



Special 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
November 9, 2021
7:00 PM

CALL TO ORDER & ROLL CALL

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

APPROVAL OF THE AGENDA

November 9, 2021

ZOOM MEETING

Join Zoom Meeting by clicking the below link:

<https://deerfield-beach.zoom.us/j/89748917025?pwd=ZkRKaUxCVlJxdUIBaGJ2NjZqSTB3dz09>

Join Zoom Meeting via telephone by dialing:

Call-in Number: (312) 626-6799

Meeting ID: 897 4891 7025#

Participant ID: #

Passcode: 179891#

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

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

- 1. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the special event permit application submitted by Naked Warrior Project, Inc. for the Ryan Owens Memorial Four Mile Run at Deerfield Beach, 149 SE 21st**

**Avenue, on November 13, 2021 from 6:00 am to 12:00 pm; providing for an effective date.
(Funds from Account #001-7005-579-10-02 - Parks and Recreation/Administration -
Special Events & Account #001-7005-579-35-74 - Parks and Recreation/Administration -
Special Events)**

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: Ryan Owens Memorial Four Mile Run

- 2. 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 the College Park Neighborhood Drainage Project; committing to the provision of matching funds in the amount of 25% of the project cost, if the grant funds are awarded; and providing for an effective date.
(Funds from Account #460-5070-538-60-31 - Stormwater)**

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: Hazard Mitigation Grant Program

DEPARTMENTAL BUSINESS

- 3. ORDINANCE 2021/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, ADOPTING AN AMENDMENT TO THE CITY BUDGET FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2021; APPROVING DEPARTMENTAL BUDGET TRANSFERS IN THE AMOUNT OF \$1,543,000 WITHIN THE GENERAL FUND; APPROVING SUPPLEMENTAL APPROPRIATIONS IN THE AMOUNT OF \$63,885 FOR THE NUISANCE ABATEMENT FUND, AND APPROPRIATING THE LOAN PROCEEDS FROM FUND BALANCE OF THE ENERGY PERFORMANCE PROJECT FUND IN THE AMOUNT OF \$1,829,000; APPROVING SUPPLEMENTAL BUDGET APPROPRIATIONS TO THE CRIME PREVENTION FUND FOR THE \$7,350 PRIVATE CONTRIBUTION RECEIVED BY THE CITY; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance and set public hearing for November 16, 2021

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

Sponsor: Department of Financial Services

Attachment: FY21 Budget Amendment

ADJOURNMENT

FUTURE CITY COMMISSION MEETINGS

Regular City Commission Meeting - November 16, 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.



Special City Commission Meeting - November 9, 2021

DEERFIELD BEACH - YOU ARE HEREBY NOTIFIED that a **Special City Commission** meeting will be held on **Tuesday, November 9, 2021, at 7:00 PM in the City Commission Chambers located at the City Hall Complex, 150 NE 2nd Avenue, Deerfield Beach, Florida.** A quorum of the City Commission will be physically present at the meeting and the City will be utilizing communications media technology with most City staff participating through video conferencing.

The November 9, 2021, Special 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 adhering to social distancing protocols, temperature checks and face covering recommendations. A copy of the agenda for the November 9, 2021 meeting will be available at <http://www.deerfield-beach.com/1554/Meetings-Agendas>.

Attending and Viewing the City Commission Meeting:

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

- 1. In Person Attendance.** Attend in person in the City Commission Chambers adhering to social distancing protocols, temperature checks and face covering recommendations.
- 2. Zoom**
 - a. Via Zoom Online** - Access to the meeting will begin at 6:45 PM on November 9, 2021.
 - i. Use the following link below to access the meeting via Zoom:
<https://deerfield-beach.zoom.us/j/89748917025?pwd=ZkRKAUxCVIJxdUIBaGJ2NiZqSTB3dz09>
 - 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: 897 4891 7025#, Participant ID: #, Passcode: 179891#

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

3. YouTube

The meeting will also be available to the public via YouTube for audio and video access; however, public participation, i.e. comments are not possible. The link to watch the meeting via YouTube will be active no later than 6:45 PM on November 9, 2021, and can be found by clicking the camera icon in the Media column at <http://www.deerfield-beach.com/1554/Meetings-Agendas>.

