

**CITY OF COOPER CITY  
CITY COMMISSION MEETING  
MARCH 22, 2011**

**1. PLEDGE OF ALLEGIANCE**

Mayor Eisinger opened the meeting at 6:05 P.M. and Boy Scout Troop #183 led the assembly in the Pledge of Allegiance.

**2. ROLL CALL**

Present were Commissioners Green, Curran, Sims and Mallozzi and Mayor Eisinger.

**3. CHANGES TO AGENDA/EMERGENCY MATTERS**

None.

**4. ANNOUNCEMENTS/PRESENTATIONS**

Mayor Eisinger made the following announcements:

- The Davie/Cooper City "Relay for Life" will be held on March 26-27<sup>th</sup> around the track at Cooper City High School.
- Public Works will host the Household Hazardous Waste Drop Off on Sunday, March 27<sup>th</sup> at the Cooper City Sports Complex from 8:00 a.m. to 3:30 p.m.
- Deputies from the Broward County Property Appraiser's office will assist with tax exemption applications in the Community Center from 10:00 a.m. to 11:00 a.m. on Tuesday, April 19<sup>th</sup>
- A Twilight Teen Egg Hunt will take place on Thursday, April 21<sup>st</sup> from 7:00 – 9:00 p.m. at the Community Center.
- The next City Commission Meeting will be held on Tuesday, April 12, 2011 at 6:00 p.m. in the auditorium of City Hall.

Commissioner Curran announced that April is Autism Awareness Month and thanked Commissioner Jeff Green for volunteering as co-chair of the Cooper City "Autism Awareness Day" event which will be held on Saturday, April 16<sup>th</sup> at Cooper City High School from 10:00 a.m. to 2:00 p.m.

Commissioner Mallozzi commended BSO on their Fraud Awareness Presentation. She congratulated Linda Victor of BSO who will be receiving the "Non-Sworn Deputy of the Year" award and Mayor Eisinger who has been elected president of the Broward League of Cities.

The following presentation was made:

Lorraine Mayers from the South Florida Water Management District was presented with a Cooper City Proclamation recognizing April, 2011 as Water Conservation Month in Cooper City.

**5. AGENDA CONCERNS**

Diane Sori, 3794 Bimini Avenue, commented on the award of the towing contract and recommended that A Superior Towing receive the award. She further advised against entertaining Items 9A, B or C.

## **6. CONSENT AGENDA**

### **A. Minutes**

March 8, 2011 – Regular Meeting

### **B. Proclamations**

1. Water Conservation Month
2. Public Works Week

### **C. Resolutions**

1. Supporting Police Officer and Firefighter Pension Plan Reforms – **Res. No. 11-3-3**
2. Requesting Affirmative Action to at Least Maintain the Present Level of Funding for the Community Development Block Grant (CDBG) – **Res. No. 11-3-4**

### **D. Home Local Business Tax Receipts**

1. DIRECTO DESDE Miami Co., Alves J. Pinto, 6545 Schott Circle, Apt. A1, Website
2. The Master's Hands All Surface Restoration, LLC, James A. Shannon, 2877 South Edgehill Lane, Hard Surface Cleaning & Restoration
3. Therapist Solutions, Andrea Harrold, 8852 SW 57 Ct., Medical Billing
4. Marilyn Kaplan-Spalter, 9260 SW 54 St., Party Planner

### **E. Budget Workshop/Special Meeting Schedule**

Approval to schedule a Budget Workshop for Monday, July 25<sup>th</sup> at 6:00 p.m. and a Second Budget Workshop, if necessary, for Tuesday, July 26<sup>th</sup> at 6:00 p.m. Approval to schedule the Special Meeting to Set the Proposed Millage Rate, Adopt Initial Assessment Resolution, Establish Debt Levy, Set Date and Time for Budget Public Hearings for Thursday, July 28<sup>th</sup>.

### **F. Financial Matters**

1. Approval of copy machine leases for Pool & Tennis Center, Recreation Department, Public Works Department, City Hall, and Utilities Department.
2. Authorizing the reduction of the Living Word Open Bible Water & Sewer Construction Bond to a 25% Maintenance Bond for one year – per Utilities Director

**MOTION:** To approve the Consent Agenda with the exception of Item 6C1.

**Moved by commissioner Mallozzi. Seconded by Commissioner Mallozzi. Seconded by Commissioner Curran. All aye on roll call vote.**

**Item 6C1.** Supporting Police Officer and Firefighter Pension Plan Reforms – **Res. No. 11-3-3**

**MOTION:** To approve Resolution 11-3-3 supporting Police Officer and Firefighter Pension Plan Reforms.

**Moved by Commissioner Green. Seconded by Commissioner Mallozzi.**

**MOTION:** To table the adoption of a City resolution regarding police officer and firefighter pension plan reforms until Florida legislators return a final Bill proposal on the subject.

**Moved by Commissioner Sims. Seconded by Commissioner Mallozzi. All aye on roll call vote.**

## **7. FINANCIAL MATTERS**

### **A. Award of Towing Contract**

Michael McAllister, Attorney for A&B Towing who was the high bidder for the Towing RFP, requested that the Commission update their specifications with regard to this procurement, or reject all previous bids.

Sean Loscalzo, A Superior Towing, thanked the Commission for all of their effort and patience and requested that they move forward with their intentions to award his company the contract at this time.

