

**CITY OF COOPER CITY  
CITY COMMISSION MEETING  
JULY 15, 2014**

**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**

City Manager Loucks announced that Item 6 D 4 - Approving the award of RFP #2014-5-PW for Disaster Recovery Management Services to Thompson Consulting Services, would be deferred until the August 19, 2014 Commission Meeting.

**4. ANNOUNCEMENTS/PRESENTATIONS**

Mayor Ross made the following announcements:

- Food truck event at the Sports Complex on Friday, July 18<sup>th</sup> at 5:30
- The Cooper City Historical Collection Committee will host an open house on Sunday, July 27, 2014 in the Historical Room at the Pool & Tennis Center from 1:00 p.m. until 4:00 p.m. to share historical memorabilia from Cooper City's past.
- National Night Out is observed throughout the country on Tuesday, August 5<sup>th</sup> to promote neighborhood spirit and community partnership. BSO will host a community reception in the safety complex from 7:00 P.M. to 9:00 P.M.
- The City Hall/Commission schedule:
  - Wednesday, July 16<sup>th</sup> at 6:30 p.m. – Budget Workshop
  - Thursday, July 17<sup>th</sup> at 6:30 p.m. – Budget Workshop  
(if necessary)
  - Monday, July 28<sup>th</sup> at 6:30 p.m. – Special Meeting
  - Tuesday, August 19<sup>th</sup> at 6:30 p.m. – Commission Meeting

Commissioner Mallozzi made the following announcements:

- Support military personnel stationed overseas through [www.forgottensoldier.org](http://www.forgottensoldier.org)
- Girl Scout Troop #10765 is collecting new and gently used books for children through fifth grade – Contact Sherri at 954-689-0630.
- Compliments to the Touch-A-Truck event.

Commissioner Sims expressed concerns regarding the Food Truck Event due to a mishap that occurred on a food truck in Pennsylvania. He said that the City Manager assured him that the trucks will be inspected by the Fire Marshall and will be safe.

Commissioner Curran announced that the grand opening for Cooper City High School's re-dedication will be held on August 9<sup>th</sup>.

Commissioner Green announced that Gazala Salam invited the entire Commission to attend their Ramadan Dinner at Nur-Ul-Islam on Friday, July 18, 2014.

Fire Chief Caruso announced that the on-site Food Truck inspections will begin 2 hours prior to the event and will include inspection of fire extinguishers, fire suppression systems, propane tanks and LP Tanks for tagging by certified Florida agencies. He will also visually inspect connection hoses and couplings connecting to appliances and check that all LP Tanks are stored at least 10 feet from open flames.

RecycleBank Presentation –

Waste Management – Luigi Pace and Tony Spadacia

Luigi Pace from Waste Management presented the RecycleBank program that has been developed to increase the recycling participation rates through a web-based education program with incentives for registered participants.

## **5. AGENDA CONCERNS**

Ed Wooley, 11038 Nashville Drive, opined that Item 9D should not be discussed by this Commission and the matter should wait until after the 2015 Budget is adopted and after the November election.

Mike Whiteman, 8932 SW 57<sup>th</sup> Street, spoke about Item 9B and questioned whether additional refunds would be distributed.

Helen Graham, 5747 SW 89 Way, spoke about Item 9B and requested consistency across both lots.

Beth Kroll, 11553 SW 57<sup>th</sup> Street expressed concerns regarding health issues related to Item 8 and requested that a public meeting be held to discuss park use changes for all parks and that all parks have posted notices of such proposed changes.

Michael De Miranda, 8973 SW 49<sup>th</sup> Street, spoke in favor of the ordinance for Item 8.

Kathy Orlando, 11532 SW 55<sup>th</sup> Court, spoke in opposition regarding the passing of the ordinance in Item 8.

