

**CITY OF COOPER CITY
CITY COMMISSION MEETING
JANUARY 10, 2012**

1. PLEDGE OF ALLEGIANCE

Mayor Eisinger 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 Green, Curran, Sims, Mallozzi and Mayor Eisinger.

3. CHANGES TO AGENDA/EMERGENCY MATTERS

City Manager Loucks announced that there will be an additional presentation relative to the Police/Fire Pension and Disability Presumption Reforms.

4. ANNOUNCEMENTS/PRESENTATIONS

Mayor Eisinger made the following announcements:

- Cooper City High School was given an "A" School Rating.
- The 2012 Legislative Session began today.
- The Father/Son Island Adventure Night will be held on Friday, January 27th from 6:30 to 9:00 p.m. in the Community Center.
- Broward Sheriff's Cooper City District Office will host an AARP Driver Safety Class at the on Monday, January 23rd from 9:00 to 3:00 p.m. Contact Linda Victor at (954)441-8330.
- The upcoming Commission Meeting Schedule will be as follows:
 - Thursday, January 12th – Commission Workshop
 - Tuesday, January 24th – Commission Meeting
- City Hall will be closed on Monday, January 16th in observance of Martin Luther King, Jr. Day.

Commissioner Mallozzi made the following announcements:

- Girl Scout Troop #10765 is collecting items for the Humane Society of Broward County. Please contact Collette at (305)970-8284
- Please visit www.forgottensoldiers.org and send a letter or package to a soldier.

Commissioner Sims made the following announcement:

- Reiterated that City Hall will be closed on Monday, January 16th.

Presentation by Broward League of Cities President/Mayor Eisinger

Mayor Eisinger provided a brief update on Broward League of Cities Initiatives.

Presentation on Police/Fire Pension and Disability Presumption Reforms.

Apopka City Commissioner Kathy Till spoke on behalf of the Florida League of Cities regarding Municipal Pension Reform.

5. AGENDA CONCERNS

Gladys Wilson, 5155 SW 90th Avenue, commented regarding senior services.

6. CONSENT AGENDA

A. Minutes

December 13, 2011 – Regular Commission Meeting

B. Home Local Business Tax Receipts

Neilsito & Inguita Fashion, LLC, Kao Chin Lee, 4871 NW 103 Avenue, Online Retail

C. Resolutions

1. Approving the Agreement with the Broward County Property Appraiser's Office for Non-Ad Valorem Assessments - **Res. No. 12-1-1**
2. Supporting the Police/Fire Pension and Disability Presumption Reforms – **Res. No. 12-1-2**

D. Financial Matters

Approval to the reduction of the Performance Bond for Wal-Mart Store No. 1845 Expansion to 25% Maintenance Bonds.

E. Workshop Schedule

Approval to schedule a Commission Workshop on Thursday, February 9, 2012 at 5:00 p.m. to discuss Speed Humps/Guard Rail/Wall policies.

MOTION: To approve the balance of the Consent Agenda with the exception of Item 6C1 and 6C2.

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

Item 6C1

Approving the Agreement with the Broward County Property Appraiser's Office for Non-Ad Valorem Assessments - **Res. No. 12-1-1**

City Atty. Wolpin read, "RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE BROWARD COUNTY PROPERTY APPRAISER'S OFFICE FOR CREATING AND MAINTAINING A NON-AD VALOREM TAX ROLL FOR FIRE ASSESSMENT SERVICES; PROVIDING FOR AN EFFECTIVE DATE," by title only.

MOTION: To approve the resolution creating and maintaining a Non-Ad Valorem Tax roll - **Res. No. 12-1-1**

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

Item 6C2

Supporting the Police/Fire Pension and Disability Presumption Reforms

Res. No. 12-1-2

City Atty. Wolpin read, "RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, SUPPORTING POLICE OFFICER AND FIREFIGHTER DISABILITY PRESUMPTION REFORMS TO MAKE PENSION PLANS AND WORKERS COMPENSATION BENEFITS SUSTAINABLE FOR CURRENT AND FUTURE POLICE AND FIREFIGHTERS," by title only.

MOTION: To approve the resolution Supporting the Police/Fire Pension and Disability Presumption Reforms.

Moved by Commissioner Sims. Seconded by Commissioner Green.

MOTION: To table the resolution at this time.

Moved by Commissioner Mallozzi. Seconded by Commissioner Green.

Roll Call Vote

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

Motion failed.

Roll call vote to approve the resolution:

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

Motion failed.

