

Minutes of the Regular Meeting of the City Commission of the City of Auburndale held September 18, 2018 at 7:00 p.m. in the Commission Room of City Hall, after having been properly advertised, with the following members present: Mayor Tim Pospichal, Commissioners: Dorothea Taylor Bogert, Keith Cowie, Richard Hamann, and Bill Sterling. Also present were: City Manager Robert R. Green, Finance Director/City Clerk Shirley Lowrance, City Attorney V. Patton Kee, and Police Chief Andy Ray.

Mayor Tim Pospichal declared a quorum present and the Meeting was opened with prayer by Pastor Terry Brown of Legacy Community Church and a salute to the flag.

Motion by Commissioner Keith Cowie, seconded by Commissioner Dorothea Taylor Bogert, to approve the Minutes of September 6, 2018. Upon vote, all ayes.

Police Chief Andy Ray presented Master Police Officer and K/9 Handler Austin Leal with his longevity plaque for five years of service.

Parks and Recreation Director Cody McGhee presented Service Worker II James Reed with his longevity plaque for 20 years of service. He works in the Cemetery Division.

Public Works Director John Dickson said Rean Parrish was unable to attend tonight due to his wife's health. He said we appreciate Rean Parrish for his 35 years of service to the City in the Sanitation Division.

City Manager Green said Jay Jarvis, from Polk County, was here for a discussion on drainage. He said Auburndale has been blessed with a lot of rain lately. We have had two storms in the last month that dropped about 4 to 5 inches of rain each. The storms sat on us and did not move. The PK Project has done what it was suppose to do. He said when we see the intersections at Berkley Road and Old Dixie Hwy under water, the Flea Market under water, and even after some of the rains had subsided and stopped, all of the bio-swells along PK Avenue were doing exactly what they were suppose to do. We had even pumped down the PK Pond and it was ready to handle anything that came down PK. But, the PK Pond is actually taking some water outside of the PK area that is causing it to overflow and causing the intersection to give us a little issue. The lower end of Bridgers Avenue and US Hwy 92 at Eaker Street because of high waters in Lake Lena caused us to see excessive flooding in that area also. He said Bridgers Avenue is a County maintained road and we have been working with the County – the County Manager's Office, Public Works Director John Dickson, and Jay Jarvis with the Roads and Drainage Division of the County. He said we have invited Jay Jarvis to the Meeting to tell us what is in store for Bridgers Avenue. We really think that some of the Bridgers Avenue flooding are actually causing some of the flooding back over PK Avenue.

Jay Jarvis, Roads and Drainage Director for the Board of County Commissioners, said they have had Bridgers Avenue on their list of unfunded projects for several years. He said they have a massive list of needs. We have been in discussion with the City Manager and Public Works Director John Dickson since your success with the PK project. In conjunction with the City, we have had discussions and we have developed a scope of work with Chastain Skillman to look at doing the design of improvements along Bridgers Avenue that include the main part of Bridgers Avenue and the side streets that go down to the Lake also. We are proposing to hit this one big chunk at a time as far as the design and then break it up into a couple of phase projects. We will try to address the segment that goes straight, as a project that would be co-funded between the City and the County. At the same time, we are also approaching the Water Management District for cooperative funding, a year out, for them to hopefully provide 50% funding for the larger project from the design study. He said the cost estimate from Chastain Skillman is \$104,426, for a about a 12-month contact before we get final design plans. The proposed construction and the split for the project is \$1.4 million with the County at \$350,000, the City at \$350,000 and the Water Management District at \$700,000. He said this was an estimate and we are not sure exactly about property acquisition. We have a drainage system that is basically being overwhelmed and cannot handle the rainfall that is coming. The water backs up and goes wherever nature wants it to go. We have to improve

the drainage system and have a place to put the excess water to not have the flooding. He said these are the things that will be evaluated as we go through this process. The first year they plan to go through the design, permitting, look at property acquisition, and look at breaking the project into small phases.

City Manager Green said we feel this is also an Auburndale issue. We have identified PK as a need for stormwater improvements that were flowing from Downtown toward the railroad track headed toward Lake Lena. The project helped clean up Lake Lena, so we were able to get the 50/50 split with the Water Management District and City. He said by splitting we do become a partner with Polk County. Bridgers is a County maintained road and realize the flooding that does occur historically there. We think it is a good partnership. Chastain Skillman is under contract with the County and we are familiar with their work, as they are also our consulting engineers. Jason Alligood from Chastain Skillman is present this evening. He said we have already made contact with property owners in the area, who know we have interest (in their property). The project is very similar to the PK project and runs parallel to PK. He said some questions are: where do we find that space to put in a retention area, do we put this in on both sides of the street, are we helping McKean Street or Eaker Street, is there a way to help both.

