



City of Auburndale
AUBURNDALE, FLORIDA 33823

Office of the City Manager

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CITY COMMISSION MEETING
August 21, 2023 - 7:00 P.M.
COMMISSION ROOM/CITY HALL

CALL TO ORDER – Mayor Dorothea Taylor Bogert

INVOCATION – Pastor Wilson Diaz Jr., Latter Glory Church

PLEDGE OF ALLEGIANCE – Mayor Dorothea Taylor Bogert

ROLL CALL – City Clerk Brandon Henry

APPROVE COMMISSION MINUTES – Regular Meeting – 08/07/2023

ANNOUNCEMENTS – City Manager and City Attorney

REQUEST TO ADD ADDITIONAL ITEMS TO AGENDA –

REQUEST FROM THE GENERAL PUBLIC –

AGENDA

1. ORDINANCE #1746 AMENDING LAND DEVELOPMENT REGULATIONS TEXT – OUTDOOR STORAGE
2. ORDINANCE #1750 AMENDING POLICE OFFICERS PENSION TRUST PLAN
3. ORDINANCE #1751 AMENDING FIREFIGHTERS PENSION TRUST PLAN
4. ORDINANCE #1752 AMENDING GENERAL EMPLOYEES PENSION TRUST PLAN
5. ORDINANCE #1753 ANNEXING PROPERTY INTO CITY LIMITS – CLINGERMAN PROPERTY
6. PRESENTATION AND DISCUSSION ON RECYCLING SERVICES
7. ORDINANCE #1754 AMENDING CITY CODE - GARBAGE & REFUSE RATES
8. RESOLUTION #2023-01 NAMING NEW AUBURNDALE CIVIC CENTER HALL – RICHARD HAMANN HALL

F.S. 286: If an individual decides to appeal any decision made by the City Commission with respect to this meeting, a verbatim transcript may be requested. If so, the individual should make provisions for a transcript to be made at the meeting. Persons with disabilities needing special accommodation to participate in this proceeding should contact the City Clerk no later than five days prior to the proceeding at 968-5133.

City Commission Meeting
August 21, 2023

**AGENDA ITEM 1: ORDINANCE #1746 AMENDING LAND DEVELOPMENT REGULATIONS TEXT –
OUTDOOR STORAGE**

 INFORMATION ONLY

 X ACTION REQUESTED

ISSUE: The City Commission will take public comment and consider a proposed text amendment to the Land Development Regulations.

ATTACHMENTS:

- . Proposed Ordinance #1746 Amending the Land Development Regulations, Chapter 5, Zoning – Outdoor Storage

ANALYSIS: City Staff is proposing an amendment to the Land Development Regulations (LDRs) clarifying permitted and prohibited storage on residentially zoned properties and define the regulations for storage uses within a Home Occupation. The suggested text amendment includes language intended to preserve the residential character of neighborhoods and prohibit commercial and trade storage in those residential zoning areas.

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 July 24, 2023, and is being presented for second and final reading.

PLANNING COMMISSION RECOMMENDATION: Approval of the proposed Land Development Regulation Text Amendment (4-0, 07/11/2023).

STAFF RECOMMENDATION: Approval of proposed Ordinance #1746 amending Land Development Regulations, Chapter 5, Zoning – Outdoor Storage.

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- AGENDA ITEM 2: ORDINANCE #1750 AMENDING POLICE OFFICERS PENSION TRUST PLAN**
- AGENDA ITEM 3: ORDINANCE #1751 AMENDING FIREFIGHTERS PENSION TRUST PLAN**
- AGENDA ITEM 4: ORDINANCE #1752 AMENDING GENERAL EMPLOYEES PENSION TRUST PLAN**

___ INFORMATION ONLY

X ACTION REQUESTED

ISSUE: The City Commission will consider Ordinances amending the Police Officers’ Pension Plan, the Firefighters’ Pension Plan, and the General Employees’ Pension Plan.

