

**CITY OF COOPER CITY  
CITY COMMISSION MEETING  
APRIL 12, 2016 at 6:30 PM**

**1. PLEDGE OF ALLEGIANCE**

Mayor Ross opened the meeting at 6:30 PM and Indrani Pinto, 7<sup>th</sup> Grade Student from Renaissance Charter School at Cooper City, led the assembly in the Pledge of Allegiance.

**2. ROLL CALL**

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

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

The City Manager advised that Neal de Jesus, Chair of the Charter Review Board, was unable to attend the meeting; therefore, Item 9 was removed from the agenda and rescheduled for the April 26, 2016 Commission Meeting.

**4. ANNOUNCEMENTS/PRESENTATIONS**

A moment of silence was observed to honor the following three people who recently died: Betty Sharpe, wife of former City Commissioner and current Police Pension Trustee Dick Sharpe; Charles L. Mueller, father of City employee Patti Williams; and Peter Paragone, brother of City employee Tina Hudson.

Mayor Ross made the following announcements:

- Pembroke Pines will host the April Chess Challenge on Saturday, April 16<sup>th</sup> from 9:00 AM until 11:00 AM at Club 19 at Pembroke Lakes Golf & Racquet Club, 10500 Taft Street. This event is complimentary.
- Weston will host the May Chess Challenge on Saturday, May 7<sup>th</sup> from 10:00 AM until Noon at the Weston Community Center, 20200 Saddle Club Road. This event is complimentary.
- Cooper City has introduced a new local mobile business application which will function as a directory for our Cooper City businesses through Go Local Apps. Please contact Community Liaison Denise Lasarte at 954-434-4300 ext #263 for more information.
- Interstate Construction, LLC has begun work on the Sound Barrier Wall Project along Griffin Road from SW 19th Avenue to west of SW 87th Avenue. Construction should be completed by the fall of 2016. Improvements will consist of high pressure water-blasting to remove the build-up of dirt, mildew and old paint, followed by application of two layers of new mold-preventative paint.
- Yellow Dot decals are available upon request at BSO Fire Rescue and the Community Center.
- Summer Fun Camp will be held at the Community Center for children entering 1<sup>st</sup> - 4<sup>th</sup> grade beginning June 13<sup>th</sup>. Call 954-434-4300 x #233 for more information.
- Camp CCHS is offered to Cooper City residents for children entering 5<sup>th</sup> - 7<sup>th</sup> grade and will be held at the Cooper City High School beginning June 13<sup>th</sup>.

- Summer Swim Lessons will be provided at the Pool & Tennis Center beginning June 11<sup>th</sup>. Call 954-436-7300 for more information.
- Founder's Day will be held on Saturday, April 30<sup>th</sup>. Call 954-434-4300 x #233 for more information.
- Mother's Day at the Pool will be held on Saturday, May 8<sup>th</sup> at the Pool & Tennis Center - Cooper City moms can swim for free. Call 954-436-730 for more information.
- Upcoming Commission Meetings are: Tuesday, April 26<sup>th</sup>, Tuesday, May 10<sup>th</sup>, Tuesday, May 24<sup>th</sup> beginning at 6:30 p.m.

Commissioner Mallozzi made the following announcement:

- Please support military personnel stationed overseas by visiting [www.forgottensoldiers.org](http://www.forgottensoldiers.org).
- The Cooper City Optimist Founder's Day Golf Tournament will be held on Sunday, May 1<sup>st</sup>, at the Pembroke Lakes Country Club. Volunteers and donations are needed. For details, go to [www.coopercityoptimist.com](http://www.coopercityoptimist.com) or contact Pete Schlang at [pspanther4@aol.com](mailto:pspanther4@aol.com).

The City Commission presented a Proclamation for Voices for Children of Broward County and Child Abuse Prevention Month to Erica Herman.

## **5. PUBLIC SPEAKING**

### **A. Open Public Meeting**

Pete D'Aversa, 5712 SW 118<sup>th</sup> Avenue, requested that the Commission give consideration to the low and medium income families before approving a County Tax increase.

Kim Rosenberg, 10718 S. Saratoga Drive, requested that the City adopt the PACE program to assist Cooper City residents with home repairs.

### **B. Agenda Concerns**

None

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

Chief Cates announced that the Chip-A-Pet Program will be held as part of the Founder's Day activities on April 30<sup>th</sup> from 10 AM to 1 PM. He advised that a safety drill was successfully conducted at Pioneer Middle School for approximately 1,500 students and statistics show a continued decrease in crime in Cooper City. He reported on burglaries in the City and praised residents for their diligence in reporting suspicious people or situations in the City.

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

Chief Caruso advised that the CERT team participated in the Relay for Life event. He further advised that Rescue 228 has been in service since March 10<sup>th</sup> and has transported 50 patients, provided mutual aide and run concurrent calls.

