

MINUTES OF MEETING CITY OF WESTON

A regular meeting of the City Commission of the City of Weston was held Monday, September 26, 2016 at 7:00 PM at Weston City Hall, 17200 Royal Palm Boulevard, Weston, Florida.

Present and constituting a quorum were:

Daniel J. Stermer	Mayor
Angel M. Gomez	Commissioner
Toby Feuer	Commissioner
Jim Norton	Commissioner
Thomas M. Kallman	Commissioner

Also present were:

John R. Flint	City Manager
David E. Keller	Assistant City Manager/CFO
Darrel L. Thomas	Assistant City Manager/COO
Patricia A. Bates	City Clerk
Karen Lieberman	Asst. City Attorney, Weiss Serota Helfman Cole & Bierman, PL
Chad Friedman	Asst. City Attorney, Weiss Serota Helfman Cole & Bierman, PL
Dennis Giordano	President, Calvin, Giordano & Associates
Shelley Eichner	Vice President, Calvin, Giordano & Associates
Sarah Sinatra Gould	Director of Development Services, Calvin, Giordano & Associates
Karl Kennedy	City Engineer, Calvin, Giordano & Associates
Bill Tesauro	Landscape Architect, Calvin, Giordano & Associates
Denise Barrett-Miller	Director of Communications
Thaddeus Bielecki	Director of Landscaping
Bryan E. Cahen	Director of Budget
Donald Decker	Director of Parks and Recreation
Ryan M. Fernandes	Director of Technology Services
Steven Murray	Assistant Director of Technology Services, MuniTech LLC
Cosmo Tornese, P.E.	Building Official, C.A.P. Government, Inc.
Chief Kevin Butler	BSO DLE – Weston
Chief Bruce Angier	BSO DFRES – Weston
Bonnie, Miskel, Esq.	Dunay, Miskel & Backman, LLP
Matthew Zifrony	President, Savanna Maintenance Association, Inc.
Lyle Richter	Resident, Sunset Springs
Terry Salzman	Resident, Palm Island

FIRST ORDER OF BUSINESS

Roll Call

Mayor Stermer called the meeting to order at 7:00 PM.

City Clerk Patricia Bates called the roll.

SECOND ORDER OF BUSINESS

Pledge of Allegiance

The Pledge of Allegiance was led by Girl Scout Troup 10863. They are chaperoned by Troop Leader Marite Ricardo and Troop Co-Leader Carmen Nuñez, to lead us in the Pledge of Allegiance.

THIRD ORDER OF BUSINESS

Presentations

A. Broward Sheriff's Law Enforcement Employee of the Month – Detective Steve Barreto

B. Proclamation Domestic Violence Awareness Month accepted by Ms. Delores DeFerrari, Program Director of Women in Distress of Broward County.

ANNOUNCEMENTS

- **A Penny At Work** – You will continue to see information throughout Broward County promoting A Penny At Work. We had an informational slide show overhead earlier. This proposal for two, half-penny surtaxes will appear on the November 8th general election ballot. A half penny is to fund the countywide transportation system and a half penny is to fund your local city improvement projects. The proposal is structured so that both items must pass, or both will fail.

The Transportation Half Penny for Broward County

Anyone who commutes outside of Weston, drives to college, goes downtown, or across the county, knows the frustrations that abound. The half penny for transportation would fund county-wide improvements for enhanced transit options, traffic signal synchronization, county roadways, intersection improvements, senior mobility options and public transportation including buses and rail. Today's mass transit system will not improve without this.

The Infrastructure Half Penny for the Cities

The Infrastructure half penny would go to each of the cities, distributed by population. It would fund the construction of capital improvements to public buildings and facilities, the purchase of equipment and public safety vehicles, local road and transportation projects and improvements (to be coordinated with County transportation projects), pedestrian safety projects, as well as recreation and conservation land acquisition. The projects and infrastructure expenditures are determined by the needs of each community.

Weston has always been proud of the quality of life that is enjoyed by our residents. We have identified almost 300 projects for construction over the next 30 years to maintain the appearance and value of our community including water and sewer improvements, roadway improvements, a new fire station and park in the Bonaventure community, and expansion of the Weston Community Center and improvements to City Parks.

