

# CITY OF NEWBERRY

25440 West Newberry Road • P.O. Box 369  
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MINUTES FOR THE REGULAR CITY COMMISSION MEETING  
February 9, 2009 AT 6:30 pm  
HELD AT THE CITY HALL  
25440 WEST NEWBERRY ROAD  
NEWBERRY, FLORIDA

## **6:30 P.M. MEET AT THE EASTON/NEWBERRY SPORTS COMPLEX FOR A TOUR OF THE SITE LOCATED AT 24880 NW 16TH AVENUE NEWBERRY**

City Manager Keith Ashby introduced Mr. Jim Walkup, site manager; M.M. Parrish who updated the commission on the progress of the site. In attendance were:

Mayor

John Glanzer

Commissioners:

Alena Lawson  
Monty Farnsworth  
Joe Hoffman  
Lois Forte

Staff:

City Manager Keith Ashby  
City Clerk Gayle Pons  
General Services Administrator Connie Goode

The Commission returned to City Hall for the regular City Commission Meeting

Mayor Glanzer opened the meeting at 7:03 p.m. and reviewed the agenda

### I. APPROVAL OF AGENDA

#### MOTION

Commissioner Forte made a motion to approve the agenda  
Commissioner Conrad seconded the motion

MOTION PASSED 5-0

QUORUM CHECK

PRESENT:

Mayor John Glanzer

Commissioners:

Alena Lawson  
Monty Farnsworth  
Joe Hoffman  
Bill Conrad  
Lois Forte

City Attorney: S. Scott Walker

Staff:

City Manager Keith Ashby  
City Clerk Gayle Pons  
City Planner Lowell Garrett  
General Services Administrator Connie Goode

II. INVOCATION - PASTOR JACK ANDREWS, FIRST BAPTIST CHURCH OF NEWBERRY  
Pastor Jack Andrews of the First Baptist Church of Newberry provided the invocation.

III. PLEDGE OF ALLEGIANCE  
Mayor Glanzer led the Pledge of Allegiance.

IV. APPROVAL OF MINUTES  
A. REGULAR COMMISSION MEETING HELD JANUARY 26, 2009

MOTION

Commissioner Farnsworth made a motion to approve the minutes of the Regular City Commission Meeting held January 26, 2009  
Commissioner Lawson seconded the motion

MOTION PASSED 5-0

B. BOARD OF ADJUSTMENT MEETING HELD JANUARY 26, 2009

MOTION

Commissioner Farnsworth made a motion to approve the minutes of the Board of Adjustment Meeting held January 26, 2009  
Commissioner Hoffman seconded the motion

MOTION PASSED 5-0

V. PRESENTATION  
A. CITY OF NEWBERRY 2008 EMPLOYEE OF THE YEAR - LOWELL GARRETT

City Manager Keith Ashby presented the 2008 Employee of the Year Award to Mr. Lowell Garrett, City Planner. Mr. Garrett donated his check for \$200.00 to Blessed Hope. He received a dinner for two from Newberry Deli and Grill.

VI. GUEST SPEAKERS

A. SGT KALEY BEHL, ALACHUA COUNTY SHERIFF'S OFFICE

Sgt Kaley Behl of the Alachua County Sheriff's Office provided an overview to the Commission concerning the crime statistics within the City of Newberry as well as response of the Sheriff's office. She responded to questions from the Commission and citizens.

VII. OLD BUSINESS

A. CITY CLERK

1. APPROVAL OF RESOLUTION 07-09 APPOINTMENT TO THE CEMETERY COMMITTEE

City Attorney Scott Walker read the above resolution in its entirety

MOTION

Commissioner Farnsworth made a motion to approve the above resolution  
Commissioner Hoffman seconded the motion

Discussion

MOTION PASSED 5-0

VIII. NEW BUSINESS

A. CITY ATTORNEY

1. PROCLAMATION - CALL FOR ELECTION APRIL 14, 2009

City Attorney Scott Walker read the above proclamation in its entirety

MOTION

Commissioner Hoffman made a motion to approve the above proclamation  
Commissioner Lawson seconded the motion

Commissioner Conrad stepped out of the room at 7:23 p.m.

