

MONDAY  
MARCH 2, 2009  
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. Broward Sheriff's Office Law Enforcement Employee of the Month
4. Audience Comments
5. Consent Agenda
  - A. Commissioners' Items Removed for Later Discussion
  - B. Approval of Balance of Consent Agenda

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**CITY OF WESTON**

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6. An Ordinance of the City of Weston, Florida, amending Section 34.03, "Powers, Duties and Responsibilities," to provide that during a state of emergency or during a state of local emergency, the City Manager may enter into contracts addressing the emergency; and providing for an effective date.  
**Second and Final Reading** **Pages 5-9**
7. An Ordinance of the City of Weston, Florida, creating Section 11.11, "Public Records," to provide that the City may require an advanced deposit for public records requests; to require payment of all outstanding fees and charges related to previous public records requests prior to release of additional public records; and providing for an effective date.  
**Public Hearing and First Reading** **Pages 10-14**
8. An Ordinance of the City of Weston, Florida, amending Section 51.08, "Fees," to provide that a utility deposit shall not be refundable until the utility account is satisfied and closed; and providing for an effective date.  
**Public Hearing and First Reading** **Pages 15-19**

9. Consent Agenda  
**CITY OF WESTON**

- A. A Resolution of the City Commission of the City of Weston, Florida, approving the Minutes of the Regular Meeting of the City Commission of the City of Weston held on February 17, 2009.

**Pages 20-29**

**CITY OF WESTON, 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, approving Change Order No. 1-Final for the City's contract provider, Downrite Engineering Corporation, for the project known as Laguna Springs Lake Bank Stabilization, Calvin, Giordano & Associates Project No. 00-1445.

**Pages 30-38**

- C. A Resolution of the City Commission of the City of Weston, Florida, and the governing board of the Indian Trace Development District, authorizing the issuance of the Request for Proposals for energy reduction devices for outdoor lighting systems, and establishing Selection and Protest Committees.

**Pages 39-43**

**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 the governing board of the Indian Trace Development District, and the governing board of the Bonaventure Development District, authorizing the issuance of the Request for Proposals for the Traffic Signs Replacement Program, and establishing Selection and Protest Committees.

**Pages 44-48**

10. Adjournment

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## 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.

## MINUTES OF MEETING CITY OF WESTON

A regular meeting of the City Commission of the City of Weston was held Monday, March 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
Patricia A. Bates	City Clerk
Donald Decker	Director of Parks and Recreation
Drew Gilmore	Director of Landscaping
Brad Kaine	Director of Public Works
Darrel Thomas	Treasurer
Dennis J. Giordano	President, Calvin, Giordano & Associates
Shelley Eichner	Vice-President, Calvin, Giordano & Associates
Laurie Menekou	Assistant Director of Communications
Steven Murray	Municipal Technologies LLC
Chief Greg Page	BSO DLE - Weston
Chief John Frailey	BSO DFRES – Weston
Toby Feuer	President of the Bonaventure President's Council

### 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

Gator Run Elementary students led the Pledge of Allegiance.

**THIRD ORDER OF BUSINESS**

**Presentations**

Broward Sheriff's Office Law Enforcement Employee of the Month – Detective Steve Barretto, Community Strategies Team.

**ANNOUNCEMENTS**

- BSO urges residents to lock all vehicles. Over 60% of car burglaries in Weston are unlocked vehicles.
- Saturday, March 7<sup>th</sup> at 1:30 pm, Professional Theatre for Children, The Velveteen Rabbit at the Cypress Bay Theater.
- City of Weston and Weston Rotary Club present free Rock and Pop Masters outdoor concert, Saturday, March 14<sup>th</sup> at 7:00 pm, Weston Regional Park.
- Vote online prior to March 29<sup>th</sup> at [www.westonfl.org](http://www.westonfl.org) for the April 2009 Moonlight Movie in the Park to be shown on Saturday, April 11<sup>th</sup> at 8:00 pm, Weston Regional Park.
- Eagle Point Park is being resurfaced and is expected to be completed by March 14<sup>th</sup>.