Public Works Director John Dickson said the Project will be from McKean down Bridgers to US Hwy. 92, by Cakes by Maggie. First year phase will be the straight section where Bridgers veers off to US Hwy. 92. He displayed properties that are vacant between Fifoil and All-Temp, property near Pearl Street, and at the end of W. Bridgers and US Hwy. 92. He said hopefully we can put something together that will be beneficial for the County and the City.

Jason Alligood, Engineer with Chastain-Skillman, said they were aware there have been a couple of big storms coming down PK Avenue and we will talk about PK Avenue first. When we did that project, we understood that there is only so much you can do with the amount of rainfall that comes to that area. If you look at the whole project of PK and Bridgers and treating the water that goes into Lake Lena, it is really a big apple to take a bite out of. He said for the PK project, because of water quality benefits available through the treatment it allowed us to do a lot more for Lake Lena and PK Avenue with less money. The challenges with it were the limited space and volume for stormwater and need for more infrastructure down stream from PK and across the railroad tracks that provided more cost but no benefit to get funding from SWFWMD. When we got the design, we realized we were limited in quantity of water we could store from a water-flooding standpoint, but it would be an improvement. He said from their perspective in watching and observing after a larger storm with than a more than a couple of inches, it will start to inundate and their models would show this early on. He said this was what they had to work with and they felt the benefit of it was better and knowing in the future other bites of the apple would help take care of this as well. He said from their perspective, they are really pleased with what they are seeing out of PK Avenue. Unfortunately, sometimes you get bigger storms and when people see that, they are going to say it is not working. He said it is working, but in the larger storms, you get a lot of water that it cannot handle yet. He said from what he has heard, we are seeing much more improvements, but anytime you get water flooding people get upset. He said from our perspective it seems to be performing exactly how we thought it would, if not better at times for the smaller storms. He said relative to Bridgers and what we are looking at now, some of that area between PK and Bridgers splits the flow and does inundate and drain toward the PK pond. He said on the Bridgers area related to their flooding, we need to try to apply the required treatment to get the funding to help with construction or design costs. He said it was a different project as there is not the same space available to do all bio-swells. In this case, we are looking at ponds, which is a big driver for the treatment, which gives you the funding benefit. He said they are also looking at some LID elements, smaller green spaces to drive up the net benefit. He said it was a different scale and different project to relieve the flooding.

City Manager Green said they noticed the bio-swells could be totally compacted and ready to go to the pond and we would pump the pond down and it never comes from PK. We also saw that we may pump the Pond down and it gets inundated from somewhere else. We have now tracked that and some other things have happened. They have cleared a lot in the area and the water is running back down to PK and

overtaking the Pond. After the last rain stopped, the bio-swells were full and not spilling over to go to the pond and the Pond was pumped down. We stopped to visit with residents in the area and they were as happy as they could be, but Bridgers Avenue continues to flow and as it flows, it goes that way. We feel the compliment of the two projects will be good. He said he appreciates the efforts and the time of the County and consulting engineer this evening.

Commissioner Bill Sterling asked about the right-of-way on Bridgers Avenue.

City Manager Green said the right-of-way is in the sidewalk area and is from curb to curb. There is no space for the bio-swells, the beautification, or the trail network. We had the four lanes of PK that came to two and this gave us a lot of additional right-of-way.

Jason Alligood said the large piece of property that Public Works Director John Dickson was pointing out was a good driver for the additional water into the Pond. He said he thought it would be an outstanding project.

City Manager Green said the project includes both inside the City and outside the City limits.

Commissioner Bill Sterling asked about the railroad right of way there and possibly a ditch they have in the area.

City Manager Green said the railroad right of way is 100 feet and in that particular section, you are close to an old railroad yard. Over years, a lot of that has been closed off and that is one of the things to look at. He said this design work will tell us where the water would go.

Commissioner Dorothea Taylor Bogert asked if this was starting at McKean Avenue.

Public Works Director John Dickson said the Study will be to capture the water at McKean and the going west.

City Manager Green said it was a start.

Mayor Tim Pospichal asked with the City coming up to bat, does this help move the project along.

Jay Jarvis said yes. He said if we had to wait for the County to come with the funding, we would be waiting a while. He said a \$1.4 million drainage improvement project is a big chunk of what they get. He said the fact that the City has stepped up and said we are willing to work with you and share the cost, that basically moves this up priority wise. He said it has been funded to some extent.

