



City of Newberry Commission Meeting

FOLLOWED BY A BOARD OF ADJUSTMENT MEETING

June 13, 2022
7:00 PM

25440 West Newberry Road
Newberry, Florida 32669

MINUTES

CALL TO ORDER

Mayor Marlowe called the meeting the order at 7:00 pm.

APPROVAL OF AGENDA

Mayor Marlowe asked that the PTSD proclamation (item 1) be moved to consent agenda with a new proclamation (item 19) in its place. He asked that the Sponsorship (item 4) be removed from presentations.

**Motion made by Commissioner Marden to approve
the amended 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 Manager

Mike New

City Clerk

Judy S. Rice

Staff:

Retiring Fire Chief

Ben Buckner

Fire Chief

Mike Vogel

Assistant City Manager, Chief Financial Officer

Dallas Lee

Project Manager

Armon Lowrey

Director of Planning & Economic Development

Bryan Thomas

Principal Planner

Jean-Paul Perez

Planner
Assistant City Manager, Public Works & Utilities
Assistant Director of Public Works & Utilities
Staff Assistant, Planning & Economic Development
Staff Assistant, City Clerk
Executive Assistant, City Manager

Alayna Jackson
Jamie Jones
Rance Green
Jeannene Mironack
Sierra Nyberg
Ada Schmidt

INVOCATION

Ms. Marsha Lee provided the invocation

PLEDGE OF ALLEGIANCE

Chief Buckner led the pledge.

PRESENTATIONS

19. Ben Buckner Day Proclamation

Mayor Marlowe read the proclamation. He presented it and a shadow box of Chief Buckner's badges to Chief Buckner.

Chief Buckner expressed his gratitude to the city and its residents. He is truly grateful for the 28 years of service he provided.

The Commission all thanked Chief Buckner for everything he has done for Newberry.

2. Recognizing Newberry's Hypolita Company for being named the #10 World's Fastest-Growing Gator Business in the 2022 Gator100.

Director Thomas recognized Morgan and Brian Lampp, Hypolita Company, for being named in the 10 World's Fastest-Growing Gator Business in the 2022 Gator100.

3. Recognizing Jim Fleming, Tropic Traditions, Inc., for being a recipient of a Florida Farm Bureau and the Suwannee River Partnership County Alliance for Responsible Environmental Stewardship (CARES) Award.

Director Thomas recognized Jim Fleming, Tropic Traditions, Inc.; for receiving a CARES Award for his business.

~~4. Emilee Jackson Sponsorship – this item was removed.~~

PUBLIC ANNOUNCEMENTS

Manager New introduced the new Fire Chief Mike Vogel. Fire Chief Vogel is looking forward to the future here at Newberry.

Mr. Brandon Peters, Candidate for Florida House District 22, introduced himself and his platform.

Ms. Lisa Darling provided an announcement of two local events scheduled for the upcoming weekend.

CONSENT AGENDA

- 1. PTSD Awareness Month Proclamation – item moved from presentations**
- 5. April 25, 2022, Swearing In Minutes**
- 6. April 25, 2022, Commission Meeting Minutes**
- 7. May 9, 2022, Commission Meeting Minutes**
- 8. May 24, 2022, Special Commission Meeting Minutes**
- 9. Code Enforcement Officers' Appreciation Week**
- 10. Amendment to Traffic Signal Maintenance and Compensation Agreement with the Florida Department of Transportation (FDOT)**

Mayor Marlowe asked for approval of the consent agenda.

Motion made by Commissioner Clark to approve the consent agenda.

Seconded by Commissioner Coleman.

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

MOTION PASSED 5-0

PUBLIC HEARINGS AND ORDINANCES

11. Overlay District Standards presentation

Legislative Public Hearing, First Reading: Ordinance 2022-25/LDR 22-03, Overlay District Standards.

Director Thomas introduced Mr. Ryan Thompson, Senior Project Manager with CHW Professional Consultants.

Mr. Thompson reviewed the Overlay District Standards proposed with a PowerPoint presentation.

