



Meeting Minutes City Commission

Tuesday, April 5, 2022

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., in the City Commission Chambers, City Hall, Deerfield Beach.

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

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

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

Mayor Ganz expressed condolences for the loss of former Mayor Glenn Troast, Lighthouse Point, who recently passed. Thereafter was a moment of silence, followed by the Pledge of Allegiance.

APPROVAL OF CITY COMMISSION MINUTES

Regular City Commission Meeting Minutes - March 15, 2022

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

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

Nays: 0

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Code Compliance Meeting Minutes - November 2, November 29, & December 14, 2021

Hillsboro Inlet District Meeting Minutes - February 28, 2022

Marine Advisory Board Meeting Minutes - August 19, 2021

Community Appearance Board Meeting Minutes - February 23, 2022

ACKNOWLEDGEMENT OF CITY BOARD MINUTES - CONTINUED

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, to acknowledge the board minutes. Voice Vote:

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

Nays: 0

APPROVAL OF CITY COMMISSION AGENDA

April 5, 2022

Mayor Ganz asked that a presentation be added after Item 5 for Commissioner Preston.

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

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

Nays: 0

AWARDS & RECOGNITION

1. Presentation by Representative Patricia Williams regarding the post-session summary of the 2022 Legislative Session.

State Representative Williams stated that the State's budget has been approved at \$112 billion and includes \$32 billion for education; criminal justice - \$6 billion; human resources - \$48 billion; national resources and environmental - \$19 billion; general government - \$7 billion; and affordable housing - \$337 million. Representative Williams said she personally secured \$2 million for small business loans; \$241,000 for Broward Health; \$402,000 for Lauderdale Lakes; \$500,000 for school mentoring; and others. The House voted on redistricting and appropriation, which will be addressed in Tallahassee on April 19th. She said the Governor has not approved the maps; however, the House, Senate, and Congress have been completed, but he has the right to veto anything in the budget which is why this is a proposed budget.

Continuing, Representative Williams commented on House Bill 859, Reading Achievement Initiative. The bill allows high school students the opportunity to earn credits mentoring elementary school aged children. House Bill 1011, a task force for missing children, out of care and foster care programs; however, she is unsure it will be approved. House Bill 7065 helps children in the welfare system and fatherless; funding was approved by the Governor for those willing to assist. She briefly outlined controversial bills that went forward, HB 3, HB 5, and HB 7. HB 3 would provide a police force for the Governor along with \$500 million for an oversight committee. HB 5 is referenced as the abortion bill, whereby, an abortion is not allowed after 15 weeks of pregnancy. Finally, she briefly outlined HB 7 regarding freedom of speech. In closing, Representative Williams provided information to the public should they wish to reach out to her.

2. Certificate of recognition presented to the recipients of the City of Deerfield Beach Education Advisory Board High School Scholarship.

Mayor Ganz provided certificates to Annmarie Berson-Devol and Carese Richards for their outstanding academic achievement and for being recipients of the scholarship.

3. Proclamation recognizing April as National Fair Housing Month.

Mayor Ganz read a proclamation declaring April as National Fair Housing Month; whereas, Title VII of the Civil Rights Act of 1968, better known as the Fair Housing Act, is a federal law that bans housing discrimination in renting, mortgage lending, applying for housing assistance, and other housing-related

AWARDS & RECOGNITION - CONTINUED

activities. For over 54 years, the Fair Housing Act has made a difference in the lives of countless families and communities. The City of Deerfield Beach is committed to our communities to ensure that adequate housing is a right for all people.

4. Proclamation in honor of “Volunteer Recognition Week”.

Mayor Ganz read a proclamation in honor of Volunteer Recognition Week, April 17th - April 23rd. Whereas, National Volunteer Week is an opportunity to recognize the impact of volunteer service and the power of volunteers to tackle society's greatest challenges, to build stronger communities and be a force that transforms the world. Our city volunteers strengthen communities, improve social challenges, and enhance the overall quality of life for Deerfield Beach citizens. In closing, Mayor Ganz thanked various organizations, e.g. Women's Club, Rotary, for serving the community.

5. Presentation regarding the 2021 Comprehensive Plan update.

Eric Power, Director of Planning & Development Services, provided a PowerPoint presentation regarding the comprehensive plan update. He provided a brief overview of the plan; whereby, 15 states in the Country have a plan and every 7 years, it must be updated. Last year, the Evaluation and Appraisal Report (EAR) was completed and staff determines if any changes are necessary for the update. After the State's evaluation and approval of the EAR, the City now has until May 12th to update the comprehensive plan. There are 12 elements to the plan which were listed; however, elements 1 and 12 are new requirements from the State. The plan has been reviewed and approved by the Planning & Zoning Board, and on April 7th, the Board will review elements 2, 4, and 8 as shown in the PowerPoint.

Mr. Power outlined the elements to be addressed: 1 - property rights (new); 3 - transportation; 5 - utilities; 6 - coastal management; 7 - conservation; 9 - intergovernmental coordination; 10 - capital improvements; 11 - schools; and 12 - climate change (new). In the order listed, Mr. Power discussed each item briefly. The Florida Legislature adopted the property rights element to be part of the Comprehensive Plan. Transportation pertains to roads, highways, bridges, etc.; notwithstanding, there has been a change from the previous plan with an update to data and analysis and all new roads, businesses and residences, and updates to public transit have been identified. Utilities include water, stormwater, etc.; the updates include the addition of the stormwater master plan, update of potable water and stormwater requirements which normally change when intensity changes. Coastal Management element is mainly for the barrier island; changes include the establishment of a coastal zone east of US 1, dune restoration and emergency evacuation plan. Conservation element is important to the City; Mr. Power said it is important to identify conservation elements in the City and update the maps, resources and quality reports.

