



city council agenda

Agenda
July 19, 2016 * 6:30 PM.
City Council Session

City Hall Chambers 1600 Nela Avenue, Belle Isle, FL

Welcome

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

Meeting Procedures

Persons desiring to address the Council MUST complete and provide to 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 and speak from the lectern, 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 of time following the date of the meeting. Order and decorum will be preserved at all meetings. Personal, impertinent or slanderous remarks are not permitted. Thank you.

1. Call to Order and Confirmation of Quorum
2. Invocation and Pledge to Flag - Jeremy Weinsier, Commissioner District 3
3. Consent Items
 - a. Approval of City Council Meeting June 7, 2016 minutes
 - b. Approval of City Council Meeting June 21, 2016 minutes
 - c. Approval of City Council Meeting July 1, 2016 minutes
 - d. Approval of City Council Meeting July 5, 2016 minutes
4. Citizen's Comments
5. New Business
 - a. **Ordinance No.: 16-08 – First Reading and Consideration**
AN EMERGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELLE ISLE, FLORIDA, ESTABLISHING A MORATORIUM ON ANY APPLICATION FILED AFTER 5pm ON JULY 5, 2016 FOR BUILDING PERMITS, SITE OR MASTER PLAN, REZONING FOR ANY PROPERTY THAT IS NOT ZONED SINGLE FAMILY RESIDENTIAL LESS THAN FOUR UNITS PER ACRE, WHICH MORATORIUM SHALL END NO LATER THAN OCTOBER 5, 2016; PROVIDING FOR SEVERABILITY; CONFLICTS AND EFFECTIVE DATE.
 - b. **Public Hearing Case#2016-04-019 (Continuance)** - Applicant Christopher M. Comins, property owner, will request for approval of a formal subdivision consisting of a combination of three parcels with a total land area of approximately 3.79 acres, a 13 lot single residential subdivision and a four slip boat dock at 7710, 7728 and 7740 Daetwyler Drive, Belle Isle, Orange County, Florida, also described as Parcel ID #29-23-30-0000-00-013, Parcel ID #29-23-30-4986-00-010 and Parcel ID #29-23-30-4986-00-040. Preliminary plat available at City Hall.
7. Attorney's Report
 - a. Mileage Rate for Budget
 - b. Discussion of Police Department Pension Plan
 - c. Discussion of Interlocal Agreement with Orange County Environmental Protection Agency
 - d. Tree City USA committee member selection
 - e. Warren Park Launch Ramp Permit

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

f. Surplus of PD Vehicle #703 Ford Ranger

8. Mayor's Report

9. Chief's Report

10. Council Report

11. Adjournment



city council
minutes

AGENDA
June 7, 2016 * 6:00p.m.
City Council Regular Session

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

Present was:

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

Absent was:

Open-District 6

Also present was Attorney Kruppenbacher, Deputy Chief Houston and City Clerk Yolanda Quiceno.

CALL TO ORDER

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

CONSENT AGENDA ITEMS

- a) Approval of City Council Meeting Minutes May 3, 2016
- b) Approval of City Council Meeting Minutes May 17, 2016

Comm Gold motioned to approve the minutes as presented.
Comm Lance seconded the motion which passed unanimously.

CITIZEN COMMENTS

- Cindy Lance residing at 3401 Trentwood Blvd, Belle Isle said the meetings and records page on the website needs to be corrected to show the schedule change for City Council meetings. She further added that it is her understanding that both Chief Ring and Deputy Chief have resigned. It was not added to the agenda, and asked if it was going to be addressed. She stated for the record, Chief Ring and Deputy Chief Houston are a great asset to the City and respected by the citizens, staff and their peers. Chief Ring embodies what Belle Isle should be. He is a community person and she would hate to lose him and hoping-hopes that Council will not accept his resignation. He has been current with the agency, technology and new recruits.
- Gary Meloon residing at 6101 Matchett Road seconded Mrs. Lance's comments, and added that he hopes City Council understands how important the Police Department is for the city. He appreciates their hard work, especially Chief Ring. The Chief of Edgewood speaks very highly of our Chief and it is a shame that we are losing two of the most important assets to this community.

ORDINANCE NO.: 16-07 – Second Reading and Adoption

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

Attorney Kruppenbacher addressed the Council and stated that there is a modification for recommendation to Section 2 on Page 9 of 13 as follows:

SECTION 2.: Land Use. The Area to be annexed has been granted a future land use category of Medium Density Residential in Orange County. Furthermore, the Area to be annexed has been granted a PD zoning designation in Orange County. The Preliminary Subdivision Plan, attached hereto as Exhibit "B", shall be used by the City of Belle Isle for purposes of development. Florida Statutes Sec. 171.062(2) states that if an area annexed was subject to a county land use plan and county zoning or subdivision regulations, these regulations remain in full force and effect until the municipality adopts a comprehensive plan amendment that includes the annexed area. It is intended that the county approvals remain in place to complete the development process and that the City of Belle Isle will process a subsequent comprehensive plan amendment assigning City MDR Future Land Use to the property.

Attorney Kruppenbacher stated that this modification will bring the City into compliance with the Florida Statute. It does not change any agreements that have been made, but establishes zoning for the City.

Mayor Pisano opened for citizen comment.

Matt Giglio residing at 3101 Trentwood Blvd, Belle Isle said he understands that the City has been speaking with his HOA subdivision. He asked once the property is annexed, unless there is a variance, there will be no community involvement. How can they continue to have a voice?

April Fisher recommended if there are any comments in respect to the preliminary plan exhibit, they should be heard and added for the record.

Cecelia Bonifay, Attorney representing Mattamy Homes said what may be helpful tonight is to allow the applicant who is present and answer some of the community concerns for the record.

Comm Lance, Comm Gold, Comm McGinnis and Mayor Pisano stated that they spoke with Mattamy Homes representatives and submitted an ex parte form for the record.

Clarke Sprinkle representing Mattamy Homes, with an office at 1990 Summit Tower Blvd, Orlando FL spoke to the project access into the community shown on Page 6 of the handout. He noted that they provided a raised median island on the exit of the project, which will limit traffic exiting the project by turning left or right only. They will not be able to go forward into Trentwood. He understands, in speaking with Comm Lance, that the traffic is mainly caused by traffic coming off of McCoy, cutting through Trentwood, to Daetwyler. He is proposing adding a turn lane in their community. He is also proposing installing a key-pad one-arm gate with a single left turn lane for Trentwood residents only. The initial installation cost will be provided by Mattamy homes. After the project, Mattamy homes will turn over to the City or Daetwyler Shores HOA for upkeep and maintenance.

