



city council minutes

AGENDA May 17, 2016 * 6:00p.m. City Council Special Called Session

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| Mayor Lydia Pisano | Frank Kruppenbacher City Attorney | Richard Anderson Interim City Manager | Ed Gold District 1 | Katy McGinnis District 2 | Jeremy Weinsier District 3 | Bobby Lance District 4 | Harv Readey District 5 | Open District 6 | Sue Nielsen District 7 |
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The Belle Isle City Council met in a City Council Special Called Session on May 17, 2016 at 6:30p.m. at the City Hall Chambers located at 1600 Nela Avenue, Belle Isle, FL 32809.

Present was:

Mayor Pisano
Commissioner McGinnis
Commissioner Gold
Commissioner Readey
Commissioner Weinsier
Commissioner Nielsen

Absent was:

Open-District 6
Commissioner Lance

Also present was Interim City Manager Richard Anderson, Attorney Kruppenbacher, Chief Ring and City Clerk Yolanda Quiceno.

CALL TO ORDER

Mayor Pisano called the meeting to order at 6:30pm.
Vice Mayor Readey gave the invocation and led the Pledge to the Flag.

CONSENT AGENDA ITEMS

- a) Approval of City Council Meeting Minutes April 5, 2016
- b) Approval of City Council Meeting Minutes April 12, 2016
- c) Approval of City Council Meeting Minutes April 22, 2016
- d) Approval of Compensation Survey Report

Mayor Pisano noted that there are two scribblers' errors on the minutes of April 12 and April 22. The first section of the minutes reflects that Commissioner Shuck was present. The minutes should state that Commissioner Weinsier was present.

**Commissioner (Comm) Readey motioned to approve the agenda items as amended.
Comm Weinsier seconded the motion which passed unanimously.**

CITIZENS COMMENTS

Mayor Pisano opened for Citizen Comments.

- Charles Griffin residing at 2906 Trentwood Boulevard, Belle Isle shared his concerns on the proposed subdivision on Daetwyler ~~Road~~Blvd. and the existing traffic on Trentwood Blvd. He is concerned with the cut through traffic and the impact it will have on ~~the entrance to~~ his neighborhood. Mayor Pisano said this evening is the first reading to annex the area into the City. If it is approved tonight, it will be heard at a second reading for adoption, and the development stipulations will be discussed.
- Juan Santiago residing at 3811 Quando Drive, Belle Isle stated that a right-of-way tree in his neighborhood fell on his truck and ~~he~~ would like to know if the City is liable. City Manager Anderson said that the City is aware of the incident and has contacted the insurance company to investigate, who will then be in touch with Mr. Santiago.

- Bob Harrell residing at 2800 Trentwood Boulevard, Belle Isle asked for clarification on the approval of the first reading. He wanted to ensure that the applicant will not have any standing for the development of their project issued tonight. He further stated that the neighbors are opposed to any cut through traffic in their neighborhood and would like to see some type of turning signal that would make the traffic go south.
- Gary Meloon residing at 6101 Matchett Street, Belle Isle reminded all that they will be having a boating safety course with the Belle Isle Marine Patrol tomorrow evening starting 6:30 at the Southeast Marine Sales and Service Center, 7576 South Orange Avenue, Orlando, FL. Comm Lance will be providing hamburgers and root beer floats, free of charge, compliments of A&W Root Beer.

He thanked the Belle Isle Police Department and Chief Ring for all that they do for the citizens.

- David Evertsen residing at 5131 St. Michael Avenue, Belle Isle stated that he had sent an e-mail to each commissioner regarding the current ~~and~~ revised bylaws for Cornerstone Charter Academy, which were ~~made~~ changed in September. It is his opinion that it is not right to remove the City from the governing board. The school is a municipal charter school as defined by the State of Florida. He wants to make sure that the Academia lawyer and the former Mayor not get away with this change.
- Dr. Rene Pancoast residing at 2104 South Haven Drive, Orlando FL shared her concern with Belle Isle Facebook posts and statements made about school administration. She found it very offensive that the posts suggested that school administration will retaliate against those who at council meetings and their children. Dr. Pancoast stated that had never been done, and will never be done. When those types of posts are done on a public page by a Council member or a resident, where the school is concerned, it is hurtful on a professional and personal level. She reiterated if anyone has a question or concern on any capacity she would gladly speak with them.

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

NEW BUSINESS

- **ORDINANCE NO. 16-04 - Second Reading and Adoption**

AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA; AMENDING CHAPTER 32, ARTICLE II OF THE BELLE ISLE CODE OF ORDINANCES PROVIDING FOR LOCAL IMPLEMENTATION OF THE WATER CONSERVATION RULE FOR LANDSCAPE IRRIGATION OF THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT; PROVIDING DEFINITIONS; PROVIDING LANDSCAPE IRRIGATION SCHEDULES; PROVIDING EXCEPTIONS TO THE LANDSCAPE IRRIGATION SCHEDULES; PROVIDING FOR VARIANCES FROM THE SPECIFIC DAY OF THE WEEK LIMITATIONS; PROVIDING FOR APPLICABILITY OF THE ORDINANCE; PROVIDING FOR ENFORCEMENT OF THE ORDINANCE; PROVIDING FOR PENALTIES FOR VIOLATION OF THE ORDINANCE; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF ALL CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

**Comm Nielsen made a motion to adopt Ordinance 16-04 as presented.
Comm Gold seconded the motion which passed unanimously upon roll call.**

- **ORDINANCE NO. 16-06 - Second Reading and Adoption**

AN ORDINANCE OF THE BELLE ISLE CITY COUNCIL REPEALING CHAPTER 2 ADMINISTRATION, ARTICLE II COUNCIL, DIVISION 2 MEETINGS, SECTIONS 2-53, AND AMENDING CHAPTER 2, ARTICLE II, SECTION 2-51, PROVIDING SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.

