



Office of the City Manager

City of Auburndale
AUBURNDALE, FLORIDA 33823

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CITY COMMISSION MEETING
August 20, 2018 – 7:00 P.M.
COMMISSION ROOM/CITY HALL

CALL TO ORDER – Mayor Tim Pospichal

INVOCATION – Pastor Harold Butler, Eastside Baptist Church

PLEDGE OF ALLEGIANCE – Mayor Tim Pospichal

ROLL CALL – City Clerk Shirley Lowrance

APPROVE COMMISSION MINUTES – Regular Meeting – 08/06/2018

ANNOUNCEMENTS – City Manager and City Attorney

REQUEST TO ADD ADDITIONAL ITEMS TO AGENDA –

REQUEST FROM THE GENERAL PUBLIC –

AGENDA

1. ORDINANCE #1568 AMENDING CITY CODE CHAPTER 6 – PARKS AND RECREATION
2. ORDINANCE #1569 ANNEXING PROPERTY INTO CITY LIMITS – JULIANA VILLAGE
3. **PUBLIC HEARING** – LAND USE AND ZONING MAP AMENDMENTS – BERKLEY RANCH
4. ORDINANCE #1570 AMENDING FUTURE LAND USE MAP – BERKLEY RANCH
5. ORDINANCE #1571 AMENDING OFFICIAL ZONING MAP – BERKLEY RANCH
6. APPROVE APPOINTMENT TO POLICE OFFICERS' PENSION BOARD
7. DISCUSS CHANGES TO PROPOSED FY 2018-2019 & FY 2019-2020 BIENNIAL BUDGET
8. REQUEST TO AMEND RECYCLING SERVICES AGREEMENT – ADVANCED DISPOSAL

**City Commission Meeting
August 20, 2018**

**AGENDA ITEM 1: **ORDINANCE #1568 AMENDING CITY CODE CHAPTER 6 –
PARKS AND RECREATION****

 INFORMATION ONLY

 X ACTION REQUESTED

ISSUE: The City Commission will consider an Ordinance amending City Code related to use of Parks and Recreation facilities.

ATTACHMENTS:

- . Proposed Ordinance #1568 Amending City Code – Chapter 6

ANALYSIS: Chapter 6 of the City Code of Ordinances currently provides outdated regulations for boats, fishing nets and rules related to the former bathing beach on Lake Ariana. As part of the review of each chapter in the Code of Ordinances, City Staff is proposing to amend and restate Chapter 6 to provide current and consistent regulations for use of all City maintain park facilities, including special events.

Specific measures provided in the proposed Ordinance includes:

- . Hours of operation – sunrise to sunset for each city and neighborhood park
- . Refuse and trash – proper disposal of garbage, trash and other litter
- . Alcoholic beverages – prohibited in public parks and playgrounds
- . Merchandising & vending – prohibited unless being provided by, or under authority of the City
- . Special Events – requiring permit and insurance for events with more than 50 persons
- . Boats, waterways, fishing nets – utilizes current Code with updated text

The proposed Ordinance was prepared by the Police Chief and Parks and Recreation Director and reviewed by the City Manager and City Attorney. Many of the regulations for the use of parks and facilities, including special events were patterned after policies adopted in in other cities. The proposed Ordinance was approved on first reading August 6, 2018 and is being presented for second and final reading.

STAFF RECOMMENDATION: Approval of Ordinance #1568 Amending City Code.

**City Commission Meeting
August 20, 2018**

AGENDA ITEM 2: ORDINANCE #1569 ANNEXING PROPERTY – JULIANA VILLAGE

INFORMATION ONLY

ACTION REQUESTED

ISSUE: The City Commission will consider an Ordinance annexing property into the City limits.

ATTACHMENTS:

Proposed Ordinance #1569 Annexing Property into City limits

ANALYSIS: The City has received a petition from Walkers Grove Land Partners LLC to annex 90.24 acres of property into the City limits. The property is located on SR 559 at the intersection of Cone Road and SR 559, across the street from the Sutton Place subdivision. The property is contiguous with existing City limits (Lake Juliana) and the annexation does not create an enclave. The property is being developed as a single-family residential subdivision and has received all development approvals, including subdivision platting approval through the Polk County Board of County Commissioners. The proposed annexation is as a result of the owner's request for city utilities.

Establishing a Future Land Use and Zoning classification on the property will be considered at Public Hearings before the Planning Commission and City Commission at later dates. The action currently before the City Commission is only on the annexation of the property into the city.

