

City of Davenport 2nd Budget Public Hearing & Regular Meeting Minutes of September 19, 2024

Minutes of the Second Budget Public Hearing and Regular Meeting of the City of Davenport, Florida, held Thursday, September 19, 2024 at 7:18 p.m. in the Commission Room after having been properly advertised with the following members present Mayor Brynn Summerlin and Vice-Mayor Jeremy Clark. Commission Members: Linda Robinson, and Donna Fellows-Coffey. Also present were City Manager Kelly Callihan and City Attorney Tom Cloud. Absent and excused was Commissioner Bobby Lynch.

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

PROCLAMATION – See Tracks, Think Train Week

The Proclamation was read out loud by the City Clerk and presented to Lt. Anna Dapson with the CSX Police Department.

1. SECOND BUDGET PUBLIC HEARING

a) PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1306 SETTING THE MILLAGE RATE FOR FISCAL YEAR 2024/2025

The Mayor and City Manager both read from a prepared script which outlined the proposed millage rate of 7.2500 and the tentative budget funding for FY 2024/2025 at \$61,432,460.

Finance Director Donald Carter noted there was one change since the 1st Public Hearing and further explained that they had received the final proposal from their insurance company Brown & Brown. Thus, he had move \$62,000 into the insurance account within General Government and lowered the Reserves Carry Forward by the same amount. The bottom line had not changed and was still \$61,432,460.00.

The City Manager informed them that this was a result of the new Public Services building, the new Building and Planning Department building, the new parking lot and infrastructure on State Street and their worker's comp had also increased.

Proceeding on, the City Manager announced that the City's rolled-back millage rate was 6.7736 mills, and the millage needed to fund this budget was 7.2500 mills. This represented an increase in taxes of 7.03%.

At this time the Attorney was instructed to read Ordinance No.1306 by title.

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

Motion by Commissioner Fellows-Coffey and seconded by Commissioner Robinson to approve Ordinance No. 1306 setting the millage rate for FY 2024/2025 on second and final reading. Motion carried unanimously.

a) PUBLIC HEARING AND SECOND AND FINAL READING OF ORDINANCE NO. 1307 ADOPTING THE BUDGET FOR FISCAL YEAR 2024/2025

At this time the Attorney was instructed to read Ordinance No.1307 by title.

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

Motion by Vice-Mayor Clark and seconded by Commissioner Fellows-Coffey to approve on second and final reading Ordinance No. 1307 adopting the Budget for Fiscal Year 2024/2025. Motion carried unanimously.

The Commission thanked staff for the great job in preparing the Budget. The Mayor further added that it may seem large but over half of the Budget was tied in Capital Improvement projects.

APPROVAL OF ORDER OF BUSINESS

Motion by Vice-Mayor Clark and seconded by Commissioner Robinson to remove items 12 and 13 under New Business. Motion carried unanimously.

PUBLIC COMMENT - None

CONSENT AGENDA

Motion by Commissioner Robinson and seconded by Vice-Mayor Clark to approve the Consent Agenda which consisted of the September 5, 2024 Regular Meeting minutes and the street closures. Before voting, the City Clerk noted the correction to the day of the meeting from Monday to Thursday. Motion carried unanimously with the noted correction.

OLD BUSINESS – None

NEW BUSINESS

1. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1288 ASSIGNING THE LAND USE CLASSIFICATION TO 0-425 SOUTH BOULEVARD EAST FROM RESIDENTIAL LOW (RL) TO COMMERCE ACTIVITY CENTER (CAC)

At this time the Attorney was instructed to read Ordinance No. 1288 by title.

City Planner Raymond Perez explained that this was an Ordinance that assigned the Land Use Classification to 0-425 South Boulevard East from Residential Low (RL) to Commerce Activity Center (CAC)

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

Motion by Vice-Mayor Clark and seconded by Commissioner Robinson to approve Ordinance No. 1288 on first reading. Motion carried unanimously.

2. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1292 ASSIGNING THE LAND USE CLASSIFICATION TO 310 43RD STREET FROM POLK COUNTY RESIDENTIAL MEDIUM (RM) TO CITY RESIDENTIAL MEDIUM (RM)

At this time the Attorney was instructed to read Ordinance No. 1292 by title.

