



**CITY OF COOPER CITY
CITY COMMISSION MEETING MINUTES
September 8, 2020 at 6:30 PM**

1. PLEDGE OF ALLEGIANCE

Mayor Ross opened the meeting at 6:30 PM and led the assembly in the Pledge of Allegiance. A moment of silence was observed for Patriot Day observed on September 11, 2020.

2. ROLL CALL

Present were Commissioners Pulcini, Meltzer, Green, Curran and Mayor Ross.

3. CHANGES TO AGENDA/EMERGENCY MATTERS

None.

4. ANNOUNCEMENTS

The Commission made the following announcements:

- Recreation can assist with food provisions to any residents in need please contact www.coopercityfl.org or 954-434-4300 Ext. 233 for assistance.
- Grandparents Day Ice-cream Social will be held on Sunday September 13, 2020 from 12:00 PM to 2:00 PM at the Community Center.
- The Community Book Swap will be held Friday September 16, 2020 all ages are welcome at the Community Center Courtyard.
- Visit coopercityfl.org to register or update your information for Code Red updates.
- Pool and Tennis Center guidelines are as followed. All participants must have their temperatures taken prior to access, including minor children. Any individual above 100.1 degrees Fahrenheit or who appear to have flu-like symptoms or other symptoms related to COVID-19 must be denied entry to the facility. Masks must be worn while in the facility, at all times, even while working out. Sessions/reservations will be scheduled each day. Patrons can call to book their desired time slots. Workout times will be limited to no more than a one-hour workout. Walk in guests cannot be guaranteed a reservation time. All guests are strongly suggested to call ahead. Staff will be properly disinfecting high touch equipment,

bathrooms and counters throughout the course of the day. No use of equipment (Yoga mats, Fitness mats, and Balance balls) – patrons may bring their own although strongly discouraged. Showers and Locker Rooms will not be open or available for use. All patrons must be at least 15 years of age, with a valid waiver.

- Census workers started door-to-door canvassing to boost Census response rates in Broward County communities. Cooper City residents should be advised that they may be visited by a Census worker in the coming weeks if they have not already completed the Census survey. The Census taker is wearing an ID badge that includes the Census taker's name, photograph, a Department of Commerce watermark, and expiration date. Cooper City currently has a 82.8% participation rate. Visit www.my2020census.gov for more information.
- Meet the Candidates Night hosted by the Education Advisory Board will be held on September 17, 2020 at 6:30 PM. Contact Jena McClure 954-294-9504 for more information.
- Hurricane preparedness is essential be sure to prepare now as we are in the hurricane season.
- One Blood has a Cooper City donation site, located at 5814 South Flamingo Road in Countryside Shops. Call (954)233-0658 for hours and donation specifications.
- Upcoming Commission Meetings: Special Fire Assessment Meeting Tuesday September 15, 2020 at 5:00 PM. First Budget Hearing Tuesday September 15, 2020 at 6:30 PM. Regular Commission Meeting Tuesday September 22, 2020 at 6:30 PM. Final Budget Hearing on Wednesday September 23, 2020 at 6:30 PM. Commission meetings are scheduled at 6:30 PM in the City Hall Auditorium located at 9090 SW 50 Place. Check the City's website www.coopercityfl.org for upcoming dates.

Commissioner Curran advised Broward Schools are offering breakfast and lunch pickup on Tuesdays and Thursdays.

5. PROCLAMATIONS/PRESENTATIONS

a. Lisa Boccia from Autism Speaks gave a presentation on Autism Awareness Day. Visit autismspeaks.org to visit the Covid 19 hub for information. The Autism Response Team can be reached at 888-autism2 or help@autismspeaks.org.

Commissioner Curran thanked her for her participation with Cooper City's Autism Day.

Mayor Ross thanked Lisa for all her support over the years.

6. PUBLIC SPEAKING

a. Open Public Meeting

Joshua Giancarlo, thanked the Recreation department for all their events the past 6 months.

b. Agenda Concerns

7. POLICE CHIEF'S REPORT

Lieutenant Tozzie said walk threwh's were completed at all the Cooper City public schools and a preliminary report indicated a slight increase in thefts due to shoplifting at the Walmart area. He advised of a residential burglary in which the suspect was apprehended and two car burglaries in Rock Creek with an investigation continuing.

8. FIRE CHIEF'S REPORT

Chief Caruso thanked everyone for the get-well wishes concerning his recent bicycle accident. Always wear a helmet and never ride on wet pavement. Hydrant maintenance checks have started and he reminded all residents to stay diligent in hurricane preparedness. Lastly, BSO life safety education information will be posted on the City website.

