
The of Live Oak City Council met Tuesday, October 13, 2015, 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 Ernest Sellers, 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 presented for approval the September 8, Regular Council Meeting Minutes, September 8, Budget Workshop Meeting Minutes, September 14, & 21, Special Called Council Meeting Minutes, and the September 29, Recessed Special Called Council.

Councilman Davis moved to approve the minutes as read, which Councilman Yulee seconded. Councilman Grantham then noted that in the September 8, workshop minutes the wording May Street should be exchanged for Eva.

The vote was then taken and the motion carried unanimously.

Councilman Mixon turned the floor over to Mayor Nobles. Mayor Nobles proceeded with his first item regarding his recommendation for the re-appointment of John C. Hale to serve as a Trustee of the Suwannee County Museum Association. Councilman Thomas moved to approve the reappointment of John C. Hale as trustee to the Suwannee County Museum Association. Councilman Grantham seconded the motion. The motion carried unanimously.

Mayor Nobles then presented a proclamation declaring October 2015, as Community Planning Month. Development Manager George Curtis was present to accept the proclamation.

Following this, Mayor Nobles performed a second proclamation presentation declaring October 2015, as Domestic Violence Awareness Month. Mayor Nobles introduced Ms. Kathy White, Executive Director of Vivid Visions. Ms. White and other associates of the organization were present to accept the proclamation on behalf of Vivid Visions.

Councilman Mixon then turned the floor over to City Manager Jan Parkhurst. Ms. Parkhurst presented her first item regarding the city receiving a ceremonial check for two \$50,000 Florida Recreation Development Assistance Program (FRDAP) grants for renovations at John H. Hale Community Park from the Florida Department of Environment Protection (FDEP). The check presentation was made by FDEP representative, Craig Liney who is the Resident Park Manager II of Suwannee River State Park, and Park Naturalist Breanna Elliott. The park renovations were broken down into the following phases:

Phase I including Playground Renovation, Picnicking, Handball Court Renovation, Restroom Improvements, Fencing and Security Lighting Improvements.

Phase II including Basketball Court Renovation, Picnic Shelter, Ballfield Renovation, Security Lighting, Fencing and Parking.

At this time, Councilman Mixon stated that they would be skipping the next item (regarding Resolution 15-15), and proceeding to agenda item number six regarding the Planning and Development Department. The Council would then return to Resolution 15-15 later in the meeting.

Councilman Mixon then turned the floor over to Development Manager, George Curtis. Mr. Curtis presented the **first reading** of Ordinance 1382. An ordinance providing for changes in the land use classifications, of certain lands within Suwannee County and the corporate limits of the City of Live Oak, Florida said areas identified as being those previously acquired by the city with a Florida Communities Trust Grant which encompass the Heritage Park and Gardens property as well as the adjacent railroad right-of-way for current and future phases of Heritage Trail.

Ordinance No. 1382

AN ORDINANCE OF THE CITY OF LIVE OAK, FLORIDA, RELATING TO CHANGING THE LAND USE CLASSIFICATION OF MORE THAN TEN ACRES OF LAND ON THE FUTURE LAND USE PLAN MAP OF THE CITY OF LIVE OAK COMPREHENSIVE PLAN, PURSUANT TO AN APPLICATION, **CPA 15-2**, BY THE CITY COUNCIL OF THE CITY OF LIVE OAK, FLORIDA, UNDER THE AMENDMENT PROCEDURES ESTABLISHED IN SECTIONS 163.3161 THROUGH 163.3215, FLORIDA STATUTES, AS AMENDED, AND ARTICLE THREE OF THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF LIVE OAK, FLORIDA; PROVIDING FOR CHANGES IN THE LAND USE CLASSIFICATIONS, OF CERTAIN LANDS WITHIN SUWANNEE COUNTY AND THE CORPORATE LIMITS OF THE CITY OF LIVE OAK, FLORIDA, **SAID AREAS IDENTIFIED AS BEING THOSE PREVIOUSLY AQUIRED BY THE CITY WITH A FLORIDA COMMUNITIES TRUST GRANT WHICH ENCOMPAS THE HERITAGE PARK AND GARDENS PROPERTY AS WELL AS THE ADJACENT RAILROAD RIGHT-OF-WAY FOR CURRENT AND FUTURE PHASES OF HERITAGE TRAIL**; PROVIDING AUTHORITY AND SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE

Councilman Grantham moved to approve ordinance 1382, which Councilman Yulee seconded. The motion carried unanimously.

