

**CITY OF COOPER CITY  
CITY COMMISSION MEETING  
JULY 16, 2013**

**1. PLEDGE OF ALLEGIANCE**

Mayor Ross called the meeting to order at 6:30 p.m. and led the assembly in the Pledge of Allegiance.

**2. ROLL CALL**

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

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

City Manager Loucks updated the Commission on the status of Franklin Charter School and announced that Item 4B would be removed from the Agenda as the representative of the school previously met with the Director of Growth Management, the Building Official and the City Manager to outline their progress.

**4. ANNOUNCEMENTS/PRESENTATIONS**

Mayor Ross made the following announcements:

- On Friday, July 19<sup>th</sup> from 5:30 – 9:30 p.m. Food trucks will be located at the Cooper City Sports Complex for everyone's enjoyment.
- The next regular City Commission Meeting will be as follows:
  - Wednesday, July 17<sup>th</sup> at 6:30 p.m. - Budget Workshop
  - Thursday, July 18<sup>th</sup> at 6:30 p.m. - Budget Workshop (tentative)
  - Thursday, July 23<sup>rd</sup>, at 6:30 p.m. - Commission/BAB Workshop
  - Monday, July 29<sup>th</sup> at 6:30 p.m. - Special (Budget Items)
  - Tuesday, August 20<sup>th</sup> at 6:30 p.m. - Regular

Commissioner Mallozzi made the following announcements:

- Girl Scout Troop #10765 continues to collect household linens and bedding materials for the Humane Society of Broward County. Contact Collette at 305-970-8284.
  - Support military personnel stationed overseas through [www.forgottensoldier.org](http://www.forgottensoldier.org)
  - Parents please exercise caution and be mindful that there are many "on-line predators" when allowing your children to work and play on the internet.
- A.** Presentation of Florida Water Professionals Week to Ms. Renee Moticker, Director of Florida Water & Pollution Control Operators Association

The Mayor and Commission presented the proclamation proclaiming the week of August 12 – 16, 2013 as “Water Professional Week” to Ms. Renee Moticker, Director of Florida Water & Pollution Control Operators Association.

- B.** Debby Orshefsky, Esq. – Status of Franklin Charter School –  
**This presentation was canceled.**

## **5. AGENDA CONCERNS**

None.

## **6. CONSENT AGENDA**

### **A. Minutes**

1. June 18, 2013 – Regular Meeting
2. June 25, 2013 – Special Meeting

### **B. Proclamation**

Florida Water Professionals Week

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

1. ACG Tools, LLC, d/b/a Cornwell Tools, Alexander Griss, 12159 SW 52 Ct., Mobile Tool Sales
2. Mitchell E. Jacobs, PA, 11931 SW 52 St., Attorney
3. Just Get Away Vacations, Wayne Williams, 3215 E. Quayside Dr., Online Travel/Tour

### **D. Financial Matters**

1. Approval to award a contract to Shrieve Chemical Company for the purchase of Sulfuric Acid
2. Approval to award RFP 2013-2, Medical Insurance and Prescription Drug Coverage to United Healthcare/Florida Municipal Insurance Trust
3. Approval to enter into an Agreement with RedZone Robotics for development of a sanitary sewer inventory and condition assessment and computerized asset management system

### **E. Resolution**

Approving a Water & Sewer Developer’s Agreement with Franklin Academy Flamingo – **Res. No. 13-7-1**

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

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

## **7. RESOLUTION**

- A.** Approving a resolution amending the lease rates for the municipal parking facilities – **Res. No. 13-7-2**

City Atty. Wolpin read, “A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, AMENDING RESOLUTION NO. 03-2-3, WHICH REVISED THE LEASE, LEASE RATES AND RULES AND REGULATIONS FOR THE MUNICIPAL PARKING

FACILITIES; AND PROVIDING FOR AN EFFECTIVE DATE, "by title only.

