

**CITY OF BELLE ISLE
WORKSHOP SESSION
OCTOBER 26, 2005**

The Belle Isle City Council met in workshop session on Wednesday, October 26, 2005 at 8:30 a.m. The following members were present:

William G. Brooks	Mayor
Charles R. Scott	District 3
Larry I. Ady	District 4
William F. Ravenel	District 5
Sarah G. Goodwin	District 6
Eric S. Spaulding	District 7

Absent were Commissioner Jacquot, District 1 and Commissioner Prince, District 2.

Also present were City Manager Larry Williams, City Attorney John F. Bennett, City Clerk Belinda Bateman, April Stevents of PEC, Robert Collins, and others.

MAYOR'S REPORT:

Mayor Brooks reported the following:

- a. Expressed concern with neighborhood crime and asked for additional patrol to show a stronger law enforcement presence.
- b. Suggested the City encourage Neighborhood Watch Committees involving area teens.

City Manager Williams responded that to his knowledge there has only been 1 burglary; and a local suspect has been identified. The other activities were open cars with valuables in plain sight with suspects from out of the area.

He also advised that many shifts have already been double covered.

- c. Mayor Brooks advised an 8 – 10 foot alligator has been repeatedly sighted in the middle lake, close to the north shoreline. Authorities have been contacted for removal.
- d. Asked that the broken culvert at St. Michael and Cullen Lake Shore repair be expedited as it is a safety hazard and has been broken for more than four weeks.

City Manager Williams advised he will report on the culvert repairs in his report.

- e. Asked the status of the dog poop clean up ordinance.

Commissioner Ady advised that posting a sign with a fine would encourage pet owners to clean up after their pets.

- f. Asked about the verification of the 90 day grace period recorded in the workshop minutes.

City Clerk Bateman responded she had verified the term of the grace period by listening to the tape from the meeting and 90 days is correct.

- g. Asked that corrections be made to the portion of the minutes where vehicle for sale signs was discussed. Mayor Brooks stated the direction from Council was that the City print signs and issue them; and that vehicles for sale at any one address be limited to two times per year. He added that the signs are to be weatherproof and provide a space to print the issue and expiration date. He further advised that a draft ordinance including the above stated items be presented at the next workshop for discussion.

- h. Advised the Annual Belle Isle Calendar is being prepared and asked about the theme for the 2006 issue.

City Manager Williams responded the theme follows last year's theme with additional information on protecting our lakes and natural resources.

Mayor Brooks advised he would like to add some special dates to the calendar including May as NF Awareness Month.

- i. Mayor Brooks invited representatives from Windsor Place to make a special presentation. A check was presented to the City from the Windsor Place HOA in the amount of \$500.00 for the City of Belle Isle/Waveland Disaster Relief Fund. The residents of Windsor Place chose to donate the money to the fund instead of paying for their annual picnic. Instead the residents furnished the food and other items themselves for the event so the money would be available for donation to the fund.

Mayor Brooks thanked the residents of Windsor Place and the HOA representatives for their generous contribution.

Commissioner Spaulding, a Windsor Place resident, challenged other HOA's to match or exceed their contribution.

- j. Mayor Brooks advised he has had requests from residents in Belle Isle West and Belle Isle Pines to actively seek a traffic signal for Gondola at McCoy Road.

He asked that a resolution asking for a traffic signal warrant study be adopted by Council at the next City Council meeting.

It was the consensus of Council to have a supporting resolution placed on the City Council agenda.

- k. Mayor Brooks and Commissioner Goodwin discussed the issue of a proposed traffic signal for Conway Road at Cove Drive.

Commissioner Goodwin advised of a meeting with the Conway Community Council and City of Orlando Commissioner Diamond which is to take place on November 7th, 2005.

After general discussion, it was the consensus of Council to add a resolution encouraging the installation of the traffic signal at Cove/Conway to the next agenda.

