



**CITY OF COOPER CITY
CITY COMMISSION MEETING MINUTES
MAY 26, 2020 at 6:30 PM**

1. PLEDGE OF ALLEGIANCE

Mayor Ross opened the meeting at 6:30 PM and led the assembly in the Pledge of Allegiance. A moment of silence was observed for Bernard Phillips father to Kathryn Sims our City Clerk and Assistant City Manager. Also to recognize all those who gave their lives for our freedoms.

2. ROLL CALL

Present were Commissioners Pulcini, Meltzer, Green, Curran and Mayor Ross.

3. CHANGES TO AGENDA/EMERGENCY MATTERS

None.

4. ANNOUNCEMENTS/PRESENTATIONS

Commissioner Curran advised food distribution at Suellen Fardelmann Sports Complex continues on June 2, 2020 from 9:00 AM to 11:00 AM. Please contact the City for upcoming dates and if you know anyone who needs assistance.

Commissioner Green advised all passive parks are open from sunup to sundown. The City Hall lobby is also open please look to the website to adhere to the social distancing guidelines. The fitness center at the Pool and Tennis center is now open under certain guidelines please call 954-436-7300 for details. The Sports Complexes remained closed and playground equipment is not available at this time. Visit the parks with only members of your family and avoid large group wear face coverings and adhere to social distancing guidelines.

Commissioner Meltzer advised lets join together with residents all across Cooper City to flicker your lights in solidarity for our first responders, healthcare professionals, and essential service providers on Friday June 5, 2020. Flicker your porch lights, home lights, or parked car lights for three minutes, from 8:38 PM to 8:41 PM.

Commissioner Pulcini advised Cooper City holds the number one spot in Census Response rates at 77%. If you need help filling out the Census contact City hall.

Mayor Ross advised 412149008 is the meeting number to join on zoom and explained directions on participating. The City has had 2 very successful blood drives in the City and we want to thank everyone who has donated. Visit Coopercityfl.org, the city's Facebook or call 954-4300 for future dates.

- a. Mayor Ross read a Proclamation for Mental Health Awareness Month.

5. PUBLIC SPEAKING

a. Open Public Meeting

None.

b. Agenda Concerns

None.

6. BOARD AND ADMINISTRATIVE REPORTS

a. Monthly Financial Report – Finance

Finance Director Sherry Walker advised we have received \$1.6 million to date for the FEMA reimbursements for Hurricane Irma. We are expecting an additional \$1.4 million for Hurricane Irma by the end of the fiscal year.

7. POLICE CHIEF'S REPORT

Chief Cates advised we have four vacancies. This past week many businesses have begun opening with restrictions their mission is to protect our community and keep employees safe. BSO has had 106 Covid 19 cases Agency wide with no one in Cooper City testing positive. Emergency Order 20-13 was passed out to every gymnasium and commercial business that met the criteria. The Safer at Home parades have been completed and it was a joy for BSO to be able to participate. He also thanked the community for donating food. Shop for Seniors will continue until the end of June. On June 2, 2020, BSO will be present at Feeding South Florida. He thanked all staff who help with this great event. On June 6, 2020, a parade event will be held for the Cooper City High School Seniors.

8. FIRE CHIEF'S REPORT

Chief Caruso advised the Safer at Home parades have ceased with the total coming in close to 80. The fire station still remains closed to the public. The agency has entered into its Phase One return to normal operations. Chief also reminded all residents to not hesitate to call 911 if your suffering from chest pains or are showing signs of a stroke. The hospitals are ready to care for all patients.

9. CONSENT AGENDA

a. Minutes

1. Regular City Commission Meeting Minutes of May 12, 2020

MOTION: To approve Consent Agenda. **Moved by Commissioner Curran. Seconded by Commissioner Pulcini. All aye on roll call vote. Motion passed.**

10. REGULAR AGENDA

a. Motion to approve ownership of water system to service Primrose Cooper City – **Utilities**

MOTION: To approve ownership of water system to service Primrose Cooper City. **Moved by Commissioner Green. Seconded by Commissioner Curran. All aye on roll call vote. Motion passed.**

b. Motion to approve ownership of the water system to service the Lewin property in Southwest Ranches– **Utilities**

MOTION: To approve ownership of the water system to service the Lewin property in Southwest Ranches. **Moved by Commissioner Curran. Seconded by Commissioner Meltzer. All aye on roll call vote. Motion passed.**

