriff's Office, Deerfield Beach has experienced a significant increase in the number of traffic crashes, traffic fatalities, and pedestrians fatalities along the railroad tracks utilized by Brightline. The goal of the project is to reduce the number of deaths on railroads in the City of Deerfield Beach.

EXHIBIT B

2019 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT
PROGRAM BUDGET

ACCOUNT CATEGORY	BUDGETED AMOUNT
Personnel	
Fringe Benefits	
Equipment	
Supplies	
Training	
Other	
Indirect cost	
Administrative Fees	
Total Sub-award to Subrecipient	<u>\$20,252.70</u>

SUBRECIPIENT'S BUDGET NARRATIVE

- A. PERSONNEL
JAG funding will enable the use of Overtime to be free from answering calls for service and concentrate on specific areas where the majority of the railroad incidents are occurring.
- B. FRINGE BENEFITS
It is customary to cover basic benefit plan for Deputies working on this project which includes FICA at 7.65% and Special Retirement at 25.48% which are the Florida Department of Management Services Division of Retirement percentage rate.
- C. OTHER
The city of Deerfield Beach has agreed to set aside 3% of its award to replace the UCR Program.

SUBGRANT AWARD CERTIFICATE

Subrecipient's Name: City of Deerfield Beach

DUNS No. 086382090

Federal Award Date: 09/18/2019

Project Title: 2019 Byrne JAG Grant

Sub-award Period of Performance Start Date: 08/31/2020

End Date: 09/30/2022

Grant Number: 2019-DJ-BX-0432

Federal Award Identification No.: 2019-DJ-BX-0432

Federal Funds: \$20, 252.70

Federal award project period: 10/01/2018 to
09/30/2022

Federal award project description:

The Edward Byrne Memorial Justice Assistance Grant Program (JAG) allows states and units of local government, including tribes, to support a broad range of criminal justice related activities based on their own state and local needs and conditions. Grant funds can be used for state and local initiatives, technical assistance, training, personnel, equipment, supplies, contractual support, and information systems for criminal justice, including for any one or more of the following purpose areas: 1) law enforcement programs; 2) prosecution and court programs; 3) prevention and education programs; 4) corrections and community corrections programs; 5) drug treatment and enforcement programs; 6) planning, evaluation, and technology improvement programs; 7) crime victim and witness programs (other than compensation); and 8) mental health programs and related law enforcement and corrections programs, including behavioral programs and crisis intervention teams.

Name of the Federal Awarding Agency: Department of Justice

Pass-through entity: City of Pompano Beach

Contact information for the awarding
official:

Greg Harrison

City of Pompano Beach

100 West Atlantic Blvd.

Room 430

Pompano Beach, FL 33060

Greg.Harrison@copbfl.com

Is the Award for Research and Development (R&D)? No

Indirect cost rate for the Federal award: N/A

CFDA Number: 16.738

Award is hereby made in the amount and for the period shown above of a subgrant under Part E of Title I of the Omnibus Crime Control and Safe Streets Act of 1968 as amended Subpart 1 of such part (42 U.S.C.3751-3759) ; the Consolidated Appropriations Act,2008, Public Law 110-161; and Public Law 109-162,Title XI, Department of Justice Reauthorization, Subtitle B, Improving the Department of Justice's Grant Programs, Chapter 1, Assisting Law Enforcement and Criminal Justice Agencies, Section 1111. Merger of Byrne Grant Program and Local Law Enforcement Block Grant Program, to the above mentioned subgrantee and subject to any attached or special conditions.

This award is subject to all applicable rules, regulations, and conditions as contained in the Office of Justice Programs (OJP) Financial Guide, Common Rule for State and Local Governments, or OMB Uniform Grant Guidance (2 CFR Part 200), in their entirety. It is also subject to the attached standard conditions and such further rules, regulations and policies as may be reasonably prescribed by the State or Federal Government consistent with the purposes and authorization of P.L. 90-351, as amended, and P.L. 100-690.

This award is a cost-reimbursement agreement for satisfactory performance of eligible activities. Requests for reimbursement may be submitted quarterly or monthly as designated in the Financial Section of the agreement. Requests for reimbursement will be processed in conjunction with receipt and review of programmatic performance reports to determine successful completion of minimum performance for deliverables. Expenditures must be supported with documentation and verified during annual monitoring. Failure to comply with provisions of this Agreement, or failure to meet minimum performance specified in the Agreement will result in required corrective action up to and including project costs being disallowed, withholding of federal funds and/or termination of the project, as specified within the terms of the Agreement and OMB Uniform Guidance 200.338 - 200.342.

This grant shall become effective on the beginning date of the grant period provided that within 30 days from the date of award, a properly executed Certificate of Acceptance of Subgrant Award is returned to the City.

Subrecipient: **City of Deerfield Beach**

By: _____

Department of _____

_____ day of _____, 20____

Date of Acceptance

CERTIFICATE OF ACCEPTANCE OF SUBGRANT AWARD

The Subrecipient through its authorized representative, acknowledges receipt and acceptance of subgrant award number **2019-DJ-BX-0432**, in the amount of \$ **20,252.70** , [for the description of the project submitted by Subrecipient in this grant application, for the period of **08/31/2020** through **09/30/2022** , to be implemented in accordance with the approved subgrant application, and subject to the City's Standard Conditions and any special conditions governing this subgrant.

This sub-award requires that the Subrecipient adhere to the following:

No recipient or Subrecipient, or entity that receives a contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to restrict, the reporting of waste, fraud or abuse in accordance with the law to a department or agency authorized to receive such information. This is not intended to contravene requirements applicable to classified, sensitive or exempt information.

In accepting this award, the Subgrantee certifies that it neither requires nor has required employees or contractors to sign such internal confidentiality agreements or statements.

The Subrecipient undertakes a review to validate its compliance with 8 U.S.C. § 1373. If determined to be in compliance at the time of review, the Subrecipient must submit documentation that contains a validation to that effect and includes an official legal opinion from counsel (including related legal analysis) adequately supporting the validation.

If the Subrecipient determines it is not in compliance at the time of review, sufficient and effective steps must be taken to bring itself into compliance. They will thereafter submit documentation that details the steps taken, which will contain a validation that it has come into compliance and includes an official legal opinion from counsel (including related legal analysis).

Subrecipient : City of Deerfield Beach

By: _____

Department of _____

_____ day of _____, 20____

ATTESTATIONS AND CERTIFICATIONS

This form is required to be completed by the authorized official, or authorized official designee, of all Subgrantee units of government receiving Edward Byrne Memorial Justice Assistance Grant (JAG) program federal pass-through funding from the City. In accepting this award, the subgrantee certifies that it will comply with the requirements set forth below and/or any other requirements of the sub-award. Failure to do so may result in a hold *or* freeze on the drawdown of federal funds, *and/or* suspension or termination of the Agreement.

Procurement Standards: The Subgrantee, through its authorized representative, certifies the unit of government below has written procurement policies and standards that are compliant with the requirements set forth in the Office of Management and Budget (OMB) Uniform Requirements, 2 C.F.R. §§ 200.317-326, and OJP Financial Guide, Section 3.8. Additionally, the Subgrantee assures these policies and standards will be utilized *for* all federal grant related procurement activities

Conflict of interest: Decisions related to use of these grant funds must be free of undisclosed personal organizational conflicts of interest, both in fact and in appearance. The subgrantee, through its authorized representative, certifies that the unit of government below is compliant with OMS Uniform Requirements, 2C.F.R. § 200.112, and OJP Financial Guide Section 3.21 regarding Conflict of Interest, and will notify the City, in writing of any potential conflicts of interest in accordance with this Agreement. The recipient must disclose in a timely manner, in writing, all violation of state or federal criminal law involving fraud, bribery, or gratuity violations.

Organization Name: City of Deerfield Beach

By: _____

Department of _____

_____ day of _____, 20____

EXHIBIT C
Grant Award and Special Conditions

 U.S. Department of Justice Office of Justice Programs Bureau of Justice Assistance		Grant		PAGE 1 OF 30	
1. RECIPIENT NAME AND ADDRESS (Including Zip Code) City of Pompano Beach 100 W. Atlantic Blvd Pompano Beach, FL 33060-6099		4. AWARD NUMBER: 2019-DJ-BX-0432			
		5. PROJECT PERIOD: FROM 10/01/2018 TO 09/30/2022 BUDGET PERIOD: FROM 10/01/2018 TO 09/30/2022			
		6. AWARD DATE 09/18/2019		7. ACTION Initial	
2a. GRANTEE IRS/VENDOR NO. 481194085		8. SUPPLEMENT NUMBER 00			
2b. GRANTEE DUNS NO. 080181167		9. PREVIOUS AWARD AMOUNT \$ 0			
3. PROJECT TITLE FY 19 JAG		10. AMOUNT OF THIS AWARD \$ 501,886			
		11. TOTAL AWARD \$ 501,886			
12. SPECIAL CONDITIONS THE ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH ON THE ATTACHED PAGE(S).					
13. STATUTORY AUTHORITY FOR GRANT This project is supported under FY19(BJA - JAG State and JAG Local) Title I of Pub. L. No. 90-351 (generally codified at 34 U.S.C. 10151-10726), including subpart 1 of part E (codified at 34 U.S.C. 10151 - 10158); see also 28 U.S.C. 530C(a).					
14. CATALOG OF DOMESTIC FEDERAL ASSISTANCE (CFDA Number) 16.738 - Edward Byrne Memorial Justice Assistance Grant Program					
15. METHOD OF PAYMENT GPRS					
AGENCY APPROVAL			GRANTEE ACCEPTANCE		
16. TYPED NAME AND TITLE OF APPROVING OFFICIAL Katharine T. Sullivan Principal Deputy Assistant Attorney General			18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL Greg Harrison City Manager		
17. SIGNATURE OF APPROVING OFFICIAL 			19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL		19A. DATE
AGENCY USE ONLY					
20. ACCOUNTING CLASSIFICATION CODES FISCAL FUND BUD. DIV. YEAR CODE ACT. OFC. REG. SUB. POMS AMOUNT X B DJ 80 00 00 501886			21. UDJUGT0493		

OJP FORM 4000/2 (REV. 5-87) PREVIOUS EDITIONS ARE OBSOLETE.

OJP FORM 4000/2 (REV. 4-88)



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SPECIAL CONDITIONS

1. Requirements of the award; remedies for non-compliance or for materially false statements

The conditions of this award are material requirements of the award. Compliance with any assurances or certifications submitted by or on behalf of the recipient that relate to conduct during the period of performance also is a material requirement of this award. By signing and accepting this award on behalf of the recipient, the authorized recipient official accepts all material requirements of the award, and specifically adopts all such assurances or certifications as if personally executed by the authorized recipient official.

Failure to comply with any one or more of these award requirements -- whether a condition set out in full below, a condition incorporated by reference below, or an assurance or certification related to conduct during the award period -- may result in the Office of Justice Programs ("OJP") taking appropriate action with respect to the recipient and the award. Among other things, the OJP may withhold award funds, disallow costs, or suspend or terminate the award. The U.S. Department of Justice ("DOJ"), including OJP, also may take other legal action as appropriate.

Any materially false, fictitious, or fraudulent statement to the federal government related to this award (or concealment or omission of a material fact) may be the subject of criminal prosecution (including under 18 U.S.C. 1001 and/or 1621, and/or 34 U.S.C. 10271-10273), and also may lead to imposition of civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. 3729-3730 and 3801-3812).

Should any provision of a requirement of this award be held to be invalid or unenforceable by its terms, that provision shall first be applied with a limited construction so as to give it the maximum effect permitted by law. Should it be held, instead, that the provision is utterly invalid or -unenforceable, such provision shall be deemed severable from this award.

2. Applicability of Part 200 Uniform Requirements

The Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200, as adopted and supplemented by DOJ in 2 C.F.R. Part 2800 (together, the "Part 200 Uniform Requirements") apply to this FY 2019 award from OJP.

The Part 200 Uniform Requirements were first adopted by DOJ on December 26, 2014. If this FY 2019 award supplements funds previously awarded by OJP under the same award number (e.g., funds awarded during or before December 2014), the Part 200 Uniform Requirements apply with respect to all funds under that award number (regardless of the award date, and regardless of whether derived from the initial award or a supplemental award) that are obligated on or after the acceptance date of this FY 2019 award.

For more information and resources on the Part 200 Uniform Requirements as they relate to OJP awards and subawards ("subgrants"), see the OJP website at <https://ojp.gov/funding/Part200UniformRequirements.htm>.

Record retention and access: Records pertinent to the award that the recipient (and any subrecipient ("subgrantee") at any tier) must retain -- typically for a period of 3 years from the date of submission of the final expenditure report (SF 425), unless a different retention period applies -- and to which the recipient (and any subrecipient ("subgrantee") at any tier) must provide access, include performance measurement information, in addition to the financial records, supporting documents, statistical records, and other pertinent records indicated at 2 C.F.R. 200.333.

In the event that an award-related question arises from documents or other materials prepared or distributed by OJP that may appear to conflict with, or differ in some way from, the provisions of the Part 200 Uniform Requirements, the recipient is to contact OJP promptly for clarification.



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SPECIAL CONDITIONS

3. Compliance with DOJ Grants Financial Guide

References to the DOJ Grants Financial Guide are to the DOJ Grants Financial Guide as posted on the OJP website (currently, the "DOJ Grants Financial Guide" available at <https://ojp.gov/financialguide/DOJ/index.htm>), including any updated version that may be posted during the period of performance. The recipient agrees to comply with the DOJ Grants Financial Guide.

4. Reclassification of various statutory provisions to a new Title 34 of the United States Code

On September 1, 2017, various statutory provisions previously codified elsewhere in the U.S. Code were editorially reclassified (that is, moved and renumbered) to a new Title 34, entitled "Crime Control and Law Enforcement." The reclassification encompassed a number of statutory provisions pertinent to OJP awards (that is, OJP grants and cooperative agreements), including many provisions previously codified in Title 42 of the U.S. Code.

Effective as of September 1, 2017, any reference in this award document to a statutory provision that has been reclassified to the new Title 34 of the U.S. Code is to be read as a reference to that statutory provision as reclassified to Title 34. This rule of construction specifically includes references set out in award conditions, references set out in material incorporated by reference through award conditions, and references set out in other award requirements.

5. Required training for Point of Contact and all Financial Points of Contact

Both the Point of Contact (POC) and all Financial Points of Contact (FPOCs) for this award must have successfully completed an "OJP financial management and grant administration training" by 120 days after the date of the recipient's acceptance of the award. Successful completion of such a training on or after January 1, 2017, will satisfy this condition.

In the event that either the POC or an FPOC for this award changes during the period of performance, the new POC or FPOC must have successfully completed an "OJP financial management and grant administration training" by 120 calendar days after -- (1) the date of OJP's approval of the "Change Grantee Contact" GAN (in the case of a new POC), or (2) the date the POC enters information on the new FPOC in GMS (in the case of a new FPOC). Successful completion of such a training on or after January 1, 2017, will satisfy this condition.

A list of OJP trainings that OJP will consider "OJP financial management and grant administration training" for purposes of this condition is available at <https://www.ojp.gov/training/fmts.htm>. All trainings that satisfy this condition include a session on grant fraud prevention and detection.

The recipient should anticipate that OJP will immediately withhold ("freeze") award funds if the recipient fails to comply with this condition. The recipient's failure to comply also may lead OJP to impose additional appropriate conditions on this award.

6. Requirements related to "de minimis" indirect cost rate

A recipient that is eligible under the Part 200 Uniform Requirements and other applicable law to use the "de minimis" indirect cost rate described in 2 C.F.R. 200.414(f), and that elects to use the "de minimis" indirect cost rate, must advise OJP in writing of both its eligibility and its election, and must comply with all associated requirements in the Part 200 Uniform Requirements. The "de minimis" rate may be applied only to modified total direct costs (MTDC) as defined by the Part 200 Uniform Requirements.



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SPECIAL CONDITIONS

7. Requirement to report potentially duplicative funding

If the recipient currently has other active awards of federal funds, or if the recipient receives any other award of federal funds during the period of performance for this award, the recipient promptly must determine whether funds from any of those other federal awards have been, are being, or are to be used (in whole or in part) for one or more of the identical cost items for which funds are provided under this award. If so, the recipient must promptly notify the DOJ awarding agency (OJP or OVW, as appropriate) in writing of the potential duplication, and, if so requested by the DOJ awarding agency, must seek a budget-modification or change-of-project-scope grant adjustment notice (GAN) to eliminate any inappropriate duplication of funding.

8. Requirements related to System for Award Management and Universal Identifier Requirements

The recipient must comply with applicable requirements regarding the System for Award Management (SAM), currently accessible at <https://www.sam.gov/>. This includes applicable requirements regarding registration with SAM, as well as maintaining the currency of information in SAM.

The recipient also must comply with applicable restrictions on subawards ("subgrants") to first-tier subrecipients (first-tier "subgrantees"), including restrictions on subawards to entities that do not acquire and provide (to the recipient) the unique entity identifier required for SAM registration.

The details of the recipient's obligations related to SAM and to unique entity identifiers are posted on the OJP web site at <https://ojp.gov/funding/Explore/SAM.htm> (Award condition: System for Award Management (SAM) and Universal Identifier Requirements), and are incorporated by reference here.

This condition does not apply to an award to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).



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SPECIAL CONDITIONS

9. Employment eligibility verification for hiring under the award

1. The recipient (and any subrecipient at any tier) must--

A. Ensure that, as part of the hiring process for any position within the United States that is or will be funded (in whole or in part) with award funds, the recipient (or any subrecipient) properly verifies the employment eligibility of the individual who is being hired, consistent with the provisions of 8 U.S.C. 1324a(a)(1) and (2).

B. Notify all persons associated with the recipient (or any subrecipient) who are or will be involved in activities under this award of both--

(1) this award requirement for verification of employment eligibility, and

(2) the associated provisions in 8 U.S.C. 1324a(a)(1) and (2) that, generally speaking, make it unlawful, in the United States, to hire (or recruit for employment) certain aliens.

C. Provide training (to the extent necessary) to those persons required by this condition to be notified of the award requirement for employment eligibility verification and of the associated provisions of 8 U.S.C. 1324a(a)(1) and (2).

D. As part of the recordkeeping for the award (including pursuant to the Part 200 Uniform Requirements), maintain records of all employment eligibility verifications pertinent to compliance with this award condition in accordance with Form I-9 record retention requirements, as well as records of all pertinent notifications and trainings.

2. Monitoring

The recipient's monitoring responsibilities include monitoring of subrecipient compliance with this condition.

3. Allowable costs

To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) of actions designed to ensure compliance with this condition.

4. Rules of construction

A. Staff involved in the hiring process

For purposes of this condition, persons "who are or will be involved in activities under this award" specifically includes (without limitation) any and all recipient (or any subrecipient) officials or other staff who are or will be involved in the hiring process with respect to a position that is or will be funded (in whole or in part) with award funds.

B. Employment eligibility confirmation with E-Verify

For purposes of satisfying the requirement of this condition regarding verification of employment eligibility, the recipient (or any subrecipient) may choose to participate in, and use, E-Verify (www.e-verify.gov), provided an appropriate person authorized to act on behalf of the recipient (or subrecipient) uses E-Verify (and follows the proper E-Verify procedures, including in the event of a "Tentative Nonconfirmation" or a "Final Nonconfirmation") to confirm employment eligibility for each hiring for a position in the United States that is or will be funded (in whole or in part) with award funds.

C. "United States" specifically includes the District of Columbia, Puerto Rico, Guam, the Virgin Islands of the United States, and the Commonwealth of the Northern Mariana Islands.

D. Nothing in this condition shall be understood to authorize or require any recipient, any subrecipient at any tier, or



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any person or other entity, to violate any federal law, including any applicable civil rights or nondiscrimination law.

E. Nothing in this condition, including in paragraph 4.B., shall be understood to relieve any recipient, any subrecipient at any tier, or any person or other entity, of any obligation otherwise imposed by law, including 8 U.S.C. 1324a(a)(1) and (2).

Questions about E-Verify should be directed to DHS. For more information about E-Verify visit the E-Verify website (<https://www.e-verify.gov/>) or email E-Verify at E-Verify@dhs.gov. E-Verify employer agents can email E-Verify at E-VerifyEmployerAgent@dhs.gov.

Questions about the meaning or scope of this condition should be directed to OJP, before award acceptance.

10. Requirement to report actual or imminent breach of personally identifiable information (PII)

The recipient (and any "subrecipient" at any tier) must have written procedures in place to respond in the event of an actual or imminent "breach" (OMB M-17-12) if it (or a subrecipient) -- (1) creates, collects, uses, processes, stores, maintains, disseminates, discloses, or disposes of "personally identifiable information (PII)" (2 CFR 200.79) within the scope of an OJP grant-funded program or activity, or (2) uses or operates a "Federal information system" (OMB Circular A-130). The recipient's breach procedures must include a requirement to report actual or imminent breach of PII to an OJP Program Manager no later than 24 hours after an occurrence of an actual breach, or the detection of an imminent breach.

11. All subawards ("subgrants") must have specific federal authorization

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements for authorization of any subaward. This condition applies to agreements that -- for purposes of federal grants administrative requirements -- OJP considers a "subaward" (and therefore does not consider a procurement "contract").

The details of the requirement for authorization of any subaward are posted on the OJP web site at <https://ojp.gov/funding/Explore/SubawardAuthorization.htm> (Award condition: All subawards ("subgrants") must have specific federal authorization), and are incorporated by reference here.

12. Specific post-award approval required to use a noncompetitive approach in any procurement contract that would exceed \$250,000

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements to obtain specific advance approval to use a noncompetitive approach in any procurement contract that would exceed the Simplified Acquisition Threshold (currently, \$250,000). This condition applies to agreements that -- for purposes of federal grants administrative requirements -- OJP considers a procurement "contract" (and therefore does not consider a subaward).

The details of the requirement for advance approval to use a noncompetitive approach in a procurement contract under an OJP award are posted on the OJP web site at <https://ojp.gov/funding/Explore/NoncompetitiveProcurement.htm> (Award condition: Specific post-award approval required to use a noncompetitive approach in a procurement contract (if contract would exceed \$250,000)), and are incorporated by reference here.



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SPECIAL CONDITIONS

13. Unreasonable restrictions on competition under the award; association with federal government

SCOPE. This condition applies with respect to any procurement of property or services that is funded (in whole or in part) by this award, whether by the recipient or by any subrecipient at any tier, and regardless of the dollar amount of the purchase or acquisition, the method of procurement, or the nature of any legal instrument used. The provisions of this condition must be among those included in any subaward (at any tier).

1. No discrimination, in procurement transactions, against associates of the federal government

Consistent with the (DOJ) Part 200 Uniform Requirements -- including as set out at 2 C.F.R. 200.300 (requiring awards to be "manage[d] and administer[ed] in a manner so as to ensure that Federal funding is expended and associated programs are implemented in full accordance with U.S. statutory and public policy requirements") and 200.319(a) (generally requiring "[a]ll procurement transactions [to] be conducted in a manner providing full and open competition" and forbidding practices "restrictive of competition," such as "[p]lacing unreasonable requirements on firms in order for them to qualify to do business" and taking "[a]ny arbitrary action in the procurement process") -- no recipient (or subrecipient, at any tier) may (in any procurement transaction) discriminate against any person or entity on the basis of such person or entity's status as an "associate of the federal government" (or on the basis of such person or entity's status as a parent, affiliate, or subsidiary of such an associate), except as expressly set out in 2 C.F.R. 200.319(a) or as specifically authorized by USDOJ.

2. Monitoring

The recipient's monitoring responsibilities include monitoring of subrecipient compliance with this condition.

3. Allowable costs

To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) of actions designed to ensure compliance with this condition.

4. Rules of construction

A. The term "associate of the federal government" means any person or entity engaged or employed (in the past or at present) by or on behalf of the federal government -- as an employee, contractor or subcontractor (at any tier), grant recipient or -subrecipient (at any tier), agent, or otherwise -- in undertaking any work, project, or activity for or on behalf of (or in providing goods or services to or on behalf of) the federal government, and includes any applicant for such employment or engagement, and any person or entity committed by legal instrument to undertake any such work, project, or activity (or to provide such goods or services) in future.

B. Nothing in this condition shall be understood to authorize or require any recipient, any subrecipient at any tier, or any person or other entity, to violate any federal law, including any applicable civil rights or nondiscrimination law.



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SPECIAL CONDITIONS

14. Requirements pertaining to prohibited conduct related to trafficking in persons (including reporting requirements and OJP authority to terminate award)

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements (including requirements to report allegations) pertaining to prohibited conduct related to the trafficking of persons, whether on the part of recipients, subrecipients ("subgrantees"), or individuals defined (for purposes of this condition) as "employees" of the recipient or of any subrecipient.

The details of the recipient's obligations related to prohibited conduct related to trafficking in persons are posted on the OJP web site at <https://ojp.gov/funding/Explore/ProhibitedConduct-Trafficking.htm> (Award condition: Prohibited conduct by recipients and subrecipients related to trafficking in persons (including reporting requirements and OJP authority to terminate award)), and are incorporated by reference here.

15. Determination of suitability to interact with participating minors

SCOPE. This condition applies to this award if it is indicated -- in the application for the award (as approved by DOJ)(or in the application for any subaward, at any tier), the DOJ funding announcement (solicitation), or an associated federal statute -- that a purpose of some or all of the activities to be carried out under the award (whether by the recipient, or a subrecipient at any tier) is to benefit a set of individuals under 18 years of age.

The recipient, and any subrecipient at any tier, must make determinations of suitability before certain individuals may interact with participating minors. This requirement applies regardless of an individual's employment status.

The details of this requirement are posted on the OJP web site at <https://ojp.gov/funding/Explore/Interact-Minors.htm> (Award condition: Determination of suitability required, in advance, for certain individuals who may interact with participating minors), and are incorporated by reference here.

16. Compliance with applicable rules regarding approval, planning, and reporting of conferences, meetings, trainings, and other events

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable laws, regulations, policies, and official DOJ guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences (as that term is defined by DOJ), including the provision of food and/or beverages at such conferences, and costs of attendance at such conferences.

Information on the pertinent DOJ definition of conferences and the rules applicable to this award appears in the DOJ Grants Financial Guide (currently, as section 3.10 of "Postaward Requirements" in the "DOJ Grants Financial Guide").

17. Requirement for data on performance and effectiveness under the award

The recipient must collect and maintain data that measure the performance and effectiveness of work under this award. The data must be provided to OJP in the manner (including within the timeframes) specified by OJP in the program solicitation or other applicable written guidance. Data collection supports compliance with the Government Performance and Results Act (GPRA) and the GPRA Modernization Act of 2010, and other applicable laws.

18. OJP Training Guiding Principles

Any training or training materials that the recipient -- or any subrecipient ("subgrantee") at any tier -- develops or delivers with OJP award funds must adhere to the OJP Training Guiding Principles for Grantees and Subgrantees, available at <https://ojp.gov/funding/Implement/TrainingPrinciplesForGrantees-Subgrantees.htm>.



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19. Effect of failure to address audit issues

The recipient understands and agrees that the DOJ awarding agency (OJP or OVW, as appropriate) may withhold award funds, or may impose other related requirements, if (as determined by the DOJ awarding agency) the recipient does not satisfactorily and promptly address outstanding issues from audits required by the Part 200 Uniform Requirements (or by the terms of this award), or other outstanding issues that arise in connection with audits, investigations, or reviews of DOJ awards.

20. Potential imposition of additional requirements

The recipient agrees to comply with any additional requirements that may be imposed by the DOJ awarding agency (OJP or OVW, as appropriate) during the period of performance for this award, if the recipient is designated as "high-risk" for purposes of the DOJ high-risk grantee list.

21. Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 42

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 42, specifically including any applicable requirements in Subpart E of 28 C.F.R. Part 42 that relate to an equal employment opportunity program.

22. Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 54

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 54, which relates to nondiscrimination on the basis of sex in certain "education programs."

23. Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 38

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 38 (as may be applicable from time to time), specifically including any applicable requirements regarding written notice to program beneficiaries and prospective program beneficiaries.

Currently, among other things, 28 C.F.R. Part 38 includes rules that prohibit specific forms of discrimination on the basis of religion, a religious belief, a refusal to hold a religious belief, or refusal to attend or participate in a religious practice. Part 38, currently, also sets out rules and requirements that pertain to recipient and subrecipient ("subgrantee") organizations that engage in or conduct explicitly religious activities, as well as rules and requirements that pertain to recipients and subrecipients that are faith-based or religious organizations.

