

**CITY OF BELLE ISLE
REGULAR SESSION
August 5, 2008**

The Belle Isle City Council met in regular session on Tuesday, August 5, 2008 at 5:30 p.m. in the Belle Isle City Hall Council Chambers, 1600 Nela Avenue, Belle Isle, Orange County, Florida 32809.

The following members were present:

Bill Brooks	Mayor
Larry I. Ady	Vice Mayor
Thomas G. Petruzzi	District 1
Trudy Prince	District 2
Charles R. Scott	District 3
Harvey Readey	District 5
Lydia Pisano	District 6
Eric S. Spaulding	District 7

Also present were Be Bateman, City Manager, John Bennett, City Attorney and Miriam Rodriguez, Administrative Assistant

Mayor Brooks called the meeting to order at 5:30 p.m.

MAYORS' REPORT

Mayor Brooks said he had a conversation with Mayor Teague regarding law enforcement and he expressed he's open to sit with us.

Mayor Brooks said, if it's ok with Council, we will hear Citizens' comments before City Council reports.

CITIZENS' COMMENTS

1. Kathy Hayes of 4325 Quando said, speaking for myself, when I visited the meeting at the Agricultural Center, I have been asking myself what is the right way to go ahead? I talked with Dominick Fiacco he said residents will hate 75 feet of asphalt. What I would like to see happen with our entrance is sound engineering standards applied to the job.
2. Tom Goodman of 4340 Cove Drive, said I am the most affected by this new entrance. My frontage is right there 72 ft of asphalt and this is not my view of what Belle Isle is about

The initial proposal from the City of Orlando did not have the asphalt stretch. I sat back and did nothing and hoped everything would be ok. This plan has changed dramatically. I feel this is a negative action to my property value. Where is the water going to drain?

3. Leo Rollman of 5909 Cove Drive said I was expecting someone to speak on a petition that is going around. If you are going to consider a petition I think you should consider what was said at the meeting in June. He asked if they could build a wall on City ROW

Mrs. Bateman said we can grant you to build on our ROW but not on Orange County's ROW

4. John Wise of 3740 Quando Circle said I would like to echo what was said. We had two meetings there were about 30 people. People agreed to the plan. My wife and I received an email at 1:41 PM this afternoon. I don't know where they were supposed to go, if to everyone or to those who agreed on the plan.
5. Dominick Fiacco of 4345 Quando said I only have a few comments. Mr. Rollman mentioned that there was a vote conducted here. I was never notified that there was a vote to be done. There are 180 residents in our neighborhood that were excluded from voting.

Mayor Brooks said that was not an official Belle isle meeting, we provided the facility

Dominick Fiacco continued we were also given short notice, we were told at the last workshop that if we would bring people here tonight that the council would consider helping us. The very next day of that workshop I was out of town. I got back late Sunday and drafted a petition. I don't know what the count is, we have over 32 signatures in favor. We are only asking for the City to help us by writing a letter to the City of Orlando.

Mrs. Bateman said just as a point of clarification. These are the petitions that came in late today. I think the total is about 23 so far.

6. Nicki Wise of 3740 Quando said I am confused because we never even received a petition. I don't know how many were sent out

Kathy Hayes, again, said we asked for all home owners that had emails. We went out last night.

Mrs. Wise said as a homeowner in Lake Conway I feel left out of what is going on now because we were not aware we found out about this meeting through some other neighbors.

7. Ray Heurtin of 3701 Quando asked who will pay for the wall extension if they go with the plan on exhibit B?

Mayor Brooks said I would assume the HOA, or they can apply for a grant.

Mr. Heurtin said I remember there was a meeting on the lake lot and everybody liked the plan. I am upset because I didn't get a petition either. When you have 180 homeowners and you send out thirty something petitions, something is not right.

Mr. Wise spoke again, he said I want to reiterate what Ray said I know there are people concerned but unfortunately it affects everybody in our entire subdivision. To do what has been done goes beyond reasoning

Mayor Brooks said for the record, Mr. Wise handed his petition signed and opposed.

8. Sonny Poff of 4344 Kandra Court said it seems that the only people that got a notice of this meeting were the people that are in favor of changes. Thirty five years ago we formed the HOA, I paid my dues every year for 35 years. I think when a piece of paper goes out, I should get it. It is important to notify people. I would ask you to keep enforced the plan that was presented here.

Mayor Brooks asked if HOA was voluntary.

Mr. Poff said yes.

Mr. Fiacco spoke again, he said he was not trying to railroad anyone with the petition. I apologize for not giving everybody notification. I went door to door, a lot of people were not home. The original engineer that designed Lake Conway East did it right. If the Council gives me more time I will go door to door.

There being no further comments, Mayor Brooks closed the public hearing and opened it to Council for discussion.

Commissioner Pisano said I would like to hear from Pete since you are the closest to Conway, if you desire to speak

Mr. George "Pete" Schumack of 4350 Cove Drive said the roadway will impact all of us. I could support what was proposed in the original plan. I feel like maybe some people did not have the opportunity to vote, people feel left out. I am the first house, I am the most impacted.

Commissioner Pisano said Pete, I know a conversation you and I had you were concerned about the wall extension.

Pete said we need to be a community. I think we are losing that. We are concerned about the Crittenden property. What is fair? We have a lot of other issues going on there that will change the community.

Commissioner Pisano said this is not really a Belle Isle decision.