7. ORDINANCE FOR FINAL READING AND PUBLIC HEARING

Amending Section 21-8 and Article II of Chapter 25 of the Municipal Code of Ordinances relating to the regulations of temporary and permanent signs – Ord. No. P11-19

City Atty. Wolpin read, "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 21 'UNIFIED LAND DEVELOPMENT CODE' AT SECTION 21-8 'DEFINITIONS' CONCERNING DEFINITIONS OF TEMPORARY AND PERMANENT SIGNS; AMENDING ARTICLE II 'SIGNS' OF CHAPTER 25 'DEVELOPMENT STANDARDS' TO AMEND REGULATIONS OF TEMPORARY AND PERMANENT SIGNS; PROVIDING FOR SEVERABILITY, PROVIDING FOR INCLUSION IN THE CODE, PROVIDING FOR PENALTY, AND PROVIDING FOR AN EFFECTIVE DATE," by title only.

Mayor Eisinger invited any interested parties to speak. Seeing none, she closed the public hearing.

MOTION: To approve the Ordinance amending Chapters 21 and 25 of the Municipal Code of Ordinances.

Moved by Commissioner Curran, seconded by Commissioner Green. Motion passed 4-1 with Commissioner Sims dissenting.

8. LAND DEVELOPMENT MATTERS

Regions Bank, located at 4725 S. Flamingo Road – Petition for Sign Waiver #SW 11-1-11

Mayor Eisinger opened the quasi-judicial hearing.

EX-PARTE' DISCLOSURE

Commissioner Curran Craig McDonald

Mayor Eisinger administered an oath to the following participants.

Matt Wood City staff

Craig McDonald Applicant

Matt Wood read the staff report relative to the petition, including recommendation for approval from the Business Advisory Board and the Planning & Zoning Board.

Mr. McDonald presented his request to the Commission.

Mayor Eisinger closed the public hearing.

MOTION: To approve Sign Waiver Petition #SW 11-1-11 to Regions Bank, pursuant to the stipulations contained in the staff report.

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

9. HOME LOCAL BUSINESS TAX RECEIPT

Florida Homestead Services, LLC, John Sims, 8708 SW 55 St, CAM Firm, Property Management and Consulting on Tax Issues.

MOTION: To approve the issuance of the Local Business Tax Receipt for Florida Homestead Services, LLC.

Moved by Commissioner Mallozzi. Seconded by Commissioner Green. Commissioner Sims recused himself from participating on this item. All aye on roll call vote. Motion passed.

10. POLICE CHIEF'S REPORT

Chief Hale reported that deployment in the retail areas during the holiday shopping season was successful in curtailing robberies. He additionally reported on traffic incidents. He provided an update on the

status of the Seniors Vs. Crime Program and regarding home burglary arrests.

11. FIRE CHIEF'S REPORT

Chief Sievers reported that he will attend a FEMA Workshop on January 31st with Greg Ross entitled "Implementing Youth Preparedness in your Community," the intent of which is to familiarize community youth with emergency preparedness as a step toward CERT recruitment. He commended Captain Robert Reed and his crew for a good deed they did for a family who lost their kitchen in a fire.

12. CITY MANAGER REPORT

City Manager Loucks announced that there is a scheduling conflict in the month of February with two (2) Commission Meetings and a Workshop. **Unanimous consensus was reached to cancel the Commission Meeting previously scheduled for February 14th.**

Mr. Loucks provided a status update on the City Hall landscaping and aesthetic improvements.

13. OPEN PUBLIC MEETING

Gladys Wilson, 5155 SW 90th Avenue, commented regarding the structure and content of the Commission Meeting as well as the sign ordinance.

14. COMMISSIONERS' CONCERNS/REPORTS

Commissioner Curran commented regarding code enforcement in specific commercial business districts, specifically regarding pick-up and delivery restrictions. He commended the Public Works Department regarding the maintenance of the sports fields and thanked the Mayor for the BLOC presentation. He complimented the cooperation between the Police and Fire Departments and congratulated Cooper City High School for their A rating and Commissioner Sims on his new business venture.

Commissioner Green commended Utilities Director Mike Bailey for his department's diligence and hard work. He complimented Chief Hale and Chief Sievers, thanked Mayor Eisinger for her participation in the community at large and addressed derogatory public comments from audience members regarding the Commission and Commission Meeting content.

Commissioner Sims asked about emergency community contact in the form of emails. He commented regarding code restrictions in commercial business districts, sign codes and specific sign permits. He commended BSO for their communication with the citizenry. He addressed the use of the sports complexes by the Optimists and residents and charges billed by BSO for emergency transport.

Commissioner Mallozzi thanked Sergeant Mike Coleman for the courtesy and professionalism he demonstrated while meeting with a local family following the death of their son. She additionally commended the Fire personnel who responded to the incident. She expressed her appreciation to Mayor Eisinger for making the BLOC presentation and for all of her efforts in reaching beyond the City on behalf of the City.

Mayor Eisinger announced that there is a vacancy on the Fire Pension Fund Board of Trustees. She complimented the dedication, commitment and professionalism of all of City Staff. She commented regarding the need for pension reform and asked Commission members to look further into a potential resolution in support of the efforts of the Florida League of Cities.

15. ADJOURNMENT

Mayor Eisinger adjourned the meeting at 7:44 p.m.