Providing Public Comment:

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

1. **In person** - Public comment may be given in the Commission chambers during the applicable public comment portion of the meeting.
2. **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.
3. **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.
4. **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. 2021-998

Agenda Date: 11/9/2021

Status: CONSENT - AGREEMENTS &
EXPENDITURE REQUESTS

In Control: City Commission

Title

Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the special event permit application submitted by Naked Warrior Project, Inc. for the Ryan Owens Memorial Four Mile Run at Deerfield Beach, 149 SE 21st Avenue, on November 13, 2021 from 6:00 am to 12:00 pm; providing for an effective date. (Funds from Account #001-7005-579-10-02 - Parks and Recreation/Administration - Special Events & Account #001-7005-579-35-74 - Parks and Recreation/Administration - Special Events)

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Fiscal Impact

Costs: Approximately \$6,500

Account Name: Parks and Recreation/Administration - Special Events

Account Number: 001-7005-579-10-02

Secondary Account Name: Parks and Recreation/Administration - Special Events

Secondary Account Number: 001-7005-579-35-74

Background/History

The Parks & Recreation staff have received a special event application from The Naked Warrior Project, Inc. (the "Applicant") to host its 5th Annual Ryan Owen's Memorial 4 Mile Beach Run on Saturday, November 13th from 6:00 a.m. - 12:00 p.m. (the "Event") on Deerfield Beach with the start/finish line staged on the beach in front of the Main Beach Parking Lot, 149 SE 21st Ave. The Event is to honor fallen Navy Seal Team 6 Member, Ryan Owens, whose brother and family reside in Deerfield Beach. The Event will be capped at 500 runners and will also entail a kid's run, finish line festival, food from BSO, vendors/sponsor and a beer garden for the participants of the race. All proceeds from the Memorial Run will be donated to a SEAL Kid's foundation.

The Applicant is requesting a waiver of fees for all spaces (238 spaces) in the Main Beach Parking Lot and the spaces along Ocean Way between SE 1st St. and SE 2nd St. (16 spaces) on November 13, 2021, from 6:00 a.m. - 12:00 p.m. The total subsidy requested from the City for the parking spaces is as follows:

Location: Main Beach Parks Lot

Date: 11/13/2021

Time 6:00 am - 12:00 pm (6 hrs)

Rate: \$3

of Spaces: 238

Total: \$4,284

Location: Ocean Way (SE 1st St. to SE 2nd St.)

Date: 11/13/2021

Time: 6 am - 12 pm (6 hrs)

Rate: \$3

of Spaces: 16

Total: \$288

Total Waiver of Fees: \$4,572.00

The Applicant has also requested in-kind services for the setting up of the stage and barricades. The total subsidy requested from the City for the in-kind services is estimated to be \$1,781.25 (\$37.50 per hour x 9.5 hours x 5 staff persons).

Additional expenses to the City are for external vendors, which consist of: tents, tables and chairs, port-o-johns and the National Anthem Signer for a total of \$2,055.00. These expenses were included in the City's budget for this Event.

The Applicant is also requesting approval to serve alcohol on the beach as part of the finish line festival for Event participants.

Please note, as the run will go into Boca Raton, the Applicant has been informed that they must obtain the proper event permits from Boca Raton to host the portion of the run in Boca Raton. Final approval of the application by the City of Deerfield Beach will be pending receipt of approval by the City of Boca Raton.

Recommendation

Staff recommends the approval of the Special Event Permit Application, including the requested fee waivers and in-kind services.

