



Regular City Commission Meeting Agenda

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

Mayor Bill Ganz

Vice Mayor Ben Preston

District 1 Commissioner Michael Hudak

District 3 Commissioner Bernie Parness

District 4 Commissioner Todd Drosky

Tuesday

May 18, 2021

7:00 PM

CALL TO ORDER & ROLL CALL

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

APPROVAL OF CITY COMMISSION MINUTES

Regular City Commission Meeting Minutes

Attachment: April 20, 2021

Special City Commission Meeting Minutes

Attachment: April 13, 2021

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Community Appearance Board Meeting Minutes

Attachment: April 14, 2021

Planning & Zoning Board Meeting Minutes

Attachment: April 1, 2021

African American Heritage Board Meeting Minutes

Attachment: April 5, 2021, April 21, 2021

APPROVAL OF THE AGENDA

May 18, 2021

ZOOM MEETING

Join Zoom Meeting by clicking the below link:

<https://deerfield-beach.zoom.us/j/84949638190?pwd=b1BZVGtjWEFjcldUZXhhRG5jUIZWUT09>

Join Zoom Meeting via telephone by dialing:

Call-in Number: (312) 626-6799

Meeting ID: 849 4963 8190#

Participant ID: #

Passcode: 703444#

For complete instructions on joining and/or participating during Public Comment, please click the following link or attend in person in the City Commission Chambers adhering to social distancing protocols, face covering requirements and temperature checks upon entry:

Attachment: Zoom Instructions

AWARDS & RECOGNITION

1. Proclamation presented to Redemption Baptist Church in recognition of Haitian Flag Day.

Sponsor: Mayor Bill Ganz

QUASI-JUDICIAL PUBLIC HEARINGS

2. P.H. 2021-063: STONESHEK LLC represented by South East Architect Services, Inc. (Technical Deviation Case No. 2526)

Applicant: STONESHEK LLC represented by South East Architect Services, Inc. (Technical Deviation Case No. 2526)

Proposal: Seeking approval of a TECHNICAL DEVIATION for fourteen (14) parking spaces in accordance with Section 98-88 (q) of the Deerfield Beach Land Development Code to permit a restaurant, spa and offices in an existing building with fourteen (14) existing parking spaces, in lieu of the 28 parking spaces required by Code.

Location: The property is generally described as THE COVE 32-48 B LOT 4 W1/2,5 BLK 4, as more particularly described in the file and located at 1400 E. Hillsboro Boulevard.

Suggested Action: Commission to vote on Resolution

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

Sponsor: Department of Planning & Development Services

Attachment: Stoneshek, LLC

3. P.H. 2021-064: WHALE'S RIB INC. represented by Steve Edwards Architecture LLC (Technical Deviation Case No. 2529)

Applicant: WHALE'S RIB INC. represented by Steve Edwards Architecture LLC (Technical Deviation Case No. 2529)

Proposal: Seeking approval of a TECHNICAL DEVIATION for two (2) additional parking spaces in accordance with Section 98-88 (q) of the Deerfield Beach Land Development Code to permit a generator installation for an existing restaurant, in lieu of the twenty-one (21) parking spaces as previously approved.

Location: The property is generally described as several parcels of land in OCEAN VUE 3-34 BLK 5, more particularly described in the file and located at 2019-2041 NE 2 Street.

Suggested Action: Commission to vote on Resolution

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

Sponsor: Department of Planning & Development Services

Attachment: Whale's Rib, Inc.

PUBLIC HEARINGS – SECOND READING

4. **P.H. 2021-065: ORDINANCE 2021/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, REPEALING ARTICLE IV, "PROCUREMENT CODE" AND ARTICLE V "PROCEDURES FOR SALE OR LEASE OF CITY-OWNED PROPERTY" OF CHAPTER 38 "FINANCE AND TAXATION" OF THE CITY CODE, AND ENACTING A NEW ARTICLE IV, "ACQUISITION OF GOODS AND SERVICES AND DISPOSAL OF CITY PROPERTY"; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance

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

Sponsor: Division of Purchasing & Contract Administration

Attachment: Procurement Code

5. **P.H. 2021-066: ORDINANCE 2021/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING A SEVENTH AMENDMENT TO THE LEASE AGREEMENT BETWEEN THE CITY OF DEERFIELD BEACH AND THE FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY; AUTHORIZING AN EXTENSION OF TIME FOR THE DEVELOPMENT OF FOUR ACRES OF THE FLORIDA ATLANTIC RESEARCH & DEVELOPMENT AUTHORITY PROJECT IN THE CITY OF DEERFIELD BEACH; RATIFYING THE SIXTH AMENDMENT TO THE LEASE AGREEMENT; PROVIDING FOR EXECUTION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance

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

Sponsor: Office of the City Manager

Attachment: FARDA Lease

PUBLIC COMMENT

Persons addressing the Commission shall state his/her name and address and may speak for three (3) minutes unless extended for one (1) additional minute by the Mayor. All remarks made by the public at a Commission meeting on an agenda item shall be addressed to the Commission as a body and limited to the subject matter before the Commission at that particular time. No comments shall be made related to the personal life or personal qualities of any person and no language which would offend persons of ordinary sensibilities shall be permitted. The public shall be given an opportunity to speak on any substantive agenda item, subject to the aforementioned restrictions, prior to a vote on the matter by the City Commission. The Commission shall determine the appropriate time, prior to the vote, for the public to speak. For consent agenda items, the public shall be given an opportunity to speak prior to the approval of the consent agenda. The Commission may, by majority vote, determine that public input on an agenda item be tabled to a future meeting so long as the vote on the agenda item take place at the future meeting and that the public input take place prior to the Commission making any decision.

