



city council minutes

MINUTES CC Regular Session April 21st, 2020 Virtual Conference 6:30 pm

The Belle Isle City Council met in a Regular Session on April 21st, 2020, at 6:30 p.m. on a Virtual Webinar zoom.us/j/91050816187.

Present was:

Mayor Nicholas Fouraker
Commissioner Ed Gold
Commissioner Anthony Carugno
Commissioner Mike Sims
Commissioner Harv Readey
Commissioner Karl Shuck
Commissioner Jim Partin
Commissioner Sue Nielsen

Absent was:

Also present were Attorney Ardaman, City Manager Francis, Chief Houston, and City Clerk Yolanda Quiceno.

CALL TO ORDER

Mayor Fouraker called the meeting to order at 6:30 pm and confirmed quorum.
Comm Nielsen led the invocation and pledge to the flag.

CONSENT ITEMS

Mayor Fouraker called for a motion to approve Consent items,

- a) Approval of City Council minutes – March 3, 2020
- b) Approval of City Council Special Called session minutes – April 3, 2020
- c) Approval of City Council minutes – April 7, 2020
- d) March Monthly Reports: Finance Report, Code Enforcement, and OC Fire

Comm Gold motioned to approve consent items as presented.

Comm Nielsen seconded the motion, which passed unanimously upon roll call.

CITIZEN COMMENTS

Mayor Fouraker opened for citizen comments.
The city clerk stated that there were no comments received.
There being no comments, Mayor Fouraker closed citizen comments.

UNFINISHED BUSINESS

ORDINANCE 20-03– FIRST READING AND CONSIDERATION

AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA, ELECTING TO IMPLEMENT THE USE OF TRAFFIC INFRACTION DETECTORS WITHIN THE CITY LIMITS OF BELLE ISLE, FLORIDA AS AUTHORIZED BY SECTION 316.008(8)(a), FLORIDA STATUTES; AUTHORIZING THE POLICE CHIEF TO IMPLEMENT THE PROVISIONS OF FLORIDA LAW RELATING TO THE USE OF TRAFFIC INFRACTION DETECTORS WITHIN THE CITY LIMITS OF BELLE ISLE FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

Mayor Fouraker read Ordinance 20-03 by title.

Mr. Francis clarified to approve the contract and ordinance must be in place before moving forward.

Mayor Fouraker called for discussion. There being none, he called for a motion to adopt Ordinance 20-03.

Comm Sims motioned to adopt Ordinance 20-03 as presented.

Comm Partin seconded the motion, which passed unanimously upon roll call.

ORDINANCE NO. 20-04 – FIRST READING AND CONSIDERATION

AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA PROVIDING THAT THE BELLE ISLE LAND DEVELOPMENT CODE BE AMENDED BY REVISING CHAPTER 50, ARTICLE II, SECTION 50-36 RELATING TO IMPROVEMENTS CONCERNING THE SPECIFICATIONS TO BE USED FOR CONCRETE SURFACES; AMENDING CHAPTER 50, ARTICLE III TO CREATE A NEW SECTION 50-77 PROVIDING FOR THE PRIVATE INSTALLATION OF PAVER SIDEWALKS AND DRIVEWAYS IN RESIDENTIAL AREAS UNDER CERTAIN CONDITIONS; ESTABLISHING CRITERIA FOR CONSTRUCTION AND MAINTENANCE OF PAVER SIDEWALKS AND DRIVEWAYS; PROVIDING FOR SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Mayor Fouraker read Ordinance 20-03 by title.

Mr. Francis clarified to approve the contract and ordinance must be in place before moving forward.

Mayor Fouraker called for discussion. There being none, he called for a motion to adopt Ordinance 20-03.

Comm Nielsen motioned to adopt Ordinance 20-04 as presented.

Comm Partin seconded the motion, which passed 6:1 with Comm Carugno nay.

NEW BUSINESS

Discussion Strategic Plan - Adoption of RESOLUTION 20-05 - A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA, ADOPTING THE CITY OF BELLE ISLE 2020-2025 STRATEGIC PLAN.

Mayor Fouraker read the Resolution by Title.

Mayor Fouraker called for discussion. There being none, he called for a motion to adopt Resolution 20-05.

City Manager Francis gave a brief overview of the City's Strategic Plan for the years 2020-2025. He said that the plan is a long-term roadmap comprised of a set of goals and objectives that help Belle Isle successfully move forward and help realize its long-term vision.

Comm Nielsen motioned to adopt Resolution 20-05.

Comm Sims seconded the motion, which passed unanimously upon roll call 7:0.

Discussion of Fee Schedule - Adoption of RESOLUTION 20-04 - A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA, AMENDING, SUPERSEDING, AND REPLACING FEES AND ADOPTING FEE SCHEDULES FOR THE FISCAL YEAR 2019-2020; PROVIDING FOR SEVERABILITY, PROVIDING A REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR ADOPTION.

Mayor Fouraker read the Resolution by Title.

City Manager Francis gave a brief overview and said the schedule provides a list of fees and fines into one document.

This consolidated fee schedule will assist the City in reviewing and updating the Fee schedule yearly during the budget process.

Mayor Fouraker called for discussion.

Comm Shuck asked if the permit fees are included in the fee schedule.

City Manager Francis said yes.