Commissioner Bill Sterling asked if SWFWMD does not buy into this or does not have the money appropriated, what would be the situation. Would we just wait until they come on board?

City Manager Green said one of the things that is to our benefit is we are asking for the same project as PK. The water we were pulling out of Lake Lena on PK we are pulling out even more that comes down Bridgers. They have already funded the one, so we think positive that they will look favorable to it.

Jay Jarvis said we are putting in the Cooperative Funding for next budget year for the State. We will put this in around October to SWFWMD for starting July 1 2019.

City Manager Green said the application is part of the process.

Jay Jarvis said the engineers estimate final design work in October 2019. We realize that even though you get approved for Cooperative Funding, you still have to go through the contract process. You will have some time before you are ready to start spending.

City Manager Green said this was not in our second-year Budget, but will be shown in the following budget - FY 2020-2021.

Mayor Tim Pospichal introduced Leah Morris, who was representing Congressman Darren Soto. He introduced Gary White with the Ledger.

Mayor Tim Pospichal asked for citizen comment. There was no citizen comment.

1. PUBLIC HEARING – FY 2018 TAX MILLAGE LEVY & ANNUAL BUDGET

Mayor Tim Pospichal closed the Regular Commission Meeting and opened the Public Hearing.

City Manager Green said the Public Hearing was advertised in accordance with the Florida Statutes regarding the method of fixing tax millage. This Public Hearing is the second of two required Public Hearings. The first Public Hearing was held on September 6, 2018. The proposed Budget for FY 2019 is balanced with Total Revenue and Total Expenditures of \$34,816,393, before interfund transfers. Expenditures include general operating expenses of \$28,248,207, Capital Improvements of \$6,382,400 and a Contingency Reserve of \$185,786. The Proposed FY 2019 and 2020 Budgets includes all changes made during the Regular City Commission meetings of May 21, 2018 (Capital Outlay and Payroll), June 4, 2018 (Expenditures), and July 16, 2018 (Revenues), August 20, 2018, and September 6, 2018 – the first Public Hearing. The final FY 2018-2019 Annual Budget also reflects \$1,657,000 of "carry over" Capital Outlay. This includes several Public Utilities projects that were started or budgeted in the current fiscal year that were delayed or will be completed in the new fiscal year. When we talk about the Capital Improvements of \$6,382,400 this line item has increased by \$1.6 million, since your last meeting. Revenues from ad-valorem taxes for FY 2019 and FY 2020 are estimated at \$4,860,000 and based upon the Rolled-back millage rate of 4.2515. The FY 2019 Budget also includes the proposed Five-Year Schedule of Capital Improvements for the City's Public Safety, Parks and Recreation and Public Works Departments. This is a requirement of the City's Comprehensive Plan, assists the City in prioritizing future capital needs throughout the City, and is updated annually during the budget process. A balanced second year Budget or FY 2020 Budget is also being presented for the Commission's conceptual approval. The FY 2020 Budget will be reviewed by City Staff and updated to accommodate needs that have arisen since the planned budget was prepared. The Ordinances were prepared by the Finance Director and reviewed by the City Manager and City Attorney. The proposed Ordinances were approved on first reading September 6, 2018 and are being presented for second and final reading. He went over Fund totals for each of the three City funds – General Fund, Community Redevelopment Fund, and Water and Sewer Fund. He said the Interfund Transfer is moved from the Water and Sewer Fund to the General Fund to balance the Funds. He went over the Contingency changes since the September 6, 2018 meeting. Proposed revenue Contingency changes were: CRA Funding for the additional staffing, Public Utilities Revenue \$250,000, Utilities Reuse Revenue \$953,500, and Water Management District Reuse Line Reimbursement \$453,500. He went over the expense Contingency changes: additional CRA staff and employee benefits, Chamber of Commerce \$6,000 for funding an extra help position at the proposed Sports Marketing Facility, Capital Improvements for Water and Sewer Projects - \$500,000 Improvements Water Distribution, \$1,077,000 Improvements Allred Wastewater Treatment Plant, and \$80,000 Motor Equipment for a Crane Truck. The proposed Contingency was \$185,786 for FY2018-2019. He went over the FY 2020 proposed contingency changes: the new position for the CRA and Chamber of Commerce funding of \$6,000. The FY 2020 proposed Contingency was \$170,826. He said tonight we discussed the draft agreement from Chastain-Skillman for one-half of the Bridgers Avenue project. He said we have already approved the other expenditures in the Budget, but have \$185,786 in the Contingency shown as an expenditure. If we get something that was not anticipated, we would charge it to the Consulting Engineer in Utilities. We have a little cushion in the Budget. The first

Ordinance will be on the proposed millage rate. We are rolling back or reducing taxes next year. We have had the benefit of increased property value and growth in our community that allows us to cut the taxes. The taxes are estimated at \$4,860,000 based on the rolled-back millage rate of 4.2515. He thanked the Commission and said we have gone through a lot of numbers over the last six months – it is a long budget cycle. He thanked the Department Directors and especially Finance Director Lowrance for the work on the budget. We always say “if we do not have it, we do not spend it” and the Directors do a great job of keeping their eyes on our expenses.

