



Regular City Commission Meeting Agenda

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

Mayor Bill Ganz

Vice Mayor Michael Hudak

District 2 Commissioner Ben Preston

District 3 Commissioner Bernie Parness

District 4 Commissioner Todd Drosky

**Tuesday
April 19, 2022
7:00 PM**

CALL TO ORDER & ROLL CALL

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Planning & Zoning Board Meeting Minutes

Attachment: March 3, 2022

APPROVAL OF THE AGENDA

April 19, 2022

ZOOM MEETING

Join Zoom Meeting by clicking the below link:

<https://deerfield-beach.zoom.us/j/86091875350?pwd=MEIY3hSNENxZHZNWE9sMXJpREhWQT09>

Join Zoom Meeting via telephone by dialing:

Call-in Number: (301) 715-8592

Meeting ID: 860 9187 5350#

Participant ID: #

Passcode: 190019#

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:

Attachment: Zoom Instructions

AWARDS & RECOGNITION

1. **Certificate of Recognition presented to the Public Affairs and Marketing Department.**

Sponsor: Office of the City Manager

2. **Certificates of Recognition presented by Captain Hofstein to BSO Law Enforcement staff.**

Sponsor: BSO - Law Enforcement

ADDENDUM

3. **Certificate of Appreciation presented to Lenore Graber, Code Compliance Supervisor, recognizing her dedication and heartfelt compassion to the community.**

Sponsor: Office of the City Manager

4. **Certificate of Recognition presented to Deerfield Beach native and hometown hero, Brandon Powell, wide receiver for the Los Angeles Rams for winning Super Bowl LVI.**

Sponsor: Commissioner Ben Preston

PUBLIC HEARINGS

5. **P.H. 2022-049: Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the award of a Community Participation Grant to the Deerfield Beach Economic Development Council in the amount of \$40,000; authorizing execution of the Grant Agreement; providing for an effective date. (*Funds from Account #001-1500-552-32-64 - Business Recruitment and Retention*)**

Suggested Action: Commission to vote on Resolution

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

Sponsor: Department of Economic Development

Attachment: EDC Community Participation Grant

PUBLIC HEARINGS - FIRST READING

- 6. P.H. 2022-051: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING THE CITY'S COMPREHENSIVE PLAN BY ADOPTING THE EVALUATION AND APPRAISAL BASED COMPREHENSIVE PLAN AMENDMENTS; PROVIDING FOR THE ADOPTION AND TRANSMITTAL OF THE COMPREHENSIVE PLAN AMENDMENTS PURSUANT TO SECTION 163.3184, FLORIDA STATUTES; PROVIDING FOR INCLUSION IN THE CITY OF DEERFIELD BEACH COMPREHENSIVE PLAN; PROVIDING FOR CONFLICTS, SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance and transmit to State

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

Sponsor: Department of Planning & Development Services

Attachment: 2021 Comprehensive Plan

PUBLIC HEARINGS – SECOND READING

- 7. P.H. 2022-050: ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING SECTION 70-72 "IMPOSED" AND SECTION 70-127 "IMPOSED" OF CHAPTER 70 "UTILITIES" OF THE CITY CODE OF ORDINANCES TO PROVIDE FOR THE WATER AND WASTEWATER UTILITY RATES TO BE ADOPTED BY RESOLUTION; 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 Environmental Services

Attachment: Water and Wastewater Utility Rates

8. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, adopting the amended schedule of water and wastewater utility rates; providing for conflicts, implementation, and an effective date. (Departmental Business)

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: Utility Rate Adjustment

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

9. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, appointing Daryl Brown as an alternate member to the Community Appearance Board to fulfill an unexpired term; and providing for an effective date.

Suggested Action: Commission to vote on Resolution

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

Sponsor: Commissioner Bernie Parness

Attachment: CAB Appointment

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

- 10. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a Non-Disturbance, Recognition, and Direct Leasing Agreement among the City, the Florida Atlantic Research and Development Authority, Deerfield Trust, LLC, a Florida Limited Liability Company ("DT"), and BankUnited, N.A. ("BankUnited") in connection with the Florida Atlantic Research and Development Authority Research Park; providing for execution; 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 Manager

Attachment: Non-Disturbance Agreement

- 11. Resolution 2022/ - 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 *Carolyn McEvoy vs. City of Deerfield Beach*; authorizing execution of documents necessary to effectuate the settlement; providing for an effective date. (*Funds from Account #606-0900-519-37-70 - General 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: Carolyn McEvoy Settlement Agreement

- 12. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the award of Request for Proposals #22-11-JW for the pay and classification study to Management Advisory Group International, Inc.; authorizing execution of an agreement with the sole, responsive and responsible consultant, Management Advisory Group International, Inc., for the study services in an amount not to exceed \$62,440.00; providing for implementation and an effective date. (*Funds from Account #001-0800-513-32-99 - 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 Human Resources

Attachment: Management Advisory Group International, Inc.

