

**AGENDA
REGULAR MEETING OF THE CITY COUNCIL
CITY OF LIVE OAK
WILL BE HELD AT THE LIVE OAK COUNCIL CHAMBERS
8001 SHIN OAK DRIVE
TUESDAY, SEPTEMBER 30, 2025, AT 7:00 P.M.**

The public may watch the meeting live at www.liveoaktx.net by clicking "Live Meetings" button

- 1. CALL TO ORDER**
- 2. INVOCATION/PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. CITIZENS TO BE HEARD**

Per City of Live Oak Code of Ordinances

Section 2-21.5 (1) Live Oak Municipal Code: The rules of courtesy are adopted for persons in attendance at all meetings of Council include: "Those signed up to speak under Citizens To Be Heard shall be called upon in the order that they have registered. No personal attacks shall be allowed by any speaker."

Section 2-21.1 – Preservation of order includes: "The mayor shall preserve order and decorum, prevent personal references to Council Members or impugning of other members' motives."

5. CONSENT AGENDA

A. Approval of Minutes

- September 9, 2025

- B.** Approval of the first reading of a Resolution authorizing an expenditure of \$300,000 from the Economic Development Corporation funds to purchase water rights for future business development – Mrs. Lowder
- C.** Approval of the first reading of a Resolution authorizing an expenditure of \$100,000 from the Economic Development Corporation Funds for the Visual Improvement Program (VIP) for the promotion of new or expanded business and economic development – Mrs. Lowder
- D.** Approval of the first reading of a Resolution authorizing expenditure of \$150,000 from the Economic Development Corporation Fund for the Business Improvement Grant (BIG) for the promotion of new or expanded business and economic development – Mrs. Lowder
- E.** Approval of a Resolution authorizing expenditure of \$22,400 from the Economic Development Corporation Fund as a contribution to the Sand Volleyball Court of the Main City Park improvements – Mrs. Lowder
- F.** Approval of a Resolution authorizing expenditures of \$522,690 from the Economic Development Corporation Funds as a contribution to the Basketball Pavilion/Court of the Main City Park improvements – Mrs. Lowder
- G.** Approval of a Resolution authorizing expenditures of \$149,331 from the Economic Development Corporation Funds as a contribution to the Kayak Launch Pad project of the Main City Park improvements – Mrs. Lowder

- H. Approval of a Resolution authorizing expenditures of \$98,800 from the Economic Development Corporation Fund as a contribution to the City's Municipal Pool Picnic Stations improvements of the Main City Park improvements – Mrs. Lowder
- I. Approval of a Resolution authorizing expenditures of \$131,800 from the Economic Development Corporation Funds on a contribution to the Park Picnic Stations improvements of the Main City Park – Mrs. Lowder
- J. Approval of a Resolution authorizing expenditures of \$65,900 from the Economic Development Corporation Funds as a contribution to the Park Gazebo of the Main City Park improvements – Mrs. Lowder
- K. Approval of a Resolution authorizing expenditures of \$320,300 from the Economic Development Corporation Funds as a contribution to the Park Sitework and Professional Services for the Main City Park improvements – Mrs. Lowder
- L. Approval of a Resolution authorizing expenditures of \$137,000 from the Economic Development Corporation Funds as a contribution to the Fitness Structure of the Main City Park improvements – Mrs. Lowder
- M. Approval of a Resolution authorizing expenditures of \$405,900 from the Economic Development Corporation Funds as a contribution to the Erosion-Beautification Design of the Main City Park Improvements – Mrs. Lowder

6. SPECIAL CONSIDERATION

- A. Proclamation for National World's Teacher's Day – Mayor Dennis
- B. Proclamation for National Breast Cancer Awareness Month – Mayor Dennis
- C. Proclamation for National Night Out and National Crime Prevention Month – Chief Fratus
- D. Proclamation for National Domestic Violence Awareness Month – Chief Fratus
- E. Proclamation for Fire Prevention Week – Interim Chief Drewry

7. NEW BUSINESS

- A. Discussion and possible action regarding surplus and disposal of fixed assets with an initial net worth of \$5,000 and over – Mrs. Malloy
- B. Discussion and possible action regarding an Ordinance adopting the Live Oak Fee Schedule; adding and amending certain fees and other matters in connection therewith – Mr. Ruthven
- C. Discussion and possible action regarding a Resolution appointing and reappointing members and alternates and providing the current list for various City of Live Oak Boards and Commissions – Mr. Ruthven
- D. Discussion and possible action regarding a Resolution appointing a member to the Live Oak Economic Development Corporation – Mrs. Lowder
- E. Discussion and possible action regarding amending City Code of Ordinances Chapter 15 offenses and miscellaneous provisions, Section 15-19, Sexual Offenders (2) Definitions – Chief Fratus

8. CITY COUNCIL REPORT

A. City Council Members report regarding discussion of City issues with citizens.

9. GENERAL ANNOUNCEMENTS FOR CITY COUNCIL AND STAFF

A. City Council


- Ribbon Cuttings, upcoming City Events, Special meetings and workshops, conferences and special acknowledgements

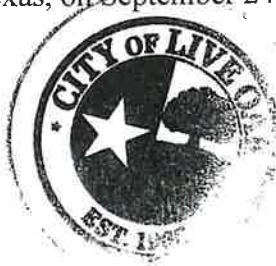
B. Staff

- Ribbon Cuttings, upcoming City Events, Special meetings and workshops, conferences and special acknowledgements

10. ADJOURNMENT

I certify that the above notice of meeting was posted on the bulletin board of the City Hall, 8001 Shin Oak Drive, City of Live Oak, Texas, on September 24, 2025, by 5:00 p.m.


Isa Gaytan, TRMC
City Secretary



This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodation or interpretative services must be made 48 hours prior to this meeting. Please contact the City Secretary's Office, for concerns or requests, at (210) 653-9140, Ext. 2213.

The City Council for the City of Live Oak reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Open Meetings Act, Texas Governmental Code §§ 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberation about Security Devices), and 551.086 (Economic Development), and any other provision under Texas law that permits a governmental body to discuss a matter in a closed executive session.

REQUEST PHONES BE TURNED OFF, WITH THE EXCEPTION OF EMERGENCY ON-CALL PERSONNEL

It is possible that a quorum of the Live Oak Economic Development Corporation, Parks and Recreation Commission, Planning and Zoning Commission and Board of Adjustment Commission could attend this meeting. The individual member's will not engage in any discussion or deliberation on any matters presented by the agenda.

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL
CITY OF LIVE OAK
8001 SHIN OAK DRIVE
TUESDAY, SEPTEMBER 9, 2025, AT 7:00 P.M.**

1. CALL TO ORDER

Mayor Dennis called the meeting to order at 7:00 p.m.

2. INVOCATION/PLEDGE OF ALLEGIANCE

Completed.

3. ROLL CALL

Councilmember Angela Green, present

Mayor Pro-Tem Bob Tullgren, present

Councilmember Dr. Erin Perez, present

Councilmember Ed Cimics, present

Councilmember Aaron Dahl, present

Mayor Mary M. Dennis, present

STAFF IN ATTENDANCE

Anas Garfaoui, City Manager

Ron Ruthven, Assistant City Manager

Leroy Kowalik, Finance Director

Jackie Malloy, Accounting and HR Manager

Chief Michael Fratus, Police Department

Assistant Chief Jesse Barela, Police Department

Interim Fire Chief Keith Drewry, Fire Department

Mark Wagster, Director of Public Works

Eddy McNew, Assistant Director of Public Works

Donna Lowder, Manager of Marketing and Economic Development Corporation

Isa Gaytan, City Secretary

Clarissa Rodriguez, City Attorney

4. CITIZENS TO BE HEARD

None.

5. CONSENT AGENDA

A. Approval of Minutes

- **August 26, 2025**

B. Approval of an excused absence for Councilmember Dahl from August 26, 2025, City Council meeting.

Motion was made by Mayor Pro-Tem Tullgren and seconded by Councilmember Green to approve the Consent Agenda.

Vote FOR: Green, Tullgren, Perez, Cimics, and Dahl; Passed 5/0

6. SPECIAL CONSIDERATION

A. Proclamation for National Hispanic Heritage month – Mayor Dennis

Mayor Dennis read the Proclamation for National Hispanic Heritage month.

7. NEW BUSINESS

A. Discussion and possible action on an Ordinance amending Chapter 9, Article III of the Code of Ordinances, relating to provisions for flood hazard reduction – Mr. McNew

- **Public Hearing**

Mayor Dennis opened the public hearing at 7:04 p.m.; no speakers on this item Mayor closed the public hearing at 7:04 p.m.

- **Consideration of Ordinance**

Mr. McNew presented Ordinance amending Chapter 9, Article III of the Code of Ordinances, relating to provisions for flood hazard reduction.

Motion was made by Councilmember Dahl and seconded by Mayor Pro-Tem Tullgren to approve an Ordinance amending Chapter 9, Article III of the Code of Ordinances, relating to provisions for flood hazard reduction.

Vote FOR: Green, Tullgren, Perez, Cimics, and Dahl; Passed 5/0

B. Discussion and possible action regarding the Monthly Financial Report ending on July 31, 2025 – Mr. Kowalik

Mr. Kowalik presented the Monthly Financial Report ending on July 31, 2025.

Motion was made by Mayor Pro-Tem Tullgren and seconded by Councilmember Dahl to approve the Monthly Financial Report ending on July 31, 2025.

Vote FOR: Green, Tullgren, Perez, Cimics, and Dahl; Passed 5/0

C. Discussion and possible action regarding an Ordinance making appropriations for the support of the City of Live Oak for the fiscal year beginning October 1, 2025, and ending September 30, 2026; appropriating money to a Sinking Fund to pay interest and principal on the City's indebtedness; and adopting the Annual Budget of the City of Live Oak for the 2025/2026 fiscal year – Mr. Kowalik

(Budget is available online at www.liveoaktx.net)

Mr. Kowalik presented an Ordinance making appropriations for the support of the City of Live Oak for the fiscal year beginning October 1, 2025, and ending September 30, 2026; appropriating money to a Sinking Fund to pay interest and principal on the City's indebtedness; and adopting the Annual Budget of the City of Live Oak for the 2025/2026 fiscal year.

Motion was made by Mayor Pro-Tem Tullgren and seconded by Councilmember Perez to approve an Ordinance making appropriations for the support of the City of Live Oak for the fiscal year beginning October 1, 2025, and ending September 30, 2026; Appropriating money to a Sinking Fund to pay interest and principal on the City's indebtedness; and Adopting the annual budget of the City of Live Oak for the 2025-2026 fiscal year.

Vote FOR: Green, Tullgren, Perez, Cimics, and Dahl; Passed 5/0

D. Discussion and possible action to ratify the property tax revenue increase reflected in the Annual Budget – Mr. Kowalik

Mr. Kowalik presented and recommended City Council to ratify the property tax revenue increase reflected in the Annual Budget.

Motion was made by Councilmember Dahl and seconded by Councilmember Cimics to ratify the property tax revenue increase reflected in the Annual Budget.

Vote FOR: Green, Tullgren, Perez, Cimics, and Dahl; Passed 5/0

E. Discussion and possible action regarding an Ordinance of the City of Live Oak, Texas levying Ad Valorem taxes for use and support of the municipal government of the City for fiscal year beginning October 1, 2025, and ending September 30, 2026; providing for apportioning each levy for specific purposes; and providing when taxes shall become due and when same shall become delinquent if not paid; and providing for an effective date – Mr. Kowalik

Mr. Kowalik presented an Ordinance of the City of Live Oak, Texas levying Ad Valorem taxes for use and support of the municipal government of the City for fiscal year beginning October 1, 2025, and ending September 30, 2026; providing for apportioning each levy for specific purposes; and providing when taxes shall become due and when same shall become delinquent if not paid.

Motion was made by Mayor Pro-Tem Tullgren and seconded by Councilmember Green stating: By approval of Ordinance No. 1685, An Ordinance of the City of Live Oak, Texas Levying Ad Valorem Taxes for use and support of the Municipal Government of the City for fiscal year beginning October 1, 2025 and terminating September 30, 2026; providing for apportioning each levy for specific purposes; and providing when taxes shall become due and when same shall become delinquent if not paid; and providing for an effective date. I move that the property tax rate be decreased by the adoption of a tax rate of \$0.386734 per \$100 valuation, which does not exceed the lower of the calculated no-new-revenue tax rate or voter-approval tax rate.

A vote was taken for \$0.312270 per n\$100 valuation for maintenance and operations (M&O)
Vote FOR: Green, Tullgren, Perez, Cimics, and Dahl; Passed 5/0

A vote was taken for \$0.074464 per \$100 valuation for debt service (I&S)

Vote FOR: Green, Tullgren, Perez, Cimics, and Dahl; Passed 5/0

8. CITY COUNCIL REPORT

A. City Council Members report regarding discussion of City issues with citizens.

No report from Council members.

9. GENERAL ANNOUNCEMENTS FOR CITY COUNCIL AND STAFF

A. City Council

- **Ribbon Cuttings, upcoming City Events, Special meetings and workshops, conferences and special acknowledgements**

Dr. Perez announced Honor Flight #21 will be back in San Antonio on September 14, 2025, and welcomed anyone who would like to be present at the airport to welcome the Veterans.

Mayor Dennis announced she toured the Project Men facility and gave a description on the services they provide to the community. Mayor also wished her daughter, Christina, a Happy Birthday.

B. Staff

- **Ribbon Cuttings, upcoming City Events, Special meetings and workshops, conferences and special acknowledgements**

Ms. Rodriguez announced the Hog-Wild event is scheduled for September 12, 2025.

