

ORDINANCE NO. 26-12

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 3.06, ENTITLED “COMPENSATION; EXPENSES;” PROVIDING FOR ADJUSTMENTS TO THE SALARY OF COMMISSION MEMBERS PURSUANT TO THE ADOPTION OF THE ANNUAL BUDGET AND SUBJECT TO THE CONSUMER PRICE INDEX, SOUTH REGION; REQUIRING ANY ADJUSTMENTS TO COMMISSIONER COMPENSATION IN EXCESS OF THE CONSUMER PRICE INDEX TO BE APPROVED BY THE ELECTORS OF THE CITY AT A REFERENDUM ELECTION; PROVIDING THAT THIS ORDINANCE, WHEN ADOPTED, SHALL BE SUBMITTED TO THE QUALIFIED ELECTORS OF THE CITY OF COOPER CITY, ON THE NOVEMBER 3, 2026 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 Cooper City, Florida, in an ordinance format; and

WHEREAS, the City’s Charter Review Board convened pursuant to Section 7.02 of the City Charter and has recommended revisions to Section 3.06 of the City Charter related to the compensation of commission members, as detailed in this ordinance; and

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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 of the Town Charter, entitled "Legislative," shall be revised by amending Section 3.01, entitled "Compensation; Expenses," 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:

SALARY OF CITY COMMISSION MEMBERS

Section 4. At the General Municipal Election on November 3, 2026, 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 allow for changes to the salary of commission members in accordance with the annually adopted budget in amounts not to exceed the Consumer Price Index, South Region, provided that any salary increases exceeding the Consumer Price Index, South Region, be subject to approval by the electors of the city voting in a referendum election?

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

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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 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 _____, 2026.

PASSED AND FINAL ADOPTION on Second Reading this __ day of _____, 2026.

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JAMES CURRAN
Mayor

ATTEST:

TEDRA ALLEN
City Clerk

ROLL CALL

Mayor Curran _____
Commissioner Shrouder _____
Commissioner Katzman _____
Commissioner Mallozzi _____
Commissioner Smith _____

APPROVED AS TO LEGAL FORM:

JACOB G. HOROWITZ
City Attorney

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EXHIBIT "A"

CHARTER AMENDMENT

Section 3.06. - Compensation; expenses.

(1) The city commission may ~~determine any~~ change ~~in~~ the monthly salary of the mayor and commissioners as follows:

(a) by adoption by the City Commission of its annual budget for any increase that does not exceed the Consumer Price Index, South Region, for June of the same calendar year in which the annual budget is adopted, with such increase becoming effective at the commencement of the fiscal year for the adopted budget;

(b) by ordinance for an increase exceeding the Consumer Price Index, South Region, for June; provided that, but no such increase in salary ordinance increasing such salary shall become effective unless approved by a vote of the electors of the city at a referendum election. until the date of commencement of the terms of commissioners elected at the next regular election.

(2) Any benefit plans to be provided to the mayor and commissioners shall first be established by ordinance, said ordinance to be effective immediately upon its passage and final adoption.

(3) The mayor and commissioners shall receive their actual and necessary expenses incurred in the performance of their duties of office.

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