



City of Newberry Emergency Commission Meeting

May 20, 2020
8:00 p.m.

25440 West Newberry Road
Newberry, Florida 32669

MINUTES

CALL TO ORDER

Mayor Marlowe called the virtual Emergency Commission meeting to order at 8:00 p.m.

APPROVAL OF AGENDA

Mayor Marlowe asked for approval of agenda.

Motion made by Commissioner Coleman to approve the agenda.

Seconded by Commissioner Marden.

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

Dallas Lee

INVOCATION

Rocky McKinley, Destiny Community Church, provided the invocation.

PLEDGE OF ALLEGIANCE

Mayor Marlowe led the Pledge of Allegiance.

AGENDA ITEMS

1. **State of Florida Executive Order 20-123 (Full Phase 1: Safe. Smart. Step-by-Step. Plan for Florida's Recovery) and Alachua County First Amendment To Emergency Order No. 2020-25 Full Phase One Step By Step Recovery Order**

Mayor Marlowe explained that this is not in regard to masks being made mandatory. It has to do with the lack of structure within our county government. The County reached out to the municipalities prior to their meeting to learn what the municipalities thought of the next proposed Emergency Order. Five municipalities agreed that the masks should not be made mandatory. The County held a meeting on Monday, May 19, and established that masks were not mandatory but "strongly recommended". Several hours later, a joint meeting was held with the City of Gainesville and the County revised their current Emergency Order to make masks mandatory again.

The Mayor and Commissioners expressed their concerns regarding the joint meeting between the County and the City of Gainesville; the consensus being the County should have advised Gainesville to create a resolution to require masks within their city limits instead of changing the County-wide Emergency Order to reflect one municipality's view without consulting with the other municipalities.

Attorney Walker advised the City Commission of *Florida Statute 252*; which states that a County can make an Order more restrictive than the State's current Order. It does not allow a municipality to ignore its County's Order and follow the Governor's Order. He suggested three things:

1. A resolution for the Board of County Commissioners expressing the concern for the events that have transpired. The County should consider revising the Order to allow municipalities to opt out of the requirements; if they see fit.
2. A resolution to Governor DeSantis requesting collaboration between the Florida Division of Emergency Management and the County.
3. Report back to the City Commission regarding pending cases that involve the same scenarios as we are facing.

A lengthy discussion ensued.

Mayor Marlowe shared public comments.

Motion made by Commissioner Marden for the City to create a mirror Emergency Order that follows the Governor's Order and for the Mayor to sign it on Thursday, May 21st.

Seconded by Commissioner Coleman.

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

MOTION PASSED 5-0

COMMENTS

There were no comments.

MEETING ADJOURNMENT

Meeting adjourned at 9:15 p.m.

Signed and approved this 8th day of June 2020.

Jordan Marlowe, Mayor

Judy S. Rice, City Clerk