



# city council minutes

**January 11, 2017 \* 5:30p.m.  
Special Called Session and Workshop**

Lydia Pisano Mayor	Frank Kruppenbacher City Attorney	April Fisher Interim City Manager	Ed Gold District 1	Anthony Carugno District 2	Jeremy Weinsier District 3	Bobby Lance District 4	Harv Readey District 5	Lenny Mosse District 6	Sue Nielsen District 7
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The Belle Isle City Council met in a Special Called Session on January 11, 2017 at 5:30p.m. in the Belle Isle City Hall Council Chambers.

Present was:

Mayor Pisano  
Commissioner Gold  
Commissioner Carugno  
Commissioner Weinsier  
Commissioner Lance  
Commissioner Readey  
Commissioner Mosse  
Commissioner Nielsen

Absent was:

N/A

Also present was Attorney Kruppenbacher, Chief Houston and City Clerk Yolanda Quiceno.

Meeting audio is available on the City’s website and at City Hall.

**CALL TO ORDER**

Mayor Pisano called the City Council meeting to order at 5:30 p.m. City Clerk confirmed quorum. Comm Gold gave the invocation and led the Pledge to the Flag.

**CITIZEN COMMENTS**

Mayor Pisano opened for citizen comments.

- Karl Shuck residing at 1658 Wind Willow Road said it would be helpful, during charter revisions discussions, to clarify those violations that are code enforcement issues and those that are police department public safety concerns.

There being no further comments, Mayor Pisano closed the citizen comments session.

**CONSENT AGENDA**

- Approval of City Council Regular Session December 6, 2016 minutes
- Proclamation for Law Enforcement Appreciation Week
- RESOLUTION NO. 17-04:** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELLE ISLE, FLORIDA RELATING TO BOAT DOCK REGULATIONS; EXTENDING THE CURRENT PERIOD OF ZONING IN PROGRESS INITIATED BY RESOLUTION 16-06 FOR AN ADDITIONAL PERIOD OF 90 DAYS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

Comm Weinsier asked for clarification on why it was necessary to have a Special Called Session when we have an upcoming meeting in six days. April Fisher stated that she will not be in attendance for the January 17, 2017 meeting and the possibility, per the last City Council discussion of canceling the January 17 meeting during tonight’s workshop, she did not want to have a situation where this particular resolution lapsing. Attorney Kruppenbacher also confirmed that he will not be in attendance on January 17, 2017.

**Comm Nielsen motioned to pull item (a) Approval of City Council Regular Session December 6, 2016 minutes from the consent agenda.**

**Comm Gold seconded the motion, which passed unanimously.**

**Comm Nielsen asked for Council attendance for the January 17, 2017 scheduled meeting.**

**Comm Carugno seconded for discussion only.**

Comm Gold and Comm Lance said they will not be able to attend on January 17, 2017.

**After Council discussion, the motion was withdrawn by Comm Nielsen due to the absence of agenda items for January 17, 2017.**

**Comm Mosse motioned that the meeting scheduled for January 17, 2017 be cancelled due to no agenda items for discussion. Comm Carugno seconded the motion, which passed unanimously.**

**Mayor Pisano read the Proclamation and called for a motion to approve as presented. The Proclamation was unanimously approved.**

**Comm Lance motioned to pull item (c) Resolution 17-04 from the consent agenda for discussion.**

**Comm Weinsier seconded the motion.**

Comm Lance stated that he believes the resolution is causing a hardship for a couple of residents. He spoke of an active permit on Trentwood who needs a minimal 10% variance for his boat dock permit. He asked if there will be a way to allow the resident to apply for a variance through the Planning and Zoning Board.

April Fisher said the only way to move through the process is for Council to modify the extension and create a threshold that will allow a variance that needs no more than a 10% variance.

As a caveat, Comm Lance asked if there was verbiage that can be added to the extension that would allow the City Manager the ability to approve permits that require no more than 10% for a variance rather than it going through the Planning & Zoning process. Attorney Kruppenbacher recommended against moving away from the standard process and creating exceptions. Comm Lance struck the statement.

