

MINUTES OF MEETING CITY OF WESTON

A regular meeting of the City Commission of the City of Weston was held Monday, December 5, 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
Toby Feuer	Commissioner
Thomas M. Kallman	Commissioner
Margaret H. Brown	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
Pamela Solomon	Assistant Director of Communications, MuniTech LLC
Reginald A. Cox	Building Official, C.A.P. Government, Inc.
Chief Kevin Butler	BSO DLE – Weston
Asst. Chief Jason Smith	BSO DFRES – Weston
Gregory Davis	Applicant Representative for Pet Supermarket
Manuel Synalovski	Synalovski Romanik Saye, LLC
Bonnie Miskel, Esq.	Dunay Miskel and Backman, LLP

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 the Student Council representatives from Eagle Point Elementary School. The students are accompanied by Literacy Coach and Student Government Sponsor Andrea Nobil and Intern Principal Mr. David Martin II.

THIRD ORDER OF BUSINESS

Presentations

A. **Broward Sheriff's Law Enforcement Employee of the Month** – CSA Gloria Anderson

B. **Proclamation – Rick Case Bike for Kids Month** – accepted by Rick and Rita Case.

ANNOUNCEMENTS

- On Saturday, December 10th Hot Yogi Fest Out West will be held in the Weston Regional Park, sponsored by the City of Weston, the City of Sunrise and the Weston YMCA from 9AM-4PM. This ticketed event offers attendees Yoga classes throughout the day, live music, DF, food vendors, kids' activities, vendor shopping and family activities.
- Enjoy a free Moonlight Movie in the Park on Saturday night December 10th with the screening of *Batman v Superman: Dawn of Justice*. The movie begins at 7:30PM at the event stage in Weston Regional Park. Bring lawn chairs or blankets and enjoy a movie on us.
- A busy weekend, on Sunday, December 11th join in the fun along with a little exercise: The 19th Annual Rotary Run for Tomorrow Half-Marathon at 6:20AM, the 5K Run & Walk at 7:30AM, the Mayors Get Fit Challenge Cup 1-Mile Health Walk at 9AM and then a completely free and open to the public Rotary Fun Fest from 9:30AM – 1PM. All these events are occurring at Cypress Bay High School, 18600 Vista Park Blvd. in Weston.

To register for any of the runs or the 1-mile health walk, visit our city website at www.westonfl.org as we have links to each event and then join us at the Rotary Fun Fest for wellness vendors,

massages and health check-ups, food trucks, children's activities including obstacle course, bounce houses, Paint the Fire Truck, karate demonstration, cheerleaders, and a performance by the School of Rock. We also look forward to honoring the Weston Elementary School with the most participants in the Mayor's Challenge Cup who will receive \$5,000 from the Rotary Club of Weston and a trophy from the City.

- On Monday, December 12th from 3PM-7PM, the public is invited and encouraged to stop in to a public outreach Open House at Weston City Hall, regarding the City of Weston's plans to submit a grant application for Traffic Operations and Safety Improvements at the intersection of Royal Palm Boulevard and Weston Road. The improvements would be designed to reduce congestion times and vehicular backups which affect the Royal Palm Boulevard off-ramp and the southbound lanes on I-75. Public input is needed for the grant submittal.
- If that were not enough - On Tuesday, December 13th from 6PM-7:30PM there will be a PACE Program Workshop at the Weston Community Center for those interested in learning more about the Property Assessed Clean Energy (PACE) Finance Program whereby property owners can receive up-front financing for qualifying improvement such as windows, roofing, insulation, air conditioning and other energy efficiency upgrades.
- This evening is our final meeting for 2016. Our next meeting will be held on Tuesday, January 17th. There is one meeting in both December and January as the Commission goes on a brief winter break. We wish everyone, of every faith, a safe and happy holiday, and warmest wishes for the New Year.
- 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 the details about these events and more on our website.

FOURTH ORDER OF BUSINESS

None.

Audience Comments

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

Roll call vote on the Consent Agenda.
Commissioner Brown voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Mayor Stermer voted yes.

QUASI-JUDICIAL HEARING

City Clerk Patricia Bates stated advertising and notice requirements have been met for Item No(s). 6 and 7.

Quasi-Judicial Procedures were waived by the City Commission with consent from the Applicant Representative Gregory Davis.

SIXTH ORDER OF BUSINESS

Resolution No. 2016-175 of the City Commission of the City of Weston, Florida, considering Application No. 16-8946, a variance from Section 126.11(B) of the Code of Ordinances of the City, Permanent Signs, to allow for a wall sign that exceeds the maximum height and length permitted in the Code, for a proposed Pet Supermarket, located at 1380 Weston Road, in Country Isles Plaza, Weston, Florida.

