



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
October 5, 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: September 3, 2021, September 13, 2021

Special City Commission Meeting Minutes

Attachment: September 13, 2021

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Hillsboro Inlet District Meeting Minutes

Attachment: Hillsboro Inlet Minutes - August 16, 2021

APPROVAL OF THE AGENDA

October 5, 2021

ZOOM MEETING

Join Zoom Meeting by clicking the below link:

<https://deerfield-beach.zoom.us/j/87281072619?pwd=eVJQL2lsYU52RXltU3JPZnlkZmRuQT09>

Join Zoom Meeting via telephone by dialing:

Call-in Number: (301) 715-8592

Meeting ID: 872 8107 2619#

Participant ID: #

Passcode: 134191#

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, temperature checks and face covering recommendations:

Attachment: Zoom Instructions

AWARDS & RECOGNITION

- 1. Certificate of Recognition presented to Vicki Langlois for her dedication to the City of Deerfield Beach for over 30 years.**

Sponsor: Department of Sustainable Management

- 2. Certificate of Recognition presented to the Florida Atlantic University Department of Urban & Regional Planning 2020 Masters Students for winning the 2021 Florida Chapter of the American Planning Association's "Student Project of the Year" Award for creating a small area plan for the Deerfield Beach North West Planning Area.**

Sponsor: Commissioner Todd Drosky

QUASI-JUDICIAL PUBLIC HEARINGS

- 3. P.H. 2021-116: Application No. 20-B3c-26 and Variance Case No. 2542 (Project Name: O'Reilly Auto Parts Center) MEYER FAMILY INVESTMENTS II LTD, represented by Alec Blotnick and Christina Bilenki, Esq.**

Applicant: MEYER FAMILY INVESTMENTS II LTD, represented by Alec Blotnick and Christina

Bilenki, Esq.

Proposal: Major site plan application (20-B3c-26) seeking approval to expand existing retail use (auto parts store), construct additional parking and loading, and associated site improvements AND Variance application (Case No. 2542) seeking approval to permit a five (5) foot landscape buffer in the rear yard (abutting a right-of-way) in lieu of the minimum ten (10) feet required by Code Section 98-80(e)(2)a.

Perimeter Buffers.

Location: The property is generally described as a parcel of land on DIXIE 41 SUB 92-10 B LOTS 2-4 TOG/W PARCEL A LEE W SCHOOLER VILLAGE 81-8 B (K/A RIGHT OF WAY), more particularly described in the file, and located at **4091-4119 N. Dixie Highway.**

Suggested Action: Commission to vote on Resolution

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

Sponsor: Department of Planning & Development Services

Attachment: O'Reilly Auto Parts Center

PUBLIC HEARINGS – SECOND READING

- 4. P.H. 2021-117: ORDINANCE 2021/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 98 "LAND DEVELOPMENT REGULATIONS," ARTICLE X "HISTORIC PRESERVATION" OF THE CITY LAND DEVELOPMENT CODE; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance

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

Sponsor: Department of Planning & Development Services

Attachment: Historic Preservation

PUBLIC COMMENT

Persons addressing the Commission shall state his/her name and address and may speak for three (3) minutes unless extended for one (1) additional minute by the Mayor. All remarks made by the public at a Commission meeting on an agenda item shall be addressed to the Commission as a body and limited to the subject matter before the Commission at that particular time. No comments shall be made related to the personal life or personal qualities of any person and no

language which would offend persons of ordinary sensibilities shall be permitted. The public shall be given an opportunity to speak on any substantive agenda item, subject to the aforementioned restrictions, prior to a vote on the matter by the City Commission. The Commission shall determine the appropriate time, prior to the vote, for the public to speak. For consent agenda items, the public shall be given an opportunity to speak prior to the approval of the consent agenda. The Commission may, by majority vote, determine that public input on an agenda item be tabled to a future meeting so long as the vote on the agenda item take place at the future meeting and that the public input take place prior to the Commission making any decision.

