

Commission Meeting Minutes

January 23, 2023
7:00 PM

25440 West Newberry Road
Newberry, Florida 32669

QUORUM CHECK

Mayor	Jordan Marlowe
Commissioners	Ricky Coleman Mark Clark Monty Farnsworth Tony Mazon
City Attorneys	Scott Walker Danielle Adams
City Manager	Mike New
City Clerk	Judy Rice
Staff:	
Assistant Manager	Dallas Lee
HR Generalist	Tracy Fair
Fire Chief	Mike Vogel
Director of Planning & Economic Development	Bryan Thomas
Principal Planner	Jean-Paul Perez
Director of Parks & Recreation	Travis Parker
Staff Assistant, City Clerk	Sierra Nyberg
Absent:	
Commissioner	Tim Marden

CALL TO ORDER

Mayor Marlowe called the meeting to order at 7:10 pm. and announced the absence of Commissioner Marden.

APPROVAL OF AGENDA

Mayor Marlowe asked for the approval of the agenda.

Motion made by Commissioner Mazon to approve the agenda.

Seconded by Commissioner Coleman.

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

MOTION PASSED 4-0

INVOCATION

Pastor Ian Campbell, Newberry United Methodist Church, provided the invocation.

PLEDGE OF ALLEGIANCE

Commissioner Clark led the pledge.

PRESENTATIONS

1. Proclamation Calling a Regular Election

Mayor Marlowe read the proclamation. He reviewed different dates of the upcoming election.

2. 2022 City Accomplishments

Manager New presented a PowerPoint presentation overviewing the accomplishments.

PUBLIC ANNOUNCEMENTS

CONSENT AGENDA

3. January 9, 2023, Regular Commission Meeting Minutes

4. Amending the City's Annual Fees, Rates, and Charges schedule to include Building Permit Fees.

Legislative Hearing, Resolution 2023-03, a Resolution to amend the City's, "Fees, Rates, and Charges," by adding the building permitting fees to the City "Fees, Rates, and Charges" schedule.

Mayor Marlowe asked for approval of the consent agenda.

Motion made by Commissioner Coleman to approve the agenda.

Seconded by Commissioner Clark.

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

MOTION PASSED 4-0

PUBLIC HEARINGS AND ORDINANCES

Mayor Marlowe asked for ex parte for all quasi-judicial items. There was none.

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

5. Second Reading of rezoning property from Residential (Mixed) Single-Family/Mobile Home (RSF/MH-2) to Planned Residential Development (PRD).

Quasi-Judicial Public Hearing: Second Reading of Ordinance 2022-34/LDR 22-13, an application by eda consultants, inc., agent for Pat M. Post, owner, to amend the Official Zoning Atlas of the City of Newberry Land Development Regulations by changing the zoning from Residential (Mixed) Single-Family/Mobile Home (RSF/MH-2) to Planned Residential Development (PRD) on approximately 48.2 acres identified by Alachua County parcel number 01928-000-000 and 02002-000-000.

Mayor Marlowe read the procedures and presentation order.

Attorney Walker read Ordinance 2022-34 on second reading.

Clerk Rice swore in Director Thomas, Principal Planner Perez, and Mr. Clay Sweger, applicant agent.

No third-party intervenor was present.

Principal Planner Perez presented the staff overview, report, and recommendation. Staff recommends enactment of Ordinance 2022-34 on second reading.

No applicant presentation.

No public comment.

No cross examination.

A brief discussion ensued between Dais, staff, and Mr. Sweger.

No final argument.

Attorney Walker reminded the Commission of applicable law.

Motion made by Commissioner Clark to enact Ordinance 2022-34 on second reading.

Seconded by Commissioner Coleman.

Brief discussion ensued regarding sidewalks.

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

MOTION PASSED 4-0

6. Petition for Morlynn Subdivision Preliminary Plat

Quasi-Judicial Public Hearing: Resolution 2023-01/SD 22-12, a request by Gmuer Engineering, LLC, agent for Morlynn Properties, LLC, owner, for approval of the Morlynn Subdivision preliminary plat located at 25749 Southwest 1 Avenue (Alachua County tax parcel numbers 02282-000-000 and 02235-000-000).

