



City of Newberry Regular Commission Meeting

June 14, 2021
7:00 p.m.

25440 West Newberry Road
Newberry, Florida 32669

MINUTES

CALL TO ORDER

Mayor Marlowe called the meeting to order at 7:18 p.m.

APPROVAL OF AGENDA

Mayor Marlowe asked for approval of the agenda.

Motion made by Commissioner Marden to approve the agenda.

Seconded by Commissioner Coleman.

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 Attorney

Allison Folds

City Attorney

Andrea True

City Manager

Mike New

City Clerk

Judy Rice

Staff:

Director of Recreation

Travis Parker

Director of Planning and Economic Development

Bryan Thomas

Principal Planner

Wendy Kinser-Maxwell

INVOCATION

Dr. Matthew Burke, 10 Can INC., provided the invocation.

PLEDGE OF ALLEGIANCE

Sheriff Clovis Watson led the pledge.

SPECIAL AGENDA ITEM

1. Law Enforcement Contract.

Manager New presented this item with a PowerPoint presentation. He reviewed the proposed contract and previous contract.

Sheriff Watson spoke on the proposed contract.

A discussion ensued about School Resource Officers (SROs) and key points of the proposed contract.

Mr. Naim Erched and Mr. Brad Shultz, citizens, commented on the proposed contract and SROs.

Motion made by Commissioner Clark to accept the proposed contract for law enforcement services and authorize the Mayor and City Manager to execute it.

Seconded by Commissioner Marden.

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

MOTION PASSED 5-0

PRESENTATIONS

2. Certificate of Completion – Institute for Elected Municipal Officials - Commissioner Tony Mazon.

Mayor Marlowe presented Commissioner Mazon with his Certificate of Completion.

3. Recreation Overview.

Director Parker reviewed the functions of the Recreation Department and special events they have coordinated. Discussion ensued.

PUBLIC ANNOUNCEMENTS

Mr. Marlin Day, Alachua County Library District Newberry Branch Manager, and Mr. Erched made announcements.

CONSENT AGENDA

- 4. May 24, 2021, Regular Commission Meeting Minutes.**
- 5. May 19, 2021, CRA Workshop Minutes.**

6. **May 10, 2021, Regular Commission Meeting Minutes.**
7. **Amendment to Traffic Signal Maintenance and Compensation Agreement with the Florida Department of Transportation (FDOT) (Resolution 2021 – 20).**
8. **Support for Florida Job Growth Grant Application (Resolution 2021 – 22).**
9. **Florida Municipal Power Agency (FMPA) Liaison Report.**

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 Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 5-0

PUBLIC HEARINGS AND ORDINANCES

10. Voluntary Annexations into the City of Newberry

Quasi-Judicial Public Hearing: Second Reading of Ordinance 2021-24, an Ordinance of the City of Newberry, Florida, to voluntarily annex certain portions of unincorporated Alachua County: three contiguous Tax Parcels, 01861-001-00 (120.88 Acres ±, no address assigned), 01861-001-000 (59.0 Acres ±, no address assigned), and 1858-000-000 (158.04 Acres ±, 3200 NW 202ND Street).

Mayor Marlowe explained the process of Quasi-Judicial hearings. He read the procedure and presentation order.

Attorney Walker read Ordinance 2021-24 by title only.

Mayor Marlowe asked for ex parte communication. Commissioner Marden has had conversations with Mr. Karl Spain, and it will not affect his decision making.

Yea: Commissioner Marden

Nay: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, and Commissioner Mazon.

Clerk Rice swore in Principal Planner Kinser-Maxwell, Director Thomas, and Mr. Karl Spain.

No third-party intervenor was present.

PUBLIC HEARING OPENED

Principal Planner Kinser-Maxwell provided the staff overview and report by PowerPoint. Staff recommendation is to enact Ordinance 2021-24 on second reading.

Mr. Spain spoke in favor and looks forward to future opportunities.

Mayor Marlowe asked for public comment. There was none.

There was no cross examination or final argument.

PUBLIC HEARING CLOSED

Attorney Walker advised the Commission of the applicable law.

Motion made by Commissioner Marden to enact Ordinance 2021-24 on second reading.'

Seconded by Commissioner Mazon.

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

MOTION PASSED 5-0

11. Amending the Lexington Station Mixed Use Development, including renaming the development as Avalon Woods

Quasi-Judicial Hearing Second Reading: Ordinance 2021-14/LDR 21-10, an application by JBPro, Agent for M3 AVALON WOODS, LLC, Owner and also Agent for C L BRICE INC, Owner and CLB, Inc, Owner, to amend the Mixed Use Development (Development Order 20-02) for property located directly adjacent to the Easton-Newberry Sports Complex and identified as Alachua County Parcel Numbers 01874-200-000, 01874-100-000, 01874-001-000, and 01897-000-000, consisting of ±196 acres.

Mayor Marlowe reviewed the procedures and presentation order.

Attorney Walker read Ordinance 2021-14 by title only.

Mayor Marlowe asked for ex parte communication.

Nay: Commissioner Coleman, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

Clerk Rice swore in Mr. Chris Potts, JBPro, Applicant Agent, and Mr. Dave McDaniel, M3 Development LLC. Principal Planner Kinser-Maxwell and Director Thomas remained sworn.

No third-party intervener present.

PUBLIC HEARING OPENED

Principal Planner Kinser-Maxwell presented the staff overview and report. Staff recommendation is the enact Ordinance 2021-14 on second reading.

Mayor Marlowe asked for public comment. There was none.

No cross-examination.

The Commission asked questions through the Chair, Mayor Marlowe. A small discussion ensued.

No final argument.

PUBLIC HEARING CLOSED

Attorney Walker advised the Commission on the applicable law.

Motion made by Commissioner Coleman to enact Ordinance 2021-14 on second reading.

Seconded by Commissioner Clark.

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

Voting Nay: Commissioner Farnsworth.

MOTION PASSED 4-1

12. Avalon Woods Phase 1A Final Plat Approval Request

Request by JBPro, agent for M3 Avalon Woods, LLC, for approval of the Avalon Woods Phase 1A Final Plat located on the east side of US 27/SR 45, adjacent to the Easton Newberry Sports Complex. Phase 1A is part of the Avalon Woods Mixed Use Development.

Principal Planner Kinser-Maxwell reviewed the Final Plat for Avalon Woods Phase 1A with a PowerPoint presentation.

Motion made by Commissioner Marden to approve surety and Final Plat for Avalon Woods Phase 1A.

Seconded by Commissioner Clark.

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

MOTION PASSED 5-0

AGENDA ITEMS

13. Legal Services

Mayor Marlowe presented this item. A lengthy discussion ensued regarding legal services.

COMMENTS

Comments made by Manager New, Commissioner Clark, and Mayor Marlowe.

The Commission directed Mayor Marlowe to send a letter to the State in regards to the Alachua County School Board District 2 Seat.

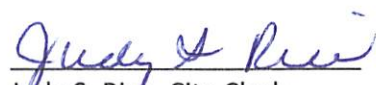
No citizens made comments.

MEETING ADJOURNMENT

Meeting adjourned at 9:18 p.m.

Signed and dated this 12th day of July 2021.



Jordan Marlowe, Mayor

Judy S. Rice, City Clerk