The text of 28 C.F.R. Part 38 is available via the Electronic Code of Federal Regulations (currently accessible at <https://www.ecfr.gov/cgi-bin/ECFR?page=browse>), by browsing to Title 28-Judicial Administration, Chapter 1, Part 38, under e-CFR "current" data.



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24. Restrictions on "lobbying"

In general, as a matter of federal law, federal funds awarded by OJP may not be used by the recipient, or any subrecipient ("subgrantee") at any tier, either directly or indirectly, to support or oppose the enactment, repeal, modification, or adoption of any law, regulation, or policy, at any level of government. See 18 U.S.C. 1913. (There may be exceptions if an applicable federal statute specifically authorizes certain activities that otherwise would be barred by law.)

Another federal law generally prohibits federal funds awarded by OJP from being used by the recipient, or any subrecipient at any tier, to pay any person to influence (or attempt to influence) a federal agency, a Member of Congress, or Congress (or an official or employee of any of them) with respect to the awarding of a federal grant or cooperative agreement, subgrant, contract, subcontract, or loan, or with respect to actions such as renewing, extending, or modifying any such award. See 31 U.S.C. 1352. Certain exceptions to this law apply, including an exception that applies to Indian tribes and tribal organizations.

Should any question arise as to whether a particular use of federal funds by a recipient (or subrecipient) would or might fall within the scope of these prohibitions, the recipient is to contact OJP for guidance, and may not proceed without the express prior written approval of OJP.

25. Compliance with general appropriations-law restrictions on the use of federal funds (FY 2019)

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable restrictions on the use of federal funds set out in federal appropriations statutes. Pertinent restrictions, including from various "general provisions" in the Consolidated Appropriations Act, 2019, are set out at <https://ojp.gov/funding/Explore/FY19AppropriationsRestrictions.htm>, and are incorporated by reference here.

Should a question arise as to whether a particular use of federal funds by a recipient (or a subrecipient) would or might fall within the scope of an appropriations-law restriction, the recipient is to contact OJP for guidance, and may not proceed without the express prior written approval of OJP.

26. Reporting potential fraud, waste, and abuse, and similar misconduct

The recipient and any subrecipients ("subgrantees") must promptly refer to the DOJ Office of the Inspector General (OIG) any credible evidence that a principal, employee, agent, subrecipient, contractor, subcontractor, or other person has, in connection with funds under this award -- (1) submitted a claim that violates the False Claims Act; or (2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct.

Potential fraud, waste, abuse, or misconduct involving or relating to funds under this award should be reported to the OIG by--(1) online submission accessible via the OIG webpage at <https://oig.justice.gov/hotline/contact-grants.htm> (select "Submit Report Online"); (2) mail directed to: Office of the Inspector General, U.S. Department of Justice, Investigations Division, 1425 New York Avenue, N.W. Suite 7100, Washington, DC 20530; and/or (3) by facsimile directed to the DOJ OIG Fraud Detection Office (Attn: Grantee Reporting) at (202) 616-9881 (fax).

Additional information is available from the DOJ OIG website at <https://oig.justice.gov/hotline>.



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27. Restrictions and certifications regarding non-disclosure agreements and related matters

No recipient or subrecipient ("subgrantee") under this award, or entity that receives a procurement contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to prohibit or restrict, the reporting (in accordance with law) of waste, fraud, or abuse to an investigative or law enforcement representative of a federal department or agency authorized to receive such information.

The foregoing is not intended, and shall not be understood by the agency making this award, to contravene requirements applicable to Standard Form 312 (which relates to classified information), Form 4414 (which relates to sensitive compartmented information), or any other form issued by a federal department or agency governing the nondisclosure of classified information.

1. In accepting this award, the recipient--

a. represents that it neither requires nor has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

b. certifies that, if it learns or is notified that it is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds, will provide prompt written notification to the federal agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

2. If the recipient does or is authorized under this award to make subawards ("subgrants"), procurement contracts, or both--

a. it represents that--

(1) it has determined that no other entity that the recipient's application proposes may or will receive award funds (whether through a subaward ("subgrant"), procurement contract, or subcontract under a procurement contract) either requires or has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

(2) it has made appropriate inquiry, or otherwise has an adequate factual basis, to support this representation; and

b. it certifies that, if it learns or is notified that any subrecipient, contractor, or subcontractor entity that receives funds under this award is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds to or by that entity, will provide prompt written notification to the federal agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.



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28. Compliance with 41 U.S.C. 4712 (including prohibitions on reprisal; notice to employees)

The recipient (and any subrecipient at any tier) must comply with, and is subject to, all applicable provisions of 41 U.S.C. 4712, including all applicable provisions that prohibit, under specified circumstances, discrimination against an employee as reprisal for the employee's disclosure of information related to gross mismanagement of a federal grant, a gross waste of federal funds, an abuse of authority relating to a federal grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal grant.

The recipient also must inform its employees, in writing (and in the predominant native language of the workforce), of employee rights and remedies under 41 U.S.C. 4712.

Should a question arise as to the applicability of the provisions of 41 U.S.C. 4712 to this award, the recipient is to contact the DOJ awarding agency (OJP or OVW, as appropriate) for guidance.

29. Encouragement of policies to ban text messaging while driving

Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), DOJ encourages recipients and subrecipients ("subgrantees") to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this award, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

30. Requirement to disclose whether recipient is designated "high risk" by a federal grant-making agency outside of DOJ

If the recipient is designated "high risk" by a federal grant-making agency outside of DOJ, currently or at any time during the course of the period of performance under this award, the recipient must disclose that fact and certain related information to OJP by email at OJP.ComplianceReporting@ojp.usdoj.gov. For purposes of this disclosure, high risk includes any status under which a federal awarding agency provides additional oversight due to the recipient's past performance, or other programmatic or financial concerns with the recipient. The recipient's disclosure must include the following: 1. The federal awarding agency that currently designates the recipient high risk, 2. The date the recipient was designated high risk, 3. The high-risk point of contact at that federal awarding agency (name, phone number, and email address), and 4. The reasons for the high-risk status, as set out by the federal awarding agency.



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31. Noninterference (within the funded "program or activity") with federal law enforcement: 8 U.S.C. 1373 and 1644; ongoing compliance

1. With respect to the "program or activity" funded in whole or part under this award (including any such program or activity of any subrecipient at any tier), throughout the period of performance, no State or local government entity, - agency, or -official may prohibit or in any way restrict-- (1) any government entity or -official from sending or receiving information regarding citizenship or immigration status as described in 8 U.S.C. 1373(a); or (2) a government entity or -agency from sending, requesting or receiving, maintaining, or exchanging information regarding immigration status as described in either 8 U.S.C. 1373(b) or 1644. Any prohibition (or restriction) that violates this condition is an "information-communication restriction" under this award.

2. The recipient's monitoring responsibilities include monitoring of subrecipient compliance with the requirements of this condition.

3. Allowable costs. Compliance with these requirements is an authorized and priority purpose of this award. To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) that the recipient, or any subrecipient at any tier that is a State, a local government, or a public institution of higher education, incurs to implement this condition.

4. Rules of Construction

A. For purposes of this condition:

(1) "State" and "local government" include any agency or other entity thereof, but not any institution of higher education or any Indian tribe.

(2) A "public" institution of higher education is defined as one that is owned, controlled, or directly funded (in whole or in substantial part) by a State or local government. (Such a public institution is considered to be a "government entity," and its officials to be "government officials.")

(3) "Program or activity" means what it means under title VI of the Civil Rights Act of 1964 (see 42 U.S.C. 2000d-4a).

(4) "Immigration status" means what it means under 8 U.S.C. 1373 and 8 U.S.C. 1644; and terms that are defined in 8 U.S.C. 1101 mean what they mean under that section 1101, except that "State" also includes American Samoa.

(5) Pursuant to the provisions set out at (or referenced in) 8 U.S.C. 1551 note ("Abolition ... and Transfer of Functions"), references to the "Immigration and Naturalization Service" in 8 U.S.C. 1373 and 1644 are to be read as references to particular components of the Department of Homeland Security (DHS).

B. Nothing in this condition shall be understood to authorize or require any recipient, any subrecipient at any tier, any State or local government, any public institution of higher education, or any other entity (or individual) to violate any federal law, including any applicable civil rights or nondiscrimination law.

IMPORTANT NOTE: Any questions about the meaning or scope of this condition should be directed to OJP, before award acceptance.



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SPECIAL CONDITIONS

32. No use of funds to interfere with federal law enforcement: 8 U.S.C. 1373 and 1644; ongoing compliance

1. Throughout the period of performance, no State or local government entity, -agency, or -official may use funds under this award (including under any subaward, at any tier) to prohibit or in any way restrict-- (1) any government entity or -official from sending or receiving information regarding citizenship or immigration status as described in 8 U.S.C. 1373(a); or (2) a government entity or -agency from sending, requesting or receiving, maintaining, or exchanging information regarding immigration status as described in either 8 U.S.C. 1373(b) or 1644. Any prohibition (or restriction) that violates this condition is an "information-communication restriction" under this award.

2. The recipient's monitoring responsibilities include monitoring of subrecipient compliance with the requirements of this condition.

3. Allowable costs. Compliance with these requirements is an authorized and priority purpose of this award. To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) that the recipient, or any subrecipient at any tier that is a State, a local government, or a public institution of higher education, incurs to implement this condition.

4. Rules of Construction. Both the "Rules of Construction" and the "Important Note" set out in the "Noninterference (within the funded "program or activity") with federal law enforcement: 8 U.S.C. 1373 and 1644; ongoing compliance" condition are incorporated by reference as though set forth here in full.



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33. Authority to obligate award funds contingent on noninterference (within the funded "program or activity") with federal law enforcement: 8 U.S.C. 1373 and 1644; unallowable costs; notification
1. If the recipient is a "State," a local government, or a "public" institution of higher education:
- A. The recipient may not obligate award funds if, at the time of the obligation, the "program or activity" of the recipient (or of any subrecipient at any tier that is a State, a local government, or a public institution of higher education) that is funded in whole or in part with award funds is subject to any "information-communication restriction."
- B. In addition, with respect to any project costs it incurs "at risk," the recipient may not obligate award funds to reimburse itself if -- at the time it incurs such costs -- the program or activity of the recipient (or of any subrecipient at any tier that is a State, a local government, or a public institution of higher education) that would be reimbursed in whole or in part with award funds was subject to any information-communication restriction.
- C. Any drawdown of award funds by the recipient shall be considered, for all purposes, to be a material representation by the recipient to OJP that, as of the date the recipient requests the drawdown, the recipient and each subrecipient (regardless of tier) that is a State, local government, or public institution of higher education, is in compliance with the award condition entitled "Noninterference (within the funded 'program or activity') with federal law enforcement: 8 U.S.C. 1373 and 1644; ongoing compliance."
- D. The recipient must promptly notify OJP (in writing) if the recipient, from its requisite monitoring of compliance with award conditions or otherwise, has credible evidence that indicates that the funded program or activity of the recipient, or of any subrecipient at any tier that is either a State or a local government or a public institution of higher education, may be subject to any information-communication restriction. In addition, any subaward (at any tier) to a subrecipient that is a State, a local government, or a public institution of higher education must require prompt notification to the entity that made the subaward, should the subrecipient have such credible evidence regarding an information-communication restriction.
2. Any subaward (at any tier) to a subrecipient that is a State, a local government, or a public institution of higher education must provide that the subrecipient may not obligate award funds if, at the time of the obligation, the program or activity of the subrecipient (or of any further such subrecipient at any tier) that is funded in whole or in part with award funds is subject to any information-communication restriction.
3. Absent an express written determination by DOJ to the contrary, based upon a finding by DOJ of compelling circumstances (e.g., a small amount of award funds obligated by the recipient at the time of a subrecipient's minor and transitory non-compliance, which was unknown to the recipient despite diligent monitoring), any obligations of award funds that, under this condition, may not be made shall be unallowable costs for purposes of this award. In making any such determination, DOJ will give great weight to evidence submitted by the recipient that demonstrates diligent monitoring of subrecipient compliance with the requirements set out in the "Noninterference ... 8 U.S.C. 1373 and 1644; ongoing compliance" award condition.
4. Rules of Construction
- A. For purposes of this condition "information-communication restriction" has the meaning set out in the "Noninterference ... 8 U.S.C. 1373 and 1644; ongoing compliance" condition.
- B. Both the "Rules of Construction" and the "Important Note" set out in the "Noninterference ... 8 U.S.C. 1373 and 1644; ongoing compliance" condition are incorporated by reference as though set forth here in full.



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SPECIAL CONDITIONS

34. Authority to obligate award funds contingent on no use of funds to interfere with federal law enforcement: 8 U.S.C. 1373 and 1644; unallowable costs; notification

1. If the recipient is a "State," a local government, or a "public" institution of higher education:

A. The recipient may not obligate award funds if, at the time of the obligation, the "program or activity" of the recipient (or of any subrecipient at any tier that is a State, a local government, or a public institution of higher education) that is funded in whole or in part with award funds is subject to any "information-communication restriction."

B. In addition, with respect to any project costs it incurs "at risk," the recipient may not obligate award funds to reimburse itself if -- at the time it incurs such costs -- the program or activity of the recipient (or of any subrecipient at any tier that is a State, a local government, or a public institution of higher education) that would be reimbursed in whole or in part with award funds was subject to any information-communication restriction.

C. Any drawdown of award funds by the recipient shall be considered, for all purposes, to be a material representation by the recipient to OJP that, as of the date the recipient requests the drawdown, the recipient and each subrecipient (regardless of tier) that is a State, local government, or public institution of higher education, is in compliance with the award condition entitled "No use of funds to interfere with federal law enforcement: 8 U.S.C. 1373 and 1644; ongoing compliance."

D. The recipient must promptly notify OJP (in writing) if the recipient, from its requisite monitoring of compliance with award conditions or otherwise, has credible evidence that indicates that the funded program or activity of the recipient, or of any subrecipient at any tier that is either a State or a local government or a public institution of higher education, may be subject to any information-communication restriction. In addition, any subaward (at any tier) to a subrecipient that is a State, a local government, or a public institution of higher education must require prompt notification to the entity that made the subaward, should the subrecipient have such credible evidence regarding an information-communication restriction.

2. Any subaward (at any tier) to a subrecipient that is a State, a local government, or a public institution of higher education must provide that the subrecipient may not obligate award funds if, at the time of the obligation, the program or activity of the subrecipient (or of any further such subrecipient at any tier) that is funded in whole or in part with award funds is subject to any information-communication restriction.

3. Absent an express written determination by DOJ to the contrary, based upon a finding by DOJ of compelling circumstances (e.g., a small amount of award funds obligated by the recipient at the time of a subrecipient's minor and transitory non-compliance, which was unknown to the recipient despite diligent monitoring), any obligations of award funds that, under this condition, may not be made shall be unallowable costs for purposes of this award. In making any such determination, DOJ will give great weight to evidence submitted by the recipient that demonstrates diligent monitoring of subrecipient compliance with the requirements set out in the "No use of funds to interfere ... 8 U.S.C. 1373 and 1644; ongoing compliance" award condition.

4. Rules of Construction. The "Rules of Construction" set out in the "Authority to obligate award funds contingent on noninterference (within the funded "program or activity") with federal law enforcement: 8 U.S.C. 1373 and 1644; unallowable costs; notification" condition are incorporated by reference as though set forth here in full.



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35. Noninterference (within the funded "program or activity") with federal law enforcement: No public disclosure of certain law enforcement sensitive information

SCOPE. This condition applies with respect to the "program or activity" that is funded (in whole or in part) by the award, as of the date the recipient accepts this award, and throughout the remainder of the period of performance. Its provisions must be among those included in any subaward (at any tier).

1. Noninterference: No public disclosure of federal law enforcement information in order to conceal, harbor, or shield

Consistent with the purposes and objectives of federal law enforcement statutes and federal criminal law (including 8 U.S.C. 1324 and 18 U.S.C. chs. 1, 49, 227), no public disclosure may be made of any federal law enforcement information in a direct or indirect attempt to conceal, harbor, or shield from detection any fugitive from justice under 18 U.S.C. ch. 49, or any alien who has come to, entered, or remains in the United States in violation of 8 U.S.C. ch. 12 -- without regard to whether such disclosure would constitute (or could form a predicate for) a violation of 18 U.S.C. 1071 or 1072 or of 8 U.S.C. 1324(a).

2. Monitoring

The recipient's monitoring responsibilities include monitoring of subrecipient compliance with this condition.

3. Allowable costs

To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) of actions (e.g., training) designed to ensure compliance with this condition.

4. Rules of construction

A. For purposes of this condition--

(1) the term "alien" means what it means under section 101 of the Immigration and Nationality Act (see 8 U.S.C. 1101(a)(3));

(2) the term "federal law enforcement information" means law enforcement sensitive information communicated or made available, by the federal government, to a State or local government entity, -agency, or -official, through any means, including, without limitation-- (1) through any database, (2) in connection with any law enforcement partnership or -task-force, (3) in connection with any request for law enforcement assistance or -cooperation, or (4) through any deconfliction (or courtesy) notice of planned, imminent, commencing, continuing, or impending federal law enforcement activity;

(3) the term "law enforcement sensitive information" means records or information compiled for any law enforcement purpose; and

(4) the term "public disclosure" means any communication or release other than one-- (a) within the recipient, or (b) to any subrecipient (at any tier) that is a government entity.

B. Both the "Rules of Construction" and the "Important Note" set out in the "Noninterference (within the funded 'program or activity') with federal law enforcement: 8 U.S.C. 1373 and 1644 and ongoing compliance" award condition are incorporated by reference as though set forth here in full.



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36. No use of funds to interfere with federal law enforcement: No public disclosure of certain law enforcement sensitive information

SCOPE. This condition applies as of the date the recipient accepts this award, and throughout the remainder of the period of performance. Its provisions must be among those included in any subaward (at any tier).

1. No use of funds to interfere: No public disclosure of federal law enforcement information in order to conceal, harbor, or shield

Consistent with the purposes and objectives of federal law enforcement statutes and federal criminal law (including 8 U.S.C. 1324 and 18 U.S.C. chs. 1, 49, 227), no funds under this award may be used to make any public disclosure of any federal law enforcement information in a direct or indirect attempt to conceal, harbor, or shield from detection any fugitive from justice under 18 U.S.C. ch. 49, or any alien who has come to, entered, or remains in the United States in violation of 8 U.S.C. ch. 12 -- without regard to whether such disclosure would constitute (or could form a predicate for) a violation of 18 U.S.C. 1071 or 1072 or of 8 U.S.C. 1324(a).

2. Monitoring

The recipient's monitoring responsibilities include monitoring of subrecipient compliance with this condition.

3. Allowable costs

To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) of actions (e.g., training) designed to ensure compliance with this condition.

4. Rules of construction.

The "Rules of Construction" set out in the "Noninterference (within the funded "program or activity") with federal law enforcement: No public disclosure of certain law enforcement sensitive information" award condition are incorporated by reference as though set forth here in full.



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37. Noninterference (within the funded "program or activity") with federal law enforcement: Interrogation of certain aliens

SCOPE. This condition applies with respect to the "program or activity" that is funded (in whole or in part) by this award, as of the date the recipient accepts this award, and throughout the remainder of the period of performance for the award. Its provisions must be among those included in any subaward (at any tier).

1. Noninterference with statutory law enforcement access to correctional facilities

Consonant with federal law enforcement statutes and regulations -- including 8 U.S.C. 1357(a), under which certain federal officers and employees "have power without warrant ... to interrogate any alien or person believed to be an alien as to his right to be or to remain in the United States," and 8 C.F.R. 287.5(a), under which that power may be exercised "anywhere in or outside the United States" -- within the funded program or activity, no State or local government entity, -agency, or -official may interfere with the exercise of that power to interrogate "without warrant" (by agents of the United States acting under color of federal law) by impeding access to any State or local government (or government-contracted) correctional facility by such agents for the purpose of "interrogat[ing] any alien or person believed to be an alien as to his [or her] right to be or to remain in the United States."

2. Monitoring

The recipient's monitoring responsibilities include monitoring of subrecipient compliance with this condition.

3. Allowable costs

To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) of actions (e.g., training) designed to ensure compliance with this condition.

4. Rules of construction

A. For purposes of this condition:

(1) The term "alien" means what it means under section 101 of the Immigration and Nationality Act (INA) (see 8 U.S.C. 1101(a)(3)).

(2) The term "correctional facility" means what it means under the title I of the Omnibus Crime Control and Safe Streets Act of 1968 (see 34 U.S.C. 10251(a)(7)).

(3) The term "impede" includes taking or continuing any action, or implementing or maintaining any law, policy, rule, or practice, that—

(a) is designed to prevent or to significantly delay or complicate, or

(b) has the effect of preventing or of significantly delaying or complicating.

B. Both the "Rules of Construction" and the "Important Note" set out in the "Noninterference (within the funded 'program or activity') with federal law enforcement: 8 U.S.C. 1373 and 1644 and ongoing compliance" award condition are incorporated by reference as though set forth here in full.



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38. No use of funds to interfere with federal law enforcement: Interrogation of certain aliens

SCOPE. This condition applies as of the date the recipient accepts this award, and throughout the remainder of the period of performance for the award. Its provisions must be among those included in any subaward (at any tier).

1. No use of funds to interfere with statutory law enforcement access to correctional facilities

Consonant with federal law enforcement statutes and regulations -- including 8 U.S.C. 1357(a), under which certain federal officers and employees "have power without warrant ... to interrogate any alien or person believed to be an alien as to his right to be or to remain in the United States," and 8 C.F.R. 287.5(a), under which that power may be exercised "anywhere in or outside the United States" -- no State or local government entity, -agency, or -official may use funds under this award to interfere with the exercise of that power to interrogate "without warrant" (by agents of the United States acting under color of federal law) by impeding access to any State or local government (or government-contracted) correctional facility by such agents for the purpose of "interrogat[ing] any alien or person believed to be an alien as to his [or her] right to be or to remain in the United States."

2. Monitoring

The recipient's monitoring responsibilities include monitoring of subrecipient compliance with this condition.

3. Allowable costs

To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) of actions (e.g., training) designed to ensure compliance with this condition.

4. Rules of construction.

The "Rules of Construction" set out in the "Noninterference (within the funded "program or activity") with federal law enforcement: Interrogation of certain aliens" award condition are incorporated by reference as though set forth here in full.



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39. Noninterference (within the funded "program or activity") with federal law enforcement: Notice of scheduled release

SCOPE. This condition applies with respect to the "program or activity" that is funded (in whole or in part) by the award, as of the date the recipient accepts the award, and throughout the remainder of the period of performance. Its provisions must be among those included in any subaward at any tier.

1. Noninterference with "removal" process: Notice of scheduled release date and time

Consonant with federal law enforcement statutes -- including 8 U.S.C. 1231 (for an alien incarcerated by a State or local government, a 90-day "removal period" during which the federal government "shall" detain and then "shall" remove an alien from the U.S. "begins" no later than "the date the alien is released from ... confinement"; also, the federal government is expressly authorized to make payments to a "State or a political subdivision of the State ... with respect to the incarceration of [an] undocumented criminal alien"); 8 U.S.C. 1226 (the federal government "shall take into custody" certain criminal aliens "when the alien is released"); and 8 U.S.C. 1366 (requiring an annual DOJ report to Congress on "the number of illegal alien[felons] in Federal and State prisons" and programs underway "to ensure the prompt removal" from the U.S. of removable "criminal aliens") -- within the funded program or activity, no State or local government entity, -agency, or -official (including a government-contracted correctional facility) may interfere with the "removal" process by failing to provide -- as early as practicable (see para. 4.C. below) -- advance notice to DHS of the scheduled release date and time for a particular alien, if a State or local government (or government-contracted) correctional facility receives from DHS a formal written request pursuant to the INA that seeks such advance notice.

2. Monitoring

The recipient's monitoring responsibilities include monitoring of subrecipient compliance with this condition.

3. Allowable costs

To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) of actions (e.g., training) designed to ensure compliance with this condition.

4. Rules of construction

A. The "Rules of Construction" set out in the "Noninterference (within the funded "program or activity") with federal law enforcement: Interrogation of certain aliens" award condition are incorporated by reference as though set forth here in full.

B. Nothing in this condition shall be understood to authorize or require any recipient, any subrecipient at any tier, any State or local government, or any other entity or individual to maintain (or detain) any individual in custody beyond the date and time the individual otherwise would have been released.

- C. Applicability

(1) Current DHS practice is ordinarily to request advance notice of scheduled release "as early as practicable (at least 48 hours, if possible)." (See DHS Form I-247A (3/17)). If (e.g., in light of the date DHS made such request) the scheduled release date and time for an alien are such as not to allow for the advance notice that DHS has requested, it shall NOT be a violation of this condition to provide only as much advance notice as practicable.

(2) Current DHS practice is to use the same form for a second, distinct purpose -- to request that an individual be detained for up to 48 hours AFTER the scheduled release. This condition does NOT encompass such DHS requests for detention.



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40. No use of funds to interfere with federal law enforcement: Notice of scheduled release

SCOPE. This condition applies as of the date the recipient accepts the award, and throughout the remainder of the period of performance. Its provisions must be among those included in any subaward at any tier.

1. No use of funds to interfere with "removal" process: Notice of scheduled release date and time

Consonant with federal law enforcement statutes -- including 8 U.S.C. 1231 (for an alien incarcerated by a State or local government, a 90-day "removal period" during which the federal government "shall" detain and then "shall" remove an alien from the U.S. "begins" no later than "the date the alien is released from ... confinement"; also, the federal government is expressly authorized to make payments to a "State or a political subdivision of the State ... with respect to the incarceration of [an] undocumented criminal alien"); 8 U.S.C. 1226 (the federal government "shall take into custody" certain criminal aliens "when the alien is released"); and 8 U.S.C. 1366 (requiring an annual DOJ report to Congress on "the number of illegal alien[felons] in Federal and State prisons" and programs underway "to ensure the prompt removal" from the U.S. of removable "criminal aliens") -- no State or local government entity, -agency, or -official (including a government-contracted correctional facility) may use funds under this award to interfere with the "removal" process by failing to provide -- as early as practicable (see para. 4.C. below) -- advance notice to DHS of the scheduled release date and time for a particular alien, if a State or local government (or government-contracted) correctional facility receives from DHS a formal written request pursuant to the INA that seeks such advance notice.

2. Monitoring

The recipient's monitoring responsibilities include monitoring of subrecipient compliance with this condition.

3. Allowable costs

To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) of actions (e.g., training) designed to ensure compliance with this condition.

4. Rules of construction.

The "Rules of Construction" set out in the "Noninterference (within the funded "program or activity") with federal law enforcement: Notice of scheduled release" award condition are incorporated by reference as though set forth here in full.

41. Requirement to collect certain information from subrecipients

Except as provided in this condition, the recipient may not make a subaward to a State, a local government, or a "public" institution of higher education, unless it first obtains from the proposed subrecipient responses to the questions identified in the program solicitation as "Information regarding Communication with the Department of Homeland Security (DHS) and/or Immigration and Customs Enforcement (ICE)." All subrecipient responses must be collected and maintained by the recipient, consistent with document retention requirements, and must be made available to DOJ upon request. Responses to these questions are not required from subrecipients that are either a tribal government/organization, a nonprofit organization, or a private institution of higher education.



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42. Cooperating with OJP Monitoring

The recipient agrees to cooperate with OJP monitoring of this award pursuant to OJP's guidelines, protocols, and procedures, and to cooperate with OJP (including the grant manager for this award and the Office of Chief Financial Officer (OCFO)) requests related to such monitoring, including requests related to desk reviews and/or site visits. The recipient agrees to provide to OJP all documentation necessary for OJP to complete its monitoring tasks, including documentation related to any subawards made under this award. Further, the recipient agrees to abide by reasonable deadlines set by OJP for providing the requested documents. Failure to cooperate with OJP's monitoring activities may result in actions that affect the recipient's DOJ awards, including, but not limited to: withholdings and/or other restrictions on the recipient's access to award funds; referral to the DOJ OIG for audit review; designation of the recipient as a DOJ High Risk grantee; or termination of an award(s).

