

**CITY OF COOPER CITY
CITY COMMISSION MEETING
JANUARY 26, 2016 at 6:30 PM**

1. PLEDGE OF ALLEGIANCE

Mayor Ross opened the meeting at 6:31 and 2nd grade student, Dereck Alomia from Franklin Academy-Cooper City led the assembly in the Pledge of Allegiance.

2. ROLL CALL

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

3. CHANGES TO AGENDA/EMERGENCY MATTERS

City Manager Loucks announced that the Cooper City Sound of Pride Marching Band will make a presentation to the Commission, which will be reflected as Item 4D on the Agenda.

4. ANNOUNCEMENTS/PRESENTATIONS

- Passport Services are closed for approximately 6 weeks while the City Hall lobby remodeling project is underway.
- Utility Billing and other City Clerk functions have been relocated to the City Hall Auditorium behind the partitions.
- Upcoming Chess Challenges are as follows:
 - Mayor's Chess Challenge is open to Broward County residents on Saturday, February 27th from 9:00 AM until 11:00 AM at the Pool and Tennis Center.
 - Wilton Manors will host a Mayors' Chess Challenge event on March 19th from 2:00 PM until 4:00 PM. at 2020 Wilton Drive.
- BSO District 16 will conduct a free Firearm Safety Course for children ages 8-14 on Thursday, February 4th from 7:00 PM until 9:00 PM.
- Say "I Do" Again will take place at the Pool and Tennis Center on Thursday, February 11th at 6:30 PM.
- The Broward County Property Appraiser's Office will have representatives at the Community Center on Tuesday, February 16th from 10:00 AM until 11:30 AM to assist with exemptions and other property tax questions.
- Cooper City's Got Talent will showcase local performers on Friday, February 19th at 6:30 PM in the Community Center.
- The City of Cooper City will participate in "Feeding Children Everywhere - The Community Hunger Project" in the Cooper City High School cafeteria on February 25th at 1:00 PM to pack 80,000 meals to be distributed to families in Broward County.
- The Cooper City Community Garage Sale will be held on Saturday, March 5th from 7:00 AM until noon in the parking lot of the Sports Complex.
- The next BSO Tip-A-Cop event at Beef O'Brady's to benefit Special Olympics Florida will take place on Wednesday, March 9th from 6:00-9:00 PM.
- The City Commission/City Hall Notable dates are as follows:
 - The upcoming City Commission Meetings will be held on Tuesday, February 9th and Tuesday, February 23rd at 6:30 PM.

Commissioner Mallozzi made the following announcements:

- Please support military personnel stationed overseas by visiting www.forgottensoldiers.org

Commissioner Curran praised the Recreation Department for their execution of the Father/Son Night of Fun event. He announced that the Davie/Cooper City Relay for Life currently has 53 teams and 238 volunteers and has raised \$55,000.00 as of January 26th, which surpasses previous years' results with 7 months remaining until the event.

Finance Director Horacio Montes de Oca presented Customer Service Supervisor Joanne Hooks with a commemorative tree figurine, depicting her 20 years of dedicated service to the City.

- A. Cooper City High School Student, Kathleen Golding - Swimming
Mayor Ross presented Cooper City Girls Swim Champion Kathleen Golding with a Certificate of Recognition for her championship win. He also presented Swim Coach Jill Ankney with a Certificate of Recognition for coaching Kathleen to her championship.
- B. Cooper City High School Girls Varsity Volleyball Team
Cooper City High School Girls Varsity Volleyball Coach Jill Smitherman joined the Commission and presented the members of her team in attendance with Certificates of Recognition for their championship win.
- C. Cooper City High School Girls Cross Country Team
Coaches Scott Sodergren and Jennifer Kimmey of the Girls Cross Country Team joined the Commission to present each member of their team in attendance with a Certificate of Appreciation for their District 14 3A Back to Back Championships.
- D. Carrie Worley presented the Commission with a plaque on behalf of the Cooper City High School Sound of Pride Marching Band in recognition of their support and for approving the \$25,000.00 contribution to the band which helped fund the trip to the Sugar Bowl in New Orleans where they won 7 trophies and were named Grand Champions in the series of competitions.

5. PUBLIC SPEAKING

A. Open Public Meeting

None.

B. Agenda Concerns

Joe Grave, 5100 SW 87th Terrace, spoke in support of Item 10B and allowing basketball hoops in swales.

Alex Wehmeyer, 4984 SW 92nd Terrace, spoke in support of Item 10B and allowing basketball hoops in swales.

