

## MINUTES OF MEETING CITY OF WESTON

A regular meeting of the City Commission of the City of Weston was held Monday, December 2, 2019 at 7:00 PM at Weston City Hall, 17200 Royal Palm Boulevard, Weston, Florida.

Present and constituting a quorum were:

Daniel J. Stermer	Mayor
Thomas M. Kallman	Commissioner
Margaret H. Brown	Commissioner
Byron L. Jaffe	Commissioner
Mary Molina-Macfie	Commissioner

Also present were:

Donald P. Decker	City Manager/CEO
Darrel L. Thomas	Assistant City Manager/CFO
Karl C. Thompson, P.E.	Assistant City Manager/COO
Patricia A. Bates, MMC	City Clerk
Jamie Alan Cole	City Attorney, Weiss Serota Helfman Cole & Bierman, PL
Karen Lieberman	Asst. City Attorney, Weiss Serota Helfman Cole & Bierman, PL
Dennis Giordano	President, Calvin, Giordano & Associates, Inc.
Sarah Sinatra Gould, AICP	Director of Development Services, Calvin, Giordano & Associates, Inc.
Pamela Solomon	Assistant Director of Communications, MuniTech LLC
Thaddeus Bielecki	Director of Landscaping
Bryan E. Cahen	Director of Budget
Reddy Chitepu, P.E.	Director of Public Works
Ryan M. Fernandes, GISP	Director of Technology Services
Kara Petty	Director of Parks and Recreation
Steven Murray	Assistant Director of Technology Services, MuniTech LLC
Chief Kevin Butler	BSO DLE – Weston
Lt. Sam Cavalieri	BSO DLE – Weston
Chief Todd Draizin	BSO DFRES – Weston
Asst. Chief Bradley Masters	BSO DFRES – Weston
Fred Burton	Resident
Louis Marett	Resident
Richard Stark	Resident
Andrew Grub	Resident
Patricia Bernardini	Resident
Sivio Pires	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 Everglades Elementary Student Council. The students were accompanied by First Grade Teacher Jill Hopkins.

**THIRD ORDER OF BUSINESS**

**Presentations**

- A. **Broward Sheriff's Office Fire Rescue Employee of the Month** – Firefighter/ Paramedic Kimberly Buhr
  
- B. **Broward Sheriff's Office Law Enforcement Employee of the Month** – Deputy Sergio Diaz
  
- C. **Recognition of Citizens on Patrol Retirees**
  
- D. **Proclamation – Rick Case Bikes for Kids Month** – accepted by Rick and Rita Case
  
- E. **Certificates of Recognition** – Falcon Cove Middle School Boys Soccer Team | County Champions
  
- F. **Special Presentation** - Brownies Girl Scout Troop 14005 | First Race Patch

**ANNOUNCEMENTS**

- You won't want to miss the spectacular acrobatic feats of the Cirque de la Symphonie performing to the live Symphony of the Americas orchestra at this year's Holiday Program. The show will take place at the Cypress Bay Theatre this Saturday (December 7<sup>th</sup>) at 7:30 PM. Tickets are available for purchase at the Weston Community Center or Mia of London and may be available

at the door on the night of the event – though it is sure to sell out, so advanced purchase is recommended.

- The next morning - on Sunday, December 8<sup>th</sup> - at Cypress Bay High School is the Rotary Run for Tomorrow events, which includes the Mayor's Get Fit Challenge 1-Mile Health Walk, open to Weston elementary school students and their families. Weston elementary schools that have at least 10% of their student population participate will win a cash prize of \$1,000 courtesy of the Rotary Club of Weston and event sponsors. The school with the highest participation rate is awarded the Commission Cup Trophy. Registration is FREE. Visit [WestonRotaryRun.com](http://WestonRotaryRun.com) for details or to register.
- Runners can also register for the Rotary Run Half Marathon or 5K Run, held earlier in the morning on Sunday. Race registration is still open at [WestonRotaryRun.com](http://WestonRotaryRun.com).

Everyone is invited to attend the FREE Health & Fitness Festival from 9 AM - 12 PM, which is completely open to the public - race participation is not required. Visit dozens of vendor booths featuring health and wellness vendors showcasing their products and services, children's activities, the DUNK THE MAYOR dunk tank..., raffles, a DJ and more.

