

MINUTES OF MEETING CITY OF WESTON

A regular meeting of the City Commission of the City of Weston was held Monday, October 19, 2015 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
Jamie Alan Cole	City Attorney, Weiss Serota Helfman Cole & Bierman, PL
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
Sarah Sinatra Gould	Director of Development Services, Calvin, Giordano & Associates
Karl Kennedy	City Engineer, 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
Karl C. Thompson	Director of Public Works
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
Lt. Rafael Lopez	BSO DLE – Weston
Chief Harris Bouchillon	BSO DFRES – Weston
Chief Bruce Angier	BSO DFRES – Weston
Shalina Jaffer	Applicant Representative Weston Health Park

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 students from Imagine Charter School at Weston who are chaperoned by Ms. Sondra Pestcoe, 5th Grade Reading and Language Arts Teacher.

THIRD ORDER OF BUSINESS

Presentations

- A. **Broward Sheriff's Office Law Enforcement Employees of the Month** – Detectives D.J. Acosta, Steve Barreto, and Hank Juntunen.

- B. **Presentation** - We are honored to welcome to the podium Renee Herman to give us an overview of the upcoming annual Harvest Drive in our schools.

ANNOUNCEMENTS

- There are many upcoming events. 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.

- The next quarterly residential bulk pickup collection is this month on Wednesday, October 21st, Thursday, October 22nd OR Friday, October 23rd, whichever day is your regular garbage day for those with curbside collection. Multifamily residences will be picked up on Saturday, October 24th. Bulk trash must be placed curbside by 7AM on your collection day.

- After safely Trick or Treating for Halloween, a reminder to turn your clocks back one hour on Saturday, October 31st before going to bed. This is also the perfect time to change batteries in smoke detectors. Only when smoke detectors are in working order can they save lives. Elderly or disabled residents who need assistance can call Weston Fire Rescue at 954-389-2015.

- BSO Fire Rescue offers free CPR training classes. You could likely be saving the life of a loved one. Call 954-389-2015 to register for the next class.
- The Broward Sheriff's Office Weston district parking lot serves as a safe haven for the City's online buyers and sellers to meet located at 17300 Royal Palm Boulevard.

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 Norton moved to approve the Consent Agenda.
Commissioner Kallman seconded the motion.

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.

QUASI-JUDICIAL HEARING

Quasi-Judicial procedures were waived for Items 6 and 7 by the City Commission with approval from Applicant Representative Shalina Jaffer. City Clerk Patricia Bates confirmed advertising and notice requirements were met for Items 6 and 7.

SIXTH ORDER OF BUSINESS

Resolution No. 2015-117 of the City Commission of the City of Weston, Florida, considering Application No. 15-7518, a petition for parking waiver from Section 124.54 of the Code of Ordinances of the City, Off-Street Parking and Loading, to waive off-street parking requirements, for the property known as Weston Health Park, located at 1495 North Park Drive, Weston, Florida.

Weston Health Park Petition for Parking Waiver

Commissioner Norton stated I will be abstaining from voting on Items 6 & 7, a petition for parking waiver and a site plan amendment for Weston Health Park, because I am a Real Estate agent who represented the applicant and the applicant's tenant on a lease which exceeded the city's \$25,000 limit in one calendar year on this transaction. Based on Section 22.01 of the City Code, my relationship with Weston Health Park constitutes a "Business Relationship" and I have an appearance of possible conflict of interest requiring me not to take part in any discussion or vote on behalf of this applicant. Accordingly, I will be abstaining from voting on the matter and will not participate. I will complete and file Form 8B Memorandum of Voting Conflict for County, Municipal and other Local Public Officers with the City Clerk. Commissioner Norton left the dais and abstained from discussion and voting on Items 6 & 7.

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. 2015-117.
Commissioner Gomez seconded the motion.

Roll call vote to approve Resolution No. 2015-117.
Commissioner Norton abstained from voting.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

SEVENTH ORDER OF BUSINESS

Resolution No. 2015-118 of the City Commission of the City of Weston, Florida, considering Application No. 15-7517, a site plan amendment to modify the façade to accommodate a medical office building and adding 50 parking spaces, for the property known as Weston Health Park, located at 1495 North Park Drive, Weston, Florida..

Weston Health Park Site Plan Amendment

Commissioner Norton stated I will be abstaining from voting on Items 6 & 7, a petition for parking waiver and a site plan amendment for Weston Health Park, because I am a Real Estate agent who represented the applicant and the applicant's tenant on a lease which exceeded the city's \$25,000 limit in one calendar year on this transaction. Based on Section 22.01 of the City Code, my relationship with Weston Health Park constitutes a "Business Relationship" and I have an appearance of possible conflict of interest requiring me not to take part in any discussion or vote on behalf of this applicant. Accordingly, I will be abstaining from voting on the matter and will not participate. I will complete and file Form 8B Memorandum of Voting Conflict for County, Municipal and other Local Public Officers with the City Clerk. Commissioner Norton left the dais and abstained from discussion and voting on Items 6 & 7.

