

City of Live Oak
City Council Meeting
April 12, 2016

The Live Oak City Council met in a regular City Council meeting, Tuesday, April 12, at 5:30 p.m. in City Hall located at 101 SE White Ave., Live Oak, Florida 32064. The following officials were present: Mayor Garth R. Nobles, Council President Councilman Keith Mixon, Councilman Bennie L. Thomas, Councilman Jacob Grantham, Councilman John W. Yulee Sr., Councilman Frank Davis, Attorney Fred Koberlein, City Manager Ron Williams, and City Clerk John Gill.

Council President Keith Mixon called the meeting to order. Mr. George Curtis then led the invocation, which was followed by the pledge of allegiance to the flag.

Councilman Mixon then requested to table agenda item 7-3 and 7-4, regarding the relocation of the County storage containers and the formation of a Historic District Committee for further information purposes. Councilman Mixon discussed that these two items would be discussed at the next counsel workshop.

Councilman Mixon followed this discussion by introducing the new City Manager, Mr. Ron Williams.

Councilman Mixon then presented for approval the March 8 regular council meeting minutes, March 7th, 8th 9th, 16th, 22nd, 24th, April 5th special called council meeting minutes, the March 15th council workshop minutes, the March 24th CDBG 1st public hearing minutes, and the March 24th Fair Housing Workshop minutes.

Councilman Yulee moved to approve the minutes as presented, which Councilman Davis seconded. The motion carried unanimously.

Councilman Mixon then turned the floor over to Mayor Nobles to discuss matters regarding the city. Mayor Nobles made a special announcement regarding the Edward Waters College's 150th anniversary. Mayor Nobles invited everyone to attend a special ceremony being held at Hale Park at 10:00 AM, Saturday, April 16.

Councilman Mixon then turned the floor over to City Clerk John Gill to discuss the approval of advisory board members for the City of Live Oak Equity Study Commission. Mr. Gill presented the Council with a list of local business individuals that volunteered to sit on the commission.

Name	Business
Jessie Philpot	Jessie Philpot Electrical and Plumbing
Ronnie Poole	Poole Realty
Brandon Furnald	First Federal Savings Bank
Coy Howel	North FL Printing Co.
Eugene Kish	Collins & Company
Mae Fields	Field's Laundromat Clyde's Cabinets Fields & Fields Construction
Bruce Tillman	Jordan Agency
Barbie Scott	McCrimon's

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Roy Guercio	Dairy Queen
Marisol Brown	Trinity Rose Realty Suwannee Gas

Councilman Grantham moved to approve the city clerk's list of recommended advisory board members for the City of Live Oak Equity Study Commission. Councilman Yulee seconded the motion. The motion carried unanimously.

Councilman Mixon then turned the floor over to Finance Director Jan Parkhurst who introduced for discussion with possible Council action Resolution 16-03, regarding the appropriation of sewer repair reserve funds.

RESOLUTION 16-03

A RESOLUTION OF THE CITY OF LIVE OAK, FLORIDA FOR THE DIRECTION OF APPROPRIATION OF SEWER REPAIR RESERVE FUNDS.

Councilman Grantham moved to approve Resolution 16-03, which Councilman Yulee seconded. The motion carried unanimously.

Ms. Parkhurst proceeded to her next item regarding Resolution 16-07, authorizing the Mayor to enter into and execute an agreement with Florida Department of Transportation (FDOT) for Construction and Maintenance Agreement, Financial Project ID: 434328-1-52-01 (SR 51/US 129 lighting the project).

RESOLUTION 16-07

A RESOLUTION OF THE CITY COUNCIL OF LIVE OAK, FLORIDA APPROVING AND AUTHORIZING THE EXECUTION OF A CONSTRUCTION AND MAINTENANCE AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND THE CITY OF LIVE OAK, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

Councilman Grantham moved to approve Resolution 16-07 authorizing the Mayor to sign and execute the FDOT Construction and Maintenance Agreement, Financial Project ID: 434328-1-52-01, after an interlocal agreement with the County had been obtained, with the county agreeing to pay for the maintenance and electric service for their portion of lights. Councilman Yulee seconded the motion. The motion carried unanimously.

Ms. Parkhurst presented her final item regarding Resolution 16-08, authorizing the Mayor to enter into and execute a three-year right of way maintenance agreement with FDOT. It was noted that there were no changes within the financial condition (\$58,560 annual payment).

RESOLUTION 16-08

A RESOLUTION OF THE CITY COUNCIL OF LIVE OAK, FLORIDA APPROVING AND AUTHORIZING THE EXECUTION OF A THREE-YEAR MAINTENANCE AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND THE CITY OF LIVE OAK, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

Councilman Grantham moved to approve Resolution 16-08, which Councilman Yulee seconded. The motion carried unanimously.

Councilman Mixon then turned the floor over to Development Manager George Curtis who presented for discussion a request for a special temporary use permit to establish 12 RV/camper sites for volunteer construction workers to live on site for 12 to 18 months (Westwood Baptist-920 11th St. SW)

Mr. Curtis discussed that the special temporary use permanent was not intended to create incompatibility with adjacent uses and that based upon the fact that this would be substantially greater in scope and has the potential to create too many negative impacts to the surrounding residential areas, staff's recommendation was for the request to be denied.

Mr. Beryl Mayo (934 Liberty St.) then addressed the Council requesting the denial of the special temporary use permit.