**After Council discussion, Comm Gold motioned to approve Resolution 17-04 as presented.**

**Comm Mosse seconded the motion which passed unanimously.**

Comm Readey was recognized.

Vice Mayor Readey said the citizens of the City want the City back. He stated that there are legal entanglements postponing the process of hiring a City Manager and he believes there is no reason to hold up the process.

**Vice Mayor Readey made a motion to proceed and start all over again in hiring of a City Manager.**

**Comm Nielsen seconded the motion for discussion.**

Comm Nielsen said it was her motion to stop the proceedings at the point where they were because there was a new complaint to the State Attorney's office. She is in agreement that the City should hire a City Manager, however, is not in favor of starting the laborious process again.

Vice Mayor Readey further noted that the City needs a full time City Manager who has necessary experience.

Comm Weinsier motioned to table Vice Mayor Readey's motion to a regularly scheduled posted meeting.

**After Council discussion, Mayor Pisano called for a second to table the motion by Vice Mayor Readey and post for discussion at the February 7, 2017 regularly scheduled meeting. Motion passed 6:1 with Vice Mayor Readey, nay.**

Attorney Kruppenbacher said, for the record, the reason this Council tabled the process was because if Council had offered the job and it was found by the State that there were violations, it could have been an act that may be rescinded by the Court and would have left a person without employment.

## **ADJOURNMENT**

There being no further business, Mayor Pisano called for a motion to adjourn the Special Called Session and a 15 minute recess, unanimously approved at 6:15pm.

## **City Council Workshop**

The Belle Isle City Council met in a City Council Workshop on January 11, 2017 at 6:30p.m. in the Belle Isle City Hall Council Chambers.

### Present was:

Mayor Pisano  
Commissioner Gold  
Commissioner Carugno  
Commissioner Weinsier  
Commissioner Lance  
Commissioner Readey  
Commissioner Mosse  
Commissioner Nielsen

### Absent was:

N/A

Also present was Attorney Kruppenbacher, Chief Houston and City Clerk Yolanda Quiceno. Meeting audio is available on the City's website and at City Hall.

## **CALL TO ORDER**

Mayor Pisano called the City Council Workshop to order at 6:30 p.m.

## **CHARTER REVIEW AND DISCUSSION**

Comm Weinsier asked for discussion on the charter revision process. He asked in the course of approving a charter change how that would look as a referendum. Attorney Kruppenbacher stated each section should appear separately on the referendum form, however he will need to research further as they move through the process.

Comm Weinsier suggested limiting the changes to the most critical items not to overwhelm the process.

Mayor Pisano opened the discussion for Charter changes of Sections 1.01 through 3.10.

Council discussed Sections 1.01 through 3.10 and recommended two sections to be considered for change as follows,

- Section 3.07(a-d) – Vacancies; forfeiture of office; filling of vacancies – Discussion ensued and Council agreed to a revision on (1) changing the process of how the vacancy is initially filled and (2) how long they will stay in the seat once appointed. After discussion, Council directed the City Attorney to bring forward the various options that relate to a special election when filling a vacancy.
- Section 3.10(a-c) – Prohibitions – Attorney Kruppenbacher recommended Council to adopt policies to clearly state that the Council has interpreted this charter and under its rules which speaks to a former city official holding city office of employment until one year after the expiration of the term for which they were elected. Discussion ensued.

Council further discussed clarification on Section 3.08 regarding special meetings called by the mayor or a majority of the commissioners. Attorney Kruppenbacher said he will research and bring forward an opinion on other ways to call special meetings rather than moving forward with a charter amendment.

Attorney Kruppenbacher further recommended future Council discussions on operating policies as it relates to Council, Mayor, City Manager and staff.

## **ADJOURNMENT**

There being no further business, Mayor Pisano called for a motion to adjourn, unanimously approved at 7:40pm.

Yolanda Quiceno  
CMC, City Clerk