

City of Live Oak
City Council Meeting Minutes
April 9, 2024

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The Live Oak City Council met Tuesday, April 09, 2024, at 5:30 p.m. in City Hall, located at 101 SE White Ave., Live Oak, Florida 32064 for a regular monthly meeting. The following officials were present: Mayor Frank Davis, Councilmember Tommie Jefferson, Council President David Burch, Councilmember Lynda Brown-Owens, Councilmember Matt Campbell, Councilmember Tesie Allen, City Clerk John Gill, City Manager Larry Sessions, & City Attorney Todd Kennon.

Council President Burch called the meeting to order.

Mayor Davis led the invocation, which was followed by the Pledge of Allegiance to the Flag.

Council President Burch presented the agenda for any additions, deletions, or changes. Councilmember Jefferson made a motion to approve the agenda as presented, which Councilmember Campbell seconded. The motion carried unanimously.

Council President Burch then proceeded to the next agenda item, approval of the March 12th regular monthly city council meeting minutes, and the March 26th city council workshop minutes. Councilmember Owens made a motion to approve the regular monthly minutes and city workshop minutes, which Councilmember Allen seconded. The motion carried unanimously.

Council President Burch opened the floor for public comments to those who wished to speak now or wait until the item is presented on the agenda. The following spoke at this time:

Moses Clepper spoke against the annexation into the city.

With no other comments public comments was closed.

Council President Burch turned the floor over to Mayor Frank Davis to discuss matters of the city. Mayor Davis proceeded to discussion with possible council action on the recommendation from the Live Oak Substitute Fire Fighter Pension Board to appoint Mr. Seth Wilkins to replace retiring Board Member Mr. Keith Liebreid. Councilmember Campbell made a motion to approve the appointment of Mr. Wilkins, which Councilmember Jefferson seconded. The motion carried unanimously.

Mayor Davis moved to his next agenda item and spoke regarding Ordinance 1507 annexation and stated that he has taken the 30 days to think about this project. During that time, he has spoken with FDOT, other Mayors of similar size cities, and Suwannee River Water Management District. Mayor Davis stated he was provided flood maps because of his concern with the North end of the property and the South end that was not provided by the engineers. All the information provided helped him to realize how important it is to study the ramifications and impact such development will have on our city. However, he will not present objections for annexation but will closely follow the recommendations of the Planning and Zoning board along with the City Council eventual vote on future zoning. Mayor Davis has stated he does not see a reason to deny annexation but will offer 7 thoughts and suggestions regarding the Bass property.

1. I ask that FDOT be a partner in the very beginning of this process and make recommendations.
2. I also expect the SRWMD to be included in early discussions as my meeting with them revealed that the preliminary map provided by the developer's engineer may not be the most up to date and does not reflect recent flooding of the area.
3. Based on recommendations from the above agencies I expect this Council to hold the developer legally responsible, and not just a statement from the present developer at a public meeting, to pay for future items such as a traffic light at Hwy 129 and Bass Road, and other items.
4. I suggest, since we all know similar developments will be proposed in the future, that the Council hold a workshop with our planning department so we may be enlightened on their process. I think

understanding how things work would be helpful. I also think it would be a good idea that the planning department inform the Council and Mayor when a petition for annexation and/or development of impact is proposed.

5. In addition, I would like to see the North Florida Regional Planning Council meet with the Council and get their perspective on growth in the smaller communities of northern Florida and Suwannee County and Live Oak particularly.
6. I believe the stakeholders of our community should have input into what they would like to see our city become through charrettes and meetings. I will be glad to reach out to groups and individuals to do this.
7. As we have discussed, it would be in our best interest to develop a strategic plan for the City of Live Oak. There are many examples of strategic plans available to view. I will be glad to help with that process as well.

This concluded the mayors' comments.

Council President Burch proceeded to the next item on the agenda, department reports. Mr. Sessions gave a report on code enforcement, planning, and water & sewer, also the cleanup of the city. Mr. Sessions asked if council had any questions at this time. None heard.