Mr. Power continued outlining the remaining elements. Intergovernmental Coordination (ICE) is a requirement to work with Broward County, the State of Florida and adjoining cities; the element has been updated to include the city of Boca Raton and Palm Beach County as adjoining cities. The new coordination language that was part of the State, regional and Broward County government was identified and updated. Capital Improvement elements is provided to the Commission every year in December and the only change is the update to concurrency levels of service for transportation. For schools, the City has an interlocal agreement with Broward County and a third was recently approved which was added to the comprehensive plan. The last element is climate change; whereas, the State is requiring it be included in the comprehensive plan. Potential impacts of climate change to Florida have been added and includes sustainable initiatives that help reduce greenhouse gases, emissions, water conservation and strengthen overall resilience in the City. In closing, Mr. Power said the importance of the plan is to update the City's plan for compliance with Broward County, State, and other intergovernmental agencies.

Thereafter, Mr. Power entertained questions amongst the Commission.

AWARDS & RECOGNITION - CONTINUED**5a. Presentation by Commissioner Ben Preston regarding Skilled Enhancement & Employee Development (SEED).**

Commissioner Preston said SEED is a program that helps young people learn to interview for jobs. It is a 5-week program and the first week is an overview of everything they will work on; second week, they learn how to create a resume; third week, they shop for business attire; and the fourth week, they are prepared for job searches and graduation. He said there are at least 10 mock interviews to help the students prepare. Commissioner Preston expressed his joy for how excited he was to see the children graduate. Thereafter, he provided a video highlighting the program. In closing, Commissioner Preston said Kiwanis has been very involved and embraced the program; he then introduced Officer Joseph Monaco who participated in the program.

Officer Monaco said the idea was presented to the Kiwanis Club and they unanimously agreed to sponsor it monetarily but provided the volunteers and made it their signature program which means it will continue every year.

PUBLIC HEARING - FIRST READING**6. ORDINANCE 2022/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, REZONING APPROXIMATELY 1.59 GROSS ACRES LOCATED AT 341, 351, 381, 421 & 441 SW 10TH COURT FROM BUSINESS, COMMUNITY (B-1) TO RESIDENCE, MULTI-FAMILY (RM-15) (APPLICATION 21-R-64); APPROVING THE APPLICANT'S REQUEST FOR THE ALLOCATION OF 18 FLEX UNITS; PROVIDING FOR A MAXIMUM OF 18 TOWNHOUSE DWELLING UNITS; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

The Ordinance was read by title only.

Anthony Soroka, City Attorney, said this is the first reading and the applicant is present, as well as the representative.

Rod Feiner, Coker & Feiner, 1404 S. Andrews Avenue, Fort Lauderdale, representing the property owner and developer. The request is to rezone B-1 to RM-15 which is believed to be appropriate to change the nature of the community. Mr. Feiner explained that the property is surrounded by residential properties and a church. He noted that the property does not front SW 10th Street which is why the rezoning is being proposed. A portion of the property was previously purchased by the City and was used to create a linear park. Mr. Feiner continued outlining landmarks and zoning categories near the parcel.

Continuing, Mr. Feiner outlined the existing B-1 zoning allowed uses: convenience stores; restaurant with outdoor seating; brew pub; packaged liquor store; fitness studio; and other commercial uses. Additionally, the height is much greater than what is allowed in RM-15. In relation to the proposed zoning change, Mr. Feiner explained that there is not any direct access from SW 10th Street; thus, it reduces intrusion of traffic from SW 10th Street. He said the site plan will be provided, if the proposed ordinance is approved; nevertheless, it has been presented and approved by the Community Appearance and Planning & Zoning Boards. Mr. Feiner outlined the key differences between the B-1 zoning district and RM-15. In B-1, a maximum height of 45 feet is allowed; however, the proposed height for the townhomes is 34 feet and is lower than RM-15 allowances. Additionally, in B-1, only 15% of the site has to be landscaped, RM-15 is much higher and 42% of the site is being proposed for landscaping. Other improvements include sidewalks along the street, dedication of right-of-way to the City, so the road can be larger. Mr. Feiner commented on mixed use dwellings in the B-1 district, with retail on the first level and residential units on the second level.

Mr. Feiner said an accompanying request for flexibility units is outlined in the staff report which provides compliance with the comprehensive plan. He said the City still has 1500 residential units in its pool, if the project were to be approved, there are still available units for another developer. Additionally, the developer tried meeting with the local residents to discuss his plans before the property was purchased. Before it

PUBLIC HEARING - FIRST READING - CONTINUED

went to the Planning & Zoning Board, a notice was sent to all residents in the surrounding community to meet at the church; three people attended. Mr. Feiner continued explaining why traffic will not have an intense impact on the area, the units will be owned, and market rated. Thereafter, Mr. Feiner entertained questions by the Commission.

In response to Commissioner Preston's question, Mr. Feiner replied that a mail notice was sent to residents in the area to meet at the church during non-work hours to introduce the project. No other meetings were held for the neighboring residents since not many people attended the first meeting.

Commissioner Preston said based on the commentary from other residents, they wished there was more dialogue and a chance to voice their concerns. Further, some said they were not aware of the initial meeting.

Mr. Feiner said if the ordinance is passed on first reading, which does not bind a decision for second reading, he would arrange another meeting with the residents.

Vice Mayor Hudak spoke positively on the project and asked about the downside.

Commissioner Preston replied that it is not that the project is bad, people have concerns and the residents are concerned about the impact on them and their desire to be involved.

Mr. Feiner reiterated his willingness to hold a second meeting for the residents.

Commissioner Drosky reminded the Commission that this is just for the rezoning; the site plan includes the details. He also thanked Mr. Feiner for being proactive and having information on the site plan as well. He then outlined other uses allowed in B-1 zoning and thinks the townhome project is more resident friendly than what could be there. Thus, he spoke in support of the rezoning.

Mayor Ganz spoke in support of the rezoning due to what could potentially be built in B-1 zoning, as well as the impact a different development could have on the linear park. Furthermore, Mayor Ganz recommended the commission calling a meeting for projects in their districts; if not possible, he will be happy to step in. If left to the developer, everyone will be disappointed. Thereafter, he opened the public hearing.

