

City of Auburndale City Commission Meeting June 6, 2022

Minutes of the Regular Meeting of the City of Auburndale held June 6, 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 Brad Bennett, Auburndale Community Church, and a salute to the flag.

**Motion** by Commissioner Cowie, seconded by Commissioner Hamann, to approve the Minutes of the City Commission Meeting of May 16, 2022. Upon vote, all ayes.

City Manager Tillman asked Communications Manager Seth Teston to make a presentation on the hurricane updates that are on the website, and to present a video he created with Community Development Director Julie Womble on all of the new development taking place in the City. Communications Manager Teston reviewed the City's website and video.

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

Mayor Taylor Bogert stated the City has received a letter for the Florida League of Cities Nominating Committee endorsing Sam Fite, Vice Mayor of Bowling Green, who is a member of the Ridge League of Cities and Past President of the Ridge League. I would ask if there is a consensus to submit the letter from the City Commission. Consensus was given by the City Commission.

Mayor Taylor Bogert presented a Proclamation recognizing June as "LGBTQ + Pride Month" to Austin Briggs, Board Member of Polk Pride Florida. City Attorney Murphy read the Proclamation.

**1. ORDINANCE #1697 AMENDING LAND DEVELOPMENT REGULATIONS – REVERSE FRONTAGE LOTS**

Community Development Director Womble stated that based on City Commission discussion in regards to reverse frontage lots, staff conducted research of other municipalities' Land Development Regulation's on reverse frontage lots for consideration. Current regulations state that reverse frontage lots are to be avoided, except where essential to provide separation of residential development from arterial streets or to overcome specific disadvantages of topography and development orientation. Research showed few cities prohibit reverse frontage lots. Several municipalities, utilizing language from the American Planning Association, provided stronger language to assist in the subdivision lay out and avoid reverse frontage lots. New text would add language stating reverse frontage lots shall be prohibited unless to assist in overcoming residential separation and specific disadvantages. New text would also require larger corner lots to avoid reverse frontage lots. Lots would still have to meet zoning requirements to permit minimum building setback from and orientation to both streets.

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 and is being presented for second and final reading. The Planning Commission and Staff recommend approval of Ordinance 1697 amending the Land Development Regulations, reverse frontage lots.

City Attorney Murphy read Ordinance No. 1697: **AN ORDINANCE OF THE CITY OF AUBURNDALE, FLORIDA, AMENDING ORDINANCE NO 764, THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF AUBURNDALE, FLORIDA, BY AMENDING CHAPTER 05 DEFINITIONS, AND AMENDING THE TEXT OF CHAPTER 13, DETAILING REVERSE FRONTAGE LOTS ARE PROHIBITED; AND PROVIDING AN EFFECTIVE DATE**

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

**Motion** by Commissioner Cowie, seconded by Commissioner Sterling, to approve Ordinance No. 1697 as read. Upon vote, all ayes.

## 2. SECOND AMENDED AND RESTATED IMPLEMENTATION AGREEMENT – SOUTHEAST WELLFIELD

City Manager Tillman stated that in April 2021, the City together with other Polk Regional Water Cooperative (PRWC) member governments, approved and executed Implementation Agreements for the development of the Southeast Wellfield Lower Floridan Aquifer project and West Polk Wellfield Lower Floridan Aquifer project together with their associated water treatment facilities, water transmission lines, and supporting facilities. In March 2022, the City together with other PRWC member governments, approved and executed Amended and Restated Implementation Agreements for both projects to include modifications to meet various agencies' requirements necessary for financing and grant funding sources. The changes in the proposed Second Amended and Restated Implementation Agreements are minor and are being made to comply with edits provided to the PRWC by our lending partners, Water Infrastructure Finance and Innovation Act (WIFIA) financing program through the U.S. Environmental Protection Agency and the State Revolving Planning Loan Fund (SRF) through the Florida Department of Environmental Protection. The most significant change is the concept of "anchor project participants". For the Southeast Wellfield Project, the anchor project participants are Auburndale, Davenport, Haines City, Winter Haven, and Polk County. For the West Polk Wellfield Project, the anchor project participant is Lakeland.

