

Minutes of the Regular Meeting of the City Commission of the City of Auburndale held June 3, 2019 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 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 Commissioner Bill Sterling and a salute to the flag.

Motion by Commissioner Dorothea Taylor Bogert, seconded by Commissioner Keith Cowie, to approve the City Commission Minutes of the May 21, 2019 Meeting. Upon vote, all ayes.

City Manager Green announced that the City will be hosting a presentation of the Lakes District Input Report and the Existing Conditions Report. The presentation will be for informational purposes only and will be held at the Civic Center on Monday at 6 p.m. The Report includes the results from community workshop held in late April.

Mayor Tim Pospichal asked for public comment.

Jerry Truitt said he has lived in this area for 84 years. He said he would like to bring to your attention tonight some parameters that were not discussed fully regarding Hearing number 1611. A public hearing was held on May 21 to hear comments regarding Ordinance No. 1611. All parties were invited to attend and be heard regarding this amendment by the City of Auburndale memo dated May 8. The citizens that were in attendance representing their communities and neighborhoods felt assured when they left they had been deprived of a fair protocol to express important parameters. As many as two Commissioners appeared not to fully understand any order of impacts to the subject area and most of all the surroundings. Commissioners, you must change that vote. Commissioners, you are role models for the City, the communities, senior parents, children and grandchildren. All of you are role models and must remain that way. Your good endeavors and decisions will be remembered. Your poor decisions will always remain in stone and never be forgotten or pardoned. During the responses by individuals and prior to all speaking not in favor, the Mayor interjected his position by stating traffic impacts have been heard, talk about other issues. A Staff member later on made a statement to me that the Mayor utilizes this technique to minimize conversations and in speeding up the meeting. His remark was critical on statements and as to statements presented and in conjunction as to how traffic can impact new developments in existing communities and neighborhoods. Some of the parameters to be heard by others to speak, but did not because the Mayor's statement regarding ample time had been heard about traffic woes but are critical. This is an outline of other parameters to be considered during this hearing: the 100-flood plain for Little Lake Van as well as Lake Van, the dredge and fill that happened. How do you now establish an accurate and precise new elevation for these flood plains? He said the common areas decide the flood plain. He asked about the fencing, the height, the conservation and wet areas, who determines that. Their locations who oversees encroachments, the maintenance, the enforcement of these items. Lake Van and Little Lake Van have water problems now versus after build. Upland retention ponds, capacities, recreational areas, clubhouse, pool, and the magnitude of urban sprawl will impact the quiet existing rural neighborhoods. The traffic snarls at ingress and egress. The statements the Mayor made had an impact on the vote to deny approval. The subject matter to be heard was minimized and or deleted entirely by the by individuals in waiting to speak. In summary, the mayor made an error in not following State mandated protocol format for municipal public hearings. The interested speakers had the right to convey pertinent data and information even with duplication from other speakers. Accordingly, the Sunshine Law allows for information to be heard and not denied. Accordingly the contingent of speakers, groups, and others who support the no approval request to be null and void. A new public hearing must be conducted with the Vice Mayor presiding. The current Mayor must abstain from the vote or the Commission will determine the proper protocol format. As a second alternative, a series of hearings for plaintiffs and council may be required. Do not let this become that serious - correct this mistake immediately.

Mayor Tim Pospichal thanked Mr. Truitt for his comments.

Jerry Truitt asked if there were any questions for him. He said he has only the facts.

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

City Manager Green said Carrie McCoy was present on behalf of Polk Pride to accept the Proclamation. She is an Executive Board member of Polk Pride and President of the P Flag of Polk County.

City Attorney Kee read the Proclamation for Polk Pride Week – June 8 to 15, 2019.

Carrie McCoy thanked the Commission for the Proclamation and invited everyone to their events in June. She said the information about the event was on Polkpridefl.com.

1. ORDINANCE #1610 ZONING MAP AMENDMENT – GILILEO PROPERTY

City Manager Green said the first two items on the Agenda are coming as old business and deal with our zoning map.

Community Development Director Amy Palmer went over the development roadmap for the two zoning cases. She said these are good examples of zonings processes we go through. Every piece of property in the City must have a Future Land Use category and a zoning category in order to be developed. The zoning category must be consistent with the Future Land Use, which is part of our Comprehensive Plan. It identifies the very general use Land Use categories. The Future Land Use categories also get reviewed by the State. The zoning category must be consistent with the Land Use designation and the zoning category tells you specifically what can happen with the property, whether it is a permitted use, a prohibited use, what the setbacks are, parking spaces, signage, etc. Both of those categories are established during public hearings. The public hearing for the zoning cases on the Agenda were held at the last meeting. This is second and final reading for both cases. For Agenda item 2, we are going to be hearing a Planned Development case, which is a type of zoning category that includes a binding site plan. The site plan gets approved by the City Commission. If it is just regular zoning such as a RS-1 category and that property owner wants to subdivide the property, the preliminary plat would come to the Commission for approval following the zoning category given to the property. Sometimes there is conventional development, whether it is a commercial piece of property or in this evening's first case for the Gilileo property, which is a 4-5 acre piece of property that they want to put a barn on the property. They are requesting zoning to accommodate that. Following zoning establishment on a piece of property, the property owner would then submit construction plans to City staff or County staff or the Water Management District or DEP depending on the type of development. For the Gilileo case, it is a vacant piece of property and they will be submitting a driveway permit to the County, a building permit to the City, and possibly they may have to go to the Water Management District for storm water retention. For the second case, construction plan approval may include driveway permits from the County, where they would also look at concurrency time. That would include construction plans for the subdivision to the City, Water Management, and DEP for wetlands. They will have to go through the whole litany of permitting agencies to get their permits and to mitigate any impacts that they have, as a result of the zoning category being placed on the property. After construction plans are approved if it is a subdivision, it comes back to the Commission with the final plat, which is the document that allows the developer or property owner to subdivide and sell off lots and begin the building process of the subdivision. She said this was the general roadmap for property and she will speak specifically about each case later.

