

RESOLUTION NO. 21-43

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, AMENDING RESOLUTION NO. 12-7-5, ADOPTED ON JULY 30, 2012; ELIMINATING THE \$36,000 CAP ON NON-RESIDENT FEES PAID TO THE CITY BY THE COOPER CITY OPTIMIST CLUB TO BE USED FOR THE MAINTENANCE OF THE CITY'S SPORTS FACILITIES; ESTABLISHING A \$50.00 PER PARTICIPANT PER SPORT REGISTRATION FEE AND A \$15.00 FIELD USAGE FEE PER PARTICIPANT PER SPORT FOR NON-CITY RESIDENTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on July 30, 2012, the City Commission of the City of Cooper City adopted Resolution No. 12-7-5 (the "Resolution"), thereby creating the Cooper City Year-Round Sports Plan and recognizing the Cooper City Optimist Club ("CCO") to organize, supervise and deliver youth sports to the City's residents; and

WHEREAS, the Resolution established a policy for CCO to include a minimum of seventy percent (70%) Cooper City residents for certain programs, and established a non-resident fee per child, per sport, per season for each non-resident participating in the CCO's programs; and

WHEREAS, the Resolution provided that "an agreed upon portion of the non-resident fee of not less than \$20,000 or more than \$36,000 shall be paid to the City to be used for the maintenance of sports facilities;" and

WHEREAS, the City has seen an increase in the cost of maintaining its sports facilities, and the City Commission seeks to receive a higher portion of the non-resident fees collected by the CCO to ensure that the facilities are properly maintained; and

WHEREAS, the City Commission finds that eliminating the \$36,000 cap on non-resident fees collected by the City from the CCO to ensure proper facility maintenance is in the best interests of the citizens and residents of the City.

NOW, THEREFORE, BE IT RESOLVED 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. All exhibits attached hereto and incorporated herein and made a part hereof.

Section 2: Section 1(E)(1) of Resolution No. 12-7-5, dated July 30, 2012, is hereby amended to provide that an agreed upon portion of the non-resident fee of not less than \$20,000 shall be paid to the City to be used of the maintenance of sports facilities. The City registration fee for non-City residents is hereby established as \$50.00 per participant per sport. The City field usage fee for non-City residents is hereby further established as \$15.00 per participate per sport.

Section 3. **Conflicts.** All resolutions inconsistent or in conflict herewith shall be and are hereby repealed insofar as there is conflict or inconsistency.

Section 4. **Severability.** If any section, sentence, clause, or phrase of this Resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

Section 5. **Effective Date.** This Resolution shall become effective upon its passage and adoption by the City Commission.

PASSED AND ADOPTED THIS ____ DAY OF _____, A.D., 2021.

GREG ROSS
Mayor

ATTEST:

KATHRYN SIMS, CMC
City Clerk

ROLL CALL

Mayor Ross _____
Commissioner Green _____
Commissioner Meltzer _____
Commissioner Pulcini _____
Commissioner Shrouder _____

APPROVED AS TO LEGAL FORM:

JACOB G. HOROWITZ
City Attorney