

City of Live Oak
City Council Meeting
January 11, 2022

1

The Live Oak City Council met Tuesday, January 11, 2022, 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 Don Allen, Councilmember Mark Stewart, City Attorney Fred Koberlein Jr., City Clerk John Gill, and City Manager George Curtis. Absent: Councilmember Lynda Brown-Owens

Council President Allen called the meeting to order.

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

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

Council President Allen proceeded to the next agenda item regarding the approval of December 14th regular monthly City Council meeting minutes. Councilmember Stewart moved to approve the December 14th regular monthly City Council meeting minutes with any necessary changes, which Councilmember Reed seconded. The motion carried unanimously.

Councilman Allen opened the floor for public comment.

Cheryl Pruitt: Live Oak Police Department
Hazel Holland: High Water Bill
Gary Caldwell: Green Team Suwannee High
Marion Gross: 7th & Green
Anita Williams: Chamber/Police/Internet Café/ Water Bills

Council President Allen then turned the floor over to Mayor Davis who proceeded with recognizing the Live Oak Police Department with a Proclamation declaring January as Law Enforcement month. Mayor Davis then proceeded with the recommendation of setting a vision or goals for the city. Mayor Davis reminded the Council back in January 2015 the Council, the Mayor, and the City Manager attended a meeting at the Advent Christian Village with the Florida League of Cities concerning the future of the City of Live Oak. Mayor Davis stated that Ms. Crotty with the Florida League of Cities met with them about planning and preparing and establishing a future plan for the City and where the Council would like to see the City in the future. Mayor Davis would like to see the current Council set up a workshop and discuss what they would like to see for the future and the growth of the city and put it down in writing and set goals for the city. Council President Allen stated that he agrees with the mayor and would like to see each Councilmember forward their idea to the mayor and that way when they have the workshop the mayor will have everything down and they will have a list to work with.

Council President Allen then proceeded to the City Councilmember section of the agenda and turned the floor over to Councilmember Reed, who proceeded with asking for an update on the paving of Eva Ave North of McGee St. and the sign cleaning in District 1. Mr. Curtis, proceeded with introducing Mr. Mike Crandell, the City's new Public Works Director and ask Mr. Crandell to come forward and update the Councilmember Reed. The floor was turned over to Mr. Crandell who gave a short history on his background and accomplishments and then proceeded with updating the Council.

Mr. Crandell proceeded with informing the Council that the existing road only has half inch (1/2) asphalt when it needs one (1) to two (2) inches asphalt to be correctly done. Mr. Crandell stated that they need to have the road milled and repaved which would make the project a capital project and it needs to be added to a list of other roads in the city that also need to be paved correctly. Councilmember Reed stated that she has spoken with Mr. Lynn Stapleton, Suwannee County Commissioner who is present at the meeting and he has stated that the county is willing to fix the roadway for the city. Mr. Curtis stated that he is willing to reach out to the county and work with them in the paving of Eva Ave. using a chip and seal process.

Mr. Crandell then proceeded to update the Council on the cleaning of the signs in District 1. Mr. Crandell stated that he has met with the street department and had them go out and clean all the signs that are within the city limits and the ones that could not be cleaned he had them replaced. Councilmember Reed stated that there is a sign that has veins growing up

around it and on it, Mr. Crandell stated that if Councilmember Reed will let him know where that sign is he will get with the street department and have it cleaned up.

Council President Allen then proceeded to the next item on the agenda under City Manager, Resolution No. 2022-01, a resolution approving a lease extension request by the Suwannee County Chamber of Commerce. Mr. Curtis stated that Resolution No. 2022-01 is to extend the lease term agreement with the Suwannee County Chamber until September 30, 2022, giving the City and the Chamber additional time to come to an agreement for the upcoming lease agreement and allowing time for a workshop.

RESOLUTION NO. 2022-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, FLORIDA, AUTHORIZING AN EXTENSION OF THE LEASE TERM WITH SUWANNEE COUNTY CHAMBER OF COMMERCE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Burch moved to approve Resolution No. 2022-01, which Councilmember Stewart seconded. The motion carried unanimously. Councilmember Stewart inquired about the Rotary Club leasing the second floor of old City Hall building, which Mr. Curtis stated that the Rotary is not leasing it however they are using the seconded floor for six (6) months as their weekly meeting place at no charge to the Rotary.

Mr. Curtis proceeded to the next item on the agenda, Resolution No. 2022-02, 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.

RESOLUTION NO. 2022-02

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 APPROPRIATELY DISCARDED; PROVIDING FOR THE AUTHORIZATION TO REMOVE SUCH SURPLUS PROPERTY WHEN SOLD OR DISPOSED OF FROM THE FIXED ASSETS OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Stewart moved to approve Resolution No. 2022-02, which Councilmember Burch seconded. The motion carried unanimously.

Mr. Curtis then proceeded to the next item on the agenda, **First** reading Ordinance No. 1475, an ordinance providing for the prohibition of simulated gambling devices.

ORDINANCE NO. 1475

AN ORDINANCE OF THE CITY OF LIVE OAK, FLORIDA, PROVIDING FOR THE PROHIBITION OF SIMULATED GAMBLING DEVICES, PROVIDING FOR THE IDENTIFICATION OF SIMULATED GAMBLING ESTABLISHMENTS AS A PUBLIC NUISANCE AND NOXIOUS USE; PROVIDING FOR THE PROHIBITION OF THE USE OF SIMULATED GAMBLING DEVICES FOR CERTAIN CIRCUMSTANCES; PROVIDING FOR THE CREATION OF AN ENFORCEMENT MECHANISM FOR VIOLATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

Mr. Curtis then turned the floor over to Mr. Fred Koberlein, City Attorney, to go over the Ordinance with the Council. Mr. Koberlein began with referring to page seven (7) of the ordinance, Sec. 18-305: Prohibition of simulated gambling devices. Mr. Koberlein stated that in light of the ordinance passed two (2) months ago he recommends that the Council add what is called a "Safe Harbor" provision to the ordinance giving the businesses a certain amount of time to get their affairs in order from the decision that the Council made sixty (60) days ago. Mr. Koberlein stated that using a "Safe Harbor" provision would reduce the cities risk of liability from any businesses that wanted to object due to the ordinance passed two (2) months ago, however the city does not have to have the "Safe Harbor" but he would advise in favor of adding a "Safe Harbor" to the Ordinance.

City of Live Oak
City Council Meeting
January 11, 2022

Councilmember Burch stated that he is in favor of adding the “Safe Harbor” provision to the ordinance at which time Council President Allen agreed. Mr. Koberlein stated that if council wants it added then they will need to have a Special Called Council meeting after the CRA meeting on January 25th for the **First** reading of the ordinance and then they can have the **Final** reading at the February 8th Council meeting. This will allow enough time to run the ad in the local paper. Council President Allen then opened the floor for Public Comment:

Wayne Hannak: Internet Cafes
Lorine Waltrip: Internet Cafes
Anita Williams: Internet Cafes

Council President Allen asked Mr. Koberlein if he would have the ordinance ready for the Special Called meeting, which Mr. Koberlein replied yes, he would. Mr. Curtis asked how many days the Council would like the “Safe Harbor” provision to be, which Council President Allen replied 30 days from the time of the Ordinance passing the **Final** reading. The ordinance was tabled until the Special Called Council meeting scheduled for January 25th.

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

Councilmember Don Allen
City Council President

Attest:
Mr. John Gill
City Clerk