Attorney Kruppenbacher stated that a City is not allowed to gate a public road in Florida. The City may need to make it a private road for the community, which will make all maintenance for the road the responsibility of that HOA. Attorney Kruppenbacher said he will need to working with the AG for further information

Matt Giglio stated that the gate is essential however; shared his concern that it may create more traffic for incoming/outgoing residents during rush hour. He proposed adding a traffic light on McCoy. Discussion ensued.

Mr. Sprinkle said he is not a traffic engineer however; he will certainly look into his concern and research some alternatives, like striping. He does not believe that a traffic light will be viable. In closing, he stated that he would like to move forward with the project as proposed, adding the additional turn lane.

Attorney Kruppenbacher said he will work with the developer and report back to Council.

Comm Lance motioned to approve Ordinance 16-07 as presented.

Comm Gold seconded the motion.

Comm Weinsier recused himself from the vote due to his family's trust involvement with the property and will provide a Form 8B for the record.

Motion passed 5:0 with Comm Weinsier recused from the vote.

PUBLIC HEARING CASE #2016-04-019

Applicant Christopher M. Comins, property owner, will request for approval a formal subdivision consisting of a combination of three parcels with a total land area of approximately 3.79 acres, a 13 lot single residential subdivision and a four slip boat dock at 7710, 7728 and 7740 Daetwyler Drive, Belle Isle, Orange County, Florida, also described as Parcel ID #29-23-30-0000-00-013, Parcel ID #29-23-30-4986-00-010 and Parcel ID #29-23-30-4986-00-040. Preliminary plat available at City Hall.

Jean Abi-Auon, Civil Engineer ~~of with~~ FEG representing the developer Chris Comins on the project located on the west side of Daetwyler between Meriwether Drive and Randolph Drive by the lake. The project consists of a combination of three parcels with a total of land area of 3.79 acres. He provided a zoning map and showed that the project complies with the standards of the R2 zoning district and is not requesting any variances for the subdivision. He provided a comparison to an approved project passed in December 2013, and said in essence they are reducing the impact from the existing conditions with a larger lot size. He noted that they are proposing an 8-slip boat dock shown on the handout. At the P&Z meeting they submitted the wrong request, and were informed ~~that~~ after discussion, they understand that they will have to go to DEP for approval. He is respectfully requesting approval of the proposed plan.

Mayor Pisano said one of the recommendations at the P&Z Board meeting is the 8ft masonry wall. Mr. Abi-Auon spoke of the eight-foot wall on the north side of the property and agreed. He requested, in addition, similar to what was approved on December 2013, to keep the last 40 feet of wall approaching the lake be leveled down to four feet to not block the lake view.

April Fisher, Consultant for the City, commented that there are provisions that will allow the eight foot wall without a variance under certain situations of safety and public welfare. She stated that if there is a substantial change to the original variance request it will need to be re-advertised for approval. She noted that the applicant was aware of the additional variances if it is the plan to increase the number of boat slips.

Mayor Pisano opened for public comment, there being none she closed for Council discussion.

Comm Nielsen asked for clarification on the name of the applicant and asked who the current owner of property is. Mr. Abi-Auon said the plan is submitted by the Florida Engineering Group and the current owner is Chris Comins. He stated that Mr. Fusilier was the broker on the initial application, and his name was kept on the application for continuity. The application will be corrected on final submittal.

Attorney Kruppenbacher said if Council approves the project it should be based upon the representation that the property is owner/applicant Chris Comins.

Comm Lance stated that he feels the project is too much density for the City. He asked for specifications on the retention. Mr. Abi-Auon said that the plans have not been finalized. Comm Lance stated that the ~~lakes~~ are a high priority and suggests the City ask for 95-100% of water treatment before it reaches the lake. Comm noted that there are many trees on that property and ~~hoping that~~ they will preserve as many of the mature oaks as possible. In regards to the docks, once a project hits a certain amount of boat docks, it falls under different regulations. He is having a hard time approving the number of docks. The boat dock will be ~~created~~ with joint ownership, and the State of Florida states that anyone who does not live on the lake does not have any Riparian Rights, and will create a dangerous precedence. .

Mr. Abi-Auon responded that the proposed plan is in compliance with the City Development Code, State requirements and St. Johns River Management. He stated that what is being asked is above and beyond, and may put his client ~~at~~ a disadvantage. He asks that they be held to the same standards as everyone else, and to the land development code. In respect to the docks, he is also complying with the Land Development Code with regards to setbacks. Discussion ensued.

April Fisher said that this meeting is to approve the plan as submitted to the P&Z Board. She recommended giving the applicant the opportunity to address some of the various issues during the final preliminary subdivision plan submittal and speak to how they meet the code. Discussion ensued. Comm Lane stated that he had researched this issue and had found that in both the State of Florida and Orange County, this plan would not pass.

Attorney Kruppenbacher recommended tabling the matter until the next meeting because the documents had only been received this evening and had not been reviewed by the City.

Comm Weinsier motioned for a continuance to the next meeting June 21, 2016.

Comm Gold seconded the motion which passed unanimously

Amy Trendafilov, address withheld from public record, asked that City Council keep in mind the resources that Belle Isle has when expanding the community. When new proposals are approved and the City is expanded, it places stresses on the current staff.

ATTORNEY'S REPORT

Attorney Kruppenbacher said last week Mayor Pisano, Chairman Brooks of Cornerstone Charter, himself and Chris Bernier, Associate Superintendent School of Choice for Orange County met to discuss the Cornerstone Charter Board.

After much discussion, an agreement was reached by Mayor Pisano and Chairman Brooks that Mr. Bernier approved. This agreement is subject to approval by the City of Belle Isle City Council and the Cornerstone Charter Academy Board. The recommended agreement is that the current Mayor of Belle Isle Florida will immediately join the Board as a voting member. Upon the current Mayor of Belle Isle Florida no longer serving as the Mayor, the position of the Mayor of the City of Belle Isle Florida shall become ex officio to the Board. In April 2017, the terms of two Cornerstone Charter Board positions will expire. Those two positions will be filled by non elected individuals nominated by the City of Belle Isle City Council and confirmed by the Cornerstone Charter Board. At that time, one position will be voting and one will be non-voting. The non-voting position will convert to a voting position when the current City of Belle Isle Mayor no longer is in office, and the Mayor's position becomes ex officio.

