



# city council agenda

**Agenda**  
**May 5, 2020 \* 6:30 PM**  
**City Council Meeting**  
**Virtual Conference**

|                            |                               |                             |                       |                               |                          |                         |                           |                          |                           |
|----------------------------|-------------------------------|-----------------------------|-----------------------|-------------------------------|--------------------------|-------------------------|---------------------------|--------------------------|---------------------------|
| Nicholas Fouraker<br>Mayor | Kurt Ardaman<br>City Attorney | Bob Francis<br>City Manager | Ed Gold<br>District 1 | Anthony Carugno<br>District 2 | Karl Shuck<br>District 3 | Mike Sims<br>District 4 | Harv Readey<br>District 5 | Jim Partin<br>District 6 | Sue Nielsen<br>District 7 |
|----------------------------|-------------------------------|-----------------------------|-----------------------|-------------------------------|--------------------------|-------------------------|---------------------------|--------------------------|---------------------------|

## Welcome

Welcome to the City of Belle Isle City Council meeting. Agendas and all backup material supporting each agenda item are available in the City Clerk's office or on the city's website at [cityofbelleislefl.org](http://cityofbelleislefl.org).

1. Call to Order and Confirmation of Quorum
2. Invocation and Pledge to Flag - Commissioner Nielsen, District 7

3. Consent Items - These items are considered routine and/or have been previously discussed by the Council. They will be adopted by one motion unless a Council member requests before the vote on the motion, to have an item removed from the consent agenda and considered separately. If any item was removed from the Consent Agenda, it will be considered immediately following approval of the remainder of the Consent Agenda. (5 minutes)

- a. Approval of the City Council meeting minutes - April 21, 2020
- b. RESOLUTION NO. 20-06 - A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA, AMENDING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020, PROVIDING AN EFFECTIVE DATE.

### 4. Citizen's Comments

The City Clerk email will be available beginning Friday, May 1<sup>st</sup>, at 5 p.m., for members of the public to submit comments. These comments will be received by the City Commissioners and staff and will be read into the official record during the City Council Meeting. If you would like to provide comments prior to the meeting, please send them to [yquiceno@belleislefl.gov](mailto:yquiceno@belleislefl.gov).

If you do not have the ability to submit comments online, beginning at 5 p.m., Tuesday, May 5<sup>th</sup>, the City will activate the public comment line 407-270-6233. These calls will be answered by city staff and your verbal comments will be entered into the online system on your behalf. Phoned-in comments will be read during the meeting as part of the official record. All comments will be screened and not be read into the record if they violate our normal City Commission decorum procedures. Agendas and all backup material supporting each agenda item are available in the City Clerk's office or on the city's website at [cityofbelleislefl.org](http://cityofbelleislefl.org).

### 5. Unfinished Business

- a. **Discussion of Lancaster House**  
The Pine Castle Historical Society sent a letter to the City declining the City's donation of the Lancaster House to the PCHS due to time, funding, and historical preservation reasons. There are several options for the City to discuss. (20 minutes)

### 6. New Business

- a. Appointment of Vice Mayor (BI Code Sec. 4.03 - Vice-mayor: Election) (5 minutes)
- b. **Proposed Ordinance Adopting Orange County Boating Codes**  
This is a proposed ordinance for review of Orange County boating codes so the City and Orange County marine patrols are on the same page when enforcing safety on Lake Conway. It is important to have the same codes when the County and City apply to the FWC for approval. (15 minutes)
- c. **Proposed Ordinance on Non-Exclusive Franchise Waste Haulers**  
Although JJ's Waste and Recycling has the exclusive franchise for hauling residential and commercial waste, the City does not have any agreements with waste haulers who provide large dumpsters or roll-offs for large projects. This proposed ordinance provides for provisions for other haulers to enter into an agreement with the City to provide this service and also adds a franchise fee for these large containers. (15 minutes)

"If a person decides to appeal any decision made by the Council with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings, and that, for such purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based." (F. S. 286.0105). "Persons with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk's Office (407-851-7730) at least 48 hours in advance of the meeting." --Page 1 of 33

7. Attorney's Report (10 minutes)
  8. City Manager's Report
    - a. Issues Log (10 minutes)
    - b. Chief's Report (10 minutes)
  9. Mayor's Report (5 minutes)
  10. Council Report (20 minutes)
  11. Adjournment
- 

You are invited to a Zoom webinar.

When: May 5, 2020, 06:30 PM Eastern Time (US and Canada)

Topic: City Council Virtual Meeting - Tuesday, May 5, 2020

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/89227708558>

Or iPhone one-tap :

US: +19292056099,,89227708558# or +13017158592,,89227708558#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 929 205 6099 or +1 301 715 8592 or +1 312 626 6799 or +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799

Webinar ID: 892 2770 8558

International numbers available: <https://us02web.zoom.us/j/89227708558>

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# city council minutes

a.

## MINUTES CC Regular Session April 21<sup>st</sup>, 2020 Virtual Conference 6:30 pm

The Belle Isle City Council met in a Regular Session on April 21st, 2020, at 6:30 p.m. on a Virtual Webinar [zoom.us/j/91050816187](https://zoom.us/j/91050816187).

Present was:

Mayor Nicholas Fouraker  
Commissioner Ed Gold  
Commissioner Anthony Carugno  
Commissioner Mike Sims  
Commissioner Harv Readey  
Commissioner Karl Shuck  
Commissioner Jim Partin  
Commissioner Sue Nielsen

Absent was:

Also present were Attorney Ardaman, City Manager Francis, Chief Houston, and City Clerk Yolanda Quiceno.

### CALL TO ORDER

Mayor Fouraker called the meeting to order at 6:30 pm and confirmed quorum.  
Comm Nielsen led the invocation and pledge to the flag.

### CONSENT ITEMS

Mayor Fouraker called for a motion to approve Consent items,

- a) Approval of City Council minutes – March 3, 2020
- b) Approval of City Council Special Called session minutes – April 3, 2020
- c) Approval of City Council minutes – April 7, 2020
- d) March Monthly Reports: Finance Report, Code Enforcement, and OC Fire

**Comm Gold motioned to approve consent items as presented.**

**Comm Nielsen seconded the motion, which passed unanimously upon roll call.**

### CITIZEN COMMENTS

Mayor Fouraker opened for citizen comments.  
The city clerk stated that there were no comments received.  
There being no comments, Mayor Fouraker closed citizen comments.

### UNFINISHED BUSINESS

#### ORDINANCE 20-03– FIRST READING AND CONSIDERATION

AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA, ELECTING TO IMPLEMENT THE USE OF TRAFFIC INFRACTION DETECTORS WITHIN THE CITY LIMITS OF BELLE ISLE, FLORIDA AS AUTHORIZED BY SECTION 316.008(8)(a), FLORIDA STATUTES; AUTHORIZING THE POLICE CHIEF TO IMPLEMENT THE PROVISIONS OF FLORIDA LAW RELATING TO THE USE OF TRAFFIC INFRACTION DETECTORS WITHIN THE CITY LIMITS OF BELLE ISLE FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

Mayor Fouraker read Ordinance 20-03 by title.

Mr. Francis clarified to approve the contract and ordinance must be in place before moving forward.

Mayor Fouraker called for discussion. There being none, he called for a motion to adopt Ordinance 20-03.

**Comm Sims motioned to adopt Ordinance 20-03 as presented.**

**Comm Partin seconded the motion, which passed unanimously upon roll call.**

**ORDINANCE NO. 20-04 – FIRST READING AND CONSIDERATION**

AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA PROVIDING THAT THE BELLE ISLE LAND DEVELOPMENT CODE BE AMENDED BY REVISING CHAPTER 50, ARTICLE II, SECTION 50-36 RELATING TO IMPROVEMENTS CONCERNING THE SPECIFICATIONS TO BE USED FOR CONCRETE SURFACES; AMENDING CHAPTER 50, ARTICLE III TO CREATE A NEW SECTION 50-77 PROVIDING FOR THE PRIVATE INSTALLATION OF PAVER SIDEWALKS AND DRIVEWAYS IN RESIDENTIAL AREAS UNDER CERTAIN CONDITIONS; ESTABLISHING CRITERIA FOR CONSTRUCTION AND MAINTENANCE OF PAVER SIDEWALKS AND DRIVEWAYS; PROVIDING FOR SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Mayor Fouraker read Ordinance 20-03 by title.

Mr. Francis clarified to approve the contract and ordinance must be in place before moving forward.

Mayor Fouraker called for discussion. There being none, he called for a motion to adopt Ordinance 20-03.

**Comm Nielsen motioned to adopt Ordinance 20-04 as presented.**

**Comm Partin seconded the motion, which passed 6:1 with Comm Carugno nay.**

**NEW BUSINESS**

**Discussion Strategic Plan** - Adoption of RESOLUTION 20-05 - A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA, ADOPTING THE CITY OF BELLE ISLE 2020-2025 STRATEGIC PLAN.

Mayor Fouraker read the Resolution by Title.

Mayor Fouraker called for discussion. There being none, he called for a motion to adopt Resolution 20-05.

City Manager Francis gave a brief overview of the City's Strategic Plan for the years 2020-2025. He said that the plan is a long-term roadmap comprised of a set of goals and objectives that help Belle Isle successfully move forward and help realize its long-term vision.

**Comm Nielsen motioned to adopt Resolution 20-05.**

**Comm Sims seconded the motion, which passed unanimously upon roll call 7:0.**

**Discussion of Fee Schedule** - Adoption of RESOLUTION 20-04 - A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA, AMENDING, SUPERSEDING, AND REPLACING FEES AND ADOPTING FEE SCHEDULES FOR THE FISCAL YEAR 2019-2020; PROVIDING FOR SEVERABILITY, PROVIDING A REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR ADOPTION.

Mayor Fouraker read the Resolution by Title.

City Manager Francis gave a brief overview and said the schedule provides a list of fees and fines into one document.

This consolidated fee schedule will assist the City in reviewing and updating the Fee schedule yearly during the budget process.

Mayor Fouraker called for discussion.

Comm Shuck asked if the permit fees are included in the fee schedule.

City Manager Francis said yes.

**Comm Sims motioned to adopt Resolution 20-04.**

**Comm Nielsen seconded the motion, which passed unanimously upon roll call 7:0.**

**ATTORNEY REPORT**

Attorney Ardaman gave a brief overview of the Assistant County Attorney's memo dated January 2, 2020, dealing with the NAV Board and the District's opinion on boating regulations. The City agrees, for the most part, with the findings. However, there is one glaring difference, stating FS 327 provides for a preemption of the Navigation District's authority with respect to boating operations and navigations. The City believes the District retains its authority under the special act and amendments.

After further discussion with the Assistant County Attorney, she agreed to review the findings and speak with the County to take the approach that the City and the Lake County Navigational District both approach FWC with their interpretation on FS 327 rather than taking an aggressive approach. He is waiting for a response and will provide an update as it moves forward.

Mayor Fouraker asked if he can provide a timeline for a response to present to FWC to allow for sufficient notice for all parties to participate in the presentation. Attorney Ardaman said approximately within the next 30-days.

City Manager Francis asked if the City should wait to adopt the Orange county ordinances for boating safety. Attorney Arda said at this point; the City should expect to move forward until after he receives the response from the County. However, if the City needs to adopt the County's ordinance, it will not hurt the City's position moving forward.

#### **CITY MANAGER REPORT**

City Manager Francis reported on the following,

- Gene Polk Park - Final inspection has been completed, and the FEMA applications have been submitted for reimbursement. He said that a resident had shared his concern that the sand is shifting on his property. He believes it has to do with the natural wave action and not the project.
- Street Paving – Final estimate on St Partin drainage for the four homes. The City will be rerouting its drainage. The next steps will include scheduling a survey for the easement for homeowner approval.
- Traffic Study – Metro Plan continues to draft the traffic study with HDR/County and City staff regarding the traffic calming on Hoffner Avenue.
- Wallace Field – Use Agreement was adopted. Waiting for the CCA site plan.
- Acquisition of Property –
  - He is waiting for the Governor to sign the Deed on Cross Lake.
  - Awaiting BOA's response to the removal of the ATM.
  - CCA Meeting on April 22 – 3 pm. 2-issues on the agenda include (1) conditions for refinancing, and (2) Lancaster House update.
  - Comm Partin asked is the City responded to the letter received from Ms. Padgett on behalf of the Historical Society. Mr. Francis said he has not responded since they said they are not interested in the project any longer. Comm Nielsen said she does not believe Mrs. Padgett is speaking for the Historical Society. City Manager Francis said he would place the item for discussion at the next Council meeting.
  - Approval to schedule a Virtual Special Called session with the Budget Committee for the presentation of the CAFR Annual Audit. City Council consensus was to schedule the meeting for April 30<sup>th</sup> at 1:00 pm.