10. EXECUTIVE SESSION

A. **The City Council will meet in executive session pursuant to Texas Government Code Section 551.071, consultation with attorney, to discuss and receive advice on:**

- **A matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct conflicts with the statute related to the Fire Department.**

Mayor Dennis called the Executive Session at 7:29 p.m.

B. **Reconvene into open session and action on items discussed in executive session as needed.**

Mayor Dennis reconvened to open session at 8:05 p.m. No action was taken regarding this agenda item.

11. ADJOURNMENT

Motion was made by Councilmember Cimics and seconded by Councilmember Dahl to adjourn at 8:06 p.m.

APPROVED:

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, TRMC
City Secretary



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 5B

Prepared by: D. Lowder EDC Manager

Reviewed by: R. Ruthven, ACM

Department: Economic Development

Agenda Item Description:

Approval of the first reading of a Resolution authorizing an expenditure of \$300,000 from the Economic Development Corporation funds to purchase water rights for future business development.

Staff Briefing:

The Live Oak Economic Development Corporation, during the 2025/26 budget process, identified \$300,000 for the purchase of water rights. As part of the procedure for the expenditure of funds, the following process is outlined:

- October 1, 2025 – \$300,000 budgeted for the purchase of Water Rights in the Economic Development Fund in FY 2025/2026.
- September 30, 2025 - First reading of Resolution for expenditure of funds for purchase of water rights by the City Council.
- October 14, 2025 – Second reading of Resolution for expenditure of funds for purchase of water rights by the City Council.
- December 2, 2025 – End of 60-day public comment period.

The attached Resolution will be read twice by the City Council for the expenditure of funds for the purchase of water rights during the September 30th and October 14th regular meetings.

ACTION:

- ☐ Ordinance ☒ Resolution
- ☐ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost: \$300,000	
Budgeted	\$300,000
Actual	\$600,000
Acct. Name	Purchase of Water Rights
Acct. Fund	50-500.581
Other Funding	1, 2, &3

Strategic Goals: 1-Stable, 2-Secure, 3-Supportive, and 4-Beautiful

Staff Recommended Motion:

Under consent agenda.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, AUTHORIZING EXPENDITURES OF \$300,000 FROM THE ECONOMIC DEVELOPMENT FUND TO PURCHASE WATER RIGHTS FOR FUTURE BUSINESS DEVELOPMENT AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Live Oak relies on the Edwards Aquifer and other providers as sources of water, which is becoming a scarce commodity; and

WHEREAS, the City of Live Oak and Live Oak Economic Development Corporation recognizes the need to seek readily available sources of water for the promotion of new and expanded businesses; and

WHEREAS, the City of Live Oak and Live Oak Economic Development Corporation recognizes that opportunities for procurement of water rights are often sporadic and it is important for the expansion of new and existing business to have available water at the time it is needed; and

WHEREAS, the City of Live Oak public was notified of this project on September 30th, and shall have a 60-day review period for comments, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation held a public hearing for this project on September 30, 2025, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation finds the purchase of water rights meets criteria for a permissible project based on initial ballot language from the 4B sales and use tax election as well as, a legal opinion from the City Attorney; and

WHEREAS, the Economic Development Fund has funds budgeted for purchase of water rights for the FY 2025-2026 budget year and has approved this Resolution to be sent to City Council for consideration; and

WHEREAS, City Council must hold two (2) readings of this resolution before final approval, as required by state law.

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF LIVE OAK, BEXAR COUNTY, TEXAS, THAT:

Section 1. That the foregoing recitals are hereby found to be true and correct findings of the LOEDC and are fully incorporated into the body of this Resolution.

Section 2. That the Live Oak Economic Development Corporation finds and determines that the purchase of water rights is an authorized project to enhance the economic development of the City and is consistent with Section 505.158.

Section 3. The City of Live Oak City Council hereby authorizes as an appropriate project for the City of Live Oak Economic Development Corporation the purchase of water rights to be used for the promotion of new and expanded business enterprises and development and the expenditure of up to \$300,000 from the Economic Development Fund, after December 2, 2025 for the procurement of water rights as they become available.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final reading, and it is so resolved.

PASSED AND APPROVED this _____ day of _____, 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

Clarissa Rodriguez, City Attorney



Meeting Date: September 30, 2025

Agenda item: 5C

Prepared by: D. Lowder EDC Manager

Reviewed by: R. Ruthven, ACM

Department: Economic Development

Agenda Item Description:

Approval of the first reading of a Resolution authorizing an expenditure of \$100,000 from the Economic Development Corporation Funds for the Visual Improvement Program (VIP) for the promotion of new or expanded business and economic development.

Staff Briefing:

The Live Oak Economic Development Corporation, during the 2025/26 budget process, identified \$113,000 for the Visual Improvement Program grant (VIP). As part of the procedure for the expenditure of funds, the following process is outlined:

- October 1, 2025 – \$100,000 budgeted expenditures for the Visual Improvement Program Grant (VIP) in the Economic Development Fund in FY 2025/2026.
- September 30, 2025 - First reading of Resolution for expenditure of funds for the Visual Improvement Program Grant by the City Council.
- October 14, 2025 – Second reading of Resolution for expenditure of funds for the Visual Improvement Program Grant by the City Council.
- December 2, 2025 – End of 60-day public comment period.

The attached Resolution will be read twice by the City Council for the expenditure of funds for the purchase of water rights during the September 30th and October 14th regular meetings.

ACTION:

- ☐ Ordinance ☒ Resolution
- ☐ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost: \$100,000	
Budgeted	\$100,000
Actual	\$100,000
Acct. Name	Newsletter
Acct. Fund	50-400.481
Other Funding	1, 2, 3 & 4

Strategic Goals: 1-Stable, 2-Secure, 3-Supportive, and 4-Beautiful

Staff Recommended Motion:

Under consent agenda.

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF LIVE OAK, TEXAS, AUTHORIZING EXPENDITURES
OF \$100,000 FROM THE ECONOMIC DEVELOPMENT
FUND FOR THE VISUAL IMPROVEMENT PROGRAM
FOR THE PROMOTION OF NEW OR EXPANDED
BUSINESS AND ECONOMIC DEVELOPMENT
DECLARING AN EFFECTIVE DATE.**

WHEREAS, the Visual Improvement Program supports the revitalization and redevelopment of economic development throughout the City through a grant program for businesses which has proven to be successful and continues to grow since its inception, which also led to additional funding for this project; and

WHEREAS, the City of Live Oak and the Economic Development Corporation have determined that the Visual Improvement Program projects that are recommended and ultimately approved by the Economic Development Corporation to benefit the revitalization and redevelopment of the immediate neighborhood and promotes business development in which the project is located; and

WHEREAS, the City of Live Oak public was notified of this project on September 30th and shall have a 60-day review period for comments, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation held a public hearing for this project on September 30, 2025, as required by state law; and

WHEREAS, the City of Live Oak and the Economic Development Corporation finds the Visual Improvement Program meets criteria for a permissible project based on initial ballot language from the 4B sales and use tax election as well as statutory authorization and a legal opinion from the City Attorney; and

WHEREAS, the Economic Development Corporation has funds budgeted for the Visual Improvement Program for the FY 2025-2026 budget year and has approved this Resolution to be sent to City Council for consideration; and

WHEREAS, City Council must hold two (2) readings of this resolution before final approval, as required by state law.

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF LIVE OAK, BEXAR COUNTY, TEXAS, THAT:

Section 1. That the foregoing recitals are hereby found to be true and correct findings of the LOEDC and are fully incorporated into the body of this Resolution.

Section 2. That the Live Oak Economic Development Corporation finds and determines that the Visual Improvements Program is an authorized project to enhance the economic development of the City and is consistent with Section 505.158.

Section 3. The City of Live Oak City Council hereby authorizes the Visual Improvement Program as an appropriate project for the City of Live Oak Economic Development Corporation to be used for revitalization, redevelopment and the promotion of new and expanded business enterprises and the expenditure of up to \$100,000 from the Economic Development Fund, after December 2, 2025. The City further resolves that the funds for each applicant shall be used in accordance with the Visual Improvement Program application, each award shall not exceed a total of \$5,000, and each application shall be approved by staff and approved by the Economic Development Corporation Board.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final reading, and it is so resolved.

PASSED AND APPROVED this _____ day of _____, 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

Clarissa Rodriguez, City Attorney



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 5D

Prepared by: D. Lowder, EDC Manager

Reviewed by: R. Ruthven, ACM

Department: Economic Development

Agenda Item Description:

Approval of the first reading of a Resolution authorizing expenditure of \$150,000 from the Economic Development Corporation Fund for the Business Improvement Grant (BIG) for the promotion of new or expanded business and economic development.

Staff Briefing:

The Live Oak Economic Development Corporation, during the 2025/26 budget process, identified \$150,000 for the Business Improvement Grant (BIG). As part of the procedure for the expenditure of funds, the following process is outlined:

- October 1, 2025 – \$150,000 budgeted expenditures for the Business Improvement Grant (BIG) in the Economic Development Fund in FY 2025/2026.
- September 30, 2025 - First reading of Resolution for expenditure of funds for the Business Improvement Grant by the City Council.
- October 14, 2025 – Second reading of Resolution for expenditure of funds for the Business Improvement Grant by the City Council.
- December 2, 2025 – End of 60-day public comment period.

The attached Resolution will be read twice by the City Council for the expenditure of funds for the Business Improvement Grant (BIG) during the September 30th and October 14th regular meetings.

Action:

- ☐ Ordinance ☒ Resolution
- ☐ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost: \$150,000	
Budgeted	\$150,000
Actual	\$150,000
Acct. Name	Other ED Initiatives
Acct. Fund	50-400.486
Other Funding	1, 2, 3 & 4

Strategic Goals: 1-Stable, 2-Secure, 3-Supportive, and 4-Beautiful

Staff Recommended Motion:

Under consent agenda.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, AUTHORIZING EXPENDITURES OF \$150,000 FROM THE ECONOMIC DEVELOPMENT FUND FOR THE BUSINESS IMPROVEMENT GRANT (BIG) FOR THE PROMOTION OF NEW OR EXPANDED BUSINESS AND ECONOMIC DEVELOPMENT AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the Business Improvement Grants (BIG) supports the revitalization and redevelopment of economic development throughout the City through a grant program for businesses which has proven to be successful and continues to grow since its inception, which also led to additional funding for this project; and

WHEREAS, Section 501.158 of the Act requires an incentive agreement to provide at a minimum for a schedule of additional payroll or jobs to be created or retained and capital investment to be made as consideration for any direct incentives provided or expenditures made by the corporation under the agreement and to specify the terms under which repayment must be made if the business enterprise does not meet the performance requirements specified in the agreement; and

WHEREAS, in addition to “project” as defined 501.101 of the Act, for the Live Oak Economic Development Corporation (Corporation), “project” also includes the land, buildings, equipment, facilities, expenditures, targeted infrastructure and improvements found by the Corporation’s board of directors to promote new or expanded business development; and

WHEREAS, the City of Live Oak and the Economic Development Corporation have determined that the Business Improvement Grant (BIG) projects that are recommended and ultimately approved by the Economic Development Corporation benefit the revitalization and redevelopment of the immediate neighborhood and promotes business development in which the project is located; and

WHEREAS, the Corporation has found that incentivizing local businesses will contribute to the economic development of the City by creating new jobs and increased employment, promoting and developing expanded business enterprises, increased development, increased real property value and tax revenue for the City and Corporation, and will have both a direct and indirect positive overall impact on the local economy; and

WHEREAS, the Corporation desires to offer incentives to local businesses to enable them to expand and improve their location within the City of Live Oak pursuant to the City of Live Oak BIG Program Guidelines and Incentive Policy previously adopted by the City, and under the Act and all applicants must follow and submit the Program Incentive Agreement attached as Exhibit A; and

WHEREAS, the City Council hereby finds that all conditions precedent for the approval of the City of Live Oak BIG Program Guidelines and Incentive Policy have occurred and been complied with, including the Texas Open Meetings Act, and all public notices and hearings; if any, have been conducted in accordance with Texas law; and

WHEREAS, the City of Live Oak public was notified of this project on September 30, 2025 and shall have a 60-day review period for comments, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation held a public hearing for this project on September 30, 2025, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation finds the Business Improvement Grant (BIG) meets criteria for a permissible project based on initial ballot language from the 4B sales and use tax election as well as statutory authorization and a legal opinion from the City Attorney; and

WHEREAS, the Economic Development Corporation has funds budgeted for the Business Improvement Grant (BIG) for the FY 2025-2026 budget year and has approved this Resolution to be sent to City Council for consideration; and

WHEREAS, City Council must hold two (2) readings of this resolution before final approval, as required by state law.

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF LIVE OAK, BEXAR COUNTY, TEXAS, THAT:

SECTION 1. That the above recitals and legislative findings are true and correct and are incorporated herein as if restated in full.

SECTION 2. The City of Live Oak hereby authorizes the Business Improvement Grant (BIG) as an appropriate project for the City of Live Oak Economic Development Corporation to be used for revitalization, redevelopment and the promotion of new and expanded business enterprises and the expenditure of up to \$150,000 from the Economic Development Fund, after December 2, 2025. The City further resolves that the funds for each applicant shall be used in accordance with the Business Improvement Grant (BIG) application Program and Incentive Agreement attached as Exhibit A, each award shall not exceed a total of \$50,000, and each application shall be approved by staff and approved by the Economic Development Corporation Board.

SECTION 3. All resolutions or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

SECTION 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

SECTION 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the Live Oak EDC Board and City Council hereby declare that this Resolution would have been enacted without such invalid provision.