The Cornerstone Charter governance documents will be modified to conform to the agreement. Finally, it is recommended that the City Council pass a motion approving the terms as set forth.

After Council discussion on alternative scenarios, Comm Nielsen said it will be beneficial to keep some city governance involved to continue to keep this as a charter school in a municipality, as it was founded.

Comm Nielsen motioned that the City accept the City Attorney's recommendation as presented. In addition, in the event that the Cornerstone Charter Board does not approve the recommended agreement, the Mayor is authorized to write a letter to the Orange County School Board to explore litigation on the City's behalf.

Comm Readey seconded the motion which passed unanimously.

Mayor Pisano opened for Council discussion.

Comm Lance asked for clarification on the Mayor's and City Council's involvement with the school administration, because it can be considered a conflict of interest. Attorney Kruppenbacher said he always thought that the City should have representation at the school but the Mayor and City Council should not be involved in the day-to-day or the decisions of the operating components. Discussion ensued. Comm Weinsier shared his concern on the residents continued participation with the school and would like the process be followed.

Comm McGinnis asked when and how will the two individuals be elected. Attorney Kruppenbacher said towards the end of March the City can solicit individuals to apply, and then send to the Charter School Board to confirm at the following meeting.

Karl Shuck resident ~~spoke strongly~~ stated that he ~~strongly~~ resented ~~strongly~~ the discussion that political reasons are the reasons for the way things are done by the Governing Board. He shared his concern on the political reference that occurred. Mayor Pisano noted and Mr. Kruppenbacher clarified that the political reference made referred to the Orange County School Board.

David Evertsen residing at 5131 St Michael Avenue ~~of St. Michael Avenue~~ thanked Attorney Kruppenbacher and Mayor Pisano for working out a solution and moving the process along.

Attorney Kruppenbacher noted he had several discussions with Chief Ring and noted that he has other opportunities he wishes to pursue and will be available for transition. Deputy Chief Houston will become the Acting Chief until a new City Manager is hired. Attorney Kruppenbacher asks that Chief Ring be appropriately acknowledged for his contributions to the City. Council discussed an adjustment in salary for the Acting Chief.

Mayor Pisano stated in the absence of not having a City Manager one of the concerns is having some approve payroll. Mayor Pisano stated that someone needs to be assigned to take care of those duties. Discussion ensued and Attorney Kruppenbacher asked that he be authorized to be acting City Manager, in consultation with the Mayor.

Comm Gold made a motion to give Attorney Kruppenbacher the legal authority, in consultation with the Mayor, to execute what needs to be executed and to take the steps to keep the City operational.

Council discussed ~~edion~~ adopting a Resolution that speaks to these matters so that it does not happen in the future.

Comm Nielsen stipulated that there should be limits, such as hiring new staff. Attorney Kruppenbacher stated if that was necessary; it would be brought back before the Council. He said, nothing will be changed, salaries will not be changed, and no money will be spent without coming back before the Council. He noted, after speaking with April Fisher, if there is any need to hire developers the City will be billed for any fees incurred.

Vice Mayor Readey seconded the motion; which passed unanimously.

Attorney Kruppenbacher addressed Comm Gold's concern on the police officer pension. He recommended that the discussion be tabled until the next meeting so that appropriate information can be researched and presented. Mayor Pisano also asked ~~eds~~ for research on the 401k contribution.

MAYOR'S REPORT

Mayor Pisano presented her District 6 City Council seat Lenny Mosse, the owner of Conway Cafe. The Mayor noted that there had been two responses to the posting of the open council seat. Mr. Mosse is involved in the community, and he is her choice for Mayoral appointment to fill the vacancy, as per the Charter.

The other applicant was in attendance, and Comm McGinnis ~~ask-asked~~ if he will be able to address Council. Discussion ensued on the process to fill a vacancy.

Vice Mayor Readey made a motion to accept the Mayor's appointment to District 6.

Comm Nielsen seconded the motion, which passed unanimously.

Commissioners were reminded of the required State ethics workshops so that they would be in compliance with State requirements.

Mayor Pisano addressed the City's proactive approach to the AIRBNB. April Fisher said the City may want to strengthen the current short term rental Ordinance 08-03.

COUNCIL REPORT

Comm Gold - District 1

Comm Gold stated he had ~~had~~ discussions with five of Belle Isle's police officers who are ready to leave the PD if no pensions are offered to them by the City. He shared his research regarding retention of officers, and feels the City is being hurt financially by not offering the officer's pension plans.

Comm McGinnis - District 2

Comm McGinnis presented the cost of signs that will be used to advertise City Council meetings. It was agreed that she obtain three quotes for approval.

Comm Weinsier - District 3

- Comm Weinsier would like more information about the permitting process for the removal of trees. He asked if there was a way to simplify the process and the requirements to remove a tree. Attorney Kruppenbacher stated that he will bring to the next meeting an outline of the process for review.
- Comm Weinsier asked if the city manager's position has been posted, and if so, where has it been posted. Comm Nielsen responded that it has been sent to the League of Cities, it is on the City website. The City Clerk noted that \$595 has been paid for the job to be posted on the ICMA (International City Management Association). She further added that it has been sent to the Florida League of Cities. The City Clerk noted that the City has received a total of 18 applications to date. Discussion ensued about how the applications will be reviewed and considered. Attorney Kruppenbacher stated that the resumes will be sent to Council 7-days in advance of the workshop.
- Comm Weinsier asked ~~on~~ the status of Agenda Pal. The City Clerk commented that there have been some problems with sending the audio and it is not compatible with I Pad at present. Comm Weinsier offered his help in moving it forward, if needed.
- Comm Weinsier would like the City to move to Google Apps for Government and registering a new domain name, and then migrating to the new address, belleisle.gov. Council agreed to move forward.
- Comm Weinsier asked ~~is-if~~ all council members are authorized to sign checks. The City Clerk stated the paperwork must be re-done. This is from the departure of the Interim City Manager.
- Comm Weinsier stated, for the record, that Chief Ring's resignation has nothing to do with the current Council. He further added that he supports the school and no one questioned the decisions that have been made. The one decision that was questioned was the process by which the By-laws were changed.

