

**CITY OF BELLE ISLE
REGULAR SESSION
FEBRUARY 3, 2009
5:30 P.M.**

The Belle Isle City Council met in Regular Session on Tuesday, February 3, 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 –**

Mrs. Bateman invited Jeff Hewitt to speak

1. Jeff Hewitt of 7310 Matchett Road spoke about the Matchett West Annexation. He said we came before Council in April of last year, one of the pieces of properties there, has an impact fee credit that expires in February of 2010 and we would like to move forward with the annexation. There are two properties we would like to build on; we would build single family residences.

Mrs. Bateman said what I'm looking for from Council is willing to move forward with this one annexation immediately.

Commissioner Readey said he has seen Jeff Hewitt's homes, they are beautiful. I am enthusiastic about it.

Attorney Bennett said he will go back over the paperwork to make sure everything is fine and bring it to the next workshop

Mayor Brooks said to Mr. Hewitt, you have support from us to bring it up at our next workshop on Wednesday, February 25th.

2. Father John Leahy of 7142 Lake Drive, he said he has lived in Belle Isle for over two years and this is his first time at a Council meeting. He said he is also the Pastor at St. Mary's of the Angels on Matchett Rd. He wanted to speak on the three Ordinances coming up before Council. On Ordinance 09-02 the routine maintenance ordinance, he felt it was a bit too harsh.

Mrs. Bateman went on to read the Ordinance for Father Leahy. She said we are allowing for routine maintenance in a residential zone.

Mayor Brooks said I was just checking with Mr. Bennett and perhaps we could add 72 hour/3 day limitation on vehicle maintenance.

Father Leahy said on Ordinance 09-03 regarding abandoned, junked and wrecked vehicles. What if I have a vehicle I want to leave for my grandchild, is that considered an abandoned vehicle?

Father Leahy advised Council that on Saturday at the church we are having a conference on how to cope with the economy and stress from 10:00 AM to 2:00 PM, open to the community.

Mayor Brooks asked for the information to be emailed and it would be sent out via email as a community service.

There being no further comments from the public, Mayor Brooks closed the public hearing.

- **CONSENT AGENDA:**

- a) Minutes of December 19, 2008 Special Session, January 6, 2009 Workshop and January 6, 2009 Regular Session

Commissioner Petruzzi moved to approve Consent Agenda. Commissioner Scott seconded the motion which passed unanimously.

- Consideration and adoption of Resolution 09-01 amending and re-adopting the FY 2008-2009 Annual Budget.

Mrs. Bateman said we were authorized to establish a police department and the funding had to be placed into that budget.

Commissioner Readey moved to adopt Resolution 09-01
Commissioner Pisano seconded the motion which passed
unanimously.

- Consideration and First Reading of Ordinance 09-01

**AN ORDINANCE OF THE CITY OF BELLE
ISLE, FLORIDA, AMENDING CHAPTER
30, SECTION 30-1 OF THE BELLE ISLE
CODE OF ORDINANCES DEFINING
COMMERCIAL VEHICLE AND BOX
TRUCK; PROVIDING FOR
SEVERABILITY; AND PROVIDING AN
EFFECTIVE DATE.**

Mayor Brooks said we discussed this in the workshop and basically took the ordinance that we had and added 10,000 lb vehicles.

Attorney Bennett said it also defines a box truck.

Commissioner Petruzzi moved to forward to second reading.

Commissioner Prince seconded the motion which passed unanimously.

- Consideration and First Reading of Ordinance 09-02

**AN ORDINANCE OF THE CITY OF BELLE
ISLE, FLORIDA, AMENDING CHAPTER
30, ARTICLE 3, DIVISION 1 OF THE
BELLE ISLE CODE OF ORDINANCES TO
ADD A NEW SECTION PROHIBITING
NON-ROUTINE MAINTENANCE OF
MOTOR VEHICLES IN RESIDENTIAL
ZONES; PROVIDING FOR SEVERABILITY;
AND PROVIDING AN EFFECTIVE DATE.**

Attorney Bennett said we would include the 72 hour – 3 day language and no more than two major overhauls per year.

Commissioner Petruzzi moved to forward to second reading with changes.

Commissioner Prince seconded the motion which passed unanimously.

- Consideration and First Reading of Ordinance 09-03

AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA, AMENDING CHAPTER 30, SECTION 30-1 OF THE BELLE ISLE CODE OF ORDINANCES DEFINING ABANDONED, JUNKED, AND WRECKED VEHICLES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Commissioner Petruzzi moved to forward to second reading

Commissioner Petruzzi said at this point I have no sympathy for vehicles that do not have a tag or an active registration

Commissioner Pisano seconded the motion which passed unanimously.

- Consideration of Resolution 09-02 authorizing a lot split and boundary adjustment between 2912 and 2920 Nela Avenue also known as Lot 3, Canal Addition, Nela Isle Island Section and Lot 4, Canal Addition, Nela Isla Island Section as recorded in Plat Book 48 Public Records of Orange County, Florida

Mrs. Bateman said this is a housekeeping resolution it goes back to a lot split already recorded in Orange County memorializing for us for our records.

Commissioner Spaulding moved to adopt Resolution 09-02

Commissioner Prince seconded the motion which passed unanimously.

Mrs. Bateman said she wanted to give a brief update on Montmart Park, it is complete except for one piece of fence. We are 95% complete at Gene Polk Park as well.

Lake Conway Shores, the HOA lot, we will be installing a rail on top of the seawall.

We also had an issue with the pump station, the new maintenance foreman got the sump pump started. Riley and Company may have to replace the gear and it appears that it got hit by a bad power surge. We will be installing a heavy duty surge protector. It is possible we will have to replace those pumps. I suggest we enter into a service agreement with Riley and Co., where they come by every month to maintain the pump. We will have a report back from them when they return.

The Police Department property septic system is being installed tomorrow. I will be issuing a letter to Laws International putting them on a sixty day notice cancelation of contract. Even if we need to work with them part time we can do that on a day to day basis.

There is a property owner on Sunny Lane that has a vacant lot zoned c-1 looking to sell and wondered if the City was interested in purchasing it, the price is \$75,000. I know money is tight but that would be a good location to store sand, gravel, etc. The owner has not put it up for sale publicly. She just wanted to let the Council know that that piece of property is available to us.

Chief Tegg said we had the pre inspection with FDLE, they were pleased. Basically as soon as we get the ORI#, as soon as we meet our hiring requirements, we would be good to go. FDLE gave us a brief overview, we are in the process of waiting on others. Radios have been tested and are working. Vehicles should be here before the end of this month.

Mrs. Bateman said on February 14th the Eagle Scout will be doing the landscaping installation.

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

Miriam Rodriguez
City Clerk