Commissioner Meltzer wished Chief Caruso a quick recovery.

9. CONSENT AGENDA

a. Minutes

1. Regular Commission Meeting Minutes of August 25, 2020

MOTION: To approve Consent Agenda. **Moved by Commissioner Curran. Seconded by Commissioner Green. All aye on roll call vote. Motion passed.**

10. REGULAR RESOLUTIONS

a. Resolution No. 20-9-1 (Finance)

City Attorney Horowitz read "A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, AMENDING RESOLUTION NO. 15-8-1, ADOPTED ON AUGUST 18, 2015; AUTHORIZING THE CITY MANAGER TO WAIVE THE IMMINENT RISK OF A UTILITY SHUT-OFF DUE TO A TEMPORARY FINANCIAL HARDSHIP AS AN ELIGIBILITY REQUIREMENT DURING A STATE OF EMERGENCY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE" by title.

Mayor Ross said he advised the City Manager to look at the Cares Act and benefits residents can obtain.

MOTION: To approve Resolution 20-9-1. **Moved by Commissioner Curran. Seconded by Commissioner Green. All aye on roll call vote. Motion passed.**

11. REGULAR AGENDA

- a. Motion to approve agreement with NDR Maintenance for chain link fencing – **Public Works**

Commissioner Curran asked if the item was bid, needed and budgeted for.

Tim Fleming answered yes to all.

Commissioner Meltzer said the link is not working in the backup.

Mayor Ross asked if we have used this company before and if there were any issues.

Mr. Fleming answered yes we have used them without any issues.

MOTION: To approve agreement with NDR Maintenance for chain link fencing.
**Moved by Commissioner Curran. Seconded by Commissioner Pulcini. All
aye on roll call vote. Motion passed.**

b. Motion to approve agreement with Phil's Expert Tree Services for arboricultural services – **Public Works**

Commissioner Green asked if the item was bid, needed and budgeted for.

Mr. Fleming answered yes.

Commissioner Green asked if the original company dropped out.

Mr. Fleming answered yes and now we are going with the second highest bidder.

Commissioner Meltzer said the prior vender pulled out and we received seven bids will we have the same difficulty with this vendor.

Mr. Fleming answered they have agreed to hold pricing and we have worked with them in the past.

Commissioner Meltzer said in contracts we have contingencies in the event something like this happens do we have any provisions for the former contract.

City Attorney Horowitz will look at the contract and procurement code if it is the will of the Commission.

Consensus by Commission to look at termination clauses in the contract and procurement code.

Commissioner Pulcini said is it reasonable to request a performance bond.

City Attorney Horowitz answered yes in many instances there is one and they will include that in their review.

MOTION: To approve agreement with Phil's Expert Tree Services for arboricultural services. **Moved by Commissioner Green. Seconded by Commissioner Pulcini . All aye on roll call vote. Motion passed.**

**c. Motion to approve renewal agreement with Bill Clark Tennis Academy, LLC
– Recreation**

Commissioner Meltzer asked if it would be feasible to bring in our own tennis team without jeopardizing service.

Recreation Director Stacie Weiss said they could look into that when the contract goes up for full renewal.

City Manager Napoli answered this is the final year and we look at in house services and bidding out.

MOTION: To approve a renewal agreement with Bill Clark Tennis Academy, LLC. **Moved by Commissioner Meltzer. Seconded by Commissioner Green. All aye on roll call vote. Motion passed.**

d. Presentation and discussion on 2020 Water & Sewer Utility Financial Forecast Update and Storm Water Rate Study – Utilities

Utilities Director Mike Bailey advised On August 20, 2019, the City Commission authorized Raftelis to perform an update of the financial model for the Water & Sewer Utility as well as a rate study for the Stormwater Fund. He is asking for Commission consideration of the Raftelis presentation, and acceptance of the findings of their reports.

Thierry Boveri and Matt Ori presented the findings.