Comm Lance - District 4

- Comm Lance pointed out that at one time the permitting process within the City had been done through Orange County Inter-local Agreement, ~~then~~ and then was transferred to Universal Engineering. He would like to bring back inter local agreements with EPD for environmental issues, and is requesting it be on the agenda for the next meeting.
- Comm Lance would like Council to consider the number of days an agenda should be completed prior to a meeting. He is proposing that a period of five days be used to receive an agenda so that Council can make an educated decision about what will be ~~voting~~ voted on.

Vice Mayor Readey - District 5

- Vice Mayor Readey, commenting on Comm Lance's suggestion, stated that restructuring is a great idea, but not always practical because of limited City staff. He does agree that documents should not be presented ~~at~~ the day of a meeting for review.

Comm Nielsen - District 7

- Comm Nielsen stated that she continues to be concerned about the benefits and pay of Belle Isle police officers. She stated that Belle Isle pays its officers less than any other city in Orange County except Eatonville. She wants to know if people are willing to put more money into the police department. Comm Nielsen commented that citizens need to understand that a good police department doesn't just happen; you have to pay for it. She further noted that the Police Department building is inadequate. If we value our police department we need to put funds behind them and make them our priority. She stated that the FRS plan should not be ruled out and should be considered.

Comm Nielsen asked that this matter be included on the agenda for the next meeting. She said she would like to speak to Finance to see where the money can be found. Comm Nielsen said the City may have to look at increasing the ad valorem

- Comm Nielsen commented that Council may need to revisit Tree City USA. Every new commissioner should appoint a resident from their district to get the ball rolling. Comm Nielsen motioned that the Belle Isle City Tree Board be represented from their District and appointed by their Commissioner. Seconded by Comm Weinsier, unanimously approved.

ADJOURNMENT

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

Yolanda Quiceno
CMC, City Clerk



city council minutes

AGENDA June 21, 2016 * 6:30p.m. City Council Regular Session

The Belle Isle City Council met in a City Council Regular Session on June 21, 2016 at 6:30p.m. at the City Hall Chambers located at 1600 Nela Avenue, Belle Isle, FL 32809.

Present was:

Mayor Pisano
Commissioner Weinsier
Commissioner Gold
Commissioner McGinnis
Commissioner Lance
Commissioner Nielsen

Absent was:

Vice Mayor Readey

Also present was Attorney Kruppenbacher, Deputy Chief Houston and City Clerk Yolanda Quiceno.
District 6 – open seat.

CALL TO ORDER

Mayor Pisano called the meeting to order at 6:30pm.

Mayor Pisano announced for the record that Vice Mayor Readey is excused and will not be in attendance.

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

PROCLAMATIONS

Mayor Pisano presented the following Proclamations,

- Sergeant Travis Grimm of the Belle Isle Police Department was presented a proclamation for his commitment to freedom by serving in the Armed Forces of the United States of America. Sergeant Grimm's wife and three children were also in attendance.
- Chief Rich Ring, Belle Isle Chief, was acknowledged for his excellence in leadership, professionalism, innovative training and motivation of officers and all-around service to the community.
- Mayor Pisano read the Community Commemoration in acknowledgement of the events of June 12, 2016 at the Pulse Nightclub. Officer Justin Lemieux, Officer Jon Paul Gargano and Officer Brandon Cornwell were acknowledged for their response to the Pulse Night Club shooting.

SWEAR IN OF DISTRICT 6 COMMISSIONER

Mayor Pisano introduced and swore in Lenny Mosse to serve as District 6 commissioner.

CONSENT AGENDA

- APPROVAL OF RESOLUTION NO. 16-01** - A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA CITY COUNCIL AUTHORIZING SPECIFIC COUNCIL MEMBERS AS SIGNATORIES ON THE CITY CHECKING ACCOUNT.
- APPROVAL OF RESOLUTION NO. 16-02** - A RESOLUTION OF THE CITY OF BELLE ISLE, FLORIDA AMENDING THE FISCAL YEAR 2015-2016 ANNUAL BUDGET TO ALLOW FOR THE PURCHASE OF A REPLACEMENT TRUCK FOR THE PUBLIC WORKS DEPARTMENT; AND PROVIDING AN EFFECTIVE DATE.
- APPROVAL OF RESOLUTION NO. 16-03** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELLE ISLE, FLORIDA AMENDING THE FISCAL YEAR 2015-2016 ANNUAL BUDGET BY ACCEPTING FUNDING FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR ELECTRONIC TRAFFIC IMPROVEMENT INITIATIVE PROJECT; AND PROVIDING AN EFFECTIVE DATE.
- APPROVAL OF RESOLUTION NO. 16-04** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELLE ISLE, FLORIDA AMENDING THE FISCAL YEAR 2015-2016 ANNUAL BUDGET BY ACCEPTING FUNDING THROUGH THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT FOR VIDEO AND SECURITY; AND PROVIDING AN EFFECTIVE DATE.

Attorney Kruppenbacher said the City is in the process of looking ~~into~~ at acquiring a vehicle for Public Works and working with multiple dealerships for the best deal. Attorney Kruppenbacher requested that Resolution No. 16-02 be approved with a cost of no more than \$45,000.

**Comm Lance motioned to approve Consent Agenda items a-d as presented.
Comm Gold seconded the motion which passed unanimously.**

PUBLIC HEARING CASE NO. 2016-04-019 (Continuance) - Applicant Christopher M. Comins, property owner, will request for approval of a formal subdivision consisting of a combination of three parcels with a total land area of approximately 3.79 acres, a 13 lot single residential subdivision and a four slip boat dock at 7710, 7728 and 7740 Daetwyler Drive, Belle Isle, Orange County, Florida, also described as Parcel ID #29-23-30-0000-00-013, Parcel ID #29-23-30-4986-00-010 and Parcel ID #29-23-30-4986-00-040. Preliminary plat available at City Hall.

Mayor Pisano announced that the case is being pulled from the agenda this evening. There are some items that staff has not have the opportunity to analyze pertinent to the request, and will be requesting a continuance.

Miranda Fitzgerald of Lowndes, Drosdick, Doster, Kantor and Reed requested the continuance be moved to July 19 due to personal reasons. Attorney Kruppenbacher stated that any discussion for this case be continued until July 19th. Council unanimously approved the request for continuance.

CITIZEN COMMENTS

Mayor Pisano opened for citizen comments.

- Steve Up residing at 5113 Pasadena Drive spoke of two issues. One is the establishment of a State recognized bird sanctuary and wanted to know the status for Belle Isle; and the second item is the paving of the streets in the Venetian neighborhood (Pasadena, Parkway, and Venetian). He stated that it is inexcusable to not have these streets already paved, due to the fact that other streets in Belle Isle have been paved twice, and asked for an update on the progress and ~~the~~ next steps on the paving projects?

