

**CITY OF COOPER CITY  
CITY COMMISSION MEETING  
MAY 24, 2011**

**1. PLEDGE OF ALLEGIANCE**

Mayor Eisinger opened the meeting at 4:06 P.M. and led the assembly in the Pledge of Allegiance.

**2. ROLL CALL**

Present were Commissioners Green, Curran and Mallozzi and Mayor Eisinger.

Mayor Eisinger recognized the presence Colonel Tim Gillette and Major Larry Rogers in the audience.

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

**Consensus was reached to allow Mayor Eisinger to present the Broward League of Cities draft version of the ethics ordinance after the Announcements/Presentations portion of the meeting.**

**4. ANNOUNCEMENTS/PRESENTATIONS**

Mayor Eisinger made the following announcements:

- A "School's Out" Pool Party will be held on Saturday, June 11<sup>th</sup> from 2:00 p.m. to 5:00 p.m. at the Pool & Tennis Center.
- The Annual Touch -A- Truck event will be held on Saturday, June 18<sup>th</sup> from 9:00 a.m. until noon at the Cooper City Sports Complex.
- The Pool & Tennis Center will host a Father's Day special event on June 19<sup>th</sup>. Dad's swim free.
- The Broward County Property Appraiser's Office will host a community outreach event at the Community Center on Tuesday, June 21<sup>st</sup> from 10:30 a.m. to 11:30 a.m.
- The next City Commission Meeting will be held on Tuesday, June 21<sup>st</sup> at 6:00 p.m.
- The City Commission summer schedule is as follows:

Tuesday, July 19 <sup>th</sup> at 6:00 p.m.	Commission Meeting
Monday, July 25 <sup>th</sup> at 6:00 p.m.	Budget Workshop
Tuesday, July 26 <sup>th</sup> at 6:00 p.m.	Budget Workshop
Thursday, July 28 <sup>th</sup> at 6:00 p.m.	Special Budget Meeting
Tuesday, August 16 <sup>th</sup> at 6:00 p.m.	Commission Meeting

Commissioner Curran announced that basketball season opened last week, and advised that drivers beware of children chasing balls in the street.

Commissioner Mallozzi complimented the "Tour-de-Cooper" event and the Optimist's sports celebration. She further announced that on May 25<sup>th</sup> at

4:30 p.m. the Commission would be recognizing retiring teachers from local schools.

Commissioner Sims was counted present at 4:13 p.m.

Marvin Stoner was presented with a Proclamation in appreciation for his distinguished service to Cooper City and recognizing his promotion to District Chief of the City of Parkland.

Mayor Eisinger welcomed Lieutenant Robert Cates back to BSO District 16/Cooper City as he will replace Chief Stoner upon his departure.

At this time Mayor Eisinger gave the background on the development of the draft ethics ordinance and presented its contents to the Commission. She explained that each City is asked to reach consensus to support the draft ordinance.

**Roll Call on Consensus Vote**

Commissioner Green:	Yes
Commissioner Curran:	Yes
Commissioner Sims:	No
Commissioner Mallozzi:	Yes
Mayor Eisinger:	Yes

**Majority consensus was reached to support the continued development of the draft ordinance with Commissioner Sims dissenting.**

**5. AGENDA CONCERNS**

Gladys Wilson, 5155 SW 90<sup>th</sup> Avenue, addressed Item 8 and questioned the number of EMS trucks the City has in operation at this time.

**6. CONSENT AGENDA**

**A. Minutes**

May 10, 2011 – Regular Meeting

**B. Proclamations**

1. Florida Building Safety Month
2. Arbor Day
3. Marvin Stoner

**C. Home Local Business Tax Receipts**

1. Nutrifixrx, LLC, Gecarri N. Freeman, 4125 Tree Tops Road, Fitness
2. Olive and Oregano Catering, Myron P. Nelson, 9221 SW 54 Place, Chef for Hire

**D. Resolutions**

1. Authorizing the Mayor and City Clerk to Execute the 2011 Amendment to the Interlocal Agreement with Broward County for Local Option Gas Tax, Additional Local Option Gas Tax, and the Fifth Cent Additional Local Option Gas Tax – **Res. No. 11-5-4**

2. Approving a One-Year Extension to the Joint Participation Agreement with Broward County for Household Hazardous Waste Collection – **Res. No. 11-5-5**
3. Authorizing the Mayor and City Clerk to Execute a Maintenance Agreement with Central Broward Water Control District for the Water Storage Tank at 2650 Pine Island Road – **Res. No. 11-5-6**

**E. Financial Matters**

1. Authorizing the Renewal of Health Insurance Benefits with the current carriers.
2. Authorizing the Extension of the Contract with Grau and Associates for Auditing Services.
3. Authorizing the Extension of the Chain Link Fencing Contract to T & M Lawn-Fence Service.
4. Approval for the purchase and installation of exercise equipment in Ellie Kozak and Tamarind Parks.