## **8. CONSENT AGENDA**

### **A. Minutes**

March 22, 2016 - Regular Commission Meeting

### **B. Proclamation**

Voices for Children of Broward County and Child Abuse Prevention Month  
- April, 2016

### **C. Resolutions**

1. A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE 2016 AMENDMENTS TO THE INTERLOCAL AGREEMENTS WITH BROWARD COUNTY FOR THE DIVISION AND DISTRIBUTION OF THE LOCAL OPTION GAS TAX, THE ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL, AND THE FIFTH CENT ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL FOR TRANSIT; AND PROVIDING FOR AN EFFECTIVE DATE - **Res. No. 16-4-1**
2. A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, DESIGNATING AND APPOINTING A MEMBER TO THE RECREATION ADVISORY BOARD OF THE CITY OF COOPER CITY, FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE - **Res. No. 16-4-2**
3. A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, DESIGNATING AND APPOINTING A MEMBER TO THE BUSINESS ADVISORY BOARD OF THE CITY OF COOPER CITY, FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE - **Res. No. 16-4-3**

### **D. Financial Matters**

1. Request approval of an emergency purchase of three F350 trucks for Public Works through the 2016 Florida Sheriff's Association Contract by the dealer's March 31, 2016 deadline.
2. Request approval of the purchase of a dump truck for Public Works Department through the Florida Sheriff's Association Contract.

### **E. Confirmation of Recreation Director Appointment**

Requesting confirmation of Chris Averill as the Recreation Director.

**Commissioner Curran removed Items 8-D-1 and 8-D-2 and Commissioner Green removed Item 8E for discussion.**

**MOTION:** To approve the Consent Agenda with the exception of the removed items.

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

### **8-D-1**

Request approval of an emergency purchase of three F350 trucks for Public Works through the 2016 Florida Sheriff's Association Contract by the dealer's March 31, 2016 deadline.

**MOTION:** To reject the request to purchase three F350 trucks.

**Moved by Commissioner Curran. Seconded by Commissioner Sims. Roll call vote was 4 to 1 with Mayor Ross dissenting. Motion passed.**

**8-D-2**

Request approval of the purchase of a dump truck for Public Works Department through the Florida Sheriff's Association Contract.

**MOTION:** To approve the request to purchase a dump truck.

**Moved by Commissioner Sims. Seconded by Commissioner Curran. Roll call vote was 4 to 1 with Commissioner Curran dissenting. Motion passed.**

**MOTION:** To reconsider Item 8-D-1.

**Moved by Commissioner Mallozzi. Seconded by Commissioner Green. Roll call vote was 3 to 2 with Commissioners Sims and Curran dissenting. Motion passed.**

**MOTION:** To approve the purchase of one (1) F350 truck.

**Moved by Commissioner Mallozzi. Seconded by Commissioner Green. Roll call vote was 3 to 2 with Commissioner Sims and Curran dissenting. Motion passed.**

**8-E**

Requesting confirmation of Chris Averill as the Recreation Director.

**MOTION:** To confirm Chris Averill as the Recreation Director.

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

**9. CHARTER REVIEW BOARD FINAL REPORT AND RECOMMENDATIONS ON CHARTER AMENDMENTS - Presented by Neal de Jesus, Chair of the Charter Review Board**

Previously removed from the agenda and rescheduled for the April 26, 2016 Commission Meeting.

**10. LAND DEVELOPMENT MATTERS**

**Mayor Ross opened the quasi-judicial portion of the Item and administered an oath to those wishing to speak on the matter, including Items A, B, and C.**

**A. Quasi-judicial Hearing on Variance Petition #V 1-1-16 for Linda Schwartz - Res. No. 16-4-4**

City Attorney Wolpin read, "A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, GRANTING THE REQUEST FOR VARIANCE PETITION #V 1-1-16 FROM ERIC AND LINDA SCHWARTZ FOR 8720 SW 51 STREET; AND PROVIDING FOR AN EFFECTIVE DATE," by title only.

**The Commission had no ex parte communications to disclose.**

**MOTION:** To approve Resolution No. 16-4-4

**Moved by Commissioner Sims. Seconded by Mallozzi. All aye on roll call vote with Commissioner Curran absent from the dais. Motion passed.**

**B. Quasi-judicial Hearing on Site Plan Amendment #SPA 1-1-16 for Pollo Tropical Restaurant, located at the SW Corner of Flamingo Road and Griffin Road - Res. No. 16-4-5**

City Attorney Wolpin read, "A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, ISSUING DEVELOPMENT ORDER NO. 16-5R TO POLLO TROPICAL RESTAURANT, FOR SITE PLAN AMENDMENT PETITION #SPA 1-1-16, SUBJECT TO STIPULATIONS AND CONDITIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE," by title only.

**The Commission had no ex parte communications to disclose.**

**MOTION:** To approve Resolution No. 16-4-5

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

**C. Quasi-judicial Hearing on Site Plan Amendment #SPA 8-1-15 for Westlake School at First Baptist Church, located at 8950 Stirling Road - Res. No. 16-4-6**

City Attorney Wolpin read, "A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, ISSUING DEVELOPMENT ORDER NO. 16-6R TO WESTLAKE SCHOOL AT FIRST BAPTIST CHURCH OF COOPER CITY, FOR SITE PLAN AMENDMENT PETITION #SPA 8-1-15, SUBJECT TO STIPULATIONS AND CONDITIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE," by title only.