- The City of Weston will be holding two Open Houses at Weston City Hall to showcase the almost 300 projects that A Penny At Work will help to fund within our community over the next 30 years. They will be held on Wednesday, September 28th and Thursday, October 6th from 2PM until 8PM here in the City Commission Chambers of City Hall. There will be City and County representatives to answer questions that you may have.
- After the Open House presentations, the project boards will be on display in the lobby of City Hall so that they may be viewed by the public during our office hours through Election Day on November 8th.
- Congratulations are in order for the entire Weston community as the City has been named #8 on Money Magazine's 2016 list of Best Places to Live in America, highlighting the best small cities across the country with populations of 50,000-300,000. This year, Money's annual Best Places list looks at the 50 best small cities in the country with top schools, affordable homes, good jobs, and that special something that makes a community a great place to live.
- There are many events scheduled for the fall and winter season including the start of the free Moonlight Movies in the Park Series on Saturday, October 15th at 8PM in Weston Regional Park, featuring *Star Wars: The Force Awakens*. Bring lawn chairs or blankets, a snack, and then kick back and relax - because the movie is on us.
- If you are coming to the Moonlight Movie and happen to have some gently used toys that you are willing to donate, the Harvest Drive (Children Helping Children) will have a tent near the Community Center from 7-8PM. The used toys will stock the Harvest Boutique in Western

High School where local families in need have the opportunity to select from gently donated goods.

- The next Quarterly Residential Bulk Trash Collection is coming up in October. For single family residences with curbside collection, your collection date is either Wednesday, October 19th, Thursday, October 20th OR Friday, October 21st – whichever is your regular garbage collection day. For Multi-Family Units with Dumpsters: your day is Saturday, October 22nd. Check our website for details.
- Our next meeting will be held on Monday, October 17th – there is only one meeting in October and that will be the last full agenda for both Commissioner Gomez and Commissioner Norton. We will without a doubt have a little something special for each of them for their dedication and service to our community and we invite you to wish them a fond farewell at this upcoming meeting.
- Lastly, Residents are encouraged to sign up for our weekly E-newsletter *Newsday Tuesday*, or visit our Events Calendar on the Weston website at Westonfl.org/Events where you will find all of the details about these events and more on our website.

FOURTH ORDER OF BUSINESS

Audience Comments

None.

FIFTH ORDER OF BUSINESS

Consent Agenda

A. Commissioners' Items Removed for Later Discussion

Commissioners' Items Removed for Later Discussion none .

B. Approval of the Consent Agenda

Commissioner Gomez moved to approve the Consent Agenda. Commissioner Feuer seconded the motion.
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Roll call vote on the Consent Agenda.
Commissioner Norton voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

CITY OF WESTON

SIXTH ORDER OF BUSINESS

Resolution No. 2016-126 of the City Commission of the City of Weston, Florida, approving and adopting the final millage rate for taxation of real property lying within the boundaries of the City of Weston to fund the budget for Fiscal Year 2016/2017 commencing October 1, 2016 and ending September 30, 2017.

Final Millage Rate

The Resolution was read into the record by title. Mayor Stermer stated, on September 12, 2016, the City Commission approved a proposed millage rate of 2.3900 mills. This rate constitutes a 5.74% increase compared with the rolled-back rate of 2.2602 mills [computed pursuant to Florida Statutes 200.065(1)], and a 1.92% increase above the rolled back millage rate adjusted for change in per capita Florida personal income of 2.3450 mills. The rolled back rate is the rate that would be needed to bring in the same amount of ad valorem tax revenue as last year.

The City Manager's budget message and the City's budget have been and are available on the City's website. The City Manager made a budget presentation to the City Commission at the September 12th meeting.

We will now open the public hearing. Is there anyone from the public who wishes to speak on the proposed millage rate resolution? No comment from the public.

Commissioner Norton moved to approve Resolution No. 2016-126.
Commissioner Feuer seconded the motion.

Roll call vote on Resolution No. 2016-126.
Commissioner Norton voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

SEVENTH ORDER OF BUSINESS

Resolution No. 2016-127 of the City Commission of the City of Weston, Florida, approving and adopting the final budget of the City of Weston for Fiscal Year 2016/2017 commencing October 1, 2016 and ending September 30, 2017.

Final Weston Budget

The Resolution was read into the record by title. The item was opened for public comment. No comment from the public.

Commissioner Gomez moved to approve Resolution No. 2016-127.
Commissioner Feuer seconded the motion.

Roll call vote on Resolution No. 2016-127.
Commissioner Norton voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

INDIAN TRACE DEVELOPMENT DISTRICT

EIGHTH ORDER OF BUSINESS

Resolution No. 2016-128 of the City Commission of the City of Weston, Florida, as the governing board of the Indian Trace Development District, approving and adopting the final budget for the Indian Trace Development District for Fiscal Year 2016/2017 commencing October 1, 2016 and ending September 30, 2017.