SECTION 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

SECTION 7. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED AND APPROVED this _____ day of _____, 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

Clarissa Rodriguez, City Attorney

EXHIBIT A
(Program Application)

City of Live Oak Business Improvement Grant (BIG) Program Guidelines

1. **General Purpose & Objective** - Live Oak's Economic Development Corporation has developed the Business Improvement Grant program (BIG) to promote the development and expansion of new and existing business enterprises within the City of Live Oak, Texas (the "City"), and enhance the economic welfare of the citizens of the City by securing and retaining business enterprises and maintaining a higher level of employment, economic activity, and stability.

Objective: The rehabilitation, enhancement, restoration, and preservation of building or site improvements will be a catalyst to: (i) attract new customers and businesses; (ii) stimulate new, private investment, and economic development; (iii) positively impact the marketability and perception of Live Oak; and (iv) promote commercial revitalization of the City's economy and business sector.

The investment of public resources through the Business Improvement Grant (BIG) pursuant to the terms, conditions, and guidelines of this grant is for a public purpose and will promote local economic development in the program boundaries, stimulate business and commercial activity and benefit the City and its citizens.

2. **Program Boundaries** shall mean only those properties located within the boundaries outlined in red on the map and program guidelines attached hereto as **EXHIBIT "A"** and made part hereof for all purposes are eligible to participate in the BIG Program.

3. **Grant Terms, Conditions and Guidelines**

1. Eligible Requirements:

- **Eligible Properties:** Only properties located within the boundaries outlined in the attached map under EXHIBIT "A" and made a part hereof for all purposes are eligible to participate in the BIG Program.
- **Eligible Applicants:** To be eligible to apply for a grant under the Business Improvement Grant Program, an applicant must either be: (i) the owner of the building/property within the program boundaries where the work is to be performed; or (ii) the tenant of a building in the program boundaries where the work is to be performed AND the owner of such building/property must have consented in writing to the "work."

2. Eligible Improvements and Expenditures

Applicants may be eligible to receive up to a maximum grant of \$50,000 as reimbursement for verifiable and eligible expenditures under the program terms and conditions. All projects must be found by the board of directors to promote new or expanded business development. To be eligible, an applicant must be an established business within Live Oak for 5 or more years; and expenditures eligible under the **Live Oak BIG Program** include the following:

- a. Façade Improvements:

Structural improvements to building facades including, but not limited to, structural rehabilitation, awnings, painting, reconstruction, and/or remodeling. Removal/replacement of inappropriate or incompatible exterior finishes or materials; doors, windows/trim replacement, or repair; brick/stone/masonry repair; foundation stabilization, fire sprinkler or fire alarm system, exterior lighting detached or attached to the façade; building permits fees, sign permit fees, and inspection fees, and architect, engineering, and survey fees.

- b. Large Sign Improvements/Site Improvements:

New pylon sign structure, and renovation or removal of existing signs. Items such as, but not limited to parking lot resurfacing, striping, driveway improvements, parking lot lighting, new curb and pavement and sidewalks, fencing, exterior or patio seating creation, landscaping to include dumpster screening structures, and waterline or gas extension.

c. Miscellaneous Eligibility Requirements:

In addition to the above requirements, the following general requirements must be met for a project to be eligible for a grant under the BIG Program.

1. The work or improvements must cost at least \$50,000.00.
2. The building and applicant's occupancy and use of the building where the work is to be performed must follow all applicable City codes and ordinances for compliance.
3. No code enforcement actions may be pending against the applicant or the property where the work is to be performed.
4. All ad valorem taxes assessed against the property where the work is to be performed must be current and shall not be delinquent; and
5. The applicant, and the owner of the building where the work is to be performed (if the applicant is not the property owner), must not owe any debts to the City that are past due including, without limitation, any past due property taxes, judgements or fines for code violations or liens, Live Oak municipal court fines, or utility payments.
6. Non-conforming items on the applicant's property such as signage may be asked by the City to be included in the grant application.

3. Eligibility – Applicant seeking Grant funding must meet the following eligibility requirements:

- a. Eligible Applicant includes any existing (5 years or more) for-profit business facility, commercial property owner, or business tenant physically located within the city limits of Live Oak, Texas. The State Comptroller's office and Certificate of Occupancy will verify and determine the applicant's tax status. Applicant will be required to provide proof of ownership of an existing facility, or if Applicant is a business tenant (lessee), they must attach a copy of the current lease agreement with the application.
- b. Businesses operating on the same property as the business owners' residence are **NOT** eligible.
- c. Applicants are **NOT** eligible to receive funding under the Live Oak BIG Program if the Applicant is receiving funding under the Live Oak Visual Improvement Program (VIP) grant within the same 12-month period.
- d. Applicants who have an ongoing lawsuit or are in any way parties to litigation against the City of Live Oak or Live Oak's Economic Development Corporation are **NOT** eligible.
- e. Applicants are limited to receiving grant funding for only one (1) project in a 12-month period.
- f. No in-kind contributions or donations may be used as any part of the Applicant's match. The amount of any grant under this Business Improvement Grant (BIG) program will not exceed \$50,000 reimbursement.
- g. Improvements shall be made in accordance with project drawings or build plans, specifications, applicable codes, and/or other pertinent information provided in the application, such having been previously approved by the City of Live Oak's Economic Development Corporation. Failure to do so will render the Applicant ineligible to received grant funding. Any modifications **MUST** first receive written approval of the City of Live Oak's Economic Development Corporation and the City's Building Official. Failure to do so will likewise render the Applicant ineligible for grant funding.
- h. Applicant is obligated to obtain all applicable permits and inspections related to the improvement project. Failure to do so will render the Applicant ineligible for grant funding. **NOTE: if the Applicant's business is within the Forum Shopping Center or the Live Oak Town Center, a written consent from the management company MUST also be obtained before work can commence.**
- i. Upon approval of a grant application, and during the implementation of the improvements, a representative of the City's Building Department shall have the right to access the property and to inspect the work in progress.
- j. Improvements shall not commence prior to having received written approval for a grant from the City of Live Oak's Economic Development Corporation.
- k. Any incurred labor or work fees/cost that were completed by the Applicant, or their employees may not be included in the cost estimate of the project and are **NOT** reimbursable through this program.

- I. The Applicant must agree to remain in business and not sell or assign such business to another person or entity for a period of twelve (12) months from the date of grant funding of his/her application. Failure to adhere to this requirement will result in repayment of the grant.

4. **Non-Eligible Reimbursement**

Shall mean costs and expenses incurred in connection with the following: Routine maintenance; interior improvements; heating and air conditioning, interior improvements, plumbing, electrical wiring, equipment; legal and all other professional fees except for the professional fees specifically listed in this BIG Program as Eligible Reimbursements, Financing costs; and sums paid to any contractor, laborer or supplier owned directly or indirectly by the Grant Recipient, building owner, or family member of the Grant Recipient or building owner.

5. **Application & Approval**

- a. Applications must be made on a form provided by the City of Live Oak's Economic Development Corporation on the city's website www.liveoaktx.net.
- b. Applicants can submit their completed applications and corresponding documents to myedc@liveoaktx.net.
- c. Applications will be accepted between January 1st through March 30th, and April 1st through June 1st of each year (the Grant Application Period).
- d. Applications will be reviewed internally by the Economic Development Board and staff for the City of Live Oak at the first public meeting after March 30th and June 1st.
- e. Live Oak's Economic Development Corporation will use the Program's Scoring Criteria to rank applications. The scoring criteria is attached to these Guidelines as Exhibit "B."
- f. Only complete applications will be accepted. All applicable application fields must be completed, and all applicable attachments are required to be submitted with the application.
- g. In the event an application is submitted and deemed incomplete, the Applicant will be notified. The incomplete application will be rejected, and the Applicant will be required to resubmit.
- h. All Applicants must include a signed W-9 form as an attachment to their application. Live Oak BIG Program funding will be remitted to the entity named on the W-9.
- i. All Applicants must provide at least one (1) detailed estimate/quote of proposed improvements and or other eligible expenditures as an attachment to their application.
- j. If applicable, Applicant must include improvement project drawings and specifications as an attachment to their application.
- k. If applicable, Applicant must provide photos of the area to be improved as an attachment to their application.
- l. If Applicant is a business tenant (lessee), they must attach a copy of the lease agreement with the application.
- m. As an attachment to the application, Applicants are encouraged to provide any additional information about the project that would be beneficial in reviewing the application.
- n. Applicants will receive notification of their application status within 15-20 business days after completed Grant Application is received.
- o. Live Oak's Economic Development Corporation may award the Applicant a grant with certain provisions, conditions, or other requirements as it may from time to time deem appropriate.

- p. Live Oak's Economic Development Corporation reserves the right to accept or reject any application.
- q. Live Oak's Economic Development Corporation reserves the right to waive any requirement(s) contained herein, and/or add any requirement(s) it deems appropriate in making its determination of approval or disapproval of a grant(s) application.

6. Funding

- a. Applicant shall provide Live Oak's Economic Development Corporation with written notification of project completion to Live Oak's Economic Development Corporation. Such notification shall include a letter signed by the Applicant stating that all improvements have been completed in accordance with the application and/or approved modifications, and that full payment has been made for all labor and materials associated with the project. Such notification shall include documentation, not limited to, paid receipts for materials and labor, permits, inspection reports, project photographs, or any other items Live Oak's Economic Development Corporation may deem necessary for determining the successful completion of the project.
- b. Upon receipt of a notification from the Applicant that the project has been completed, an on-site inspection may be made by a representative(s) of Live Oak's Economic Development Corporation to confirm completion in accordance with the application and/or approved modifications; such inspection shall not be considered in any way as a reflection of Live Oak's Economic Development Corporation's approval on the quality, safety, or reliability of the improvements, such being the sole responsibility of the Applicant.
- c. Within thirty (30) days following the verification of completion of the project in accordance with the application, or any approved modifications thereto, Live Oak's Economic Development Corporation will issue written notice to the Applicant confirming that the project has been deemed successfully complete, and the total grant award will be paid to the Applicant.
- d. Available funding: Live Oak's Economic Development Corporation has approved \$150,000 to fund this grant program. Grant applications received after the available funding has been exhausted may be considered the following calendar year. Live Oak's Economic Development Corporation retains sole discretion to accept or reject applications received after the available funding has been exhausted.
- e. Grants approved through the BIG Program may be treated as income subject to federal income tax provisions. The City's Economic Development Corporation and the City of Live Oak, Texas are not liable for tax implications resulting from the grant award. Applicants should consult a tax advisor for tax liability information.

7. Construction Requirements for Approved Grants - If grant application is approved:

- a. The applicant shall obtain all applicable City building permits, sign permits, and approvals required in connection with the work described in the application prior to the commencement of any work.
- b. The applicant shall commence the work described in the application within ninety (90) days from the date the grant is approved and complete the work described in the application within one hundred and eighty (180) days from the date the grant is approved.

If the applicant is unable for good cause to commence the work within ninety (90) days from the date of approval or complete the work within one hundred and eighty (180) days from the date the grant is approved, the applicant may submit a written request for an extension of the commencement date or completion date to the EDC Board.

The extension request must be made prior to the ninety (90) days or one hundred and eighty (180)-day time limits. An extension of the completion date, if granted, shall be for no longer than thirty (30) days and shall be subject to the conditions determined exclusively by the EDC Board and Director. The denial by the EDC Board of a request for an extension cannot be appealed and shall be final.

- c. All work proposed by the application must comply with all City building permit requirements, sign requirements and all applicable City building codes, ordinances and regulations when completed.

8. Process for Reimbursement. The following shall be conditions precedent to the payment of any grant approved under the Business Improvement Grant Program.

- a. The applicant shall sign and submit a Reimbursement Request to the City's EDC Director requesting reimbursement of the approved amount of the grant and shall be submitted within thirty (30) days after the City's building inspectors have confirmed in writing that the work is completed.
- b. Payment of Reimbursement Grant: Grants approved under the BIG program will be paid as a single payment reimbursement within thirty (30) days after the later of the following dates: (i) all inspections have been completed and all work complies with all plans, approvals, building permits, and sign permits issued in connection with the work by the City's Development Services; and (ii) the Applicant timely submits a Reimbursement Request; and (iii) the Applicant has provided all receipts, inspection reports, and Reimbursement Requests.
- c. All covenants and conditions to be performed by the applicant under the terms of the Business Improvement Grant Program Agreement between the applicant and the Live Oak EDC must be satisfied before the applicant submits the Reimbursement Request. If grant application for the BIG Program is approved, Grant recipients will be required to enter into a Performance Agreement with the City of Live Oak Economic Development Corporation.
- d. The work described in the approved application shall have been completed in a good and skillful manner.
- e. Grants approved through the BIG Program may be treated as income subject to federal income tax provisions. The City's Economic Development Corporation nor the City of Live Oak, Texas **is not** liable for any tax implications resulting from any grant award. Applicants should consult a tax advisor for tax liability information.

9. Default

- a. If the subject business is closed, sold, transferred, or relocated within a twelve (12) month period after grant funding is received, the Applicant shall be required to reimburse Live Oak's Economic Development Corporation for 100% of the grant amount received. Thereafter, until the twenty-four (24) month's anniversary date of grant funding, the Applicant shall be required to reimburse Live Oak's Economic Development Corporation for 50% of the grant amount received if the subject business is closed, sold, transferred, or relocated.

10. Amendment

Live Oak's Economic Development Corporation reserves unto itself the right to amend these Guidelines and Criteria as it may from time to time find desirable.

11. Notice

THE PROVISION OR DELIVERY OF THESE GUIDELINES AND CRITERIA TO AN INTERESTED PARTY DOES NOT CONSTITUTE AN OFFER OF AN IMPROVEMENT GRANT TO THAT PARTY.

