

RESOLUTION 26-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELLE ISLE, FLORIDA, INITIATING GOVERNMENTAL CONFLICT RESOLUTION PROCEDURES PURSUANT TO CHAPTER 164, FLORIDA STATUTES, WITH ORANGE COUNTY, FLORIDA; PROVIDING FINDINGS THAT A CONFLICT EXISTS BETWEEN THE CITY AND ORANGE COUNTY REGARDING JURISDICTION AND MAINTENANCE RESPONSIBILITIES FOR JETPORT DRIVE; DIRECTING THE CITY MANAGER TO PREPARE AND FORWARD A CERTIFIED COPY OF THIS RESOLUTION AND A CERTIFIED LETTER TO ORANGE COUNTY PURSUANT TO SECTION 164.1052, FLORIDA STATUTES; AND AUTHORIZING AND DIRECTING THE APPROPRIATE CITY OFFICIALS TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE THIS RESOLUTION.

WHEREAS, the City Council of the City of Belle Isle (the “City”), and Orange County (the “County”) are “local governmental entities” as defined in Chapter 164, Florida Statutes, known as the Florida Governmental Conflict Resolution Act (the “Act”); and

WHEREAS, a dispute has arisen between the City and the County concerning jurisdictional authority and maintenance responsibilities for the roadway and sidewalk surfaces of Jetport Drive for the portion of Jetport Drive adjacent to properties annexed by the City (the “Dispute”); and

WHEREAS, the County has asserted that the City’s annexation of properties adjacent to Jetport Drive resulted in the automatic transfer of jurisdiction over, and responsibility for the maintenance of, the affected portion of Jetport Drive to the City; and

WHEREAS, the City does not agree with the County’s position and asserts that the segment of Jetport Drive at issue remains within the jurisdiction and maintenance responsibility of the County pursuant to general law; and

WHEREAS, the dispute involves issues concerning the provision of governmental services and the allocation of governmental resources and responsibilities between the City and the County, which constitute matters subject to resolution under Chapter 164, Florida Statutes; and

WHEREAS, the purpose and intent of the Act is, among other things, to enhance intergovernmental coordination by providing an equitable, expeditious, effective, and inexpensive method for resolving conflicts between governmental entities; and

WHEREAS, it is the express intent of the Florida Legislature that conflicts between governmental entities be resolved, to the greatest extent possible, without resort to litigation; and

WHEREAS, Section 164.1052, Florida Statutes, requires that a governing body initiate the governmental conflict resolution procedures set forth in the Act by the adoption of a resolution stating its intent to initiate such procedures and identifying the issues in conflict prior to initiating court proceedings; and

WHEREAS, the City Council of the City of Belle Isle finds that it is in the best interests of the residents of the City to initiate the conflict assessment and resolution procedures provided in Chapter 164, Florida Statutes, in an effort to resolve the Dispute with the County regarding Jetport Drive prior to pursuing litigation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BELLE ISLE, FLORIDA, AS FOLLOWS:

Section 1. The foregoing “WHEREAS” clauses are hereby ratified, confirmed, and incorporated as the legislative findings and intent of this Resolution.

Section 2. Initiation of Conflict Resolution Procedures with the County.

- 1) The City hereby initiates the governmental conflict and assessment and resolution procedures with Orange County, Florida, as set forth in Chapter 164, Florida Statutes.
- 2) The City’s purpose and intent in initiating these procedures is to comply with the requirements of the Act and to attempt to resolve the Dispute between the City and the County through the governmental conflict resolution process prior to the initiation of litigation.
- 3) Pursuant to the Act’s “Conflict Assessment Phase,” the City proposes that the City Manager; the City Mayor; the City Attorney and the Public Works Director; such other City representatives as may be deemed necessary and appropriate by the City Manager; the County Mayor; County Administrator, the County Attorney and Director of Public Works; and such other County representatives as may be deemed necessary and appropriate attend an advertised conflict assessment meeting.
- 4) The purpose of the conflict assessment meeting is to discuss and assess the respective positions of the City and the County regarding jurisdiction and maintenance responsibilities for a segment of Jetport Drive and to explore potential resolution of the Dispute.
- 5) Pursuant to the Act’s “Conflict Assessment Phase,” the date of the conflict assessment meeting shall be within thirty (30) days of the letter initiating the conflict resolution procedure, and the City requests that all parties promptly coordinate on a mutually convenient date, time, and location for such a meeting.
- 6) Pursuant to the Act’s “Conflict Assessment Phase,” should the City and the County fail to resolve the Dispute, the City and County shall schedule a joint public meeting in accordance with the Act’s “Joint Public Meeting” section, which meeting shall occur within fifty (50) days of the receipt of the first letter initiating the conflict resolution procedures from the City.

Section 3. The City Council hereby authorizes and directs the City Manager to send a letter and certified copy of this Resolution to the County Mayor within five days of the passage of this Resolution. The City Manager is hereby further directed to coordinate the dates, times, and locations for the necessary conflict assessment meetings. The City Manager is further directed to take all other action as may be deemed necessary to effectuate the intent of this Resolution. The City Manager is designated as the lead negotiator for the City of Belle Isle.

Section 4. This Resolution shall take effect immediately upon its passage and adoption.

PASSED and ADOPTED this 20th day of January 2026.

City of Belle Isle

Jason Carson, Mayor

Attest:

Yolanda Quiceno, City Clerk

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