

# CITY OF NEWBERRY

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MINUTES FOR THE REGULAR CITY COMMISSION MEETING  
MARCH 23, 2009 AT 7:00 PM  
HELD AT THE CITY HALL  
25440 WEST NEWBERRY ROAD  
NEWBERRY, FLORIDA

Mayor John Glanzer called the meeting to order at 7:05 P.M., and reviewed the meeting agenda. Changes suggested were moving all utility items together under old business and add Ordinance 09-09 and 10-09.

## QUORUM CHECK

### PRESENT:

Mayor	John Glanzer
Commissioners:	Bill Conrad Alena Lawson Monty Farnsworth Joe Hoffman
City Attorney:	Scott Walker
Staff:	
City Manager	Keith Ashby
City Clerk	Gayle Pons
Planning Director	Lowell Garrett
Grant Writer	Wendy Kinser
Recreation Director	Richard Blalock
Recreation Intern	Dena Xavier
Recreation Programs Assist.	Ashley Cope
Utilities Director	Blaine Suggs
Finance Director	Judy Rice

## I. APPROVAL OF AGENDA

### MOTION

Commissioner Hoffman made a motion to approve the agenda with changes  
Commissioner Farnsworth seconded the motion

MOTION PASSED 4-0

## II. INVOCATION - INVOCATION - PASTOR TY KEYS, GRACE COMMUNITY CHURCH

Pastor Ty Keys of Grace Community Church provided the invocation. He also announced the last spaghetti dinner raised \$1000.00. The next dinner will be on April 25, 2009 at the Newberry Elementary School.

## III. PLEDGE OF ALLEGIANCE

Mayor John Glanzer led the pledge of allegiance

IV. GUEST SPEAKERS

A. BARRY GREEN, SR. - DISCUSS THE ANF

Mr. Barry Green, Sr. spoke concerning the advanced nutritional foods project. He also discussed the Cooperstown dream park project and the sunshine law.

BROUGHT FORWARD

C. UTILITIES

1. POWER COST ADJUSTMENT UPDATE

City Manager, Keith Ashby discussed the power cost adjustment update. The fuel adjustment has been reduced by 15% which reduces the customer's entire bill by 8%. The commission requested a 10% decrease overall. As discussed at the special meeting on March 18th, 2009 the Commission will have final approval of the power cost adjustment.

2. LEGISLATIVE PUBLIC HEARING AND FIRST READING OF ORDINANCE 11-09

AN ORDINANCE OF THE CITY OF NEWBERRY, FLORIDA AMENDING ORDINANCE NO 32-07; REPEALING ALL ORDINANCES AND CONFLICTS AND PROVIDING AN EFFECTIVE DATE

City Attorney Scott Walker read Ordinance 11-09 by title only upon its first reading. He then reviewed the changes in the ordinance.

MOTION

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

Discussion ensued concerning changing the disconnect date as well as the rates on page 2 which were passed by Ord. 29-08. Attorney Walker will provide the final language for advertisement and signature. Ms. Vinell Whitfield and Ms. Mae Islar spoke concerning their utility bills, meter reading, and budget billing options. Commissioner Hoffman volunteered to be present when meter testing is done. Staff was directed to look into a utility dispute resolution procedure as well as the over site committee. Ms. Barbara Warmack discussed the financial statement in reference to meter reading. Ms. Iza Hill had questions concerning the fuel adjustment

MOTION PASSED 4-0

3. REQUEST APPROVAL OF RESOLUTION 10-09

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NEWBERRY, FLORIDA, AMENDING RESOLUTION NO. 01-08; PROVIDING FOR THE AMENDMENT OF A SCHEDULE OF FEES AND CHARGES FOR MATTERS PERTAINING TO THE CITY OF NEWBERRY COMPREHENSIVE PLAN AND THE CITY OF NEWBERRY LAND DEVELOPMENT REGULATIONS; PROVIDING SEVERABILITY; REPEALING ALL RESOLUTIONS IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE

City Attorney Scott Walker read Resolution 10-09 by title

MOTION

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

Discussion ensued with the makers of the motion amending pg 4 sec 3 to December 31, 2009.

MOTION PASSED WITH AMENDMENTS 4-0

V. OLD BUSINESS

A. UTILITY DEPARTMENT

1. DISCUSSION CONCERNING UTILITY ASSISTANCE PROGRAM

City Manager Keith Ashby reviewed the credentials for the committee. The Commission then discussed language changes. The balance due will be in accordance with Ordinance 11-09. The applicant may receive funding in addition to any funds received from any other agency. Customers may receive assistance up to 3 times till the end of the fiscal year. Anytime changes are needed concerning the Utility Assistance program guidelines it needs to come back in front of the commission.

B. PLANNING DEPARTMENT

1. LEGISLATIVE PUBLIC HEARING AND SECOND READING OF ORDINANCE 05-09

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF NEWBERRY TO INCLUDE CERTAIN LANDS LYING CONTIGUOUS TO THE CITY OF NEWBERRY; PROVIDING THAT EXISTING CITY LAWS, ORDINANCES, RULES, AND REGULATIONS SHALL APPLY IN SAID AREA; PROVIDING FOR INTERIM ZONING OF SAID AREA; PROVIDING AN EFFECTIVE DATE.