THE ADOPTION OF THESE GUIDELINES AND CRITERIA DOES NOT LIMIT THE DISCRETION OF LIVE OAK'S ECONOMIC DEVELOPMENT CORPORATION TO DECIDE WHETHER TO PROVIDE OR NOT PROVIDE A GRANT TO AN APPLICANT, WHICH ABSOLUTE RIGHT OF DISCRETION LIVE OAK'S ECONOMIC DEVELOPMENT CORPORATION RESERVES UNTO ITSELF, WHETHER OR NOT SUCH DISCRETION MAY BE DEEMED ARBITRARY OR WITHOUT BASIS IN FACT.

THE ADOPTION OF THESE GUIDELINES AND CRITERIA DOES NOT CREATE ANY PROPERTY, CONTRACT, OR OTHER LEGAL RIGHTS IN ANY PERSON TO HAVE THE CITY PROVIDE GRANT FUNDING.

THE LAWS OF THE STATE OF TEXAS SHALL GOVERN THE INTERPRETATION, VALIDITY, PERFORMANCE, AND ENFORCEMENT OF THIS BUSINESS ASSISTANCE GRANT PROGRAM. IF ANY PROVISION OF THIS PROGRAM SHALL BE HELD TO BE INVALID OR UNENFORCEABLE, THE VALIDITY AND ENFORCEABILITY OF THE REMAINING PROVISIONS OF THIS PROGRAM SHALL NOT BE AFFECTED THEREBY.

LIVE OAK'S ECONOMIC DEVELOPMENT CORPORATION, ITS EMPLOYEES, AND ITS AGENTS DO NOT ATTEST TO THE QUALITY, SAFETY, OR CONSTRUCTION OF A PROJECT ELIGIBLE FOR, OR RECEIVING GRANT FUNDING. THEREFORE, LIVE OAK'S ECONOMIC DEVELOPMENT CORPORATION, ITS EMPLOYEES, AND AGENTS SHALL BE HELD HARMLESS BY THE APPLICANT/APPLICANTS FOR ANY AND ALL DAMAGES ASSOCIATED WITH THE PLANNING, CONSTRUCTION, AND SUBSEQUENT EXISTENCE OF ANY PROJECT WHO'S APPLICATION HAS BEEN APPROVED OR HAS RECEIVED ACTUAL GRANT FUNDING.

ACKNOWLEDGMENT OF RECEIPT OF GUIDELINES AND CRITERIA

I have received the Guidelines and Criteria associated with Live Oak's Economic Development Corporation of Live Oak Business Improvement Grant Program. I (WE), the undersigned APPLICANT(S), acknowledge and agree to abide by and be subject to the terms and conditions of the Business Improvement Grant Program as described herein.

Applicant Name

Title

Signature

Date

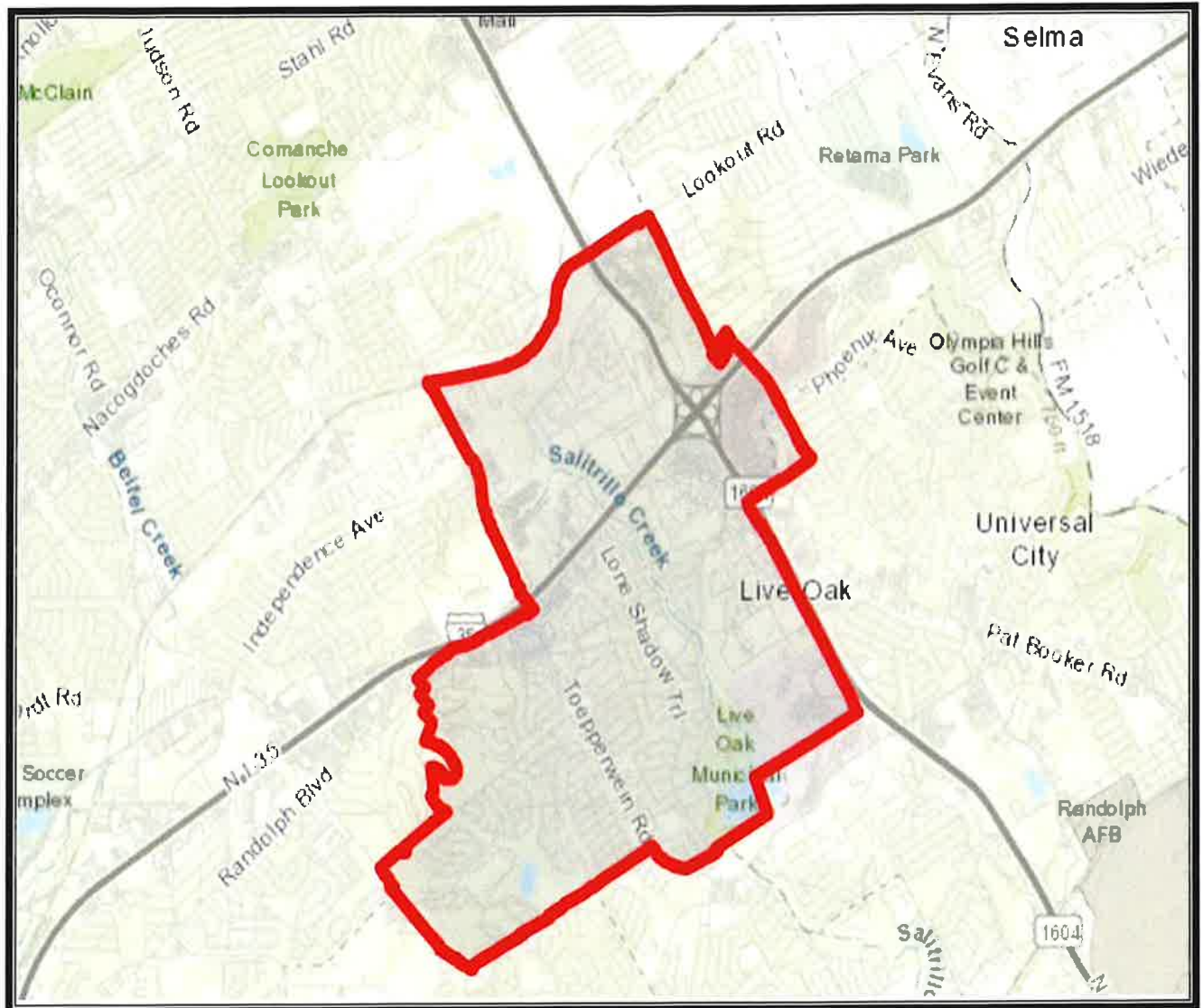
**FOR OFFICIAL USE OF
THE CITY OF LIVE OAK, TEXAS**

Received By

Date

Continued next page

EXHIBIT "A"
Live Oak City Limit Map



Continued next page

Exhibit "B"
Live Oak Business Improvement Grant Score Sheet
(For City Staff ONLY)

Business Name: _____










Scoring Criteria	Score
Grant History – Has the applicant been awarded a grant in the last 12 months? 10 points: Has not been awarded a BIG grant within the last 12 months 7 points: Awarded and successfully completed a grant on time within the last 12 months 4 points: Awarded and successfully completed a grant after requesting an extension 0 points: Awarded a grant in the last 12 months and did not complete the work	
Distressed Location – Located in a distressed/severe distressed census tract 10 points: Located in a severely distressed census tract 7 points: Located in a distressed census tract 4 points: Not in a distressed census tract	
NAICS Code – Targeted business types that fill a need in Live Oak such as retail and restaurants. If the applicant is a commercial property owner, the score will be based on intended use of property. 10 points: Retail, restaurants 8 points: Hotel, hair salon 6 points: Office Professional 4 points: Light Manufacturing 2 points: Other	
Improvement Type – Physical structural changes versus cosmetic changes 10 points: Structural project such as roofs, ADA compliance, walls, parking lots 8 points: Interior equipment improvements such as HVAC, plumbing, electric, kitchens 6 points: Signage 4 points: Painting	
Size of Business – Number of employees retained/ business 10 points: 10 or fewer 7 points: 11 to 25 4 points: 26 to 75 2 points: 76 to 150	
Business Ownership – locally owned versus corporate owned 10 points: Owned locally 7 points: Local franchisee owned 4 points: Corporate owned or out of town franchisee owned	
Project Valuation – total cost of project being completed 10 points: over \$100,000 7 points: \$50,000 to \$99,999 4 points: \$15,000 to \$49,999 3 points: Below \$14,999	
Utility Customer – Is a utility customer of City of Live Oak 10 points: All city utilities 7 points: Two city utilities 4 points: One city utility 0 points: No city utilities	
TOTAL POINTS	

Exhibit "C"
City of Live Oak Business Improvement Grant
APPLICATION

Please return complete with necessary attachments and signatures to the City of Live Oak at 8001 Shin Oak Drive, Live Oak, Texas 78233 or at myedc@liveoaktx.net. If you have any application questions, please contact the Director of Economic Development at 210.653.9140, extension 2219. If you have any building permit or sign permit questions, please contact the City's Development Services Department at permits@liveoaktx.net.

Date:
Applicant Name:
Applicant Mailing Address:
Applicant Phone:
Applicant Email:
Building Owner (if different from Applicant):
Building Owner Mailing Address (if different from Applicant):
Building Owner Phone (if different from Applicant)
Building Owner Email (if different from Applicant):
Current Building Name:
Project Building Address:
Type of Work:
Details of Planned Improvements for the Project:
Total cost of proposed project:
\$

Total of grant requested:

\$

REQUIRED ATTACHMENTS:

- Drawing to scale by the project architect, engineer, or contractor of all the proposed work to be done including:
 - Signage/awnings/canopy renderings; and
 - Color samples of all final paint selections and/or final materials or sign material selections.
- A “before” photograph of the area or building where the work is to be performed taken no earlier than thirty (30) days prior to the date of the application.
- Original cost estimate(s) and construction bid(s) dated no earlier than ninety (90) days prior to the date of the application signed by the project architect, engineer and/or contractor containing the name, address, and telephone number of the project architect, engineer, and contractor and itemized in a manner that allows City staff to (i) review the components and authenticity of the estimate(s) and bid(s); and (ii) determine which costs and expenses are eligible for reimbursement under the Business Improvement Grant program;
- W-9 and all other forms required by the City’s Finance Department for disbursement of grant funds.
- Deed or other proof acceptable to the City of the applicant’s ownership of the building or property where the work is to be performed or, if the applicant is a tenant of the building, attach copy of the applicant’s lease of the building and a letter executed by the owner of the building addressed to the applicant and the City authorizing the work proposed in the application.

Continued next page

By signing below, the undersigned applicant acknowledges that the applicant has read and fully understands the terms, conditions, and guidelines of the Business Improvement Grant (BIG) Program hereby certifies that :

1. The applicant is the owner or tenant of a building located within the incorporated boundaries of Live Oak as defined in the BIG Program.
2. The applicant, the work described in this application (the work), and the building where the Work is to be performed, satisfy all the eligibility requirements and other terms, conditions, and guidelines of the BIG Program.
3. If the applicant is a tenant, the owner of the building where the Work is to be performed has consented in writing to the Work.
4. The building where the Work is to be performed faces a public street.
5. No Work has commenced.
6. The Work is not covered by insurance and the applicant has not and will not receive any insurance proceeds for any of the Work.
7. The applicant has not obtained a building permit or sign permit for the work.
8. The applicant has not been denied a grant by the City's Economic Development Corporation under the Business Improvement Grant or the Visual Improvement Program within the last 12 months.
9. If the applicant owns multiple properties, the applicant has not received more than \$50,000 in grants under the Business Improvement Grant for the property described in the application unless they have consulted with the Director of Economic Development and received permission to apply for funds.
10. The building where the Work is to be performed, and the applicant's occupancy and use of such building is following all applicable City codes and ordinances.
11. No code enforcement actions are pending against the applicant or the property where the Work is to be performed.
12. The applicant does not owe any debts to the City that are past due including, without limitation, any past due property taxes, past due water payments, judgements, liens, or fines for code violations. All ad valorem taxes assessed against the property where the Work is to be performed are current.

The undersigned applicant authorizes the City, its officers, agents, and employees, to inspect the building or property where the Work is to be performed to determine whether such building is in compliance with all City codes and ordinances.

INCOMPLETE APPLICATIONS WILL NOT BE PROCESSED UNTIL ALL THE REQUIRED INFORMATION AND DOCUMENTS ARE SUBMITTED. IF ALL THE REQUIRED INFORMATION AND DOCUMENTS ARE NOT SUBMITTED WITHIN THIRTY (30) DAYS AFTER THE APPLICATION IS RECEIVED, THE APPLICATION MAY BE AUTOMATICALLY DENIED. ALL APPLICATIONS MUST BE SUBMITTED BEFORE ANY BUILDING PERMITS OR SIGN PERMITS ARE ISSUED AND BEFORE COMMENCEMENT OF ANY WORK.

Continued next page

By signing below, the undersigned applicant represents that the information contained in this application and all attachments hereto are true and complete and accurately described the project proposed by the applicant and the Work to be performed in connection with such project.

(If applicant is an individual):

Signature

Printed Name

Date

(If applicant is a Corporation):

_____,

a _____ corporation.

By: _____
Signature

Printed Name

Title

Date

**OR (If applicant is a Partnership and general
Or managing partner is an Entity):**

_____,

a _____ partnership.

By: _____
a _____,
its _____.

By: _____
Signature

Printed Name

Title

Date

Continued next page

(If applicant is a Partnership):

_____.

a _____ Partnership.

By: _____
Signature

Printed Name

Title



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025
Prepared by: D. Lowder EDC Manager
Department: Economic Development

Agenda item: 5E
Reviewed by: R. Ruthven, ACM

Agenda Item Description:

Approval of a Resolution authorizing expenditure of \$22,400 from the Economic Development Corporation Fund as a contribution to the Sand Volleyball Court of the Main City Park improvements.

