



# City of Newberry Commission Meeting

January 11, 2021  
7:00 p.m.

25440 West Newberry Road  
Newberry, Florida 32669

## MINUTES

### CALL TO ORDER

Mayor Marlowe called the meeting to order at 7:00 p.m. He noted the absence of Commissioner Coleman.

### APPROVAL OF AGENDA

Mayor Marlowe asked for approval of the agenda.

**Motion made by Commissioner Clark to approve the agenda as it was published.**

**Seconded by Commissioner Norfleet.**

**Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

**MOTION PASSED 4-0**

### QUORUM CHECK

Mayor

Jordan Marlowe

Commissioners

Mark Clark

Monty Farnsworth, virtual

Tim Marden

Paul Norfleet

City Attorney

Rich Maltby, virtual

City Attorney

Andrea Parker, virtual

City Manager

Mike New

City Clerk

Judy Rice, virtual

Staff:

Director of Finance and Administration

Dallas Lee

Director of Planning and Economic Development

Bryan Thomas

Director of Utilities and Public Works

Jamie Jones, virtual

Staff Assistant

Sierra Crosswhite

Absent:

Commissioner

Rick Coleman

## INVOCATION

Pastor Armon Lowrey, Mt. Zura Full Gospel Church, provided the invocation.

## PLEDGE OF ALLEGIANCE

Mayor Marlowe led the pledge.

## PRESENTATIONS

### 1. Employee Presentation.

Mayor Marlowe read a proclamation recognizing Mr. Kevin Trail and his work for 10 Can, Inc.

Dr. Matthew Burke, 10 Can, Inc., presented Mayor Marlowe with the *President's Lifetime Achievement Award* signed by President Trump in recognition of the Mayor's work with 10 Can, Inc., and the community.

### 2. Utility Survey Results.

Director Lee provided a PowerPoint presentation for this item and reviewed the survey results.

## PUBLIC ANNOUNCEMENTS

There were no public announcements.

## CONSENT AGENDA

3. Florida Municipal Power Agency Liaison Report.
4. Payment Register.
5. December 14, 2020, Special Commission Meeting Minutes.
6. December 21, 2020 Special Commission Meeting Minutes
7. December 14, 2020, Regular Commission Meeting Minutes.

Mayor Marlowe asked for approval of the consent agenda.

**Motion made by Commissioner Marden to approve the consent agenda.**

**Seconded by Commissioner Clark.**

**Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

**MOTION PASSED 4-0**

## PUBLIC HEARINGS AND ORDINANCES

8. Changing recently annexed property's future land use designation from Alachua County Rural/Agriculture to City of Newberry Agriculture.

Quasi-Judicial Hearing Second Reading and Enactment of Ordinance 2020-32/CPA 20-03, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the Future Land Use classification from ALACHUA COUNTY RURAL/AGRICULTURE to CITY OF NEWBERRY AGRICULTURE on properties previously voluntarily annexed to the City, identified by Alachua County Parcel Number 01816-001-000.

Mayor Marlowe explained the process of a Quasi-Judicial Hearing and read the Quasi-Judicial Procedures.

Attorney Maltby read Ordinance 2020-32 by title only on second reading.

Mayor Marlowe asked for ex parte communication.

**Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

Clerk Rice swore in Director Thomas.

#### **OPEN PUBLIC HEARING**

Director Thomas presented the staff overview and report. Staff's recommendation is to enact Ordinance 2020-32.

There was no applicant present.

No third-party intervenor was present.

Mayor Marlowe asked for public comment. There was none.

No cross examination or final argument.

#### **CLOSE PUBLIC HEARING**

Attorney Maltby reminded the Commission of Applicable Law.

**Motion made by Commissioner Marden to enact Ordinance 2020-32.**

**Seconded by Commissioner Norfleet.**

**Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

**MOTION PASSED 4-0**

9. Changing recently annexed property's future land use designation from Alachua County Rural/Agriculture to City of Newberry Agriculture.

**Quasi-Judicial Hearing, Second Reading and Enactment of Ordinance 2020-34/CPA 20-03, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the Future Land Use classification from ALACHUA COUNTY RURAL/AGRICULTURE to CITY OF NEWBERRY AGRICULTURE on properties previously voluntarily annexed to the City, identified by Alachua County Parcel Number 02568-007-000.**

No new participants entered the meeting.

Attorney Maltby read Ordinance 2020-34 by title only on second reading.

Mayor Marlowe asked for ex parte communication.

**Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

Director Thomas remained sworn.

#### **OPEN PUBLIC HEARING**

Director Thomas presented the staff overview and report. Staff's recommendation is to enact Ordinance 2020-34.

There was no applicant present.

No third-party intervenor was present.

Mayor Marlowe asked for public comment. There was none.

No cross examination or final argument.

#### **CLOSE PUBLIC HEARING**

Attorney Maltby reminded the Commission of Applicable Law.

**Motion made by Commissioner Clark to enact Ordinance 2020-34.**

**Seconded by Commissioner Marden.**

**Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

**MOTION PASSED 4-0**

- 10. Changing recently annexed property's future land use designation from Alachua County Rural/Agriculture to City of Newberry Agriculture.**

**Quasi-Judicial Hearing, Second Reading and Enactment of Ordinance 2020-36/CPA 20-03, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the Future Land Use classification from ALACHUA**

**COUNTY RURAL/AGRICULTURE to CITY OF NEWBERRY AGRICULTURE on properties previously voluntarily annexed to the City, identified by Alachua County Parcel Number 02519-003-000.**

No new participants entered the meeting.

