

## MINUTES OF MEETING CITY OF WESTON

A regular meeting of the City Commission of the City of Weston was held Monday, February 2, 2009 at 7:00 PM at Weston City Hall, 17200 Royal Palm Boulevard, Weston, Florida.

Present and constituting a quorum were:

Eric M. Hersh	Mayor
Mercedes G. Henriksson	Commissioner
Daniel J. Stermer	Commissioner
Murray Chermak	Commissioner
Angel Gomez	Commissioner

Also present were:

John R. Flint	City Manager
David E. Keller	Assistant City Manager/CFO
Jeffrey L. Skidmore	Assistant City Manager/COO
Jamie Alan Cole	City Attorney, Weiss Serota Helfman Pastoriza Cole & Boniske
Karen Lieberman	Assistant City Attorney, Weiss Serota Helfman Pastoriza Cole & Boniske
Chad Friedman	Assistant City Attorney, Weiss Serota Helfman Pastoriza Cole & Boniske
Scott Robin	Assistant City Attorney, Weiss Serota Helfman Pastoriza Cole & Boniske
Patricia A. Bates	City Clerk
Dennis J. Giordano	President, Calvin, Giordano & Associates
Shelley Eichner	Vice-President, Calvin, Giordano & Associates
Sarah Sinatra	Director of Development Services, Calvin, Giordano & Associates
Karl Kennedy	City Engineer, Calvin, Giordano & Associates
Jeffrey Maxwell	Traffic Engineer, Calvin, Giordano & Associates
Brad Kaine	Director of Public Works
Donald Decker	Director of Parks and Recreation
Drew Gilmore	Director of Landscaping
Denise Barrett	Director of Communications
Darrel Thomas	Treasurer
Steven Murray	Municipal Technologies LLC
Cosmo Tornese	Building Official, C.A.P. Government, Inc.
Chief Greg Page	BSO DLE - Weston
Chief John Frailley	BSO DFRES – Weston
Joel S. Fass, Esq.	17 <sup>th</sup> Annual Presidents' Fest in the Park
Byron Jaffe	Resident
Todd Pressman	President, Pressman & Associates, Inc.

**FIRST ORDER OF BUSINESS**

**Roll Call**

Mayor Hersh called the meeting to order at 7:00 PM.  
City Clerk Patricia Bates called the roll.

**SECOND ORDER OF BUSINESS**

**Pledge of Allegiance**

Eagle Point Elementary students led the Pledge of Allegiance.

**THIRD ORDER OF BUSINESS**

**Presentation**

Broward Sheriff's Office Law Enforcement Employee of the Month - None

**ANNOUNCEMENTS**

- BSO urges residents to lock all vehicles. Over 60% of car burglaries in Weston are unlocked vehicles.
- Saturday, February 7<sup>th</sup> Free Moonlight Movie in the Park "The Bee Movie" at 7:30 pm - Weston Regional Park Event Stage.
- Tickets are on sale for February 28<sup>th</sup> performance by the Symphony of the Americas. The orchestra will perform at the Cypress Bay Theater, with award winning guest artist, 20 year old Stanislav Drzewiecki on piano.
- All City offices will be closed on Monday, February 16<sup>th</sup> in observance of Presidents' Day. Due to the holiday, the City Commission meeting will be held on Tuesday, February 17<sup>th</sup> at 7:00 pm.

**FOURTH ORDER OF BUSINESS**

**Audience Comments**

Byron Jaffe, resident

**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 Stermer moved to approve the Consent Agenda.  
Commissioner Henriksson seconded the motion.

Roll call vote on the Consent Agenda.  
Commissioner Stermer voted yes.  
Commissioner Henriksson voted yes.  
Commissioner Chermak voted yes.  
Commissioner Gomez voted yes.  
Mayor Hersh voted yes.

### QUASI-JUDICIAL HEARING

City Attorney Jamie Cole read the Quasi-Judicial procedures into the record. City Clerk Patricia Bates confirmed advertising compliance for Items 6 and 7.

The applicant for Items 6 and 7 agreed to hear both items together. The Commission will vote on the items separately.

#### SIXTH ORDER OF BUSINESS

**Resolution No. 2009-10 of the City Commission of the City of Weston, Florida, considering Application No. 08-2146, variance to reduce the number of parking spaces from 144 to 99, for the property located at 1290 Weston Road.**  
***BB&T Bank Parking Variance***

#### SEVENTH ORDER OF BUSINESS

**A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 08-2145, amendment to the site plan for BB&T Bank to construct a drive through teller, located at 1290 Weston Road.**  
***BB&T Bank Site Plan Amendment***

The Resolutions were read into the record by title.

