



CITY OF BELLE ISLE, FL CITY COUNCIL MEETING

Held in City Hall Chambers, 1600 Nela Avenue
Held the 1st and 3rd Tuesday of Every Month
Tuesday, August 17, 2021 * 6:30 PM

AGENDA

City Council Commissioners

Nicholas Fouraker, Mayor

Vice-Mayor, District 6 Commissioner – Jim Partin

District 1 Commissioner – Ed Gold | District 2 Commissioner – Anthony Carugno | District 3 Commissioner – Karl Shuck

District 4 Commissioner – Randy Holihan | District 5 Commissioner – Rick Miller | District 7 Commissioner – Sue Nielsen

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 website at www.belleislefl.gov. If you are not on the agenda, please complete the yellow "Request to Speak" form to be handed to the City Clerk. When the Mayor recognizes you, state your name and address and direct all remarks to the Council as a body and not individual council members, staff, or audience. The Council is pleased to hear relevant comments and has set a three-minute limit. Rosenberg's Rules of Order guide the conduct of the meeting. Order and decorum will be preserved at all meetings. Personal, impertinent, or slanderous remarks are not permitted. Please silence all technology during the session. Thank you for participating in your City Government.

1. **Call to Order and Confirmation of Quorum**
2. **Invocation and Pledge to Flag - Commissioner Shuck, District 3**
3. **Consent Items** - These items are considered routine and have been previously discussed by the Council. One motion will adopt them unless a Council member requests before the vote on the motion to have an item removed from the consent agenda and considered separately. Any item removed from the Consent Agenda would be considered for consideration following the remainder of the Consent Agenda.

[a.](#) Approval of City Council meeting minutes - August 3, 2021

[b.](#) July Reports: Code Enforcement, BIPD UCR Report 2020, Marine Stats, NAV Board, and OC Fire Unit Responses

4. **Citizen's Comments**

Persons desiring to address the Council MUST complete and provide the City Clerk a yellow "Request to Speak" form located by the door. After being recognized by the Mayor, persons are asked to come forward, state their name and address, and direct all remarks to the Council as a body and not to individual members of the Council, staff, or audience. **Citizen comments and each section of the agenda where public comment is allowed are limited to three (3) minutes.** Questions will be referred to staff and should be answered by staff within a reasonable period following the meeting date. Order and decorum will be preserved at all meetings. Personal, impertinent, or slanderous remarks are not permitted. Thank you.

5. **Unfinished Business**

[a.](#) Ordinance 21-08: Second Reading and Adoption

AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA; AMENDING SECTIONS 28-91 THROUGH 28-100 AND CREATING NEW SECTIONS 28-101 AND 28-102 OF CHAPTER 28, ARTICLE IV OF THE CITY CODE; UPDATING AND MODERNIZING CITY CODE PROVISIONS GOVERNING OCCUPATIONAL LICENSES/BUSINESS TAX RECEIPTS AND RELATED MATTERS, INCLUDING CHANGES NECESSARY FOR CONSISTENCY WITH THE CURRENT STATUTES UNDER CHAPTER 205, FLORIDA STATUTES, WITH RESPECT TO TERMINOLOGY, RULES, REGULATIONS, PROCEDURES, AND OTHER MATTERS; PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION, AND THE EFFECTIVE DATE OF THIS ORDINANCE.

[b.](#) Resolution 21-17 for Zip Code Changes - A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BELLE ISLE, FLORIDA, DECLARING THE NECESSITY FOR MODIFICATION OF THE ZIP CODE DESIGNATION BOUNDARY ASSIGNED FOR THE CITY OF BELLE ISLE AND AUTHORIZING THE CITY MANAGER TO PROCEED WITH THE PROCESS OF CHANGING THE UNITED STATES POSTAL SERVICE ("USPS") ZIP CODE BOUNDARIES AFFECTING THE CITY OF BELLE ISLE.

6. New Business

- [a.](#) Approval of Agreement with FDEM for American Rescue Plan Act Funding
- [b.](#) Approval of Deed Restriction for Wallace Field
- [c.](#) Appointment of Vinton Squires to Planning & Zoning Commission (District 4)
- [d.](#) Appointment of Katharine Stinton to the Budget Committee (District 5)
- e. Reappointment of Craig Huff to the Special Events Committee
- f. Reappointment of Maggie Burdette to the Special Events Committee

7. Attorney's Report

8. City Manager's Report

- [a.](#) Issues Log
- b. Chief's Report
- c. Public Works Report

9. Mayor's Report

10. Items from Council

11. Adjournment



CITY OF BELLE ISLE, FL CITY COUNCIL MEETING

Tuesday, August 3, 2021, * 6:30 pm
MINUTES

Present was:

- Nicholas Fouraker, Mayor
- District 1 Commissioner – Ed Gold
- District 2 Commissioner – Anthony Carugno
- District 3 Commissioner – Karl Shuck
- District 4 Commissioner – Randy Holihan
- District 5 Commissioner – Rick Miller
- District 6 Commissioner – Jim Partin
- District 7 Commissioner – Sue Nielsen

Absent was:

1. Call to Order and Confirmation of Quorum

Mayor Fouraker called the meeting to order at 6:30 pm, and the City Clerk confirmed quorum. Also present were Attorney Ardaman, City Manager Francis, Chief Houston, and City Clerk Quiceno.

2. Invocation and Pledge to Flag - Commissioner Gold, District 1

Comm Gold gave the invocation and led the Pledge to the Flag.

3. Budget Presentation

City Manager Francis said following Section 5.03 of the City Charter; he presented the operating budget for the FY 2021-22. The Budget notable financial highlighters were as follows,

- No tax millage increase, it will remain at 4.4018
- No new sustaining revenues or programs
- Grants, ARPA Funds, or Rents from CCA are not programmed into the budget. If any are received, a budget amendment will be presented to Council.
- 4% increase for BIPD is under the Police Pay Plan
- 3% COLA is programmed for Non-uniformed Employees
- \$160,514 of Reserves will be used to fund the General Operation if additional revenues are not received and to continue the City's operations and keep a high level of service. The City staff developed a prioritized needs list for review in the additional event funding is received. The list was also reviewed and recommended by the Staff and Budget Committee based on Council discussions.
- The City expects ARPA Funds and possibly rent received from Cornerstone Charter Academy (CCA) to replenish reserves before the end of the fiscal year. The City anticipates receiving funds from the ARPA Program for over two years. We received guidance from the federal government and State that half of the funds will be received in FY21-22 and the other half in FY22-23. Mr. Francis recommends the priority of the ARPA funds be allocated to (1) stormwater funds and (2) replace the loss of COVID revenue to General Fund.

Comm Nielsen noted that many of the items on the needs list should be moved to the agenda as written. City Manager Francis said a discussion on the budget would occur in the upcoming workshops starting on August 18. The workshop schedule for August 11 will be canceled to allow the Redistricting Committee to meet.

Comm Nielsen said we have a strong Reserve, and she would like to discuss the possibility of spending some of the reserves for some of the items in the needs list recommended by the Budget Committee. Comm Miller said the Reserves are reasonable to use on one-time-use items; otherwise, the City cannot sustain the funding for ongoing projects unless they generate additional revenue.

Comm Miller said he would like to see the Budget Message amended to include the incremental increase to the Retirement contributions as approved by Council (19%-uniformed and 17% non-uniformed employees).

Mayor Fouraker commended the Budget Committee on their hard work in providing a needs list for consideration. He would like to ask all Council members to give an opening statement for their district with their priorities related to the budget at the Workshop scheduled for August 18.

4. Consent Items

- a. Approval of the July 20, 2021 meeting minutes
- b. Proclamation – Election 2022

Comm Nielsen moved to approve the Consent Items as presented.

Comm Holihan seconded the motion, which passed 7:0.

Mayor Fouraker read the Proclamation for the record.

5. Citizen's Comments

Mayor Fouraker called for citizen comments. There being no further comments, he closed citizen comments.

6. Unfinished Business

- a. Resolution for Bank Signatures

A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA AUTHORIZING COUNCIL MEMBERS AND THE MAYOR AS SIGNATORIES ON THE CITY CHECKING ACCOUNTS AND CREATING AN INTERNAL POLICY CONCERNING PREPARATION AND ISSUANCE OF CITY CHECKS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

According to Council direction, Mr. Francis said the Resolution was revised by the City Attorney to include the new District 4 Commissioner and added provisions that create an internal policy for preparing and issuing City checks.

There being no further discussion, Comm Nielsen moved to approve Resolution 21-16.

Comm Holihan seconded the motion which passed unanimously 7:0.

- b. Resolution for Employee Bonus Program

A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA, APPROVING A POLICY TO PROVIDE AN EMPLOYEE BONUS PROGRAM; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Mr. Francis said the Resolution and the Program only approve employees who meet the criteria and do not offer bonuses.

Comm Miller shared his concerns with items C & G in the policy. He said a line item should be allocated for bonuses in the budget, and (2) the \$10,000 fixed amount might not be suitable for larger departments. All modifications to this line item should be approved by Council and not provide the City Manager sole discretion. City Manager Francis said there is a third line in each department for a bonus. As for a department exceeding 10,000, paragraph H of the Policy allows for additional funds to be approved by City City Council if permitted in the budget. City Manager Francis said the cap of \$10,000 exists so that the department's heads can scrutinize the budget.

After further discussion,

Comm Carugno moved to approve Resolution 21-15 regarding the Employee Bonus Program as presented.

Comm Partin seconded the motion for discussion.

The motion passed 4:3 with Comm Gold, Comm Miller, and Comm Nielsen, nay.

7. New Business.

- a. Ordinance 21-08 - Business License Change Due to New State Law

AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA; AMENDING SECTIONS 28-91 THROUGH 28-100 AND CREATING NEW SECTIONS 28-101 AND 28-102 OF CHAPTER 28, ARTICLE IV OF THE CITY CODE; UPDATING AND MODERNIZING CITY CODE PROVISIONS GOVERNING OCCUPATIONAL LICENSES/BUSINESS TAX RECEIPTS AND RELATED MATTERS, INCLUDING CHANGES NECESSARY FOR CONSISTENCY WITH THE CURRENT STATUTES UNDER CHAPTER 205, FLORIDA STATUTES, WITH RESPECT TO TERMINOLOGY, RULES, REGULATIONS, PROCEDURES, AND OTHER MATTERS; PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION, AND THE EFFECTIVE DATE OF THIS ORDINANCE.

Mr. Francis said this Ordinance had not been revised in our Charter in a very long time. The State has made some changes throughout the years, and this Ordinance will conform to the new laws enacted in Florida Statute 205.

Attorney Ardaman said our current Code uses outdated terminology and will be consistent with FL Statute.

Comm Miller asked if the City has a list of taxes for Occupational licenses. Mr. Francis said the City currently charges for only two Residential and Commercial Licenses. This year the fees do increase to \$30-Residential and \$50-Commerical. He asked if the City can go through the process of creating and taxing other categories. He found that the Statute calls for creating an Equity Study Commission to create a list of classifications. There are parameters outlined in the process in the Statute. Mr. Francis said he would like to research creating a Board as outlined in the Statute and present it to the Council for discussion later.

Comm Miller referenced the City of Apopka and their Ordinance that includes additional taxes collected and asked if we would adopt something similar. City Manager Francis said another avenue might be to create an MSTU Tax for emergency services with a rate different for hotels. Discussion ensued.

City Clerk read Ordinance 21-08 by Title.

Comm Holihan moved to read Ordinance 21-08 for a second reading and adoption at the August 17, 2021, City Council meeting.

Comm Gold seconded the motion which passed unanimously 7:0.

b. Discussion on Zip Code Change

Following the guidelines placed by the Postal Service, he looked at how to go about requesting a new zip code for the City. Mr. Francis provided a draft Resolution that mirrors the Mayor's letter on behalf of the City. We ask for a new zip code to resolve problems that may affect some finances with car/home insurance, home appraisals, Medicare determinations, crime statistics, State revenues, and fire ratings. It will also provide staff with better statistics when applying for grants. Mr. Francis said some disadvantages are that residents might have to change all their documentation, and some of the fees may or may not decrease. He stated that one of the reasons we cannot request a change is for Community Integrity. Comm Shuck, a former Postal Service Employee, agreed with the staff recommendations and said the change should be submitted to reflect the City's benefits and residents.

Mr. Francis said this is a long process. USPS recommended that the City hold several public hearings, send out a survey to residents, or consider placing a question on the next election ballot and let the residents vote to pursue a zip code change.

Comm Miller said after some research a few years back with the property appraiser's office; he found that tax revenues are affected by zip code, and some of their information is inaccurate. Mr. Francis said some of the confusion is that the Property Appraisers office bases their information on the Postal Service, and some Belle Isle addresses have an Orlando, FL address. After discussion, the Council consensus was to move forward and have the City Attorney review the Letter and Ordinance for approval and start changing the zip code.

Comm Gold moved to have the City Attorney and Staff move forward with the draft Resolution and Letter to the Post Office.

Comm Holihan seconded the motion which passed unanimously 7:0.

8. Attorney's Report – No report.

9. City Manager's Report

a. Issues Log

City Manager Mr. Francis (CM) gave an overview of the August 3, 2021 issues log and noted the following,

- CCA will start practice on the Field from August 10-Oct 22, 2021, from 3-6 pm, Monday through Friday. The City sent alerts and posted the Field accordingly.
- Acquisition of Property - Recommended scheduling a workshop in September for Acquisition of Property to establish goals. If the August 31st workshop is not needed for Budget Discussion, the agenda can change to allow discussion on Acquisition of Property.
- Palm Square Update – Structural Engineering completing the report. Once completed, the City will call the Property Manager and compare information to formalize a Plan of Action.

- Council Orientation – Mr. Francis reminded the Council of the Newly Elected official Academy course and yearly Sunshine Law Training. The City will reimburse Council with a passing certificate.

b. Chief's Report

Chief Houston reported on the following,

- School starts on August 5. The Agency is down three crossing guards and actively searching for volunteers. The roads Randolph (North and South) will be closed for 1-hour after school to avoid traffic issues.
- The PD will observe bicycle and Golf Cart regulations.
- 290 Citations issued in July consisting of (65-boating citations, 24-criminal, 7-DUI)

10. Mayor's Report

- Mayor Fouraker complimented PD staff on the Back to School Vaccine Event.
- Corner of Hansel and Hoffner new Colombian Bakery and Coffee shop.
- Mayor Fouraker read a letter received from a CCA Board member regarding COVID19 and masks requirements
- Orange County/CFL Recon Lake Clean scheduled for Sat, August 14 from 5 pm-Dusk – Venetian Boat Ramp. Kudos to JJs for their partnership.
- Electronics Event – August 21, 2021 starting at 9 am at City Hall
- NAV Board meeting scheduled for August 10, 2021, at 2010 East Michigan Street.

11. Items from Council

- Comm Carugno asked how the annexation of properties would affect the zip code change. Comm Shuck said properties annexed into the City would stay with their same zip code. He said the City staff should plan ahead of any future annexations.
- Comm Miller spoke on ARPA State Funds relating to stormwater management and challenged the Public Works staff and the Council to find the funds to complete some of the City projects.
- Comm Holihan spoke on the microburst that affected some of the homeowners on the Southside of the lake. The City Manager said there was a hazardous spill in the FDOT ditch in Trimble park. Duke Energy is completing a mediation plan to correct.

12. Adjournment

There being no further business, Mayor Fouraker called for a motion to adjourn. The meeting adjourned at 8:10 pm.



**CITY OF BELLE ISLE,
FLORIDA**

Code Enforcement - Monthly Overview

JULY 2021

New Violations	64
Inspections	76
Violation Compliance	73
Signs Collected	51
Total Contacts	264

CODE VIOLATIONS/CONTACTS

b.

7/1/2021 THROUGH 7/31/2021

<u><i>CodeViolation</i></u>	<u><i>Count</i></u>
DUMPSTER	1
HIGH GRASS/WEEDS	43
NO PERMIT - BUILDING	1
PARKING OF CAR/TRUCK	1
PARKING OF RV	3
PARKING OF TRAILER	2
PARKING OF WATERCRAFT/TRAILER	1
POD - Portable Storage Unit - NO PERMIT	1
SWIMMING POOLS	2
TRASH & DEBRIS	8
VEHICLE REPAIR	1
<i>Grand Total</i>	64

8/4/2021
11:33 AM

Complaint Status

b.

7/1/2021 through 7/31/2021

<u>Status</u>	<u>Count</u>
CLOSED COMPLIANCE	71
CLOSED REFERRED OUT	3
CLOSED UNFOUNDED	2
COURTESY NOV - OPEN	1
MONITOR - OPEN	1
NOV ISSUED - OPEN	2
	<hr/>
	80

**CODE ENFORCEMENT
YEAR TO YEAR COMPARISON
2019-2020 vs. 2020-2021**

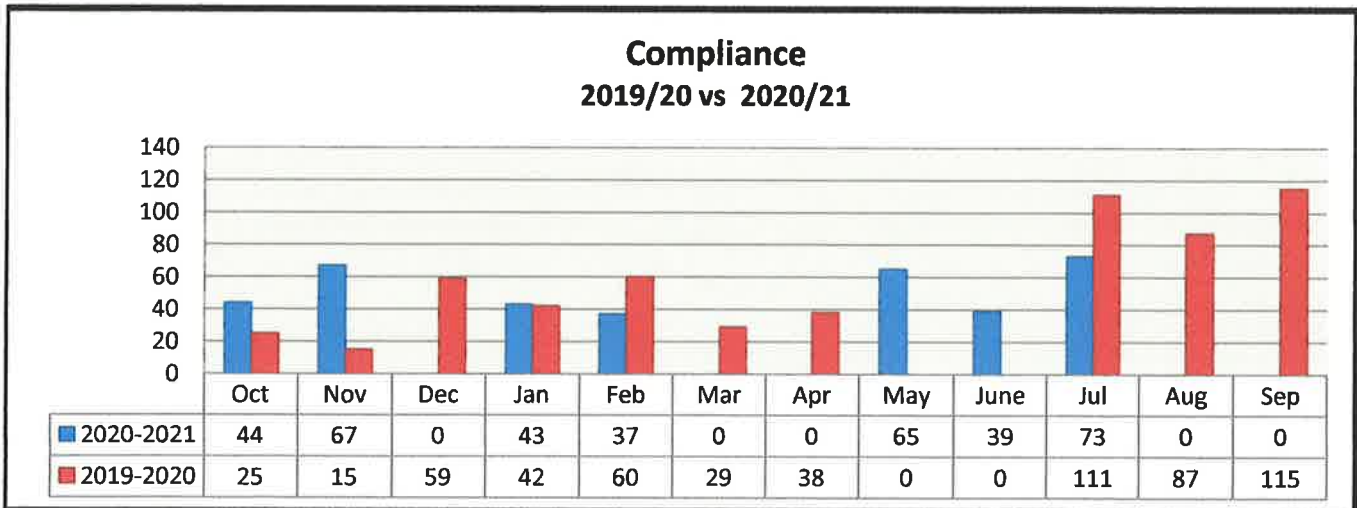
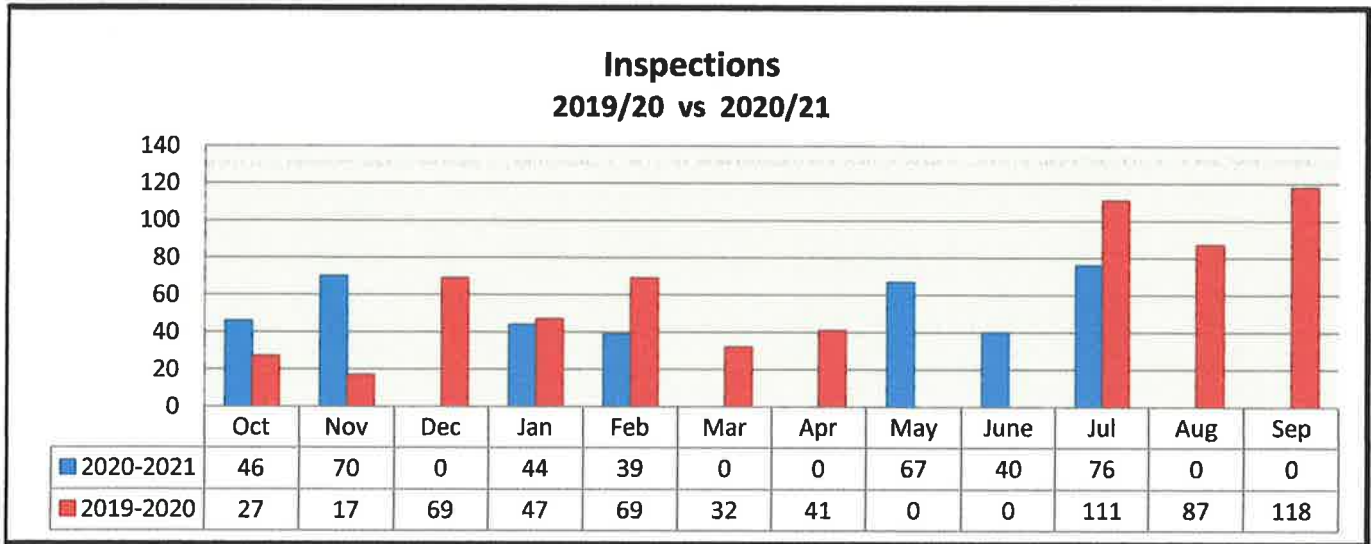
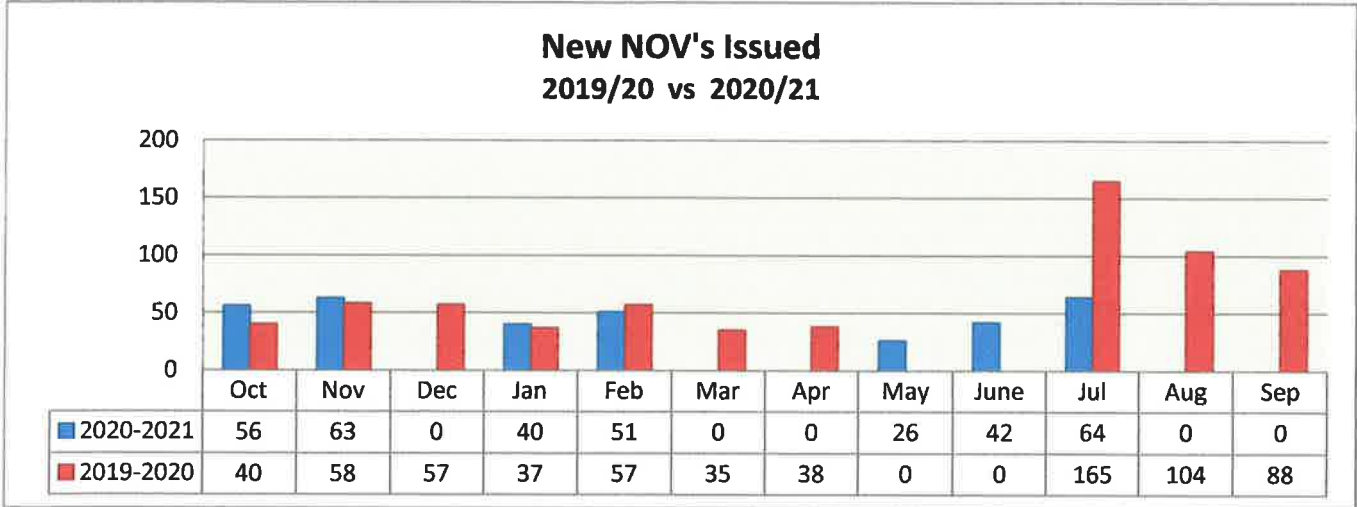
b.

