

## MINUTES OF MEETING CITY OF WESTON

A regular meeting of the City Commission of the City of Weston was held Monday, September 29, 2014 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 Pastoriza Cole & Boniske
Karen Lieberman	Asst. City Attorney, Weiss Serota Helfman Pastoriza Cole & Boniske
Kathryn Mahaffey	Asst. City Attorney, Weiss Serota Helfman Pastoriza Cole & Boniske
Sarah Sinatra Gould	Director of Development Services, Calvin, Giordano & Associates
Karl Kennedy	City Engineer, Calvin, Giordano & Associates
Denise Barrett	Director of Communications
Thaddeus Bielecki	Director of Landscaping
Bryan E. Cahen	Director of Budget
Donald Decker	Director of Parks and Recreation
Steven Murray	MuniTech LLC
Cosmo Tornese	Building Official, C.A.P. Government, Inc.
Chief Kevin Butler	BSO DLE – Weston
Lt. Rodney Brimlow	BSO DLE – Weston
Chief Harris Bouchillon	BSO DFRES – Weston
Chief Bruce Angier	BSO DFRES – Weston
Sheriff Scott Israel	BSO
Robert Runcie	Superintendent of the Broward County Public Schools
Dr. Barbara Weinstein	Family Central, Inc.
Don Anthony	
Andrea DeStefano	Resident
Rachel McWilliams	Resident
Jessica Flores	Resident
Michele Lazarow	Commissioner – City of Hallandale
Michael Chesser	Applicant's Representative, Cleveland Clinic Florida
Seth Hyman	Resident

**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 Manatee Bay Elementary School who were chaperoned by 4<sup>th</sup> grade teacher Ms. Meryl Jefferson, and Principal Heather Headman-DeVaughn.

**THIRD ORDER OF BUSINESS**

**Presentations**

- A. **Broward Sheriff's Office Law Enforcement Employee of the Month** – Deputy Matthew Goodnow.
- B. **Sheriff Scott Israel** – Agreement for Police Services with the Sheriff of Broward County, Florida.
- C. **Robert Runcie, Superintendent of Broward County Public Schools** – addressed the Commission and the Weston community regarding the School Board of Broward County's proposed \$800 Million General Obligation Bond.
- D. **Proclamation Domestic Violence Awareness Month** – accepted by Angela Brodeur, Representative for Women in Distress of Broward County.

**ANNOUNCEMENTS**

- The Weston Performing Arts and Events season will run from October thru April with many events for all ages. On Saturday, October 11<sup>th</sup> at 8PM, we present the first free monthly Moonlight Movie in the Park featuring "Muppets Most Wanted". Starting at 8PM in the Weston Regional Park, this is a great night of free entertainment for the entire family. For details on this and many other upcoming events, please visit the City website at [www.westonfl.org](http://www.westonfl.org) or subscribe to our weekly Newsday Tuesday e-newsletter.

- Tickets are now on sale for *The Magic of Cirque de la Symphonie*. The Symphony of the Americas full orchestra with acrobats, contortionists, dancers, jugglers, balancers and strongmen; all choreographed to classical masterpieces and popular contemporary music. The concert will be held Saturday, November 8<sup>th</sup> at 7:30PM at Cypress Bay Theater. Advance ticket sales are available for \$20 at the Weston Community Center and Community Bank of Broward.
- The next free quarterly residential Bulk Pickup is coming up in October. For Single Family or Multi-family with Curbside collection, the date will be either, Wednesday, October 22<sup>nd</sup>, Thursday, October 23<sup>rd</sup>, OR Friday, October 24<sup>th</sup> – Whichever is your regularly scheduled collection day. For Multi-family with dumpsters: The date is Saturday, October 25<sup>th</sup>.
- BSO Fire Rescue reminds residents that they offer free CPR training classes. You could be saving the life of a loved one. They are also taking registrations for the next basic Community Emergency Response Training Program, commonly called CERT. All training and supplies are free of charge. The program begins January 6<sup>th</sup> and will be held each Tuesday night from 6:30-8:30PM for 8 weeks. Please call 954-389-2015 to register for CPR or CERT training. Details on the CERT program are available on the City website.
- BSO Law Enforcement offers the Weston district parking lot as a safe haven for the City's online buyers or sellers to meet, such as when buying or selling an item off of a site such as Craigslist. The parking lot is accessible 24 hours a day and is located at 17300 Royal Palm Boulevard.
- Lastly, we would like residents to know that there will be seven proposed Charter Amendments to the Weston Charter on the November 4, 2014 ballot. You can view the proposed ballot questions on our City website or government access TV channel, in both English and Spanish. We urge you to take the time to review the questions and to vote on the proposals. Please contact us should you have any questions on the proposed amendments so that you can make a fully informed decision.

