

ORDINANCE NO. 22-8

**AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, SUBMITTING TO REFERENDUM AN AMENDMENT TO THE CHARTER OF THE CITY OF COOPER CITY AT ARTICLE III, ENTITLED “LEGISLATIVE;” AND IN PARTICULAR AMENDING SECTION 3.01 ENTITLED “CITY COMMISSION, POWERS AND COMPOSITION”; AMENDING SECTION 3.02, ENTITLED “QUALIFICATIONS, ELECTIONS AND TERMS;” DELETING SECTION 3.03, ENTITLED “ELECTION DISTRICTS,” IN ITS ENTIRETY; AMENDING SECTION 3.07, ENTITLED “FILING FEES AND NOTICE OF CANDIDACY;” PROVIDING FOR THE ELIMINATION OF SINGLE-MEMBER COMMISSION DISTRICTS IN THE CITY OF COOPER CITY, COMMENCING WITH THE NOVEMBER 2024 GENERAL MUNICIPAL ELECTION; PROVIDING FOR THE CREATION OF THE POSITIONS COMMISSIONER 3 AND COMMISSIONER 4, WHICH SHALL BE ELECTED AT LARGE AT THE NOVEMBER 2024 GENERAL MUNICIPAL ELECTION, ALONG WITH AN AT LARGE ELECTED MAYOR; PROVIDING FOR THE CREATION OF THE POSITIONS COMMISSIONER 1 AND COMMISSIONER 2, WHICH SHALL BE ELECTED AT LARGE AT THE NOVEMBER 2026 GENERAL MUNICIPAL ELECTION; PROVIDING THAT THIS ORDINANCE, WHEN ADOPTED, SHALL BE SUBMITTED TO THE QUALIFIED ELECTORS OF THE CITY OF COOPER CITY, ON THE NOVEMBER 8, 2022 GENERAL ELECTION BALLOT AND IT SHALL BECOME EFFECTIVE AS PROVIDED BY LAW; PROVIDING FOR THE ADVERTISING OF THE REFERENDUM ELECTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, Chapter 166, Florida Statutes, as amended, provides for a methodology of Charter amendments supplementary to and not in conflict with the Charter of the City of Cooper City, Florida; and

WHEREAS, Chapter 166, Florida Statutes, as amended, provides that such an amendment may be submitted to a referendum vote by the City Commission of the City of

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Cooper City, Florida, in an ordinance format; and

**WHEREAS**, after careful deliberation and the consideration of public input, the City Commission seeks to propose an amendment to the Charter eliminating election districts and establishing four commission seats elected at large, along with an at large elected mayor ; and

**WHEREAS**, the City Commission has held a public hearing in accordance with Florida law; and

**WHEREAS**, the City Commission deems the proposed amendment to the City Charter, as detailed herein, to be in the best interests of the citizens and residents of the City.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, THAT:**

**Section 1.** The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

**Section 2.** Article III, entitled "Legislative," shall be revised by amending Section 3.01 entitled "City Commission; Powers and Composition;" amending Section 3.02, entitled "Qualifications, Elections and Terms;" deleting Section 3.03, entitled "Election Districts;" and amending Section 3.07, entitled "Filing Fees and Notice of Candidacy" of the Charter of the City of Cooper City, as set forth in Exhibit "A," attached hereto and incorporated herein.

**Section 3.** The Ballot Title shall be as follows:

ELIMINATION OF COMMISSION DISTRICTS AND CREATION OF FOUR AT-

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LARGE COMMISSION SEATS

**Section 4.** At the General Municipal Election on November 8, 2022, the following question shall be placed on the ballot for consideration by the qualified electors of the City of Cooper City, Florida, and shall read as follows:

Shall the Cooper City Charter be amended to provide for the elimination of single-member commission districts and the establishment of four (4) commission seats elected at-large, along with an at-large elected mayor; commencing in November 2024 with the positions of Commissioner 3, Commissioner 4 and the mayor elected at-large, and in November 2026 with the positions of Commissioner 1 and Commissioner 2 elected at-large?

This proposed Charter amendment will have no financial impact to the City.

YES  NO

**Section 5.** **Advertisement.** The City Clerk of the City of Cooper City is hereby authorized and directed to advertise the referendum election contemplated herein all in accordance with the Code of Ordinances of the City of Cooper City, Florida, as well as the State of Florida Election Code.

**Section 6.** **Codification.** It is the intention of the City Commission of the City of Cooper City that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Cooper City, Florida, and that the Sections of this Ordinance may be renumbered, re-lettered and the word "Ordinance" may be changed to "Section," "Article," or such other word or phrase in order to accomplish such intention.

**Section 7.** **Severability.** If any clause, section, or other part of this Ordinance shall

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be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this Ordinance.

**Section 8.** **Conflicts.** All Ordinances or parts of Ordinances, Resolutions, or parts of Resolutions in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

**Section 9.** **Effective Date.** This Ordinance shall take effect immediately upon its adoption.

**PASSED AND ADOPTED on First Reading this \_\_\_\_\_ day of \_\_\_\_\_, 2022.**

**PASSED AND FINAL ADOPTION on Second Reading this \_\_\_ day of \_\_\_\_\_, 2022.**

\_\_\_\_\_  
MAYOR GREG ROSS

ATTEST:

\_\_\_\_\_  
TEDRA ALLEN  
City Clerk

**ROLL CALL**  
Mayor Ross \_\_\_\_\_  
Commissioner Green \_\_\_\_\_  
Commissioner Meltzer \_\_\_\_\_  
Commissioner Pulcini \_\_\_\_\_  
Commissioner Shrouder \_\_\_\_\_

Approved As To Legal Form:

\_\_\_\_\_  
JACOB G. HOROWITZ  
City Attorney

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**EXHIBIT "A"**

CHARTER AMENDMENT

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