#### Chief's Report

Chief Houston reported on the following,

- Chief Houston gave an update on a tick up on mailbox theft. She asked that residents do not place their outgoing mail in their mailbox but take it to the Post Office.
- The PD has reallocated resources on Hoffner Avenue to alleviate and enforce the traffic and access speed. Mayor Fouraker said he spoke with Comm Uribe on additional assistance on Hoffner Avenue to combat the speed issues.
- The Marine Patrol is on the lake, encouraging and educating violators on the water on social distancing.
- The overall support given to the first responders is much appreciated.

#### **MAYOR'S REPORT**

Mayor Fouraker reported on the following,

- He gave an update on the "makeshifts" parades keeping the spirits up in Belle Isle for the Easter holiday.
- Speaking with the County on pedestrian cross strips and modernizing the road on Hoffner.
- Schedule meeting with the County on a discussion on the COVID-19 issues and lifting the ban.
- He asked for additional signs at the end street on Barby Lane that clearly state, No Loitering – No Launching to reroute that traffic to a safer location.
- Mayor Fouraker reported that Rick Miller reported a large number of launches at the FOP. Chief Houston said she would communicate the concern to Mayor Dallas.

**COUNCIL REPORT****Comm Carugno**

- Comm Carugno shared his concerns on Hoffner Avenue and looked forward to a solution with the County.
- Comm Carugno urges residents to voice their opinion by contacting their Commissioner and not post on Face book only.

**Comm Shuck**

- Comm Shuck asked all residents to be aware of the kids and families walking and riding a bike on the road.

**Comm Partin**

Comm Partin urged residents to abide by the shelter in place to avoid a surge in COVID-19 cases in Belle Isle. He reported a resident's concern on their neighbors having large party groups on the lake. Chief Houston said if any resident is aware of any large gatherings against the Govern's mandate, they should call the Belle Isle PD.

**Comm Nielsen**

Comm Nielsen said she believes some residents will be willing to send letters to the County on the need for lighted crosswalks and additional enforcement and traffic calming efforts on Hoffner Avenue. Mayor Fouraker said residents could send a letter to Commissioner Uribe and Orange County Public Works with a copy to the City Manager, Mayor Fouraker, and Chief Houston.

**Comm Gold**

- Comm Gold said he would like to see a 4-way stop on Windsor Place or Lake Conway Shores as a calming device.
- He further spoke on creating a special taxing district for the wall that was damaged on Hoffner Avenue.

**ADJOURNMENT**

There being no further business, Mayor Fouraker called for a motion to adjourn. The motion was passed unanimously at 7:48 p.m.

Yolanda Quiceno, CMC, City Clerk

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**RESOLUTION NO. 20-06**

A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA, AMENDING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020, PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Resolution 19-14, the City of Belle Isle has adopted the budget for fiscal year 2019-2020; and

WHEREAS, the City of Belle Isle has determined that the Budget for FY 2019-2020 should be amended; and

WHEREAS, Section 166.241(4)(c) Florida Statutes require such a budget amendment to be adopted in the same manner as the original budget.

Now, therefore, the City Council of the City of Belle Isle, Florida hereby resolves:

Section 1. The budget for the City of Belle Isle, Florida for fiscal year 2019-2020 is hereby amended by Attachment "A". The Attachment is hereby incorporated into this Resolution by reference thereto.

Section 2. This Resolution shall take effect upon its adoption.

Adopted by the City Council on this 5<sup>th</sup> day of May, 2020.

\_\_\_\_\_  
NICHOLAS FOURAKER, MAYOR

Attest: \_\_\_\_\_  
Yolanda Quiceno, City Clerk

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Approved as to form and legality  
Kurt Ardaman, City Attorney

STATE OF FLORIDA  
COUNTY OF ORANGE

I, YOLANDA QUICENO, CITY CLERK OF THE CITY OF BELLE ISLE, FLORIDA, do  
hereby certify that the above and foregoing Resolution No. 20-06 was duly and  
legally passed and adopted by the Belle Isle City Council in session  
assembled, at which session a quorum of its members were present on the  
\_\_\_\_\_ day of May, 2020.

\_\_\_\_\_  
Yolanda Quiceno, City Clerk



ATTACHMENT A  
 CITY OF BELLE ISLE  
 FY 2019-2020  
 BUDGET AMENDMENT #1  
 RESOLUTION# 20-06

b.

| ACCOUNT NO.                                    | ACCOUNT DESCRIPTION                      | ORIGINAL<br>BUDGET  | BUDGET AMENDMENT<br>RESOLUTION# 20-06 | AMENDED<br>BUDGET   | REF# |
|--|--|---------------------|---------------------------------------|---------------------|------|
| <b>GENERAL FUND 001</b>                        |  |                     |                                       |                     |      |
| <b>CARRYFORWARD FUND BALANCE</b>               |  | \$ 1,104,350        | \$ 1,266,673.00                       | \$ 2,371,023        | (A)  |
| <b>REVENUES</b>                                |  |                     |                                       |                     |      |
| 001-311-100                                    | AD VALOREM TAX                           | 3,324,398           | 0                                     | 3,324,398           |      |
| 001-312-410                                    | LOCAL OPTION GAS TAX                     | 232,000             | 0                                     | 232,000             |      |
| 001-314-100                                    | UTILITY SERVICE TAX - ELECTRICITY        | 150,000             | 0                                     | 150,000             |      |
| 001-314-800                                    | UTILITY SERVICE TAX - PROPANE            | 4,300               | 0                                     | 4,300               |      |
| 001-315-000                                    | COMMUNICATIONS SERVICES TAXES            | 196,884             | 0                                     | 196,884             |      |
| 001-316-000                                    | LOCAL BUSINESS TAX - OCCUPATIONAL LICENS | 12,000              | 0                                     | 12,000              |      |
| 001-322-000                                    | BUILDING PERMITS                         | 95,000              | 55,000                                | 150,000             | (B)  |
| 001-323-100                                    | FRANCHISE FEES - ELECTRICITY             | 450,000             | -450,000                              | 0                   | (C)  |
| 001-323-700                                    | FRANCHISE FEE - SOLID WASTE              | 60,000              | -25,000                               | 35,000              | (D)  |
| 001-329-000                                    | ZONING FEES                              | 25,000              | 0                                     | 25,000              |      |
| 001-329-100                                    | PERMITS - GARAGE SALE                    | 200                 | 0                                     | 200                 |      |
| 001-329-130                                    | BOAT RAMPS - DECAL AND REG               | 1,200               | 0                                     | 1,200               |      |
| 001-334-560                                    | FDLE JAG GRANT                           | 0                   | 2,000                                 | 2,000               | (E)  |
| 001-335-120                                    | STATE SHARED REVENUE                     | 350,000             | 0                                     | 350,000             |      |
| 001-335-180                                    | HALF-CENT SALES TAX                      | 1,202,065           | 0                                     | 1,202,065           |      |
| 001-337-200                                    | SRO - CHARTER CONTRIBUTION               | 66,378              | 0                                     | 66,378              |      |
| 001-343-410                                    | SOLID WASTE FEES - RESIDENTIAL           | 641,857             | 0                                     | 641,857             |      |
| 001-347-400                                    | SPECIAL EVENTS                           | 500                 | 0                                     | 500                 |      |
| 001-351-100                                    | JUDGEMENT & FINES - MOVING VIOLATIONS    | 15,000              | 0                                     | 15,000              |      |
| 001-351-110                                    | RED LIGHT CAMERAS                        | 350,000             | -235,000                              | 115,000             | (F)  |
| 001-359-000                                    | JUDGEMENT & FINES - PARKING VIOLATIONS   | 3,000               | 0                                     | 3,000               |      |
| 001-361-100                                    | INTEREST - GENERAL FUND                  | 1,000               | 0                                     | 1,000               |      |
| 001-362-000                                    | RENTAL LICENSES                          | 18,000              | 0                                     | 18,000              |      |
| 001-366-200                                    | GRANT- COMMITTEE OF 100 OF ORANGE COUNTY | 0                   | 38,895                                | 38,895              | (G)  |
| 001-369-900                                    | OTHER MISCELLANEOUS REVENUE              | 3,000               | 8,655                                 | 11,655              | (W)  |
| 001-369-905                                    | POLICE OFF-DUTY DETAIL REIMBURSEMENTS    | 0                   | 32,985                                | 32,985              | (H)  |
| 001-369-906                                    | POLICE MARINE PATROL REIMBURSEMENTS      | 17,000              | 0                                     | 17,000              |      |
| <b>TOTAL REVENUES</b>                          |  | <b>\$ 7,218,782</b> | <b>\$ (572,465)</b>                   | <b>\$ 6,646,317</b> |      |
| <b>TOTAL ESTIMATED REVENUES &amp; BALANCES</b> |  | <b>\$ 8,323,132</b> | <b>\$ 694,208</b>                     | <b>\$ 9,017,340</b> |      |

**EXPENDITURES**

**LEGISLATIVE DEPARTMENT**

|                 |  |        |       |        |     |
|-----------------|--|--------|-------|--------|-----|
| 001-511-00-2311 | DENTAL & VISION INSURANCE - DISTRICT 1   | 500    | 0     | 500    |     |
| 001-511-00-2312 | DENTAL & VISION INSURANCE - DISTRICT 2   | 500    | 0     | 500    |     |
| 001-511-00-2313 | DENTAL & VISION INSURANCE - DISTRICT 3   | 500    | 0     | 500    |     |
| 001-511-00-2314 | DENTAL & VISION INSURANCE - DISTRICT 4   | 500    | 0     | 500    |     |
| 001-511-00-2315 | DENTAL & VISION INSURANCE - DISTRICT 5   | 500    | 0     | 500    |     |
| 001-511-00-2316 | DENTAL & VISION INSURANCE - DISTRICT 6   | 500    | 0     | 500    |     |
| 001-511-00-2317 | DENTAL & VISION INSURANCE - DISTRICT 7   | 500    | 0     | 500    |     |
| 001-511-00-3150 | ELECTION EXPENSE                         | 12,000 | 0     | 12,000 |     |
| 001-511-00-3200 | AUDITING & ACCOUNTING                    | 24,000 | 4,460 | 28,460 | (I) |
| 001-511-00-4001 | TRAVEL & PER DIEM - DISTRICT 1           | 750    | 0     | 750    |     |
| 001-511-00-4002 | TRAVEL & PER DIEM - DISTRICT 2           | 750    | 0     | 750    |     |
| 001-511-00-4003 | TRAVEL & PER DIEM - DISTRICT 3           | 750    | 0     | 750    |     |
| 001-511-00-4004 | TRAVEL & PER DIEM - DISTRICT 4           | 750    | 0     | 750    |     |
| 001-511-00-4005 | TRAVEL & PER DIEM - DISTRICT 5           | 750    | 0     | 750    |     |
| 001-511-00-4006 | TRAVEL & PER DIEM - DISTRICT 6           | 750    | 0     | 750    |     |
| 001-511-00-4007 | TRAVEL & PER DIEM - DISTRICT 7           | 750    | 0     | 750    |     |
| 001-511-00-4100 | COMMUNICATIONS - TELEPHONE               | 8,000  | 0     | 8,000  |     |
| 001-511-00-4900 | OTHER CURRENT CHARGES                    | 500    | 0     | 500    |     |
| 001-511-00-5100 | OFFICE SUPPLIES                          | 100    | 0     | 100    |     |
| 001-511-00-5200 | OPERATING SUPPLIES                       | 100    | 0     | 100    |     |
| 001-511-00-5401 | BOOKS,SUBSCRIPTIONS & MEMBERSHIPS- DIS 1 | 200    | 0     | 200    |     |
| 001-511-00-5402 | BOOKS,SUBSCRIPTIONS & MEMBERSHIPS- DIS 2 | 200    | 0     | 200    |     |
| 001-511-00-5403 | BOOKS,SUBSCRIPTIONS & MEMBERSHIPS- DIS 3 | 200    | 0     | 200    |     |
| 001-511-00-5404 | BOOKS,SUBSCRIPTIONS & MEMBERSHIPS- DIS 4 | 200    | 0     | 200    |     |
| 001-511-00-5405 | BOOKS,SUBSCRIPTIONS & MEMBERSHIPS- DIS 5 | 200    | 0     | 200    |     |
| 001-511-00-5406 | BOOKS,SUBSCRIPTIONS & MEMBERSHIPS- DIS 6 | 200    | 0     | 200    |     |
| 001-511-00-5407 | BOOKS,SUBSCRIPTIONS & MEMBERSHIPS- DIS 7 | 200    | 0     | 200    |     |

