

MINUTES OF MEETING CITY OF WESTON

A regular meeting of the City Commission of the City of Weston was held Monday, December 2, 2013 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
Chad Friedman	Asst. City Attorney, Weiss Serota Helfman Pastoriza Cole & Boniske
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	Director of Communications
Bryan E. Cahen	Director of Budget
Donald Decker	Director of Parks and Recreation
Steven Murray	MuniTech LLC
Lt. Rodney Brimlow	BSO DLE – Weston
Chief Harris Bouchillon	BSO DFRES – Weston
Chief Bruce Caruso	BSO DFRES – Weston
Representative Richard Stark	Florida State Representative
Jodie Siegel, Esq.	Doumar, Allsworth, Laystrom, Voight, Wachs, Adair & Bosack, LLP
Eric Grainger, P.E.	IBI Group

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 Principal Nadine Laham.

THIRD ORDER OF BUSINESS

Presentations

- A. Broward Sheriff's Office Fire Rescue Employees of the Month** – Battalion Chief Michael Welbaum; Engine 55 - Capt. Tammy Shinn, Driver/Engineer Jared Martin and Fire Fighter Stuart Schnellenberger; Rescue 55 - Lt Andres Hernandez, Fire Fighter Thomas Feeney and Fire Fighter Kimberly Buhr; Air Rescue 85 - Capt. Brion Poitier and Fire Fighter Robert Thompson.
- B. PROCLAMATION** – designating December as Rick Case Bike for Kids Month in the City of Weston accepted by Rick and Rita Case.
- C. LEGISLATIVE UPDATE** – State Representative Richard Stark, Legislative Priorities for 2014.
- D. FLORIDA DEPARTMENT OF TRANSPORTATION** – FDOT representatives Monica Diaz and Paul Lampley provided information on the impact of the I-75 managed lanes construction starting in January.

ANNOUNCEMENTS

- On Saturday, December 7th the City offers professional theater for children with the holiday themed SANTA'S HOLIDAY REVUE. The performance is at 10:30 AM at the Cypress Bay Theater. Tickets are \$5 in advance from the Weston Community Center, or \$10 at the door up to an hour prior to the performance.
- I'd like to personally invite every elementary student in Weston, AND their parents, to join me in the 2013 Mayor's Get Fit Challenge Cup, 1-Mile Health Walk on December 8th at 9 AM at the Weston Town Center. There is still time to sign up! The school with the largest number of participants, based on a percentage of their enrollment, will win the Cup presented by the City and a \$1,500 cash prize from the Rotary Club of Weston. There are second and third place

cash prizes as well. Register at your school or get the form off our City website on the homepage.

- For the runners out there, at 6:20 AM on December 8th prior to the Health Walk is the 16th Annual Run For Tomorrow Half Marathon and 5K. You can register at www.westonrotary.com.
- After the races and Mayor's Challenge, all residents are invited to the FREE Get Fit Fest being held in Weston Town Center. Dozens of fitness, health and lifestyle vendors will line Main Street; there will be entertainment and demonstrations including the Florida Panthers Dancers, Imperial Martial Arts, Weston YMCA Zumba, the Billy Beck Superman Challenge and more. The event will take place from 9 AM to 2 PM on Sunday, December 8th.
- On Saturday, December 14th at 7:30 PM the next showing in our incredibly popular Free Movie in the Park series will present THE AMAZING SPIDER-MAN. Bring your lawn chairs or blankets to the Weston Regional Park.
- Tonight is the last regular City Commission meeting for 2013. Our next meeting will be on Tuesday, January 21, 2014.
- All City administrative offices will close at noon on Christmas Eve, December 24th and are closed on Christmas, December 25th. City parks will close at 6 PM on both days.
- Please note that there is NO garbage collection on Christmas Day, Wednesday, December 25th. If you have Wednesday pickup, collection will be on your next regularly scheduled collection day. This is the only day of the year that there is not garbage collection.
- All City administrative offices will close at noon on Tuesday, December 31st and will be closed New Year's Day, January 1st. City parks will close at 6 PM on New Year's Eve and New Year's Day.
- BSO Fire Rescue would like to remind residents that the holidays are top times for cooking fires as well as fires from unattended candles or holiday lights on trees. Please take safety precautions to ensure your holidays are safe ones.
- With that, we wish those celebrating a Happy Hanukah, a very Merry Christmas and a safe, happy and healthy New Year.

