



City of Newberry Commission Meeting

October 26, 2020
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 asked for approval of the agenda.

Motion made by Commissioner Coleman to approve the agenda.

Seconded by Commissioner Clark.

Voting Yea: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet

MOTION PASSED 5-0

QUORUM CHECK

Mayor

Jordan Marlowe

Commissioners

Ricky Coleman

Mark Clark

Monty Farnsworth

Tim Marden

Paul Norfleet

City Attorney

Scott Walker, virtual

City Attorney

Andrea Parker, virtual

City Manager

Mike New

City Clerk

Judy Rice

Staff:

Director of Finance and Administration

Dallas Lee

Director of Planning and Economic Development

Bryan Thomas, virtual

Principal Planner

Wendy Kinser-Maxwell, virtual

INVOCATION

Reverend Karen Burris, Newberry United Methodist Church, provided the invocation.

PLEDGE OF ALLEGIANCE

Mayor Marlowe led the pledge.

PRESENTATIONS

1. Planning Yearly Update/ National Community Planning Month Proclamation.

Mayor Marlowe read the proclamation. Director Thomas provided a PowerPoint presentation for the yearly update.

PUBLIC ANNOUNCEMENTS

Ms. Joy Glanzer, Alachua County Commissioner Candidate, Group III, encouraged everyone to get out and vote on Tuesday, November 3rd.

Mr. Marlin Day, Alachua County Library, Newberry Branch Manager, announced the library will be doing virtual programs and providing curbside pickup.

CONSENT AGENDA

2. Florida Municipal Power Agency (FMPA) Liaison Report.

3. Power Cost Adjustment (PCA).

4. October 19, 2020, Special Meeting Minutes.

5. October 12, 2020, 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 Farnsworth.

Voting Yea: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet

MOTION PASSED 5-0

PUBLIC HEARINGS AND ORDINANCES

6. Voluntary Annexations into the City of Newberry.

Quasi-Judicial Public Hearing: Ordinances 2020-27, 2020-28, and 2020-29, First Reading of Ordinances of the City of Newberry, Florida, to Voluntarily Annex Certain Portions of Unincorporated Alachua County.

Mayor Marlowe reviewed the Quasi-Judicial process.

Attorney Walker read Ordinance 2020-27 by title only on first reading.

Clerk Rice swore in Planner Kinser-Maxwell.

Mayor Marlowe asked for ex parte communication for Ordinance 2020-27.

**Nay: Commissioner Coleman, Commissioner Clark,
Commissioner Farnsworth, Commissioner Marden,
and Commissioner Norfleet**

Mayor Marlowe read the Quasi-Judicial procedures.

OPEN PUBLIC HEARING

Planner Kinser-Maxwell provided a PowerPoint presentation with the staff overview and report. Staff recommendation is to pass Ordinance 2020-27 on first reading and establish Monday, November 9th as the enactment hearing.

There was no applicant or third-party intervenor present.

Mayor Marlowe asked for public comment. There was none.

CLOSE PUBLIC HEARING

Attorney Walker advised the Commission of the applicable law and factual findings.

**Motion made by Commissioner Coleman to pass the
Ordinance 2020-27 and establish Monday,
November 9th as the enactment hearing.**

Seconded by Commissioner Farnsworth.

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

MOTION PASSED 5-0

Attorney Walker read Ordinance 2020-28 by title only on first reading.

Planner Kinser-Maxwell remained sworn.

Mayor Marlowe asked for ex parte communication for Ordinance 2020-28.

**Nay: Commissioner Coleman, Commissioner Clark,
Commissioner Farnsworth, Commissioner Marden,
and Commissioner Norfleet**

Mayor Marlowe read the Quasi-Judicial procedures.

OPEN PUBLIC HEARING

Planner Kinser-Maxwell provided a PowerPoint presentation with the staff overview and report. Staff recommendation is to pass Ordinance 2020-28 on first reading and establish Monday, November 9th as the enactment hearing.

There was no applicant or third-party intervenor present.

Mayor Marlowe asked for public comment. There was none.

CLOSE PUBLIC HEARING

Attorney Walker advised the Commission of the applicable law and factual findings.

Motion made by Commissioner Marden to pass the Ordinance 2020-28 and establish Monday, November 9th as the enactment hearing.

Seconded by Commissioner Coleman.

Voting Yea: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet

MOTION PASSED 5-0

Attorney Walker read Ordinance 2020-29 by title only on first reading.

Planner Kinser-Maxwell remained sworn.

Mayor Marlowe asked for ex parte communication for Ordinance 2020-29.

Nay: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet

OPEN PUBLIC HEARING

Planner Kinser-Maxwell provided a PowerPoint presentation with the staff overview and report. Staff recommendation is to pass Ordinance 2020-29 on first reading and establish Monday, November 9th as the enactment hearing.

There was no applicant or third-party intervenor present.

Mayor Marlowe asked for public comment. There was none.

CLOSE PUBLIC HEARING

Attorney Walker advised the Commission of the applicable law and factual findings.

Motion made by Commissioner Marden to pass the Ordinance 2020-27 and establish Monday, November 9th as the enactment hearing.

Seconded by Commissioner Clark.

Voting Yea: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet

MOTION PASSED 5-0

AGENDA ITEMS

7. Future Meetings Process.

A Resolution of the City Commission permitting the use of Communications Media Technology (CMT) and Hybrid CMT Virtual Government in the Sunshine Meetings through the Use of Communications Media Technology.

Attorney Parker read Resolution 2020-48 by title only and explained what it means for the City's public meetings going forward. Attorney Walker expanded on this item.

Motion made by Commissioner Clark to adopt Resolution 2020-48.

Seconded by Commissioner Norfleet.

Voting Yea: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Norfleet

MOTION PASSED 5-0

8. Use of Public Funds to Educate the Electorate Regarding Alachua County's Growth Management Area Charter Amendment.

Manager New asked for direction from the Commission regarding this item. Discussion ensued. It was the consensus of the Commission to pursue the private sector and not spend public funds.

9. 2021 State Legislative Agenda.

Manager New presented this item. A lengthy discussion ensued.

COMMENTS

City Manager: the River Grant for \$200,000 was awarded to the City which will be used to connect the new Alachua County Ag Center (Canterbury) to City water and wastewater. This will save the taxpayers.

City Attorney: a joint lawsuit with the City of Archer was filed against the County regarding the Growth Management Charter Amendment.

Mayor: it is time to for the Commission to begin thinking of their 5-year vision statement encompassing the current and future objectives of the City.

Citizens

Mr. Kevin Coleman stated 2 acres adjacent to the cemetery are available to purchase for future growth.

MEETING ADJOURNMENT

Meeting adjourned at 8:43 p.m.

Signed and dated this 9th day of November 2020.

Jordan Marlowe, Mayor

Judy S. Rice, City Clerk

APPROVED