



CITY OF BELLE ISLE, FL CITY COUNCIL MEETING

Tuesday, November 01, 2022, * 6:30 pm

MINUTES

Present was:

Nicholas Fouraker, Mayor
District 1 Commissioner – Ed Gold
District 2 Commissioner – Anthony Carugno
District 3 Commissioner – Karl Shuck
District 4 Commissioner – Randy Holihan
District 5 Commissioner – Beth Lowell
District 6 Commissioner – Stan Smith
District 7 Commissioner – Jim Partin

Absent was:

1. Call to Order and Confirmation of Quorum

Mayor Fouraker called the meeting to order at 6:30 pm, and the Clerk confirmed quorum. Also present were City Manager Francis, Attorney Chumley, Chief Houston, Deputy Chief Grimm, and City Clerk Yolanda Quiceno.

2. Invocation and Pledge to Flag – Commissioner Anthony Carugno, District 2

Comm Carugno gave the invocation and led the pledge to the flag.

3. Presentations

Proclamation celebrating Sheldon Govia's 90th Birthday

Mayor Fouraker read the Proclamation for the record. Mr. Govia and his family were present for the presentation.

Hurricane Heroes

Mayor Fouraker presented a Certificate of Appreciation to Allyn Bencen for his volunteerism for hurricane-related recovery in Lake Conway Estates.

4. Consent Items

Approval of the following City Council meeting minutes,

- a. Approval of the City Council meeting minutes - October 18, 2022
- b. Approval of the City Council meeting minutes - October 28, 2022
- c. Approval of the City Council meeting minutes - November 1, 2022

Comm Holihan moved to approve the consent items as presented.

Comm Lowell seconded the motion, which passed unanimously 7:0.

5. Citizen's Comments

Mayor Fouraker opened for Citizen Comments. There being no comments, Mayor Fouraker closed citizen comments.

6. Unfinished Business

- a. **ORDINANCE NO. 22-10 SECOND READING AND ADOPTION** - AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA, MODIFYING CHAPTER 10, "ENVIRONMENT," BY CREATING ARTICLE VII, "DILAPIDATED, DANGEROUS, DECAYED STRUCTURES AND APPURTENANCES; AMENDING SECTION 10-153 "GRASS, LANDSCAPING AND LOT MAINTENANCE; AMENDING CHAPTER 18 "PARKS AND RECREATION"; AMENDING SECTION 24-41 "TEMPORARY CONSTRUCTION

DUMPSTERS"; AMENDING SECTION 30-32 "NOTICE TO REMOVE" AND SECTION 30-36 "REMOVAL OF VEHICLE BY CITY FROM PROPERTY" OF THE CITY'S CODE OF ORDINANCES; AND PROVIDING FOR ENFORCEMENT, SEVERABILITY, CONFLICTS, CODIFICATION, AND AN EFFECTIVE DATE.

City Manager Francis read Ordinance 22-10 by title.

City Manager Francis said that at the November 2022 meeting, the City Council discussed and moved the ordinance for second reading. The ordinance changes include Chapter 10 for grass and lot maintenance and condemnation of dangerous structures, Chapter 18 for Parks, Chapter 24 for dumpsters, and Chapter 30 for notice and removal of vehicles.

Comm Holihan moved to adopt Ordinance 22-10.

Comm Lowell seconded the motion for discussion.

Comm Holihan asked for clarification of the definition of a vehicle as it relates to parking in Trimble Park. Mr. Francis said it is addressed on Page 10 18.7(h).

Without further discussion, Ordinance 22-10 passed unanimously 7:0 upon roll call.

City Manager Francis said the staff might move rapidly on 2-3 homes in the City that need to be condemned,

7. New Business

- a. RESOLUTION NO. 22-32** - A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA, AMENDING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2021, AND ENDING SEPTEMBER 30, 2022, PROVIDING AN EFFECTIVE DATE.

City Manager Francis read Resolution 22-32 by title.

City Manager Francis said the resolution adjusts the final numbers for the FY 21-22 Budget. The change was based on expenditures that the City Council approved during the year that were not in the previous amendment and accounted for additional revenues received that were not previously budgeted.

Comm Lowell moved to approve Resolution 22-32.

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

- b. RFP For Updating Stormwater Rate**

City Manager Francis presented a draft Request for Proposal for updating the Stormwater Rate. The last increase was issued in 2003. During that time, stormwater was measured as an ERU to measure the 4,087 square feet rate. Staff believes the ERUs need to be adjusted for commercial and residential properties based on the size of the new development. He noted that stormwater fees are currently assessed as a non- Ad Valorem assessment on property taxes and collected by Orange County under an agreement with the City. The consultant will research for any adjustments and will provide a 10-year plan for Council consideration.