CITY MANAGER'S REPORT:

City Manager Williams reported the following:

- a. Distributed a memo from City Clerk Bateman regarding a discussion with the Waveland, Ms. City Clerk.
- b. The appeals court upheld the Kissimmee shopping cart ordinance, which he distributed to the Council.
- c. Advised there is some difficulty with the sidewalk vendor. He will meet with the vendor later today to discuss resident complaints and a different method of repairing the inlet culverts.
- d. To date the City has been reimbursed \$3.2 million of the \$3.4 million in project worksheets submitted. In addition to the \$3.2 million, \$230,000 has been allocated by the state for swale restoration. Belle Isle has received approximately 90% reimbursement.
- e. City Manager Williams advised he has been asked to spearhead a FEMA Appeals committee.
- f. The Zoning Adjustment Board heard Belle Isle's variance request regarding the masonry wall required at our Sunny Lane Warehouse facility. We have not yet received written confirmation, but the motion which was adopted requires the city to build a 6' masonry wall along the east and north sides of the property, except for the entry gate.

Mr. Williams recommended to Council that the city move forward with the wall. He advised that there is also a 180 day time limit for completion.

- g. Mayor Brooks asked City Administrator Williams if the city is still allowing non-Waste Management roll off containers

Mr. Williams advised that due to the disaster areas from hurricanes, a large number of roll-offs have been sent out of the area so the use of non-Waste Management roll offs is continuing until Waste Management advises us that their inventory of roll offs has returned to a normal level.

- h. Mayor Brooks talked about the status of the Belle Isle Commons masonry wall. He advised the wall is in permitting at Orange County and an issue has been raised regarding a utility easement. If the wall can't be accommodated within the easement and is constructed outside of the easement the fire lane requirements become an issue. The property management firm has been working with Orange County to find a solution to the issue.

PRESENTATION BY MR. ROBERT COLLINS

Mayor Brooks invited Mr. Collins to address Council regarding his proposed development of condominium villas for the Hunt's Villa Mobile Home Park property.

Mr. Collins discussed the proposed dock with multiple slips and estimated length of 110'. He advised that he was present to answer any questions and to discuss any objections the commissioners may have.

There was discussion regarding the length of docks within 300' of the subject property.

Mr. Collins advised that he will be submitting a final plat in the near future.

CITY MANAGER'S REPORT CONTINUED:

- g. Discussion regarding proposed LCNAB project to dredge Venetian Canal:

April Stevens, PEC, advised the proposed spoil site (Venetian Park) has the support of area residents as evidenced through the petition.

Commissioner Ady stated several residents feel they were misled by those circulating the petition. He stated 11 signatures are not Venetian residents.

Discussion ensued regarding the number of residents in support of the project versus the minority of residents opposed to the project.

Mayor Brooks suggested the adjacent parcel of land recently purchased by Mr. Marc Hooker may be available as a spoil site.

Ms. Stevens advised the Park would be needed for approximately 2 months. That time period includes staging and spoil site use.

Commissioner Spaulding asked where the County would place the spoil material if the park were not there.

Ms. Stevens responded the project has restricted funding which may determine whether or not the project can be done if the park area is not available as a spoil site.

Mayor Brooks advised that other spoil sites were sought and access was denied. He suggested that Mr. Hooker be asked about the use of his property and the park area be used only if the Hooker property is not available.

Mayor Brooks also advised the petition has been reviewed and there are 41 affected addresses; 32 of which are on the canal. 33 property owners signed the petition in support of the project; 1 owner objected to the project and 7 owners were not available. He further advised that 27 owners around Venetian Park signed in support of the project.

City Manager Williams stated a majority of the residents want the project to happen, a guarantee of complete restoration can be secured in the agreement between the City and Orange County; and there appears to be no alternative.

Mayor Brooks asked that items #1 and #2 in the Orange County letter be more clearly stated. He said the project equipment will tear up the pavement and he would like to have the roadway impacted by the project repaved rather than just repaired; and he wanted the park restoration to include sod rather than being seeded.

Commissioner Goodwin spoke in support of the project.

City Manager Williams stated the item will be placed on the agenda for Council action; and that the language will be more detailed regarding the condition to which the park and paving must be restored.

Commissioner Scott asked that a date certain for completion be included in the agreement and that the turbidity situation be closely monitored.

- h. City Manager Williams advised the Orange County Building Department has asked that the Interlocal Agreement for Building Permits and Inspections be reviewed and updated. A sample agreement has been distributed to Council. This item will be on the December City Council agenda for consideration.
- i. Mr. Williams advised there has been discussion with some property owners south of the Beach Line who are interested in annexing into Belle Isle. He said he would keep Council updated as this issue progresses.
- j. The engineer from Miller-Legg has advised it will not be possible to do the Nela Bridge Improvements Project without the bridge being closed to traffic for some periods of time. An addendum to the project specifications will be issued to all plan holders to provide a traffic control plan/schedule.