**MOTION:** To approve the Consent Agenda.

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

**7. LAND DEVELOPMENT MATTERS**

**The Ranches at Cooper City – Located at 5051 Southwest 106 Avenue.**

- A. Final Reading and Public Hearing of an Ordinance Rezoning from A-1 (County Agricultural District) to Cooper City R-1-B (Residential Single Family) Petition #Z 1-1-11 – Ord. No. P11-4**

**Mayor Eisinger opened the quasi-judicial hearing.**

City Atty. Wolpin read, "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, REZONING FROM BROWARD COUNTY A-1, AGRICULTURAL ZONING DISTRICT TO COOPER CITY R-1-B, RESIDENTIAL SINGLE FAMILY ZONING DISTRICT, THE FOLLOWING LANDS; LOTS 1 THROUGH 11, INCLUSIVE, OF ESTELA ESTATES SUBDIVISION, AS RECORDED PLAT BOOK 173, AT PAGE 34 AND 35, OF THE PUBLIC RECORDS 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 and advised that the oath administered by the Mayor to participants in these hearings will apply to Items 7A and 7C.

**EX-PARTE' DISCLOSURE – ITEMS 7A and 7C**

None

**Mayor Eisinger administered an oath to the following participants.**

Mike Bailey

City Staff

Matt Wood	City Staff
Julian Bryan	Planning Consultant and Agent for the owner
Warner Vonn	Winningham & Fradley, Engineer for the Developer
Jonathan Keith	Centerline Homes
Toby Perkins	United Ranches resident

Matt Wood read a summary of the report relevant to the petition including recommendations for approval by staff and the Planning & Zoning Board.

Toby Perkins, 5220 SW 109<sup>th</sup> Avenue, Davie, testified that the development of this property at a higher density would destroy the rural lifestyle for the neighboring areas.

Participants responded to questions of the Commission.

**Mayor Eisinger closed the quasi-judicial hearing for Item 7A to begin Commission deliberation.**

**MOTION:** To approve the Ordinance Rezoning from Broward County A-1 District to Cooper City R-1-B District.

**Moved by Commissioner Mallozzi, seconded by Commissioner Green. All aye on roll call vote.**

**Motion passed.**

**B. Abandonment Petition #AB 2-1-11 – Res. No. 11-5-7**

City Atty. Wolpin read, "A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, PROVIDING FOR THE ABANDONMENT OF A PORTION OF THE DRAINAGE EASEMENT BETWEEN PLATTED LOTS 5 AND 6 WITHIN THE PROPOSED SUBDIVISION OF THE RANCHES AT COOPER CITY ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 173, AT PAGE 35 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE," by title only.

Matt Wood read the staff report relevant to the petition including recommendations for approval from DRC and the Planning & Zoning Board.

**MOTION:** To approve the Resolution granting the Abandonment Petition, pursuant to the stipulations contained in the staff report.

**Moved by Commissioner Sims, seconded by Commissioner Mallozzi. All aye on roll call vote. Motion passed.**

**C. Quasi-Judicial Hearing for Site Plan Amendment Petition #SPA 1-1-11 and Plat Amendment Petition #PA1-1-11 — Res. No. 11-5-8**

**Mayor Eisinger opened the quasi-judicial hearing for this item.**

City Atty. Wolpin read, "A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, ISSUING DEVELOPMENT ORDER NO. 11-7R TO THE RANCHES AT COOPER CITY, SUBJECT TO THE STIPLUTIONS CONTAINED WITHIN THE STAFF REPORT; AND PROVIDING FOR AN EFFECTIVE DATE," by title only.

Matt Wood read an abbreviated version of the staff report relevant to this item including recommendations for approval from the DRC and the Planning & Zoning Board.