**Comm Weinsier made a motion to adopt Ordinance 16-06 as presented.
Vice Mayor Readey seconded the motion which passed unanimously upon roll call vote.**

Comm Gold stated that the Ordinance will allow the meetings to be held at a more favorable time. City Council meetings will be held the first and third Tuesday of every month at 6:30 p.m. Workshop meetings have been discontinued.

- **ORDINANCE No.: 16-07 – First Reading and Consideration**

AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA, RELATED TO A VOLUNTARY ANNEXATION; MAKING CERTAIN FINDINGS; PROPOSING TO ANNEX THAT CERTAIN PROPERTY CONSISTING OF FOUR TAX PARCELS REFERENCED BY THEIR ORANGE COUNTY TAX PARCEL ID NUMBER AS FOLLOWS 29-23-30-0000-00-011, 29-23-30-0000-00-018, 29-23-30-0000-00-019 AND 29-23-30-0000-00-020, ALL AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE

Comm Gold motioned to advance Ordinance 16-07 to second reading. Vice Mayor Readey seconded the motion.

Attorney Kruppenbacher stated that the motion is based upon a clear understanding that all that is occurring is the Annexation, and there are no land development rights being afforded tonight.

Mayor Pisano ensured the citizen's that the City will place stipulations to protect the neighborhood.

Comm Weinsier abstained from the vote because of his family's involvement in the transaction. The City Clerk will provide the appropriate form for filing.

CITY ATTORNEY'S REPORT

- Attorney Kruppenbacher spoke of a call received by the Mayor ~~of~~ about a problem with the sand bar on the lake resulting in a significant interference with the abutting property owner's peace and enjoyment of their property. He is working with the City Manager and Florida Fish and Wildlife to determine jurisdiction of and on the lake. Attorney Kruppenbacher will try to coordinate several meetings with other agencies to protect residents and the community.
- Attorney Kruppenbacher said that he met with Mayor Pisano last week regarding the school bylaws issue ~~on the bylaws~~. He is planning on bringing forward a final recommendation to City Council at the next meeting. There are many parties involved and he is trying to get the matter resolved in a cooperative way, for the benefit of the students, faculty and staff so that the school stays as successful as it has been. If it is not resolved, it will be settled by a third party to seek resolution.
Attorney Kruppenbacher stated, for the record, that he does not represent the school. He represents the City of Belle Isle. He was brought in as Special Counsel for the school, working with student discipline issues, exceptional education issues, and employment issues. He added that the school is a shining example of what a community can do to have a quality school and the goal ~~is how of~~ everyone should be to protect that. He clarified that the administration and faculty have absolutely nothing to do with the current issue.
Attorney Kruppenbacher provided a brief history of the start up process to date of the Charter School. He noted that the school was ~~set up based~~ on an application to the Orange County School Board to create a charter school in a municipality; it was not intended for the City of Belle Isle to run the school. The problem that exists is a difference of opinion on the process used to amend the bylaws.
Comm Nielsen said all commissioners should have received via email copies of the bylaws that were passed by the governing board in January. She provided a handout copy of the updated original bylaws for review and comparison.

CITY MANAGER'S REPORT

- City Manager Anderson said he met with Dr. Chang at UCF about the Delia Beach project and Dr. Chang will be working towards applying for a grant via the South Florida Water Management District. He further noted that the City also applied for a grant made to the St. Johns Water Management District. If both proposals are granted, a ~~decision choice~~ will have to be made. The City would be responsible for 50% of the \$180,000 project cost.
- Mr. Anderson reported on various drainage issues in the City. He reported that a number of ~~drainage~~ issues ~~that~~ have developed because of ~~the~~ broken down corrugated steel pipes. The Perkins boat ramp is closed due to the repair of the thirty-inch pipe which has failed. The City has addressed and repaired the broken pipe at Trentwood. Proposals have been solicited for Windsor Place on Chiswick where water was being retained because the curb was lower than the street. At the next meeting he will bring forward pricing information to approve paving for McCawley Court.

- City Manager Anderson said Chief Ring tendered his resignation. Mr. Anderson read his resignation letter and added that he reluctantly accepted the Chief's resignation. On behalf of the City, Mr. Anderson wished Chief Ring well.