43. FFATA reporting: Subawards and executive compensation

The recipient must comply with applicable requirements to report first-tier subawards ("subgrants") of \$25,000 or more and, in certain circumstances, to report the names and total compensation of the five most highly compensated executives of the recipient and first-tier subrecipients (first-tier "subgrantees") of award funds. The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the OJP web site at <https://ojp.gov/funding/Explore/FFATA.htm> (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here.

This condition, including its reporting requirement, does not apply to-- (1) an award of less than \$25,000, or (2) an award made to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).

44. Required monitoring of subawards

The recipient must monitor subawards under this award in accordance with all applicable statutes, regulations, award conditions, and the DOJ Grants Financial Guide, and must include the applicable conditions of this award in any subaward. Among other things, the recipient is responsible for oversight of subrecipient spending and monitoring of specific outcomes and benefits attributable to use of award funds by subrecipients. The recipient agrees to submit, upon request, documentation of its policies and procedures for monitoring of subawards under this award.

45. Use of program income

Program income (as defined in the Part 200 Uniform Requirements) must be used in accordance with the provisions of the Part 200 Uniform Requirements. Program income earnings and expenditures both must be reported on the quarterly Federal Financial Report, SF 425.

46. Justice Information Sharing

Information sharing projects funded under this award must comply with DOJ's Global Justice Information Sharing Initiative (Global) guidelines. The recipient (and any subrecipient at any tier) must conform to the Global Standards Package (GSP) and all constituent elements, where applicable, as described at: https://it.ojp.gov/gsp_grantcondition. The recipient (and any subrecipient at any tier) must document planned approaches to information sharing and describe compliance with the GSP and appropriate privacy policy that protects shared information, or provide detailed justification for why an alternative approach is recommended.



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47. Avoidance of duplication of networks

To avoid duplicating existing networks or IT systems in any initiatives funded by BJA for law enforcement information sharing systems which involve interstate connectivity between jurisdictions, such systems shall employ, to the extent possible, existing networks as the communication backbone to achieve interstate connectivity, unless the recipient can demonstrate to the satisfaction of BJA that this requirement would not be cost effective or would impair the functionality of an existing or proposed IT system.

48. Compliance with 28 C.F.R. Part 23

With respect to any information technology system funded or supported by funds under this award, the recipient (and any subrecipient at any tier) must comply with 28 C.F.R. Part 23, Criminal Intelligence Systems Operating Policies, if OJP determines this regulation to be applicable. Should OJP determine 28 C.F.R. Part 23 to be applicable, OJP may, at its discretion, perform audits of the system, as per the regulation. Should any violation of 28 C.F.R. Part 23 occur, the recipient may be fined as per 34 U.S.C. 10231(c)-(d). The recipient may not satisfy such a fine with federal funds.

49. Protection of human research subjects

The recipient (and any subrecipient at any tier) must comply with the requirements of 28 C.F.R. Part 46 and all OJP policies and procedures regarding the protection of human research subjects, including obtainment of Institutional Review Board approval, if appropriate, and subject informed consent.

50. Confidentiality of data

The recipient (and any subrecipient at any tier) must comply with all confidentiality requirements of 34 U.S.C. 10231 and 28 C.F.R. Part 22 that are applicable to collection, use, and revelation of data or information. The recipient further agrees, as a condition of award approval, to submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. Part 22 and, in particular, 28 C.F.R. 22.23.

51. Verification and updating of recipient contact information

The recipient must verify its Point of Contact(POC), Financial Point of Contact (FPOC), and Authorized Representative contact information in GMS, including telephone number and e-mail address. If any information is incorrect or has changed, a Grant Adjustment Notice (GAN) must be submitted via the Grants Management System (GMS) to document changes.



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52. Law enforcement task forces - required training

Within 120 days of award acceptance, each current member of a law enforcement task force funded with award funds who is a task force commander, agency executive, task force officer, or other task force member of equivalent rank, must complete required online (internet-based) task force training. Additionally, all future task force members must complete this training once during the period of performance for this award, or once every four years if multiple OJP awards include this requirement.

The required training is available free of charge online through the BJA-funded Center for Task Force Integrity and Leadership (www.ctfli.org). The training addresses task force effectiveness, as well as other key issues including privacy and civil liberties/rights, task force performance measurement, personnel selection, and task force oversight and accountability. If award funds are used to support a task force, the recipient must compile and maintain a task force personnel roster, along with course completion certificates.

Additional information regarding the training is available through BJA's web site and the Center for Task Force Integrity and Leadership (www.ctfli.org).

53. Justification of consultant rate

Approval of this award does not indicate approval of any consultant rate in excess of \$650 per day. A detailed justification must be submitted to and approved by the OJP program office prior to obligation or expenditure of such funds.

54. Submission of eligible records relevant to the National Instant Background Check System

Consonant with federal statutes that pertain to firearms and background checks -- including 18 U.S.C. 922 and 34 U.S.C. ch. 409 -- if the recipient (or any subrecipient at any tier) uses this award to fund (in whole or in part) a specific project or program (such as a law enforcement, prosecution, or court program) that results in any court dispositions, information, or other records that are "eligible records" (under federal or State law) relevant to the National Instant Background Check System (NICS), or that has as one of its purposes the establishment or improvement of records systems that contain any court dispositions, information, or other records that are "eligible records" (under federal or State law) relevant to the NICS, the recipient (or subrecipient, if applicable) must ensure that all such court dispositions, information, or other records that are "eligible records" (under federal or State law) relevant to the NICS are promptly made available to the NICS or to the "State" repository/database that is electronically available to (and accessed by) the NICS, and -- when appropriate -- promptly must update, correct, modify, or remove such NICS-relevant "eligible records".

In the event of minor and transitory non-compliance, the recipient may submit evidence to demonstrate diligent monitoring of compliance with this condition (including subrecipient compliance). DOJ will give great weight to any such evidence in any express written determination regarding this condition.



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55. Compliance with National Environmental Policy Act and related statutes

Upon request, the recipient (and any subrecipient at any tier) must assist BJA in complying with the National Environmental Policy Act (NEPA), the National Historic Preservation Act, and other related federal environmental impact analyses requirements in the use of these award funds, either directly by the recipient or by a subrecipient. Accordingly, the recipient agrees to first determine if any of the following activities will be funded by the grant, prior to obligating funds for any of these purposes. If it is determined that any of the following activities will be funded by the award, the recipient agrees to contact BJA.

The recipient understands that this condition applies to new activities as set out below, whether or not they are being specifically funded with these award funds. That is, as long as the activity is being conducted by the recipient, a subrecipient, or any third party, and the activity needs to be undertaken in order to use these award funds, this condition must first be met. The activities covered by this condition are:

a. New construction;

b. Minor renovation or remodeling of a property located in an environmentally or historically sensitive area, including properties located within a 100-year flood plain, a wetland, or habitat for endangered species, or a property listed on or eligible for listing on the National Register of Historic Places;

c. A renovation, lease, or any proposed use of a building or facility that will either (a) result in a change in its basic prior use or (b) significantly change its size;

d. Implementation of a new program involving the use of chemicals other than chemicals that are (a) purchased as an incidental component of a funded activity and (b) traditionally used, for example, in office, household, recreational, or education environments; and

e. Implementation of a program relating to clandestine methamphetamine laboratory operations, including the identification, seizure, or closure of clandestine methamphetamine laboratories.

The recipient understands and agrees that complying with NEPA may require the preparation of an Environmental Assessment and/or an Environmental Impact Statement, as directed by BJA. The recipient further understands and agrees to the requirements for implementation of a Mitigation Plan, as detailed at <https://bja.gov/Funding/nepa.html>, for programs relating to methamphetamine laboratory operations.

Application of This Condition to Recipient's Existing Programs or Activities: For any of the recipient's or its subrecipients' existing programs or activities that will be funded by these award funds, the recipient, upon specific request from BJA, agrees to cooperate with BJA in any preparation by BJA of a national or program environmental assessment of that funded program or activity.

56. Establishment of trust fund

If award funds are being drawn down in advance, the recipient (or a subrecipient, with respect to a subaward) is required to establish a trust fund account. Recipients (and subrecipients) must maintain advance payments of federal awards in interest-bearing accounts, unless regulatory exclusions apply (2 C.F.R. 200.305(b)(8)). The trust fund, including any interest, may not be used to pay debts or expenses incurred by other activities beyond the scope of the Edward Byrne Memorial Justice Assistance Grant Program (JAG). The recipient also agrees to obligate the award funds in the trust fund (including any interest earned) during the period of performance for the award and expend within 90 days thereafter. Any unobligated or unexpended funds, including interest earned, must be returned to OJP at the time of closeout.



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57. Prohibition on use of award funds for match under BVP program

JAG funds may not be used as the 50% match for purposes of the DOJ Bulletproof Vest Partnership (BVP) program.

58. Certification of body armor "mandatory wear" policies

If recipient uses funds under this award to purchase body armor, the recipient must submit a signed certification that law enforcement agencies receiving body armor purchased with funds from this award have a written "mandatory wear" policy in effect. The recipient must keep signed certifications on file for any subrecipients planning to utilize funds from this award for ballistic-resistant and stab-resistant body armor purchases. This policy must be in place for at least all uniformed officers before any funds from this award may be used by an agency for body armor. There are no requirements regarding the nature of the policy other than it be a mandatory wear policy for all uniformed officers while on duty.

59. Body armor - compliance with NIJ standards and other requirements

Ballistic-resistant and stab-resistant body armor purchased with JAG award funds may be purchased at any threat level, make or model, from any distributor or manufacturer, as long as the body armor has been tested and found to comply with applicable National Institute of Justice ballistic or stab standards and is listed on the NIJ Compliant Body Armor Model List (<https://nij.gov/topics/technology/body-armor/Pages/compliant-ballistic-armor.aspx>). In addition, ballistic-resistant and stab-resistant body armor purchased must be made in the United States and must be uniquely fitted, as set forth in 34 U.S.C. 10202(c)(1)(A). The latest NIJ standard information can be found here: <https://nij.gov/topics/technology/body-armor/pages/safety-initiative.aspx>.

60. Body armor - impact on eligibility for other program funds

The recipient understands that the use of funds under this award for purchase of body armor may impact eligibility for funding under the Bulletproof Vest Partnership (BVP) program, a separate program operated by BJA, pursuant to the BVP statute at 34 USC 10531(c)(5).

61. Reporting requirements

The recipient must submit quarterly Federal Financial Reports (SF-425) and semi-annual performance reports through OJP's GMS (<https://grants.ojp.usdoj.gov>). Consistent with the Department's responsibilities under the Government Performance and Results Act (GPRA) and the GPRA Modernization Act of 2010, the recipient must provide data that measure the results of its work. The recipient must submit quarterly performance metrics reports through BJA's Performance Measurement Tool (PMT) website (www.bjaperformancetools.org). For more detailed information on reporting and other JAG requirements, refer to the JAG reporting requirements webpage. Failure to submit required JAG reports by established deadlines may result in the freezing of grant funds and future High Risk designation.

62. Required data on law enforcement agency training

Any law enforcement agency receiving direct or sub-awarded funding from this JAG award must submit quarterly accountability metrics data related to training that officers have received on the use of force, racial and ethnic bias, de-escalation of conflict, and constructive engagement with the public.



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63. Expenditures prohibited without waiver

No funds under this award may be expended on the purchase of items prohibited by the JAG program statute, unless, as set forth at 34 U.S.C. 10152, the BJA Director certifies that extraordinary and exigent circumstances exist, making such expenditures essential to the maintenance of public safety and good order.

64. Authorization to obligate (federal) award funds to reimburse certain project costs incurred on or after October 1, 2018

The recipient may obligate (federal) award funds only after the recipient makes a valid acceptance of the award. As of the first day of the period of performance for the award (October 1, 2018), however, the recipient may choose to incur project costs using non-federal funds, but any such project costs are incurred at the recipient's risk until, at a minimum-- (1) the recipient makes a valid acceptance of the award, and (2) all applicable withholding conditions are removed by OJP (via a Grant Adjustment Notice). (A withholding condition is a condition in the award document that precludes the recipient from obligating, expending, or drawing down all or a portion of the award funds until the condition is removed.)

Except to the extent (if any) that an award condition expressly precludes reimbursement of project costs incurred "at-risk," if and when the recipient makes a valid acceptance of this award and OJP removes each applicable withholding condition through a Grant Adjustment Notice, the recipient is authorized to obligate (federal) award funds to reimburse itself for project costs incurred "at-risk" earlier during the period of performance (such as project costs incurred prior to award acceptance or prior to removal of an applicable withholding condition), provided that those project costs otherwise are allowable costs under the award.

Nothing in this condition shall be understood to authorize the recipient (or any subrecipient at any tier) to use award funds to "supplant" State or local funds in violation of the recipient's certification (executed by the chief executive of the State or local government) that federal funds will be used to increase the amounts of such funds that would, in the absence of federal funds, be made available for law enforcement activities.

65. Use of funds for DNA testing; upload of DNA profiles

If award funds are used for DNA testing of evidentiary materials, any resulting eligible DNA profiles must be uploaded to the Combined DNA Index System ("CODIS," the DNA database operated by the FBI) by a government DNA laboratory with access to CODIS.

No profiles generated under this award may be entered or uploaded into any non-governmental DNA database without prior express written approval from BJA.

Award funds may not be used for the purchase of DNA equipment and supplies unless the resulting DNA profiles may be accepted for entry into CODIS.

66. Encouragement of submission of "success stories"

BJA strongly encourages the recipient to submit annual (or more frequent) JAG success stories. To submit a success story, sign in to a My BJA account at [https:// www.bja.gov/ Login.aspx](https://www.bja.gov/Login.aspx) to access the Success Story Submission form. If the recipient does not yet have a My BJA account, please register at [https:// www.bja.gov/ profile.aspx](https://www.bja.gov/profile.aspx). Once registered, one of the available areas on the My BJA page will be "My Success Stories." Within this box, there is an option to add a Success Story. Once reviewed and approved by BJA, all success stories will appear on the BJA Success Story web page at [https:// www.bja.gov/ SuccessStoryList.aspx](https://www.bja.gov/ SuccessStoryList.aspx).



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67. Withholding of funds: Required certification from the chief executive of the applicant government

The recipient may not obligate, expend, or draw down any award funds until the recipient submits the required "Certifications and Assurances by the Chief Executive of the Applicant Government," properly-executed (as determined by OJP), and a Grant Adjustment Notice (GAN) has been issued to remove this condition.

68. Recipient integrity and performance matters: Requirement to report information on certain civil, criminal, and administrative proceedings to SAM and FAPIIS

The recipient must comply with any and all applicable requirements regarding reporting of information on civil, criminal, and administrative proceedings connected with (or connected to the performance of) either this OJP award or any other grant, cooperative agreement, or procurement contract from the federal government. Under certain circumstances, recipients of OJP awards are required to report information about such proceedings, through the federal System for Award Management (known as "SAM"), to the designated federal integrity and performance system (currently, "FAPIIS").

The details of recipient obligations regarding the required reporting (and updating) of information on certain civil, criminal, and administrative proceedings to the federal designated integrity and performance system (currently, "FAPIIS") within SAM are posted on the OJP web site at <https://ojp.gov/funding/FAPIIS.htm> (Award condition: Recipient Integrity and Performance Matters, including Recipient Reporting to FAPIIS), and are incorporated by reference here.

69. Withholding - DHS question attachment

The recipient may not obligate, expend or draw down funds until the Office of Justice Programs has received and approved the required application attachment(s) described in the program solicitation as "Information regarding Communication with the Department of Homeland Security (DHS) and/or Immigration and Customs Enforcement (ICE)," and has issued a Grant Adjustment Notice (GAN) releasing this special condition.

70. Withholding of funds: Budget narrative or information

The recipient may not obligate, expend, or draw down any award funds until the recipient submits, and OJP reviews and accepts, the required budget information or narrative for the award, and a Grant Adjustment Notice (GAN) has been issued to remove this condition.

71. Withholding of funds: Program narrative

The recipient may not obligate, expend, or draw down any award funds until the recipient submits, and OJP reviews and accepts, the program narrative for this award, and a Grant Adjustment Notice (GAN) has been issued to remove this condition.

72. Withholding of funds: NIBRS set-aside in Disparate jurisdictions

The recipient may not obligate, expend, or draw down any award funds until the recipient submits, and BJA reviews and accepts, documentation of compliance with the required NIBRS 3 percent set-aside by the recipient and each disparate subrecipient, and a Grant Adjustment Notice (GAN) has been issued to remove this condition. For each jurisdiction, including the recipient and disparate subrecipients, such documentation may be either (1) a budget that clearly documents that the jurisdiction has dedicated at least 3 percent of the total amount of their allocation to NIBRS compliance activities, or (2) documentation showing that the jurisdiction has been certified as NIBRS compliant.



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73. Withholding of funds: Memorandum of Understanding

The recipient may not obligate, expend, or draw down any award funds until OJP has reviewed and approved the Memorandum of Understanding (MOU), and a Grant Adjustment Notice (GAN) has been issued to remove this condition.

**2019 EDWARD BYRNE MEMORIAL JUSTICE
ASSISTANCE LOCAL SOLICITATION GRANT
MEMORANDUM OF UNDERSTANDING (MOU)**

This Memorandum of Understanding (MOU) is being executed by the following listed participating agencies (hereinafter “participating agencies”):

City of Coral Springs	City of Hollywood	City of Pembroke Pines
City of Dania Beach	City of Lauderdale Lakes	City of Plantation
Town of Davie	City of Lauderhill	City of Pompano Beach
City of Deerfield Beach	City of Miramar	City of Sunrise
City of Fort Lauderdale	City of North Lauderdale	City of Tamarac
City of Hallandale Beach	City of Oakland Park	Broward County

Nothing in this MOU should be construed as limiting or impeding the basic spirit of cooperation which exists between the participating agencies, listed above.

WHEREAS, Broward County has been identified as a “disparate” County; and

WHEREAS, the participating agencies have been identified as eligible jurisdictions able to collectively implement the objectives and goals of the Edward Byrne Memorial Justice Assistance Grant (hereinafter “JAG”); and

WHEREAS, the participating agencies have formed a working committee and developed a course of action to achieve the goals and objectives of the JAG Program; and

WHEREAS, the **City of Pompano Beach** has been selected through this MOU, to administer the program and serve as the fiscal agent for the disbursement of all funds received for the JAG Program.

THEREFORE, in consideration of the mutual terms, conditions, promises, and covenants hereinafter set forth, the participating agencies agree as follows:

Purpose

This MOU establishes the relationship between the parties for participation in the FY 2019 Edward Byrne Memorial Justice Assistance Grant (JAG) Local Solicitation Grant Program (Award Number 2019-DJ-BX-0432).

Procedures

1. The **City of Pompano Beach, Florida** will serve as the lead agency and grant administrator for the agencies in Broward County, Florida, participating in the JAG Program. Pursuant to the JAG Program guidelines, funding for the JAG Program will be provided to the **City of Pompano Beach**.

2. The **City of Pompano Beach** shall then disperse the funds to the parties in the amounts determined by the JAG Program. For municipalities that currently contract with BSO for law enforcement services, BSO shall retain the funds for use in the appropriate BSO Districts pursuant to the contracts for law enforcement services.

3. Each party shall be responsible for submitting its own application for their individual JAG Program to the **City of Pompano Beach**. The **City of Pompano Beach**, Grants Management Office, will prepare the single application to include the Program Narrative and Budget Narrative, and shall submit the application to the Department of Justice.

Below is the list of awards for each of the eighteen jurisdictions:

2019 EDWARD BYRNE MEMORIAL JAG AWARDS

Jurisdiction Name	Award Amount
Broward County	20,901.60
City of Coral Springs	14,778.00
City of Dania Beach	12,765.60
Town of Davie	15,340.50
City of Deerfield Beach	20,252.70
City of Fort Lauderdale	74,280.60
City of Hallandale Beach	14,540.40
City of Hollywood	36,069.30
City of Lauderdale Lakes	17,937.00
City of Lauderhill	41,002.20
City of Miramar	28,258.20
City of North Lauderdale	14,799.60
City of Oakland Park	15,924.60
City of Pembroke Pines	22,351.50
City of Plantation	15,622.20
City of Pompano Beach	111,378.70 *
City of Sunrise	15,405.30
City of Tamarac	10,278.00
Total	\$501,886

*10% of the \$501,886 grant award will be used for administrative purposes; City of Pompano Beach will receive an administrative fee of 10% (\$50,188.60) for costs associated with implementing 2019 JAG.

Term and Termination

1. This MOU shall remain in effect from October 1, 2018 through September 30, 2022, and its continuation shall be subject to the availability of necessary funding from the JAG Program.

2. A participating agency may withdraw from this agreement at any time by providing thirty (30) days written notice of its intent to withdraw to all other participating agencies.

3. This MOU may be terminated upon the written consent of all parties to this MOU.

Amendments

This MOU may be modified at any time upon the written agreement of all of the participating agencies.

Insurance and Indemnification

1. Each party agrees to maintain its own comprehensive general liability insurance, **professional liability insurance, automobile liability insurance and workers' compensation insurance policy or maintain a self-insuring fund for the term of the Agreement in the amounts determined by each party to adequately insure said party's liability assumed** herein, but in no event shall such coverage be less than the amount of statutory waiver of sovereign immunity. The participating agencies agree to provide the **City of Pompano Beach** within thirty (30) days of entering this Agreement with proof of insurance if requested.

2. Each party shall be responsible for the negligent acts or omissions of their respective employees in accordance with § 768.28, F. S. and nothing herein shall be deemed a waiver of those protections.

Guidelines

In performing its duties, responsibilities and obligations pursuant to this Agreement, each party agrees to: (i) adhere to the requirement standards set forth in the Office of Justice Programs' *Financial Guide*, as amended and Federal OMB Circular A-133, as applicable; and (ii) , the special conditions FY 2019 Edward Byrne Memorial Justice Assistance Grant (JAG) Local Solicitation Grant Award issued by DOJ. All participating agencies shall enter into a formal sub-award agreement between the **City of Pompano Beach** as Sub-award Grantor and the participating agency as the Sub-award Grantee in a form substantially similar to the attached Exhibit 1.

Records

1. Each party understands that any and all records created as a result of participating in this Program may be subject to public disclosure pursuant to the Public Records Statute, § 119.07, F.S., and shall be responsible for compliance with any public records request served upon it and any resultant award of attorney's fees for noncompliance.

2. Each party shall maintain its own respective records and documents associated with the MOU sufficient to demonstrate compliance with the terms of this Agreement for a period of five (5) years from the date of execution of the MOU and shall allow the **City of Pompano Beach** access to such records upon request.

3. Each party, its employees or agents, shall allow access to its records concerning this MOU at reasonable times to the **City of Pompano Beach**, its employees, and agents. The

term “agents” shall include, but is not limited to, auditors retained or employed by the **City of Pompano Beach**. The term “reasonable” shall be construed according to the individual party circumstances but ordinarily shall mean during normal business hours of 8:00 a.m. to 5:00 p.m., local time, Monday through Friday.

4. Upon reasonable notice, the participating agency shall provide the **City of Pompano Beach** with any additional documentation, information, or reports as may be required by the **City of Pompano Beach**.

Execution

This agreement may be executed in counterparts each of which shall be deemed an original and all of which together shall be considered one and the same agreement.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

"CITY":

Witnesses:

CITY OF POMPANO BEACH

By: _____
REX HARDIN, MAYOR

By: _____
GREGORY P. HARRISON, CITY MANAGER

Attest:

ASCELETA HAMMOND
CITY CLERK

(SEAL)

Approved As To Form:

MARK E. BERMAN
CITY ATTORNEY

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me, by means of ☐ physical presence or ☐ online notarization, this _____ day of _____, 2020, by **REX HARDIN** as Mayor, **GREGORY P. HARRISON** as City Manager and **ASCELETA HAMMOND** as City Clerk of the City of Pompano Beach, Florida, a municipal corporation, on behalf of the municipal corporation, who are personally known to me.

NOTARY'S SEAL:

NOTARY PUBLIC, STATE OF FLORIDA

(Name of Acknowledger Typed, Printed or Stamped)

Commission Number

:jrm
5/19/2020
L:agr/finance/2020-726

**U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS**

Edward Byrne Justice Assistance Grant Program FY 2019 Local Solicitation

Certifications and Assurances by the Chief Executive of the Applicant Government

On behalf of the applicant unit of local government named below, in support of that locality's application for an award under the FY 2019 Edward Byrne Justice Assistance Grant ("JAG") Program, and further to 34 U.S.C. § 10153(a), I certify to the Office of Justice Programs ("OJP"), U.S. Department of Justice ("USDOJ"), that all of the following are true and correct:

1. I am the chief executive of the applicant unit of local government named below, and I have the authority to make the following representations on my own behalf as chief executive and on behalf of the applicant unit of local government. I understand that these representations will be relied upon as material in any OJP decision to make an award, under the application described above, to the applicant unit of local government.
2. I certify that no federal funds made available by the award (if any) that OJP makes based on the application described above will be used to supplant local funds, but will be used to increase the amounts of such funds that would, in the absence of federal funds, be made available for law enforcement activities.
3. I assure that the application described above (and any amendment to that application) was submitted for review to the governing body of the unit of local government (e.g., city council or county commission), or to an organization designated by that governing body, not less than 30 days before the date of this certification.
4. I assure that, before the date of this certification— (a) the application described above (and any amendment to that application) was made public; and (b) an opportunity to comment on that application (or amendment) was provided to citizens and to neighborhood or community-based organizations, to the extent applicable law or established procedure made such an opportunity available.
5. I assure that, for each fiscal year of the award (if any) that OJP makes based on the application described above, the applicant unit of local government will maintain and report such data, records, and information (programmatic and financial), as OJP may reasonably require.
6. I have carefully reviewed 34 U.S.C. § 10153(a)(5), and, with respect to the programs to be funded by the award (if any), I hereby make the certification required by section 10153(a)(5), as to each of the items specified therein.

Signature of Chief Executive of the Applicant Unit of
Local Government

Date of Certification

Printed Name of Chief Executive

Title of Chief Executive

Name of Applicant Unit of Local Government



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-471

Agenda Date: 7/7/2020

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

Presentation of Other Post-Employment Benefits (OPEB) Report by Foster and Foster Actuaries and Consultants.

Background/History

The valuation results presented in this report have been prepared in accordance with the Governmental Accounting Standards Board (GASB) 75 for the City of Deerfield Beach's Other Post Employment Benefits (OPEB) Program, based on the actuarial valuation performed as of September 30 2018. GASB 75 requires employers to recognize the Net OPEB (Other Post Employment Benefits) Liability and the OPEB expense in their financial statements, along with the related deferred outflows and inflows of resources. The primary objective of GASB 75 is to improve accounting and financial reporting by state and local governments for postemployment benefits other than pensions. It is also intended to improve information provided by state and local governmental employers about financial support for OPEB that is provided by other entities.



City of Deerfield Beach

150 NE 2nd Ave
Deerfield Beach, FL
33441
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CITY OF DEERFIELD BEACH
OTHER POSTEMPLOYMENT BENEFITS PROGRAM

GASB 75 DISCLOSURE INFORMATION FOR THE
FISCAL YEAR ENDING SEPTEMBER 30, 2019



June 11, 2020

Ms. Sophia Taylor
Chief Financial Officer
City of Deerfield Beach
150 N.E. 2nd Avenue
Deerfield Beach, FL 33441

Re: City of Deerfield Beach – FYE September 30, 2019 GASB 75 Report

Dear Ms. Taylor:

We are pleased to present to the City this report of the annual actuarial valuation of the City of Deerfield Beach's Other Postemployment Benefits (OPEB) Program. This valuation was performed to determine annual expenses associated with providing OPEB benefits, the current funded status of the Plan, and to provide all necessary schedules required to comply with the Governmental Accounting Standards Board No. 75.

The measurements shown in this actuarial valuation may not be applicable for other purposes. Future actuarial measurements may differ significantly from the current measurements presented in this report due to factors such as the following: plan experience differing from that anticipated by the economic or demographic assumptions; changes in economic or demographic assumptions; increases or decreases expected as part of the natural operation of the methodology used for these measurements (such as the end of an amortization period); and changes in plan provisions or applicable law. Due to the limited scope of this report, we did not provide an analysis of these potential differences.

The valuation has been conducted in accordance with generally accepted actuarial principles and practices, including the applicable Actuarial Standards of Practice as issued by the Actuarial Standards Board, and reflects all applicable federal laws and regulations. In our opinion, the assumptions used in this valuation, as adopted by the City, represent reasonable expectations of anticipated plan experience.