Terry Scott, 180 SW 3rd Avenue, Deerfield Beach, said it is unfair that the commission supports the rezoning considering that only 3 people attended the public meeting. Some of the residents only received the notice a few hours before the meeting and the day after. The community understands development is coming and only wants to be heard and included. Mr. Scott said if the community can be heard he will support change.

Michael Lubin, 16 Little Harbor Way, Deerfield Beach, asked about the size and price of the townhomes as it will have a major impact on how affordable it is in District 2.

Gwyndolen Clarke-Reed, 1430 SW 6th Way, Deerfield Beach, said she understands the residents are concerned about the development and recommended a better way of getting the letters to the neighboring residents. Furthermore, she asked if the developer considered building single family homes on the property. Ms. Clarke-Reed also commented on the impact on the linear park and although the road may be widened, 18 townhomes will generate a lot of traffic. Lastly, Ms. Clarke-Reed said more information is needed about the project.

Jerry Caldwell, 1101 SW 4th Terrace, Deerfield Beach, said he is not against the project, but explained that although the notice was received at his home, his mother could not read it and she had to wait until he arrived to do so, similar to other elderly people in the community. Additionally, he recommended meeting somewhere other than the church and asked that a traffic light be placed along 10th Street because of current congestion and even more due to the possible addition of the townhomes.

Vice Mayor Hudak left the dais temporarily at 8:01 p.m.

PUBLIC HEARING - FIRST READING - CONTINUED

Janice Fulmore Tigner, 1090 SW 4th Terrace, Deerfield Beach, said she attended the public meeting, but not everyone was properly notified. Ms. Tigner said she is against the project as the community needs to be heard. Furthermore, she commented on various concerns with the development, i.e. increased traffic, no place for children to play, sober homes, crime, and others. She asked that there be respect for the community, consideration of single-family homes, and for the opportunity to be treated fairly which has not occurred thus far.

Vice Mayor Hudak returned to the dais at 8:03 p.m.

Janet Kearsse, 1111 SW 4th Terrace, Deerfield Beach, said she is not against development; however, there are concerns with the project. She said traffic, aesthetics, renters and construction are all concerns; whereas, building townhomes less than three stories, with 15 units instead of 18 would be ideal. Furthermore, the construction ruining the foundation of existing homes should also be addressed. Although she understands the project will be developed, she asked that the Commission hold off on approval so the community can meet with the developers.

Shanette Dean, 1111 SW 4th Terrace, Deerfield Beach, said it seems the community was vilified because three people attended the public meeting. Ms. Dean expressed concern with the tone taken from the applicant's representative and although she is not against development, she wants to have a voice and that the community be treated respectfully.

Lorraine Neal, 1041 SW 4th Terrace, Deerfield Beach, said she has lived in her home since 1973 and does not agree with having townhomes as they will block the airflow.

John Williams, 114 SW 7th Court, Deerfield Beach, said he prefers single-family homes because 18 units is too much. He recommended tabling the item so there can be more communication with the developer. Lastly, he reiterated that 18 units is too much and if not single-family homes, fewer units would be better.

Mae Francis-Feagin, 3500 SW Natura Boulevard, Deerfield Beach, said she does not oppose change, but thinks 18 units is too much. She said she understands that Bethlehem (church) owns the parking lot to the east and does not believe they will sell the property. Thereafter, she expressed dissatisfaction that District 2 residents are not being respected and does not agree with having three-story townhomes.

Richard Jackson, 671 SW 12th Court, Deerfield Beach, said he grew up in the community and change is needed; however, he agreed that the people need to be heard. Furthermore, he said he has heard that there will be bnb's in the area which bring strangers into the neighborhood. Mr. Jackson also expressed concerns with the kids' safety due to increased traffic. Lastly, he said he does not agree with the zoning change.

Ron Harper, 432 SW 10th Court, Deerfield Beach, said he is the Senior Pastor at Lion Kingdom Ministries and supports the project. He said he understands the community's concerns as they want to be heard. He said he supports the project because the children are using the field for dirt bikes which creates negative issues for his church. Mr. Harper encouraged a meeting with the residents.

Sandra Jackson, 386 SW 35th Avenue, Deerfield Beach, said the developer needs to meet with the community and collaborate on what should be developed as well as zoning.

Johnnie Hanna, 363 SW 11th Street, Deerfield Beach, said he received his notice the day of the meeting and there was not enough time for him to make it there. Also, Mr. Hanna agreed with the other resident comments, as he would prefer single-family homes instead of townhouses. Furthermore, he said another meeting should have been held and he is not against development, but the community's concerns need to be heard. Lastly, he commented on the traffic coming from Dixie Highway.

Katy Freitag, 418 SE 2nd Street, Deerfield Beach, said the developer should have scheduled a second meeting since only three people attended the first. Furthermore, she agreed with concerns expressed by some of the other speakers; whereas, children need a place to play and the City should look into another location for them. Also, 18 townhomes are too many for the parcel and will generate at least 50 additional

PUBLIC HEARING - FIRST READING - CONTINUED

cars; moreover, there is a risk of the townhomes being rented as Air bnb's. Ms. Freitag also expressed concern with the entrance and exit during construction because it is situated along a single street and hopes the builder will find a way to reduce the burden on the residents across from the property. Lastly, Ms. Freitag asked that the city consider no street parking on either side of the street; nevertheless, she supports the rezoning because of what could potentially be built in the space.

Mayor Ganz closed the public hearing.

Mr. Feiner apologized for his tone as there was no mal intention. He said if the second reading needs to be postponed for an additional public meeting, he is open to do so as the ordinance does not have to be rushed. Additionally, he said he would reach out to Commissioner Preston to assist in setting up the public meetings. Mr. Feiner said a traffic statement was completed, analyzed by city staff, and was part of the application. He explained that if a project generates more than 500 trips, a full traffic study is required; thereafter, he explained why the traffic study was not completed. Lastly, Mr. Feiner said he will provide a sign-up sheet for the community after the item is considered so he can coordinate with them and Commissioner Preston.