RESOLUTION NO. 2021/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING THE SPECIAL EVENT PERMIT APPLICATION SUBMITTED BY NAKED WARRIOR PROJECT, INC. FOR THE RYAN OWENS MEMORIAL FOUR MILE RUN AT DEERFIELD BEACH, 149 SE 21ST AVENUE, ON NOVEMBER 13, 2021 FROM 6:00 AM TO 12:00 PM; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Naked Warrior Project, Inc. is a non-profit foundation created to memorialize the fallen and support their families and children; and

WHEREAS, the Naked Warrior Project, Inc. (the “Applicant”) intends to hold its 5th Annual Ryan Owens Memorial Four Mile Run event on November 13, 2021 from 6:00 a.m. to 12:00 p.m. (the “Event”) with the start and finish line staged on the beach in front of the Main Beach Parking Lot, at 149 SE 21st Avenue, City of Deerfield Beach (the “City”); and

WHEREAS, according to the Special Event Permit Application submitted by the Applicant (the “Application”), the Event will consist of a four mile beach run to honor Navy Seal Ryan Owens; and

WHEREAS, the Applicant is requesting staffing resources to be provided in-kind to include an estimated \$1,781.25 for Parks and Recreation staff to set up the stage and barricades (the “In-Kind Services”); and

WHEREAS, the Applicant is requesting a waiver of the parking fees for all 238 spaces in the Main Beach Parking Lot and 16 spaces along Ocean Way between SE 1st St. and SE 2nd St. from 6:00 a.m. to 12:00 p.m. (collectively, the “Fee Waiver”); and

WHEREAS, the Applicant will be selling alcohol at the Event, requiring City Commission approval for the Event in accordance with Section 2-542(a)(16) of the City Code; and

WHEREAS, Staff recommends approval of the Event, including the Fee Waiver and In-Kind Services; and

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

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

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

Section 2. The City Commission hereby approves the Application for the Event, including the Fee Waivers and In-Kind Services, subject to compliance with all applicable federal, state, and local laws, including compliance with the City's special event regulations and submission of the required proof of insurance and agreement to indemnify, defend, and hold the City harmless from claims related to the Event.

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

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

PASSED AND ADOPTED THIS _____ DAY OF _____, 2021.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CITY CLERK



SPECIAL EVENT APPLICATION

Application Information	Organization Name: <u>Naked Warrior Project</u>		Today's Date: <u>3/29/21</u>			
	Contact Name: <u>Holly Owens</u>		Email Address: <u>hollyowens@nakedwarriorproject.org</u>			
	Contact Phone (Home): <u></u>		Contact Phone (Cell): <u>949.244.4613</u>			
	Address: <u>908 SE 12th St</u>		Fax: <u></u>			
	City: <u>Deerfield Beach</u>	State: <u>FL</u>	Zip Code: <u>33441</u>			
	Is this Organization ☐ For Profit ☒ Nonprofit*					
	*If Nonprofit, please include a copy of the IRS 501(c) tax exemption letter.					
	Event Information	Name of Event: <u>Ryan Owens Memorial Run</u>		Event Date: <u>11/13/21</u>		
Event Address: <u>141 SE 21st Avenue</u>		City: <u>Deerfield Beach</u>				
State: <u>FL</u>		Zip Code: <u></u>	Event Category: <u>running</u>			
Purpose of Event: <u>4 mile beach run to honor Navy SEAL Ryan Owens.</u>						
Description of Event: <u>4 mile beach run with a strong emphasis on the First Responder category.</u>						
		Date	Day	Start Time	End Time	Anticipated Attendance
Setup		<u>11/13/21</u>	<u>Sat</u>	<u>4am</u>	<u>6am</u>	<u>50</u>
Event Day 1		<u>same</u>	<u>Sat</u>	<u>6am</u>	<u>11am</u>	<u>500</u>
Event Day 2						
Event Day 3						
Break Down	<u>11/13/21</u>	<u>Sat</u>	<u>11am</u>	<u>12pm</u>		
# of years event has been in existence? <u>4</u>		Past Attendance: <u>500</u>				
Previous Location(s): <u></u>						
Property Owner's Permission I, the undersigned as owner of the property where the event will be located, do hereby grant permission for use of my property for the event described above. City property exempt (no signature necessary). Signature of Property Owner: <u></u> Date: <u></u> Phone: <u></u>						

