

MINUTES OF MEETING CITY OF WESTON

A regular meeting of the City Commission of the City of Weston was conducted virtually (online) on Monday, December 7, 2020 at 7:00 PM at Weston City Hall, 17200 Royal Palm Boulevard, Weston, Florida.

Present and constituting a quorum were:

Margaret Brown	Mayor
Byron L. Jaffe	Commissioner
Mary Molina-Macfie	Commissioner
Chris Eddy	Commissioner
Henry Mead	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
James Hickey AICP	Director of Development Services, Calvin, Giordano & Associates, Inc.
Denise Barrett-Miller	Director of Communications
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 Sam Cavalieri	BSO DLE – Weston
Lt. Michele McCardle	BSO DLE – Weston
Chief Todd Draizin	BSO DFRES – Weston
Robin Bartleman	State Representative, Florida House of Representatives District 104
Manuel Synalovski, AIA	Architect, Synalovski, Romanik and Saye, LLC
Ed Radosh	

FIRST ORDER OF BUSINESS

Roll Call

Mayor Brown 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 Florida State Representative Robin Bartleman.

THIRD ORDER OF BUSINESS

Presentation

Welcome and introduction of State Representative Robin Bartleman, Florida House of Representatives District 104 – Weston.

ANNOUNCEMENTS

- We are pleased to announce that ALL of the CARES Act Grant fund programs have been extended once again until midnight on Wednesday, December 9th. You still have time to apply.
- Weston small businesses impacted by COVID-19 can apply for Grants in the amount of \$5,000, \$10,000 or \$15,000 depending on the number of employees you have. The City allocated \$823,018 of CARES Act grant money that does **NOT** have to be repaid. Go to WestonFL.org/WestonCARES
- The County CARES Act Grant Program for Non-Profits is also available on our website at this same location.
- For Weston residents in need of Rental Assistance – We urge you to apply for grants that do not have to be repaid. Weston’s financial allocation of \$903,400 in CARES Act monies is available to Weston residents behind on their rent. Go to the same landing page: WestonFL.org/WestonCARES. Please visit this site for County Mortgage assistance information that may be available as well.
- Weston provides a number of **Virtual** Classes and Activities available online through our Parks and Recreation Department. ‘George’ the virtual Pond Apple Snail, and Weston’s oldest

resident who is having a great time visiting Weston Parks and wants you to as well. Please visit WestonFL.org/Parks/Virtual to stay active this Winter.

- It is important that everyone who works in businesses welcoming the public and everyone going into public spaces – wear a mask or facial covering. We must all take personal responsibility and comply. Business owners, managers and staff are trying to protect YOU, their employees, families, patrons and their business. They must follow mandatory guidelines which include the use of a facial covering anytime a 6’ physical distance cannot be consistently maintained. For all of us to stay safe and to safely reopen our economy we need to wear a mask, physically distance, and sanitize often.
- With the holiday season 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 both Police and Fire for this information and read our weekly eNewsletters. Be sure to keep pot handles on the stove out of reach of young children; use battery powered candles vs real flames; and keep foods and holiday plants away from pets.
- Don’t let a Grinch pinch your packages. If you won’t be home, consider sending packages coming by UPS or FedEx to Walgreens or CVS, this is a free service offered by the carriers.
- On behalf of the City Commission and Staff, we wish those celebrating a very safe and Happy Hanukkah, a Merry Christmas and a Happy Kwanzaa. In observance of the Christmas Holiday, City Administrative offices will close at 12:00 noon on Thursday, December 24th (Christmas Eve) and City Parks will close at 6PM. City offices will be closed on Christmas Day, December 25th and City Parks will close at 6 PM. Importantly, a reminder that there is NO garbage collection on Christmas Day, Dec. 25th.
- The New Year Holiday Schedule is as follows: City Administrative Offices will close at Noon on New Year’s Eve, Thursday, December 31st and City Parks will close at 6PM. City Administrative Offices are closed on New Year’s Day, Friday, January 1, 2021 and City Parks close at 6PM. We wish everyone a safe and Happy New Year!
- Lastly, Christmas Tree Collection dates will be January 11 – January 30, 2021. Trees will be collected on garbage service days; they should be placed next to garbage carts but should NOT be placed next to mailboxes. Trees over 6 feet need to be cut in half.

FOURTH ORDER OF BUSINESS

Consent Agenda

A. Commissioners' Items Removed for Later Discussion

Commissioners' Item(s) Removed for Later Discussion 10-B.

B. Approval of the Balance of the Consent Agenda

Commissioner Molina-Macfie moved to approve the Balance of the Consent Agenda.
Commissioner Mead seconded the motion.

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

QUASI-JUDICIAL HEARING

Quasi-judicial procedures were waived for Item No(s). 5, 6 and 7 by the City Commission with consent from Manuel Synalovski, AIA on behalf of the Owner/Applicant SREH-1695 North Park Drive Weston LLC.

FIFTH ORDER OF BUSINESS

Resolution No. 2020-134 of the City Commission of the City of Weston, Florida, considering Application No. 20-4093, a Variance from Section 124.54, Off-Street Parking and Loading, of the Code of Ordinances of the City, to eliminate an off-street loading zone area, for the property located at 1695 North Park Drive, Weston, Florida.