	YTD OCT-JUL <u>2019-2020</u>	YTD OCT-JUL <u>2020-2021</u>
New Notices of Violation Issued	487	506
Inspections Performed	342	516
Compliance	307	489
Signs Collected	498	302
Trash, Grass, Debris Related	91	195
Vehicle, Boat and RV Related	116	126
Permitting	56	28
Cases Presented to CEH - Special Magistrate	0	0
Cases Adjudicated and Fined	0	0

CODE ENFORCEMENT ACTIVITY

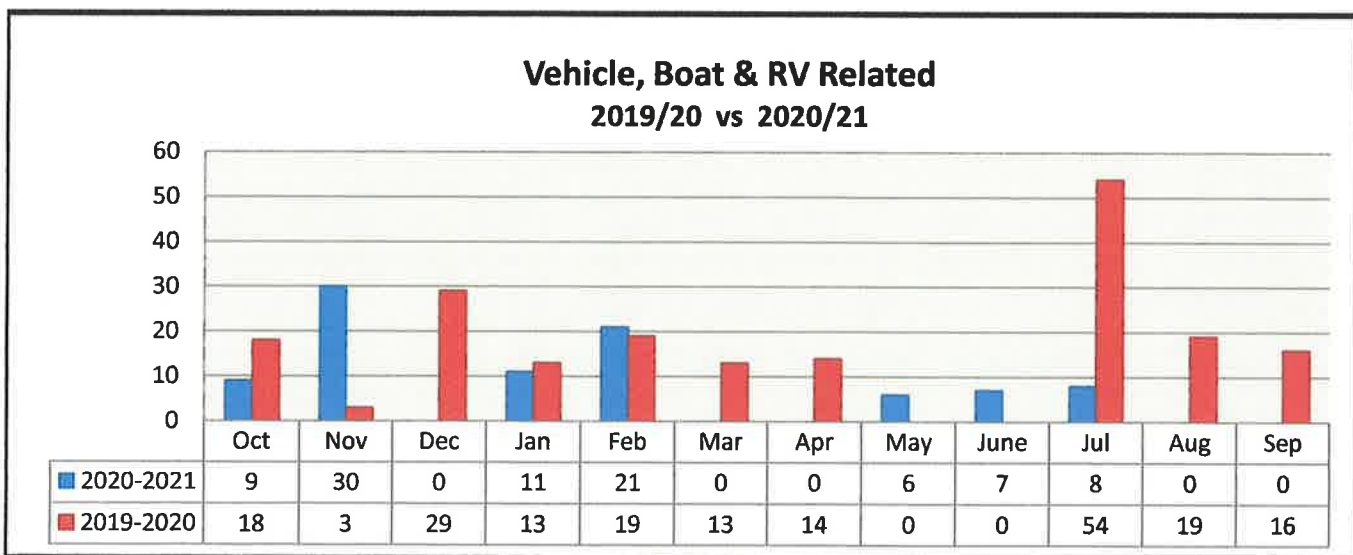
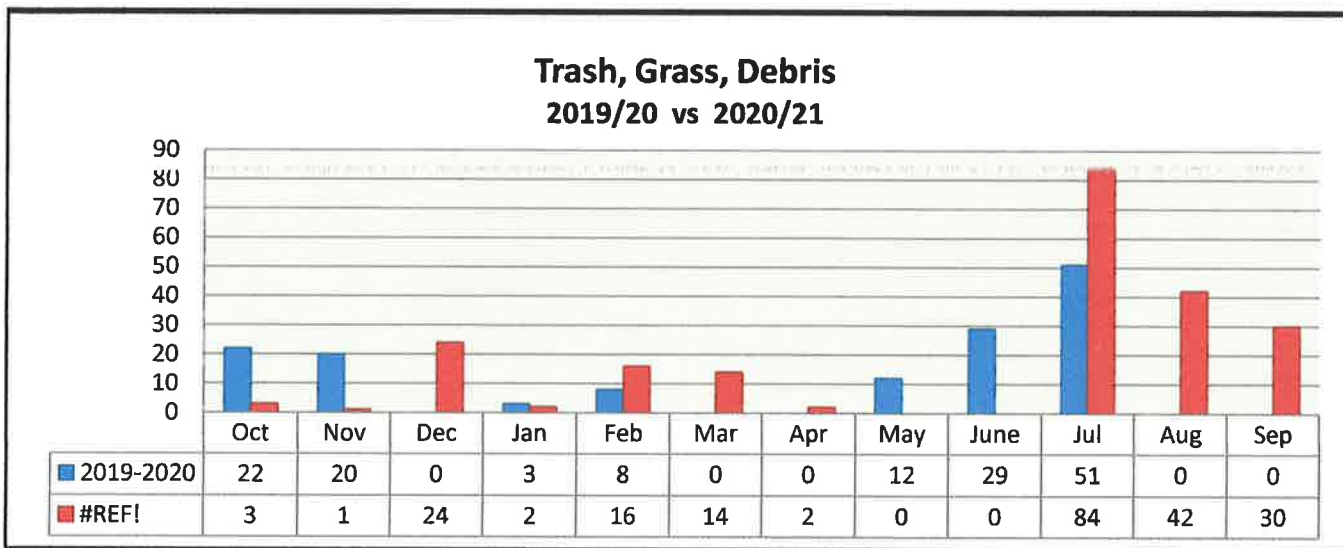
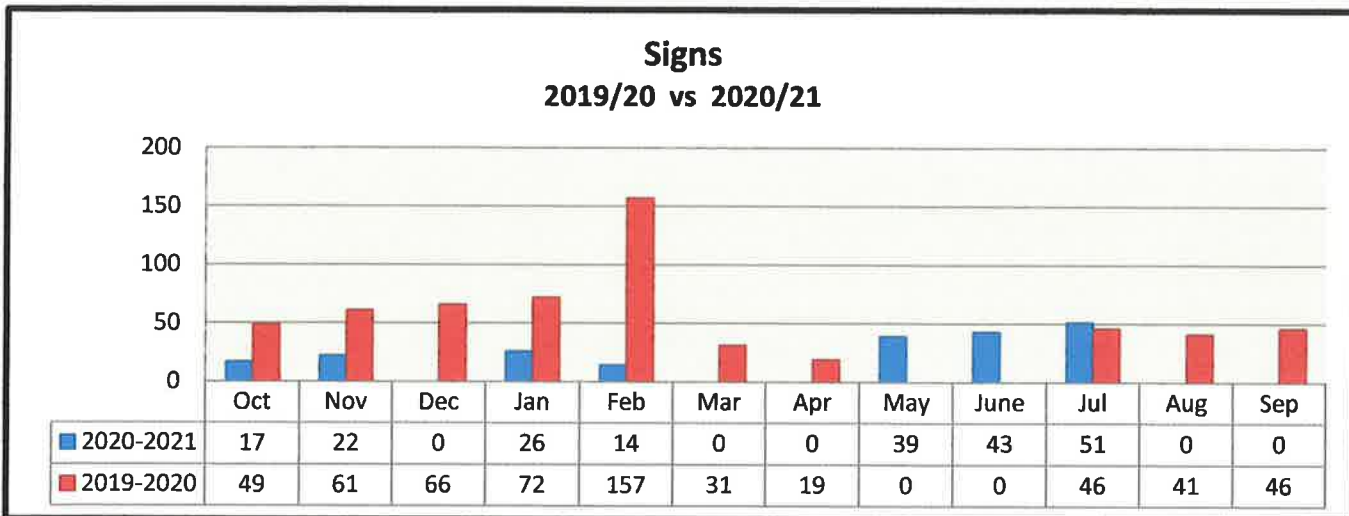
2019/20 vs 2020/21

b.



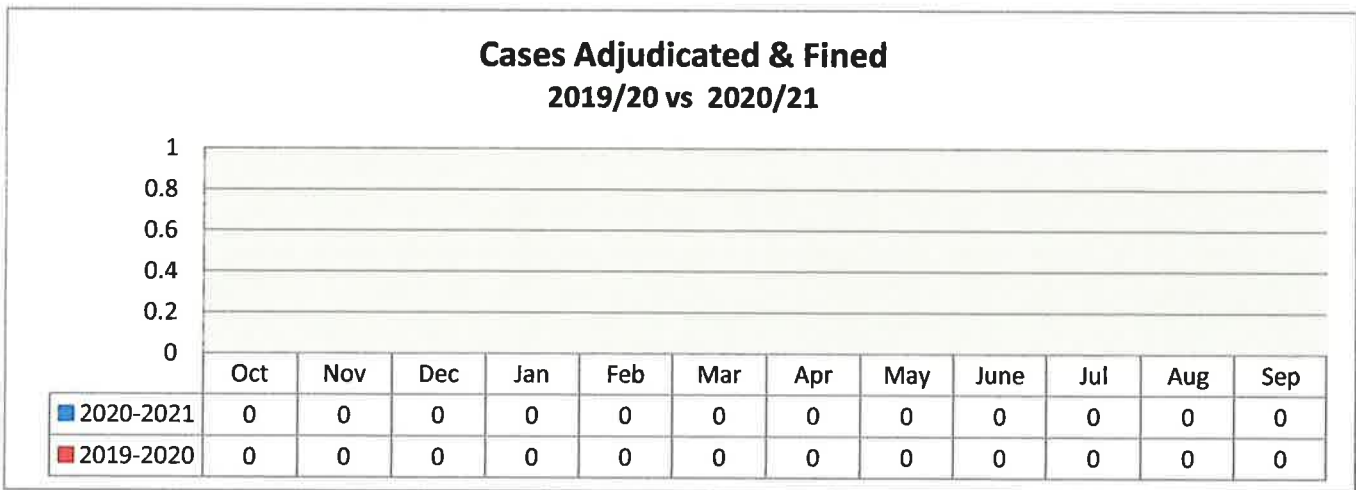
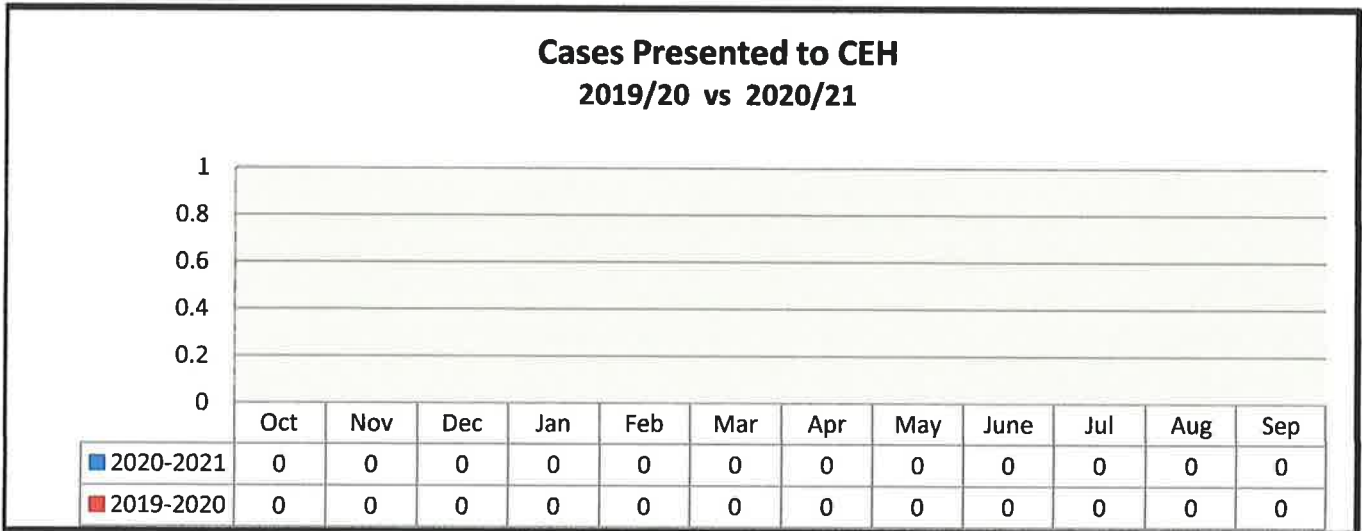
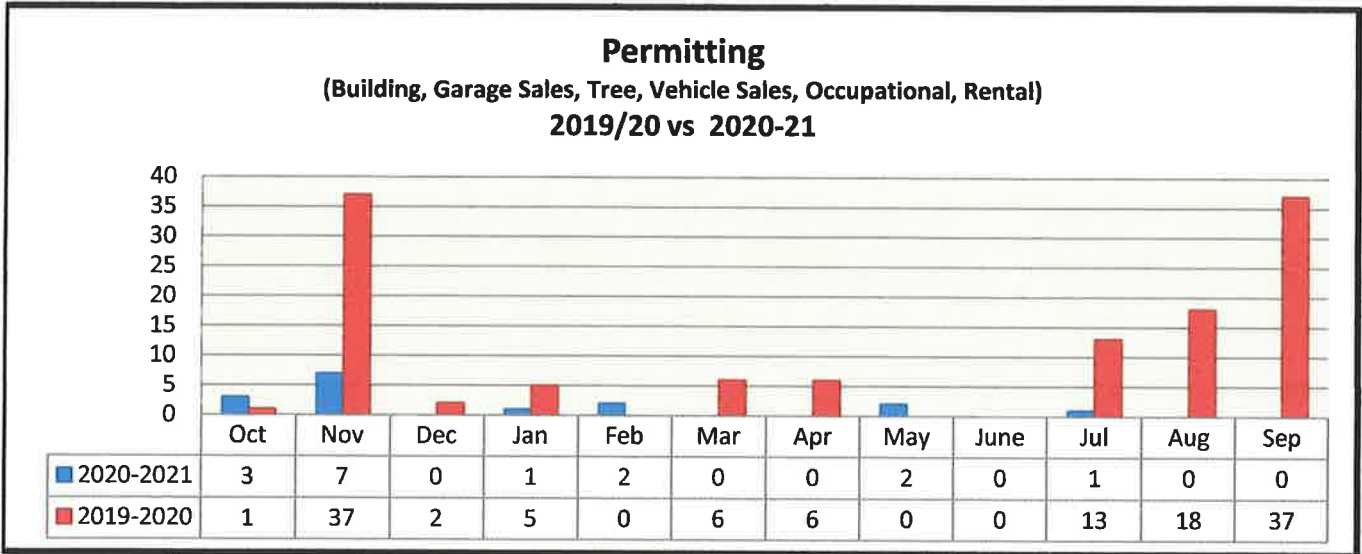
CODE ENFORCEMENT ACTIVITY 2019/20 vs 2020/21

b.



CODE ENFORCEMENT ACTIVITY

b.



ADDRESS STATUS REPORT
(By District)

Address by District

(07/01/2021 through 07/31/2021)

District	StreetName	CodeViolation	Status	CodeOfficer
1	JADE	PARKING OF WATERCRAFT/TRAILER	CLOSED COMPLIANCE	WINTERS
1	JADE	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
1	JADE	TRASH & DEBRIS	CLOSED COMPLIANCE	WINTERS
1	JADE	PARKING OF TRAILER	CLOSED COMPLIANCE	WINTERS
1	LOUVRE	PARKING OF RV	CLOSED COMPLIANCE	WINTERS
1	MORTIER	TRASH & DEBRIS	MONITOR - OPEN	WINTERS
1	MORTIER	TRASH & DEBRIS	CLOSED UNFOUNDED	WINTERS
1	MORTIER	PARKING OF TRAILER	COURTESY NOV - OPEN	WINTERS
1	MORTIER	DUMPSTER	CLOSED REFERRED OUT	WINTERS
1	ST. MARIE	TRASH & DEBRIS	CLOSED COMPLIANCE	WINTERS
1	ST. MARIE	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
2	HOFFNER	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
2	HOFFNER	PARKING OF CAR/TRUCK	NOV ISSUED - OPEN	WINTERS
3	COLLEEN	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
3	IDAHO	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
3	IDAHO	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
3	IDAHO	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
3	IDAHO	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
3	IDHAO	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
3	PERKINS	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS

District	StreetName	CodeViolation	Status	CodeOfficer
3	WIND WILLOW	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
3	WIND WILLOW	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
4	FLOWERTREE	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
4	FLOWERTREE	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
4	FLOWERTREE	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
4	PAM	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
4	PAM	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
4	PAM	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
4	TRENTWOOD	PARKING OF RV	CLOSED UNFOUNDED	WINTERS
5	BARBY	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
5	BARBY	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
5	BARBY	VEHICLE REPAIR	CLOSED COMPLIANCE	WINTERS
5	HOMEWOOD	NO PERMIT - BUILDING	NOV ISSUED - OPEN	WINTERS
5	HOMEWOOD	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
5	NELA	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
5	NELA	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
6	ARAJO	PARKING OF RV	CLOSED COMPLIANCE	WINTERS
6	ARAJO	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
6	ARAJO	HIGH GRASS/WEEDES	CLOSED REFERRED OUT	WINTERS
6	ARAJO	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
6	ARAJO	TRASH & DEBRIS	CLOSED REFERRED OUT	WINTERS
6	COVE	HIGH GRASS/WEEDES	NOV ISSUED - OPEN	WINTERS
6	COVE	SWIMMING POOLS	NOV ISSUED - OPEN	WINTERS
6	KANDR	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS

b.

District	StreetName	CodeViolation	Status	CodeOfficer
6	KANDRA	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
6	KANDRA	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
6	KANDRA	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
6	PLAYA	HIGH GRASS/WEEDES	NOV ISSUED - OPEN	WINTERS
6	PLAYA	SWIMMING POOLS	NOV ISSUED - OPEN	WINTERS
6	QUANDO	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
6	QUANDO	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
7	DARDEN	POD - Portable Storage Unit - NO PERMIT	CLOSED COMPLIANCE	WINTERS
7	DARDEN	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
7	DORIAN	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
7	DORIAN	TRASH & DEBRIS	CLOSED COMPLIANCE	WINTERS
7	DORIAN	TRASH & DEBRIS	CLOSED COMPLIANCE	WINTERS
7	MONET	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
7	PELLEPORT	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
7	ST. GERMAIN	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
7	ST. GERMAIN	TRASH & DEBRIS	CLOSED COMPLIANCE	WINTERS
7	ST. MICHAEL	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
7	ST. MORITZ	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
7	ST. MORITZ	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS
7	ST. MORITZ	HIGH GRASS/WEEDES	CLOSED COMPLIANCE	WINTERS

b.



Belle Isle Police Department

b.

1521 NELA AVENUE
 BELLE ISLE, FL 32809
 PHONE (407) 240-2473
 FAX (407) 850-1616

Marine Stat Sheet

Date(s)	4-Jul	5-Jul	10-Jul	11-Jul	17-Jul	18-Jul	24-Jul	25-Jul	31-Jul	
---------	-------	-------	--------	--------	--------	--------	--------	--------	--------	--

Patrol Activity

Totals

Vessels Observed	100	35	20	12	60	45	50	45	65	432
Boat Stops	1	1	0	0	3	2	2	4	1	14
PWC Stops	8	7	2	0	10	17	2	8	9	63
Boat Citations	1	1	0	0	2	1	1	3	1	10
PWC Citations	5	7	2	0	9	16	1	8	7	55
Warnings Issued	4	1	0	1	3	1	1	1	4	16
Noise Ordinance NOV	0	0	0	0	0	0	0	0	0	0
Boat Inspections	2	0	0	0	0	0	0	0	1	3
Boats Towed	0	0	0	0	0	0	2	1	0	3
Dispatched Calls	2	0	1	1	1	1	1	1	0	8
Reports Written	0	0	0	0	0	0	0	0	0	0
Vessel Accidents	0	0	0	0	0	0	0	0	0	0
Ramp Checks	3	5	6	8	4	8	14	14	4	66
FIR's	0	0	0	0	0	0	0	0	0	0
Patrol Assists	1	0	1	0	1	0	0	0	0	3

Arrests

Felony	0	0	0	0	0	0	0	0	0	0
Misdemeanor	0	0	0	0	0	0	0	0	0	0
BUI	0	0	0	0	0	0	0	0	0	0
Hours Worked	10	20	12	12	12	22	22	22	20	152



CITY OF BELLE ISLE, FL

1600 NELA AVENUE, BELLE ISLE, FL 32809 * TEL 407-851-7730

MEMORANDUM

From the Desk of Bob Francis, City Manager

To: Mayor and Council
Date: August 10, 2021
Re: Lake Conway Navigation Board Meeting

NOTE: This memo is to provide information only and is NOT an official record of the Lake Conway Navigation Board Meeting. Please refer to the Lake Conway Navigation Board adopted minutes for the official record.

Synopsis of the August 10, 2021 Lake Conway Navigation Board Meeting

1. Public Comment: None
2. Comments from the Chairman: None
3. Marine Patrol Report: Reports of OCSO and BIPD are attached. Orange County Marine Officer Lowers gave the report for Orange County only. He stated that BIPD will provide their report. CPL Bowers also expressed his concern that over the past months, there seems to be a feeling of marine patrol being a competition and not a healthy one. SGT Millis and Chief Houston, BIPD, both stated that it is not a competition, but BIPD wants to accurately show and let the Board know that BIPD uses alt of on duty hours and they are justified for asking for more hours from the Nav Board. There was discussion on whether or not PWC should be lumped in with all vessels. CPL Bowers stated that the directive to lump them all together was given to him by the former Marine Patrol Sergeant. Chief Houston stated that they will keep separate statistics on PWCs versus other vessels. SGT Millis provided a report to the Nav Board on how the additional Nav Board hours will be spent.
4. Water Elevation Report: The chart is attached.
5. EPD Report:
 - a. Lake Gatlin Alum Treatment: Ms. Urbanik stated the next treatment will occur in September or October
 - b. Canal Sediment Analysis Update: Ms. Urbanik stated that the study was ongoing, but she could see the draft report by next week.

- c. Lake Conway Stormwater Study Project Update: Ms. Urbanik there was no update and that the County and City are still moving forward with joint projects approved by the Nav Board. (Project list is attached)
 - d. Lake Cleanup: Ms. Urbanik stated that the Lake Cleanup is scheduled for Saturday August 14th starting at 5:00 PM. The cleanup efforts will focus on Turtle Cove and the property formerly known as the Rope Swing. She thanked the City of Belle Isle for the flyer that was made for the event. The City of Belle Isle is providing parking passes for volunteers to launch from Venetian Ramp and the City's waste hauler, JJs Waste and Recycling, is donating a dumpster for the trash. The event could be postponed due to TS Fred. They will make the call on the day of the event.
 - e. Approval of Routine Annual Services: Ms. Urbanik provided information on the routine services for FY21-22. The list is attached. There was discussion regarding street sweeping services and contract management of those services. There was also discussion regarding the request of private HOAs to have their streets swept. Ms. Urbanik stated that the Orange County Attorney's Office (OCAO) to conduct a determination on this possibility and the OCAO stated that in order to sweep private streets within the MSTU, Orange County would need to enter into an agreement with the HOA with jurisdiction over the private streets. The agreement would be similar to the agreement that OC entered into with Belle Isle for sweeping public streets. If this was to move forward, there would be a required HOA/County agreement, and the proposal would need to be discussed during a Nav Board meeting, as well as with EPD management to determine any restrictions or limitations of the current street sweeping contract. At the conclusion of the discussion, the Nav Board voted unanimously to approve the list of routine services.
6. Advisory Member Reports: No reports were rendered by Board members.
7. Non-Agenda Items: None
8. The meeting adjourned at 7:30 PM.

Attachments

- Nav Board Agenda
- Minutes of July 13, 2021 Meeting
- BIPD & OCSO Marine Reports
- Lake Report (Chart)
- Projects List
- Routine Services List

LAKE CONWAY WATER AND NAVIGATION CONTROL DISTRICT ADVISORY BOARD REGULAR MEETING AGENDA

**August 10, 2021 at 6:30 P.M. at the Orange County Facilities Management
Training Room, & via Webex**

PLEDGE OF ALLEGIANCE

- I. Call Meeting to Order
- II. Approval of the Minutes
- III. Public Comment
- IV. Comments of the Chairman
- V. Marine Patrol Report
- VI. Lake Conway Water Elevation Report
- VII. Orange County EPD Report
 - Lake Gatlin Alum Treatment Update
 - Canal Sedimentation Analysis Update
 - Lake Conway Stormwater Study Project Update
 - Lake Cleanup
 - Approval of Annual Routine Services
- VIII. Advisory Board Member Report
 - Chair Dr. Elizabeth Nelson
 - Vice Chair Frances Guthrie
 - Bobby Lance
 - Micky Blackton
 - John Evertsen
- IX. Non - Agenda Items
- X. Meeting Adjourned

WHEN SPEAKING, PLEASE GIVE YOUR NAME AND ADDRESS

Section 286.0105, Florida Statutes states that if a person decides to appeal any decision made by a board, agency, or commission with respect to any matter considered at a meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose he or 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.

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, then not later than two business days prior to the proceeding, he or she should contact the Orange County Communications Division at (407) 836-3111.

Para mayor información en español, por favor llame al (407) 836-3111.

**Lake Conway Water and Navigation Control District
Advisory Board Regular Meeting
July 13, 2021 at 6:30 p.m.
Orange County Facilities Management Training Room and Webex**

Board Members Present: Dr. Elizabeth Nelson (Chair), Frances Guthrie (Vice Chair) Bobby Lance, Micky Blackton, and John Evertsen

Board Members Absent: None

Staff & Guests: Tara Urbanik, Orange County Environmental Protection Division (EPD); Captain Bruce McMullen and Corporal Bim Lowers, Orange County Sheriff’s Office (OCSO); City Manager Bob Francis, City of Belle Isle (City); Chief Laura Houston and Sergeant Jeremy Millis, Belle Isle Police Department (BIPD)

Residents: Woody Johnson, Randy Holihan*, Cindy Lance, John Hermann, Sara Dilmore

*Denotes attended via Webex

I. Call to Order

With a quorum present, Dr. Elizabeth Nelson called the meeting of the Lake Conway Water and Navigation Control District Advisory Board (Advisory Board) to order at 6:33 p.m.