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

- 6. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the 2021 Amendment to the Interlocal Agreement with Broward County for distribution of the proceeds of the Three Cent Additional Local Option Gas Tax on Motor Fuel; authorizing execution of the 2021 Amendment; 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 Financial Services

Attachment: Three Cent Additional Local Option Gas Tax

- 7. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the 2021 Amendment to the Interlocal Agreement with Broward County for distribution of the proceeds of the Fifth Cent Additional Local Option Gas Tax on Motor Fuel; authorizing execution of the 2021 Amendment; 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 Financial Services

Attachment: Fifth Cent Additional Local Option Gas Tax

- 8. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving an amendment to the Work Authorization with Walters Zackria Associates, PLLC for the preparation of a design criteria package and associated services for the Center for Active Aging Redevelopment Project to provide for supplemental construction phase services; authorizing execution of the Amendment with Walters Zackria in an amount not to exceed \$231,480.00; providing an effective date.
(Funds from Account #358-8000-569-61-08 - Architect/Engineering)**

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: Walters Zackria Associates, PLLC

- 9. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a piggyback agreement with Luna Development Corp. for the replacement of 200 linear feet of existing sewer main on SE 13th Court in an amount not to exceed \$100,825.00, utilizing the City of Fort Lauderdale Contract #12204-293; providing for execution and an effective date. (*Funds from Account #413-5000-536-60-31 - Water & Sewer Renewal & Replacement*)**

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: Luna Development Corp.

DEPARTMENTAL BUSINESS

- 10. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the submission of a Hazard Mitigation Grant Program application to the Florida Division of Emergency Management for Lift Station 5 Emergency Back-up Generator; authorizing the expenditure of matching funds in the amount of \$37,500; authorizing execution of a grant agreement, if awarded; and providing for an effective date. (*Fiscal Impact from Account #413-5000-536-60-31 - Water & Sewer Renewal & Replacement*)**

Suggested Action: Commission to vote on Resolution

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

Sponsor: Department of Legislative and Community Affairs

Attachment: Hazard Mitigation Grant Program

- 11. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Evaluation Committee's ranking of proposals pursuant to Request for Proposals #21-05-PC for Design-Build Construction for the Johnny L. Tigner Community Center; authorizing the City Manager to commence contract negotiations and execute a contract with MBR Construction Inc., the top ranked general contractor firm, in an amount not to exceed \$9,116,547.02; providing for conflicts, severability and an effective date. (Funds from Account #358-8000-572-61-12 - Construction)**

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: MBR Construction, Inc.

- 12. ORDINANCE 2021/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 98 "LAND DEVELOPMENT REGULATIONS," ARTICLE IV "SUPPLEMENTARY REGULATIONS," SECTION 98-81 "TREE PRESERVATION" OF THE CITY'S LAND DEVELOPMENT CODE TO ELIMINATE THE BEAUTIFICATION LANDSCAPE TRUST FUND AND PROVIDE FOR ELIGIBLE EXPENDITURES FROM THE TREE PRESERVATION TRUST FUND; AUTHORIZING TRANSFER OF FUNDS FROM THE BEAUTIFICATION LANDSCAPE TRUST FUND TO THE TREE PRESERVATION TRUST FUND; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance and set public hearing for June 1, 2021

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

Sponsor: Department of Planning & Development Services

Attachment: Tree Preservation Trust Fund

13. ORDINANCE 2021/- AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 66 "TRAFFIC AND VEHICLES," ARTICLE II "STOPPING, STANDING, PARKING" OF THE CITY CODE OF ORDINANCES TO REVISE CERTAIN PARKING REGULATIONS AND THE PARKING CITATION APPEAL PROCESS, AND FOR CONSISTENCY WITH STATE LAW; AMENDING CITY CODE SECTION 50-133 "METERED AND STICKERED PARKING FOR WATERCRAFT AND WATERCRAFT TRAILERS AT PIONEER PARK" TO REVISE THE FINES FOR UNLAWFUL WATERCRAFT TRAILER PARKING; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

Suggested Action: Commission to vote on Ordinance and set public hearing for June 1, 2021

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

Sponsor: Department of Financial Services

Attachment: Watercraft Parking

COMMENTS BY ADMINISTRATION & LEGAL

CITY COMMISSION BUSINESS

14. Discussion regarding the Solid Waste Working Group. *(Tabled from May 4, 2021)*

Sponsor: Commissioner Todd Drosky

COMMENTS BY MAYOR & CITY COMMISSION

ADJOURNMENT

FUTURE CITY COMMISSION MEETINGS

Regular City Commission Meeting - Tuesday, June 1, 2021

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.