



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

Regular Meeting City Commission

Tuesday, November 13, 2018

7:00 PM

Commission Chambers

CALL TO ORDER AND ROLL CALL

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

APPROVAL OF CITY COMMISSION MINUTES

Regular City Commission Meeting Minutes

Attachment: [September 17, 2018.pdf](#)

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Hillsboro Inlet District Minutes

Attachment: [September 17, 2018 \(Budget\).pdf](#)
[September 17, 2018.pdf](#)
[September 24, 2018.pdf](#)

Cultural Committee Meeting Minutes

Attachment: [July 16, 2018.pdf](#)
[August 20, 2018.pdf](#)

Community Appearance Board Meeting Minutes

Attachment: [September 12, 2018.pdf](#)
[September 26, 2018.pdf](#)

APPROVAL OF CITY COMMISSION AGENDA

November 13, 2018

AWARDS & RECOGNITION

1. Certificate of Recognition presented to Charles K Parness for his efforts and dedication to the residents of Century Village.

Sponsor: Commissioner Bernie Parness

QUASI-JUDICIAL PUBLIC HEARINGS

2. P.H. 2019-017: APPLICATION 18-B-127

Applicant: JP MORGAN CHASE, NATIONAL ASSOCIATION, represented by Mauricio Delgado, VP Market Director of Construction

Proposal: Major site plan application seeking approval for construction of a new 3,745 square foot bank with drive-thru ATM and associated infrastructure on a newly created outparcel.

Location: The property is generally described as a parcel of land DEERFIELD MALL 131-3B PARCEL A LESS 15143/64 FOR RD R/W & LESS PT DESC IN OR 15357/811, more particularly described in the file, and located at 3650 W Hillsboro Blvd (Shoppes at Deerfield).

Suggested Action: Commission to vote on Resolution

Sponsor: Department of Planning & Development Services

Attachment: [JP Morgan Chase, National Association.pdf](#)

3. P.H. 2019-018: APPLICATION 15-B3c-21

Applicant: NEW CREATION BAPTIST CHURCH, represented by Johnston & Metevia, P. A. and Crain Atlantis Engineering

Proposal: Major site plan approval to demolish one of two existing buildings in order to construct a new parking lot area and convert the other existing building from its original use as an office to a church.

Location: The subject property is a .071-acre parcel generally described as Lots 6, 7 and 8, Block 1, together with Lot 6-A and 7-A, Block 3, together with a portion of the 20 foot alleyway lying between Block 1 and Block 3 of TALLMAN PINES according to the plat thereof, as recorded in Plat Book 40, pg. 39, and as more particularly described in the file, and located at 4001 N Dixie Highway.

Suggested Action: Commission to vote on Resolution

Sponsor: Department of Planning & Development Services

Attachment: [New Creation Baptist Church.pdf](#)

TOLL BROTHERS

- 4a** Resolution 2018/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, making certain findings and designating the real property consisting of approximately 82.99 acres generally located along Century Boulevard and fronting Military Trail (450, 451, 2799, 2800 & 2801 Century Boulevard) as a Brownfield area pursuant to Section 376.80(2)(c), Florida Statutes, for the purpose of rehabilitation and promoting economic development; authorizing the City Manager or designee to notify the Florida Department of Environmental Protection of the designation; providing for an effective date. [Public Hearing - Second Reading]

Suggested Action: Commission to vote on Resolution

Sponsor: Toll Brothers

Attachment: [Brownfield Designation.pdf](#)

