

City of Live Oak  
City Council Meeting  
June 11, 2019

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The Live Oak City Council met Tuesday, June 11, 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 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. Mr. Ron Williams asked that items 6G and 6H be withdrawn from the agenda. Councilmember Burch moved to approve the agenda with the removal of 6G and 6H which Councilmember Stewart seconded. The motion carried unanimously.

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

Cassandra Cason Williams: Ms. D's Kozy Korner concerning hours of operation.

Kerri-Kae Hart: Ms. D's Kozy Korner concerning hours of operation.

Marion Gross: Ms. D's Kozy Korner concerning hours of operation.

Rick Sabonjohn: Concerning Free City Bikes.

Anita Williams: Run off flooding 655 Miller St. and 5% raise when addressed on agenda.

Council President Thomas proceeded to the next item regarding the approval of the April 9, 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 proceeded to May 14, 2019 City Council Meeting minutes for approval. Councilmember Allen moved to approve the minutes as presented, which Councilmember Burch seconded. The motion carried unanimously.

Council President Thomas then turned the floor over to Mayor Davis who discussed matters of the City regarding internet Broad Band meeting that will be held at City Hall this month.

Mayor Davis then turned the floor over to Mr. Jon Little with Suwannee Valley Electric. Mr. Little went over a few improvements made in the City and also discussed the Suwannee Valley Round up program for teachers in Suwannee County. Mr. Little also presented the City with a check for \$1,775.00 for Capital Credit.

Mayor Davis then proceeded to his next item, a nominee to represent the City for the 93<sup>rd</sup> Annual FLC Conference. Councilmember Allen, Councilmember Reed and Councilmember Stewart nominated Mayor Davis. Mayor Davis accepted the nomination.

Council President Thomas then turned the floor over to Councilmember Stewart who addressed Resolution 13-13 concerning Public Comment at council meetings. Councilmember Stewart proposed that the board amend Resolution 13-13 to allow individual comments during council discussion on a motion. The 3 minute speaking limit would continue to be observed with 1 speaker per group. This action does not alter the Public Comment portion of the normal agenda. Speakers may address the council (1) time per meeting for the stated (3) minute limit. Councilmember Stewart moved to amend Resolution 13-13, with the proposed changes, which Councilmember Allen seconded. After discussion the motion passed 3 to 2 with Councilmember Burch and Council President Thomas dissenting.

Councilmember Stewart at this time proceeded to the next item on the agenda. Councilmember Stewart addressed Ordinance No. 1419-LDR 18-2, A Pro-Business Growth Declaration, and LDR Sec. 4.19.15.10- Requires a minimum of 10% land area be landscaped. Councilmember Stewart moved to have the LDR regulations reviewed with action taken to lesson or remove the cumbersome requirements that could bring hindrance to new development to the City of Live Oak, which Councilmember Allen seconded. The motion passed unanimously.

Council President Thomas then turned the floor over to Councilmember Reed. Councilmember Reed began by discussing the retention pond on Anna Ave. and the way it was not completely cleaned up. The City Manager discussed how the contract with Jacobs states that the retention ponds in the City are to be mowed and weed eaten only once a year. Councilmember Reed stated that her concern is that the job was not done correctly. Council President Thomas instructed Councilmember Reed to get with Mr. Williams if she has anymore concerns with the retention pond located on Anna Ave.

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Councilmember Reed then proceeded to the next item regarding the speed bumps on McGee Street she requested at the last council meeting. She stated that only one speed bump was replaced and the other speed bump she requested has not been. Mr. Williams stated that the City will not be placing a second speed bump, due to the lack of information that would warrant a speed bump. Councilmember Reed stated that speeding is an issue and there are kids that play on that street and the speed bump is needed.

Councilmember Reed then proceeded to her next concern with the mowing of the right a ways of her district and the lack of cutting around the culverts. Mr. Williams stated that a lot of this service is due to the contract that the City has with Jacobs. Council President Thomas asked Councilmember Reed to take her concerns and questions to Mr. Williams in the future and if she does not get the answers she needs to bring it back to the council.

Council President Thomas then turned the floor over to Mr. Williams, City Manager who presented Resolution No. 2019-06, a resolution authorizing the City to enter into a traffic signal maintenance agreement with Florida Department of Transportation.

**RESOLUTION NO.: 2019-06**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, FLORIDA, AUTHORIZING THE CITY TO ENTER INTO AN AMENDMENT TO THE TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT WITH STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, AUTHORIZED BY CITY COUNCIL RESOLUTION NO. 18-07

Councilmember Burch moved to approve Resolution No. 2019-06, which Councilmember Allen seconded. The motion passed unanimously.

Mr. Williams then proceeded to the next item on the agenda, Resolution No. 19-07, a resolution authorizing the City to enter into a Right-of-Way (ROW) maintenance agreement with Florida Department of Transportation.