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**ATTACHMENT A  
CITY OF BELLE ISLE  
FY 2019-2020  
BUDGET AMENDMENT #1  
RESOLUTION# 20-06**

b.

| ACCOUNT NO.                           | ACCOUNT DESCRIPTION                      | ORIGINAL BUDGET | BUDGET AMENDMENT RESOLUTION# 20-06 | AMENDED BUDGET | REF# |
|---------------------------------------|--|-----------------|------------------------------------|----------------|------|
| <b>EXECUTIVE MAYOR</b>                |  |                 |                                    |                |      |
| 001-512-00-2310                       | DENTAL & VISION INSURANCE                | 500             | 0                                  | 500            |      |
| 001-512-00-4000                       | TRAVEL & PER DIEM                        | 1,000           | 0                                  | 1,000          |      |
| 001-512-00-4100                       | COMMUNICATIONS - TELEPHONE               | 1,100           | 0                                  | 1,100          |      |
| 001-512-00-4900                       | OTHER CURRENT CHARGES                    | 200             | 0                                  | 200            |      |
| 001-512-00-5400                       | BOOKS, SUBSCRIPTIONS & MEMBERSHIPS       | 500             | 0                                  | 500            |      |
| <b>FINANCE, ADMIN, &amp; PLANNING</b> |  |                 |                                    |                |      |
| 001-513-00-1200                       | REGULAR SALARIES & WAGES                 | 309,787         | 0                                  | 309,787        |      |
| 001-513-00-1220                       | LONGEVITY PAY                            | 1,825           | 0                                  | 1,825          |      |
| 001-513-00-1250                       | VEHICLE ALLOWANCE - CITY MANAGER         | 8,400           | 0                                  | 8,400          |      |
| 001-513-00-1400                       | OVERTIME PAY                             | 500             | 0                                  | 500            |      |
| 001-513-00-2100                       | FICA/MEDICARE TAXES                      | 24,481          | 0                                  | 24,481         |      |
| 001-513-00-2200                       | RETIREMENT CONTRIBUTIONS                 | 38,931          | 0                                  | 38,931         |      |
| 001-513-00-2300                       | HEALTH INSURANCE                         | 64,789          | 0                                  | 64,789         |      |
| 001-513-00-2310                       | DENTAL & VISION INSURANCE                | 3,120           | 0                                  | 3,120          |      |
| 001-513-00-2320                       | LIFE INSURANCE                           | 1,372           | 0                                  | 1,372          |      |
| 001-513-00-2330                       | DISABILITY INSURANCE                     | 4,440           | 0                                  | 4,440          |      |
| 001-513-00-3100                       | PROFESSIONAL SERVICES                    | 15,000          | 0                                  | 15,000         |      |
| 001-513-00-4000                       | TRAVEL & PER DIEM                        | 1,500           | 0                                  | 1,500          |      |
| 001-513-00-4600                       | REPAIRS & MAINTENANCE - GENERAL          | 1,000           | 0                                  | 1,000          |      |
| 001-513-00-4610                       | REPAIRS & MAINTENANCE - VEHICLES         | 500             | 0                                  | 500            |      |
| 001-513-00-4700                       | PRINTING & BINDING                       | 500             | 0                                  | 500            |      |
| 001-513-00-4710                       | CODIFICATION EXPENSES                    | 3,500           | 0                                  | 3,500          |      |
| 001-513-00-4900                       | OTHER CURRENT CHARGES                    | 2,000           | 0                                  | 2,000          |      |
| 001-513-00-4910                       | LEGAL ADVERTISING                        | 2,000           | 0                                  | 2,000          |      |
| 001-513-00-5200                       | OPERATING SUPPLIES                       | 500             | 0                                  | 500            |      |
| 001-513-00-5400                       | BOOKS, SUBSCRIPTIONS & MEMBERSHIPS       | 4,000           | 0                                  | 4,000          |      |
| 001-513-00-6425                       | EQUIPMENT - CITY HALL                    | 10,000          | 10,530                             | 20,530         | (J)  |
| <b>GENERAL GOVERNMENT</b>             |  |                 |                                    |                |      |
| 001-519-00-1530                       | MERIT/BONUS PAY                          | 10,000          | 0                                  | 10,000         |      |
| 001-519-00-2100                       | FICA/MEDICARE TAXES                      | 765             | 0                                  | 765            |      |
| 001-519-00-3110                       | LEGAL SERVICES                           | 125,000         | 0                                  | 125,000        |      |
| 001-519-00-3120                       | ENGINEERING FEES                         | 60,000          | 0                                  | 60,000         |      |
| 001-519-00-3130                       | ANNEXATION FEES                          | 10,000          | 0                                  | 10,000         |      |
| 001-519-00-3400                       | CONTRACTUAL SERVICES                     | 64,000          | 0                                  | 64,000         |      |
| 001-519-00-3405                       | BUILDING PERMITS                         | 76,000          | 44,000                             | 120,000        | (B)  |
| 001-519-00-3410                       | JANITORIAL SERVICES                      | 3,000           | 0                                  | 3,000          |      |
| 001-519-00-3415                       | WEBSITE/SOCIAL MEDIA                     | 25,000          | 0                                  | 25,000         |      |
| 001-519-00-3440                       | FIRE PROTECTION                          | 1,506,500       | 79,839                             | 1,586,339      | (K)  |
| 001-519-00-4100                       | COMMUNICATIONS SERVICES                  | 12,000          | 0                                  | 12,000         |      |
| 001-519-00-4200                       | FREIGHT & POSTAGE                        | 7,000           | 0                                  | 7,000          |      |
| 001-519-00-4300                       | UTILITY/ELECTRIC/WATER                   | 10,000          | 0                                  | 10,000         |      |
| 001-519-00-4310                       | SOLID WASTE DISPOSAL/YARDWASTE           | 641,857         | 0                                  | 641,857        |      |
| 001-519-00-4500                       | INSURANCE                                | 120,000         | 0                                  | 120,000        |      |
| 001-519-00-4600                       | REPAIRS & MAINTENANCE - GENERAL          | 5,000           | 0                                  | 5,000          |      |
| 001-519-00-4700                       | PRINTING & BINDING                       | 15,000          | 0                                  | 15,000         |      |
| 001-519-00-4800                       | SPECIAL EVENTS                           | 10,000          | 0                                  | 10,000         |      |
| 001-519-00-4900                       | OTHER CURRENT CHARGES                    | 2,500           | 0                                  | 2,500          |      |
| 001-519-00-4905                       | NON AD VALOREM ASSESSMENT FEE            | 3,000           | 0                                  | 3,000          |      |
| 001-519-00-4906                       | GEOGRAPHIC INFORMATION SYSTEM INTERLOCAL | 2,300           | 0                                  | 2,300          |      |
| 001-519-00-4910                       | LEGAL ADVERTISING                        | 3,200           | 0                                  | 3,200          |      |
| 001-519-00-5100                       | OFFICE SUPPLIES                          | 7,500           | 0                                  | 7,500          |      |
| 001-519-00-5200                       | OPERATING SUPPLIES                       | 2,500           | 0                                  | 2,500          |      |
| 001-519-00-5230                       | FUEL EXPENSE                             | 500             | 0                                  | 500            |      |
| 001-519-00-5400                       | BOOKS, SUBSCRIPTIONS & MEMBERSHIPS       | 1,100           | 0                                  | 1,100          |      |
| 001-519-00-6300                       | CAPITAL IMPROVEMENTS                     | 15,000          | -15,000                            | 0              | (L)  |
| 001-519-00-6491                       | CITY HALL IMPROVEMENTS                   | 10,000          | 15,000                             | 25,000         | (L)  |
| 001-519-00-8300                       | CONTRIBUTIONS & DONATIONS                | 1,500           | 0                                  | 1,500          |      |
| 001-519-00-8310                       | NEIGHBORHOOD GRANT PROGRAM               | 35,000          | 0                                  | 35,000         |      |
| <b>POLICE</b>                         |  |                 |                                    |                |      |
| 001-521-00-1200                       | REGULAR SALARIES & WAGES                 | 1,064,153       | 0                                  | 1,064,153      | 10   |
| 001-521-00-1210                       | REGULAR SALARIES & WAGES - CROSSING GUAR | 35,000          | 0                                  | 35,000         |      |

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ATTACHMENT A  
CITY OF BELLE ISLE  
FY 2019-2020  
BUDGET AMENDMENT #1  
RESOLUTION# 20-06

b.