Mayor Ganz explained that this phase of the project is part of the early stage and many things will be determined well after the rezoning. Once the rezoning is decided, a lot of the concerns will be discussed and considered. Furthermore, Mayor Ganz explained how the rezoning is positive in that if a business, with current B-1 zoning, desired to construct a bar or restaurant, for example, the Commission would not have grounds for a denial. Also, since the lot has been vacant for a long time, bringing in a development will impact the community. Lastly, he encouraged meeting with the residents and reiterated why the rezoning is better for the community.

Commissioner Preston encouraged the community to continue communicating their concerns. Thereafter, he commented on the project, revenue for the builder, residents being involved in the process leading to community buy-in, and the integrity of the developer. In closing, Commissioner Preston said he wants the public meetings to move forward and reiterated the need to include the residents.

Commissioner Drosky thanked the residents for their input and asked that a rental restriction be imposed for at least the first two years on the units. He said the restriction would help with the issue of short-term rentals.

Vice Mayor Hudak thanked the residents for voicing their concerns. Vice Mayor Hudak commented on the remarks made tonight, conveying their concerns with the project. He agreed with Commissioner Drosky on limiting Airbnb's by creating an HOA and outlining restrictions in their bylaws.

MOTION was made by Commissioner Parness, seconded by Vice Mayor Hudak, to approve Item 6 on first reading. Roll Call:

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

Nays: 0

PUBLIC HEARING - SECOND READING

- 7. P.H. 2022-044: ORDINANCE 2022/006 - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 2 "ADMINISTRATION" OF THE CITY CODE OF ORDINANCE ARTICLE VI, "CODE ENFORCEMENT," DIVISION 2 "SPECIAL MAGISTRATE," SECTION 2-361 "ADMINISTRATIVE FINES; COSTS OF REPAIR; LIENS" TO INCREASE THE MAXIMUM AMOUNT OF ADMINISTRATIVE FINES THAT MAY BE IMPOSED BY THE SPECIAL MAGISTRATE FOR CITY CODE VIOLATIONS; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.**

PUBLIC HEARING - SECOND READING - CONTINUED

The Ordinance was read by title only.

Vice Mayor Hudak said the reason for the ordinance is to give the magistrate tools to bring properties into compliance, especially for repeat offenders.

Mayor Ganz said violations should carry different reprimands depending on the type of violation; for example, a public safety violation, should have greater consequences than someone parking a boat in the front of their property.

Commissioner Drosky said during first reading, he recommended adding a factor into the criteria for the magistrate to impose fines and has since decided not to include any additional factors.

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

MOTION was made by Vice Mayor Hudak, seconded by Commissioner Parness, to approve Item 7, adopted Ordinance 2022/006. Roll Call:

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

Nays: 0

- 8. P.H. 2022-045: ORDINANCE 2022/007 - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING AN AMENDMENT TO SECTION 3.04, "ELECTIONS AND TERMS," OF THE CITY CHARTER TO MODIFY THE TERM LIMIT RESTRICTIONS FOR THE CITY COMMISSION; PROVIDING REQUISITE BALLOT LANGUAGE FOR SUBMISSION TO ELECTORS; CALLING A SPECIAL ELECTION ON THE PROPOSED AMENDMENT TO THE CITY CHARTER TO BE HELD ON TUESDAY, NOVEMBER 8, 2022; PROVIDING FOR SUBMISSION TO THE ELECTORS FOR APPROVAL OR DISAPPROVAL OF THE PROPOSED CHARTER AMENDMENT; PROVIDING FOR REQUISITE BALLOT LANGUAGE; PROVIDING A PROCEDURE FOR BALLOTING; PROVIDING FOR NOTICE; PROVIDING FOR RELATED MATTERS AND PROVIDING FOR AN EFFECTIVE DATE.**

The Ordinance was read by title only.

Commissioner Parness commented on the history of term limits, introduced in 1992 by Commissioner Tractenberg, with first reading on December 15, 1992 and approved January 5, 1993. Thereafter, he commented on his time as a resident, over 30 years, how it is important that the voters decide on the ordinance, and how placing it on the November ballot will save the City money as opposed to waiting until March 2023. Commissioner Parness said he collected over 300 signatures in support of the item going on the ballot. Furthermore, he expressed concerns with having newly elected officials being unable to meet the demands of the budget and losing knowledge on the ongoing project with SW 10th Street.

Commissioner Preston said term limits was decided previously and disagreed with how the idea was conceived, by Commissioner Parness. Thereafter, he explained that during his district meeting, he asked the attendees if they supported extending the terms and only one district 2 voter said yes. Furthermore, he said once a commissioner has completed eight years, someone else should be given a chance to bring in new ideas and should be learned so they can fully represent the people. Lastly, he reiterated that many residents do not support this item.

Vice Mayor Hudak spoke in opposition of the item. He advised that if the former District 1 Commissioner were not termed out, he would not have run for office. Further, it takes about three years to grow into the position because relationships have to be built and there is a learning aspect; additionally, it takes more

PUBLIC HEARING - SECOND READING - CONTINUED

than 2 hours at a meeting to do the job properly. Lastly, Vice Mayor Hudak advised that when Mayor Ganz leaves office, a lot of institutional knowledge will leave with him; however, he is still accessible like other former commissioners.

Mayor Ganz said he was surprised that the item has made it to this point and there have been a lot of different arguments; nevertheless, this is not about the commission getting an extra term, but allowing the citizens to decide on whether a person can run for an extra term. Mayor Ganz then outlined those who have served during his tenure, for one or two terms. Also, there is a lot of knowledge surrounding SW 10th Street and should all three elected officials leave office, that knowledge and influence is lost. Additionally, he said he is waiting to hear from the public tonight because there are differing sides on the issue; the only concern he has is spending \$30,000 on the ballot question.

Commissioner Parness briefly commented on the signatures he has via petition and that the item, if approved, does not extend a specific commissioner's time, as many things can happen, and the person may choose to not run again.

