

**CITY OF COOPER CITY
CITY COMMISSION MEETING
OCTOBER 9, 2012**

1. PLEDGE OF ALLEGIANCE

Mayor Eisinger called the meeting to order at 6:04 p.m. and led the assembly in the pledge of allegiance.

2. ROLL CALL

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

3. CHANGES TO AGENDA/EMERGENCY MATTERS

MOTION: To remove item 10 A: Non-residential political sign ordinance review regarding location and size from the Agenda.

Moved by Commissioner Curran. Seconded by Commissioner Mallozzi. Approval was reached 4-1 to remove item 10 A with Commissioner Sims dissenting. Motion passed.

4. ANNOUNCEMENTS/PRESENTATIONS

Mayor Eisinger made the following announcements:

- The Community Book Swap will take place on Friday, October 12th from 6:00 p.m. to 7:30 p.m. at the Community Center. "Kids Time Only" will begin at 5:30 p.m. for children of middle school age and younger.
- The Davie/Cooper City Chamber of Commerce will host a Candidates' Forum on Thursday, October 18th from 7:00 to 9:00 p.m. in the auditorium of City Hall.
- BSO/Cooper City Fire/Rescue will host an Open House for residents at their facility on Saturday, October 13th from 11:00 a.m. to 2:00 p.m.
- The Education Advisory Board is hosting a Candidates Forum for the Broward County School Board At Large Candidates representing Cooper City in the auditorium on Thursday, October 25th from 7:00 – 9:00 p.m.
- Trick of Treat Shop-to-Shop will take place on Saturday, October 27th from 10:00 a.m. until noon at Countryside Shops.
- The next Commission Meeting will be held on October 23rd.

Commissioner Mallozzi complimented the Recreation Department on the success of the Community Garage Sale event and asked for support for Girl Scout Troop #10765 as they gather items for the Humane Society of Broward County by contacting Collette at 305-970-8284, and for military personnel stationed overseas by way of www.forgottensoldiers.org. She also referenced a neighborhood yard sale which residents held to help support local families in need and complimented Jeanette Wofford on the Tree and Plant Care Workshop.

- A. Carla Albano from Women in Distress joined the Mayor at the podium to receive the Proclamation declaring October, 2012 as Domestic Violence Awareness Month.
- B. Kelly Sheffer, Broward County Food and Nutrition Services Intern Manager was presented with the National School Lunch Week Proclamation.
- C. CERT Coordinator, Greg Ross and CERT members Tony Mendham, Richard Waskiewicz and Donna Waskiewicz were recognized for completing the Emergency Vehicle Operator Class.
- D. Dr. Honey Rand, Environmental PR Group presented the Final Report of the City's Water Conservation Program.

5. AGENDA CONCERNS

Ian Dasho, 9408 SW 53rd Street, spoke in support of Item 10 B and described specific circumstances where this legislation would benefit military personnel and their families.

6. CONSENT AGENDA

A. Minutes

- 1. September 19, 2012 – Commission Meeting/Final Budget Hearing
- 2. September 24, 2012 – Workshop Meeting

B. Proclamations

- 1. National School Lunch Week
- 2. Domestic Violence Awareness Month

C. Home Local Business Tax Receipts

- 1. IRT Investigations, Inc., Troy Hatcher, 12371 Southwest 52 Place, Private Investigative Agency
- 2. JBgreencontrol, LLC, Jason Sordo, 5216 Southwest 116 Terrace, Lawn Service
- 3. Cake Boutique & Catering, Francoise Glover, 12363 Southwest 51 Court, Home Based (Cottage) Baked Goods

D. Resolutions

- 1. Approving a Water and Sewer Developer's Agreement for Miriam P. Scherer, 9810 NW 35th Street – **Res. No. 12-10-1**
- 2. Approving the November and December Commission Meeting Schedule – **Res. No. 12-10-3**
- 3. Designating and appointing Henry Harris and Susan Fliedner to the Senior Citizen Advisory Board – **Res. No. 12-10-4**

E. Financial Matters

- 1. Approval to purchase a sewer treatment augmentation service from In-Pipe Technology Company, Inc.
- 2. Approval to purchase and install four shade covers for bleachers on baseball fields 3 and 4 at the Sports Complex.
- 3. Approval to amend the existing purchase order by \$8,053 to cover the cost of additional carpet in select areas of City Hall.
- 4. Approval to award Bid #2012-4-PW for Concrete Installation and Repair to Homestead Concrete.

5. Approval to purchase a replacement of blower #7 in the wastewater treatment plant.

MOTION: To approve the Consent Agenda

Moved by Commissioner Green. Seconded by Commissioner Curran. All aye on roll call vote. Motion passed.

7. RESOLUTION

Approving an Interlocal Agreement with Broward County for Recyclable Materials Recovery – **Res. No. 12-10-2**

City Atty. Wolpin read, "A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN INTERLOCAL AGREEMENT WITH BROWARD COUNTY FOR RECYCLABLE MATERIALS RECOVERY; AND PROVIDING FOR AN EFFECTIVE DATE," by title only.

