

The Live Oak City Council met Tuesday, September 15, 2020, 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, Councilmember Robintina Reed, Councilmember David Burch, Council President Mark Stewart, Councilmember Don Allen, Councilmember Lynda Brown-Owens, Attorney Fred Koberlein Sr. Via Zoom, City Manager Ron Williams, and City Clerk John Gill.

Council President Stewart called the meeting to order.

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

Council President Stewart then presented the agenda for any additions, deletions, or changes. Councilmember Burch moved to pass the agenda as presented, which Councilmember Allen seconded. The motion carried unanimously.

The floor was then opened to public comment. The following individuals then addressed council with their topic of discussion:

Anita Williams: Thank you to Public Work Employees and progress on Miller St.

Erica Williams: Roberts Rules of Order

With no other public comment Council President Stewart proceeded to the next item regarding the approval of the July 21<sup>st</sup> Special Called City Council Meeting, August 11<sup>th</sup> City Council Meeting, and September 1<sup>st</sup> Special Called City Council Meeting minutes. Councilmember Burch moved to approve July 21<sup>st</sup>, August 11<sup>th</sup>, and September 1<sup>st</sup> Council meeting minutes, which Councilmember Allen seconded. The motion carried unanimously.

Council President Stewart then turned the floor over to Mayor Davis who read an email from L & J Diesel recognizing the hard work from Gabrielle Redfern, CRA Director.

Council President Stewart then asked if any Councilmember had anything to address. Councilmember Reed stated that she has received several phone calls concerning the condition of the main cemetery along with the condition of eastside cemetery. Councilmember Reed stated that the grass is over grown, along with grass around the headstones need to be trimmed. Councilmember Allen spoke up that he has also received phone calls concerning the condition of the cemeteries and he went out to the main cemetery and can confirm that they are a mess and all grown up. Mr. Williams stated that they are aware of the condition of the cemeteries and he is working with the Public Works staff to clean the cemeteries up.

Councilmember Owens stated that District 2 has grass growing up in the sidewalks, the water is up over some of the sidewalks, and there are trees that need trimming. Council President Stewart suggested that Councilmember Owens turn in a list so that service orders can be created. Councilmember Owens stated she is working with Mr. Williams on a list of works orders and Mr. Williams is reviewing them and is going to be in touch with Councilmember Owens.

Council President Stewart proceeded to the next item on the agenda, the **Final Reading** of Ordinance No. 1449. Mr. Gill then read the title for Ordinance No. 1449 into the record.

**ORDINANCE NO. 1449**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, FLORIDA, ADJUSTING UTILITY RATES REFERENCED IN CHAPTER 78, ARTICLE III, SEWERS GENERALLY, SPECIFICALLY: SECTION 78-84 TITLED "TAPPING FEE" AND SECTION 78-86 TITLED "SEWER SERVICE CHARGES ", AND CHAPTER 78, ARTICLE IV GAS, SPECIFICALLY: SECTION 78-124 TITLED "GAS RATE SCHEDULE". OF THE CODE OF ORDINANCES; PROVIDING FOR CONFLICT AND SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Burch moved to approve Ordinance No. 1449, which Councilmember Allen seconded. Council President Stewart then opened up the floor for Public Comment:

Tim Wiggins: concerning increasing the rates but the work has decreased.

Catherine Cason: concerning increasing the rates during a pandemic.

Anita Williams: questions on the reading of the water meters and questions concerning the billing of utility usage.

Larry Wheeler Jr.: concerns with increasing the rates.

Jennifer Seaman: questions concerning where the extra money will be going towards.

Council President Stewart requested that Mr. Gill perform a roll call on Ordinance No. 1449, Councilmember Reed: No, Councilmember Owens: No, Councilmember Burch: Yes, Councilmember Stewart: Yes, and Councilmember Allen: Yes, motion carried 3 to 2.

Council President Stewart then turned the floor over to Mr. Ron Williams, City Manager. Mr. Williams proceeded with the **First** reading of Ordinance No. 1455.

**ORDINANCE NO. 1455**

AN ORDINANCE FIXING AND PRESCRIBING THE MILLAGE TO BE LEVIED BY THE CITY OF LIVE OAK FLORIDA, FOR THE MUNICIPAL PURPOSE FOR FISCAL YEAR 2020-2021.

Council President Stewart asked Mr. Gill to read the Ordinance into record. Councilmember Burch moved to approve Ordinance No. 1455, which Councilmember Allen seconded. The floor was opened for Public Comments: **No Comments heard.**

Council President Stewart then opened the floor for Council discussion, hearing none the chair asked for a vote. The motion carried unanimously.

Mr. Williams then proceeded to the next item on the agenda, the **First** reading of Ordinance No. 1456.

**ORDINANCE NO. 1456**

AN ORDINANCE ADOPTING THE CITY OF LIVE OAK, FLORIDA OPERATING BUDGET FOR FISCAL YEAR 2020-2021.

