



City of Newberry Commission Meeting

August 09, 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.

APPROVAL OF AGENDA

Mayor Marlowe announced that the 14 & Under Softball Team could not attend the meeting and asked for Item 1 to be postponed until a later date. Mayor Marlowe requested that Item 13 be moved to Item 9 as many applicants are at the meeting.

Motion made by Commissioner Marden to approve the amended agenda.

Seconded by Commissioner Clark.

Voting Yea: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 5-0

QUORUM CHECK

Mayor

Jordan Marlowe

Commissioners

Ricky Coleman

Mark Clark

Monty Farnsworth

Tim Marden

Tony Mazon

City Attorney

Scott Walker

City Manager

Mike New

City Clerk

Judy Rice

Staff:

Assistant City Manager, Director of Finance and Administration

Dallas Lee

Director of Planning and Economic Development

Bryan Thomas

Fire Chief

Ben Buckner

Principal Planner

Wendy Kinser-Maxwell

INVOCATION

Mr. Travis Edmund provided the invocation

PLEDGE OF ALLEGIANCE

Commissioner Clark led the pledge.

PRESENTATIONS

~~1. Recognition of the 14 & Under Newberry Babe Ruth Softball team~~

This item was removed at request of presenters.

PUBLIC ANNOUNCEMENTS

Mr. Marlin Day, Alachua County Library Newberry Branch Manager, and Mr. Tyler Laborde, citizen, made community announcements.

CONSENT AGENDA

2. June 28, 2021, Joint Meeting Minutes
3. July 12, 2021, Regular Commission Meeting Minutes
4. July 13, 2021, Budget Workshop Minutes
5. July 26, 2021, Regular Commission Meeting Minutes
6. July 27, 2021, City Hall Conceptual Design Workshop Minutes
7. July 29, 2021, Budget Workshop Minutes
8. Payment Register

Mayor Marlowe asked for approval of the consent agenda.

Motion made by Commissioner Coleman to approve the consent agenda.

Seconded by Commissioner Marden.

Voting Yea: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 5-0

AGENDA ITEMS

9. **Appointment to fill vacancy on the Planning & Zoning Board and Historic Architectural Review Board.**

Resolution 2021-28, a Resolution to appoint a new Planning and Zoning Board member to fill the seat of former member Bill Conrad. The appointee will serve the remainder of the current term which expires on April 30, 2022.

Mayor Marlowe presented this item. He surveyed the Commission to see if they wished to have more time to meet with the applicants due to the short amount of time they had to review the applications.

The following applicants spoke to the Commission about why they were applying to the Planning and Zoning seat:

- Mr. Ron Barlow
- Mr. Travis Edmond
- Ms. Joy Ingram
- Mr. Jordan Fairfield
- Mr. Donald Long

It was the consensus of the Commission to table this item to allow more time to review applications and meet with applicants.

PUBLIC HEARINGS AND ORDINANCES

- 10. Amending the Comprehensive Plan by adding a new Property Rights Element, as required by Section 163.3177, Florida Statutes.**

Legislative Public Hearing First Reading: Ordinance 2021-34/CPA 21-14, an application by the City of Newberry to amend the Comprehensive Plan to add a new Property Rights Element, as required by Section 163.3177, Florida Statutes.

Principal Planner Kinser-Maxwell presented a PowerPoint presentation that provided the staff overview, report, and recommendation. Recommendation is to pass Ordinance 2021-34 on first reading.

Discussion ensued.

Attorney Walker read Ordinance 2021-34 by title only on first reading.

Motion made by Commissioner Clark to pass Ordinance 2021-34 on first reading.

Seconded by Commissioner Marden.

Voting Yea: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 5-0

- 11. Legislative Hearing: First Reading of Ordinance 2021 – 36, Providing Consent for the Entire Corporate Limits of the City of Newberry Florida, to be Included in a Non-Ad Valorem Assessment for Municipal Service Benefit Unit (MSBU) Created by Alachua County for Solid Waste Management Costs.**

Assistant Manager Lee presented this item. Lengthy discussion ensued regarding MSBU, Solid Waste, Tipping Fees, Rural Collection Center, and the Waste Pro Agreement.

Attorney Walker read Ordinance 2021-36 by title only on second reading.

Motion made by Commissioner Farnsworth to pass Ordinance 2021-36 on first reading.

Seconded by Commissioner Coleman.

ROLL CALL VOTE

Voting Yea: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, and Commissioner Mazon.

Voting Nay: Commissioner Marden.

MOTION PASSED 4-1

AGENDA ITEMS

12. Review development fee refund applications and award appropriate refunds.

Legislative Public Hearing: Resolution 2020-29 of the Newberry City Commission provided criteria for refunds of commercial development fees to stimulate economic development. The City has received three qualified development fee refund applications that are complete and ready for evaluation and award.

Director Thomas presented this item with a PowerPoint presentation of three applications Stonehouse Grille, Alpha-Omega Training & Compliance (A. O. T. C.), and Town Center Storage for the Development Fee Refund Program. Discussion ensued.

Motion made by Commissioner Marden to award Stonehouse Grille the maximum allowable refund amount of \$30,000.

Seconded by Commissioner Clark.

Voting Yea: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 5-0

Motion made by Commissioner Farnsworth to award A. O. T. C. the maximum allowable refund amount of \$9,174

Seconded by Commissioner Marden.

Voting Yea: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 5-0

Motion made by Commissioner Coleman to award Town Center Storage the maximum allowable refund amount of \$10,270.

Seconded by Commissioner Mazon.

Voting Yea: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 5-0

- 13. Reauthorize Resolution 2020-29, refunds of commercial development fees to stimulate economic development.**

Legislative Public Hearing: A Resolution of the City Commission to stimulate economic development by providing criteria for refunds of commercial development fees. (Resolution 2021-18/LDR 21-20.) A Resolution of the City Commission of the City of Newberry, Florida, providing for a Schedule of Refunds of Fees and Charges for matters pertaining to commercial development in the City of Newberry as specified in Section 14-110. "Fees Enumerated," Section 98-192. "Charge Imposed," and Section 98-172. "Charge Imposed," of the City of Newberry Land Development Regulations, and Resolution 2018-08, to stimulate development; providing qualification criteria; providing severability; repealing all resolutions in conflict; and providing an effective date.

Director Thomas presented this item with a PowerPoint presentation. Discussion ensued.

Attorney Walker read Resolution 2021-18 by title only.

Mr. Chris Torrence, citizen, commented.

Motion made by Commissioner Farnsworth made a motion to adopt Resolution 2021-18 with the addition that potential applicants have two years after the issuance of their Certificate of Occupancy to apply.

Seconded by Commissioner Coleman.

Voting Yea: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 5-0

14. Quint Apparatus Replacement Alternatives

Assistant Manager Lee and Chief Buckner presented this item. Discussion ensued.

Mr. Jordan Fairfield made a positive comment towards having a quint.

Motion made by Commissioner Clark made a motion to pursue purchasing a new quint.

Seconded by Commissioner Coleman.

Voting Yea: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 5-0

COMMENTS

Manager New, Mayor Marlowe, Commissioner Coleman, Commissioner Clark, Commissioner Marden, and Commissioner Mazon made comments.

Attorney Walker brought Ms. Kiersten Ballou to the podium. She introduced herself to the Commission.

Citizens

Ms. Lisa Darling and Mr. Ron Barlow made comments.

MEETING ADJOURNMENT

Meeting adjourned at 9:03 p.m.

Signed and dated this 13th day of September 2021.



Jordan Marlowe, Mayor

Judy S. Rice, City Clerk