II. Approval of the June 8, 2021 Meeting Minutes

Upon a motion by Bobby Lance, seconded by Frances Guthrie, and carried with all present members voting AYE by voice vote; the Advisory Board approved the June 8, 2021 meeting minutes.

III. Public Comment on Propositions before the Advisory Board

Chair Dr. Nelson received two public comment requests. Sara Dilmore, a resident on the Barby Lane canal, expressed her interest on the possible maintenance dredging of the Barby and Willoughby canals. Alan Horn, a resident on Lake Gatlin, submitted an email to Ms. Urbanik for public comment. Mr. Horn expressed a concern with the noticing process for the June Advisory Board meeting regarding the request to increase the quantity of off-duty patrol hours to the Belle Isle Police Department (BIPD), and an overall concern with the Conway taxing district funding excess lake patrol enforcement.

IV. Comments of the Chair

Chair Dr. Nelson thanked the individuals who were involved with the Lake Gatlin alum application project. She has received positive comments on the lake’s water clarity.

V. Marine Patrol Report

Corporal Lowers presented the marine patrol report. For the month of June 2021, the following activities were reported:

- 4 dispatched calls for service
- 729 vessels observed on the lake
- 75 vessel stops
- 26 vessel citations
- 46 vessel warnings
- 29 vessel inspections
- 61 ramp checks
- 1 patrol assist/back up

BIPD Off-Duty Patrol Hours Increase Request

The BIPD request for an increase of an additional 200 hours of off-duty patrol was brought back to the Advisory Board. Discussion ensued. The Advisory Board requested if the OCSO can temporarily document how many on-duty hours are spent patrolling the Conway Chain. Captain Mullens (OCSO) and Chief Houston (BIPD) stated both their agencies can report the on-duty and off-duty patrol hours on the Conway Chain.

Upon a motion by John Evertsen, seconded by Bobby Lance, and carried with four members voting AYE, and Micky Blackton voting NAY by voice vote; the Advisory Board approved increasing the BIPD off-duty patrol by 200 hours from July 2021 to December 2021, and to reassess the patrol hours after December 31, 2021.

VI. Lake Conway Water Elevation Report

David Wood's water elevation report was not presented.

VII. Orange County EPD Report

Lake Gatlin Alum Treatment Update

The second alum treatment occurred on June 28 and 30, 2021. Ms. Urbanik shared photos of the lake after the application. There will be two additional applications, for a total of four.

Canal Sedimentation Analysis Scope Update

The draft report is in its final stages of review and will be shared as soon as possible.

Lake Conway Stormwater Study Project Update

1. Underground up-flow filter at East Wallace Street: This project may be of interest to Orange County Public Works if there are proposed drainage improvements in this area. The City of Belle Isle is actively working on stormwater improvement engineering plans for Wallace Street and Matchett Road and will share them with the County for a possible partnership.

Upon a motion by Chair Dr. Elizabeth Nelson, seconded by Micky Blackton, and carried with all members voting AYE by voice vote; the Advisory Board approved the County to research a possible partnership with Orange County Public Works for a

combined water quality and drainage improvement project on Wallace Street and Matchett Road.

2. Baffle box at Barby Lane: Mr. Francis will look into an update on the proposed plans for this location.
3. Delia Beach stormwater improvements: The Lake Conway taxing district cost share of \$94,020.00 was reimbursed to the City of Belle Isle.
4. Pet waste stations at City lakefront parks: The Lake Conway taxing district cost share of \$3,500.00 was reimbursed to the City of Belle Isle.

Street Sweeping Optimization Study Scope

The Advisory Board did not express an interest in moving forward with the scope, however, are interested in EPD re-assessing the street sweeping route to ensure the maximum number of roads are swept. Mr. Evertsen stated the current street sweepers continually leave trash and sediment after the sweepers travel the road, and do not sweep the center of the road, curb to curb, as the contract language requires.

Lake Cleanup

Central Florida RECON confirmed a lake cleanup in the cove south of Hoffner Road. This cleanup is planned for August 14, 2021 from 5:00 PM to 7 PM, meeting at the Venetian boat ramp.

VIII. Advisory Board Member Report

- Chair Dr. Elizabeth Nelson: No comments.
- Vice Chair Frances Guthrie: No comments.
- Bobby Lance: Mr. Lance shared a drainage survey of the Lake Conway area from 1948. Mr. Lance also discussed the harmful algal bloom on Lake Anderson and questioned if the bloom can travel downstream to the Conway Chain. Additionally, an alligator was recently removed from the Conway Chain.
- Micky Blackton: No comments.
- John Evertsen: No comments.

IX. Non-Agenda Items

No additional questions or comments were noted in the Webex chat during the request for Non-Agenda Items.

Discussion provided from chat feature in Webex meeting:

- From Tara Urbanik to everyone: Can you hear us?
- From Tara Urbanik to everyone: We will begin momentarily, thank you!

- From Randy Holihan to everyone: You are muted.
- From Tara Urbanik to everyone: Thank you!
- From Randy Holihan to everyone: Thank you, Tara.
- From Tara Urbanik to everyone: Thank you!

X. Meeting Adjourned

Chair Dr. Nelson adjourned the meeting at 8:05 p.m.

Elizabeth Nelson, Chair

Date

Minutes prepared by Tara Urbanik

Date



Belle Isle Police Department

1521 NELA AVENUE
 BELLE ISLE, FL 32809
 PHONE (407) 240-2473
 FAX (407) 850-1616

BIPD Funded Marine Stat Sheet

Date(s)	5-Jul	10-Jul	11-Jul	17-Jul	18-Jul	24-Jul	25-Jul		
---------	-------	--------	--------	--------	--------	--------	--------	--	--

<i>Patrol/Activity</i>	5-Jul	10-Jul	11-Jul	17-Jul	18-Jul	24-Jul	25-Jul			<i>Totals</i>
Vessels Observed	35	20	12	60	45	50	45			267
Boat Stops	0	0	0	3	1	2	1			7
PWC Stops	4	2	0	10	12	2	6			36
Boat Citations	0	0	0	2	0	1	0			3
PWC Citations	4	2	0	9	11	1	6			33
Warnings Issued	0	0	1	3	1	1	1			7
Noise Ordinance NOV	0	0	0	0	0	0	0			0
Boat Inspections	0	0	0	0	0	0	0			0
Boats Towed	1	0	0	0	0	2	1			4
Dispatched Calls	2	1	1	1	1	1	1			8
Reports Written	0	0	0	0	0	0	0			0
Vessel Accidents	0	0	0	0	0	0	0			0
Ramp Checks	6	6	8	4	5	14	7			50
FIR's	0	0	0	0	0	0	0			0
Patrol Assists	1	1	0	1	0	0	0			3
<i>Arrests</i>										
Felony	0	0	0	0	0	0	0			0
Misdemeanor	0	0	0	0	0	0	0			0
BUI	0	0	0	0	0	0	0			0
Hours Worked	12	12	12	12	12	22	12			94



Belle Isle Police Department

August 10, 2021

Memorandum:

TO: Lake Conway Water and Navigation Control District Advisory Board

FROM: Sergeant Jeremy Millis

RE: Request for Additional Off-Duty NAV Patrol Hours

Due to the significant increase in citizen complaints about the reckless operation of vessels, PWC's operating after dark, noise complaints at the Sandbar, and duck hunting, the Belle Isle Police Department have increased law enforcement presence on the Conway Chain of Lakes. The Belle Isle Police Department is paying certified marine officers, at an overtime rate, to cover lake patrols on Saturdays. The additional hours will allow for adequate marine patrol coverage throughout the entire weekend, weather/activity on the water permitting.

During the 2020 calendar year, BIPD wrote 162 Uniform Boating Citations. From January 1, 2021, to current, BIPD has written 322 Uniform Boating Citations. With two months left for the typical busy season on Lake Conway, BIPD has already doubled the number of written Uniform Boating Citations. The increase in hours will be utilized as follows:

Ten hours every Sunday from March – September = 30 Sundays totaling	300 hrs.
Eight hours every Saturday from March – September = 30 Saturdays totaling	240 hrs.
Ten hours for each boat light parade in December = 3 days totaling	30 hrs.
Ten hours for each non-weekend holiday from March – September = 3 days totaling	30 hrs.

The hours are a forecast and subject to change due to weather and activity on the lakes.

** Community First **



Lake Conway Marine Patrol Report



Jul-21

Orange County Sheriff's Office

8	10	11	15	16	17	21	23	24	25	27	28	31								
---	----	----	----	----	----	----	----	----	----	----	----	----	--	--	--	--	--	--	--	--

Total

Arrests

Felony

Misdemeanor

Warrant Arrests

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Productivity

Field Intelligence Reports

Dispatched Calls for Service

Reports Written

Vessel Accidents

Vessels Observed on Lake

Vessel Stops

Citations Issued

Warnings Issued

Vessel Inspections

Ramp Checks

Patrol Assists/Back-Ups

4	45	35	12	35	50	22	11	55	40	14	13	70								
7	7	4	1	2	7	2	1	6	5	1	1	7								
2	2	1	1	2	4	1	1	1				1								
3	3	1	1	2	5	1	1	5	1	1	1	6								
2	2	4	1	1	2			2	5		1	1								
1	1	10	2		4			12	12		2	4								

Hours Worked

2	10	8	2	2	10	2	2	9	8	2	2	10								
---	----	---	---	---	----	---	---	---	---	---	---	----	--	--	--	--	--	--	--	--

Comments:

OCSO stats only. Per BIPD, they will submit stats separately.
July 2, 3 and 4th were covered by on duty OCSO Marine Patrol.

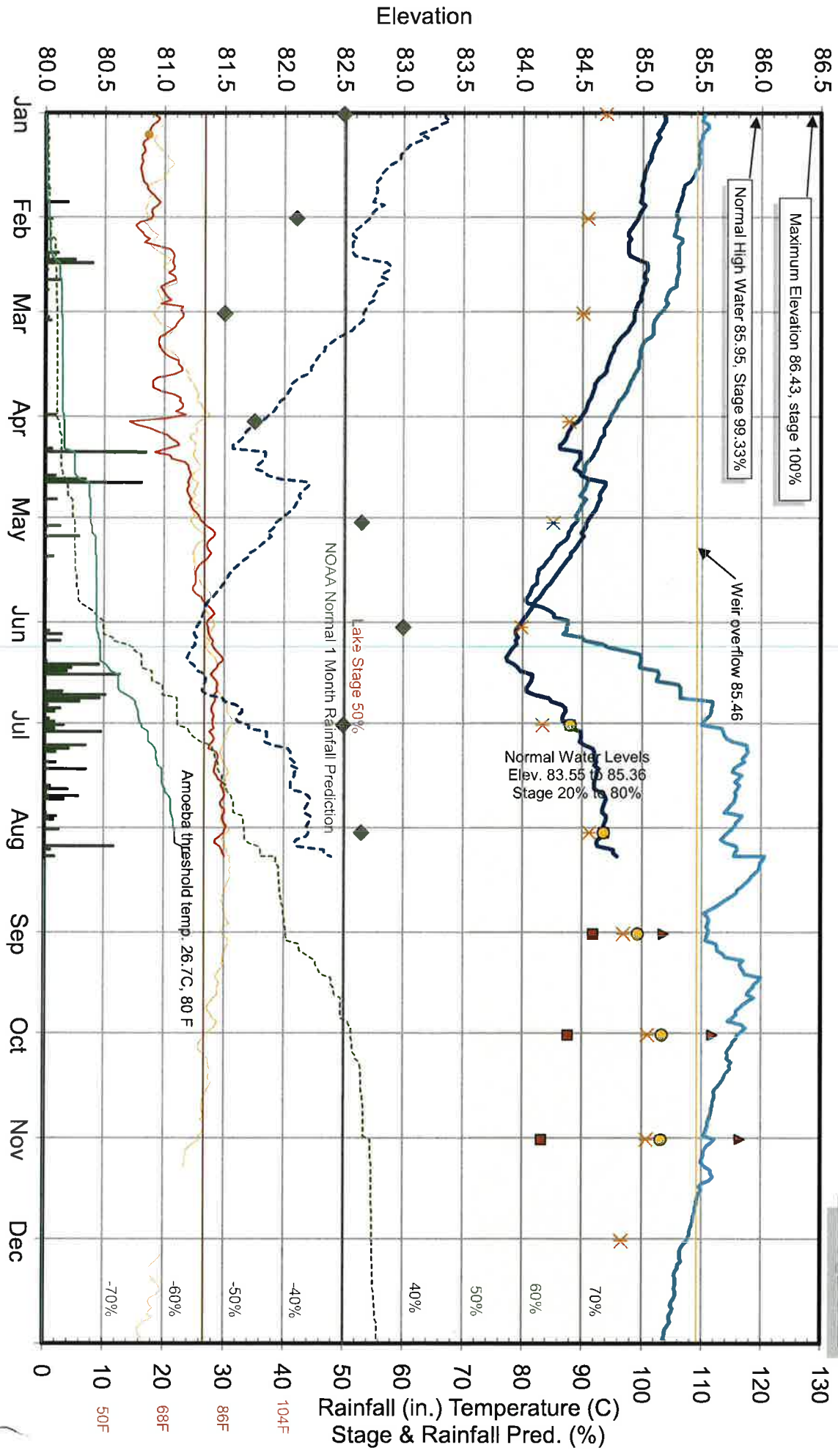
b.

Datum based on Hoffner Bridge
Gauge, OCBM L-1058-006

Lake Conway 2021 Elevations (NAVD 88)

Provided as a public service by TEC Engineering, Inc. Find more and sign up to get these monthly reports at: <https://TECEngr.yolasite.com/cnb.php>

7/31/21
Elev 84.68
Stage 44%



Lake Conway Water Surface 2021.xlsx

8/10/2021

CURRENT LAKE CONWAY PROJECTS

1	Off-duty lake patrol	\$108,885.00	Total \$108,885: OCSO 1200 hrs, BIPD 600 hrs		
2	Ferncreek Ramp gatekeeper	\$3,365.00	Total \$3,365: \$10 per day		
3	Routine Services: street sweeping, curb inlet baskets, baffle box maintenance, nav markers, lake related contracted services	\$240,000.00	Total \$240,000: Street sweeping: \$160,000. CIB cleaning: \$20,000. Baffle box cleaning: \$30,000. Contractor Services: \$30,000		
4	Lake Gatlin Alum Treatment	\$122,192.00	Total \$122,192: 1st treatment 3/23/21-3/24/21, 2nd treatment 6/29/21 & 6/30/21, 3rd treatment scheduled for Sept/Oct timeframe		
5	Canal Siltation Assessment	\$29,971.00	Total \$29,971: Notice To Proceed issued 2/22/2021, report expected August 2021		
6	Delia Beach baffle box (5) COBI cost share	\$94,020.00	Total \$94,020 reimbursed to COBI		
7	Pet Waste Stations at City lakefront parks	\$3,500.00	Total \$3500 reimbursed to COBI		
8	CURRENT PROJECTS TOTAL	\$601,933.00			
9	TOTAL REVENUES ANTICIPATED THIS YEAR	~\$465,652.00			
10	RESERVES	\$1,276,311.00			

LAKE CONWAY STUDY: WATER QUALITY PROJECT RECOMMENDATIONS DISCUSSION

	DESCRIPTION	PROPOSED INSTALLED COST	OPERATION & MAINTENANCE COST OVER 20 YEARS	TN COST BENEFIT \$/LB REMOVED	TP COST BENEFIT \$/LB REMOVED	EPD COMMENTS
11	(1) CON0040 Bioswales within right-of-way of Perkins Road, Fulmer Road, and Wind Drift Road. Inlet baskets along Lake Drive.	\$834,688.00	\$75,000.00	\$253.00	\$1,587.00	Currently not a priority for COBI.
12	(2) CON0290 Underground 2nd generation baffle box with up-flow BAM filter in the parcel at the west end of Trentwood Boulevard.	\$502,458.00	\$67,000.00	\$430.00	\$3,491.00	Possible partnership with DOT & COBI. COBI will follow up with DOT's interest in project.
13	(3) CON0370 2nd generation NSBB with BAM filter within the right-of-way of Barby Lane.	\$328,644.00	\$16,500.00	\$1,017.00	\$6,807.00	Discussions with COBI to review engineering plans. Priority project for COBI.
14	(4) CON0460 Underground up-flow BAM filter (HPUF) in empty parcel off East Wallace Street.	\$536,281.00	\$12,000.00	\$1,136.00	\$7,106.00	Discussions with COBI to review engineering plans. Will require future discussions with OC PW, EPD, COBI. SIRWMD stated is a promising grant project for next review in Jan-Mar timeframe. A priority project for COBI.
15	(6) CON0270 Underground 2nd generation baffle box with up-flow BAM filter in drainage easement at the intersection of Alsace Court and Montmart Drive.	\$314,175.00	\$67,000.00	\$1,383.00	\$9,605.00	
16	(7) CON0170 Floating treatment wetlands in wet detention pond and underground up-flow BAM filter (HPUF) for effluent of eastern pond in parcel south of Rothbury Drive.	\$934,666.00	\$19,887.00	\$1,388.00	\$14,433.00	
17	(8) CON0130 Underground up-flow BAM filter (HPUF) in parcel north of Franconia Drive.	\$1,105,457.00	\$30,820.00	\$2,203.00	\$24,543.00	
18	(9) CON0080 Underground 2nd generation baffle box with up-flow BAM filter in right-of-way on the north end of St. Partin Place.	\$313,612.00	\$67,000.00	\$5,912.00	\$37,531.00	Infrastructure improvement needed. OC Utilities has lift station & large sanitary pipe near this proposed location. A priority project for COBI. EPD comment: Cost benefit of TN & TP removal is very high.
19	Feasibility Studies for baffle box locations					
20	Street Sweeping Optimization Study					Nav Board did not move forward for approval

Underground up-flow bio-sorption activated media (BAM) filter (HPUF system by ACF)

CITY OF BELLE ISLE PROPOSED DRAINAGE IMPROVEMENT PROJECTS

21	Sol Avenue flooding concern	UNK		NA	NA	
22	Stafford Drive & Pam Circle flooding concern	UNK		NA	NA	
23	6817 Barby Lane drainage improvements, south of Indian Drive, install 2 new inlets & pipe replacement	Total \$196,248		NA	NA	If 2nd generation NSBB with BAM filter cannot be installed, stormwater infrastructure still needs improvement at Barby Lane & Indian Drive.

Lake Conway Water and Navigation Control District Routine Services Approval for 2021-2022

DESCRIPTION	ACTUAL SPENT FY 2019-2020	AMOUNT SPENT TO DATE THIS FY 2020-2021	PROPOSED ROUTINE SERVICES FOR 2021-2022	EPD COMMENTS
1 Off-duty/lake patrol	\$68,654.76	\$55,304.93	\$108,885.00	OCCSO 1200 hrs, BIPD 600 hrs; total of \$108,885
2 Ferncreek gatekeeper	\$2,928.00	\$2,430.00	\$3,650.00	\$10 per day
3 Routine Services: street sweeping, curb inlet baskets, baffle box maintenance, nav markers, lake related contracted services	\$205,139.13	\$291,733.10	\$240,000.00	Street sweeping: \$160,000. Baffle box cleaning: \$30,000. CIB cleaning: \$20,000. Contractor Services: \$30,000. Additional lake related projects (alum treatments, baffle boxes, etc) will require Nav Board motion and approval.
TOTAL	\$276,721.89	\$349,468.03	\$352,535.00	
TOTAL REVENUE	\$423,285.28	~\$465,652.00		Over the years, the annual expenditures have been close to the amount of annual revenue, resulting in limited extra funds being accrued for future water quality BMPs or APM.
RESERVES	\$1,901,684.00	\$1,027,138.00		



Orange County Fire Rescue Unit Activity in Belle Isle for July 2021

b.

BELLE ISLE INCIDENT TOTAL	79
Total OCFR Units Used	165
Total OCFR Transports	44

	EMS	Fire Service	Vehicle Accident
Total	62	10	7

<u>Alarm #</u>	<u>Units</u>	<u>Date</u>	<u>Total Time</u>	<u>Call Type</u>	<u>Sta</u>	<u>Jurisdiction</u>	<u>Transport</u>	<u>REP DIST</u>	<u>LOCATION</u>
OF210067689	E73	7/1/21	0:24:14	EMDA	73	Belle Isle		73777B	1934 MCCOY RD, BI
	R73	7/1/21	1:26:28	EMDA	73	Belle Isle	YES	73777B	1934 MCCOY RD, BI
OF210067962	E73	7/2/21	0:40:21	CARF	73	Belle Isle		73777B	2601 MCCOY RD, BI
OF210068001	E70	7/2/21	0:25:22	EMDD	70	Belle Isle		70769B	2625 NELA AV, BI
	R73	7/2/21	0:25:22	EMDD	70	Belle Isle		70769B	2625 NELA AV, BI
OF210068083	E70	7/2/21	0:13:55	EMDE	70	Belle Isle		70773B	1705 WIND HARBOR RD, BI
	R70	7/2/21	0:13:55	EMDE	70	Belle Isle		70773B	1705 WIND HARBOR RD, BI
OF210068161	E73	7/2/21	0:18:40	EMDA	73	Belle Isle		73777B	2621 TRENTWOOD BLVD, E
	R70	7/2/21	0:11:24	EMDA	73	Belle Isle		73777B	2621 TRENTWOOD BLVD, E
OF210068293	E72	7/2/21	0:15:43	PA	72	Belle Isle		72733B	3514 ST MORITZ ST, BI
OF210068323	E73	7/2/21	0:26:06	EMDC	73	Belle Isle		73777B	2601 MCCOY RD, BI
	R73	7/2/21	1:11:19	EMDC	73	Belle Isle	YES	73777B	2601 MCCOY RD, BI
OF210068559	R70	7/3/21	1:00:11	EMDB	73	Belle Isle	YES	73777B	2300 JETPORT DR, BI
OF210068800	E70	7/4/21	0:27:08	EMDA	70	Belle Isle		70737B	7415 MATCHETT RD, BI
	R70	7/4/21	0:47:28	EMDA	70	Belle Isle	YES	70737B	7415 MATCHETT RD, BI
OF210069174	CPT4	7/4/21	0:20:29	EMDB	72	Belle Isle		72733B	5031 ST GERMAIN AV, BI
	E72	7/4/21	0:27:22	EMDB	72	Belle Isle		72733B	5031 ST GERMAIN AV, BI
	R72	7/4/21	0:28:14	EMDB	72	Belle Isle		72733B	5031 ST GERMAIN AV, BI
OF210069247	E73	7/5/21	0:23:54	EMDB	73	Belle Isle		73777B	3004 FLOWERTREE RD, BI
	R73	7/5/21	1:06:20	EMDB	73	Belle Isle	YES	73777B	3004 FLOWERTREE RD, BI
OF210069303	E70	7/5/21	0:17:19	EMDD	72	Belle Isle		72733B	5110 DARDEN AV, BI
	R70	7/5/21	0:52:16	EMDD	72	Belle Isle	YES	72733B	5110 DARDEN AV, BI
OF210069368	E72	7/5/21	0:11:17	EMDD	72	Belle Isle		72733B	HOFFNER AV/CONWAY RD
	R72	7/5/21	0:51:52	EMDD	72	Belle Isle	YES	72733B	HOFFNER AV/CONWAY RD

OF210069466

32

b.