Staff Briefing:

The Live Oak Economic Development Corporation, during the 2025/26 budget process, identified \$22,400 for Park Improvements Sand Volleyball Court. As part of the procedure for the expenditure of funds, the following process is outlined:

- October 1, 2025 – \$22,400 budgeted expenditures for the Park Improvements Sand Volleyball Court in the Economic Development Fund in FY 2025/2026.
- September 30, 2025 – First reading of Resolution for expenditure of funds for the Park Improvement Sand Volleyball Court by the City Council.
- December 2, 2025 – End of 60-day public comment period.

The attached Resolution will be read twice by the City Council for the expenditure of funds for the Park Improvement (Sand Volleyball Court) during the September 30th regular meeting.

ACTION:

- ☐ Ordinance ☒ Resolution
- ☐ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost: \$22,400	
Budgeted	\$22,400
Actual	\$22,400
Acct. Name	Unspecified Capital
Acct. Fund	50-560.595
Other Funding	1, 2, 3 & 4

Strategic Goals: 1-Stable, 2-Secure, 3-Supportive, and 4-Beautiful

Staff Recommended Motion:

Under consent agenda.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, AUTHORIZING EXPENDITURES OF \$22,400 FROM THE ECONOMIC DEVELOPMENT FUND AS A CONTRIBUTION TO THE SAND VOLLEYBALL COURT OF THE MAIN CITY PARK IMPROVEMENTS DECLARING AN EFFECTIVE DATE.

WHEREAS, the park improvements support the revitalization and redevelopment of economic development throughout the City and specifically for the design and rehab of the Main Park Sand Volleyball Court improvements; and

WHEREAS, the City of Live Oak public was notified of this project on September 30th and shall have a 60-day review period for comments, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation held a public hearing for this project on September 30, 2025, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation finds the contribution to the Main City Park Sand Volleyball Court improvements meets criteria for a permissible project based on initial ballot language from the 4B sales and use tax election as well as statutory authorization and a legal opinion from the City Attorney; and

WHEREAS, the Economic Development Corporation has funds budgeted for a contribution to the Main City Park Sand Volleyball Court improvements for the FY 2025-2026 budget year and has approved this Resolution to be sent to City Council for consideration; and

WHEREAS, the Live Oak Board of Directors and the City Council have determined that the contribution of the Main City Park Sand Volleyball Court improvements authorized by this Resolution are consistent with and meet the definition of “project” as that term is defined in Chapter 501 and 505 of the Texas Local Government Code, and in particular Section 505.152 of the Texas Local Government Code; and the definition of “cost” as that term is defined by Section 501.152 of the Texas Local Government Code.

**NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE
CITY OF LIVE OAK, BEXAR COUNTY, TEXAS, THAT:**

Section 1. The foregoing recitals are hereby found to be true and correct findings of the LOEDC and are fully incorporated into the body of this Resolution.

Section 2. The Live Oak Economic Development Corporation finds and determines that the Main City Park Sand Volleyball Court is an authorized project to enhance the economic development of the City and is otherwise consistent with Section 505.152.

Section 3. The City of Live Oak City Council hereby approves the funding for the Main City Park Sand Volleyball Court improvements and expenditure of up to \$22,400 from the Economic Development Fund after December 2, 2025, and determines doing so is reasonably expected to benefit, directly, or indirectly, the Corporation as required by Texas Local Government Code §501.156.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final reading, and it is so resolved.

PASSED AND APPROVED this _____ day of _____, 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

Clarissa Rodriguez, City Attorney



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 5F

Prepared by: D. Lowder EDC Manager

Reviewed by: R. Ruthven, ACM

Department: Economic Development

Agenda Item Description:

Approval of a Resolution authorizing expenditures of \$522,690 from the Economic Development Corporation Funds as a contribution to the Basketball Pavilion/Court of the Main City Park improvements.

Staff Briefing:

The Live Oak Economic Development Corporation, during the 2025/26 budget process, identified \$522,690 for Park Improvements Basketball Pavilion/Court. As part of the procedure for the expenditure of funds, the following process is outlined:

- October 1, 2025 – \$522,690 budgeted expenditures for the Park Improvements Basketball Pavilion/Court in the Economic Development Fund in FY 2025/2026.
- September 30, 2025 - First reading of Resolution for expenditure of funds for the Park Improvement Basketball Pavilion/Court by the City Council.
- December 2, 2025 – End of 60-day public comment period.

The attached Resolution will be read twice by the City Council for the expenditure of funds for the Park Improvement (Basketball Pavilion/Court) during the September 30th regular meeting.

ACTION:

- ☐ Ordinance ☒ Resolution
- ☐ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost: \$522,690	
Budgeted	\$522,690
Actual	\$522,690
Acct. Name	Unspecified Capital
Acct. Fund	50-560.595
Other Funding	1, 2, 3 & 4

Strategic Goals: 1-Stable, 2-Secure, 3-Supportive, and 4-Beautiful

Staff Recommended Motion:

Under consent agenda.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, AUTHORIZING EXPENDITURES OF \$522,690 FROM THE ECONOMIC DEVELOPMENT FUND AS A CONTRIBUTION TO THE BASKETBALL PAVILION/ COURT OF THE MAIN CITY PARK IMPROVEMENTS AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the park improvements support the revitalization and redevelopment of economic development throughout the City and specifically for the design and rehab of the Main Park Basketball Pavilion/Court improvements; and

WHEREAS, the City of Live Oak public was notified of this project on September 30th and shall have a 60-day review period for comments, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation held a public hearing for this project on September 30, 2025, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation finds the contribution to the Main City Park Basketball Pavilion/Court improvements meets criteria for a permissible project based on initial ballot language from the 4B sales and use tax election as well as statutory authorization and a legal opinion from the City Attorney; and

WHEREAS, the Economic Development Corporation has funds budgeted for a contribution to the Main City Park Basketball Pavilion/Court improvements for the FY 2025-2026 budget year and has approved this Resolution to be sent to City Council for consideration; and

WHEREAS, the Live Oak EDC Board of Directors and the City Council have determined that the contribution of the Main City Park Basketball Pavilion/Court improvements authorized by this Resolution are consistent with and meet the definition of “project” as that term is defined in Chapter 501 and 505 of the Texas Local Government Code, and in particular

Section 505.152 of the Texas Local Government Code; and the definition of “other related improvements” as that term is defined by Section 501.152 of the Texas Local Government Code.

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF LIVE OAK, BEXAR COUNTY, TEXAS, THAT:

Section 1. That the foregoing recitals are hereby found to be true and correct findings of the LOEDC and are fully incorporated into the body of this Resolution.

Section 2. That the Live Oak Economic Development Corporation finds and determines that the Main City Park Basketball Pavilion/Court is an authorized project to enhance the economic development of the City and is otherwise consistent with Section 505.152.

Section 3. The City of Live Oak City Council hereby approves the funding for the Main City Park Basketball Pavillion/Court improvements and expenditure of up to \$522,690 from the Economic Development Fund after December 2, 2025, and determines doing so is reasonably expected to benefit, directly, or indirectly, the Corporation as required by Texas Local Government Code §501.156.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final reading, and it is so resolved.

PASSED AND APPROVED this _____ day of _____, 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

Clarissa Rodriguez, City Attorney



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 5G

Prepared by: D. Lowder EDC Manager

Reviewed by: R. Ruthven, ACM

Department: Economic Development

Agenda Item Description:

Approval of a Resolution authorizing expenditures of \$149,331 from the Economic Development Corporation Funds as a contribution to the Kayak Launch Pad project of the Main City Park improvements.

Staff Briefing:

The Live Oak Economic Development Corporation, during the 2025/26 budget process, identified \$149,331 for Park Improvements Kayak Launch pad. As part of the procedure for the expenditure of funds, the following process is outlined:

- October 1, 2025 – \$149,331 budgeted expenditures for the Park Improvements Kayak Launch pad in the Economic Development Fund in FY 2025/2026.
- September 30, 2025 - First reading of Resolution for expenditure of funds for the Park Improvement Kayak Launch pad by the City Council.
- December 2, 2025 – End of 60-day public comment period.

The attached Resolution will be read twice by the City Council for the expenditure of funds for the Park Improvement (Kayak Launch pad) during the September 30th regular meeting.

ACTION:

- ☐ Ordinance ☒ Resolution
- ☐ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost: \$149,331	
Budgeted	\$149,331
Actual	\$149,331
Acct. Name	Unspecified Capital
Acct. Fund	50-560.595
Other Funding	1, 2, 3 & 4

Strategic Goals: 1-Stable, 2-Secure, 3-Supportive, and 4-Beautiful

Staff Recommended Motion:

Under consent agenda.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, AUTHORIZING EXPENDITURES OF \$149,331 FROM THE ECONOMIC DEVELOPMENT FUND AS A CONTRIBUTION TO THE KAYAK LAUNCH PAD PROJECT OF THE MAIN CITY PARK IMPROVEMENTS AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the park improvements support the revitalization and redevelopment of economic development throughout the City and specifically for the Main Park Kayak Launch pad improvements; and

WHEREAS, the City of Live Oak public was notified of this project on September 30th and shall have a 60-day review period for comments, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation held a public hearing for this project on September 30, 2025, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation finds the contribution to the Main City Park Kayak Launch pad improvements meet criteria for a permissible project based on initial ballot language from the 4B sales and use tax election as well as statutory authorization and a legal opinion from the City Attorney; and

WHEREAS, the Economic Development Corporation has funds budgeted for a contribution to the Main City Park Kayak Launch pad improvements for the FY 2025-2026 budget year and has approved this Resolution to be sent to City Council for consideration; and

WHEREAS, the Live Oak EDC Board of Directors and the City Council have determined that the contribution of the Main City Park Kayak Launch pad improvements authorized by this Resolution are consistent with and meet the definition of “project” as that term is defined in Chapter 501 and 505 of the Texas Local Government Code, and in particular Section 505.152 of the Texas Local Government Code; and the definition of “other related

improvements” as that term is defined by Section 501.152 of the Texas Local Government Code.

**NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE
CITY OF LIVE OAK, BEXAR COUNTY, TEXAS, THAT:**

Section 1. The foregoing recitals are hereby found to be true and correct findings of the LOEDC and are fully incorporated into the body of this Resolution.

Section 2. The Live Oak Economic Development Corporation finds and determines that the Main City Park Kayak Launch Pad is an authorized project to enhance the economic development of the City and is otherwise consistent with Section 505.152.

Section 3. The City of Live Oak City Council hereby approves the funding for the Main City Park Sand Volleyball Court improvements and expenditure of up to \$149,331 from the Economic Development Fund after December 2, 2025, and determines doing so is reasonably expected to benefit, directly, or indirectly, the Corporation as required by Texas Local Government Code §501.156.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final reading, and it is so resolved.

PASSED AND APPROVED this _____ day of _____, 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

Clarissa Rodriguez, City Attorney



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 5H

Prepared by: D. Lowder EDC Manager

Reviewed by: R. Ruthven, ACM

Department: Economic Development

Agenda Item description:

Approval of a Resolution authorizing expenditures of \$98,800 from the Economic Development Corporation Fund as a contribution to the City's Municipal Pool Picnic Stations improvements of the Main City Park improvements.

Staff Briefing:

The Live Oak Economic Development Corporation, during the 2025/26 budget process, identified \$98,800 for Park Improvements Municipal Pool Picnic Stations. As part of the procedure for the expenditure of funds, the following process is outlined:

- October 1, 2025 – \$98,800 budgeted expenditures for the Park Improvements Pool Picnic Stations in the Economic Development Fund in FY 2025/2026.
- September 30, 2025 - First reading of Resolution for expenditure of funds for the Park Improvement Pool Picnic Stations by the City Council.
- December 2, 2025 – End of 60-day public comment period.

The attached Resolution will be read twice by the City Council for the expenditure of funds for the Park Improvement (Pool Picnic Stations) during the September 30th regular meeting.

ACTION:

- ☐ Ordinance ☒ Resolution
- ☐ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost: \$98,800	
Budgeted	\$98,800
Actual	\$98,800
Acct. Name	Unspecified Capital
Acct. Fund	50-560.595
Other Funding	1, 2, 3 & 4

Strategic Goals: 1-Stable, 2-Secure, 3-Supportive, and 4-Beautiful

Staff Recommended Motion:

Under consent agenda.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, AUTHORIZING EXPENDITURES OF \$98,800 FROM THE ECONOMIC DEVELOPMENT FUND AS A CONTRIBUTION TO THE CITY'S MUNICIPAL POOL PICNIC STATION IMPROVEMENTS OF THE MAIN CITY PARK IMPROVEMENTS AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the park improvements support the revitalization and redevelopment of economic development throughout the City and specifically for the City's Municipal Pool Picnic Station improvements; and

WHEREAS, the City of Live Oak public was notified of this project on September 30th and shall have a 60-day review period for comments, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation held a public hearing for this project on September 30, 2025, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation finds the contribution to the City's Municipal Pool Picnic Station improvements meets criteria for a permissible project based on initial ballot language from the 4B sales and use tax election as well as statutory authorization and a legal opinion from the City Attorney; and

WHEREAS, the Economic Development Corporation has funds budgeted for a contribution to the City's Municipal Pool Picnic Station improvements for the FY 2025-2026 budget year and has approved this Resolution to be sent to City Council for consideration; and

WHEREAS, the Live Oak EDC Board of Directors and the City Council have determined that the contribution of the City's Municipal Pool Picnic Station improvements authorized by this Resolution are consistent with and meet the definition of "project" as that term is defined in Chapter 501 and 505 of the Texas Local Government Code, and in particular Section 505.152 of the Texas Local Government Code; and the definition of "other related

improvements” as that term is defined by Section 501.152 of the Texas Local Government Code.

**NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE
CITY OF LIVE OAK, BEXAR COUNTY, TEXAS, THAT:**

Section 1. That the foregoing recitals are hereby found to be true and correct findings of the LOEDC and are fully incorporated into the body of this Resolution.