**FOURTH ORDER OF BUSINESS**

**Audience Comments**

Dr. Barbara Weinstein, Family Central, Inc.  
Don Anthony  
Andrea DeStefano, Resident  
Rachel McWilliams, Resident  
Jessica Flores, Resident  
Michele Lazarow, Commissioner – City of Hallandale

**CITY ATTORNEY ANNOUNCEMENT**

City Attorney Jamie Alan Cole stated, "Pursuant to Florida Statutes § 286.011 (8)(a), governing public meetings, I, as the attorney for the City of Weston, wish to advise the City, during this public meeting, that I desire advice concerning the litigation City of Weston vs. Paul Varney & Sons, Inc. I ask that we hold an executive session on October 6, 2014 at 6:00 p.m. Attending this session will be the Mayor and Commissioners, City Manager, myself, and Assistant City Attorney Matthew H. Mandel.

**FIFTH ORDER OF BUSINESS**

**Consent Agenda**

**A. Commissioners' Items Removed for Later Discussion**

Commissioners' Items Removed for Later Discussion 15-E.

**B. Approval of the Balance of the Consent Agenda**

Commissioner Norton moved to approve the balance of the Consent Agenda.  
Commissioner Feuer seconded the motion.

Roll call vote on the balance of the Consent Agenda.  
Commissioner Norton voted yes.  
Commissioner Feuer voted yes.  
Commissioner Kallman voted yes.  
Commissioner Gomez voted yes.  
Mayor Stermer voted yes.

**ITEM #15-E**

**Resolution No. 2014-120 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 a Police Services Agreement among the City of Weston, Indian Trace Development District and Bonaventure Development District and the Sheriff of Broward County, Florida.**

The Resolution was read into the record by title. The item was opened for public comment. No comment from the public. City Manager John Flint provided an overview.

Commissioner Gomez moved to approve Resolution No. 2014-120.  
Commissioner Kallman seconded the motion.

Roll call vote on Resolution No. 2014-120.  
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. 2014-109 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 2014/2015 commencing October 1, 2014 and ending September 30, 2015.**

***Final Millage Rate***

The Resolution was read into the record by title. Mayor Stermer stated, on September 15, 2014, the City Commission approved a proposed millage rate of 2.3900 mills. This rate constitutes a 26.60% increase compared with the rolled-back rate of 1.8878 mills [computed pursuant to Florida Statutes 200.065(1)], and a 22.73% increase above the rolled back millage rate adjusted for change in per capita Florida personal income of 1.9473 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 has been and is available on the City's website.

The City Manager made a budget presentation to the City Commission at the September 15<sup>th</sup> meeting. Mr. Flint, is there anything additional you would like to add at this time? Mr. Flint responded no thank you.

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

Commissioner Feuer moved to approve Resolution No. 2014-109.  
Commissioner Kallman seconded the motion.

Roll call vote on Resolution No. 2014-109.  
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. 2014-110 of the City Commission of the City of Weston, Florida, approving and adopting the final budget of the City of Weston for Fiscal Year 2015/2015 commencing October 1, 2014 and ending September 30, 2015.**

***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 Feuer moved to approve Resolution No. 2014-110.  
Commissioner Gomez seconded the motion.

Roll call vote on Resolution No. 2014-110.  
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. 2014-111 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 2014/2015 commencing October 1, 2014 and ending September 30, 2015.**

***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 Norton moved to approve Resolution No. 2014-111.  
Commissioner Feuer seconded the motion.

Roll call vote on Resolution No. 2014-111.  
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. 2014-112 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 2014/2015 commencing October 1, 2014 and ending September 30, 2015.**

***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. 2014-112.  
Commissioner Gomez seconded the motion.

Roll call vote on Resolution No. 2014-112.  
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 by the City Commission with consent from the Applicant's Representative, Michael Chesser.

Commissioner Norton made a disclosure that he has a Business Relationship with the applicant, Cleveland Clinic and is filing 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 Item 10.

### TENTH ORDER OF BUSINESS

**Resolution No. 2014-113 of the City Commission of the City of Weston, Florida, considering Application No. 14-7057, a site plan amendment for a 7,975 square foot Interventional Radiology (IR) Annex Building on Cleveland Clinic's campus, located at 3100 Weston Road, Weston, Florida.**

***Cleveland Clinic Interventional Radiology Site Plan Amendment***

The Resolution was read into the record by title.

City Clerk Patricia Bates stated, advertising and notice requirements were met. Notices were mailed and signs posted correctly and on time. The evidence of compliance was submitted late.

Commissioner Kallman moved to waive the technical rules on the submission date of the evidence of compliance for the advertising and notice requirements.  
Commissioner Feuer seconded the motion.



Roll call vote on the motion.  
Commissioner Norton abstained from voting.  
Commissioner Feuer voted yes.  
Commissioner Kallman voted yes.  
Commissioner Gomez voted yes.  
Mayor Stermer voted yes.

The item was opened for public comment. No comment from the public.

Commissioner Gomez moved to approve Resolution No. 2014-113.  
Commissioner Feuer seconded the motion.

Roll call vote on Resolution No. 2014-113.  
Commissioner Norton abstained from voting.  
Commissioner Feuer voted yes.  
Commissioner Kallman voted yes.  
Commissioner Gomez voted yes.  
Mayor Stermer voted yes.