MOTION: To approve the Resolution for the Interlocal Agreement for Recyclable Materials Recovery.

Moved by Commissioner Sims. Seconded by Commissioner Green. All aye on roll call vote. Motion passed.

8. SCHEDULING OF COMMISSION WORKSHOP

This is a request for approval to schedule a Commission Workshop regarding the Special Magistrate Selection Process for either Tuesday, November 27th or Wednesday, November 28th at 5:00 p.m.

Consensus was reached to choose Tuesday, November 27th for the meeting date.

MOTION: To move the start time to 6:00 p.m.

Moved by Commissioner Sims. Seconded by Commissioner Curran. Consensus was reached to move the meeting time to 6:00 p.m.

MOTION: To schedule a Commission Workshop regarding the Special Magistrate for Tuesday, November 27th at 6:00 p.m.

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

9. LAND DEVELOPMENT MATTERS

Mayor Eisinger Opened the quasi-judicial hearing and administered an oath relative to Items A, B and C to the following participants:

Staff

Matt Wood,

For the Applicant

Andres Miyares
Jimmy Wright
Jose Acosta
Brian Fonda
Dennis Mele
Hope Calhoun
Molly Graves

Residents

Gary Laufenberg
Roger Reyes
Greg Ross
Skip Klauber
Maya Harvey
Siva Schectman
Condice Burle
Tracy Bayre

Sumita Morgan
Marcia Ferrara
Joe Ivanhoe
Cindy Freehold
Darren Krein
John Forader
Rebecca Bratter
Tom Sabien
Tony Rinaldi
Linda Murguia
Christina Ramirez
Annie Koshy
Katrina Curran
Tim Curran

City Atty. Wolpin read the following titles, "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, APPROVING A REZONING TO AMEND THE MONTERRA PMUD MASTER PLAN AND DESIGN GUIDELINES OF THE MONTERRA DEVELOPMENT AS APPROVED BY ORDINANCE 2006-03-01 AND AMENDED BY ORDINANCES 2010-1-1, 2011-7-1 AND 2011-10-5; PROVIDING FOR A REPEALER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE."

"A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, ISSUING DEVELOPMENT ORDER NO. 12-6R TO CC BROWARD PROPERTY VI, LLC, FOR SITE PLAN AMENDMENT #SPA 3-1-12 FOR VISTA DEL PRADO POD 2G, SUBJECT TO THE STIPULATIONS CONTAINED WITHIN THE STAFF REPORT; AND PROVIDING FOR AN EFFECTIVE DATE."

"A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, ISSUING DEVELOPMENT ORDER NO. 12-7R TO CC BROWARD PROPERTY VI, LLC, FOR PLAT AMENDMENT #PA 5-1-12 FOR MONTERRA COMMERCIAL PARCEL C-2, SUBJECT TO THE STIPULATIONS CONTAINED WITHIN THE STAFF REPORT; AND PROVIDING FOR AN EFFECTIVE DATE."

Ex parte disclosure

Commissioner Green: Hope Calhoun, Dennis Mele, Monterra residents, Andres Miyares, Jimmy Wright, Jose Acosta

Commissioner Curran: Monterra residents, Andres Miyares, Hope Calhoun, Dennis Mele, Jim Carr

Commissioner Sims: Everyone in attendance

Commissioner Mallozzi: Monterra residence, Hope Calhoun, Dennis Mele, Andres Miyares, Jim Carr

Mayor Eisinger: Monterra residence, P&Z Board Members Laufenberg, and Konhauzer, Jim Carr, Hope Calhoun, Lori Green, Carol Schuhan, Ryan Schrouder, Dennis Mele, Andres Miyares, Jimmy Wright and Jose Acosta

A. Monterra/CC Broward Property, LLC, Located South of Stirling Road, North of Sheridan Street, West of University Drive and East of Pine Island Road

Quasi-Judicial Hearing on Final Reading of Ordinance Rezoning the Monterra Development to Amend the PMUD Master Plan and Design Guidelines - Petition #Z 3-1-12 – **Ord. No. P12-4**

Matt Wood read an abbreviated version of the staff report relative to this petition as well as Items 9B and 9C, including a recommendation for approval from staff and from the Planning & Zoning Board.

Rebecca Bratter, 3489 NW 82nd Terrace, expressed her support for the approval of this petition.

Gary Laufenberg, 3690 NW 87th Avenue, expressed his support for the approval of this petition.

Greg Ross, 3777 Bimini Avenue, spoke in favor of approving the petitions.

Roger Reyes, Monterra resident, concurred with the previous residents and asked that the Commission approve the petitions.

Darren Krein, 3539 NW 82nd Terrace, spoke in support of the petitions.

Maya Harvey, 2989 NW 82nd Terrace, spoke in support of the petitions.