Event Information (Continued from page 1)	Will you require the use of a City park? If yes, please select park no		☒ Yes ☐ No												
	Will your event require the use of the beach?		☒ Yes ☐ No												
	If yes, please make sure to follow the Special Events Permit Conditions for Marine Turtle Guidelines.														
	Will your event need additional sanitation supplies?		☒ Yes ☐ No												
	Will you require the use of additional City staff/equipment?		☒ Yes ☐ No												
	Will you require parking spaces in Main Beach Parking Lot?		☒ Yes ☐ No												
	If yes, how many spaces are you requesting? 11														
	Will you require parking spaces along Ocean Way?		☒ Yes ☐ No												
	If yes, how many spaces are you requesting? 25 blocks														
	Will you require parking spaces at the Pier Parking Lot?		☐ Yes ☒ No												
If yes, how many space are you requesting? no															
Will your event require use of the City Showmobile?		☒ Yes ☐ No													
*A Showmobile Application must be filled out & submitted if using the City Showmobile.															
Are you requesting any of the above fees to be waived by the city?		☒ Yes ☐ No													
If yes, what fees are you requesting waived?															
All waiver of fee requests below must be approved by the City Commission.															
Vendor Information	Will your event be serving food? ☒ Yes ☐ No		Number of Food Vendors: 1												
	Where will the food be prepared? 5b1		Method used for cooking: grill												
	Vendor list provided to the City?		☒ Yes ☐ No												
	Food vendors have all permits/licenses required?		☒ Yes ☐ No												
	Number of other vendors: 0		Vendor list provided to the City? ☒ Yes ☐ No												
	Will there be alcohol at this event? (Must be approved by City Commission)		☒ Yes ☐ No												
If yes, has liquor license been issued? negotiable		☒ Yes ☐ No													
Additional BSO/Building Requirements	*If you answer yes to any of the below questions, a permit may be required*														
	Will you be using any tents for your event?		☒ Yes ☐ No												
	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center;">Tent Size</th> <th style="text-align: center;"># of Tents</th> <th style="text-align: center;">Tent Location</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">10x10</td> <td style="text-align: center;">10</td> <td style="text-align: center;">ocean way/parking lot</td> </tr> <tr> <td style="height: 20px;"></td> <td></td> <td></td> </tr> <tr> <td style="height: 20px;"></td> <td></td> <td></td> </tr> </tbody> </table>	Tent Size	# of Tents	Tent Location	10x10	10	ocean way/parking lot								
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	10x10	10	ocean way/parking lot												
	Please note: If using tents on City property, the tents must be weighted. Stakes are prohibited														
	Will you be using a stage for your event?		☒ Yes ☐ No												
	Will your event require electricity?		☒ Yes ☐ No												
Type of electrical power to be used: 															
Will a generator be used? ☐ Yes ☒ No		Size of Generator: 													
***A generator over 5KW/5000 Watts will require an additional permit.															
Will gas equipment be used?		☐ Yes ☒ No													
Type of fuel source: 															

