



## city council minutes

**MINUTES**  
**August 7, 2018**  
**City Council Regular Session:**  
**Regular Session 6:30 pm**

The Belle Isle City Council met in a regular session on August 7, 2018, at 6:30 p.m. at the City Hall Chambers located at 1600 Nela Avenue, Belle Isle, FL 32809.

Present was:

Mayor Lydia Pisano  
Commissioner Gold  
Commissioner Anthony Carugno  
Commissioner Jeremy Weinsier  
Commissioner Mike Sims  
Commissioner Harv Readey  
Commissioner Jim Partin  
Commissioner Sue Nielsen

Absent was:

n/a

Also present was City Manager Bob Francis, Attorney Kurt Ardaman, Deputy Chief Grimm and City Clerk Yolanda Quiceno.

### CALL TO ORDER

Vice Mayor Readey called the regular session to order at 6:30 pm and the City Clerk confirmed quorum.

Vice Mayor Readey gave the invocation and led the Pledge to the flag.

### CONSENT ITEMS

- a. Approval of the City Council Executive Session minutes – June 19, 2018
- b. Approval of the City Council Regular Session minutes – June 19, 2018
- c. Approval of the City Council Workshop Session minutes – June 29, 2018
- d. Approval of the City Council Regular Session minutes – July 3, 2018
- e. Approval of the City Council Workshop Session minutes – July 24, 2018
- f. RESOLUTION NO. 18-09 - A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA, AUTHORIZING AN EXTENSION OF A LOAN COMMITMENT FROM CENTERSTATE BANK IN A COMMITMENT AMOUNT OF \$750,000.00 AND HAVING A MATURITY DATE OF OCTOBER 19, 2018; AND PROVIDING FOR AN EFFECTIVE DATE.
- g. RESOLUTION NO. 18-10 - A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA, AUTHORIZING THE CITY MANAGER TO DRAW FUNDS ON APPROVED LINE OF CREDIT FOR THE PURCHASE AND INSTALLATION OF EQUIPMENT FOR HVAC EQUIPMENT AT CORNERSTONE CHARTER ACADEMY; REPAYMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

**Comm Sims moved to approve consent items a through g as presented.**

**Comm Nielsen seconded the motion which passed unanimously 7:0.**

### CITIZEN COMMENTS

Mayor Pisano opened for citizen comments. There being no comments, Mayor Pisano closed citizen comments and opened for Council discussion.

### UNFINISHED BUSINESS

- a. ORDINANCE 18-08 – SECOND READING AND ADOPTION: AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA, REPEALING AND REPLACING ORDINANCE 17-07 AND AMENDING CHAPTER 4, SECTION 4-1 OF THE BELLE ISLE CITY CODE TO DESIGNATE CERTAIN AREAS WITHIN THE JURISDICTIONAL LIMITS OF THE CITY AS A RESTRICTED HUNTING AREA; PROVIDING FOR DEMARCATION OF THE RESTRICTED HUNTING AREA; PROVIDING FOR ADDITIONAL DUTIES AND RESPONSIBILITIES OF CITY DEPARTMENTS; PROVIDING FOR PENALTIES, SETTING FORTH UNLAWFUL CONDUCT, AND COMPLIANCE METHODS; PROVIDING FOR CONFLICTS AND REPEAL, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE.

City Manager Francis read Ordinance 18-08 by title.

He said this Ordinance was the result of the settlement agreement with FWC. This Ordinance is in place as a public safety measure and will offer relief for our residents and those who live close to the lake.

**Comm Nielsen moved to adopt Ordinance 18-08**

**Comm Readey seconded the motion which passed unanimously upon roll call 7:0.**

Comm Nielsen	aye
Comm Partin	aye
Comm Sims	aye
Vice Mayor Readey	aye
Comm Weinsier	aye
Comm Carugno	aye
Comm Gold	aye

- b. ORDINANCE NO. 18-09 - SECOND READING AND ADOPTION: AN ORDINANCE GRANTING REPUBLIC SERVICES OF FLORIDA, LIMITED PARTNERSHIP AN EXCLUSIVE SOLID WASTE AND RECYCLING COLLECTION SERVICE FRANCHISE; PRESCRIBING THE TERMS AND CONDITIONS ACCOMPANYING THE GRANT OF FRANCHISE; PROVIDING FOR SEVERABILITY OF CERTAIN PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.

**City Clerk read Ordinance 18-09 by title.**

**Comm Nielsen moved to adopt Ordinance 18-09**

**Comm Gold seconded the motion which passed unanimously upon roll call 7:0.**

Comm Nielsen	aye
Comm Partin	aye
Comm Sims	aye
Vice Mayor Readey	aye
Comm Weinsier	aye
Comm Carugno	aye
Comm Gold	aye

- c. Approval of Donation Agreement with Thirumala Property's LLC

City Manager presented the Donation Agreement agreed upon by both parties. The City Clerk has provided an updated copy of Exhibit A correcting the property description.

**Comm Sims moved to approve the Donation Agreement**

**Comm Nielsen seconded the motion.**

Comm Partin asked if the Environment Report has been submitted by the applicant. Attorney Ardaman said the applicant will have 5-days, from the date of execution of the agreement, to submit the report.

Comm Carugno asked if the applicant will provide the Balloon Test before execution of the agreement. Attorney Ardaman said the Council will have the right to terminate the agreement during the inspection period if the results of the test are not acceptable. If the City does not accept the donation the conditions of the variance will not be effective.

City Manager Francis asked if Council would like to execute the document or approve it contingent to the Balloon Test. Council consensus was to move forward with the approval of the agreement.