Pet Supermarket Sign Variance

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. 2016-175.
Commissioner Brown seconded the motion.

Roll call vote on Resolution No. 2016-175.
Commissioner Brown voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Mayor Stermer voted yes.

Quasi-Judicial procedures were waived by the City Commission with consent from the Applicant Representative Manuel Synalovski

SEVENTH ORDER OF BUSINESS

Resolution No. 2016-176 of the City Commission of the City of Weston, Florida, considering Application No. 16-9055, special exception pursuant to Section 124.16 of the Code of Ordinances of the City to allow a 138,000 square foot self-storage facility within the I-1 Industrial Zoning District, for the property located at 1500 North Park Drive, Weston Park of Commerce, Weston, Florida.

Self-Storage Facility Special Exception

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. 2016-176.
Commissioner Kallman seconded the motion.

Roll call vote on Resolution No. 2016-176.
Commissioner Brown voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Mayor Stermer voted yes.

END OF QUASI-JUDICIAL HEARING

EIGHTH ORDER OF BUSINESS

An Ordinance of the City of Weston, Florida, amending the Future Land Use Map Designation within the City's Comprehensive Plan from Residential Irregular 5 to Residential Irregular 26 on property generally located north and south of Racquet Club Road, and west of Bonaventure Boulevard, as further legally described on Exhibit "A," and consisting of approximately 27.40 acres; 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 #8 on tonight's agenda proposes to amend the City's Future Land Use Map Designation with the City's Comprehensive Plan. 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. City Manager provided an overview. The item was opened for public comment. No comment from the public. The City Commission discussed the item. Applicant Representative Bonnie Miskel, Esq. answered questions.

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

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

NINTH ORDER OF BUSINESS

Ordinance No. 2016-23 of the City of Weston, Florida, amending Section 60.04, "Declaration of a state of local emergency pertaining to a disaster;" to revise the notice and City Commission meeting requirement; 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 Feuer moved to approve Ordinance No. 2016-23.
Commissioner Brown seconded the motion.

Roll call vote on Ordinance No. 2016-23.
Commissioner Brown voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Mayor Stermer voted yes.

TENTH ORDER OF BUSINESS

Ordinance No. 2016-24 of the City of Weston, Florida, amending Section 32.10, "Cone of Silence;" to clarify the violations provision; 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 Feuer moved to approve Ordinance No. 2016-24.
Commissioner Kallman seconded the motion.

Roll call vote on Ordinance No. 2016-24.
Commissioner Brown voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Mayor Stermer voted yes.

ELEVENTH ORDER OF BUSINESS

Ordinance No. 2016-25 of the City of Weston, Florida, amending Section 124.34, "Swimming Pools," to revise the swimming pool barrier requirements; 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 Kallman moved to approve Ordinance No. 2016-25.
Commissioner Brown seconded the motion.

Roll call vote on Ordinance No. 2016-25.
Commissioner Brown voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Mayor Stermer voted yes.

TWELFTH ORDER OF BUSINESS

An Ordinance of the City of Weston, Florida, providing for Amendment of the City Charter by amending Section 2.03, "Election and Term of Office," to remove term limits for service as Mayor or City Commissioner; providing requisite ballot language for submission to electors; providing for adoption of enabling resolution; 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. City Manager John Flint provided an overview. The item was opened for public comment. Jim Norton commented from the public. The City Commission discussed the item.

Commissioner Brown moved to deny the Ordinance.
Commissioner Kallman seconded the motion.

Roll call vote to deny the Ordinance.
Commissioner Brown voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Mayor Stermer voted yes.

THIRTEENTH ORDER OF BUSINESS

A Resolution of the City Commission of the City of Weston, Florida, calling an Election on a proposed amendment to the City Charter, to be held on March 14, 2017; providing for submission of the Charter Amendment recommended by the City Commission to the Electors for approval or disapproval; providing for requisite ballot language; providing for notice; providing for an effective date

Item 13 was removed from the agenda.

FOURTEENTH ORDER OF BUSINESS

Resolution No. 2016-177 of the City Commission of the City of Weston, Florida, appointing a member to serve on the Broward Metropolitan Planning Organization.

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 Kallman moved to approve Resolution No. 2016-177 appointing Commissioner Feuer as the City's Representative.
Commissioner Brown seconded the motion.

Roll call vote on Resolution No. 2016-177.
Commissioner Brown voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Mayor Stermer voted yes.