- On Saturday, December 14<sup>th</sup>, the Broward Sheriff's Office will host the popular Shred-a-Thon and Operation Medicine Cabinet event, where you can drive up and have up to five boxes of documents shred, and safely dispose of unwanted or expired medications. How easy is that? The event is held at the Weston Police Services Center from 10 AM until 1 PM.
- Later that night, is the popular free Moonlight Movies in the Park featuring *Dr. Seuss' The Grinch* starting at 7:30PM in Weston Regional Park. Bring the family out to the park for a night at the movie: just kick back and relax... the movie is on us!
- Don't forget that we are just a few months away from *Census 2020*. *Did you know that, according to the U.S. Census Bureau, nearly 1 million children under the age of 5 were not counted in the 2010 Census?* This information is vital to fund programs such as VPK & Head Start, special education programs for all types of learners, health insurance – and it also helps guide cities and school boards on decisions regarding the needs of young children for the next 10 years. Help us Help our City. Make sure everyone in your household is counted by April 1, 2020. You will receive your invite in the mail in Mid-March.

- With the holiday season now here, BSO Fire Rescue and Law Enforcement have many tips for residents to prevent your holidays from turning tragic. Visit the *Seasonal Topics* section of our website under Police AND Fire for this information and read our weekly eNewsletters. Simple tips can save lives or prevent disasters.

**FOURTH ORDER OF BUSINESS**

**Audience Comments**

Fred Burton

Louis Marett

Richard Stark

Andrew Grub

Patricia Bernardini

Sivio Pires

**FIFTH ORDER OF BUSINESS**

**Consent Agenda**

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

Commissioners' Item(s) Removed for Later Discussion 9-A, 9-B, 9-E, 9-F, and 9-H.

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

Commissioner Kallman moved to approve the Balance of the Consent Agenda.  
Commissioner Brown seconded the motion.

Roll call vote on the Balance of the Consent Agenda.  
Commissioner Molina-Macfie voted yes.  
Commissioner Jaffe voted yes.  
Commissioner Kallman voted yes.  
Commissioner Brown voted yes.  
Mayor Stermer voted yes.

## QUASI-JUDICIAL HEARING

Quasi-Judicial Procedures were waived for Item No. 6 by the City Commission with consent from the Applicant Representative Scott Blackman.

### SIXTH ORDER OF BUSINESS

**Resolution No. 2019-151 of the City Commission of the City of Weston, Florida, considering Application No. 19-3438, a petition for parking waiver pursuant to Section 124.54, Off-Street Parking and Loading, of the Code of Ordinances of the City, for the property located at 3200 Meridian Parkway, Weston, Florida.**

***Parking Waiver Application 19-3438***

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. 2019-151.  
Commissioner Molina-Macfie seconded the motion.

Roll call vote on Resolution No. 2019-151.  
Commissioner Molina-Macfie voted yes.  
Commissioner Jaffe voted yes.  
Commissioner Kallman voted yes.  
Commissioner Brown voted yes.  
Mayor Stermer voted yes.

## END OF QUASI-JUDICIAL HEARING

### SEVENTH ORDER OF BUSINESS

**An Ordinance of the City of Weston, Florida, amending the City Code of Ordinances by amending Chapter 124, "Zoning," Appendix A: Town Center Overlay District Design Guidelines, relating to events within the Town Center Overlay 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 #7 on tonight's agenda proposes to amend the City's Zoning Regulations regarding Town Center Overlay District Design Guidelines, relating to events within the Town Center Overlay District. Pursuant to State Law, these types of items are 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 Donald Decker provided an explanation. The item was opened for public comment. No comment from the public.

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

Roll call vote on the Ordinance.  
Commissioner Molina-Macfie voted yes.  
Commissioner Jaffe voted yes.  
Commissioner Kallman voted yes.  
Commissioner Brown voted yes.  
Mayor Stermer voted yes.

#### **EIGHTH ORDER OF BUSINESS**

**Ordinance No. 2019-16 of the City of Weston, Florida, amending the City Code of Ordinances by amending Section 122.03, "Applicability and Exemptions," to clarify the permitting requirements for the removal or relocation of certain trees; 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. 2019-16.  
Commissioner Molina-Macfie seconded the motion.

Roll call vote on Ordinance No. 2019-16.  
Commissioner Molina-Macfie voted yes.  
Commissioner Jaffe voted yes.  
Commissioner Kallman voted yes.  
Commissioner Brown voted yes.  
Mayor Stermer voted yes.

**NINTH ORDER OF BUSINESS**

**Consent Agenda**

***CITY OF WESTON***

- A. Resolution No. 2019-152 of the City Commission of the City of Weston, approving and consenting to the Sublease Agreement between YMCA of South Florida and Cleveland Clinic Florida.**

The Resolution was read into the record by title. City Manager Donald Decker provided an explanation. The item was opened for public comment. No comment from the public. The City Commission discussed the item.