<u>Alarm #</u>	<u>Units</u>	<u>Date</u>	<u>Total Time</u>	<u>Call Type</u>	<u>Sta</u>	<u>Jurisdiction</u>	<u>Transport</u>	<u>REP DIST</u>	<u>LOCATION</u>
	E72	7/5/21	0:22:09	EMDA	72	Belle Isle		72734B	5021 LOUVRE AV, BI
	R70	7/5/21	0:56:59	EMDA	72	Belle Isle	YES	72734B	5021 LOUVRE AV, BI
OF210069579									
	E70	7/5/21	0:21:14	EMDD	70	Belle Isle		70736B	5832 WINDMILL CT, BI
	R70	7/5/21	0:21:42	EMDD	70	Belle Isle		70736B	5832 WINDMILL CT, BI
OF210069651									
	E73	7/6/21	0:31:08	EMDD	70	Belle Isle		70773B	1853 MCCOY RD, BI
	R73	7/6/21	1:06:06	EMDD	70	Belle Isle	YES	70773B	1853 MCCOY RD, BI
OF210069693									
	E73	7/6/21	0:32:29	EMDB	73	Belle Isle		73777B	2601 MCCOY RD, BI
	R73	7/6/21	1:19:07	EMDB	73	Belle Isle	YES	73777B	2601 MCCOY RD, BI
OF210069825									
	E72	7/6/21	0:18:54	AA	72	Belle Isle		72733B	HOFFNER AV/CONWAY RD
	R70	7/6/21	0:18:43	AA	72	Belle Isle		72733B	HOFFNER AV/CONWAY RD
OF210069873									
	E73	7/6/21	0:19:27	EMDC	73	Belle Isle		73777B	2492 TRENTWOOD BLVD, E
	R70	7/6/21	0:58:25	EMDC	73	Belle Isle	YES	73777B	2492 TRENTWOOD BLVD, E
OF210069927									
	E70	7/6/21	0:14:29	EMDD	70	Belle Isle		70773B	1612 DEWAYNE DR, BI
	R70	7/6/21	0:50:36	EMDD	70	Belle Isle	YES	70773B	1612 DEWAYNE DR, BI
OF210070027									
	E70	7/7/21	0:36:30	EMDD	70	Belle Isle		70769B	2625 NELA AV, BI
	R73	7/7/21	1:19:09	EMDD	70	Belle Isle	YES	70769B	2625 NELA AV, BI
OF210070194									
	R73	7/7/21	0:09:07	EMDB	70	Belle Isle		70737B	1600 NELA AV, BI
OF210070414									
	E70	7/8/21	0:15:21	EMDA	70	Belle Isle		70735B	1520 CONWAY ISLE CIR, BI
	R70	7/8/21	0:37:07	EMDA	70	Belle Isle	YES	70735B	1520 CONWAY ISLE CIR, BI
OF210070466									
	E70	7/8/21	0:23:19	EMDC	72	Belle Isle		72733B	5143 DARDEN AV, BI
	R70	7/8/21	1:13:13	EMDC	72	Belle Isle	YES	72733B	5143 DARDEN AV, BI
OF210070473									
	E70	7/8/21	0:14:12	ELVRESN	73	Belle Isle		73777B	1934 MCCOY RD, BI
OF210070535									
	E70	7/8/21	0:06:06	AFA	70	Belle Isle		70736B	731 FAIRLANE AV, BI
OF210070850									
	E72	7/9/21	0:31:26	EMDB	72	Belle Isle		72732B	4218 ARAJO CT, BI
	R72	7/9/21	1:23:20	EMDB	72	Belle Isle	YES	72732B	4218 ARAJO CT, BI
OF210070860									
	E70	7/9/21	0:02:24	EMDA	70	Belle Isle		70773B	1832 WIND DRIFT RD, BI
	R70	7/9/21	0:56:02	EMDA	70	Belle Isle	YES	70773B	1832 WIND DRIFT RD, BI
OF210071032									
	E72	7/9/21	0:20:30	PA	72	Belle Isle		72733B	5261 CHISWICK CIR, BI
	R71	7/9/21	0:04:13	PA	72	Belle Isle		72733B	5261 CHISWICK CIR, BI
OF210071388									
	E70	7/10/21	0:18:59	EMDD	70	Belle Isle		70735B	1720 CONWAY ISLE CIR, BI
	M5	7/10/21	1:00:45	EMDD	70	Belle Isle	YES	70735B	1720 CONWAY ISLE CIR, BI
OF210071398									
	E70	7/10/21	0:15:46	AA	70	Belle Isle		70736B	E OAK RIDGE RD/S ORANG
	R70	7/10/21	0:17:47	AA	70	Belle Isle		70736B	E OAK RIDGE RD/S ORANG
OF210071568									
	R73	7/10/21	1:07:30	EMDA	70	Belle Isle	YES	70773B	1853 MCCOY RD, BI
OF210071762									
	E73	7/11/21	0:15:00	EMDD	70	Belle Isle		70773B	1919 MCCOY RD, BI

33

b.

<u>Alarm #</u>	<u>Units</u>	<u>Date</u>	<u>Total Time</u>	<u>Call Type</u>	<u>Sta</u>	<u>Jurisdiction</u>	<u>Transport</u>	<u>REP DIST</u>	<u>LOCATION</u>
	R70	7/11/21	0:48:08	EMDD	70	Belle Isle	YES	70773B	1919 MCCOY RD, BI
OF210071982	E70	7/11/21	0:28:05	AA	70	Belle Isle		70736B	S ORANGE AV/E OAK RIDG
	R70	7/11/21	0:25:14	AA	70	Belle Isle		70736B	S ORANGE AV/E OAK RIDG
OF210072003	E70	7/11/21	0:30:00	EMDD	70	Belle Isle		70735B	1903 HOFFNER AV, BI
	R51	7/11/21	0:33:15	EMDD	70	Belle Isle		70735B	1903 HOFFNER AV, BI
OF210072308	E72	7/12/21	0:04:56	EMDD	72	Belle Isle		72733B	5190 CONWAY RD, BI
	R72	7/12/21	1:01:02	EMDD	72	Belle Isle	YES	72733B	5190 CONWAY RD, BI
OF210072503	E72	7/13/21	0:13:59	EMDB	72	Belle Isle		72733B	5020 ST MICHAEL AV, BI
	R72	7/13/21	0:56:23	EMDB	72	Belle Isle	YES	72733B	5020 ST MICHAEL AV, BI
OF210072581	E51	7/13/21	0:18:05	EMDB	70	Belle Isle		70773B	1875 MCCOY RD, BI
	R53	7/13/21	0:18:05	EMDB	70	Belle Isle		70773B	1875 MCCOY RD, BI
OF210072733	E73	7/13/21	0:14:22	ELVRESN	73	Belle Isle		73777B	1934 MCCOY RD, BI
OF210073396	E70	7/15/21	0:23:10	EMDA	70	Belle Isle		70735B	1628 CONWAY ISLE CIR, BI
	M5	7/15/21	1:19:38	EMDA	70	Belle Isle	YES	70735B	1628 CONWAY ISLE CIR, BI
	R51	7/15/21	0:01:51	EMDA	70	Belle Isle		70735B	1628 CONWAY ISLE CIR, BI
OF210073547	E73	7/15/21	0:30:54	EMDD	73	Belle Isle		73777B	2300 JETPORT DR, BI
	R70	7/15/21	0:30:56	EMDD	73	Belle Isle		73777B	2300 JETPORT DR, BI
OF210073719	E73	7/15/21	0:08:23	EMDD	73	Belle Isle		73777B	2905 MCCOY RD, BI
	R70	7/15/21	1:26:14	EMDD	73	Belle Isle	YES	73777B	2905 MCCOY RD, BI
OF210073817	E72	7/16/21	0:17:04	EMDD	72	Belle Isle		72734B	HOFFNER AV/DRISCOLL C'
	R72	7/16/21	0:52:40	EMDD	72	Belle Isle	YES	72734B	HOFFNER AV/DRISCOLL C'
OF210073890	E70	7/16/21	0:10:32	EMDD	70	Belle Isle		70769B	2705 NELA AV, BI
	R70	7/16/21	0:10:32	EMDD	70	Belle Isle		70769B	2705 NELA AV, BI
OF210073911	E70	7/16/21	0:19:28	ELVRESN	73	Belle Isle		73777B	2635 MCCOY RD, BI
OF210073953	E70	7/16/21	0:01:25	EMDD	72	Belle Isle		72732B	COUNTRY LAKES DR/CON'
	R70	7/16/21	0:01:25	EMDD	72	Belle Isle		72732B	COUNTRY LAKES DR/CON'
OF210073959	R70	7/16/21	0:57:56	EMDB	72	Belle Isle		72732B	COUNTRY LAKES DR/CON'
OF210074039	E70	7/16/21	0:18:46	EMDD	70	Belle Isle		70773B	PERKINS BOAT RAMP, BI
	E73	7/16/21	0:01:41	EMDD	70	Belle Isle		70773B	PERKINS BOAT RAMP, BI
	R73	7/16/21	2:21:39	EMDD	70	Belle Isle	YES	70773B	PERKINS BOAT RAMP, BI
OF210074240	E70	7/17/21	0:15:45	AA	72	Belle Isle		72734B	2813 HOFFNER AV, BI
	R70	7/17/21	0:40:09	AA	72	Belle Isle	YES	72734B	2813 HOFFNER AV, BI
OF210074647	E72	7/18/21	0:20:11	EMDD	72	Belle Isle		72733B	5020 ST MARIE AV, BI
	R72	7/18/21	0:19:57	EMDD	72	Belle Isle		72733B	5020 ST MARIE AV, BI
OF210074749	B4	7/18/21	0:03:18	EMDA	70	Belle Isle		70773B	2121 MCCOY RD, BI
	E70	7/18/21	0:30:14	EMDA	70	Belle Isle		70773B	2121 MCCOY RD, BI

34

b.

<u>Alarm #</u>	<u>Units</u>	<u>Date</u>	<u>Total Time</u>	<u>Call Type</u>	<u>Sta</u>	<u>Jurisdiction</u>	<u>Transport</u>	<u>REP DIST</u>	<u>LOCATION</u>
	R70	7/18/21	0:31:56	EMDA	70	Belle Isle		70773B	2121 MCCOY RD, BI
OF210074784	E73	7/18/21	0:25:08	EMDB	70	Belle Isle		70773B	1622 WIND HARBOR RD, BI
	M4	7/18/21	1:18:11	EMDB	70	Belle Isle	YES	70773B	1622 WIND HARBOR RD, BI
	R72	7/18/21	0:00:51	EMDB	70	Belle Isle		70773B	1622 WIND HARBOR RD, BI
OF210074920	E73	7/18/21	0:34:21	EMDD	73	Belle Isle		73777B	2323 MCCOY RD, BI
	R73	7/18/21	1:13:50	EMDD	73	Belle Isle	YES	73777B	2323 MCCOY RD, BI
OF210075005	E72	7/19/21	0:02:52	EMDB	72	Belle Isle		72733B	4948 CONWAY RD, BI
	R72	7/19/21	0:10:14	EMDB	72	Belle Isle		72733B	4948 CONWAY RD, BI
OF210075297	E72	7/19/21	0:11:18	ANMLRES	72	Belle Isle		72732B	4223 KANDRA CT, BI
OF210075435	E72	7/20/21	0:21:20	EMDD	72	Belle Isle		72732B	4102 PLAYA CT, BI
	R72	7/20/21	1:13:07	EMDD	72	Belle Isle	YES	72732B	4102 PLAYA CT, BI
OF210075872	E72	7/21/21	0:23:23	EMDC	72	Belle Isle		72733B	4416 HOFFNER AV, BI
	R70	7/21/21	0:55:53	EMDC	72	Belle Isle	YES	72733B	4416 HOFFNER AV, BI
OF210076077	E70	7/21/21	0:01:50	EMDD	72	Belle Isle		72733B	5110 DARDEN AV, BI
	E72	7/21/21	0:17:22	EMDD	72	Belle Isle		72733B	5110 DARDEN AV, BI
	R72	7/21/21	0:19:23	EMDD	72	Belle Isle		72733B	5110 DARDEN AV, BI
OF210076185	E73	7/21/21	0:32:52	AA	73	Belle Isle		73777B	MCCOY RD/DAETWYLER D
	R53	7/21/21	1:13:24	AA	73	Belle Isle	YES	73777B	MCCOY RD/DAETWYLER D
	R73	7/21/21	0:52:22	AA	73	Belle Isle	YES	73777B	MCCOY RD/DAETWYLER D
OF210076422	E73	7/22/21	0:12:12	EMDA	70	Belle Isle		70736B	6305 GIBSON DR, BI
	R73	7/22/21	0:14:53	EMDA	70	Belle Isle		70736B	6305 GIBSON DR, BI
OF210076588	E70	7/22/21	0:23:38	WTRSALV	73	Belle Isle		73777B	3307 FLOWERTREE RD, BI
OF210076785	E70	7/23/21	0:12:40	AFA	70	Belle Isle		70736B	1427 WALTHAM AV, BI
OF210077330	E72	7/24/21	0:16:06	EMDD	72	Belle Isle		72733B	5020 ST MICHAEL AV, BI
	R72	7/24/21	0:16:54	EMDD	72	Belle Isle		72733B	5020 ST MICHAEL AV, BI
OF210077353	B4	7/24/21	0:02:18	EMDB	73	Belle Isle		73777B	1934 MCCOY RD, BI
	E73	7/24/21	0:29:06	EMDB	73	Belle Isle		73777B	1934 MCCOY RD, BI
	R73	7/24/21	1:00:51	EMDB	73	Belle Isle	YES	73777B	1934 MCCOY RD, BI
OF210077379	E72	7/24/21	0:10:26	EMDD	72	Belle Isle		72733B	5058 CONWAY RD, BI
	R72	7/24/21	1:12:09	EMDD	72	Belle Isle	YES	72733B	5058 CONWAY RD, BI
OF210077678	E70	7/25/21	0:22:04	AAN	70	Belle Isle		70736B	S ORANGE AV/E OAK RIDG
OF210077750	E73	7/25/21	0:15:37	EMDD	70	Belle Isle		70773B	1875 MCCOY RD, BI
	R70	7/25/21	0:48:05	EMDD	70	Belle Isle	YES	70773B	1875 MCCOY RD, BI
OF210078027	E70	7/25/21	0:13:10	SMOKINV	70	Belle Isle		70737B	NEVADA AV/GONDOLA DR
OF210078064	E72	7/26/21	0:24:10	PA	72	Belle Isle		72733B	5453 MING DR, BI
	R72	7/26/21	0:03:26	PA	72	Belle Isle		72733B	5453 MING DR, BI

b.

<u>Alarm #</u>	<u>Units</u>	<u>Date</u>	<u>Total Time</u>	<u>Call Type</u>	<u>Sta</u>	<u>Jurisdiction</u>	<u>Transport</u>	<u>REP DIST</u>	<u>LOCATION</u>
OF210078392									
	E72	7/26/21	0:18:13	EMDD	72	Belle Isle		72733B	5101 ST MARIE AV, BI
	R72	7/26/21	0:53:03	EMDD	72	Belle Isle	YES	72733B	5101 ST MARIE AV, BI
OF210078973									
	E70	7/27/21	0:32:22	EMDD	73	Belle Isle		73777B	1934 MCCOY RD, BI
	R70	7/27/21	1:19:49	EMDD	73	Belle Isle	YES	73777B	1934 MCCOY RD, BI
OF210079032									
	E72	7/28/21	0:04:06	EMDD	72	Belle Isle		72733B	4400 HOFFNER AV, BI
	R72	7/28/21	0:09:49	EMDD	72	Belle Isle		72733B	4400 HOFFNER AV, BI
OF210079104									
	E70	7/28/21	0:09:04	EMDA	70	Belle Isle		70773B	1607 STAFFORD DR, BI
	E73	7/28/21	0:01:36	EMDA	70	Belle Isle		70773B	1607 STAFFORD DR, BI
	R50	7/28/21	0:07:29	EMDA	70	Belle Isle		70773B	1607 STAFFORD DR, BI
OF210079555									
	E51	7/29/21	0:02:31	EMDD	70	Belle Isle		70736B	6007 S ORANGE AV, BI
	E70	7/29/21	0:13:17	EMDD	70	Belle Isle		70736B	6007 S ORANGE AV, BI
	M1	7/29/21	1:03:26	EMDD	70	Belle Isle	YES	70736B	6007 S ORANGE AV, BI
OF210079750									
	B4	7/29/21	0:38:05	AAE	72	Belle Isle		72733B	CONWAY RD/HOFFNER AV
	CPT4	7/29/21	0:06:42	AAE	72	Belle Isle		72733B	CONWAY RD/HOFFNER AV
	E70	7/29/21	0:36:58	AAE	72	Belle Isle		72733B	CONWAY RD/HOFFNER AV
	E72	7/29/21	0:21:50	AAE	72	Belle Isle		72733B	CONWAY RD/HOFFNER AV
	M5	7/29/21	0:58:40	AAE	72	Belle Isle	YES	72733B	CONWAY RD/HOFFNER AV
	R51	7/29/21	0:04:43	AAE	72	Belle Isle		72733B	CONWAY RD/HOFFNER AV
	R70	7/29/21	0:57:42	AAE	72	Belle Isle	YES	72733B	CONWAY RD/HOFFNER AV
	REHAB1	7/29/21	0:41:38	AAE	72	Belle Isle		72733B	CONWAY RD/HOFFNER AV
	SQ4	7/29/21	0:05:54	AAE	72	Belle Isle		72733B	CONWAY RD/HOFFNER AV
	TR51	7/29/21	0:02:42	AAE	72	Belle Isle		72733B	CONWAY RD/HOFFNER AV
OF210079808									
	E73	7/29/21	0:17:53	ELVRESN	73	Belle Isle		73777B	2323 MCCOY RD, BI
OF210079935									
	E72	7/30/21	0:23:09	EMDC	72	Belle Isle		72733B	5327 CHISWICK CIR, BI
	R72	7/30/21	1:15:32	EMDC	72	Belle Isle	YES	72733B	5327 CHISWICK CIR, BI
OF210080132									
	E70	7/30/21	0:22:35	EMDD	70	Belle Isle		70769B	HOMEWOOD DR/EASTER S
	M5	7/30/21	1:08:30	EMDD	70	Belle Isle	YES	70769B	HOMEWOOD DR/EASTER S
OF210080506									
	E70	7/31/21	0:21:50	EMDC	72	Belle Isle		72733B	5012 MORTIER AV, BI
	M5	7/31/21		EMDC	72	Belle Isle		72733B	5012 MORTIER AV, BI
	R72	7/31/21	1:16:14	EMDC	72	Belle Isle	YES	72733B	5012 MORTIER AV, BI

SERVICE AREA INCIDENT TOTAL 79

Total OCFR Units Used 165

Total OCFR Transports 44

	EMS	Fire Service	Vehicle Accident
Total	62	10	7



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

Meeting Date: August 17, 2021

To: Honorable Mayor and City Council Members

From: B. Francis, City Manager

Subject: Second Reading & Adoption – Ordinance 21-08 Update BIMC regarding Business Tax Receipt

Background: The Legislature passed a bill that is effective as of July 1st that will change how the City issues occupational licenses and business tax receipts and other changes related to these licenses to conform to the new laws enacted un Florida Statute 205. The City currently has two classifications (residential and commercial) and the rate of \$25 for residential license and \$50 for commercial license. There are currently has 81 commercial and 125 residential licenses issued by the City. These licenses renew on October 1st of each year.

At the August 3, 2021 Meeting, the Council read the ordinance for the first time. The Council discussed reclassifying commercial and applying a new rate. For example, instead of a hotel being having the current commercial license of \$50, could the license be changed and reclassify the commercial license to a hotel classification and charge a rate per bed?

As part of this ordinance, under F.S. 205, if the City may, by ordinance, reclassify businesses, professions, and occupations and may establish new rate structures. In order to do so, the City would need to establish an Equity Study Commission. The Council asked if the Budget Committee could be appointed as the Equity Study Commission. In reading F.S.205.0535, Each member of the study commission must be a representative of the business community within the City’s jurisdiction. The equity study commission shall recommend to the City a classification system and rate structure for business taxes. Therefore, it appears that the Budget Committee, as a whole, cannot be the Equity Study Commission; however if members of the Budget Committee have businesses in the City, they can be appointed.

Staff Recommendation: Adopt Ordinance 21-08. If Council wants to reclassify businesses and establish new rate structures, then direct the staff to advertise for commission members.

Suggested Motion: I move that we adopt Ordinance 21-08. (No motion is needed if the Council decides to direct the staff to start the process to find Equity Study Commission members)

Alternatives: None to adopt the ordinance.

Fiscal Impact: For FY20-21, the City has budgeted \$12,000

Attachments: Ordinance 21-08
F.S. 205-0535

ORDINANCE NO. 21-08

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA; AMENDING SECTIONS 28-91 THROUGH 28-100 AND CREATING NEW SECTIONS 28-101 AND 28-102 OF CHAPTER 28, ARTICLE IV OF THE CITY CODE; UPDATING AND MODERNIZING CITY CODE PROVISIONS GOVERNING OCCUPATIONAL LICENSES/BUSINESS TAX RECEIPTS AND RELATED MATTERS, INCLUDING CHANGES NECESSARY FOR CONSISTENCY WITH THE CURRENT STATUTES UNDER CHAPTER 205, FLORIDA STATUTES, WITH RESPECT TO TERMINOLOGY, RULES, REGULATIONS, PROCEDURES, AND OTHER MATTERS; PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION, AND THE EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, current provisions within the City of Belle Isle (“City”) Code of Ordinances utilize outdated terminology when referring to occupational licenses as opposed to business tax receipts and local business taxes; and

WHEREAS, the City desires to update the Code of Ordinances to accurately reflect the statutory provisions, terminology, rules, regulations, and procedures set forth in Chapter 205, Florida Statutes, relating to local business taxes and business tax receipts, formerly known as occupational licenses, and to make other appropriate changes and additions; and

WHEREAS, the City has authority to enact business tax ordinances and resolutions pursuant to Section 205.0315, Florida Statutes and other law; and

WHEREAS, the City recognizes that, pursuant to Section 205.0535, Florida Statutes, under certain circumstances the City would need to establish an equity study commission and appoint members thereon prior to adopting a local business tax reclassification and revision ordinance that reclassifies businesses, professions, or occupations or otherwise establishes new rate structures pursuant to Section 205.0535; and

WHEREAS, the City Code amendments effected by this Ordinance do not reclassify any businesses, professions, or occupations, nor establish new rate structures, and therefore no equity study commission is required pursuant to Section 205.0535, Florida Statutes.

NOW, THEREFORE, be it ordained by the City Council of the City of Belle Isle, Florida, as follows:

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 28-91 through 28-100 of the City Code of Ordinances are hereby amended, and new Sections 28-101 and 28-102 are hereby created within Chapter 28, Article IV of the City Code of Ordinances, all as follows (words that are stricken out are deletions; words that are underlined are additions):

ARTICLE IV. - LOCAL OCCUPATION LICENSE BUSINESS TAX

Sec. 28-91. ~~Occupational license~~ Local business tax receipt required.

1 ~~(a) An occupational license~~ A local business tax for the privilege of engaging in or managing any
2 business, profession or occupation within the corporate limits of the city is required to be paid and
3 shall be levied on:

4 (1) Any person who maintains a permanent business location or branch office within the city, for
5 the privilege of engaging in or managing any business within ~~it's~~ the city's jurisdiction.

6 (2) Any person who maintains a permanent business location or branch office within the city, for
7 the privilege of engaging in or managing any profession or occupation within ~~it's~~ the city's
8 jurisdiction.

9 (3) Any person who does not qualify under subsection (1) or subsection (2) of this section and
10 who transacts any business or engages in any occupation or profession in interstate commerce, if
11 the ~~license~~ local business tax is not prohibited by US Const. art. I, § 8.

12 (4) Any person engaged in a home occupation within the city's jurisdiction, ~~home occupation shall~~
13 ~~be licenses under section 50-103(a).~~

14 (b) No person shall engage in or manage any business, occupation or profession for which there is
15 a local business tax required by this chapter or any other ordinance of the city, unless such person
16 shall first procure a local business tax receipt to conduct the same from the city.

17 (c) Any sign, advertisement, social media post, building occupancy, directory listing, or activity, or
18 activity indicating that a business, calling, profession, or occupation is being conducted at a location
19 within the city limits shall be prima facie evidence that the person or entity is liable for paying a local
20 business tax.

21 **Sec. 28-92. Dates due and delinquent; penalties.**

22 (a) The payment of the local business tax is evidenced by the city's issuance of a local business tax
23 receipt. All ~~occupational licenses~~ local business tax receipts shall be sold by the city clerk beginning
24 August 1 of each year, are due and payable on or before September 30 of each year, and expire on
25 September 30 of the succeeding year. If September 30 falls on a weekend or holiday, the tax is due
and payable on or before the first working day following September 30. Licenses Local business tax
receipts that are not renewed when due and payable are delinquent and subject to a delinquency
penalty of ten percent for the month of October, plus an additional five percent penalty for each
subsequent month of delinquency until paid. However, the total delinquency penalty shall not exceed
25 percent of the ~~occupational license~~ local business tax for the delinquent establishment.

(b) Any person who engages in or manages any business, occupation, or profession without first
obtaining ~~an occupational license~~ a local business tax receipt, if required, is subject to a penalty of 25
percent of the license due, in addition to any other penalty provided by law or ordinance.

(c) Any person who engages in any business, occupation, or profession covered by this article,
who does not pay the required ~~occupational license~~ local business tax within 150 days after the initial
notice of tax due, and who does not obtain the required ~~occupational license~~ local business tax receipt

is subject to civil actions and penalties, including court costs, reasonable attorneys' fees, additional administrative costs incurred as a result of collection efforts, and a penalty of up to \$250.00.

(d) Any person owing delinquent local business taxes shall be required to pay such delinquent taxes before being issued a new local business tax receipt.

Sec. 28-93. Requirement to report status of fictitious name registration and identification numbers.

(a) As a prerequisite to receiving ~~an occupational license~~ a local business tax receipt under this article or transferring a local business license tax receipt under section 28-94, the applicant or new owner must present to the city either:

(1) A copy of the applicant's or new owner's current fictitious name registration, issued by the division of corporations of the department of state; or

(2) A written statement, signed by the applicant or new owner, which sets forth the reason that the applicant or new owner need not comply with the Fictitious Name Act, F.S. § 865.09.