In conducting the valuation, we have relied on personnel and plan design information supplied by the City personnel, and the actuarial assumptions and methods described in the Actuarial Assumptions section of this report. While we cannot verify the accuracy of all this information, the supplied information was reviewed for consistency and reasonableness. Because of this review, we have no reason to doubt the substantial accuracy of the information and believe that it has produced appropriate results. This information, along with any adjustments or modifications, is summarized in various sections of this report.

The total OPEB liability and certain sensitivity information shown in this report are based on an actuarial valuation performed as of September 30, 2018. It is our opinion that the assumptions used for this purpose are internally consistent, reasonable, and comply with the requirements under GASB No. 75.

The undersigned are familiar with the immediate and long-term aspects of OPEB valuations and meet the Qualification Standards of the American Academy of Actuaries necessary to render the actuarial opinions contained herein. All the sections of this report are considered an integral part of the actuarial opinions.

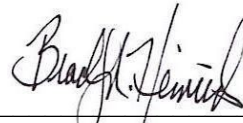
To our knowledge, no associate of Foster & Foster, Inc. working on valuations of the program has any direct financial interest or indirect material interest in the City of Deerfield Beach, nor does anyone at Foster & Foster, Inc. act as a member of the City Commission of the City of Deerfield Beach. Thus, there is no relationship existing that might affect our capacity to prepare and certify this actuarial report.

If there are any questions, concerns, or comments about any of the items contained in this report, please contact either Brad or Jason at 239 433-5500.

Respectfully submitted,

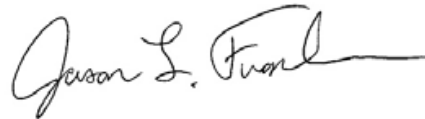
Foster & Foster, Inc.

By:



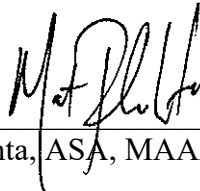
Bradley R. Heinrichs, FSA, EA, MAAA

By:



Jason L. Franken, FSA, EA, MAAA

By:



Matt Plachta, ASA, MAAA

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SECTION 1 – Executive Summary

SECTION 1 – EXECUTIVE SUMMARY

The valuation results presented in this report have been prepared in accordance with the Government Accounting Standards Board Statement 75 (GASB 75) for the City of Deerfield Beach’s Other Postemployment Benefits (OPEB) Program, based on the actuarial valuation performed as of September 30, 2018. For purposes of this valuation, Medical and Life Insurance OPEBs were taken into consideration. Premiums for the Dental and insurances are assumed to cover the entire cost of the respective benefits.

The results of this valuation are based on a Measurement Date of September 30, 2018 and are applicable to the fiscal year ending September 30, 2019. The following table shows the key components of the City’s OPEB valuation for the fiscal year ending September 30, 2019 under GASB 75.

Total OPEB Liability as of the Measurement Date	\$ 30,482,709
OPEB Expense For the Fiscal Year ending September 30, 2019	\$ (25,282,320)
Covered Employee Payroll	\$ 21,293,411
City's Total OPEB Liability as a percentage of Covered Employee Payroll	143.16%

Census Information as of September 30, 2018:

Active Participants	357
Retirees, Beneficiaries, and Disabled Members	211
Covered Spouses	33
Total Participants	<u>601</u>

SECTION 1 – Executive Summary

City Funding Policy:

The Plan is not funded through a Trust. The contributions made to the program are assumed to be the benefits paid to retirees and administrative expenses.

Changes Since the Previous Valuation:

- The census data reflects changes in status for the twenty-four-month (24) period since October 1, 2016.
- The annual per capita claims costs have been updated. The premium rates have also been updated to use the rates effective for calendar year 2020, adjusted with assumed medical trend rates to the valuation date.
- The prior valuation took into account the possibility of an Excise Tax mandated by the Affordable Care Act. The result of this consideration was a 7.0% expense load on the Actuarial Accrued Liability. This tax has since been repealed and no longer needs to be taken into account. The 7.0% expense load was removed for the current valuation.
- The current valuation takes into account changes to the Plan's benefit structure since the previous valuation. The Plan no longer subsidizes: 1) post-65 retiree medical premiums, 2) retiree dental premiums, and 3) retiree vision premiums. These changes were reflected as a change in benefits and are recognized in full through OPEB Expense for the 2019 fiscal year.
- Mortality rates are those used in Milliman's July 1, 2018 actuarial valuation of the Florida Retirement System.
- Health care inflation rates have been updated to reflect recent healthcare trend rate surveys, blended with the long-term rates from the Getzen model published by the Society of Actuaries.

SECTION 1 – Executive Summary

- The GASB 75 discount rate as of the measurement date is 3.64%. The GASB 75 discount rate is based on the 20-year municipal bond rate published as of September 30, 2018.

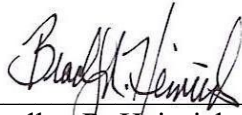
Governmental Accounting Standard No. 75:

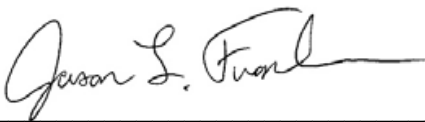
GASB 75 requires governmental employers to recognize the Net OPEB Liability and the OPEB expense in their financial statements, along with the related deferred outflows and inflows of resources. GASB 75 is similar to GASB 68 for pensions. Under GASB 75, the Net OPEB Liability is the difference between the Total OPEB Liability (i.e. Actuarial Accrued Liability) and the Plan's Fiduciary Net Position (i.e. assets). For unfunded plans, the OPEB liability recorded on the employer's balance sheet is equal to the Total OPEB Liability.

The balance of this report presents additional details of the actuarial valuation and the general operation of the Fund. The undersigned would be pleased to meet with the City Commission to discuss the report and any pending questions concerning its contents.

Respectfully submitted,

FOSTER & FOSTER, INC.

By: 
Bradley R. Heinrichs, FSA, EA, MAAA

By: 
Jason L. Franken, FSA, EA, MAAA

SECTION 2 – Notes to Financial Statements

SECTION 2 – NOTES TO THE FINANCIAL STATEMENTS
(For the Year Ended September 30, 2019)

GENERAL INFORMATION ABOUT THE OPEB PLAN

Plan Description:

The City of Deerfield Beach’s Retiree Health Care Plan (Plan) is a single employer defined benefit postemployment health care plan that covers eligible retired employees of the City. The Plan, which is administered by the City, allows employees who retire and meet retirement eligibility requirements under one of the City’s retirement plans to continue health and life insurance coverage as a participant in the City’s plan. For purposes of applying Paragraph 4 under Statement No. 75, Accounting and Financial Reporting for Postemployment Benefits Other Than Pensions, the Plan does not meet the requirements for an OPEB plan administered through a trust.

Employees Covered by Benefit Terms:

At September 30, 2018, the following employees were covered by the benefit terms:

Inactive Plan Members, or Beneficiaries Currently Receiving Benefits	211
Inactive Plan Members Entitled to But Not Yet Receiving Benefits	-
Active Plan Members	357
	<u>568</u>

Benefits Provided:

A retired employee and his or her spouse and eligible dependents are eligible to continue health insurance identical to active employees if they meet the eligibility for retirement under the applicable retirement plan. The City pays a significant amount of the premiums for the retiree only until the age of 65. The retiree is responsible for the full premium at age 65 and beyond. The retiree pays any cost associated with dependent coverage.

Retirees may elect dental and vision coverage under the Plan. The retiree is responsible for the full premium for each. Premiums are assumed to cover the cost of dental and vision benefits.

Retirees may elect life insurance coverage under the Plan. The retiree is responsible for the full monthly premium.

Though the City’s retiree health insurance plan is now only open to General Employees and Firefighters either retired or with 20 years of service by October 1, 2011, Police and Firefighters who opted to transfer to and participate in the Broward County Sheriff’s Plan are also eligible for a retiree health benefit from the City. The City subsidizes a portion of the monthly premium under the BSO retiree health plan for eligible Police Officers and Firefighters.

SECTION 2 – Notes to Financial Statements

Benefits Provided (continued)

For retired Police Officers in the BSO Plan, the City contributes an amount equal to the excess of the employee only premium over the BSO contribution, provided this amount does not exceed the contribution the retiree would have received as a member of the City's Retiree health plan. No contribution is made toward dependent premiums.

For retired Firefighters in the BSO Plan, the City reimburses up to 90% of the employee only premium and 40% of the dependent premium as of September 29, 2011. This maximum amount is not assumed to increase and is disclosed in the respective Letter of Understanding.

SECTION 2 – Notes to Financial Statements

TOTAL OPEB LIABILITY

The measurement date is September 30, 2018.
The measurement period for the OPEB expense was October 1, 2017 to September 30, 2018.
The reporting period is October 1, 2018 through September 30, 2019.

The City’s Total OPEB Liability was measured as of September 30, 2018.

Actuarial Assumptions:

The Total OPEB Liability was determined by an actuarial valuation as of September 30, 2018, using the following actuarial assumptions:

Inflation Rate	2.50%
Salary Increase Rate(s)	Varies by Service
Discount Rate	3.64%
Initial Trend Rate	8.00%
Ultimate Trend Rate	4.00%
Years to Ultimate	56

All mortality rates were based on the RP-2000 mortality tables. All mortality rates are those outlined in Milliman’s July 1, 2018 Florida Retirement System (FRS) valuation report.

Mortality - Active Lives:

For female lives, 100% of the Combined Healthy White-Collar table was used. For male (non-special risk) lives, a 50% Combined Healthy White-Collar table, 50% Combined Healthy Blue-Collar table blend was used. For male special risk lives, a 10% Combined Healthy White-Collar table, 90% Combined Healthy Blue-Collar table blend was used. All tables include fully generational adjustments for mortality improvements using improvement scale BB.

Mortality - Inactive Healthy Lives:

For female lives, 100% of the Annuitant White-Collar table was used. For male (non-special risk) lives, a 50% Annuitant White-Collar table, 50% Annuitant Blue-Collar table blend was used. For male special risk lives, a 10% Annuitant White-Collar table, 90% Annuitant Blue-Collar table blend was used. All tables include fully generational adjustments for mortality improvements using improvement scale BB.

SECTION 2 – Notes to Financial Statements

Actuarial Assumptions (Continued):

Mortality - Disabled Lives:

For female lives, 100% of the Disabled Female table was used, set forward two years. For male lives, 100% of the Disabled Male table was used, set back four years. Disabled mortality has not been adjusted for mortality improvements.

Discount Rate:

Given the City's decision not to fund the program, all future benefit payments were discounted using a high-quality municipal bond rate of 3.64%. The high-quality municipal bond rate was based on the measurement date of the S&P Municipal Bond 20 Year High Grade Rate Index as published by S&P Dow Jones Indices. The S&P Municipal 20 Year High Grade Rate Index consists of bonds in the S&P Municipal Bond Index with a maturity of 20 years. Eligible bonds must be rated at least AA by Standard and Poor's Ratings Services, Aa2 by Moody's or AA by Fitch. If there are multiple ratings, the lowest rating is used.

SECTION 2 – Notes to Financial Statements

CHANGE IN TOTAL OPEB LIABILITY

		Increases and (Decreases) in Total OPEB Liability
Reporting Period Ending September 30, 2018	\$	76,720,072
Changes for the Year:		
Service Cost		3,203,104
Interest		2,753,484
Differences Between Expected and Actual Experience		(24,830,544)
Changes of Assumptions		1,419,623
Changes of Benefit Terms		(26,256,835)
Contributions - Employer		-
Benefit Payments		(2,526,195)
Other Changes		-
Net Changes		(46,237,363)
Reporting Period Ending September 30, 2019	\$	30,482,709

Difference Between Expected and Actual Experience reflects the impact of changes to the census data from the prior valuation to the valuation as of September 30, 2018.

Changes of benefit terms reflects changes in the benefits offered by the Plan since the previous valuation. The Plan no longer subsidizes retiree health premiums after age 65, retiree dental premiums and retire vision premiums.

Changes of Assumptions reflect a change in the discount rate from 3.50% for the reporting period ended September 30, 2018, to 3.64% for the reporting period ended September 30, 2019. Also reflected under changes of assumptions:

- Update health care costs and premiums,
- Updated health care cost trend rates, and
- Removal of the 7.0% expense load accounting for the possibility of a future Excise Tax.

SECTION 2 – Notes to Financial Statements

Sensitivity of the Total OPEB Liability to changes in the Discount Rate:

The following presents the Total OPEB Liability of the City, as well as what the City's Total OPEB Liability would be if it were calculated using a discount rate that is one percentage-point lower or one percentage-point higher than the current discount rate:

	1% Decrease 2.64%	Current Discount Rate 3.64%	1% Increase 4.64%
Total OPEB Liability (Asset)	\$ 36,446,257	\$ 30,482,709	\$ 25,929,962

Sensitivity of the Total OPEB Liability to changes in the Healthcare Cost Trend Rates:

The following presents the Total OPEB Liability of the City, as well as what the City's Total OPEB Liability would be if it were calculated using healthcare cost trend rates that are one percentage-point lower or one percentage-point higher than the current healthcare cost trend rates:

	1% Decrease 3.00% - 7.00%	Healthcare Cost Trend Rates 4.00% - 8.00%	1% Increase 5.00% - 9.00%
Total OPEB Liability (Asset)	\$ 25,978,012	\$ 30,482,709	\$ 36,507,313

SECTION 3 – GASB 75 Disclosure Schedules

SECTION 3 – GASB 75 DISCLOSURE SCHEDULES

OPEB EXPENSE AND DEFERRED OUTFLOWS OF RESOURCES AND DEFERRED INFLOWS OF RESOURCES RELATED TO OPEB

For the year ended September 30, 2019, the City will recognize OPEB Expense/(Revenue) of \$(25,282,320).

On September 30, 2019, the City reported Deferred Outflows of Resources and Deferred Inflows of Resources related to OPEB from the following sources:

	Deferred Outflows of Resources	Deferred Inflows of Resources
Differences Between Expected and Actual Experience	\$ -	\$ 20,692,120
Changes of Assumptions	1,183,019	2,916,685
Employer Contributions Subsequent to the Measurement Date	1,404,588	-
Total	<u>\$ 2,587,607</u>	<u>\$ 23,608,805</u>

Amounts reported as Deferred Outflows of Resources and Deferred Inflows of Resources related to OPEB will be recognized in OPEB Expense as follows:

Year ended September 30:	
2020	\$ (4,982,073)
2021	\$ (4,982,073)
2022	\$ (4,657,999)
2023	\$ (3,901,820)
2024	\$ (3,901,821)
Thereafter	\$ -

SECTION 3 – GASB 75 Disclosure Schedules

SCHEDULE OF CHANGES IN THE CITY'S TOTAL OPEB LIABILITY AND RELATED RATIOS Last 10 Fiscal Years

Reporting Period Ending	09/30/2019	09/30/2018
Measurement Date	09/30/2018	09/30/2017
Total OPEB Liability		
Service Cost	\$ 3,203,104	\$ 3,021,796
Interest	2,753,484	2,490,545
Changes of Benefit Terms	(26,256,835)	-
Differences Between Expected and Actual Experience	(24,830,544)	-
Changes of Assumptions	1,419,623	(5,077,191)
Benefit Payments	(2,526,195)	(2,051,208)
Net Change in Total OPEB Liability	(46,237,363)	(1,616,058)
Total OPEB Liability - Beginning	76,720,072	78,336,130
Total OPEB Liability - Ending	<u>\$ 30,482,709</u>	<u>\$ 76,720,072</u>
 Covered Employee Payroll	 \$ 21,293,411	 \$ 23,857,562
 City's Total OPEB Liability as a Percentage of Covered Employee Payroll	 143.16%	 321.58%

Notes to Schedule:

Difference Between Expected and Actual Experience. Difference Between Expected and Actual Experience reflects the impact of changes to the census data from the prior valuation to the valuation as of September 30, 2018.

Changes of Benefit Terms. Changes of benefit terms reflects changes in the benefits offered by the Plan since the previous valuation. The Plan no longer subsidizes retiree health premiums after age 65, retiree dental premiums and retire vision premiums.

Changes of assumptions. Changes of assumptions and other inputs reflect the effects of changes in the discount rate each period. The following are the discount rates used in each period:

Fiscal Year Ending September 30, 2019:	3.64%
Fiscal Year Ending September 30, 2018:	3.50%
Fiscal Year Ending September 30, 2017:	3.10%

Also reflected under changes of assumptions:

- Update health care costs and premiums,
- Updated health care cost trend rates, and
- Removal of the 7.0% expense load accounting for the possibility of a future Excise Tax.

SECTION 4 – Expense Development and Amortization Schedules

SECTION 4 – EXPENSE DEVELOPMENT AND AMORTIZATION SCHEDULES

The following information is not required to be disclosed under GASB 75 but is provided for informational purposes.

SECTION 4 – Expense Development and Amortization Schedules

COMPONENTS OF OPEB EXPENSE

(For the Year Ended September 30, 2019)

	Total OPEB Liability	Deferred Inflows	Deferred Outflows	OPEB Expense
Beginning Balance	\$ 76,720,072	\$ 3,996,938	\$ 2,526,195	\$ -
Employer Contributions Made After September 30, 2018	-	-	1,404,588	-
Total OPEB Liability Factors:				
Service Cost	3,203,104	-	-	3,203,104
Interest	2,753,484	-	-	2,753,484
Changes in Benefit Terms	(26,256,835)	-	-	(26,256,835)
Differences between Expected and Actual Experience with Regard to Economic or Demographic Assumptions	(24,830,544)	24,830,544	-	-
Current Year Amortization of Experience Difference	-	(4,138,424)	-	(4,138,424)
Change in Assumptions About Future Economic or Demographic Factors or Other Inputs	1,419,623	-	1,419,623	-
Current Year Amortization of Change in Assumptions	-	(1,080,253)	(236,604)	(843,649)
Benefit Payments	(2,526,195)	-	-	-
Net change	<u>\$ (46,237,363)</u>	<u>\$ 19,611,867</u>	<u>\$ 2,587,607</u>	<u>\$ (25,282,320)</u>
Pay-As-You Go Related Costs:				
Contributions - Employer	\$ 2,526,195	\$ -	\$ (2,526,195)	\$ -
Benefit Payments	(2,526,195)	-	-	-
Administrative Expenses	-	-	-	-
Other	-	-	-	-
Net change	<u>-</u>	<u>-</u>	<u>(2,526,195)</u>	<u>-</u>
Ending Balance	<u>\$ 30,482,709</u>	<u>\$ 23,608,805</u>	<u>\$ 2,587,607</u>	<u>\$ (25,282,320)</u>

Notes to Schedule:

The Plan is not funded through a trust, however, certain "Pay-As-You-Go" related costs must still be considered when developing the OPEB expense.

SECTION 4 – Expense Development and Amortization Schedules

AMORTIZATION SCHEDULE – DUE TO RECOGNITION OF THE EFFECTS OF ASSUMPTION CHANGES

Increase (Decrease) in OPEB Expense Arising from the Recognition of the Effects of Changes of Assumptions

Measurement Year	Assumption Changes	Recognition Period (Years)	2019	2020	2021	2022	2023	2024	2025	2026	2027
2017	\$ (5,077,191)	4.7	\$ (1,080,253)	\$ (1,080,253)	\$ (1,080,253)	\$ (756,179)	\$ -	\$ -	\$ -	\$ -	-
2018	1,419,623	6.0	236,604	236,604	236,604	236,604	236,604	236,603	-	-	-
Net Increase (Decrease) in OPEB Expense			\$ (843,649)	\$ (843,649)	\$ (843,649)	\$ (519,575)	\$ 236,604	\$ 236,603	\$ -	\$ -	-

SECTION 4 – Expense Development and Amortization Schedules

AMORTIZATION SCHEDULE – DUE TO DIFFERENCES BETWEEN EXPECTED AND ACTUAL EXPERIENCE

Increase (Decrease) in OPEB Expense Arising from the Recognition of the Effects of Differences between Expected and Actual Experience												
Measurement Year	Differences Between Expected and Actual Experience	Recognition Period (Years)	2019	2020	2021	2022	2023	2024	2025	2026	2027	
2017	\$ -	4.7	-	-	-	-	-	-	\$ -	\$ -	\$ -	-
2018	(24,830,544)	6.0	(4,138,424)	(4,138,424)	(4,138,424)	(4,138,424)	(4,138,424)	(4,138,424)	-	-	-	-
Net Increase (Decrease) in OPEB Expense			\$ (4,138,424)	\$ (4,138,424)	\$ (4,138,424)	\$ (4,138,424)	\$ (4,138,424)	\$ (4,138,424)	\$ -	\$ -	\$ -	-

SECTION 5 – Per Capita Claims Costs and Contribution Amounts

SECTION 5 – PER CAPITA CLAIMS COSTS AND CONTRIBUTION AMOUNTS

Per capita claims costs below were developed using age adjusted premiums. Age-morbidity factors below were applied to develop relative age banded costs as well as costs for both male and female participants relative to the age 65 male per capita claims cost of \$18,377. The age-morbidity factors were developed based on a study performed by Dale Yamamoto for the Society of Actuaries (https://www.healthcostinstitute.org/images/pdfs/Age-Curve-Study_0.pdf).

Age	Age Morbidity Factors		Per Capita Claims Cost	
	Male	Female	Male	Female
20	0.1587	0.1936	\$ 2,917	\$ 3,557
25	0.1826	0.2599	3,356	4,776
30	0.2246	0.3227	4,128	5,930
35	0.2762	0.3598	5,075	6,612
40	0.3389	0.4029	6,228	7,404
45	0.4179	0.4681	7,679	8,602
50	0.5239	0.5613	9,628	10,315
55	0.6541	0.6684	12,020	12,284
60	0.8134	0.8060	14,947	14,811
65	0.4950	0.4879	9,096	8,966
70	0.5653	0.5574	10,388	10,243
75	0.6403	0.6329	11,767	11,631
80	0.6932	0.6871	12,738	12,627
85	0.7421	0.7377	13,638	13,557
90+	0.7317	0.7248	13,446	13,319

Premium rates shown below are calendar year 2020 rates trended back to the valuation date using an appropriate medical inflation rate.

	Annual Premium Rate		
	Silver	Gold	Platinum
Employee	\$ 6,669	\$ 8,439	\$ 10,881
Spouse	\$ 7,431	\$ 9,283	\$ 11,969
City Contribution	\$ 6,335	\$ 7,595	\$ 9,249

SECTION 6 – Member Statistics

SECTION 6 – MEMBER STATISTICS

STATISTICAL DATA

	<u>9/30/2018</u>
Number of Active Participants	
Eligible for Retiree Health Benefits	98
Not Yet Eligible for Retiree Health benefits	259
Total	<u>357</u>
 Average Current Age	49.0
Average Age at Employment	37.2
Average Past Service	11.8
 Covered Employee Payroll	\$ 21,293,411
Average Salary	59,645
 Number of Inactives Receiving Benefits	
Retirees, Beneficiaries, and Disabled Members	211
Covered Spouses	33
Total	<u>244</u>
 Average Current Ages	
Retirees, Beneficiaries, and Disabled Members	68.5
Covered Spouses	60.5
All Inactives	67.4

SECTION 6 – Member Statistics

AGE AND SERVICE DISTRIBUTION

AGE	TOTAL PAST SERVICE										Total
	<1	1-4	5-9	10-14	15-19	20-24	25-29	30-34	35-39	40+	
<25	3	2	0	0	0	0	0	0	0	0	5
25 - 29	8	14	1	0	0	0	0	0	0	0	23
30 - 34	10	15	7	2	0	0	0	0	0	0	34
35 - 39	4	8	3	8	0	0	0	0	0	0	23
40 - 44	6	19	5	13	0	2	0	0	0	0	45
45 - 49	2	12	4	11	4	3	3	0	0	0	39
50 - 54	7	9	5	14	9	5	4	3	0	0	56
55 - 59	3	16	2	7	6	11	11	10	3	0	69
60 - 64	1	5	1	7	7	6	10	4	3	1	45
65+	0	6	1	2	4	0	3	2	0	0	18
Total	44	106	29	64	30	27	31	19	6	1	357

SECTION 7 – Actuarial Assumptions and Funding Methods

SECTION 7 – ACTUARIAL ASSUMPTIONS AND FUNDING METHODS

ACTUARIAL ASSUMPTIONS

<u>Valuation Date</u>	September 30, 2018.
<u>Measurement Date</u>	September 30, 2018.
<u>Fiscal Year End</u>	September 30, 2019.
<u>Discount Rate</u>	3.64%. Based on the September 27, 2018 Bond Buyer 20-Bond Index, as published by the Federal Reserve.
<u>Mortality Rates</u> General	<i>Active Lives:</i> Female: RP2000 Generational, 100% Combined Healthy White Collar, Scale BB Male: RP2000 Generational, 50% Combined Healthy White Collar / 50% Combined Healthy Blue Collar, Scale BB <i>Inactive Healthy Lives:</i> Female: RP2000 Generational, 100% Annuitant White Collar, Scale BB Male: RP2000 Generational, 50% Annuitant White Collar / 50% Annuitant Blue Collar, Scale BB <i>Disabled Lives:</i> Female: 100% RP2000 Disabled Female set forward two years Male: 100% RP2000 Disabled Male setback four years
Fire & Police	<i>Active Lives:</i> Female: RP2000 Generational, 100% Combined Healthy (previously Annuitant) White Collar, Scale BB Male: RP2000 Generational, 10% Combined Healthy (previously Annuitant) White Collar / 90% Combined Healthy (previously Annuitant) Blue Collar, Scale BB

SECTION 7 – Actuarial Assumptions and Funding Methods

Inactive Healthy Lives:
Female: RP2000 Generational, 100% Annuitant White Collar, Scale BB
Male: RP2000 Generational, 10% Annuitant White Collar / 90% Annuitant Blue Collar, Scale BB

Disabled Lives:
Female: 60% RP2000 Disabled Female set forward two years / 40% Annuitant White Collar with no setback, no projection scale
Male: 60% RP2000 Disabled Male setback four years / 40% Annuitant White Collar with no setback, no projection.

The assumed rates of mortality are mandated by Chapter 2015-157, Laws of Florida. This law mandates the use of the assumption used in either of the two most recent valuations of the Florida Retirement System (FRS). The above rates are those outlined in the July 1, 2018 FRS actuarial valuation report for non-special risk lives. We feel this assumption sufficiently

Retirement Rates

General

100% at the earlier of age 64 with 10 years of service or age 55 with 25 years of service.

Fire

FRS Special Risk Class		
Age	Male	Female
45 to 46	4%	4%
47 to 49	7%	4%
50 to 54	7%	7%
55	6%	7%
56 to 60	6%	6%
61	10%	10%
62	15%	15%
63	20%	20%
64	25%	25%
65	30%	30%
66 to 69	35%	35%
70 +	100%	100%

SECTION 7 – Actuarial Assumptions and Funding Methods

Termination Rates

Age	Rate
20	17.2%
30	15.0%
40	8.2%
50	1.7%

Disability Rates

Age	Rate
20	0.07%
30	0.11%
40	0.19%
50	0.51%
60+	1.66%

Inflation

2.50% per year.

Salary Inflation

General

6.00% per year.

Fire

FRS Special Risk Class		
Service	Male	Female
0	7.7%	7.5%
5	5.9%	5.5%
10	5.5%	5.4%
15	5.2%	5.1%
20	5.1%	4.9%
24+	5.3%	5.0%

Marital Status

80% assumed married, with male spouses 3 years older than female spouses.

SECTION 7 – Actuarial Assumptions and Funding Methods

Health Care Inflation

Initial rate of 8.00% in fiscal 2019, grading down to the ultimate trend rate of 4.00% in fiscal 2075. Sample rates below:

Fiscal Year	Rate
2019	8.00%
2020	7.50%
2021	7.00%
2022	6.50%
2023-2024	6.00%
2025-2026	5.75%
2027-2028	5.50%
2029-2048	5.25%
2049-2057	5.00%
2058-2067	4.75%
2068-2070	4.50%
2071-2074	4.25%
2075+	4.00%

The above rates reflect recent healthcare trend rate surveys, blended with the long-term rates from the Getzen model published by the Society of Actuaries.

Health Care Participation

55% participation assumed, with 55% electing spouse coverage.

BSO Participation

100% of Firefighters not already in receipt of the BSO monthly reimbursement are assumed to elect coverage.

Life Coverage Participation

100% participation assumed to elect \$10,000 in retiree life insurance coverage.

