

**CITY OF COOPER CITY
CITY COMMISSION MEETING
FEBRUARY 24, 2015
6:30 PM**

1. PLEDGE OF ALLEGIANCE

Mayor Ross opened the meeting at 6:30 PM and Pioneer Middle School student Frank Insigna led the assembly in the Pledge of Allegiance.

2. ROLL CALL

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

3. CHANGES TO AGENDA/EMERGENCY MATTERS

City Manager Loucks explained that Item 6C2 would be removed from the Consent Agenda and will be placed on a future Agenda.

4. ANNOUNCEMENTS/PRESENTATIONS

Mayor Ross welcomed everyone and made the following announcements:

- City and BSO staff will aid Cooper City High School with the Feeding Children Everywhere food packing event to create meals for families in need on Thursday, February 26th at 1:00 PM in the Cooper City High School Cafeteria.
- The Pool & Tennis Center will host "Open Play Chess" Saturday, February 28th and on Saturday, March 28th from 9:00 AM to 11:00 AM.
- The Broward County Hazardous Waste and Recycling collection will take place at the Cooper City Sports Complex on Sunday, March 1st from 8:00 AM until 3:30 PM.
- The Cooper City Community Garage Sale will be held on Saturday, March 7th from 7:00 AM until noon in the parking lot of the Sports Complex.
- The Richardson 5K Walk/Run will take place at the Sports Complex on Sunday, March 8th beginning at 8:00 AM – a Community Fitness & Wellness Expo will be held in conjunction with the event.
- The Community Book Swap will be held on Friday, March 13th from 6:00 PM to 7:30 PM.
- Water Matters Day will take place in Tree Tops Park on Saturday, March 14th from 9:00 AM until 3:00 PM.
- Florida Licensing on Wheels will be hosted in the Community Center parking lot on Tuesday, March 17th from 9:30 AM until 2:30 PM.
- BSO District 16 will participate in "TIP-A-COP" at Beef O'Brady's to benefit The Special Olympics, Florida on Wednesday, March 25th from 6:00 PM to 9:00 PM.
- The upcoming City Commission meeting schedule is as follows:
 - The March City Commission Meetings will be held on Tuesday, March 10th at 6:30 PM and Tuesday, March 24th at 6:30 PM.

Commissioner Mallozzi made the following announcements:

- Families with children of all ages are encouraged to participate in the food packing project to be held at Cooper City High School
- Support military personnel stationed overseas through www.forgottensoldiers.org
- The Fraud Awareness presentation will be conducted by BSO on March 19th at 7:00 PM at the District 16 office.

5. AGENDA CONCERNS

None.

6. CONSENT AGENDA

A. Minutes

February 10, 2015 – Regular Commission Meeting

B. Resolutions

A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, ACCEPTING AND APPROVING FOR RECORD A BILL OF SALE FOR WATER AND SEWER UTILITIES CONSTRUCTED IN ASSOCIATION WITH MONTERRA COMMUNITY DEVELOPMENT DISTRICT; AND PROVIDING FOR AN EFFECTIVE DATE –
Res. No. 15-2-4

C. Financial Matters

1. Approving the installation of a DuroLast Roofing System using PSI Roofing for the Fire Station re-roofing project.
2. **Previously Removed**
3. Approving a contract with Hinterland Group, Inc. for the repair of sewer lift station #4.
4. Approving a contract with Killebrew, Inc. for the second phase of water main replacements in eastern Cooper City.
5. Approving the disposition of surplus equipment.

MOTION: To approve the Consent Agenda.

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

7. ORDINANCE FOR FIRST READING AND PUBLIC HEARING – ORDINANCE NO. P15-3

City Atty. Wolpin read, "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING THE COOPER CITY CODE OF ORDINANCES BY AMENDING SECTION 21-8 "DEFINITIONS" OF CHAPTER 21, "UNIFIED LAND DEVELOPMENT CODE," TO PROVIDE A DEFINITION OF TATTOO PARLOR; BY AMENDING CHAPTER 23 "ZONING DISTRICTS" TO PROVIDE FOR TATTOO PARLORS, SUBJECT TO CONDITIONAL USE APPROVAL, IN THE B-2, "PLANNED COMMUNITY BUSINESS CENTER DISTRICT," B-3, "GENERAL BUSINESS DISTRICT," PMUD, "PLANNED MIXED-USE DEVELOPMENT DISTRICT," AND PCD, "PLANNED COMMERCIAL DEVELOPMENT DISTRICT"; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE," by title only.

