



CITY OF COOPER CITY CITY COMMISSION SPECIAL MEETING

Tuesday, November 28, 2023 at 5:00 PM
City Hall Auditorium | 9090 SW 50th Place

MINUTES

PLEDGE OF ALLEGIANCE

Mayor Ross opened the meeting at 5:00 PM and led the assembly in the Pledge of Allegiance.

ROLL CALL

Present were Commissioners Mallozzi, Katzman, Shrouder, Green and Mayor Ross.

DECORUM - Jacob Horowitz, City Attorney

City Attorney Horowitz read the decorum policy as follows: Members of the Commission, staff members, citizens, and others are required to use civil and appropriate language when addressing the Commission or anyone present at the meeting and must refrain from using profanity, cursing, or exhibiting aggressive or threatening behavior. All comments should generally be directed to the presiding officer and not to individual members of the Commission, staff, or the audience. No personal verbal attacks toward any individual by either the Commission, staff, citizens, or others shall be allowed during any meeting of the Commission. Any persons making impertinent or slanderous remarks or personal attacks or who becomes boisterous while addressing the Commission or who otherwise violates the decorum rules set forth herein shall be barred from further audience before the Commission by the Mayor, or by request of any member of the Commission unless permission to continue or again address the Commission be granted by a majority vote of the Commission members present.

PUBLIC COMMENTS (3 MINUTES)

No public comments.

TOPIC FOR DISCUSSION

1. **Ordinance No. 23 -26 (Finance)**

City Attorney Horowitz read "AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING ORDINANCE NO. 2022-22, ADOPTED ON SEPTEMBER 27, 2022; PROVIDING FOR AN AMENDED BUDGET FOR FISCAL YEAR 2022-2023 FOR THE CITY, AND THAT THE BUDGET BE INCREASED IN THE AMOUNT OF \$64,187.00; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE." by title.

Mayor Ross opened the public hearing with no one wishing to speak. Mayor Ross closed the public hearing.

MOTION: Commissioner Mallozzi moved to approve Ordinance 23-26. Commissioner Green seconded the motion which prevailed by the following roll call vote.

YES: Commissioners Mallozzi, Katzman, Green and Mayor Ross

NO: Commissioner Shrouder

CITY ATTORNEY REPORT

City Attorney Horowitz advised the City authorized and directed his office to engage with Ferraro Law Firm regarding the PFAS litigation. He has since worked with Mr. Ferraro and Utilities Director Raj Verma to put together some testing and further analysis as it relates to DuPont and 3M. There is a deadline to opt in or out of both settlements both within the first two weeks of December. The City's special counsel is recommending that we opt into the settlement. There was a fairly detailed analysis that was included by our special counsel that he sent to the Commission last week. Our special counsel is preparing complaints to pursue additional claims against other potential defendants where there may be some opportunities for the City to recover. He recommends to follow the recommendation of our special counsel unless there's objection to join in those settlements and pursue all available recovery for the City.

MOTION: Commissioner Katzman moved to join both settlements. Commissioner Green seconded the motion which prevailed by a unanimous roll call vote. (5-0)

ADDITIONAL PUBLIC COMMENTS (3 MINUTES)

There were no additional comments.

Mayor Ross thanked Interim CFO Barbara Hastings for her work on behalf of the City of Cooper City and the City Commission.

ADJOURNMENT

The meeting adjourned at 5:06 PM.

The minutes of the Special Commission Meeting of November 28, 2023 were approved during the Regular City Commission Meeting of December 12, 2023.

Greg Ross, Mayor

Tedra Allen, City Clerk

ADA 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.coopercity.gov or at the Office of the City Clerk, City of Cooper City, 9090 SW 50 Place, Cooper City, Florida, 33328, 954-434-4300.

DECORUM

Members of the Commission, staff members, citizens, and others are required to use civil and appropriate language when addressing the Commission or anyone present at the meeting and must refrain from using profanity, cursing, or exhibiting aggressive or threatening behavior. All comments should generally be directed to the presiding officer and not to individual members of the Commission, staff, or the audience. No personal verbal attacks toward any individual by either the Commission, staff, citizens, or others shall be allowed during any meeting of the Commission.

Any persons making impertinent or slanderous remarks or personal attacks or who becomes boisterous while addressing the Commission or who otherwise violates the decorum rules set forth herein shall be barred from further audience before the Commission by the Mayor, or by request of any member of the Commission unless permission to continue or again address the Commission be granted by a majority vote of the Commission members present.

WEBVTT

1

00:00:08.050 --> 00:00:08.789

Thank you. I didn't.

2

00:00:14.240 --> 00:00:16.480

and ladies generally, and welcome to you.

3

00:00:16.700 --> 00:00:24.900

Cooper City Hall: Super City's commission meeting. It is now a special meeting is now November 28, 5 PM. If you please. All join me in the pledge of allegiance.

4

00:00:26.510 --> 00:00:29.979

Pledge allegiance to the flag. United States of America

5

00:00:30.250 --> 00:00:38.110

Cooper City Hall: to the Republic will to stand one nation under God, indivisible liberty and justice for all. Thank you. Everyone. Paul.

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00:00:42.650 --> 00:00:49.740

Cooper City Hall: Commissioner Pelosi. Here, Commissioner Katzmann, here, Commissioner Schrouter. Commissioner Green, yeah, Mayor Ross. I am here.

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00:00:49.760 --> 00:00:53.860

Cooper City Hall: and if I can have Jacob Horowitz, our city Attorney Review, coron policy.

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00:00:55.430 --> 00:01:12.570

Cooper City Hall: Thank you, Mayor. I may just for the record the city's decorum policy reads as follows, members of the commission, staff, staff, staff, staff, staff, staff, staff staff members, citizens, and others, are required to use civil and appropriate language when addressing the Commission, or anyone present at the meeting, and must refrain from using profanity, cursing or exhibiting aggressive behavior, or threatening behavior.