Additional BSO/Building Requirements (Continued from page 2)	Will cooking equipment be used? ☒ Yes ☐ No													
	Type of cooking equipment (check all that apply): ☒ Charcoal Grills ☐ Food Trucks ☐ Fryers ☐ Propane Grills ☐ Warmers/Sternos													
	Will the event include amusement rides, inflatables or children's games? ☐ Yes ☒ No													
	Type of amusement ride: 													
	Will the event include the use of fireworks or other pyrotechnics? (describe below) ☐ Yes ☒ No													
	Are you requesting any roads to be closed? (Please Note: If yes, please complete the City of Deerfield Beach Temporary Road Closure Request) ☒ Yes ☐ No ***If closing FDOT roads, approval of the City Commission is required													
	Will you be using a licensed professional security company to provide security services for your event? ☐ Yes ☒ No													
	Company Name: 	Contact Person: 												
Contact Number: 	Will safety equipment be used? ☐ Yes ☐ No													
Promotion Materials	Is your event listed on the web? ☒ Yes ☐ No Provide URL address: <u>nakedwarriorproject.org</u>													
	How do you plan on marketing your event? (select all that apply)													
	☒ Outdoor Banners ☐ Radio Ads ☒ Mailings ☐ Newspaper Ads ☒ Outdoor Signs ☐ TV Ads ☒ Flyers ☐ Other													
	Promotional Signs/Banners:													
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Directional Signs:														
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Location:	Size:	Description:												
Event Entertainment	Will the event have entertainment? ☒ Yes ☐ No													
	Will amplified sound equipment be used? ☒ Yes ☐ No													
	Will musical entertainment be used? ☐ Yes ☒ No													
Please describe any type of entertainment and sound equipment below: <u>DJ. brings own equipment.</u>														
Miscellaneous	Are you charging a fee for the event? ☒ Yes ☐ No													
	How are the proceeds being used? <u>Foundation.</u>													
	Name of benefiting organization: <u>Naked Warrior Project</u>													
	Contact Person: <u>Holly Owens</u>	Contact Phone Number: <u>949 244 4613</u>												



HOLD HARMLESS AND INDEMNIFICATION AGREEMENT

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

This 29 day of March 2019

Applicant Signature

Holly Owens

Print Name

Secretary

Title

Witnesses

Signature

Print Name

Date

Please submit completed application to the Community Events and Outreach Division located at the City of Deerfield Beach, 401A SW 4th St., Deerfield Beach, FL 33441 or fax to 954-480-4393.



City of Deerfield Beach

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

Face Sheet File Number: I.D. 2021-1009

Agenda Date: 11/9/2021

Status: CONSENT - AGREEMENTS &
EXPENDITURE REQUESTS

In Control: City Commission

Title

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 the College Park Neighborhood Drainage Project; committing to the provision of matching funds in the amount of 25% of the project cost, if the grant funds are awarded; and providing for an effective date. (*Funds from Account #460-5070-538-60-31 - Stormwater*)

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Fiscal Impact

See below for estimate of 25% matching funds requirement, if grant is awarded.

Background/History

The City of Deerfield Beach (the "City") would like to submit an application to the Florida Division of Emergency Management ("FDEM") for the Federal Emergency Management Agency ("FEMA") FY 21 Hazard Mitigation Assistance Grant (the "Grant"), which provides funding for eligible mitigation activities that reduce disaster losses and protect life and property from future disaster damages. The Grant is competitive and requires a local match of 25%.

Florida local government applications are due to FDEM by November 12, 2021. Upon submission, the State's programmatic, technical, and environmental team will review the application and request additional information as needed. If the required criteria are met, the application will be submitted to FEMA for funding consideration by the application deadline, January 28, 2022.

Current Activity

The City is seeking funding to design, construct, and install interconnected catch basins, conveyance pipes and exfiltration trenches in the College Park Neighborhood at three distinct locations (the "Project"). The scope of work and Project locations are outlined below.

1. Reinforcement and installation of new exfiltration pipe along Martin Luther King Avenue (NW 3rd Avenue) from West Hillsboro Boulevard north to NW 2nd Street. Replace undersized inlets. Additional inlets and associated piping to facilitate the above.
2. Reinforcement and installation of new exfiltration pipe along NW 2nd Terrace from NW 4th Street to NW 2nd Street. Installation of new pipe along NW 4th Street from NW 2nd Way to NW 2nd Terrace and along NW 3rd Court from NW 2nd Terrace to NW 2nd Ave. Additional inlets and associated piping to facilitate the above.