6. POLICE CHIEF'S REPORT

Chief Cates reported on the following:

- He described an attempted vehicle burglary incident, citizen's report and apprehension that took place earlier in the day.
- District 16 personnel will attend United Pentecostal Church for a ceremony in recognition of United International Holocaust Remembrance Day.
- The next free Firearm Safety Course for children ages 8-14 will be held on Thursday, February 4th from 7:00 PM until 9:00 PM and a few spaces remain.
- Additional traffic enforcement efforts were in effect on SW 118th Street resulting in the issuance of 22 citations.
- A Code Enforcement sweep was conducted in the apartment area resulting in the issuance of 12 violations.

7. FIRE CHIEF'S REPORT

Chief Caruso reported the following:

- The next CERT Basic Training Course will begin February 4th and will run 9 weeks on Thursday nights from 6:00 PM until 9:00 PM.
- A lightning strike caused roof damage to a home in Cooper City, a remote car engine starter started a car in a garage causing a carbon monoxide danger to a home, and a fire ignited in a garage and the homeowner saved their home by keeping the garage door closed until the fire apparatus could arrive to put out the flames.
- There will be a memorial service for Medical Director Dr. Nabil El Sanadi on Friday, January 29th at First Baptist Church in downtown Ft. Lauderdale at 11:30 AM
 - Chief Caruso fielded questions from the Mayor and Commission regarding equipment operating condition, equipment life expectancy, equipment safety, equipment substitution while in repair, staffing and concurrent calls.
 - Commissioner Mallozzi requested that the City Manager compile a comprehensive report on the equipment, including life expectancy, operation status and safety.

At this time, Utilities Director Mike Bailey reported that the Cooper City water supply is safe, that there are no lead pipes in the water system and the City passes all EPA lead and copper testings with flying colors.

- Commissioner Curran received confirmation from the City Manager that this information will be disseminated to the community to quell any fears they may have had caused by media reports as a result of the Flint, Michigan water dilemma.
- Mayor Ross received verification that the pipe bursting project is at the half-way point and should conclude in about 18 months.

8. CONSENT AGENDA

A. Minutes

January 12, 2016 – Regular Meeting

B. Resolutions

1. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, REAPPOINTING CODE ENFORCEMENT SPECIAL MAGISTRATES AND SETTING THEIR COMPENSATION AND TERM OF OFFICE; AND PROVIDING FOR IMPLEMENTATION. **Res. No. 16-1-6**
2. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, RENEWING AND EXTENDING THE EFFECTIVENESS OF THE LIST OF CHARITIES AND FUNDRAISING EVENTS FORMALLY APPROVED BY THE CITY OF COOPER CITY AS AUTHORIZED BY THE BROWARD COUNTY CODE OF ETHICS FOR ELECTED OFFICIALS; PROVIDING FOR RESTRICTIONS; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE. - **Res. No. 16-1-7**

C. Financial Matters

1. Approving a purchase order for a replacement vacuum excavator truck.
2. Approving Change Order #1 for Duralast for the Police Department reroof project.
3. Approving the contract with AquaPlay Solutions, Inc. for the installation of a water play/splash pad at the Pool & Tennis Center.

MOTION: To approve the Consent Agenda.

Moved by Commissioner Mallozzi. Seconded by Commissioner Green. Motion failed by a vote of 2-2 with Commissioner Curran and Mayor Ross dissenting and Commissioner Sims absent.

MOTION: To approve the Consent Agenda with the exception of Item 8B1.

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

8B1

City Atty. Wolpin read, "A RESOLUTION OF THE CITY COMMISSION OF COOPER CITY, FLORIDA, REAPPOINTING CODE ENFORCEMENT SPECIAL MAGISTRATES AND SETTING THEIR COMPENSATION AND TERM OF OFFICE; AND PROVIDING FOR IMPLEMENTATION," By title.

Res. No. 16-1-6

MOTION: To approve Item 8B1, Resolution 16-1-6 Reappointing the Code Enforcement Special Magistrates and setting their compensation.

Moved by Commissioner Green. Seconded by Commissioner Mallozzi.

MOTION: To amend the resolution to retain the Special Magistrates at their current rate of \$100.00 per hour with a total compensation for a session not to exceed \$400.00.

Moved by Commissioner Mallozzi. Seconded by Commissioner Green.

Amendment to voting procedure: To vote on the compensation portion of the resolution separate from the appointment of the Special Magistrate appointments.

Moved by Mayor Ross upon passing the gavel to Commissioner Mallozzi. Accepted by unanimous consent.

MOTION: To keep the compensation for the Code Enforcement Special Magistrates at their current rate of \$100.00 per hour with a total compensation for a session not to exceed \$400.00.

Moved by Mayor Ross. Seconded by Commissioner Curran. Motion passed 3-1 with Commissioner Green dissenting and Commissioner Sims absent.

