

ORDINANCE NO. 24-21

AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA RATIFYING AND CONFIRMING THE BENEFIT PLANS FOR THE CITY'S ELECTED OFFICIALS, IN ACCORDANCE WITH SECTION 3.06 OF THE CITY CHARTER; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 3.06 of the City Charter states that “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;” and

WHEREAS, Section 3.06 of the City Charter was placed on the ballot pursuant to Ordinance No. 2002-08-07, adopted on August 28, 2002, and approved by the Cooper City electorate on November 5, 2002; and

WHEREAS, since the 2002 adoption of Section 3.06 of the City Charter, the City Commission has, from time to time, adopted, implemented and amended benefit plans and compensation for the City's elected officials; and

WHEREAS, since at least 2008, certain benefits for the City's elected officials were included within the City's Manual of Personnel Policies; and

WHEREAS, the Manual of Personnel Policies was adopted and subsequently amended by resolution of the City Commission in 2008, 2010, 2012 and 2016, thereby establishing and amending certain benefits for the City's commission members and the City's general employees, however said benefits were not adopted by ordinance as required by Section 3.06 of the City Charter; and

WHEREAS, the City Commission has also adopted certain benefits for the City's elected officials by ordinance, including the commission's compensation established pursuant to Ordinance No. 14-10-2, adopted on October 28, 2014; and

WHEREAS, the City Commission, in accordance with Section 3.06 of the City Charter, now seeks to correctly adopt and codify the commission's benefit package to ensure that it is properly conferred pursuant to the Charter; and

WHEREAS, the benefits currently received by the City's elected officials are not specifically codified by any resolution or ordinance as required by the City Charter; and

WHEREAS, the City Commission finds that pursuant to Section 3.06 of the City Charter, all commission benefits and compensation must be adopted by ordinance, it is

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

Section 1. **RECITALS ADOPTED.** That each of the above-stated recitals is hereby adopted and confirmed.

Section 2. **ADOPTION OF COMPENSATION AND BENEFITS.** In accordance with Section 3.06 of the City Charter, the City Commission hereby adopts the following compensation and benefits for the elected officials: election officials' compensation shall be equivalent to the midpoint of the lowest full-time employee pay grade, and elected officials shall be entitled to the same insurance, pension and other benefits offered to the lowest paid full-time employee.

Section 3. The City Commission hereby authorizes the City Manager, or his/her designee, to take any and all action necessary to implement the commission's direction set

forth in this ordinance, including, but not limited to, taking any action necessary to initiate and confirm the City Commissioners' enrollment in the Florida Retirement System.

Section 4. 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 5. If any clause, section, or other part or application of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and so not affecting the validity of the remaining portions or applications remaining in full force and effect.

Section 6. Pursuant to Section 3.06(2) of the City Charter, all benefits shall become effective immediately upon its passage and adoption of this Ordinance. Pursuant to Section 3.06(1) of the City Charter, any compensation components of this Ordinance shall not become effective until the date of commencement of the terms of commissioners elected at the next regular election.

PASSED AND ADOPTED on First Reading this 27th day of August, 2024.

PASSED AND FINAL ADOPTION on Second Reading this 17th day of September , 2024.

ATTEST:
DocuSigned by:
Tedra Allen

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Tedra Allen
City Clerk

Signed by:
[Signature]

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GREG ROSS
Mayor

Approved As To Form:

DocuSigned by:

Jacob Horowitz

JACOB G. HOROWITZ

City Attorney

ROLL CALL

Mayor Ross	Yay
Commissioner Green	Nay
Commissioner Katzman	Yay
Commissioner Mallozzi	Nay
Commissioner Shrouder	Yay