Attorney Maltby read Ordinance 2020-36 by title only on second reading.

Mayor Marlowe asked for ex parte communication.

**Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

Director Thomas remained sworn.

#### **OPEN PUBLIC HEARING**

Director Thomas presented the staff overview and report. Staff's recommendation is to enact Ordinance 2020-36.

There was no applicant present.

No third-party intervenor was present.

Mayor Marlowe asked for public comment. There was none.

No cross examination or final argument.

#### **CLOSE PUBLIC HEARING**

Attorney Maltby reminded the Commission of Applicable Law.

**Motion made by Commissioner Norfleet to enact Ordinance 2020-36.**

**Seconded by Commissioner Marden.**

**Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

**MOTION PASSED 4-0**

- 11. Rezoning recently annexed property from Alachua County Agriculture to City of Newberry Agricultural.**

**Quasi-Judicial Hearing, Second Reading and Enactment of Ordinance 2020-33/LDR 20-09, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from Alachua County Agriculture (A) to City Of Newberry Agricultural (A) on property previously voluntarily annexed into the City, identified by Alachua County Parcel Number 01816-001-000. (This application is contingent upon approval of Application CPA 20-03.)**

No new participants entered the meeting.

Attorney Maltby read Ordinance 2020-33 by title only on second reading.

Mayor Marlowe asked for ex parte communication.

**Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

Director Thomas remained sworn.

#### **OPEN PUBLIC HEARING**

Director Thomas presented the staff overview and report. Staff's recommendation is to enact Ordinance 2020-33.

There was no applicant present.

No third-party intervenor was present.

Mayor Marlowe asked for public comment. There was none.

No cross examination or final argument.

#### **CLOSE PUBLIC HEARING**

Attorney Maltby reminded the Commission of Applicable Law.

**Motion made by Commissioner Marden to enact Ordinance 2020-33.**

**Seconded by Commissioner Clark.**

**Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

**MOTION PASSED 4-0**

#### **12. Rezoning recently annexed property from Alachua County Agriculture to City of Newberry Agricultural.**

**Quasi-Judicial Hearing, Second Reading and Enactment of Ordinance 2020-35/LDR 20-09, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from Alachua County Agriculture (A) to City Of Newberry Agricultural (A) on property previously voluntarily annexed into the City, identified by Alachua County Parcel Number 02568-007-000. (This application is contingent upon approval of Application CPA 20-03.)**

No new participants entered the meeting.

Attorney Maltby read Ordinance 2020-35 by title only on second reading.

Mayor Marlowe asked for ex parte communication.

**Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

Director Thomas remained sworn.

**OPEN PUBLIC HEARING**

Director Thomas presented the staff overview and report. Staff's recommendation is to enact Ordinance 2020-35.

There was no applicant present.

No third-party intervenor was present.

Mayor Marlowe asked for public comment. There was none.

No cross examination or final argument.

**CLOSE PUBLIC HEARING**

Attorney Maltby reminded the Commission of Applicable Law.

**Motion made by Commissioner Marden to enact Ordinance 2020-35.**

**Seconded by Commissioner Clark.**

**Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

**MOTION PASSED 4-0**

**13. Rezoning recently annexed property from Alachua County Agriculture to City of Newberry Agricultural.**

**Quasi-Judicial Hearing, Second Reading and Enactment of Ordinance 2020-37/LDR 20-09, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from Alachua County Agriculture (A) to City Of Newberry Agricultural (A) on property previously voluntarily annexed into the City, identified by Alachua County Parcel Number 02519-003-000. (This application is contingent upon approval of Application CPA 20-03.)**

No new participants entered the meeting.

Attorney Maltby read Ordinance 2020-37 by title only on second reading.

Mayor Marlowe asked for ex parte communication.

**Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

Director Thomas remained sworn.

#### **OPEN PUBLIC HEARING**

Director Thomas presented the staff overview and report. Staff's recommendation is to enact Ordinance 2020-37.

There was no applicant present.

No third-party intervenor was present.

Mayor Marlowe asked for public comment. There was none.

No cross examination or final argument.

#### **CLOSE PUBLIC HEARING**

Attorney Maltby reminded the Commission of Applicable Law.

**Motion made by Commissioner Marden to enact Ordinance 2020-37.**

**Seconded by Commissioner Norfleet.**

**Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

**MOTION PASSED 4-0**

#### **AGENDA ITEMS**

##### **14. Extension of Emergency Paid Sick Leave (EPSL)**

Director Lee presented this item and discussion ensued.

**Motion made by Commissioner Clark to adopt ESPL Extension Policy.**

**Seconded by Commissioner Norfleet.**

**Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet.**

**MOTION PASSED 4-0**

##### **15. Strategic Planning / Community Visioning Process**

Manager New presented this item and discussion ensued.

##### **16. Florida Department of Transportation (FDOT) District 2 Tentative Five-Year Work**

**Program.**

Manager New presented this item and discussion ensued.

**COMMENTS**

Comments were made by Manager New, Attorney Maltby, Clerk Rice, Commissioner Clark, Mayor Marlowe, and Mr. Tyrone Watson, citizen.

**MEETING ADJOURNMENT**

Meeting adjourned at 8:45 p.m.

Signed and dated this 25<sup>th</sup> day of January 2021.

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Jordan Marlowe, Mayor

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Judy S. Rice, City Clerk

APPROVED