| ACCOUNT NO.     | ACCOUNT DESCRIPTION                      | ORIGINAL BUDGET | BUDGET AMENDMENT RESOLUTION# 20-06 | AMENDED BUDGET | REF#   |
|-----------------|--|-----------------|------------------------------------|----------------|--------|
| 001-521-00-1215 | HOLIDAY PAY                              | 20,000          | 0                                  | 20,000         |        |
| 001-521-00-1220 | LONGEVITY PAY                            | 6,225           | 0                                  | 6,225          |        |
| 001-521-00-1400 | OVERTIME PAY                             | 12,000          | 0                                  | 12,000         |        |
| 001-521-00-1500 | INCENTIVE PAY                            | 15,000          | 0                                  | 15,000         |        |
| 001-521-00-1505 | POLICE OFF-DUTY DETAIL PAY               | 0               | 31,233                             | 31,233         | (H)    |
| 001-521-00-1506 | POLICE LAKE CONWAY MARINE PATROL PAY     | 15,000          | 0                                  | 15,000         |        |
| 001-521-00-1519 | HAZARD PAY - COVID19                     | 0               | 35,700                             | 35,700         | (M)    |
| 001-521-00-1520 | SPECIAL ASSIGNMENT PAY                   | 11,000          | 0                                  | 11,000         |        |
| 001-521-00-2100 | FICA/MEDICARE TAXES                      | 90,146          | 1,752                              | 91,898         | (H)    |
| 001-521-00-2200 | RETIREMENT CONTRIBUTIONS                 | 184,306         | -14,473                            | 169,833        | (M)    |
| 001-521-00-2300 | HEALTH INSURANCE                         | 229,675         | -21,227                            | 208,448        | (M)    |
| 001-521-00-2310 | DENTAL & VISION INSURANCE                | 7,854           | 0                                  | 7,854          |        |
| 001-521-00-2320 | LIFE INSURANCE                           | 5,293           | 0                                  | 5,293          |        |
| 001-521-00-2330 | DISABILITY INSURANCE                     | 18,168          | 0                                  | 18,168         |        |
| 001-521-00-3100 | TECHNOLOGY SUPPORT/SERVICES              | 26,000          | 0                                  | 26,000         |        |
| 001-521-00-3110 | LEGAL SERVICES                           | 2,500           | 0                                  | 2,500          |        |
| 001-521-00-3120 | PRE-EMPLOYMENT EXPENSE                   | 1,500           | 0                                  | 1,500          |        |
| 001-521-00-3410 | JANITORIAL SERVICES                      | 1,600           | 0                                  | 1,600          |        |
| 001-521-00-4000 | TRAVEL & PER DIEM                        | 2,000           | 0                                  | 2,000          |        |
| 001-521-00-4100 | COMMUNICATIONS SERVICES                  | 20,000          | 0                                  | 20,000         |        |
| 001-521-00-4110 | DISPATCH SERVICE                         | 73,000          | 0                                  | 73,000         |        |
| 001-521-00-4200 | POSTAGE & FREIGHT                        | 500             | 0                                  | 500            |        |
| 001-521-00-4300 | UTILITY/ELECTRIC/WATER                   | 3,000           | 0                                  | 3,000          |        |
| 001-521-00-4600 | REPAIRS & MAINTENANCE - GENERAL          | 2,000           | 0                                  | 2,000          |        |
| 001-521-00-4610 | REPAIRS AND MAINTENANCE - VEHICLES       | 25,000          | 0                                  | 25,000         |        |
| 001-521-00-4620 | REPAIRS & MAINTENANCE - RADAR GUNS       | 3,000           | 0                                  | 3,000          |        |
| 001-521-00-4700 | PRINTING & BINDING                       | 2,500           | 0                                  | 2,500          |        |
| 001-521-00-4900 | OTHER CURRENT CHARGES                    | 2,000           | 0                                  | 2,000          |        |
| 001-521-00-4910 | LEGAL ADVERTISING                        | 250             | 0                                  | 250            |        |
| 001-521-00-4920 | MARINE EXPENSES                          | 5,000           | 0                                  | 5,000          |        |
| 001-521-00-5100 | OFFICE SUPPLIES                          | 2,500           | 0                                  | 2,500          |        |
| 001-521-00-5200 | OPERATING SUPPLIES                       | 3,000           | 1,000                              | 4,000          | (E)    |
| 001-521-00-5205 | COMPUTER AND SOFTWARE                    | 1,500           | 0                                  | 1,500          |        |
| 001-521-00-5210 | UNIFORMS                                 | 8,000           | 0                                  | 8,000          |        |
| 001-521-00-5230 | FUEL EXPENSE                             | 40,000          | 0                                  | 40,000         |        |
| 001-521-00-5400 | BOOKS, SUBSCRIPTIONS & MEMBERSHIPS       | 1,000           | 0                                  | 1,000          |        |
| 001-521-00-5500 | TRAINING - POLICE                        | 3,000           | 0                                  | 3,000          |        |
| 001-521-00-6400 | CIP - EQUIPMENT                          | 8,000           | -292                               | 7,708          | (E)(N) |
| 001-521-00-6415 | CIP - EQUIPMENT - RED LIGHT CAMERAS/LPR  | 100,000         | -67,000                            | 33,000         | (F)    |
| 001-521-00-6417 | VEHICLES - LEASE PURCHASE & REG          | 64,000          | 48,842                             | 112,842        | (G)(N) |
| 001-521-00-8200 | COMMUNITY PROMOTIONS                     | 1,000           | 0                                  | 1,000          |        |
|                 | <b>PUBLIC WORKS</b>                      |                 |                                    |                |        |
| 001-541-00-1200 | REGULAR SALARIES & WAGES                 | 66,196          | 0                                  | 66,196         |        |
| 001-541-00-1220 | LONGEVITY PAY                            | 975             | 0                                  | 975            |        |
| 001-541-00-1400 | OVERTIME PAY                             | 1,500           | 0                                  | 1,500          |        |
| 001-541-00-2100 | FICA/MEDICARE TAXES                      | 5,253           | 0                                  | 5,253          |        |
| 001-541-00-2200 | RETIREMENT CONTRIBUTIONS                 | 8,800           | 0                                  | 8,800          |        |
| 001-541-00-2300 | HEALTH INSURANCE                         | 15,389          | 0                                  | 15,389         |        |
| 001-541-00-2310 | DENTAL & VISION INSURANCE                | 719             | 0                                  | 719            |        |
| 001-541-00-2320 | LIFE INSURANCE                           | 338             | 0                                  | 338            |        |
| 001-541-00-2330 | DISABILITY INSURANCE                     | 1,309           | 0                                  | 1,309          |        |
| 001-541-00-3100 | PROFESSIONAL SERVICES                    | 200             | 0                                  | 200            |        |
| 001-541-00-3140 | TEMPORARY LABOR                          | 10,000          | 0                                  | 10,000         |        |
| 001-541-00-3400 | CONTRACTUAL SERVICES                     | 7,500           | 0                                  | 7,500          |        |
| 001-541-00-3420 | LANDSCAPING SERVICES                     | 45,000          | 0                                  | 45,000         |        |
| 001-541-00-4100 | COMMUNICATIONS                           | 2,500           | 0                                  | 2,500          |        |
| 001-541-00-4300 | UTILITY/ELECTRIC/WATER                   | 115,000         | 0                                  | 115,000        |        |
| 001-541-00-4600 | REPAIRS & MAINTENANCE - GENERAL          | 10,000          | 0                                  | 10,000         |        |
| 001-541-00-4610 | REPAIRS & MAINTENANCE - VEHICLES & EQUIP | 10,000          | 0                                  | 10,000         |        |
| 001-541-00-4670 | REPAIRS & MAINTENANCE - PARKS            | 10,000          | 0                                  | 10,000         |        |
| 001-541-00-4675 | REPAIRS & MAINTENANCE - BOAT RAMPS       | 5,000           | 0                                  | 5,000          |        |
| 001-541-00-4680 | REPAIRS & MAINTENANCE - ROADS            | 12,000          | 0                                  | 12,000         |        |

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ATTACHMENT A  
CITY OF BELLE ISLE  
FY 2019-2020  
BUDGET AMENDMENT #1  
RESOLUTION# 20-06

b.

| ACCOUNT NO.   | ACCOUNT DESCRIPTION                     | ORIGINAL BUDGET     | BUDGET AMENDMENT RESOLUTION# 20-06 | AMENDED BUDGET      | REF# |
|---|---|---------------------|------------------------------------|---------------------|------|
| 001-541-00-4690                                       | URBAN FORESTRY                          | 60,000              | 0                                  | 60,000              |      |
| 001-541-00-5200                                       | OPERATING SUPPLIES                      | 5,000               | 0                                  | 5,000               |      |
| 001-541-00-5210                                       | UNIFORMS                                | 1,500               | 0                                  | 1,500               |      |
| 001-541-00-5220                                       | PROTECTIVE CLOTHING                     | 1,000               | 0                                  | 1,000               |      |
| 001-541-00-5230                                       | FUEL EXPENSE                            | 6,000               | 0                                  | 6,000               |      |
| 001-541-00-5400                                       | BOOKS, SUBSCRIPTIONS & MEMBERSHIPS      | 500                 | 0                                  | 500                 |      |
| 001-541-00-5500                                       | TRAINING                                | 500                 | 0                                  | 500                 |      |
| 001-541-00-6335                                       | CIP - NELA BRIDGE REPAIRS               | 37,000              | 3,380                              | 40,380              | (O)  |
| 001-541-00-6365                                       | CIP - ELECTRIC POLE HOLIDAY DECORATIONS | 15,000              | -3,380                             | 11,620              | (O)  |
| 001-541-00-6380                                       | CIP - PARK IMPROVEMENTS                 | 348,000             | -55,960                            | 292,040             | (P)  |
| 001-541-00-6420                                       | CIP - TRAFFIC CALMING                   | 25,000              | 0                                  | 25,000              |      |
| 001-541-00-6430                                       | CIP - EQUIPMENT                         | 17,000              | 0                                  | 17,000              |      |
| <b>NON-DEPARTMENTAL (TRANSFERS)</b>                   |   |                     |                                    |                     |      |
| 001-581-00-9100                                       | TRANSFER TO CAPITAL EQUIP REPL FUND 301 | 52,000              | 0                                  | 52,000              |      |
| 001-581-00-9110                                       | TRANSFER TO RIGHT OF WAY FUND 302       | 400,000             | -400,000                           | 0                   | (C)  |
| <b>NON-OPERATING</b>                                  |   |                     |                                    |                     |      |
| 001-584-00-5810                                       | TRANSFER OUT                            | 150,000             | -150,000                           | 0                   | (Q)  |
| 001-584-00-7100                                       | PAYMENT ON BOND - PRINCIPAL             | 90,000              | 0                                  | 90,000              |      |
| 001-584-00-7200                                       | BOND DEBT - INTEREST                    | 18,000              | 0                                  | 18,000              |      |
| <b>TOTAL EXPENDITURES</b>                             |   | <b>\$ 7,011,366</b> | <b>\$ (451,596)</b>                | <b>\$ 6,559,770</b> |      |
| <b>RESERVES</b>                                       |   | <b>\$ 1,311,766</b> | <b>\$ 1,145,804</b>                | <b>\$ 2,457,570</b> |      |
| <b>TOTAL APPROPRIATED EXPENDITURES &amp; RESERVES</b> |   | <b>\$ 8,323,132</b> | <b>\$ 694,208</b>                  | <b>\$ 9,017,340</b> |      |

**TRANSPORTATION IMPACT FUND 102**

|   |  |                   |                 |                   |            |
|---|--|-------------------|-----------------|-------------------|------------|
| <b>CARRYFORWARD FUND BALANCE</b>                      |  | <b>\$ 199,731</b> | <b>\$ 4,843</b> | <b>\$ 204,574</b> | <b>(A)</b> |
| <b>REVENUES</b>                                       |  |                   |                 |                   |            |
| 102-324-310   | IMPACT FEES - RESIDENTIAL - TRANSPORTATI | 3,000             | 0               | 3,000             |            |
| 102-361-100   | INTEREST - TRANSPORTATION IMPACT         | 1,000             | 0               | 1,000             |            |
| <b>TOTAL REVENUES</b>                                 |  | <b>\$ 4,000</b>   | <b>\$ -</b>     | <b>\$ 4,000</b>   |            |
| <b>TOTAL ESTIMATED REVENUES &amp; BALANCES</b>        |  | <b>\$ 203,731</b> | <b>\$ 4,843</b> | <b>\$ 208,574</b> |            |
| <b>EXPENDITURES</b>                                   |  |                   |                 |                   |            |
| 102-541-00-6425                                       | ROADWAY IMPROVEMENTS                     | 120,000           | 0               | 120,000           |            |
| <b>TOTAL EXPENDITURES</b>                             |  | <b>\$ 120,000</b> | <b>\$ -</b>     | <b>\$ 120,000</b> |            |
| <b>RESERVES</b>                                       |  | <b>\$ 83,731</b>  | <b>\$ 4,843</b> | <b>\$ 88,574</b>  |            |
| <b>TOTAL APPROPRIATED EXPENDITURES &amp; RESERVES</b> |  | <b>\$ 203,731</b> | <b>\$ 4,843</b> | <b>\$ 208,574</b> |            |

**STORMWATER FUND 103**

|  |   |                   |                     |                   |            |
|--|---|-------------------|---------------------|-------------------|------------|
| <b>CARRYFORWARD FUND BALANCE</b>               |   | <b>\$ 295,404</b> | <b>\$ (271,277)</b> | <b>\$ 24,127</b>  | <b>(A)</b> |
| <b>REVENUES</b>                                |   |                   |                     |                   |            |
| 103-331-100                                    | FEMA REIMBURSEMENT - FEDERAL - FUND 103 | 0                 | 142,367             | 142,367           | (R)        |
| 103-331-110                                    | FEMA REIMBURSEMENT - STATE - FUND 103   | 0                 | -570                | -570              | (R)        |
| 103-343-900                                    | SERVICE CHARGE - STORMWATER             | 370,000           | -26,000             | 344,000           | (S)        |
| 103-361-100                                    | INTEREST - STORMWATER                   | 1,000             | 0                   | 1,000             |            |
| <b>TOTAL REVENUES</b>                          |   | <b>\$ 371,000</b> | <b>\$ 115,797</b>   | <b>\$ 486,797</b> |            |
| <b>TOTAL ESTIMATED REVENUES &amp; BALANCES</b> |   | <b>\$ 666,404</b> | <b>\$ (155,480)</b> | <b>\$ 510,924</b> |            |
| <b>EXPENDITURES</b>                            |   |                   |                     |                   |            |
| 103-541-00-1200                                | REGULAR SALARIES & WAGES                | 89,860            | 0                   | 89,860            |            |
| 103-541-00-2100                                | FICA/MEDICARE TAXES                     | 6,874             | 0                   | 6,874             |            |
| 103-541-00-2200                                | RETIREMENT CONTRIBUTIONS                | 11,682            | 0                   | 11,682            |            |
| 103-541-00-2300                                | HEALTH INSURANCE                        | 14,040            | 0                   | 14,040            |            |
| 103-541-00-2310                                | DENTAL & VISION INSURANCE               | 449               | 0                   | 449               |            |
| 103-541-00-2320                                | LIFE INSURANCE                          | 427               | 0                   | 427               |            |
| 103-541-00-2330                                | DISABILITY INSURANCE                    | 1,256             | 0                   | 1,256             |            |
| 103-541-00-3110                                | LEGAL SERVICES - STORMWATER FUND        | 0                 | 2,368               | 2,368             |            |
| 103-541-00-3120                                | ENGINEERING FEES                        | 50,000            | 0                   | 50,000            |            |
| 103-541-00-3430                                | NPDES                                   | 15,000            | 0                   | 15,000            |            |
| 103-541-00-3450                                | LAKE CONSERVATION                       | 15,000            | 0                   | 15,000            |            |
| 103-541-00-4600                                | REPAIRS & MAINTENANCE                   | 70,000            | 0                   | 70,000            |            |
| 103-541-00-4900                                | OTHER CURRENT CHARGES                   | 1,000             | 0                   | 1,000             |            |
| 103-541-00-6300                                | CIP - CAPITAL IMPROVEMENTS              | 350,000           | -175,000            | 175,000           | (T)        |