Raymond explained that this was a request to assign the Zoning Classification to the same piece of property from Polk County Residential Medium (RM) to City Low Density Residential (R-5).

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

Motion by Commissioner Fellows-Coffey and seconded by Vice-Mayor Clark to approve Ordinance No. 1292 on first reading. Motion carried unanimously.

3. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1293 ASSIGNING THE ZONING CLASSIFICATION TO 310 43RD STREET FROM POLK COUNTY RESIDENTIAL MEDIUM (RM) TO CITY LOW DENSITY RESIDENTIAL (R-5)

At this time the Attorney was instructed to read Ordinance No. 1293 by title.

Raymond explained that this was an Ordinance that assigned the zoning to the same piece of property from County Residential Medium (RM) to City Low Density Residential (R-5).

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

Motion by Commissioner Robinson and seconded by Commissioner Fellows-Coffey that the Commission approve Ordinance No. 1293 on first reading. Motion carried unanimously.

4. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1294 ASSIGNING THE LAND USE CLASSIFICATION TO 623 SYLVAN RAMBLE ROAD FROM COUNTY RESIDENTIAL SUBURBAN (RS) TO CITY RESIDENTIAL LOW (RL)

At this time the Attorney was instructed to read Ordinance No. 1294 by title.

Raymond explained that this was a request to assigned the Land Use Classification to 623 Sylvan Ramble Road from County Residential Suburban (RS) to City Residential Low (RL).

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

Motion by Commissioner Fellows-Coffey and seconded by Commissioner Robinson to approve Ordinance No. 1294 on first reading. Motion carried unanimously.

5. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1295 ASSIGNING THE ZONING CLASSIFICATION TO 623 SYLVAN RAMBLE ROAD FROM COUNTY RESIDENTIAL SUBURBAN (RS) TO CITY LOW DENSITY RESIDENTIAL (R-5)

At this time the Attorney was instructed to read Ordinance No. 1295 by title.

Raymond explained that this was a request to assign the Zoning Classification to the same piece of property from County Residential Suburban (RS) to City Low Density Residential (R-5).

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

Motion by Vice-Mayor Clark and seconded by Commissioner Fellows-Coffey to approve on first reading, Ordinance No. 1295. Motion carried unanimously.

6. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1296 ASSIGNING THE LAND USE CLASSIFICATION TO 619 SYLVAN RAMBLE ROAD FROM COUNTY RESIDENTIAL SUBURBAN (RS) TO CITY RESIDENTIAL LOW (RL)

At this time the Attorney was instructed to read Ordinance No. 1296 by title.

Raymond explained that this was a request to assign the Land Use Classification to 619 Sylvan Ramble Road from County Residential Suburban (RS) to City Residential Low (RL).

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

Motion by Commissioner Robinson and seconded by Vice-Mayor Clark that the City Commission approve Ordinance No. 1296 on first reading. Motion carried unanimously.

7. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1297 ASSIGNING THE ZONING CLASSIFICATION TO 619 SYLVAN RAMBLE ROAD FROM COUNTY RESIDENTIAL SUBURBAN (RS) TO CITY LOW DENSITY RESIDENTIAL (R-5)

At this time the Attorney was instructed to read Ordinance No. 1297 by title.

Raymond explained that this was a request to assign the Zoning Classification on the same piece of property from County Residential Suburban (RS) to City Low Density Residential (R-5)

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

Motion by Commissioner Fellows-Coffey and seconded by Commissioner Robinson to approve Ordinance No. 1297 on first reading. Motion carried unanimously.

8. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1298 ASSIGNING THE LAND USE CLASSIFICATION TO 109 E. FULLER STREET FROM COUNTY RESIDENTIAL MEDIUM (RM) TO CITY RESIDENTIAL MEDIUM (RM)

At this time the Attorney was instructed to read Ordinance No. 1298 by title.

Raymond explained that this was a request to assign the Land Use Classification to 109 E. Fuller Street from County Residential Medium (RM) to City Residential Medium (RM).

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

Motion by Vice-Mayor Clark and seconded by Commissioner Fellows-Coffey to approve on first reading Ordinance No. 1298. Motion carried unanimously.

9. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1299 ASSIGNING THE ZONING CLASSIFICATION TO 109 E. FULLER STREET FROM COUNTY RESIDENTIAL MEDIUM (RM) TO CITY LOW DENSITY RESIDENTIAL (R-5)

At this time the Attorney was instructed to read Ordinance No. 1299 by title.

Raymond explained that this was a request to assign the Zoning Classification to the same piece of property from County Residential Medium (RM) to City Low Density Residential (R-5).

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

Motion by Commissioner Robinson and seconded by Vice-Mayor Clark that the Commission approve Ordinance No. 1299 on first reading. Motion carried unanimously.

10. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1300 ASSIGNING THE LAND USE CLASSIFICATION TO CINTRA ENTERPRISES (0 JAMES STREET) FROM COUNTY RESIDENTIAL MEDIUM (RM) TO CITY COMMERCE ACTIVITY CENTER (CAC)

At this time the Attorney was instructed to read Ordinance No. 1300 by title.

Raymond explained that this was a request to assign the Land Use Classification to Cintra Enterprises (0 James Street) from County Residential Medium (RM) to City Commerce Activity Center (CAC).

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

Motion by Commissioner Fellows-Coffey and seconded by Commissioner Robinson to approve Ordinance No. 1300 on first reading. Motion carried unanimously.

11. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1301 ASSIGNING THE ZONING CLASSIFICATION TO CINTRA ENTERPRISES (0 JAMES STREET) FROM COUNTY RESIDENTIAL MEDIUM (RM) TO CITY COMMERCIAL NEIGHBORHOOD (C-1)

At this time the Attorney was instructed to read Ordinance No. 1301 by title.

Raymond explained that this was a request to assign the Zoning Classification to the same piece of property from County Residential Medium (RM) to City Commercial Neighborhood (C-1).

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

Motion by Vice-Mayor Clark and seconded by Commissioner Fellows-Coffey to approve on first reading, Ordinance No. 1301. Motion carried unanimously.

14. PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 1308 ASSIGNING THE ZONING CLASSIFICATION TO 0-425 SOUTH BOULEVARD EAST FROM CITY LOW DENISTY RESIDENTIAL (R-5) TO CITY COMMERCIAL NEIGHORHOOD (C-1)

At this time the Attorney was instructed to read Ordinance No. 1300 by title.

Raymond explained that this was a request to assign the Zoning Classification to 0-425 South Boulevard East from City Low Density Residential (R-5) to City Commercial Neighborhood (C-1).

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

Motion by Commissioner Robinson and seconded by Vice-Mayor Clark that the City Commission approve Ordinance No. 1308 on first reading. Motion carried unanimously.

15. REQUEST TO APPROVE THE HIGHLAND MEADOWS CDD TRAFFIC CONTROL AGREEMENT

Chief of Police Steve Parker explained that this was an Agreement to enforce traffic laws within the community.

Motion by Commissioner Fellows-Coffey and seconded by Commissioner Robinson to approve the Highland Meadows CDD Traffic Control Agreement. Motion carried unanimously.

16. REQUEST TO APPROVE RESOLUTION NO. 510-24 APPROVING AND AUTHORIZING THE EXECUTION OF THE POLK REGIONAL WATER COOPERATIVE (PRWC) AWS BLENDING FACILITY PROJECT GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP)

Utilities Director Mike Stripling explained the city had received grant of \$304,200.00 to start the work on their Alternative Water Supply. This Resolution provided the authorization for the Mayor to execute the appropriation agreement.

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

Motion by Vice-Mayor Clark and seconded by Commissioner Fellows-Coffey to approve Resolution No. 510-24. Motion carried unanimously.

17. REQUEST TO APPROVE CONTRACT TO PURCHASE PROPERTY LOCATED AT 301 WEST BOULEVARD NORTH

The City Manager explained that this was one of the properties he had informed them about at their last meeting and before them was the contract approving the purchase of same.

Motion by Commissioner Robinson and seconded by Vice-Mayor Clark that the Commission approve the contract to purchase the property located at 301 West Boulevard North.

For purposes of clarity, Mayor Summerlin announced that this would expand their area around the lower well. They currently had a standing offer on the remaining parcel whenever they chose to sell.

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

18. REQUEST TO APPROVE THE AGREEMENT WITH THE GRIFFEN GROUP

The City Manager explained that this was a renewal of the Agreement. He further added that this past legislative session, they had assisted the city in being awarded \$7 million dollars in appropriation funds, which was well worth the \$40,000.00 they paid them this year. Staff was requesting that they approve the Agreement.