Community Development Director Amy Palmer said this comes to the Commission on second reading. The City has received a request for a zoning map amendment for property located at 219 Bolender Road. Mr. Gilileo lives next door in unincorporated Polk County. The property was annexed into the City and given a Low Density Residential Future Land Use, but no zoning category. The property owner is now requesting the

zoning category of RS-2 or Single Family Residential. The applicant, who lives next door to the property, plans to establish a pole barn for agricultural purposes and storage. The zoning classification of Single Family Residential-2 (RS-2) is primarily intended to include land developed for low to medium density single-family detached residences. The RS-2 district also permits citrus groves; plant nurseries with greenhouses not exceeding 200 square feet in area and similar agricultural uses and structures, which would include pole barns. The requested zoning map amendment is consistent with surrounding zoning classifications, the City's Land Development Regulations, and the Comprehensive Plan. The proposed Ordinance was prepared by the Community Development Department and was approved on first reading May 21, 2019. The Planning Commission recommended approval of the Zoning Map Amendment in a 5 to 0 vote. Staff recommended approval of the Ordinance amending the Official Zoning Map.

City Attorney Kee read Ordinance No. 1610, which was presented and passed on first reading on May 21, 2019, by title only.

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

Motion by Commissioner Keith Cowie, seconded by Commissioner Richard Hamann, to approve Ordinance No. 1610, as read on second and final reading by title only. Upon vote, all ayes.

2. ORDINANCE #1611 ZONING MAP AMENDMNT – CG JEANS ROAD PROPERTY

Community Development Director Amy Palmer said the City has received a request to rezone property owned by Susan Collins, located on Adams Road on the south and Lake Van Road on the north. The current Future Land Use is Low Density Residential. There is no zoning for this piece of property. The proposed zoning classification is Planned Development Housing-1. It is currently a vacant piece of property consisting of about 120.56 acres. Kyle Wilkes of Poulos and Bennett on behalf of property owner Ms. Susan Collins has requested to establish a zoning district of Planned Development-Housing 1 or PD-H1 on 120.56 acres. As required by the Land Development Regulations or LDR's for Planned Developments, this request is accompanied by a binding site plan. The request will allow the applicant to construct a 259-lot single-family residential subdivision. The project was presented to the Planning Commission on January 8, 2019 as a 249-lot subdivision with minimum lot size of 6,900 SF, minimum lot width of 60 feet, and setbacks of 20' front, 5' side, and 15' rear. The Planning Commission recommended denial of the proposal based on the discussion of lot sizes and setbacks not being compatible with the area, the poor condition of Adams Road, and the failing level of traffic capacity at the intersection of Adams Road and SR 559. The developer presented the project to the City Commission during a Public Hearing on March 4, 2019. The City Commission tabled the item and requested the developer meet with staff to discuss lot setbacks, lot sizes and Adams Road. The developer was back at the last meeting during the Public Hearing with a new proposal. The new proposal includes an increased lot size of 7,200 SF. The minimum lot size of 7,200 sq. ft. exceeds the minimum lot sizes of four neighboring subdivisions including: Eagle Point, Diamond Ridge, Lake Van Estates, and Water Crest Subdivisions. The proposal also includes a minimum lot width of 60 feet, which is comparable to several subdivisions including Eagle Point, Diamond Ridge, Lake Van Estates Subdivision and exceeds the Water Crest Subdivision, which has 50' lots. The developer is also proposing new setbacks for the project compared to the first proposal, which are 25' front, 15' front setback on the side of the house for corner lots, 7' interior side, and a 15' rear setback. The front setback of 25' exceeds all of the same subdivisions just listed and the side and rear setbacks are either consistent or exceed them. The minimum living area provided of 1,500 sq. ft. exceeds the minimum living area of the Single Family Residential-1 zoning designation, which is our most restrictive residential zoning. Overall density for the project is 3.05 units per acre, which is consistent with the Comprehensive Plan and Future Land Use designation of Low Density Residential. The 3.05 units per acre was calculated using only the uplands and not using the wetlands in the density calculation. All other requirements of the Land Development Regulations are met, including sidewalks on both sides of the street and street width. The binding site plan includes 3.37 acres of open space, landscaping, and recreation tracts. Included in the "Notes" section of the binding site plan is the developer's commitment addressing the improvements to Adams Road to include constructing an additional 1-2 feet of pavement on Adams Road, sidewalk along the road where it is missing, relocating