FIFTEENTH ORDER OF BUSINESS

Resolution No. 2016-178 of the City Commission of the City of Weston, Florida, appointing Commissioner Kallman as a Director, Commissioner Brown as an Alternate Director, and Mayor Stermer as a Second Alternate Director for the 2016-2017 Broward League of Cities Board of Directors.

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 Feuer moved to approve Resolution No. 2016-178.
Commissioner Brown seconded the motion.

Roll call vote on Resolution No. 2016-178.
Commissioner Brown voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Mayor Stermer voted yes.

SIXTEENTH ORDER OF BUSINESS

Consent Agenda

CITY OF WESTON, INDIAN TRACE DEVELOPMENT DISTRICT

- A. Resolution No. 2016-179 of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, accepting a Bill of Sale, and Grant of Easement for certain utility facilities for Sagemont Upper School Fine Arts Addition, located at 2585 Glades Circle, on a portion of Parcel B, Sector 1 Boundary Plat, according to the Plat thereof as recorded in Plat Book 165, at Page 16, Public Records of Broward County, Florida.

The Item listed above on the Consent Agenda was approved earlier in the meeting.

SEVENTEENTH FIRST ORDER OF BUSINESS

The meeting adjourned at 7:40 PM.

Adjournment



Daniel J. Stermer, Mayor

MONDAY
DECEMBER 5, 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

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. 16-8946, a variance from Section 126.11(B) of the Code of Ordinances of the City, Permanent Signs, to allow for a wall sign that exceeds the maximum height and length permitted in the Code, for a proposed Pet Supermarket, located at 1380 Weston Road, in Country Isles Plaza, Weston, Florida.

Pet Supermarket Sign Variance

Pages 5-26

7. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 16-9055, special exception pursuant to Section 124.16 of the Code of Ordinances of the City to allow a 138,000 square foot self-storage facility within the I-1 Industrial Zoning District, for the property located at 1500 North Park Drive, Weston Park of Commerce, Weston, Florida.

Self-Storage Facility Special Exception

Pages 27-41

8. An Ordinance of the City of Weston, Florida, amending the Future Land Use map designation within the City's Comprehensive Plan from Residential Irregular 5 to Residential Irregular 26 on property generally located north and south of Racquet Club Road, and west of Bonaventure Boulevard, as further legally described on Exhibit "A," and consisting of approximately 27.40 acres; and providing for an effective date.

Public Hearing and First Reading*

Pages 42-131

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

END OF QUASI-JUDICIAL HEARING

CITY OF WESTON

9. An Ordinance of the City of Weston, Florida, amending Section 60.04, "Declaration of a state of local emergency pertaining to a disaster;" to revise the notice and City Commission meeting requirement; and providing for an effective date.

Second and Final Reading

Pages 132-136

10. An Ordinance of the City of Weston, Florida, amending Section 32.10, "Cone of Silence;" to clarify the violations provision; and providing for an effective date.

Second and Final Reading

Pages 137-141

11. An Ordinance of the City of Weston, Florida, amending Section 124.34, "Swimming Pools," to revise the swimming pool barrier requirements; and providing for an effective date.

Second and Final Reading

Deferred from November 21, 2016 Meeting

Pages 142-146

12. An Ordinance of the City of Weston, Florida, providing for Amendment of the City Charter by amending Section 2.03, "Election and Term of Office," to remove term limits for service as Mayor or City Commissioner; providing requisite ballot language for submission to electors; providing for adoption of enabling resolution; and providing for an effective date.

Public Hearing and First Reading

Pages 147-152

13. A Resolution of the City Commission of the City of Weston, Florida, calling an Election on a proposed amendment to the City Charter, to be held on March 14, 2017; providing for submission of the Charter Amendment recommended by the City Commission to the Electors for approval or disapproval; providing for requisite ballot language; providing for notice; providing for an effective date.

Pages 153-158

14. A Resolution of the City Commission of the City of Weston, Florida, appointing a member to serve on the Broward Metropolitan Planning Organization.

Pages 159-163

15. A Resolution of the City Commission of the City of Weston, Florida, appointing _____ as a Director, _____ as an Alternate Director, and _____ as a Second Alternate Director for the 2016-2017 Broward League of Cities Board of Directors.

Pages 164-167

16. **CONSENT AGENDA**

CITY OF WESTON, INDIAN TRACE DEVELOPMENT DISTRICT

- A. A Resolution of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, accepting a Bill of Sale, and Grant of Easement for certain utility facilities for Sagemont Upper School Fine Arts Addition, located at 2585 Glades Circle, on a portion of Parcel B, Sector 1 Boundary Plat, according to the Plat thereof as recorded in Plat Book 165, at Page 16, Public Records of Broward County, Florida.

Pages 168-194

17. 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.