

# City of Davenport Commission Minutes of March 4, 2024

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Minutes of the Regular Meeting of the City of Davenport, Florida, held Monday, March 4, 2024 at 7:00 p.m. in the Commission Room after having been properly advertised with the following members present: Vice-Mayor Jeremy Clark. Commission Members: Tom Fellows, Bobby Lynch, and Donna Fellows-Coffey. Also present: City Manager Kelly Callihan and City Attorney Tom Cloud. Absent and excused was Mayor Brynn Summerlin.

Vice-Mayor Clark declared a quorum present and opened the meeting with an invocation and a salute to the flag.

## **PROCLAMATION – Irish American Heritage Month**

The Proclamation declaring March as Irish American Heritage Month was read out loud by the City Clerk.

## **APPROVAL OF ORDER OF BUSINESS**

**Motion** by Commissioner Fellows and seconded by Commissioner Lynch to approve the Order of Business. Motion carried unanimously with no discussion.

## **PUBLIC COMMENT**

The Vice-Mayor asked if there was anyone in the audience that wished to speak on any item not on the agenda.

Twila Smith of 305 West Magnolia Street accepted and stated that she had not qualified for office because she was missing her Form 6 and she understood this, but she was confused as to why her name was in the newspaper article. She was not a candidate to have been mentioned and now everyone knew that she hadn't qualified because she hadn't filled out Form 6. She felt that this had put her in a negative light. She was a first-time candidate who wanted to represent her city and she didn't like that this had made her look like she didn't know what she was doing. She wanted to know how she had made the paper. The City Clerk informed her that the paper had asked her for the list of candidates. Her initial email to the paper had listed her name on the list but she had sent a subsequent email deleting her off the list because she had not qualified.

Commissioner Fellows-Coffey further added that the City Clerk was correct. She had received the list and had then taken the names and given them to her staff when they were writing the article. Subsequently she had received the corrected list from the City Clerk. However, the paper had listed her name, and she would be more than happy to discuss this with her. To her she had viewed it as a positive in that she was interested and did want to run. Mrs. Smith, however, voiced otherwise and further added that if she was going to be in the paper then she wanted to be in it for a positive reason.

Commissioner Fellows-Coffey stated that she understood her concern and she apologized that this was how she felt but rather than taking up time during the business meeting on an issue that was more to do with the newspaper she offered to discuss this with her anytime she wanted.

Vice-Mayor Clark apologized for this but noted that it was dealing with the newspaper and not the city.

Michael Sloan of 409 Sapphire Drive and HOA President of the Golden Ridge subdivision also accepted and wanted to bring it to their attention that his subdivision and other subdivisions have been tagged by vandals. The Police Department has been notified and they have done reports on it. He stated that his other issue involved the Navigator School and the parents parking at their entrance and blocking it. He wanted to see how they could get No Parking or No Standing signs placed in the area. The Vice-Mayor informed him that they were aware of his first issue and were looking into it. The City Manager also added that their Code Enforcement Officer and the Police Department were both working on it and the Code Enforcement Officer had contacted the HOA's to see if they had paint to remove the graffiti. He also informed him that he would get Public Services Director Darryl Koon to get his information and see about putting up some signs.

There being no one else the Vice-Mayor closed Public Comment.

**Motion** by Commissioner Lynch and seconded by Commissioner Fellows to approve the Consent Agenda which consisted of the February 19, 2024 Planning Commission and the February 19, 2024 Regular Meeting minutes. Motion carried unanimously.

## **OLD BUSINESS**

### **1. PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1244 ASSIGNING THE LAND USE CLASSIFICATION TO 111 CHARLES AVENUE FROM POLK COUNTY RESIDENTIAL SUBURBAN (RS) TO CITY RESIDENTIAL LOW (RL)**

At this time the Attorney was instructed to read Ordinance No. 1244 by title.

City Planner Raymond Perez explained that this was second reading of the ordinance and there were no changes since first reading.

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

**Motion** by Commissioner Fellows and seconded by Commissioner Lynch to approve Ordinance No. 1244 on its second and final reading. Motion carried unanimously.

### **2. PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1245 ASSIGNING THE ZONING CLASSIFICATION TO 111 CHARLES AVENUE FROM POLK COUNTY RESIDENTIAL SUBURBAN (RS) TO CITY SINGLE FAMILY RESIDENTIAL (R-1)**

At this time the Attorney was instructed to read Ordinance No. 1245 by title.

Raymond explained that this was second reading of the ordinance and there were no changes since first reading.

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

**Motion** by Commissioner Fellows-Coffey and seconded by Commissioner Fellows to approve Ordinance No. 1245 on its second and final reading. Motion carried unanimously.