**RESOLUTION NO.: 19-07**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, FLORIDA, APPROVING, AND AUTHORIZING THE EXECUTION OF, A THREE YEAR MAINTENANCE AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPROTATION AND THE CITY OF LIVE OAK, FLORIDA.

Councilmember Stewart moved to approve Resolution No. 19-07, which Councilmember Burch seconded. The motion passed unanimously.

Mr. Williams then proceeded to the next item on the agenda, Resolution 2019-08, a resolution declaring certain personal property owned by the City to be either surplus to its needs and sold at a publicly noticed sale or determined to be obsolete, non-serviceable, or beyond economic repair and authorizing the City to remove such surplus property when sold or disposed of from the fixed assets of the City.

**RESOLUTION 2019-08**

A RESOLUTION DECLAINING CERTAIN PERSONAL PROPERTY OWNED BY THE CITY OF LIVEOAK, FLORIDA, TO BE EITHER SURPLUS TO ITS NEEDS AND SOLD AT A PUBLICLY NOTICED SALE OR DETERMINED TO BE OBSOLETE, NON-SERVICEABLE, OR BEYOND ECONOMIC REPAIR AND AUTHORIZING THE CITY TO REMOVE SUCH SURPLUS PROPERTY WHEN SOLD OR DISPOSED OF FROM THE FIXED ASSETS OF THE CITY.

Councilmember Stewart moved to approve Resolution No. 2019-08, which Councilmember Allen seconded. The motion passed unanimously.

Mr. Williams then proceeded to the next item on the agenda, Resolution No. 19-09, a resolution authorizing the appropriation of the Sewer Repair Reserve funds for the payment of debit service.

**RESOLUTION NO.: 19-09**

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

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Councilmember Allen requested that the funds go towards adding a sewer line on Anna; Mr. Williams stated that is not what the funds are allocated for. Councilmember Stewart asked for clarification on the purpose of the Sewer Repair Funds. Mr. Williams explained that in the past when the loan was created, council promised to pay the loan back with the funds from the Sewer Repair Reserve account, and if not from that account then the City would raise the utility rates a substantial amount to cover the loans.

Councilmember Allen asked how much the loan is for, which Finance Director Joann Luther replied that the payment is \$218,000.00 a year. Transferring the \$140,000.00 will deplete the reserve account.

Councilmember Burch moved to approve Resolution No. 19-09, which Council President Thomas seconded. The motion passed 3-2 with Councilmember Reed and Councilmember Stewart dissenting.

Mr. Williams at this time presented Joint Resolution No. 2019-30, a joint resolution of the Board of County Commissioners of Suwannee County and the City of Live Oak City Council, designation Perimeter Road and 72<sup>nd</sup> Trace as a truck route and requesting appropriate signage be placed by the Florida Department of Transportation.

**JOINT RESOLUTION NO.:2019-30**

A JOINT RESOLUTION OF BOARD OF COUNTY COMMISSIONERS OF SUWANNEE COUNTY, FLORIDA AND THE CITY OF LIVE OAK, FLORIDA CITY COUNCIL DESIGNATING PERIMETER ROAD AND 72<sup>ND</sup> TRACE AS A TRUCK ROUTE AND REQUESTING APPROPRIATE SIGNAGE BE PLACED BY THE FLORIDA DEPARTMENT OF TRANSPORTATION.

Councilmember Stewart moved to approve Joint Resolution No. 2019-30, which Councilmember Allen seconded. The motion passed unanimously.

Mr. Williams then proceeded to the next item; the removal of a heritage oak tree located at 900 Pearl Ave. SE. Ms. Shelly Wayte came forward and addressed the council on the condition of the tree and the danger of not removing it. Councilmember Stewart moved to approve the removal of the heritage oak tree, which Councilmember Allen seconded. The motion passed unanimously.

Mr. Williams then moved to the next item on the agenda, the purchase of a used 3 Cubic-Yard Articulated Wheel Loader and to approve the purchase as sole-source procurement. Councilmember Stewart moved to approve the purchase, which Councilmember Burch seconded. The motion passed unanimously.

Mr. Williams then moved to the final item on the agenda, regarding Ordinance No. 1422. Mr. Williams addressed the council in regards to making adjustments to the ordinance concerning hours of operations for a restaurant in a residential single-family district. Police Chief Buddy Williams came forward and asked that the council give him permission to work with the Business owner (Marion Gross) and see if they could work something out before making adjustments to the Ordinance. Council President Thomas and Councilmember Allen stated they would like to see this item on the next agenda, and that will give Chief Williams time to work with Ms. Gross as well.

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

Councilmember Bennie Thomas  
City Council President

Attest:  
Mr. John Gill  
City Clerk