Medical Aging (Morbidity) Factors

Developed based on a study performed by Dale Yamamoto for the Society of Actuaries. Used to measure the annual increases in per capita claim costs for each age and relative cost by gender. See the SOA report titled “Health Care Costs – From Birth to Death” for more details

Health Claims

Developed using a blend of manual and active fully insured rates.

Funding Method

Entry Age Cost Method (Level Percentage of Pay).

SECTION 7 – Actuarial Assumptions and Funding Methods

DISCUSSION OF CENSUS DATA AND ASSUMPTIONS

1. Census Data – We received September 30, 2018 census data from City personnel. We did not perform an audit of the data. We did review the information provided for consistency and reasonableness.
2. Health Premiums and Enrollment Data – The City’s personnel office provided medical plan cost information for fiscal years 2019 and 2020. Enrollment data was provided in the census data and used to determine costs for future retirees as discussed in Sections 5 and 7 of this report.
3. Actuarial Assumptions and Methods –
 - a. Demographic Assumptions
 - i. Mortality rates are consistent with mortality rates used for the pension valuations. The mortality rates are mandated by Chapter 2015-157, Florida Statutes for pension plans. This law mandates the use of the assumption used in either of the two most recent valuations of the Florida Retirement System (FRS). The rates are those outlined in Milliman’s July 1, 2018 FRS valuation report. We feel this assumption sufficiently accommodates future mortality improvements.
 - ii. Retirement rates, termination and disability rates are deemed reasonable and will continue to be monitored to ensure they capture plan experience.
 - iii. The participation rate and spousal coverage election percentage are the same as the previous valuation. They are deemed reasonable and will continue to be monitored.
 - b. Other Assumptions
 - i. Health care inflation rates reflect recent healthcare trend rate surveys, blended with the long-term rates from the Getzen model published by the Society of Actuaries.
 - ii. The discount rate as of the measurement date used has been updated to utilize the mandated discount rate based on the 20-year Municipal Bond Rate as of the measurement date, as required under GASB 75.
 - c. Cost Method - The valuation results were calculated using the Entry Age cost method. This is the required cost method under the GASB 74/75 standards.

SECTION 8 – Summary of Plan Provisions

SECTION 8 – SUMMARY OF PLAN PROVISIONS

<u>Credited Service</u>	Total completed years of employment with the City.
<u>Participants</u>	The Plan includes 1) General Employees, and 2) Firefighters either retired as of October 1, 2011, or who had attained at least 20 years of service as of that date.
<u>Eligibility for Insurance Coverage</u>	Age 65 and 10 years of service, or age 55 and 25 years of service. Employees may retire early at age 55 and 10 years of service.
<u>Medical Contributions</u> Retiree	Retirees contribute a specified portion of the determined premium for the elected medical plan. Upon attainment of age 65, retirees contribute 100% of the premium. Retirees contribute 100% of the premiums for any elected dependent coverage at all ages.
City	Excess of claims over retiree contribution.
<u>Life Insurance</u>	Retirees have the right to elect \$10,000 in life insurance coverage. If coverage is elected, the retiree pays a monthly premium of \$0.31 per \$1,000 of coverage.
<u>Broward Sheriff's Office Retirees</u>	The City's Police Officers and Firefighters who had not attained 20 years of service prior to October 1, 2011 are now participants in the Broward Sheriff's Office Plan (not the City's retirement plans). Though the participants do not participate directly in the City's retiree health plan, they are due a stipend from the City to supplement the benefits provided by the Broward Sheriff's Office (BSO) retiree health plan.
Retired Police	The City contributes an amount equal to the excess of the employee only premium over the BSO contribution, provided this amount does not exceed the contribution the retiree would have received as a member of the City's Retiree health plan. No contribution is made toward dependent premiums.

SECTION 8 – Summary of Plan Provisions

Retired Firefighters

The City reimburses retired Firefighters in the BSO up to 90% of the employee only premium and 40% of the dependent premium as of September 29, 2011. This amount is not assumed to increase and is disclosed in the respective Letter of Understanding.



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-444

Agenda Date: 7/7/2020

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

Presentation regarding the redevelopment of the central area of Deerfield Beach.

Recommended Action

Motion on decision of Commission

Background/History

At previous City Commission and Community Redevelopment Agency (CRA) meetings, the need for redevelopment activity in the central corridor of the City has been discussed.

Current Activity

At the City Commission's request, staff has prepared a presentation regarding the need for redevelopment in this area along with organizational, funding and capacity building options for the Commission's consideration. The purpose of this discussion is to present the information and receive direction from the City Commission.



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-462

Agenda Date: 7/7/2020

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

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.

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

Florida Statute 200.065(2)(e)2 requires "hearing dates scheduled by the County Commission and School Board shall not be utilized by any other Taxing Authority within the County for its public hearings". Although our regularly scheduled meeting dates of September 1st and September 15th do not conflict directly with the County Commission or School Board's public hearings, staff has been informed that our first budget hearing cannot be held before September 2, 2020. Additionally, the Florida Statute requires that the advertisement for the taxing authority be published within 15 days of the first hearing; however, the final budget hearing must be held within 2 days, but not more than 5 days, of the advertisement.

Current Activity

The Broward County School Board hearings are scheduled for July 23rd and September 9th; Broward County Commission, September 10th and September 22nd. With the first hearing being September 3rd, the City must advertise by September 18th; however, the City cannot hold a final budget hearing after September 18th. This will move our date for the final budget hearing up so we do not conflict with the Broward County Commission or School Board, and uphold the Florida Statutes, staff believes the best date to hold the second hearing is September 14th as it will coincide with the non-ad valorem public hearing for the fire assessment and nuisance abatement. Furthermore, the Revenue Collector requires the final adopted non-ad valorem resolution be executed and provided by September 15th.

Recommendation

Due to other state requirements, i.e 3 days to receive final approved millage ordinance, staff believes

it is best to hold the first and second budget hearings on Thursday, September 3rd and Monday, September 14th at 7:00 p.m.

RESOLUTION NO. 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**

WHEREAS, due to conflicts with Broward County budget sessions, the City Commission wishes to amend the schedule of regular City Commission meetings for 2019/2020.

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

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

Section 2. The City Commission hereby amends the City Commission meetings schedule to reschedule the September 1 and September 15, 2020 Regular City Commission Meetings to Thursday, September 3 and Monday, September 14, 2020, respectively.

Section 3. The City Commission reserves the right to reschedule meetings, schedule special meetings or take such other actions as it deems appropriate.

Section 4. The appropriate City officials are authorized to do all things necessary and expedient to accomplish the aims of this Resolution.

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

PASSED AND ADOPTED THIS _____ DAY OF _____, 2020.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK



FY 20 City Commission Meeting Calendar

Wednesday, October 2, 2019

Tuesday, October 15, 2019

Tuesday, November 12, 2019

Tuesday, December 3, 2019

Tuesday, January 14, 2020

Tuesday, February 4, 2020

Tuesday, February 18, 2020

Wednesday, March 4, 2020

Tuesday, March 17, 2020

Tuesday, April 7, 2020

Tuesday, April 21, 2020

Tuesday, May 5, 2020

Tuesday, May 19, 2020

Tuesday, June 2, 2020

Tuesday, June 16, 2020

Tuesday, July 7, 2020

Tuesday, August 4, 2020

Tuesday, August 18, 2020

Tuesday, September 1, 2020

Tuesday, September 15, 2020

Tuesday, October 6, 2020

*subject to change based on budget hearing scheduling requirements

** Rosh Hashana 9/30-10/1



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-484

Agenda Date: 7/7/2020

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield, Florida, approving the design for an Arboretum Wall Mural; providing for an effective date.

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Current Activity

The Deerfield Beach Friends of the Arboretum is proposing to have a mural painted on the wall that borders the south side of the Arboretum, facing Hillsboro Blvd, just east of Mattress Barn (see attached map) at Constitution Park.

The Friends of the Arboretum are working with local artist, Gabriela Gamperl, the same artist who assisted with the mural created inside of the Teen Center, for the design and production of the piece (see attached design). All supplies will be purchased by the Friends of the Arboretum. Accordingly, there will be no costs to the City for the project.

The mural is to be a "paint by numbers" concept, with children volunteers painting the mural. The City will provide support for the project by organizing and monitoring the children that will participate in the painting of the mural.

Once the mural is complete, thorny plants will be installed in front of the mural, no more than 18" tall at their tallest, in order to deter any vandalism from occurring to the mural.

Recommendation

The department recommends approval of the proposed mural.

RESOLUTION NO. 2020/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING THE DESIGN FOR AN ARBORETUM WALL MURAL; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Deerfield Beach Friends of the Arboretum (the “Friends”) is proposed to have a mural painted on the wall that borders the south side of the Arboretum, facing Hillsboro Boulevard at Constitution Park; and

WHEREAS, the Friends are working with local artist Gabriela Gamperi for the design of the mural, attached as Exhibit “A”; and

WHEREAS, the mural will be a “paint by numbers” concept, with children painting the mural; and

WHEREAS, the supplies will be purchased by the Friends, and the City is proposed to provide support by organizing the children participating in the painting of the mural.

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 hereof.

Section 2. The City Commission hereby approves of the design for the Arboretum Wall Mural, attached as Exhibit “A.”

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

Section 4. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2020.

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK

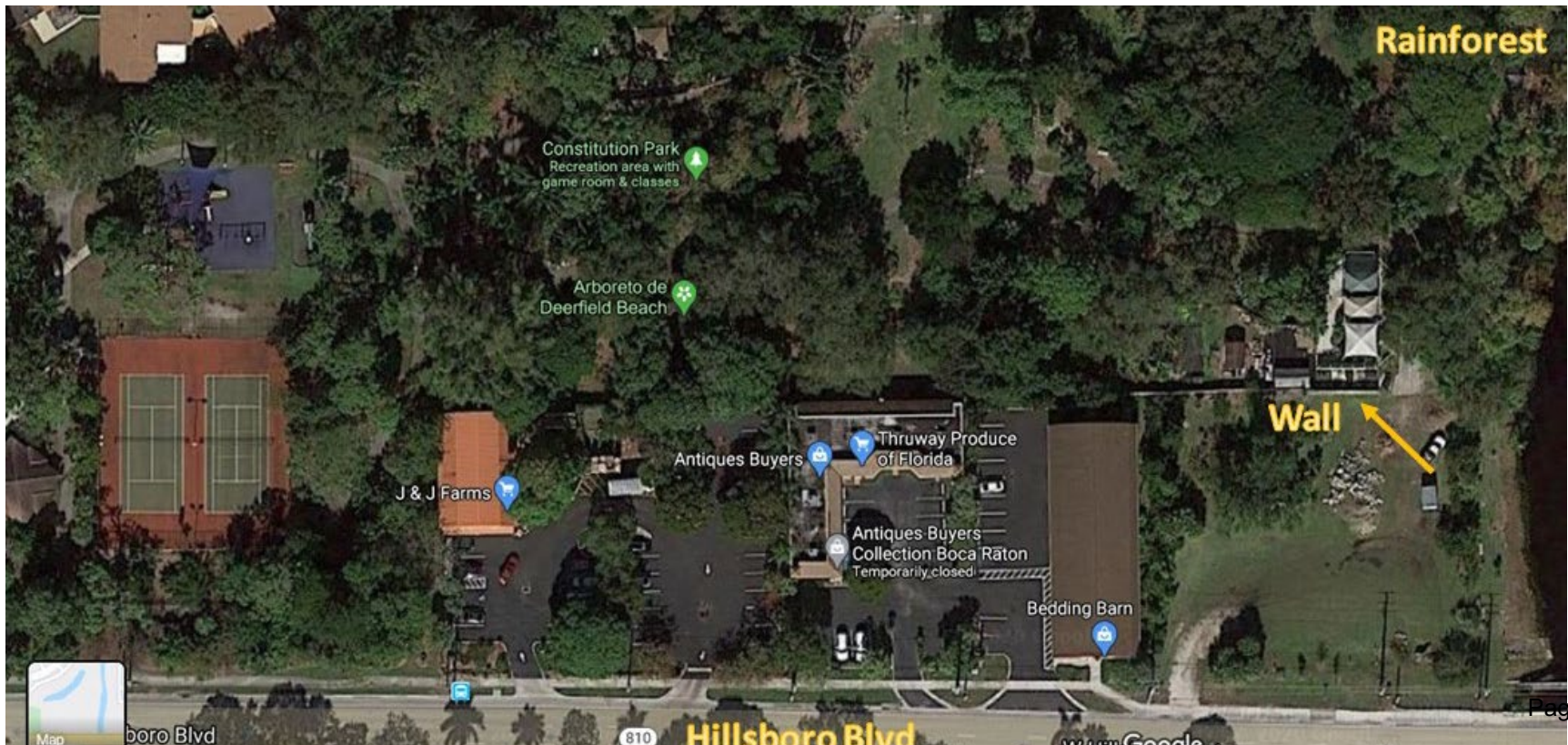
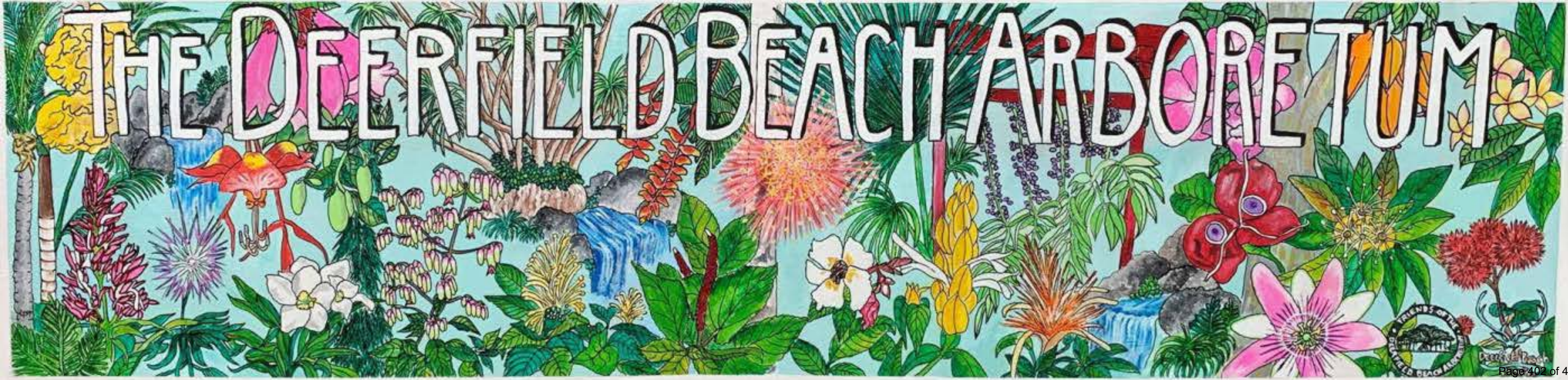


EXHIBIT A





City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-464

Agenda Date: 7/7/2020

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the ranking and recommendation of the Evaluation Committee to qualify and allow the top four ranked firms responsive to Request for Qualifications #20-18-IG for design build services, JWR Construction Services, Inc., Kaufman Lynn Construction, Inc., MBR Construction, Inc. and Di Pompeo Construction Corporation to participate in the Request for Proposals Phase of the Design Build Contractor Selection Process for the City Hall Remodel and Upgrade Project; 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 City is seeking qualified design-build firms to provide services for the renovation of the existing City Hall complex located at 150 NE 2nd Avenue. This project consists of structural, spacial, and aesthetic upgrades to address existing deficiencies and provide enhancements to accommodate the needs of City Hall users. Existing building windows will be replaced with a hurricane rated glazing system. Roof materials will be upgraded in addition the reinforcement of various structural elements to withstand hurricane force winds. The exterior facade will be updated to Pioneer Grove standards and City Commission Chambers will be remodeled to increase seating capacity and modify ingress/ egress. Additionally, improvements will consist of mechanical and electrical improvements that will increase the efficiency of the building.

The Purchasing and Contract Administration Division issued a Request for Qualifications (RFQ) for Design-Build Services for the City Hall.

The RFQ was advertised in the legal notices section of the Sun-Sentinel on February 13, 2020. The notice was also sent to 214 prospective Offeror's via the e-Procurement Marketplace. Twenty-four (24) vendors viewed the documents of the RFQ. One (1) addendum was issued to make additions/ changes to the scope of work and answer Offeror questions to the proposal documents.

On May 12, 2020, at 11:00 a.m., the due date and time, the Purchasing and Contract Administration Division closed and unsealed eight (8) proposals received. The proposals were reviewed by the Purchasing and Contract Administration Division to ensure the proposals met the RFQ requirements.

Subsequently, each member of the evaluation committee appointed by the City Manager received their evaluation packages that consisted of evaluation committee policies and procedures, original RFQ, addenda, submittals, and the evaluation sheets. Each evaluation committee member independently reviewed and scored the submittals in accordance with the weighted criteria stated in the RFQ. The public evaluation meeting was held on Tuesday, June 9, 2020, at 10:00 a.m. via Zoom due to the COVID-19 Pandemic and in accordance with Executive Order 20-69 subsequently extended.

Current Activity

Two proposers tied at first in the ranking, JWR Construction Services and Kaufman Lynn Construction. These firms were followed in the ranking by MBR Construction, Di Pompeo Construction, Gulf Building, West Construction, Hernandez Consulting & Construction, and Critical Path.

Following the ranking, the evaluation committee concluded and was unanimous in their decision to make a recommendation to the City Commission to approve the ranking and allow the top four (4) Proposers to submit proposals for the Step 2 – RFP Process of the contractor selection process for the Project.

Recommendation

It is recommended the City Commission approve the Evaluation Committee's ranking pursuant to Request for Qualifications #20-18-IG for Design-Build Services for the City Hall Remodel and Upgrade.

RESOLUTION NO. 2020/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING THE RANKING AND RECOMMENDATION OF THE EVALUATION COMMITTEE TO QUALIFY AND ALLOW THE TOP FOUR RANKED FIRMS RESPONSIVE TO REQUEST FOR QUALIFICATIONS #20-18-IG FOR DESIGN BUILD SERVICES, JWR CONSTRUCTION SERVICES, INC., KAUFMAN LYNN CONSTRUCTION, INC., MBR CONSTRUCTION, INC. AND DI POMPEO CONSTRUCTION CORPORATION TO PARTICIPATE IN THE REQUEST FOR PROPOSALS PHASE OF THE DESIGN BUILD CONTRACTOR SELECTION PROCESS FOR THE CITY HALL REMODEL AND UPGRADE PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City Commission approved Capital Improvement Revenue Bonds, Series 2018, (the “Bonds”) which Bonds provide for the construction of certain capital projects including the remodel and upgrade of City Hall; and

WHEREAS, for the City Hall Remodel and Upgrade (the “Project”), the City is utilizing the design-build construction delivery method that provides the City with a single point of contact with one contractor ultimately responsible for the design, engineering and construction phases of a project, whereby the selected design-build firm will establish, subject to competitive negotiations with the City, a guaranteed maximum price and guaranteed completion date subject to competitive negotiations with the City; and

WHEREAS, the procurement of design-build services is governed by Section 287.055, Fla. Stat. (known as the Consultant’s Competitive Negotiation Act or “CCNA”), and City of Deerfield Beach Code of Ordinances Section 38-144; and

WHEREAS, for the design-build delivery method, Section 287.055(9), Fla. Stat. and the City Code require the preparation of a design-criteria package prepared and sealed by a design criteria professional employed by or retained by the City, and such design criteria package is then utilized in the scope of work set forth in the solicitation documents for the procurement of the design-build contractor; and

WHEREAS, the CCNA and City Code Section 38-144 require the City to retain a licensed design professional to serve as the City’s representative throughout the Project (collectively, the design criteria package preparation and service as the City’s Project representative are the “Design Criteria Services”); and

WHEREAS, pursuant to RFQ #2016-17/51 and Section 287.055, Fla. Stat., the City entered into multiple continuing contracts with qualified firms for the provision of professional architectural and engineering consulting services on an as needed basis, including a continuing contract with Kenneth R. Carlson, Architects, P.A. (“KRC Architects”), dated January 19, 2018;

and

WHEREAS, City staff reviewed the qualifications of the City’s pool of continuing contractors and conducted discussions with at least three firms regarding the Project, and after considering their qualifications and the discussions, determined that KRC Architects was the most highly qualified to perform the required Design Criteria Services for the Project; and

WHEREAS, the City Commission previously approved a work authorization with KRC Architects for the Design Criteria Services for the Project, and authorized KRC Architects to prepare a design-criteria package for the Project to be utilized in the scope of work set forth in the solicitation documents for the procurement of the design-build contractor (the “Design Criteria Package”) ; and

WHEREAS, the City recently issued Request for Qualifications #20-18-IG for Design Build Services for the City Hall Remodel and Upgrade (the “RFQ”), utilizing the Design Criteria Package prepared by KRC Architects; and

WHEREAS, the RFQ was advertised in the legal notices section of the Sun-Sentinel on February 13, 2020, and the notice was also sent to 214 prospective Offerors via the e-Procurement Marketplace, and 24 vendors viewed the RFQ documents; and

WHEREAS, the City received eight responses by the RFQ submission deadline of May 12, 2020, at 11:00 a.m.; and

WHEREAS, the responses were reviewed by the Purchasing and Contract Administration Division to ensure compliance with the RFQ requirements and evaluated and ranked by an Evaluation Committee consisting of: the City’s Environmental Services Assistant Director, the Planning Director, and the Capital Projects Engineer; and

WHEREAS, based on the criteria set forth in the RFQ documents, the evaluation committee ranked the eight firms responsive to the RFQ, with the top four ranked firms in the following order: JWR Construction Services, Inc. (“JWR”) and Kaufman Lynn Construction, Inc. (“Kaufman Lynn”) tied as the top ranked firm, MBR Construction, Inc. (“MBR”) and Di Pompeo Construction Corporation (“Di Pompeo”), and unanimously agreed to recommend that the top four firms be qualified and permitted to move on and participate in stage two of the selection process (the “Ranking and Recommendation”); and

WHEREAS, City staff recommends approving the Ranking and Recommendation, thereby allowing the top four ranked firms, JWR, Kaufman Lynn, MBR and Di Pompeo, to participate and submit proposals during the Request for Proposals stage of the design-build contractor selection process for the Project.

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 hereof.

Section 2. The City Commission hereby approves the Ranking and Recommendation, and allowing the top four ranked firms responsive to the RFQ, JWR, Kaufman Lynn, MBR and Di Pompeo, to be qualified and permitted to submit proposals during the Request for Proposals phase of the contractor selection process for Design Build Services for the City Hall Remodel and Upgrade Project.

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

Section 4. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2020.

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK



Memorandum

TO: Tom Good, Assistant City Manager

THRU: Priscilla Cygielnik, Environmental Services Assistant Director of Engineering and Operations.

FROM: Ivelsa Guzman, Purchasing Manager

DATE: June 9, 2020

RE: Design-Build Services for The City Hall Remodel and Upgrade, RFQ # 20-18-IG

The Purchasing and Contract Administration Division issued a Request for Qualifications (RFQ) for Design-Build Services for the City Hall Remodel and Upgrade. This formal competitive solicitation process complies with the City of Deerfield Beach procurement requirements. Details of the competitive solicitation process are as follows:

- The RFQ was advertised in the legal notices section of the Sun-Sentinel on February 13, 2020. The notice was also sent to Two Hundred and Fourteen (214) prospective Offeror's via the e-Procurement Marketplace.
- Twenty-four (24) vendors viewed the documents of the RFQ.
- One (1) addenda were issued to make additions/changes to the scope of work and answer Offeror questions to the proposal documents.
- On May 12, 2020, at 11:00 a.m., the due date and time, the Purchasing and Contract Administration Division closed and unsealed Eight (8) proposals received. The proposals were reviewed by the Purchasing and Contract Administration Division to ensure the proposals met the RFQ requirements.
- Subsequently, each member of the evaluation committee appointed by the City Commission received their evaluation packages that consisted of evaluation committee policies and procedures, original RFQ, addenda, submittals, and the evaluation sheets.
- Each evaluation committee member independently reviewed and scored the submittals in accordance with the weighted criteria stated in the RFQ prior to the first public evaluation meeting held on Tuesday, June 9, 2020, at 10:00 a.m. via Zoom due to the COVID19 Pandemic. The Evaluation Committee consisted of: Priscilla Cygielnik, Environmental Services Assistant Director; Eric Power, Planning Director; and Steven Zielnicki, Capital Projects Engineer.

- The proposals were evaluated based on the following weighted criteria:

Criteria	Weight
Design-Build firm's background, qualifications, credentials and in-house expertise or long-term relation with proposed partners, factoring in the proposed project team's current workload.	3
Design-Build experience of the Design-Build Team and resumes of team's personnel, including assigned project managers' experience in planning, designing and constructing major governmental or private sector projects of the same size, complexity, and budget as the proposed Design-Build Services for the City Hall Remodel and Upgrade, including proposed subconsultants and subcontractors.	3
Previous experience working with permitting agencies in South Florida under the Florida Building Code.	2
Project control experience, including schedule, quality and cost control activities.	2
Previous construction experience in dense urban Environments.	1
Previous experience in the design and construction with emphasis on Green Building practices such as LEED and other nationally recognized sustainable design standards.	3
Previous experience working with the same Design-Build Team members proposed for this project, including proposed subconsultants and subcontractors.	2
Financial and bonding capacity for projects in excess of \$5,000,000.	2

- The proposals were ranked as follows:

Ranking	Priscilla Cygielnik	Eric Power	Steven Zielnicki	Total	Ranking
JWR Construction Services	173/ ¹	142/ ²	126/ ⁴	7	1
Kaufman Lynn Construction	165/ ²	128/ ⁴	171/ ¹	7	1
MBR Construction	161/ ³	147/ ¹	118/ ⁵	9	2

Di Pompeo Construction Company	151/ ⁵	125/ ⁵	142/ ²	12	3
Gulf Building Inc	152/ ⁴	101/ ⁶	139/ ³	13	4
West Construction	142/ ⁶	137/ ³	115/ ⁶	15	5
Hernandez Consulting & Construction	122/ ⁷	80/ ⁸	100/ ⁷	22	6
Critical Path	98/ ⁸	97/ ⁷	84/ ⁸	23	7

- After Committee Members Discussion of the Proposals, their independent review scores were not changed.
- There were two (2) proposers ranked at number one (1) position with a total score of (7): JWR Construction Services and Kaufman Lynn Construction.
- Following the ranking, the evaluation committee concluded and was unanimous in their decision to make a recommendation to the City Commission to approve the ranking and allow the top four (4) Proposers to submit proposals for the Step 2 – RFP Process of the project.
- A motion was made by Eric Power and seconded by Priscilla Cygielnik to recommend to the Commission the approval of the rankings. All the Evaluation Committee Members were in favor of the recommendation.
- Reference checks were conducted on all four (4) Proposers revealed positive ratings.
- Documentation related to this solicitation may be obtained by emailing sfrancis@deerfield-beach.com. You may contact the Purchasing and Contract Administration Division at 954-480-4381 with any questions.

Please use this memorandum and all attachments as your backup to the City Manager for the July 7, 2020, Commission Meeting.

Att: Scope of Work

c: Steven Zielnicki, Capital Projects Engineer

SECTION VI – SCOPE OF WORK

1. Background

- a. The City of Deerfield Beach is a dynamic coastal community of more than 79,000 residents located in Broward County, Florida, just south of the Palm Beach County line.
- b. The City of Deerfield Beach is seeking responses to the Request for Qualifications (the “RFQ”) to short-list qualified design-build firms to participate in a Request for Proposals to provide design-build services for City Hall Remodel and Upgrade based on the design-build criteria package prepared by the City’s Consultant, Kenneth Carlson Architect, PA.

2. General

- a. The City is seeking qualified design-build firms to provide design-build services for the City Hall Remodel and Upgrade as explained under the project description in this RFQ. Specifically, the City seeks to solicit design-build firms in a two-step process as stated in Section II – Evaluation Procedures.
- b. Proposers must be licensed to perform all nature of services within the category and have extensive experience with the design-build method of construction, as well as have considerable experience developing design and construction projects of similar complexity, size, and scope within South Florida area.