3. Installation of new pipe along NW 1st Terrace from NW 7th Court to the existing outfall at NW 5th Street and along NW 1st Terrace from NW 3rd Court to the existing outfall at NW 5th Street. Additional inlets, associated piping, and outfall modifications to facilitate the above.

The goal of the Project is to mitigate flooding conditions caused by natural hazards that affect transportation and the general health and safety of the community.

The Project has been identified as a priority in the City's Stormwater Management Plan study. The Grant will allow the City to leverage public funds and complete the project, which has an estimated cost of \$1,820,000. If awarded, the grant will cover 75% of the estimated project cost at the time of the application submission, estimated at \$1,365,000; matching funds (25%) are an estimated \$455,000.

The City is currently developing the application to meet FDEM's November 12, 2021 due date.

Recommendation

It is recommended that the City Commission authorize submission of an application to FDEM for FEMA's FY 21 Hazard Mitigation Assistance grant program and commit to the provision of matching funds in the amount of 25% of the project cost, if the grant funds are awarded.

RESOLUTION NO. 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 THE COLLEGE PARK NEIGHBORHOOD DRAINAGE PROJECT; COMMITTING TO THE PROVISION OF MATCHING FUNDS IN THE AMOUNT OF 25% OF THE PROJECT COST, IF THE GRANT FUNDS ARE AWARDED; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Federal Emergency Management Agency (“FEMA”) Hazard Mitigation Grant Program (“HMGP”) is designed to assist states, local governments, private non-profit organizations and Indian Tribes in implementing long-term hazard mitigation measures following a major disaster declaration; and

WHEREAS, the HMGP program is federally funded by FEMA and administered by the Florida Division of Emergency Management (“FDEM”); and

WHEREAS, the City is seeking funding to design, construct, and install interconnected catch basins, conveyance pipes, and exfiltration trenches in the College Park Neighborhood at three distinct locations (the “Project”); and

WHEREAS, the goal of the Project is to mitigate flooding conditions caused by natural hazards that affect transportation and the general health and safety of the community; and

WHEREAS, the estimated cost for the Project is \$1,820,000; and

WHEREAS, HMGP will cover 75% of the project cost, estimated to equal \$1,365,000 (the “Grant”), and requires 25% matching funds, which is estimated to equal \$455,000 based on the estimated Project cost; and

WHEREAS, staff recommends the City Commission approve the submission of an application to FDEM for the Grant and committing to the provision of matching funds, if the Grant is awarded.

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 submission of an application to FDEM for the Grant in the amount of 75% of the estimated Project cost. The City Manager is authorized to sign and submit the application.

Section 3. If the Grant is awarded, the City Commission hereby commits to the provision of matching funds in the amount of 25% of the total Projects costs.

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

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

PASSED AND ADOPTED THIS ____ DAY OF _____, 2021.

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CITY CLERK



City of Deerfield Beach

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

Face Sheet File Number: I.D. 2021-999

Agenda Date: 11/9/2021

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

ORDINANCE 2021/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, ADOPTING AN AMENDMENT TO THE CITY BUDGET FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2021; APPROVING DEPARTMENTAL BUDGET TRANSFERS IN THE AMOUNT OF \$1,543,000 WITHIN THE GENERAL FUND; APPROVING SUPPLEMENTAL APPROPRIATIONS IN THE AMOUNT OF \$63,885 FOR THE NUISANCE ABATEMENT FUND, AND APPROPRIATING THE LOAN PROCEEDS FROM FUND BALANCE OF THE ENERGY PERFORMANCE PROJECT FUND IN THE AMOUNT OF \$1,829,000; APPROVING SUPPLEMENTAL BUDGET APPROPRIATIONS TO THE CRIME PREVENTION FUND FOR THE \$7,350 PRIVATE CONTRIBUTION RECEIVED BY THE CITY; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.