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

Commissioner Kallman moved to approve Resolution No. 2015-118.
Commissioner Gomez seconded the motion.

Roll call vote to approve Resolution No. 2015-118.
Commissioner Norton abstained from voting.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

EIGHTH ORDER OF BUSINESS

A Resolution of the City Commission of the City of Weston, Florida, considering Application from Bambi Mary Thalia Nikolakis Williams for request for relief from Section 72.04(C)(1) of the Code of Ordinances of the City relating to commercial vehicle parking on residential property.

***Request for Relief Application
Postponed from August 17, 2015***

City Manager John Flint stated Christy Brigman, the attorney representing Ms. Nikolakis Williams the applicant for a request for relief from the City's parking code, has advised that her client would like additional time to assess things. The applicant was entitled to one postponement by code, which was used on August 17, 2015 to October 19, 2015. The current request for a postponement is at the discretion of the City Commission.

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

Commissioner Kallman moved to defer the item to the December 7, 2015 City Commission Meeting.
Commissioner Feuer seconded the motion.

Roll call vote to defer the item to the December 7, 2015 City Commission Meeting.
Commissioner Norton voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

END OF QUASI-JUDICIAL HEARING

NINTH ORDER OF BUSINESS

Ordinance No. 2015-23 of the City of Weston, Florida, amending Section 32.09, "Real Property Acquisition and Conveyance;" 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 Norton moved to approve Ordinance No. 2015-23.
Commissioner Kallman seconded the motion.

Roll call vote on Ordinance No. 2015-23.
Commissioner Norton voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

TENTH ORDER OF BUSINESS

Consent Agenda

CITY OF WESTON

- A. Resolution No. 2015-119 of the City Commission of the City of Weston, Florida, approving the First Amendment to the Second Amended and Restated Agreement among the City of Weston, Hometown Concession, Inc., and Weston Sports Alliance, Inc., for the operation of concession stands at certain City Parks, the publication of a Parks Directory, the organization and operation of athletic programs and the performance of related services.

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

- B. Resolution No. 2015-120 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, approving the Minutes of the Regular Meeting of the City Commission of the City of Weston held on October 5, 2015.

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

ELEVENTH ORDER OF BUSINESS

Adjournment

The meeting adjourned at 7:30 PM.



Daniel J. Stermer, Mayor

MONDAY
OCTOBER 19, 2015
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 of the Month
4. Audience Comments
5. Consent Agenda
 - A. Commissioners' Items Removed for Later Discussion
 - B. Approval of Balance of Consent Agenda

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.

6. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 15-7518, a petition for parking waiver from Section 124.54 of the Code of Ordinances of the City, Off-Street Parking and Loading, to waive off-street parking requirements, for the property known as Weston Health Park, located at 1495 North Park Drive, Weston, Florida.

Weston Health Park Petition for Parking Waiver

Pages 5-38

7. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 15-7517, a site plan amendment to modify the façade to accommodate a medical office building and adding 50 parking spaces, for the property known as Weston Health Park, located at 1495 North Park Drive, Weston, Florida.

Weston Health Park Site Plan Amendment

Pages 39-53

8. A Resolution of the City Commission of the City of Weston, Florida, considering Application from Bambi Mary Thalia Nikolakis Williams for request for relief from Section 72.04(C)(1) of the Code of Ordinances of the City relating to commercial vehicle parking on residential property.

***Request for Relief Application
Postponed from August 17, 2015***

Pages 54-65

END OF QUASI-JUDICIAL HEARING

CITY OF WESTON

9. An Ordinance of the City of Weston, Florida, amending Section 32.09, "Real Property Acquisition and Conveyance;" and providing for an effective date.

Second and Final Reading

Pages 66-70

10. CONSENT AGENDA

CITY OF WESTON

- A. A Resolution of the City Commission of the City of Weston, Florida, approving the First Amendment to the Second Amended and Restated Agreement among the City of Weston, Hometown Concession, Inc., and Weston Sports Alliance, Inc., for the operation of concession stands at certain City Parks, the publication of a Parks Directory, the organization and operation of athletic programs and the performance of related services.

Pages 71-81

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

- B. 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, approving the Minutes of the Regular Meeting of the City Commission of the City of Weston held on October 5, 2015.

Pages 82-91

11. 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.