

City of Davenport Regular Meeting Minutes of August 15, 2022

Minutes of the Regular Meeting of the City of Davenport, Florida, held Monday, August 15, 2022 at 7:00 p.m. in the Commission Room after having been properly advertised with the following members present: Mayor H.B. Robinson and Vice-Mayor Brynn Summerlin and Commission Members: Commissioner Bobby Lynch. Also present: City Manager Kelly Callihan and City Attorney Tom Wilkes. Absent and excuse were Commissioner Tom Fellows and Commissioner Jeremy Clark.

Mayor Robinson declared a quorum present and opened the meeting with invocation and a salute to the flag.

PRESENTATION - Orlando Health

Parks & Recreation Director Danny McClain announced that Orlando Health was there tonight to present them with a check and asked that representatives Dawn Willis and Lauren Nadeau come forward.

Ms. Dawn Willis, Community Relations Manager with Orlando Health South Central Region introduced herself and voiced that they were thrilled and excited to present the city with a check in the amount of \$12,500. She expressed that they loved working with the city and its staff.

Danny further shared that Orlando Health was a sponsor for the fitness center at the Tom Fellows Community Center. The City would be installing a sign with their name on it.

APPROVAL OF ORDER OF BUSINESS

Motion by Vice-Mayor Summerlin and seconded by Commissioner Lynch to approve the Order of Business. Motion carried unanimously with no discussion.

PUBLIC COMMENT

Gary Knox of 302 North Boulevard West voiced his concern with traffic on North Boulevard West. He asked for some type of speed bumps or traffic abatement system. He further stated that it had become a short cut for vehicles traveling from C.R. 547 to get to Highway 27. He also voiced his concern with the traffic around the new schools and parents picking up their kids parking in the street.

The City Manager shared with him that the County was going to install a traffic light on Davenport Boulevard at Holly Hill and Orchid Road. This light would be installed by the middle of September. They were also installing one at Davenport Boulevard and 10th Street and another one at Highway 27 and North Boulevard.

Mr. Knox voiced his appreciation for their help. He also expressed his understanding that growth was coming but added that sometimes the infrastructure didn't keep up with the growth.

There being no one else the Mayor closed Public Comment.

CONSENT AGENDA

Motion by Commissioner Lynch and seconded by Vice-Mayor Summerlin to approve the Consent Agenda which consisted of the August 1, 2022 Regular Meeting. Motion carried unanimously with no discussion.

OLD BUSINESS

1. PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1100 SETTING CONDITIONS FOR GRANTING SOLID WASTE HAULING FRANCHISES WITHIN THE CITY OF DAVENPORT

At this time the Attorney was instructed to read Ordinance 1100 by title.

Utilities Director Mike Stripling explained that this Ordinance provided the mechanism to grant the franchise fee for hauling solid waste within the City.

The Mayor opened and closed the Public Hearing with no public input.

Motion by Vice-Mayor Summerlin and seconded by Commissioner Lynch to approve Ordinance No. 1100 on second and final reading. Motion carried unanimously with no discussion.

2. PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1101 APPROVING A SOLID WASTE AND RECYCLING COLLECTION FRANCHISE AGREEMENT WITH REPUBLIC SERVICES OF FLORIDA AND GRANTING A FIVE YEAR FRANCHISE AGREEMENT TO PROVIDE SOLID WASTE AND RECYCLING COLLECTION SERVICES WITHIN THE CITY

At this time the Attorney was instructed to read Ordinance 1101 by title.

Mike explained that since first reading staff had solidified the Agreement. Ultimately the contract spelled out a 5% increase per year and a term of 5 years. The residential rate cost to the city was \$20.25 with the poly-carts becoming property of the City after the initial 5 years. The commercial rate for a 95-gallon cart was \$45 per month and the rate for a dumpster was \$9.00 per cubic yard.

The Mayor opened and closed the Public Hearing with no public input.

Motion by Commissioner Lynch and seconded by Vice-Mayor Summerlin to approve Ordinance No. 1101 on its second and final reading.

The Vice-Mayor voiced his discontent over the 5 year term and 5% increase. However, he noted that they had put it out for bids and this had been the low bid.

There being no other discussion, the Mayor called for the vote. Motion carried unanimously.

NEW BUSINESS

1. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1074 TO APPROVE THE LAND USE PLANNED AMENDMENT (LUPA) TO HARTFORD TERRACE SUBDIVISION FROM POLK COUNTY RESIDENTIAL MEDIUM (RM) AND RESIDENTIAL LOW (RL-3) TO RESIDENTIAL MEDIUM (RM)

At this time the Attorney was instructed to read Ordinance 1074 by title.

City Planner Raymond Perez explained that this was the classification from Polk County Residential Medium and Residential low (RL-3) to Residential Medium (RM).

The Mayor opened and closed the Public Hearing with no public input.

Motion by Vice-Mayor Summerlin and seconded by Commissioner Lynch to approve Ordinance No. 1075 on its first reading. Motion carried unanimously with no discussion.

2. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1075 TO REZONE HARTFORD TERRACE SUBDIVISION FROM POLK COUNTY RESIDENTIAL MEDIUM (RM) & RESIDENTIAL LOW (RL-3) TO PLANNED UNIT DEVELOPMENT (PUD)

At this time the Attorney was instructed to read Ordinance 1075 by title.

Raymond advised that this was the rezoning of the same parcel of property from Polk County Residential (RM) and Residential Low (RL-3) to Planned Unit Development (PUD) consisting of 82.59 acres.

The Mayor opened and closed the Public Hearing with no public input.

Motion by Commissioner Lynch and seconded by Vice-Mayor Summerlin to approve Ordinance No. 1075 on its first reading.