There was a brief discussion between Commissioner Preston and Commissioner Parness regarding the lack of petition signatures being announced for other districts besides District 2.

Mayor Ganz opened the public hearing.

Lynn Kadushin, 4097 Newport S, Deerfield Beach, said due to voter suppression, the public has a right to voice their opinion.

Melvin Nass, 3081 Oakridge U, Deerfield Beach, spoke in support of the proposed ordinance.

Avis Swenson, 810 SE 7th Street, Deerfield Beach, spoke in opposition to the proposed ordinance and believes that mentoring the next group of commissioners on the 10th Street issue is a better option.

Pam Cantor, 4041 Lyndhurst J, Deerfield Beach, spoke in support of the proposed ordinance.

Mae Frances Feagin, 3500 SW Natura Boulevard, Deerfield Beach, spoke in opposition of the proposed ordinance.

Daniel Shanetzky, 34 Keswick B, Deerfield Beach, spoke in support of the proposed ordinance.

Caryl Berner, 3130 Cambridge F, Deerfield Beach, spoke in opposition of the proposed ordinance.

Diane Chisholm, 375 NW 7th Court, Deerfield Beach, spoke in opposition of the proposed ordinance.

Sandra Jackson, 386 SW 35th Avenue, Deerfield Beach, spoke in opposition of the proposed ordinance.

Janice Fulmore-Tigner, 1090 SW 4th Terrace, Deerfield Beach, spoke in opposition of the proposed ordinance.

Terry Scott, 180 SW 3rd Avenue, Deerfield Beach, spoke in opposition of the proposed ordinance.

Commissioner Parness left the dais temporarily at 9:52 p.m. and returned at 9:54 p.m.

Gwyndolen Clarke-Reed, 1430 SW 6th Way, Deerfield Beach, spoke in opposition of the proposed ordinance. She explained that she had an opportunity to serve a third term only due to a petition created and approved by the residents.

Dan Herz, 330 SE 19th Avenue, Deerfield Beach, spoke in opposition of the proposed ordinance.

Peggy Noland, 325 SE 3rd Terrace, Deerfield Beach, spoke in opposition of the proposed ordinance; thereafter, she explained the petition process that allowed her to serve a third term.

PUBLIC HEARING - SECOND READING - CONTINUED

Daryl Brown, 262 Farnham K, Deerfield Beach, spoke in support of the proposed ordinance.

Kathy Richards, 3074 Hardwood F, Deerfield Beach, spoke in support of the proposed ordinance.

Commissioner Hudak left the dais temporarily at 10:06 p.m. and returned at 10:09 p.m.

Wayne Adams, 1431 SW 5th Terrace, Deerfield Beach, spoke in opposition of the proposed ordinance.

Katy Freitag, 418 SE 2nd Street, Deerfield Beach, spoke in opposition of the proposed ordinance.

Tom Plaut, 3920 NW 4th Court, Deerfield Beach, commented on elected offices with and without term limits and provided a historical overview of changes that have occurred, i.e. Bloomberg in New York. In closing, he said there is a general distrust for government, and should the proposed ordinance move forward, it could be perceived as a benefit to those up for reelection.

Mayor Ganz closed the public hearing.

Commissioner Parness provided petitions for the record, which are on file in the City Clerk's Office. Thereafter, he explained that the petition allows the voters to decide, not the commission. Additionally, he said other cities in Broward County have 3 terms or unlimited terms and believes it should go before the voters; nevertheless, there is no guarantee whether an incumbent will be elected for a third term. Commissioner Parness commented on the importance of the residents having a voice in what happens in the City.

Commissioner Preston said he has not seen a grassroots movement among the public of those wishing to move this item forward. Also, among the people who spoke tonight, out of 19, only 6 said it should move forward.

Commissioner Drosky said while he does not wish to serve another term as commissioner, it is difficult to gauge the vote because not many people came out to speak tonight. Thereafter, he commented on those in attendance at various meetings throughout his district and it was mixed. He said as a voter, he would vote no on this issue. Additionally, he analyzed other cities in Broward County and their term limits, wherein, this seems like the best time to review whether the voters will support a third term.

Commissioner Parness continued to outline the number of signatures on the petition supporting the item to go on the ballot; thereafter, he motioned approval.

Mayor Ganz explained his position on the item and how spending \$34,000 to allow the public to be heard is the main debate.

MOTION was made by Commissioner Parness, seconded by Commissioner Drosky, to approve Item 8, adopted Ordinance 2022/007. Roll Call:

Yeas: 3 - Commissioner Drosky, Commissioner Parness, and Mayor Ganz

Nays: 2 - Commissioner Preston and Vice Mayor Hudak

PUBLIC COMMENT

Katy Freitag, 418 SE 2nd Street, Deerfield Beach, thanked Commissioner Preston for highlighting the SEED Project. She said she would like the City to do more projects like this and encouraged the residents to bring projects to the civic clubs, i.e. Kiwanis, Rotary, etc. The Parks & Recreation Department is hosting meetings for residents to provide input on what they would like to have in the parks. Lastly, an Italian dinner will be held at The Woman's Club, April 30th at 6:30 p.m., \$25 per person and is a fundraiser.

Tom Schuessler, 59 NE 11th Way, Deerfield Beach, provided handouts to the Commission regarding various concerns with construction in his community; runoff from higher elevations, noise from multiple air conditioning units to a home that would violate the City's noise ordinance. Mr. Schuessler said he does not

PUBLIC COMMENT - CONTINUED

understand how permits were approved as the specifications shows 76 dba per unit.

Hugh Fuller, 2861 N. Oakland Forest Drive, Oakland Park, outlined various issues he noticed at the beach; whereby, Wyndham Hotel was allowed to provide beach amenities at no charge to its guests. He said staff needs to assure equipment is not being set up on city property which has recently occurred. Furthermore, he advised that a Wyndham employee advised that the guests will have to pay for beach amenities starting next month. Continuing, Mr. Fuller said at 948 SE 21st Avenue in front of Embassy Suites, Boucher Brothers are still operating illegally on city property and asked if this would be addressed.

