

**CITY OF COOPER CITY
CITY COMMISSION MEETING AND
FIRST BUDGET HEARING
SEPTEMBER 12, 2013**

1. PLEDGE OF ALLEGIANCE

Mayor Ross called the meeting to order at 6:30 p.m. and led the assembly in the Pledge of Allegiance.

2. ROLL CALL

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

3. CHANGES TO AGENDA/EMERGENCY MATTERS

4. ANNOUNCEMENTS/PRESENTATIONS

Mayor Ross made the following announcements:

- The Broward County Property Appraisers office will be open on Saturday, September 14th to assist working families with exemptions received on their recent TRIM notices.
- Mom and Son Night of Fun will be held in the Community Center on Friday, September 20th from 6:30 to 9:30 p.m.
- The Community Garage Sale will be held on Saturday, October 5, from 7:00 a.m. until noon.
- A "Be Scam Smart" workshop will be held on Tuesday, October 8th at 11:00 a.m. in the Aston Gardens at Parkland Commons.
- The Community Book Swap will be held on Friday, October 11th at the Community Center. Receive details through the Community Center.
- The upcoming Commission Schedule will be as follows:
 - The Final Budget Hearing is scheduled for Wednesday, September 18th at 6:30 p.m.
 - The next regular Commission Meeting is scheduled for Tuesday, October 8th at 6:30 p.m.

Commissioner Mallozzi made the following announcements:

- Girl Scout Troop #10765 continues to collect household linens and bedding materials for the Humane Society of Broward County. Contact Collette at 305-970-8284.
- Support military personnel stationed overseas through www.forgottensoldier.org

Commissioner Curran made the following announcements:

- A boundaries meeting regarding boundary changes for grades K-5 will be hosted at Cooper City High School at 6:30 p.m. on Monday, September 16, 2013.

Mayor Ross requested a moment of silence in recognition of September 11th.

5. AGENDA CONCERNS

Michael Simonson, 10467 SW 53rd Street, expressed concerns about the construction along Palm Avenue and SW 53rd Street.

Margi Valulkas, 5300 SW 101st Avenue, expressed concerns for the widening of Palm Avenue and the lack of a barrier wall.

Veronica Lopez, 5524 SW 100th Terrace, expressed concerns for flooding and speeding along Palm Avenue and requested a barrier wall.

Cheryl Smith, 10527 SW 53rd Street, expressed her traffic and speeding concerns through the construction area.

6. CONSENT AGENDA

A. Minutes for Approval

August 20, 2013 – Regular Commission Meeting

B. Proclamation

1. National Childhood Obesity Awareness Month – September, 2013
2. Childhood Cancer Awareness Month – September, 2013

C. Resolution

1. Designating and appointing Linda Olds to the Education Advisory Board – **Res. No. 13-9-5**
2. Approving a resolution supporting the creation of a Regional C-51 Governance and Finance Work Group for the proposed C-51 Reservoir Project – **Res. No. 13-9-6**

MOTION: To approve the Consent Agenda.

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

Motion passed.

7. FINANCIAL MATTERS (Public Hearings)

Fiscal Year 2013/2014 Budget and Taxes

A. First Public Hearing on Adoption of Fiscal Year 2013/2014 Millage Rate – Ord. No. 13-9-1

(NOTE: Pursuant to the Florida TRIM Bill, the Millage Rate must be discussed and adopted prior to the adoption of the annual budget).

City Atty. Wolpin advised that this item provides for a proposed millage rate of 5.7087 mils, which is 2.57% above the rollback millage rate of 5.5659 mils and also for a voted debt service millage rate of 0.1685 mils.

City Atty. Wolpin read "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, ADOPTING THE FINAL LEVY OF AD VALOREM TAXES FOR COOPER CITY FOR THE FISCAL YEAR 2013/2014; AND PROVIDING FOR AN EFFECTIVE DATE" by title only.

MOTION: To approve the Ordinance adopting the Millage Levy for Fiscal Year 2013/2014.

Moved by Commissioner Mallozzi. Seconded by Commissioner Curran.

Mayor Ross opened the Public Hearing and called the following speakers:

Walt Jolliff, 11095 Bismarck Place, spoke about the differences between millage rate and debt services and opined that most people do not know the difference.

Gladys Wilson, 5155 SW 90th Avenue, disputed any increase to water rates and suggested that the Commission educate themselves on the budget process.

Mayor Ross closed the public hearing.

Finance Director Montes de Oca clarified in detail difference between the Operating Millage Rate, used to partially fund the General Fund, which will increase 2.57% and the Debt Service Millage Rate, used to repay and voter approved bond issued, which will go from 0.1906 to 0.1685.