- 13. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Special Event Permit Application submitted by Bluewater Movement, Inc. for the Saltwater Slam & Showdown at Sullivan Park, 1633 Riverview Road from 4:00 pm to 8:00 pm on June 11, 2022 and August 13, 2022; approving a waiver of facility use fees; providing for an effective date. (*Funds from Account #001-7005-579-10-01 - Regular Salary & Account #001-7005-579-10-02 - Overtime*)**

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: Bluewater Movement, Inc.

- 14. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Special Event Permit Application submitted by Lighthouse Capital Partners, Inc. d/b/a Dixie Divers for the Annual Dixie Divers Pier Cleanup Special Event taking place at 200 NE 21st Avenue on June 18, 2022 from 8:00 am to 11:00 am, and a night dive special event taking place on June 17, 2022 from 6:30 pm to 9:00 pm; approving a waiver of fees; providing for an effective date. (*Fiscal Impact: \$2,097.00 - Parking*)**

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: Dixie Divers

- 15. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, ratifying the approval of the Special Event Permit Application submitted by the Deerfield Beach Christian Ministerial Association for their Annual Easter Sunrise Service at Deerfield Beach, 149 SE 21st Avenue from 6:30 a.m. to 7:30 a.m. on April 17, 2022; providing for an effective date. (*Fiscal Impact: \$345 - Parking, Beach Equipment & Stage*)**

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: Deerfield Beach Christian Ministerial Association

- 16. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a Reciprocal Use Agreement between the School Board of Broward County and the City of Deerfield Beach for the reciprocal use of facilities for a five year term; authorizing execution of the Agreement; 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 Parks & Recreation

Attachment: Reciprocal Use Agreement

- 17. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving an agreement with Johnson-Laux Construction, LLC, utilizing the Sourcewell, Inc. Indefinite Quantity Construction Agreement IFB# FL-WCA-GC04-041019 for construction of the Central City Campus Truck Wash Station in an amount not to exceed \$191,920.27; providing for execution and an effective date. (Funds from Account #108-5050-541-60-31 - Improvements Other than Buildings)**

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: Johnson-Laux Construction, LLC

- 18. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a Work Authorization with Thompson & Associates, Inc. in an amount not to exceed \$470,495.00 for the design of the West Deerfield Drainage Improvement Project; authorizing execution of a Work Authorization; and providing for an effective date. (Funds from Account #186-8000-554-32-99 - American Rescue Plan Act)**

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: Thompson & Associates, Inc.

- 19. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a Work Authorization with Craig A. Smith & Associates, Inc. in an amount not to exceed \$171,090.00 for the design of the SE 8th Avenue Drainage Improvement Project; authorizing execution of the Work Authorization; and providing for an effective date. (Funds from Account #186-8000-554-32-99 - American Rescue Plan Act/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 Environmental Services

Attachment: Craig A. Smith & Associates, Inc.

DEPARTMENTAL BUSINESS

- 20. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a Sign Relocation and Reconstruction Agreement with Clear Channel Outdoor, LLC pursuant to the City's Billboard Relocation Policy and Section 70.20, Florida Statutes; authorizing execution of the Sign Relocation Agreement; providing for an effective date. (Tabled from November 16, 2021)**

Suggested Action: Applicant requests deferral of this item to the May 17, 2022 Commission Meeting

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

Sponsor: Department of Planning & Development Services

Attachment: Clear Channel Outdoor, LLC

- 21. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Memorandum of Understanding ("MOU") with Deerfield Beach Community Cares, Inc. to collaborate in assisting city residents by supporting mental and behavioral health; authorizing the City Manager to execute the MOU; 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: Community Cares, Inc.

- 22. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the State Housing Initiative Program ("SHIP") Local Housing Assistance Plan ("LHAP") for fiscal years 2022/2023 through 2024/2025; authorizing the Mayor to execute any necessary documents and certifications required by the State; authorizing the submission of the LHAP for review and approval by the Florida Housing Finance Corporation; 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: FY 2022-2025 SHIP

- 23. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving and adopting the revised personnel rules and regulations and updated employee handbook, attached as Exhibit "A"; providing for conflicts, severability and an effective date.**

Suggested Action: Commission to vote on Resolution

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

Sponsor: Department of Human Resources

Attachment: Employee Handbook 2022

- 24. Resolution 2022/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the City's Emergency Pay Policy and Procedure applicable during declared emergencies; 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 Human Resources

Attachment: Emergency Pay Policy and Procedure

COMMENTS BY ADMINISTRATION & LEGAL

CITY COMMISSION BUSINESS

25. Consideration to approve voting delegates to the 2022-2023 Board of Directors for Broward League of Cities.

Suggested Action: Motion on decision of Commission

Sponsor: City Commission

Attachment: 2022-2023 Board of Director Appointments

COMMENTS BY MAYOR & CITY COMMISSION

ADJOURNMENT

FUTURE CITY COMMISSION MEETINGS

Regular City Commission Meeting - Tuesday, May 3, 2022

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.