



City of Newberry Commission Meeting

May 11, 2020
7:00 p.m.

25440 West Newberry Road
Newberry, Florida 32669

MINUTES

CALL TO ORDER

Mayor Marlowe called the virtual meeting to order at 7:00 p.m.

APPROVAL OF AGENDA

Mayor Marlowe asked for approval of the agenda.

Motion made by Commissioner McKinley to approve the agenda as posted.

Seconded by Commissioner Coleman.

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

MOTION PASSED 5-0

VIRTUAL QUORUM CHECK

Mayor

Jordan Marlowe

Commissioners

Ricky Coleman
Rocky McKinley
Monty Farnsworth
Tim Marden
Paul Norfleet

City Attorney

Scott Walker

City Attorney

Rich Maltby

City Manager

Mike New

City Clerk

Judy Rice

Staff:

Director of Finance and Administration
Director of Planning and Economic Development
Director of Public Works and Utilities

Dallas Lee
Bryan Thomas
Jamie Jones

INVOCATION

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

PLEDGE OF ALLEGIANCE

Mayor Marlowe led the Pledge of Allegiance.

PRESENTATIONS

There were no presentations.

PUBLIC ANNOUNCEMENTS

Mr. Marlin Day, Alachua County Library, Newberry Branch Director, announced the opening of the Library for curbside service, Monday through Saturday from 9:30 a.m. to 5:00 p.m.

CONSENT AGENDA

1. **April 27, 2020, Virtual Commission Meeting Minutes**
2. **Payment Register**

Mayor Marlowe asked for approval of the consent agenda.

Motion made by Commissioner Farnsworth to approve the consent agenda.

Seconded by Commissioner Marden.

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

MOTION PASSED 5-0

PUBLIC HEARINGS AND ORDINANCES

There were no public hearings and ordinances,

AGENDA ITEMS

3. **Resolution 2020-11: Fill two vacancies on the Planning & Zoning Board due to appointment terms expiring.**

Attorney Maltby read the resolution by title only.

Mayor Marlowe discussed the two seats and alternate that are being appointed.

1. Jessica Baker
2. Naim Erched

3. Janeice Smith (Alternate)

Motion made by Commissioner Coleman to adopt Resolution 2020-11 appointing two seats and an alternate.

Seconded by Commissioner Farnsworth.

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

MOTION PASSED 5-0

4. **Little Red School House Masonry Repair Contract Modification**

Director Jones presented this item. Discussion ensued regarding the repairs.

Motion made by Commissioner Coleman to authorize the City Manager to execute a contract modification (Change Order #1) in the amount of \$28,000 to The Rose Group, LLC.

Seconded by Commissioner Farnsworth.

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

MOTION PASSED 5-0

5. **Solid Waste Contract Amendment Request**

Manager New presented this item.

Ms. Dayna Miller, WastePro North Central Florida Municipal Marketing Manager, spoke in favor of reducing or eliminating the performance bond due to the experience and good standing that the privately owned company has in the community and in their industry.

Discussion ensued about reducing or eliminating the performance bond of \$250,000.

Motion made by Commissioner Marden to eliminate the performance bond completely.

Seconded by Commissioner Coleman.

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

MOTION PASSED 5-0

Manager New requested the Commission consider voting to authorize him to execute the amendment once reviewed by the attorney.

Motion made by Commissioner McKinley to authorize the City Manager to execute the amendment once reviewed by the City Attorney.

Seconded by Commissioner Marden.

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

MOTION PASSED 5-0

6. United States Department of Agriculture (USDA) Farmers Market Grant Application (Resolution 2020 - 18)

Attorney Maltby read the resolution by title only.

Manager New presented this item. The City is collaborating with Newberry Main Street Organization to apply for this grant.

Ms. Lisa Tate, Newberry Main Street Organization, spoke in favor of the grant.

Motion made by Commissioner Farnsworth to adopt Resolution 2020-18.

Seconded by Commissioner Coleman.

Voting Yea: Commissioner Coleman, Commissioner McKinley, Commissioner Farnsworth, and Commissioner Norfleet

Voting Nay: Commissioner Marden

MOTION PASSED 4-1

7. Covid-19 Update / Extend the State of Emergency in Newberry for an Additional Seven (7) Days (8th Extension) - Resolution 2020-20

Manager New provided an update on City operations during this time.

A lengthy discussion ensued regarding the benefits and disadvantages of not extending the State of Emergency for the City.

Attorney Maltby read the resolution by title only.

Motion made by Commissioner Farnsworth to adopt Resolution 2020-20.

Seconded by Commissioner McKinley.

**Voting Yea: Commissioner McKinley, and
Commissioner Farnsworth**

**Voting Nay: Commissioner Coleman, Commissioner
Marden, and Commissioner Norfleet**

MOTION FAILED 3-2

8. May City Commission Meeting Schedule / Memorial Day Conflict

Manager New presented this item. Staff recommendation is to hold the meeting on Tuesday, May 26th.

**Motion made by Commissioner Coleman to move
meeting to Tuesday, May 26th.**

Seconded by Commissioner McKinley.

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

MOTION PASSED 5-0

9. State Housing Initiative Program (SHIP) Grant Award

Director Lee presented this item.

Attorney Maltby reviewed the contract and his meeting with the County's Attorney.

**Motion made by Commissioner Marden to
authorize the Mayor and City Manager to execute
all documents related to the SHIP Grant.**

Seconded by Commissioner Coleman.

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

MOTION PASSED 5-0

COMMENTS

City Manager

Provided updates on city business. The budget is underway for Fiscal Year 2020-2021.

Mayor

Thanked the businesses and residents for the sacrifices they have made.

Brought up the issue regarding the fees with utility bill fees being waived without the State of Emergency. A lengthy discussion ensued.

Attorney Walker spoke on this. There must be a motion to suspend the rules of procedures due to being in the comment portion of the meeting and then the motion to extend the administrative privileges.

Motion made by Commissioner Coleman to suspend the rules and procedures.

Seconded by Commissioner Farnsworth.

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

MOTION PASSED 5-0

Discussion ensued about reinstating the State of Emergency if the Commission is going to grant the Manager the administrative privileges of a State of Emergency.

Attorney Maltby read the resolution by title only.

Motion made by Commissioner Coleman to adopt Resolution 2020-20.

Seconded by Commissioner Farnsworth.

Voting Yea: Commissioner Coleman, Commissioner McKinley, and Commissioner Farnsworth

Voting Nay: Commissioner Marden, and Commissioner Norfleet

MOTION PASSED 3-2

MEETING ADJOURNMENT

Meeting adjourned at 8:40 p.m.

Signed and approved this 26th day of May 2020.

Jordan Marlowe, Mayor

Judy S. Rice, City Clerk