



CITY OF BELLE ISLE, FL CITY COUNCIL MEETING

Tuesday, July 16, 2024 * 6:30 PM
MINUTES

Present was:

District 1 Commissioner – Frank Vertolli
District 5 Commissioner – Beth Lowell
District 2 Commissioner – Holly Bobrowski
District 4 Commissioner – Jason Carson
District 6 Commissioner – Stan Smith

Absent was:

Mayor - Nicholas Fouraker
District 7 Commissioner – Jim Partin
District 3 – OPEN

1. Call to Order and Confirmation of Quorum

Vice Mayor Carson called the meeting to order at 6:30 pm, and the Clerk confirmed quorum.

City Manager Rick Rudometkin, Attorney Dan Langley, Chief Grimm, Public Works Director Phil Price, and City Clerk Yolanda Quiceno were also present.

Vice Mayor Carson called for a motion to excuse Mayor Fouraker and Commissioner Partin for tonight's meeting.

Comm Smith moved to excuse Mayor Fouraker and Commissioner Partin for the meeting.

Comm Vertolli seconded the motion, which passed unanimously 5:0.

2. Invocation and Pledge to Flag - Commissioner, Jason Carson-District 4

Vice Mayor Carson invoked and led the Pledge to the Flag.

3. Presentations

a. Congressman Darren Soto and Roxy Santiago-Outreach Representative

Congressman Soto thanked Mayor Fouraker for taking the time to show him Belle Isle. He presented the City with the \$745,000 awarded grant for renovations to the Hoffner/Daetwyler project and spoke of upcoming grants and regional projects.

4. Citizen's Comments

Vice Mayor Carson opened for citizen comments.

- Kristina Giles, residing at 5820 Cove Drive, spoke on her neighbor's major board dock violations and staff mistakes in approving the illegal dock permit. A PowerPoint presentation was shown.
- Paul Pope, residing at 7257 Lake Drive, spoke of safety concerns he and his family had experienced near the Nela Bridge. He asked if the City could research adding guard rails as a safety measure on the sidewalk towards the bridge.
- Anita Saaco, residing at 4913 Jinou Avenue, shared her concerns with the proposed language in the Live Local Ordinance and the continuing discussions. She objects to the City's active participation in acting on the Federal and State mandates and asks how this law is a part of her best interest, safety, and welfare.

There being no further comments, Vice Mayor Carson closed citizen comments.

5. Consent Items

a. Approval of the City Council Meeting Minutes - June 18, 2024

City Council Meeting on July 2, 2024, was canceled.

b. Approval of OC Mutual Aid Agreement 2024-2028

c. RESOLUTION NO. 2024-08 - A RESOLUTION ADOPTING A PROCLAMATION POLICY FOR REQUESTING CEREMONIAL DOCUMENTS FROM THE CITY OF BELLE ISLE

Holly Bobrowski asked to pull item c for discussion.

Comm Smith moved to approve consent items a & b as presented.

Comm Lowell seconded the motion, which passed unanimously 5:0.

6. **Unfinished Business – No report.**

7. **New Business**

- a. ORDINANCE NO. 24-02 - AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA, CREATING SUBPART B CHAPTER 54, "LAND DEVELOPMENT CODE," ARTICLE III, "ZONING" SECTION ARTICLE III SECTION 54-85 "GENERAL PROVISIONS FOR NON-RESIDENTIAL ZONING DISTRICTS," TO PROVIDE DEFINITIONS AND SUBMITTAL AND REPORTING REQUIREMENTS AND OTHER PROVISIONS FOR CERTIFICATION AND IMPLEMENTATION OF DEVELOPMENT PURSUANT TO THE LIVE LOCAL ACT, PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Attorney Langley read Ordinance 24-02 by Title.
Vice Mayor Carson opened for discussion.

Comm Vertolli expressed concerns about the "no council approval." he asked if PUB should be included and the up-to-reference of 30 years.

Attorney Langley said the City is not legally required to sell City property. He stated that the Live Local Act is a Statute that preempts the zoning categories and our density and height requirements. Through an administrative process, it mandates approval of affordable housing projects that meet certain industrial and commercial mixed-use categories standards. This ordinance is not intended to make it easier for projects to be developed. It is intended to define what qualifies in our Code under the Statute. It constrains what the Legislature has put on local governments without infringing on the preemption standards. This does not allow developers to argue about density and height but what is currently allowed. Attorney Langley said he would research the PUB concern before the second reading. The law does not require a City to pass the ordinance. The staff has presented the ordinance to clarify what they believe the Statute requires. It also compels the developer to comply with the Statute and commitment for up to 30 years. Currently, there is no enforcement mechanism in the Code.