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ATTACHMENT A  
CITY OF BELLE ISLE  
FY 2019-2020  
BUDGET AMENDMENT #1  
RESOLUTION# 20-06

b.

| ACCOUNT NO.   | ACCOUNT DESCRIPTION                     | ORIGINAL<br>BUDGET | BUDGET AMENDMENT<br>RESOLUTION# 20-06 | AMENDED<br>BUDGET | REF# |
|---|---|--------------------|---------------------------------------|-------------------|------|
| 103-581-00-9100                                       | TRANSFER TO CAPITAL EQUIP REPL FUND 301 | 10,000             | 0                                     | 10,000            |      |
| <b>TOTAL EXPENDITURES</b>                             |   | <b>\$ 635,588</b>  | <b>\$ (172,632)</b>                   | <b>\$ 462,956</b> |      |
| <b>RESERVES</b>                                       |   | <b>\$ 30,816</b>   | <b>\$ 17,152</b>                      | <b>\$ 47,968</b>  |      |
| <b>TOTAL APPROPRIATED EXPENDITURES &amp; RESERVES</b> |   | <b>\$ 666,404</b>  | <b>\$ (155,480)</b>                   | <b>\$ 510,924</b> |      |

**LAW ENFORCEMENT EDUCATION FUND 104**

|   |                                       |                 |                 |                  |            |
|---|---------------------------------------|-----------------|-----------------|------------------|------------|
| <b>CARRYFORWARD FUND BALANCE</b>                      |                                       | <b>\$ 7,347</b> | <b>\$ 8,053</b> | <b>\$ 15,400</b> | <b>(A)</b> |
| <b>REVENUES</b>                                       |                                       |                 |                 |                  |            |
| 104-351-200   | JUDGEMENT & FINES - LE EDUCATION FUND | 1,500           | 0               | 1,500            |            |
| 104-361-100   | INTEREST - EDUCATION FUND             | 1,000           | 0               | 1,000            |            |
| <b>TOTAL REVENUES</b>                                 |                                       | <b>\$ 2,500</b> | <b>\$ -</b>     | <b>\$ 2,500</b>  |            |
| <b>TOTAL ESTIMATED REVENUES &amp; BALANCES</b>        |                                       | <b>\$ 9,847</b> | <b>\$ 8,053</b> | <b>\$ 17,900</b> |            |
| <b>EXPENDITURES</b>                                   |                                       |                 |                 |                  |            |
| 104-521-00-5500                                       | TRAINING                              | 8,000           | 0               | 8,000            |            |
| 104-541-00-4900                                       | OTHER CURRENT CHARGES                 | 200             | 0               | 200              |            |
| <b>TOTAL EXPENDITURES</b>                             |                                       | <b>\$ 8,200</b> | <b>\$ -</b>     | <b>\$ 8,200</b>  |            |
| <b>RESERVES</b>                                       |                                       | <b>\$ 1,647</b> | <b>\$ 8,053</b> | <b>\$ 9,700</b>  |            |
| <b>TOTAL APPROPRIATED EXPENDITURES &amp; RESERVES</b> |                                       | <b>\$ 9,847</b> | <b>\$ 8,053</b> | <b>\$ 17,900</b> |            |

**CHARTER DEBT SERVICE FUND 201**

|  |   |                     |                     |                     |            |
|--|---|---------------------|---------------------|---------------------|------------|
| <b>CARRYFORWARD FUND BALANCE</b>               |   | <b>\$ 1,106,848</b> | <b>\$ 72,443</b>    | <b>\$ 1,179,291</b> | <b>(A)</b> |
| <b>REVENUES</b>                                |   |                     |                     |                     |            |
| 201-331-100                                    | FEMA REIMBURSEMENT - FEDERAL - FUND 201 | 0                   | 2,147               | 2,147               | <b>(X)</b> |
| 201-331-110                                    | FEMA REIMBURSEMENT - STATE - FUND 201   | 0                   | -4,105              | -4,105              | <b>(X)</b> |
| 201-361-100                                    | INTEREST - CHARTER FUND                 | 1,000               | 0                   | 1,000               |            |
| 201-362-000                                    | RENT REVENUE                            | 1,029,700           | 6,940               | 1,036,640           | <b>(Y)</b> |
| 201-381-000                                    | TRANSFERS IN FROM GENERAL FUND 001      | 150,000             | -150,000            | 0                   | <b>(Q)</b> |
| <b>TOTAL REVENUES</b>                          |   | <b>\$ 1,180,700</b> | <b>\$ (145,018)</b> | <b>\$ 1,035,682</b> |            |
| <b>TOTAL ESTIMATED REVENUES &amp; BALANCES</b> |   | <b>\$ 2,287,548</b> | <b>\$ (72,575)</b>  | <b>\$ 2,214,973</b> |            |

**EXPENDITURES**

|   |                                 |                     |                    |                     |            |
|---|---------------------------------|---------------------|--------------------|---------------------|------------|
| 201-569-00-1200                                       | REGULAR SALARIES & WAGES        | 67,495              | 0                  | 67,495              |            |
| 201-569-00-2100                                       | FICA/MEDICARE TAXES             | 5,163               | 0                  | 5,163               |            |
| 201-569-00-2200                                       | RETIREMENT CONTRIBUTIONS        | 9,668               | 0                  | 9,668               |            |
| 201-569-00-2300                                       | HEALTH INSURANCE                | 8,808               | 0                  | 8,808               |            |
| 201-569-00-2310                                       | DENTAL & VISION INSURANCE       | 360                 | 0                  | 360                 |            |
| 201-569-00-2320                                       | LIFE INSURANCE                  | 321                 | 0                  | 321                 |            |
| 201-569-00-2330                                       | DISABILITY INSURANCE            | 928                 | 0                  | 928                 |            |
| 201-569-00-3100                                       | CHARTER PROFESSIONAL SERVICES   | 0                   | 5,500              | 5,500               | <b>(U)</b> |
| 201-569-00-3110                                       | CHARTER LEGAL SERVICES          | 0                   | 7,716              | 7,716               | <b>(U)</b> |
| 201-569-00-4600                                       | MAINTENANCE - CHARTER SCHOOL    | 20,000              | 0                  | 20,000              |            |
| 201-569-00-6210                                       | CIP - CHARTER ROOF              | 276,000             | 0                  | 276,000             |            |
| 201-569-00-6320                                       | CIP - HVAC REPLACEMENT          | 22,000              | -8,105             | 13,895              | <b>(Z)</b> |
| 201-569-00-6410                                       | CHARTER SCHOOL BUILDING REPAIRS | 0                   | 5,739              | 5,739               | <b>(V)</b> |
| 201-569-00-7100                                       | PRINCIPAL                       | 300,000             | 0                  | 300,000             |            |
| 201-569-00-7200                                       | INTEREST                        | 527,825             | 0                  | 527,825             |            |
| <b>TOTAL EXPENDITURES</b>                             |                                 | <b>\$ 1,238,568</b> | <b>\$ 10,850</b>   | <b>\$ 1,249,418</b> |            |
| <b>RESERVES</b>                                       |                                 | <b>\$ 1,048,980</b> | <b>\$ (83,425)</b> | <b>\$ 965,555</b>   |            |
| <b>TOTAL APPROPRIATED EXPENDITURES &amp; RESERVES</b> |                                 | <b>\$ 2,287,548</b> | <b>\$ (72,575)</b> | <b>\$ 2,214,973</b> |            |

**CAPITAL EQUIPMENT REPLACEMENT FUND 301**

|  |                                   |                  |             |                  |  |
|--|-----------------------------------|------------------|-------------|------------------|--|
| <b>CARRYFORWARD FUND BALANCE</b>               |                                   | <b>\$ 27,000</b> | <b>\$ -</b> | <b>\$ 27,000</b> |  |
| <b>REVENUES</b>                                |                                   |                  |             |                  |  |
| 301-381-000                                    | TRANSFER FROM GENERAL FUND 001    | 52,000           | 0           | 52,000           |  |
| 301-381-103                                    | TRANSFER FROM STORMWATER FUND 103 | 10,000           | 0           | 10,000           |  |
| <b>TOTAL REVENUES</b>                          |                                   | <b>\$ 62,000</b> | <b>\$ -</b> | <b>\$ 62,000</b> |  |
| <b>TOTAL ESTIMATED REVENUES &amp; BALANCES</b> |                                   | <b>\$ 89,000</b> | <b>\$ -</b> | <b>\$ 89,000</b> |  |

**EXPENDITURES**

|                           |                                       |                  |             |                  |  |
|---------------------------|---------------------------------------|------------------|-------------|------------------|--|
| 301-521-00-6410           | CIP - POLICE COMMUNICATIONS EQUIPMENT | 10,000           | 0           | 10,000           |  |
| <b>TOTAL EXPENDITURES</b> |                                       | <b>\$ 10,000</b> | <b>\$ -</b> | <b>\$ 10,000</b> |  |

13

**ATTACHMENT A  
CITY OF BELLE ISLE  
FY 2019-2020  
BUDGET AMENDMENT #1  
RESOLUTION# 20-06**

b.

| ACCOUNT NO.   | ACCOUNT DESCRIPTION            | ORIGINAL<br>BUDGET | BUDGET AMENDMENT<br>RESOLUTION# 20-06 | AMENDED<br>BUDGET | REF# |
|---|--------------------------------|--------------------|---------------------------------------|-------------------|------|
| <b>RESERVES</b>                                       |                                | \$ 79,000          | \$ -                                  | \$ 79,000         |      |
| <b>TOTAL APPROPRIATED EXPENDITURES &amp; RESERVES</b> |                                | <b>\$ 89,000</b>   | <b>\$ -</b>                           | <b>\$ 89,000</b>  |      |
| <b>RIGHT OF WAY FUND 302</b>                          |                                |                    |                                       |                   |      |
| <b>CARRYFORWARD FUND BALANCE</b>                      |                                | \$ -               | \$ -                                  | \$ -              |      |
| <b>REVENUES</b>                                       |                                |                    |                                       |                   |      |
| 302-381-000   | TRANSFER FROM GENERAL FUND 001 | 484,000            | -484,000                              | 0                 | (C)  |
| <b>TOTAL REVENUES</b>                                 |                                | <b>\$ 484,000</b>  | <b>\$ (484,000)</b>                   | <b>\$ -</b>       |      |
| <b>TOTAL ESTIMATED REVENUES &amp; BALANCES</b>        |                                | <b>\$ 484,000</b>  | <b>\$ (484,000)</b>                   | <b>\$ -</b>       |      |
| <b>EXPENDITURES</b>                                   |                                |                    |                                       |                   |      |
| 302-541-00-6320                                       | CIP - RESURFACING & CURBING    | 350,000            | -350,000                              | 0                 | (C)  |
| 302-541-00-6330                                       | CIP - SIDEWALKS                | 50,000             | -50,000                               | 0                 | (C)  |
| <b>TOTAL EXPENDITURES</b>                             |                                | <b>\$ 400,000</b>  | <b>\$ (400,000)</b>                   | <b>\$ -</b>       |      |
| <b>RESERVES</b>                                       |                                | <b>\$ 84,000</b>   | <b>\$ (84,000)</b>                    | <b>\$ -</b>       | (C)  |
| <b>TOTAL APPROPRIATED EXPENDITURES &amp; RESERVES</b> |                                | <b>\$ 484,000</b>  | <b>\$ (484,000)</b>                   | <b>\$ -</b>       |      |