Mayor Pisano responded that the City is waiting on a status update from FWC regarding the bird sanctuary from State Representative Miller. As far as the paving projects, she noted that unfortunately the previous City Manager left the subdivisions off the priority list and the Interim City Manager had overlooked those streets because they were not on the previous list. She said that it will be addressed for the next budget year and the hiring of a new City Manager.

Attorney Kruppenbacher stated that Council passed a resolution banning the discharge of firearms and would hope that another episode would not happen subsequent to that passage. Attorney Kruppenbacher had directed the prior Chief of Police to place "No Hunting" signs around the lake. His position is that anyone objecting can take the City to court, and that he would rather have a judge say it is Ok for the use of shot guns around our lake and citizens. Unfortunately, the issue is beyond the City and the State has not ~~gone~~ gotten around to changing the law.

There being no further comments, Mayor Pisano closed the citizen comment section.

APPEAL BY THIRUMALA HOTEL, LLC PUBLIC HEARING CASE NO. 2016-04-012- - Withdrawn by Applicant

Applicant Thirumala Hotel, LLC requests a variance for approval on 2635 McCoy Road, Belle Isle, FL also described as Parcel I.D. # 30-23-30-0000-00-005, from Section 50-73(a) to change the maximum building height for a C1 Retail Commercial hotel development from 30 feet maximum height to 60 feet maximum height.

Mayor Pisano announced that the applicant withdrew their variance request. Attorney Kruppenbacher clarified that the appeal for the height variance has been withdrawn; however, the project will be moving forward.

ATTORNEY'S REPORT

Discussion of Police Department Pension Plan

- Attorney Kruppenbacher spoke of the current 401K investment policy. He is recommending that the contribution plan be modified to allow contributions, for all staff, to the 401K after 30 days of employment and be vested immediately at the end of the first year of employment. In speaking with Finance, he stated that other changes to the pension plan cannot be addressed at this time because we cannot assure that the funds will be available this budget year. He said, if in agreement, the recommended changes can be made by passing Resolution 16-05 amending the defined contribution retirement plan for employees of Belle Isle.

Comm Nielsen motioned to approve Resolution 16-05 as recommend.

Comm McGinnis seconded the motion.

There being no further discussion, motion passed unanimously.

Permitting Process

- Attorney Kruppenbacher stated that he has asked April Fisher to develop an application review process time frame on City letterhead so that when someone comes in to file a permit, they will be provided a document that will let them know how much time it will take to process. The document will state that an applicant will be notified within ten days and if of their application. If the application has any errors, it will take up to a maximum of eight weeks for approval for site plans, variances and special exceptions. He noted that a check lists will also be made available so applicants will know what specific documents are required for their project. Applications for non-planning items, such as pavers, pool, shed fences and roofs, may take up to five days for approval. Yard sales may take up to two days for approval.

Comm Weinsier asked if the time frame should be calculated in business or calendar days. Discussion ensued and it was agreed that the process will be calculated as business days.

Comm Nielsen motioned to approve the application review process timeline with a modification that it will be calculated in business days.

Comm Gold seconded the motion.

There being no further discussion, unanimously approved.

Attorney Kruppenbacher clarified; if a citizen finds themselves in an emergency situation they did not contemplate they should let City staff know so that the appropriate arrangements can be made.

Discussion of Inter-local Agreement with Orange County Environmental Protection Agency

- Attorney Kruppenbacher reported that he is working to obtain copies of the previous inter-local agreements with Orange County Environmental Protection Agency. In addition, Attorney Kruppenbacher recommended that the City enter into an inter-local agreement with Orange County Environmental Protection Department.

Comm Lance said after reading several documents related to dock permits, sea walls, swales and the water shore-line, the City really needs to have a professional. In speaking with Liz Johnson from the County, she informed him that the reason Orange County had decided to back away is because our ordinance mirrored Orange County's. He further added that Orange County said they would work with the City, without an agreement, if the current ordinance is repealed.

Attorney Kruppenbacher reported that he has had some difficulty getting a return phone call from FEG and indicated there are a couple of drainage issues that need to be addressed immediately. He advised Council, if he does not get a returned call from Larry Ray (FEG), he will meet with the Mayor regarding some standing issues and will ask for approval for the repairs if the cost remains under \$10,000. Commissioner Nielsen suggested that the Attorney try to contact Harvey Harper at ERD who has also done work for the City.

Tree City USA committee member selection

- Attorney Kruppenbacher opened discussion for the Tree City committee member selection. He read the names of the individuals who were selected previously. Comm Weinsier suggested that the Commissioners reappoint the individuals that had previously volunteered to serve. Council was directed to provide their candidate appointees to the City Clerk to place in on the agenda for the next City Council meeting.

Mayor Pisano stated that Tree City Committee members will be tasked with doing the BING neighborhood grants, and advising where trees should be planted throughout the City. Comm McGinnis asked when a Tree City Board meeting will be held and who will be the point person for questions. Mayor Pisano said the dates will be determined once the Board is created and Comm Nielsen will be the point person.

- Attorney Kruppenbacher reported that the Belle Isle Police Department currently has a finger-print system that is outdated and capable of being attacked and compromised. To update it would run about \$10,000. We average approximately one Belle Isle citizen per month, and it is primarily used for people who come to be fingerprinted, who are applying for something. Attorney Kruppenbacher stated that the City of Edgewood has an updated system and recommends that the City not spend the money to update the system. He would like to have the City direct those in need, on the City's website, to the Edgewood Police Department for service. Council was in agreement of the recommendation.
- Attorney Kruppenbacher asked for a motion to declare Vehicle #901 - 2007 Chevrolet Impala with 118,016 miles as surplus. Several costly repairs have been made; it continues to run poorly and now needs a new cooling and air conditioning system.
Comm Gold motioned to surplus vehicle #901.
Comm Lance seconded the motion.
No further discussion, motion passed unanimously.
- Attorney Kruppenbacher said that he has been advised that the City previously spent approximately \$15,000 to repair roof leaks at the school facility. He has an initial report that there may be leaks in other buildings, which may cost roughly \$250,000 to repair. As the landlord of the property we have certain landlord obligations, and **are is** recommending an evaluation of the building; establish a maintenance plan, as well as a master plan that evaluates all systems. Additionally, he has learned from Finance that there is an account containing money, which is required by the bond trustee, held by the trustee, **and** intended for repairs of the school facility.
- Attorney Kruppenbacher informed Council that by July 1 all Council members, and any appointed board members in the City, must file their financial disclosure form with the State of Florida for the year 2015 to avoid being fined for non-compliance. Attorney Kruppenbacher recommends if any Board member knowingly **choosing chooses** not to file, Council should consider their term on the Board expired. Council discussed the position of the P&Z Board members and the Tree USA Advisory Board.
- Attorney Kruppenbacher acknowledged Acting Chief Houston's role in the early morning hours of Saturday taken place at the Pulse nightclub and thanked her for her professionalism.
- Attorney Kruppenbacher provided an update on the Mattamy Homes project. He stated that he is waiting for an update **front from** the Attorney General's office on the road standards. Discussion ensued.
- Attorney Kruppenbacher asked Council to e-mail any projects or thoughts for this year's budget to the City Clerk so that she may forward them to Finance. Finance will be drafting the budget Fiscal Year 2016/2017. Comm Nielsen commented that with all the projects that need to be done, Council may need to keep the option open to increase the ad valorem. Mayor Pisano also noted that once the mileage rate is submitted, the number can come down, but it cannot be raised.