**MOTION:** To approve the Resolution amending the lease rates.

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

- B.** Approving a resolution for Cooper City to participate in a lawsuit against Broward County for unallocated Resource Recovery funds of at least \$23 Million – **Res. No. 13-7-3**

City Atty. Wolpin read, "A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, AUTHORIZING THE CITY TO JOIN AS A PARTY PLAINTIFF IN A LAWSUIT TO BE FILED AGAINST BROWARD COUNTY RELATING TO THE DISTRIBUTION OF ASSETS OF THE BROWARD SOLID WASTE DISPOSAL DISTRICT; AND WAIVING THE CONFLICT RESOLUTION PROCEDURES SET FORTH IN CHAPTER 164, FLORIDA STATUTES," by title only.

**MOTION:** To approve the resolution authorizing the City to participate in the lawsuit for unallocated funds.

**Moved by Commissioner Curran. Seconded by Commissioner Green.**

**Commissioner Sims printed the following excerpts from Florida Statutes and submitted them to be included with the minutes from this Commission Meeting for the record:**

- Fla. Stat. 112.313(6)
- Fla. Stat. 112.313(16)(C)

**Motion passed 4-1 with Commissioner Sims voting no.**

**8. DESIGNATION OF VOTING DELEGATE TO ANNUAL CONFERENCE OF THE FLORIDA LEAGUE OF CITIES**

**MOTION:** To approve appointment of Mayor Ross to the voting delegate position at the Florida League of Cities 87<sup>th</sup> Annual Conference.

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

**9. POLICE CHIEF'S REPORT**

Chief Cates complimented the residents of Cooper City on their efforts to remain vigilant and cooperate with law enforcement.

**10. FIRE CHIEF'S REPORT**

Chief Sievers reported that the food trucks will be inspected by the fire department prior to the Food Truck event on Friday, July 19<sup>th</sup> at the Sports Complex.

**11. CITY MANAGER REPORT**

City Manager Loucks reported on developments regarding the Spears property in the Town of Davie. He advised the Commission that a Notice of Allocation of Flexibility has been filed and that the City will be requesting a Compatibility Review from Broward County.

## **12. OPEN PUBLIC MEETING**

Gladys Wilson, 5155 S.W. 90<sup>th</sup> Avenue, spoke regarding Code revisions and advised against Code Compliance sweeps.

Bonnie Simpkin, 5022 S.W. 93<sup>rd</sup> Avenue, criticized a notice on the water bill that was written in Spanish this month in accordance with a federal directive. She advised it should have been written in 4 other languages.

Anneliese Friedrich, 9000 SW 51<sup>st</sup> Place, expressed her disappointment in being cited for stains on her roof.

John Heggy, no address provided, thanked the Commission for their contributions to the City and expressed concerns for the progress at the Franklin Charter School. He encouraged the Commission to remain committed to holding the developer accountable for the completion of each of the stipulations they agreed to.

Lily Whitney, 3761 NW 88<sup>th</sup> Terrace, encouraged the Commission to take a documented, public stand against the proposed Wal-Mart development on the Spears plat in the Town of Davie.

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

Commissioner Mallozzi proposed that the subject of preparing a formal letter to the Broward County Planning Council and other applicable Boards be placed on the upcoming Commission Meeting Agenda. She advised swimming caution for families.

Commissioner Sims received clarification from the City Manager regarding financial conditions that the developer of the Franklin Charter School agreed to. He apologized to Ms. Friedrich for her hardship the code sweep may have caused.

Commissioner Curran addressed the city-wide code sweep and clarified that there are concessions made through the Special Magistrate process where hardships exist.

Commissioner Green encouraged the community to participate in the food truck event at the Sports Complex on July 19<sup>th</sup>.

Mayor Ross explained the federal requirement for the Spanish language notice on the back of the water bill, as the City's population is more

than 20% Hispanic. He reported on the Commission participation to date with the Wal-Mart proposal in Davie. He clarified his stance on spending or conserving City funds where applicable.

#### **14. ADJOURNMENT**

Mayor Ross adjourned the meeting at 8:05 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.