(b) ~~No license~~ local business tax receipt shall be issued unless the federal employer identification number or social security number is provided by the person ~~to be licensed~~ requesting a local business tax receipt.

Sec. 28-94. Issuance; transferability.

(a) ~~An occupational license~~ A local business tax receipt is not valid for more than one year and all ~~licenses~~ local business tax receipts expire on September 30 of each year, except as otherwise provided by law. No ~~license~~ local business tax receipt shall be issued for any fractional portion of any year, however, the rate charged for the initial ~~license~~ local business tax receipt issued to a business new to the city after December 31 shall be prorated on a quarterly basis, i.e., a fee of three-quarters the annual rate will be assessed from January 1 through March 31, one-half the annual rate from April 1 through June 30 and one-fourth the annual rate thereafter for the remainder of the license term.

(b) Any ~~occupational license~~ local business tax receipt may be transferred to a new owner, when there is a bona fide sale of the business, upon payment of a transfer fee of \$3.00 or ten percent of the annual ~~license~~ local business tax, whichever is greater, up to \$25.00, and presentation of the original ~~license~~ local business tax receipt and evidence of the sale.

(c) Upon written request and presentation of the original ~~license~~ local business tax receipt, any ~~license~~ local business tax receipt may be transferred from one location to another location within the city upon payment of a transfer fee of \$3.00 or ten percent of the annual ~~license~~ local business tax, whichever is greater, up to \$25.00.

(d) Local business tax receipts for home occupations licenses are non-transferable and cannot be used by the ~~applicant-taxpayer~~ for any premises other than that premises for which it was originally granted. If a home occupation business license is to be transferred to a new owner and/or new location, a new ~~license~~ local business tax receipt needs to be applied for and obtained according to section 50-103 of this Code.

1 **Sec. 28-95. Exhibit and display.**

2 All ~~occupational licenses~~ local business tax receipts shall be conspicuously displayed at the place of
3 business, at all times. An ~~occupational license~~ A local business tax receipt issued for coin-operated
4 devices shall be posted permanently and conspicuously on the coin-operated device for which the
~~occupational license~~ local business tax receipt was issued.

5 **Sec. 28-96. Exemptions.**

6 The following exemptions apply to the provisions of this article:

7 (1) Vehicles used by any person issued ~~an occupational license~~ a local business tax receipt under
8 this article for the sale and delivery of tangible personal property at either wholesale or retail from
such person's place of business on which the ~~license~~ local business tax is paid shall not be construed to
9 be separate places of business, and no ~~license~~ local business tax shall be levied on such vehicles or the
operators thereof as salespersons or otherwise.

10 (2) No ~~occupational license~~ local business tax receipt shall be required of any natural person for
11 the privilege of engaging in the selling of farm, aquacultural, grove, horticultural, floricultural, tropical
12 piscicultural, or tropical fish farm products, or products manufactured therefrom, except intoxicating
liquors, wine, or beer, when such products were grown or produced by such natural person in the
state.

13 (3) All disabled persons physically incapable of manual labor, widows with minor dependents, and
14 persons 65 years of age or older, with not more than one employee or helper, and who use their own
capital only, not in excess of \$1,000.00, shall be allowed to engage in any business or occupation
15 without being required to pay for local business tax receipt~~an occupational license~~. The exemption
16 provided by this subsection shall be allowed only upon the certificate of a reputable physician that the
applicant claiming the exemption is disabled, the nature and extent of the disability being specified
17 therein, and in case the exemption is claimed by a window with minor dependents, or a person over
65 years of age, proof of the right to the exemption shall be made. Any person entitled to the
18 exemption provided by this subsection shall, upon application and furnishing of the necessary proof as
aforesaid, be issued a ~~license~~ local business tax receipt which shall have plainly stamped or written
19 across the face thereof the fact that it is issued under this subsection and the reason for the
exemption shall be written thereon. In no event under this or any other law shall any person, veteran
20 or otherwise, be allowed any exemption whatsoever from the payment of any amount due for the
issuance of a ~~license~~ local business tax receipt to sell intoxicating liquors or malt and vinous beverages.

21 (4) No ~~occupational license~~ local business tax receipt shall be required of any charitable, religious,
22 fraternal, youth, civic, service, or other such organization when the organization makes occasional
sales or engages in fundraising projects when the projects are performed exclusively by the members
23 thereof and when the proceeds derived from the activities are used exclusively in the charitable,
religious, fraternal, youth, civic, and service activities of the organization.

24 (5) ~~An occupational license~~ A local business tax receipt shall not be required of a duly licensed
25 mobile home dealer or a duly licensed mobile home manufacturer, or an employee of such dealer or

1 manufacturer who performs set up operations as defined in F.S. § 320.822 to engage in such
2 operations. However, such dealer or manufacturer shall be required to obtain an ~~occupational license~~
3 a local business tax receipt for such dealer's or manufacturer's permanent business location or branch
4 office, which ~~license~~ local business tax receipt shall not require for its issuance any conditions other
5 than those required by F.S. ch. 320.

6 (6) Nothing in this article shall be construed to require a ~~license~~ local business tax receipt for
7 practicing the religious tenets of any church.

8 (7) The mandatory exemptions from the payment of local business taxes set forth in F.S. ch. 205,
9 are incorporated herein.

10 **Sec. 28-97. Exemptions allowed disabled veterans of any war or their married spouses.**

11 (a) Any bona fide, permanent resident elector of the state who served as an officer or enlisted
12 person during any of the periods specified in F.S. § 1.01(14) in the Armed Forces of the United States,
13 National Guard, or United States Coast Guard or Coast Guard Reserve or any temporary member
14 thereof, who has actually been or may hereafter be, reassigned by the air force, army, navy, coast
15 guard, or marines to active duty during any war declared or undeclared, armed conflicts, crisis, etc.,
16 who was honorably discharged from the service of the United States, and who at the time of such
17 person's application for a ~~license~~ local business tax receipt as hereunder mentioned shall be disabled
18 from performing manual labor shall upon sufficient identification, proof of being a permanent resident
19 elector in the state, and production of an honorable discharge from the service of the United States:

20 (1) Be granted a ~~license~~ local business tax receipt to engage in any business or occupation in the
21 state which may be carried on mainly through the personal efforts of the ~~licensee~~ taxpayer as a
22 means of livelihood and for which the license does not exceed the sum of \$50.00 for each without
23 payment of any ~~license~~ local business tax otherwise provided for by law; or

24 (2) Be entitled to an exemption to the extent of \$50.00 on any ~~license~~ local business tax receipt to
25 engage in any business or occupation in the state which may be carried on mainly through the
personal efforts of the ~~licensee~~ taxpayer as a means of livelihood when the ~~license~~ local business
tax for such business or occupation shall be more than \$50.00. The exemption heretofore referred
to shall extend to and include the right of ~~licensee~~ taxpayer to operate an automobile-for-hire of
not exceeding five-passenger capacity, including the driver, when it shall be made to appear that
such automobile is bona fide owned or contracted to be purchased by the ~~licensee~~ taxpayer and is
being operated by such ~~licensee~~ taxpayer as a means of livelihood and that the proper ~~license~~ local business
tax for the operation of such motor vehicle for private use has been applied for and
attached to said motor vehicle and the proper fees therefore paid by the ~~licensee~~ taxpayer.

(b) When any such person shall apply for a ~~license~~ local business tax receipt to conduct any
business or occupation for which an ~~occupational license~~ local business tax shall exceed the sum of
\$50.00, the remainder of such ~~license~~ local business tax in excess of \$50.00 shall be paid.

(c) The city shall issue to such persons as may be entitled hereunder a ~~license~~ local business tax
receipt to the foregoing provision and subject to the conditions thereof. Such ~~license~~ local business tax

1 receipt when issued shall be marked across the face thereof "Veterans Exempt Business Tax Receipt
2 License—Not Transferable." Before issuing the same, proof shall be duly made in each case that the
3 applicant is entitled under the conditions of this section to receive the exemption herein provided for.
4 The proof may be made by establishing to the satisfaction of the city clerk by means of certificate of
5 honorable discharge or certified copy thereof that the applicant is a veteran within the purview of this
6 section and by exhibiting:

7 (1) A certificate of government rated disability to an extent of ten percent or more;

8 (2) The affidavit or testimony of a reputable physician who personally knows the applicant and
9 who makes oath that the applicant is disabled from performing manual labor as a means of
10 livelihood;

11 (3) The certificate of the veteran's service officer of the county in which the applicant lives, duly
12 executed under the hand and seal of the chief officer and secretary thereof, attesting the fact that
13 the applicant is disabled and entitled to receive a ~~license~~ local business tax receipt within the
14 meaning and intent of this section;

15 (4) A pension certificate issued to such person by the United States by reason of such disability; or

16 (5) Such other reasonable proof as may be required by the city clerk to establish the fact that the
17 applicant is so disabled.

18 All ~~licenses~~ local business tax receipts issued under this section shall be in the same general form as
19 other occupational licenses and shall expire at the same time as such other ~~licenses~~ local business tax
20 receipts.

21 (d) All ~~licenses~~ local business tax receipts obtained under the provision of this section by the
22 commission of fraud upon the city shall be deemed null and void. Any person who has fraudulently
23 obtained any such ~~license~~, or who has fraudulently received any transfer of a ~~license~~ local business tax
24 receipt issued to another, and has thereafter engaged in any business or occupation requiring a
25 ~~license~~ local business tax receipt under color thereof shall be subject to prosecution as for engaging in
a business or occupation without having the required ~~license~~ local business tax receipt under the laws
of the state.

(e) In no event shall any person, veteran or otherwise, be allowed any exemption whatsoever
from the payment of any amount required for the issuance of the ~~license~~ local business tax receipt to
sell intoxicating liquors or malt and vinous beverages.

(f) The unremarried spouse of the deceased disabled veteran of any war in which the United
States Armed Forces participated will be entitled to the same exemptions as the disabled veteran.

**Sec. 28-98. Provisions regarding professions regulated by the state department of business and
professional regulation and other state boards or agencies.**

1 Any person applying for an occupational license local business tax receipt pursuant to this article must
2 exhibit an active state certificate, registration, license, permit as required pursuant to applicable state
law, prior to being issued an occupational license.

3 (a) Any person applying for or renewing a local business tax receipt to practice any profession or
4 engage in or manage any business or occupation regulated by the Department of Business and
5 Professional Regulation, the Florida Supreme Court, or any other state regulatory agency, including
6 any board or commission thereof, must exhibit an active state certificate, registration, or license, or
7 proof of copy of the same, before such local business tax receipt may be issued. Online renewals may
8 provide for electronic certification by an applicant to meet this requirement. This subsection shall not
9 apply to professions or businesses having a license or registration under F.S. § 489.113, § 489.117, §
10 489.119, § 489.131, § 489.511, § 489.513, § 489.521, or § 489.537.

11 (b) In accordance with F.S. ch. 205, certain types of businesses and professions must meet certain
12 licensing, certification, registration or other requirements prior to the city issuing or renewing a local
13 business tax receipt. No local business tax receipt will be issued or renewed until the applicable
14 requirements of F.S. ch. 205, are met.

15 (c) In the event the city is unsure of a proposed local business tax payer's legal requirements under
16 law for having an active state certificate, registration, or license, the city shall have the right to require
17 a proposed tax payer to present documentation and sign sworn written statements regarding such
18 matters.

19 **Sec. 28-99. Revocation.**

20 The revocation of local business tax receipt provisions of chapter 205, Florida Statutes are incorporated
21 herein. The city council shall have the right and authority to revoke, after legal notice and public
22 hearing, any occupational license granted under this article whenever it is shown that the business is
23 being conducted in such a manner as to be detrimental to the public health, safety or welfare or to the
24 customers and patrons of the licensee. Home occupation licenses shall be revoked according to chapter
25 50, section 50-103 of this Code.

Sec. 28-100. Rate schedule.

The schedule of fees tax amounts imposed for occupational licenses local business tax receipts issued
by the city shall be kept on file in the office of the city clerk. The schedule of local business taxes
imposed may be amended from time to time by resolution of the city council.

Sec. 28-101. Compliance with ordinances required.

The issuance by the city and receipt by the applicant of a local business tax receipt shall in no case be
deemed authority to conduct an occupation, business or profession in contravention of any ordinance
of the city now existing or hereafter enacted, or to establish or maintain any nuisance. In addition to
the payment of the local business tax and obtaining of a local business tax receipt pursuant to this
article, any owner of a local business tax receipt must comply with all applicable ordinances and
regulations of the city. The issuance or transfer of a local business tax receipt pursuant to this article
shall not evidence, verify, or otherwise be interpreted as a statement by the city that the owner of a

local business tax receipt or the location listed therein complies with state laws and city building codes, zoning laws, or other ordinances and regulations not set forth in this article. The issuance of a local business tax receipt shall not serve as a basis for equitable estoppel against the city to prevent the enforcement of state laws and city building codes, zoning laws and other ordinances and regulations not set forth in this article.

Sec. 28-102. Ordinance enforcement.

The city shall have the right, but not the obligation, pursuant to its zoning and home rule authority to evaluate the legality of any proposed or operating business and business location and, if applicable, to issue a notice to any person or entity applying for or who receives a local business tax receipt that a proposed or operating business or business location does not comply with the applicable laws, ordinances and regulations, and to take enforcement measures to ensure compliance with such laws, ordinances and regulations.

SECTION 3. Codification. Section 2 of 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. In addition, to the changes made by this Ordinance, any and all references to “occupational license” and “occupational license tax” in the City Code of Ordinances shall be changed to read “local business tax receipt” and “local business tax,” respectively.

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 7. Effective date. This Ordinance shall become effective immediately upon adoption by the City Council of the City of Belle Isle, Florida.

FIRST READING: _____, 2021

SECOND READING: _____, 2021

ADOPTED this _____ day of _____, 2021, by the City Council of the City of Belle Isle, Florida.

	YES	NO	ABSENT
Ed Gold	_____	_____	_____
Anthony Carugno	_____	_____	_____

1 Karl Shuck _____

2 Randy Holihan _____

3 Rick Miller _____

4 Jim Partin _____

5 Sue Nielsen _____

City of Belle Isle

Nicholas Fouraker, Mayor

Attest: _____

Yolanda Quiceno, CMC City Clerk

Kurt Ardaman, City Attorney

Approved as to form and legality for the use and
reliance of the City of Belle Isle, FL, only.

STATE OF FLORIDA

COUNTY OF ORANGE

I, Yolanda Quiceno, City Clerk of the City of Belle Isle, do hereby certify that the above and foregoing document ORDINANCE 21-08 was duly and legally passed by the Belle Isle City Council, in session assembled on the ____ day of _____, 20____, at which session a quorum of its members were present.

Yolanda Quiceno, CMC-City Clerk

S:\DL\Clients\Belle Isle, City of\General B900-29001\Business Tax Receipt\Ordinance updating city code re. business tax receipts.docx



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

Meeting Date: August 17, 2021

To: Honorable Mayor and City Council Members

From: B. Francis, City Manager

Subject: Resolution 21-17 - Zip Code Change

Background: The City Council directed that the City staff look into changing zip codes to try to get a zip code that is unique to the City. Currently the City has two zip codes (32809 and 32812). The areas assigned these zip codes are large and could be affecting several issues that may be affecting some finances of our residents such as auto insurance, home insurance, and Medicare. The process is for the City to write to the District Manager of the Post Office and ask to have a study done to see if a zip code change is warranted. This is a fairly long process and although it could have advantages for Belle Isle residents, it can also have disadvantages for them.

It is recommended by the USPS that if a municipality wants to consider a zip code change, that a public meeting(s) be held prior to submitting the request. It was also suggested that since this would affect every household in Belle Isle, that the Council consider placing a question on the next election ballot asking if residents want the City to pursue a zip code change.

At the August 3 Council meeting, the Council directed that the proposed resolution be finalized and directed that the Mayor sign the letter requesting the USPS start the process for changing the zip code.

Staff Recommendation: Consider holding one or two public meetings to inform residents of the change being sought by the City; explain the process and explain the advantages and disadvantages to residents.

Suggested Motion: I move we adopt Resolution 21-17 and authorize the Mayor to sign the letter to the US Postal Service.

Alternatives: Leave the same zip codes in place.

Fiscal Impact: TBD

Attachments: Resolution 21-17
Letter

RESOLUTION NO. 21-17

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BELLE ISLE, FLORIDA, DECLARING THE NECESSITY FOR MODIFICATION OF THE ZIP CODE DESIGNATION BOUNDARY ASSIGNED FOR THE CITY OF BELLE ISLE AND AUTHORIZING THE CITY MANAGER TO PROCEED WITH THE PROCESS OF CHANGING THE UNITED STATES POSTAL SERVICE ("USPS") ZIP CODE BOUNDARIES AFFECTING THE CITY OF BELLE ISLE.

WHEREAS, the City of Belle Isle (the "City"), along with its residents and businesses, suffers from multiple detrimental consequences connected to the existing USPS ZIP Code Designations for the City; and

WHEREAS, the City, as has previously discussed by the City Council and been explained to the USPS, suffers multiple consequences for the inaccurate USPS ZIP Code designations for the City, including, but not limited to 1) Threats to public safety; 2) Direct Financial Impacts; 3) Misleading Information, and 4) Unreliable data collection and reporting; and

WHEREAS, the current USPS ZIP Code Designations fail to recognize and support the reality of the City's operations and the needs of the City's residents and businesses; and

WHEREAS, the Mayor and City Council desire to officially request a modification of the boundaries for the City's ZIP Code Designations and willingness to initiate the USPS ZIP Code Boundary Review Process by filing with the USPS Florida District Manager the "Request for Zip Code and Boundary Review Process" attached hereto and incorporated herein as Exhibit A.

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

1. That the City of Belle Isle hereby declares that it is necessary for the USPS to modify the ZIP Code Designation boundaries currently assigned for the City of Belle Isle.

1 2. That the Mayor and City Manager may proceed with the process of changing the USPS Zip Code
2 boundaries affecting the City of Belle Isle by pursuing the USPS ZIP Code Boundary Review Process by filing
3 with the USPS Florida District Manager the "Request for Zip Code and Boundary Review Process" attached
4 hereto and incorporated herein as Exhibit A, and by pursuing any administrative processes and remedies
5 connected thereto.

6
7 3. That the City Manager, City Clerk, and City Attorney are hereby authorized and directed to do all
8 acts necessary for initiating and proceeding with the administrative ZIP Code Boundary Review Process of
9 the United States Postal Service.

10
11 PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF BELLE ISLE THIS _____ DAY OF
12 _____, 2021.

13 CITY OF BELLE ISLE

14 _____

15 Mayor Nicholas Fouraker

16 ATTEST: _____

17 YOLANDA QUICENO, CITY CLERK

18
19 _____

20 APPROVED AS TO FORM AND LEGALITY

21 CITY ATTORNEY

22
23
24
25

1 STATE OF FLORIDA

2 COUNTY OF ORANGE

3 I, YOLANDA QUICENO, CITY CLERK OF BELLE ISLE, FLORIDA, do hereby certify that the above and foregoing
4 Resolution _____ was duly and legally passed and adopted by the Belle Isle City Council in session
5 assembled, at which session a quorum of its members were present on the ____ day of _____ 2021.

6

7 _____

8 Yolanda Quiceno, City Clerk

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

EXHIBIT A

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Suncoast District Manager
United States Postal Service
ATTN: Stephen Hardin, District Manager
3501 Bessie Coleman Blvd.
Tampa, FL 33630-9101

Subject: Request for Zip Code and Boundary Review Process

Dear Mr. Hardin:

As the Mayor of the City of Belle Isle, Florida, I request that you, as the Florida District Manager of the USPS, conduct a "ZIP CODE BOUNDARY REVIEW PROCESS" to determine if the City of Belle Isle, Florida can be given its Zip Code, separate from Orlando's Zip Codes of 32809 and 32812, to all property within the municipal limits of the City of Belle Isle.

It is our goal to solve the following nonpostal problems:

Automotive, Homeowners Insurance rate, and Fire rating problems. We are not part of Orlando, but because the Orlando zip codes of 32809 and 32812 are used, we may be penalized.

Medicare determinations for eligible residents.

Crime Statics. (We are included in 32809 and 32812 Zip Code which covers Orlando. Statistics for Orlando for violent, property, and drug-related crimes committed in these zip codes are far more in Orlando than in Belle Isle.

Housing values are not truly representing the City of Belle Isle due to inclusion with Orlando. (Our housings values are being affected by the Banks not hiring licensed Appraisers to establish a home value but using their "VMS" program, which uses their 32809 or 32812 foreclosure database and does not take into

1 account lot size or other important variables that set Belle Isle apart from the Orlando portion of these zip
2 codes.)

3 Sales tax revenues, communications services taxes, and other state shared revenues collected at the
4 state level and rebated by states to the cities where they are being collected being misdirected due to the
5 ZIP Code with the City of Orlando receiving a portion of revenues that should come to Belle Isle.

6 Other statistics collected by ZIP CODE may skew the data for Belle Isle, which is essential when applying for
7 state and federal funding.

8 To compound these problems and cause further confusion, many Realtors, who are not residents of
9 the City of Belle Isle and Homeowners with an Orlando Zip Code, see that the Orange County Property
10 Appraiser lists Orlando as the Postal City.

11 The solution to these issues is in the hands of the United States Postal Service through their control
12 of Zip Code Boundaries. We will be following the USPS guidelines for requesting a Change in Postal Zip Code
13 Boundaries and hope we can arrive at a WIN-WIN solution that meets the needs of the USPS and the
14 Citizens of the City of Belle Isle, Florida.

15 We do not intend to cause the USPS to expend funds in these challenging economic times, and we
16 believe Belle Isle should have its zip code.

17 Thank you for your time and consideration, and I look forward to receiving your written response
18 within the required period. Please let us know if you see or have other options that benefit the City of Belle
19 Isle citizens.

20
21 **Mayor Signature**

22
23 **CC: Belle Isle's Senate and Congressional Officials**

24 **Orlando Postmaster**

25



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

Meeting Date: August 17, 2021

To: Honorable Mayor and City Council Members

From: B. Francis, City Manager

Subject: FDEM Agreement for Funding through the American Recovery Plan Act (ARPA)

Background: Section 9901 of the American Rescue Plan Act of 2021 (ARPA) was passed on March 11, 2021, adding section 603 to the Social Security Act and creating the Coronavirus Local Fiscal Recovery Fund (CLFRF). These funds are intended to provide support local governments in order to facilitate the ongoing recovery from the COVID-19 pandemic. More specifically, the CLFRF was established to provide substantial flexibility for each government to meet local needs—including support for households, small businesses, impacted industries, essential workers, and the communities hardest hit by the crisis. Funds can also be used to make necessary investments in water, sewer, and broadband infrastructure.

The State of Florida, through the Florida Division of Emergency Management (Division), will disburse Coronavirus Local Fiscal Recovery Funds to non-entitlement units of local government (NEUs), which are local governments typically serving a population under 50,000. ARPA defines the term “non-entitlement unit of local government” to mean a “city” as that term is defined in section 102(a)(5) of the Housing and Community Development Act of 1974 (HCDA) that is not a metropolitan city. Belle Isle is an NEU.

The Florida Division of Emergency Management has sent the Funding Agreement for the American Rescue Plan Act Coronavirus Local Fiscal Recovery Fund. NEUs are required to enter into this Funding Agreement with the Division to receive funds. Once the City’s authorized representative signs the agreement, the Division will then execute the agreement and initiate payment.

The Division will make payments to the City in two tranches, totaling **\$3,626,180**. The Division will make an initial disbursement of 50% (**\$1,813,090**) when the Agreement is returned to FDEM. The Second Tranche payment (**\$1,813,090**) will be made no earlier than 12 months after the date on which the First Tranche payment is paid.

Expenses must be eligible under Section 603 of the American Rescue Plan Act, the Treasury Interim Final Rule (Federal Register Volume 86, No 93), and any subsequent Treasury Guidance. ARPA requires that funds may only be used to cover expenses incurred by the non-entitlement unit of local government by December 31, 2024[1], such as:

to respond to the public health emergency with respect to COVID-19 or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality; to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers of the non-entitlement unit of local government that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work; for the provision of government services to the extent of the reduction in revenue of such non-entitlement unit of local government due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the non-entitlement unit of local government; or to make necessary investments in water, sewer, or broadband infrastructure.

Staff Recommendation: Approve the Agreement and return to FDEM.

Suggested Motion: I move that we authorize the Mayor to execute the Agreement with FDEM to receive funding through the American Rescue Plan Act.

Alternatives: Do not approve the agreement and accept the funding

Fiscal Impact: \$3,626,180

Attachments: Funding Agreement

Agreement Number: Y5023
Unique Identifier Code: FL0026

**AMERICAN RESCUE PLAN ACT
CORONAVIRUS LOCAL FISCAL RECOVERY FUND AGREEMENT**

This Agreement is entered into by and between the State of Florida, Division of Emergency Management (the “Division”) and Belle Isle, City of (the “Non-Entitlement Unit” or “Recipient”).