Attorney Kruppenbacher stated that Council needs to get ahead of the budget because of some of the structural issues that have to be addressed with the school property. The worst case scenario is that they may need to use some of the reserve funds to get things done because he is finding things that have not been addressed.

Comm Mosse asked if there a maintenance superintendent at the school. Attorney Kruppenbacher said there is a janitor at the school; however, it was beyond the level of a building tech. As the owner of a property of this size, he will be recommending a thorough site evaluation be required.

COUNCIL REPORTS

Comm Nielsen - District 7

Commissioner Nielsen said she has received a few calls from residents about street sweeping in Lake Conway Estates and other areas near the lake. The City contracts with Orange County who uses a company who provides ~~and~~ a satisfaction guarantee policy. The company should not be leaving debris on our streets and should not be going any faster than ten miles per hour. She asked if someone becomes aware of any issues the resident can call someone with the date and time and report it to the Orange County Senior Environmental Specialist. Comm Nielsen asked if it will be appropriate to place the information on the Belle Isle web site. Attorney Kruppenbacher directed the City Clerk to obtain a street sweeping schedule and map along with the information they would like to post on the website.

Comm Nielsen asked how many resumes have been received for the City Manager position and when will Council start reviewing the resumes already received. Attorney Kruppenbacher said he will forward the 39 resumes received and asked that the applicants not be contacted at this time. Discussion ensued on the evaluating process. Council was in agreement to review the current applications and bring their top 10 selection the next meeting for discussion.

Attorney Kruppenbacher commented that an application for a police department vacancy has been received. He has been interviewed and has had the appropriate reviews. Council authorized Acting Chief Houston to fill vacancies as needed. However, new positions will be brought to Council for approval.

Comm Lance - District 4

Comm Lance was happy to report that the NAV Board has approved \$6,000 for the lake clean up. He stated that a private company has been hired to do the work. The cleanup will not be on the City's dollar, but paid through the collected MSTU tax dollars.

Comm Lance noted that with all the development proposed in the City it is important to make sure that trees are not removed. Additionally, it is important to make sure developers are aware of our ordinances.

Mayor Pisano noted that she had appeared before the NAV Board to request more police dollars. Comm Lance said that he is lobbying to get more funds allocated to the City. Discussion ensued on lake activity and the need for police lake patrol in the evening.

Comm Weinsier - District 3

Comm Weinsier said he received an email regarding parking at the Perkins Boat Ramp. Permits are required for vehicles pulling trailers. If someone has a paddle board do they have the same access? Mayor Pisano said April Fisher should look into this issue and report back to Council.

Comm Weinsier referenced correspondence from Orange County Commissioner Pete Clarke inquiring about the status of putting a paddle board ramp at Warren Park. Comm Weinsier said he sees it as a benefit and asks, what can Council do to move this forward.

Comm Nielsen stated that a permit is required by the City and the previous City Council had voted not to issue the permit. She believes it will be a benefit. Attorney Kruppenbacher recommended that it be placed on the agenda for the next council meeting.

Comm Weinsier spoke of using "green" products and techniques for lawn care. He asked if the City can maintain a list of lawn care providers who utilize "green" products. Comm Lance suggested that perhaps lawn companies spraying any chemicals be required to have a permit. He further added that Orange County has an ordinance that does not allow the use of nitrogen or phosphorous in the summer months if you live on the lake.

Attorney Kruppenbacher asked Ms. Fisher to research the approved green products and laws for discussion.

Comm Weinsier asked if the Belleisle.gov domain has been reserved. Attorney Kruppenbacher said he will have an update at the next meeting.

Comm Weinsier announced that the Pine Castle Historical Society will be having a book release signing. Dr. Weir will be at the Woman's Club on Sunday at 3:00pm.

Comm McGinnis - District 2

Comm McGinnis requests to nominate former Comm Larry Ady for the Florida League of Cities Lifetime Achievement Award. She noted that the award will be presented ~~to~~ at the Florida League of Cities Conference in August.

Comm McGinnis gave an update ~~in~~on the purchase of the yard signs to announce City Council meetings. She said they ~~would~~will cost more than she had anticipated. After Council discussion, it was agreed to move forward. Comm McGinnis said she is waiting to speak with Code Enforcement on placement ~~if~~of signs in the City.

Commissioner McGinnis proposed that the City host an Orange County Candidates Meet and Greet. Discussion ensued. Council agreed that Comm McGinnis speak with the Woman’s Club and work in conjunction with them on the forum.

Comm Gold - District 1

Comm Gold would like to move forward with a pension plan for the police department and ask that figures be brought forward. He believes the City must match the competitors. Attorney Kruppenbacher said these discussions are counterproductive. He suggested that the any issues or suggestions brought to Council members should be addressed with the Chief, so that she can bring forward recommendations.

Comm Gold asked if the Public Works Department has adequate equipment for some of the jobs, such as a power saw. The City Clerk responded that larger assignments are usually contracted out.

Comm Gold spoke of a 360 degree camera (360 Fly) that would be useful for televising meetings at such time as City Council decides to video them. Attorney Kruppenbacher stated that this item may or may not be on the agenda for a vote, and asked that it be placed on the agenda for a future meeting.

ADJOURNMENT

There being no further business, Mayor Pisano called for a motion to adjourn, unanimously approved at 8:55pm.