Section 2. That the Live Oak Economic Development Corporation finds and determines that the Main Park Municipal Pool Picnic Station is an authorized project to enhance the economic development of the City and is otherwise consistent with Section 505.152.

Section 3. The City of Live Oak City Council hereby approves the funding for the City’s Municipal Pool Picnic area improvements and expenditure of up to \$98,800 from the Economic Development Fund after December 2, 2025, and determines doing so is reasonably expected to benefit, directly, or indirectly, the Corporation as required by Texas Local Government Code §501.156.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final reading, and it is so resolved.

PASSED AND APPROVED this _____ day of _____, 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

Clarissa Rodriguez, City Attorney



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 5I

Prepared by: D. Lowder EDC Manager

Reviewed by: R. Ruthven, ACM

Department: Economic Development

Agenda Item Description:

Approval of a Resolution authorizing expenditures of \$131,800 from the Economic Development Corporation Funds on a contribution to the Park Picnic Stations improvements of the Main City Park.

Staff Briefing:

The Live Oak Economic Development Corporation, during the 2025/26 budget process, identified \$131,800 for Park Improvements Park Picnic Stations. As part of the procedure for the expenditure of funds, the following process is outlined:

- October 1, 2025 – \$131,800 budgeted expenditures for the Park Improvements Park Picnic Stations in the Economic Development Fund in FY 2025/2026.
- September 30, 2025 - First reading of Resolution for expenditure of funds for the Park Improvement Park Picnic Stations by the City Council.
- December 2, 2025 – End of 60-day public comment period.

The attached Resolution will be read twice by the City Council for the expenditure of funds for the Park Improvement (Park Picnic Stations) during the September 30th regular meeting.

ACTION:

- ☐ Ordinance ☒ Resolution
- ☐ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost: \$131,800	
Budgeted	\$131,800
Actual	\$131,800
Acct. Name	Unspecified Capital
Acct. Fund	50-560.595
Other Funding	1, 2, 3 & 4

Strategic Goals: 1-Stable, 2-Secure, 3-Supportive, and 4-Beautiful

Staff Recommended Motion:

Under consent agenda.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, AUTHORIZING EXPENDITURES OF \$131,800 FROM THE ECONOMIC DEVELOPMENT FUND AS A CONTRIBUTION TO THE PARK PICNIC STATIONS IMPROVEMENTS OF THE MAIN CITY PARK AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the park improvements support the revitalization and redevelopment of economic development throughout the City and specifically for the City’s Main Park Picnic Station area improvements; and

WHEREAS, the City of Live Oak public was notified of this project on September 30th and shall have a 60-day review period for comments, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation held a public hearing for this project on September 30, 2025, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation finds the contribution to the City’s Main Park Picnic Station improvements meets criteria for a permissible project based on initial ballot language from the 4B sales and use tax election as well as statutory authorization and a legal opinion from the City Attorney; and

WHEREAS, the Economic Development Corporation has funds budgeted for a contribution to the City’s Main Park Picnic Station improvements for the FY 2025-2026 budget year and has approved this Resolution to be sent to City Council for consideration; and

WHEREAS, the Live Oak EDC Board of Directors and the City Council have determined that the contribution of the City’s Main Park Picnic Station improvements authorized by this Resolution are consistent with and meet the definition of “project” as that term is defined in Chapter 501 and 505 of the Texas Local Government Code, and in particular Section 505.152 of the Texas Local Government Code; and the definition of “other related improvements” as that term is defined by Section 501.152 of the Texas Local Government Code.

**NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE
CITY OF LIVE OAK, BEXAR COUNTY, TEXAS, THAT:**

Section 1. The foregoing recitals are hereby found to be true and correct findings of the LOEDC and are fully incorporated into the body of this Resolution.

Section 2. The Live Oak Economic Development Corporation finds and determines that the Main City Park's Picnic Stations improvements are an authorized project to enhance the economic development of the City and is otherwise consistent with Section 505.152.

Section 3. The City of Live Oak City Council hereby approves the funding for the City's Main Park Picnic Station improvements and expenditure of up to \$131,800 from the Economic Development Fund after December 2, 2025, and determines doing so is reasonably expected to benefit, directly, or indirectly, the Corporation as required by Texas Local Government Code §501.156.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final reading, and it is so resolved.

PASSED AND APPROVED this _____ day of _____, 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

Clarissa Rodriguez, City Attorney



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 5J

Prepared by: D. Lowder EDC Manager

Reviewed by: R. Ruthven, ACM

Department: Economic Development

Agenda Item Description

Approval of a Resolution authorizing expenditures of \$65,900 from the Economic Development Corporation Funds as a contribution to the Park Gazebo of the Main City Park improvements.

Staff Briefing:

The Live Oak Economic Development Corporation, during the 2025/26 budget process, identified \$65,900 for Park Improvements Gazebo. As part of the procedure for the expenditure of funds, the following process is outlined:

- October 1, 2025 – \$65,900 budgeted expenditures for the Park Improvements Gazebo in the Economic Development Fund in FY 2025/2026.
- September 30, 2025 - First reading of Resolution for expenditure of funds for the Park Improvement Gazebo by the City Council.
- December 2, 2025 – End of 60-day public comment period.

The attached Resolution will be read twice by the City Council for the expenditure of funds for the Park Improvement (Gazebo) during the September 30th regular meeting.

ACTION:

- ☐ Ordinance ☒ Resolution
- ☐ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost: \$65,900	
Budgeted	\$65,900
Actual	\$65,900
Acct. Name	Unspecified Capital
Acct. Fund	50-560.595
Other Funding	1, 2, 3 & 4

Strategic Goals: 1-Stable, 2-Secure, 3-Supportive, and 4-Beautiful

Staff Recommended Motion:

Under consent agenda.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, AUTHORIZING EXPENDITURES OF \$65,900 FROM THE ECONOMIC DEVELOPMENT FUND AS A CONTRIBUTION TO THE PARK GAZEBO OF THE MAIN CITY PARK IMPROVEMENTS AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the park improvements support the revitalization and redevelopment of economic development throughout the City and specifically for the City's Main Park Gazebo improvements; and

WHEREAS, the City of Live Oak public was notified of this project on September 30th and shall have a 60-day review period for comments, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation held a public hearing for this project on September 30, 2025, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation finds the contribution to the City's Main Park Gazebo improvements meets criteria for a permissible project based on initial ballot language from the 4B sales and use tax election as well as statutory authorization and a legal opinion from the City Attorney; and

WHEREAS, the Economic Development Corporation has funds budgeted for a contribution to the City's Main Park Gazebo improvements for the FY 2025-2026 budget year and has approved this Resolution to be sent to City Council for consideration; and

WHEREAS, the Live Oak EDC Board of Directors and the City Council have determined that the contribution of the City's Main Park Gazebo improvements authorized by this Resolution are consistent with and meet the definition of "project" as that term is defined in Chapter 501 and 505 of the Texas Local Government Code, and in particular Section 505.152 of the Texas Local Government Code; and the definition of "other related improvements" as that term is defined by Section 501.152 of the Texas Local Government Code.

**NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE
CITY OF LIVE OAK, BEXAR COUNTY, TEXAS, THAT:**

Section 1. That the foregoing recitals are hereby found to be true and correct findings of the LOEDC and are fully incorporated into the body of this Resolution.

Section 2. That the Live Oak Economic Development Corporation finds and determines that the Main Park's Gazebo is an authorized project to enhance the economic development of the City and is otherwise consistent with Section 505.152.

Section 3. The City of Live Oak City Council hereby approves the funding for the City Main Park's Gazebo improvements and expenditure of up to \$65,900 from the Economic Development Fund after December 2, 2025, and determines doing so is reasonably expected to benefit, directly, or indirectly, the Corporation as required by Texas Local Government Code §501.156.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final reading, and it is so resolved.

PASSED AND APPROVED this _____ day of _____, 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

Clarissa Rodriguez, City Attorney



Meeting Date: September 30, 2025

Agenda item: 5K

Prepared by: D. Lowder EDC Manager

Reviewed by: R. Ruthven, ACM

Department: Economic Development

Agenda Item Description:

Approval of a Resolution authorizing expenditures of \$320,300 from the Economic Development Corporation Funds as a contribution to the Park Sitework and Professional Services for the Main City Park improvements.

Staff Briefing:

The Live Oak Economic Development Corporation, during the 2025/26 budget process, identified \$320,300 for Park Improvements Sitework and Professional Services. As part of the procedure for the expenditure of funds, the following process is outlined:

- October 1, 2025 – \$320,300 budgeted expenditures for the Park Improvements Sitework and Professional Services in the Economic Development Fund in FY 2025/2026.
- September 30, 2025 - First reading of Resolution for expenditure of funds for the Park Improvement Sitework and Professional Services by the City Council.
- December 2, 2025 – End of 60-day public comment period.

The attached Resolution will be read twice by the City Council for the expenditure of funds for the Park Improvement (Sitework and Professional Services) during the September 30th regular meeting.

ACTION:

- ☐ Ordinance ☒ Resolution
- ☐ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost: \$320,300	
Budgeted	\$320,300
Actual	\$320,300
Acct. Name	Unspecified Capital
Acct. Fund	50-560.595
Other Funding	1, 2, 3 & 4

Strategic Goals: 1-Stable, 2-Secure, 3-Supportive, and 4-Beautiful

Staff Recommended Motion:

Under consent agenda.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, AUTHORIZING EXPENDITURES OF \$320,300 FROM THE ECONOMIC DEVELOPMENT FUND AS A CONTRIBUTION TO THE PARK SITEWORK AND PROFESSIONAL SERVICES FOR THE MAIN CITY PARK IMPROVEMENTS AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the park improvements support the revitalization and redevelopment of economic development throughout the City and specifically for the City’s Main Park Sitework and Professional Services for related improvements; and

WHEREAS, the City of Live Oak public was notified of this project on September 30th and shall have a 60-day review period for comments, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation held a public hearing for this project on September 30, 2025, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation finds the contribution to the City’s Main Park Sitework and Professional Services for related improvements meets criteria for a permissible project based on initial ballot language from the 4B sales and use tax election as well as statutory authorization and a legal opinion from the City Attorney; and

WHEREAS, the Economic Development Corporation has funds budgeted for a contribution to the City’s Main Park Sitework and Professional Services for the FY 2025-2026 budget year and has approved this Resolution to be sent to City Council for consideration; and

WHEREAS, the Live Oak EDC Board of Directors and the City Council have determined that the contribution of the City’s Main Park Sitework and Professional Services authorized by this Resolution are consistent with and meet the definition of “project” as that term is defined in Chapter 501 and 505 of the Texas Local Government Code, and in particular

Section 505.152 of the Texas Local Government Code; and the definition of “other related improvements” as that term is defined by Section 501.152 of the Texas Local Government Code.

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF LIVE OAK, BEXAR COUNTY, TEXAS, THAT:

Section 1. That the foregoing recitals are hereby found to be true and correct findings of the LOEDC and are fully incorporated into the body of this Resolution.

Section 2. That the Live Oak Economic Development Corporation finds and determines that the Main Park’s Sitework and Professional Services is an authorized project to enhance the economic development of the City and is otherwise consistent with Section 505.152.

Section 3. The City of Live Oak City Council hereby approves the funding for the City Main Park’s Sitework and Professional Services improvements and expenditures of up to \$320,300 from the Economic Development Fund after December 2, 2025, and determines doing so is reasonably expected to benefit, directly, or indirectly, the Corporation as required by Texas Local Government Code §501.156.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final reading, and it is so resolved.

PASSED AND APPROVED this _____ day of _____, 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

Clarissa Rodriguez, City Attorney

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, AUTHORIZING EXPENDITURES OF \$320,300 FROM THE ECONOMIC DEVELOPMENT FUND AS A CONTRIBUTION TO THE PARK SITEWORK AND PROFESSIONAL SERVICES FOR THE MAIN CITY PARK IMPROVEMENTS AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the park improvements support the revitalization and redevelopment of economic development throughout the City and specifically for the City’s Main Park Sitework and Professional Services for related improvements; and

WHEREAS, the City of Live Oak public was notified of this project on September 30th and shall have a 60-day review period for comments, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation held a public hearing for this project on September 30, 2025, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation finds the contribution to the City’s Main Park Sitework and Professional Services for related improvements meets criteria for a permissible project based on initial ballot language from the 4B sales and use tax election as well as statutory authorization and a legal opinion from the City Attorney; and

WHEREAS, the Economic Development Corporation has funds budgeted for a contribution to the City’s Main Park Sitework and Professional Services for the FY 2025-2026 budget year and has approved this Resolution to be sent to City Council for consideration; and

WHEREAS, the Live Oak EDC Board of Directors and the City Council have determined that the contribution of the City’s Main Park Sitework and Professional Services authorized by this Resolution are consistent with and meet the definition of “project” as that term is defined in Chapter 501 and 505 of the Texas Local Government Code, and in particular

Section 505.152 of the Texas Local Government Code; and the definition of “other related improvements” as that term is defined by Section 501.152 of the Texas Local Government Code.

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF LIVE OAK, BEXAR COUNTY, TEXAS, THAT:

Section 1. That the foregoing recitals are hereby found to be true and correct findings of the LOEDC and are fully incorporated into the body of this Resolution.

Section 2. That the Live Oak Economic Development Corporation finds and determines that the Main Park’s Sitework and Professional Services is an authorized project to enhance the economic development of the City and is otherwise consistent with Section 505.152.

Section 3. The City of Live Oak City Council hereby approves the funding for the City Main Park’s Sitework and Professional Services improvements and expenditures of up to \$320,300 from the Economic Development Fund after December 2, 2025, and determines doing so is reasonably expected to benefit, directly, or indirectly, the Corporation as required by Texas Local Government Code §501.156.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final reading, and it is so resolved.