All aye on the roll call vote. Motion passed.

B. First Public Hearing on Adoption of Fiscal Year 2013/2014 Budget – Ord. No. 13-9-2

City Atty. Wolpin read, "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, OFFICIALLY ADOPTING AND APPROVING THE ANNUAL BUDGET FOR THE FISCAL YEAR 2013/2014 AND APPROPRIATING THE FUNDS REQUIRED FOR THE OPERATION OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE" by title only.

MOTION: To approve the Ordinance adopting and approving the Annual Budget for Fiscal Year 2013/2014 and appropriating the funds required for the operation of the City.

Moved by Commissioner Green. Seconded by Commissioner Mallozzi.

Mayor Ross opened the public hearing and called the following speakers:

Walt Jolliff, 11095 Bismarck Place, suggested that there could be errors in the Budget appropriations which have not been found.

MOTION: To remove the individual line item cap for funding Commission Travel and Per Diem expenses and allow Commission members to pull from a pooled fund as needed.

Moved by Commissioner Mallozzi. Seconded by Commissioner Green. Motion failed 4-1 with Commissioner Mallozzi voting yes.

MOTION: To move the unclaimed \$1500.00 previously allocated for Kids Voting Broward and allocate it toward 2-11 Broward who has submitted a request for funding.

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

MOTION: To fund the addition of part-time personnel to the Public Works Department.

Moved by Commissioner Mallozzi. Seconded by Commissioner Green. This item was discussed and no vote was taken. Motion died.

MOTION: To remove any allocation for the construction of a new City Hall from the 5-Year Capital Improvement Program.

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

All aye to original motion as amended by subsequent motions. Motion passed.

C. Public Hearing on Final Adoption of Fire Assessment – Res. No. 13-9-1

City Atty. Wolpin read "A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, RELATING TO THE PROVISION OF FIRE SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF COOPER CITY, FLORIDA; ESTABLISHING THE RATE OF ASSESSMENT; IMPOSING FIRE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE CITY OF COOPER CITY; APPROVING THE ASSESSMENT ROLL; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; AND PROVIDING FOR AN EFFECTIVE DATE" by title only.

MOTION: To approve the Resolution relating to the provision of fire services, facilities and programs in the City and imposing a fire assessment.

Moved by Commissioner Curran. Seconded by Commissioner Green.

Mayor Ross opened the public hearing and called the following speakers:

Walt Jolliff, 11095 Bismarck Place, disputed the findings of the previous Fire Study and the need for a fire assessment.

Mayor Ross closed the public hearing.

Motion passed 4-1 with Commissioner Sims dissenting.

D. Public Hearing Amending Schedule A (Monthly Water Rates), Schedule B (Monthly Waste Water Rates) and Schedule D (Water and Waste Water Miscellaneous Charges) of Chapter 19 of the Municipal Code of Ordinances – Res. No. 13-9-2

City Atty. Wolpin read "A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, AMENDING SCHEDULE (A), SCHEDULE (B), AND SCHEDULE (D) OF ORDINANCE NO. 85-10-1, RELATING TO (MONTHLY WATER RATES), (MONTHLY WASTE WATER RATES), AND (WATER AND WASTE WATER MISCELLANEOUS CHARGES) WITHIN THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE" by title only.

Mayor Ross opened the public hearing and called the following speakers:

Anna Silvia Goedmakars, 5040 SW 87th Terrace, explained that her water bill continues to increase while she remains on a fixed income. She questioned the method the readers use to calculate the monthly charges.

Mayor Ross closed the public hearing.

MOTION: To approve the Resolution amending the Monthly Water Rates, Waste Water Rates and Water and Waste Water Miscellaneous Charges.

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

E. Public Hearing Amending Stormwater Management Utility System Schedule of Rates – Res. No. 13-9-3

City Atty. Wolpin read, "A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, AMENDING STORM WATER MANAGEMENT UTILITY SYSTEM SCHEDULE OF RATES AS PROVIDED FOR IN ARTICLE IV, CHAPTER 19 OF THE MUNICIPAL CODE OF ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE, by title only.

MOTION: To approve the Resolution amending the Stormwater Schedule of Rates.

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

14. OPEN PUBLIC MEETING

Walt Jolliff, 11095 Bismarck Place, spoke about hurricanes in South Florida, the Silver Sneakers program for seniors and the speaking styles of elected officials.

8. FINANCIAL MATTER

Approval of a contract with Pinnacle Data System, LLC to provide utility bill printing and mailing services

MOTION: To approve the outsourcing of the utility bill printing and mailing services.

