



city council minutes

AGENDA **October 4, 2016 * 6:30 p.m.** **City Council Regular Session**

The Belle Isle City Council met in a City Council Regular Session on October 4, 2016 at 6:30 p.m. at the City Hall Chambers located at 1600 Nela Avenue, Belle Isle, FL 32809.

Present was:

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

Absent was:

Also present was Attorney Lang, Chief Houston, Lt. Grimm 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 meeting to order at 6:30pm. Comm Lance led the invocation and the pledge to the flag.

CONSENT ITEMS

- a. RESOLUTION NO. 16-12 - A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA AMENDING THE FISCAL YEAR 2015-2016 ANNUAL BUDGET FOR INCREASED BUILDING PERMIT ACTIVITY WITHIN THE GENERAL GOVERNMENT DEPARTMENT; AND PROVIDING AN EFFECTIVE DATE.
- b. RESOLUTION NO. 16-13 - A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA TO AUTHORIZE THE ACTING CITY MANAGER TO ENTER INTO A CONTRACT WITH INTERSTATE CONSTRUCTION SUPPLY CO. INC. FOR THE EMERGENCY REPAIR OF THE BELLE ISLE POLICE DEPARTMENT BUILDING; AND FOR OTHER PURPOSES.
- c. Approval of City Council Regular Session minutes – September 20, 2016
- d. Approval of City Council Special Called Session minutes – September 13, 2016
- e. Approval of City Council Workshop Session minutes – September 12, 2016

Comm Readey moved to approve consent agenda items as presented.

Comm Weinsier seconded the motion which was passed unanimously.

CITIZEN COMMENTS

1. Sara Goodwin residing at 4324 Kandra Court, Belle Isle shared her concerns regarding the 1) City Manager position, 2) communication to the residents of Belle Isle, 3) erosion repair of lake lot and 4) disrepair of streets.
2. Pam Carter residing at 5901 Cove Drive, Belle Isle, FL expressed her appreciation for those residents who were responsible for the beautification of the Nela Bridge project. She further shared her concerns with the City Government and thanked all of Council for their efforts.
3. Karl Shuck residing at 1658 Wind Willow Road thanked Comm Weinsier for providing input on the best way to follow parliamentary procedures using the Rosenberg's Rules of Order, and Dwayne Bennett on his efforts to correct the drainage issues in his area. He further stressed the importance of sending out grammatically correct information to the residents and provided some corrections to the website and bulletin.

4. Meloneze Moore residing at 4313 Kandra Court, Belle Isle addressed the paving and drainage problems on her street and neighborhood. She asked that the City not select the same company for the new repairs.

ATTORNEY'S REPORT

Attorney Lang circulated at the request of Attorney Kruppenbacher, a policy of civil conduct for review and discussion at the following meeting.

Attorney Lang asked Council for consideration and approval of a final settlement agreement with Total Enviro Services. The contractor has run into some issues with regards to what was required for the project at Cullen Lake Shore Drive and will not be able to finish the job. The City is looking to bring in another contractor who will be able to complete the project. David Taylor from Harris Civil Engineers, with offices at 1200 East Hillcrest Avenue, Orlando FL was introduced to provide an overview and scope of services required for the project.

David Taylor stated that Shenandoah General Construction Co. has been selected to complete the immediate problems at Cullen Lake Shore Drive. Mr. Taylor was engaged to provide the required plans and permits required.

Attorney Lang stated that they are asking for an emergency action from Council to approve a settlement agreement for \$4,500 to Total Enviro Services, and approve a contract of \$36,843 with Shenandoah to complete the project at Cullen Lake Shore Drive.

Comm Nielsen motioned to approve the final settlement agreement with Total Enviro Services for 3303 Cullen Lake Shore Drive for \$4,500 and approve a contract for \$36,843 with Shenandoah to complete the project.

Comm Gold seconded the motion for the purposes of discussion.

Comm Lance asked to recuse himself from the vote due to the fact that he is a close friend of the family. For the record, he stated that he did not know that Total Enviro Services was doing any projects in the City.

