

**CITY OF COOPER CITY  
CITY COMMISSION MEETING  
DECEMBER 18, 2012**

**1. PLEDGE OF ALLEGIANCE**

Mayor Ross called the meeting to order at 6:00 p.m. and led the assembly in the pledge of allegiance.

**2. ROLL CALL**

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

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

City Manager Loucks announced that Consent Item 6C5 should be removed from the Agenda to allow for additional consideration.

**MOTION:** To remove Item 6C5 and move it to the January 8, 2013 Agenda.

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

**4. ANNOUNCEMENTS/PRESENTATIONS**

Mayor Ross made the following announcements:

- Father/Son Adventure Night will be held in the Community Center on Friday, January 25<sup>th</sup> from 6:30 to 9:00 p.m.
- The "Say 'I do' Again" vow renewal ceremony will take place on February 14<sup>th</sup> at 6:30 p.m.
- The Cooper City Community Cabaret will be held in the Community Center on Friday, February 22<sup>nd</sup> at 6:30 p.m. Audition request forms are available in the Community Center.
- City offices will be closed on Monday, December 24<sup>th</sup> and Tuesday, December 25<sup>th</sup> for Christmas Eve and Christmas Day. Offices will be closed for New Year's Day on Tuesday, January 1<sup>st</sup>.
- The next Commission Meeting will be January 8, 2013 at 6:00 p.m.

Commissioner Mallozzi made the following announcements:

- The Father/Son Adventure Night is a highly recommended event.
- "Light-Up Cooper City was well-done and well-attended.
- Girl Scout Troop #10765 continues to collect household linens for the Humane Society. Contact Collette at 305-970-8284.
- Support military personnel stationed overseas by way of [www.forgottensoldier.org](http://www.forgottensoldier.org)

Commissioner Curran made the following announcements:

- Thanks goes to the City Manager, Chief Hale and Lieutenant Cates for their support and for the police presence at all of the local

schools on Monday morning in response to the recent tragedy at Sandy Hook Elementary School in Connecticut.

Mayor Ross requested a moment of silence in remembrance of long-time City resident Ray Wilson, who recently passed away and for those who lost their lives in Newtown, Connecticut. He explained that a letter of support will be sent to the Mayor of Newtown, Connecticut from the Mayor and Commission of Cooper City. He complimented the police for their additional presence at the schools on Monday.

## **5. AGENDA CONCERNS**

Joel Wein, 11500 S. Open Court, addressed the following subjects:

- City Arborist Jeanette Wofford should be recognized for her enthusiasm in sharing her expertise with the community.
- A fire at the AT&T shed near the Pool & Tennis Center has left unsightly damage that AT&T should be made to clean up.
- He requested the City's support in establishing an Emergency Information Network and developing a Channel 911.

## **6. CONSENT AGENDA**

### **A. Minutes**

1. November 20, 2012 – Commission Meeting and Swearing-in Ceremony
2. November 27, 2012 – Commission Workshop

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

1. Colony Investments Group, Albert Molina, 5250 SW 90 Way, Apartment Rentals
2. Colony Investments Group, Albert Molina, 5271 SW 90 Way, Apartment Rentals
3. Abraha Taddese, 5240 SW 90 Way, Apartment Rentals
4. Marlin Decks & Drives, LLC, Christopher De Franco, 8675 SW 57 Manor, Pressure Cleaning Decks

### **C. Financial Matters**

1. Approval to award Bid 2013-1-PW to The Landscape Company for grounds and landscape maintenance services at various City facilities, parks and roadways
2. Approval to award a contract to Allied Universal Corporation for the purchase of sodium hypochlorite
3. Approval of Task Order #2012-11 to Calvin-Giordano & Associates, Inc. for engineering services associated with the storm drainage improvements to SW 103 Avenue in the vicinity of SW 53 Lane
4. Approval to reduce the Living Word Open Bible Letter of Credit #SM231321 to the one-year 25% maintenance bond
5. Approval of an agreement with Florida Atlantic University to perform the Election Redistricting Project