**REFERENCE:**

- (A) Adjust Carryforward Fund Balance to match CAFR FYE 9/30/2019
- (B) Increase Building Permit revenue and expenditure due to increase in activity.
- (C) Eliminate budgeted Franchise Fee-Electricity and eliminate Right of Way Fund.
- (D) Reduce Solid Waste Franchise Fee.
- (E) Record revenue from JAG Grants received and record associated expenditure.
- (F) Reduce revenue and expenditure for Red Light Cameras due to delay in installation and reduced cost.
- (G) Add revenue line for OC Committee of 100 grant received by PD and record expenditure for purchase of PD vehicles.
- (H) Record revenue and expenditure for Off-Duty Detail activity.
  - (I) Increase Auditing & Accounting in Dept 511 due to added cost of single audit for FEMA funding received in FY 1819.
  - (J) Increase budgeted expenditure for equipment in Dept 513 due to actual cost of City Hall Server project.
  - (K) Increase expenditure for Fire Protection due to increased cost from Orange County.
  - (L) Move \$15,000 from Capital Improvement for resurfacing clock face to City Hall Improvements for increased cost of City Hall Generator.
- (M) Add expenditure in Dept 521 for Covid-19 Hazard Pay. Reduce expenditures in Dept 521 for retirement and health ins to offset (expenditures saved from not being fully staffed).
- (N) Transfer unspent funds to vehicles in Dept 521 for purchase of PD vehicles.
- (O) Transfer \$3,380 of unspent funds from holiday decorations - light poles to Nela Bridge repairs due to overage.
- (P) Reduce budgeted expenditures for CIP - Park Improvements due to actual project costs being less than budgeted.
- (Q) Eliminate \$150,000 transfer from General Fund to Charter Fund due to decision to not refund Wallace Field purchase.
- (R) Record FEMA receipts in Stormwater Fund (and recalculation between Federal and State allocation %)
- (S) Reduce Stormwater Service Charge revenue due to decrease in projected revenue collection.
- (T) Reduce CIP-Capital Improvements in Stormwater Fund due to decreased cost for Gene Polk Park and having to delay St. Partin Stormwater Project due to insufficient funds.
- (U) Add expenditures in Charter Fund for Professional Services and Legal Services due to unbudgeted expenses.
- (V) Add expenditure in Charter Fund for Building Repairs due to carryforward project from prior FY for Lower School doors.
- (W) Increase Other Misc Revenue for insurance claim reimb for total loss of PD vehicle / transfer funds to PD vehicle expenditure for replacement.
- (X) Record FEMA receipts in Charter Fund (and recalculation between Federal and State allocation %)
- (Y) Increase Charter Rent Revenue due to increase student count/rent payment
- (Z) Decrease expenditure for HVAC replacement in Charter fund due to actual cost.



**CITY OF BELLE ISLE, FLORIDA  
CITY COUNCIL AGENDA ITEM COVER SHEET**

**Meeting Date:** May 5, 2020

**To:** Honorable Mayor and City Council Members

**From:** B. Francis, City Manager

**Subject:** Lancaster House (Green House at 5003 Randolph)

**Background:** The City sent a letter to the Pone Castle Historical Society requesting the society send the City Council a plan for renovating and moving the Lancaster house. PCHS responded to the letter stating that PCHS was declining the City's donation of the house due to time, funding and historical preservation issues. I was contacted last week by a private individual who would be interested in moving the house to her property. Commissioner Gold spoke to the individual regarding the house and they would move the house if the City would donate it to them and they could live in it.

During these past few weeks, the city has received correspondence from individuals representing other entities supporting the City continue to keep the house and look for partners to renovate it, yet none of these entities volunteered either time or money to assist the City. CCA Board stated that CCA will assist with the cost of the move.

**Staff Recommendation:** If the individual could get the necessary approvals to permit the house to be put on her property including moving the house, by August 1, 2020, then the staff recommends donating the house. If the permits and approvals are not done by August 1, then demolish the house. If the house is demolished, the City will purchase an historical marker to be placed on the spot where the house was.

**Suggested Motion:** I move we accept the staff's recommendation.

**Alternatives:** Move forward with demolition.

**Fiscal Impact:** \$5,000-\$6,000

**Attachments:** Letter to PCHS  
PCHS Letter to City Council



## CITY OF BELLE ISLE, FLORIDA

1600 Nela Avenue  
Belle Isle, Florida 32809  
(407) 851-7730 • FAX (407) 240-2222  
[www.cityofbelleislefl.org](http://www.cityofbelleislefl.org)

March 19, 2020

Gail Padgett, President  
Pine Castle Historical Society  
c/o Pine Castle Women's Club  
5901 S. Orange Ave.  
Orlando, FL 32809

**SUBJECT: Lancaster House**

Dear Gail:

In February 2019, the City Council approved a motion to donate the Lancaster House to the Pine Castle Historical Society (PCHS). A year has passed with no progress done on the Lancaster House by PCHS; therefore, at the Council meeting held on March 18, 2020, the City Council passed a motion to have the PCHS move the Lancaster House by July 1, 2020 as part of the additional conditions listed here.

The conditions are as follows:

1. Submit the SHPO application for the Lancaster House by April 30, 2020. PCHS should make note on the application that the house needs to be moved to a new location, but within the Pine Castle Urban Preservation District. As the City is still the owner of the house, the City will have to sign the application.
2. Develop a plan for moving the Lancaster House (PCHS could use the plan that was developed for the Crawford House.) The plan will include cost, sources of funds, project leader, and move the house no later than July 1, 2020. If the City assisted in the Crawford House move, it would provide those same services for the Lancaster House move.
3. Provide a copy of the SHPO application and the moving plan to the City by May 12, 2020.
4. Provide a funding plan for the rehabilitation of the Lancaster House by June 1, 2020. The plan will include:
  - a. List of rehabilitation items
  - b. Cost of rehabilitation list
  - c. Sources of funding

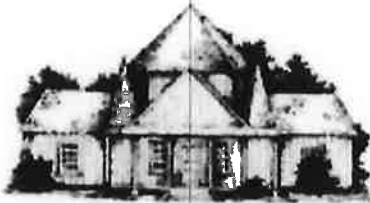


- d. Project Leader
- e. Contractor
- f. Expected completion date

It is further stipulated that PCHS cannot transfer, sell, or deed the Lancaster House to any other entity without City Council approval.

Sincerely,

Bob Francis, ICMA-CM  
City Manager



**Pine Castle Historical Society**  
"Preserving Old Florida"  
631 Wilks Avenue, Orlando, FL 32809  
www.pchsm.com

**MISSION**

Our Mission is to Preserve and Promote the rich history of Pine Castle; and pursue economic vibrancy through visitor engagement, building community, education and publications.

**BOARD OF DIRECTORS**

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- Charline Kennedy, Rec. Secretary
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April 9, 2020

Mayor Nicholas Fouraker  
 City Councilman Ed Gold Jr. (District 1)  
 City Councilman Anthony Carugno (District 2)  
 City Councilman Karl Shuck (District 3)  
 City Councilman Mike Sims (District 4)  
 City Councilman Harvey Readey (District 5)  
 City Councilman Jim Partin (District 6)  
 City Councilwoman Sue Nielsen (District 7)  
 City of Belle Isle  
 1600 Nela Avenue  
 Belle Isle, FL 32809

RE: Lancaster House

Dear Honorable Mayor and Councilmembers:

I am in receipt of a letter containing a recommendation which, among other things, provided for the Pine Castle Historical Society to submit a funding and moving plan for the Lancaster House within the next several months. While Pine Castle Historical Society is appreciative of this consideration, we must decline at this time due to timing, funding concerns, and historical preservation reasons.

As the owner of the Lancaster House and steward of this historical landmark for the current and future citizens of Belle Isle (and the greater Orange County community), the Pine Castle Historical Society is confident that the City will continue to champion the preservation of ever scarce historical resources within the community. We look forward to the Mayor and Council members continuing to partner with area non-profits and businesses to arrive at a creative solution to preserve the home of Belle Isle's first mayor and namesake of Lancaster Road and Lancaster Elementary School, Arthur Q. Lancaster.

Being located on the original homestead of town founder Will Wallace Harney will maximize its historical significance.

Best Regards,

Gail Padgett  
 Chairman, Pine Castle Historical Society

CC: Bob Francis, City Manager  
 Yolanda Quiceno, City Clerk



**CITY OF BELLE ISLE, FLORIDA  
CITY COUNCIL AGENDA ITEM COVER SHEET**

**Meeting Date:** May 5, 2020

**To:** Honorable Mayor and City Council Members

**From:** B. Francis, City Manager

**Subject:** Proposed Ordinance to Adopt Orange County Boating Codes

**Background:** This is a proposed ordinance for review of Orange County boating codes so the City and Orange County Marine Patrols are on the same page when enforcing safety on Lake Conway. It is important to have the same codes when the County and City apply to the FWC for approval.

Part of the FWC approval process is to provide substantial evidence that the ordinance is necessary to promote public safety. Although there have not been many, if any, reportable boating accidents on the lake, there have, and will continue to be many near misses. It is possible that having a log of near misses along with the number of citations that are written by marine patrols could be the substantial evidence needed by the FWC. The City staff would like to put out an E-Alert asking boaters who experience a near miss to call the City so it can be logged. This will be especially important when the boat ramps reopen and we again see crowds on the lake. .

**Staff Recommendation:** Send the proposed ordinance to the City Attorney for review and schedule 1<sup>st</sup> reading for the next available Council Meeting and put out an E-Alert for residents to report near misses to the City.

**Suggested Motion:** I move that accept the we accept the staff recommendations.

**Alternatives:** Do not approve

**Fiscal Impact:** TBD

**Attachments:** Proposed Ordinance  
Draft E-Alert

**ORDINANCE No.**

**AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA; AMENDING THE BELLE ISLE CODE OF ORDINANCES CONCERNING BOAT EQUIPMENT AND OPERATIONS BY AMENDING CHAPTER 34, CODE OF ORDINANCES; PROVIDING FOR BOAT EQUIPMENT AND OPERATION, MINIMUM SAFETY EQUIPMENT, GENERAL OPERATION OF VESSELS, SPEED LIMITS, DELETING SECTION 34-37; PROVIDING FOR PERSONAL WATERCRAFT, SWIMMERS AND DIVERS, TAMPERING AND TRESPASS TO BOATS, BOATHOUSES, AND DOCKS, DAMAGE TO CHANNEL MARKERS, BUOYS, SIGNS OR SIGNALS, AND MUFFLING EQUIPMENT; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Belle Isle, Florida, finds that it is in the interests of the health, safety, and welfare of the residents of Belle Isle and the general public that Chapter 34 of the City Code be amended to strengthen and modify the City's regulations pertaining to the boat equipment and operations.

**NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF BELLE ISLE, FLORIDA:**

**SECTION 1. Recitals.** The foregoing recitals are hereby ratified and confirmed as being true and correct and are hereby made a part of this Ordinance.

**SECTION 2. City Code Amendment.** Sections 34-34, 34-35, and 34-36 of the City Code are hereby amended, section 34-37 is hereby deleted, and new sections 34-37, 34-38, 34-39, 34-40, and 34-41 are hereby created all as follows (words that are ~~stricken out~~ are deletions; words that are underlined are additions; provisions not referenced are not being modified).

**Sec. 34-34. Minimum Safety Equipment.**

**(a) Generally.**

(1) All vessels shall carry the safety equipment required by F.S. § 327.50. Each person being towed by a vessel shall wear a Coast Guard-approved lifesaving device suitable for such use. Each child under the age of six (6) years who is a passenger in a boat shall wear a Coast Guard approved lifesaving device at all times.

(2) Each person being towed by a boat shall wear a Coast Guard approved Type I, II or III lifesaving device suitable for such use. The provisions of this subsection (2) do not apply to a performer engaged in a professional exhibition or a person preparing to participate or participating in an official regatta, boat race, marine parade, tournament, or exhibition.

**(b) Class A motorboats.** All Class A motorboats (those motorboats less than sixteen (16) feet in length) shall have the following safety and lighting equipment:

(1) Safety equipment:

a. One (1) wearable lifesaving device in good and serviceable condition approved by the Coast Guard per each person aboard. Each person being towed by a motorboat shall wear a Coast Guard approved Type I, II or III lifesaving device suitable for such use. The provisions of this subsection 2. do not apply to a performer engaged in a professional exhibition or a person preparing to participate or participating in an official regatta, boat race, marine parade, tournament, or exhibition.

b. One (1) oar or paddle. Personal watercraft are exempt from this provision.

c. One (1) anchor and line in appropriate size and length. Personal watercraft are exempt from this provision.

d. One (1) Coast Guard approved or Underwriters' Laboratory "Marine Type," Class B, Size I fire extinguisher. This is not required on boats propelled by outboard motor and not carrying passengers for hire, if the motorboat is of open construction.

(2) Lighting requirements. Between sunset and sunrise the following lights shall be required:

a. One (1) white light aft, such light not to be obstructed by any part of the vessel so as to be visible in all directions.

b. One (1) combination red and green light on fore part of boat showing green to starboard (right) and red to port (left), so fixed as to show the light from dead ahead to ten (10) points off the beam on their respective sides.

c. Any boat may carry and exhibit the lights required by the International Regulations for Preventing Collisions at Sea in lieu of the lights prescribed in this section.