telephone poles along the road as well as committing to fund the proportionate fair share of intersection improvements to Adams Road and SR 559 intersection. The Planning Commission recommended approval of the Zoning Map Amendment with a vote of 3 to 2. Staff had no objections and would recommend approval of Ordinance #1611 Amending Official Zoning Map for the CG Jeans Road Property. She displayed the location for the property. She went over the development roadmap for the property. The property came into the City about a decade ago with a Future Land Use of Low Density Residential. Zoning is now being established on the property as Planned Development, which does include the Binding Site Plan and is also considered a preliminary plat. She went over the minimum lot sizes and setbacks. The developer's commitment for the improvements along Adams Road would be included in the Binding Site Plan. Following zoning, the developer has the green light to submit construction plans, which include to go to Polk County for driveway permits. When they go to Polk County, they will have to submit their traffic study, the same as what they will submit to the City, to determine what the improvements are to Lake Van Road. She said she knew that has been part of discussion of this project during the last Public Hearing. They will also be submitting plans to the Water Management District, the DEP for wetland delineation and stormwater ponds, and to determine School concurrency. Following construction plans being satisfied and all the polices are in place, they will receive construction plan approval allowing them to construct the subdivision and submit a final plat to the City for approval, which will allow them to subdivide the property and start building the homes. She said we are here tonight at zoning and Binding Site Plan. The next step is construction plan approval and then final plat approval. She displayed a layout of the subdivision. She said the applicant would like to make presentation.

Bart Allen, Land Use Attorney with the Peterson and Meyer Law Firm, 225 E. Lemon St., Lakeland, FL, said he was happy to be here again tonight on this project. He said he thought it was a really good project. He said he brought a presentation, but did not intend to put on a full-blown powerpoint presentation and go through all the details we went through last time. He said he felt like we adequately discussed it, but to the extent we need to discuss any additional item he would be happy to discuss. He said he would add a couple of points to what Ms. Palmer said. She has gone over the site plan, the project, and we had a very thorough hearing two weeks ago. He said he would throw in one little tweak to the roadmap for the project. She said we are in the binding site plan and one of the things that is unique about this project is that we are coming back with that Developer's Agreement. Before we can get to the construction plan process and getting those approvals, we have to get that Developer's Agreement in place, that is going to address those transportation issues. He said he thought that was a key ingredient in this project to understand. While we are working on all these other issues, this binding site plan does not allow us to move an ounce of dirt. We still have to get DEP permits, SWFWMD permits, DOT permits unless they shift Hwy 559 over to the County – then it will be County permits on 559 and Adams Road, and County permits on Lake Van. He said there is a tremendous amount of engineering and work in that Developer's Agreement that has to come back. He said he had the entire team here. This is the second reading and we had the public hearing last time. He asked if there was public opposition and comment that he or any member of the team may give a response. He said he appreciated everyone's time and the thorough hearing two weeks ago.

City Manager Green said there are no changes to the Ordinance, since first reading.

City Attorney Kee read Ordinance No. 1611, which was presented and passed on first reading on May 21, 2019, by title only.

Mayor Tim Pospichal asked for any public comment.

John Morse, 105 Brighton Circle, said his son was not able to be here tonight and he lives in Lake Van Estates. He said we have heard discussions before about parking, but he did not see any information here about the street particulars. The topic has come up again and according to his son the City Fire Department and police have been in discussions about having to remove all the cars from the streets in his subdivision. He said he would hope that has been given a consideration in the plan here. He said he did not know the street widths, but felt it would create a bit of some discord in the Lake Van subdivision depending on what the Police decide to do with the Fire Department.

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

Motion by Commissioner Richard Hamann, seconded by Commissioner Dorothea Taylor Bogert, to approve Ordinance No. 1611, as read on second and final reading by title only.

Commissioner Dorothea Taylor Bogert asked Community Development Director Amy Palmer for clarification about street parking not being permitted.

Community Development Director Amy Palmer said street parking is allowed anywhere in the City. We have requested recent developers to put up no parking signs, but we do not believe that is a good practice as there is City Code that allows parking on the streets anywhere. The Fire Department has met with that subdivision to discuss appropriate parking on the street, so that a fire truck could get down the street if there were an emergency. She said she thought that was what Mr. Morse was referring to. There has been a little bit of an outreach to the subdivisions that have become an issue, but that is being worked on.

Commissioner Richard Hamann asked if the streets in the new subdivision would be wider than the ones in Lake Van.

Bart Allen said he cannot tell you what Lake Van was, but we have a condition that we require a two-car garage. There is a 50-foot right-of-way for the roads and 22 to 24 feet of that will be paved road. He said that leaves a significant amount of difference between the edges of the pavement to the garage. There will be 30 to 40 some odd feet between the edge of pavement and the right-of-way in our 25-foot setbacks. Parking at the home should not be a problem.

Mayor Tim Pospichal asked if this was possibly a responsibility of HOA.

Bart Allen said it certainly can be. He said he was not familiar with the City's specific Ordinance on off street parking, but in most HOA's it comes down to a monitoring and then it forces the issue onto the single family subdivision regarding parking on the streets.

Commissioner Dorothea Taylor Bogert reconfirmed that this could be in their HOA requirements that they would be responsible.

Bart Allen said yes with the caveat that he did not know how that would interact with the central conflict that the City Ordinance says you are allowed to park on the public streets. He said he has never reviewed that issue and would have get in touch with City Staff and City Attorney. We would have to look into the enforceability.

Commissioner Dorothea Taylor Bogert asked if the HOA would be responsible for streets.

Community Development Director Amy Palmer said yes, they will be private streets.

Vote on motion by Roll Call Vote: Dorothea Taylor Bogert - yes, Keith Cowie - no, Richard Hamann - yes, Bill Sterling -no, and Mayor Tim Pospichal - yes. Motion approved.

3. APPROVE FY 2018-2019 EDWARD BYRNE JUSTICE ASSISTANCE GRANT DISTRIBUTION

City Manager Green said each year the Board of County Commissioners allocates federal Edward Byrne Memorial Justice Assistance Grant funds for various law enforcement projects within Polk County. These funds may be used by local units of government to support a broad range of activities to prevent and control crime and to improve the criminal justice system. The FY 2018-2019 allocation for the County is \$189,869 with Auburndale approved for \$21,464. The Auburndale Police Department plans to utilize this grant for purchase of traffic safety equipment. All Polk County municipalities are requested to approve the State allocation as listed in the Agenda analysis: Auburndale Police Department - \$21,464; Bartow Police Department - \$13,000; Davenport Police Department - \$11,192; Town of Dundee - \$8,392; City of Eagle Lake - \$5,500; Florida Polytechnic University - \$17,208; Haines City Police Department - \$14,310; Lake Alfred Police Department - \$17,400; Lake Hamilton Police Department - \$9,600; Lake Wales Police Department -

\$14,000; Lakeland Police Department - \$23,580; Tenth Judicial Circuit - \$22,425; Winter Haven Police Department - \$11,798. Staff recommendation was approval of the distribution of the FY 2018-19 Edward Byrne Grant and authorize the Mayor to execute the support letter.

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

Motion by Commissioner Bill Sterling, seconded by Commissioner Dorothea Taylor Bogert, to approve the distribution of the FY 2018-19 Edward Byrne Grant. Upon vote, all ayes.

4. PROPOSAL FOR REPLACEMENT OF 1996 AERIAL APPARATUS – FIRE DEPARTMENT

City Manager Green said in 2015, the City of Auburndale entered into an Automatic Aid Agreement with Polk County for Fire Protection and Rescue Services. The Agreement provides provisions for an initial response from the firefighting and rescue agency closest to an emergency. This cooperative effort makes the most efficient use of both, City and County resources and provides a higher level of service delivery to our citizens. As part of the Agreement, the County stationed a 1996 50' aerial apparatus or ladder truck at the Auburndale Fire Station. The County pays for the maintenance of the truck, and Auburndale staffs and responds to dispatched calls both, inside the City limits and the outside service area. A replacement plan for the truck was included in the Agreement with expectations of replacing the equipment in Fiscal Year 2020-2021. We are presenting an opportunity to advance the purchase of the ladder truck. Replacement of the truck was also included in the City's 5-Year Capital Improvement Plan (CIP). Per the Agreement, the County has allocated \$550,000 to date for the replacement and the City has reserved \$150,000. City and County staffs were recently introduced to the opportunity of purchasing a new 2018, 107' heavy-duty ladder truck. The current pricing of the truck would be \$1,170,000. The truck was ordered by Broward County and was involved in an accident during delivery. The accident caused front-end damage to the cab area only of the truck. No damage was caused to the engine of the truck or to other operational components. However, Broward County decided not to accept delivery of the truck. The Pierce Company, manufacturer of the truck, made the necessary bodywork, has offered an extended two-year warranty from the date of purchase and reduced the price to \$946,000. Auburndale's Chief Brian Bradway and Deputy Chief David Cash have inspected and both driven the truck. Polk County Fleet Maintenance staff has also inspected the truck and determined it ready for service. To advance the purchase in this Fiscal Year, City and County Staff have agreed for Auburndale to proceed in purchasing and owning the truck. The Polk County Board of County Commissioners is scheduled tomorrow, June 4, to approve allocating its committed funds, the \$550,000 as a grant to the City for the purchase. The City would use its reserved funds, the \$150,000 reserve, and utilize \$246,000 from collected Fire Impact Fees to make the purchase. The City currently has six other Pierce brand trucks, including the recently purchased 2019 Engine 421.

Fire Chief Brian Bradway said he appreciates the Commission considering this opportunity for us. This is something that came up and seemed like a potential savings, because of the discounted price. It was located in Bradenton and he, the Deputy Chief, and the Training Officer went down to see the truck. We met with one of the representatives and operated the truck. We had Ron Camechis, with Polk County Fleet Maintenance who maintains all our trucks; take a look at the truck and the history of the truck. He went over the truck with several emergency vehicle technicians at the Ten-8 facility. He advised us it was a new truck and he did not see anything concerning. He said obviously it was involved in accident and we got him an entire repair list of the repairs and it was all superficial to the cab and lights.

City Manager Green said in the analysis, we pointed out we would be using \$246,000 from our collected Fire Impact Fees and to date we have \$565,390.22 in that reserve account that come from Fire Impacts Fees, that can be utilized for the purchase of apparatus. Staff recommended approval of the purchase agreement of the new ladder truck. As noted, the Board of County Commission will be acting on their part of the purchase at the Board meeting tomorrow.

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

Motion by Commissioner Dorothea Taylor Bogert, seconded by Commissioner Keith Cowie, to approve the purchase agreement for the new ladder truck.

Commissioner Bill Sterling said it looked like we were saving \$224,000 by purchasing the truck now. He said this was a 2018 and our other truck was a 2019.

Chief Brian Bradway said the trucks have an average life span of 15 to 20 years. He said he thought the truck has about 2,400 miles. It was going to be a new truck for Broward County; it had the accident, and had to go back for the repairs. It has the additional two-year warranty.

Upon vote, all ayes.

5. CONSIDER FINANCING ARRANGEMENT WITH FLORIDA LEAGUE OF CITIES

City Manager Green said City Staff is proposing to advance and complete several capital projects utilizing bond financing. These projects are all included in the City's 5-Year Capital Improvement Plan or CIP, including several that have been pushed back for several years waiting on funding. Staff has been working with the Florida League of Cities through its Municipal Loan Council Financing Program to secure the necessary funding for the proposed projects. He went over the process of the City's CIP and a project working its way through the funding cycle. Over the years with the projects being presented tonight, several have worked their way up and then not had a funding source and then moved back in the planning. The largest project on the need for financing – Relocating our Little League Baseball Facility – is one of those projects. It has been pushed back and has been in 5-Year Plan almost 11 years. We fund some money to prepare the construction plans, which is very similar to what we did for the Community Gym. We had those construction plans on the shelf and then finally we got the funding and moved that project into our budget. This evening we have 10 projects we are looking to fund with bond financing. He said he would ask the Department Directors to give us the need and tell us about the project.

Youth Baseball Fields - \$6,300,000

Parks and Recreation Director Cody McGhee displayed the Spivey Complex, which houses our Youth Baseball League with about 300 players. They have had increased participation in the last two years. They play on the two fields and practice on the old MAS Fields and fields behind Bridgers Avenue. It is very important for the growth of this program for us to provide them adequate space. The site location has always been at the Lake Myrtle Sport Complex, but it has been moved around. As the needs have changed, so has their site. The current site is the Braddock property, on the north side of the four fields we built a few years ago. This will give us a great space for our four-field complex. As Mr. Green said, we are shovel ready with final plans that were completed two years ago with Chastain Skillman. He showed the rendering of the plans for youth fields. There are three youth fields for the younger age group and one larger field for the older age group. The older age group will also have the opportunity to utilize Lake Myrtle itself and the nine fields, after Russ Matt completes their usage. He showed the parking area, four fields, and concession stand, which would house their office and storage space. The fifth field will be a turf field for handicapped or special needs players. This field is a completely flat surface, with a turf surface. There are no raised bases or mounds and all a turf surface. It is all ADA approved. It will be located on the south side across the street from the entrance of SunTrax.

City Manager Green said the property just north of the pond is under a 40-year lease with the County. As indicated, the location of Youth Baseball shifted over the years from the south end of the property to the location of last four collegiate fields and then shifted to its current site. We had to hold off because of all the road widening plans for Braddock Road related to SunTrax. He said this shows how it has evolved over the years. He said he knew that several on the Commission have served as Mayor and threw out the first pitch at Little League knowing that you were going to be asked – when are we going to get our new fields. He said it has come time and the financing arrangement will allow us to do that.

Radio Replacement \$549,000

Public Works Director John Dickson said the radios that we currently use in all of our Departments are being discontinued. They are still going work, but they are not going to be offering any repairs, parts, or support for these radios. The money we have requested will allow us to replace all the Police and Fire radios. We can then use their radios as back up radios to the General Employees. It also offers some additional safety benefits that Police Chief Ray will speak of. This does give us an opportunity to get the new radios in Police and Fire and we will plug in an amount in the 5-Year CIP to replace all the General Employee radios. We will be fine with these we currently have for backups.

Police Chief Andy Ray said one of the benefits is the pricing on new radio system. If we go ahead and purchase those this year then we will be about to enjoy about a 40% reduction in the cost of those radios. From a practical standpoint, the newer radios have upgraded equipment and capability. He said if a Police Officer gets out of their car and has a foot chase and is injured or unable to communicate, we do not have any idea where they are. The new radios have a built in gps location of the officer, so it will track the Officer as he moves. He said this will be a big benefit from a safety standpoint.

City Manager Green said this was a project that Police Chief Nelson introduced to us knowing that Motorola was headed down this path. These projects have now been moved forward and this gives us a means to take care of that. We appreciate the fact that the radios still work and we will take use of those that come out of the Police Department and the Fire Department and funnel them into the Public Works crews.

Street Resurfacing - \$500,000

Public Works Director John Dickson said this the fourth consecutive year of our resurfacing project. He displayed on the map the most recent roads resurfaced and the target area for next year. He said this will complement the projects we have completed the last three years. For FY 19-20, we propose the Sunset Area, Eaker Street, Deen Blvd., Ariana Place, Illinois Avenue, and that section of the City. He said it will complete that area of town and very much complement the last two years we have been working on PK Avenue and the Ramsgate Road area. The roads are milled and resurfaced.

City Hall Improvements - \$500,000

Community Development Director Amy Palmer said City Hall looks really good after the repointing of the bricks. The requested \$500,000 would take care of some inside needs as well as finish the outside of the building. We are looking at re-roofing City Hall, as that roof has seen its life and is in need of replacement. Inside near the rotunda and elevator there is water damage and we will be replace that. We are looking to remodel some of the offices that have not been touched in decades. Possibly we will relocate the Commission Room downstairs making it more ADA friendly and just making City Hall work for us a little bit better.

Aerial Truck Replacement \$400,000

City Manager Green said the Resolution before the Commission will allow the City to recoup expenses we would commit to be funded by the financing. We would be able to pay ourselves back. The \$400,000 for the purchase of the aerial truck and with the adoption of Resolution, we would be able to pay back to the City the \$150,000 in reserves and the dollars from the Fire Impact Fees.

Fire Chief Brian Bradway said the truck will have the black reflective stripe, as we switch over to the Auburndale color scheme. The pump panel for the truck has a pump configuration that makes it easier for the mechanic to work on the truck. The current ladder truck runs on every commercial structure fire and the new truck will do the same. He said it was a critical piece of apparatus to have on a commercial alarm or fire. He gave an example of the current 50' ladder truck being too short for a tree service rescue and the County truck was called from the Cypress Gardens Station to assist with the call.

Garbage Truck - \$290,000

Public Works Director John Dickson said this is a side loader and will replace a 2007. It will allow us to take the older truck out of service and keep our Sanitation fleet running and reliable.

Trail Extension to Berkley Road - \$266,000

City Manager Green said the Trail Extension to Berkley Road has been in our CIP and been pushed back a couple of times.

Parks and Recreation Director Cody McGhee displayed the Trail Head and Trail Extension. The property was given to the City by the County. It allows us to get to the corner of Plymouth and Berkley Road, which will tie into the property across the street and the spur there. It puts us into a good position to get across Berkley Road to keep moving forward.

City Manager Green said Berkley has a good sidewalk network there. It does compliment the trail to extend it. The City did receive deed to that former CSX property from the County. He said we will continue to utilize the Trail Head parking.

Relocate Racquetball Court to Tennis Facility - \$150,000

Parks and Recreation Director Cody McGhee displayed a picture of the racquetball courts and said they are in need of TLC. We currently have four racquetball courts that are in use today. We have a large struggle with vandalism, break ins, graffiti on the inside and it is a pretty taxing job to keep them playable. The money is to relocate two of the courts to current Tennis Facility. They would be in area where our current youth court is located. He explained the placement of the courts. They would be accessible via key from the Pro Shop, similar to how they were when the Tennis Courts were across from the Parks and Recreation Building. He showed the proposed design of the structure: three main walls and a glass door entrance that will serve as a fourth wall. They will be able to serve both racquetball and squash play. We will probably have a similar shade structure as on the youth tennis court.

Commissioner Dorothea Taylor Bogert asked about the youth areas.

City Manager Green said they can actually use the two courts for the youth training area.

Police and Fire Department Roof Repairs \$ 125,000

Police Chief Andy Ray said the Police Department and the Fire Department are having some issues with water intrusion and roof leaking. He said it was in multiple places in both buildings. We have obtained estimates and the plan is to apply a product called Duralast. Duralast is the kind of roof that was put on both places. The Police Department was finished in 2001 and had a 15-year warrant. We received a letter from Duralast a few months ago, that said we realize you are beyond 15 years. We talked with their local representative and obtained an estimate for both roofs. Those estimates are to use a Duralast product, which is a two part silicon seal that will seal and keep it from leaking any farther and protect the roof that is on it now. It carries a 15-year warrant. We want to protect our investment on the inside and the roof. He said the company is headquartered out of Wisconsin or Minnesota with a local representative in Polk County.

City Manager Green said we were meeting and interviewing with roofing companies at the time we received the letter. We could not find someone to put the exact same product on the roof at that time. As we are meeting with other vendors, it was coincidence we got a letter from the installer of the product. It was perfect timing.

Replace Security Mobile Home/Lake Myrtle - \$120,000

Parks and Recreation Director Cody McGhee displayed a picture of the old mobile home unit used for security at Lake Myrtle. He said the current mobile home is gone, as it had a lot of structural issues such as rotting floors and rotting walls. The Fire and Police Departments were able to use it for training for a while. The money is to replace the mobile home for security at Lake Myrtle Park. He said a lot of parks throughout the County have Deputies for security. He said it would be a big benefit for security and safety.

City Manager Green said for the past several months as Staff has been working on our new budget and especially those related to Capital, he wanted to thank Shirley Lowrance, our Finance Director. She started looking at securing some funding sources for these projects. She reached out to the Florida League of Cities and Molly Button.

Molly Button, representative with the Florida League of Cities, introduced Mickey Johnston, who works for Public Resources Advisory Group, who are the Financial Advisor to the Florida Municipal Loan Council and he will be working for the City also. She said about 20 years ago the League of Cities through an Interlocal Agreement created the Florida Municipal Loan Council. The intention of this loan program was to enable the cities, counties, or any local government entity to finance projects on a more efficient basis. To give them the economy of scale, you might see a very large county share the financing with other agencies for efficiencies in costs and timing. The FLCM is governed by a Board of Directors of seven elected public officials, who meet quarterly for approvals of loans. We have a fixed rate bond program that is validated up to \$1.25 billion and we have used about \$1 billion of that. We have about ¼ billion left. We also offer a bank loan program. The Board serves unlimited terms. One of the biggest components of issuing bonds is having a professional team in place. There are a number of professionals that have to be in place for the bond. One of the goals to the Loan Council has been to put together a team that the League has vetted and that we know is reputable. The Loan Council enters into a contract with these professionals. We negotiate fees on behalf of all the Cities that the Board approves. The idea being that they can get lower fees because they know they are doing multiple financing for multiple cities rather than just one at a time. Bryant, Miller, Olive is our Bond Council and have worked with us for 20 years. They have provided the Resolution that is before the Commission tonight. Mickey Johnston is here from Public Resources Advisory Group. They serve as the Financial Advisor and he will speak about what it would look like to finance the project with us and what it would cost. We have Disclosure Counsel – Nabors, Giblin, and Nickerson, who the City has worked with before. They provide an Arbitrage Rebate consultant and a Trustee to process all the bond payments. The fixed rate bond program is our main financing program that we offer. The bonds are used for long-term financing. We do have a bank program, but typically that is used for much shorter-term debt. The bonds allow you to go for up to 30 years to finance long-term capital projects. Typically, if the amount is greater than \$3 million the City can use different security pledges depending on what works for your City. She said they provide the team of professionals. She said one other benefit of the Loan Council is that they provide ongoing services throughout the life of the bond. The SEC and IRS both have a number of requirements on Tax Exempt Debt specifically. The League provides services that help you through all of that. You are going to disclosure different items annually to investors and we will do that for the City. You will be required to provide arbitrage rebate calculation to be sure you are not investing and making more than what you paid on the bonds. She said the Loan Council will provide those calculations, monthly statements, and investment management. The Board of Directors is going to govern all of it. To date they have issued just over \$1.1 billion, with the majority issued through bonds to over 60 cities and counties. She said they try to provide a service for the cities. It is the same goal as most of the League of Cities, which is to help the municipalities around the State and provide the respective services that they can.

Mickey Johnston, with Public Resource Advisory Group, said they have put together an initial bond analysis to fund the \$9.2 million projects that were discussed earlier. He said the Youth Baseball Fields takes the majority of the funding at \$6.3 million of the \$9.2 million. He went over some of the key assumptions with financing. The security on the bonds is going to be a covenant to budget and appropriate legally available non-ad valorem revenues. We are estimating the rating to be an A rating, which is your current bond rating with Standard & Poor's. We are assuming the bonds will price in September and close in October 2019. We assume the interest will pay semi-annually, with the first interest payment in June 2020 and the first principal payment in December 2020. A bond sale will generate about \$9.4 million, which will fund the \$9.2 million in projects as well as pay the cost of issuance. Assuming a 30-year level debt service structure, the City can expect about a \$500,000 per year debt service payment. The true interest cost is estimated at 3.34 % and an all end true interest cost is 3.57%, which factors in cost of issuance. He displayed a chart of the debt service by year. In FY 2020, there is a small payment of the 2020 interest payment. Once the City gets into FY 2021

that is when the full debt service payments kick in. He displayed a Combining Debt Service Schedule that included all the non-ad valorem debt, including the proposed 2019 bonds. The current debt service in FY 2019 is about \$1.9 million. The chart showed the 2011 Bond and 2015 Note reimbursements to be paid by Polk County through the Interlocal Agreement. Once the proposed 2019 debt begins, it will go up to about \$2.1 million and then closer to \$2.4 million and then drop back down as you have built in step downs in your existing debt service profile.

Molly Button went over the Timeline to close by October. She said we spend the next month or two preparing the full document set and offering statement and put together all the financial information for the City. In mid-August, the Loan Council would hold a meeting to approve the bond issue. She said we do not foresee any issue there, but they do formally approve every bond issue. We would come back to the Commission with another Resolution, as well as all the draft documents for your approval on August 19. The next day we submit the document to the Rating Agency. Once we submit to the Rating Agency that is the first time that hard costs are incurred. We want to make sure the Loan Council and Commission has approved everything. It takes a couple of weeks to get the rating back. We then immediately post the offering document to the market for them to look at and give them about a week to review. We price the Bonds or sell the Bonds in mid-September. At that point, you would know your interest rate and know the costs. From there it takes a couple of weeks for the lawyers to get the documents in order. We would come back on October 7 for the City to sign everything and we close a couple of days later. The City would receive funding on October 10, 2019. She said the Resolution this evening was drafted by Bond Council and allows for reimbursement to the City for any cost incurred 60 days prior to the date of the Resolution being passed. If it passes this evening, then you would be able to reimburse any costs that occurred 60 days prior to the financing.

City Manager Green said this completes the bond financing for the projects and they would stand for any questions.

Commissioner Dorothea Taylor Bogert asked about the true interest rate and where the numbers came from for the presentation.

Mickey Johnston said using your current bond rating, which an A rating, we are able to take a look at what the market is currently pricing for an A rating. He said that was how they came up with the estimates for the 3.34% true interest cost and the 3.57% all in true interest cost, which factors in the cost of issuance.

City Manager Green said in December we went from an A- to an A on our rating. He said when do you pull the trigger to finance and you really keep your fingers crossed on the interest rates and you want to know that your rating is where it needs to be as well.

Commissioner Dorothea Taylor Bogert said it was market driven.

Mickey Johnston said that was correct.

Commissioner Bill Sterling asked about the Youth Baseball property being ready to go or do we need some fill.

City Manager Green said there is some fill needed, but we are in a good spot there with the moving of the Sprayfield, which is just adjacent to the property. The estimate of \$6.3 is an engineer's estimate and we have not gone to bid. We know when the estimate came back initially it was pushing \$7.5 million, so we whittled down and made other changes to get the \$6.3 million. If the \$6.3 holds, we feel the bids will come in less than that and we will be able to add back in some of the niceties.

Commissioner Keith Cowie asked if we anticipate using the Youth Baseball Fields for anything that might generate income.

City Manager Green said it would be recreational and their tournaments they may have.

Commissioner Dorothea Taylor Bogert asked if part of the City Hall renovation included air conditioning of the bathrooms and open areas.

City Manager Green said we have a hit list and that is included. We have Resolution 2019-04, which would be allowing the reimbursement from the Bond Issue. He said he thought one of the whereas covers the approval this evening. It notes that under the findings that the City has determined that the need exists to incur debt to expend funds in order to achieve these projects. Later in August, there will be the Bond Resolution that will be your final approval and the number should be shored up by then.

Commissioner Bill Sterling asked about the Trail Extension to Berkley Road. He said with Berkley Road changing to a DOT or State Road, there have been some questions like what they had in Winter Haven for a bridge.

City Manager Green said our chances are better with DOT on Berkley than with the County on Berkley.

City Attorney Kee read Resolution No. 2019-04 entitled: **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AUBURNDALE, FLORIDA, ESTABLISHING ITS INTENT TO REIMBURSE CERTAIN CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE ACQUISITION, CONSTRUCTION, AND EQUIPPING OF CERTAIN CAPITAL PROJECTS BY THE CITY, AS MORE FULLY DESCRIBED HEREIN, WITH PROCEEDS OF A FUTURE TAX-EXEMPT FINANCING; PROVIDING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE**, by title only.

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

Motion by Commissioner Richard Hamann, seconded by Commissioner Keith Cowie, to approve Resolution No. 2019-04, as read by title only.

City Manager Green said regarding the question Commissioner Sterling brought up, that was something we looked at with both options. We do feel our options are better with DOT because we can go after some of the grants that are out there and not available on a County road.

Upon vote, all ayes.

City Manager Green thanked Molly Button and Mickey Johnston for coming to the meeting.

6. PRESENTATION OF CAPITAL OUTLAY – FY 2020–2021 ANNUAL BUDGETS

City Manager Green said back in September the Commission gave approval to our current Budget, the FY 2019 budget. At that same meeting, you gave approval to our current proposed budget for FY 2020 and we are looking at FY 2021. Tonight we will focus on Capital Outlay. Back in the Comprehensive Planning years, Public Works, Public Utilities, and Parks and Recreation were required by law to have a CIP. Public Safety was not required, however we have always included it for planning. In the FY 2020 Budget, we highlighted the Capital CIP projects that were just approved as we look for funding for those projects. The financing that we approved tonight is General Fund financing, not a Water and Sewer financing. The Agenda analysis listed some of the larger Capital Improvement Projects included in the FY 2020 Budget:

- Youth Baseball Fields - \$6,300,000 (Bond Issue);
- Relocate Braddock Road Sprayfield - \$2,965,000 (FDOT Reimbursement)
- FL Poly Reuse Line - \$700,000 (SWFWMD 50% Reimb.) Project has been there for a couple of years.
- Public Safety Radio Replacement - \$549,000 (Bond Issue);
- Street Resurfacing - \$500,000 (Bond Issue);

- City Hall Improvements - \$500,000 (Bond Issue);
- Potable Water Interconnect with Lakeland - \$300,000;
- Allred WWTP Auto Headworks - \$300,000;
- Garbage Truck - \$290,000 (Bond Issue);
- Trail Extension to Berkley Road - \$266,000 (Bond Issue);
- PRWC Phase I Project (\$830,000 over 5 years) - \$166,000;
- Atlantic Water Treatment Plant Generator - \$150,000;
- Relocated Racquetball Court to Tennis Facility - \$150,000 (Bond Issue);
- 8 New Patrol Vehicles for Police Dept - \$133,400;
- Police and Fire Department Roof Repairs - \$125,000 (Bond Issue);
- Replace Security Mobile Home - \$120,000 (Bond Issue);
- \$100,000 for the Aerial Truck will be from Impact Fees.

He went over the Capital Improvements for each of the Departments for FY 2020.

The Agenda analysis listed the larger expenses for Capital Improvement for FY 2020.

- Street Resurfacing - \$500,000;
- Design New North Auburndale Fire Station - \$300,000 property for new station proceed with D&A
- Reserve Funding for New Public Works Facility - \$200,000 for future improvements to PW Facility.
- Waterline Extension - \$200,000;
- Trash/Claw Truck - \$180,000;
- 8 New Patrol Vehicles for Police Dept - \$174,600;
- PRWC Phase I Project (\$830,000 over 5 years) - \$166,000.

He went over the Capital Improvements for each of the Departments for FY 2021. He said he likes to think of Capital almost like Community Development Director Amy Palmer's roadmap in Land Use and Zoning, it really does kind of tell where your Departments are headed and what is being planned going forward. They have identified their needs and he certainly appreciates the work that each of our Departments have put into their Capital Budgets. He said he stood for questions.

Commissioner Richard Hamann asked about the road resurfacing program. If we get all the streets done in the City, how long will those roads last until we have to go back and do it again.

City Manager Green said it depends on how you want them to look, when you get back to them. He said we did this probably 10 years ago. When DOT came in and did the Highway, we said let us advance Walnut, Bennett, Lime, Orange and those streets on the Highway. Then the next year we were looking at PK Avenue and now it is time to do Noxon, Nelson, and those streets along PK Avenue. He said it has worked for us to stay on top of the game. Staff recommended tentative approval of the Capital Outlay. For the record, final approval will come after Public Hearings in September.

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

Motion by Commissioner Keith Cowie, seconded by Commissioner Richard Hamann, to approve the tentative Capital Outlay for FY 2020 and FY 2021.

Mayor Tim Pospichal said great work. We get a lot for our money. He said it was remarkable and it is exciting times.

Upon vote, all ayes.

Meeting adjourned at 8:46 p.m. I HEREBY CERTIFY that the foregoing Minutes are true and correct.

Shirley A. Lowrance, Finance Director/City Clerk

- City Hall Improvements - \$500,000 (Bond Issue);
- Potable Water Interconnect with Lakeland - \$300,000;
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