MOTION: To approve Ordinance No. P15-3.

Moved by Commissioner Curran. Seconded by Commissioner Mallozzi.

Mayor Ross opened the public hearing and administered an oath to James Bennet.

James Bennett, 5806 SW 120th Avenue, explained his intentions regarding the opening of a tattoo business in Cooper City.

Matt Wood read the staff report relative to the Amendment of the Unified Land Development Code, including a unanimous recommendation for denial from the Planning & Zoning Board and unanimous recommendation for approval from the Business Advisory Board.

Motion passed 4-1 with Commissioner Green voting no.

8. ORDINANCES FOR FINAL READING AND PUBLIC HEARING

A. ORDINANCE NO. P14-16

City Atty. Wolpin read, "AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA TO ADOPT AN AMENDMENT TO THE WATER SUPPLY FACILITIES WORK PLAN AND TO AMEND THE CITY OF COOPER CITY COMPREHENSIVE PLAN TO STRENGTHEN COORDINATION BETWEEN WATER SUPPLY AND LOCAL LAND USE PLANNING BY AMENDING THE TEXT CONTAINED IN THE INFRASTRUCTURE, CONSERVATION, INTERGOVERNMENTAL COORDINATION AND CAPITAL IMPROVEMENT ELEMENTS; PROVIDING FOR TRANSMITTAL OF CERTIFIED COPIES OF THIS ORDINANCE AND COMPREHENSIVE PLAN TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY AND ALL OTHER UNITS OF LOCAL GOVERNMENT OR GOVERNMENTAL AGENCIES AS REQUIRED UNDER CHAPTER 163, PART II, FLORIDA STATUTES; PROVIDING FOR ADOPTION PURSUANT TO SECTION 163.3184, FLORIDA STATUTES; PROVIDING FOR INCLUSION IN THE CITY OF COOPER CITY COMPREHENSIVE PLAN; PROVIDING FOR REPEAL OF CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE," by title only.

MOTION: To approve Ordinance No. P14-16.

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

B. ORDINANCE NO. P15-1

City Atty. Wolpin read, "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING THE FISCAL YEAR 2015 WATER AND SEWER OPERATING FUND AND WATER AND SEWER CAPITAL IMPROVEMENT FUND; AND PROVIDING FOR AN EFFECTIVE DATE, by title only.

MOTION: To approve Ordinance No. P15-1.

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

C. ORDINANCE NO. P15-2

City Atty. Wolpin read, "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING SECTION 25-102 "MAINTENANCE REQUIRED" OF ARTICLE VII "DRIVEWAYS AND SIDEWALKS" OF CHAPTER 25 "DEVELOPMENT STANDARDS", IN ORDER TO AMEND THE CITY'S REGULATIONS, REGARDING THE MAINTENANCE OF SIDEWALKS WITHIN THE CITY; ESTABLISHING A NEW SECTION 25-105 "ENFORCEMENT AND PENALTY" AUTHORIZING ENFORCEMENT ACTION PURSUANT TO ARTICLE VI "CODE ENFORCEMENT" OF CHAPTER 13 "PUBLIC SAFETY" OF THE CITY CODE FOR ANY VIOLATION OF ARTICLE VII; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE," by title only.

MOTION: To approve Ordinance No. P15-2.

Moved by Commissioner Sims. Seconded by Commissioner Green.

MOTION: To bifurcate the proposed ordinance by Paragraph B and Paragraph C which address separate sidewalk and driveway issues.

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

MOTION: To ensure that residents can “piggy-back” on the City’s sidewalk repair bid to receive the same price as the City for sidewalk repairs and to remove the permit requirement.

Moved by Commissioner Curran. Motion died for lack of a second.

MOTION: To table the Item in its entirety for 60 days and to have item presented in two separate ordinances for final approval.