Discussion-  
Group IV- Bill Conrad  
Group V- Monty Farnsworth

MOTION PASSED 4-0

2. DETERMINATION OF BUILDING SITE - REMAX REAL ESTATE BUILDING  
LOCATED AT THE CORNER OF S.W. 251st and S.R. 26

TABLED For Mr. Garrett to get copies of the map

Commissioner Conrad returned at 7:27 p.m.

Brought back after the Cemetery Committee yearly update.  
Upon return Mr. Garrett, City Planner provided copies of the map for visual purposes.

City Attorney Scott Walker presented this request and explained the map.

MOTION

Commissioner Farnsworth made a motion to approve the development agreement between the

appropriate city officials and the applicant.  
Commissioner Lawson seconded the motion

#### Discussion

City Manager Keith Ashby brought forward Lowell Garrett, City Planner to respond to Commission questions. Harry Nichols, citizen had questions concerning parking. The City Planner explained any building will have to meet all commercial structure requirements. Ms. Joy Glanzer, realtor explained the applicant would like to use the extra lot for expansion purposes.

MOTION PASSED 5-0

### B. CITY COMMITTEES

#### 1. PLANNING AND ZONING REVIEW BOARD ANNUAL REPORT

Mr. Lowell Garrett presented the Planning and Zoning annual report. He provided a power point presentation in which he discussed the following accomplishments:

- As the HARB reviewed amendments to the Sign Ordinance for Historic Districts – reviewed and approved two certificates of appropriateness for structures within the historic district.
- Sponsored and reviewed the amendments to the Land Development Regulations to conform to the Stipulated Settlement Agreement provisions for Resource based industrial uses.
- Sponsored and reviewed the school concurrency amendments to the comprehensive plan.
- Sponsored and reviewed the de minimis amendments to the proportionate fair share ordinance.
- Sponsored and reviewed the Planned Development Ordinance.
- Sponsored and reviewed amendments to the water and sanitary sewer system level of service standards.
- Reviewed and made recommendations for five comprehensive plan amendments.
- Reviewed and made recommendations for ten land development regulation amendments.

He then reviewed the goals for 2009.

#### 2. BEAUTIFICATION COMMITTEE ANNUAL REPORT

Commissioner Conrad provided the beautification committee annual report. He introduced the members of the Beautification Committee. He then reviewed the accomplishments of 2008 as follows:

- Fund raised to raise additional funds to supplement the \$3000.00 budget
- Presented quarterly business of month awards
- Coordinated with the Garden Club, DOT, and the Cities General Services department to get wild flowers planted in the median
- Planted 35 crepe myrtle trees along S.W. 15th Ave
- The beautification committee commissioned an entrance sign design which they presented to the commission. The cost of 4 signs is \$2400.00. The committee has collected donations of approximately \$800.00. He presented a request for the city to fund the additional \$1600.00.

#### MOTION

Commissioner Conrad made a motion to table this item to the next meeting; at that time he would like the commission to vote on funding the \$1600.00 needed for 4 city entrance signs.

ITEM TABLED TO TIME CERTAIN FEBRUARY 26, 2009

3. CEMETERY COMMITTEE ANNUAL REPORT

Mr. Mike Farnsworth- Chair provided the Cemetery Committee Update. The committee meets quarterly. The Pope family has donated bronze entrance signs; and with the assistance of the General Services department there is new landscaping. Granite markers are now required for each burial site to allow for future identification.

RETURNED TO NEW BUSINESS 2

C. GENERAL SERVICES

1. UPDATE ON ROAD RESURFACING PROJECTS

Ms. Connie Goode, General Services Administrator provided a report of projects completed in 2008 as well as the goal for resurfacing in 2009.

2. REVIEW AND CONSIDER LEASE AGREEMENT LOCATED AT:  
25435 W NEWBERRY ROAD, NEWBERRY

City Attorney Scott Walker presented this item. He recommended changes to the previous lease to include late fees, 90 day notice providing for eviction for non-payment.

MOTION

Commissioner Forte made a motion for discussion  
Commissioner Farnsworth seconded the motion

Discussion ensued concerning 10 day grace period; with a \$100.00 late fee beginning on the 11th day; as well as a return check fee. Mr. Chuck Wunder, Tenant came forward to speak with the commission concerning his lease.