Mr. Boveri and Ori advised their approach is data driven based on historical data, 10-year projections. The revenue requirements, projected capital needs, and targeted ending cash balances of the Utility are anticipated to be fully funded throughout the 10-year study period, with only projected inflationary rate increases of two percent per year. The current and projected rates for water and wastewater service were compared with neighboring and peer communities. It is expected that the City's rates will remain competitive recognizing implementation of the projected inflationary rate increases. The Storm water study is more significant with a rate adjustment for the debt service to be paid back by 2027. Implementation on rate adjustments maintain operating reserves. Rate structure is based on direct and indirect consumers. Direct are private facilities and they pay less than direct. The City compares fairly to other cities and the costs are approximately \$3.00 direct and \$1.00 for indirect consumers. They recommend that the City consider a change in billing methodology from the monthly utility bill to a non-ad valorem assessment included on the property tax bill. The recommendation

is made in part, to address a key concern of the Study related to ensuring that the rate structure considers the impervious common areas for multi-family and commercial accounts.

Utilities Director Bailey said the City in good shape we are only looking at rate increase based on the CPI. The stormwater side needs a rate increase and he wants to determine the approach with the consultants. The next step would be for the Commission to decide on moving it to the tax bill instead of the utility bill.

Commissioner Curran asked how would this affect HOA's who don't receive storm water services.

Utility Director Bailey said they do in a sense receive a stormwater services in that once they leave the private community they need to drive on roads that need to be drained. The increase would be for single-family indirect rate from the current rate of 85 cents to 97 cents.

Commissioner Curran said HOA's need an option to join.

Mayor Ross said it is an option and they can take a look.

Commissioner Meltzer asked if HOAs would be paying an indirect fee?

Utility Director Bailey answered yes.

Commissioner Meltzer said the residents pay \$39 annually and the HOA's pay \$7.00. He thanked Mike for the time he gave him. He understands the non advalorum, but one component is the 4% discount to pay early and was that discount factored in to increase.

Mr. Boveri said the majority pay early normally. They get close to the 4% but the markup is not affected.

Commissioner Meltzer said the savings comes out the city's pocket. That is around \$42,000 in total to move to billing on the tax bill.

Mr. Boveri said the early payment is an incentive there is no markup and the city keeps any surplus. The 4% discount does not affect the amount.

Utility Director Bailey said rates would be designed to assume everyone would pay early.

Commissioner Meltzer does not want to burden the residents.

Mr. Boveri said the markup is advertised with a 4% gross up and is not intended to take additional funds.

Commissioner Meltzer said with ad valorem taxes when a resident pays tax bill at 96% the city gets 96%.

Mr. Boveri said they would designed the rate where they will come in.

Commissioner Pulcini said is 2% a cap or CPI.

Utilities Director Bailey said it is a CPI.

Commissioner Pulcini asked if they consider of inflation over 2%.

Utilities Director Bailey said it could be adjusted.

Commissioner Pulcini said on September 1, 2020 the Federal Reserve will no longer use interest rates let inflation go up instead.

Utilities Director Bailey said if the interest rates go higher than 2% we would have to come back. If we were collecting in revenue more than the need then they would adjust.

Mr. Boveri said the financial projections are conservative.

Mayor Ross asked to see how much they are collecting currently compared to if it is on tax bill.

Utilities Director Bailey will bring back that information.

Mayor Ross said he is looking forward to the next report.

MOTION: To accept findings. Moved by Commissioner Green. Seconded by Commissioner Curran. Commissioner Pulcini, Green, Curran and Mayor Ross, Yes. Commissioner Meltzer, No. Motion passed.

e. Motion to approve group ancillary insurance coverages – Administration

Commissioner Green asked if this item is for vision and dental. He supports the item.

MOTION: To approve group ancillary insurance coverages. Moved by Commissioner Green . Seconded by Commissioner Curran. All aye on roll call vote. Motion passed.

f. Motion to reconsider the motion to approve medical insurance plans as discussed on September 1, 2020 – **Commissioner Green**

Commissioner Green said the recommendation brought forth originally by staff on August 25, 2020 offered a savings to the City and he would like to reconsider that recommendation.

Commissioner Pulcini said the commission's primary concern is the budget we should not be discussing the details of health insurance plans. We are not qualified to do so as a Commission. The City Manager can determine the plan and the Commission can determine an amount

Commissioner Curran asked if Commissioner Pulcini was making that Motion.

Commissioner Pulcini said the Commission should set a budget with what we want to pay for health insurance and then the City Manager should decide on plans.

Commissioner Curran said last week when they had the insurance meeting there were many numbers and he was caught up. He lost the numbers. This new plan will cost employees 10% of their paycheck and he is leary. Everyone is hurting.

Commissioner Pulcini said he would do that as part of the budget process at this point lets help those employees that are in need of assistance.

Mayor Ross said the 5-0 vote was a hybrid vote and he asked Mrs. Walker the difference in savings between the 5-0 vote and the original recommendation

Commissioner Green said all he is asking is to approve the original recommendation along with group ancillary insurance. As we are not qualified to speak on health insurance plans.