Amy Trendafilov, interjected and spoke on behalf of her husband, an officer in the Belle Isle Police Department. She said that he received the news of the resignation on Facebook before her ~~husband~~ had an opportunity to be told by Chief Ring. She feels that is highly unprofessional and does not know where the leak came from, but suspects it is from "inside." She felt her husband had a right to hear the news from his superior officer and not find out about it via social media. Comm Nielsen said it was posted by Eric Spaulding and suggested that somebody knew about the resignation before it was ready to be public. City Manager Anderson stated that, he cannot speak to Facebook; however, he had had conversations with members of the Council and with the City Attorney; that was the extent of his conversations.

Tony Carugno residing at 2372 Hoffner Avenue, Belle Isle commented that he also had seen the post on Facebook and felt that it was wrong. He stated that supposedly there was a call from a Belle Isle Commissioner to Channel 9 that resulted in them sitting in the parking lot. He stated that there are e-lets about Easter Egg Hunts, but for an important issue like this, he had to find out about it on Facebook. Mayor Pisano responded that the City will be sending out an e-let, but didn't want it to be done before the Chief had had a chance to speak to each of his officers.

MAYOR'S REPORT

- Mayor Pisano announced that the District 6 open seat announcements have been hand delivered with a June 1 deadline date.
- She would like to send out a newsletter and asked for a deadline for newsletter submissions. She noted that the information should be sent to the City Manager no later than June 1.
- Lights on the Nela Bridge were changed to blue and green in observance of Neurofibromatosis Awareness (NF) Month.
- Mayor Pisano asked for an update on the grant submissions. City Manager Anderson said he would be coming to Council at the next meeting with a line item adjustment. He additionally stated that he will bring forward a quote to ~~purchase~~purchase a new truck for the Public Works Department. The current truck has caught fire twice in the last months and the door is falling off.

COUNCIL REPORTS

Comm Nielsen - District 7

Comm Nielsen noticed that Belle Isle had no nominee for the Florida League of Cities awards and said it would have been nice to nominate Larry Ady after his 20 years of service to the City. Mayor Pisano responded that Mr. Ady had been nominated; however, another name was also submitted by the City Clerk. Mr. Anderson said, as per the Mayor, there can only be one submission, and therefore, both were disqualified.

Vice Mayor Readey – District 5

Comm Readey spoke about the presentation he gave on the fountains for the round-about at Nela. He asked for any feedback from Council and the public and looks forward to moving forward with a theme. Comm McGinnis noted that there is a retired sculptor who resides on Hoffner who may be interested in creating statuary once the theme has been approved. Comm Weinsier stated that it is important that the City is distributing the beautification projects throughout the City evenly. Mayor Pisano stated that the neighborhoods may also benefit from applying for the Orange County municipality-neighborhood grants.

Comm Weinsier – District 3

Comm Weinsier noted that although a motion changing City Council meetings to the first and third Tuesday of each month had been approved, the meeting times were not established.

Comm Weinsier made a motion to set the start time at 6:30 p.m. for each meeting.

Comm Nielsen seconded the motion which was unanimously approved.

Comm Weinsier suggested holding block parties in each district spread out over the course of a year. The City can use the e-let system to invite all residents in the city.

Comm McGinnis – District 2

Comm McGinnis said she has been approached by a resident about the status of paving on Venetian Isle. City Manager Anderson said that the road was not included in ~~the this years initial~~ budget report, but will be included for the next budget cycle. Comm McGinnis further added that she attends Pine Castle Church and hears from members who say they were not aware of meeting dates. In speaking with Comm Nielsen, they spoke about putting up signs in every district to announce upcoming meetings. She suggested that the City apply for a grant that can be utilized to purchase some beautiful signs. Comm Weinsier suggested providing each commissioner with three signs which they could post in a suitable area within their district. Attorney Kruppenbacher clarified that the conversation between the two commissioners occurred before Comm McGinnis was elected.

Comm McGinnis volunteered to oversee the project. Council was in agreement to move forward. Attorney Kruppenbacher suggested that Council coordinate with City staff on code compliance.

Comm Gold – District 1

Comm Gold shared interest in improving the Hoffner Avenue Bridge. He also noted that a resident in his district had contacted him about completing the brick wall on Hoffner. He suggested looking into a way to accomplish the completion of the wall, perhaps an MSTU tax because it would be too large of an undertaking for the City. Discussion ensued.

Commissioner Gold expressed his thanks to Chief Ring.

Tony Carugno spoke on additional comments: He stated that the position of the lights on the Nela Avenue Bridge needs to be re-directed. He further added that underneath the Hoffner Bridge there is all kinds of graffiti and would like to know if there was a way for the City to address the issue. What is the status of the proposed Wawa at Hoffner and Conway? City Manager Anderson said that a demolition permit has been issued for the property.

Commissioner Weinsier spoke of adopting the use of the Rosenberg's Rules of Order, replacing Robert's Rules for use in conducting City Council meetings.

Comm Weinsier motioned for adoption of the latest version of the Rosenberg's Rules of Order.

Comm Nielsen seconded the motion which was unanimously approved.

ADJOURNMENT

There being no further business, Mayor Pisano called for a motion to adjourn, unanimously approved at 9:45pm.

Yolanda Quiceno
CMC, City Clerk