No new participants entered the chambers.

Attorney Walker read Resolution 2023-01 by title only.

Director Thomas and Principal Planner Perez remained sworn. Clerk Rice swore in Mr. Chris Gmuer, applicant agent.

No third-party intervenor present.

Principal Planner Perez presented staff overview, report, and recommendation. Staff recommends adoption of Resolution 2023-01.

Mr. Gmuer spoke briefly.

No public comment.

No cross examination.

Discussion ensued between Dais and Mr. Gmuer.

No final arguments.

Attorney Walker reminded the Commission of applicable law.

Motion made by Commissioner Clark to adopt Resolution 2023-01.

Seconded by Commissioner Coleman.

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

MOTION PASSED 4-0

- 7. Amending the Future Land Use Map classification from Alachua County Rural/Agriculture to City of Newberry Agriculture on an annexed property (Parcel Numbers 01859-001-000 and 01806-001-000).**

Legislative Public Hearing: First Reading of Ordinance 2023-01/CPA 23-01, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the future land use classification from Alachua County Rural/Agriculture to City of Newberry Agriculture on property voluntarily annexed to the City, identified by Alachua County Parcel Numbers 01859-001-000 and 01806-001-000.

Attorney Walker read Ordinance 2023-01 by title only on first reading.

Principal Planner Perez provided staff overview, report and recommendation for Ordinances 2023-01, 03, 05, & 07.

Motion made by Commissioner Mazon to pass Ordinance 2023-01 on first reading.

Seconded by Commissioner Farnsworth.

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

MOTION PASSED 4-0

- 8. Amending the Future Land Use Map classification from Alachua County Rural/Agriculture to City of Newberry Agriculture on an annexed property (Parcel Number 01887-010-000).**

Legislative Public Hearing: First Reading of Ordinance 2023-03/CPA 23-02, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the future land use classification from Alachua County Rural/Agriculture to City of Newberry Agriculture on property voluntarily annexed to the City, identified by Alachua County Parcel Number 01887-010-000.

Attorney Walker read Ordinance 2023-03 by title only on first reading.

Motion made by Commissioner Farnsworth to pass Ordinance 2023-03 on first reading.

Seconded by Commissioner Mazon.

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

MOTION PASSED 4-0

- 9. Amending the Future Land Use Map classification from Alachua County Rural/Agriculture to City of Newberry Agriculture on an annexed property (Parcel Number 01928-005-000).**

Legislative Public Hearing: First Reading of Ordinance 2023-05/CPA 23-03, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the future land use classification from Alachua County Rural/Agriculture to City of Newberry Agriculture on property voluntarily annexed to the City, identified by Alachua County Parcel Number 01928-005-000.

Attorney Walker read Ordinance 2023-05 by title only on first reading.

Motion made by Commissioner Farnsworth to pass Ordinance 2023-05 on first reading.

Seconded by Commissioner Mazon.

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

MOTION PASSED 4-0

- 10. Amending the Future Land Use Map classification from Alachua County Rural/Agriculture to City of Newberry Agriculture on an annexed property (Parcel Numbers 01834-008-000 and 01834-012-000).**

Legislative Public Hearing: First Reading of Ordinance 2023-07/CPA 23-04, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the future land use classification from Alachua County Rural/Agriculture to City of Newberry Agriculture on property voluntarily annexed to the City, identified by Alachua County Parcel Numbers 01834-008-000 and 01834-012-000.

Attorney Walker read Ordinance 2023-07 by title only on first reading.

Motion made by Commissioner Farnsworth to pass Ordinance 2023-07 on first reading.

Seconded by Commissioner Clark.

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

MOTION PASSED 4-0

- 11. Rezoning previously annexed property from Alachua County Agricultural (A) to City of Newberry Agricultural (A) (Parcel Numbers 01859-001-000 and 01806-001-000).**

Quasi-Judicial Public Hearing: First Reading of Ordinance 2023-02/LDR 23-01, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from Alachua County Agricultural to City of Newberry Agricultural (A) on property annexed into the City and identified by Alachua County tax parcel numbers 01859-001-000 and 01806-001-000. (This application is contingent upon approval of Application CPA 23-01.)