Mayor Brooks said let me just see if I can summarize all of this. All of the meetings todate, you saw to it that the City of Orlando would listen. The HOA notified people about that meeting, who chose to come, I don't know. We are never going to get everybody to vote. This is an HOA issue and City of Orlando issue. We are trying to be a conduit. If there is a change, we have four people in favor of Exhibition B and we had five people speaking on Exhibition A. Even if we were counting votes, tonight that is not representative of what the true neighborhood desire may be. I would encourage the neighborhood association to invite as many people as you can. The contractor is there working. I believe the City of Orlando's stance is throwing their hands up. What do you want us to do? That is just my take on it. If the neighborhood association wants to change it, it needs to happen overwhelmingly and fast. We thought we were representing what the neighborhood wanted the time we submitted the letter.

Mrs. Bateman said I want to make a comment, we have heard not tonight but comments made in the past indicating that the residents don't feel that Belle Isle has been supportive of the neighborhood. We have tried to be responsive, you asked for a letter of support, we issued a letter of support.

Sarah Goodwin said I want to thank the Council. I do understand that some people feel left out especially on this meeting. I am working full time now. I got the message last night after 6:00 PM we have 129 emails out of 187 homes. I sent 129 emails. I sent them out and I want to make it clear. I thank you very much for your kindness and we appreciate the time you have given us today.

Mayor Brooks said I encourage you to move fast.

COUNCIL REPORTS

- Commissioner Scott asked about deputy patrolling the City.

Mrs. Bateman said they are still patrolling the City.

- Commissioner Readey – asked about the fountain by the bridge and asked for more time until he can get dimensions.
- Commissioner Spaulding – asked for a delay on the recommendation for P&Z Boardmember.

He asked also about the speed tables

Mrs. Bateman said they will be installed Thursday and Friday this week. Traffic engineer checked locations

Mayor Brooks said I strongly urge you and your HOA to hand out bright yellow flyers that this is going to happen

It was agreed to delay installation until flyers can be handed out.

- Commissioner Pisano – no report
- Commissioner Petruzzi spoke about parking on ROW on Hoffner blocking sidewalks, walkers had to go into the street. He asked Mr. Bennett to research if commercial vehicles can be parked on the street overnight?

Mrs. Bateman said that Stacey had a death in the family and will be back Thursday. She will have the deputy go out to Hoffner tomorrow and check the parking issue.

- Commissioner Prince said there are many houses out there lacking house numbers.

Mrs. Bateman said we have an ordinance that requires numbers on the houses.

Mayor Brooks said that is a good point for the next newsletter

- Vice Mayor Ady said he has noticed they are striping the streets on Trentwood and he wanted to make sure Burbank gets striped as the lines have erased some

Mayor Brooks said the yellow lines at Conway and Hoffner shopping center needs to be done. If somebody could notify the property manager.

APPROVED CONSENT AGENDA

Vice Mayor Ady moved to approve consent agenda items a-d
Commissioner Readey seconded the motion which passed unanimously.

ITEM 9:

Continuation of Discussion with Mr. Doug Brunk regarding an amendment to Conway Crest Planned Development to allow for fractional sales.

Mayor Brooks said at this point that continuation is a continuation of a public meeting. If any member wishes to speak on this subject, I will open public hearing. There being no one to speak on the subject, he closed the public hearing and opened it to the Council for discussion.

Mayor Brooks said you can either continue it

Mrs. Bateman said I would advise Council, I saw Doug Brunk, reminded him of the continuation. He was not sure he was going to be present tonight.

Mayor Brooks asked if we had considered the remaining actions. He asked for several variances to his PD, I think one was his wall; so far we have not acted on that.

Attorney Bennett said I think it would be appropriate to deny the request

Mrs. Bateman said this deals with the fractional sales.

Commissioner Petruzzi said he was opposed to the terminology of short term fractional sales and he moved to deny the request.

Commissioner Spaulding seconded the motion which passed unanimously.

ITEM 10 –

Public Hearing – Second reading and adoption of Ordinance 08-06:

AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA, AMENDING CHAPTER 10 OF THE BELLE ISLE CODE OF ORDINANCES ESTABLISHING A MINIMUM MAINTENANCE CODE FOR RESIDENTIAL DWELLINGS, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Brookes opened the public hearing, there being no comments; he closed the public hearing and opened it to the Council for discussion.

Commissioner Petruzzi moved to adopt Ordinance 08-06.

Commissioner Pisano seconded the motion which passed unanimously.

ITEM 11

CONSIDERATION AND FIRST READONG OF ORDINANCE 08-22

**AN ORDINANCE OF THE CITY COUNCIL
OF THE CITY OF BELLE ISLE, FLORIDA,
AMENDING CHAPTER 48, ARTICLE III
SECTION 48-63 OF THE BELLE ISLE
CODE OF ORDINANCES TO PROVIDE
REGULATIONS FOR THE REMOVAL OF
TREES FROMDEVELOPED PROPERTIES
PROVIDING FOR SEVERABIL ITY; AND
PROVIDING AN EFFECTIVE DATE.**

Commissioner Prince moved to advance Ordinance 08-22 for second reading

Commissioner Scott seconded the motion which passed unanimously.

ITEMS 12 through 15

Mayor Brooks said Items 12-15 are related to the drainage improvement and general engineering services

Vice Mayor Ady moved to approve Items 12-15

Commissioner Spaulding seconded the motion which passed unanimously.

ITEM 16

Consideration of awarding bid for emergency drainage project at 1849/1851 Wind harbor Road

Mrs. Bateman said Staff recommends Barracuda Construction because alternate is much less than Slaughter

Vice Mayor Ady moved to award contract to Barracuda Construction.

Commissioner Readey seconded the motion which passed unanimously

There being no further matters to come before the Council, Vice Mayor Ady moved to adjourn.

Commissioner Readey seconded the motion which passed unanimously.

Meeting adjourned.

ATTEST:

Miriam Rodriguez
Administrative Assistant