Recommended Action

Commission to vote on the Ordinance and set a public hearing for November 16, 2021

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

In accordance with Section 166.241(5)(c), Florida Statutes, the governing body of each municipality at any time within a fiscal year, or within 60 days thereafter, may amend the budget for that fiscal year. If the budget amendment is for a purpose not specifically authorized in Section 166.241(7)(a) or (7)(b), Florida Statutes, the amendment shall be adopted in the same manner as the original budget.

Article 5 of the City Charter provides that if there are revenues in excess of those estimated in the budget, the Commission by ordinance may make supplemental appropriations for the year up to the amount of such excess.

Current Activity

Departmental Budget Transfers for the General Fund

Budget transfers between departments are being proposed to cover expenditure results as follows:

Financial Services department - due to additional audit and financial reporting services. Some savings from the utilities budgeted in Central Services can cover the overage.

Law Enforcement department - overage due to less than expected vacancy credits. Savings from the Parks & Recreation department can cover due to unexpected extended position vacancies and the continued reduction in programming events due to the pandemic environment.

Debt Service department – actual expenditures classified correctly to be covered by Non-

departmental excess budget appropriation.

Nuisance Abatement Assessment Fund – actual expenditures to be covered by current revenues received supplemented by a portion of the available fund balance for that Fund.

Energy Performance Project Fund – expenditures that occurred during the fiscal year to be covered by the loan proceeds available for the energy performance project.

Crime Prevention Fund – appropriation and recognition of the private contribution to fund crime prevention related programs.

Recommendation

Staff recommends approval of the ordinance and setting the public hearing for November 16, 2021.

ORDINANCE NO. 2021/

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, ADOPTING AN AMENDMENT TO THE CITY BUDGET FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2021; APPROVING DEPARTMENTAL BUDGET TRANSFERS IN THE AMOUNT OF \$1,543,000 WITHIN THE GENERAL FUND; APPROVING SUPPLEMENTAL APPROPRIATIONS IN THE AMOUNT OF \$63,885 FOR THE NUISANCE ABATEMENT FUND, AND APPROPRIATING THE LOAN PROCEEDS FROM FUND BALANCE OF THE ENERGY PERFORMANCE PROJECT FUND IN THE AMOUNT OF \$1,829,000; APPROVING SUPPLEMENTAL BUDGET APPROPRIATIONS TO THE CRIME PREVENTION FUND FOR THE \$7,350 PRIVATE CONTRIBUTION RECEIVED BY THE CITY; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE

WHEREAS, pursuant to Section 166.241(5), Florida Statutes, "the governing body of each municipality at any time within the fiscal year or within 60 days following the end of the fiscal year may amend a budget for that year"; and

WHEREAS, the City Manager has certified that there are revenues or unappropriated fund balance available for appropriation in excess of those originally estimated in the budget for the fiscal year ending September 30, 2021; and

WHEREAS, pursuant to Section 5.05(1) of the City Charter, the City Commission may, by Ordinance, make supplemental appropriations for the fiscal year, up to the amount of such excess revenues and unappropriated fund balance; and

WHEREAS, the proposed budget amendment, attached and incorporated herein as Exhibit "A", authorizes Fiscal Year 2021 budget transfers and supplemental appropriations as follows: (i) budget transfers between Departments within the General Fund in the total amount of \$1,543,000, (ii) supplemental appropriations in the amount of \$63,885 for the Nuisance Abatement Fund, (iii) appropriating the loan proceeds from the Fund Balance of the Energy Performance Project Fund in the amount of \$1,829,000, and (iv) a supplemental appropriation to the Crime Prevention Fund to recognize the \$7,350 private contribution to the Crime Prevention Fund received by the City (collectively, the "Amendments"); and

WHEREAS, City staff recommends approving the Amendments to the City's budget for the fiscal year ending September 30, 2021, as set forth in the attached Exhibit "A", (the "Budget Amendment").

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

Section 1. That the above "WHEREAS" clauses are true and correct and are made a part hereof.

Section 2. That the Budget Amendment, as set forth in the attached Exhibit “A”, is hereby approved.