Commissioner Hoffman made motion to enter into a 1 year lease with Mr. Chuck Wunder of Matrix with the additional language recommended by the attorney of 10 day grace period; with a \$100.00 late fee beginning on the 11th day; as well as a return check fee..

Commissioner Lawson seconded the motion

MOTION PASSED 5-0

3. LEGISLATIVE PUBLIC HEARING AND FIRST READING OF  
ORDINANCE 04-09  
AN ORDINANCE OF THE CITY OF NEWBERRY FLORIDA, AMENDING  
ORDINANCE 05-08 PROVIDING FOR AMENDMENTS TO THE NEWBERRY  
CODE OF ORDINANCES, CHAPTER 22, ARTICLE II ENTITLED  
"MUNICIPALLY OWNED CEMETERY"; ESTABLISHING REGULATIONS  
REGARDING BURIALS AND FUNERALS, THE INSTALLATION OF VAULTS,  
FOUNDATIONS AND MONUMENTS, LOT IMPROVEMENTS, CONDUCT,  
AND BURIAL AUTHORIZATIONS WHEN LOT OWNER IS DECEASED;  
PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; AND  
PROVIDING FOR AN EFFECTIVE DATE

City Attorney Scott Walker read the above ordinance by title only

MOTION

Commissioner Lawson made a motion to approve the above item  
Commissioner Farnsworth seconded the motion

City Manager Keith Ashby brought forward Ms. Connie Goode, General Services Administrator to respond to commission questions.

Upon further discussion concerning rates the maker of the motion and the second modified the interment rate from \$450.00 to \$400.00

MOTION PASSED 5-0

D. CITY CLERK

1. APPROVAL OF INVOICES PAID IN JANUARY 2009

City Clerk Gayle Pons requested approval of invoices paid in January 2009

MOTION

Commissioner Forte made a motion to approve invoices paid in January 2009

Commissioner Farnsworth seconded the motion

Commissioner Conrad abstained

MOTION PASSED 4-0 1 ABSTENTION

IX. COMMENTS

A. CITY MANAGER

NONE

B. MAYOR

Mayor Glanzer announced there will be a MFA meeting tomorrow at Noon; on Wednesday there will be a MFA board meeting and on Thursday at 3:30p.m. there will be a meeting of the MFA negotiating team. He reminded everyone of the Dudley Farm Paint out March 13-15.

C. COMMISSION

Commissioner Lois Forte asked about the next Mainstreet Community Unity Day. The next Mainstreet Community Unity day is scheduled for April 4, 2009

Commissioner Farnsworth had questions concerning the vendor's downtown and asked if the Vendor Ordinance is being enforced. City Manager Keith Ashby informed the commission staff would look into this. He also had questions concerning the letter to the governor concerning Dudley Farms.

Commissioner Hoffman updated the citizens on the progress of the Easton/Archer Sports Complex. The slab has been poured and the walls will be up next week. He invites everyone to go out and take a look.

D. CITIZENS

Susan Parker, citizen had questions concerning the entrance sign to the city. She inquired has anyone asked the Chamber or local businesses to assist in the additional \$1600.00 needed. She offered to ask the chamber at the next board meeting if the Commission wishes. Commissioner Conrad informed the commission he had spoken with Anne Alfano, Chamber President to bring it before the board. Ms. Parker requested the commission hold off on the vote to access city funds to see if the Chamber would approve any funds. The consensus of the Commission was to wait.

Mr. Harry Nichols had questions concerning the FDOT Park and Ride. FDOT has placed a sign for the park and ride; however this cannot be enforced by the city.


Barbara Hendrix, President of Mainstreet informed the Commission Mainstreet has allocated \$400.00 for the entrance signs, with the request that the words "A Mainstreet Community" be added to each sign.

X. MEETING ADJOURNMENT

Commissioner Farnsworth made a motion to adjourn

MEETING ADJOURNED 9:15 P.M.

Signed as approved this 26th day of February, 2009

  
Mayor John Glanzer

  
Gayle B. Pons, City Clerk