(c) Class I Motorboats. All Class I motorboats (motorboats sixteen (16) feet or greater in length) shall have the following safety and lighting equipment:

(1) Safety equipment:

a. One (1) wearable lifesaving device in good serviceable condition, approved by the Coast Guard for each person on board and one (1) Coast Guard approved throwable flotation device in each boat. Each person being towed by a motorboat shall wear a Coast Guard approved Type I, II or III lifesaving device suitable for such use. The provisions of this subsection 2. do not apply to a performer engaged in a professional exhibition or a person preparing to participate or participating in an official regatta, boat race, marine parade, tournament, or exhibition.

b. One (1) Coast Guard approved or Underwriters' Laboratory "Marine Type," Class B, Size I fire extinguisher. This is not required on boats propelled by an outboard motor and not carrying passengers for hire, if the motorboat is of open construction.

c. One (1) anchor and line of appropriate size and length.

d. One (1) hand- or power-operated whistle or horn capable of producing a blast of two-second duration and audible for a distance of one-half mile.

(2) Lighting requirements. Between sunset and sunrise the following lights shall be required:

a. One (1) white light aft, such light not to be obstructed by any part of the vessel so as to be visible in all directions.

b. One (1) combination red and green light on fore part of boat showing green to starboard (right) and red to port (left), so fixed as to show the light from dead ahead to ten (10) points off the beam on their respective sides.

c. Any motorboat may carry and exhibit lights required by the International Regulations for Preventing Collisions at Sea in lieu of the lights prescribed in this section.

(d) All boats—Night light. Between sunset and sunrise every boat or motorboat shall carry a lighting device capable of shining a white light around the horizon (three hundred sixty (360) degrees) and shall display such light in sufficient time as to avoid a collision with another vessel.

(e) Same—Lifesaving devices. Every boat or motorboat shall be equipped with at least one (1) adequate wearable lifesaving device for every occupant.

**Sec. 34-35. General Operation of Vessels.**

(b) No person shall operate any boat recklessly, overload any boat, indulge in any motorboat race, make sudden turns at excessive speed, follow too closely to other boats, or operate any boat in such a way that it may endanger other boats, life or property.

(b)(c) Occupants to remain seated. All motorboat operators shall sit within the confines of the vessel and shall require that their passengers do likewise. Bowriding and gunwale riding are strictly prohibited.

(e)(d) Damaging wake prohibited; canal and shoreline speed limits. Care shall be taken by the operators of all motorboats to prevent damage from their wash, bow wave or stern wave, or from objects towed by such vessels, to other vessels, docks, piers, shorelines and boathouses. Vessels and motorboats shall not operate at more than five miles per hour create a wake while operating in a canal or within 100 feet of the shoreline, docks, piers or boathouses, or any other object arising from the water (excluding ski jumps or slalom courses) except when picking up or dropping off a water skier. The one hundred-foot distance shall be measured from the boat, motorboat or personal watercraft itself or from any extension thereof, including but not limited to, a skier, aquaplane or other device being towed. Vessels being operated in canals shall not operate at more than five miles per hour unless a higher speed is posted.

(e)(e) Direction of towing vessels. All vessels and motorboats towing water skiers, aquaplanes or other devices shall operate in a counterclockwise direction on the waterway, whenever possible.

**Sec. 34-36. - Speed Limits.**

The City Council may, by resolution, impose a speed limit on any waterway when it is determined that a speed limit is necessary to protect the health, safety and general welfare of the citizens of the City. Such speed limit shall be lawfully posted in or near the waterway in a location to be visible to the public. The speed limit for watercraft on the waterway shall be 35 miles per hour. Such speed limit shall be lawfully posted in or near the waterway in a location visible to the public. The term "watercraft," for purposes of this section, shall include motorboats, seaplanes, and any and all other craft which are propelled or powered by any internal or external combustion engine or motor.

**Sec. 34-37. — Wake regulations.**

(a) Findings. The City Council of the City of Belle Isle, Florida makes the following findings:

(1) ~~The prudent and safe operation of boats, vessels, and watercraft is essential to protect the public health, safety, and welfare of the citizens of Belle Isle.~~

(2) ~~An Idle Speed, No Wake Zone in the Conway Chain of Lakes is necessary to avoid hazards to persons and damage to property resulting from boats, vessels, and watercraft traveling at excessive speeds.~~

(3) ~~The City Council is empowered to perform public work and take whatever prudent action is necessary to ensure the health, safety, and welfare of the community under Section 252.38(5)(a) of the Florida Statutes.~~

(4) ~~The City Council is empowered to regulate the speed and wake of boats, vessels, and watercraft under 252.38(5)(a) of the Florida Statutes.~~

(5) ~~The Belle Isle Police Department is empowered to impose penalties under 252.50 for violations of the regulated the speed and wake of boats, vessels, and watercraft under 252.38(5)(a) of the Florida Statutes.~~

(b) Definitions

~~Boat, Vessel, or Watercraft means any vessel being propelled or powered by machinery, including but not limited to personal watercraft~~

~~“Idle Speed, No Wake Zone means an area of a waterway, in this instance the Conway Chain of Lakes, in which a boat, vessel, or watercraft cannot proceed at a speed greater than that specified by the Idle Speed, No Wake Zone definition in State Rule Chapter 68D-24.002  
Idle Speed, No Wake Zone indicates a boating restricted area, in this instance the Conway Chain of Lakes that has been established to protect the safety of the public. Idle Speed, No Wake Zone” means that a boat, vessel, or watercraft cannot proceed at a speed greater than that speed which is necessary to maintain Steerageway (Florida Administrative Code, Chapter 68D-24.002)~~

~~Person means an individual, partnership, firm, corporation, or other entity.~~

~~Steerageway means the minimum rate of motion required for the helm of the vessel to have effect.~~

~~Wake means all changes in the vertical height of the water surface caused by the passage of a boat, vessel, or watercraft, including but not limited to a vessel's bow wake, stern wake, and propeller wash.~~

~~(e) Prohibition. It shall be unlawful for any Person in physical control of a boat, vessel, or watercraft in the Idle Speed, No Wake Zone to operate the vessel in violation of the Idle Speed, No wake Zone within 500 feet of any boat ramp, hoist, marine railway, shoreline, or other launching or landing facility available for use by the general boating public; within 300 feet of a confluence of water bodies presenting a blind corner, a bend in a narrow channel or fairway, or such other area if an intervening obstruction to visibility may obscure other vessels or other users of the waterway, and hazardous water levels or currents, or containing other navigational hazards.~~

~~(d) Exemptions. The restrictions created by this Ordinance shall not apply to a vessel of a federal, state, county, or City of Belle Isle agency while operated by an officer, employee, or agent thereof who is engaged in law enforcement or other necessary city or governmental activity. Further, the restrictions created by this Ordinance, shall not apply to vessels operated under emergency conditions during a legitimate emergency.~~

**Sec. 34-37. Personal watercraft.**

(a) Personal watercraft under power shall keep at least three hundred (300) feet behind any boat towing a skier and shall stay clear of, by at least one hundred (100) feet, any vessel anchored or used for fishing or otherwise not under power. When a ski jump is in use, all personal watercraft shall stay clear of the area three hundred (300) feet on either side and five hundred (500) feet ahead of, and five hundred (500) feet behind, the ski jump.

(b) Personal watercraft are prohibited on ski jumps not explicitly designated for their use.

(c) No person shall create a wake while operating a personal watercraft within one hundred (100) feet of any persons in the water.

(d) No person shall operate a personal watercraft while exceeding the manufacturer's recommended maximum weight or number of occupants.

**Sec. 34-38. Swimmers and divers.**

(a) No person shall swim from the shore more than one hundred (100) feet unless accompanied by a boat or identified by a standard buoy and flag.

(b) No person shall scuba or skin dive unless identified by a standard scuba or skin diving flag.

**Sec. 34-39. Tampering, trespass to boats, boathouses, docks.**

It shall be unlawful for any person to molest, tamper with, damage, destroy, trespass upon or cast loose or set adrift any boat belonging to another, or to disturb, destroy, steal, take or carry away any of the contents, fixtures, motors or accessories of any boat belonging to another. It shall be unlawful to trespass upon or within boathouses or docks belonging to others.

**Sec. 34-40. Damage to channel markers, buoys, signs, or signals.**



It shall be unlawful for any person to remove, damage or destroy any channel markers, buoys, speed limits signs or directional signals maintained by the City or county. Any person injuring or damaging any channel markers, buoys, bulkheads, docks or boathouses or involved in any collision or upset with any other craft shall report such incident as soon as possible.

**Sec. 34-41. Muffling equipment.**

In order to minimize noise, boats, motorboats and personal watercraft shall utilize only factory-issued muffling equipment.

**SECTION 3. Codification.** This Ordinance shall be incorporated into the Belle Isle City Code. Any section, paragraph number, letter and/or any heading may be changed or modified as necessary to effectuate the foregoing. Grammatical, typographical and similar or like errors may be corrected, and additions, alterations, and omissions not affecting the construction or meaning of this ordinance and the City Code may be freely made.

**SECTION 4. Severability.** If any section, subsection, sentence, clause, phrase, word or provision of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

**SECTION 5. Conflicts.** In the event of a conflict or conflicts between this Ordinance and any other ordinance or provision of law, this Ordinance controls to the extent of the conflict, as allowable under the law.

**SECTION 6. Effective date.** This ordinance shall become effective immediately upon adoption by the City Council of the City of Belle Isle, Florida.



## CITY OF BELLE ISLE, FLORIDA

### E-Alert for Near Misses:

Although we may be in a "timeout" due to the Coronavirus, we want to be prepared for when the pandemic is over and traffic again increases on the Lake. Maybe not many of you know, but the City has been working with Orange County on trying to get control over the lake for vessel operations. Both Orange County and Belle Isle have similar ordinances governing safe operations on the lake. In fact, the City will soon be adopting the Orange County's ordinances so we are in synch. The City believes that if the County will partner with the City, then we could file an application with the FWC and have them approve these ordinances and that will allow for better enforcement.

One of the guidelines for filing an application is that the applicant has to prove "by substantial competent evidence that the ordinance is necessary to protect public safety". Although no one can define or determine what "substantial competent evidence" the FWC Commission will look at, the more they are given, the better. It's been suggested that if you feel that there is someone that gets too close or if you feel like it's a "near miss" then please try to get the vessel number, take a video or photo, and call City Hall to report the near miss. Please give your name, time and date of the occurrence and a brief explanation of the occurrence. We will compile a log that we might be able to use as evidence as well as the number of citations that the marine patrols issued as "substantial competent evidence".

Some may think this is a waste of time, but do we have to wait for someone to get seriously injured or killed to have "substantial competent evidence" or can we be proactive and have our elected officials move this forward using a complaint log and citations to get the FWC to listen and comply with our request. Basically we can sit back and complain or we can do something about it. The choice is up to you.



**CITY OF BELLE ISLE, FLORIDA  
CITY COUNCIL AGENDA ITEM COVER SHEET**

**Meeting Date:** January 21, 2020

**To:** Honorable Mayor and City Council Members

**From:** B. Francis, City Manager

**Subject:** Proposed Ordinance on Non-Exclusive Franchise for Waste Haulers

**Background:** Although JJ's Waste and Recycling has the exclusive franchise for hauling residential and commercial waste, the City does not have any agreements with waste haulers who provide large dumpsters or roll-offs for large projects. This proposed ordinance provides for provisions for other haulers to enter into an agreement with the City to provide this service and also adds a franchise fee for these large containers. Currently we don't charge a fee for commercial hauling with a large dumpster or roll-off. This ordinance allows fees to be charged.

**Staff Recommendation:** Read the proposed ordinance for the 1<sup>st</sup> time at the next available Council Meeting.

**Suggested Motion:** I move that we approve the staff recommendation.

**Alternatives:** Do not implement non-exclusive franchise and agreement

**Fiscal Impact:** TBD based on how many containers are rented.

**Attachments:** Proposed Ordinance

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELLE ISLE, FLORIDA, GRANTING A NON-EXCLUSIVE FRANCHISE TO FRANCHISEES QUALIFIED TO PROVIDE "ROLL-OFF" CONTAINER COLLECTION AND DISPOSAL OF WASTE IN THE CITY OF BELLE ISLE, FLORIDA, PURSUANT TO CITY OF BELLE ISLE CHARTER, ARTICLE III, SECTION 3-12; PROVIDING FOR THE TERM OF YEARS FOR THE FRANCHISE; PROVIDING FOR FRANCHISE FEE; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Article III, Section 3-12 of the Charter of the City of Belle Isle, Florida, provides for the granting of franchises; and

WHEREAS, Chapter 24, Article II of the City of Belle Isle Code of Ordinances provides for City requirements, outlining the collection and disposal of solid waste, providing the terms and conditions under which such franchise shall operate.