### **3. PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1246 ASSIGNING THE LAND USE CLASSIFICATION TO 213 SOUTH BOULEVARD W. FROM POLK COUNTY RESIDENTIAL SUBURBAN (RS) TO CITY RESIDENTIAL LOW (RL)**

At this time the Attorney was instructed to read Ordinance No. 1246 by title.

Raymond explained that this was second reading of the ordinance and there were no changes since first reading.

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

**Motion** by Commissioner Lynch and seconded by Commissioner Fellows-Coffey to approve second and final reading, Ordinance No. 1246. Motion carried unanimously.

### **4. PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1247 ASSIGNING THE ZONING CLASSIFICATION TO 213 SOUTH BOULEVARD W. FROM POLK COUNTY RESIDENTIAL SUBURBAN (RS) TO CITY SINGLE FAMILY RESIDENTIAL (R-1)**

At this time the Attorney was instructed to read Ordinance No. 1247 by title.

Raymond explained that this was second reading of the ordinance and there were no changes since first reading.

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

**Motion** by Commissioner Fellows and seconded by Commissioner Lynch to approve Ordinance No. 1247 on its second and final reading. Motion carried unanimously.

**5. PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1248 ASSIGNING THE LAND USE CLASSIFICATION TO 111 CRESTVIEW COURT FROM POLK COUNTY RESIDENTIAL SUBURBAN (RS) TO CITY RESIDENTIAL LOW (RL)**

At this time the Attorney was instructed to read Ordinance No. 1248 by title.

Raymond explained that this was second reading of the ordinance and there were no changes since first reading.

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

**Motion** by Commissioner Fellows-Coffey and seconded by Commissioner Fellows to approve Ordinance No. 1248 on second and final reading. Motion carried unanimously.

**6. PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1249 ASSIGNING THE ZONING CLASSIFICATION TO 111 CRESTVIEW COURT FROM POLK COUNTY RESIDENTIAL SUBURBAN (RS) TO CITY SINGLE FAMILY RESIDENTIAL (R-1)**

At this time the Attorney was instructed to read Ordinance No. 1249 by title.

Raymond explained that this was second reading of the ordinance and there were no changes since first reading.

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

**Motion** by Commissioner Lynch and seconded by both Commissioner Fellows and Commissioner Lynch to approve on second and final reading Ordinance No. 1249. Motion carried unanimously.

**7. PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1252 ASSIGNING THE LAND USE CLASSIFICATION TO 102 FOREST AVENUE FROM POLK COUNTY RESIDENTIAL LOW (RL-3) TO CITY MANUFACTURING WAREHOUSE (MW)**

At this time the Attorney was instructed to read Ordinance No. 1252 by title.

Raymond explained that this was second reading of the ordinance and there were no changes since first reading.

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

**Motion** by Commissioner Fellows and seconded by Commissioner Lynch to approve Ordinance No. 1252 on its second and final reading. Motion carried unanimously.

**8. PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1253 ASSIGNING THE ZONING CLASSIFICATION TO 102 FOREST AVENUE FROM POLK COUNTY RESIDENTIAL LOW (RL-3) TO CITY MANUFACTURING WAREHOUSE (I-1)**

At this time the Attorney was instructed to read Ordinance No. 1253 by title.

Raymond explained that this was second reading of the ordinance and there were no changes since first reading.

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

**Motion** by Commissioner Fellows-Coffey and seconded by Commissioner Fellows to approve Ordinance No. 1253 on second and final reading. Motion carried unanimously.

**9. PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1254 ASSIGNING THE LAND USE CLASSIFICATION TO 0 WILTON PLACE FROM POLK COUNTY RESIDENTIAL MEDIUM (RM) TO CITY RESIDENTIAL LOW (RL)**

At this time the Attorney was instructed to read Ordinance No. 1254 by title.

Raymond explained that this was second reading of the ordinance and there were no changes since first reading.

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

**Motion** by Commissioner Fellows and seconded by Commissioner Lynch to approve Ordinance No. 1254 on its second and final reading. Motion carried unanimously.

**10. PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1255 ASSIGNING THE ZONING CLASSIFICATION TO 0 WILTON PLACE FROM POLK COUNTY RESIDENTIAL MEDIUM (RM) TO CITY SINGLE FAMILY RESIDENTIAL (R-1)**

At this time the Attorney was instructed to read Ordinance No. 1255 by title.

Raymond explained that this was second reading of the ordinance and there were no changes since first reading.

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

**Motion** by Commissioner Lynch and seconded by Commissioner Fellows to approve on second and final reading, Ordinance No. 1255. Motion carried unanimously.