A lengthy conversation ensued regarding architectural elements and land uses/zoning.

Attorney Walker read Ordinance 2022-25 by title only on first reading.

Motion made by Commissioner Mazon to pass Ordinance 2022-25, with amendments to architectural elements and land uses allowed, on first reading.

Seconded by Commissioner Marden

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

MOTION PASSED 5-0

- 12. Changing Future Land Use Map from Agriculture to Planned Development on 5.75 acres (parcel 02544-003-006).**

Legislative Public Hearing: First Reading, Ordinance 2022-23/CPA 22-02, an application by Christopher Potts, P.E., Agent for Norfleet Properties, LLLP, Owners, to amend the Future Land Use Map of the City of Newberry Comprehensive Plan from Agriculture to Planned Development on parcel number 02544-003-006.

Attorney Walker read Ordinance 2022-23 by title only on first reading.

Director Thomas provided a brief overview and report of this item. Staff recommends passing Ordinance 2022-23 on first reading. A short discussion ensued.

Motion made by Commissioner Mazon to pass Ordinance 2022-23 on first reading.

Seconded by Commissioner Marden.

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

MOTION PASSED 5-0

- 13. Changing Zoning from Agricultural to Planned Development on 5.75 acres (Parcel 02544-003-006).**

Quasi-Judicial Public Hearing: First Reading, Ordinance 2022-24/LDR 22-04, an application by Christopher Potts, P.E., Agent for Norfleet Properties, LLLP, Owners, to amend the zoning on ±5.75 acres, identified by Alachua County Parcel Number 02544-003-006 as shown on the location map below, adding said acreage to the Country Way at Newberry Town Square Planned Development, amending the Preliminary Master Plan and the associated Development Order and Developer's Agreement. (This application is contingent upon approval of Application CPA 22-02.)

Mayor Marlowe reviewed the process and procedures for Quasi-judicial hearings. He then read through the presentation order.

Attorney Walker read Ordinance 2022-24 by title only on first reading.

Clerk Rice swore in Director Thomas and Mr. Christopher Potts, Applicant Agent.

Mayor Marlowe asked for ex parte communication.

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

There was no third-party intervenor present.

Director Thomas presented the staff overview, report, and recommendation.
Recommendation is to pass Ordinance 2022-24.

There was no applicant presentation.

Mayor Marlowe asked for public comment. There was none.

A short discussion ensued.

No cross-examination or final argument.

Attorney Walker reminded the Commission of applicable law.

Motion made by Commissioner Coleman to pass Ordinance 2022-24 on first reading.

Seconded by Commissioner Marden.

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

MOTION PASSED 5-0

14. Four requests for voluntary annexation into the City of Newberry (six parcels)

Quasi-Judicial Public Hearing First Reading: Ordinances 2022-29, -30, -31, and -32 of the City of Newberry, Florida, to voluntarily annex certain portions of unincorporated Alachua County regarding three requests: two contiguous Parcels 01859-001-000 and 01806-001-000 consisting of 22.75 acres ± (Ordinance 2022-29); Parcel 01928-005-000 consisting of 20.68 acres ± (Ordinance 2022-30); Parcels 01834-008-000 and 01834-012-00 consisting of 40 acres ± (Ordinance 2022-31); and Parcel 01887-010-000 consisting of 4.35 acres ±.

No new participants entered the room.

Clerk Rice swore in Principal Planner Perez.

Mayor Marlowe asked for ex parte communication.

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

There were no applicants or third-party intervenor present.

Principal Planner Perez presented staff overview, report, and recommendation for

Ordinance 2022-29, 2022-30, 2022-31, and 2022-32. Recommendation is to pass all ordinances on first reading.

Mayor Marlowe asked for public comment. There was none.

No cross-examination or final argument.

Attorney Walker reminded the Commission of applicable law. He read Ordinance 2022-29 by title only on first reading.

**Motion made by Commissioner Mazon to pass
Ordinance 2022-29 on first reading.**

Seconded by Commissioner Clark.