CONSENT - BOARD APPOINTMENTS

- 9. Resolution 2022/044 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, appointing Dennis J. Bonner, Jr. as an alternate member to the Deerfield Beach Marine Advisory Board to fulfill an unexpired term; 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.

There was no discussion amongst the Commission.

MOTION was made by Commissioner Parness, seconded by Commissioner Preston, to approve Item 9, adopted Resolution 2022/044. Voice Vote:

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

Nays: 0

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

Mayor Ganz opened the public hearing on Items 10-15; however, there were none to speak and the public hearing was closed.

There was no discussion amongst the Commission.

MOTION was made by Commissioner Parness, seconded by Commissioner Preston, to approve Items 10 - 15 in concert. Roll Call:

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

Nays: 0

- 10. Resolution 2022/045 - 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 *Mary Morris 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)**

- 11. Resolution 2022/046 - 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 \$60,000.00 for programs meeting the statutory requirements of Section 932.7055, Florida Statutes, for use of Law Enforcement Trust Funds; providing for an effective date. (Funds from Account #602-3025-529-32-99 - Police, Deerfield Beach PAL/Other Contractual Services)**

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS - CONTINUED

12. Resolution 2022/047 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, amending the Subrecipient Agreement for the 2018 Edward Byrne Memorial Justice Assistance Grant Award; authorizing execution of the Amendment; and providing for an effective date.
13. Resolution 2022/048 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a Work Authorization with Stantec Consulting Services, Inc. in an amount not to exceed \$55,800.00 for the development of the NW Area Improvement Plan; authorizing execution of a Work Authorization; and providing for an effective date. *(Funds from Account #001-1100-515-32-99 - Other Contractual Services)*
14. Resolution 2022/049 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a Work Authorization with Stantec Consulting Services, Inc. in an amount not to exceed \$89,719.00 for the design of the NW 45th Street and Crystal Lake Drive Storm Drain Improvements; authorizing execution of a Work Authorization; and providing for an effective date. *(Funds from Account #460-5070-538-60-31 - Improvements Other than Buildings)*
15. Resolution 2022/050 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving an agreement with Solares Electrical Services, Inc., utilizing the Sourcewell, Inc. Indefinite Delivery-Indefinite Quantity Construction Contract #FL-R10-E03-111821-SES for the installation of a generator and related replacement of electrical equipment at Fire Station 75 in an amount not to exceed \$253,400.36; providing for execution and an effective date. *(Funds from Account #399-5060-519-62-00 - Capital Projects Construction & Facilities)*

DEPARTMENTAL BUSINESS

16. Resolution 2022/051 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a Quitclaim Deed to Habitat for Humanity of Broward, Inc. for the lot located at 464 N. Deerfield Avenue; 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.

There was no discussion amongst the Commission.

MOTION was made by Commissioner Preston, seconded by Vice Mayor Hudak, to approve Item 16, adopted Resolution 2022/051. Roll Call:

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

Nays: 0

17. Resolution 2022/052 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving an agreement with FG Construction, LLC, for the SE 13th Avenue Bridge Rehabilitation and Repair Project in an amount not to exceed \$749,890.00, utilizing the terms of Broward County Contract PNC2120885B1; providing for execution and an effective date. *(Funds from Account #108-5050-541-60-31 - Improvements Other than Buildings)*

DEPARTMENTAL BUSINESS - CONTINUED

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.

There was no discussion amongst the Commission.

MOTION was made by Vice Mayor Hudak, seconded by Commissioner Parness, to approve Item 17, adopted Resolution 2022/052. Roll Call:

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

Nays: 0

18. 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.

The Ordinance was read by title only.

David Santucci, City Manager, advised that this ordinance allows a resolution to set the water rate at the April 19th commission meeting.

Priscilla Cygielnik, Director of Environmental Services, said public workshops have been held to discuss why the increase of water rates is necessary; thereafter, the consultant who performed the rate study was introduced.

Chuck Sinclair, Carollo Engineers, provided an overview of the city's wastewater system; whereas, about 72% of city residents are serviced by the City. He highlighted the city's water treatment and distribution system; whereby, there are two raw water supply wellfields in the city and only one water treatment plant, 232 miles of water mains and six water storage tanks. Additionally, water treatment plant is a combination of three parallel treatment process streams with 21 million gallons per day total capacity. He said the three treatment processes include a lime softener, built in 1984, nanofiltration, built in 2003, and reverse osmosis, built in 2012. Mr. Sinclair continued with the overview and explained how the city does not treat wastewater, but contracts with Broward County. Another component of the system is the Utility Supervisory Control and Data Acquisition (SCADA) which provides systemwide monitoring and control of every component of the city's utility system.

Continuing, Mr. Sinclair outlined the scope of the utility master plan and rate study, along with a timeline whereby, the study started in 2018 and in FY 2020-2021, a rate increase was recommended. The condition of the water supply and treatment plant was observed in 2019 and revealed that the eastern wellfields were nearing the end of their useful life. Other components were in relatively good condition, such as: the western wellfields, nanofiltration, and reverse osmosis. The lime softening system is operating, but some of the major components have exceeded their useful life and will require significant rehabilitation within the next five years. Additionally, the water distribution system meets requirements for storage and pressure criteria and 50% of the pump stations have been replaced over the last few years; however, much of the water piping is nearing the end of its useful life and will need to be replaced. Lastly, the SCADA system is working properly, but due to the platform's age, it is more labor intensive to operate. Another challenge is that there are two platforms, one for wastewater and water, which adds to the difficulty. Mr. Sinclair outlined the capacity needed to meet future demand through 2025.