ATTACHMENTS:

- . Ordinance #1750 Amending **Police Officers’** Pension Trust Fund Plan
- . Letter from Patrick Donlan, Foster & Foster Actuaries – June 9, 2023
- . Letter of Request from Pension Plan Attorney, Scott Christiansen – July 27, 2023

- . Ordinance #1751 Amending **Firefighters’** Pension Trust Fund Plan
- . Letter from Patrick Donlan, Foster & Foster Actuaries – June 9, 2023
- . Letter of Request from Pension Plan Attorney, Scott Christiansen – July 27, 2023

- . Ordinance #1752 Amending **General Employees’** Pension Trust Fund Plan
- . Letter from Patrick Donlan, Foster & Foster Actuaries – June 9, 2023
- . Letter of Request from Pension Plan Attorney, Scott Christiansen – July 27, 2023

ANALYSIS: The proposed Ordinances are housekeeping in nature and amends the Police Officers’ Pension Trust Fund, the Firefighters’ Pension Trust Fund, and the General Employees’ Pension Trust Fund to be compliant with recent changes to the Internal Revenue Code (IRC) as permitted by recently adopted Secure Act 2.0, as well as clarifying and confirming Florida State Statutes.

In addition, the proposed Ordinances amend all three plans to provide for an option for members to pay for purchased credited service over a period of time not to exceed 5 years, by payroll deduction, rather than making one lump sum payment.

The actuary of the three plans, Foster & Foster, issued letters indicating that there are no costs associated with the adoption of the proposed Ordinances. The proposed Ordinances were prepared by the Pension Plan Attorney for the three plans, Christiansen & Dehner, P.A., and reviewed by the Finance Director, City Manager and City Attorney. The proposed Ordinances were approved on first reading August 7, 2023, and are being presented for second and final reading.

POLICE PENSION BOARD RECOMMENDATION: Approval of the Ordinance – 07/25/2023

FIRE PENSION BOARD RECOMMENDATION: Approval of the Ordinance – 07/25/2023

GENERAL EMPLOYEES BOARD RECOMMENDATION: Approval of the Ordinance – 07/25/2023

STAFF RECOMMENDATION: Approval of the proposed Ordinances amending the Police Officers’ Pension Plan, Firefighters’ Pension Plan, and the General Employees’ Pension Plan.

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AGENDA ITEM 5: ORDINANCE #1753 ANNEXING PROPERTY INTO CITY LIMITS – CLINGERMAN PROPERTY

 INFORMATION ONLY

 X ACTION REQUESTED

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

ATTACHMENTS:

Proposed Ordinance #1753 Annexing Properties into City Limits

ANALYSIS: The City has received a petition from Kevin Clingerman to annex +/-4.28 acres of property into the City limits. The property consists of one vacant parcel located south of US Highway 92 and west of the Polk County Parkway. The property is adjacent to City limits to the north, south, and west. The annexation does not create an enclave. The proposed annexation is as a result of the owner's request for city utilities and proposed office redevelopment.

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

The proposed Ordinance was prepared by the Community Development Department and reviewed by the City Manager and City Attorney. The proposed Ordinance was approved on first reading August 7, 2023, and is being presented for second and final reading.

STAFF RECOMMENDATION: Approve Ordinance #1753 annexing the Clingerman property into the City.

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AGENDA ITEM 6: PRESENTATION AND DISCUSSION OF RECYCLING SERVICES

AGENDA ITEM 7: ORDINANCE #1754 AMENDING CITY CODE – GARBAGE & REFUSE RATES

____ INFORMATION ONLY

X ACTION REQUESTED

ISSUE: The City Commission will discuss recycling services and consider a proposed Ordinance amending household garbage and commercial refuse rates.

ATTACHMENTS:

- . Waste Management Services Agreement Residential Curbside Recycling Collection & Disposal
- . Proposed Ordinance #1754 Amending City Code – Garbage & Refuse Rates

ANALYSIS: In July 2010, the City of Auburndale entered into a three-year Services Agreement for Residential Curbside Recycling Collection and Disposal with Republic Services of Florida. This agreement was extended for an additional three years through September 2016. In July 2016, the City accepted the option of piggybacking the 2015 City of Lake Alfred Bid for Curbside Recycling Pickup Services with Trash Taxi, LLC under a three-year term through September 2019.