RECITALS

- A. Section 9901 of the American Rescue Plan Act of 2021 (Pub. L. No. 117-2, §9901) added section 603(a) to the Social Security Act (“ARPA”), which created the Coronavirus Local Fiscal Recovery Fund for the purpose of providing funds to local governments in order to facilitate the ongoing recovery from the COVID-19 pandemic (“Fiscal Recovery Funds”); and
- B. Following the enactment of ARPA, the U.S. Department of the Treasury (“Treasury” or “Secretary”) released formal and informal guidance regarding implementation of ARPA, including the disbursement and expenditure of Fiscal Recovery Funds, including Treasury Interim Final Rule, 31 CFR pt. 35, 2021, attending rule guidance published in the Federal Register, Volume 86, No 93,¹ and informal guidance made publicly available by Treasury, which may be amended, superseded, or replaced during the term of this Agreement (“Treasury Guidance”); and
- C. ARPA allocated **\$7,105,927,713.00** for making payments to metropolitan cities, non-entitlement units of local government, and counties in Florida, 21% of which is to be paid directly to metropolitan cities in Florida, 59% of which was paid directly to counties in Florida, and 20% of which is to be paid to the State of Florida for distribution to non-entitlement units of local government; and
- D. The Secretary disbursed **\$5,689,502,590.00** of these funds directly to metropolitan cities and counties; and
- E. A remaining balance of **\$1,416,425,123.00** was reserved for the State of Florida to disburse to non-entitlement units of local government; and
- F. The Division has received these funds from the Secretary through the State of Florida in accordance with the provisions of ARPA; and
- G. Pursuant to the provisions of ARPA, the Division is the state entity responsible for disbursing the funds to the Recipient under this Agreement; and
- H. The Recipient is fully qualified and eligible to receive this funding in accordance with ARPA for the purposes identified therein.

Therefore, in consideration of the mutual promises, terms and conditions contained herein, the Division and the Recipient agree as follows:

- (1) RECITALS. The foregoing recitals are true and correct and are incorporated herein by reference.
- (2) TERM. This Agreement shall be effective **upon execution** and shall end on **December 31, 2024**, unless terminated earlier in accordance with the provisions of this Agreement. Upon expiration or termination of this Agreement for any reason, the obligations which by their nature are intended to survive expiration or termination of this Agreement will survive.
- (3) FUNDING. The State of Florida, through the Division, will make a disbursement of each non-entitlement unit of local government’s allocation based on the list of non-entitlement units published by Treasury and based upon the State’s calculation of the Recipient’s proportional share of the total population of all non-entitlement units in the State. The total Fiscal Recovery Funds allocation for Recipient under this Agreement is **\$3,626,180.00**.
- (4) USE OF FISCAL RECOVERY FUNDS
 - a. The State, through the Division, will—within 30 days of receiving payment from the Secretary, or within such other time period as may be permitted by the Secretary—make an initial disbursement to the non-entitlement

¹ <https://www.regulations.gov/document/TREAS-DO-2021-0008-0002> | Federal Register, Vol. 86, No. 93, Pg. 26786 (“Federal Register”)

unit of local government of 50% of the total amount allocated to the non-entitlement unit.² Not earlier than 12 months from the date upon which the State makes the initial disbursement, the Secretary is expected to release the Second Tranche amount to the State. The State will—within 30 days of receiving payment from the Secretary, or within such other time period as may be permitted by the Secretary—make a second disbursement to the non-entitlement unit of local government.

- b. Recipients may use payments for any expenses eligible under ARPA Coronavirus State and Local Fiscal Recovery Funds. Payments are not required to be used as the source of funding of last resort.
- c. ARPA requires that Fiscal Recovery Funds may only be used to cover expenses incurred by the non-entitlement unit of local government by December 31, 2024³, such as:
 - i. to respond to the public health emergency with respect to COVID-19 or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;
 - ii. to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers of the non-entitlement unit of local government that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;
 - iii. for the provision of government services to the extent of the reduction in revenue of such non-entitlement unit of local government due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the non-entitlement unit of local government; or
 - iv. to make necessary investments in water, sewer, or broadband infrastructure.
- d. As specified in the Treasury Guidance, Eligible Use of Fiscal Recovery Funds falls under four categories, including (1) Public Health and Economic Impacts, (2) Premium Pay for Essential Workers, (3) Revenue Loss, and (4) Investments in Infrastructure.
 - i. Public Health and Economic Impacts: Examples of eligible uses of Fiscal Recovery Funds under this category include, but are not limited to:
 - 1. COVID-19 Mitigation and Prevention expenses, such as vaccination programs, medical care, testing, personal protective equipment (PPE), and ventilation improvements;⁴
 - 2. Medical expenses, including both current expenses and future medical services for individuals experiencing prolonged symptoms and health complications from COVID-19;⁵
 - 3. Payroll expenses for public safety, public health, health care, human services, and other similar employees, to the extent that their services are devoted to mitigating or responding to COVID-19;⁶
 - 4. Efforts to remedy the economic impact of the COVID-19 public health emergency on households, individuals, businesses, and state, local, and tribal governments;⁷ and
 - 5. Efforts to remedy pre-existing economic disparities which were exacerbated by the COVID-19 public health emergency.⁸
 - ii. Premium Pay: Fiscal Recovery Funds may also be used to provide premium pay to essential workers, per Treasury Guidance’s definition of “essential work.”⁹ Examples of essential workers include, but are not limited to:
 - 1. Staff at nursing homes, hospitals, and home care settings;
 - 2. Workers at farms, food production facilities, grocery stores, and restaurants;
 - 3. Janitors, truck drivers, transit staff, and warehouse workers
 - 4. Public health and safety staff;
 - 5. Childcare workers, educators, and other school staff; and

² “First Tranche Amount,” American Rescue Plan Act of 2021, H.R. s. 601(b)(7) “Timing”
³ <https://home.treasury.gov/system/files/136/Coronavirus-Relief-Fund-Guidance-for-State-Territorial-Local-and-Tribal-Governments.pdf>
⁴ See Federal Register, pg. 26790.
⁵ *Id.*
⁶ *Id.* at. 26791
⁷ *Id.* at 26791-26797
⁸ *Id.*
⁹ *Id.* at 26797

- 6. Social service and human services staff.¹⁰
- iii. Revenue Loss: Recipients may use Fiscal Recovery Funds for the provision of government services to the extent of the reduction in revenue experienced due to the COVID-19 Public Health Emergency.¹¹
- iv. Investments in Infrastructure: Treasury Guidance specifies that Fiscal Recovery Funds may be used to improve access to clean drinking water, improve wastewater and stormwater infrastructure systems, and provide access to high-quality broadband services.¹²
- e. Additional guidance regarding eligible uses of Fiscal Recovery Funds, as well as impermissible uses (including for pensions or to offset revenue losses from tax reductions) is set forth in Treasury Guidance.

(5) LAWS, RULES, REGULATIONS, AND POLICIES

- a. Performance under this Agreement is subject to the applicable provisions of 2 CFR Part 200, entitled “Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards” including the cost principles and restrictions on general provisions for selected items of cost.
 - i. The following 2 CFR policy requirements apply to this assistance listing¹³:
 - Subpart B, General provisions;
 - Subpart C, Pre-Federal Award Requirements and Contents of Federal Awards;
 - Subpart D, Post Federal; Award Requirements;
 - Subpart E, Cost Principles; and
 - Subpart F, Audit Requirements.
 - ii. The following 2 CFR policy requirements also apply to this assistance listing: 2 C.F.R. Part 25, Universal Identifier and System for Award Management; 2 C.F.R. Part 170, Reporting Subaward and Executive Compensation Information; and 2 C.F.R. Part 180, OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Non-procurement). The following 2 CFR Policy requirements are excluded from coverage under this assistance listing: For 2 C.F.R. Part 200, Subpart C; 2 C.F.R. § 200.204 (Notices of Funding Opportunities); 2 C.F.R. § 200.205 (Federal awarding agency review of merit of proposal); 2 C.F.R. § 200.210 (Pre-award costs); and 2 C.F.R. § 200.213 (Reporting a determination that a non-Federal entity is not qualified for a Federal award). For 2 C.F.R. Part 200, Subpart D, the following provisions do not apply to the SLFRF program: 2 C.F.R. § 200.308 (revision of budget or program plan); 2 C.F.R. § 200.309 (modifications to period of performance); C.F.R. § 200.305 (b)(8) and (9) (Federal Payment).
- b. In addition to the foregoing, the Recipient and the Division will be governed by all applicable State and Federal laws, rules and regulations, including those identified in Attachment C. Any express reference in this Agreement to a particular statute, rule, or regulation in no way implies that no other statute, rule, or regulation applies.

(6) NOTICES

- a. All notices under this Agreement shall be made in writing to the individuals designated in this paragraph. In the event that different representatives or addresses are designated by either party after execution of this Agreement, notice of the new name, title and contact information of the new representative will be promptly provided to the other party, and no modification to this Agreement is required.
- b. In accordance with section 215.971(2), Florida Statutes, the Division’s Program Manager will be responsible for enforcing performance of this Agreement’s terms and conditions and will serve as the Division’s liaison

¹⁰ *Id.*
¹¹ *Id.* at 26799
¹² *Id.* at 26802
¹³ As defined in 2 C.F.R. § 200.1

with the Recipient. As part of his/her duties, the Program Manager for the Division will monitor and document Recipient performance.

- c. The Division’s Program Manager for this Agreement is:

Erin White
Division of Emergency Management
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100
Telephone: 850-815-4458
Email: Erin.White@em.myflorida.com

- d. The name and address of the representative responsible for the administration of this Agreement is:

Melissa Shirah
Division of Emergency Management
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100
Telephone: 850-815-4455
Email: Melissa.Shirah@em.myflorida.com

- e. The contact information of the representative of the Recipient is:

Authorized Representative:
Title:
Address:
Telephone:
Email:

(7) PAYMENT

- a. In order to obtain funding under this Agreement, the Recipient must file with the Division Program Manager information and documentation, including but not limited to the following:
 - i. Local government name, Entity’s Taxpayer Identification Number, DUNS number, and address;
 - ii. Authorized representative name, title, and email;
 - iii. Contact person name, title, phone, and email;
 - iv. Financial institution information (e.g., routing and account number, financial institution name and contact information);
 - v. Total NEU budget (defined as the annual total operating budget, including general fund and other funds, in effect as of January 27, 2020) or top-line expenditure total (in exceptional cases in which the NEU does not adopt a formal budget);
 - vi. Signed Assurances of Compliance with Title VI of the Civil Rights Act of 1964. (Attachment D); and
 - vii. Signed Award Terms and Conditions Agreement (Attachment E).
- b. Payment requests must include a certification, signed by an official who is authorized to legally bind the Recipient, which reads as follows:

By signing this report, I certify to the best of my knowledge and belief that the report is true, complete, and accurate, and the expenditures, disbursements and cash receipts are for the purposes and objectives set forth in the terms and conditions of the Federal award. I am aware that any false, fictitious, or fraudulent information, or the omission of any material fact, may subject me to criminal, civil or administrative penalties for fraud, false statements, false claims or otherwise. (U.S. Code Title 18, Section 1001 and Title 31, Sections 3729–3730 and 3801–3812).

(8) RECORDS

- a. As a condition of receiving state or federal financial assistance, and as required by sections 20.055(6)(c) and 215.97(5)(b), Florida Statutes, the Division, the Chief Inspector General of the State of Florida, the Florida Auditor General, or any of their authorized representatives, shall enjoy the right of access to any documents, financial statements, papers, or other records of the Recipient which are pertinent to this Agreement, in order to make audits, examinations, excerpts, and transcripts. The right of access also includes timely and reasonable access to the Recipient's personnel for the purpose of interview and discussion related to such documents. For the purposes of this section, the term "Recipient" includes employees or agents, including all subcontractors or consultants to be paid from funds provided under this Agreement.
- b. The Recipient shall maintain all records related to this Agreement for the period of time specified in the appropriate retention schedule published by the Florida Department of State. Information regarding retention schedules can be obtained at: <http://dos.myflorida.com/library-archives/records-management/general-records-schedules/>.
- c. Florida's Government in the Sunshine Law (section 286.011, Florida Statutes) provides the citizens of Florida with a right of access to governmental proceedings and mandates three, basic requirements: (1) all meetings of public boards or commissions must be open to the public; (2) reasonable notice of such meetings must be given; and (3) minutes of the meetings must be taken and promptly recorded.
- d. Florida's Public Records Law provides a right of access to the records of the state and local governments as well as to private entities acting on their behalf. Unless specifically exempted from disclosure by Florida Statute, all materials made or received by a governmental agency (or a private entity acting on behalf of such an agency) in conjunction with official business which are used to perpetuate, communicate, or formalize knowledge qualify as public records subject to public inspection.

IF THE RECIPIENT HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, TO THE RECIPIENT'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS CONTRACT, CONTACT THE CUSTODIAN OF PUBLIC RECORDS AT: (850) 815-4156, Records@em.myflorida.com, or 2555 Shumard Oak Boulevard, Tallahassee, FL 32399.

(9) AUDITS

- a. In accounting for the receipt and expenditure of funds under this Agreement, the Recipient must follow Generally Accepted Accounting Principles ("GAAP"). As defined by 2 CFR §200.49, "GAAP has the meaning specified in accounting standards issued by the Government Accounting Standards Board (GASB) and the Financial Accounting Standards Board (FASB).
- b. When conducting an audit of the Recipient's performance under this Agreement, the Division must use Generally Accepted Government Auditing Standards ("GAGAS"). As defined by 2 CFR §200.50, "GAGAS, also known as the Yellow Book, means generally accepted government auditing standards issued by the Comptroller General of the United States, which are applicable to financial audits.
- c. If an audit shows that all or any portion of the funds disbursed were not spent in accordance with the conditions of and strict compliance with this Agreement and with Section 603(c) of the Social Security Act, the Recipient will be held liable for reimbursement to the Secretary of all funds used in violation of these applicable regulations and Agreement provisions within thirty (30) days after the Division has notified the Recipient of such non-compliance.
- d. The Recipient must have all audits completed by an independent auditor, which is defined in section 215.97(2)(i), Florida Statutes, as "an independent certified public accountant licensed under chapter 473." The independent auditor must state that the audit complied with the applicable provisions noted above. The audits must be received by the Division no later than nine months from the end of the Recipient's fiscal year.
- e. The Recipient must send copies of reporting packages required under this paragraph directly to each of the following:
 - i.

The Division of Emergency Management
 DEMSingle_Audit@em.myflorida.com

OR

Office of the Inspector General
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

ii.

The Auditor General
Room 401, Claude Pepper Building
111 West Madison Street
Tallahassee, Florida 32399-1450

- f. Fund payments are considered to be federal financial assistance subject to the Single Audit Act and the related provisions of the Uniform Guidance.

(10) REPORTS

- a. Any Recipient must provide the Secretary with periodic reports providing a detailed accounting of the uses of such funds by such non-entitlement unit of local government including such other information as the Secretary may require for administration of the Coronavirus Local Fiscal Recovery Fund. Concurrently, Recipients must provide to the Division a copy of the report given to the Secretary.
- b. Failure by Recipient to submit all required reports and copies may result in the Division's withholding of further payments until all such documents are submitted to the Division and deemed to be satisfactory.
- c. The Recipient must provide additional program updates or information if requested by the Division.

(11) LIABILITY.

Any Recipient which is a state agency or subdivision, as defined in section 768.28, Florida Statutes, agrees to be fully responsible for its negligent or tortious acts or omissions which result in claims or suits against the Division, and agrees to be liable for any damages proximately caused by the acts or omissions to the extent set forth in section 768.28, Florida Statutes. Nothing herein is intended to serve as a waiver of sovereign immunity by any party to which sovereign immunity applies. Nothing herein will be construed as consent by a state agency or subdivision of the State of Florida to be sued by third parties in any matter arising out of this Agreement.

(12) TERMINATION

- a. The Division may terminate this Agreement immediately for cause upon written notice to Recipient. Cause includes, but is not limited to, misuse of funds, fraud, non-compliance with ARPA, Treasury Guidance, or other applicable rules, laws and regulations, or failure by the Recipient to afford timely public access to any document, paper, letter, or other material subject to disclosure under Chapter 119, Florida Statutes.
- b. The Division may terminate this Agreement for convenience upon thirty (30) days' prior written notice to Recipient.
- c. In the event this Agreement is terminated, the Recipient must not incur new obligations for the terminated portion of this Agreement after it has received the notification of termination. The Recipient must cancel as many outstanding obligations as possible. Obligations incurred after receipt of the termination notice will be disallowed. The Recipient will not be relieved of liability to the Division because of any breach of this Agreement by the Recipient. The Division may, if and to the extent permitted by ARPA and Treasury Guidance, withhold payments to the Recipient for the purpose of set-off until the exact amount due the Division from the Recipient is determined and resolved.

(13) MISCELLANEOUS

- a. The validity of this Agreement is subject to the truth and accuracy of all the information, representations, and materials submitted or provided by the Recipient in this Agreement, in any later submission or response to a Division request, or in any submission or response to fulfill the requirements of this Agreement. All of said information, representations, and materials is incorporated by reference. The inaccuracy of the submissions

- or any material changes will, at the option of the Division and with thirty (30) days written notice to the Recipient, cause the termination of this Agreement and the release of the Division from all its obligations to the Recipient.
- b. This Agreement must be construed under the laws of the State of Florida, and venue for any actions arising out of this Agreement will be in the Circuit Court of Leon County. If any provision of this Agreement is in conflict with any applicable statute or rule, or is unenforceable, then the provision is null and void to the extent of the conflict, and is severable, but does not invalidate any other provision of this Agreement.
 - c. Any power of approval or disapproval granted to the Division under the terms of this Agreement will survive the term of this Agreement.
 - d. This Agreement may be executed in any number of counterparts, any one of which may be taken as an original.
 - e. The Recipient agrees to comply with the Americans With Disabilities Act (Public Law 101-336, 42 U.S.C. Section 12101 et seq.), which prohibits discrimination by public and private entities on the basis of disability in employment, public accommodations, transportation, State and local government services, and telecommunications.
 - f. The Recipient must comply with any Statement of Assurances incorporated as Attachment D.
 - g. Those who have been placed on the convicted vendor list following a conviction for a public entity crime or on the discriminatory vendor list may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with a public entity, and may not transact business with any public entity in excess of \$25,000.00 for a period of thirty-six (36) months from the date of being placed on the convicted vendor list or on the discriminatory vendor list.
 - h. The State of Florida's performance and obligation to pay under this Agreement is contingent upon an annual appropriation by the Legislature, and subject to any modification in accordance with Chapter 216, Florida Statutes, or the Florida Constitution.
 - i. All bills for fees or other compensation for services or expenses shall be submitted in detail sufficient for a proper pre-audit and post-audit thereof.
 - j. Any bills for travel expenses must be submitted in accordance with section 112.061, Florida Statutes.
 - k. This Agreement, upon execution, contains the entire agreement of the parties and no prior written or oral agreement, express or implied, shall be admissible to contradict the provisions of this Agreement.
 - l. This Agreement may not be modified except by formal written amendment executed by both of the parties.
 - m. If the Recipient is allowed to temporarily invest any advances of funds under this Agreement, they must use the interest earned or other proceeds of these investments only to cover expenditures incurred in accordance with section 603 of the Social Security Act and the Guidance on eligible expenses. If a government deposits Fiscal Recovery Fund payments in a government's general account, it may use those funds to meet immediate cash management needs provided that the full amount of the payment is used to cover necessary expenditures. Fund payments are not subject to the Cash Management Improvement Act of 1990, as amended. The State of Florida will not intentionally award publicly-funded contracts to any contractor who knowingly employs unauthorized alien workers, constituting a violation of the employment provisions contained in 8 U.S.C. Section 1324a(e) [Section 274A(e) of the Immigration and Nationality Act ("INA")]. The Division shall consider the employment by any contractor of unauthorized aliens a violation of Section 274A(e) of the INA. Such violation by the Recipient of the employment provisions contained in Section 274A(e) of the INA will be grounds for unilateral cancellation of this Agreement by the Division.
 - n. The Recipient is subject to Florida's Government in the Sunshine Law (section 286.011, Florida Statutes) with respect to the meetings of the Recipient's governing board or the meetings of any subcommittee making recommendations to the governing board. All of these meetings must be publicly noticed, open to the public, and the minutes of all the meetings will be public records, available to the public in accordance with Chapter 119, Florida Statutes.
 - o. All expenditures of state or federal financial assistance must be in compliance with the laws, rules and regulations applicable to expenditures of State funds, including but not limited to, the Reference Guide for State Expenditures.
 - p. In accordance with section 215.971(1)(d), Florida Statutes, the Recipient may expend funds authorized by this Agreement only for allowable costs resulting from obligations incurred during the specific agreement period.

- q. Any balances of unobligated cash that have been advanced or paid that are not authorized to be retained for direct program costs in a subsequent period must be refunded to the Secretary.
- r. If the purchase of the asset was consistent with the limitations on the eligible use of Fiscal Recovery Funds provided by ARPA and Treasury Guidance, the Recipient may retain the asset. If such assets are disposed of prior to December 31, 2024, the proceeds would be subject to the restrictions on the eligible use of Fiscal Recovery Funds provided by ARPA.

(14) LOBBYING PROHIBITION

- a. 2 CFR §200.450 prohibits reimbursement for costs associated with certain lobbying activities.
- b. Section 216.347, Florida Statutes, prohibits “any disbursement of grants and aids appropriations pursuant to a contract or grant to any person or organization unless the terms of the grant or contract prohibit the expenditure of funds for the purpose of lobbying the Legislature, the judicial branch, or a state agency.”
- c. No funds or other resources received from the Division under this Agreement may be used directly or indirectly to influence legislation or any other official action by the Florida Legislature or any state agency.
- d. The Recipient certifies the following:
 - i. No Federal appropriated funds have been paid or will be paid, by or on behalf of the Recipient, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment or modification of any Federal contract, grant, loan or cooperative agreement.
 - ii. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan or cooperative agreement, the Recipient must complete and submit Standard Form-LLL, “Disclosure of Lobbying Activities.”
 - iii. The Recipient must require that this certification be included in the award documents for all subawards (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all Recipients shall certify and disclose.
 - iv. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

(15) REQUIRED CONTRACTUAL PROVISIONS

a. EQUAL OPPORTUNITY EMPLOYMENT

- i. In accordance with 41 CFR §60-1.4(b), the Recipient hereby agrees that it will incorporate or cause to be incorporated into any contract for construction work, or modification thereof, as defined in the regulations of the Secretary of Labor at 41 CFR Chapter 60, which is paid for in whole or in part with funds obtained from the Federal Government or borrowed on the credit of the Federal Government pursuant to a grant, contract, loan, insurance, or guarantee, or undertaken pursuant to any Federal program involving such grant, contract, loan, insurance, or guarantee, the following equal opportunity clause:

During the performance of this contract, the contractor agrees as follows:

- 1. The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, sexual orientation, gender identity, or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, sexual orientation, gender identity, or national origin. Such action shall include, but not be limited to the following:

- a. Employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this nondiscrimination clause.
2. The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive considerations for employment without regard to race, color, religion, sex, sexual orientation, gender identity, or national origin.
3. The contractor will not discharge or in any other manner discriminate against any employee or applicant for employment because such employee or applicant has inquired about, discussed, or disclosed the compensation of the employee or applicant or another employee or applicant. This provision shall not apply to instances in which an employee who has access to the compensation information of other employees or applicants as a part of such employee's essential job functions discloses the compensation of such other employees or applicants to individuals who do not otherwise have access to such information, unless such disclosure is in response to a formal complaint or charge, in furtherance of an investigation, proceeding, hearing, or action, including an investigation conducted by the employer, or is consistent with the contractor's legal duty to furnish information.
4. The contractor will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice to be provided advising the said labor union or workers' representatives of the contractor's commitments under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.
5. The contractor will comply with all provisions of Executive Order 11246 of September 24, 1965, and of the rules, regulations, and relevant orders of the Secretary of Labor.
6. The contractor will furnish all information and reports required by Executive Order 11246 of September 24, 1965, and by rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records, and accounts by the administering agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.
7. In the event of the contractor's noncompliance with the nondiscrimination clauses of this Agreement or with any of the said rules, regulations, or orders, this Agreement may be canceled, terminated, or suspended in whole or in part and the contractor may be declared ineligible for further Government contracts or federally assisted construction contracts in accordance with procedures authorized in Executive Order 11246 of September 24, 1965, and such other sanctions may be imposed and remedies invoked as provided in Executive Order 11246 of September 24, 1965, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.
8. The contractor will include the portion of the sentence immediately preceding paragraph 1(a)(ii) of this section and the provisions of subparagraphs (1) through (8) in every subcontract or purchase order unless exempted by rules, regulations, or orders of the Secretary of Labor issued pursuant to section 204 of Executive Order 11246 of September 24, 1965, so that such provisions will be binding upon each subcontractor or vendor. The contractor will take such action with respect to any subcontract or purchase order as the administering agency may direct as a means of enforcing such provisions, including sanctions for noncompliance. Provided, however, that in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the administering agency, the contractor may request the United States to enter into such litigation to protect the interests of the United States.

b. COPELAND ANTI-KICKBACK ACT

- i. The Recipient hereby agrees that, unless exempt under Federal law, it will incorporate or cause to be incorporated into any contract for construction work, or modification thereof, the following clause:

“Contractor. The contractor shall comply with 18 U.S.C. § 874, 40 U.S.C. § 3145, and the requirements of 29 CFR pt. 3 as may be applicable, which are incorporated by reference into this contract.”