WHEREAS, Chapter 24, Article II, Section 24-41 enables the City Council of the City of Belle Isle, Florida, to enter into a contract with persons desiring a franchise to provide roll-off container collection and disposal of waste within the City of Belle Isle; and

WHEREAS, the City Council of the City of Belle Isle desires to promote equal opportunity for all solid waste haulers to provide roll-off container collection and disposal services under a non-exclusive franchise.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Belle Isle, Florida, that:

SECTION I.

Sec. 24-31. - Definitions.

Roll-Off Containers means either open-top or scow-type containers used only for nonputrescible materials, or enclosed containers such as the kind typically used with compaction devices, of ten cubic yards' capacity or larger.

Franchisee means the person proposing to provide the service under a franchise.

Service encompasses the use of roll-on/roll-off containers as used with mechanical pickup devices or compaction devices, or both

## SECTION II.

### Sec. 24-42. - Authority of franchisee; service contracts.

- (a) A franchisee under this article shall be empowered and authorized to provide roll-off service. The franchisee will either furnish all necessary trucks and other equipment to perform such services, or will contract with other persons duly licensed by the city for the furnishing of trucks and equipment; provided, however, that at all times the trucks and equipment shall comply with the requirements provided in this article for trucks and equipment owned and operated by the franchisee.
- (b) The franchisee may contract to provide services with any person within the city if such person has first requested the service. Such contracts must be approved by the department head or his designee prior to or within ten calendar days of the placement of the containers for service. For each container placed for service without a contract having been submitted to the department head by such date, an inspection and administration late fee of \$50.00 shall be paid by the franchisee to the city. The contract shall not exceed the term of the franchise. Further, all contracts must specify the container delivery date at the service site. The franchisee agrees to provide the solid waste division with the location of its containers, and the names and addresses of and numbers of pickups to be made for each of the persons contracting for service; and the franchisee also recognizes that any contract between the franchisee and such persons has no effect whatsoever upon the city's decision to grant the franchise or any renewal decision made thereafter. If the department head disapproves a contract and the subject container remains in service more than 48 hours after telephone or written notice by the city to the franchisee to remove the container, or if any container should remain in service at any location more than 48 hours after telephone or written notice from the city to the franchisee to remove the container, then, in either or both cases, the franchisee shall pay the city \$50.00 per day until the container is removed.
- (c) The franchisee shall provide the equipment and frequency of service as needed by the persons contracting for service and as approved by the department head.
- (d) The franchisee shall dispose of waste only at landfills approved by the appropriate local, state and federal governmental agencies.
- (e) All lease or purchase arrangements for compaction equipment and for maintenance or service charges for the containers agreed upon between the franchisee and the persons contracting for service shall be set forth in the contracts between the franchisee and such persons, and approved by the department head pursuant to this section. Further, the contracts between the franchisee and such persons shall not include a franchise or city fee. The franchisee shall give the city prior written notice of any material changes in the contracts between the franchisee and such persons, including, but not limited to, changes in the schedule of pickups, types of containers, contract terms and so forth.

## SECTION III.

### Sec. 42-43. - Franchise fees; billing; records and reports.

- (a) Pickup fee. A franchisee under this article shall pay the city a charge of \$25.00 for each container pickup. The charge shall be paid monthly, and shall be based upon the number of container pickups by the franchisee from the persons contracting for service during the preceding month, whether or not the franchisee bills such persons for the pull. It is hereby

understood that, for the privilege of doing business within the city limits, the city levies a fee of \$25.00 per pull on the franchisee, not on the persons contracting for service.

(b) Required records; annual report.

(1) The franchisee shall furnish the department head with an original and one copy of an annual report on or before the 45th day following the end of the franchisee's fiscal year. The report shall be submitted to the department head on the date of the franchisee's acceptance of the franchise, and the report shall be prepared by an independent certified public accountant in accordance with generally accepted auditing standards. The report shall reflect the accuracy of the franchisee's payments to the city as defined in this article, and shall include, but not be limited to, and shall ensure, the following:

- a. That all city accounts are properly coded to reflect charges accrued to the city.
- b. That the number of city-related container pickups is correctly reported to the city.
- c. That all city payments are correctly computed and remitted to the city on a timely basis, or the interest payment provision of subsection (e) of this section shall apply.

(2) In addition to the annual report, the city auditors shall have the right to audit the franchisee's city franchise books and records, and, in the city's discretion, all other related books and records.

(3) During the term of the franchise or its renewal, the franchisee shall make its city franchise books and records, and, in the city's discretion, all other related books and records, including, but not limited to, dump tickets, customer invoices and customer transaction files, available to the city at all reasonable times. Failure to furnish the city with the report, or to maintain complete and accurate city franchise and all other related books and records, or to make such books and records available to the city, shall be considered a material breach of the franchise, and the city shall be entitled to terminate the franchise and to collect any damages resulting therefrom. The franchisee must keep all franchise and all other related books and records on file for not less than three years from the termination of the franchise by either party, or the termination of the two-year franchise term, whichever is later.

(c) Billing; right to discontinue service. The franchisee shall have the sole responsibility for the billing and collection of all charges described in this section. Billings shall be monthly, and payable on or before the 15th day of the succeeding month. If bills are not paid within this time, the franchisee shall have the right, provided that the franchisee may otherwise legally do so, to discontinue all services for non-payment, after giving the city 15 days' prior written notice that such services will be discontinued, and after receiving written approval from the department head to so discontinue the services.

(d) Dump tickets. The franchisee shall ensure that all dump tickets are completed at the landfill site and contain the following information:

- (1) Customer name and service site location; or
- (2) Customer account number.

(e) Administrative fee; monthly statement; late payment penalty.

(1) The franchisee shall pay the city a fee of \$80.00 per month for administrative and inspection costs and expenses incurred by the city in connection with the franchise. This fee shall be payable monthly from all franchisees to the city, beginning 30 days after the effective date of the franchise and continuing for the duration of the franchise. This fee shall be credited monthly against the franchise pickup fee.

(2) All statements of fees and charges by the franchisee for pulls during the month shall be submitted to the department head on or before the 25th day following the end of the franchisee's fiscal month. These statements shall specify the previous month's account activities as specified in this section, and shall include the account names, the account numbers, the number of container pickups during the month, and the names of all discontinued accounts. Failure to submit any of the fees and charges specified or referred to in this section on or before the 25th day of each month as required shall result in a penalty at the rate of ten percent of the monthly obligation outstanding. In addition to any monthly obligation outstanding and any penalty attached thereto, the franchisee shall pay interest of one percent per month (12 percent per year) on the total unpaid balance. Failure to submit any statements, addenda or fees and charges shall be considered a material breach of this article, and shall allow the city to terminate the franchise as further defined in Section 42-48.

#### **SECTION IV.**

##### Sec. 42-44. Term of franchise.

(a) The term of a franchise under this article shall be for three years. An acceptance of the provisions, conditions and stipulations of the franchise shall be in writing, contain the franchisee's local address, and be filed with the city clerk within 15 days of the adoption of the franchise. The city reserves the right to review, from time to time, each franchisee's agreement to ensure compliance.

(b) The term may be extended for an additional two years, at the sole option of the city, by written notice to the franchisee not less than 30 days prior to the expiration of the current term.

#### **SECTION V.**

##### Sec. 42-45. - Failure to provide adequate service.

(a) If a franchisee under this article fails to provide adequate services to the persons contracting for service by reason of any breach of contract or negligent failure to adequately perform the duties and obligations set out in this article, as determined solely by the city, the city may, at its sole option, after written notice, terminate the franchise.

(b) If other franchisees default or otherwise fail to provide adequate services, in the sole determination of the city, the city may, at the franchisee's request, or at the request of the city, grant permission to another franchisee to provide the services or temporary services, or both of these things, if the franchisee may reasonably do so given the franchisee's equipment and schedule, and provided that a reasonable price can be determined by the franchisee, the city and the persons contracting for services for the services' undertaking and completion.

(c) If the franchisee sells or transfers its business or substantially all of its assets, the franchisee shall give the city at least 15 days' prior written notice of such sale or transfer.

## SECTION VI.

Sec. 42-46. - Liability of franchisee; indemnification of city; insurance.

(a) The privileges granted by this article are granted upon the express condition that the franchisee shall be liable for all damages or injury to persons or property caused by its neglect or mismanagement, or by the actions of any of its employees while engaged in the services, during the life of the franchise. Should the city be sued therefrom, the franchisee shall be notified of and have the duty to defend such suit; provided, however, that the city has the sole option to defend itself or to hire independent counsel and thereafter to tax all such defense costs and fees to the franchisee. The franchisee specifically agrees to pay any such judgment rendered against the city in any such case, and to reimburse the city, in full, for all costs and fees on appeal.

(b) The attorneys chosen by the franchisee to represent the city in any suit concerning matters included within this section shall be approved by the city, unless the city chooses to represent itself as provided in subsection (a) of this section. The franchisee shall indemnify and hold harmless the city and its agents, elected or appointed officials, officers and employees from any and all liability, claims, demands, damages, expenses, fees, penalties, suits, proceedings, actions and costs of actions, including costs and attorney fees, and costs and attorney fees on appeal, of any kind or nature, arising or growing out of or in any way connected with the franchisee's activities permitted under the franchise.

(c) The franchisee further agrees to purchase and maintain in good standing an insurance policy in the following type and amount:

(1) Comprehensive general liability:

a. Bodily injury coverage shall be for not less than \$1,000,000.00 for each occurrence and not less than \$1,000,000.00 aggregate. Property damage coverage shall be not less than \$500,000.00 for each occurrence and \$500,000.00 aggregate; or

b. Bodily injury and property damage coverage shall be in a combined single limit of not less than \$1,000,000.00 for each occurrence and \$1,000,000.00 aggregate.

(2) Business automobile liability coverage shall be for not less than \$500,000.00 per occurrence.

The city shall be named as an additional insured under the policy. The policy must provide that the city shall be given 30 days' written notice prior to cancellation or modification, and a copy of the policy, or a certificate of insurance, shall be filed with the city clerk's office on or before the effective date of the franchise and on or before the effective date of each policy renewal period.

## SECTION VII.

Sec. 42-46. - Compliance with other regulations.

(a) A franchisee under this article shall, at its sole expense, procure from all local, state and federal governmental and agency authorities having jurisdiction over the operations of the franchisee all licenses, certificates, permits or other authorizations which may be necessary for the conduct of the franchisee's operations. The franchisee shall pay all taxes and license, certification, permit and examination fees, and all excises which may be assessed, levied, exacted or imposed upon its property, operations or gross receipts, or all or any combination of these things, upon the franchise and the rights and privileges



granted in this article, and shall make all applications, reports and returns required in connection therewith to all respective governmental and agency authorities.

(b) The franchisee and its employees shall observe and comply with all present and future federal, state and local laws, rules, regulations, requirements, ordinances, orders and mandatory guidelines which may pertain or apply to the services rendered under this article.

**SECTION VIII.**

Sec. 42-47. Transfer of franchise.

A franchise granted under this article shall not be assignable by the franchisee without the prior written consent of the city. If the franchisee attempts to assign, transfer or delegate its rights and duties in violation of this section without the city's consent, then the city may terminate the franchise, and any such assignment shall be null, void and of no legal effect whatsoever.

**SECTION IX.**

Sec. 42-48. - Termination of franchise.

(a) A franchise granted under this article may be terminated:

- (1) By the city, at its convenience, upon 30 days' prior written notice to the franchisee;
- (2) By the franchisee, following 30 days' prior written notice to the city; or
- (3) By the mutual agreement of the parties.

(b) If any of the privileges granted in this article are terminated pursuant to this section, any liability of the franchisee to the city accruing thereby, and any liability of the franchisee to the city arising out of any act or event occurring prior to the termination, shall immediately become due and payable to the city, without further notice.

**Sec. 24-42. Section 24-49- Screening of commercial dumpsters and bulk refuse containers.**

**SECTION X. SEVERABILITY**

**SECTION XI. EFFECTIVE DATE**