3. Scope of Services for the Project Overview

- a. The project shall be a Design-Build project with the City of Deerfield Beach (the “Owner”) the City Hall Remodel and Upgrade of the existing City Hall complex located at 150 NE 2nd Avenue in downtown Deerfield Beach has been prepared. The basis of design entailed a thorough analysis of the existing physical plant of the present City Hall. Design Criteria documents represent the existing conditions of the facility, as well as the desired upgrades and additions to attend to the end user needs of each of the City’s Administrative departments using the facility.
- b. The proposed design documents will incorporate structural and aesthetic upgrades to address the existing deficiencies and provide enhancements to accommodate the needs of the City Hall users. Existing building windows shall be removed and replaced with a new hurricane rated glazing system. The roofing material shall be upgraded, in addition to the reinforcement of various structural elements to withstand hurricane force winds on the building.
- c. Existing HVAC systems shall be removed and upgraded with high SEER rated systems. All interior lighting systems will be upgraded with LED fixtures as well as light fixtures located within 15 feet of window walls, which have photo sensors dimming the light, to offset electrical lights with daylight. Each of these design features will increase the efficiency of the building thus reducing monthly expenses. The exterior façade of the facility will be aesthetically upgraded to match City specifications. A small building addition on the first floor at the northwest corner of City Hall will increase the efficiency of the office space in this area. In addition, parking lot improvements on the east side of the building will improve entry into City Hall. The building addition will allow the remodel

of the existing City Commission Chamber and will increase the seating capacity for the general public as well as provide a separate access for the City Commissioners and staff members.

- d.** The proposed remodel of the Deerfield Beach City Hall Remodel and Upgrade will create a new fresh feel allowing citizens to receive professional service in a safe environment. The goal is to allow design, materials, and environment to come together with a modest design program and create a new image of the City of Deerfield Beach.

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City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-478

Agenda Date: 7/7/2020

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Neighbors Helping Neighbors Program to provide assistance to qualified residents with utility bill payments; providing for implementation and 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 City of Deerfield Beach is committed to providing resources for City residents who are financially impacted by the COVID-19 pandemic. On June 16, 2020, the City Commission approved CDBG-CV funding to provide financial assistance to low- to moderate-income residents for rental and utility assistance. However, the City is aware that some residents may have been financially impacted by COVID-19 and may need utility assistance, but do not qualify for the CDBG-CV funding.

Current Activity

To raise funds to provide financial assistance, the City is launching the "Neighbors Helping Neighbors" Program (the "Program"). This Program will allow businesses and individuals, who have the financial ability, to assist families through donations. The donations received will provide families impacted by financial hardships who do not qualify for State or Federal program assistance (CDBG-CV) administered by the City with utility assistance. The financial assistance received through the Program is for electricity, water, and natural gas payments.

Donations can be made through the City's website or by mailing a check to the City of Deerfield Beach, Financial Services Department, Neighbors Helping Neighbors Program, 150 NE 2 Avenue, Deerfield Beach, FL 33441.

Once funding is available, the Utility Assistance Application will be available to City residents. Financial Assistance through the Program will be provided directly to service providers for past due payments.

The donations will be tracked in a separate account within the General Fund and will be committed only to the Neighbors Helping Neighbors Programs. Any excess unused funds at the end of the fiscal year will be set aside as an assigned reserve of fund balance.

Recommendation

It is recommended that the City Commission approve the creation of the Neighbors Helping Neighbors Program and authorize city staff to implement the program.

RESOLUTION NO. 2020/

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF
DEERFIELD BEACH, FLORIDA, APPROVING THE NEIGHBORS
HELPING NEIGHBORS PROGRAM TO PROVIDE ASSISTANCE TO
QUALIFIED RESIDENTS WITH UTILITY BILL PAYMENTS;
PROVIDING FOR IMPLEMENTATION AND AN EFFECTIVE DATE**

WHEREAS, the impacts of the COVID-19 pandemic have caused residents to experience financial hardships, leaving some unable to pay their utility bill; and

WHEREAS, the City desires to create the Neighbors Helping Neighbors Program (the “Program”) to provide utility assistance funds to qualified City utility customers who are unable to pay their utility bill; and

WHEREAS, the Program will be funded by City utility customer donations and other general donations designated for such use; and

WHEREAS, donations can be made through the City’s website or by mailing a check to the City for the Program; and

WHEREAS, the City Commission deems it to be in the best interest of the citizens and residents of the City of Deerfield Beach to authorize the City Manager to create the Program.

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 hereof.

Section 2. The City Commission hereby approves the creation of the Program allowing for donations to be made to provide assistance to City utility customers experiencing financial hardship and unable to pay their utility bills.

Section 3. The City Manager is authorized to implement such administrative rules and procedures as he deems necessary to implement the Program. 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 adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2020.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-455

Agenda Date: 7/7/2020

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

Resolution 2020/ - A Resolution of the City of Deerfield Beach, Florida, relating to the provision of fire rescue services, facilities and programs in the City of Deerfield Beach, Florida; establishing the estimated rates for fire rescue assessments for the fiscal year beginning October 1, 2020; directing the preparation of an assessment roll; providing for a vacancy adjustment procedure; authorizing a public hearing and directing the provision of notice thereof; and providing an effective date.

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

For fiscal year 2019/2020, a full updated study of the City's fire assessment fee was conducted by Government Services Group, Inc. ("GSG") to determine the adequacy of the City's fire assessment rates. It was determined that the previous fire assessment fee charged to property owners was not covering all of the assessable costs to provide fire protection services. Per the GSG study, the full assessable cost would yield a residential fee of \$301 per residential dwelling.

The City Commission ultimately adopted a fire rescue assessment fee of \$235.

Current Activity

City staff recommends that this fee remain unchanged for the 2020/21 fiscal year. The estimated revenue for FY 2021 is \$15,048,278. The City has retained the services of Government Services Group, Inc. to assist in the administration of our annual fire rescue assessment program.

Recommendation

To assist in partially funding the cost of fire/rescue services, staff recommends approval of this Resolution.

CITY OF DEERFIELD BEACH, FLORIDA

**PRELIMINARY RATE RESOLUTION
RESOLUTION NO. 2020/_____**

ADOPTED JULY 7, 2020

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RESOLUTION NO. 2020/____

A RESOLUTION OF THE CITY OF DEERFIELD BEACH, FLORIDA, RELATING TO THE PROVISION OF FIRE RESCUE SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF DEERFIELD BEACH, FLORIDA; ESTABLISHING THE ESTIMATED RATES FOR FIRE RESCUE ASSESSMENTS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2020; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; PROVIDING FOR A VACANCY ADJUSTMENT PROCEDURE; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. AUTHORITY. This resolution is adopted pursuant to the provisions of the Fire Rescue Assessment Ordinance, No. 2002/003 (the "Ordinance"), the Amended and Restated Initial Assessment Resolution (Resolution No. 2019/085), the Amended and Restated Final Assessment Resolution (Resolution No. 2019/133), the City Charter of the City of Deerfield Beach, Sections 166.021 and 166.041, Florida Statutes, and other applicable provisions of law.

SECTION 2. PURPOSE AND DEFINITIONS.

(A) This resolution constitutes the Preliminary Rate Resolution as defined in the Ordinance, which initiates the annual process for updating the Assessment Roll and directs the reimposition of Fire Rescue Assessments for the Fiscal Year beginning October 1, 2020.

(B) All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Ordinance, the Amended and Restated Initial Assessment Resolution, and the Amended and Restated Initial Assessment Resolution. Unless the

context indicates otherwise, words imparting the singular number include the plural number, and vice versa.

SECTION 3. PROVISION AND FUNDING OF FIRE RESCUE SERVICES.

(A) Upon the reimposition of a Fire Rescue Assessment for fire rescue services, facilities, or programs against Assessed Property located within the City, the City shall provide fire rescue services to such Assessed Property. All or a portion of the cost to provide such fire rescue services, facilities, or programs shall be funded from proceeds of the Fire Rescue Assessments. The remaining cost, if any, required to provide fire rescue services, facilities, and programs shall be funded by available City revenues other than Fire Rescue Assessment proceeds.

(B) It is hereby ascertained, determined, and declared that each parcel of Assessed Property located within the City will be benefitted by the City's provision of fire rescue services, facilities, and programs in an amount not less than the Fire Rescue Assessment imposed against such parcel, computed in the manner set forth in this Preliminary Rate Resolution.

SECTION 4. IMPOSITION AND COMPUTATION OF FIRE RESCUE ASSESSMENTS. Fire Rescue Assessments shall be imposed against all Tax Parcels within the Property Use Categories. Fire Rescue Assessments shall be computed in the manner set forth in this Preliminary Rate Resolution.

SECTION 5. LEGISLATIVE DETERMINATIONS OF SPECIAL BENEFIT AND FAIR APPORTIONMENT. The legislative determinations of special benefit and fair apportionment embodied in the Ordinance, the Amended and Restated Initial Assessment Resolution, and the Amended and Restated Final Assessment Resolution are affirmed and incorporated herein by reference.

SECTION 6. COST APPORTIONMENT METHODOLOGY. The Cost Apportionment embodied in Section 6 of the Amended and Restated Initial Assessment Resolution is affirmed and incorporated herein by reference.

SECTION 7. COST FACTOR AND PARCEL APPORTIONMENT METHODOLOGY.

(A) The Cost Factor set forth in Section 7 of the Amended and Restated Initial Assessment Resolution is hereby affirmed and incorporated herein by reference.

(B) Parcel Apportionment set forth in Section 8 of the Amended and Restated Initial Assessment Resolution is hereby affirmed and incorporated herein by reference.

(C) It is hereby acknowledged that the Cost Factor and Parcel Apportionment methodologies described and determined in the Amended and Restated Initial Assessment Resolution are to be applied in the calculation of the estimated Fire Rescue Assessment rates established in Section 8 of this Preliminary Rate Resolution.

SECTION 8. DETERMINATION OF FIRE RESCUE ASSESSED COSTS; ESTABLISHMENT OF ANNUAL FIRE RESCUE ASSESSMENTS.

(A) The estimated Fire Rescue Assessed Cost to be assessed and apportioned among benefitted parcels pursuant to the Cost Apportionment and the Parcel Apportionment for the Fiscal Year commencing October 1, 2020, is \$15,048,278.00.

(B) The estimated Fire Rescue Assessments to be assessed and apportioned among benefitted parcels pursuant to the Cost Apportionment and Parcel Apportionment to generate the estimated Fire Rescue Assessed Cost for the Fiscal Year commencing October 1, 2020, are hereby established as follows for the purpose of this Preliminary Rate Resolution:

**FIRE RESCUE ASSESSMENTS
FISCAL YEAR 2020-2021**

RESIDENTIAL PROPERTY USE CATEGORIES	Rate Per Dwelling Unit			
Residential	\$235			
NON-RESIDENTIAL PROPERTY USE CATEGORIES	Building Classification (in square foot ranges)	Commercial	Industrial/ Warehouse	Institutional
	< 1,999	\$437	\$106	\$1,225
	2,000 - 3,499	\$874	\$212	\$2,450
	3,500 - 4,999	\$1,529	\$371	\$4,288
	5,000 - 9,999	\$2,184	\$529	\$6,125
	10,000 - 19,999	\$4,368	\$1,058	\$12,249
	20,000 - 29,999	\$8,736	\$2,115	\$24,498
	30,000 - 39,999	\$13,103	\$3,173	\$36,747
	40,000 - 49,999	\$17,471	\$4,230	\$48,996
	> 49,999	\$21,839	\$5,287	\$61,245

(C) The following exemptions shall apply to the Fire Rescue Assessment program:

(1) No Fire Rescue Assessment shall be imposed upon a parcel of Government Property; however, Government Property that is owned by federal mortgage entities, such as the VA and HUD, shall not be exempted from the Fire Rescue Assessment.

(2) No Fire Rescue Assessment shall be imposed upon Buildings located upon parcels of Institutional Property whose Building use is wholly exempt from ad valorem taxation under Florida law.

(3) In accordance with Section 170.01(4), Florida Statutes, no Fire Rescue Assessment shall be imposed against any Building of Non-Residential Property located on a Tax Parcel that is classified by the Property Appraiser as agricultural lands pursuant to Section 193.461, Florida Statutes, unless that Building

exceeds a just value of \$10,000 as determined by the Property Appraiser and is not an "agricultural pole barn" as defined in Section 170.01(4), Florida Statutes.

(D) Any shortfall in the expected Fire Rescue proceeds due to any reduction or exemption from payment of the Fire Rescue Assessments required by law or authorized by the City Commission shall be supplemented by any legally available funds, or combination of such funds, and shall not be paid for by proceeds or funds derived from the Fire Rescue Assessments. In the event a court of competent jurisdiction determines any exemption or reduction by the City Commission is improper or otherwise adversely affects the validity of the Fire Rescue Assessment imposed for this Fiscal Year, the sole and exclusive remedy shall be the imposition of a Fire Rescue Assessment upon each affected Tax Parcel in the amount of the Fire Rescue Assessment that would have been otherwise imposed save for such reduction or exemption afforded to such Tax Parcel by the City Commission.

(E) The approval of the Estimated Fire Rescue Assessment Rate Schedule by the adoption of this Preliminary Rate Resolution determines the amount of the Fire Rescue Assessed Costs. The remainder of such Fiscal Year budget for fire rescue services, facilities, and programs shall be funded from available City revenue other than Fire Rescue Assessment proceeds.

(F) The estimated Fire Rescue Assessments established in this Preliminary Rate Resolution shall be the estimated assessment rates applied by the City Manager in the preparation of the updated Fire Rescue Assessment Roll for the Fiscal Year commencing October 1, 2020, as provided in Section 9 of this Preliminary Rate Resolution.

SECTION 9. ASSESSMENT ROLL.

(A) The City Manager is hereby directed to prepare, or cause to be prepared, an updated Assessment Roll for the Fiscal Year commencing October 1, 2020, in the manner provided in the Ordinance. The updated Assessment Roll shall include all Tax Parcels within the Property Use Categories. The City Manager shall apportion the estimated Fire Rescue Assessed Cost to be recovered through Fire Rescue Assessments in the manner set forth in this Preliminary Rate Resolution.

(B) A copy of the Ordinance, the Amended and Restated Initial Assessment Resolution, the Amended and Restated Final Assessment Resolution, this Preliminary Rate Resolution, documentation related to the estimated amount of the Fire Rescue Assessed Cost to be recovered through the imposition of Fire Rescue Assessments, and the updated Assessment Roll shall be maintained on file in the office of the City Manager and open to public inspection. The foregoing shall not be construed to require that the updated Fire Rescue Assessment Roll be in printed form if the amount of the Fire Rescue Assessment for each parcel of property can be determined by the use of a computer terminal available to the public.

(C) It is hereby ascertained, determined, and declared that the method of determining the Fire Rescue Assessments for fire rescue services as set forth in this Preliminary Rate Resolution is a fair and reasonable method of apportioning the Fire Rescue Assessed Cost among parcels of Assessed Property located within the City.

SECTION 10. VACANCY ADJUSTMENT.

(A) As a consequence of the transient use and potential for significant numbers of vacancies within Mobile Home Park Property, as compared to other Residential Property, and the potential sustained lack of demand for fire rescue services for unoccupied spaces, each Owner of Mobile Home Park Property shall be afforded the opportunity to demonstrate, in the manner described below, the vacancy rate in space occupancy within such property and receive a vacancy adjustment to the Fire Rescue Assessments imposed upon such property.

(B) Notwithstanding any language to the contrary herein, vacant spaces in Mobile Home Park Property shall not be considered Residential Property and shall not be subject to the Fire Rescue Assessments.

(C) Vacant spaces shall be those determined by the City Manager based on evidence of a vacancy rate provided by the Owner on or before July 1 of each year. The vacancy rate shall be defined as the percentage of available spaces within Mobile Home Park Property that were vacant between January 1 through and including December 31 of the calendar year preceding the applicable deadline for the Owner's submittal of vacancy rate evidence for each year and shall be calculated as follows:

Exact Number of Permitted Sites within the park (not including overflow areas)	_____A
Times (x) Days in Reporting Period	(x 365) B
Total Possible Space Nights	_____C
A x B = C (Example: 100 sites x 365 days = 36,500)	
Actual Space Nights	_____D
Sum of Number of Actual Occupied Spaces for Each Day in Calendar Year	
Occupancy Percentage	_____E
D/C = E (Example: 12,500/36,500 = 34.2%)	
Vacancy Rate	_____F
Subtract E from 100% (Example: 100% – 34.2% = 65.8%)	

The Owner shall certify by affidavit to the City, on a form provided by the City Manager, the vacancy rate for the respective time period; such certification shall be subject to verification and audit. At a minimum, such affidavit shall conclusively identify and affirm (1) the tax parcel, (2) the number of spaces and type of improvements in the Mobile Home Park Property, and (3) the vacancy rate.

(D) The City Manager is directed and authorized to adjust, or cause to be adjusted, any Fire Rescue Assessment imposed for the Fiscal Year beginning October 1, 2020 upon a parcel of Mobile Home Park Property whose Owner timely and satisfactorily demonstrates by affidavit that such parcel has experienced vacancies by multiplying the vacancy rate (expressed as a decimal) by the Fire Rescue Assessment attributable to the entire parcel of Mobile Home Park property and reducing the assessment by an equivalent amount.

(E) Any shortfall in the expected Fire Rescue Assessment proceeds due to any adjustment for vacancy shall be supplemented by any legally available funds and shall not be paid for by proceeds or funds derived from Fire Rescue Assessments.

SECTION 11. AUTHORIZATION OF PUBLIC HEARING.

(A) There is hereby established a public hearing to be held at 6:00 p.m. on September 14, 2020, in City Commission Chambers of City Hall, 150 N.E. Second Avenue, Deerfield Beach, Florida, at which time the City Commission will receive and consider any comments on the Fire Rescue Assessments from the public and affected property owners and consider reimposing Fire Rescue Assessments and collecting such assessments on the same bill as ad valorem taxes.

(B) In the event the City is required or authorized to hold this public hearing through communications media technology, then the City Manager is authorized to modify the time and location of the public hearing as provided in Section 11(A) accordingly and to include that information in the notices directed by Sections 12 and 13.

SECTION 12. NOTICE BY PUBLICATION. The City Manager shall publish a notice of the public hearing authorized by Section 11 hereof in the manner and time provided in Section 2.04 of the Ordinance. The notice shall be published no later than August 24, 2020, in substantially the form attached hereto as Appendix A.

SECTION 13. NOTICE BY MAIL. Pursuant to section 200.069(10)(a), Florida Statutes, and with agreement of the Property Appraiser, the City Commission elects to combine notice of the public hearing authorized by Section 11 hereof with the truth-in-millage notification required pursuant to section 200.069, Florida Statutes. Such mailed notice shall be in the form required by section 200.069(10)(a), Florida Statutes, and consistent with the Uniform Assessment Collection Act and the Ordinance for the purpose of imposing Fire Rescue Assessments for the Fiscal Year beginning October 1, 2020. All first class mailed notices must be mailed no later than August 24, 2020.

SECTION 14. APPLICATION OF ASSESSMENT PROCEEDS. Proceeds derived by the City from the Fire Rescue Assessments shall be used for the provision of fire rescue services, facilities, and programs within the City. In the event there is any fund balance remaining at the end of the Fiscal Year, such balance shall be carried forward and used only to fund fire rescue services, facilities, and programs.

SECTION 15. EFFECTIVE DATE. This Preliminary Assessment Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED this 7th day of July, 2020.

CITY OF DEERFIELD BEACH, FLORIDA

Bill Ganz, Mayor

ATTEST:

Samantha Gillyard, CMC, City Clerk

(Corporate Seal)

APPROVED AS TO FORM:

Anthony Soroka, City Attorney

APPENDIX A

FORM OF NOTICE TO BE PUBLISHED

APPENDIX A

FORM OF NOTICE TO BE PUBLISHED

To Be Published No Later Than August 24, 2020

[INSERT MAP OF CITY]

NOTICE OF HEARING TO REIMPOSE AND PROVIDE FOR COLLECTION OF FIRE RESCUE SPECIAL ASSESSMENTS

Notice is hereby given that the City Commission of the City of Deerfield Beach will conduct a public hearing to consider reimposing fire rescue special assessments for the provision of fire rescue services within the City of Deerfield Beach for the Fiscal Year beginning October 1, 2020.

The hearing will be held at 6:00 p.m. on September 14, 2020, in the City Commission Chambers of City Hall, 150 N.E. Second Avenue, Deerfield Beach, Florida, for the purpose of receiving public comment on the proposed assessments. All affected property owners have a right to appear at the hearing and to file written objections with the City Commission within 20 days of this notice. If a person decides to appeal any decision made by the City Commission with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the City Clerk's office at (954)480-4200 at least two (2) days prior to the date of the hearing.

The assessment for each parcel of property will be based upon each parcel's classification and the total number of billing units attributed to that parcel. The following table reflects the proposed fire rescue assessment schedule:

RESIDENTIAL PROPERTY USE CATEGORIES	Rate Per Dwelling Unit			
Residential	\$235			
NON-RESIDENTIAL PROPERTY USE CATEGORIES	Building Classification (in square foot ranges)	Commercial	Industrial/ Warehouse	Institutional
	< 1,999	\$437	\$106	\$1,225
	2,000 - 3,499	\$874	\$212	\$2,450
	3,500 - 4,999	\$1,529	\$371	\$4,288
	5,000 - 9,999	\$2,184	\$529	\$6,125
	10,000 - 19,999	\$4,368	\$1,058	\$12,249
	20,000 - 29,999	\$8,736	\$2,115	\$24,498
	30,000 - 39,999	\$13,103	\$3,173	\$36,747
	40,000 - 49,999	\$17,471	\$4,230	\$48,996
	> 49,999	\$21,839	\$5,287	\$61,245

Copies of the Fire Rescue Assessment Ordinance (Ordinance No. 2002/003), the Amended and Restated Initial Assessment Resolution (Resolution No. 2019/085), the Amended and Restated Final Assessment Resolution (Resolution No. 2019/133), the Preliminary Rate Resolution initiating the annual process of updating the Assessment Roll and reimposing the Fire Rescue Assessments, and the updated Assessment Roll for the upcoming fiscal year are available for inspection at the City Clerk's office in City Hall, located at 150 N.E. Second Avenue, Deerfield Beach, Florida.

The assessments will be collected on the ad valorem property tax bill which will be mailed in November 2020, as authorized by section 197.3632, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title.

If you have any questions, please contact the Customer Service Department at (954)480-4279, Monday through Friday between 9:00 a.m. and 5:00 p.m.

**CITY CLERK
OF DEERFIELD BEACH, FLORIDA**



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-456

Agenda Date: 7/7/2020

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

Resolution 2020/ - A Resolution of the City of Deerfield Beach, Florida, relating to the collection of Nuisance Abatement Services Assessments; adopting findings of fact; directing the preparation of an assessment roll; providing for notice; and providing 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 City currently imposes a nuisance abatement fee, which includes the actual cost of abating the nuisance, the cost of serving notice, the cost of obtaining title information, the cost of lien recordation, the cost of inspections, and all other specifically related costs. Any funds in the Nuisance Abatement Trust Fund may be used to abate public nuisances on property to which title is not clear, abate nuisances on government property that may not be assessed, or for other purposes directly related to the abatement of nuisances.

Current Activity

Nuisance abatement services assessments for the upcoming and for prior fiscal years are as follows: FY 2021 - \$22,633.60; FY2020 - \$27,525.42; FY2019 - \$29,357.62; FY2018 - \$48,367.25; FY2017 - \$18,508.09.

Recommendation

To help to defray the cost of providing nuisance abatement services, staff recommends City Commission approval of this item.

RESOLUTION 2020/

A RESOLUTION OF THE CITY OF DEERFIELD BEACH, FLORIDA, RELATING TO THE COLLECTION OF NUISANCE ABATEMENT SERVICES ASSESSMENTS; ADOPTING FINDINGS OF FACT; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; PROVIDING FOR NOTICE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Deerfield (“City”) has been continuously confronted with the challenge of abandoned and unmaintained homes within the City; and

WHEREAS, the City has instituted its Nuisance Abatement Program to address certain property maintenance issues affecting these abandoned and unmaintained homes; and

WHEREAS, these property maintenance issues negatively affect the public health, safety and welfare by enabling the deterioration of neighborhoods, facilitating and providing opportunities for criminal activity, producing blight and contributing to lower property values; and

WHEREAS, affected property owners and mortgagees were provided notice and an opportunity to be heard concerning conditions on their property that threatened the public health, safety and welfare; and

WHEREAS, the owners or mortgagees have either abandoned the property or refused to address the issues that threaten the community; and

WHEREAS, in an effort to combat these negative effects on the City of Deerfield Beach and its residents, the City has undertaken to improve the various properties throughout the City by abating conditions deemed to be a nuisance pursuant to its Nuisance Abatement Program; and

WHEREAS, the City Commission finds that properties so improved have specifically benefited from the City’s actions in an amount equal to or greater than the costs incurred by the City in carrying out its Nuisance Abatement Program and greater in kind and degree than other properties located within the City; and

WHEREAS, some owners or mortgagees of the benefited properties have failed or refused to reimburse the City for the costs incurred by the City in improving their property; and

WHEREAS, the City Commission finds that it is fair and equitable to assess against each benefited property a non-ad valorem special assessment in an amount equal to the costs incurred by the City in improving said property, less any amounts paid by the property owner to offset such costs; and

WHEREAS, the uniform method of collecting non-ad valorem assessments, as authorized by section 197.3632, Florida Statutes, provides for the collection of non-ad valorem assessments by including such assessments on the tax bills issued for the collection of non-ad valorem taxes.

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

SECTION 1. This Resolution is adopted pursuant to the provisions of Chapter 34, Nuisance Abatement Program of the City of Deerfield Beach Code of Ordinances, Chapter 170, Florida Statutes, and Sections 197.3632 and 197.3635, Florida Statutes, and other applicable provisions of law.

SECTION 2. The foregoing findings are incorporated herein by reference and made a part hereof. Further, it is hereby ascertained, determined and declared as set forth in Chapter 34 of the City of Deerfield Beach Code of Ordinances, that the City Commission of the City of Deerfield Beach has the authority under its home rule powers and other applicable Florida Statutes to impose Nuisance Abatement Services Assessments upon certain defined residential properties ("Assessed Property"), within the incorporated area of the City of Deerfield Beach, as more fully described in Exhibit A attached hereto and incorporated herein by this reference.

In addition, it is hereby ascertained, determined and declared that each parcel of Assessed Property has been benefited by the City's provision of nuisance abatement services in an amount not less than the cost of such service by the City for each parcel computed in the manner set forth in this preliminary Assessment Resolution based upon the following legislative determinations:

(A) Nuisance abatement services provide a special benefit and possess a logical relationship to the use and enjoyment of property.

(B) Nuisance abatement services benefit Assessed Property by providing reasonable, safe and cost effective remediation of nuisance conditions on such property.

(C) Nuisance abatement services benefit Assessed Property by protecting the value of the property, protecting the property from becoming the target of crime, and promoting the health, safety and welfare of the owners and occupants of such property, if any, resulting from the delivery of such services in a reasonable and cost effective manner.

(D) Nuisance abatement services assist in facilitating the eventual sale of property following foreclosure by promoting maintenance of the property, preventing vandalism of the property and improving the appearance of the neighborhood.

SECTION 3. Nuisance Abatement Services are provided to benefited properties after the property has been declared a nuisance pursuant to the City's Nuisance Abatement Program. Nuisance Abatement Services Assessments are imposed when the property owner fails to abate the conditions which give rise to the nuisance and, as a result, the City abates the nuisance(s). Each assessment includes the actual cost incurred by the City for the work performed on the property in abating the nuisance condition(s), utilizing either an outside contractor or City forces; the cost of providing notice, including, but not limited to, the cost of postage and publication and/or service by a process server; and a flat fee of \$325.00 for administrative/personnel costs. The Assessments set forth in the attached Exhibit A are hereby approved and shall be collected utilizing the uniform method of collecting non-ad valorem assessments.

SECTION 4. The City Manager is hereby directed to prepare, or cause to be prepared, an Assessment Roll for the Fiscal Year commencing October 1, 2020 to include the properties set forth in Exhibit A.

SECTION 5. There is hereby established a public hearing to be held on Monday, September 14, 2020, at 6:00 p.m. in the City Commission Chambers of City Hall, 150 N.E. Second Avenue, Deerfield Beach, Florida, at which time the City Commission will receive and consider any comments on the Nuisance Abatement Services Assessments from the public and affected property owners and consider imposing the Nuisance Abatement Services Assessments and collecting such assessments on the same bill as ad valorem taxes. In the event the City is required or authorized to hold this public hearing through communications media technology, then the City Manager is authorized to modify the time and location of the public hearing provided in this Section and to include that information in the notices directed by Sections 6 and 7 of this Resolution.