Tim Curran, Monterra Resident, extended his support of the petitions.

Mayor Eisinger closed public deliberation.

MOTION: To approve the Ordinance rezoning the Monterra Development to amend the PMUD Master Plan and Design Guidelines.

Moved by Commissioner Curran. Seconded by Commissioner Mallozzi. All aye on roll call vote. Motion passed.

B. Monterra/CC Broward Property, LLC, for Monterra Pod 2G – Vista Del Prado, Located Between Sheridan Street on the South, Stirling Road on the North, and University Drive on the East

Quasi-Judicial Hearing for Site Plan Amendment #SPA 3-1-12 – **Res. No. 12-10-5**

MOTION: To approve the Resolution granting Development Order No. 12-6R to Monterra Pod 2G, Vista Del Prado, pursuant to the stipulations contained in the staff report.

Moved by Commissioner Curran. Seconded by Commissioner Green. All aye on roll call vote. Motion passed.

C. Monterra/CC Broward Property, LLC, for Monterra Commercial Parcel C2-A, Located Between Stirling Road and Sheridan Street West of University Drive.

Quasi-Judicial Hearing for Plat Amendment #PA 5-1-12 – **Res. No. 12-10-6**

MOTION: To approve the Resolution granting Development Order No. 12-7R to Monterra Commercial Parcel C2-A, pursuant to the stipulations contained in the staff report.

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

14. OPEN PUBLIC MEETING

Gladys Wilson, 5155 SW 90th Avenue, described the effect the water rate increase had on her bill, referenced an abandoned home in her neighborhood and challenged the Commission to be more involved with code enforcement throughout the City.

Skip Klauber, 10241 Guatemala Street, commented on the City's Charter, the role of the Commission and the Charter Review Board.

10. DISCUSSION AND DIRECTION

A. Non-residential political sign ordinance review regarding location and size. **Previously Removed**

B. Propose legislation providing for government employee leave consideration during a spouse's U.S. Armed Forces deployment.

Commissioner Mallozzi described deployment procedures that require the participation of service members and their families who may need to take time away from their jobs in order to complete these requirements.

Consensus was signified to bring this issue to the Commission in the form of a Resolution to be voted upon at a future meeting.

- C. Discussion regarding 90th Avenue traffic concerns – Presentation by BSO

Chief Hale described the three scenarios that may be engaged to alleviate traffic through SW 90th Avenue during Pioneer Middle School pick up times.

Unanimous consensus was signified to have the City Manager draft a letter to the School Board Superintendent detailing the options discussed for curtailing the traffic in this area and asking for the support of the school district.

11. POLICE CHIEF'S REPORT

Chief Hale cautioned the public regarding the risks of allowing strangers into their homes for any reason. He described circumstances where criminals pose as various types of service providers to gain entry into homes and burglarize them.

12. FIRE CHIEF'S REPORT

Chief Sievers reiterated the announcement of the Open House event at Fire Station Saturday, October 13th from 11:00 a.m. until 2:00 p.m.

13. CITY MANAGER REPORT

Mr. Loucks shared the following updates:

- City Hall has been painted and is now receiving roof repairs.
- The City has received the \$5,000.00 Engage Your Community Grant from the Broward Community Foundation for community beautification projects.
- The City received the \$450,000.00 grant from the Resource Recovery Board which will be applied to the acquisition of roll-out recycle carts for single-stream recycling.
- Cooper City expects to receive approximately \$560,000.00 back from the Resource Recovery Board sometime in the next year.

15. COMMISSIONERS' CONCERNS/REPORTS

Commissioner Mallozzi expressed interest in having the City become a "Medal of Honor City." She asked for support in pursuing this matter through various boards and staff support.

Commissioner Green complimented Lynda Good on the success of the Community Garage Sale.

Commissioner Sims commended Chiefs Sievers and Hale for their support of the community.

Commissioner Curran complimented Chief Hale and the traffic control solutions that have had a positive impact at the high school. He asked that the residents of SW 90th Avenue are provided with a copy of the

letter that staff and the Commission will be signing regarding the Pioneer Middle School traffic solutions.

Mayor Eisinger asked that the letter regarding the middle school traffic be shared with the principal of each local school as well as the SAC Chair of each.

16. ADJOURNMENT

NOTICE: This meeting is open to the public. In accordance with the Americans with Disabilities Act of 1990, all persons who are disabled and who need special accommodations to participate in this meeting because of that disability should contact the Office of the City Clerk, 954-434-4300 ext. 220, not later than two days prior to such proceeding. One or more members of the City of Cooper City Advisory Boards may be in attendance and may participate at the meeting. Anyone wishing to appeal any decision made by the Cooper City Commission with respect to any matter considered at such meeting or hearing will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Agenda items may be viewed online at www.coopercityfl.org or at the Office of the City Clerk, City of Cooper City, 9090 SW 50 Place, Cooper City, Florida, 33328, 954-434-4300.