Comm Lowell said the Council should remember that this ordinance may assist with high-density annexations.

After discussion, Comm Smith moved to approve Ordinance 24-02 First Reading and proceed to the second reading and adoption.

Comm Bobrowski seconded the motion, which passed 3:2 with Comm Lowell and Comm Vertolli, nay.

- b. Approval of Ad Sponsorship for CCA Football Programs

Comm Bobrowski moved to approve a full page for the CCA Football Program at the rate of \$200.00.

Comm Smith seconded the motion, which passed unanimously 5:0.

- c. Approval of Centennial Event Donation - \$7,800

City Manager Rudometkin said Comm Bobrowski would like to donate \$7,800 in wine bottles for the Centennial Event. After speaking with the City Attorney, the donated wine bottles will be given to attendees unopened. The City may not sell, open, or serve for consumption. The resident must be 21 years or older to receive the donation.

Comm Smith moved to accept the donation.

Comm Vertolli seconded the motion, which passed unanimously 5:0.

- d. Discussion and Approval for RFP for Continued Sidewalk Replacement

City Manager Rudometkin stated that the Council agreed to go out for an RFP for sidewalk repair last year. The project has met the threshold for the approved project. The City has available ARPA Funds to cover the remaining repairs, and staff is asking if the Council would like to move forward with an RFP or continue with the current contractor. Staff added that the ARPA Funds should be obligated no later than December 31, 2024, or the remaining ARPA Funds will be returned to the State. The Council discussed the timeframe for RFP, contracting for the same pricing as the initial contract, and the rise in material costs.

After Council discussion, Comm Smith moved to continue with the current contractor and forego the RFP.
Comm Bobrowski seconded the motion approved 4:1 with Comm Lowell, nay.

- e. Discussion on scheduling a Special Meeting to Set the Maximum Millage Rate for FY 2024/2025
Comm Smith moved to schedule the Special Called meeting for July 24, 2024, at 6:30 pm to discuss and set the maximum millage levy calculation for the 24/25 Budget year.
Comm Bobrowski seconded the motion, which passed unanimously 5:0.

Comm Lowell asked if it was appropriate to speak with Budget Committee members. Attorney Langley said that having a one-on-one conversation with board members is not a violation.

- f. Approval of Budget Workshop on August 6th from 5:30-6:30
City Manager Rudometkin said the workshop will discuss the draft budget, fee schedule, and proposed increase from Orange County Fire.
Comm Lowell moved to schedule the Budget Workshop on August 6, 2024, from 5:30-6:30 pm.
Comm Smith seconded the motion, which passed 5:0.

RESOLUTION NO. 2024-08 - A RESOLUTION ADOPTING A PROCLAMATION POLICY FOR REQUESTING CEREMONIAL DOCUMENTS FROM THE CITY OF BELLE ISLE

Vice Mayor Carson read Resolution 24-08 by Title.

Comm Bobrowski asked for consideration in editing the For-Profit clause from out-of-city events. She asked that out-of-City Events be allowed and approved on a case-by-case basis. In addition, she would like to change the Eagle Scout Achievement to "Scouting Achievement" and not limit it to the highest level. CM Rudometkin said the staff would research the recommendations and bring them back for consideration.

8. Attorney's Report – No report.

9. City Manager's Report

a. City Manager's Work Plan Items

City Manager Rudometkin provided the Work Plan Items. He noted that staff and the Budget Committee will meet shortly to discuss revenue resources for Council consideration. He spoke briefly about City Hall renovation updates and the possibility of no-match grants.

b. Chief's Report

Chief Grimm reported the following.

- Sold Boat Motor for the top amount of \$6,000
- Officer Matthew is recovering and may be on light duty shortly
- July 4th holiday was very busy and without incident on Lake Conway

c. Public Works Report

Public Works Director Phil Price reported on the following,

- Trimble Park aerator has been ordered.
- RFP for Landscaping is moving forward and 30 days out for submittals
- City is installing backflow preventers at City buildings required by OUC

10. Mayor's Report – No report.

11. Items from Council

- Comm Vertolli asked that during budget season, the staff should be considerate of the senior citizens in our city.
- Comm Bobrowski announced the school supply drive at City Hall and welcomed all donations – August 2nd deadline.
- Comm Smith reminded the residents of the open seats in Districts 1 and 2 on the Planning & Zoning Board. He further asked for an update on the status of the Arajo property condemnation at the next meeting.
- Comm Lowell asked at what point during an annexation does the City determine they need more law enforcement. CM Rudometkin said it is through an Annexation study.

12. Adjournment

There being no further discussion, Vice Mayor Carson made a motion to adjourn, which passed unanimously at 8:05 p.m.