DEPARTMENTAL BUSINESS - CONTINUED

Additionally, Mr. Sinclair outlined projects to address: well production issues that limit production in reverse osmosis and nanofiltration; replacing the lime softening system with an ion exchange system which will be costly, but will provide an excellent barrier against contaminants as lime softening does not help with PFAS contaminants. A new ion exchange treatment plant will meet all regulatory requirements. Other recommendations: fund an ongoing renewal/replacement program for pumping, storage and piping since there is a federal mandate to replace aged piping; fund an ongoing renewal/replacement program to maintain 50% of pump stations, comply with regulatory requirements to replace aging piping throughout the wastewater system; unify the two SCADA platforms into one and update physical and cyber security plans and update vulnerabilities.

Vice Mayor Hudak left the dais temporarily at 11:12 p.m. and returned at 11:14 p.m.

Mr. Sinclair provided other opportunities, recommended in 2019, related to sustainability, resiliency, and reclaimed water. During rehabilitation of pump stations, set elevations at a higher level to reduce potential for flooding; evaluation reclaimed water opportunities that could help offset use of drinking water for irrigation. The recommended Capital Improvement Program was briefly discussed. Mr. Sinclair provided a chart based on projects from the City's capital improvement program of short- and long-term projects from 5 to 20 years. Currently, utility operations have continued uninterrupted, safe water has been delivered to customers, and the water plan was recognized in 2019 as the "Most Improved Water Treatment Plant Class A" by the American Water Works Association. Challenges the city has endured was the discontinuation of water cut-offs during the pandemic that accounted for over \$750,000 in delinquencies and an ongoing capital improvements and renewal/replacement projects funded from existing operations and cash reserves.

Moreover, Mr. Sinclair said staff was able to complete projects from the CIP table during the pandemic which was impressive; refurbished lime softening settling tank and upgraded SCADA system. An updated five-year CIP from 2023-2027 was provided totaling less than \$60 million. Lastly, he provided a chart of current water rates for Broward County; whereas, Deerfield Beach is still the lowest in the County.

Henry Thomas, Raftelis Financial Consultants, said based on the projects identified, he recommended phasing in rate increases to mitigate customer impacts. Also, since rates have not been increased for 14 years, the rate increase needs to be about 40%, but over a 5-year period, 7.1% yearly. Mr. Thomas explained that a minimum cash balance in operating and emergency fund is currently around 60 days but recommended 90 days or more. Additionally, for operating revenues in operating, emergency and renewal/replacement funds, 120 or more days is recommended, so the City is not behind on regular maintenance. The City complies with debt service requirements, but they are balancing the revenues and other service fees with revenue requirements. The largest expense is labor and cost for wastewater treatment to Broward County. Over the next 20 years, to implement the plans identified, the City will need additional borrowing to mitigate the rate impacts and transfers to the General Fund for servicing in-kind to utility. The forecast was based on 20 years and developed project revenues and revenue requirements, such as fuel, labor and other costs.

Continuing, Mr. Thomas provided a bar graph covering over a 20-year period, projected in 2020, showing the projected combined revenue requirements and if future rate increases, if the capital plan were implemented, the City would not be able to fund utilities from the Enterprise Fund and by 2027, would not be able to fund current operations. Further, there has been a steady increase in Broward County wastewater charges since 2009; however, those costs were not passed on to the consumer but absorbed in the current rate and led to deterioration of the cash position in utilities. Proposed in the 2020 financial rate plan was a 7.1% increase for the first five years which is less than \$5 month. In the following 15 years, the increase would be around 4%. Within the first five years, the plan is to cover short-term rehabilitation and capital needs as well as rebuild cash reserves. Mr. Thomas advised that based on 7.1%, followed by 4%, it should be enough to meet the City's needs and does not include an increase for a couple of years as there are new funding opportunities available through grants and low interest loans. He said it is important to move forward and adopt the 7.1% increase right away and allow them a chance to reevaluate and return over the summer with a definitive plan for the next four years. If the increase is not approved, cash balances will run out. He continued to highlight bar graphs that displayed projected cash balances formulated in 2020.

DEPARTMENTAL BUSINESS - CONTINUED

Mr. Thomas provided a cost impact to utility customers at the initial 7.1% increase; ranging from low water usage of 3,000 gallons to high usage of 10,000 gallons for residential users at a cost of approximately \$3 per month to \$6 per month. Mr. Thomas also provided a rate comparison of Broward and Palm Beach county utilities and explained that because Deerfield Beach is very low, which is not always positive because it stops the City from maintaining its infrastructure. If the proposed rate increase is adopted, it would be \$62.28 (6,000 gallons) for water and wastewater. Additionally, increasing the rate by 7.1% for each of the next five years, the average bill would increase to \$81.93 which is a little lower than today's average rate.

Mr. Sinclair concluded by outlining recommendations and next steps: recommend adopting increase of 7.1% immediately, multi-year rate plan to increase rates to recover costs and mitigate impacts to customers and make up for the additional revenue lost in water cutoff delinquencies. Next, update the master plan and revenue sufficiency studies and develop a recommendation for future rate increases due to the massive relocation to Florida, pursue wide range of funding and low-cost financing sources. American Rescue Plan Act (ARPA) funds have been received and utilized but should not be considered a guaranteed source. Lastly, the Commission will be updated in the summer regarding future rate adjustments.

In response to Vice Mayor Hudak's question, Mr. Sinclair replied that water and sewer rates are treated like two separate systems. The revenue and costs are considered for both and are not arbitrarily increased but align revenue requirements and costs to each which reduces the possibility of being unfair to either a business or resident.

Mayor Ganz opened the public hearing.

Gwyndolen Clarke-Reed, 1430 SW 6th Way, Deerfield Beach, asked how the delinquency in cutoffs would be collected.

William Lane, 11 Tilford A, Deerfield Beach, said he wished the presentation were done earlier so people would know what is happening with the water. He applauded staff for their care of the water systems.

Mayor Ganz closed the public hearing; thereafter, he commented on the \$750,000 cutoff fees resulting from COVID.

Mr. Santucci said the delinquency also includes wastewater and garbage; however, cut offs have been reinstituted.

Mayor Ganz agreed with Mr. Lane that more people should have remained to hear this item.

