



City of Newberry Commission Meeting

June 08, 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. He acknowledged the absence of Commissioner Marden and stated Commissioner McKinley will be joining the meeting shortly.

APPROVAL OF AGENDA

Mayor Marlowe asked for approval of agenda.

Motion made by Commissioner Coleman to approve the agenda.

Seconded by Commissioner Norfleet.

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

MOTION PASSED 3-0

VIRTUAL QUORUM CHECK

Mayor	Jordan Marlowe
Commissioners	Ricky Coleman Rocky McKinley Monty Farnsworth Paul Norfleet
City Attorney	Rich Maltby
City Manager	Mike New
City Clerk	Judy Rice
Staff:	
Director of Finance and Administration	Dallas Lee
Director of Planning and Economic Development	Bryan Thomas
Principal Planner	Wendy Kinser-Maxwell
Absent:	
Commissioner	Tim Marden

INVOCATION

Paul Norfleet, Newberry First Baptist Church, provided the invocation.

PLEDGE OF ALLEGIANCE

Mayor Marlowe led the pledge.

PRESENTATIONS

1. Comprehensive Annual Financial Report for Fiscal Year Ended September 30, 2019

Mr. Kevin Smith, Audit Senior Manager Purvis, Gray and Company presented the Comprehensive Annual Financial Report (CAFR).

Commissioner McKinley entered the meeting at 7:20 p.m.

Director Lee presented the City's financial trends and changes in net position as shown in the report.

Mayor Marlowe opened the floor for comments.

Mayor Marlowe thanked Director Lee and City staff.

PUBLIC ANNOUNCEMENTS

There were no public announcements.

CONSENT AGENDA

2. Florida Municipal Power Agency (FMPA) Liaison Report
3. May 26, 2020, Special Meeting Minutes
4. May 20, 2020, Emergency Meeting Minutes
5. FDOT Construction & Maintenance Agreement – SW 45 at SW 15th Ave.

Mayor Marlowe asked for approval of the consent agenda.

Motion made by Commissioner Norfleet to approve the consent agenda.

Seconded by Commissioner Farnsworth.

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

MOTION PASSED 4-0

PUBLIC HEARINGS AND ORDINANCES

6. **Quasi-Judicial Public Hearing: Ordinances 2020-13 and 2020-14, second reading and enactment of an Ordinance of the City of Newberry, Florida, to voluntarily annex a certain portion of unincorporated Alachua County.**

Attorney Maltby read Ordinance 2020-13 by title only on second reading.

Mayor Marlowe read the Quasi-Judicial Procedures.

Mayor Marlowe asked for ex parte communications.

Nay: Commissioner Coleman, Commissioner McKinley, Commissioner Farnsworth, and Commissioner Norfleet

Clerk Rice swore in Principal Planner Kinser-Maxwell.

PUBLIC HEARING OPEN

Principal Planner Kinser-Maxwell presented the staff overview and report for Ordinance 2020-13 and Ordinance 2020-14. She reviewed the response received by the County regarding Ordinance 2020-13. Staff's recommendation is to postpone Ordinance 2020-13 until a date to be determined following negotiations with the County.

No applicant was present.

No third party intervenor.

No cross-examination.

No public comment.

Mayor Marlowe asked for comments from the Commissioners. Discussion ensued about the postponement of Ordinance 2020-13.

PUBLIC HEARING CLOSED

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

Motion made by Commissioner Coleman to enact Ordinance 2020-13 on second reading.

Seconded by Commissioner McKinley.

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

MOTION PASSED 4-0

Mayor Marlowe confirmed that no new participants had entered the meeting since the reading of Quasi-Judicial Procedures.

Attorney Maltby read Ordinance 2020-14 by title only on second reading.

Mayor Marlowe asked for ex parte communications.

Nay: Commissioner Coleman, Commissioner McKinley, Commissioner Farnsworth, and Commissioner Norfleet

PUBLIC HEARING OPEN

Principal Planner Kinser-Maxwell remained sworn and provided staff's recommendation to enact Ordinance 2020-14 on second reading.

No applicant was present.

No third party intervenor.

No cross-examination.

No public comment.

PUBLIC HEARING CLOSED

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

Motion made by Commissioner Coleman to enact Ordinance 2020-14 on second reading.

Seconded by Commissioner Farnsworth.

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

MOTION PASSED 4-0

AGENDA ITEMS

7. SP 20-01, a request by Oak View Village Homeowners Association to Close SW 251st Way at 15th Avenue at southern end of the Oak View Village subdivision

Director Thomas presented this item and reviewed the traffic study conducted from January 27, 2020 to February 2, 2020.

- Neighborhood speed limit (unposted) is 20 MPH
- Average speed of study was 12.6 MPH
- 97.73% of total count was under the speed limit
- 2.26% of total count was over speed limit with only 0.35% of count over 10 MPH or greater over speed limit.

Mr. Naim Erched, President Oak View Village Homeowners Association (HOA), presented this item.

There were no public comments.

A lengthy discussion ensued.

Commissioner McKinley had reservations regarding the closure and concerns about the notification to residents.

Attorney Maltby read Resolution 2020-07; declaring a time and place to hold a public hearing to be held on the 13th day of July 2020 at 7:00 p.m., at 25440 W. Newberry Road, to consider the advisability of closing SW 251st Way at SW 15th Avenue.

Motion made by Commissioner Farnsworth to adopt Resolution 2020-07.

Seconded by Commissioner Coleman.

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

MOTION PASSED 4-0

COMMENTS

City Manager

Provided updates on city business.

City Clerk

Announced Ms. Joy Glanzer, Group II Candidate, has withdrawn from the municipal election and the Alachua County Supervisor of Elections Office notified.

Commission

Commissioner Coleman congratulated the Class of 2020 on their graduation.

Commissioner McKinley asked for input on church restrictions and guidelines for opening back up. Manager New responded the Governor has left that up to the churches to decide.

Mayor

Announced upcoming events in the city.

MEETING ADJOURNMENT

Meeting adjourned at 9:10 p.m.

Signed and approved this 22nd day of June 2020.

Jordan Marlowe, Mayor

Judy S. Rice, City Clerk