Yolanda Quiceno
CMC, City Clerk



city council minutes

July 1, 2016 * 8:00a.m.
Workshop Session

The Belle Isle City Council met in a workshop session on July 1, 2016 at 8:00a.m. in the Belle Isle City Hall Council Chambers.

Present was:

- Mayor Lydia Pisano
- Vice Mayor/Commissioner Harvey Readey
- Commissioner Gold
- Commissioner Katy McGinnis
- Commissioner Jeremy Weinsier
- Commissioner Bobby Lance
- Commissioner Sue Nielsen

Absent was:

- Comm Lenny Mosse

Also present was Attorney Kruppenbacher, Deputy Chief Houston and City Clerk Yolanda Quiceno. Mayor Pisano called the meeting to order at 8:00a.m.

Mayor Pisano opened Council discussion for consideration of the applications for City Manager. Council members were asked to bring their top candidates for consideration in continuing the preliminary screening process.

Comm Lance said he noticed that there were approximately 17 candidates that are well qualified, and because of the required ICMA qualifications they are being cut off.

Comm McGinnis agreed and asked why the requirement should include the ICMA certification if the experience is basically equal.

Mayor Pisano stated that the ICMA designation is a requirement, which holds the City Manager to a higher standard of professionalism. If the applicant is not ICMA certified, the City will have to eventually pay for the certification, and will require the City Manager to be away from the office.

After review and discussion, each Commissioner and Mayor addressed the important criterions used in their process in reviewing the applications. Council agreed to the following 28 out of the 56 applications received as follows,

2	3	6	12	13	16	17	18	20	21
23	24	26	27	32	35	37	38	39	41
45	46	48	49	50	54	55	56		

Attorney Kruppenbacher directed the City Clerk to close the listed position as of July 1, 2016 on the City’s website, Florida League of Cities and ICMA websites.

Attorney Kruppenbacher noted that he will provide a draft outline of the process as discussed. He directed the Commissioners not to contact any of the applicants or their references at this time. The applicants will be fully screened by the City Attorney once the Council has approved the short listed candidates. Letters will then be sent to all applicants once the process has been completed.

Council was advised if they decide to add any of the remaining candidates to the qualified list before the next meeting, they should send their recommendation to the City Clerk.

After discussion, Council agreed to cancel the July 8th meeting and reconvene on July 15th at 10:00am to allow all Commissioners to attend.

CITY ATTORNEY'S REPORT

Attorney Kruppenbacher reported on the following items to be discussed at the July 19th meeting as follows,

- He will provide for approval an Ordinance consistent with the Tree USA designation, which will state that the Tree Board will report in an advisory capacity. He asked Council to bring forward their appointments for the July 19th meeting.
- He will bring forward contracts for a couple of City employees that will ensure a sense of security.
- The Belle Isle Police Department (PD) building has significant issues. He has retained a professional company to provide an extensive report on the structure and air conditioning system to provide corrective, efficient steps moving forward.
- He reported that the officer previously mentioned in the last meeting will not be hired. The PD is currently interviewing another candidate and will bring forward for recommendation. Mayor Pisano stated that there was a consensus, at the last meeting, that it was not necessary to bring forward candidates for current positions.
- He reminded Council of the upcoming budget meetings and said he is working closely with staff on the Trim and budget deadlines.
- He reported that there are a number of drainage issues in Wind Harbor that require some attention.
- .Gov domain application has been processed.
- Orange County Comm Pete Clarke wrote a letter to the City requesting approval of a launch ramp at Warren Park. Attorney Kruppenbacher said he will be adding it to the agenda for discussion on July 19th.

There being no further business Mayor Pisano called for a motion to adjourn, unanimously approved, at 9:15am.

Yolanda Quiceno
CMC, City Clerk



city council minutes

AGENDA
July 5, 2016 * 6:30p.m.
City Council Regular Session

The Belle Isle City Council met in a City Council Regular Session on July 5, 2016 at 6:30p.m. at the City Hall Chambers located at 1600 Nela Avenue, Belle Isle, FL 32809.

Present was:

Mayor Pisano
Vice Mayor Readey
Commissioner Gold
Commissioner McGinnis
Commissioner Lance
Commissioner Mosse
Commissioner Nielsen

Absent was:

Commissioner Weinsier
Attorney Kruppenbacher

Also present was Attorney Callan, Deputy Chief Houston and City Clerk Yolanda Quiceno.

CALL TO ORDER

Mayor Pisano called the meeting to order at 6:30pm.
Mayor Pisano stated for the record that Commissioner Weinsier is excused and will not be in attendance.
Commissioner McGinnis gave the invocation and led the Pledge to the Flag.

CITIZEN COMMENTS

Mayor Pisano opened for citizen comments.
There being none, she closed the citizen comment section.

ATTORNEY'S REPORT

Attorney Tom Callan, serving for Attorney Kruppenbacher, spoke about the comprehensive code rewrite being conducted by consultant April Fisher. One of the gaps that were identified was the lack of the commercial site plan and master plan process for commercial properties. This is one of the few items that are not "robust enough" in the code of ordinances to guide the City and provide the necessary points for review. He proposed a moratorium for any future commercial development rezoning, including C1, C2 and C3 categories, that will last no longer than three months to consider a building permit without a master plan. He clarified, that any current applications that are in process will move forward as approved.

After discussion, he recommended the following motion for approval,

Whereby the City of Belle Isle establishes an emergency moratorium by Resolution as of July 5, 2016; whereby the City will defer any permits for new construction for any non-residential uses, rezoning, master plans, building permits and/or improvements for three months, with a condition upon the City Council being presented with an Ordinance in two weeks to enact that issue.

Comm Lance motioned to approve the moratorium as discussed.
Comm Gold seconded the motion which passed unanimously 6-0.

Mayor Pisano opened for Council discussion.

Comm McGinnis asked how many permits this moratorium will delay if passed. Attorney Callan said there are not many. We are at the point during the code rewrite where it is appropriate for the City to exercise the discretion.

Comm Lance asked for the moratorium to be amended to include commercial properties/developers, multi-family living, apartments, condos and hotel re-zoning, improvement, use or building that have not already been submitted.

Attorney Callan stated anything more than four units per acre; single family will be subject to this motion.

Comm Lance motioned for approval of the amendment as discussed.

Comm Gold seconded the motion which passed unanimously 6-0 upon roll call.