Section 3. That the appropriate City officials are authorized to do all things necessary and expedient to carry out the aims of this Ordinance.

Section 4. All ordinances or parts of ordinances and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 5. Should any section or provision of this ordinance or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part thereof other than the part declared to be invalid.

Section 6. This Ordinance shall take effect immediately upon its passage and adoption on Second Reading.

PASSED 1ST READING ON THIS ____ DAY OF _____, 2021.

PASSED 2ND READING ON THIS ____ DAY OF _____, 2021.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CITY CLERK

"EXHIBIT A"
CITY OF DEERFIELD BEACH, FLORIDA
BUDGET AMENDMENT
FISCAL YEAR ENDING SEPTEMBER 30, 2021

GENERAL FUND	APPROVED BUDGET	BUDGET AMENDMENT	AMENDED BUDGET
TOTAL REVENUES, TRANSFERS & BALANCES	115,830,825	-	115,830,825
EXPENDITURES:			
City Commission	401,744	-	401,744
City Manager	777,447	-	777,447
City Clerk	676,774	-	676,774
City Attorney	623,472	-	623,472
Central Services	7,381,319	(30,000)	7,351,319
Financial Services	2,541,921	30,000	2,571,921
Human Resources	723,733	-	723,733
Planning & Development Services	2,351,141	-	2,351,141
Information Technology Services	2,074,681	-	2,074,681
Economic Development	342,081	-	342,081
Internal Logistics Management	183,889	-	183,889
Legislative & Community Affairs	465,503	-	465,503
Public Affairs & Marketing	492,930	-	492,930
Law Enforcement	28,041,340	620,000	28,661,340
Fire/Rescue	37,421,439	-	37,421,439
Ocean Rescue	2,035,476	-	2,035,476
Sustainable Management	1,054,684	-	1,054,684
Environmental Services	2,716,698	-	2,716,698
Parks & Recreation	11,446,587	(620,000)	10,826,587
Non-Departmental	11,413,996	(893,000)	10,520,996
Community Participation	50,000	-	50,000
Debt Service	272,694	893,000	1,165,694
TOTAL EXPENDITURES	113,489,549	-	113,489,549
Fund Balances/Reserves/Net Assets	2,341,276	-	2,341,276
TOTAL APPROPRIATED EXPENDITURES			
TRANSFERS, RESERVES & BALANCES	115,830,825	-	115,830,825
NUISANCE ABATEMENT ASSESSMENT FUND			
REVENUES:			
Special Assessments	-	12,461	12,461
Fund Balances/Reserves	-	51,424	51,424
TOTAL SOURCES	-	63,885	63,885
EXPENDITURES:			
Nuisance Abatement	-	63,885	63,885
TOTAL EXPENDITURES	-	63,885	63,885
ENERGY PERFORMANCE PROJECT FUND			
REVENUES:			
Loan Proceeds	-	1,829,000	1,829,000
TOTAL SOURCES	-	1,829,000	1,829,000
TOTAL REVENUES, TRANSFERS & BALANCES	-	1,829,000	-
EXPENDITURES:			
EPP Expenditures	-	1,829,000	1,829,000
TOTAL EXPENDITURES	-	1,829,000	1,829,000
TOTAL APPROPRIATED EXPENDITURES			
TRANSFERS, RESERVES & BALANCES	-	1,829,000	1,829,000

CRIME PREVENTION FUND

ESTIMATED REVENUES:

Contribution-Private Source	-	7,350	7,350
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TOTAL SOURCES	-	7,350	7,350
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TOTAL REVENUES, TRANSFERS & BALANCES	-	7,350	7,350
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EXPENDITURES:

Crime Prevention Expenditures	-	7,350	7,350
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TOTAL EXPENDITURES	-	7,350	7,350
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TOTAL APPROPRIATED EXPENDITURES TRANSFERS, RESERVES & BALANCES	-	7,350	7,350
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