**FOURTH ORDER OF BUSINESS**

**Audience Comments**

Toby Feuer, President of the Bonaventure President's Council

**FIFTH ORDER OF BUSINESS**

**Consent Agenda**

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

Commissioners' Items Removed for Later Discussion 9-C, 9-D

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

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

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

## SIXTH ORDER OF BUSINESS

**Ordinance No. 2009-05 of the City of Weston, Florida, amending Section 34.03, "Powers, Duties and Responsibilities," to provide that during a state of emergency or during a state of local emergency, the City Manager may enter into contracts addressing the emergency; 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. 2009-05.  
Commissioner Henriksson seconded the motion.

Roll call vote on Ordinance No. 2009-05.  
Commissioner Stermer voted yes.  
Commissioner Henriksson voted yes.  
Commissioner Chermak voted yes.  
Commissioner Gomez voted yes.  
Mayor Hersh voted yes

## SEVENTH ORDER OF BUSINESS

**An Ordinance of the City of Weston, Florida, creating Section 11.11, "Public Records," to provide that the City may require an advanced deposit for public records requests; to require payment of all outstanding fees and charges related to previous public records requests prior to release of additional public records; 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 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

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

**An Ordinance of the City of Weston, Florida, amending Section 51.08, "Fees," to provide that a utility deposit shall not be refundable until the utility account is satisfied and closed; 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 Chermak 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

#### **NINTH ORDER OF BUSINESS**

#### **Consent Agenda**

Item 9-C was removed from the consent agenda for discussion.

**C. Resolution No. 2009-19 of the City Commission of the City of Weston, Florida, and the governing board of the Indian Trace Development District, authorizing the issuance of the Request for Proposals for energy reduction devices for outdoor lighting systems, and establishing Selection and Protest Committees.**

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

Commissioner Stermer moved to approve Resolution No. 2009-19 adding Commissioner Gomez to the Selection Committee.  
Commissioner Henriksson seconded the motion.

Roll call vote on Resolution No. 2009-19.  
Commissioner Stermer voted yes.  
Commissioner Henriksson voted yes.  
Commissioner Chermak voted yes.  
Commissioner Gomez voted yes.  
Mayor Hersh voted yes.

Item 9-D was removed from the consent agenda for discussion.

**D. Resolution No. 2009-20 of the City Commission of the City of Weston, Florida, and the governing board of the Indian Trace Development District, and the governing board of the Bonaventure Development District, authorizing the issuance of the Request for Proposals for the Traffic Signs Replacement Program, and establishing Selection and Protest Committees.**

The Resolution was read into the record by title. The item was opened for public comment.

No comment from the public.

Commissioner Henriksson moved to approve Resolution No. 2009-20 adding Commissioner Stermer to the Selection Committee.  
Commissioner Gomez seconded the motion.

Roll call vote on Resolution No. 2009-20.  
Commissioner Stermer voted yes.  
Commissioner Henriksson voted yes.  
Commissioner Chermak voted yes.  
Commissioner Gomez voted yes.  
Mayor Hersh voted yes.

**CITY OF WESTON**

- A. Resolution No. 2009-17 of the City Commission of the City of Weston, Florida, approving the Minutes of the Regular Meeting of the City Commission of the City of Weston held on February 17, 2009.

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

- B. Resolution No. 2009-18 of the City Commission of the City of Weston, Florida, as the governing board of the Indian Trace Development District, approving Change Order No. 1-Final for the City's contract provider, Downrite Engineering Corporation, for the project known as Laguna Springs Lake Bank Stabilization, Calvin, Giordano & Associates Project No. 00-1445.
- C. Resolution No. 2009-19 of the City Commission of the City of Weston, Florida, and the governing board of the Indian Trace Development District, authorizing the issuance of the Request for Proposals for energy reduction devices for outdoor lighting systems, and establishing Selection and Protest Committees.

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

- D. Resolution No. 2009-20 of the City Commission of the City of Weston, Florida, and the governing board of the Indian Trace Development District, and the governing board of the Bonaventure Development District, authorizing the issuance of the Request for Proposals for the Traffic Signs Replacement Program, and establishing Selection and Protest Committees.

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

**TENTH ORDER OF BUSINESS**

The meeting adjourned at 7:30 PM.

**Adjournment**



Eric M. Hersh, Mayor