- 4b** P.H. 2019-021: ORDINANCE 2018/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, REZONING APPROXIMATELY 25.1 GROSS ACRES LOCATED AT 450 CENTURY BLVD. FROM OPEN SPACE (S) TO RESIDENCE, MULTI-FAMILY (RM-10) (APPLICATION 17-R-182); PROVIDING FOR A MAXIMUM OF 201 TOWNHOUSE DWELLING UNITS; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE. [Public Hearing - Second Reading]
- Suggested Action:** Commission to vote on Ordinance
- Sponsor:** Department of Planning & Development Services
- Attachment:** [Rezoning.pdf](#)
- 4c** P.H. 2019-019: APPLICATION 18-P-212 [Quasi-Judicial Hearing]
Applicant: TOLL BROS, INC, represented by Dunay, Miskel & Backman, LLP
Proposal: Request to plat a 22.78 acre (net) parcel to be restricted to the development of 201 townhouse dwelling units.
Location: The property is generally described as a parcel of land in SECTION 2, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, more particularly described in the file, and located at 450 Century Boulevard.
- Suggested Action:** Commission to vote on Resolution
- Sponsor:** Department of Planning & Development Services
- Attachment:** [Plat Application.pdf](#)
- 4d** P.H. 2019-020: Application 17-RM10-46 [Quasi-Judicial Hearing]
Applicant: TOLL BROS, Inc. represented by Dunay, Miskel & Backman, LLP
Proposal: Major site plan application seeking approval for the development of 201 townhouse dwelling units and associated recreation areas, landscaping and site works.
Location: The property is generally described as a parcel of land in SECTION 2, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, more particularly described in the file, and located at 450 Century Boulevard.
- Suggested Action:** Commission to vote on Resolution
- Sponsor:** Department of Planning & Development Services
- Attachment:** [Site Plan Application.pdf](#)
- 4e** Resolution 2018/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a development agreement with the Developer of the Sandpiper Pointe Residential Community to be located at the 25.10 gross acre parcel of land at 450 Century Boulevard, Deerfield Beach, Florida; providing for an effective date. [Agreements & Expenditure Requests]
- Suggested Action:** Commission to vote on Resolution
- Sponsor:** Department of Planning & Development Services
- Attachment:** [Development Agreement.pdf](#)

PUBLIC HEARINGS - FIRST READING

5. P.H. 2019-022: Ordinance 2018/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, AMENDING THE CAPITAL IMPROVEMENTS ELEMENT ("CIE") OF THE CITY'S ADOPTED COMPREHENSIVE PLAN BY REVISING AND UPDATING THE FIVE YEAR SCHEDULE OF CAPITAL IMPROVEMENTS SET FORTH IN TABLE 10.3 IN ACCORDANCE WITH SECTION 163.3177, FLORIDA STATUTES, AS MORE SPECIFICALLY SET FORTH IN EXHIBIT "A"; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.

Suggested Action: Commission to vote on Ordinance and set second public hearing for December 4, 2018

Sponsor: Department of Planning & Development Services

Attachment: [Capital Improvement Element.pdf](#)

PUBLIC HEARINGS - SECOND READING

6. P.H. 2018-162: ORDINANCE 2018/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING CHAPTER 98, "LAND DEVELOPMENT REGULATIONS," ARTICLE IV "SUPPLEMENTARY REGULATIONS," SECTION 98-95 "LANDSCAPING AND PAVING" OF THE CITY'S LAND DEVELOPMENT CODE TO PROVIDE REGULATIONS REGARDING THE LOCATION OF VEGETABLE GARDENS WITHIN THE CITY; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE. (Continued from October 2, 2018)

Suggested Action: Commission to vote on Ordinance

Sponsor: Commissioner Todd Drosky

Attachment: [Vegetable Gardens.pdf](#)

7. P.H. 2019-024: ORDINANCE 2018/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING SECTION 2-456, "PERMIT REQUIREMENTS AND CONDITIONS FOR WORK IN RIGHTS-OF-WAY" AND SECTION 34-38 "VARIANCES" OF THE CITY CODE AND CHAPTER 98 "LAND DEVELOPMENT REGULATIONS", SECTION 98-14 "DRC MAJOR DEVELOPMENT REVIEW PROCEDURES" AND 98-85 "CONDITIONAL USE" TO REVISE THE PUBLIC NOTICE REQUIREMENTS; CREATING SECTION 98-35 "PUBLIC NOTICE REQUIREMENTS FOR DEVELOPMENT PERMITS" OF THE DEERFIELD BEACH LAND DEVELOPMENT CODE; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

Suggested Action: Commission to vote on Ordinance

Sponsor: Department of Planning & Development Services

Attachment: [Public Notices.pdf](#)

