

MONDAY
NOVEMBER 16, 2009
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 Employee of the Month
4. Audience Comments
5. Consent Agenda
 - A. Commissioners' Items Removed for Later Discussion
 - B. Approval of Balance of Consent Agenda

CITY OF WESTON

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. 09-2976, approval of the site plan amendment for the Palace at Weston Senior Living site, to alter the elevations of an approved site plan in order to accommodate the architectural embellishment on top of the towers for a special residential facility on the property located north of Emerald Estates Drive and west of Weston Road.
The Palace at Weston Senior Living Site Plan Amendment ***Pages 6-23***
7. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 09-2952, amendment to the site plan for Weston Town Center for 10 additional outdoor seats to accommodate a restaurant (Yogurt Land), located at 1713 Main Street.
Weston Town Center Site Plan Amendment, Yogurt Land ***Pages 24-53***

8. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 09-2932, variance to permit a freestanding sign over a truck scale that exceeds the size and height restrictions in the zoning code, for the property located at the Seminole Travel Center, 4690 US Highway 27, Weston, Florida.
Seminole Travel Center, CAT Scale Sign Variances ***Pages 54-75***

END OF QUASI-JUDICIAL HEARING

9. An Ordinance of the City Commission of the City of Weston, Florida, adopting the annual update to the Capital Improvements Element within the City's Comprehensive Plan in accordance with Section 163.3177, Florida Statutes; and providing for an effective date.
Public Hearing and First Reading ***Pages 76-103***

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

10. An Ordinance of the City Commission of the City of Weston, Florida, amending Chapter 12 "Definitions" to create a definition of "Pain Management Clinic;" creating Section 158.59.1 "Pain Management Clinics," to prohibit on-site dispensing of controlled substances by pain management clinics; and providing for an effective date.
Public Hearing and First Reading ***Pages 104-109***

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

11. An Ordinance of the City of Weston, Florida, granting to Florida Power & Light Company, its successors and assigns, an electric franchise, imposing provisions and conditions relating thereto, providing for monthly payments to the City of Weston, and providing for an effective date.
Public Hearing and First Reading ***Pages 110-119***

12. Consent Agenda
CITY OF WESTON

- A. A Resolution of the City Commission of the City of Weston, Florida, amending the budget of the City of Weston for Fiscal Year 2008/2009 commencing October 1, 2008 and ending September 30, 2009; and providing for an effective date.
Pages 120-127

CITY OF WESTON AND INDIAN TRACE DEVELOPMENT DISTRICT

- B. A Resolution of the City Commission of the City of Weston, Florida, as the governing board of the Indian Trace Development District, amending the budget for the Indian Trace Development District for Fiscal Year 2008/2009 commencing October 1, 2008 and ending September 30, 2009; and providing for an effective date.
Pages 128-133

CITY OF WESTON AND BONAVENTURE DEVELOPMENT DISTRICT

- C. A Resolution of the City Commission of the City of Weston, Florida, as the governing board of the Bonaventure Development District, amending the budget for the Bonaventure Development District for Fiscal Year 2008/2009 commencing October 1, 2008 and ending September 30, 2009; and providing for an effective date.

Pages 134-139

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

- 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 a Fourth Addendum to Agreement among the Sheriff of Broward County, Florida and the City of Weston, Florida, the Indian Trace Development District and the Bonaventure Development District for Police Services.

Pages 140-156

- E. 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 2, 2009.

Pages 157-167

13. 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.