Mr. Keith Daniels (County Resident-Daniels Funeral Home) then spoke on behalf of Westwood Baptist Church requesting Council's consideration and approval of the special use permit.

It was then identified that approving the special temporary use permit would set precedence for future requests. The question was then raised as to how the water and sewer connections could be implemented and at what rate.

Councilman Mixon then requested Mr. Williams' recommendation. Having spoken with city staff regarding the matter, Mr. Williams supported the staff's recommendation to deny the request.

Mr. Daniels was in agreement to review the matter and bring this back to the council with a different layout/plan. The matter was tabled until the next meeting.

Ms. Mary Moore (910 Ontario) then addressed the Council requesting the denial of the special temporary use permit.

At this time, (6:30) Councilman Mixon turned the floor over to Mr. Fred Fox who presented the second public hearing for the small cities community development grant.

Ms. Marion Gross, county resident, then inquired would the areas of Green Street and Sixth Street benefit from the grant. It was discussed that the grant would not benefit those Streets but with the new budget cycle, the Council would be looking at including improvements to the area within the budget.

Mr. Tim Wiggins, Lake City Florida, inquired as to how many communities have applied for this grant.

Mr. Fox addressed the question, stating that it is a competitive program and that last year, within the neighborhood revitalization program; approximately 50 communities had applied with 17 having received funding.

Following Mr. Fox's presentation, Councilman Mixon introduced Resolution 16-04, authorizing the submission of an application for the Small Cities Community Development Block Grant to the Florida Department of economic opportunity for the fiscal year 2015.

RESOLUTION 16-04

A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR THE
SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT TO THE FLORIDA
DEPARTMENT OF ECONOMIC OPPORTUNITY FOR FEDERAL FISCAL YEAR 2015.

Councilman Davis moved to approve Resolution 16-04, which Councilman Grantham seconded. The motion carried unanimously.

Councilman Mixon then introduced for discussion with possible Council action, resolution 16-05, authorizing the use of \$50,000 of funding from the City of Live Oak general fund as leverage for the CDBG application the city is submitting to the Florida Department of Economic Opportunity for fiscal year 2015.

RESOLUTION 16-05

A RESOLUTION AUTHORIZING THE USE OF FIFTY THOUSAND DOLLARS (\$50,000.00) OF FUNDING FROM THE CITY OF LIVE OAK GENERAL FUND AS LEVERAGE FOR THE SMALL CITIES NEIGHBORHOOD REVITALIZATION COMMUNIT DEVELOPMENT BLOCK GRANT APPLICATION THE CITY IS SUBMITTING TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY FOR FEDERAL FISCAL YEAR 2015.

Councilman Yulee moved to approve Resolution 16-05, which Councilman Grantham seconded. The motion carried unanimously.

Councilman Mixon then introduced for discussion with possible Council action Resolution 16-06, authorizing the implementation of the long-term and short-term objectives of the City of Live Oak Community Development Plan.

RESOLUTION 16-06

A RESOLUTION OF THE CITY OF LIVE OAK AUTHORIZING THE IMPLEMENTATION OF THE LONG TERM AND SHORT TERM OBJECTIVES OF THE CITY OF LIVE OAK COMMUNITY DEVELOPMENT PLAN

Councilman Grantham moved to approve Resolution 16-06, which Councilman Yulee seconded. The motion carried unanimously.

Councilman Mixon then returned to agenda item number seven regarding the City Council portion of the meeting. Councilman Mixon began with introducing the reassignment/reclassification of Jan Parkhurst.

Councilman Thomas moved that Ms. Parkhurst be reassigned as the finance director and that she be reinstated at her previous salary as finance director. Councilman Yulee seconded the motion. The motion carried unanimously.

Councilman Mixon then introduced the next item regarding discussion with possible Council action on a fire assessment fee. Councilman Mixon then turned the floor over to Councilman Grantham. Councilman Grantham moved to approve the fire assessment fee for \$8.75 for each resident, and four cents per square foot for commercial properties. Councilman Mixon then seconded the motion for the purpose of discussion.

Councilman Mixon then discussed that the city utility rates are currently so low that it would prevent the city from qualifying for USDA grants. It was Councilman Mixon's opinion that the city first focus on utility rates, in order to qualify for the USDA grants, rather than seek both increases to the utility rates and a fire assessment fee. After further discussion, Councilman Mixon recommended after looking at the next fiscal year budget, council come back and re-address the application of an assessment fee.

Councilman Davis then requested call for a vote. The motion failed 4 to 1, with Councilman Grantham being the sole vote in favor of the fire assessment fee.

Councilman Mixon then provided an update on the town hall meeting with FDOT and the requests sent to FDOT regarding traffic control. Councilman Mixon discussed that he had talked with Mr. Jamie Driggers and that FDOT could accommodate the requests and would begin with making adjustments to traffic signals and turning lanes. Continuing, Councilman Mixon stated that FDOT would be forwarding their response from the City's letter to Mr. Williams.

Councilman Mixon then updated the Council on upcoming meetings

Tuesday, April 19TH

A CRA workshop will be held at 3:30 PM, followed by a Council workshop at 4:30 PM.

Tuesday, April 26TH

The CRA board will hold their regular meeting beginning at 5:30 PM.

There were no further public comments.

With no other agenda items to discuss, the meeting was adjourned.

Councilman Mixon
City Council President

Attest:

Mr. John Gill
City Clerk