Commissioner Molina-Macfie moved to approve Resolution No. 2019-152.  
Commissioner Brown seconded the motion.

Roll call vote on Resolution No. 2019-152.  
Commissioner Molina-Macfie voted yes.  
Commissioner Jaffe voted yes.  
Commissioner Kallman voted yes.  
Commissioner Brown voted yes.  
Mayor Stermer voted yes.

- B. Resolution No. 2019-153 of the City Commission of the City of Weston, Florida, approving Work Authorization No. 8, Construction Management Services for the improvements to replace the traffic signal mast arm at Weston Road and Emerald Estates Drive, for the City's contract provider, Craven Thompson & Associates, Inc., of Fort Lauderdale, Florida..**

The Resolution was read into the record by title. City Manager Donald Decker provided an explanation. The item was opened for public comment. No comment from the public.

Commissioner Brown moved to approve Resolution No. 2019-153.  
Commissioner Molina-Macfie seconded the motion.

Roll call vote on Resolution No. 2019-153.  
Commissioner Molina-Macfie voted yes.  
Commissioner Jaffe voted yes.  
Commissioner Kallman voted yes.  
Commissioner Brown voted yes.  
Mayor Stermer voted yes.

- C. Resolution No. 2019-154 of the City Commission of the City of Weston, Florida, approving Change Order No. 3-Final for the City's contract provider, Lego Construction Co., of Miami, Florida, for Bid No. 2017-04, Fire Station No. 81, Fire Station No. 67, and Fire Station No. 55 Renovations.
- D. Resolution No. 2019-155 of the City Commission of the City of Weston, Florida, approving Change Order No. 1 for the City's contract provider, Lego Construction Co., of Miami, Florida, for Bid No. 2017-08, Police Service Center Renovations.

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

- E. Resolution No. 2019-156 of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, approving Change Order No. 1-Final for the City's contract provider, MBR Construction, Inc., of Fort Lauderdale, Florida, for Bid No. 2018-02, Indian Trace Park Renovation.

The Resolution was read into the record by title. City Manager Donald Decker provided an explanation. The item was opened for public comment. No comment from the public. The City Commission discussed the item.

Commissioner Molina-Macfie moved to approve Resolution No. 2019-156.  
Commissioner Brown seconded the motion.

Roll call vote on Resolution No. 2019-156.  
Commissioner Molina-Macfie voted yes.  
Commissioner Jaffe voted yes.  
Commissioner Kallman voted yes.  
Commissioner Brown voted yes.  
Mayor Stermer voted yes.



- F. Resolution No. 2019-157 of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, approving Change Order No. 1-Final for the City's contract provider, Horsepower Electric, Inc., of Hialeah, Florida, for Bid No. 2017-09, Street Light Pole Upgrades.**

The Resolution was read into the record by title. City Manager Donald Decker provided an explanation. The item was opened for public comment. No comment from the public.

Commissioner Kallman moved to approve Resolution No. 2019-157.  
Commissioner Molina-Macfie seconded the motion.

Roll call vote on Resolution No. 2019-157.  
Commissioner Molina-Macfie voted yes.  
Commissioner Jaffe voted yes.  
Commissioner Kallman voted yes.  
Commissioner Brown voted yes.  
Mayor Stermer voted yes.

- G. Resolution No. 2019-158 of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, approving Work Authorization No. 373, Street Lighting Upgrades Phase III, for the City's contract provider, Calvin, Giordano and Associates, Inc., of Fort Lauderdale, Florida.**

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

- H. Resolution No. 2019-159 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, forfeiting the proposal security of Ashbritt, Inc., of Deerfield Beach, Florida, the Secondary Backup Contractor for Disaster Recovery Services, RFP No. 2019-06, as awarded under Resolution No. 2019-96; and awarding CrowderGulf Joint Venture, Inc., of Theodore, Alabama, as the replacement Secondary Backup Contractor.**

The Resolution was read into the record by title. City Manager Donald Decker provided an explanation. The item was opened for public comment. No comment from the public. The City Commission discussed the item.

Commissioner Molina-Macfie moved to approve Resolution No. 2019-159.  
Commissioner Kallman seconded the motion.

Roll call vote on Resolution No. 2019-159.  
Commissioner Molina-Macfie voted yes.  
Commissioner Jaffe voted yes.  
Commissioner Kallman voted yes.  
Commissioner Brown voted yes.  
Mayor Stermer voted yes.