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 Gomez moved to approve the Consent Agenda.
Commissioner Feuer 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 Item 6 by the City Commission with approval from Applicant Representative Jodie Siegel, Esq., Doumar, Allsworth, Laystrom, Voight, Wachs, Adair & Bosack, LLP on behalf of owner, Weston TC LLLP.

SIXTH ORDER OF BUSINESS

Resolution No. 2013-149 of the City Commission of the City of Weston, Florida, considering Application No. 13-6232, a site plan amendment application for exterior renovations for the proposed Duffy's Sports Grill, for the property located at 1800 Bell Tower Lane, Weston, Florida.

Duffy's Sports Grill – Weston Town Center

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. 2013-149.
Commissioner Kallman seconded the motion.

Roll call vote on Resolution No. 2013-149.
Commissioner Norton voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

Quasi-Judicial procedures were waived for Item 7 by the City Commission with approval from Applicant Representative Eric Grainger, P.E., of IBI Group, on behalf of owner, Windmill Lake Estates Maintenance Association, Inc.

SEVENTH ORDER OF BUSINESS

Resolution No. 2013-150 of the City Commission of the City of Weston, Florida, considering Application No. 13-6098, a site plan amendment application for a new guardhouse for Windmill Lake Estates, for the property located at South Post Road and Windmill Lake Road, Weston, Florida.

Windmill Lake Estates Guardhouse

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. 2013-150.
Commissioner Gomez seconded the motion.

Roll call vote on Resolution No. 2013-150.
Commissioner Norton voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

Quasi-Judicial procedures were waived for Item 8 by the City Commission with approval from Applicant Representative John R. Flint, City Manager.

EIGHTH ORDER OF BUSINESS

Resolution No. 2013-151 of the City Commission of the City of Weston, Florida, considering Application No. 96-2465, a site plan application submitted by the City of Weston, to build a 25,555 square foot, three story Emergency Operations Center/Code Services/Information Technologies Services building, located south of Royal Palm Boulevard and east of Bonaventure Boulevard, Weston, Florida.

City of Weston Emergency Operations Center

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. 2013-151.
Commissioner Norton seconded the motion.

Roll call vote on Resolution No. 2013-151.
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. 2013-16 of the City of Weston, Florida, amending Section 32.04, "Protest Procedures," to provide that all actual bidders, responders or proposers shall have a right to be represented by an attorney; 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. 2013-16.
Commissioner Kallman seconded the motion.

Roll call vote on Ordinance No. 2013-16.
Commissioner Norton voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

TENTH ORDER OF BUSINESS

Ordinance No. 2013-17 of the City of Weston, Florida, amending Section 110.03, "Recycling," of the City Code by amending the requirement that commercial customers in the City implement recycling programs in conjunction with the City's Solid Waste contractor to permit commercial customers to select a recyclable materials contractor consistent with state law; 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. 2013-17.
Commissioner Norton seconded the motion.

Roll call vote on Ordinance No. 2013-17.
Commissioner Norton voted yes.
Commissioner Feuer voted yes.
Commissioner Kallman voted yes.
Commissioner Gomez voted yes.
Mayor Stermer voted yes.

ELEVENTH ORDER OF BUSINESS

Consent Agenda

CITY OF WESTON

- A. Resolution No. 2013-152 of the City Commission of the City of Weston, Florida, accepting and ratifying rankings of the Selection Committee pursuant to RFP No. 2013-14, a Request For Proposals for FY 2014 Bank Loan, accepting the response of TD Bank, N.A., for loans to finance certain capital projects including construction of the emergency operations center building and various park restroom renovations within the City, and for the purchase of emergency medical service vehicles; authorizing such loans and the issuance of bonds in the

aggregate principal amount of not to exceed \$6,150,000 to finance certain various capital improvements within the City and not to exceed \$1,300,000 to finance capital purchases as described HEREIN in the RFP; awarding the bonds on a negotiated basis; approving execution and delivery of a loan agreement and the bonds in connection with such loan.