Eric DeHaven, PRWC Executive Director, presented the changes being made to the Implementation Agreements. He stated that these Implementation Agreements define how much water the cities will receive from the PRWC, and looks at those water supplies as an alternative source in the future. It will help to enhance and sustain your water supply long term. This is the third version of the Implementation Agreements. The changes are relatively minor and being required by our funding partners. The idea of an anchor participant concept is suggested to enhance the Agreement and increase the credit worthiness of those participants in the Agreement.

City Manager Tillman stated the proposed Second Amended and Restated Implementation Agreements for the Southeast Wellfield Project and West Polk Wellfield Project were prepared by the PRWC Attorney and reviewed by the Public Works Director, City Manager and City Attorney. Staff recommends approval of the Second Amended and Restated Implementation Agreements for the Southeast Wellfield Project.

City Attorney Murphy reiterated that the concept of an anchor participant is being introduced and is based on the amount of water allotment a project participant has estimated it will get from each project. That is why there are 5 anchor participants in the Southeast project and only one in the West Polk project. It is suggested that it does increase the credit worthiness of the project participants and is being requested by our funding partners. Language is being worked on in the master bond resolution and in the loan documents that is being suggested to allow a degree of flexibility in any future expansions of either of the projects or as potential withdrawal changes, or addition of parties occurs. It is not certain that the funding partners will agree to such language but it is being explored.

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

**Motion** by Commissioner Cowie, seconded by Commission Hamann, to approve the Second Amended and Restated Implementation Agreement for the Southeast Wellfield.

Discussion followed on percentage of water Auburndale will be allotted in the Agreement and being designated as an anchor participant.

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Upon vote, all ayes.

### 3. SECOND AMENDED AND RESTATED IMPLEMENTATION AGREEMENT – WEST POLK WELLFIELD

City Manager Tillman stated Staff recommends approval of the Second Amended and Restated Implementation Agreements for the West Polk Wellfield Project.

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

**Motion** by Commissioner Cowie, seconded by Commissioner Hamann, to approve the Second Amended and Restated Implementation Agreement for the West Polk Wellfield. Upon vote, all ayes.

### 4. PRESENTATION BY FRONTIER COMMUNICATIONS

City Manager Tillman stated the City has received a request from Frontier Communications to appear before the City Commission and the public to provide information on an upcoming fiber expansion in Auburndale. Daniel Collins, Sr. Operations Engineer and Project Manager; William Nastasiak, Director of Network Operations and Construction; and Daniel Watkins, Network Engineer, are present to make a presentation to the Commission.

Daniel Watkins made a presentation on the "Fiber to the Home" project.

Mayor Taylor Bogert asked that as new development comes into the City is Frontier working with those projects to get fiber in the ground.

Mr. Watkins stated that Frontier does work with any public entities that are building new rights of way. Project Manager William Nastasiak stated that the company also works with new development, which we call "green fields" to serve new customers that are moving to the City.

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

City Manager Tillman stated, before we adjourn, I would request Police Chief Andy Ray to make a presentation on the new police vehicles that have just been purchased.

Chief Ray stated that 5 new 2022 Chevrolet Tahoes have just been purchased. They provide a better platform in which to work. We plan on giving them to our field training officers, as it better suits having two officers in the cockpit. They are also designed for our traffic unit, as we have had the need for a traffic enforcement officer. Traffic violations are one of the major complaints from our citizens and our crash incidents are up significantly. This person will investigate these crashes and this vehicle allows them to carry some of the extra equipment that is required for the investigations, such as the Faro, which you authorized to be advanced purchased a few months ago. He reviewed how the Tahoes are equipped and stated there was a vehicle outside City Hall to see.

The Meeting was adjourned at 8:14 p.m.

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

  
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 Amy Palmer, Assistant City Manager