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00:01:12.880 --> 00:01:25.809

Cooper City Hall: All comments should be generally directed to the presiding officer and not to individual members of the Commission staff or the audience. No personal verbal attacks toward any individual by either the commission, staff, citizens, or others shall be allowed, during any meeting to city commission.

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00:01:26.020 --> 00:01:33.029

Cooper City Hall: any person making impertinent or slanderous remarks or personal attacks, while addressing the Commission.

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00:01:33.070 --> 00:01:48.149

Cooper City Hall: or otherwise violated. The court rules set forth here in shall be barred from further audience for the Commission by the mayor, or by request of any member of the Commission unless permission to continue. Or again, address the Commission, be granted by a majority vote to the Commission members present. Thank you, Mayor, thank you very much. And

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00:01:48.240 --> 00:01:50.690

Cooper City Hall: do we have anyone signed up for public comments?

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00:01:51.710 --> 00:01:53.150

Cooper City Hall: Anyone on virtue?

14

00:01:53.770 --> 00:02:23.570

Cooper City Hall: We'll move on to the topic of discussion. I'll ask Jacob to read ordinance number 23, dash 26 for the record. Mayor. Commission ordinance 2326 is an ordinance to the city. Cooper City, Florida, amending the work. It's number 2220, 2222, adopted on September 20, seventh, 2,022, providing for an amended budget for fiscal year, 2,02223 for the city, and that budget be increased in the amount of \$64,187, buddy for conflicts, severability and Friday for an effective date, and there is public hearing. Thank you. Do I have motion

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00:02:23.950 --> 00:02:26.120

Cooper City Hall: vice, Mr. Malos? Second by, and

16

00:02:26.210 --> 00:02:28.480

Cooper City Hall: Commissioner Green Commission, Melosie.

17

00:02:28.680 --> 00:02:31.200

Cooper City Hall: Commissioner Green. Commissioner Sharon.

18

00:02:31.380 --> 00:02:40.520

Cooper City Hall: Commissioner Beckmann and I have nothing. I'll open it up about the meeting. Anyone through public wishing to speak on this item, seeing none anyone on virtual.

19

00:02:42.730 --> 00:02:45.749

Cooper City Hall: we will go ahead and call the vote. Commissioner Malazi.

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00:02:45.980 --> 00:02:51.910

Cooper City Hall: Commissioner Cassman, Commissioner, Shrouder, Commissioner Green. Yes, Mayor, yes.

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00:02:51.950 --> 00:03:14.689

Cooper City Hall: Item. Last week, last Wednesday I believe it was. I forwarded an email to the Mayor Commission. It was a privileged communication. It was attorney client work product that was forwarded to me by our special counsel and the pfas litigation. You may recall that the city authorized and directed our office to engage the Ferrari law firm about a month ago.

22

00:03:14.690 --> 00:03:28.900

Cooper City Hall: We've since worked Mr. Ferraro and Raj Burma and your utility team to put together some testing and additional analysis, as it relates to 2 of the potential settlements that are forthcoming. One relates to Dupont, the other relates to 3 M.

23

00:03:28.900 --> 00:03:45.669

Cooper City Hall: There's a deadline for the city to opt in or out of settlements. They're both within the first 2 weeks of December. Your special counsel is recommending that we opt into the settlement. There was a fairly detailed analysis that was included by our special counsel email. I forward to you last week.

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00:03:45.670 --> 00:04:05.309

Cooper City Hall: I don't want to get into the details of their analysis and potential recovery for the city. As it is, the attorney, client, or product want to maintain that privilege. But unless there is any objection,

we're going to advise our special counsel to opt in to both of those settlements. There are a number of other potentially named defendants that are involved in the Pfas litigation.

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00:04:05.310 --> 00:04:27.069

Cooper City Hall: Our special counsel is preparing complaints to pursue additional claims against other potential defendants, where there may be some opportunities for the city to recover the 2 larger claims that the settlements have been negotiated again with Dupont and 3 M. We're gonna recommend and follow the recommendation of our special counsel unless there's objection to join in those settlements and pursue all available recovery for the city.

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00:04:27.400 --> 00:04:39.909

Cooper City Hall: Oh, you know I will take a motion. If if yeah, if that'd be in order, I'll move to. If you join us. we've got a motion. And second, any further discussion, hearing none. All the vote.

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00:04:41.110 --> 00:04:44.830

Cooper City Hall: Commissioner Malzik. Commissioner Yasmin. Yes, Commissioner Trowder.

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00:04:47.740 --> 00:04:54.129

Cooper City Hall: Commissioner Green. Yes, Mayola. Yes, thank you. Mayor Commission, Thalia. and any additional public comments

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00:04:55.960 --> 00:05:08.749

Cooper City Hall: on behalf of the Commission, just to before the motion on behalf of the Commission to say and recognize Barbara Hastings for

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00:05:08.800 --> 00:05:15.589

Cooper City Hall: billing in during a period of time that was difficult, and yet you steered us in the right direction.

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00:05:15.600 --> 00:05:22.900

Cooper City Hall: The work that you put in the time that you put in made it a whole lot easier for the incoming

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00:05:23.100 --> 00:05:30.139

Cooper City Hall: Cfo. And so we just want to say Thank you on behalf of Group City on behalf of the Commission. Appreciate you working

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00:05:32.010 --> 00:05:35.940

Cooper City Hall: now we're motion to the gun. Thank you.

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00:05:36.320 --> 00:05:38.170

Cooper City Hall: 5 and 20.

35

00:05:38.310 --> 00:05:39.960

Cooper City Hall: I called the yonder.