PULLED- CARRIED FORWARD TO NEXT MEETING

C. CITY CLERK

1. LEGISLATIVE PUBLIC HEARING AND SECOND READING OF ORDINANCE 06-09

AN ORDINANCE OF THE CITY OF NEWBERRY, FLORIDA SUBMITTING THE ATTACHED PROPOSED CHARTER TO THE ELECTORS OF THE MUNICIPALITY; EXCEPTING THAT PORTION OF THE CHARTER DESCRIBING THE BOUNDARIES OF THE CITY OF NEWBERRY; PROVIDING FOR A VOTE OF ELECTORS OF THE CITY OF NEWBERRY AT THE NEXT GENERAL ELECTION WHICH IS SCHEDULED FOR THE SECOND TUESDAY IN APRIL, THE 14<sup>th</sup> DAY OF APRIL, 2009, AND PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Scott Walker read Ordinance 06-09 by title only upon its second reading.

MOTION

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

MOTION PASSED 4-0

VI. NEW BUSINESS

A. RECREATION

1. DIAMOND SPORTS UPDATE
2. PARKS AND RECREATION CHILD DEVELOPMENT PROGRAMMING
3. UPDATE ON SUWANNEE RIVER WATER MANAGEMENT DISTRICT LEASE AGREEMENT/GREENWAYS AND TRAILS
4. UPDATE ON CURRENT FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM GRANTS
5. EASTON/NEWBERRY SPORTS COMPLEX UPDATE

Mr. Richard Blalock, Recreation Director and Ms. Dena Xavier, recreation intern provided a power point presentation covering Diamond Sports Park, the after school programming goals, which would provide a quality recreational and educational program. The Suwannee river water management district lease agreement. This is a 50 year lease with a 20 year rollover. He reviewed the grant monies and how the funds have been expensed. The walls are up at the Easton/Newberry Sports Complex.

MOTION

Commissioner Hoffman made a motion for the recreation department to go forward on accepting applications for an after school program.

Commissioner Farnsworth seconded the motion.

MOTION PASSED 4-0

B. CITY COMMITTEES

1. RECREATION ADVISORY BOARD YEARLY UPDATE

Mr. Blalock included the advisory board update with the recreation items listed above.

2. CODE ENFORCEMENT BOARD YEARLY UPDATE

Code enforcement officer, Chief David Rodriguez provided a power point presentation to explain the accomplishments of the City and citizens in code enforcement this past year.

ADD-ON

LEGISLATIVE PUBLIC HEARING AND FIRST READING OF ORDINANCE 10-09  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NEWBERRY, ALACHUA COUNTY, FLORIDA TO AMEND ORDINANCE 19-07 PERTAINING TO WATER SYSTEM DEVELOPMENT CHARGE; RESTRICTING USE OF REVENUE RECEIVED FROM THE CHARGE; PROVIDING A BASIS FOR THE CHARGE; REPEALING ALL ORDINANCES IN CONFLICT AND PROVIDING AN EFFECTIVE DATE.

City Attorney Scott Walker read Ordinance 10-09 by title only upon its first reading.

MOTION

Commissioner Conrad made a motion to approve the above item changing the dates to 12-31-09

Commissioner Hoffman seconded the motion

MOTION PASSED 4-0

LEGISLATIVE PUBLIC HEARING AND FIRST READING OF ORDINANCE 09-09  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NEWBERRY, ALACHUA COUNTY, FLORIDA TO AMEND ORDINANCE 20-07 PERTAINING TO SEWER SYSTEM DEVELOPMENT CHARGE; RESTRICTING USE OF REVENUE RECEIVED FROM THE CHARGE; PROVIDING A BASIS FOR THE CHARGE; REPEALING ALL ORDINANCES IN CONFLICT AND PROVIDING AN EFFECTIVE DATE.

City Attorney Scott Walker read Ordinance 09-09 by title only upon its first reading.

MOTION

Commissioner Conrad made a motion to approve the above item changing the dates to 12-31-09

Commissioner Hoffman seconded the motion

MOTION PASSED 4-0

VII. COMMENTS

A. CITY MANAGER

City Manager Keith Ashby provided information concerning the Florida League of Cities Legislative Action Day which will be March 24 and 25, 2009.

B. MAYOR

Mayor Glanzer announced the Dudley farm paint out was a huge success.

C. COMMISSION

Commissioner Conrad will be attending the Florida Municipal Power Association policy makers meeting on Wednesday.

D. CITIZENS

Barbara Hendricks, Mainstreet President provided information on the 3rd Annual Community Unity Day scheduled for April 4, 2009 from 9 am to 4:30 pm. There are over 22 vendors as well as a health fair. Mainstreet with the assistance of the City's grant writer has applied for a \$50,000 acquisition and development grant. She then asked permission to close seaboard drive from 9am to 4pm on Saturday April 4, 2009 during the festival.

MOTION

Commissioner Conrad made a motion to close seaboard drive from the hours of 7am to 7pm on Saturday April 4, 2009.

Commissioner Lawson seconded the motion.

MOTION PASSED 4-0

City Clerk Gayle Pons reminded everyone of the April 14th, 2009 election. She then read the list of qualified candidates. She also announced the Chamber of Commerce will have their political forum on April 7th at 7:00 pm and all candidates are invited to speak at the next commission meeting on April 13, 2009.


VIII. MEETING ADJOURNMENT

Commissioner Lawson moved to adjourn.

MEETING ADJOURNED 10:35 P.M.

Signed as approved this 13th day of April, 2009

  
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Mayor John Glanzer

  
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Gayle B. Pons, City