**11. PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1256 ASSIGNING THE LAND USE CLASSIFICATION TO 0 WILTON PLACE FROM POLK COUNTY RESIDENTIAL MEDIUM (RM) TO CITY RESIDENTIAL LOW (RL)**

At this time the Attorney was instructed to read Ordinance No. 1256 by title.

Raymond explained that this was second reading of the ordinance and there were no changes since first reading.

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

**Motion** by Commissioner Fellows-Coffey and seconded by Commissioner Fellows to approve Ordinance No. 1256 on second and final reading. Motion carried unanimously.

**12. PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1257 ASSIGNING THE ZONING CLASSIFICATION TO 0 WILTON PLACE FROM POLK COUNTY RESIDENTIAL MEDIUM (RM) TO CITY SINGLE FAMILY RESIDENTIAL (R-1)**

At this time the Attorney was instructed to read Ordinance No. 1257 by title.

Raymond explained that this was second reading of the ordinance and there were no changes since first reading.

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

**Motion** by Commissioner Fellows and seconded by Commissioner Lynch to approve Ordinance No. 1257 on its second and final reading.

Commissioner Fellows explained to the audience that all these items had recently been annexed into the city and they were now changing the land use and zoning from the county to the city, and this was the third time that they had listened to them.

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

## **NEW BUSINESS**

### **1. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1262 ANNEXING US HIGHWAY 17/92 - PARCEL NO: 272709-728000-012300 (OWNERS OF RECORD: IGESIA CRISTIANA PENTECOSTAL QUEBRANTANDO YUGOS INC)**

At this time the Attorney was instructed to read Ordinance No. 1262 by title.

Raymond explained that this was a request to annex property consisting of 6.45 acres.

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

**Motion** by Commissioner Lynch and seconded by Commissioner Fellows-Coffey to approve on first reading, Ordinance No. 1262.

In answer to the Vice-Mayor's question, the City Manager responded that this was on the east side of Highway 17/92 starting just south of the city sign off South Boulevard and continuing south along Highway 17/92 to almost across the street from the feed store.

There being no other comments, the Vice-Mayor called for the vote. Motion carried unanimously.

### **2. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1263 ANNEXING 627 POWERLINE ROAD (OWNERS OF RECORD: CONNIE B. MILLER, MARY TOOLE AND KENNETH W. LEROY)**

At this time the Attorney was instructed to read Ordinance No. 1263 by title.

Raymond explained that this was a request to annex property located at 627 Powerline Road consisting of 4.5 acres.

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

**Motion** by Commissioner Fellows and seconded by Commissioner Lynch to approve Ordinance No. 1263 on first reading.

## **CITY MANAGER REPORT**

The City Manager announced the following:

- groundbreaking for the Powerline Road Extension on April 5<sup>th</sup>.
- He thanked all the staff and sponsors and everyone that had come to their Highwaymen event, He thanked the Mayor for doing the auction for them and thanked Danny's staff too.
- He drew their attention to the Monthly Departmental Reports at their places.

**CITY ATTORNEY REPORT** – Nothing to report.

## **CITY CLERK REPORT**

The City Clerk shared that the City's Historical Marker had been approved by the County and they should expect delivery around May or so.

She reminded them that Baylis Carnes' services were this Thursday at 10:00 a.m. at the Tom Fellows Community Center.

She also informed them that she had sent out an email regarding the Ridge League of Cities dinner in Bartow, March 14<sup>th</sup>. If they wanted to attend to please let her know.

She informed them that the Orlando Health card at their dais was theirs. If they needed services, they could call the number on it and they would be ushered ahead of the line when they got there.

## **CITY COMMISSION COMMENTS**

Commissioner Fellows-Coffey expressed that the Highwaymen event had been great. It was a great artistic cultural event in town and she looked forward to it each year She thanked Danny and his staff for pulling it off without a hitch. She was looking forward to their Easter Egg Hunt. She thanked city staff in advanced because she knew what it too to pull it off.

Commissioner Lynch commended Danny and his staff for the Highwaymen event. He was glad to see the groundbreaking for the Powerline Road Extension. He felt that it would help alleviate some of the traffic. Last but not least the Easter Egg hunt was coming up so he would bring his Easter basket.

Commissioner Fellows thanked everybody for attending their meeting and stated that it was great to see the residents interested in their government.

Vice-Mayor Clark regretted that he was unable to attend the Highwaymen Event. Their Easter Egg hunt was going to be great. He thanked staff for all the amazing work they did. He thanked both the Fire and Police Departments for everything they did.

Before adjourning, Commissioner Lynch wanted to share how great the food had been at the Highwaymen.

There being no other business, a motion to adjourn was made by Commissioner Fellows and carried unanimously.

Meeting adjourned at 7:38 p.m.

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

  
Raquel Castillo, City Clerk