Todd Pressman, President of Pressman and Associates, Inc. gave the applicant presentation.

Sarah Sinatra, Director of Development Services, presented for the City.

The items were opened for public comment. No comment from the public.

Commissioner Henriksson moved to deny the BB&T Bank parking variance request, Resolution No. 2009-10.  
Commissioner Gomez seconded the motion.

Roll call vote to deny the BB&T Bank parking variance request, Resolution No. 2009-10.  
Commissioner Stermer voted yes.  
Commissioner Henriksson voted yes.  
Commissioner Chermak voted yes.  
Commissioner Gomez voted yes.  
Mayor Hersh voted yes.

Item 7, the BB&T Bank site plan amendment was withdrawn by applicant representative, Todd Pressman.

### END OF QUASI-JUDICIAL HEARING

#### EIGHTH ORDER OF BUSINESS

**Ordinance No. 2009-02 of the City Commission of the City of Weston, Florida, amending Sections 158.19 "Industrial District (I-1)" and 158.24 "For All Permitted Uses" to permit certain office uses within the Industrial District (I-1); 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 Stermer moved to approve Ordinance No. 2009-02.  
Commissioner Gomez seconded the motion.

Roll call vote on Ordinance No. 2009-02.  
Commissioner Stermer voted yes.  
Commissioner Henriksson voted yes.  
Commissioner Chermak voted yes.  
Commissioner Gomez voted yes.  
Mayor Hersh voted yes.

### **NINTH ORDER OF BUSINESS**

Mayor Hersh stated, Item 9 on tonight's agenda proposes to amend the City's Land Development Code. 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.

**An Ordinance of the City of Weston, Florida, amending Section 12.01, "Definitions," to create and amend definitions relating to telecommunication facilities; repealing existing Chapter 157 "Telecommunications Facilities and Antennas" and adopting new Chapter 157 "Wireless Telecommunications Facilities" relating to wireless telecommunications towers and antennas; 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.***

The Ordinance was read into the record by title. This is a Public Hearing and First Reading. The item was opened for public comment. No comment from the public.

Commissioner Stermer moved to approve the Ordinance.  
Commissioner Henriksson seconded the motion.

Roll call vote on the Ordinance.  
Commissioner Stermer voted yes.  
Commissioner Henriksson voted yes.  
Commissioner Chermak voted yes.  
Commissioner Gomez voted yes.  
Mayor Hersh voted yes.

**TENTH ORDER OF BUSINESS**

**An Ordinance of the City of Weston, Florida, amending Chapter 12, "Definitions," of the Code of Ordinances to add definitions relevant to communications facilities; amending and repealing existing sections of Chapter 162 "Facilities In Rights-of-Way"; repealing Chapter 114 "Cable Television"; creating Chapter 165 "Communications Services Regulations," of the Code of Ordinances to provide terms and conditions for the placement and maintenance of communications facilities or systems, antennas, equipment facilities, and other vertical structures in the City's public rights-of-way for the provision of communications, cable and video services; providing for reservation of rights; 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. The item was opened for public comment. No comment from the public.

Commissioner Gomez moved to approve the Ordinance.  
Commissioner Stermer seconded the motion.

Roll call vote on the Ordinance.  
Commissioner Stermer voted yes.  
Commissioner Henriksson voted yes.  
Commissioner Chermak voted yes.  
Commissioner Gomez voted yes.  
Mayor Hersh voted yes.

**ELEVENTH ORDER OF BUSINESS**

**Consent Agenda**

***CITY OF WESTON, BONAVENTURE DEVELOPMENT DISTRICT***

- A. Resolution No. 2009-11 of the City Commission of the City of Weston, Florida, and as the governing board of the Bonaventure Development District, approving Work Authorization No. 298, Bonaventure Boulevard & Saddle Club Road Roundabouts, Proposal No. 08-2320, for the City's contract provider, Calvin, Giordano & Associates, Inc.**


- B. Resolution No. 2009-12 of the City Commission of the City of Weston, Florida, and as the governing board of the Bonaventure Development District, approving Work Authorization No. 299, Bonaventure Boulevard Left Turn Bays, Proposal No. 09-2352, for the City's contract provider, Calvin, Giordano & Associates, Inc.**
- C. Resolution No. 2009-13 of the City Commission of the City of Weston, Florida, and as the governing board of the Bonaventure Development District, approving Work Authorization No. 300, Bonaventure Boulevard and Blatt Boulevard Roundabout, Proposal No. 09-2353, for the City's contract provider, Calvin, Giordano & Associates, Inc.**

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

**TWELFTH ORDER OF BUSINESS**

The meeting adjourned at 7:55 PM.

**Adjournment**



---

Eric M. Hersh, Mayor