No new participants entered the chambers.

Attorney Walker read Ordinance 2023-02 on first reading.

Principal Planner Perez remained sworn.

No third-party intervenor.

Principal Planner Perez presented staff overview report and recommendation for Ordinances 2023-02, 04, 06, & 08.

No public comment.

No cross examination or final argument.

Attorney Walker reminded the Commission of applicable law for all four ordinances.

Motion made by Commissioner Mazon to pass Ordinance 2023-02 on first reading.

Seconded by Commissioner Coleman.

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

MOTION PASSED 4-0

- 12. Rezoning previously annexed property from Alachua County Agricultural (A) to City of Newberry Agricultural (A) (Parcel Number 01887-010-000).**

Quasi-Judicial Public Hearing: First Reading of Ordinance 2023-04/LDR 23-02, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from Alachua County Agricultural to City of Newberry Agricultural (A) on property annexed into the City and identified by Alachua County tax parcel number 01887-010-000. (This application is contingent upon approval of Application CPA 23-02.)

No new participants entered the chambers.

Attorney Walker read Ordinance 2023-04 by title only on first reading.

No public comment.

Motion made by Commissioner Clark to pass Ordinance 2023-04 on first reading.

Seconded by Commissioner Mazon.

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

MOTION PASSED 4-0

- 13. Rezoning previously annexed property from Alachua County Agricultural (A) to City of Newberry Agricultural (A) (Parcel Number 01928-005-000).**

Quasi-Judicial Public Hearing: First Reading of Ordinance 2023-06/LDR 23-03, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from Alachua County Agricultural to City of Newberry Agricultural (A) on property annexed into the City and identified by Alachua County tax parcel number 01928-005-000. (This application is contingent upon approval of Application CPA 23-03.)

No new participants entered the chambers.

Attorney Walker read Ordinance 2023-06 by title only on first reading.

No public comment.

Motion made by Commissioner Mazon to pass Ordinance 2023-06 on first reading.

Seconded by Commissioner Clark.

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

MOTION PASSED 4-0

- 14. Rezoning previously annexed property from Alachua County Agricultural (A) to City of Newberry Agricultural (A) (Parcel Numbers 01834-008-000 and 01834-012-000).**

Quasi-Judicial Public Hearing: First Reading of Ordinance 2023-08/LDR 23-04, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from Alachua County Agricultural to City of Newberry Agricultural (A) on property annexed into the City and identified by Alachua County tax parcel numbers 01834-008-000 and 01834-012-000. (This application is contingent upon approval of Application CPA 23-04.)

No new participants entered the chambers.

Attorney Walker read Ordinance 2023-08 by title only on first reading.

No public comment.

Motion made by Commissioner Farnsworth to pass Ordinance 2023-08 on first reading.

Seconded by Commissioner Mazon.

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

MOTION PASSED 4-0

AGENDA ITEMS

- 15. Solicitation for Construction Manager at Risk (CMAR)**

Director Parker presented this item.

Discussion ensued regarding the Design/BID process versus the CMAR process.

Mr. Jordan Fairfield spoke briefly.

Motion made by Commissioner Clark to authorize the City Manager to request qualifications for Construction Management at Risk services for the City Hall Construction Project.

Seconded by Commissioner Mazon.

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

MOTION PASSED 4-0

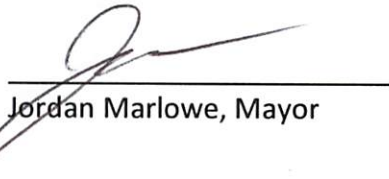
COMMENTS

Manager New, Attorney Walker, Clerk Rice, Commissioner Coleman, Commissioner Clark, Commissioner Mazon, and Mayor Marlowe made comments.

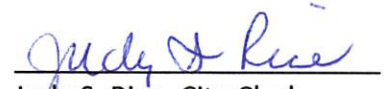
MEETING ADJOURNMENT

Meeting adjourned at 9:11 pm.

Signed and approved on this 13th day of February 2023



Jordan Marlowe, Mayor



Judy S. Rice, City Clerk