## **6. CONSENT AGENDA**

### **A. Minutes**

1. June 17, 2014 – Regular Meeting
2. June 18, 2014 – Workshop Meeting – Storage Lots

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

1. Jones Equipment Co., Inc., Stephen Jones, 8967 SW 53<sup>rd</sup> St., Law Enforcement Equipment Sales
2. JDL & Assocs. Consulting Corp, James D. Lawson, 11510 Gorham Drive, Private Investigations
3. The Hunker Law Group, PA, Thomas Hunker, 11300 Rocking Horse Rd, Law Firm (writing legal documents, scheduling hearings, depositions)

**C. Resolutions**

1. Approving a Water and Sewer Developer's Agreement with ALDI, Inc. – **Res. No. 14-7-1**

**A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A WATER AND SEWER DEVELOPER'S AGREEMENT WITH ALDI, INC., LOCATED AT THE SOUTHWEST CORNER OF STIRLING ROAD AND UNIVERSITY DRIVE; AND PROVIDING FOR AN EFFECTIVE DATE.**

2. Accepting and approving for record Water, Sanitary and Sewer Utilities from PNC Bank, National Association – **Res. No. 14-7-2**

**A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, ACCEPTING AND APPROVING FOR RECORD WATER, SANITARY AND SEWER UTILITIES CONSTRUCTED IN ASSOCIATION WITH PNC BANK, NATIONAL ASSOCIATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**D. Financial Matters**

1. Approving the purchase order to USSI, LLC to test for sources of storm water inflow into the City's gravity sewer system and remediate where needed.
2. Approving the reduction of Subdivision Performance Bond #105874896 to a 25% Maintenance Bond for PNC Bank, located at 9479 Sheridan Street.
3. Approving the award of RFP 2014-4-PW for Parking Lot Surveillance System with Monitoring to Cam Connections.
5. Approving the Re-engage for Good City Challenge Cities of Service Project – Second Year Sustainability Plan with the Community Foundation of Broward.

**MOTION:** To approve the consent agenda.

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

**7. LAND DEVELOPMENT MATTERS**

**DARLINGTON PARK, LOCATED AT 9701-9957 STIRLING ROAD**

Quasi-Judicial Hearing for Site Plan Amendment #SPA 4-2-14 for patio enclosures – **Res. No. 14-7-3**

**Mayor Ross opened the quasi-judicial portion of the hearing and City Atty. Wolpin read, "A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, ISSUING DEVELOPMENT ORDER NO. 14-7R TO**

**DARLINGTON PARK FOR SITE PLAN AMENDMENT #SPA 4-2-14, SUBJECT TO THE STIPULATIONS CONTAINED WITHIN THE STAFF REPORT; AND PROVIDING FOR AN EFFECTIVE DATE."**

**Ex-parte' Disclosure**

There were no disclosures.

**Mayor Ross administered an oath to the following attendees wishing to speak on the item:**

James Shiskin, 9769 Darlington Place	Petitioner
Jose' Fabregas, First Service Residential	Property Manager
Debbie Wieland, 9701 Darlington Place	Petitioner
Matt Wood	City Staff

Matt Wood read the staff report relative to the petition, including recommendations for approval from DRC and the P&Z Board.

**Mayor Ross closed the quasi-judicial hearing.**

**MOTION:** To approve Resolution 14-7-3

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

**All aye on roll call vote. Motion passed.**

**8. ORDINANCE FOR FIRST READING – P14-11**

**City Atty. Wolpin read, "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING SECTION 12-44 "RECREATIONAL ACTIVITIES" OF ARTICLE III "PARK REGULATIONS" OF CHAPTER 12 "PARKS AND RECREATION", IN ORDER TO AMEND THE CITY'S PARK REGULATIONS, REGARDING THE PRESENCE AND USE OF ANIMALS WITHIN CITY PARKS; AMENDING SECTION 12-48 "PENALTY FOR VIOLATIONS" AUTHORIZING ENFORCEMENT ACTION PURSUANT TO ARTICLE VI "CODE ENFORCEMENT" OF CHAPTER 13 "PUBLIC SAFETY" OF THE CITY CODE FOR ANY VIOLATION OF ARTICLE III OF CHAPTER 12; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE."**

**MOTION:** To approve Ordinance No. P14-11.

**Moved by Commissioner Mallozzi. Seconded by Commissioner Sims.**

**Amendment to motion:** To exclude parks of over 5 acres.

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

**MOTION:** To table the item for a period of 90 days and to have the Recreation Board review the ordinance prior to its next reading.