Comm Smith moved to approve the RFP and direct the staff to move forward with advertisement and with the project.

Comm Holihan seconded the motion, which passed unanimously.

7. Attorney's Report – No report.

8. City Manager's Report

City Manager Francis spoke briefly about the additional debris around the City. The debris for Hurricane Ian was collected, and Hurricane Nicole followed. We did not receive FEMA authorization for Category A Debris Removal for Hurricane Nicole. Until Orange County submits its numbers, the City may not receive the designation, which is why the debris is not being collected. Mr. Francis asked the Council if they would like to take the "gamble" that we will be reimbursed and approve the FEMA contractor debris removal for

approximately \$500,000. It will come out of the General Fund if it is not reimbursed. The Council consensus was to wait until the end of the week for FEMA determination. They would like the residents to bundle any debris for regular pickup. Once FEMA approves Category A, the contractor will be ready to start pickup throughout the City, and it will be posted on Facebook and as an e-lert.

Comm Lowell asked if residents would like to pay the City contractor for pickup at their homes can they call the contractor to assist them. Mr. Francis said they could if the resident paid for their pickup.

Comm Carugno said there is a concern that there may be some illegal dumping on Hoffner and was wondering what the City can do about it. Mr. Francis said if they are caught, they can be fined for illegal dumping. In addition, Comm Carugno said waiting to pick up debris from this current storm is hard for some residents as they were still picking up debris from Hurricane Ian. Mr. Francis said the City posted information about Hurricane Ian clean up and asked if any residents needed more time to contact City Hall, and we did not receive any calls.

Mr. Francis said if residents have fallen trees or debris issues Orange County website has contact information for FEMA resources to help them with tier personal property. If the City does not receive the authorization, the City will post FEMA resources on the City's website.

a. Issues Log

Mr. Francis gave an overview of the Issues Log dated November 15, 2022. He further added,

- CCA asked if they could build a wall all around Wallace field. He said he does not believe that will be approved. As part of the site plan, Mr. Francis said he would like to renegotiate to include parking for the open space/city park designation.
- CCA is now responsible for the Lancaster House with the current lease and will remove this action item moving forward.
- He added two new issues to the Issues Log, Weed Management and Weir Management.
- The open position for the Public Works Director has been published with a deadline of December 7, 2022. To date, the City has received one application.
- The City has received one application for the Comp Plan Committee.

b. Chief's Report

Chief Houston reported on the following,

- Chief Houston said the budgeted Drone for the Police Department was delivered today. Officer Clark will be FAA certified to operate the drone, which may be beneficial for searching for missing persons and traffic evaluations.
- Chief Houston gave a brief on Hoffner traffic stats that included: 23 crashes, 625 citations, 381 warnings, and 2,200 red light camera citations. They are working very hard to make Hoffner Avenue safe.
- Due to the high water on Lake Conway, Chief Houston advised users to avoid the wakes close to 500ft from the shore.
- Deputy Chief reported that the City had introduced GoGov to City residents. If anyone has any questions on use, please have them contact the City staff. He added that they have one opening for an Officer, Code Enforcement Officer, and Crossing Guard.

9. Mayor's Report

Mayor Fouraker reported on the following,

- Mayor Fouraker shared his concerns with the weirs with the last two storms. The boards were left in, which made our Lake a reservoir. He is happy that the City Manager is communicating with Orange County.
- Former Mayor Rigante has a dock in disrepair and volunteered to assist with removing the dock along with other volunteers. If anyone is interested, they should contact him via cell or email.

10. Items from Council

- Comm Partin asked how long it will take to permit lighting at Monet/Hoffner. The City Manager said not much longer for the permit.
- Comm Lowell said at the request of a resident of an additional pet station at Gilbert Park.
- Comm Smith said he attended the Nov 3rd Metro Plan Meeting and thanked the mayor for the opportunity to be part of the process.
- Comm Shuck noted that he had observed the Golf Cart riders not following the traffic rules/laws around the school area – creating a safety issue.
- Comm Gold asked if staff could post why the Lake has not opened and Orange County's justification for the closure. Chief Houston said Orange County staff has taken a tour of the Lake and found that it is not safe at this time open due to floating debris. Comm Carugno said many docks were destroyed during the storm, including comprised drain fields.
- Comm Carugno said he received complaints from wakeboards causing havoc on the Lake. During the cleanup, he asked for traffic control around former Mayor Rigante's house.
 - ANAC meeting on January 13th – 10 am
 - He wants to keep Noise Abatement complaints on the Issues log and the Lancaster House.
 - The boat Parade is scheduled for Dec 16th, 17th, and 18th.

11. Adjournment

There being no further business, Mayor Fouraker called for a motion to adjourn.
The motion passed unanimously at 8:25 pm.