Commissioner Drosky said since there hasn't been an increase for nearly 14 years, it is very important to move forward now especially considering some of the components are mission critical. He agreed with approving the 7.1% increase.

Commissioner Preston said although this is difficult, he believes it is necessary for the overall interest of the City.

Vice Mayor Hudak agreed that it is important to move forward as not everyone will experience the same increase as some may be lower.

Commissioner Parness recommended that the increase be outlined in a monetary value instead of percentage as it is more palatable.

MOTION was made by Commissioner Parness, seconded by Vice Mayor Hudak, to approve Item 18 on first reading. Roll Call:

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

Nays: 0

CITY COMMISSION BUSINESS

19. Resolution 2022/053 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, directing the City Manager and appropriate city officials to review all city contracts and vendors to ensure consistency with all federal sanctions against Russia and confirm the City is not doing business with Russian companies; directing the divestment of investments in Russia and with Russian-related institutions, companies or entities, and individuals; providing for implementation and an effective date.

The Resolution was read by title only.

Commissioner Drosky said based on the massacre occurring in Ukraine, he wants to move forward with any sanctions against Russia.

Mayor Ganz opened the public hearing.

Daniel Shanetzky, 34 Keswick B, Deerfield Beach, spoke in support of the resolution, in solidarity with Ukraine; wherein, he served in the war and believes the proposed resolution is necessary.

Mayor Ganz closed the public hearing.

MOTION was made by Commissioner Drosky, seconded by Commissioner Parness, to approve Item 19, adopted Resolution 2022/053. Voice Vote:

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

Nays: 0

20. Resolution 2022/054 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, changing the name and designation of a certain right of way on SW 2nd Street (West of Martin Luther King Jr. Avenue to Natura Boulevard) to a dual designation in honor of Harold Morrison in recognition of his contributions to the community; 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. Mayor Ganz spoke in support of the proposed resolution.

MOTION was made by Commissioner Preston, seconded by Commissioner Parness, to approve Item 20, adopted Resolution 2022/054. Voice Vote:

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

Nays: 0

21. Resolution 2022/055 - A Resolution of the City Commission of the City of Deerfield Beach, Florida, supporting the Broward Commuter Rail Project; providing for execution and an effective date.

The Resolution was read by title only.

Mayor Ganz opened the public hearing.

Daniel Shanetzky, 34 Keswick B, Deerfield Beach, spoke in support of the proposed resolution due to the potential to bring more business to the City.

CITY COMMISSION BUSINESS - CONTINUED

Tom Schuessler, 59 NE 11th Way, Deerfield Beach, said the project will likely increase train traffic as there is already a backup in traffic due to the Tri-Rail and Dixie Highway railroad.

Katy Freitag, 418 SE 2nd Street, Deerfield Beach, said she does not agree with the station location and asked if additional information will be forthcoming and if the City will have any input on the location.

Mayor Ganz said a lot of decisions are to be made, the resolution only allows for support; thereafter, the public hearing was closed.

David Santucci, City Manager, said the City did have input on the preferred location, but FDOT did decide on a location between Hillsboro and 4th which is most practical. In terms of what is developed would have to come before the Commission; however, this is a private development and the platform will reside on the FEC right-of-way.

MOTION was made by Commissioner Hudak, seconded by Commissioner Parness, to approve Item 21, adopted Resolution 2022/055. Voice Vote:

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

Nays: 0

COMMENTS BY MAYOR & CITY COMMISSION**VICE MAYOR HUDAK****DISTRICT 1**

Little Harbor New Home Construction - Vice Mayor Hudak said the builders and contractors are following the City's code when building homes in Little Harbor; however, an adjacent resident would not be able to sit out and enjoy their home because of the number of air conditioning units, and a backup generator, which must be primed weekly. He asked that staff review zoning citywide when building these homes; whereas, the current code allows 35 feet for setbacks. He said he would like to see a setback of 25 feet and if the house is going to be larger, then the distance between the homes be increased or add sound barriers. It is important to determine how residents are affected with construction. He said he has been assured that the landscaping will prevent water from flowing from the new home into the adjacent neighbors even though it is at a higher elevation. Vice Mayor Hudak again asked that Planning staff review his concerns.

Mayor Ganz recommended staff provide input another time, but he is open to exploring the idea.

COMMISSIONER PRESTON**DISTRICT 2**

Kiwanis West Cleanup - Commissioner Preston thanked Kiwanis for their efforts with the cleanup.

COMMISSIONER PARNES**DISTRICT 3**

District 3 Meeting - Commissioner Parness said a meeting will be held on April 25th at 1:00 p.m. in Century Village to discuss 10th Street. He said the Commission is still fighting for the City.

Code Compliance - Commissioner Parness said he is happy with the changes and upkeep in District 3. He asked if a second recycle bin could be provided to the fire station.

COMMISSIONER DROSKY**DISTRICT 4**

Annual Sip & Stroll - Commissioner Drosky said the event will be held on Saturday, April 9th, at Constitution Park, and is a ticketed event.

COMMENTS BY MAYOR & CITY COMMISSION - CONTINUED**MAYOR BILL GANZ**

Constitution Park - Mayor Ganz said there are no restrooms at the park and accommodations need to be made.

Eller Drive - Mayor Ganz said there was green netting around the fence at a city facility needing replacement.

Employee Appreciation Party - Mayor Ganz thanked staff for putting together the event as it was very enjoyable.

Zoning Changes - Mayor Ganz asked that the commissioners be updated on any zoning changes, so they can set up a meeting for the residents.

Ballot Question - Mayor Ganz said the Commission voted to spend \$34,000 on a ballot question for those for and against extending to a third term, so it can be decided once and for all.

ADJOURNMENT

There was no additional business to discuss, the meeting adjourned at 12:18 a.m.

MOTION was made by Commissioner Parness, seconded by Commissioner Drosky, to adjourn the meeting at 12:18 a.m. Voice Vote:

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

Nays: 0

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

Samantha Gillyard, CMC, City Clerk