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

Commissioner Jaffe moved to approve Resolution No. 2020-134.
Commissioner Molina-Macfie seconded the motion.

Roll call vote on Resolution No. 2020-134.
Commissioner Mead voted yes.
Commissioner Eddy voted yes.
Commissioner Molina-Macfie voted yes.
Commissioner Jaffe voted yes.
Mayor Brown voted yes.

SIXTH ORDER OF BUSINESS

Resolution No. 2020-135 of the City Commission of the City of Weston, Florida, considering Application No. 20-4094, a Variance from Section 124.32, Dumpsters and Dumpster Enclosures, of the Code of Ordinances of the City, to allow for the onsite dumpster to have an alternative geometric design with equal square footage to the required 12-foot by 12-foot dumpster enclosure, for the property located at 1695 North Park Drive, Weston, Florida.

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

Commissioner Molina-Macfie moved to approve Resolution No. 2020-135.
Commissioner Mead seconded the motion.

Roll call vote on Resolution No. 2020-135.
Commissioner Mead voted yes.
Commissioner Eddy voted yes.
Commissioner Molina-Macfie voted yes.
Commissioner Jaffe voted yes.
Mayor Brown voted yes.

SEVENTH ORDER OF BUSINESS

Resolution No. 2020-136 of the City Commission of the City of Weston, Florida, considering Application No. 20-3759, a Site Plan Application for a proposed 9,000 square foot medical office building to replace a bank, which will be demolished, for the property located at 1695 North Park Drive, Weston, Florida.

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

Commissioner Molina-Macfie moved to approve Resolution No. 2020-136.
Commissioner Mead seconded the motion.

Roll call vote on Resolution No. 2020-136.
Commissioner Mead voted yes.
Commissioner Eddy voted yes.
Commissioner Molina-Macfie voted yes.
Commissioner Jaffe voted yes.
Mayor Brown voted yes.

END OF QUASI-JUDICIAL HEARING

EIGHTH ORDER OF BUSINESS

Resolution No. 2020-137 of the City Commission of the City of Weston, Florida, appointing representatives to represent the City in matters relating to the Memorandum of Understanding regarding a collaborative study and subsequent development of an integrated solid waste and recycling system.

The Resolution was read into the record by title. The item was opened for public comment. No comment from the public. The City Commission discussed the item. Mayor Brown was appointed as Representative and Commissioner Mead was appointed as the Alternate Representative .

Commissioner Molina-Macfie moved to approve Resolution No. 2020-137.
Commissioner Jaffe seconded the motion.

Roll call vote on Resolution No. 2020-137.
Commissioner Mead voted yes.
Commissioner Eddy voted yes.
Commissioner Molina-Macfie voted yes.
Commissioner Jaffe voted yes.
Mayor Brown voted yes.

NINTH ORDER OF BUSINESS

Resolution No. 2020-138 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 an Agreement between the City of Weston, Florida, and the Bank of New York Mellon Trust, N.A., for Investment Custodian Services.

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

Commissioner Molina-Macfie moved to approve Resolution No. 2020-138.
Commissioner Jaffe seconded the motion.

Roll call vote on Resolution No. 2020-138.
Commissioner Mead voted yes.
Commissioner Eddy voted yes.
Commissioner Molina-Macfie voted yes.
Commissioner Jaffe voted yes.
Mayor Brown voted yes.

TENTH ORDER OF BUSINESS

Consent Agenda

CITY OF WESTON

- A. Resolution No. 2020-139 of the City Commission of the City of Weston, Florida, requesting the Florida Department of Transportation to maintain the full project funding for design, construction and construction engineering & inspection for projects previously approved and applied for through the Broward Metropolitan Planning Organization Complete Streets and other Localized Initiative Program.**

CITY OF WESTON, AND INDIAN TRACE DEVELOPMENT DISTRICT

- B. Resolution No. 2020-140 of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, authorizing the City Manager to seek loan proposals during Fiscal Year 2021 to borrow funds in an amount not to exceed \$32,325,000 to refund the outstanding bonds of the Indian Trace Development District.**

The Resolution was read into the record by title. The item was opened for public comment. No comment from the public. City Manager Don Decker provided an overview. The City Commission commented on the item. Assistant City Manager/CFO Darrel Thomas answered questions.

Commissioner Mead moved to approve Resolution No. 2020-140.
Commissioner Molina-Macfie seconded the motion.

Roll call vote on Resolution No. 2020-140.
Commissioner Mead voted yes.
Commissioner Eddy voted yes.
Commissioner Molina-Macfie voted yes.
Commissioner Jaffe voted yes.
Mayor Brown voted yes.

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

- C. Resolution No. 2020-141 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 16, 2020.**

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

ELEVENTH ORDER OF BUSINESS

Audience Comments

Ed Radosh

TWELFTH ORDER OF BUSINESS

**City Manager, City Attorney Agenda
Request**

Discussion Item: Charter Amendment/Ballot Lawsuit

City Attorney Jamie Cole and City Manager Don Decker gave an update on the Charter Amendment/Ballot lawsuit. The City Commission discussed the item. Consensus of the City Commission for filing an appeal.