Attorney Lang stated unless a Commissioner has a family relationship, a Commissioner cannot abstain, they are required to disclose and file a disclosure form with the City Clerk.

Comm Lance shared his concern with the ecology of the water and the lake ecology study currently in progress by Orange County. He asked that the contractor communicate with Orange County EPD to ensure the quality of the water is not compromised and would not skew their study.

Discussion ensued on the scope of work, including start and end date of the project and steps for compliance with St. Johns River Management District.

Comm Weinsier asked if this is a temporary fix or a permanent solution for the foreseeable future. Mr. Taylor said it is a permanent fix for the ability of the water to get from the street to the lake.

Comm Gold said the city already had a contractor where the project was beyond their ability, and asked if we looked at any other companies to outsource this project. Mr. Taylor said no, he is familiar with the contractor and solicited only one company. Chief Houston said based upon the challenges with Total Enviro, unfortunately, other companies who were solicited chose not to bid on the project. She added that the homeowner expressed concern that this to be done right.

After discussion, the motion passed unanimously.

Attorney Lang stated that there is an additional emergency project at Jade Circle in Lake Conway Shores. David Taylor submitted a proposal to the City and gave an overview of the project and scope of service.

Attorney Lang asked Council for approval of a contract for \$11,970 to do a limited topographic and utility survey and a private underground utility locate, so that the contractor can move forward because of the backup of the water currently accumulating.

Comm Gold motioned to approve a contract with Accuright Surveys of Orlando to do the limited topographic and utility survey and a private underground utility locate as quickly as they can, for a total amount of \$11,970.

Comm Carugno seconded the motion which passed unanimously.

Mayor recognized Jeff Wright residing at 5211 Jade Circle who stated that a topographic survey was already completed by the City about a year ago. Discussion ensued.

After discussion, Comm Gold withdrew his motion, unanimously approved.

CITY MANAGER'S REPORT

Cornerstone Charter School Roof Repair

Attorney Lang reported, on behalf of the Acting City Manager, roof repairs needed for the Cornerstone Charter School building. The City has received four (4) bids. The contractor, Hodges Brothers, is prepared to start the first phase, which will cost \$147,000. He is asking Council for permission to use the Debt Service Funds for the Charter School that covers phase 1 which covers the roof over the lower school.

Comm Gold motioned to approve Hodges Brothers Roofing Inc. to start Phase 1 of the Cornerstone Charter lower school building roof repair in the amount of \$147,000.

Comm Nielsen seconded the motion.

Comm Readey asked if staff consulted with an engineer to make sure the scope of work is accurate. Chief Houston said one of the reasons the contractor was selected is because they currently do work for Orange County Public Schools, and we will piggyback off of the Orange County Public School contracts.

Comm Weinsier asked if there was a time frame for phase 2 and 3. Chief Houston said not at this time due to the fact that the funds are not currently available in the debt service fund for all phases. Discussion ensued.

Motion passed unanimously.

Police Department Benefactor

Attorney Lang announced that the City has received a donation from a citizen of \$120,000 for use on the repair of the Police Department building. He asked for Council approval to accept the donation and execute the donor benefactor agreement.

Comm Weinsier motioned for the City Attorney to execute a benefactor agreement for the City to receive a gift of \$120,000 to complete the renovation, remodeling and rehabilitation for the Police Department.

Comm Lance seconded the motion, which was unanimously approved.

MAYOR'S REPORT

Mayor Pisano reported on the following,

- Proclaimed October 2016 Breast Cancer Awareness month.
- Lake Levels – Mayor Pisano reported that the lake levels were reported normal by Orange County however, they pulled a couple of the boards on Lake Conway in anticipation of Hurricane Matthew.
- Fall Festival update – Currently has 50 tables, and will be held on Randolph and Fairlane.
- Meeting Signs – The City has received a few complaints on the placement of signs, and asked that signs be placed in areas that will not impede traffic.

- Campaign signs – Question was asked whether or not to enforce the political sign ordinance this year. After discussion, it was Council consensus that Code Enforcement enforces the ordinance as written.

Comm Weinsier motioned to enforce what was done before and return to the status quo.