Councilmember Burch moved to approve Ordinance No. 1456, which Councilmember Allen seconded. Council President Stewart then opened the floor for Public Comments: **No Comments heard.**

At this time the floor was opened for Council discussion, with Council President Stewart stated he was not in favor with the 2 % raises for employees that was budgeted for the upcoming Fiscal Year. Mr. Williams stated that this is not a cost of living raise, that it will be a merit raise and not all the employees will get the 2% . The raise will be based on their evaluation that will be completed on their anniversary date. Councilmember Owens asked if every employee with get an increase in their salary, at which time Mr. Williams stated that only the employees that have been employed with the City for one (1) year or longer.

Council President Stewart requested that Mr. Gill perform a roll call vote, Councilmember Reed: Yes, Councilmember Owens: Yes, Councilmember Burch: Yes, Councilmember Stewart: No, and Councilmember Allen: Yes. Motion carried 4 to 1.

Mr. Williams then proceeded to the next item on the agenda, Resolution No. 2020-017, a resolution ratifying the Mayor's extension of the State of Emergency arising from the COVID-19.

**RESOLUTION NO. 2020-017**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, FLORIDA, RATIFYING THE MAYOR'S EXTENSION OF THE STATE OF EMERGENCY ARISING FROM THE COVID-19 PUBLIC HEALTH EMERGENCY.

Councilmember Allen moved to approve Resolution No, 2020-017, which Councilmember Reed seconded. The motion carried unanimously.

Mr. Williams proceeded to the next agenda item, Resolution No. 2020-018, declaring certain personal property owned by the City to be surplus.

**RESOLUTION NO. 2020-018**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, FLORIDA, 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.

Councilmember Burch moved to approve Resolution No. 2020-018, which Councilmember Allen seconded. The motion carried unanimously.

Mr. Williams then proceeded to the next item on the agenda, Resolution No. 2020-019, approving a lease term extension request of the Chamber of Commerce agreement.

**RESOLUTION NO. 2020-019**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, FLORIDA, APPROVING A LEASE TERM EXTENSION REQUEST OF THE SUWANNEE COUNTY CHAMBER OF COMMERCE; AUTHORIZING THE EXECUTION OF THE LEASE TERM EXTENSION; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Allen moved to approve Resolution No. 2020-019 with the same terms as before, which Councilmember Burch seconded. The motion carried unanimously.

Mr. Williams then proceeded to the next item on the agenda, Resolution No. 2020-021, Mr. Williams turned the floor over to Mr. Greg Scott, Director for Suwannee Parks and Recreation. Mr. Scott went over the plans for renovations that will be completed for Baker Park and Azalea Park with these two (2) grants.

**RESOLUTION NO. 2020-021**

A RESOLUTION AUTHORIZING SUWANNEE PARKS & RECREATION TO APPLY FOR TWO (2) DEPARTMENT OF ENVIRONMENTAL PROTECTION'S FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM (FRDAP) REIMBURSEMENT GRANTS FOR BAKER PARK AND AZALEA PARK, UP TO 200,000 EACH, FOR PARK.

Councilmember Burch moved to approve Resolution No. 2020-021, which Councilmember Allen seconded. The motion carried unanimously.

Mr. Williams then proceeded to the next item on the agenda, Resolution No. 2020-022, amending the City's Section 125 Plan. Mr. Williams turned the floor over to Mrs. Luther, who went over the different plans that the Section 125 Plan offers.

**RESOLUTION NO. 2020-022**

A RESOLUTION OF THE CITY OF LIVE OAK, FLORIDA AMENDING THE CITY'S SECTION 125 PLAN RELATING TO EMPLOYEE BENEFIT CHOICES, FLEXIBLE SPENDING ACCOUNTS, AND THE CREATION OF A CASH OPT-OUT PROGRAM.

Councilmember Burch moved to approve Resolution No. 2020-022, which Councilmember Allen seconded. The motion carried unanimously.

Mr. Williams turned the floor over to Mr. George Curtis, Planning and Zoning Director to present the remaining agenda items. Mr. Curtis started with the **First** reading of Ordinance No. 1450.

**ORDINANCE NO. 1450**

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 20-2**, 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; PROVIDING FOR CHANGES IN THE LAND USE CLASSIFICATIONS, OF CERTAIN LANDS WITHIN THE CORPORATE LIMITS OF THE CITY OF LIVE OAK, FLORIDA, SAID AREAS LYING **NORTH OF U.S. ROUTE 90 AND EAST OF U.S. ROUTE 129**; PROVIDING AUTHORITY; AND PROVIDING AN EFFECTIVE DATE.

Council President Stewart requested Mr. Gill read the Ordinance in to record, which then the floor was open for Public comment: **No Comments**

Councilmember Burch moved to approve Ordinance No. 1450, which Councilmember Allen seconded. The motion carried unanimously.

Mr. Curtis then proceeded to the next item on the agenda, **First** reading of Ordinance No. 1451. Mr. Curtis stated that this is part 1 of a 2-part application.