8. P.H. 2019-023: ORDINANCE 2018/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AMENDING THE CITY OF DEERFIELD BEACH LAND USE PLAN MAP DESIGNATION ON TWELVE PARCELS TOTALING APPROXIMATELY 8.4 ACRES WEST OF THE DIXIE HIGHWAY FLYOVER AND FRONTING THE HILLSBORO CANAL (414, 430, 454 & 480 N.E. 1ST AVENUE, 240 N.E. 5TH STREET, 412, 424, 430, 446, 450 & 458 N. RIVER DRIVE, AND 409 N. RIVER AVENUE) FROM RESIDENTIAL LOW (.3 ACRES), RESIDENTIAL MODERATE (4.1 ACRES), COMMERCIAL (2.2 ACRES) AND COMMERCIAL 2 (1.8 ACRES) TO RESIDENTIAL IRREGULAR (39 DWELLING UNITS/ACRE); PROVIDING FOR AMENDMENT OF THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN ACCORDINGLY; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE. (First reading approved on March 20, 2018)

Suggested Action: Commission to vote on Ordinance

Sponsor: Department of Planning & Development Services

Attachment: [Deerfield Development Resources, LLC.pdf](#)

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.

BOARD APPOINTMENT

9. Resolution 2018/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, appointing Nicholas Brown as an alternate member to the Marine Advisory Board; providing for an effective date.

Suggested Action: Commission to vote on Resolution

Sponsor: Commissioner Todd Drosky

Attachment: [Marine Advisory Appointment.pdf](#)

AGREEMENTS & EXPENDITURE REQUESTS

10. Resolution 2018/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving an agreement with the Supervisor of Elections of Broward County to conduct the Municipal Election to be held by the City of Deerfield Beach on March 12, 2019 in accordance with the State of Florida Election Code. (Funds from Account #001-0308-513-3299 - Other Contractual Services & #001-0308-513-3213 - Pollworkers' Fee)
- Suggested Action:** Commission to vote on Resolution
- Sponsor:** Office of the City Clerk
- Attachment:** [SOE Municipal Election Agreement.pdf](#)
11. Resolution 2018/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving an award of RFP #2017-18/61 to Royal Fence and Equipment Corporation for the design and installation of aluminum fencing with columns for approximately 2,300 feet along the eastern portion of Dixie Highway and approximately 1,500 feet at Branhilda Richardson Knowles Memorial Park; authorizing execution of an agreement with Royal Fence and Equipment Corporation in an amount not to exceed \$378,120; and providing an effective date. (Funds from Account #108-8000-572-61-12 - Non-Departmental Construction & Account #108-5050-541-60-31 - Infrastructure Maintenance)
- Suggested Action:** Commission to vote on Resolution
- Sponsor:** Department of Planning & Development Services
- Attachment:** [Branhilda Richardson Knowles Memorial Park.pdf](#)
12. Resolution 2018/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, authorizing the submission of the application for grant funding through the FY 2017 Edward Byrne Memorial Justice Assistance Grant ("JAG") Local Solicitation Grant Program in the amount of \$24,458; authorizing the execution of a Memorandum of Understanding between the City and the Broward Sheriff's Office ("BSO") to administer the grant funding application; providing for an effective date.
- Suggested Action:** Commission to vote on Resolution
- Sponsor:** Broward Sheriff's Office - Law Enforcement
- Attachment:** [Edward Byrne Memorial Justice Assistance Grant \(JAG\) Program.pdf](#)
13. Resolution 2018/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, ratifying modifications to the 2017-2020 Collective Bargaining Agreement between the City of Deerfield Beach and Professional Managers and Supervisors Association (PMSA); authorizing the City Manager to take all actions necessary to implement the modifications; and providing for an effective date.
- Suggested Action:** Commission to vote on Resolution
- Sponsor:** Department of Human Resources
- Attachment:** [2017-2020 PMSA Collective Bargaining Agreement.pdf](#)

14. Resolution 2018/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Second Amendment to the Settlement Agreement with Broward County for the Litigation Styled City of Sunrise, et. al. vs. Broward County; providing for execution; and providing for an effective date.