CONSENT - BOARD APPOINTMENT

- 5. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, reappointing Jonathan Campbell to the Board of Trustees of the Municipal Firefighters' Pension Trust Fund; and providing for an effective date.**

Suggested Action: Commission to vote on Resolution

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

Sponsor: Office of the City Clerk

Attachment: Firefighters' Pension Board Appointment

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

- 6. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the settlement of all claims against the City in the litigation styled *Carline Simon vs. City of Deerfield Beach, et. al.*; authorizing execution of documents necessary to effectuate the settlement; providing for an effective date. (*Funds from Account #606-0900-519-37-70 - Liability Legal*)**

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: Carline Simon Settlement Agreement

- 7. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Award of Invitation to Bid #21-45-PC for the Dixie Highway**

Landscape Improvements - Hillsboro Blvd. to SW 10th Street (Rebid); authorizing execution of an agreement with Gardening Angel Nursery, Inc., the lowest priced responsive and responsible bidder, in an amount not to exceed \$129,838.45; providing for an effective date. (*Funds from Account #614-8000-539-32-16 - Non-Departmental/Landscaping Services*)

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: Dixie Highway Landscape Improvements

- 8. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, authorizing the use of Law Enforcement Trust Funds in the total amount of \$554,000.00 for programs and equipment meeting the statutory requirements of Section 932.7055, F.S. for use of Law Enforcement Trust Funds; providing for an effective date. (*Funds from Law Enforcement Trust Funds*)**

Suggested Action: Commission to vote on Resolution

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

Sponsor: BSO - Law Enforcement

Attachment: Law Enforcement Trust Funds

- 9. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, waiving competitive solicitation requirements in accordance with Section 38-116(E) of the City Code; approving an agreement with United Way of Broward County, Inc. in an amount not to exceed \$30,000 for the United Way Reading Pals Program in the City of Deerfield Beach; authorizing execution of the Agreement; providing for implementation and an effective date. (*Funds from Account #001-1700-554-32-99 - Other Contractual Services*)**

Suggested Action: Commission to vote on Resolution

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

Sponsor: Department of Community Services

Attachment: United Way of Broward County, Inc.

- 10. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach,**

Florida, approving the renewal of the Agreement with Deerfield Beach Family Empowerment, Inc. for administration of Community Development Programs; authorizing execution of the one-year renewal; 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 Services

Attachment: Deerfield Beach Family Empowerment, Inc.

- 11. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving an Interlocal Agreement with Broward County for cost share support of a Water Conservation Incentives Program for a five year term; authorizing execution of the Agreement; providing for implementation and an effective date. (Funds from Account #401-5020-533-39-29 - Water Conservation)**

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: Water Conservation Incentives Program

DEPARTMENTAL BUSINESS

- 12. Update regarding the Tigner Center Workshop.**

Sponsor: Department of Environmental Services

Attachment: Tigner Center

- 13. ORDINANCE 2021/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 46 "OFFENSES" SECTION 46-9 "DEFACING OR DAMAGING PROPERTY OF ANOTHER" OF THE CITY CODE OF ORDINANCES TO UPDATE THE REGULATIONS AND PROVIDE FOR USE OF THE ABATEMENT PROCESS TO ADDRESS VIOLATIONS; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance and set public hearing for October 19, 2021

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

Sponsor: Department of Planning & Development Services

Attachment: Defacing or Damaging Property

14. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the establishment of the COVID-19 Water Utility Relief Program; providing implementation and for an effective date.

Suggested Action: Motion on decision of Commission

Sponsor: Department of Financial Services

Attachment: COVID-19 Water Utility Relief Program

COMMENTS BY ADMINISTRATION & LEGAL

COMMENTS BY MAYOR & CITY COMMISSION

ADJOURNMENT

FUTURE CITY COMMISSION MEETINGS

Regular City Commission Meeting - Tuesday, October 19, 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.