### **D. Resolutions**

1. Approving the First Amendment to the Agreement with Broward County Property Appraiser's Office to provide fire assessment billing services through January 2017 – **Res. No. 12-12-1.**
2. Designating and appointing members to the Green Advisory Board – **Res. No. 12-12-2**
3. Designating and appointing members to the Business Advisory Board – **Res. No. 12-12-3**
4. Designating and appointing members to the Senior Citizen Advisory Board – **Res. No. 12-12-4**
5. Designating and appointing members to the Planning & Zoning Board – **Res. No. 12-12-5**
6. Designating and appointing members to the Recreation Advisory Board – **Res. No. 12-12-6**
7. Designating and appointing members to the Education Advisory Board – **Res. No. 12-12-7**
8. Approving a Water & Sewer Developer's Agreement for water service for Ronald and Joannie Gunpat, 9720 NW 26 Court – **Res. No. 12-12-8**

**E. Proclamation**

Rick Case Bikes for Kids

**MOTION:** To approve the Consent Agenda with the exception of Item C 5, as it was previously removed.

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

**7. RESOLUTIONS**

Approving the Interlocal Agreement with Broward County for Optional County Services Related to Recycling Programs – **Res. No. 12-12-9**  
 City Atty. Wolpin read, "A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN INTERLOCAL AGREEMENT WITH BROWARD COUNTY FOR OPTIONAL COUNTY SERVICES RELATED TO RECYCLING PROGRAMS; AND PROVIDING FOR AN EFFECTIVE DATE," by title only.

**MOTION:** To approve the Resolution to approve the ILA with Broward County for optional recycling program services.

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

**8. LAND DEVELOPMENT MATTERS**

**First Baptist Church of Southwest Broward, located at 9741 Berechah Drive**

Quasi-Judicial Hearing on First Reading of an Ordinance Rezoning the property from A-1, Agricultural (County) to X-1, Civic District (City) -  
Petition #Z 8-1-11 – **Ord. No. P12-5**

**Mayor Ross opened the Quasi-judicial Hearing.**

City Atty. Wolpin read, "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, APPROVING A REZONING FROM BROWARD COUNTY A-1, AGRICULTURAL ZONING DISTRICT, TO COOPER CITY X-1, CIVIC ZONING DISTRICT, OF THE FOLLOWING LANDS: A PORTION OF TRACT 49 AND 50, SECTION 5, "THE EVERGLADES SUGAR & LAND CO. SUBDIVISION OF SECTIONS 4, 5, 8, 9, 16, 17, 20, 21, 28, 29, 32 AND 33 TWP 51 SO. RANGE 41 EAST" ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 75, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA (NOW CONSTITUTING A PORTION OF BROWARD COUNTY, FLORIDA); PROVIDING FOR A REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR AMENDMENT OF THE CITY'S OFFICIAL ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE," by title only.

**Mayor Ross administered an oath to the following attendees:**

Matt Wood, City Staff

Hope Calhoun for the Applicant

**Ex Parte Disclosure (Non-staff members of the public or the petitioner)**

**Commissioner Curran: Hope Calhoun**

**Commissioner Sims: Hope Calhoun**

**Commissioner Mallozzi: None**

**Mayor Ross: Hope Calhoun**

Matt Wood read an abbreviated version of the staff report relative to the petition, including a staff recommendation for approval of the rezoning request from the A-1 to X-1 District, and a unanimous recommendation for approval from the P&Z Board.

Hope Calhoun presented an explanation of the petition to the Commission.

**With no members of the public wishing to speak on the item, Mayor Ross closed the Quasi-judicial portion of the hearing.**