MOTION: To appoint Bradley Hartman, Esq. to the position of Primary Special Magistrate and M. Scott Kleiman, Esq. as the Alternate Special Magistrate.

Moved by Mayor Ross. Motion died for lack of a second.

MOTION: To approve the resolution reappointing M. Scott Kleiman, Esq. to the position of Primary Special Magistrate and Bradley Hartman to the Alternate position as amended.

Moved by Commissioner Green. Seconded by Commissioner Curran. Motion passed 3-1 with Mayor Ross dissenting and Commissioner Sims absent.

9. BROWARD COUNTY ORDINANCE FOR CIVIL CITATIONS FOR CANNABIS POSSESSION

MOTION: To not "opt" out of the County's ordinance for civil citations.

Moved by Commissioner Curran. Seconded by Commissioner Mallozzi.

Motion passed 3-1 with Commissioner Green dissenting and Commissioner Sims absent.

10. DISCUSSION AND DIRECTION

A. Request from Weingarten Realty Investors for a Text Change to Section 23-72(a) of the Zoning Code of Ordinances.

Request from Embassy Lakes Shopping Center at 2501 N. Hiatus Road to allow instructional uses as allowed in B-1, B-2 and B-3 zoning districts in the shopping center.

MOTION: To table the request until the petitioner can provide additional information regarding their client's intentions.

Moved by Commissioner Green. Seconded by Commissioner Mallozzi.

Motion passed 3-1 with Commissioner Curran dissenting and Commissioner Sims absent. Item tabled.

MOTION: To extend the meeting past the regular adjournment time of 9:30 PM.

Moved by Commissioner Mallozzi. Seconded by Commissioner Green.

All eye on roll call vote. Motion passed.

- B. Amending the City's regulations to enable a portable basketball hoop system to be placed in swale areas by property owners

MOTION: To amend the City's regulations to allow a portable basketball hoop system to be placed in residential swale areas by property owners.

Moved by Commissioner Curran. Seconded by Commissioner Mallozzi. Motion failed 2-2 with Commissioner Green and Mayor Ross dissenting and Commissioner Sims absent.

11. CITY MANAGER REPORT

City Manager Loucks explained the Yellow Dot program championed by Broward County Commissioner Kiar, which provides motorist medical information to first responders at the site of an accident. He advised that brochures were made available for the public and explained that the automobile decals will be distributed to residents upon request. Mr. Loucks reported that the Building Department is beginning the process of digitizing its building plans for residential retention and returning the hardcopies to homeowners.

City Manager Loucks provided the Commission with a memo regarding staffing solutions for the new rescue unit, which was purchased with the intention of fully staffing its operation. He read the options and subsequent costs associated with each and explained that the February 9th Commission Meeting will have an Agenda Item seeking direction regarding staffing.

Consensus was reached to direct the City Manager to negotiate with BSO regarding staffing the new unit with the full support of the City Commission to make whatever decisions are necessary to find a solution for fully staffing the vehicle.

Chief Caruso fielded questions from the Commission regarding equipment and staffing and City Manager Loucks confirmed for Mayor Ross that the county bus benches are in the process of receiving permits and the progress will be updated regularly.

12. COMMISSIONERS' CONCERNS/REPORTS

Commissioner Mallozzi expressed disappointment that the change to the code regarding basketball hoops did not pass. She asked that the Commission members on the prevailing side of the issue review the matter again for the possibility of bringing it back to Commission and received confirmation from the City Attorney that the County will be managing the process regarding cannabis citations.

Commissioner Curran requested additional traffic enforcement at the intersections of SW 49th Street and 120th Avenue as well as on 118th Avenue at the intersections SW 50th Street and SW 52nd Street. He assured Chief Caruso that he is confident in his abilities and the job he does for the City and expressed his concerns for the condition of the fire equipment in the City and for that of the replacement equipment that is used in the City when vehicles are out for repair. He requested the audio files of portion of the meetings where it was decided to staff the new rescue unit, including the response from BSO regarding cost.

Commissioner Green expressed that the issues regarding equipment and staffing are important to the City as well as to Chief Caruso and the personnel of District 28. He expressed his confidence in City Manager Loucks as well as in Districts 16 and 28 and all of their personnel.

Mayor Ross expressed his confidence in City Manager Loucks to be able to work with BSO as well as in Chief Caruso and extended an invitation to the Sheriff to contact him with any questions.

13. ADJOURNMENT

The meeting was adjourned at 10:58 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 or at the Office of the City Clerk, City of Cooper City, 9090 SW 50 Place, Cooper City, Florida, 33328, 954-434-4300.