**ORDINANCE NO. 1451**

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 20-4** 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 AMENDED AND ARTICLE THREE OF THE LAND DEVELOPMENT REGULATIONS; PROVIDING FOR A CHANGE IN THE ASSIGNED FUTURE LAND USE CLASSIFICATION **FROM: RESIDENTIAL MODERATE DENSITY TO: CONSERVATION**, ON CERTAIN LANDS WITHIN THE CORPORATE LIMITS OF THE CITY OF LIVE OAK, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING AUTHORITY; AND PROVIDING AN EFFECTIVE DATE.

Council President Stewart requested Mr. Gill read the Ordinance into the record, which then the floor was open for Public Comment: **No Comments**

Councilmember Burch moved to approve Ordinance No. 1451, which Councilmember Allen seconded. The motion carried unanimously.

Council President Stewart then proceeded to part 2 of the application, **First** reading of Ordinance No. 1452, Mr. Gill read the Ordinance into the record.

**ORDINANCE NO. 1452**

AN ORDINANCE OF THE CITY OF LIVE OAK, FLORIDA, AMENDING THE ZONING DISTRICT TO 0.659 ACRES (MOL) OF LAND ON THE OFFICIAL ZONING ATLAS OF THE CITY OF LIVE OAK, LAND DEVELOPMENT REGULATIONS, PURSUANT TO AN APPLICATION, **LDR 20-4**, 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 – TWO (RSF-2) TO: CONSERVATION (CSV)** OF 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.

Council President Stewart then opened the floor up for Public Comments: **No Comments**

Councilmember Burch moved to approve Ordinance No. 1452, which Councilmember Allen seconded. The motion carried unanimously.

Mr. Curtis then proceeded to the next item on the agenda, the **First** reading of Ordinance No. 1453.

**ORDINANCE NO. 1453**

AN ORDINANCE OF THE CITY OF LIVE OAK, FLORIDA, AMENDING THE ZONING DISTRICT TO 2.02 ACRES (MOL) OF LAND ON THE OFFICIAL ZONING ATLAS OF THE CITY OF LIVE OAK LAND DEVELOPMENT REGULATIONS, PURSUANT TO AN APPLICATION, **LDR 20-6**, 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: (COUNTY) COMMERCIAL – INTENSIVE (C-1) TO: (CITY) COMMERCIAL-INTENSIVE (C-1)** OF 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.

Council President Stewart requested Mr. Gill to read the Ordinance into the record, then the floor was open for Public Comments: **No Comments**.

Councilmember Allen moved to approve Ordinance No. 1453, which Councilmember Burch seconded. The motion carried unanimously.

Mr. Curtis then proceeded to the next item on the agenda, **First** reading of Ordinance No. 1454.

**ORDINANCE NO. 1454**

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 20-5**, 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 AMENDED, AND ARTICLE THREE OF THE LAND DEVELOPMENT REGULATIONS; PROVIDING FOR A CHANGE IN THE ASSIGNED FUTURE LAND USE CLASSIFICATION **FROM: INDUSTRIAL TO: RESIDENTIAL MEDIUM DENSITY**; 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.

Council President Stewart requested Mr. Gill read the Ordinance into the record, then the floor was opened for Public Comment: **No Comments**

Councilmember Burch moved to approve Ordinance No. 1454, which Councilmember Allen seconded. The motion carried unanimously.

Mr. Curtis then proceeded to the last item on the agenda, Resolution No. 2020-020, the amending of the existing schedule of Planning and Zoning Fees.

**RESOLUTION NO. 2020-020**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, FLORIDA; PROVIDING FOR THE AMENDMENT OF THE EXISTING SCHEDULE OF PLANNING AND ZONING FEES AND CHARGES FOR MATTERS, APPLICATIONS, PETITIONS AND REVIEWS PERTAINING TO THE CITY'S; COMPREHENSIVE PLAN, LAND DEVELOPMENT REGULATIONS/ZONING, ANNEXATION, BOARD OF ADJUSTMENT, APPEALS, HISTORIC PRESERVATION AGENCY, DEVELOPMENT, AND ASSOCIATED APPENDIXES; REPEALING ALL RESOLUTIONS IN CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Curtis explained the City was using the Suwannee Democrat for their advertising source, however when the Democrat went out of business the City had to start using the Lake City Reporter. Mr. Curtis stated that the cost difference is too much for the City to cover without going up on the current fees that are in place now. Mr. Curtis suggested that once the new newspaper (Riverbend News) has been in publication for a year, the City will be able to use them as their advertising source and if the cost is more reasonable then they can come back before the Council and re-evaluate the fees at that time.

Councilmember Burch moved to approve Resolution No. 2020-20, which Councilmember Allen seconded. The motion carried unanimously.

Councilmember Stewart opened the floor for any questions or concerns from the Council, at which time Councilmember Reed requested an update on the search for a new City Manager. Mr. Williams stated that the search firm has received 15 applications so far and will continue to accept applications until September 28<sup>th</sup>, at which time they will start reviewing the applications and sorting through them to find the ones most qualified.

Mr. Williams also stated that at that time the search firm will schedule a meeting with the council to review the ones qualified and they will move forward from there with setting up interviews.

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

Councilmember Mark Stewart  
City Council President

Attest:  
Mr. John Gill  
City Clerk