**MOTION:** To approve the Ordinance rezoning the First Baptist Church of Southwest Broward property from A-1 to X-1.

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

## **9. DISCUSSION, DIRECTION AND/OR APPROVAL**

- A.** Discussion and direction regarding the Interlocal Agreement with Broward County for Solid Waste Disposal Services.  
City Manager Loucks briefed the Commission on the details of the discussions and negotiations regarding the development of this agreement and recommended approval for a period of five years.  
**It was confirmed that the ILA will go before the Commission on the January 8, 2012 Agenda.**
- B.** Discussion and approval to either cancel the February 26, 2013 Commission Meeting or reschedule it to Monday, February 25, 2013 to accommodate the FAST Fly-in to Washington, DC.  
**MOTION:** To approve the request to cancel or reschedule the February 26, 2013 Commission Meeting to February 25, 2013.  
**Moved by Commissioner Mallozzi. Motion died for lack of a second.**
- C.** Discussion and approval to authorize the City Attorney to prepare an ordinance amending Section 24-9 of the Municipal Code of Ordinances by creating a section for a "cost recovery" fee schedule for Planning and Zoning submittals.  
**MOTION:** To approve the request to prepare an ordinance for cost recovery fees.  
**Moved by Commissioner Sims. Seconded by Commissioner Curran. All aye on roll call vote. Motion passed.**

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

Chief Hale commended the dedication of the City to keep School Resource Officers in each Cooper City school, which enhances the community's confidence in the safety of their children while at school. He reported that there will be increased police presence at all shopping and banking areas, schools, sports fields and community gathering locations throughout the holiday season. He advised residents to keep their purchases of expensive items private by not disposing of marked containers in front of their homes during garbage pick-up.

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

Chief Sievers reported on the success of the Santa Program and announced that Rebecca Baker, last year's recipient of the Cooper City High School Firefighter Scholarship which is funded by this program, has completed her EMT training. She will be entering the Fire Academy in January thanks to an additional scholarship she was awarded through the Broward Fire Chief's Association.

## **12. CITY MANAGER REPORT**

City Manager Loucks wished everyone Happy Holidays and expressed the importance time with and appreciation for family.

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

Beverly Shrove, 5057 SW 123<sup>rd</sup> Terrace, expressed that in Flamingo Gardens, Phase VI there are frequently an abundance of garbage carts that are left out and that Code Enforcement is lax in their citing of these violations. She expressed concern that the new recycling bins will add to this problem and suggested that residents be given a choice in the size receptacle they will receive.

Rick Dronsky, 10863 Denver Drive, recommended the use of 96 gallon recycling carts as opposed to the 65 gallon receptacle.

Joel Wein, 11500 S. Open Court, suggested that the City impose an additional tax of 1.5% on the sale of firearms, firearm accessories and ammunition to supplement increased police presence and protection.

City Manager Loucks addressed solid waste disposal and reiterated that a future Agenda Item Request would contain the option for the Commission to choose the size or sizes of the recycling receptacles that will be purchased.

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

Commissioner Mallozzi wished everyone Happy Holidays and complimented the Santa Program. She expressed her disappointment over the Commission's lack of interest in discussing the cancelling or rescheduling of the February 26, 2013 Commission Meeting when she and Mayor Ross will be in Washington D.C. to address the legislature.

Commissioner Sims expressed his support for the suggestion made by Mr. Wein regarding additional tax on firearm sales and on the Emergency Information Network initiative. He expressed that he did not support Commissioner Mallozzi's request to reschedule the Commission Meeting of February 26, 2013. He extended Merry Christmas and Happy New Year wishes to everyone and condolences to the Wilson family.

Commissioner Curran explained that he did not support changing the February 26, 2013 Commission Meeting date because there will be a quorum on that date. He expressed his conviction that the City does not need Commission members to lobby in Washington, D.C. as they have a paid lobbyist for this reason. He asked the City Manager to organize community outreach events at the high school regarding emergency procedures for schools and public facilities during an armed invasion or attack.

Mayor Ross explained that he did not support the motion to change or cancel the February 26, 2013 Commission Meeting because he will not

be here on that date and didn't feel it was his privilege to ask that the Meeting not happen in his absence. He thanked Chief Sievers, the CERT members and the Explorers who assisted in the execution of the Santa Program. He addressed Code Enforcement concerns regarding garbage receptacles in Flamingo and assured Ms. Shrove that violators are cited and frequently appear before the Special Magistrate. He addressed stories in the media that accuse Broward Sheriff's deputies of leaving their posts early and asked Chief Hale to look into those allegations.

## **15. ADJOURNMENT**

**The meeting was adjourned at 7:07 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.