11. ORDINANCES ON SECOND READING (PUBLIC HEARING)

a. Ordinance 20-5-1 – Growth Management

City Attorney Horowitz read "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING THE CITY'S CODE OF ORDINANCES BY AMENDING CHAPTER 25, ENTITLED "DEVELOPMENT STANDARDS," BY AMENDING ARTICLE I ENTITLED "OFF-STREET PARKING AND LOADING," BY AMENDING SECTION 25-5 ENTITLED "DESIGN OF OFF-STREET PARKING," BY AMENDING SECTION 25-5(e), ENTITLED "PARKING FACILITIES FOR RESIDENTIAL USES," BY AMENDING SECTION 25-5(e)(1), ENTITLED "SINGLE FAMILY, TOWNHOUSE AND DUPLEX," TO PROVIDE FOR ADMINISTRATIVE APPROVAL OF GARAGE AND CARPORT ENCLOSURES FOR SINGLE-FAMILY DWELLINGS; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE" by title.

Mayor Ross opened the public hearing with no one wishing to speak.

Mayor Ross closed the public hearing.

MOTION: To approve Ordinance 20-5-1. **Moved by Commissioner Pulcini. Seconded by Commissioner Green. All aye on roll call vote. Motion passed.**

b. Ordinance 20-5-2 – Administration/Charter Review Board

City Attorney Horowitz read "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, SUBMITTING TO REFERENDUM AN AMENDMENT TO THE CHARTER OF THE

CITY OF COOPER CITY AT ARTICLE VII, ENTITLED "CHARTER AMENDMENTS;" AND IN PARTICULAR AMENDING SECTION 7.02 ENTITLED "CHARTER REVIEW BOARD;" PROVIDING FOR THE CITY'S CHARTER REVIEW BOARD TO MEET EVERY SIX (6) YEARS; ESTABLISHING A PROCESS TO FILL VACANCIES ON THE CHARTER REVIEW BOARD; PROVIDING THAT THIS ORDINANCE, WHEN ADOPTED, SHALL BE SUBMITTED TO THE QUALIFIED ELECTORS OF THE CITY OF COOPER CITY, ON THE NOVEMBER 3, 2020 GENERAL ELECTION BALLOT AND IT SHALL BECOME EFFECTIVE AS PROVIDED BY LAW; PROVIDING FOR THE ADVERTISING OF THE REFERENDUM ELECTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE" by title.

Mayor Ross opened the public hearing with no one wishing to speak.

Mayor Ross closed the public hearing.

MOTION: To approve Ordinance 20-5-2. **Moved by Commissioner Meltzer. Seconded by Commissioner Curran. All aye on roll call vote. Motion passed.**

12. CITY MANAGER REPORT

City Manager Napoli advised we have four projects up for review with the MPO they had a meeting schedule last Friday but had some technical difficulties. The next meeting will be held on June 4, 2020. Stirling road is one of the projects listed for design and the resurfacing would be the City's responsibility. City Lobbies were opened today and he thanked the public for abiding by the restrictions. There is only one other City that is open currently and that is Parkland all other cities in the County remain closed. One service not open currently is Passports if anyone does have an emergency please call the US Department of State. The Pool and Tennis fitness center is open. The pool remains closed. Summer camp openings have not been determined yet. The School Board formally indicated we could not use their facilities so if we do hold camp it will be on a reduced basis. We are waiting to make that decision to obtain all information. Dog Parks are also back open. Business openings may experience issues with deciphering between what the Governor is allowing and what the County is allowing. Massage parlors currently are not allowed open. Spas can open if they are not giving massages and if they do they can only be for health care reasons. The City has up and functioning since the start of the pandemic. Staff has worked on site or remotely. Staff currently is 100% working just as they have been the entire period. Over this period we have conducted over 950 inspections and have processed 256 permits out of 358 that have been applied for. We have done 731 plan reviews. The Recreation Department has done significant outreach to the elderly and venerable community with over 1600 individual engagements with members of the venerable population. There has been over 250 deliveries and over 71 virtual educational and instructional videos. There has been four food drives and we were the first City as a City to do a food drive. Payments have been able to be made online or threw the drop box with 22,000 payments being processed. There has been 831 invoices, 39 purchase orders and 4 solicitations for bids. We will continue to enforce social

distancing in our lobbies and he thanked residents for abiding by the regulations.

Commissioner Meltzer thanked the City Manager for a job well done. Commissioner Meltzer advised he spoke to an individual from Message Envy today who is concerned. Chiropractors are open and they provide massages as well as physical therapy offices. With restrictions could these businesses open.