Romi Mitchell said initial recommendation was a savings of \$25,000, the motion approved with all in plan 1 is \$27,259, with plan 2 transitions offer additional savings. If everyone moves to Plan 2 it is a \$72,000 savings in comparison to the \$25,000 recommended.

Mayor Ross said a reconsideration would be on the backs of the residents. He wants to keep employees happy but some are unionizing. The 5-0 vote offers more options and offers more of a savings.

Commissioner Curran asked savings on the ancillary.

Finance Director Walker said \$26,000.

Commissioner Pulcini said he is emailing the Florida code to look at loss ratios.

Mayor Ross asked proportionally what percentage are they telling us we will be short.

Finance Director Walker said 10%.

14. CITY ATTORNEY REPORT

None.

15. COMMISSIONERS' CONCERNS/REPORTS/ITEMS TO BE PLACED ON NEXT AGENDA

Commissioner Pulcini said he does not to leave behind employees who may need help paying for insurance. He wants to look at using money saved to help those employees.

16. ADDITIONAL PUBLIC COMMENTS (2 MINUTES)

David Nall said he is awaiting Mr. Napoli's response from a meeting. He also spoke on a candidate who lives on Mulberry Avenue who submitted qualifying forms with an address that was established in April. The Charter mandates a candidate must qualify with an address for 6 months. In addition, the forms submitted for qualifying were less than 2 months old.

City Manager Napoli will look into the matter.

Joshua Giancarlo responded to Mr. Nall's remarks and said he has lived in the district for years. He would like to see in the future the Fire Assessment to have its own night.

Jennifer Goldfarb, said she agrees with Commissioner Pulcini and wants money in the budget for COLAS and merit.

Ryan Shrouder, asked if we are charging the schools the storm water assessment.

Mr. Napoli will look into it.

17. ADJOURNMENT

The meeting adjourned at 8:33 PM.

The minutes of the Regular City Commission Meeting of September 8, 2020 were approved during the Regular City Commission Meeting of September 22, 2020.

Greg Ross, Mayor

MOTION: To approve reconsider the motion to approve medical insurance plans as discussed on September 1, 2020. **Moved by Commissioner Green. Seconded by Commissioner Curran. Commissioners Pulcini, Meltzer and Mayor Ross, No. Commissioner Green and Curran, Yes. Motion fails.**

g. Discussion and motion to approve medical insurance (*should the motion to reconsider pass*) – **Commissioner Green**

Previous motion did not pass.

12. ORDINANCES ON FIRST READING

a. Ordinance No. 20-9-1 (Growth Management)

City Attorney Horowitz read "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING THE CITY'S CODE OF ORDINANCES BY AMENDING CHAPTER 23, ENTITLED "ZONING DISTRICTS," AMENDING ARTICLE IV ENTITLED, "DISTRICT REGULATIONS," BY SPECIFICALLY AMENDING SECTION 23-56, ENTITLED "I-1, LIGHT INDUSTRIAL DISTRICT" PERMITTING INSTRUCTIONAL USES; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE" by title.

Mayor Ross asked what was the rationale behind the change.

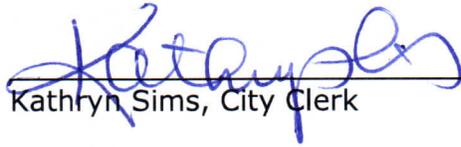
Growth Management acting Director Jason Chockley said bring the commerce centers in line with all other shopping centers.

MOTION: To approve Ordinance 20-9-1. **Moved by Commissioner Meltzer. Seconded by Commissioner Pulcini. All aye on roll call vote. Motion passed.**

13. CITY MANAGER REPORT

City Manager Napoli advised Covid numbers are trending down and he thanked the residents and staff for adhering to all the social distancing measures. BSO negotiations have finished and they are finalizing the contract. They are still working through the pension issue and they are working on clarity. Meetings will be schedule with all Commissioners next week on changes to the contract. He said he does not believe everything will be ready for September 22, 2020. He may add the information on the second budget meeting or schedule a special meeting. He also said there are changes to the budget.

Finance Director Walker said last month the state estimate came in and the numbers have changed they advised we are now \$327,000 short. She looked at revenue sources and revised those numbers based on reduced costs they have a contribution to fund balance in the general fund of \$160,000 and a contribution to fund balance citywide of \$351,000.



Kathryn Sims, City Clerk

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