Brief discussion ensued with the Vice-Mayor clarifying that this had to go to the Department of Economic Opportunity. Raymond responded that this was correct.

There being no other discussion, the Mayor called for the vote. Motion carried unanimously.

3. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1083 ANNEXING 808 KINGHAM ROAD (OWNERS OF RECORD: BERT LUZADDER AND DANNY DALE MAYNARD)

At this time the Attorney was instructed to read Ordinance 1083 by title.

Raymond explained that this was the annexation of 808 Kingham Road consisting of .94 acres.

The Mayor opened and closed the Public Hearing with no public input.

Motion by Vice-Mayor Summerlin and seconded by Commissioner Lynch to approve Ordinance No. 1083 on its first reading. Motion carried unanimously with no discussion.

4. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1084 ANNEXING THE REEDY ISLE SUBDIVISION LOCATED ON HORSESHOE CREEK ROAD (OWNERS OF RECORD: JAMES HUGH CHANCE REVOCABLE TRUST, VICKERS STEPHEN M REVOCABLE TRUST, HUNTER M & ASHLEY C VICKERS, JAMES BRANNON & KELLY DSHEA WHITE, MICHAEL B SWAIN, AND DONALD JOSEPH)

At this time the Attorney was instructed to read Ordinance 1084 by title.

Raymond explained that this was the annexation of property located on Horseshoe Creek Road consisting of 21 parcels totaling 309.65 acres.

The Mayor opened and closed the Public Hearing with no public input.

Motion by Commissioner Lynch and seconded by Vice-Mayor Summerlin to approve Ordinance No. 1084 on its first reading.

On the record, the Vice-Mayor explained that he was a property owner on Horseshoe Creek, but his property was not adjacent to this annexation and therefore on the advice of the City Attorney he had no adversarial or monetary conflict so he could vote on it.

There being no other discussion, the Mayor called for the vote. Motion carried with the Mayor opposing.

5. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1087 ANNEXING 1721 LAKEWOOD ROAD (OWNERS OF RECORD: ANGEL LUIS RODRIGUEZ DELGADO AND SOMARA LIZ COLON OSORIO)

At this time the Attorney was instructed to read Ordinance 1087 by title.

Raymond explained that this was the annexation of 1721 Lakewood Road consisting of .96 acres

The Mayor opened and closed the Public Hearing with no public input.

Motion by Vice-Mayor Summerlin and seconded by Commissioner Lynch to approve Ordinance No. 1087 on its first reading.

Vice-Mayor Summerlin asked if it was the intent for this to become part of the bigger parcel and adjacent property to the south. Raymond responded that this was correct.

There being no other discussion, the Mayor called for the vote. Motion carried unanimously.

6. PUBLIC HEARING AND FIRST READING OF ORDINANCE 1099 RATIFYING ORDINANCE 1059 & REDEFINING THE BOUNDARY LINES

At this time the Attorney was instructed to read Ordinance 1099 by title.

Raymond explained that this ordinance fixed the legal description of this property. He further assured them that nothing had change or altered in any way.

The Mayor opened and closed the Public Hearing with no public input.

Motion by Commissioner Lynch and seconded by Vice-Mayor Summerlin to approve on first reading Ordinance No. 1099 ratifying Ordinance No. 1059. Motion carried unanimously with no discussion.

7. REQUEST TO APPROVE MODIFICATION NO. 1 TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF DAVENPORT AND THE POLK COUNTY SHERIFF'S OFFICE FOR TELECOMMUNICATIONS AND FIRE/RESCUE DISPATCHING SERVICES

Fire Chief Torrance advised that the City contracted with the Polk County Sheriff's Office for Telecommunications and Fire/Rescue Dispatching Services. He also noted that this typically went up 5% annually, thus limiting the amount of fiscal impact.

The Mayor opened and closed the Public Hearing with no public input.

Motion by Vice-Mayor Summerlin and seconded by Commissioner Lynch to approve the request to approve Modification No. 1 to the Interlocal Agreement between the City and the Polk County Sheriff's Department. Motion carried unanimously with no discussion.

8. APPROVE THE SCHOOL RESOURCE OFFICER AGREEMENT WITH NAVIGATOR ACADEMY OF LEADERSHIP, INC.

Interim Chief of Police William Schrader explained that this contract provided a School Resource Officer to Navigator Academy Leadership and the Agreement was the same as last year with the exception of the principal.

The Mayor opened and closed the Public Hearing with no public input.

Motion by Commissioner Lynch and seconded by Vice-Mayor Summerlin to approve the Agreement for the School Resource Officer with Navigator Academy Leadership. Motion carried unanimously with no discussion.

CITY MANAGER REPORT

The City Manager provided the breakdown for the renovations of the Lewis Mathews Sports Complex which consisted of the city's portion of a little over \$1.4 million and the developer's portion of \$2,530,130.00. Of the city's portion, \$960,000 would be taken out of Public Building Impact Fees and the balance out of the Reserves. They would see the inclusion of this in the upcoming Budget Public Hearings. He further advised that they were currently finishing up the design and as soon as they were done he would present it to them for approval to move forward.

CITY ATTORNEY REPORT – Nothing to Report

CITY CLERK REPORT – Nothing to Report

CITY COMMISSION COMMENTS

The Vice-Mayor applauded Staff for the success of their first Reverse Raffle and added that it had been a lot of fun. Commissioner Lynch agreed and also added that this had been a great event for the city.

The Mayor concurred with everyone and praised the Vice-Mayor for his auctioneering skills.

There being no other business, a motion to adjourn was made by Commissioner Lynch and seconded by Vice-Mayor Summerlin. Motion carried unanimously.

Meeting adjourned at 7:34 p.m.

I HEREBY CERTIFY that the foregoing Minutes are true and correct.


Raquel Castillo, City Clerk