- ii. Subcontracts. The contractor or subcontractor shall insert in any subcontracts the clause in subsection b(i) above and such other clauses as the Secretary may by appropriate instructions require, and also a clause requiring the subcontractors to include these clauses in any lower tier subcontracts. The prime contractor shall be responsible for the compliance by any subcontractor or lower tier subcontractor with all of these contract clauses.
- iii. Breach. A breach of the contract clauses above may be grounds for termination of the contract, and for debarment as a contractor and subcontractor as provided in 29 CFR § 5.12.

c. CONTRACT WORK HOURS AND SAFETY STANDARDS

If the Recipient, with the funds authorized by this Agreement, enters into a contract that exceeds \$100,000 and involves the employment of mechanics or laborers, then any such contract must include a provision for compliance with 40 U.S.C. 3702 and 3704, as supplemented by Department of Labor regulations (29 CFR Part 5). Under 40 U.S.C. 3702 of the Act, each contractor must be required to compute the wages of every mechanic and laborer on the basis of a standard work week of 40 hours. Work in excess of the standard work week is permissible provided that the worker is compensated at a rate of not less than one and a half times the basic rate of pay for all hours worked in excess of 40 hours in the work week. The requirements of 40 U.S.C. 3704 are applicable to construction work and provide that no laborer or mechanic must be required to work in surroundings or under working conditions which are unsanitary, hazardous, or dangerous. These requirements do not apply to the purchases of supplies or materials or articles ordinarily available on the open market, or contracts for transportation.

d. CLEAN AIR ACT AND THE FEDERAL WATER POLLUTION CONTROL ACT

If the Recipient, with the funds authorized by this Agreement, enters into a contract that exceeds \$150,000, then any such contract must include the following provision:

“Contractor agrees to comply with all applicable standards, orders or regulations issued pursuant to the Clean Air Act (42 U.S.C. 7401-7671q) and the Federal Water Pollution Control Act as amended (33 U.S.C. 1251-1387), and will report violations to FEMA and the Regional Office of the Environmental Protection Agency (EPA).”

e. SUSPENSION AND DEBARMENT

If the Recipient, with the funds authorized by this Agreement, enters into a contract, then any such contract must include the following provisions:

- i. This contract is a covered transaction for purposes of 2 CFR pt. 180 and 2 CFR pt. 3000. As such the contractor is required to verify that neither the contractor, its principals (defined at 2 CFR § 180.995), nor its affiliates (defined at 2 CFR § 180.905) are excluded (defined at 2 CFR § 180.940) or disqualified (defined at 2 CFR § 180.935).
- ii. The contractor must comply with 2 CFR pt. 180, subpart C and 2 CFR pt. 3000, subpart C and must include a requirement to comply with these regulations in any lower tier covered transaction into which it enters.
- iii. This certification is a material representation of fact relied upon by the Division. If it is later determined that the contractor did not comply with 2 CFR pt. 180, subpart C and 2 CFR pt. 3000, subpart C, in addition to remedies available to the Division, the Federal Government may pursue available remedies, including, but not limited to, suspension and/or debarment.
- iv. The bidder or proposer agrees to comply with the requirements of 2 CFR pt. 180, subpart C and 2 CFR pt. 3000, subpart C while this offer is valid and throughout the period of any contract that may arise from this offer. The bidder or proposer further agrees to include a provision requiring such compliance in its lower tier covered transactions.

f. BYRD ANTI-LOBBYING AMENDMENT

If the Recipient enters into a contract using funds authorized by this Agreement, then any such contract must include the following clause:

“Byrd Anti-Lobbying Amendment, 31 USC § 1352 (as amended). Contractors who apply or bid for an award of \$100,000 or more shall file the required certification. Each tier certifies to the tier above that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a member of Congress, officer or employee of Congress, or an employee of a member of Congress in connection with obtaining any Federal contract, grant, or any other award covered by 31 U.S.C. § 1352. Each tier shall also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the Recipient.”

(16) ATTACHMENTS. The parties agree to, and incorporate as though set forth fully herein, the following exhibits and attachments:

- Exhibit 1 Funding Sources
- Attachment A ARPA Coronavirus Local Fiscal Recovery Fund Eligibility Certification
- Attachment B Certification Regarding Lobbying
- Attachment C Program Statutes and Regulations
- Attachment D Statement of Assurances
- Attachment E Award Terms and Conditions

(17) LEGAL AUTHORIZATION. The Recipient certifies that its governing body has authorized the Recipient’s execution of this Agreement and that the undersigned person has the authority to legally execute and bind the Recipient to the terms of this Agreement.

RECIPIENT
Belle Isle, City of

By:
Name and title:
Date:
FEIN : 591450640
DUNS : 025070145

STATE OF FLORIDA
DIVISION OF EMERGENCY MANAGEMENT

By: _____
Name and Title: **Kevin Guthrie, Director**
Date: _____

Exhibit 1

Funding Sources

STATE RESOURCES AWARDED TO THE RECIPIENT PURSUANT TO THIS AGREEMENT, SUBJECT TO SECTION 215.97, FLORIDA STATUTES, CONSIST OF THE FOLLOWING:

State Project -

State awarding agency: Florida Division of Emergency Management

Catalog of State Financial Assistance title: Coronavirus State and Local Fiscal Recovery Funds (CSFRF)

Catalog of Federal Domestic Assistance number: 21.027

Amount of State Funding: \$3,626,180.00

Attachment A

ARPA Coronavirus Local Fiscal Recovery Fund Eligibility Certification

I, _____, am the Authorized Agent of Belle Isle, City of (“Recipient”) and I certify that:

- 1. I have the authority on behalf of the Recipient to request fund payments from the State of Florida (“State”) for federal funds appropriated pursuant to section 603 of the Social Security Act, as added by section 9901 of the American Rescue Plan Act, Pub. L. No. 117-2, Title VI (March 11, 2021).
- 2. I have submitted to the State the Recipient’s Total Budget in effect as of January 27, 2020, as defined by the United States Department of the Treasury, the annual operating budget including general fund and other funds.
- 3. I understand that the State will rely on this certification as a material representation in making grant payments to the Recipient.
- 4. I acknowledge that the Recipient should keep records sufficient to demonstrate that the expenditure of funds it has received is in accordance with section 603(a) of the Social Security Act.
- 5. I acknowledge that all records and expenditures are subject to audit by the United States Department of Treasury’s Inspector General, the Florida Division of Emergency Management, and the Florida State Auditor General, or designee.
- 6. I acknowledge that the Recipient has an affirmative obligation to identify and report any duplication of benefits. I understand that the State has an obligation and the authority to de-obligate or offset any duplicated benefits.
- 7. I acknowledge and agree that the Recipient shall be liable for any costs disallowed pursuant to financial or compliance audits of funds received.
- 8. I acknowledge that if the Recipient has not obligated the funds it has received to cover costs that were incurred by December 31, 2024, as required by the statute, those funds must be returned to the United States Department of the Treasury.
- 9. I acknowledge that the Recipient’s proposed uses of the funds provided as grant payments from the State by federal appropriation under section 603 of the Social Security Act will be used only to cover those costs that:
 - a. to respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID–19) or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;
 - b. to respond to workers performing essential work during the COVID–19 public health emergency by providing premium pay to eligible workers of the metropolitan city, non-entitlement unit of local government, or county that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;
 - c. for the provision of government services to the extent of the reduction in revenue of such metropolitan city, non-entitlement unit of local government, or county due to the COVID–19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, non-entitlement unit of local government, or county prior to the emergency; or
 - d. to make necessary investments in water, sewer, or broadband infrastructure.

In addition to each of the statements above, I acknowledge on submission of this certification that my jurisdiction has incurred eligible expenses during the period that begins on March 3, 2021 and ends on December 31, 2024.

By:

Signature:

Title:

Date:

**Attachment B
Certification Regarding Lobbying**

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned Recipient, _____, certifies, to the best of his or her knowledge that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence any officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan or cooperative agreement, the undersigned shall complete and submit Standard Form – LLL, “Disclosure Form to Report Lobbying,” in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all Recipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 U.S.C. Sec. 1352 (as amended by the Lobbying Disclosure Act of 119). Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The Recipient, _____, certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, Recipient understands and agrees that the provisions of 31 U.S.C. Sec. 3801 *et seq.* apply to his certification and disclosure, if any.

By:
Signature:
Title:_
Date: _

Attachment C

Program Statutes and Regulations

42 U.S.C. 801 Social Security Act	Coronavirus State and Local Fiscal Recovery Funds
Title 31, Part 35, Code of Federal Regulations	Treasury Interim Final Rule
Section 215.422, Florida Statutes	Payments, warrants, and invoices; processing time limits; dispute limitation; agency or judicial branch compliance
Section 215.971, Florida Statutes	Agreements funded with federal and state assistance
Section 216.347, Florida Statutes	Disbursement of grant and aids appropriations for lobbying prohibited
CFO MEMORANDUM NO. 04 (2005-06)	Compliance Requirements for Agreements

OMB Approved No. 1505-0271
Expiration Date: November 30, 2021

ASSURANCES OF COMPLIANCE WITH CIVIL RIGHTS REQUIREMENTS

**ASSURANCES OF COMPLIANCE WITH TITLE VI OF THE
CIVIL RIGHTS ACT OF 1964**

As a condition of receipt of federal financial assistance from the Department of the Treasury, the recipient named below (hereinafter referred to as the “Recipient”) provides the assurances stated herein. The federal financial assistance may include federal grants, loans and contracts to provide assistance to the Recipient’s beneficiaries, the use or rent of Federal land or property at below market value, Federal training, a loan of Federal personnel, subsidies, and other arrangements with the intention of providing assistance. Federal financial assistance does not encompass contracts of guarantee or insurance, regulated programs, licenses, procurement contracts by the Federal government at market value, or programs that provide direct benefits.

The assurances apply to all federal financial assistance from or funds made available through the Department of the Treasury, including any assistance that the Recipient may request in the future.

The Civil Rights Restoration Act of 1987 provides that the provisions of the assurances apply to all of the operations of the Recipient’s program(s) and activity(ies), so long as any portion of the Recipient’s program(s) or activity(ies) is federally assisted in the manner prescribed above.

1. Recipient ensures its current and future compliance with Title VI of the Civil Rights Act of 1964, as amended, which prohibits exclusion from participation, denial of the benefits of, or subjection to discrimination under programs and activities receiving federal financial assistance, of any person in the United States on the ground of race, color, or national origin (42 U.S.C. § 2000d *et seq.*), as implemented by the Department of the Treasury Title VI regulations at 31 CFR Part 22 and other pertinent executive orders such as Executive Order 13166, directives, circulars, policies, memoranda, and/or guidance documents.
2. Recipient acknowledges that Executive Order 13166, “Improving Access to Services for Persons with Limited English Proficiency,” seeks to improve access to federally assisted programs and activities for individuals who, because of national origin, have Limited English proficiency (LEP). Recipient understands that denying a person access to its programs, services, and activities because of LEP is a form of national origin discrimination prohibited under Title VI of the Civil Rights Act of 1964 and the Department of the Treasury’s implementing regulations. Accordingly, Recipient shall initiate reasonable steps, or comply with the Department of the Treasury’s directives, to ensure that LEP persons have meaningful access to its programs, services, and activities. Recipient understands and agrees that meaningful access may entail providing language assistance services, including oral interpretation and written translation where necessary, to ensure effective communication in the Recipient’s programs, services, and activities.
3. Recipient agrees to consider the need for language services for LEP persons when Recipient develops applicable budgets and conducts programs, services, and activities. As a resource, the Department of the Treasury has published its LEP guidance at 70 FR 6067. For more information on taking reasonable steps to provide meaningful access for LEP persons, please visit <http://www.lep.gov>.

4. Recipient acknowledges and agrees that compliance with the assurances constitutes a condition of continued receipt of federal financial assistance and is binding upon Recipient and Recipient's successors, transferees, and assignees for the period in which such assistance is provided.
5. Recipient acknowledges and agrees that it must require any sub-grantees, contractors, subcontractors, successors, transferees, and assignees to comply with assurances 1-4 above, and agrees to incorporate the following language in every contract or agreement subject to Title VI and its regulations between the Recipient and the Recipient's sub-grantees, contractors, subcontractors, successors, transferees, and assignees:

The sub-grantee, contractor, subcontractor, successor, transferee, and assignee shall comply with Title VI of the Civil Rights Act of 1964, which prohibits recipients of federal financial assistance from excluding from a program or activity, denying benefits of, or otherwise discriminating against a person on the basis of race, color, or national origin (42 U.S.C. § 2000d et seq.), as implemented by the Department of the Treasury's Title VI regulations, 31 CFR Part 22, which are herein incorporated by reference and made a part of this contract (or agreement). Title VI also includes protection to persons with "Limited English Proficiency" in any program or activity receiving federal financial assistance, 42 U.S.C. § 2000d et seq., as implemented by the Department of the Treasury's Title VI regulations, 31 CFR Part 22, and herein incorporated by reference and made a part of this contract or agreement.

6. Recipient understands and agrees that if any real property or structure is provided or improved with the aid of federal financial assistance by the Department of the Treasury, this assurance obligates the Recipient, or in the case of a subsequent transfer, the transferee, for the period during which the real property or structure is used for a purpose for which the federal financial assistance is extended or for another purpose involving the provision of similar services or benefits. If any personal property is provided, this assurance obligates the Recipient for the period during which it retains ownership or possession of the property.
7. Recipient shall cooperate in any enforcement or compliance review activities by the Department of the Treasury of the aforementioned obligations. Enforcement may include investigation, arbitration, mediation, litigation, and monitoring of any settlement agreements that may result from these actions. The Recipient shall comply with information requests, on-site compliance reviews and reporting requirements.
8. Recipient shall maintain a complaint log and inform the Department of the Treasury of any complaints of discrimination on the grounds of race, color, or national origin, and limited English proficiency covered by Title VI of the Civil Rights Act of 1964 and implementing regulations and provide, upon request, a list of all such reviews or proceedings based on the complaint, pending or completed, including outcome. Recipient also must inform the Department of the Treasury if Recipient has received no complaints under Title VI.
9. Recipient must provide documentation of an administrative agency's or court's findings of non-compliance of Title VI and efforts to address the non-compliance, including any voluntary compliance or other

agreements between the Recipient and the administrative agency that made the finding. If the Recipient settles a case or matter alleging such discrimination, the Recipient must provide documentation of the settlement. If Recipient has not been the subject of any court or administrative agency finding of discrimination, please so state.

- 10. If the Recipient makes sub-awards to other agencies or other entities, the Recipient is responsible for ensuring that sub-recipients also comply with Title VI and other applicable authorities covered in this document State agencies that make sub-awards must have in place standard grant assurances and review procedures to demonstrate that that they are effectively monitoring the civil rights compliance of sub- recipients.

The United States of America has the right to seek judicial enforcement of the terms of this assurances document and nothing in this document alters or limits the federal enforcement measures that the United States may take in order to address violations of this document or applicable federal law.

Under penalty of perjury, the undersigned official(s) certifies that official(s) has read and understood the Recipient’s obligations as herein described, that any information submitted in conjunction with this assurances document is accurate and complete, and that the Recipient is in compliance with the aforementioned nondiscrimination requirements.

Belle Isle, City of

Date

Signature of Authorized Official

PAPERWORK REDUCTION ACT NOTICE

The information collected will be used for the U.S. Government to process requests for support. The estimated burden associated with this collection of information is 30 minutes per response. Comments concerning the accuracy of this burden estimate and suggestions for reducing this burden should be directed to the Office of Privacy, Transparency and Records, Department of the Treasury, 1500 Pennsylvania Ave., N.W., Washington, D.C. 20220. DO NOT send the form to this address. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid control number assigned by OMB.

OMB Approved No. 1505-0271
Expiration Date: November 30, 2021

a.

U.S. DEPARTMENT OF THE TREASURY
CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS

Recipient name and address:

Belle Isle, City of

Address:

DUNS Number: 025070145

Taxpayer Identification Number: 591450640

Assistance Listing Number: 21.027

Sections 602(b) and 603(b) of the Social Security Act (the Act) as added by section 9901 of the American Rescue Plan Act, Pub. L. No. 117-2 (March 11, 2021) authorize the Department of the Treasury (Treasury) to make payments to certain recipients from the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund.

Recipient hereby agrees, as a condition to receiving such payment from Treasury, to the terms attached hereto.

Recipient: Belle Isle, City of

Authorized Representative:

Title:

Date signed:

U.S. Department of the Treasury:

Authorized Representative: Title:

Date:

PAPERWORK REDUCTION ACT NOTICE

The information collected will be used for the U.S. Government to process requests for support. The estimated burden associated with this collection of information is 15 minutes per response. Comments concerning the accuracy of this burden estimate and suggestions for reducing this burden should be directed to the Office of Privacy, Transparency and Records, Department of the Treasury, 1500 Pennsylvania Ave., N.W., Washington, D.C. 20220. DO NOT send the form to this address. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid control number assigned by OMB.

U.S. DEPARTMENT OF THE TREASURY
CORONAVIRUS LOCAL FISCAL RECOVERY FUND
AWARD TERMS AND CONDITIONS

1. Use of Funds.
 - a. Recipient understands and agrees that the funds disbursed under this award may only be used in compliance with section 603(c) of the Social Security Act (the Act), Treasury’s regulations implementing that section, and guidance issued by Treasury regarding the foregoing.
 - b. Recipient will determine prior to engaging in any project using this assistance that it has the institutional, managerial, and financial capability to ensure proper planning, management, and completion of such project.
2. Period of Performance. The period of performance for this award begins on the date hereof and ends on December 31, 2026. As set forth in Treasury’s implementing regulations, Recipient may use award funds to cover eligible costs incurred during the period that begins on March 3, 2021, and ends on December 31, 2024.
3. Reporting. Recipient agrees to comply with any reporting obligations established by Treasury as they relate to this award.
4. Maintenance of and Access to Records
 - a. Recipient shall maintain records and financial documents sufficient to evidence compliance with section 603(c) of the Act, Treasury’s regulations implementing that section, and guidance issued by Treasury regarding the foregoing.
 - b. The Treasury Office of Inspector General and the Government Accountability Office, or their authorized representatives, shall have the right of access to records (electronic and otherwise) of Recipient in order to conduct audits or other investigations.
 - c. Records shall be maintained by Recipient for a period of five (5) years after all funds have been expended or returned to Treasury, whichever is later.
5. Pre-award Costs. Pre-award costs, as defined in 2 C.F.R. § 200.458, may not be paid with funding from this award.
6. Administrative Costs. Recipient may use funds provided under this award to cover both direct and indirect costs.
7. Cost Sharing. Cost sharing or matching funds are not required to be provided by Recipient.
8. Conflicts of Interest. Recipient understands and agrees it must maintain a conflict of interest policy consistent with 2 C.F.R. § 200.318(c) and that such conflict of interest policy is applicable to each activity funded under this award. Recipient and subrecipients must disclose in writing to Treasury or the pass-through entity, as appropriate, any potential conflict of interest affecting the awarded funds in accordance with 2 C.F.R. § 200.112.

9. Compliance with Applicable Law and Regulations.

- a. Recipient agrees to comply with the requirements of section 603 of the Act, regulations adopted by Treasury pursuant to section 603(f) of the Act, and guidance issued by Treasury regarding the foregoing. Recipient also agrees to comply with all other applicable federal statutes, regulations, and executive orders, and Recipient shall provide for such compliance by other parties in any agreements it enters into with other parties relating to this award.
- b. Federal regulations applicable to this award include, without limitation, the following:
 - i. Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, 2 C.F.R. Part 200, other than such provisions as Treasury may determine are inapplicable to this Award and subject to such exceptions as may be otherwise provided by Treasury. Subpart F – Audit Requirements of the Uniform Guidance, implementing the Single Audit Act, shall apply to this award.
 - ii. Universal Identifier and System for Award Management (SAM), 2 C.F.R. Part 25, pursuant to which the award term set forth in Appendix A to 2 C.F.R. Part 25 is hereby incorporated by reference.
 - iii. Reporting Subaward and Executive Compensation Information, 2 C.F.R. Part 170, pursuant to which the award term set forth in Appendix A to 2 C.F.R. Part 170 is hereby incorporated by reference.
 - iv. OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement), 2 C.F.R. Part 180, including the requirement to include a term or condition in all lower tier covered transactions (contracts and subcontracts described in 2 C.F.R. Part 180, subpart B) that the award is subject to 2 C.F.R. Part 180 and Treasury’s implementing regulation at 31 C.F.R. Part 19.
 - v. Recipient Integrity and Performance Matters, pursuant to which the award term set forth in 2 C.F.R. Part 200, Appendix XII to Part 200 is hereby incorporated by reference.
 - vi. Governmentwide Requirements for Drug-Free Workplace, 31 C.F.R. Part 20.
 - vii. New Restrictions on Lobbying, 31 C.F.R. Part 21.
 - viii. Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. §§ 4601-4655) and implementing regulations.
 - ix. Generally applicable federal environmental laws and regulations.
- c. Statutes and regulations prohibiting discrimination applicable to this award include, without limitation, the following:
 - i. Title VI of the Civil Rights Act of 1964 (42 U.S.C. §§ 2000d et seq.) and

Treasury’s implementing regulations at 31 C.F.R. Part 22, which prohibit discrimination on the basis of race, color, or national origin under programs or activities receiving federal financial assistance;

- ii. The Fair Housing Act, Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 et seq.), which prohibits discrimination in housing on the basis of race, color, religion, national origin, sex, familial status, or disability;
- iii. Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of disability under any program or activity receiving federal financial assistance;
- iv. The Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101 et seq.), and Treasury’s implementing regulations at 31 C.F.R. Part 23, which prohibit discrimination on the basis of age in programs or activities receiving federal financial assistance; and
- v. Title II of the Americans with Disabilities Act of 1990, as amended (42 U.S.C. §§ 12101 et seq.), which prohibits discrimination on the basis of disability under programs, activities, and services provided or made available by state and local governments or instrumentalities or agencies thereto.

10. Remedial Actions. In the event of Recipient’s noncompliance with section 603 of the Act, other applicable laws, Treasury’s implementing regulations, guidance, or any reporting or other program requirements, Treasury may impose additional conditions on the receipt of a subsequent tranche of future award funds, if any, or take other available remedies as set forth in 2 C.F.R. § 200.339. In the case of a violation of section 603(c) of the Act regarding the use of funds, previous payments shall be subject to recoupment as provided in section 603(e) of the Act.

11. Hatch Act. Recipient agrees to comply, as applicable, with requirements of the Hatch Act (5 U.S.C. §§ 1501-1508 and 7324-7328), which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by this federal assistance.

12. False Statements. Recipient understands that making false statements or claims in connection with this award is a violation of federal law and may result in criminal, civil, or administrative sanctions, including fines, imprisonment, civil damages and penalties, debarment from participating in federal awards or contracts, and/or any other remedy available by law.

13. Publications. Any publications produced with funds from this award must display the following language: “This project [is being] [was] supported, in whole or in part, by federal award number [enter project FAIN] awarded to [name of Recipient] by the U.S. Department of the Treasury.”

14. Debts Owed the Federal Government.

- a. Any funds paid to Recipient (1) in excess of the amount to which Recipient is finally determined to be authorized to retain under the terms of this award; (2) that are

determined by the Treasury Office of Inspector General to have been misused; or (3) that are determined by Treasury to be subject to a repayment obligation pursuant to section 603(e) of the Act and have not been repaid by Recipient shall constitute a debt to the federal government.

- b. Any debts determined to be owed the federal government must be paid promptly by Recipient. A debt is delinquent if it has not been paid by the date specified in Treasury’s initial written demand for payment, unless other satisfactory arrangements have been made or if the Recipient knowingly or improperly retains funds that are a debt as defined in paragraph 14(a). Treasury will take any actions available to it to collect such a debt.