The proposed Ordinance was prepared by the Community Development Department and reviewed by the City Manager and City Attorney. The proposed Ordinance was approved on first reading August 6, 2018 and is being presented for second and final reading.

STAFF RECOMMENDATION: Approve the Ordinance annexing the Juliana Village subdivision into the City limits.

**City Commission Meeting
August 20, 2018**

AGENDA ITEM 3: PUBLIC HEARING – LAND USE & ZONING MAP AMENDMENTS

AGENDA ITEM 4: ORDINANCE #1570 FUTURE LAND USE MAP AMENDMENT – BERKLEY RANCH

AGENDA ITEM 5: ORDINANCE #1571 OFFICIAL ZONING MAP AMENDMENT – BERKLEY RANCH

 INFORMATION ONLY

 X ACTION REQUESTED

ISSUE: The City Commission will consider and take public comment on a proposed Large Scale Future Land Use Map Amendment and Zoning Map Amendment.

ATTACHMENTS:

- . Notice of Public Hearing – 08/10/2018
- . Excerpts from Planning Commission Meeting Minutes – 06/05/2018
- . Letter from Florida Department of Economic Opportunity – 08/01/2018
- . Proposed Ordinance #1570 Future Land Use Map Amendment – Berkley Ranch
- . Proposed Ordinance #1571 Official Zoning Map Amendment & Binding Site Plan – Berkley Ranch

ANALYSIS: The City has received a request for a Large Scale Future Land Use Map Amendment and Zoning Map Amendment for the following property:

Berkley Ranch Investors Property

<u><i>Owner/Petitioner:</i></u>	Berkley Ranch Investors, LLC
<u><i>Location:</i></u>	Berkley Road and Pearce Road
<u><i>Current Use:</i></u>	Vacant (43.57 acres)
<u><i>Current Polk County Future Land Use:</i></u>	Residential Low-2 (RL-2); Residential Low-4X (RL-4X); Preservation-X (Presv-X)
<u><i>Proposed City Future Land Use:</i></u>	Low Density Residential
<u><i>Proposed City Zoning</i></u>	Planned Development-Housing 2 (PD-H2)

The Berkley Ranch Investors, LLC properties consists of +/- 43.57 acres that was annexed into the City Limits on May 21, 2018. The property is currently vacant and is proposed for a 130 lot single family residential subdivision. The development will have access on Pearce Road and will also have access to Berkley Road by crossing the TECO-Auburndale Trail. Average lot size requested is 60'x120' to 60'x145'. Setbacks for the subdivision are as follows: 25' front, 5' side, and 10' rear. At the entrance to the subdivision the applicant has proposed a recreation/open space area on 2.9 acres, which will have access to the trail, a parking area, and seating areas.

The proposed Future Land Use Amendment is consistent with the City's Comprehensive Plan, Land Development Regulations, the Joint Planning Agreement with Polk County, and with surrounding development. On June 18, 2018, the City Commission approved a Transmittal Resolution submitting the proposed Amendment to the State for a compliance review. The City received noticed from the State on August 1, 2018 of no comments or objections to the Amendment.

The proposed City Zoning is Planned Development – Housing 2 (PD-H2). As required by Chapter 6 of the City's Land Development Regulations, this proposed PD-H2 is accompanied by a binding site plan that demonstrates the appropriate buffering, setbacks, open space, access and other requirements. The proposed binding site plan has been reviewed by City staff and meets the requirements of the City's Land Development Regulations.

The proposed Ordinances were prepared by the Community Development Department and reviewed by the City Manager and City Attorney. If approved on first reading, the proposed Ordinances will be presented for second and final reading on September 6, 2018.

PLANNING COMMISSION RECOMMENDATION:

Approval of the ***Land Use Map Amendment*** – 06/05/2018 (7-0)

Approval of the ***Zoning Map Amendment*** – 06/05/2018 (7-0 with condition to apply best management practices regarding the TECO Trail crossing over the entrance road)

STAFF RECOMMENDATION: Approval of the proposed Future Land Use Map Amendment and Official Zoning Map Amendment.

**City Commission Meeting
August 20, 2018**

AGENDA ITEM 6: APPOINTMENTS TO THE POLICE OFFICERS' PENSION BOARD

 INFORMATION ONLY

 X ACTION REQUESTED

ISSUE: The City Commission will consider an appointment to the City's Police Pension Board.