Mr. Curtis then presented the **first reading** of Ordinance 1383. An ordinance amending Ordinance No. 817, pursuant to an application, LDR 15-4, by the Live Oak City Council, amending, reorganizing, renumbering and/or striking portions of text, including changing the actual list of permitted, conditional or prohibited uses within a zoning category, within article: two – definitions, three – administrative mechanisms and procedures, and four – zoning regulations.

Ordinance No. 1383

AN ORDINANCE OF THE CITY OF LIVE OAK, FLORIDA, AMENDING ORDINANCE NO. 817, AS AMENDED, ENTITLED THE CITY OF LIVE OAK LAND DEVELOPMENT REGULATIONS, PURSUANT TO AN APPLICATION, **LDR 15-4**, BY **THE LIVE OAK CITY COUNCIL**, AMENDING, REORGANIZING, RENUMBERING AND/OR STRIKING PORTIONS OF TEXT, INCLUDING CHANGING THE ACTUAL LIST OF PERMITTED, CONDITIONAL OR PROHIBITED USES WITHIN A ZONING CATEGORY, WITHIN ARTICLE: **TWO – DEFINITIONS, THREE – ADMINISTRATIVE MECHANISMS AND PROCEDURES, AND FOUR – ZONING REGULATIONS**; PROVIDING AUTHORITY AND SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE

Councilman Thomas moved to approve ordinance 1383, which Councilman Yulee seconded. The motion carried unanimously.

Councilman Mixon proceeded to the city council portion of the agenda and then turned the floor over to Councilman Yulee to discuss the first item regarding extending sewer lines to Francis Shelton Green Drive. At which, Councilman Yulee requested Mr. Roy Hutchinson, Public Works Director, to address the Council on what the cost would be for extending the sewer lines. Mr. Hutchinson discussed that it would be approximately \$194,000 to extend sewer lines to Francis Shelton Green Drive. Continuing Mr. Hutchinson discussed that the extension would supply service to 16 lots. Councilman Yulee then requested that the item of extending sewer lines to Francis Shelton Green Drive placed on the agenda for a workshop meeting.

Councilman Thomas then inquired where funding for the project would come from. Councilman Mixon discussed that further on in the agenda is an item that could possibly address the matter.

Councilman Yulee then proceeded to his second item regarding the expansion of the Scott Street retention pond. (The idea of expanding the retention pond was to alleviate flooding) Mr. Hutchinson then addressed the Council discussing the flood mitigation drainage plan. It was discussed that none of the alternatives identified were going to alleviate the flooding on the corner of Scott Street and Tarver Street.

Councilman Mixon then turned the floor over to Councilman Grantham for discussion regarding the city's responsibility for maintenance and upkeep for the proposed CRA downtown bathrooms. Councilman Grantham discussed that the building of bathroom facilities would be a partnership between the CRA, the City, and the Suwanee County Board of County Commissioners.

The Suwanee County Board of County Commissioners were approached with a request to donate property behind the Supervisor of Elections Office with which to place the bathroom facilities. The CRA has agreed to fund materials for the building of the bathroom, and it is now requested that the city cover the maintenance cost of the bathroom facilities.

Councilman Grantham discussed that he contacted Pioneer Janitorial for an estimate and was provided a cost of approximately \$100 per cleaning. It was then estimated that the total costs for maintaining the bathroom facilities would be between \$1000-\$1200 a year. It was discussed that the bathrooms would only be open during festivals.