Comm Nielsen	aye
Comm Mosse	aye
Comm Lance	aye
Vice Mayor Readey	aye
Comm McGinnis	aye
Comm Gold	aye

MAYOR'S REPORT

- Mayor Pisano provided an update on the City Manager selection and stated that the City received 55 applicants. Council narrowed the selection to 28 and will reconvene on July 15, 2016.
- The City has received confirmation of the .Gov website.
- She will be working on scheduling a Movie Night and a Veterans Day Parade.
- Announced that the Cork and Fork is having a Christmas in July event on July 21st from 6pm-9pm.
- She reported that the Belle Isle PD has been selected as one of the top three agencies for an FDOT award this Friday.

COUNCIL REPORTS

Comm Gold – District 1

- Comm Gold asked if the City will be pursuing the Dept of Justice Medal of Valor award. Acting Chief Houston said it is a little too early. There are so many opportunities; however, at this time they are thankful for all the support.
- Discussion on pPension pPlans was addressed. Mayor Pisano noted that it will be placed on the agenda under the Attorney's Report for July 15 budget meeting.

Comm McGinnis – District 2

- Comm McGinnis reported that she ~~has~~ spoke~~n~~ with Code Enforcement on placement of the meeting yard signs. Mayor Pisano asked that she bring forward to the July 19th meeting for review.
- She also informed Council of the upcoming Florida League of Cities conference. Comm Mosse asked if the City Clerk can resend the flyer. Council agreed.

Vice Mayor Readey – District 5

Vice Mayor Readey asked if the Attorney will be bringing forward a rating form for the City Manager selection process. He stated that he sent a draft copy to the City Attorney for review.

Comm Lance – District 4

- Comm Lance announced his Tree City appointment. He introduced Susan Ambridge residing at 7015 Seminole Drive as his appointment for District 4.
- He thanked Code Enforcement for the monthly report.

Mayor Pisano asked all Commissioners to forward any budget items to the City Clerk by Friday, July 8 no later than 5:00pm along with appointments for the Tree USA Board.

Comm Mosse – District 6

- Comm Mosse noted that he would like to keep the current appointment for the Tree USA Board for his district.
- He added that he would like to see the Nela Bridge power washed.

Comm Nielsen – District 7

- Comm Nielsen said Orange County will be having a neighborhood outreach on Saturday, which may be an informative event to attend, specifically to learn of the available grant opportunities. Council discussed the Belle Isle Bing grant and Orange County grant opportunities.
- Comm Nielsen asked if the budget meeting is going to be an open discussion, and requested that the Finance Manager be in attendance. She discussed street paving and the open projects that have not been completed from the previous budget year.

ADJOURNMENT

There being no further business, Mayor Pisano called for a motion to adjourn, unanimously approved at 7:45pm.

Yolanda Quiceno
CMC, City Clerk

DRAFT

ORDINANCE NO.: 16-08

AN EMERGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELLE ISLE, FLORIDA, ESTABLISHING A MORATORIUM ON ANY APPLICATION FILED AFTER 5pm ON JULY 5, 2016 FOR BUILDING PERMITS, SITE OR MASTER PLAN, REZONING FOR ANY PROPERTY THAT IS NOT ZONED SINGLE FAMILY RESIDENTIAL LESS THAN FOUR UNITS PER ACRE, WHICH MORATORIUM SHALL END NO LATER THAN OCTOBER 5, 2016; PROVIDING FOR SEVERABILITY; CONFLICTS AND EFFECTIVE DATE.

WHEREAS, the City of Belle Isle, Florida, is physically located within an environmentally sensitive area encompassing multiple waterways; and

WHEREAS, the lakes that are within and about the City of Belle Isle, Florida are part of the Lake Conway chain of lakes that is environmentally sensitive; and

WHEREAS the City council of the city of Belle Isle, Florida, is desirous of protecting its communities from any environmental or other hazards; and

WHEREAS, the City of Belle Isle, Florida, is primarily a single family residential community with quarter to one acre lots but does have other more intense uses from residential like multifamily, office, industrial and commercial uses; and

1 WHEREAS, the City of Belle Isle, Florida is in the final stages of a code
2 rewrite which is to establish new procedures and regulations that protects
3 single family residential uses and the lakes from the additional impacts from
4 more intense uses such as multifamily, office, industrial and commercial uses
5 to assure, proper location, flexible buffers, environmental protections
6 concerning or avoiding impacts from new development and expanded development
7 to reduce the threat of environmental contamination, water pollution to the
8 Conway Lake system; and to insure proper compatibility with new or future
9 planned residential development; and,

10

11 WHEREAS, much of the local roadways in the City that were formerly built by
12 the County or the State preceded environmental permitting and standards
13 against disposal of stormwater into the lake system; and,

14

15 WHEREAS, in the current code rewrite intends to address compatibility and
16 those site development issues concerning protection of the environment: and

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18 WHEREAS, the code rewrite is projected to be presented to City Council no
19 later than October 1, 2016 for adoption.

20

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

23 1. A Temporary Moratorium is hereby approved to accept, evaluate, consider
24 or vote upon any application for building permit, sight plan, variance,

25

1 special exception or rezoning for any building, improvements or
2 property located zoned, grandfathered or intended use is for
3 multifamily (more than 5 units per acre), office, industrial and
4 commercial uses.

5 2. The Temporary Moratorium in 1, above, shall not apply to any
6 application filed with the City prior to 4pm on July 5, 2016.

7 3. This Emergency Ordinance shall be in effect immediately.

8 4. This ordinance shall sunset on October 5, 2016 unless further action is
9 taken by the City Council of the City of Belle Isle, FL.

10 ABSENT YES NO

11 Ed Gold _____

12 Katy McGinnis _____

13 Jeremy Weinsier _____

14 Paul Robert Lance _____

15 Harvey Readey _____

16 Lenny Mosse _____

17 Sue Nielsen _____

18
19 DONE AND PASSED BY ALL MEMBERS OF THE BELLE ISLE CITY COUNCIL OF THE CITY OF
20 BELLE ISLE, FLORIDA, THIS _____ DAY OF _____, 2016.

21
22 By: _____ ATTEST By: _____

23 Mayor

City Clerk

24 City of Belle Isle, Florida

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Approved as to form and legality
Frank Kruppenbacher, City Attorney

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 16-08 was duly and legally
passed by the Belle Isle City Council, in session assembled on the _____
day of _____, 2016, at which session a quorum of its members were present.

Yolanda Quiceno, City Clerk