**MOTION:** To approve the award of the towing contract to A Superior Towing, as negotiated by the City Manager.

**Moved by Commissioner Sims. Seconded by Commissioner Curran.**

#### **Roll Call Vote**

Commissioner Green:	Yes
Commissioner Curran:	No
Commissioner Sims:	Yes
Commissioner Mallozzi:	No
Mayor Eisinger:	No
Motion Failed.	

**MOTION:** To direct staff to place the towing contract out for rebid once again.

**Moved by Commissioner Mallozzi. Seconded by Mayor Eisinger.**

#### **Roll Call Vote**

Commissioner Green:	No
Commissioner Curran:	Yes

Commissioner Sims: No  
Commissioner Mallozzi: Yes  
Mayor Eisinger: Yes  
Motion Passed.

- B. Award Bid #2011-1, Construction Contract and Construction Engineering & Inspection Services for Pine Island Road Water Pump Station – Per City Engineer

**MOTION:** To approve the award to Wharton-Smith, Inc. for the construction contract and Task Order 2011-2 to Hazen & Sawyer, P.C. for construction engineering and inspection services.

**Moved by Commissioner Mallozzi. Seconded by Commissioner Green. All aye on roll call vote.**

## **8. TERMINATION OF AGREEMENT**

Request for approval to terminate Cooper City's Joinder in the Agreement between the Town of Southwest Ranches and the Sheriff of Broward County for the Delivery of Fire/Rescue Services

**MOTION:** To approve the termination of the City's Joinder in the Fire/Rescue Agreement with Southwest Ranches and BSO.

**Moved by Commissioner Curran. Seconded by Commissioner Sims. All aye on roll call vote.**

## **9. DISCUSSION AND DIRECTION**

- A. Possible rezoning of B1 Zoning Districts to B2 Zoning Districts – Per Commissioner Curran

City Manager Loucks and City Planner Wood explained the variations between B1 and B2 zoning districts and offered several examples of scenarios which have recently prompted individual businesses to request variances, conditional uses or waivers of specific restrictions relative to B1 districts. Matt Wood offered additional clarification of specific development standards.

**Unanimous consensus was reached to move forward with exploring the possibility of rezoning specific plazas within B1 Zoning Districts to B2 Zoning Districts.**

- B. Request by the Business Advisory Board for the enactment of a moratorium on the enforcement of City Code Section 25-24.

Bradley S. Hartman, Business Advisory Board Chair, presented a recommendation from the board for a six-month moratorium on specific free standing signage code enforcement in shopping centers, plazas and retail strip centers.

**Consensus was reached to direct staff to draft a resolution granting a moratorium on the enforcement of specific signage codes.**

- C. Incorporation of the Business Advisory Board review into land use matters where businesses may be impacted – Per Commissioner Curran

**Consensus was reached to solicit the recommendation of the Business Advisory Board in land use matters where businesses may be impacted.**

### **13. OPEN PUBLIC MEETING**

Diane Sori, 3794 Bimini Avenue, reiterated the information about the Davie/Cooper City Relay for Life event and suggested that the Commission made an incorrect decision regarding the towing contract.

Ed Wooley, 11038 Nashville Drive, suggested that the City should not attempt to manage its own pension and benefit funds.

Gladys Wilson, 5155 SW 90<sup>th</sup> Avenue, criticized the Commission's decision to not award the towing contract to A Superior Towing tonight.

Walt Jolliff, 11095 Bismarck Place, commented on a Census data on business-supplied revenue to the City.

### **10. POLICE CHIEF'S REPORT**

Chief Hale thanked Commissioner Mallozzi for her involvement with the Fraud Awareness presentation. He reported that 12,000 lbs. of documents were shredded at the Shred-A-Thon and 22,000 doses of medication were destroyed at Operation Medicine Cabinet. He further reported on two car burglary instances.

### **11. FIRE CHIEF'S REPORT**

Chief Sievers reported that the CERT team will participate in a drill on Saturday, March 26<sup>th</sup> at Central Broward Regional Park in Lauderhill. The team will partner with Dania Beach CERT and the scenario will replicate the aftermath of a tornado touch-down.

### **12. CITY MANAGER REPORT**

City Manager Loucks announced that the Senior Advisory Board will be meeting for the first time on March 23<sup>rd</sup> and they will be establishing their meeting times and board chairs at that time. He further reported that the first Volunteer Appreciation Dinner for all advisory board members will be held on June 7<sup>th</sup>. Additionally, Mr. Loucks announced that the printing of the Water Quality Report will now be done in black and white at a savings of \$500.00.

#### **14. COMMISSIONERS' CONCERNS/REPORTS**

Commissioner Curran wished his fellow Commissioners well as they travel to Tallahassee for Broward Days. He encouraged community support for the Davie/Cooper City Relay for Life and reiterated his announcement for the Autism Awareness event. He additionally suggested that FRS be a consideration in the Pension Workshop discussions.

Commissioner Sims suggested that potential lawsuits should never affect Commission decisions and questioned the delay in the automation of the City's Accounts Receivable system in conjunction with the web site and the need to put the needs of our residents and business owners first.

Commissioner Green wished a safe and productive trip to his fellow Commission members who will be traveling to Broward Days and thanked Commissioner Curran for allowing him to serve on the Autism Awareness Day project.

Mayor Eisinger commended Chief Hale on his efforts with all of the recent community events and staff for the recent edition of the Cooper City News and Views publication.

#### **15. ADJOURNMENT**

Mayor Eisinger adjourned the meeting at 9:06 p.m.