

City of Live Oak
City Council Meeting
March 12, 2019

The Live Oak City Council met Tuesday, March 12, 2019, at 5:30 p.m. in City Hall located at 101 SE White Ave., Live Oak, Florida 32064. The following officials were present: Mayor Frank Davis, Council President Councilmember Bennie L. Thomas, Councilmember Robintina Reed, Councilmember David Burch, Councilmember Mark Stewart, Councilmember Don Allen, Attorney Fred Koberlein Jr., City Manager Ron Williams, and City Clerk John Gill.

Council President Bennie Thomas called the meeting to order.

Mr. George Curtis then led the invocation, which was followed by the pledge of allegiance to the flag.

Councilmember Thomas then presented the agenda for additions, deletions, or changes. Councilmember Stewart moved to approve the agenda, which Councilmember Allen seconded. The motion carried unanimously.

The floor was then opened to public comment. The following individuals then addressed council:

Terry L. Gerson: Concerning increased Police patrols on Westmoreland St. & a faded stop sign on Pearl & Westmoreland.

Dick Calvitt: Concerning City Manager's contract & evaluation.

Anita A. Williams: Meeting with City Manager, abatement & City Manager evaluation.

Council President Thomas proceeded to the next item regarding the approval of the February 12, 2019 City Council Meeting minutes. Councilmember Burch moved to approve the minutes as presented, which Councilmember Reed seconded. The motion carried unanimously.

Council President Thomas then turned the floor over to Mayor Frank Davis. Mayor Davis presented a Proclamation honoring Pam Wilkes for her long service to the Suwannee County Historical Commission; Ms. Wilkes was unable to attend so Eric Musgrove accepted on her behalf.

Mayor Davis then offered the recommendation of Sue Lamb to the Historical Commission Board. Councilmember Allen moved to approve the recommendation, which Councilmember Burch seconded. The motion carried unanimously.

Council President Thomas then turned the floor over to Councilmember Burch to discuss the City Managers evaluation form & process. Discussion began regarding the discrepancy between the contract and the Personnel Policy Manual for evaluating the City Manager. Following discussion Councilmember Burch moved to change the Personnel Policy Manual from the Mayor evaluating the City Manager to City Council evaluating City Manager, which Councilmember Allen seconded. The motion carried unanimously.

Continuing, Councilmember Burch proposed that the current evaluation form, currently being used by the City be adopted for evaluating the City Manager. Councilmember Stewart proposed that goals & comments section be added to the evaluation process, which did not receive support. Councilmember Burch then moved to approve the current evaluation form that is currently being used by the City, which Councilmember Reed seconded. The motion carried 4 to 1 with Councilmember Stewart dissenting.

Council President Thomas then turned the floor over to City Manager Ron Williams. Mr. Williams first agenda item is the approval of a contract for Code Enforcement Special Magistrate with Mr. Fidel Iglesias-Lopez. Councilmember Burch moved to appoint Mr. Iglesias-Lopez, which Councilmember Allen seconded. The motion carried unanimously.

Next, Mr. Williams presented the findings for changing the speed limit on Helvenston St. East of Lee to 40 MPH. Councilmember Allen moved to change the speed limit E. of Lee to 40 MPH, which Councilmember Stewart seconded. The motion carried unanimously.

Next, Mr. Williams presented Resolution No. 2019-03, a resolution authorizing the city to enter into a gas services agreement with Florida Gas Utility.

RESOLUTION NO.:2019-03

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, FLORIDA, AUTHORIZING THE CITY TO ENTER INTO A GAS SERVICE AGREEMENT WITH FLORIDA GAS UTILITY, A PUBLIC BODY CORPORATE AND POLITIC FORMED PURSUANT TO THE FLORIDA INTERLOCAL COOPERATION ACT.

Councilmember Stewart then moved to approve the Resolution No. 2019-03, which Councilmember Burch seconded. The motion carried unanimously.

Mr. Williams then proceeded to the Final Reading of Ordinance 1425, an ordinance adding additional footage for gas connections of commercial business customers.

ORDINANCE NO.: 1425

AN ORDINANCE ADDING ADDITIONAL FOOTAGE FOR GAS CONNECTIONS OF COMMERCIAL BUSINESS CUSTOMERS REQUIRING YEAR-ROUND SERVICE FOR CHAPTER 78, ARTICLE II SECTION 78-123 TAPPING FEES, SERVICE CALL CHARGES, TURN-ON FEES OF THE CODE OF ORDINANCES OF THE CITY OF LIVE OAK; PROVIDING FOR CONFLICT AND SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Burch moved to approve Ordinance No. 1425, which Councilmember Stewart seconded. Mr. Gill then read the title of the Ordinance into record. During discussion Councilmember Stewart questioned the method used to measure gas usage to dekatherms, Mr. Williams said that it was not at the best interest of the City to use that method. The floor was then opened for public comment. The motion carried 4 to 1 with Councilmember Stewart dissenting.