Councilman Grantham then moved to accept the maintenance responsibility of the public bathrooms, if the CRA does indeed construct the building, the city would then accept the maintenance responsibility. Councilman Yulee then seconded the motion.

At this time, Mr. Hutchinson approached the council and stated that CH2M Hill would be privileged to take on the maintenance of the bathroom facilities at no additional cost to the city and absorb it into the contract.

The vote was then taken and the motion carried unanimously.

Councilman Mixon then opened discussion on the next agenda item regarding additional power service behind the Supervisor of Elections office. The Chamber of Commerce had addressed a concern to the city that the current power service provided downtown was inadequate and would not be sufficient for Christmas on the Square vendors. Councilman Mixon discussed that Suwanee Valley Rural Electric Company had donated a

pole, and that Florida Power & Light had donated the panel for the additional power services. Councilman Mixon then requested Mr. Roy Hutchinson to discuss the estimate provided by CH2M Hill for installation of the power services. Mr. Hutchinson discussed that the labor would be performed in-house and they would have Mr. Roy Rogers (Building Official) sign off on the work. Mr. Hutchinson added that the city would have to purchase supplies for the additional power services and estimated the cost to be no more than \$2000.

Councilman Grantham moved to approve the additional power services behind the Supervisor of Elections Office in the amount of \$3000 or less, dependent upon what was donated. Councilman Yulee then seconded the motion. The motion carried unanimously.

Councilman Mixon then presented the final council item regarding the Suwannee County Business Incentive Program. Councilman Grantham moved to approve the Suwannee County Business Incentive Program as the city's, City of Live Oak's Business Incentive Program. Councilman Thomas seconded the motion. The motion carried unanimously.

Councilman Mixon then introduced the item of public comments, and turned the floor over to Mr. Charles Martin who addressed the board with regards to implementing a noncommercial radio tower within Councilman Thomas' district.

Councilman Thomas then addressed the matter stating that he would get with the city manager and development manager regarding the matter.

Councilman Grantham inquired of Mr. Curtis what the disconnect was over the tower. Mr. Curtis explained that the Planning and Zoning Board Attorney Jimmy Prevatt had reviewed the situation and concluded that the Land Development Regulations did not allow for towers inside the city limits. Individuals could have a station, which would then beam their transmissions to a tower within the County, in addition, there were no FCC pre-emption measures that would override the cities Land Development Regulations.

Councilman Mixon then requested that Mr. Martin meet with Councilman Thomas and Mr. Curtis and discuss where to go with the matter and if then necessary it would be placed on the next City Council meeting agenda.

Councilman Mixon then requested a City Council Workshop to be held November 17 at 5:00 PM.

Councilman Grantham then inquired if the council would be addressing agenda item 5 (2), regarding Resolution 15-15. Councilman Mixon explained that prior to the meeting it was brought to his attention that further discussion needed to be held regarding the resolutions and it was his recommendation that this come before the Council at the next council workshop.

Councilman Davis then discussed that previously the council had decided to workshop the matter of expectations to be made of the economic development director. It was his request that this also be addressed during the upcoming workshop.

Councilman Davis then questioned if the city had a natural gas incentive program to offer customers for switching from electric to natural gas services. It was determined that at this time the city did not. Councilman Davis then requested that if the Council was interested, that this matter be placed on the workshop agenda as well. The item was then added to the workshop agenda.

Councilman Mixon then announced that he would also like for the matter of annexation and discussion regarding the Live Oak Plaza to be added to the next workshop meeting agenda. It was also Councilman Mixon's intent that Dr. Alvin Jackson (Economic Development Director) be requested to attend the meeting.

At this time, Mayor Nobles stated he had discussed the matter of annexation with Mr. Scott Koons from the North Florida Regional Planning Council, and Mr. Koons agreed to meet with the city to discuss the matter at no cost.

Councilman Mixon also added that staff was working on a request for proposals for a grant writing specialist will bring this before Council/CRA board once completed.

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

Councilman Mixon
City Council President

Attest:

Mr. John Gill
City Clerk