ATTACHMENTS:

. None

ANALYSIS:

The Police Pension Board consist of five (5) members:

- . two City residents, appointed by the City Commission for a term of four years;
- . two full-time police officers that are elected by a majority of the police officers that are members of the Plan for a four year term;
- . and the fifth member chose by a majority of the previous four members and approved by the City Commission, for a four year term.

The Police Officers' Pension Board received the resignation of Trustee and former Officer Ryan Astronskas on May 18, 2018. Officer Astronskas served as the Fifth Member and was originally appointed in 2006. The Pension Board on August 14, 2018 chose Deputy Chief Andy Ray to fill the unexpired term through September 2020.

Don King	Police Officer	September 2017
Andy Moore	Police Officer	September 2020
Linda Johnson	Resident	September 2020
Andy Ray	5 th Member	September 2020
Chuck Corneal	Resident	September 2021

STAFF RECOMMENDATION: No objection to the Appointment.

**City Commission Meeting
August 20, 2018**

AGENDA ITEM 7: DISCUSS CHANGES TO PROPOSED FY 18-19 & FY 19-20 BIENNIAL BUDGET

 INFORMATION ONLY

 X ACTION REQUESTED

ISSUE: City Staff will present changes to the proposed Fiscal Year 2018-2019 and Fiscal Year 2019-2020 Biennial Budget.

ATTACHMENTS:

- . Proposed Contingency Changes - FY 2018/2019 and FY 2019/2020
- . Adjusted Fund Totals - FY 2018/2019 and FY 2019/2020

ANALYSIS: The proposed Fiscal Year 2018-2019 and Fiscal Year 2019-2020 Biennial Budget was presented to the City Commission on August 6, 2018. The balanced Budget was presented with a Contingency Line Item balance of \$249,336 in FY 2018-2019 and \$239,443 in FY 2019-2020. Subsequent changes in the Budget can be made with offsetting changes to the Contingency Line Item. This allows all other budgeted items to stay fully funded.

After the Budget is adopted and put into practice, a necessary and unexpected expense can be charged to the Contingency Line Item, also allowing all other budgeted items to stay fully funded.

The proposed changes being presented to the Contingency Line Item in each year suggests modest reductions to other expense line items, resulting in an increase to the proposed Contingency Line Item amounts. The Adjusted FY 2018-2019 Contingency Line Item balance is \$256,970 and \$242,365 in FY 2019-2020.

City Staff will present the proposed changes. Final adoption of the Biennial Budget will follow Public Hearings on Thursday, September 6, 2018 and on Tuesday, September 18, 2018.

STAFF RECOMMENDATION: Approval of the Proposed Adjusted Contingency Line Items.

City Commission Meeting
August 20, 2018

**AGENDA ITEM 8: REQUEST TO AMEND RECYCLING SERVICES AGREEMENT –
ADVANCED DISPOSAL**

INFORMATION ONLY

ACTION REQUESTED

ISSUE: The City Commission will consider a rate increase proposal from Advanced Disposal for recycling services.

ATTACHMENTS:

- . Trash Taxi Recycling Service Agreement – 07/25/2016
- . Assignment of Trash Taxi Service Agreement to Advanced Disposal – 04/19/2017
- . Ledger Article “Winter Haven recommends absorbing increases for recycling” – 08/08/2018

ANALYSIS: The City Commission in July 2016 entered into a three-year Service Agreement Contract with Trash Taxi for recycling services. Under the contract, the City would be provided curbside recycling services for a fixed rate of \$2.53 monthly through September 2019. In April 2017, Trash Taxi sold to Advanced Disposal constituting an assignment of the contract, to which the City consented. All terms of the Original Contract remain in full force and effect in accordance with its terms following the assignment.

In February 2018, Advanced Disposal noticed the City that the contract was operating on a deficit and that an increase of \$2.93 would be needed due to increased disposal and labor costs over the previous 18 months. On July 2, 2018 the City Commission was presented a request from Advanced Disposal for a \$1.47 increase effective October 1, 2018 and an additional \$1.46 effective October 1, 2019. The Commission suggested a Public Informational Meeting be held to inform the public of recycling issues, including the possibility of rate increases.

The City through use of local media, its social media platforms and electronic message boards promoted the event held July 26, 2018 at the Civic Center.

City Staff will lead discussion and present various options for consideration by the Commission. Ken Dillingham, District Manager and Gary Brown, General Manager from Advanced Disposal are scheduled to appear before the City Commission.