Final ITDD Budget

The Resolution was read into the record by title. The item was opened for public comment. No comment from the public.

Commissioner Feuer moved to approve Resolution No. 2016-128.
Commissioner Kallman seconded the motion.

Roll call vote on Resolution No. 2016-128.
Commissioner Norton voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

BONAVENTURE DEVELOPMENT DISTRICT

NINTH ORDER OF BUSINESS

Resolution No. 2016-129 of the City Commission of the City of Weston, Florida, as the governing board of the Bonaventure Development District, approving and adopting the final budget for the Bonaventure Development District for Fiscal Year 2016/2017 commencing October 1, 2016 and ending September 30, 2017.

Final BDD Budget

The Resolution was read into the record by title. The item was opened for public comment. No comment from the public.

Commissioner Feuer moved to approve Resolution No. 2016-129.
Commissioner Gomez seconded the motion.

Roll call vote on Resolution No. 2016-129.
Commissioner Norton voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

QUASI-JUDICIAL HEARING

Quasi-Judicial procedures were waived for Item No. 10 by the City Commission with consent from Applicant Representative Bonnie Miskel, Esq. City Clerk Patricia Bates confirmed advertising and notice requirements had been met.

TENTH ORDER OF BUSINESS

An Ordinance of the City of Weston, Florida, rezoning property located at 250 Racquet Club Road, consisting of approximately 22.46 acres, from Commercial (C-1) to the High Rise Multi Family (MF4) Zoning District; and providing for an effective date.

Public Hearing and First Reading

****The City Commission will be sitting simultaneously as the Local Planning Agency when considering this item.***

Mayor Stermer stated, Item 10 on tonight's agenda proposes to amend the City's Zoning Map. Pursuant to State Law, this type of Item is to be reviewed by the Local Planning Agency and considered by the City Commission. As permitted by Section 163.3174 of the Florida Statutes, the City Commission also serves as the Local Planning Agency, therefore, the City Commission, both in our capacity as Local Planning Agency and as the governing body of the City, will hear the following Item.

The Ordinance was read into the record by title. This is a Public Hearing and First Reading. The item was opened for public comment.

Commissioner Norton moved to approve the Ordinance.
Commissioner Feuer seconded the motion.

Roll call vote on the Ordinance.
Commissioner Norton voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

ELEVENTH ORDER OF BUSINESS

Ordinance No. 2016-18 of the City of Weston, Florida, amending Section 1.01, "Definitions," to provide for a definition of "Specimen Tree," amending Section 122.20, "Relocation," to revise the Tree Relocation Bond requirements; and amending Section 122.21, "Replacement," to ensure consistency; and providing for an effective date.

Second and Final Reading

The Ordinance was read into the record by title. This is a Second and Final Reading. The item was opened for public comment. No comment from the public.

Commissioner Gomez moved to approve Ordinance No. 2016-18.
Commissioner Kallman seconded the motion.

Roll call vote on Ordinance No. 2016-18.
Commissioner Norton voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

TWELFTH ORDER OF BUSINESS

An Ordinance of the City of Weston, Florida, amending Section 124.16(D) relating to Child Care Facility and Day Care uses within the IOC Districts; amending Section 124.54(I) relating to Off-street parking requirements for Child Care Facilities; amending Section 124.54(J) by deleting requirements for stacking spaces for day care uses; and providing for an effective date.

Public Hearing and First Reading

****The City Commission will be sitting simultaneously as the Local Planning Agency when considering this item.***

Mayor Stermer stated, Item 12 on tonight's agenda proposes to amend the City's Zoning Code Pursuant to State Law, this type of Item is to be reviewed by the Local Planning Agency and considered by the City Commission. As permitted by Section 163.3174 of the Florida Statutes, the City Commission also serves as the Local Planning Agency, therefore, the City Commission, both in our capacity as Local Planning Agency and as the governing body of the City, will hear the following Item.

The Ordinance was read into the record by title. This is a Public Hearing and First Reading. The item was opened for public comment. No comment from the public.

Commissioner Norton moved to approve the Ordinance.
Commissioner Kallman seconded the motion.

Roll call vote on the Ordinance. Commissioner Norton voted yes. Commissioner Feuer voted yes. Commissioner Kallman voted yes. Commissioner Gomez voted yes. Mayor Stermer voted yes.