PASSED AND APPROVED this _____ day of _____, 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

Clarissa Rodriguez, City Attorney



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 5L

Prepared by: D. Lowder EDC Manager

Reviewed by: R. Ruthven, ACM

Department: Economic Development

Agenda Item Description

Approval of a Resolution authorizing expenditures of \$137,000 from the Economic Development Corporation Funds as a contribution to the Fitness Structure of the Main City Park improvements.

Staff Briefing:

The Live Oak Economic Development Corporation, during the 2025/26 budget process, identified \$137,000 for Park Improvements Fitness Structure. As part of the procedure for the expenditure of funds, the following process is outlined:

- October 1, 2025 – \$137,000 budgeted expenditures for the Park Improvements Fitness Structure in the Economic Development Fund in FY 2025/2026.
- September 30, 2025 - First reading of Resolution for expenditure of funds for the Park Improvement Fitness Structure by the City Council.
- December 2, 2025 – End of 60-day public comment period.

The attached Resolution will be read twice by the City Council for the expenditure of funds for the Park Improvement (Fitness Structure) during the September 30th regular meeting.

ACTION:

- ☐ Ordinance ☒ Resolution
- ☐ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost: \$137,000	
Budgeted	\$137,000
Actual	\$137,000
Acct. Name	Unspecified Capital
Acct. Fund	50-560.595
Other Funding	1, 2, 3 & 4

Strategic Goals: 1-Stable, 2-Secure, 3-Supportive, and 4-Beautiful

Staff Recommended Motion:

Under consent agenda.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, AUTHORIZING EXPENDITURES OF \$137,000 FROM THE ECONOMIC DEVELOPMENT FUND AS A CONTRIBUTION TO THE FITNESS STRUCTURE OF THE MAIN CITY PARK IMPROVEMENTS AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the park improvements support the revitalization and redevelopment of economic development throughout the City and specifically for the City’s Main Park Fitness Structure improvements; and

WHEREAS, the City of Live Oak public was notified of this project on September 30th and shall have a 60-day review period for comments, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation held a public hearing for this project on September 30, 2025, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation finds the contribution to the City’s Main Park Fitness Structure improvements meets criteria for a permissible project based on initial ballot language from the 4B sales and use tax election as well as statutory authorization and a legal opinion from the City Attorney; and

WHEREAS, the Economic Development Corporation has funds budgeted for a contribution to the City’s Main Park Fitness Structure improvements for the FY 2025-2026 budget year and has approved this Resolution to be sent to City Council for consideration; and

WHEREAS, the Live Oak EDC Board of Directors and the City Council have determined that the contribution of the City’s Main Park Fitness Structure improvements authorized by this Resolution are consistent with and meet the definition of “project” as that term is defined in Chapter 501 and 505 of the Texas Local Government Code, and in particular Section 505.152 of the Texas Local Government Code; and the definition of “other related

improvements” as that term is defined by Section 501.152 of the Texas Local Government Code.

**NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE
CITY OF LIVE OAK, BEXAR COUNTY, TEXAS, THAT:**

Section 1. That the foregoing recitals are hereby found to be true and correct findings of the LOEDC and are fully incorporated into the body of this Resolution.

Section 2. That the Live Oak Economic Development Corporation finds and determines that the Main Park’s Fitness Structure improvements are an authorized project to enhance the economic development of the City and is otherwise consistent with Section 505.152.

Section 3. The City of Live Oak City Council hereby approves the funding for the City Main Park’s Fitness Structure improvements and expenditure of up to \$137,000 from the Economic Development Fund after December 2, 2025, and determines doing so is reasonably expected to benefit, directly, or indirectly, the Corporation as required by Texas Local Government Code §501.156.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final reading, and it is so resolved.

PASSED AND APPROVED this _____ day of _____, 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

Clarissa Rodriguez, City Attorney



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 5M

Prepared by: D. Lowder EDC Manager

Reviewed by: R. Ruthven, ACM

Department: Economic Development

Agenda Item Description

Approval of a Resolution authorizing expenditures of \$405,900 from the Economic Development Corporation Funds as a contribution to the Erosion-Beautification Design of the main City Park Improvements.

Staff Briefing:

The Live Oak Economic Development Corporation, during the 2025/26 budget process, identified \$405,900 for Park Improvements Erosion-Beautification Design. As part of the procedure for the expenditure of funds, the following process is outlined:

- October 1, 2025 – \$405,900 budgeted expenditures for the Park Improvements Erosion-Beautification Design in the Economic Development Fund in FY 2025/2026.
- September 30, 2025 - First reading of Resolution for expenditure of funds for the Park Improvement Erosion-Beautification Design by the City Council.
- December 2, 2025 – End of 60-day public comment period.

The attached Resolution will be read twice by the City Council for the expenditure of funds for the Park Improvement (Erosion-Beautification Design) during the September 30th regular meeting.

ACTION:

- ☐ Ordinance ☒ Resolution
- ☐ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost: \$405,900	
Budgeted	\$405,900
Actual	\$405,900
Acct. Name	Unspecified Capital
Acct. Fund	50-560.595
Other Funding	1, 2, 3 & 4

Strategic Goals: 1-Stable, 2-Secure, 3-Supportive, and 4-Beautiful

Staff Recommended Motion:

Under consent agenda.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, AUTHORIZING EXPENDITURES OF \$405,900 FROM THE ECONOMIC DEVELOPMENT FUND AS A CONTRIBUTION TO THE EROSION-BEAUTIFICATION DESIGN OF THE MAIN CITY PARK IMPROVEMENTS AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the park improvements supports the revitalization and redevelopment of economic development throughout the City and specifically for the City’s Main Park Erosion-Beautification Design of the improvements; and

WHEREAS, the City of Live Oak public was notified of this project on September 30th and shall have a 60-day review period for comments, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation held a public hearing for this project on September 30, 2025, as required by state law; and

WHEREAS, the City of Live Oak Economic Development Corporation finds the contribution to the City’s Main Park Erosion-Beautification Design of the Park’s improvements meets criteria for a permissible project based on initial ballot language from the 4B sales and use tax election as well as statutory authorization and a legal opinion from the City Attorney; and

WHEREAS, the Economic Development Corporation has funds budgeted for a contribution to the City’s Main Park Erosion-Beautification Design of the Park’s improvements for the FY 2025-2026 budget year and has approved this Resolution to be sent to City Council for consideration; and

WHEREAS, the Live Oak EDC Board of Directors and the City Council have determined that the contribution of the City’s Main Park Erosion-Beautification Design of the Park’s improvements authorized by this Resolution are consistent with and meet the definition of “project” as that term is defined in Chapter 501 and 505 of the Texas Local Government Code,

and in particular Section 505.152 of the Texas Local Government Code; and the definition of “other related improvements” as that term is defined by Section 501.152 of the Texas Local Government Code.

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF LIVE OAK, BEXAR COUNTY, TEXAS, THAT:

Section 1. The foregoing recitals are hereby found to be true and correct findings of the LOEDC and are fully incorporated into the body of this Resolution.

Section 2. The Live Oak Economic Development Corporation finds and determines that the Main Park’s Erosion-Beautification Design for the Main City Park Improvements is an authorized project to enhance the economic development of the City and is otherwise consistent with Section 505.152.

Section 3. The City of Live Oak City Council hereby approves the funding for the City Main Park’s Erosion-Beautification Design for Main City Park improvements and expenditures of up to \$405,900 from the Economic Development Fund after December 2, 2025, and determines doing so is reasonably expected to benefit, directly, or indirectly, the Corporation as required by Texas Local Government Code §501.156.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final reading, and it is so resolved.

PASSED AND APPROVED this _____ day of _____, 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

Clarissa Rodriguez, City Attorney



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 6A

Prepared by: Isa Gaytan, City Secretary

Reviewed by: A. Garfaoui, City Manager

Department: Administration

Agenda Item Description:

Presentation for Proclamation for National World’s Teacher’s Day.

Staff Briefing:

National World’s Teacher’s Day is celebrated annually on October 5 to celebrate all teachers around the globe.

Action:

- ☐ Ordinance
- ☐ Resolution
- ☒ Proclamation
- ☐ Special Presentation
- ☐ Finance Report
- ☐ Public Hearing
- ☐ Other

Cost:	
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	3

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

No motion is required.



PROCLAMATION FOR NATIONAL WORLD'S TEACHER'S DAY

WHEREAS: Judson Independent School District's future strength depends on providing a high-quality education to all students; and

WHEREAS: Teacher quality matters more to student achievement than any other school-related factor; and

WHEREAS: Teachers spend countless hours preparing lesson plans supporting students; and

WHEREAS: Our Judson Independent School District teachers have demonstrated great resilience, adaptability, and creativity, and our community recognizes and supports its teachers in educating the children of this community.

NOW, THEREFORE, I, Mary M. Dennis, Mayor of the City of Live Oak, for and on behalf of the residents of Live Oak, do hereby proclaim October 5, 2025, as National World Teacher's Day in Live Oak, Texas.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the City of Live Oak to be affixed this 30th day of September 2025.

Mary M. Dennis, Mayor



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 6B

Prepared by: I. Gaytan, City Secretary

Reviewed by: A. Garfaoui, City Manager

Department: Administration

Agenda Item Description:

Proclamation for National Breast Cancer Awareness Month.

Staff Briefing:

October is Breast Cancer Awareness Month, which is an annual campaign to increase awareness of the disease.

Action:

- ☐ Ordinance ☐ Resolution
☒ Proclamation ☐ Special Presentation
☐ Finance Report ☐ Public Hearing
☐ Other

Cost:	
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	3

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

No motion is required.



PROCLAMATION FOR **NATIONAL BREAST CANCER AWARENESS MONTH**

WHEREAS: October 2025 marks more than 30 years that National Breast Cancer Awareness Month has educated women about early breast cancer detection, diagnosis and treatment; and

WHEREAS: The National Breast Cancer Foundation's mission is to provide help and inspire hope to those affected by breast cancer through early detection, education, and support services; and

WHEREAS: National Breast Cancer Awareness Month empowers women to take control of their health by educating them about their body and providing important breast cancer resources; and

WHEREAS: National Breast Cancer Awareness Month is a chance to raise awareness about the importance of early detection of breast cancer. Make a difference! Spread the word about mammograms and encourage communities, organizations, families, and individuals to get involved.

NOW, THEREFORE, I, Mary M. Dennis, Mayor of the City of Live Oak, for and on behalf of the residents of Live Oak, do hereby proclaim October 2025 as National Breast Cancer awareness month in Live Oak, Texas.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the City of Live Oak to be affixed this 30th day of September 2025.

Mary M. Dennis, Mayor



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 6C

Prepared by: M. Fratus, Police Chief

Reviewed by: A. Garfaoui, City Manager

Department: Police Department

Agenda Item Description:

Proclamation for National Night Out and National Crime Prevention Month.

Staff Briefing:

October is the month set aside to bring awareness to crime prevention and help make our communities a safer place to live, learn, work, play, and shop. One of the most important events about crime prevention awareness is National Night Out. We call upon all members of our community to participate in this annual community-building campaign on Tuesday, October 7th, for Live Oak's National Night Out.

Action:

- ☐ Ordinance ☐ Resolution
☒ Proclamation ☐ Special Presentation
☐ Finance Report ☐ Public Hearing
☐ Other

Cost:	
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	3

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

No motion is required.



PROCLAMATION FOR **NATIONAL CRIME PREVENTION MONTH**

WHEREAS: The National Association of Town Watch is sponsoring a nationwide crime, drug, violence, and prevention program on Tuesday, October 7, 2025, entitled "National Night Out;" as well as October being National Crime Prevention Month. This 42nd annual National Night Out provides a unique opportunity for the City of Live Oak to join forces with thousands of other communities in Texas and across the country in promoting cooperative, police-community crime prevention efforts; and

WHEREAS: The cornerstone of the Live Oak Police Department is built on a crime prevention philosophy, and the City of Live Oak plays a vital role in assisting the Police Department through its support of crime prevention initiatives and programs, and it is essential that all residents be aware of the importance of crime prevention programs and the impact that their partnership can have on reducing crime and enhancing the quality of life in our community; and

WHEREAS: Effective crime prevention programs succeed because of these partnerships between law enforcement, communities, and individuals, as they help nurture civic responsibility and instill community pride.

NOW, THEREFORE, I, Mary M. Dennis, Mayor of the City of Live Oak, for and on behalf of the residents of Live Oak, do hereby proclaim October 2025 as Crime Prevention Month and Tuesday, October 7, 2025, as National Night Out in Live Oak, Texas and call upon all residents to invest in the power of prevention and work together to make Live Oak one of the safest cities in Texas.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the City of Live Oak to be affixed this 30th day of September 2025.

Mary M. Dennis, Mayor



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 6D

Prepared by: Michael Fratus

Reviewed by: A. Garfaoui, City Manager

Department: Police Department

Agenda Item Description:

Proclamation for National Domestic Awareness Month, October 2025.

Staff Briefing:

October is the month set aside to bring awareness to the single most unreported crime in the nation, Domestic Violence. Domestic violence is the willful intimidation, physical assault, battery, sexual assault, and/or other abusive behavior perpetrated by an intimate partner against another. It is an epidemic affecting individuals in every community regardless of age, economic status, race, religion, nationality, or educational background. Violence against women is often accompanied by emotionally abusive and controlling behavior and thus is part of a systematic pattern of dominance and control. Domestic violence can cross generations and last lifetimes.

Action:

- ☐ Ordinance ☐ Resolution
- ☒ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost:	
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	3

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

No motion is required.