- B. Resolution No. 2013-153 of the City Commission of the City of Weston, Florida, accepting and ratifying rankings of the Selection Committee pursuant to RFP No. 2013-10, a Request for Proposals for Disaster Restoration and Recovery Services for City Buildings and Facilities; and awarding and approving agreements with the top ranked proposer, Decon Environmental & Engineering, Inc., as the prime contractor, and the second ranked proposer, Remediation Group, Inc., as the backup contractor.

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


- C. Resolution No. 2013-154 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, accepting and ratifying rankings of the Selection Committee pursuant to RFP No. 2013-08, a Request For Proposals for Miscellaneous Landscape Materials and Installation Services; and awarding and approving agreements with the two ranked proposers, 100% Landscaping Co., Inc. and GreenSource Landscape & Sports Turf, Inc.
- D. Resolution No. 2013-155 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, 2013.

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

TWELFTH ORDER OF BUSINESS

Adjournment

The meeting adjourned at 7:53 PM.



Daniel J. Sterner, Mayor

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

MONDAY
DECEMBER 2, 2013
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 Fire Rescue Employees 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. 13-6232, a site plan amendment application for exterior renovations for the proposed Duffy's Sports Grill, for the property located at 1800 Bell Tower Lane, Weston, Florida.

Duffy's Sports Grill – Weston Town Center

Pages 5-88

7. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 13-6098, a site plan amendment application for a new guardhouse for Windmill Lake Estates, for the property located at South Post Road and Windmill Lake Road, Weston, Florida.

Windmill Lake Estates Guardhouse

Pages 89-152

8. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 96-2465, a site plan application submitted by the City of Weston, to build a 25,555 square foot, three story Emergency Operations Center/Code Services/Information Technologies Services building, located south of Royal Palm Boulevard and east of Bonaventure Boulevard, Weston, Florida.

City of Weston Emergency Operations Center

Pages 153-166

END OF QUASI-JUDICIAL HEARING

CITY OF WESTON

9. An Ordinance of the City of Weston, Florida, amending Section 32.04, "Protest Procedures," to provide that all actual bidders, responders or proposers shall have a right to be represented by an attorney; and providing for an effective date.

Second and Final Reading

Pages 167-171

10. An Ordinance of the City of Weston, Florida, amending Section 110.03, "Recycling," of the City Code by amending the requirement that commercial customers in the City implement recycling programs in conjunction with the City's Solid Waste contractor to permit commercial customers to select a recyclable materials contractor consistent with state law; and providing for an effective date.

Second and Final Reading

Pages 172-177

11. **CONSENT AGENDA**

CITY OF WESTON

- A. A Resolution of the City Commission of the City of Weston, Florida, accepting and ratifying rankings of the Selection Committee pursuant to RFP No. 2013-14, a Request For Proposals for FY 2014 Bank Loan, accepting the response of TD Bank, N.A., for loans to finance certain capital projects including construction of the emergency operations center building and various park restroom renovations within the City, and for the purchase of emergency medical service vehicles; authorizing such loans and the issuance of bonds in the aggregate principal amount not to exceed \$6,150,000 to finance certain capital improvements within the City and not to exceed \$1,300,000 to finance capital purchases as described in the RFP; awarding the bonds on a negotiated basis; approving execution and delivery of a loan agreement and the bonds in connection with such loan.

Pages 178-202

- B. A Resolution of the City Commission of the City of Weston, Florida, accepting and ratifying rankings of the Selection Committee pursuant to RFP No. 2013-10, a Request for Proposals for Disaster Restoration and Recovery Services for City Buildings and Facilities; and awarding and approving agreements with the top ranked proposer, Decon Environmental & Engineering, Inc., as the prime contractor, and the second ranked proposer, Remediation Group, Inc., as the backup contractor.

Pages 203-227

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, accepting and ratifying rankings of the Selection Committee pursuant to RFP No. 2013-08, a Request For Proposals for Miscellaneous Landscape Materials and Installation Services; and awarding and approving agreements with the two ranked proposers, 100% Landscaping Co., Inc. and GreenSource Landscape & Sports Turf, Inc.

Pages 228-238

- D. 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, 2013.

Pages 239-251

12. Adjournment

UPON THE CONCLUSION OF THE CITY COMMISSION MEETING, A MEETING OF THE TOWN FOUNDATION, INC. BOARD OF DIRECTORS WILL COMMENCE.

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.