Comm Readey seconded the motion.

Motion passed 6:1 with Comm Lance in opposition.

- Mayor Pisano provided a letter to Council in regard to the findings in obtaining an Acting City Manager from the Florida League of Cities. She further provided a list of members-in-transition for review.

After Council discussion on the City Manager selection process, Attorney Lang proposed giving Chief Laura Houston signatory responsibility for the City Manager so that the Police Department is not disrupted. This approval will only give Chief Houston signatory approval, and she will remain the Chief of Police.

Comm Lance motioned to give Chief Laura Houston signatory approval.

Comm Nielsen seconded the motion which passed unanimously.

COUNCIL REPORTS

District 5

- Comm Readey announced and introduced his candidate for the Planning & Zoning Board, Rainey Lane. Council unanimously ratified the appointment.

District 7

- Meeting procedures - Comm Nielsen said in connection to the form on civility, and to be consistent with the order of the meetings, she would like to revise the language on the City Council agendas meeting procedures.
- Annexation – Comm Nielsen believes it would be very effective to have the Council appoint the Mayor to look into and talk to various businesses in regards to annexation. There was consensus from Council to move forward.
- Communication - Comm Nielsen noted that she is concerned that residents think that the City of Belle Isle facebook page belongs to the City, and would like to activate a City facebook page for reporting. Discussion ensued on social media use and how to better communicate with the residents.

After discussion, Comm Nielsen suggested having the Mayors facebook page as the City facebook page where she can post City events and City meetings. Council was in agreement to have the City Clerk delete the existing City facebook page.

Attorney Lang said facebook should be used to just post dates of meetings and agendas and should not be used to comment on agenda items. Attorney Lang suggested the Mayor put together a proposal on the use of the Mayor's facebook page for review and approval by Council and Attorney Kruppenbacher in establishing policy.

District 6

- Comm Mosse presented on code enforcement issues along old Cove Drive and requested scheduling public service classes for City residents starting with a CPR class.

District 4

- Comm Lance shared his concern with the pending hurricane and stated that all should be vigilant and look out for neighbors.

District 4

- Comm Weinsier provided the suggested language for the agenda as follows,
 - Public Comment: Attendees are invited to make general comments at the beginning of the meeting, as well as to comment on each specific agenda item at a time to be announced by the Mayor. Comments will be limited to three (3) minutes and will not be accepted after the close of each public comment section.

Mayor Pisano disagreed with the addition and believes the current process is fair and transparent.

Comm Nielsen clarified that Mayor Pisano cannot, according to the charter, set the rules for the process of a meeting, and would like to invite council to discuss rules at the next meeting.

- Comm Weinsier further added that it is important that all items that require a vote be placed on the agenda before action is taken so that everyone has the opportunity to comment.

District 5

- Comm Readey made an observation and asked for any resident's updates or corrections to documents or the website be addressed directly with staff.

Attorney Kruppenbacher joined the meeting.

CHIEF OF POLICE REPORT

Sgt. Grimm reported that the agency has created and enacted a hurricane preparedness plan and spoke of the process.

CITIZEN COMMENTS

- Ms. Crawford residing at 2043 Hoffner Avenue, Belle Isle asked if there will be any shelters in the City. Mayor Pisano said not in the City, however, the City Clerk has sent out an e-lert with links to shelter locations in Orange County.
- Phil Price residing at 7440 Daetwyler Drive, Belle Isle shared his concern with un-posted agenda items and the City's protocol when sending out bids for City projects. Discussion ensued.

Attorney Kruppenbacher announced the benefactor for the donation to the Police Department repairs is Christopher Comins. He noted that he has drafted a donation agreement, which specifically states nothing has been promised or threatened to either party; with the following exceptions (1) the funds are to be placed in escrow solely for the repairs, (2) if there is a remaining balance it is to be refunded to the benefactor, and (3) a plaque will be placed thanking Mr. Comins for his contributions.

ADJOURNMENT

There being no further business, Mayor Pisano called for a motion to adjourn, unanimously approved at 8:40 p.m.

Yolanda Quiceno
CMC-City Clerk