SECTION 6. The City Manager shall cause to be published a notice of the public hearing authorized by Section 5 above. The notice shall be published no later than August 24, 2020, in substantially the form attached as Exhibit B.

SECTION 7. The City Manager shall also provide notice by first class mail to the Owner of each parcel of Assessed Property in substantially the form attached as Exhibit C. Such notices shall be mailed no later than August 24, 2020. If the City determines that the Truth-in-millage (“TRIM”) notice that is mailed by the Property Appraiser under Section 200.069, Florida Statutes, also fulfills the above requirements of this section, then the separate mailing requirement described above will be deemed to be fulfilled by the TRIM notice.

SECTION 8. This Preliminary Assessment Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS 7th DAY OF JULY, 2020.

CITY OF DERFIELD BEACH, FLORIDA

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK

EXHIBIT A

NAME OF OWNER	PARCEL ID#	AMOUNT	MAILING ADDRESS
EASSEY, PAULA	4842 14 08 0010	\$ 4,174.16	14 WINDING WOODS TRL, ORMOND BEACH, FL 32174-4999
BAYLISS, JOHN M	4843 08 03 0010	\$ 1,990.00	217 SE 18 th ST, DEERFIELD BEACH, FL 33441-5009
BAYLISS, JOHN M	4843 05 08 0830	\$ 1,375.00	49 N FEDERAL HWY, #350 POMPANO BEACH, FL 33062
ADMIRAL SECURITY & INVESTMENT	4842 13 14 0400	\$ 2,221.16	2400 NW 2 ND AVE, SUITE 5 BOCA RATON, FL 33431-6761
BAYLESS, THOMAS / MR. COOPER	4842 01 04 0170	\$ 2,492.64	8950 CYPRESS WATERS, BLVD COPPELL, TX 75019
RUDOWSKI, BORIS EST	4843 06 37 0020	\$ 6,313.00	498 CHIMMNEY SWEEP HILL RD, GLASTONBURY, CT 06033-3945
RIVERS, E & VIOLA	4842 01 03 1820	\$ 1,374.92	9 WILDWOOD TRAIL, RIVERHEAD, NY 11901
RIVERS REV TR BROWN, LETICIA TRSTEE	4842 01 03 1850	\$ 1,030.48	4170 INVERRARY DR #409, LAUDERHILL, FL 33319
RIVERS & VIOLA	4842 01 03 1830	\$ 1,662.24	9 WILDWOOD TRAIL, RIVERHEAD, NY 11901
TOTAL		\$ 22,633.60	

Copies of the assessment roll, showing the amount of the assessment to be imposed against each parcel of property, and the legal documentation relating to the assessment is available for inspection in the office of the City Clerk, located at 150 N.E. Second Avenue, Deerfield Beach, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2020, as authorized by Section 197.3632, Florida Statutes. Failure to pay the assessment will cause a tax certificate to be issued against the property, which may result in a loss of title.

EXHIBIT B

OWNER
ADDRESS
CITY, STATE, ZIP

NOTICE OF HEARING TO IMPOSE A NON-AD VALOREM ASSESSMENT FOR NUISANCE ABATEMENT SERVICES

NOTICE DATE: AUGUST 22, 2020

Parcel Identification Number: Parcel ID XXXX-XX-XX-XXXX

Legal Description:

***** NOTICE TO PROPERTY OWNER*****

As required by Section 197.3632, Florida Statutes, and at the direction of the City Commission for the City of Deerfield Beach, Florida, notice is hereby given by the City of Deerfield Beach, Florida, that the City is proposing to collect a previously imposed special assessment against your property for nuisance abatement services, using the tax bill collection method. The special assessment was levied against your property for the cost to the City of providing nuisance abatement services pursuant to Chapter 34, of the City's Code of Ordinances. The assessment levied against your property was based upon the actual cost to the City for providing the service, including all direct and indirect costs. However, the City will waive any interest on its liens when paid as a non-ad valorem assessment on the tax roll.

The Nuisance Abatement Services Assessment for your property which the City is proposing to collect on the 2020 tax roll is = \$XX,XXX.XX. The total revenue the City will collect for the nuisance abatement services assessments for nuisance abatement services is estimated to be **\$22,633.60**. The nuisance abatement service assessments levied will be collected in the same manner as ad valorem taxes by the Broward County Department of Finance and Management Services and will appear on the "non-ad valorem" portion of the 2020 tax bill. If the property owner fails to pay this assessment when due, it will result in the sale of a tax certificate against the affected property and may subject the property owner to loss of title to the property.

All affected property owners have the right to appear and be heard at a public hearing held by the City Commission and have the right to file written objections with the City Clerk within twenty (20) days of this notice. **The public hearing is to be held on Monday, September 14, 2020 at 6:00 p.m. in the Commission Chambers, City Hall - 150 N.E. Second Avenue, Deerfield Beach, Florida.** At the hearing, the City Commission will consider comments and objections to collection of nuisance abatement services assessments in this manner and will approve the assessment roll as final. Upon the filing of such assessment roll with the Broward County Department of Finance and Management Services, the assessments shall stand as legal, valid and binding liens, co-equal with the lien of all state, county, district, and municipal taxes, superior in dignity to all other liens, titles, and claims, until paid. In accordance with the Americans with Disabilities Act, persons needing special accommodations should contact the City Clerk's office at 954-480-4200 at least two (2) days prior to the hearing.

In the event any person decides to appeal any decision by the City with respect to any matter relating to the consideration of the resolution at the above referenced public hearing, a record of the proceeding may be needed and in such event, such person may need to ensure that a verbatim record of the public hearing is made, which record includes the testimony and evidence on which the appeal is to be based.

EXHIBIT C

NOTICE OF PUBLIC HEARING REGARDING THE COLLECTION OF NUISANCE ABATEMENT SERVICES SPECIAL ASSESSMENTS ON THE 2020 TAX ROLL

Notice is hereby given that the City Commission of the City of Deerfield Beach, Florida ("Commission") will conduct a public hearing concerning the collection of nuisance abatement services assessments on the 2020 tax roll for the purpose of adopting the non-ad valorem assessment roll. The nuisance abatement services assessments were previously assessed against certain properties, which were declared public nuisances and located within the city boundaries of the City of Deerfield Beach, to recover the cost of providing nuisance abatement services to such properties. The assessments for each property were calculated based upon the actual cost of the abatement, plus administrative costs, 8% interest, and the cost of collection.

The public hearing will be held in the City Commission Chambers at City Hall located at 150 N.E. Second Avenue, Deerfield Beach, Florida at 6:00 p.m. on September 14, 2020 or as soon thereafter as the matter may be heard, for the purpose of receiving public comment on the proposed collection of the assessments. All affected property owners have a right to appear at the hearing and to file written objections with the Commission in care of the City Clerk within 20 days of this notice. If a person decides to appeal any decision made by the Commission with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to arrange for a court reporter to ensure that a verbatim record is made. In accordance with the Americans with Disabilities Act, persons needing special accommodations or an interpreter to participate in this proceeding should contact the City Clerk's office at 954-480-4200, at least two (2) days prior to the date of the hearing.

The assessments to be included as non-ad valorem assessments on the 2020 tax roll include the following:

EXHIBIT C – “CONTINUED”

NAME OF OWNER	PARCEL ID#	AMOUNT	MAILING ADDRESS
EASSEY, PAULA	4842 14 08 0010	\$ 4,174.16	14 WINDING WOODS TRL, ORMOND BEACH, FL 32174-4999
BAYLISS, JOHN M	4843 08 03 0010	\$ 1,990.00	217 SE 18 th ST, DEERFIELD BEACH, FL 33441-5009
BAYLISS, JOHN M	4843 05 08 0830	\$ 1,375.00	49 N FEDERAL HWY, #350 POMPANO BEACH, FL 33062
ADMIRAL SECURITY & INVESTMENT	4842 13 14 0400	\$ 2,221.16	2400 NW 2 ND AVE, SUITE 5 BOCA RATON, FL 33431-6761
BAYLESS, THOMAS / MR. COOPER	4842 01 04 0170	\$ 2,492.64	8950 CYPRESS WATERS, BLVD COPPELL, TX 75019
RUDOWSKI, BORIS EST	4843 06 37 0020	\$ 6,313.00	498 CHIMMNEY SWEEP HILL RD, GLASTONBURY, CT 06033-3945
RIVERS, E & VIOLA	4842 01 03 1820	\$ 1,374.92	9 WILDWOOD TRAIL, RIVERHEAD, NY 11901
RIVERS REV TR BROWN, LETICIA TRSTEE	4842 01 03 1850	\$ 1,030.48	4170 INVERRARY DR #409, LAUDERHILL, FL 33319
RIVERS & VIOLA	4842 01 03 1830	\$ 1,662.24	9 WILDWOOD TRAIL, RIVERHEAD, NY 11901
TOTAL		\$ 22,633.60	

Copies of the assessment roll, showing the amount of the assessment to be imposed against each parcel of property, and the legal documentation relating to the assessment is available for inspection in the office of the City Clerk, located at 150 N.E. Second Avenue, Deerfield Beach, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2020, as authorized by Section 197.3632, Florida Statutes. Failure to pay the assessment will cause a tax certificate to be issued against the property, which may result in a loss of title.



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-440

Agenda Date: 7/7/2020

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

ORDINANCE 2020/ - AN ORDINANCE OF THE CITY OF COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING DIVISION 2 "PARKING CITATIONS AND PENALTIES" OF ARTICLE II "STOPPING, STANDING, PARKING" OF CHAPTER 66 "TRAFFIC AND VEHICLES" OF THE CODE BY CREATING SECTION 66-44 "TOWING" TO PROVIDE FOR THE TOWING OF VEHICLES IN VIOLATION OF PARKING REGULATIONS; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Recommended Action

Commission to vote on Ordinance and set public hearing for August 4, 2020

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

Section 316.008(1)(a) authorizes local authorities to regulate or prohibit the stopping, standing, or parking of vehicles on streets and highways within the jurisdiction of the local authority. Section 66-43 of the City Code provides for the administrative charge per vehicle towed by the City where the tow is the result of a violation of a City code section, ordinance, regulation, state law, or where the tow is required as a result of a vehicle accident or the vehicle is inoperative. There currently is no code provision authorizing the towing of vehicles for unpaid parking citations.

Current Activity

As of June 2, 2020, there were 677 Florida registered vehicles with 2 or more outstanding City parking citations for a total of 1,354 unpaid violations, or \$88,010 in uncollected revenue. There were 231 Florida registered vehicles with 3 or more outstanding City parking citations that have accumulated 961 unpaid parking violations, or \$62,465 in uncollected revenue. The proposed ordinance will allow the towing vehicles with a minimum of two (2) outstanding parking citations. This will:

- (1) improve the revenue recovery efforts of Parking Enforcement;
- (2) accelerate the collection rate for unpaid parking citations (*improving the City's revenue stream*);
- (3) deter motorists from ignoring the City's Code and Parking regulations throughout the City; and
- (4) attempt to change the pattern of behavior that results in unpaid parking violations.

Recommendation

Approve the ordinance on first reading.

ORDINANCE NO. 2020/

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING DIVISION 2 “PARKING CITATIONS AND PENALTIES” OF ARTICLE II “STOPPING, STANDING, PARKING” OF CHAPTER 66 “TRAFFIC AND VEHICLES” OF THE CITY CODE BY CREATING SECTION 66-44 “TOWING” TO PROVIDE FOR THE TOWING OF VEHICLES IN VIOLATION OF PARKING REGULATIONS; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE

WHEREAS, in an effort to deter violations of parking regulations, the City desires to enact additional enforcement methods.

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

Section 1. The above “WHEREAS” clauses are true and correct and are incorporated herein.

Section 2. Chapter 66 “Traffic and Vehicles,” Article II “Stopping, Standing, Parking,” Division 2 “Parking Citation and Penalties” is hereby amended by creating Section 66-44 “Towing,” to read as follows:¹

Chapter 66 – TRAFFIC AND VEHICLES

ARTICLE II – STOPPING, STANDING, PARKING

DIVISION 2 – PARKING CITATIONS AND PENALTIES

Sec. 66-44. - Towing.

- (1) Designated parking enforcement officers or Broward County Deputy Sheriffs are hereby authorized to direct the removal and impoundment of any vehicle in areas where signs have been posted indicating that it is a location from which vehicles will be removed if they are parked illegally.
- (2) Designated parking enforcement officers or Broward County Deputy Sheriffs are hereby authorized to direct the removal and impoundment of any vehicle that is impeding traffic.
- (3) Designated parking enforcement officers or Broward County Deputy Sheriffs are hereby authorized to have a vehicle towed from City regulated parking areas, listed in Section 66-76, as may be amended, under the following conditions:
 - (a) The vehicle has, on at least 2 prior—occasions, been issued parking citations, which the registered owner has failed to respond to by paying

¹ Additions to existing City Code text are shown in underline. Deletions to existing City Code text are shown in ~~strikethrough~~.

the fines and penalties resulting from the parking citations or by requesting an appeal hearing as provided in Section 66-41 to contest the parking citations; and

(b) The registered owner of the vehicle has been given written notice by mail that the vehicle will be subject to being towed if the owner does not pay all of the fines and penalties for all outstanding parking citations for that vehicle.

(4) The City shall maintain a current list of all vehicles that are eligible to be towed pursuant to this section.

(5) If a vehicle is towed pursuant to this Section, the vehicle information shall be forwarded to the Broward County Sheriff's Office.

~~Secs. 66-44 – 66-47. – Reserved.~~

~~Secs. 66-48 – 66-55. – Reserved.~~

Section 3. All Sections or parts of Sections of the Code of Ordinances, all ordinances or parts of ordinances, and all Resolutions, or parts of Resolutions, in conflict with this Ordinance are repealed to the extent of such conflict.

Section 4. The provisions of this Ordinance are declared to be severable, and, if any section, sentence, clause and/or phrase of this Ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance, which shall remain in effect, it being the legislative intent that this Ordinance shall stand despite the invalidity of any part.

Section 5. It is the intention of the City Commission and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the City Code of the City of Deerfield Beach, and that the sections of this Ordinance may be renumbered to accomplish such intent.

Section 6. That this Ordinance shall be effective immediately upon adoption on second reading.

PASSED 1ST READING ON THIS _____ DAY OF _____, 2020.

PASSED 2ND READING ON THIS _____ DAY OF _____, 2020.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA L. GILLYARD, CMC, CITY CLERK



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-446

Agenda Date: 7/7/2020

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

ORDINANCE 2020/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING ARTICLE VII "USE OF CITY RIGHTS-OF-WAY" OF CHAPTER 2 "ADMINISTRATION" TO CONFORM WITH STATE LAW; AMENDING SECTION 2-454 TO PROVIDE FOR ADMINISTRATIVE APPROVAL OF CERTAIN APPLICATIONS FOR USE OF CITY RIGHTS-OF-WAY BY PERSONS OTHER THAN A COMMUNICATIONS SERVICE PROVIDER; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Recommended Action

Commission to vote on Ordinance and set public hearing for August 4, 2020.

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

To promote the public health, safety, aesthetics, and general welfare, the City of Deerfield Beach (the "City") has a substantial and significant public interest in maintaining and protecting its public rights-of-way in a non-discriminatory manner, and requiring that individuals and entities seeking permits to conduct any type of excavation, construction or other activity in the City's public rights-of-way do so in a safe, expeditious, and professional manner with minimal disruption to the public and other users of the City's public rights-of-way.

Section 337.401, Florida Statutes, authorizes municipalities to adopt regulations of telecommunications facilities in the public rights-of-way that are related to the placement or maintenance of facilities in the public rights-of-way, are reasonable and non-discriminatory, and are necessary to the management of the public rights-of-way.

In the 2017 legislative session, the Florida Legislature passed the Advanced Wireless Infrastructure Deployment Act (the "Act"), thereby creating subsection (7) to Section 337.401, Florida Statutes, which establishes a process by which wireless providers may install certain "small wireless facilities" within public rights-of-way under the jurisdiction and control of counties and municipalities. During the 2019 Legislative Session, the Florida Legislature adopted Chapter 2019-131, Laws of Florida (CS/CS/CS SB 1000), amending Section 337.401, Florida Statutes, by providing further limitations and preemptions on local government regulation of communications facilities within public rights-of-ways, including limitations on registration renewal requirements.

Current Activity

The City desires to update its right-of-way regulations for communications facilities consistent with

Chapter 2019-131, Laws of Florida and to provide regulations for administrative approval of certain applications to collocate objects other than communications facilities on a City pole in public rights-of-way.

The enclosed Ordinance amends the City's regulations pertaining to communications facilities in the City's public rights-of-way for consistency with the most recent amendments to Section 337.401, Florida Statutes, and provides for administrative approval of certain applications to collocate objects other than communications facilities on a City pole in public rights-of-way.

Recommendation

Approve the Ordinance on First Reading and set public hearing for August 4, 2020.

ORDINANCE NO. 2020/

**AN ORDINANCE OF THE CITY COMMISSION OF THE
CITY OF DEERFIELD BEACH, AMENDING ARTICLE VII
“USE OF CITY RIGHTS-OF-WAY” OF CHAPTER 2
“ADMINISTRATION” TO CONFORM WITH STATE LAW;
AMENDING SECTION 2-454 TO PROVIDE FOR
ADMINISTRATIVE APPROVAL OF CERTAIN
APPLICATIONS FOR USE OF CITY RIGHTS-OF-WAY BY
PERSONS OTHER THAN A COMMUNICATIONS SERVICE
PROVIDER; PROVIDING FOR CONFLICTS,
SEVERABILITY, CODIFICATION, AND AN EFFECTIVE
DATE**

WHEREAS, to promote the public health, safety, aesthetics, and general welfare, the City of Deerfield Beach (the “City”) has a substantial and significant public interest in maintaining and protecting its public rights-of-way in a non-discriminatory manner, and requiring that individuals and entities seeking permits to conduct any type of excavation, construction or other activity in the City’s public rights-of-way do so in a safe, expeditious, and professional manner with minimal disruption to the public and other users of the City’s public rights-of-way; and

WHEREAS, Section 337.401, Florida Statutes, authorizes municipalities to adopt regulations of telecommunications facilities in the public rights-of-way that are related to the placement or maintenance of facilities in the public rights-of-way, are reasonable and non-discriminatory, and are necessary to the management of the public rights-of-way; and

WHEREAS, in the 2017 legislative session, the Florida Legislature passed the Advanced Wireless Infrastructure Deployment Act (the “Act”), thereby creating subsection (7) to Section 337.401, Florida Statutes, which establishes a process by which wireless providers may install certain “small wireless facilities” within public rights-of-way under the jurisdiction and control of counties and municipalities; and

WHEREAS, during the 2019 Legislative Session, the Florida Legislature adopted Chapter 2019-131, Laws of Florida (CS/CS/CS SB 1000), amending Section 337.401, Florida Statutes, by providing further limitations and preemptions on local government regulation of communications facilities within public rights-of-ways, including limitations on registration renewal requirements; and

WHEREAS, the City desires to update its right-of-way regulations for communications facilities consistent with Chapter 2019-131, Laws of Florida and to provide regulations for administrative approval of certain applications to collocate objects other than communications facilities on a City pole in public rights-of-way; and

WHEREAS, the City Commission desires to adopt this Ordinance to amend the City’s regulations pertaining to communications facilities in the City’s public rights-of-way for consistency with the most recent amendments to Section 337.401, Florida Statutes, and to provide for administrative approval of certain applications to collocate objects other than communications facilities on a City pole in public rights-of-way.

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

Section 1. The above “WHEREAS” clauses are true and correct and are incorporated herein.

Section 2. Chapter 2 “Administration,” Article VII “Use of City Rights-of-Way,” is hereby amended to read as follows:¹

Chapter 2 – ADMINISTRATION

ARTICLE VII – USE OF CITY RIGHTS-OF-WAY

Sec. 2-452. - Definitions.

For the purposes of this section, the following terms, phrases, words, and abbreviations shall have the meanings given herein, unless otherwise expressly stated. When not inconsistent with the context, words used in the present tense include the future tense; words in the plural number include the singular number; and words in the singular number include the plural number; and the masculine gender includes the feminine gender. "And" and "or" may be read conjunctively or disjunctively. The words "shall" and "will" are mandatory, and "may" is permissive. Unless otherwise expressly stated, words not defined in this section shall be given the meaning set forth in Title 47 of the United States Code, and, if not defined therein, their common and ordinary meaning. References to governmental entities (whether persons or entities) refer to those entities or their successors in authority. If specific provisions of law referred to herein are renumbered, then the reference shall be read to refer to the renumbered provision. References to laws, ordinances or regulations shall be interpreted broadly to cover government actions, however nominated, and include laws, ordinances and regulations now in force or hereinafter enacted or amended.

Applicant shall mean any person filing an application for registration.

Sec. 2-454. - Application for use of rights-of-way by persons other than a communications services provider, communications facilities provider or pass-through provider.

- (a) *Application.* Any person, other than a communications services provider, communications facilities provider or pass-through provider, wishing to place an object under, on, or over a right-of-way or to collocate an object other than a communications facility on a City pole in a right-of-way, shall be required to file an application with the City of Deerfield Beach on a form approved by the city manager or designee, and such application shall be processed, in accordance with this section. The city manager may

¹ Additions to existing City Code text are shown in underline. Deletions to existing City Code text are shown in ~~strikethrough~~.

develop different forms for different types of requests, depending upon the nature and extent of the proposed use of the right-of-way.

Upon a determination by the city manager or his designee that the application for use of the right-of-way is complete, and payment of the applicable fee, if any, the city will process said application.

- (b) *City staff review.* Upon certification that the application is complete, the application shall be reviewed by all appropriate city departments as determined as necessary by the city manager or his designee. During this review, the city manager or his designee may determine that additional material is needed from the applicant and shall direct the applicant to provide such additional material or information as is deemed necessary and appropriate by the city manager or his designee.
- (c) *City commission review.* After review, of the applications to place an object other than a communications facility under, on, or over a right-of-way as set forth above, the application shall be transmitted to the city commission for review. Such Applications for use of the right-of-way for less than a period of 30 days may be approved by resolution of the city commission of the City of Deerfield Beach. Applications for use of the right-of-way in excess of 30 days shall be approved by ordinance of the city commission of the City of Deerfield Beach. Except as otherwise required by law, no other form of approval shall be permitted. Notwithstanding the foregoing, applications to collocate an object other than a communications facility on a City pole in a right-of-way do not require City Commission review or approval, and may be approved by the City Manager or designee.

Sec. 2-455. - Registration for placement and maintenance of communications facilities.

- (a) *Registration required.* A communications services provider, communications facilities provider or a pass-through provider that desires to place or maintain a communications facility in public rights-of-way in the city shall first register with the city in accordance with this section. Subject to the terms and conditions prescribed in this section, a registrant may place or maintain a communications facility in public rights-of-way upon complying with all permitting and other applicable requirements. ~~A communications services provider, communications facilities provider or a pass-through provider with an existing communications facility in the public rights-of-way of the city as of the effective date of this section shall comply with this section within 60 days from the effective date of this section, including, but not limited to, registration, or be in violation hereof.~~

A registration shall not convey any title, equitable or legal, to the registrant in the public rights-of-way. Registration under this section governs only the placement or maintenance of communications facilities in public rights-of-way. Registration does not excuse a communications services provider from obtaining appropriate access or pole attachment agreements before locating its facilities in the city's public rights-of-way. Registration does not excuse a communications services provider, communications facilities provider or a pass-through provider from complying with all applicable city ordinances, codes or regulations, including this section.

- (b) *Registration application.* Each communications services provider, communications facilities provider or pass-through provider that desires to place or maintain a

communications facility in public rights-of-way in the city shall file a single application for registration with the city, which shall include the following information:

- (1) Name of the applicant;
 - (2) Name, address and telephone number of the applicant's primary contact person in connection with the registration and the person to contact in case of an emergency;
 - (3) Evidence of the insurance coverage required under this section and acknowledgment that ~~registrant~~ applicant has received and reviewed a copy of this section;
 - (4) ~~A copy of the applicant's certificate of authorization or license to provide communications services, which may be evidenced by the Florida Public Services Commission, FCC or Department of State certificate of authorization number~~ The number of applicant's current certificate of authorization issued by the Florida Public Services Commission, the FCC, or the Department of State, if any;
 - (5) A statement of whether the applicant is a pass-through provider as defined in Section 337.401(6)(a)1., Florida Statutes; and ~~If the applicant is a corporation, proof of authority to do business in the State of Florida, which may be satisfied by providing the number of the corporate certification from the state; and~~
 - (6) The applicant's federal employer identification number. ~~A security fund in accordance with this article.~~
- (c) *Processing.* The city manager, or designee, shall review the information submitted by the applicant. If the applicant submits information in accordance with subsection (b) above, the registration shall be effective and the city shall notify the applicant of the effectiveness of registration in writing. If the city determines that the information has not been submitted in accordance with subsection (b) above, the city shall notify the applicant of the non-effectiveness of registration, and reasons for the non-effectiveness, in writing. ~~The city shall so reply to an applicant within 30 days after receipt of the application. registration information from the applicant.~~
- (d) *Cancellation of registration.* A registrant may cancel a registration upon written notice to the city stating that it will no longer place or maintain any communications facilities in public rights-of-way within the city and will no longer need to obtain permits to perform work in public rights-of-way. A registrant cannot cancel a registration if the registrant continues to place or maintain any communications facilities in public rights-of-way.
- (e) *Registration shall be nonexclusive.* Registration shall not in itself establish any right to place or maintain or priority for the placement or maintenance of a communications facility in public rights-of-way within the city, but shall establish for the registrant a right to apply for a permit, if permitting is required by the city. Registrations are expressly subject to any future amendment to or replacement of this section and further subject to any additional city's ordinances, as well as any state or federal laws that may be enacted.
- (f) *Renewal of registration.* A registrant shall renew its registration with the city by April 1 ~~of even-numbered~~ every five years in accordance with the registration requirements in this section, ~~except that a registrant that initially registers during the even-numbered year~~

~~when renewal would be due or the odd numbered year immediately preceding such even numbered year shall not be required to renew until the next even numbered year.~~ If no information in the then-existing registration has changed, the renewal may state that no information has changed. Failure to renew a registration may result in the city restricting the issuance of additional permits until the communications services provider, communications facilities provider or pass-through provider has complied with the registration requirements of this article.

- (g) *Registration updates.* Within ~~30~~90 days of any change in the information required to be submitted pursuant to subsection (b) above, a registrant shall provide updated information to the city.

Sec. 2-456. - Permit requirements and conditions for work in rights-of-way.

- (2) *Permit not required.* A registrant shall be allowed to perform the following limited work within the public rights-of-way without ~~first~~ obtaining a permit; ~~provided that such proposed limited work does not involve excavation, or the closure of a sidewalk or vehicle lane:~~

- a. Routine maintenance, the performance of service restoration work on existing facilities, or repair work, including, but not limited to, emergency repairs of existing facilities or extensions of such facilities for providing communications services to customers, or emergency maintenance, subject to the notification provisions of this article;
- b. Replacement of existing wireless facilities with wireless facilities that are substantially similar or of the same or smaller size; or
- c. Installation, placement, maintenance, or replacement of micro wireless facilities that are suspended on cables strung between existing utility poles in compliance with applicable codes by or for a communications services provider authorized to occupy the rights-of-way and who is remitting taxes under F.S. ch. 202. However, the City may require an initial letter from or on behalf of registrant, which is effective upon filing, attesting that the micro wireless facility dimensions comply with the limits of Section 337.401(7), Florida Statutes.

Notwithstanding this subsection (2), the City may require a permit for work that involves excavation, closure of a sidewalk, or closure of a vehicular lane or parking lane, unless the provider is performing service restoration on an existing facility and the work is done in compliance with the 2017 edition of the Florida Department of Transportation Utility Accommodation Manual. The City may require notice of such work within 30 days after restoration and may require an after-the-fact permit for work that would otherwise have required a permit.