Council President Burch moved to the discussion with possible council action, awarding the bid for RFP-03-2024 Septic to Sewer. Mr. Kelly Lyndsy with Mittauer & Associates, contracted city engineers, spoke and made recommendation to award the bid in the amount \$5,463,360.91 to Anderson Columbia, which is the base bid in the amount of \$3,384,105.92 plus the additive alternate bid in the amount of \$2,079,254.99. Councilmember Campbell made a motion to approve bid RFP 03-2024 contingent upon the approval from our city attorney, SRWMD and FDEP also contingent upon being able to access the short fall amount of \$298,361 with both FDEP Grants and the city ARPA funds, which Councilmember Owens seconded. The motion carried 4 to 1 with Councilmember Jefferson against.

Council President Burch moved to the next agenda item for discussion with possible council action on Resolution 2024-06, a resolution authorizing the execution of a memorandum of agreement with the State of Florida Department of Commerce providing for implementation of the Rural Area of Opportunity designation. City Attorney Kennon read the title into the record. Councilmember Campbell made a motion to approve Resolution 2024-06, which Councilmember Allen seconded. The motion carried unanimously.

Council President Burch then moved to discussion with possible council action on Resolution 2024-05, a resolution authorizing the execution of a contract for special counsel legal services with the Prevatt Law Firm, P.L. to advise council and represent the City of Live Oak Zoning Board of Adjustment and Planning & Zoning Board and such other matters as the City Attorney is unavailable or unable to handle providing for the Prevatt Law Firm, P.L. Mr. Kennon read the title into the record. Councilmember Campbell made a motion to approve Resolution 2024-05, which Councilmember Allen seconded. The motion carried unanimously.

Council President Burch proceeded to discussion with possible council action on the final reading of Ordinance 1510, an ordinance relating to public right-of-way's, making findings and vacating a segment of unimproved platted street right-of-way within the city of Live Oak, Florida as follows: a portion of Horne Avenue (by plat) , 293 feet by 38 feet bounded on the South by 8th Street SW, bounded on the North by 7th Street SW, bounded on the East by block 4 of Fruitland Addition, and bounded on the West by block 5 of Fruitland Addition. Mr. Kennon read the title into the record. President Burch opened the floor for public comment. With none heard, Council President Burch closed public comments. Councilmember Campbell made a motion to approve the final reading of Ordinance 1510, which Councilmember Jefferson seconded. The motion carried unanimously.

Council President Burch proceeded to discussion with possible council action on the final reading of Ordinance 1511, an ordinance amending Article V. fences within chapter 14 Buildings and Building Regulations of the

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City of Live Oak Code of Ordinances. Mr. Kennon read the title into the record. Council President Burch opened the floor for public comment. With none heard, Council President Burch closed public comments. Councilmember Jefferson made a motion to approve the final reading of Ordinance 1511, which Councilmember Owens seconded. The motion carried unanimously.

Council President Burch proceeded to discussion with possible council action on the first reading of Ordinance 1512, an ordinance amending the Future Land Use Classification to 2.403 (MOL) acres on the Future Land Use Plan Map of the city of Live Oak Comprehensive Plan pursuant to an application CPA24-01 by the city council of the city of Live Oak 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 Commercial to Residential moderate density. Mr. Kennon read the title into the record. Council President Burch opened the floor for public comment. With none heard, Council President Burch closed public comments. Councilmember Owens made a motion to approve the first reading of Ordinance 1512, which Councilmember Campbell seconded. The motion carried unanimously.

Council President Burch proceeded to discussion with possible council action on the first reading of Ordinance 1513, an ordinance amending the Zoning District to 2.403 (MOL) acres of land on the official Zoning Atlas of the City of Live Oak Land Development Regulations pursuant to an application LDR 24-01 by the city council of the city of Live Oak under the amendment procedures established in Article Three of the Land Development Regulations providing for a change in the assigned zoning district from Commercial-General to Residential Single Family. Mr. Kennon read the title into the record. Council President Burch opened the floor for public comment. With none heard, Council President Burch closed public comments. Councilmember Owens made a motion to approve the first reading of Ordinance 1513, which Councilmember Campbell seconded. The motion carried unanimously.

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

Councilmember David Burch
City Council President

Attest:
Mr. John Gill
City Clerk