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

**All aye on roll call vote. Motion passed.**

**9. DISCUSSION AND/OR ACTION**

A. Sunset Education Advisory Board – **Mayor Ross**

**MOTION:** To sunset the Education Advisory Board.

**Moved by Commissioner Curran. Seconded by Commissioner Green.**

**No vote was taken on the motion as discussion resulted in direction given to staff to invite the Board to the Commission Meeting of August 19<sup>th</sup> and allow the Board to decide if they wish to continue with direction from the Commission, or if they feel they are ineffective.**

B. Parking lot refunds/credits – **Commission**

**MOTION:** To not issue any additional refunds to parking lot lessees.

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

**Motion passed 3-2 with Commissioners Green and Mallozzi dissenting.**

C. Structure and format of meeting minutes – **Commission**

**MOTION:** To remove the this item from the agenda and take no action.

**Moved by Commissioner Curran. Seconded by Commissioner Green. Motion passed 4-1 with Commissioner Sims dissenting.**

D. Increase in Commission salaries – **City Manager**

**MOTION:** To discuss Commission salaries.

**Moved by Commissioner Green. Seconded by Commissioner Curran. No vote was taken on this motion.**

**13. OPEN PUBLIC MEETING** (this portion is scheduled to commence at 8:30 P.M., except as provided in note at item #5, above)

Ed Wooley, 11038 Nashville Drive, opined that the Commission's service to the community should not be based on salary and that salaries should not be increased.

Walt Jolliff, 11095 Bismarck Place, was dismayed that the residents of Embassy Lakes were not notified that there was a danger in their neighborhood when police personnel were in pursuit of a person of interest in and around that area. He suggested the City invest in a notification system for occasions such as this.

Pete D'Aversa, 5712 SW 118<sup>th</sup> Avenue, opined that the salaries of the Commission should be increased if necessary.

In response to Mr. Jolliff's concerns, Chief Cates briefed the Commission on the details of the aerial and ground pursuit that took place in the City when two subjects fled into the Embassy Lakes area.

**Discussion of item 9 (D) resumed after taking up item 13.**

**MOTION:** To extend the meeting as the hour was past 9:30 P.M.  
**Moved by Commissioner Mallozzi. Seconded by Commissioner Curran. All aye on roll call vote. Motion passed.**

**MOTION:** To increase Commissioners salaries to \$12,000.00 with an additional increase for the Mayor of 20% above the \$12,000.00.  
**Moved by Commissioner Curran. Motion failed for lack of a second.**

**MOTION:** To schedule a workshop to discuss establishing annual salaries for Commission members in a range between \$12,000 and \$20,000.  
**Motion made by Commissioner Mallozzi. Seconded by Commissioner Curran. Motion passed 3-2 with Commissioner Sims and Mayor Ross dissenting.**

**MOTION:** To place on the back of water bills a notice of a workshop to discuss establishing annual salaries for Commission members in a range between \$12,000 and \$20,000.  
**Moved by Commissioner Curran. Seconded by Commissioner Mallozzi. Motion passed 3—2 with Commissioners Green and Sims dissenting.**

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

Chief Cates reported the following:

- District 16 will be in attendance at the Food Truck event along with Macy the Bloodhound.
- Residential burglaries are down 30% compared to last year.
- The overall crime rate in the district has decreased by 20% for the first six months.

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

Chief Caruso presented lightening strike facts, safety and information from the National Weather Service.

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

City Manager Loucks explained that FDOT has agreed to repair the wall on Griffin Road.

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

Commissioner Green invited the community to join him at the Food Truck event on July 18<sup>th</sup>.

Commissioner Curran thanked Chief Cates for his DRW article and Chief Caruso for the distribution of the Water Watch lanyards.

Commissioner Sims expressed his satisfaction with the reduction in the crime rate.

Commissioner Mallozzi addressed Cooper City's part in the apprehension described earlier by Chief Cates and questioned whether the City would receive their share of the confiscated funds. She addressed standing water in Natalie's Cove and near SW 49<sup>th</sup> Street and SW 90<sup>th</sup> Way.

Mayor Ross recognized that Cooper City, District 16 was the arresting agency for the incident previously described and was overwhelmingly responsible for the confiscated funds.

## **15. ADJOURNMENT**

**The meeting was adjourned at 10:18 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](http://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.