Mayor Tim Pospichal asked for public comment. There was no public comment.

Mayor Tim Pospichal closed the Public Hearing and reopened the Commission Meeting.

2. ORDINANCE #1572 ADOPTING FY 2019 TAX MILLAGE LEVY

City Manager Green said the City Attorney has the Ordinance.

City Attorney Kee read Ordinance No. 1572, as passed on first reading on September 6, 2018, by title only.

City Manager Green said Staff recommended approval of the Ordinance.

Motion by Commissioner Dorothea Taylor Bogert, seconded by Commissioner Keith Cowie, to approve Ordinance No. 1572, as read on second reading by title only. Upon vote, all ayes.

3. ORDINANCE #1573 ADOPTING FY 2019 & FY 2020 ANNUAL BUDGETS

City Attorney Kee read Ordinance No. 1573, as passed on first reading on September 6, 2018, by title only.

City Manager Green said Staff recommended approval of the Ordinance.

Mayor Tim Pospichal asked for citizen comment. There was no citizen comment.

Motion by Commissioner Keith Cowie, seconded by Commissioner Richard Hamann, to approve Ordinance No. 1573, as read on second reading by title only.

Commissioner Richard Hamann commended Staff, the Department Directors, and everyone for being so careful with the fund of the City of Auburndale.

Upon vote, all ayes.

4. ORDINANCE #1574 ANNEXING PROPERTY INTO CITY LIMITS –BERKLEY RANCH PHASE II

City Manager Green said the City has received a petition from Andrew and Margaret Hanzlik to annex 19.52 acres of property into the City limits. The property is located south of and adjacent to the recently annexed Berkley Ranch property, north of Pace Road. The property is contiguous with existing City limits and does not create an enclave. The property is currently vacant. The proposed annexation is as a result of the owner’s request for utilities and the proposed development of the property for residential use. The property is planned to be developed as Phase II of the Berkley Ranch Planned Development subdivision. 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. 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 of September 6, 2018 and is being presented for second and final reading.

City Attorney Kee read Ordinance No. 1574, as passed on first reading on September 6, 2018, by title only.

Mayor Tim Pospichal asked for citizen comment. There was no citizen comment.

Motion by Commissioner Richard Hamann, seconded by Commissioner Bill Sterling, to approve Ordinance No. 1574, as read on second reading by title only. Upon vote, all ayes.

5. TEMPORARY STREET CLOSING REQUEST – HALLOWEEN HARVEST FESTIVAL

City Manager Green said the City has received a request to temporarily close streets in the downtown area to accommodate the very successful Chamber of Commerce Halloween Harvest Festival on Thursday October 25, 2018 from 5:30-8:30 P.M. This event is well attended each year and has good participation from the local merchants. To make the event safer and more pedestrian friendly, the City and Chamber again this year requested the Florida Department of Transportation to permit temporary closing of State Road 559 from Stadium Road to Pontotoc Plaza. This allows detour of traffic from the downtown business area for three hours during the event. The closing will allow the main activity related to the event to be held in a "safe zone" in the downtown business area and closed to vehicle traffic. In addition to the State Road 559 closing, the City Commission is also requested to close:

- . Pontotoc Plaza between Main Street and Lake Avenue
- . Lake Avenue between Pontotoc Plaza and Main Street
- . Polk Street between Pontotoc Plaza and Main Street
- . City Hall Plaza to accommodate vendors.

Staff had no objections to the request and recommended approval.

Tim Pospichal asked for public comment. There was no public comment.

Motion by Commissioner Bill Sterling, seconded by Commissioner Keith Cowie, to approve the road closure as requested. Upon vote, all ayes.

City Manager Green reminded everyone of the Bloodhound Bash and Homecoming Parade on Thursday evening. The Homecoming activities and football game will be on Friday night. He said his office would contact the Commission on the activities.

Meeting adjourned at 7:41 p.m. I HEREBY CERTIFY that the foregoing Minutes are true and correct.


Shirley Lawrence, Finance Director/City Clerk