

**CITY OF BELLE ISLE
REGULAR SESSION
JANUARY 6, 2009
5:30 P.M.**

The Belle Isle City Council met in Regular Workshop on Tuesday, January 6, 2009 at 5:30 p.m. in the Belle Isle City Hall Council Chambers, 1600 Nela Avenue, Belle Isle, FL 32809.

The following members were present:

William G. Brooks	Mayor
Thomas G. Petruzzi	District 1
Trudy Prince	District 2
Charles Scott	District 3
Harvey Readey	District 5
Lydia Pisano	District 6
Eric S. Spaulding	District 7

Vice Mayor Ady, District 4 was not present

Also present were City Manager Be Bateman, City Attorney John Bennett, City Clerk Miriam Rodriguez, and others

Mayor Brooks called the meeting to order.

CITIZEN'S COMMENTS – There were no Citizen's comments

CONSENT AGENDA:

- a) Minutes of November 24, 2008 Special Session, December 2, 2008 Special Workshop and December 2, 2008 Regular Session
- b) Consideration and authorization of Mutual Aid Agreement for Law Enforcement
- c) Belle Isle Drainage Improvements Phase 2 Change Order No. 05
- d) Belle Isle Drainage Improvements Phase 2 Change Order No. 06
- e) Addendum No. 2009-05, 2009-06, 2009-07 and Amendment No, 1 to Addendum No, 2008-10 for Civil Engineering Projects. These addenda and amendments are for work that is proposed for existing and future projects associated with the Civil Engineering projects.

Commissioner Petruzzi said in the minutes of December 2nd Regular Session, Page 2 of 3 – Mr. Finley commended Mr. Fabrizio for his comments and stated that he (meaning Mr. Finley) will be responsible for the policies and procedures of the police department.

Mayor Brooks said on page 1 of 3 under Citizen's Comments, No. 3 Mr. Jack Liberty spoke on his support for a City of Belle Isle Police Department.

Commissioner Pisano said on the workshop minutes, none of her comments or questions were there.

Commissioner Petruzzi moved to approve the consent agenda subject to Mrs. Pisano's approval of the corrections in the minutes.

Commissioner Pisano seconded the motion which passed unanimously.

- **PUBLIC HEARING:** Consideration of an appeal requested by Daniel Myers of 4974 Waterside Pointe Circle, Orlando, FL for parking violation No. 014900

Mayor Brooks advised Council that this was a Trial de Novo hearing. Mr. Myers was not present.

Stacey Ribeau, Code Compliance Officer was present and presented her testimony.

Mrs. Bateman advised that the Council can uphold the citation, uphold citation and wave the fine, or wave the appeal fee

Commissioner Prince moved to deny appeal.

Commissioner Petruzzi seconded the motion

Further discussion: Commissioner Readey stated that there might be a good chance Mr. Myers did not get the letter.

Mrs. Bateman said Mr. Myers came in to ask for the appeal, he paid for the appeal and at that time he would have been advised of the meeting date. If the gentleman was here before you tonight what would your decision be?

Motion passed to deny appeal 5:1 as Commissioner Spaulding voted nay.

- **Public Hearing** – Ordinance 08-24

**AN ORDINANCE AMENDING THE CITY
OF BELLE ISLE COMPREHENSIVE
PLAN; BY ADOPTING AND
INCORPORATING THE WATER**

**SUPPLY FACILITIES WORK PLAN
INTO THE COMPREHENSIVE PLAN,
AMENDING THE INFRASTRUCTURE
ELEMENT, INTERGOVERNMENTAL
COORDINATION ELEMENT,
CONSERVATION ELEMENT, AND THE
CAPITAL IMPROVEMENTS ELEMENT;
REPEALING ALL ORDINANCES IN
CONFLICT HEREWITH; AND
PROVIDING SEVERABILITY AND
EFFECTIVE DATE.**

Rebecca Hammock of Ivey Planning advised Council that she had sent some minor changes which should have been included in your agendas for tonight. She said the request before you is to adopt water supply plan, this is a state mandated amendment.

After a brief discussion it was agreed to change the two dates on the ordinance, clarify irrigation requirements to new development and substantial redevelopment.

Mayor Brooks opened the public hearing. There being no public comments he closed the public hearing.

Commissioner Petruzzi moved to adopt Ordinance 08-24 with changes

Commissioner Spaulding seconded the motion which passed unanimously upon roll call.

- **Public Hearing** – second reading and adoption of Ordinance 08-27

**AN ORDINANCE OF THE CITY COUNCIL OF
THE CITY OF BELLE ISLE, FLORIDA,
AMENDING CHAPTER 50, SECTION 50-32,
DEFINITION OF LOT SPLIT TO INCLUDE ANY
CHANGE IN BOUNDARY LINES BETWEEN
TWO PARCELS OR LOTS; PROVIDING FOR
SEVERABILITY; AND PROVIDING AN
EFFECTIVE DATE.**

Mayor Brooks opened the public hearing. There being no comments he closed the public hearing.

Commissioner Spaulding moved to adopt Ordinance 08-27

Commissioner Readey seconded the motion which passed unanimously upon roll call.

- **Public Hearing** – Second reading and adoption of Ordinance 08-30

**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 PROVIDING FOR
REGISTRATION OF TREE REMOVAL
SERVICES DOING BUSINESS WITHIN THE
CITY; PROVIDING FOR SEVERABILITY; AND
PROVIDING AN EFFECTIVE DATE.**

Mayor Brooks opened the public hearing. There being no comments he closed the public hearing.

Commissioner Petruzzi moved to adopt Ordinance 08-30

Commissioner Readey seconded the motion which passed unanimously upon roll call.

Mayor Brooks asked Council to look at the various amount of sidewalks in the City, we are getting a lot of tree root upheaval damaging gutters, there are a lot of driveway aprons that are badly cracked for whatever reason, look for trip hazards, and let's see what we should be doing.

Commissioner Scott asked Chief Tegg for an update on the police department

Chief Tegg responded that he and Phil Finley have looked at the house and will try and get bids from contractors.

Mrs. Bateman said we have to do a renovation plan and put it out to bid. We are also in the process of getting three quotes to replace the septic system. All bids come before the Council, so you will know where we are.

Mrs. Bateman answered Mr. Fred Johnson's questions from a previous email received.

Commissioner Pisano said Orange County is having a tree-scape on Saturday from 8:00 AM to 12:00 Noon on a first come first serve basis at Taft. Also on January 20th at the AG Centre the City of Orlando is unveiling their design.

Commissioner Pisano said there is also a chance that I will need to be on a conference call at the February 3rd Regular Session meeting.

Commissioner Spaulding moved to allow Commissioner Pisano attend the February 3rd meeting via a conference call if needed.

Commissioner Readey seconded the motion which passed unanimously.

There being no further items to come before the Council, meeting was adjourned.

Miriam Rodriguez
City Clerk