**The Commission had no ex parte communications to disclose.**

**MOTION:** To approve Resolution No. 16-4-6

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

**11. ORDINANCE FOR FIRST READING**

**ORDINANCE NO. P16-3, REPEALING SECTION 19-108 AND CREATING A NEW SECTION 19-108 TO THE CITY CODE OF ORDINANCES**

City Attorney Wolpin read, "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING THE CODE OF ORDINANCES BY REPEALING SECTION 19-108 "BACKFLOW AND CROSS CONNECTION CONTROL" OF ARTICLE III "WATER AND WASTE WATER SYSTEMS" OF CHAPTER 19 "UTILITIES ", AND CREATING A NEW SECTION 19-108 "CROSS CONNECTIONS CONTROL",CONSISTING OF SUBSECTIONS 19-108.1 THRU 19-108.11, PROTECTING THE PUBLIC WATER SUPPLY; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE," by title only.

**MOTION:** To approve Ordinance P16-3.

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

**12. ORDINANCES FOR FINAL READING AND PUBLIC HEARING**

**A. ORDINANCE NO. P16-1, AMENDING LOBBYIST REGISTRATION SYSTEM**

City Attorney Wolpin read, "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING THE COOPER CITY CODE OF ORDINANCES BY AMENDING ARTICLE VIII "LOBBYING REGULATION" OF CHAPTER 2 "ADMINISTRATION"; PROVIDING FOR AMENDMENT OF THE LOBBYIST REGISTRATION SYSTEM IN ACCORDANCE WITH AMENDMENT OF SECTION 1-19 "CODE OF ETHICS FOR ELECTED OFFICIALS" OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR AMENDMENT OF PROVISIONS CONCERNING DEFINITIONS AND REPORTING OF LOBBYING ACTIVITIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE," by title only.

**MOTION:** To approve Ordinance P16-1.

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

**B. ORDINANCE NO. P16-2, DISABILITY PENSION OFFSET FOR COOPER CITY POLICE OFFICERS RETIREMENT PLAN**

City Attorney Wolpin read, "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING THE CITY OF COOPER CITY POLICE OFFICERS RETIREMENT PLAN; PROVIDING FOR DISABILITY PENSION OFFSET IN COMPLIANCE WITH STATUTORY REQUIREMENTS; PROVIDING FOR A REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE," by title only.

**MOTION:** To approve Ordinance P16-2.

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

**13. DISCUSSION/DIRECTION**

**A. Direction regarding amending the City's Code to provide for the use of temporary housing during declared housing emergencies - **Growth Management****

Matt Wood explained the purpose, requirements and restrictions of the proposed ordinance.

**MOTION:** To place the proposed ordinance on the April 26<sup>th</sup> Agenda for first reading.

**Moved by Commissioner Curran. Seconded by Commissioner Green. Roll call vote was 4 to 1 with Commissioner Mallozzi dissenting. Motion passed.**

**B. Discussion and direction regarding the Body Worn Camera Program and issuance of a Letter of Support.**

Chief Cates explained the program and advised that the Letter of Support is a non-binding letter and the grant for which BSO is applying is for BSO and their contract cities.

**Roll call vote was unanimous in support of issuing the Letter of Support.**

**MOTION:** To adjourn.

**Moved by Commissioner Sims. Seconded by Commissioner Curran. Roll call vote was unanimous to reject the motion. Motion failed.**

#### **14. CITY MANAGER REPORT**

City Manager Loucks requested that the City Commission mark their calendars for Thursday, May 5<sup>th</sup> at 6:30 PM for a Workshop to review the BSO Audit and advised that this would be an item on the April 26<sup>th</sup> Agenda for formal approval. He explained the purpose and details of the Utility Department Scada System and advised that the smoke testing throughout the City has helped to identify leaks in the wastewater system and to correct problems/leaks. He thanked the Commission for their continued support of this effort. He advised that there are six sites for the bus benches and that permits have been approved for each site, the concrete will be poured in the next week or so, and once the concrete is cured the benches will be installed. He further advised that the restroom at the Sports Complex will be operational within the next ten days.

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

Commissioner Green wished everyone a wonderful evening.

Commissioner Curran advised that the Relay for Life event was very successful and funds in excess of \$161,000 has been received.

Commissioner Mallozzi congratulated Commissioner Curran on the success of Relay for Life.

Mayor Ross advised that he was happy to be a part of Relay for Life. He further advised that he had attended an event at Temple Beth Emet, along with Town of Davie Mayor Judy Paul and Congresswoman Wasserman-Schultz, and that it was a great event.

#### **16. ADJOURNMENT**

The meeting was adjourned at 8:36 PM.

**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.