Sec. 2-459. - Insurance, indemnification, and construction bond ~~and security fund.~~

- (d) ~~Security fund. At or prior to the time a registrant receives its first permit to place or maintain a communications facility in public rights-of-way after the effective date of this section, the registrant may be required to file with the city, for city approval, an annual bond, cash deposit or irrevocable letter of credit in the sum of \$25,000.00 having as a surety a company qualified to do business in the State of Florida, and acceptable to the city manager or designee, which shall be referred to as the "security fund." The security fund shall be conditioned on the full and faithful performance by the registrant of all requirements, duties and obligations imposed upon registrant by the provisions of this section. The bond or guarantee shall be furnished annually or as frequently as necessary to provide a continuing guarantee of the registrant's full and faithful performance at all times. In the event a registrant fails to perform its duties and obligations imposed upon the registrant by the provisions of this section, subject to section 2-460 below, there shall be recoverable, jointly and severally from the principal and surety of the bond, any damages or loss suffered by the city as a result, including the full amount of any compensation, indemnification or cost of removal or abandonment of any property of the registrant, plus a reasonable allowance for attorneys' fees, up to the full amount of the security fund. The city may in its reasonable discretion accept a corporate guarantee of the registrant or its parent company, if the registrant is a publicly traded company and maintains an insurance rating of no less than A.~~

Sec. 2-463. - Pass-through provider fees and charges.

- (a) Pass-through providers shall pay to the city on an annual basis an amount equal to \$500.00 per linear mile or portion thereof of communications facilities placed and/or maintained in the city's public rights-of-way.
- (b) The amounts charged pursuant to this section shall be based on the linear miles of city rights-of-way where communications facilities are placed, not based on a summation of the lengths of individual cables, conduits, strands or fibers.
- (c) Pass-through providers may be required to provide an annual notarized statement identifying the total number of linear miles of pass-through facilities in the City's rights-of-way. Upon request from the City, a pass-through provider must provide reasonable access to maps of pass-through facilities located in the City's rights-of-way.
- (e) Any annual amount charged shall be reduced for a prorated portion of any 12-month period during which the pass-through provider remits taxes imposed by the city pursuant to F.S. ch. 202, as may be amended from time to time.
- (de) Annual payments shall be due and payable on March 1 of each year. Fees not paid within ten days after the due date shall bear interest at the rate of one percent per month from the date due until paid. The acceptance of any payment required hereunder by the city shall not be construed as an acknowledgement that the amount paid is the correct amount due, nor shall such acceptance of payment be construed as a release of any claim which the city may have for additional sums due and payable. All fee payments shall be subject to audit by the city, and assessment or refund if any payment is found to be in error. If such audit results in an assessment by and an additional payment to the city, such additional

payment shall be subject to interest at the rate of one percent per month until the date payment is made.

- (ef) If the payments required by this section are not made within 90 days after the due date, the city may withhold the issuance of any permits to the registrant until the amount past due is paid in full.

Section 3. All Sections or parts of Sections of the Code of Ordinances, all ordinances or parts of ordinances, and all Resolutions, or parts of Resolutions, in conflict with this Ordinance are repealed to the extent of such conflict.

Section 4. The provisions of this Ordinance are declared to be severable, and, if any section, sentence, clause and/or phrase of this Ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance, which shall remain in effect, it being the legislative intent that this Ordinance shall stand despite the invalidity of any part.

Section 5. It is the intention of the City Commission and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the City Code of the City of Deerfield Beach, and that the sections of this Ordinance may be renumbered to accomplish such intent.

Section 6. That this Ordinance shall be effective immediately upon adoption on second reading.

PASSED 1ST READING ON THIS _____ DAY OF _____, 2020.

PASSED 2ND READING ON THIS _____ DAY OF _____, 2020.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA L. GILLYARD, CMC, CITY CLERK



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-493

Agenda Date: 7/7/2020

Status: ADDENDUM

In Control: City Commission

Title

Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, extending the State of Local Emergency regarding COVID-19 until August 17, 2020; authorizing the City Manager to take appropriate actions; providing an effective date.

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

Novel Coronavirus Disease 2019 ("COVID-19") is a severe acute respiratory illness that can spread among humans through respiratory transmission and presents with symptoms similar to those of influenza.

On March 9, 2020, Governor DeSantis issued Executive Order 20-52 declaring a State of Emergency in the State of Florida due to COVID-19.

Section 30-28 of the City of Deerfield Beach Code of Ordinances (the "City Code") empowers the Mayor to declare a state of local emergency by executive order if the Mayor finds that an emergency, as defined in Section 252.34, Fla. Stat., has occurred in the City or that the threat thereof is imminent. COVID-19 poses an imminent threat that may result in substantial injury or harm to the population.

On March 13, 2020, the Mayor issued an Executive Order declaring a State of Local Emergency in the City of Deerfield Beach (the "State of Local Emergency"). Pursuant to Section 30-28 of the City Code, the maximum period of any state of local emergency declared by the Mayor shall be 7 days, but the City Commission may extend the state of local emergency for additional periods of up to 30 days each. On March 17, 2020, the City Commission extended the State of Local Emergency until April 17, 2020. On March 27, 2020, the City Manager issued Emergency Order 2020-04, announcing a Safer at Home order for City residents.

On March 30, 2020, Governor DeSantis issued Executive Order 20-89, which ordered that Broward, Palm Beach, Miami-Dade and Monroe County restrict public access and facilities deemed non-essential pursuant to the Guidelines of Miami-Dade County Emergency Order 07-20, as amended.

The City Manager has issued Emergency Orders to deal with the emergency and mitigate the harm posed by COVID-19 as referenced therein and as further described in County, State, and Federal declarations concerning COVID-19.

On April 7, 2020, the City Commission extended the State of Local Emergency until May 17, 2020, and the City Manager issued an Amended and Restated Emergency Order 2020-04, requiring the use of face coverings. On April 28, 2020, Broward County issued Emergency Order 20-08, providing for the limited reopening of certain parks, natural areas, boat ramps, marinas, golf courses, and certain pools and other amenities in Broward County.

On May 8, 2020, Governor DeSantis issued Executive Order 20-114 extending the State of Emergency in the State of Florida due to COVID-19 until July 8, 2020. On May 12, 2020, the City Commission extended the State of Local Emergency until June 17, 2020.

On May 14, 2020, Governor DeSantis issued Executive Order 20-122, permitting Broward County to participate in the Phase 1 reopening identified in Executive Order 20-112, Executive Order 20-120, and any future orders pertaining to Phase 1 or the phased reopening of Florida.

On May 21, 2020, Broward County issued Emergency Order 20-12, which was amended on May 22, 2020 by Emergency Order 20-13, outlining the establishments permitted to operate within Broward County and, as amended, providing for the reopening of beaches, commercial gyms and fitness centers, hotels and other lodging establishments, subject to the guidelines and conditions set forth in the County orders.

On May 29, 2020, Broward County issued Emergency Order 20-14, permitting certain additional activities on beaches and at parks, allowing certain additional establishments to operate and clarifying the guidelines and requirements for all establishments.

On June 3, 2020, Governor DeSantis issued Executive Order 20-139, implementing Phase 2 of the reopening/recovery (for counties other than Broward, Miami-Dade, and Palm Beach) providing for bars and other establishments licensed to sell alcohol for on premises consumption (excluding nightclubs) and entertainment establishments, including movie theaters, concert houses, auditoriums, playhouses, bowling alleys and arcades, to operate at 50% capacity.

On June 5, 2020, Broward County issued Emergency Order 20-15, permitting additional establishments and youth activities (including summer camps), vacation rentals, pari-mutuel establishments, movie theaters, and certain other entertainment venues to operate pursuant to specific guidelines or pre-approved reopening and operations plans.

On June 12, 2020, Broward County issued Emergency Order 20-17, requiring retail establishments and restaurants to post signage containing information regarding sanitization, social distancing, and facial covering requirements.

On June 16, 2020, the City Commission adopted a Resolution extending the State of Local Emergency in the City through July 17, 2020.

On June 23, 2020, Broward County issued Emergency Order 20-18, which outlines penalties for

establishments that fail to comply with Emergency Orders mandating sanitization, social distancing, facial coverings and other requirements intended to mitigate the spread of COVID-19.

Current Activity

The City Commission's most recent extension of the State of Local Emergency is set to expire on July 17, 2020, unless further extended. The Governor has issued an Executive Order extended the State of Emergency in the State of Florida due to COVID-19 until July 8, 2020, which date may be further extended by the Governor. The enclosed Resolution extends the State of Local Emergency until August 17, 2020.

The confirmed cases of COVID-19 within the City's jurisdictional boundaries continue to increase, the confirmed cases within Broward County continue to increase daily, and the United States has more total reported confirmed cases than any other country.

Due to the evolving nature of the COVID-19 emergency, continued CDC recommendations regarding social distancing and large gatherings, and the continued phased reopening of businesses, establishments and amenities, a further extension of the Local State of Emergency until August 17, 2020 is proposed.

Recommendation

Staff recommends approval.

RESOLUTION NO. 2020/

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF
DEERFIELD BEACH, FLORIDA, EXTENDING THE STATE OF LOCAL
EMERGENCY REGARDING COVID-19 UNTIL AUGUST 17, 2020;
AUTHORIZING THE CITY MANAGER TO TAKE APPROPRIATE
ACTIONS; PROVIDING AN EFFECTIVE DATE**

WHEREAS, Novel Coronavirus Disease 2019 (“COVID-19”) is a severe acute respiratory illness that can spread among humans through respiratory transmission and presents with symptoms similar to those of influenza; and

WHEREAS, on March 9, 2020, Governor DeSantis issued Executive Order 20-52 declaring a State of Emergency in the State of Florida due to COVID-19; and

WHEREAS, Section 30-28 of the City of Deerfield Beach Code of Ordinances (the “City Code”) empowers the Mayor to declare a state of local emergency by executive order if the Mayor finds that an emergency, as defined in Section 252.34, Fla. Stat., has occurred in the City or that the threat thereof is imminent; and

WHEREAS, Section 252.34(4), Fla. Stat., defines an “emergency” to mean “any occurrence, or threat thereof, whether natural, technological, or manmade, in war or in peace, which results or may result in substantial injury or harm to the population or substantial damage to or loss of property”; and

WHEREAS, COVID-19 poses an imminent threat that may result in substantial injury or harm to the population; and

WHEREAS, to reduce the spread of COVID-19, the United States Centers for Disease Control and Prevention (“CDC”) and the Florida State Department of Health recommend implementation of community mitigation strategies to increase containment of the virus, including cancellation of large gatherings, wearing facial coverings in public places and social distancing of at least six (6) feet between persons in smaller gatherings; and

WHEREAS, on March 13, 2020, the Mayor issued an Executive Order declaring a State of Local Emergency in the City of Deerfield Beach (the “State of Local Emergency”); and

WHEREAS, pursuant to Section 30-28 of the City Code, the maximum period of any state of local emergency declared by the Mayor shall be 7 days, but the City Commission may extend the state of local emergency for additional periods of up to 30 days each; and

WHEREAS, on March 17, 2020, the City Commission extended the State of Local Emergency until April 17, 2020; and

WHEREAS, on March 30, 2020, Governor DeSantis issued Executive Order 20-89, which ordered that Broward, Palm Beach, Miami-Dade and Monroe County restrict public access and facilities deemed non-essential pursuant to the Guidelines of Miami-Dade County Emergency Order 07-20, as amended; and

WHEREAS, the City Manager has issued Emergency Orders to deal with the emergency and mitigate the harm posed by COVID-19 as referenced therein and as further described in County, State, and Federal declarations concerning COVID-19; and

WHEREAS, on April 1, 2020, Governor DeSantis issued Executive Order 20-91, requiring all persons in Florida to limit their movements and personal interactions outside of their home to only those necessary to obtain or provide essential services or conduct essential activities; and

WHEREAS, on April 7, 2020, the City Commission extended the State of Local Emergency until May 17, 2020; and

WHEREAS, on April 7, 2020, the City Manager issued an Amended and Restated Emergency Order 2020-04, requiring the use of face coverings; and

WHEREAS, on May 8, 2020, Governor DeSantis issued Executive Order 20-114 extending the State of Emergency in the State of Florida due to COVID-19 until July 8, 2020; and

WHEREAS, on May 12, 2020, the City Commission extended the State of Local Emergency until June 17, 2020; and

WHEREAS, on May 14, 2020, Governor DeSantis issued Executive Order 20-122, permitting Broward County to participate in the Phase 1 reopening identified in Executive Order 20-112, Executive Order 20-120, and any future orders pertaining to Phase 1 or the phased reopening of Florida; and

WHEREAS, on May 14, 2020, Broward County issued Emergency Order 20-10, implementing certain measured steps to participate in the Phase 1 reopening of Broward County, including designating certain business activities as permitted activities and reopening additional portions of recreational amenities, subject to the requirements in Emergency Order 20-10; and

WHEREAS, on May 15, 2020, Governor DeSantis issued Executive Order 20-123, providing for the “Full Phase One” reopening of certain businesses and establishments; and

WHEREAS, on May 21, 2020, Broward County issued Emergency Order 20-12, which was amended on May 22, 2020 by Emergency Order 20-13, outlining the establishments permitted to operate within Broward County and, as amended, providing for the reopening of beaches, commercial gyms and fitness centers, hotels and other lodging establishments, subject to the guidelines and conditions set forth in the County orders; and

WHEREAS, on May 29, 2020, Broward County issued Emergency Order 20-14, permitting certain additional activities on beaches and at parks, allowing certain additional establishments to operate and clarifying the guidelines and requirements for all establishments; and

WHEREAS, on June 3, 2020, Governor DeSantis issued Executive Order 20-139, implementing Phase 2 of the reopening/recovery (for counties other than Broward, Miami-Dade, and Palm Beach) providing for bars and other establishments licensed to sell alcohol for on premises consumption (excluding nightclubs) and entertainment establishments, including movie theaters, concert houses, auditoriums, playhouses, bowling alleys and arcades, to operate at 50% capacity; and

WHEREAS, on June 5, 2020, Broward County issued Emergency Order 20-15, permitting additional establishments and youth activities (including summer camps), vacation rentals, pari-mutuel establishments, movie theaters, and certain other entertainment venues to operate pursuant to specific guidelines or pre-approved reopening and operations plans; and

WHEREAS, on June 12, 2020, Broward County issued Emergency Order 20-17, requiring retail establishments and restaurants to post signage containing information regarding sanitization, social distancing, and facial covering requirements; and

WHEREAS, on June 16, 2020, the City Commission adopted a Resolution extending the State of Local Emergency in the City through July 17, 2020; and

WHEREAS, on June 23, 2020, Broward County issued Emergency Order 20-18, which outlines penalties for establishments that fail to comply with Emergency Orders mandating sanitization, social distancing, facial coverings and other requirements intended to mitigate the spread of COVID-19; and

WHEREAS, the City is aware of an increase in confirmed cases of COVID-19 within its jurisdictional boundaries, the confirmed cases within Broward County continue to increase daily, and the United States has more total reported confirmed cases than any other country; and

WHEREAS, due to the evolving nature of the COVID-19 emergency, continued CDC recommendations regarding social distancing and large gatherings, and the continued phased reopening of businesses, establishments and amenities, the City Commission deems it in the best interest of the City to further extend the State of Local Emergency until August 17, 2020.

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 hereof.

Section 2. Pursuant to Section 30-28 of the City Code, the City Commission hereby extends the State of Local Emergency until August 17, 2020, unless terminated earlier by a vote of four members of the City Commission.

Section 3. The City Manager is hereby authorized to do all things necessary to prepare the City for the State of Local Emergency and to respond to the emergency, including but not limited to exercising the City Manager's emergency powers provided for in Section 30-29 of the City Code.

Section 4. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2020.

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-467

Agenda Date: 7/7/2020

Status: CITY COMMISSION
BUSINESS

In Control: City Commission

Title

Discussion regarding the selection of a voting delegate to the Florida League of Cities 2020 Annual Conference on August 14th.

Recommended Action

Motion on decision of Commission

Background/History

In April 2019, Commissioner Hudak was appointed voting delegate for the Florida League of Cities 2019 Annual Conference.

Current Activity

The League has requested the selection of one (1) delegate; the form included in the agenda backup must be returned by August 7th.



TO: Key Official

FROM: Michael Sittig, Executive Director

DATE: June 9, 2020

SUBJECT: 94th Annual FLC Conference – Required Business Meetings
VOTING DELEGATE INFORMATION

The Florida League of Cities' will hold a scaled down Annual Conference that will consist of the required business meetings on August 14, 2020. At this time, the meetings will be conducted in-person with remote access for those who do not wish to travel. The location will be in Orlando. The hotel will be announced soon.

The FLC Business Meeting is scheduled on Friday August 14, 2020 at 2:00 p.m. This meeting will likely be an in-person meeting with remote access. All voting will be conducted electronically. Due to the rapidly changing environment, a final decision will be made in early July.

It is important that each municipality designate one official to be the voting delegate for the FLC Business Meeting. Election of League leadership and adoption of resolutions are undertaken during the business meeting.

In accordance with the League's by-laws, each municipality's vote is determined by population, and the League will use the Estimates of Population from the University of Florida for 2019.

The chosen delegate will receive an email with further electronic voting instructions closer to conference.

If you have any questions on voting delegates, please email Eryn Russell at erussell@flcities.com. **Voting delegate forms (or any changes to the voting delegate) must be received by the League no later than August 7, 2020.**

Attachments: Form Designating Voting Delegate



94th FLC Annual Conference – Business Meetings
Florida League of Cities, Inc.
August 14, 2020

It is important that each member municipality designate one of their officials to cast their votes at the Annual Business Session. League By-Laws require that each municipality select one person to serve as the municipalities voting delegate. ***Municipalities do not need to adopt a resolution to designate a voting delegate.***

Please fill out this form and return it to the League office so that your voting delegate may be properly identified. The chosen delegate will receive an email with further electronic voting instructions closer to conference. For this reason, it is important that we have the correct email on file for the voting delegate. If the delegate changes, please notify us no later than August 7, 2020.

Designation of Voting Delegate

Name of Voting Delegate: _____

Title: _____

Municipality of: _____

Email of Delegate: _____

AUTHORIZED BY:

Name

Title

Return this form to:

Eryn Russell
Florida League of Cities, Inc.
Fax: (850) 222-3806
Email: erussell@flcities.com



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-490

Agenda Date: 7/7/2020

Status: CITY COMMISSION
BUSINESS

In Control: City Commission

Title

Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, designating Juneteenth as an official city holiday; 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

June 19, "Juneteenth," is the oldest recognized celebration observing the freedom of African-Americans from slavery in the United States and is a historic milestone reminding Americans of the triumph of the human spirit over the harshness of slavery and the basic civil right of freedom and equality for all. On June 19, 1865, Union soldiers, led by Major General Gordon Granger arrived in Galveston, Texas, with news that the Civil War had ended. The Emancipation Proclamation was issued on September 22, 1862, with an effective date of January 1, 1863, but had minimal immediate effect on the majority of enslaved people who remained in captivity and oppression by slave owners. The last of the enslaved in the United States were freed on June 19, 1865, two years, five months, and eighteen days after President Lincoln signed the Emancipation Proclamation.

Current Activity

Juneteenth is celebrated in more than 205 American cities and is officially recognized by 46 states, including the state of Florida, and U.S. territories such as Puerto Rico and Guam. The enclosed Resolution supports the continued nationwide celebration of Juneteenth to provide an opportunity for the people of the United States to learn more about the past and to better understand the experiences that have shaped the United States.

As an official City holiday, June 19th would not be considered a work day. The City currently observes 11 holidays, 1 day designated by the City Manager, and 1 personal day. Observing Juneteenth as a holiday would be subject to collective bargaining unit approval. The full load personnel costs of a holiday is approximately \$110,000.

Recommendation

Approval of resolution designating June 19th (Juneteenth) of every year as an official City holiday.

RESOLUTION NO. 2020/

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY
OF DEERFIELD BEACH, FLORIDA, DESIGNATING
JUNETEENTH AS AN OFFICIAL CITY HOLIDAY;
PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, Juneteenth (celebrated on June 19th) is the oldest recognized celebration observing the freedom of African-Americans from slavery in the United States and is a historic milestone reminding Americans of the triumph of the human spirit over the harshness of slavery and the basic civil right of freedom and equality for all; and

WHEREAS, the Emancipation Proclamation was issued on September 22, 1862, with an effective date of January 1, 1863, but had minimal immediate effect on many enslaved people who remained in captivity and oppression by slave owners; and

WHEREAS, on June 19, 1865, Union soldiers, led by Major General Gordon Granger, arrived in Galveston, Texas with news that the Civil War had ended; and

WHEREAS, two years, five months, and eighteen days after President Lincoln signed the Emancipation Proclamation, the last of those enslaved within the borders of the United States were freed; and

WHEREAS, on June 19, 1866, the first official Juneteenth celebrations took place in Texas, and within a few years, African Americans in other states were celebrating the day as well, making it an annual tradition; and

WHEREAS, Juneteenth is celebrated in more than 205 American cities and is officially recognized by 47 states, including the state of Florida, and U.S. territories such as Puerto Rico and Guam; and

WHEREAS, the City recognizes the historical significance of Juneteenth to the United States; and

WHEREAS, the City supports the continued nationwide celebration of Juneteenth to provide an opportunity for the people of the United States to learn more about the past and to better understand the experiences that have shaped the United States.

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 hereof.

Section 2. The City Commission hereby designates Juneteenth (celebrated on June 19 of every year) as an official City holiday.

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

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

PASSED AND ADOPTED THIS ____ DAY OF _____, 2020.

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK



Memorandum

TO: Management Team and Staff
FROM: David Santucci, City Manager
DATE: October 1, 2019
RE: Holiday Schedule 2020

In order to make it easier for you to plan your work schedules and for employees to make their personal plans, the following Holiday Schedule will be in effect throughout Calendar Year 2020:

New Year's Day	January 1, 2020	Wednesday
Martin Luther King, Jr. Day	January 20, 2020	Monday
President's Day	February 17, 2020	Monday
Memorial Day	May 25, 2020	Monday
Independence Day (observed)	July 3, 2020	Friday
Labor Day	September 7, 2020	Monday
Veterans' Day	November 11, 2020	Wednesday
Thanksgiving Day	November 26, 2020	Thursday
Day after Thanksgiving	November 27, 2020	Friday
Christmas Eve	December 24, 2020	Thursday
Christmas Day	December 25, 2020	Friday
Personal Day	As Mutually Scheduled with Supervisor	

Thank you for your anticipated attention to this Holiday Schedule. Please post on your bulletin board and distribute to those who do not have access to email.

David Santucci, City Manager

cc: Mayor and Members of City Commission
City Attorney



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-465

Agenda Date: 7/7/2020

Status: CITY COMMISSION
BUSINESS

In Control: City Commission

Title

Resolution 2020/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, condemning bias and discrimination against individuals on the basis of their race, color, ethnicity, religion, or natural origin; providing for severability and an effective date.

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

On May 25, 2020, George Floyd, an unarmed 46-year-old black man was killed while being arrested by police in Minneapolis, Minnesota. Mr. Floyd died after allegedly being pinned down under a police officer's knee for at least nine minutes, while handcuffed and lying face down on the street, begging to breathe, as three other officers looked on.

While the actions of the four Minneapolis police officers do not represent the actions or reflect the values of the men and women that serve and protect their respective communities with the highest level of professionalism, their actions do impact the relationships between those communities and their police departments.

Current Activity

Racism, racial discrimination, and ethnic conflict and violence are persisting challenges for this Country. The struggle against racism requires continuing active resistance against it at all levels to promote social justice and human welfare nationally and globally.

The City acknowledges that in all professions there are bad actors and that those bad actors need to be quickly rooted out when they adversely impact public safety. The City denounces unnecessary harm inflicted by those who are trained to protect and serve and the inaction by those who have the authority to intervene. The City encourages citizens to stand up for equality and against discrimination through peaceful speech and action. The City also encourages law enforcement and the community to work together for the enjoyment of peace in all neighborhoods.

Recommendation

Approve resolution.

RESOLUTION NO. 2020/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, CONDEMNING BIAS, AND DISCRIMINATION AGAINST INDIVIDUALS ON THE BASIS OF THEIR RACE, COLOR, ETHNICITY, RELIGION, OR NATURAL ORIGIN; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE

WHEREAS, on May 25, 2020, George Floyd, an unarmed 46-year-old black man, was killed while being arrested by police in Minneapolis, Minnesota; and

WHEREAS, Mr. Floyd died after allegedly being pinned down under a police officer's knee for at least nine minutes, while handcuffed and lying face down on the street, begging to breathe, as three other officers looked on; and

WHEREAS, this apparently unprovoked and intentional act of violence was a blatant disregard for the dignity and sanctity of human life; and

WHEREAS, the actions of the four Minneapolis police officers do not represent the actions or reflect the values of the men and women that serve and protect their respective communities with the highest level of professionalism, but their actions do impact the relationships between those communities and their police departments; and

WHEREAS, racism, racial discrimination, and ethnic conflict and violence are persisting challenges for this Country and threaten human development because of the obstacles they pose to the fulfillment of basic human rights such as survival, security, development, and social participation; and

WHEREAS, racism has been shown to have negative cognitive, behavioral, and relational effects on both child and adult victims nationally and globally, historically and contemporarily; and

WHEREAS, racism has been shown to negatively affect ethnic minority children's academic and social development, self-esteem, and personal feelings for efficacy; and

WHEREAS, the struggle against racism requires continuing active resistance against it at all levels to promote social justice and human welfare nationally and globally; and

WHEREAS, the City acknowledges that in all professions there are bad actors and that those bad actors need to be quickly rooted out when they adversely impact public safety; and

WHEREAS, the City denounces unnecessary harm inflicted by those who are trained to protect and serve and the inaction by those who have the authority to intervene; and

WHEREAS, the City encourages citizens to stand up for equality and against discrimination through peaceful speech and action; and

WHEREAS, the City encourages law enforcement and the community to work together for the enjoyment of peace in all neighborhoods.

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 hereof.

Section 2. The City Commission hereby condemns bias and discrimination against individuals on the basis of their race, color, ethnicity, religion, or national origin, and reaffirms its commitment to support racial justice and human and civil rights for all.

Section 3. The Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2020.

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK



City of Deerfield Beach

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

Face Sheet

File Number: I.D. 2020-492

Agenda Date: 7/7/2020

Status: CITY COMMISSION
BUSINESS

In Control: City Commission

Title

Resolution 2020/ - A Resolution of City Commission of the City of Deerfield Beach, Florida, designating the Least Tern as the Official City Bird; 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

Many cities, states, and countries designate specific bird species to serve as a symbolic representation of their culture and identity. The City of Deerfield Beach has not yet officially designated a City bird.

The Least Tern is classified as a threatened species in the State of Florida. The Least Tern inhabits areas along the coasts of Florida, including estuaries and bays, as well as rivers in the Great Plains.

Current Activity

The City of Deerfield Beach is currently the home of a number of successfully breeding Least Terns, with approximately 50 nests on the beach. According to Florida Fish and Wildlife Conservation Commission, this is the only ground nesting Least Tern Colony south of Brevard County along the entire Southeast Florida coast, including the Florida Keys.

The official bird designation of the Least Tern as the official City bird will raise public awareness of the unique behavior and habitat requirements of the Least Tern, and foster public stewardship for its continued existence.

Recommendation

Approve the resolution designating the Least Tern as the official City bird.

RESOLUTION NO. 2020/

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY
OF DEERFIELD BEACH, FLORIDA, DESIGNATING THE
LEAST TERN AS THE OFFICIAL CITY BIRD; PROVIDING
FOR AN EFFECTIVE DATE**

WHEREAS, many cities, states, and countries designate specific bird species to serve as a symbolic representation of their culture and identity; and

WHEREAS, the City of Deerfield Beach has not yet officially designated a City bird; and

WHEREAS, the Least Tern is classified as a threatened species in the State of Florida;
and

WHEREAS, the Least Tern inhabits areas along the coasts of Florida, including estuaries and bays, as well as rivers in the Great Plains; and

WHEREAS, the City of Deerfield Beach is currently the home of a number of successfully breeding Least Terns, with approximately 50 nests on the beach; and

WHEREAS, according to Florida Fish and Wildlife Conservation Commission, this is the only ground nesting Least Tern Colony south of Brevard County along the entire Southeast Florida coast, including the Florida Keys; and

WHEREAS, the official bird designation of the Least Tern as the official City bird will raise public awareness of the unique behavior and habitat requirements of the Least Tern, and foster public stewardship for its continued existence.

**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 hereof.

Section 2. The City Commission hereby designates the Least Tern as the official City bird.

Section 3. The Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2020.

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK