

City of Auburndale City Commission Meeting May 2, 2022

Minutes of the Regular Meeting of the City of Auburndale held May 2, 2022, at 7:00 p.m. in the Commission Room of City Hall, after having been properly advertised, with the following members present: Mayor Dorothea Taylor Bogert, Commissioners: Keith Cowie, Richard Hamann, Jack Myers, and Bill Sterling. Also, present were: City Manager Jeffrey Tillman, Assistant City Manager Amy Palmer, City Attorney Frederick J. Murphy Jr., and Police Chief Andy Ray.

Mayor Dorothea Taylor Bogert declared a quorum present, and the Meeting was opened with prayer by Pastor Michael Spivey, Peoples Church, and a salute to the flag.

Mayor Taylor Bogert thanked Pastor Michael Spivey who recently stepped down as the Police Chaplain after 11 years of service.

Motion by Commissioner Cowie, seconded by Commissioner Hamann, to approve the Minutes of the City Commission Meeting of April 18, 2022. Upon vote, all ayes.

Commissioner Hamann congratulated City Manager Tillman for his one year of service to the City of Auburndale.

Mayor Taylor Bogert asked if there was public comment on any item not on the agenda. None was received.

Mayor Taylor Bogert presented a Proclamation recognizing May as "Community Action Month - ALPI" to Al Miller with ALPI. City Attorney Murphy read the Proclamation.

1. **ORDINANCE #1695 ANNEXING PROPERTY INTO CITY LIMITS – LANIER PROPERTIES**

Community Development Director Fife stated the City has received a petition from Phillip Price on behalf of property owner David Lanier and Linda Gail Tremaine to annex +/-407.87 acres of property into the City limits. The properties are located east and west of CR-559 from Cone Road to Cory Court. The various parcels of property are contiguous to City limits and the annexation does not create an enclave. The proposed annexation is as a result of the owner's request for city utilities and proposed residential and mixed-use development. 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. She reviewed the maps shown on the screen. She stated staff recommends approval of Ordinance No. 1695.

City Manager Tillman stated 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 April 18, 2022, and is being presented for second and final reading.

City Attorney Murphy read Ordinance No. 1695: **AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF AUBURNDALE, FLORIDA, SO AS TO INCLUDE THEREIN ADDITIONAL TERRITORY LYING CONTIGUOUS AND ADJACENT TO THE PRESENT BOUNDARIES OF THE CITY; DESCRIBING SAID ADDITIONAL TERRITORY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE (General Location: C.R. 559 and Gapway Rd.).**

Mayor Taylor Bogert asked for public comment. None was received.

Motion by Commissioner Hamann, seconded by Commissioner Sterling, to approve Ordinance No. 1695 as read. Upon vote, all ayes.

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2. ORDINANCE #1696 ANNEXING PROPERTY INTO CITY LIMITS – JERUE PROPERTY

Community Development Director Fife stated the City has received a petition from Andrew McCown of GAI Consultants, Inc. on behalf of property owner E. Lewis Campano to annex +/-44.51 acres of property into the City limits. The properties are located west of Adams Barn Road, south of Lake Mattie Road and north of the Water Ridge Subdivision. The various parcels of property are contiguous to City limits and the annexation does not create an enclave. The proposed annexation is as a result of the owner's request for city utilities and proposed residential development.

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. She reviewed the map of the City Limits on the screen. She stated staff recommends approval of Ordinance No. 1696.

City Manager Tillman stated 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 April 18, 2022, and is being presented for second and final reading.

City Attorney Murphy read Ordinance No. 1696: **AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF AUBURNDALE, FLORIDA, SO AS TO INCLUDE THEREIN ADDITIONAL TERRITORY LYING CONTIGUOUS AND ADJACENT TO THE PRESENT BOUNDARIES OF THE CITY; DESCRIBING SAID ADDITIONAL TERRITORY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE (General Location: Adams Barn Road).**

Mayor Taylor Bogert asked for public comment. None was received.

Motion by Commissioner Cowie, seconded by Commissioner Sterling, to approve Ordinance No. 1696 as read.

Commissioner Myers asked if this property is located in the Lakes District.

Community Development Director Fife responded that the property is located in the Lakes District.

Upon vote, all ayes.

3. INTERLOCAL AGREEMENT WITH CITY OF WINTER HAVEN – FIBER CONDUIT

City Manager Tillman stated In September 2019, Auburndale and the City of Lakeland entered into an Interlocal Agreement for the interconnection of potable water systems and the extension of the City's reclaimed water service to Florida Polytechnic University.

On January 6, 2020, the City Commission award a contract to Metro Equipment Service, Inc. of Miami to construct the potable water interconnection with Lakeland, construction of a City reclaimed water service line to Florida Polytechnic University, and construction of a fiber conduit line at the request of the City of Winter Haven to extend a fiber footprint from the Winter Haven Airport to Florida Polytechnic University.

The City of Winter Haven agreed to pay the cost of the fiber conduit line portion of the project estimated at \$125,305. Metro Equipment Service, Inc. completed its construction contract with the City on May 5, 2021, and the City invoiced Winter Haven the actual cost of the fiber conduit in the amount of \$124,136.19.

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The proposed Interlocal Agreement with Winter Haven formalizes the agreement and allows the City of Winter Haven to reimburse the cost for installation of the fiber conduit line to the City. The City of Auburndale also agrees to provide the City of Winter Haven a Bill of Sale for the installed line with any necessary easements.

The Interlocal Agreement between the City of Auburndale and City of Winter Haven was prepared by Drew Crawford of Boswell & Dunlap LLP and reviewed by the IT Manager, Public Works Director, and City Manager. Staff recommends approval of the Interlocal Agreement.

Mayor Taylor Bogert asked for public comment. None was received.

Motion by Commissioner Cowie, seconded by Commissioner Myers, to approve the Interlocal Agreement with the City of Winter Haven. Upon vote, all ayes.

4. INTERLOCAL AGREEMENT WITH POLK COUNTY AMENDMENT #1 – RESURFACING PROJECT

City Manager Tillman stated In June 2021, the City was in the process of resurfacing Lake Ariana Boulevard from the intersection of Polk City Road south through the Downtown to U.S. Highway 92 as well as the Kinstle Avenue, Ariana Estates, Century Boulevard, and Somerset neighborhoods. The County requested to use the City's contractor, Hubbard Construction, to resurface Lake Alfred Road, a portion of Dairy Road, Old Dixie Highway from Ramsgate Road to Berkley Road, Lake Ariana Boulevard from Ramsgate Road to Denton Avenue, and Bridgers Avenue from McKean Street east to U.S. Highway 92.

The estimated cost for Hubbard Construction to perform the work was \$633,978.02. The County agreed to reimburse the City for all associated costs by adoption of an Interlocal Agreement between the City and County.

The County requested additional work be performed by Hubbard along the County's portion of McKean Street. The estimated cost to resurface the additional portion of McKean Street was \$111,825.82.

The street resurfacing project was completed in September of 2021 and the County has reimbursed the City for all of the streets approved in the Interlocal Agreement. Adoption of proposed Amendment #1 to the Interlocal Agreement with Polk County for Road Improvements allows the City to request reimbursement from Polk County for the actual costs to resurface the County's portion of McKean Street.

The Interlocal Agreement between Polk County and Auburndale for Road Improvements – Amendment #1 was prepared by the County Attorney's Office and reviewed by the Public Works Director, City Manager, and City Attorney. Staff recommends approval of the proposed amendment to the Interlocal Agreement

Mayor Taylor Bogert asked for public comment. None was received.

Motion by Commissioner Sterling, seconded by Commissioner Hamann to approve the Interlocal Agreement with Polk County for Amendment number one resurfacing project. Upon vote, all ayes.

5. RESOLUTION #2022-06 SUPPORTING SUNRAIL STUDY AND EXTENSION

City Manager Tillman stated that currently, SunRail provides Central Florida with commuter rail services along a 48.9-mile route from DeBary in Volusia County to Poinciana in Osceola County. Congressman Darren Soto and Congressman C. Scott Franklin have jointly supported updating the SunRail Phase III ridership survey previously completed in 2015 to consider expanding the commuter rail service with a 39-mile extension to the City of Lakeland.

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In April 2022, the Polk County Transportation Planning Organization Board approved a Resolution authorizing the Florida Department of Transportation to move forward with a Transit Concept and Alternatives Review, known as TCAR, that will explore extending SunRail into Polk County.

Proposed Resolution #2022-06 supports the efforts to study and explore extending the SunRail system into Polk County and to consider the creation of a rail stop in Downtown Auburndale.

We do have the former train station located here in our downtown park. Some of the things that would come out of this study would be ridership, and what would be the necessary funding requirements, which would come back before you if there is ever consideration for a City of Auburndale funding commitment. Staff recommends approval of the Resolution.

City Attorney Murphy read Resolution #2022-06: **A RESOLUTION SUPPORTING THE SUNRAIL COMMUTER RAIL SYSTEM STUDY AND EXTENSION INTO POLK COUNTY, FLORIDA.**

Mayor Taylor Bogert asked for public comment. None was received.

Motion by Commissioner Myers, seconded by Commissioner Hamann to approve the Resolution.

Commissioner Myers asked if there was any costs associated with the study?

City Manager Tillman stated the TPO gave direction for the study to be completed. The study would be funded through the State and there would be no cost to the City to complete the study. There could be future funding commitments that would be necessary to bring SunRail into Auburndale and it could be significant dollars in the future if that was something the City ever wanted to participate in.

Commissioner Cowie stated he did attend the TPO meeting and the study will be funded by FDOT.

Upon vote, all ayes.

The Meeting was adjourned at 7:19 p.m.

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



Amy Palmer, Assistant City Manager