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

**TENTH ORDER OF BUSINESS**

The meeting adjourned at 8:26 PM.

**Adjournment**



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Daniel J. Stermer, Mayor

MONDAY  
DECEMBER 2, 2019  
7:00 P.M.



WESTON CITY HALL  
17200 ROYAL PALM BOULEVARD  
WESTON, FLORIDA

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CITY COMMISSION  
REGULAR MEETING AGENDA

1. Roll Call
2. Pledge of Allegiance
3. Presentations
4. Audience Comments
5. Consent Agenda
  - A. Commissioners' Items Removed for Later Discussion
  - B. Approval of Balance of Consent Agenda

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QUASI-JUDICIAL HEARING

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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. 19-3438, a petition for parking waiver pursuant to Section 124.54, Off-Street Parking and Loading, of the Code of Ordinances of the City, for the property located a 3200 Meridian Parkway, Weston, Florida.

***Parking Waiver Application 19-3438***

***Pages 6-81***

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END OF QUASI-JUDICIAL HEARING

7. An Ordinance of the City of Weston, Florida, amending the City Code of Ordinances by amending Chapter 124, "Zoning," Appendix A: Town Center Overlay District Design Guidelines, relating to events within the Town Center Overlay District; and providing for an effective date.

***Public Hearing and First Reading\****

***Pages 82-86***

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

8. An Ordinance of the City of Weston, Florida, amending the City Code of Ordinances by amending Section 122.03, "Applicability and Exemptions," to clarify the permitting requirements for the removal or relocation of certain trees; and providing for an effective date.

***Second and Final Reading***

***Pages 87-91***

## 9. ***CONSENT AGENDA***

### ***CITY OF WESTON***

- A. A Resolution of the City Commission of the City of Weston, approving and consenting to the Sublease Agreement between YMCA of South Florida and Cleveland Clinic Florida.

***Pages 92-133***

- B. A Resolution of the City Commission of the City of Weston, Florida, approving Work Authorization No. 8, Construction Management Services for the improvements to replace the traffic signal mast arm at Weston Road and Emerald Estates Drive, for the City's contract provider, Craven Thompson & Associates, Inc., of Fort Lauderdale, Florida.

***Pages 134-143***

- C. A Resolution of the City Commission of the City of Weston, Florida, approving Change Order No. 3-Final for the City's contract provider, Lego Construction Co., of Miami, Florida, for Bid No. 2017-04, Fire Station No. 81, Fire Station No. 67, and Fire Station No. 55 Renovations.

***Pages 144-293***

- D. A Resolution of the City Commission of the City of Weston, Florida, approving Change Order No. 1 for the City's contract provider, Lego Construction Co., of Miami, Florida, for Bid No. 2017-08, Police Service Center Renovations.

***Pages 294-637***

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

- E. A Resolution of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, approving Change Order No. 1-Final for the City's contract provider, MBR Construction, Inc., of Fort Lauderdale, Florida, for Bid No. 2018-02, Indian Trace Park Renovation.

***Pages 638-644***

- F. A Resolution of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, approving Change Order No. 1-Final for the City's contract provider, Horsepower Electric, Inc., of Hialeah, Florida, for Bid No. 2017-09, Street Light Pole Upgrades.

***Pages 645-651***

- G. A Resolution of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, approving Work Authorization No. 373, Street Lighting Upgrades Phase III, for the City's contract provider, Calvin, Giordano and Associates, Inc., of Fort Lauderdale, Florida.

***Pages 652-665***

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

- H. 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, forfeiting the proposal security of Ashbritt, Inc., of Deerfield Beach, Florida, the Secondary Backup Contractor for Disaster Recovery Services, RFP No. 2019-06, as awarded under Resolution No. 2019-96; and awarding CrowderGulf Joint Venture, Inc., of Theodore, Alabama, as the replacement Secondary Backup Contractor.

***Pages 666-739***

- I. 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 November 18, 2019.

***Pages 740-752***

10. Adjournment

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## PUBLIC PARTICIPATION AT COMMISSION MEETINGS

Anyone wishing to address the Commission with regards 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 or she will need a record of the proceedings, and for such purpose, he or she 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.

In accordance with the Americans with Disabilities Act and Florida Statutes Section 286.26, persons needing a special accommodation to participate in this proceeding should contact the City Clerk's Office at (954) 385-2000 at least 48 hours prior to the meeting.