THIRTEENTH ORDER OF BUSINESS

Consent Agenda

CITY OF WESTON

- A. Resolution No. 2016-130 of the City Commission of the City of Weston, Florida, providing for a Floodplain Management Plan Progress Report as part of the annual re-certification process for the National Flood Insurance Program Community Rating System.**

- B. Resolution No. 2016-131 of the City Commission of the City of Weston, Florida, authorizing the City Manager to execute a letter supporting the distribution of the Edward Byrne/JAG Program Funding for Federal Fiscal Year 2016-2017.**

CITY OF WESTON, INDIAN TRACE DEVELOPMENT DISTRICT, BONAVENTURE DEVELOPMENT DISTRICT

- C. Resolution No. 2016-132 of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, and as the governing board of the Bonaventure Development District, accepting and ratifying rankings of the Selection Committee pursuant to RFP No. 2016-07, a Request for Proposals for Supplemental Landscape Materials and Installation Services; awarding and approving an Agreement with 100% Landscaping Co., Inc., of Southwest Ranches, Florida.**

- D. Resolution No. 2016-133 of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, and as the governing board of the Bonaventure Development District, rejecting both bids submitted for Traffic Mast Arm Assembly Repainting, Bid No. 2016-05.**

- E. Resolution No. 2016-134 of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, and as the governing board of the Bonaventure Development District, extending the Agreement with Horsepower Electric, Inc., of Hialeah, Florida, for Electrical Repairs and Maintenance of External Facilities, Bid No. 2013-07.**

The Items listed above on the Consent Agenda were approved earlier in the meeting.

FOURTEENTH ORDER OF BUSINESS

City Commission/Discussion Item

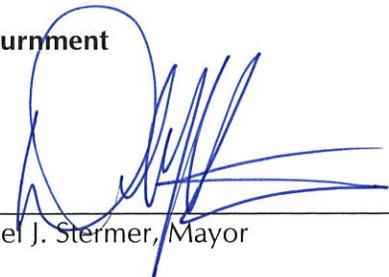
Tree Preservation Code

City Manager John Flint provided an overview on the City's Tree Preservation Code. The City Commission discussed the item. Thaddeus Bielecki, Director of Landscaping; and Bill Tesaro, Landscape Architect-Calvin, Giordano & Associates answered questions from the City Commission. Matthew Zifrony, President of Savanna Maintenance Association, Inc.; Lyle Richter Sunset Springs Resident; and Terry Salzman Palm Island Resident commented from the public.

FIFTEENTH ORDER OF BUSINESS

The meeting adjourned at 9:15 PM.

Adjournment



Daniel J. Stermer, Mayor

MONDAY
SEPTEMBER 26, 2016
7:00 P.M.



WESTON CITY HALL
17200 ROYAL PALM BOULEVARD
WESTON, FLORIDA

CITY COMMISSION
REGULAR MEETING AGENDA

1. Roll Call
2. Pledge of Allegiance
3. Broward Sheriff's Office Law Enforcement Employee(s) of the Month
4. Audience Comments
5. Consent Agenda
 - A. Commissioners' Items Removed for Later Discussion
 - B. Approval of Balance of Consent Agenda

CITY OF WESTON

6. A Resolution of the City Commission of the City of Weston, Florida, approving and adopting the final millage rate for taxation of real property lying within the boundaries of the City of Weston to fund the budget for Fiscal Year 2016/2017 commencing October 1, 2016 and ending September 30, 2017.
Final Millage Rate ***Pages 6-10***
7. A Resolution of the City Commission of the City of Weston, Florida, approving and adopting the final budget of the City of Weston for Fiscal Year 2016/2017 commencing October 1, 2016 and ending September 30, 2017.
Final Weston Budget ***Pages 11-80***

INDIAN TRACE DEVELOPMENT DISTRICT

8. A Resolution of the City Commission of the City of Weston, Florida, as the governing board of the Indian Trace Development District, approving and adopting the final budget for the Indian Trace Development District for Fiscal Year 2016/2017 commencing October 1, 2016 and ending September 30, 2017.
Final ITDD Budget ***Pages 81-105***

BONAVENTURE DEVELOPMENT DISTRICT

9. A Resolution of the City Commission of the City of Weston, Florida, as the governing board of the Bonaventure Development District, approving and adopting the final budget for the Bonaventure Development District for Fiscal Year 2016/2017 commencing October 1, 2016 and ending September 30, 2017.

Final BDD Budget

Pages 106-118

QUASI-JUDICIAL HEARING

The following items are quasi-judicial in nature and are governed by the City's quasi-judicial procedures. If you wish to object or comment upon these items, please wait to do so when the announcement regarding the particular quasi-judicial item is made. You will be required to be sworn in before addressing the Commission, and if you wish to address the Commission, you may be subject to cross-examination. If you refuse to submit to cross-examination, the Commission will not consider what you have said in its final deliberations. The material in the City Commission's agenda backup and the staff résumés on file with the City Clerk will be considered as evidence without authentication.