Comm Sims motioned to adopt Resolution 20-04.

Comm Nielsen seconded the motion, which passed unanimously upon roll call 7:0.

ATTORNEY REPORT

Attorney Ardaman gave a brief overview of the Assistant County Attorney's memo dated January 2, 2020, dealing with the NAV Board and the District's opinion on boating regulations. The City agrees, for the most part, with the findings. However, there is one glaring difference, stating FS 327 provides for a preemption of the Navigation District's authority with respect to boating operations and navigations. The City believes the District retains its authority under the special act and amendments.

After further discussion with the Assistant County Attorney, she agreed to review the findings and speak with the County to take the approach that the City and the Lake County Navigational District both approach FWC with their interpretation on FS 327 rather than taking an aggressive approach. He is waiting for a response and will provide an update as it moves forward.

Mayor Fouraker asked if he can provide a timeline for a response to present to FWC to allow for sufficient notice for all parties to participate in the presentation. Attorney Ardaman said approximately within the next 30-days.

City Manager Francis asked if the City should wait to adopt the Orange county ordinances for boating safety. Attorney Ardaman said at this point; the City should expect to move forward until after he receives the response from the County. However, if the City needs to adopt the County's ordinance, it will not hurt the City's position moving forward.

CITY MANAGER REPORT

City Manager Francis reported on the following,

- Gene Polk Park - Final inspection has been completed, and the FEMA applications have been submitted for reimbursement. He said that a resident had shared his concern that the sand is shifting on his property. He believes it has to do with the natural wave action and not the project.
- Street Paving – Final estimate on St Partin drainage for the four homes. The City will be rerouting its drainage. The next steps will include scheduling a survey for the easement for homeowner approval.
- Traffic Study – Metro Plan continues to draft the traffic study with HDR/County and City staff regarding the traffic calming on Hoffner Avenue.
- Wallace Field – Use Agreement was adopted. Waiting for the CCA site plan.
- Acquisition of Property –
 - He is waiting for the Governor to sign the Deed on Cross Lake.
 - Awaiting BOA's response to the removal of the ATM.
 - CCA Meeting on April 22 – 3 pm. 2-issues on the agenda include (1) conditions for refinancing, and (2) Lancaster House update.
 - Comm Partin asked is the City responded to the letter received from Ms. Padgett on behalf of the Historical Society. Mr. Francis said he has not responded since they said they are not interested in the project any longer. Comm Nielsen said she does not believe Mrs. Padgett is speaking for the Historical Society. City Manager Francis said he would place the item for discussion at the next Council meeting.
 - Approval to schedule a Virtual Special Called session with the Budget Committee for the presentation of the CAFR Annual Audit. City Council consensus was to schedule the meeting for April 30th at 1:00 pm.

Chief's Report

Chief Houston reported on the following,

- Chief Houston gave an update on a tick up on mailbox theft. She asked that residents do not place their outgoing mail in their mailbox but take it to the Post Office.
- The PD has reallocated resources on Hoffner Avenue to alleviate and enforce the traffic and access speed. Mayor Fouraker said he spoke with Comm Uribe on additional assistance on Hoffner Avenue to combat the speed issues.
- The Marine Patrol is on the lake, encouraging and educating violators on the water on social distancing.
- The overall support given to the first responders is much appreciated.

MAYOR'S REPORT

Mayor Fouraker reported on the following,

- He gave an update on the "makeshifts" parades keeping the spirits up in Belle Isle for the Easter holiday.
- Speaking with the County on pedestrian cross strips and modernizing the road on Hoffner.
- Schedule meeting with the County on a discussion on the COVID-19 issues and lifting the ban.
- He asked for additional signs at the end street on Barby Lane that clearly state, No Loitering – No Launching to reroute that traffic to a safer location.
- Mayor Fouraker reported that Rick Miller reported a large number of launches at the FOP. Chief Houston said she would communicate the concern to Mayor Dallas.

COUNCIL REPORT

Comm Carugno

- Comm Carugno shared his concerns on Hoffner Avenue and looked forward to a solution with the County.
- Comm Carugno urges residents to voice their opinion by contacting their Commissioner and not post on Face book only.

Comm Shuck

- Comm Shuck asked all residents to be aware of the kids and families walking and riding a bike on the road.

Comm Partin

Comm Partin urged residents to abide by the shelter in place to avoid a surge in COVID-19 cases in Belle Isle. He reported a resident's concern on their neighbors having large party groups on the lake. Chief Houston said if any resident is aware of any large gatherings against the Govern's mandate, they should call the Belle Isle PD.

Comm Nielsen

Comm Nielsen said she believes some residents will be willing to send letters to the County on the need for lighted crosswalks and additional enforcement and traffic calming efforts on Hoffner Avenue. Mayor Fouraker said residents could send a letter to Commissioner Uribe and Orange County Public Works with a copy to the City Manager, Mayor Fouraker, and Chief Houston.

Comm Gold

- Comm Gold said he would like to see a 4-way stop on Windsor Place or Lake Conway Shores as a calming device.
- He further spoke on creating a special taxing district for the wall that was damaged on Hoffner Avenue.

ADJOURNMENT

There being no further business, Mayor Fouraker called for a motion to adjourn. The motion was passed unanimously at 7:48 p.m.

Yolanda Quiceno, CMC, City Clerk