Moved by Commissioner Sims. Seconded by Commissioner Curran. All ye on roll call vote. Motion passed.

9. RESOLUTION

Mill Creek Proportionate Mitigation Agreement – **Res. No. 13-9-4**

City Atty. Wolpin read, "A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE SCHOOL BOARD OF BROWARD COUNTY FOR SCHOOL CONCURRENCY PROPORTIONATE SHARE MITIGATION FOR THE MILL CREEK AT COOPER CITY SINGLE FAMILY HOME DEVELOPMENT LOCATED ON THE WEST SIDE OF 106TH AVENUE BETWEEN STIRLING ROAD AND GRIFFIN ROAD, AND PROVIDING FOR AN EFFECTIVE DATE," by title only.

MOTION: To approve the Resolution approving the Mill Creek Proportionate Mitigation Agreement.

Moved by Commissioner Sims. Seconded by Commissioner Curran. All ye on roll call vote. Motion passed.

10. DISCUSSION AND DIRECTION/ACTION

A. Palm Avenue Project (plans) (photos) – Commissioner Sims

Mayor Ross allowed an individual speaker to address the Commission during discussion of the item, in lieu of the "Agenda Concerns" and "Open Public Meeting"

Steven Smith, 10527 SW 53rd Street, spoke about the increased traffic along his street due to the ongoing construction along Palm Avenue. He explained that he and his neighbors would like to see the entrance to their street closed off as it was in the original project plans.

Project representatives, Richard Tournese and Brian Williams, Highway Construction and Engineering Division addressed drainage, traffic and safety concerns and provided background on the progress of the project.

MOTION: To schedule a workshop to support the closing of SW 53rd Street.

Moved by Commissioner Curran. Seconded by Commissioner Sims.

FRIENDLY AMENDMENT: To schedule workshops that will include representatives from Broward County to address specific safety concerns of the residents along the construction zone.

Moved by Commissioner Sims and accepted by Commissioner Curran.

FRIENDLY AMENDMENT: To include detailed drawings in future workshops to demonstrate the specifics of the project.

Moved by Commissioner Mallozzi and accepted by Commissioner Curran.

MOTION: To extend the meeting to complete the discussion as the scheduled conclusion time of 9:30 had passed.

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

Commissioner Curran clarified that the original motion was not meant to include the City's participation in any discussions regarding the construction or financing of a wall along the construction zone and accepted by friendly amendment that all safety concerns will be discussed during the workshop.

All aye on roll call vote to schedule a workshop tentatively for the 17th of October while awaiting confirmation from the Broward County Traffic Engineering Division and discuss all of the resident's concerns with the project.

- B.** Appointment of a Commission Member to the Florida League of Cities Federal Action Strike Team (FAST) Committee – **Mayor Ross**

Mayor Ross requested that the Commission choose either himself or Commissioner Mallozzi as the representative for the Florida League of Cities Federal Action Strike Team (FAST) Committee.

MOTION: To appoint Mayor Ross as the representative.

Moved by Commission Curran. Seconded by Commissioner Green. Motion passed 4-1 with Commissioner Mallozzi dissenting.

11. POLICE CHIEF'S REPORT

Chief Cates expressed his appreciation to the community for their patience during the start of the school year which inevitably brings traffic difficulties that work themselves out over time. He reported that a traffic blitz was

conducted over the Labor Day weekend resulting in the issuance of 110 traffic citations. He invited the children of the community to attend a Firearm Safety class on October 2nd at the Safety Complex for children ages 11-14.

12. FIRE CHIEF'S REPORT

Chief Sievers reported an infant near-drowning incident and stressed pool safety and awareness.

13. CITY MANAGER REPORT

City Manager Loucks announced that the next Commission Meeting and Final Budget hearing will be held on Wednesday, September 18th at 6:30 p.m.

15. COMMISSIONERS' CONCERNS/REPORTS

Commissioner Mallozzi reported on her attendance at the Metropolitan Planning Organization earlier today and announced future roadway projects that impact Cooper City. She asked the City Manager to bring these issues to the Commission at the next Commission Meeting.

Commissioner Sims expressed his thoughts on the Palm Avenue construction and stated that the main concerns of the residents impacted are for drainage and safety on the west side.

Commissioner Curran asked the Commission to attend the School Board meeting at Cooper City High School on Monday night at 6:30 p.m. to ensure that they are all informed as to the methods that may be implemented to balance pupil enrollment at Cooper City schools. He thanked Chief Cates for the assistance of the Police Department in the schools and Chief Sievers for the work of the Fire Department.

16. ADJOURNMENT

Mayor Ross adjourned the meeting at 10:00 p.m.

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.