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

MOTION PASSED 5-0

Attorney Walker read Ordinance 2022-30 by title only on first reading.

**Motion made by Commissioner Marden to pass
Ordinance 2022-30 on first reading.**

Seconded by Commissioner Clark.

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

MOTION PASSED 5-0

Attorney Walker read Ordinance 2022-31 by title only on first reading.

**Motion made by Commissioner Mazon to pass
Ordinance 2022-31 on first reading.**

Seconded by Commissioner Marden.

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

MOTION PASSED 5-0

Attorney Walker read Ordinance 2022-32 by title only on first reading.

**Motion made by Commissioner Mazon to pass
Ordinance 2022-32 on first reading.**

Seconded by Commissioner Marden.

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

MOTION PASSED 5-0

AGENDA ITEMS

15. Community Block Development Grant (CBDG) Application Authorization

Resolution 2022-24 Creating a Citizens Advisory Task Force

Project Manager Lowrey introduced Mr. Scott Modesitt, Summit Professionals Inc.

Mr. Modesitt presented to the Commission and a brief discussion ensued.

Attorney Walker read Resolution 2022-24 in its entirety.

Motion made by Commissioner Farnsworth to

- 1. Adopt Resolution 2022-24**
- 2. Authorize the City Manager to submit a CBDG Grant application to the State of Florida.**

Seconded by Commissioner Mazon.

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

MOTION PASSED 5-0

16. Resolution 2022-33 The City of Newberry's 2022-2025 Strategic Plan

Assistant City Manager Lee introduced Ms. Angela Crist, Florida Institute of Government at University of South Florida.

Ms. Crist presented the strategic plan to the Commission.

Attorney Walker read Resolution 2022-33 by title only.

Motion made by Commissioner Marden to pass Resolution 2022-33 on first reading.

Seconded by Commissioner Mazon.

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

MOTION PASSED 5-0

17. Request Authorization for City Manager to Sign Proposal for the purchase of SmartGov

Software System.

Director Thomas presented this item. A lengthy discussion ensued regarding the cost and emergency need for a new system.

Mayor Marlowe asked for a motion to extend the meeting for 30 minutes at 10:24 pm.

Motion made by Commissioner Mazon to extend the meeting 30 minutes.

Seconded by Commissioner Coleman.

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

MOTION PASSED 5-0

Discussion continued.

Motion made by Commissioner Farnsworth to table this item for budget review.

Seconded by Commissioner Marden

Voting Yea: Commissioner Farnsworth and Commissioner Marden.

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

MOTION FAILED 2-3

A brief discussion ensued.

Motion made by Commissioner Mazon to authorize City Manager to sign the software proposal.

Seconded by Commissioner Clark

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

Voting Nay: Commissioner Farnsworth and Commissioner Marden.

MOTION PASSED 3-2

18. Request Authorization for Purchase of Dump Truck

Assistant Director Green presented this item. A discussion ensued about the increasing prices and build out schedule for dump trucks.

Mayor Marlowe asked for a motion to extend the meeting 15 minutes at 10:50 pm.

Motion made by Commissioner Mazon to extend the meeting 15 minutes.

Seconded by Commissioner Coleman.

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

Voting Nay: Commissioner Farnsworth and Commissioner Marden.

MOTION PASSED 3-2

Discussion continued.

Motion made by Commissioner Clark to

- 1. Authorize the City Manager to execute a contract between Cumberland International Truck and the City of Newberry for the sum of \$158,670.00 to purchase a new 2024 International HV Dump Truck per Florida Sheriff Contact Spec #80.**
- 2. Authorize the City Manager to approve cost adjustments due to inflation for up to 10% from original purchase price.**

Seconded by Commissioner Coleman.

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

MOTION PASSED 5-0

COMMENTS

No comments made.

MEETING ADJOURNMENT

Meeting adjourned at 10:50 pm.

Jordan Marlowe, Mayor

Judy S. Rice, City Clerk