CITY ATTORNEY'S REPORT

City Attorney John Bennett reported on the following:

- a. Regarding the "Highlands at Lake Conway" application for a neighborhood improvement matching grant, it has been determined that only that portion of the project outside the gates of the subdivision are eligible for the matching grant. Anything within the gates is on private property and therefore ineligible for grant funding under our NIMG program.

The same applies to the request by the Lake Conway Estates HOA submission. Unless the recreation lot is open to the public, the proposed project is ineligible for NIMG funding.

- b. Discussed criteria for commercial vehicle definition. He advised that the ordinances reviewed from Orange County and City of Orlando have different criteria. The draft ordinance includes language that Council may wish to amend. He advised that Council will need to determine what criteria they want to have in the ordinance limiting size, weight, signage, etc.

- c. Regarding the McCrory case, Mr. McCrory did not pay the settlement amount within the required time period. A motion for Public Auction will be filed.
- d. Regarding the Bryant property, a meeting with Commissioner Prince and Mrs. Bryant's landscape architect was held to discuss possible landscaping to minimize the visual impact of the structures.

COUNCIL REPORTS:

Commissioner Ady: advised he spoke with Mr. Crittenden and was informed the School Board has approached Mr. Crittenden about a possible school site on his property.

Commissioner Ady advised the fence at Lagoon Park is leaning and needs to be straightened. He stated the maintenance crew can obtain a key from one of the residents on the west part of Trentwood for access to the lot.

He asked if the City were to take over Hoffner would it still be possible for the County or State to widen it anyway?

Attorney Bennett stated that as a state road it probably could be.

Commissioner Goodwin: reported she had advised Orange County Commissioner Stewart of the errors in a recent article from the Commissioner that was printed in a locally distributed paper.

Commissioner Goodwin reported a number of complaints from area residents on the sidewalk work and the poor clean-up. She stated the condition of the areas where work is being done or has been completed is unacceptable.

Commissioner Goodwin stated Conway Lakes and The Landings were to have a joint meeting to discuss speed humps.

If there is no agreement between the two subdivisions, Conway Lakes wants to have some additional stop signs to slow down traffic.

Mayor Brooks responded that Wanda Kenton Smith advised him a task force was to be created. The task force would consist of two Commissioners, the City Manager and representatives from each subdivision.

Commissioner Ravenel asked what would happen if one area wants the speed humps but the other does not.

City Manager Williams advised that if this issue is moved forward a study will be conducted. He also noted that he has reviewed the police reports from that area and there is a low incident of speeding. Very few of the vehicles were going over 25 MPH.

Mayor Brooks advised that speed humps were installed on Nela to cut down on the cut through traffic. There is no cut through traffic in Conway Lakes and The Landings. There is only one ingress/egress for both subdivisions.

Commissioner Scott: asked about the appraisal recommendations and why there was such disparity between the review appraisals received.

Mr. Williams responded that he was comfortable with the recommendation from Fred Fox Enterprises, Inc. and that the firm awarded the review appraisal must meet specific criteria and the low bidder has good experience with review appraisals.

Commissioner Scott asked about the status of the Wind Harbor request regarding their lake lot.

Mr. Williams responded that the result of the meeting with the city attorney, Mr. Lucey, Scott Lee and George Boettinger was that the city could not pay for or fund the requested project because it benefited only private property.

Commissioner Scott advised a black pickup truck has been parked on Lake Drive for more than a week. He also advised there is a jeep in the right of way on Hoffner with a for sale sign.

Commissioner Spaulding: Advised that he had noticed the curb inlet on Cullen Lake Shore Drive had not yet been repaired.

Commissioner Spaulding asked that the October 4th City Council Regular Session minutes be amended to include his motion to allow Commissioner Spaulding to participate by telephone.

City Clerk Bateman advised the amendment would be made to the record showing that the motion failed due to lack of a second.

Commissioner Spaulding asked about the status of seeking control of Hoffner Avenue.

Mayor Brooks advised he is waiting for the County's response.

Mayor Brooks also asked that the spelling of Linda Akin's name be corrected on page 2 of 5 of the October 4th minutes.

Commissioner Ravenel – no report.

There being no further business to discuss, the meeting adjourned.