



# City of Newberry Commission Meeting

October 28, 2019  
7:00 p.m.

25440 West Newberry Road  
Newberry, Florida 32669

## MINUTES

### CALL TO ORDER

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

### APPROVAL OF AGENDA

Motion made by Commissioner Hersom.

Seconded by Commissioner Marden.

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

### QUORUM CHECK

Mayor	Jordan Marlowe
Commissioners	Ricky Coleman Matt Hersom Monty Farnsworth Tim Marden Paul Norfleet
Assistant City Attorney	Rich Maltby
Assistant City Attorney	Andrea Parker
City Clerk	Judy Rice
City Manager	Mike New
Staff:	
Director of Planning and Economic Development	Bryan Thomas
Principal Planner	Wendy Kinser
Director of Finance and Administration	Dallas Lee
Absent:	
City Attorney	Scott Walker

## INVOCATION

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

## PLEDGE OF ALLEGIANCE

Mayor Marlowe led the Pledge of Allegiance.

## PRESENTATIONS

Please limit presentations to 15 minutes

### **1. Ms. Trisha Roy, Candidate for the Alachua County Board of County Commissioners District 3.**

Mayor Marlowe introduced Ms. Trisha Roy, Candidate for the Alachua County Board of County Commissioners District 3.

Ms. Roy introduced herself and shared her candidate platform.

### **2. Finance & Administration Annual Update**

Director Lee presented a PowerPoint presentation updating the Commission on the Finance and Administration Department.

### **3. Building Strong Communities Award**

Director Lee presented this item. It is the 4<sup>th</sup> year in a row that the City of Newberry has earned this award.

### **4. Proclamation Declaring International Accounting Day**

Mayor Marlowe read the proclamation.

## PUBLIC ANNOUNCEMENTS

Please limit announcements to 2 minutes

Ms. Alena King, Citizen, asked about internet security within the City.

Discussion ensued.

Ms. Trisha Roy, Citizen, announced a fix and flip house workshop at the Municipal Building on Tuesday, October 29th.

## CONSENT AGENDA

### **5. October 14, 2019, Commission Meeting Minutes**

### **6. October 21, 2019, Workshop Minutes**

### **7. Arbor Day Proclamation**

### **8. Power Cost Adjustment**

Motion made by Commissioner Coleman.

Seconded by Commissioner Farnsworth.

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

## **PUBLIC HEARINGS AND ORDINANCES**

9. **Quasi-Judicial Public Hearing and First Reading of Ordinance 2019-26: Application CPA 19-06, a request by eda engineers-surveyors-planners, inc., Agent for Store Master Funding XI, LLC, Owner, to amend the Future Land Use Map of the Comprehensive Plan by changing the Future Land Use designation from Alachua County RURAL/AGRICULTURE to City of Newberry AGRICULTURE on 4.86± acres of land recently annexed into the City, located at 19518 W. Newberry Road and identified by Alachua County Parcel Number 04265-008-000.**

Mayor Marlowe read the Quasi-Judicial procedures.

Clerk Rice swore in Wendy Kinser, Principle Planner, and Clay Sweger, Applicant Representative, EDA Engineer.

Mayor Marlowe asked for ex-parte communications. There was none.

Attorney Maltby read Ordinance 2019-26 by title only upon first reading.

### **OPEN PUBLIC HEARING**

Wendy Kinser provided staff overview.

Clay Sweger provided applicant presentation.

Wendy Kinser provided PowerPoint presentation with staff report and recommendation.

No public comment.

No third party intervenor.

No cross examination.

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

### **PUBLIC HEARING CLOSED**

Motion made by Commissioner Farnsworth.

Seconded by Commissioner Hersom.

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

10. **Quasi-Judicial Public Hearing and First Reading of Ordinance 2019-27: Application LDR 19-11, a request by eda engineers-surveyors-planners, inc., Agent for Store Master Funding XI, LLC, Owner, to amend the Official Zoning Map by changing the zoning from Alachua County Agriculture (A) and Agriculture-Rural Business (A-RB) to City of Newberry Agricultural (A) on 4.86± acres of land recently annexed into the City, located at 19518 W. Newberry Road and identified by Alachua County**

**Parcel Number 04265-008-000. (This application is contingent upon approval of Application CPA 19-06.)**

Wendy Kinser and Clay Sweger remained sworn.

Mayor Marlowe asked for ex-parte communications. There was none.

Attorney Maltby read Ordinance 2019-27 by title only upon first reading.

**OPEN PUBLIC HEARING**

Wendy Kinser provided staff overview, staff report and recommendation.

Clay Sweger provided applicant presentation.

No public comment.

No third party intervenor.

No cross examination.

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

**PUBLIC HEARING CLOSED**

Motion made by Commissioner Norfleet.

Seconded by Commissioner Marden.

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

**11. Legislative Public Hearing and First Reading of Ordinance 2019-28, Opting Out of Alachua County's Tobacco Minimum Sales Age 21 Ordinance.**

Attorney Maltby read Ordinance 2019-28 by title only upon first reading.

Motion made by Commissioner Coleman.

Seconded by Commissioner Farnsworth.

Voting Yea: Commissioner Hersom, Commissioner Farnsworth, Commissioner Norfleet, Commissioner Coleman, and Commissioner Marden.

**AGENDA ITEMS**

**12. 2019 Legislative Agenda**

Discussion ensued.

It was the consensus of the Commission to select the following options for legislative review:

1. Support for Newberry's Florida Jobs Growth Grant Fund application submitted in October 2019 requesting \$4.6 million in funding for Phase 1 infrastructure in the Newberry Ag-tech Innovation Park.
2. Additional (balance) funding for wastewater utility extension east on State Road 26 to facilitate economic development. Newberry appropriate request totals \$1.0 million.
4. Support funding for grant programs aimed at reducing nutrient loading on the aquifer from wastewater treatment facilities.
6. Funding for the construction phase of Florida Department of Transportation's State Road 26 Modifications Project – Newberry, which has completed the Project Development and Environmental Study (PD&E) phase and is now in design and property acquisition phase.

### **13. Commission Meeting Schedule**

Manager New presented this item.

The regular scheduled Commission meeting for Monday, November 11th will be rescheduled to Tuesday, November 12th.

Motion made by Commissioner Hersom.

Seconded by Commissioner Norfleet.

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

### **COMMENTS**

#### **City Manager**

Provided updates on City business

#### **City Attorney**

#### **City Clerk**

#### **Commission**

Commissioner Coleman encouraged everyone to come out and support the Lady Panthers Volleyball team as they compete in their first regional game on Tuesday October 29th at 7:00 p.m.

#### **Mayor**

Reminded Commissioners to turn in the Charter Officer Evaluations before next meeting.

Spoke about the My City: I'm part of it, I'm proud of it! event.

Hopes everyone stays safe this Halloween and reminded citizens that golf cart laws still apply on Halloween.

**Citizens**

Please limit your comments to 5 minutes

Ms. Joy Glanzer, Newberry Main Street, provided an update on the Newberry Main Street Organization and its upcoming events.

**MEETING ADJOURNMENT**

Meeting adjourned at 8:16 p.m.

Signed as approved this 12<sup>th</sup> day of November 2019.

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Jordan Marlowe, Mayor

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Judy S. Rice, City Clerk