15. Disclaimer.

- a. The United States expressly disclaims any and all responsibility or liability to Recipient or third persons for the actions of Recipient or third persons resulting in death, bodily injury, property damages, or any other losses resulting in any way from the performance of this award or any other losses resulting in any way from the performance of this award or any contract, or subcontract under this award.
- b. The acceptance of this award by Recipient does not in any way establish an agency relationship between the United States and Recipient.

16. Protections for Whistleblowers.

- a. In accordance with 41 U.S.C. § 4712, Recipient may not discharge, demote, or otherwise discriminate against an employee in reprisal for disclosing to any of the list of persons or entities provided below, information that the employee reasonably believes is evidence of gross mismanagement of a federal contract or grant, a gross waste of federal funds, an abuse of authority relating to a federal contract or grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal contract (including the competition for or negotiation of a contract) or grant.
- b. The list of persons and entities referenced in the paragraph above includes the following:
 - i. A member of Congress or a representative of a committee of Congress;
 - ii. An Inspector General;
 - iii. The Government Accountability Office;
 - iv. A Treasury employee responsible for contract or grant oversight or management;
 - v. An authorized official of the Department of Justice or other law enforcement agency;
 - vi. A court or grand jury; or
 - vii. A management official or other employee of Recipient, contractor, or subcontractor who has the responsibility to investigate, discover, or address misconduct.
- c. Recipient shall inform its employees in writing of the rights and remedies provided under this section, in the predominant native language of the workforce.

17. Increasing Seat Belt Use in the United States. Pursuant to Executive Order 13043, 62 FR

19217 (Apr. 18, 1997), Recipient should encourage its contractors to adopt and enforce on-the-job seat belt policies and programs for their employees when operating company-owned, rented or personally owned vehicles.

18. Reducing Text Messaging While Driving. Pursuant to Executive Order 13513, 74 FR 51225 (Oct. 6, 2009), Recipient should encourage its employees, subrecipients, and contractors to adopt and enforce policies that ban text messaging while driving, and Recipient should establish workplace safety policies to decrease accidents caused by distracted drivers.



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

Meeting Date: August 17, 2021

To: Honorable Mayor and City Council Members

From: B. Francis, City Manager

Subject: Wallace Field Deed Restriction for Lighting

Background: At the appeal hearing for Wallace Field on May 4, 2021, the Council passed a motion which included a deed restriction for lighting. This lighting restriction was also a condition for approval at the P&Z meeting on March 23, 2021. The City Attorney prepared the deed restriction.

This deed restriction prohibits any lighting that lighting of the practice field; however the City will be able to place security lighting at the field.

Staff Recommendation: Approve the deed restriction and file it with Orange County.

Suggested Motion: I move that we approve the deed restriction lighting at Wallace Field as prepared by the City Attorney.

Alternatives: Do not approve deed restriction

Fiscal Impact: None

Attachments: Deed Restriction

Prepared by:
Daniel W. Langley
Fishback Dominick
1947 Lee Road
Winter Park, Florida 32789

After recording return to:
City of Belle Isle
Attn: City Clerk
1600 Nela Avenue
Belle Isle, Florida 32809

DECLARATION OF RESTRICTIVE COVENANT

THIS DECLARATION OF RESTRICTIVE COVENANT (“DRC”) is made this 17th day of August 2021, by CITY OF BELLE ISLE, a municipal corporation of the State of Florida, whose mailing address is 1600 Nela Avenue, Belle Isle, Florida 32809 (“Declarant”).

WITNESSETH:

WHEREAS, Declarant is the fee simple owner of that certain approximately 2.41 acre real property known as Wallace Field located in Belle Isle, Orange County, Florida, having Orange County Tax Parcel Identification #24-23-29-8977-00-021 and legally described (herein “Wallace Field Property”) as:

A Portion of Lot 2, WALLER SUBDIVISION, according to the plat thereof as recorded in Plat Book 26, Page 105, Public Records of Orange County, Florida, being more particularly described as follows: Begin at the Southwest corner of said Lot 2, WALLER SUBDIVISION, according to the plat thereof as recorded in Plat Book 26, Page 105, Public Records of Orange County, Florida, thence run North 00 degrees, 07 minutes, 50 seconds East 300 feet to the North line of said Lot 2, thence South 89 degrees, 55 minutes, 55 seconds East 359.92 feet, thence South 04 degrees, 13 minutes, 30 seconds West 300.39 feet, to the South line of said Lot 2, thence South 90 degrees, 00 minutes, 00 seconds West 338.47 feet to the Point of Beginning.

WHEREAS, Declarant desires to place a restrictive covenant upon the Wallace Field Property to prohibit the installation and operation of lighting for the purposes of illuminating athletic fields for play between dusk and dawn hours.

NOW THEREFORE, Declarant hereby creates, establishes, and imposes the following restrictions, in perpetuity, upon the Property:

1. It shall be prohibited to install and operate elevated lighting that is intended to

illuminate any athletic field upon the Property for purposes of facilitating play upon such athletic field between the hours of dusk to dawn any day of the week.

2 The covenants and restrictions contained in this DRC shall run with the title to the Property in perpetuity and be binding upon Declarant and all tenants and successive owners of the Property. This DRC is to be recorded in the public records of Orange County, Florida.

3 This DRC shall be construed in accordance with the laws of Florida. Venue for enforcement actions regarding this DRC shall be in a court of proper jurisdiction in and for Orange County, Florida.

IN WITNESS WHEREOF, Declarant has executed this Declaration on the day and year first above written.

Signed, sealed and delivered
in the presence of:

CITY OF BELLE ISLE, a Florida
municipal corporation

(Witness Signature)

By: _____
Mayor Nicholas Fouraker

(Witness Print Name)

(Witness Signature)

(Witness Print Name)

STATE OF FLORIDA:
COUNTY OF ORANGE:

The foregoing instrument was acknowledged before me by means of physical presence this ___ day of August, 2021, by Nicholas Fouraker, as Mayor of the City of Belle Isle, a Florida municipal corporation who is personally known by me.

(Notary Public Signature)

(Notary Public Print Name)

My Commission Expires:



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

Meeting Date: August 17, 2021

To: Honorable Mayor and City Council Members

From: B. Francis, City Manager

Subject: Consideration to Appoint Vinton Squires to the Vacant District 4 P&Z Position

Background: Randy Holihan had to resign from the P&Z Board when he was appointed as District 4 Commissioner. The City sent out an E-Alert to fill the vacancy.

The City received an application from Vinton Squires, 2483 Trentwood Blvd. Commissioner Holihan spoke with Mr. Squires and he will accept the position.

Staff Recommendation: Appoint Vinton Squires as the District 4 P&Z Board Member to fill the remainder of the term (ends December 2021).

Suggested Motion: I move that we appoint Vinton Squires as the District 4 P&Z Member for the remainder of the term, effective immediately.

Alternatives: Do not appoint and advertise the position again

Fiscal Impact: N/A

Attachments: Vinton Squires Application

CITY OF BELLE ISLE
PLANNING & ZONING BOARD MEMBER APPLICATION

The P&Z Board is responsible for conducting public hearings on all proposed regulations concerning land use in the City or amendments to existing land use regulations and requests for rezoning property, site plans, subdivisions plans, and variances to land use regulations. The P&Z Board is also responsible for making recommendations to the Belle Isle City Council regarding land use, changes in zoning, review of subdivision plans or plats, and changes to the City's comprehensive plan. The time commitment for this position (research, reading/reviewing information, meetings) could be about 4-6 hours per month.

Please email the City Clerk a completed application to yquiceno@belleislefl.gov.

Name: VINTON SQUIRES
Home Address: 2483 TRENTWOOD Blvd
Home Phone: _____ Cell Phone: 407 625 9994
Email: SQUIRES697@gmail.com Fax: _____

- 1. Will you have time to fulfill the duties of this board? Yes No
- 2. Are you able to attend the necessary meetings? Yes No

3. Describe your community involvement experience and any particular expertise you have, which would apply to this board.

I have been renovating houses and managing rental properties for 25+ years, which has given me experience that I will apply to the P&Z Board. I have a desire to be a productive part of the Belle Isle community in a more formal capacity.

4. Describe why you are interested in serving on the Planning & Zoning Board:

As a longtime resident of Belle Isle I would like to contribute my time and knowledge of real estate to help better our community for the following generations of our great city.

5. Please submit a letter of interest with your application.

By signing below, you are affirming to the best of your knowledge that the information you have provided on this form is true and complete.

Signature: Vinton Squires

Date: August 9th 2021

August 9, 2021

Vinton Squires
2483 Trentwood Blvd
Belle Isle, FL 32812
Subject: Letter of Interest Planning and Zoning Board

To Whom it May Concern,

My name is Vinton Squires, and I am a native Floridian who has enjoyed living in Belle Isle for the past fourteen years. It is a pleasure for my wife, two daughters and I to use our clean lakes and take in the wonderful sights of Belle Isle. Living in Belle Isle has given me the desire to want to give back to our community and donate my time to help our city remain beautiful and move forward in a responsible manner.

I have over 25 years of experience in the real estate industry including renovating houses and managing rental properties, which will be an asset to the Planning and Zoning Board. Please keep me in consideration as a member of the P&Z Board where I can utilize my background in construction and general overall knowledge of real estate. I will stive to be fair, decisive, and balanced in my decision-making process. Thank you again for your consideration.

Best regards,



Vinton Squires
407-625-9994



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

Meeting Date: August 17, 2021

To: Honorable Mayor and City Council Members

From: B. Francis, City Manager

Subject: Consideration to Appoint Katharine Stinton to the District 5 Budget Committee Seat.

Background: The City advertised for applications for the District 5 seat on the Budget Committee to replace Rick Miller, who became the District 5 Commissioner. The City received an application from Katharine Stinton, 6630 Conway Lakes Drive which is in District 5.

Mayor Fouraker spoke to Ms. Stinton and she is interested in serving on this Committee. Commissioner Miller also spoke to Ms. Stinton about her willingness to serve and experience. At the Budget Committee meeting on July 23, 2021, the Committee reviewed the resume of Ms. Stinton but did not make a recommendation to the City Council, mostly due to a lack of financial experience.

The requirements to be appointed to the Budget Committee, as outlined in Resolution 19-18, are that the applicant must be a resident from each of the city's districts; may not be officers or employees of the city; and must be a qualified voter of the city. Ms. Stinton meets these requirements.

Staff Recommendation: Appoint Katharine Stinton as the District 5 Budget Committee Board Member to fill the remainder of the term (ends December 2023).

Suggested Motion: I move that we appoint Katharine Stinton as the District 5 Budget Committee Board Member for the remainder of the term, effective immediately.

Alternatives: Do not appoint and advertise the position again

Fiscal Impact: N/A

Attachments: Katharine Stinton Resume

Katharine Stinton

6630 Conway Lakes Drive
Belle Isle, FL 32812
(407)881-2377
novagalaxy87@gmail.com

Experience

July 2019 - January 2020

Office Depot, Montgomery, AL - Sr. Sales Technician

I helped customers who were interested in purchasing a new computer by helping them find the best one that would meet their needs. I also performed services on new and existing computers. I was trained in cell phone repair, and I repaired several damaged cell phones for customers. I have lots of experience being a leader on duty on the sales floor, and I have excellent customer service experience.

August 2016 - May 2019

Auburn University, Montgomery, AL - Calculus Tutor

At AUM, I had the responsibility to provide supplementary knowledge to students who visited the Instructional Support Lab. I visited classrooms and gave lectures about the ISL to inform students of the resources that were available to them from the university. In addition to this, I was selected by Ms. Ann Gulley (head of the ISL) to work alongside her on the Logan Project. The Logan Project is a research project devoted to finding innovative ways to teach mathematics to the blind and the visually impaired. I have hands-on experience working with and teaching mathematics through many different methods, including using process driven math.

August - December 2015

University of South Carolina, Sumter - Math Tutor

At the University of South Carolina I tutored math, most often calculus. Before I transferred to Auburn, I was given my own office and a key to a classroom where I tutored larger groups of students.

Education

Auburn University, Auburn, AL - Mathematics

The last school I attended was Auburn University. I completed three years of my degree in pure mathematics and was starting my senior year when I moved to Florida to be with my husband. I look forward to completing my degree in the near future. I began taking college courses at age sixteen as a dual enrolled student. My high school graduating GPA was 4.250.

Awards

President's and Dean's List - Central Carolina Technical College

Belle Isle Issues Log
8/17/21

a.

Issue	Description	Start Date	POC	Last Completed Action	Next steps
Street Paving	The City staff will conduct a street assessment to determine the pavement conditions and determine if the prior assessment is still valid. When complete, the staff will set-up a Capital Improvement Program for street paving. Program	7/1/2020	PW/CM	The City has been successful in paving several streets over the past few years; most recently the area around City Hall.	2021 Goal: City to conduct Pavement Assessment and develop CIP for paving (next Fiscal Year). Assessment complete. CM working with PW Director on CIP for streets. District 3 Streets included in FY21-22 Budget. Streets in District 2 and 5 (Delia Beach area) are on "needs" list.
Storm Drainage	The City Engineer recently completed an assessment of the storm system. Some trouble spots have been corrected (Wind Drift, Derine, Chiswick) CM and Finance Director developed Storm Water CIP	4/3/2017	ENG/CM	Stormwater CIP was developed and reviewed by Budget Committee, who recommend approval. City staff to start reconditioning swales in trouble areas. Work at Jade Circle Swales done. 1631 Wind Willow (completed). Pipe lining on St. Moritz and Jade completed.	Plan done for Sol avenue (Agenda Item). St. Partin Outfall waiting on Orange County bid for lift station (Lift Station will be rebid so City may consider moving forward). Meeting with new contractors for Stafford/Pam for new estimates. Working with OCEPD on Barby Lane drainage. OC Nav Advisory Board approved \$3,500 for pet waste stations and \$94,020 reimbursement for Delia Beach Project. City received reimbursements from OC Nav Board. Preparing to bid Sol Ave. Project. Close Stafford/Pam Project. Grant submitted to FDEP for Wallace Project and HAB Project. No Update
Traffic Studies	Increased traffic in and through Belle Isle prompted the Council to allocate funds for city-wide traffic study to improve traffic flow. Study was done and resulting Traffic Master Plan was adopted by Council. Due to the City's membership in Metroplan Orlando, they are conducting additional studies focusing on Hoffner Ave.	4/3/2017	CM/Eng.	City's TMP completed and adopted. Metroplan study is nearing completion. Hoffner median constructed but still needs additional work. WaWa to reconfigure entrance (Working on permit with OC). Citizen feedback sent back to MetroPlan. Metroplan Consultant to work toward finalizing report. RRFB installed and is functional at Monet/Hoffner crosswalk. Staff incorporated comments from open house in TMP. Next step is to plan for improvements and funding through long term budgeting. Staff considers this issue closed.	Impact Fee Study is continuing to move forward. Staff sent information to consultant for review. First draft of study received. Being reviewed by staff. Staff review complete. Distribution to Council for review and action on September 7
Wallace Field	City purchased large area at Wallace/Matchett for open space. Issues with Wallace Street Plat in this area with people trespassing on private property. District 2 Comm. And CM met with residents to discuss solutions. Council met on June 14 and issues was discussed. Council directed that a fence would be erected around property. Dist. 2 Comm. and CM to meet with residents to discuss options for Wallace Street plat. Area is still zoned R-2.	6/14/2017	Dist.2 Comm and CM	Use Agreement adopted. CCA planning park site plan. CCA/City staff met to go over site plan requirements. CCA working with City Planner for site plan submission. CCA completed site plan. Council approved site plan concepts. P&Z decision granting special exception was approved by City Council. The site plan was approved with conditions. Staff is preparing documents to address the conditions. P&Z decision is being appealed to Council. Council approved Wallace Field Site Plan with conditions.	Continuing to plan for drainage project with OC. Discuss grading of site with CCA. CCA to start development of Wallace Field. First elements will be artificial turf and parking. CCA started practice on the field on August 10 (signs posted). Deed restriction on 8/17 Agenda.
City acquisition of Property	Council discussed possibility of acquiring parcels within the City and directed City staff look at options on how to acquire property.	3/20/2018	CM	Cross lake purchase is on hold until County reschedules PH. Mayor/CM to meet with Commissioner Uribe and Adjacent property owner on Cross Lake on March 4. CM/Comm. Cross Lake Property deed recorded and improvements made (closed). BoA agreement finalized.	Financing complete. PSA executed by Mayor and BoA. BoA is now owned by the City. Discussion at Council Budget Workshop on August 18.
Charter School (CCA)	There has been infrastructure issues at Cornerstone for some time. The City owns the property and leases it to CCA. The City is responsible for replacing major systems at CCA according to the lease.	4/3/2017	CM	Capital Facility Plan complete. CCA considering purchase of property. Roofs are being patched, not replaced at this time. Letter was sent to CCA Board asking for joint meeting and other Board issues. CM sent memorandum to CCA outlining conditions for refinancing. CCA discussed and rejected all the conditions sent by Council.	New Lease draft sent to Budget Committee for review. Budget Committee reviewed draft lease. Market Rent Study completed. Being reviewed by Budget Committee. Subcommittee of Council revising the new lease. CCA, at their June 30 meeting, would like to work with the City to continue working with the City on the lease agreement. Meeting between City and CCA to be set up to continue negotiations on lease.

Belle Isle Issues Log
8/17/21

a.

Municipal Code Update	The City Council contracted with a planner to update the municipal code. This process was not completed and needs to be completed. There have been significant code changes in the past few years that need to be in the code.	4/3/2017	CM/CC	Meet with consultant to determine what was done and what is left to do. P&Z Board looking at possible changes to fence/wall requirements. Discussion of sidewalk maintenance. Ordinance adoption for Home Occupation and Golf Carts. New Sign Ordinance (adopted and closed). Ordinance on at-large appointments (adopted and will advertise vacancies).	Changes to Impervious surface ratio were discussed and will remain unchanged. P&Z discussions on definition of "kitchen" and look at possible ordinance for installation of artificial turf on residential property. P&Z discussing Accessory Dwelling Units.
Comp Plan Updates	The comp plan is reviewed every 7 years to see if it needs to be updated. The City Council contracted with a planner to update the comprehensive plan.	3/1/2017	Council Planner CM	Meet with consultant to determine what was done and what is left to do.	City Manager and Planner to review 2009 Comp Plan for errors discovered in Zoning Map. Ordinance passed 1st Reading to include Private Property Rights in Comprehensive Plan. P&Z Board to Second Reading/Adoption on September 7.
Annexation	Council discussed the desire to annex contiguous property in order to build the tax base and possibly provide more commercial development in Belle Isle.	4/3/2017	Council CM	Council determined the priority to annex. Planner completed 1st report. City Staff reviewing. CM and Mayor met with Management Company for Publix Shopping Center (another meeting is set for 5/19/21). CM to meet with private owner for annexation of 5 acres. Sienna place signed consents for annexation about 35% done.	Sienna condo about 70% complete. Discussion with Brixmor going well. Brixmor asked for additional information. Sienna may be an involuntary annexation. Information supplied to Brixmor for their review. No update
Lake Conway Issues	Residents have complained that Lake Conway is unsafe due to speeding of PWCs and issues with wake boats. Council would like more local control over the lake.	6/1/2019	CM, CA, Chief	City Attorney looking at how other communities have control of lakes. Staff drafting an ordinance for No Wake Zones. City waiting for County to meet with stakeholders. Draft ordinance is put on hold for now. City/OCSCO looking at other avenues to allow enforcement. Lobbyist Presentations to BC on April 8. CM received information from FWC on Canoe Trail & Swim Areas. City staff to get public input on both.	Discuss control issues with lobbyist and determine direction.
IT Issues	City Council wants Staff to research changes in IT from Gmail back to Outlook	8/6/2019	City Clerk Chief	City staying with Gmail. City has new pages on website for financial transparency and new work order tracking program. City doing ADA conversion. City Clerk working with ADA compliance company. New website developed & ADA compliant Issue Closed). Bids received on RFP for Chambers A/V. Council approved bid.	Contract executed. Looking at a completion date of September 30. No update
Grady (Lancaster) House	PCHS requested the Council not demolish Grady House and give up to a year to have it moved.	2/5/2019	CM	Discussion at PCHS. CM contacted State Historic Office on house and homestead and getting it registered on National Registry. Council directed PCHS top provide dates for moving the house and for renovations. PCHS responded to council stating they will not be moving or taking the house. Council set deadline of July 1, 2020 to have the house removed. Neighbor is working to get approvals to move the House to 5817 Randolph so it can be donated to her. Council extended deadline until September 1. Duke contacted for moving wires; quotes received for moving house; met with possible new owner; National Registry Application moving forward. Need cooperation of County to annex property across Waltham. Comm. Uribe will work with property owner to get OC variances. Private property owner was contacted by OC District 3 Office. City will assist where possible. Private property owner applied to County for variances to relocate the house.	County needs additional information from private property owner with a deadline is June 9, 2021 for a hearing on August 5, 2021. Letters of Support provided to property owner from City and PCHS. CCA will also write a Letter of Support. Variance granted to private property owner for lot split. She will work with OC Planning to see next steps in setting the Lancaster House on her property. Estimated cost to move the house is \$42-44K. City should fumigate the house prior to moving. CCA Board issue for funding match. City seeking additional funds to help move the house.

Belle Isle Issues Log
8/17/21

a.

New City Zip Code	Council directed that the City Manager research the possibility of applying to the USPS for a new zip code. Realtors state that property values may increase if the City has its own zip code and possibility insurance rates may also change.	3/16/2021	CM and Comm. Shuck	CM and Comm. Reviewed USPS information necessary for changing zip code. CM reached out to OCPA to see if Belle Isle could substitute for Orlando on property page which may lessen confusion.	Discuss response from OCPA. Develop "pro/con" list for Council review. Check with service providers to see if utility taxes are being sent to Orlando for homes in BI. Agenda Item
Traffic Calming Requests/Projects	With the completion of the TMP as well as other traffic requests, the staff will track them here for Council information.	4/6/2021	CM, CE, PW, BIPD	Speed Humps Requested: Seminole, Cullen Lake Shore Drive, Oak Island Road, LCS, Daetwyler Shores. Speed Limit Reduction: Judge Rd, Daetwyler Shores All-Way Stop on Via Flora. Seminole in data gathering (temp. speed humps in place). Indian Drive and Barby Lane demand on Seminole decision. Daetwyler Shores scheduled for next budget year; CLSD and OIR were sent application packets. Speed reduction on Judge started (35 MPH). All-Way stop at Via Flora and Flowertree completed. Last traffic count on Seminole started.	Seminole data complete and justifies installation of speed humps. OCFD has no issues with speed humps. Discussion with BIPD on active enforcement for next 4 months on Seminole. If placed on Seminole, then speed humps should be placed on Barby and Indian. City to start planning for RRFB on Hoffner and Pleasure Island and Hoffner and Peninsular. City to start discussion with OC on TSP projects developed by Traffic Consultant. Projects placed on City CIP. City Manager to meet with Orange County Engineering and Commissioner Uribe to discuss Hoffner Avenue Projects for support with projects on Hoffner. Still waiting for meeting with Commissioner Uribe.
ARPA Funding	American Recovery Plan Act (ARPA) funds to be received from State for funding eligible projects. FLC estimates City will receive \$3.6 million in funding over 2 years	7/20/2021	CM/DoF	City sent all required information to FLC. FLC is the coordinating agency for NEU cities in Florida. DFEM is developing agreement for NEU cities.	Waiting on FLC to provide additional information once it's received from the state. Agenda item for approve funding agreement with FDEM for receive ARPA funds that total \$3,626,180 (distributed over two years in equal amounts).
Redistricting	Every ten years, with the decennial census, the City is to review its districts to determine if the boundaries need to be redrawn to get an even number as possible for each district. The city council appointed eight (8) city electors, determined from the registration for the last statewide general election, who shall comprise the districting commission. Electors chosen shall not be employed by the city in any other capacity. The Committee has 120 days to complete its work and present it to the Council.	7/20/2021	CM/Clerk	Committee met on 7/28/21 to organize. Chair, Vice-Chair, and Secretary were chosen. City Manager went over the duties of the Committee and spoke about Sunshine Laws.	Next meeting is August 11. Materials will be passed out along with instructions. State to certify census numbers on August 12. Committee will meeting on September 8 to look at total numbers and try to come up with District map
Palm Square Condos	The City was alerted to building problems at Palm Square Condos.	7/18/2021	CM/UES/CE	City Inspectors found multiple issues with the building. Building Inspector inspected the area and found multiple violations. Fire Marshall inspected the building and found multiple violations. Department of Health inspected a sewage overflow and is taking action. City Engineer and Structural Engineer inspected the building. Staff reviewing the report. City contacted the property manager with a report. Property Manager will hire an engineer to review deficiencies in the building.	Staff will set up a meeting with the property manager to discuss solutions to correcting the deficiencies. City received preliminary engineer report on deficiencies. City sent the report to the property manager. Property manager will send their report to the City when received. Then City and Property Manager will meet to determine path to get the deficiencies corrected.