Mr. Williams then turned the floor over to City Development Manager George Curtis. Mr. Curtis presented the Final Reading of Ordinance 1426; Mr. Gill then read the title of the Ordinance into record.

ORDINANCE NO.: 1426

AN ORDINANCE OF THE CITY OF LIVE OAK, FLORIDA, AMENDING THE ZONING DISTRICT TO **0.334 ACRES** (MOL) OF LAND ON THE OFFICIAL ZONING ATLAS OF THE CITY OF LIVE OAK LAND DEVELOPMENT REGULATIONS, PURSUANT TO AN AUTHORIZED REPRESENTATIVE, UNDER THE AMENDMENT PROCEDURES ESTABLISHED IN ARTICLE THREE OF THE LAND DEVELOPMENT REGULATIONS; PROVIDING FOR A CHANGE IN THE ASSIGNED ZONING DISTRICT **FROM: COMMERCIAL-SHOPPING CENTER (CSC) TO: COMMERCIAL-GENERAL (C-G)**, ON CERTAIN LANDS WITHIN THE CORPORATE LIMITS OF THE CITY OF LIVE OAK, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING AUTHORITY; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Stewart then moved to approve Ordinance No.1426, which Councilmember Allen seconded. The floor was then opened for public comment. The motion carried unanimously.

Mr. Curtis then presented the Final Reading of Ordinance No. 1427; Mr. Gill then read the title of the Ordinance into record.

ORDINANCE NO. 1427

AN ORDINANCE OF THE CITY OF LIVE OAK, FLORIDA, AMENDING THE FUTURE LAND USE CLASSIFICATION TO TWENTY OR FEWER ACRES OF LAND (SMALL SCALE) ON THE FUTURE LAND USE PLAN MAP OF THE CITY OF LIVE OAK COMPREHENSIVE PLAN, PURSUANT TO AN APPLICATION, **CPA 18-2**, BY THE PROPERTY OWNER(S) AND/OR THEIR AUTHORIZED, DESIGNATED REPRESENTATIVE, UNDER THE AMENDMENT PROCEDURES ESTABLISHED IN SECTIONS 163.3161 THROUGH 163.3215, FLORIDA STATUTES, AS AMENHDED, AND ARTICLE THREE OF THE LAND DEVELOPMENT REGULATIONS; PROVIDING FOR A CHANGE IN THE ASSIGNED FUTURE LAND USE CLASSIFICATION **FROM: RESIDENTIAL MEDIUM DENSITY TO: COMMERCIAL**, ON CERTAIN LANDS WITHIN THE CORPORATE LIMITS OF THE CITY OF

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LIVE OAK, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT;
PROVIDING AUTHORITY; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Stewart then moved to approve Ordinance No. 1427, which Councilmember Burch seconded. The floor was then opened for public comment. The motion carried unanimously.

Mr. Curtis then presented the Final Reading of Ordinance No. 1428. Mr. Gill read the title of Ordinance into record.

ORDINANCE NO. 1428

AN ORDINANCE OF THE CITY OF LIVE OAK, FLORIDA, AMENDING THE ZONING DISTRICT TO **0.262 ACRES** (MOL) OF LAND ON THE OFFICIAL ZONING ATLAS OF THE CITY OF LIVE OAK LAND DEVELOPMENT REGULATIONS, PURSUANT TO AN APPLICATION, **LDR 18-4**, BY THE PROPERTY OWNER(S) AND/OR THEIR AUTHORIZED, DESIGNATED REPRESENTATIVE, UNDER THE AMENDMENT PROCEDURES ESTABLISHED IN ARTICLE THREE OF THE LAND DEVELOPMENT REGULATIONS; PROVIDING FOR A CHANGE IN THE ASSIGNED ZONING DISTRICT **FROM: RESIDENTIAL SINGLE FAMILY / MANUFACTURED HOME – TWO (RSF/MH-2) TO: COMMERCIAL-INTENSIVE (C-1)** ON CERTAIN LANDS WITHIN THE CORPORATE LIMITS OF THE CITY OF LIVE OAK, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING AUTHORITY; AND PROVIDING AN EFFECTIVE DATE

Councilmember Allen then moved to approve Ordinance No. 1428, which Councilmember Stewart seconded. The floor was then opened for public comment. The motion carried unanimously.

Mr. Curtis then presented Shannon Hatfield for consideration to seat 5 of the Planning and Zoning Board until August 2021. Councilmember Burch moved to pass this recommendation, which Councilmember Allen seconded. The motion carried unanimously.

Mr. Fred Koberlein, asked to speak with the Council concerning the existing Lease Agreement with the Suwannee County Chamber of Commerce, Mr. Koberlein explained that it would be up for renewal in 2021. Mr. Koberlein explained he had received a letter from the Chambers lawyer concerning renewing of the contract.

With there being no further business, the meeting was adjourned.

Councilmember Bennie Thomas
City Council President

Attest:
Mr. John Gill
City Clerk