City Manager Napoli said this is county issue.

City Attorney Horowitz said under the County's Executive Order 20-12 it requires massage parlors to remain closed. It allows spas to open. The definition of a massage parlor is undefined. The order does allow the health care facilities that provide massages performed by a licensed massage therapist for medical reasons to operate. The Governor's order that is broader allows massage parlors to open. Any licensed health care practitioner to provide services pursuant to their license. The definition of healthcare practitioner under the state order allows for license massage therapists. We have very limited control at the local level.

Commissioner Meltzer recommends all to contact our County Commissioner.

Mayor Ross said he thinks this is a feeble attempt by the County to close some massage parlors. We need to let the county know they do not know what is best for the residents we do as a local body. Contact Steve Gellar and Mayor Dale Holness.

Commissioner Curran said if Message Envy's therapists are all licensed, they should be able to open.

City Attorney Horowitz advised under the County's order it does allow the health care facilities that provide massages performed by a licensed massage therapist for medical reasons to operate.

Commissioner Curran asked if this can be placed on the next agenda.

City Attorney Horowitz advised this is a legal issue between the state and county order. If the City wants to take a position under the Governors order then it is up to the County to enforce.

Commissioner Curran said Message Envy also offers other services that are allowed. Most patients are there for medical issues. He believes its time for them to open.

Mayor Ross asked if this is a fight we want to have with the County. He spoke about the gym to Commissioner Geller for 30 minutes. There was not one study brought at the Commission meeting to back up the gym requirements. Commissioner Curran said he wants to address the issue now.

Mayor Ross said that we all need to take the opportunity to talk to the County Commissioners not just Commissioner Geller and the Mayor.

City Attorney Horowitz said when the County issued its last Emergency Order in conjunction with that they put out some frequently asked questions that says massages may not be performed other than by licensed therapists for medical reasons in compliance with the Governors Order. For purposes of order 20-12 medically necessary means needed to diagnose or treat an illness injury condition disease or symptom or any of the foregoing. The City can suggest they may be permitted to open under the state order, any parlor would do so at their own risk because the County's order has a different set of regulations.

Mayor Ross said it is our job to be a voice and contact all Commissioners. We can add the item to the agenda and remove it if we are successful within the next 2 weeks.

Commissioner Green asked if the County has a mechanism in place to determine that services are medically necessary.

City Attorney Horowitz said he has not seen a specific process.

Commissioner Green said they have an executive order that cannot be monitored to determine who is licensed and who is not. He believes they have not done their due diligence with protocol.

Mayor Ross agrees and the County has a deficiency on process for criteria. He said Massage Envy has our support so we need to contact out county commissioners.

Commissioner Green asked if we placed an item on the agenda can we present that to the County showing their lack of process.

Mayor Ross has no difficulties writing a letter.

Commissioner Green asked when the pool might open at the Pool and Tennis Center.

City Manager Napoli said the City is working on opening the pool.

Mayor Ross asked if the MPO passes our projects what is the time frame.

City Manager Napoli said this step is for design so one year after approval.

13. CITY ATTORNEY REPORT

None.

14. ITEMS TO BE PLACED ON NEXT AGENDA

15. COMMISSIONERS' CONCERNS/REPORTS

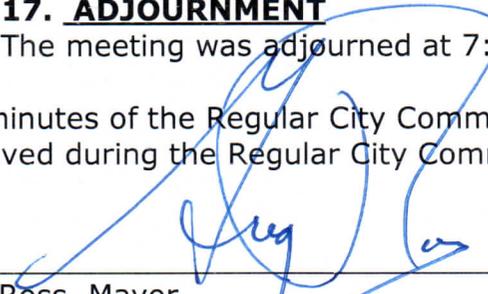
Commissioner Green said he was contacted by the Family Success Administration Division and Ms. Natalie Beasley to advise there are SHIP funds available to Cooper City residents who have been impacted by COVID-9. If you have difficulties, paying your rent, HOA fees or utilities fees you can contact the Family Success Administration Division and see if you meet the requirements.

16. ADDITIONAL PUBLIC COMMENTS (2 MINUTES)

17. ADJOURNMENT

The meeting was adjourned at 7:20 PM.

The minutes of the Regular City Commission Meeting of May 26, 2020 were approved during the Regular City Commission Meeting of June 9, 2020.



Greg Ross, Mayor



Kathryn Sims, City Clerk