#### END OF QUASI-JUDICIAL HEARING

#### ELEVENTH ORDER OF BUSINESS

**An Ordinance of the City of Weston, Florida, amending Section 1.01, "Definitions" to provide a definition of Medical Marijuana Retail Center, Medical Marijuana Treatment Center and related terms; amending Section 124.16 "IOC Districts" by providing for Medical Marijuana Retail Center special exception uses; amending Section 124.54 "Off Street Parking", to provide parking standards for Medical Marijuana Retail Centers; amending Section 124.81 "Special Exceptions" to provide additional application requirements, procedures and standards for Medical Marijuana Retail Centers; 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 #11 on tonight's agenda proposes to amend the City's Land Development Regulations. 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. Seth Hyman commented from the public. City Manager John Flint provided an explanation of the ordinance. The City Commission discussed the item.

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.

#### **TWELFTH ORDER OF BUSINESS**

**An Ordinance of the City of Weston, An Ordinance of the City of Weston, Florida, amending Chapter 81 (RESERVED) by creating Chapter 81, "Medical Marijuana Retail Centers", to provide definitions and business location and use regulations for Medical Marijuana Retail Centers; and providing for an effective date.**

#### ***Public Hearing and First Reading***

The Ordinance was read into the record by title. This is a Public Hearing and First Reading. The item was opened for public comment. Seth Hyman commented from the public. City Manager John Flint provided an explanation of the ordinance. The City Commission discussed the item.

Commissioner Feuer moved to approve the Ordinance.  
Commissioner Norton 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**

**Resolution No. 2014-114 of the City Commission of the City of Weston, Florida, authorizing the City Manager or his designee to seek loan proposals to borrow funds to finance Capital Improvement Projects in Fiscal Year 2015 in an amount not to exceed \$6,385,000.00.**

The Resolution was read into the record by title. The item was opened for public comment. No comment from the public. Assistant City Manager/CFO David Keller provided an overview. The City Commission discussed the item.

Commissioner Feuer moved to approve Resolution No. 2014-114.  
Commissioner Gomez seconded the motion.

Roll call vote on Resolution No. 2014-114.  
Commissioner Norton voted yes.  
Commissioner Feuer voted yes.  
Commissioner Kallman voted yes.  
Commissioner Gomez voted yes.  
Mayor Stermer voted yes.

#### **FOURTEENTH ORDER OF BUSINESS**

**Resolution No. 2014-115 of the City Commission of the City of Weston, Florida, authorizing the purchase of four custom pumpers and one 100 foot aerial platform firefighting apparatus, and the trade-in of four custom pumpers and one 100 foot aerial firefighting apparatus vehicles.**

The Resolution was read into the record by title. The item was opened for public comment. No comment from the public. City Manager John Flint provided an overview. The City Commission discussed the item.

Commissioner Gomez moved to approve Resolution No. 2014-115.  
Commissioner Norton seconded the motion.

Roll call vote on Resolution No. 2014-115.  
Commissioner Norton voted yes.  
Commissioner Feuer voted yes.  
Commissioner Kallman voted yes.  
Commissioner Gomez voted yes.  
Mayor Stermer voted yes.

**FIFTEENTH ORDER OF BUSINESS**

**Consent Agenda**

*Item 15-E was removed for discussion and heard before Item No. 6.*

**CITY OF WESTON**

- A. Resolution No. 2014-116 of the City Commission of the City of Weston, Florida, approving the Small Municipal and County Enterprise License Agreement between the City of Weston, Florida and Environmental Systems Research Institute, Inc.
- B. Resolution No. 2014-117 of the City Commission of the City of Weston, Florida, authorizing expenditures from the Law Enforcement Trust Fund, for the purchase of additional gym equipment and rubber flooring.
- C. Resolution No. 2014-118 of the City Commission of the City of Weston, Florida, authorizing expenditures from the Law Enforcement Trust Fund, for the purchase of a video monitoring system.
- D. Resolution No. 2014-119 of the City Commission of the City of Weston, Florida, approving the agreement between the City of Weston and The Town Foundation, Inc. for the dissolution and winding up of The Town Foundation, Inc.

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

- E. Resolution No. 2014-120 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 a Police Services Agreement among the City of Weston, Indian Trace Development District and Bonaventure Development District and the Sheriff of Broward County, Florida.

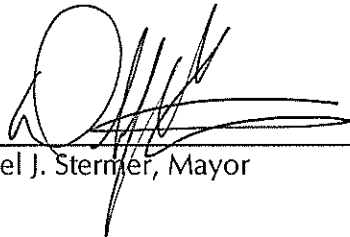
- F. Resolution No. 2014-121 of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, and as the governing board of the Bonaventure Development District, approving the Minutes of the Regular Meeting of the City Commission of the City of Weston held on September 15, 2014.**

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

**SIXTEENTH ORDER OF BUSINESS**

The meeting adjourned at 8:58 PM.

**Adjournment**



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Daniel J. Stermer, Mayor

**UPON THE CONCLUSION OF THE CITY COMMISSION MEETING, A MEETING OF  
THE TOWN FOUNDATION, INC. BOARD OF DIRECTORS COMMENCED.**