Moved by Commissioner Mallozzi. Seconded by Commissioner Green. Motion passed 3-2 with Commissioners Curran and Sims dissenting.

9. DISCUSSION AND/OR ACTION

Request to amend the City Commission’s Administrative Procedures and Policies Resolution to provide a two-minute response allowance to audience questions during the Open Public Meeting portion of a Commission Meeting – --
Commissioner Curran

13. OPEN PUBLIC MEETING

Walt Jolliff, 11095 Bismarck Place, opined regarding the Commission/audience participation issue during Citizens’ Concerns.

[9. DISCUSSION AND/OR ACTION – continued]

MOTION: To place Resolution 13-1-6 on the next agenda for potential modification.

Moved by Commissioner Sims. Seconded by Commissioner Green.

No vote was taken on this motion as Atty. Wolpin clarified that Item 9 is on the Agenda for discussion and/or action, therefore motions may be made directly on this subject.

MOTION: To direct the City Manager to require the attendance of all department heads at each Commission Meeting for the purpose of answering questions of Commission members and residents.

Moved by Commissioner Curran. Seconded by Commissioner Sims.

Motion passed 4-1 with Commissioner Green dissenting. City Manager Loucks accepted direction from the Commission to require department heads to be present at Commission meetings.

MOTION: To establish Agenda Item 5-A as Open Public Meeting and Agenda Item 5-B as Agenda Concerns; to allow speakers 3 minutes on each of these Agenda Items to address the Commission with statements and/or questions; to allow each Commission member up to 3 minutes to respond to the speaker or allow the City Manager to respond as applicable; and to require any responses requiring additional research to be completed within 48 hours of the Commission Meeting.

Moved by Commissioner Curran. Seconded by Commissioner Mallozzi.

All aye on roll call vote. Motion passed.

10. POLICE CHIEF’S REPORT

Chief Cates thanked City staff for hosting the retirement luncheon in honor of Records Specialist Anita Frohn and Sergeant Jake Saredy who had served 35 and 40 years, respectively. He reported that District 16 will be participating in the Feeding Children Everywhere project and announced that Sheriff Israel invites the Commission to the Uniting Broward Community Showcase at Markham Park

on Saturday, March 7th from 10:00 AM to 4:00 PM, to commemorate BSO's 100 years of service.

11. FIRE CHIEF'S REPORT

Chief Caruso reported on the following:

- District 28 firefighters moved into their temporary housing on site to allow for demolition and renovation of the living quarters in the station.
- The Senior Life Safety program began on Monday, February 23rd with a slip and fall prevention presentation.
- District 28 will also be participating in the Feeding Children Everywhere project on Thursday.
- District 28 received a 3rd Place Honor for the People's Choice Award in the First Annual Top Firehouse Chef Competition.

12. CITY MANAGER REPORT

City Manager Loucks reported that the direction received as a result of Item 13 would take effect as of the second meeting in March. He announced that the City is implementing a new service which will allow residents to pay their utility bills through online bill pay and reported that the City will be working with the Optimists on a safety review of City-sanctioned sporting events which include Special Event activities.

14. COMMISSIONERS' CONCERNS/REPORTS

Commissioner Curran thanked the Commission for their support and participation with the Items on this Agenda and complimented the overall decorum and cooperation displayed at this meeting. He reported a senior resident has expressed his relief that the City is implementing a bill pay program service and expressed his desire to participate in all event compliance meetings between the City and the Optimists as the Commission liaison.

Commissioner Mallozzi expressed her enthusiasm for the upcoming Feeding Families Everywhere project and the Fraud Awareness presentation.

Commissioner Sims announced that a resident has reported that the broadcast of the City Commission Meeting has severe audio difficulties and another resident is looking for Planning & Zoning Board Minutes on the City's web site. He expressed displeasure with Special Event procedures and Code Enforcement.

Mayor Ross described his attendance at the Florida League of Cities Fast Fly-In in Washington, D.C. as productive and reported on the subjects discussed as they relate to municipalities.

15. ADJOURNMENT

The meeting was adjourned at 9:30 PM.

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.