- d. Approval of FDEP Contract to purchase Cross Lake Beach

City Manager Francis presented the application to purchase Cross Lake Beach in the amount of \$19,000. The City has received the Phase 1 Environmental Report with no significant and/or reportable findings. The contract will also have to be approved for recommendation by the NAV Board to the Board of County Commissioners before finalizing the purchase.

City Manager Francis is asking for approval to execute the contract in anticipation of the County recommending approval.

Comm Nielsen asked if the surrounding property owners at Cross Lake Beach will continue to have access to the park. Mr. Francis said the Code states if the applicant is landlocked the City must pass a Resolution to allow those residents ingress/egress and, also, the rules of that park do not apply. They will have access to whether or not the City purchases the property.

**Comm Carugno moved to approve the contract with FDEP for the purchase of Cross Lake Beach in the amount of \$19,000. Comm Gold seconded the motion which passed unanimously 7:0.**

## **NEW BUSINESS**

### Approval of Interlocal Agreement with Orange County for Additional Street Sweeping Services

City Manager Francis presented the Inter-local Agreement and said last year he requests \$75,000 for the NAV Board to assist the City in purchasing a street sweeper. In discussion with Orange County EPD and the NAV Board they have come to an agreement that in lieu of providing funding for a new street sweeper for the City, most of all the streets in Belle Isle will be added to the Orange County contract. Those areas determined to be a problem for their sweeper to operate will be identified and will not be in the contract. Having a reduced number of streets to sweep will allow the City to save the purchase of a new sweeper and save the City some money.

**Comm Partin moved to approve the Inter-local Agreement with Orange County for additional street sweeping. Comm Nielsen seconded the motion which passed unanimously 7:0.**

## **ATTORNEY REPORT**

Attorney Ardaman reported that the City has been in discussion with Orange County Public Schools General Counsel and the Specialist with Charter Schools regarding the Cornerstone issue. At this point, we will have a response within the next week and will report at a meeting in September.

## **CITY MANAGER'S REPORT**

City Manager Francis reported on the following,

- He has been receiving complaints on the high water level of the lake. He contacted Orange County to ask if they will be able to remove boards out of the weir to lower the water level. He was informed that the Lake is at the natural normal high water elevation and they will not remove any boards unless of course during a threat of a tropical storm or hurricane.

Comm Carugno stated that he has received numerous complaints and asked if the City would be able to enforce a no wake zone ordinance on the lake to prevent damage to residential docks. Mr. Francis said he will need consensus from Council to contact FWC to approve the emergency No Wake Ordinance. Mr. Francis suggested having the Belle Isle Marine Patrol warn those on the lake not to come to a certain distance to the shoreline.

Comm Carugno asked if the Marine Patrol will be able to survey the docks on the lake to ensure there is no current damage or safety concern. Deputy Chief Grimm stated that the Police Department is aware of the concern and are taking proactive measures.

- Mr. Francis gave a brief overview of the Transportation Open House. The consultant took all the survey results and formulated 4 top goals, (1) transportation is safe for all residents, walking, driving, bicycling, (2) residents can drive to destination with minimum traffic congestion, (3) residents can comfortably walk and bicycle to parks, school, transit and shopping area, and (4) streets are attracting and contribute to the beauty of the community. Mr. Francis said the maps and report will be placed on the City's website for residents comment and review. The next step is to find a small stakeholder group consisting of Orange County Traffic staff, HOAs, School and City staff to continue to find objectives to the goals.

In addition, he reported that he has contacted Orange County regarding the safety concerns on Hoffner and Conway. They said they will be reviewing the request and will get back to the City.

- Mr. Francis reviewed and gave a brief overview of open projects on the Issues Log. A few of the new reports were as follows,
  - Strategic Plan – Spoke with Marilyn Crotty's replacement. She will be providing dates of her availability for an all-day Strategic Plan Session with City Council.
  - Lot Splits - He reminded Council that the moratorium on lot splits will terminate within 90 days. He said he will provide an updated report at the first meeting in October.
  - Annexations – After discussions with the City Attorney he would like to schedule a series of community meetings presenting information and present information on why it will be beneficial to annex into the City. He reported on a letter written by the Pine Castle Safety Committee. Since the City of Edgewood was also mentioned he spoke with Mayor Bagshaw and suggested that the best course of action was to prepare a joint response.
  - Duke Energy – At the request of Council, Duke Energy will be preparing a quote to add more lights on Hoffner Avenue.

#### **CHIEF'S REPORT**

Deputy Chief Grimm reported that the County approved, about a year ago, for the Agency to execute warrants. Since the approval, the Agency has issued three warrants for Domestic Violence. This allows the City the opportunity to respond quickly and be proactive in dangerous situations.

#### **COUNCIL REPORTS**

- Comm Nielsen – no report
- Comm Partin – School starts in another week.
- Comm Sims – no report
- Vice Mayor Readey – Gave a brief history on why so many of the older docks are currently under water.
- Comm Weinsier – no report
- Comm Carugno – Shared concerns with the jet skiers on the water.
- Comm Gold – Advised on the recent crime wave in the Conway area. DC Grimm said the Agency is aware of the concern and will be able to provide more information at a later date on placing surveillance cameras in the area..

#### **MAYOR'S REPORT**

Mayor Pisano reported that the Special Events Committee will meet on August 15<sup>th</sup>. If the Council has any suggestions for future events they would like to see to please email the City Clerk before the 15<sup>th</sup>.

#### **ADJOURNMENT**

There being no further business Mayor Pisano called for a motion to adjourn, unanimously approved at 8:16 p.m.

Yolanda Quiceno, CMC, City Clerk