

**CITY OF BELLE ISLE
SPECIAL CALLED SESSION
May 12th, 2009
4:30 PM.**

The Belle Isle City Council met in a Special Called Session on Tuesday, May 12th, 2009 at 4:30 P.M. in the Belle Isle City Hall Council Chambers, 1600 Nela Avenue, Belle Isle, FI 32809.

The following members were present:

William G. Brooks	Mayor
Thomas Petruzzi	District 1
Charles Scott	District 3
Vice Mayor Ady	District 4
Harvey Readey	District 5
Eric Spaulding	District 7

Commissioner Pisano of District 6 was on telephone conference.

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

Mayor Brooks called the meeting to order at 4:30 PM

CITIZENS' COMMENTS

- 1) Jane Labbee of 3711 Quando Drive said she came to City Hall yesterday to get a dumpster permit and was told that the only company I could hire was Waste Management. We had scheduled to have Sunshine bring out a dumpster for us. Waste Management's price was over \$100 above Sunshine and they said they did not recycle. We decided to go with Sunshine and we received a code violation. The dumpster was only by the house for less than 24 hours.
Mr. Labbee (the husband) said we are concerned with the recycling. We tried to call Waste Management and asked them if they recycled. It was less than 24 hours. The dumpster was there 1:45 yesterday and left today.

Mayor Brooks advised them that they were in compliance, apologized for the inconvenience and thanked them for recycling.

CONSENT AGENDA:

- a) Appoint Mr. Keith Severns as Commissioner to District 2
- b) Minutes of April 1st, 2009 Workshop and Minutes of April 5th, 2009 Regular Session.
- c) PROCLAMATION recognizing the month of May 2009 as City of Belle Isle's Neurofibromatosis Awareness Month.
- d) Financial Reports February 2009
- e) Resolution 09-05 giving direction to the Personnel Committee
- f) Resolution 09-06 authorizing members of the Police Department to serve trespass notices relating to public property.
- g) Windsor Place request to replace yield signs with stop signs

Commissioner Scott asked to pull item F for discussion.

Commissioner Readey asked to pull item A for discussion.

Commissioner Spaulding moved to approve Consent Agenda, items B, C, D, E and G.

Vice Mayor Ady seconded the motion which passed unanimously.

Commissioner Scott asked regarding Item F – Resolution 09-06 authorized members of the Police Department to serve trespass notices relating to public property – why would we give notices, why not arrest them?

Mrs. Bateman said this is a resolution that authorizes us to trespass someone from city property if they are not obeying city rules

Attorney Bennett said even if you arrest them, they can come back tomorrow.

Chief Tegg said a warning is both verbal and written notice.

It was agreed to change wording on Resolution to say trespass notices or warnings.

Commissioner Petruzzi moved to approve Resolution 09-06.

Vice Mayor Ady seconded the motion which passed unanimously.

ITEM A on Consent Agenda

Mayor Brooks introduced Mr. Keith Severns to Council. He said what the charter calls for is for me to make an appointment. My nominee is Keith Severns who I

know since I moved to our new neighborhood. He is a contractor, a small business owner and family man.

Commissioner Readey asked Mr. Severns a couple of questions dealing with taxes and annexations.

Vice Mayor Ady moved to accept Mr. Keith Severns as Commissioner to District 2. Commissioner Petruzzi seconded the motion which passed unanimously.

At which time Mr. Keith Severns was sworn into office of Commissioner by Mayor Brooks.

Mrs. Bateman asked Council if they would allow her to add an item regarding the bids for the Police Department Headquarter to the agenda.

Mayor Brooks asked if they have all been reviewed.

Mrs. Bateman said Steve Gillis has reviewed them. She said Gold Key International came in at \$84,550, Creative Remodeling came in at \$86,775 and O'Brien Construction came in at \$97,599. We have compared the bids.

Mayor Brooks asked if there were architectural drawings.

Mrs. Bateman said yes, site architectural plans that each builder reviewed. None of the bids included all of the items and Gold Key was the only one who pointed out what was needed and listed them. He has proposed to do them at cost plus whatever their mark up rates. Page two is what is not included on the specs or the plans.

Mayor Brooks said we also have Larry Allen and our crew; they can do a lot of the work. If he can negotiate a reasonable markup, I think that is the low bid. He has been upfront as to what is missing from the specs.

Vice Mayor Ady said he would still like to see Creative Remodeling get the award.

Commissioner Petruzzi moved to award bid to Gold Key International. Commissioner Readey seconded the motion which passed 4:1 as Vice Mayor Ady voted nay.

Second Reading and Adoption of Ordinance 09-05

Mayor Brooks said Ordinance 09-05 was continued at the last meeting. He reopened the public hearing, there being no comments; he closed the public hearing and opened it to the Council for discussion.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELLE ISLE, FLORIDA, AMENDING CHAPTER 14, ARTICLE II OF THE BELLE ISLE CODE OF ORDINANCES TO PROVIDE FOR THE APPOINTMENT OF A SPECIAL MAGISTRATE TO ACT IN LIEU OF A CODE ENFORCEMENT BOARD; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Vice Mayor Ady moved to adopt Ordinance 09-05
Commissioner Petruzzi seconded the motion which passed unanimously upon roll call.

Consideration and First Reading of Ordinance 09-06

AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA, RELATED TO ANNEXATION; MAKING CERTAIN FINDINGS; PROPOSING TO ANNEX THAT CERTAIN PROPERTY CONSISTING OF THREE PARCELS IMMEDIATELY WEST OF MATCHETT ROAD BETWEEN IDAHO ROAD TO THE SOUTH AND SWANN AVENUE TO THE NORTH AND MATCHETT ROAD BETWEEN NELA AVENUE AND PERKINS ROAD, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

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

Vice Mayor Ady moved to advance to second reading.
Commissioner Scott seconded the motion which upon roll call passed unanimously.

Commissioner Readey said I want to go ahead with this but we have other people who want to annex into Belle Isle for example Dr. Chin on Gondola, and Mr. Ed Jones. I would like to get them into the system as quickly as possible.

Mayor Brooks gave an update on the church annexation; he said they are still open for discussion.

Mayor Brooks suggested including Pine Castle community in our newsletter.

Chief Tegg said he wanted to commend Mrs. Bateman in her efforts in getting a grant as we were promised \$20,000 on a grant.

Budget Planning Workshop

Mrs. Bateman opened the workshop. Everyone was handed the five year capital improvement plan. She said this is just a proposal from the staff based on priority projects. I would like you all to review it and call me so we can meet and discuss.

Commissioner Spaulding said resurfacing and curbing at Windsor Place, there are two.

Mrs. Bateman said one could be dropped off.

Mayor Brooks suggested CIP booklets with summary in front and five tabs that are back up for each tab. Some of the costs have increased since 2007 and should be updated. The charter calls for the City Manager to present a five year CIP which gives her a tool for the coming year's budget.

Mrs. Bateman also said she needs to schedule a planning session, please look at your calendar for a Friday in June that we could hold the session here.

There being no further items to come before the Council, meeting was adjourned at 6:00 PM

Miriam Rodriguez
City Clerk