THIRTEENTH ORDER OF BUSINESS

The meeting adjourned at 8:00 PM.

Adjournment



Margaret Brown, Mayor

MONDAY
DECEMBER 7, 2020
7:00 P.M.



WESTON CITY HALL
17200 ROYAL PALM BOULEVARD
WESTON, FLORIDA

CITY COMMISSION REGULAR MEETING AGENDA

All City Commission Meetings will be conducted virtually (online) until the Local State of Emergency due to COVID-19 is lifted.

Viewing/Listening Options for this Meeting:

- A. Live stream on the City of Weston's website at:
<https://www.westonfl.org/government/city-commission/city-commission-meetings>
- B. View on Government Access TV channel: Blue Stream Channel #25, Comcast Xfinity Channel #78, or AT&T Uverse Channel #99 (scroll to Weston Government TV).
- C. Connect to the Live Event link via Cisco Webex:
<https://westonfl.webex.com/westonfl/onstage/g.php?MTID=e1a4cb1dc1cb05167abf800debcc5d1ea>
Meeting/Event ID: **172 761 1554**
Password: **weston**
You can select to use audio from your computer
- D. Call in to listen to meeting at: [1-415-655-0001](tel:1-415-655-0001)
Meeting/Event ID: **172 761 1554**

PUBLIC PARTICIPATION AT COMMISSION MEETINGS

Anyone wishing to address the Commission with regards to a matter appearing on the Agenda or during audience comments can do so.

To submit your comment on any of the items or for "Audience Comments":

- Send an email to publiccomment@westonfl.org
- Email must include commenter's name and agenda item(s) number. If comment does not reference an agenda item, please state: "audience comment". Comments must be 400 words (3 minutes) or less.
- Comments must be submitted by **5:00 p.m.** the day of the meeting.

To participate in public comments on any of the items on this agenda:

- You must participate by connecting through **Option (C) above, via the Cisco Webex Event**. As an attendee, you will be required to register your name and email address before logging in. At specific moments during the meeting, you will be able to "raise hand" to notify the meeting Host that you wish to speak either during 'Audience Comments' or on any Agenda item. You must first open the "participants" list to see the "raise hand" icon next to your name in the list. The "participants" icon is one of the icons on the bottom of the screen while a meeting is in progress. To raise your hand, hover over your name in the participants list and select "raise hand". A small hand icon will be placed next to your name in the participants list. The meeting Host will individually unmute each attendee in the queue to speak. Each speaker will be allowed up to 3 minutes. Please note, public attendees will only have audio capabilities during the meeting. Video streaming of individuals is reserved for the City Commission and Staff.

MONDAY
DECEMBER 7, 2020
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. Presentations
4. 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 any item, 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.

5. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 20-4093, a Variance from Section 124.54, Off-Street Parking and Loading, of the Code of Ordinances of the City, to eliminate an off-street loading zone area, for the property located at 1695 North Park Drive, Weston, Florida.

Loading Zone Variance

Pages 6-22

6. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 20-4094, a Variance from Section 124.32, Dumpsters and Dumpster Enclosures, of the Code of Ordinances of the City, to allow for the onsite dumpster to have an alternative geometric design with equal square footage to the required 12-foot by 12-foot dumpster enclosure, for the property located at 1695 North Park Drive, Weston, Florida.

Dumpster Enclosure Variance

Pages 23-40

7. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 20-3759, a Site Plan Application for a proposed 9,000 square foot medical office building to replace an bank, which will be demolished, for the property located at 1695 North Park Drive, Weston, Florida.

Site Plan Application

Pages 41-76

END OF QUASI-JUDICIAL HEARING

CITY OF WESTON

8. A Resolution of the City Commission of the City of Weston, Florida, appointing representatives to represent the City in matters relating to the Memorandum of Understanding regarding a collaborative study and subsequent development of an integrated solid waste and recycling system.

Pages 77-83

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

9. 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 an Agreement between the City of Weston, Florida, and the Bank of New York Mellon Trust, N.A., for Investment Custodian Services.

Pages 94-110

10. ***CONSENT AGENDA***

CITY OF WESTON

- A. A Resolution of the City Commission of the City of Weston, Florida, requesting the Florida Department of Transportation to maintain the full project funding for design, construction and construction engineering & inspection for projects previously approved and applied for through the Broward Metropolitan Planning Organization Complete Streets and other Localized Initiative Program.

Pages 111-139

CITY OF WESTON, INDIAN TRACE 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, authorizing the City Manager to seek loan proposals during Fiscal Year 2021 to borrow funds in an amount not to exceed \$32,325,000 to refund the outstanding bonds of the Indian Trace Development District.

Pages 140-144

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, approving the Minutes of the Regular Meeting of the City Commission of the City of Weston held on November 16, 2020.

Pages 145-157

11. Audience Comments

12. ***CITY MANAGER, CITY ATTORNEY AGENDA REQUEST***

Discussion Item: Charter Amendment/Ballot Lawsuit

Pages 158-202

13. Adjournment

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.