The Mayor shared that they had some items that they were planning on asking money for from the State.

Motion by Commissioner Fellows-Coffey and seconded by Commissioner Robinson to approve the Agreement with The Griffen Group. Motion carried unanimously.

CITY MANAGER REPORT

The City Manager thanked the Commission for approving the Budget and also thanked the Finance Department for all their help and coordinating with each department and getting it put together.

He also reminded them of their Multicultural Event on October 5th from 3pm to 9pm.

He also informed them that he would be bringing back an additional property for purchase located at Davenport Boulevard and West Boulevard.

CITY ATTORNEY REPORT

On the rezoning item regarding the cell tower, the Attorney suggested that they just amend the PUD. Then they would be able place special conditions that limited the height. This would be an acceptable alternative that would enable them to move forward. Raymond responded that he felt that they could do this and would also be cleaner.

The City Manager asked Raymond to make sure that when he did get with them that it was the original picture that they had decided on. The Attorney suggested that they attach the picture with the amended PUD.

CITY CLERK REPORT – Nothing to report.

CITY COMMISSION COMMENTS

The Mayor shared that he had the painful experience of attending the Polk Regional Water Cooperative (PRWC) meeting yesterday. For the public's knowledge he informed them that the PRWC were on an unbelievable power play and were still looking for that blank check.

The numbers that the city was going to be potentially obligated to into the 2032 timeline had jumped exponentially. Just in the 2032 number it had jumped near to \$10 million. They were going to put their blending station next to the city's blending station or Haines City's blending station which they had verbally agreed to. Now they were moving it up the road and he was no happy about this. They were probably going to try to make the members of the PRWC pay for that and it was for something that they were making the change on, and he had a problem with that. Rest assured that their staff were paying attention to this and were going fight this and cause some discourse. From the public's standpoint, water was going to become a precious resource, and the city had done an awful lot to get in front of this. As they knew, the city was working on their own well and at some point, they were going to start pumping water out of the ground and he was excited about that. The reality was that water was going to become a precious resource and they were not the ones that would be controlling the price. Others would be doing that, and they were going to be forced to follow along from either the Water District or the PRWC. The situation of which they had almost 100 percent control. He would continue to go to the meetings and would continue to stir up as much as he possibly could.

He also shared the October 10th Davenport Hight School Homecoming Parade and the October 31st Halloween event.

Commissioner Fellows-Coffey echoed what the City Manager had said and thanked all the Department Heads and the City Manager but especially Donald for all the hard work on the Budget. They appreciated it for making it easy for them to read.

She was excited as well for their Multicultural and Halloween events coming up and the Davenport High School Homecoming parade. It was also exciting to see the groundbreaking for the Northeast Polk State College campus.

She also wanted to let the audience know that it might look like they had gone through the items rather quickly but explained that they had already discussed them at the Planning Commission meeting earlier in the evening.

As for the cell tower issue, they should heed what staff brought forward to them, but she wanted to make sure that they were somewhat fair with what they have allowed in the past.

The Mayor asked them that they keep in mind that the one in town was a replacement for the water tower that they had taken down. He emphasized that the cell tower presented tonight was in a completely residential area and they needed to make sure that it was aesthetically pleasing and fit with the neighborhood where it was going.

Commissioner Robinson also thanked Donald and his staff for the tremendous work that they had done in preparing the Budget. She also thanked Raymond for his presentations tonight. She also thanked the Attorney for bringing up the issues that might be involved with the cell tower and the steps needed to rectify it.

Vice-Mayor Clark echoed all the Budget comments and thanked Donald and all the Department Heads and for making it easy for them to read and for making it easy for them to trust them in their decisions. Their leadership was impeccable. The Attorney's wisdom was amazing for stepping up and keeping them abreast of the laws.

In closing, the City Manager announced that the Commission would be riding on the float at the Homecoming parade and to meet behind the Police Department.

There being no further business, the Mayor entertained a motion to adjourn which was provided by Commissioner Fellows-Coffey and seconded by Vice-Mayor Clark.

Meeting adjourned at 8:16 p.m.

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


Raquel Castillo, City Clerk