Suggested Action: Commission to vote on Resolution

Sponsor: Department of Sustainable Management

Attachment: [RRB Asset Litigation Settlement.pdf](#)

15. Resolution 2018/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving an amended and restated Interlocal Agreement for billing and collection of waste collection and disposal charges between the City and Broward County to provide for billing of the Stormwater Utility fee; providing for execution and an effective date.

Suggested Action: Commission to vote on Resolution

Sponsor: Department of Environmental Services

Attachment: [Waste Collection & Disposal.pdf](#)

ADDENDUM

- A1 Resolution 2018/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, supporting Community Aesthetic Feature Signs for the Deerfield Beach Wayfinding Sign Project; approving various locations for the signage; approving a Community Aesthetic Feature Agreement with the State of Florida Department of Transportation ("FDOT") for the proposed wayfinding signs to be located in FDOT rights-of-way within the City; authorizing the appropriate City officials to execute the Community Aesthetic Feature Agreement, administratively approve any revisions required by FDOT and to take all actions necessary to implement said agreement; providing for conflicts; providing for severability; and providing for an effective date.

Suggested Action: Commission to vote on Resolution

Sponsor: Department of Economic Development

Attachment: [FDOT Wayfinding Project.pdf](#)

DEPARTMENTAL BUSINESS

16. Resolution 2018/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the Department of Active Aging Title VI Program Plan; providing for an effective date.

Suggested Action: Commission to vote on Resolution

Sponsor: Department of Active Aging

Attachment: [Title VI Program Plan.pdf](#)

17. Resolution 2018/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving a special event permit application submitted by Restaurant Group, Inc. D/B/A Oceans 234 to sell alcoholic beverages at the special event, "Valentine's Day Dinner Under the Stars", taking place on the beach north of 200 NE 21st Ave., Deerfield Beach, on February 14, 2019 from 5 pm to 10 pm; providing for an effective date.

Suggested Action: Commission to vote on Resolution

Sponsor: Department of Parks & Recreation

Attachment: [Valentine's Day Dinner Under the Stars.pdf](#)

18. ORDINANCE 2018/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, CREATING SECTION 98-36 "PLANNING AND DEVELOPMENT SERVICES RELATED FEES" TO AUTHORIZE THE CITY TO AMEND THE FEE SCHEDULE FOR DEVELOPMENT REVIEW APPLICATIONS AND OTHER PLANNING RELATED FEES BY RESOLUTION; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

Suggested Action: Commission to vote on Ordinance and set public hearing for December 4, 2018

Sponsor: Department of Planning & Development Services

Attachment: [Fee Schedule Amendment.pdf](#)

19. Resolution 2018/ - A Resolution of the City Commission of the City of Deerfield Beach declaring its intent to reimburse the General Fund, Road & Bridge Fund, Stormwater Fund and Solid Waste Fund from the proceeds of a future lease-purchase for certain capital expenditures approved in the Fiscal Year 2019 Budget; providing for distribution and providing for an effective date.

Suggested Action: Commission to vote on Resolution

Sponsor: Department of Financial Services

Attachment: [Future Lease-Purchase Financing.pdf](#)

COMMENTS BY ADMINISTRATION AND LEGAL

20. Presentation by Paul French, CFA, for Wells Capital Management regarding the City's portfolio.

Sponsor: Department of Financial Services

21. Discussion regarding the recommendation made by the Marine Advisory Board for a Dune Pilot Project.

Suggested Action: Motion on decision of Commission

Sponsor: Department of Sustainable Management

Attachment: [Dune Pilot Project.pdf](#)

CITY COMMISSION BUSINESS

- 22.** Resolution 2018/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving annual free admission to the International Fishing Pier for sightseeing and fishing for active and retired military personnel on Veteran's Day, Memorial Day, and September 11th with minimal financial impact; authorizing the amendment of the appropriate fee schedule to the extent required; providing for an effective date.

Suggested Action: Commission to vote on Resolution

Sponsor: Mayor Bill Ganz

Attachment: [International Fishing Pier.pdf](#)

COMMENTS BY MAYOR AND CITY COMMISSIONERS

ADJOURNMENT

FUTURE CITY COMMISSION MEETINGS

Tuesday, December 4, 2018