In July 2017, Advanced Disposal acquired Trash Taxi, LLC and was assigned the contract. The City Commission on August 20, 2018, gave approval to a request from Advanced Disposal to increase curbside recycling rates \$0.75 per month (\$2.53 to \$3.28) effective October 2018, with an additional increase of \$0.75 per month beginning October 2019 (\$3.28 to \$4.03) through September 2020.

The current Recycling Services Agreement with Advanced Disposal, a wholly owned subsidiary of Waste Management, was extended October 1, 2020, and expires September 30, 2023. The contract extension effective October 2020 approved an increase of \$0.25 per month (\$4.03 to \$4.28), a 3% increase of \$0.13 per month (\$4.28 to \$4.41) effective October 2021, and a 3% increase of \$0.14 per month (\$4.41 to \$4.55) effective October 2022. The monthly rate charged to the City by Advanced Disposal for every residential customer is passed through to the customer on their utility bill. Tipping fees are absorbed by the City and not passed on to customers.

Waste Management has proposed a new one-year Recycling Services Agreement with new collection rates. The proposed Residential Curbside Recycling & Disposal Agreement with Waste Management provides for an increase of \$5.20 per month (\$4.55 to \$9.75) which includes the tipping fees at the Republic Services of Lakeland Material Recovery Facility. The current monthly household garbage and trash removal fees (\$15.65) and curbside recycling collections fees (\$4.55) combined total **\$20.20** per household monthly.

City Staff will present the history of recycling services in Auburndale as well as different options for the City Commission to consider for recycling services in Auburndale. The proposed options for recycling services are as follows:

- . The City Commission can approve the proposed agreement with Waste Management increasing curbside recycling and disposal fees to \$9.75 for a total household garbage and recycling fee of **\$25.40**.

The City has the option to allow City staff to pick up all curbside recycling separate from household garbage. The cost for staff to collect recycling curbside and household garbage combined would total **\$30.09**, an increase of 48.9% due to the need to purchase the necessary vehicles and staff.

The City currently operates a central recycling collection site located adjacent to the Public Works facility located at 915 Charles Avenue. Residents bring various recyclable materials including cardboard, plastics, and metal to the site for disposal. The City has the option to increase operations of the central recycling collection site and eliminate curbside recycling services. The cost to add dumpsters, increase pick up days of the dumpsters at the central recycling collection site, and only collect household garbage curbside increases the totals fees to **\$21.72**, an increase of 7.5%.

The proposed Ordinance amends the monthly residential garbage & trash removal fees and charges for commercial garbage and refuse collection based on staff's recommendation to increase operations of the central recycling collection site and eliminate curbside recycling services. Only household garbage and trash or commercial refuse would be collected by City staff curbside. The new rate to increase operations of the central recycling collection site and collect household garbage curbside increases to **\$21.72**.

The proposed Ordinance was prepared by the Public Works Director, Finance Director and City Manager and reviewed by the City Attorney. If approved on first reading, the proposed Ordinance will be considered for second and final reading on September 7, 2023.

STAFF RECOMMENDATION: Increase operations of the central recycling collection site at Public Works allowing for curbside collection of household garbage only by City staff.

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AGENDA ITEM 8: RESOLUTION #2023-01 NAMING NEW AUBURNDALE CIVIC CENTER HALL – RICHARD HAMANN HALL

 INFORMATION ONLY

 X ACTION REQUESTED

ISSUE: The City Commission will consider a resolution naming the main hall of the new Auburndale Civic Center located at Lake Ariana Park in honor of City Commissioner Richard Hamann.

ATTACHMENTS:

- . Resolution #2023-01 Naming New Auburndale Civic Center Hall - Richard Hamann Hall

ANALYSIS: The City of Auburndale is currently in the process of engineering a new Auburndale Civic Center building at Lake Ariana Park with planned construction to begin in 2024.

On August 14, 2023, the City Commission recognized Richard Hamann for his 28-years of dedicated service to the City of Auburndale.

The proposed Resolution officially names the main hall of the new Auburndale Civic Center located at Lake Ariana Park "Richard Hamann Hall" in his honor.

STAFF RECOMMENDATION: Approval of the Resolution.