10. An Ordinance of the City of Weston, Florida, rezoning property located at 250 Racquet Club Road, consisting of approximately 22.46 acres, from Commercial (C-1) to the High Rise Multi Family (MF4) Zoning District; and providing for an effective date.

Public Hearing and First Reading*

****The City Commission will be sitting simultaneously as the Local Planning Agency when considering this item.***

Pages 119-144

END OF QUASI-JUDICIAL HEARING

CITY OF WESTON

11. An Ordinance of the City of Weston, Florida, amending Section 1.01, "Definitions," to provide for a definition of "Specimen Tree," amending Section 122.20, "Relocation," to revise the Tree Relocation Bond requirements; and amending Section 122.21, "Replacement," to ensure consistency; and providing for an effective date.

Second and Final Reading

Pages 145-151

12. An Ordinance of the City of Weston, Florida, amending Section 124.16(D) relating to Child Care Facility and Day Care uses within the IOC Districts; amending Section 124.54(I) relating to Off-street parking requirements for Child Care Facilities; amending Section 124.54(J) by deleting requirements for stacking spaces for day care uses; and providing for an effective date.

Public Hearing and First Reading*

Pages 152-158

****The City Commission will be sitting simultaneously as the Local Planning Agency when considering this item.***

13. CONSENT AGENDA

CITY OF WESTON

- A. A Resolution of the City Commission of the City of Weston, Florida, providing for a Floodplain Management Plan Progress Report as part of the annual re-certification process for the National Flood Insurance Program Community Rating System.
Pages 159-166

- B. A Resolution of the City Commission of the City of Weston, Florida, authorizing the City Manager to execute a letter supporting the distribution of the Edward Byrne/JAG Program Funding for Federal Fiscal Year 2016-2017.
Pages 167-175

CITY OF WESTON, INDIAN TRACE DEVELOPMENT DISTRICT AND BONAVENTURE DEVELOPMENT DISTRICT

- C. A Resolution of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, and as the governing board of the Bonaventure Development District, accepting and ratifying rankings of the Selection Committee pursuant to RFP No. 2016-07, a Request for Proposals for Supplemental Landscape Materials and Installation Services; awarding and approving an Agreement with 100% Landscaping Co., Inc., of Southwest Ranches, Florida.
Pages 176-239

- D. A Resolution of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, and as the governing board of the Bonaventure Development District, rejecting both bids submitted for Traffic Mast Arm Assembly Repainting, Bid No. 2016-05.
Pages 240-246

- E. A Resolution of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, and as the governing board of the Bonaventure Development District, extending the Agreement with Horsepower Electric, Inc., of Hialeah, Florida, for Electrical Repairs and Maintenance of External Facilities, Bid No. 2013-07.
Pages 247-257

14. City Commission/Discussion Item

Tree Preservation Code

Pages 258-310

15. Adjournment

PUBLIC PARTICIPATION AT COMMISSION MEETINGS

Anyone wishing to address the Commission with regard to a matter appearing on the Agenda or during audience comments must sign in with the City Manager or his designee. Each individual must state his or her name and the name of the entity represented (if applicable) and the item on the agenda to be addressed prior to conclusion of the discussion of the matter. Each person addressing the Commission shall approach the lectern, shall give their name and address in an audible tone of voice for the record, and unless further time is granted by the Presiding Officer, shall limit their address to three (3) minutes. All remarks shall be addressed to the Commission as a body and not to any member thereof. A person speaking on an item on the agenda shall limit their comments to matters relevant to the item. A person speaking during audience comments shall not address any item on the agenda and is strongly encouraged to refrain from making political statements. No person addressing the Commission shall make personal attacks on any member of the Commission or any other individuals or entities. No person, other than the Commission and the person having the floor, shall be permitted to enter into any discussion, either directly or through a member of the Commission, without the permission of the Presiding Officer. No question shall be asked of a Commissioner except through the Presiding Officer.

Any person who addresses the Commission on behalf of an individual, corporation or special interest group for compensation must disclose that representation when stating his or her name, as described above.

Pursuant to Florida Statutes 286.0105, if a person decides to appeal any decision made by the body with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes testimony and evidence upon which the appeal is to be based.

Any person requiring auxiliary aids and services at this meeting may call the City Clerk's Office at (954) 385-2000 at least three (3) business days prior to the meeting.