Jonathan Keith of Centerline Homes made a presentation to the Commission and answered questions regarding the Site Plan Amendment Petition.

**Mayor Eisinger closed the quasi-judicial hearing for Item 7C to begin Commission deliberation.**

**MOTION:** To approve the Resolution granting Development Order No. 11-7R to The Ranches, pursuant to the stipulations contained in the staff report.

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

**Motion passed.**

**8. DISCUSSION AND DIRECTION REGARDING FIRE RESCUE AUTOMATIC AID AGREEMENTS**

Commissioner Sims questioned the billing procedures of the City for rescue services and the impact that the loss of automatic aid agreements would have on the level of service provided by BSO to Cooper City. He requested additional information on the number of rescues in Cooper City over the last five years that were responded to by Davie.

City Manager Loucks clarified the differences between automatic aid and mutual aid for fire/rescue apparatus. He further indicated that the need for outside response had diminished since the City contracted with BSO as they have additional resources. He also explained that charges for ambulance service are customarily billed to insurance companies, which average approximately \$400,000.00 per year and addressed the question of whether there is a need for an additional rescue vehicle within the City.

Chief Sievers clarified that the City's fire/rescue station currently houses one transport unit and three fully-equipped advanced life-support apparatus

which are all used for EMS calls. He further offered comparisons of some of the local transport fees charged by neighboring communities.

Commissioner Curran requested that staff investigate a cost-sharing partnership to be developed with a neighboring community adjacent to the east side of Cooper City.

Commissioner Mallozzi clarified that the Fire Assessment does not include rescue which is billed per incident to the patient and asked if the City staff would pursue negotiations with the Town of Davie for Automatic Aid.

Mayor Eisinger introduced the concept of regionalization as it is currently being discussed in several cities throughout the county as well as within the Broward League of Cities.

**Consensus was reached to further address this subject in a workshop to be scheduled by staff.**

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

Chief Hale thanked the Commission for honoring Chief Stoner and introduced Lieutenant Cates and summarized his experience with the City and in law enforcement. He further reported on the successful apprehension of two burglary suspects.

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

Chief Sievers congratulated Mayor Eisinger on her appointment as President of the Broward League of Cities and complimented her installation ceremony. He further reported that Driver/Engineer Tony Greco completed the CPR and AED training courses for 93 City employees.

#### **11. CITY MANAGER REPORT**

City Manager Loucks reported that engineering firms will be estimating the cost of erecting a wall as requested by Mr. McKennan and his neighbors who asked that the City build a wall adjacent to his community in lieu of the ficus hedge which was removed. A recommendation will be made by staff once the cost and all safety considerations are vetted.

#### **12. OPEN PUBLIC MEETING**

Gladys Wilson, 5155 SW 90<sup>th</sup> Avenue, commented on the Senior Advisory Board, the duties of the Mayor and the allotted public speaking segments of Commission Meetings.

Ed Wooley, 11038 Nashville Drive, explained that his City tax assessments increased to a greater degree than any other taxing authority to which he pays taxes and asked that the Commission reduce assessments in the upcoming budget.

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

Commissioner Mallozzi advised swimming pool safety and awareness for the upcoming summer months.

Commissioner Curran advised that many teachers and school staff would soon be laid off from the Broward County School system due to budgetary constraints. He further acknowledged the agreement reached between the City and the School Board to allow the use of local school gyms for local sports leagues and the participation of the "Red Boundary Committee" at School Board boundary meetings. He closed by reiterating Commissioner Mallozzi's sentiments regarding swimming pool safety.

Commissioner Green expressed his eagerness to get to work on the upcoming budget deliberations and welcomed public input.

Commissioner Sims suggested the possibility of implementing a moratorium on the enforcement of garage sale signage. He additionally suggested that each Commission member be prepared to decide which City services they are willing to eliminate in order to meet budget shortfalls and the implementation of a Financial Review Board.

Mayor Eisinger expressed her desire to appoint any interested person to the Senior Advisory Board, summarized her City activities over the past week and explained the operation of the Broward League of Cities as it relates to the municipalities. She briefly described the mission of the Ethics Ordinance and some of the conflicts between City Charters and the Broward County Ethics Code that led to the need for the Broward League of Cities to draft its own ordinance.

### **14. ADJOURNMENT**

Mayor Eisinger adjourned the meeting at 6:00 p.m.