PROCLAMATION FOR NATIONAL DOMESTIC VIOLENCE AWARENESS MONTH

WHEREAS: Domestic violence is a serious crime that impacts countless Texans, without regard to age, race, religion, or economic status; as victims suffer at the hands of a spouse or partner, it affects their children, families, and entire communities; and

WHEREAS: Domestic violence can have life-long consequences emotionally, mentally, socially, spiritually, and physically; violence harms the core of the human spirit and jeopardizes the future well-being of our communities; and

WHEREAS: Domestic Violence Awareness Month provides an excellent opportunity for residents to learn more about preventing domestic violence and to show support for the organizations and individuals who provide critical advocacy, services, and assistance to victims; and

WHEREAS: The Live Oak Police Department cooperates with Bexar County community advocates to enhance services for domestic violence victims through our Crime Victim's Liaison.

NOW, THEREFORE, I, Mary M. Dennis, Mayor of the City of Live Oak, for and on behalf of the residents of Live Oak, do hereby proclaim October 2025 as National Domestic Violence Awareness month in Live Oak, Texas, and call on all residents to join me to do our part to stop domestic violence by advocating for victim rights and holding abusers accountable for their actions.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the City of Live Oak to be affixed this 30th day of September 2025.

Mary M. Dennis, Mayor



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 6E

Prepared by: R. Luna, Deputy Fire Marshal

Reviewed by: K. Drewry, Interim Fire Chief

Department: Fire Department

Agenda Item Description:

Proclamation for Fire Prevention Week, October 5 through October 11, 2025.

Staff Briefing:

The National Fire Protection Association (NFPA) has announced “Charge into Fire Safety: Lithium-Ion Batteries in Your Home” as the theme for Fire Prevention Week, October 5-11, 2025.

Live Oak Fire Department will be educating over 1500 students and over 150 parents/teachers during the week of Fire Prevention. We have elementary schools visit the fire department, as well as participating in school presentations to 3 elementary schools and several daycares in the City of Live Oak.

Action:

- ☐ Ordinance ☐ Resolution
- ☒ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost:

Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	3

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

No motion is required.



PROCLAMATION FOR FIRE PREVENTION WEEK

WHEREAS: The City of Live Oak is committed to ensuring the safety and security of all those living in and visiting Live Oak, Texas; and

WHEREAS: Fire is a serious public safety concern both locally and nationally, and homes are the locations where people are at greatest risk from fire; and

WHEREAS: Most of the electronics used in homes daily, including smartphones, tablets, laptops, power tools, e-bikes, e-scooters, and toys, are powered by lithium-ion batteries, which, if misused, damaged, or improperly charged, can overheat, start a fire, or explode; and

WHEREAS: The National Fire Protection Association (NFPA) reports an increase in battery-related fires, underscoring the need for public education on the safe use of lithium-ion batteries; and

WHEREAS: The 2025 Fire Prevention Week theme, "Charge into Fire Safety: Lithium-Ion Batteries in Your Home," serves to remind us of the importance of using, charging, and recycling lithium-ion batteries safely to reduce the risk of fires in homes and communities.

NOW THEREFORE, I, Mary M. Dennis, Mayor of the City of Live Oak, for and on behalf of the residents of Live Oak, do hereby proclaim October 5-11, 2025, as Fire Prevention Week throughout the City of Live Oak, Texas.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the City of Live Oak to be affixed this 30th day of September 2025.

Mary M. Dennis, Mayor



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 7A

Prepared by: L. Kowalik, Finance Director

Reviewed by: A. Garfaoui, City Manager

Department: Finance Department

Agenda Item Description:

Discussion and possible action regarding disposal of fixed assets with an initial net worth of \$5,000 and over.

Staff Briefing:

While there is no specific statutory requirement that governs the process for disposing of the City's personal property, it is good policy to bring before Council, a list of fixed assets that staff is recommending for disposal to ensure proper disposition of the fixed or other assets and to ensure they are disposed of without violating the Constitution to prevent the gratuitous application of public funds. It is also good policy to bring before Council any surplus item, whether a fixed asset or not, if the intent is to sale or convey to another governmental entity or not-for-profit entity.

The list below contains the items that rises to the level of a City fixed asset:

ID#/Tag#	Description	Acquired	Fund	Location
5595/474	P41 Chevrolet Tahoe – S/N-1GNLC2EC5FR717699	2015	35	Police
100/100	W17 JD Wheel Loader 444 – S/N-DW444HX574160	2000	60	Utilities

These items will be disposed of in the appropriate manner. This is an on-going program and more items may be coming before council as staff identifies such items as disposable. Other items, in addition to the items listed above, may be considered obsoleted, damaged or surplus that do not rise to the level of a fixed asset or not recorded as a City fixed asset may be requested for disposal.

CITY COUNCIL AGENDA ITEM FORM

Action:

- ☐ Ordinance ☐ Resolution
☐ Proclamation ☐ Special Presentation
☐ Finance Report ☐ Public Hearing
☒ Other

Cost:	
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	3, 4

Strategic Goals: 1 - Stable, 2 - Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

Staff's recommended motion is for the council to approve the list of Fixed Assets that have been identified for disposal.



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 7B

Prepared by: R. Ruthven, ACM

Reviewed by: A. Garfaoui, City Manager

Department: Administration

Agenda Item Description:

Discussion and possible action regarding an Ordinance adopting the Live Oak Fee Schedule; adding and amending certain fees and other matters in connection therewith.

Staff Briefing:

The fee schedule was last updated by the Council on September 10, 2024. Regarding the current update, staff is only proposing minor updates to the police, development services, and parks and recreation fees.

Summary table showing fee ordinance changes:

Summary of Changes to Fee Schedule 9/2025			
Fee Description	Category	Old Fee	New Fee
Digital Media	City Secretary (Open Records)	\$5.00	Expanded to include all digital media
Oversize Paper Copy	City Secretary (Open Records)	n/a	\$5.00
Specialty Maps	City Secretary (Open Records)	n/a	\$10.00 per map; or actual cost if greater
Labor Charges	City Secretary (Open Records)	n/a	\$15.00 and/or \$28.50 per hour per Texas Administrative Code
Body Camera Recordings	Police (Open Records)	n/a	\$10.00 per recording request; \$1.00 for each full minute of video footage requested
Failure to obtain Certificate of Occupancy	Development Services (Misc Fees)	\$500.00	\$500.00 per day for each violation
Working without a permit	Development Services (Misc Fees)	\$500.00	\$500.00 per day for each violation
Mobile Food Vendor	Development Services (Health)	n/a	\$50.00 for Single Event Permit (one-day only; not annual)
Site Plan Application	Development Services (Zoning Applications)	n/a	\$1,500 for new application; \$500 for an amendment
Pool and Clubhouse Rental Fees	Parks and Recreation (Facility Fees)	n/a	Clarification provided for who constitutes a resident; city employees described as eligible to use facilities and pay resident fees
Clubhouse Rental Fee	Parks and Recreation (Facility Fees)	\$200.00	\$300.00 per rental period
Clubhouse Deposit	Parks and Recreation (Facility Fees)	n/a	\$300.00 per rental

Fees for open records requests include additions and clarifications for fees regarding copies, digital media and labor costs for open records that exceed 50 copies in accordance with State law.

The changes to the police fee schedule involve adding a fee under open records requests for processing open records requests for body camera recordings.

CITY COUNCIL AGENDA ITEM FORM

The proposed development services fee schedule changes involve changing the wording for fees for businesses operating without a Certificate of Occupancy and for construction work occurring without a permit from a one-time fee to a daily fee of \$500.00, and adding a single use fee for mobile food vendors under the health permits section. Currently, only a \$250.00 annual fee is available for mobile food vendors. The new fee allows for a single use mobile food vendor permit at \$50.00.

Under planning and zoning fees in development services, staff proposes adding a site plan application fee of \$1,500 for new applications, and \$500.00 for amendments to existing site plans. This proposed fee matches similar fees in Live Oak's surrounding cities and completes the site plan approval regulations approved by the City Council on April 29th.

Finally, under Parks and Recreation fees specific to facility rentals, staff has added clarifying language for what constitutes a Live Oak resident for the purpose of charging the facility use fees. Staff has also added clarifying language regarding City employee eligibility to use/rent City facilities and be charged Live Oak resident rates.

Rental rates for the pool clubhouse are proposed to increase to \$300.00 from \$200.00 per rental period with the addition of a \$300.00 deposit.

Attached to your packet is the draft Ordinance and the proposed fee schedule. If approved, the fee changes will become effective on October 1, 2025.

Action:

- ☒ Ordinance ☐ Resolution
☐ Proclamation ☐ Special Presentation
☐ Finance Report ☐ Public Hearing
☐ Other

Cost:	
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	1, & 2

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

Recommended motion to approve an Ordinance adopting the Live Oak Fee Schedule; adding and amending certain fees and other matters in connection therewith.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LIVE OAK, TEXAS ADOPTING THE LIVE OAK FEE SCHEDULE; ADDING AND AMENDING CERTAIN FEES AND OTHER MATTERS IN CONNECTION THEREWITH; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Live Oak (“City”) is a Texas Home-Rule Municipality operating under the laws of the State of Texas; and

WHEREAS, the City of Live Oak (the “City”) has established by ordinance, fees for licenses, permits, and services provided by the City; and

WHEREAS, the City Council authorized a review and a consolidation of certain fees for licenses, permits, and services provided by the City; and

WHEREAS, the Schedule of Fees attached as Exhibit A reflects the addition of certain fees, revisions to certain fees, a restatement of certain fees not revised, and a consolidation of all such fees; and

WHEREAS, the City Council finds that the fees provided for herein are reasonable and necessary for the administration of the of the City’s regulatory programs and services; and

WHEREAS, the City Council has determined that it is in the best interest of the City to update the Fee Schedule as described herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS:

Section 1. The recitals contained in the preamble are found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.

Section 2. The City Council amends the Fee Schedule as reflected in Exhibit A.

Section 3. If any provision of this Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of this Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.

Section 4. This Ordinance shall be cumulative of all provisions of ordinances of the City except where the provisions of the Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

Section 5. This Ordinance shall be construed and enforced in accordance with the laws of the City of Live Oak, the State of Texas and the United States of America.

Section 6. It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public in compliance with the advisory issued by the Office of the Governor and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given all as required by the Texas Government Code, Chapter 551, as amended.

Section 7. This Ordinance shall take effect immediately upon its passage, approval and publication as required by law.

PASSED AND APPROVED this 30th day of September, 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO FORM:

City Attorney's Office

Exhibit A
Fee Schedule



City of Live Oak Fee Schedule

Revised on September 30, 2025



Office of the City Secretary Fee Schedule

ALCOHOL PERMIT FEES

Permit Type	Fees
Beer on premises	\$187.50
Wine and beer on premises	\$187.50
Wine and beer, late night	\$250.00
Beer off premises	\$30.00
Wine and beer off premises	\$30.00
Wine only package store	\$125.00
Mixed drinks on premises	\$375.00
Mixed drinks, late night	\$250.00
Package store	\$150.00
Local distributors	\$50.00
Beverage cartage	\$10.00

Note: All fees are annually. Multiple fees may apply to individual establishments, dependent on services.

COIN OPERATED MACHINE FEES

Permit Type	Fees
Coin Operated Machine	\$15.00/machine

Note: All fees are annually. List of current coin operated machines must be provided. As new machines are added or replaced, updates must be provided.

OPEN RECORDS REQUESTS FEES

Fee Type	Fees
Standard Paper Copy	10 cents/page
Digital Media	\$5.00 per electronic storage device; or actual cost if greater than \$5.00.
Oversize Paper Copy	\$5.00
Specialty Maps	\$10.00 per map; or actual cost if greater
Labor Charge (if more than 50 pages)	\$15.00 and/or \$28.50 per hour **

** Per Texas Administrative Code, Title 1, Part 3, Chapter 70, Rule 70.3



Police Department Fee Schedule

ALARM PERMITS

<u>Permit Type</u>	<u>Fees</u>
Residential	\$10.00 annually
Commercial	\$50.00 annually
False Alarm (up to two)	no charge
False Alarm (3-4)	\$50.00/incident
False Alarm (5+)	municipal court summons/incident

SOLICITOR PERMITS

<u>Permit Type</u>	<u>Fees</u>
Application Fee	\$10.00 annually
Annual Fee	\$150.00/year
Monthly Fee	\$30.00/month
Weekly Fee	\$5.00/week
Daily Fee	\$2.00/day

MISCELLANEOUS

<u>Fee Type</u>	<u>Fees</u>
Police or Accident Report	\$6.00/report
Certified Copy of Police or Accident Report	\$2.00/report
Fingerprint Card	\$5.00 each

Open Records Requests

Cost per page up to 8.5" x 14"	\$0.10 per page
-Non-standards sizes	\$0.55 per page
USB Flash Drive	\$6.00 each
CD and DVD	\$5.00 each
Personnel Cost for over 50 pages	\$15.00 per hour
Postage	Actual Cost
Body camera recordings	\$10.00 per recording request; \$1.00 for each full minute of video footage requested



Animal Control Department Fee Schedule

PET LICENSING FEES

License Type	Fees
Unaltered/not chipped pets	\$5.00 annually
Altered pets/not chipped	\$2.00 annually
Altered and chipped pets	No charge
All Renewals	No charge
Tag Replacement	No charge

IMPOUNDMENT FEES

Fee Type	Fees
1 st Offense – Mandatory Microchip	\$30.00/animal
2 nd Offense	\$60.00/animal
3 rd Offense and any additional (with Citation)	\$90.00/animal
Every day after first day of impoundment	\$10.00/day/animal
Fowl/other animal	\$10.00/day/animal
Livestock	\$100.00/day/animal

MISCELLANEOUS

Fee Type	Fees
Microchipping	\$10.00/animal
Bite Case Quarantine	\$150.00/animal
Adoption	\$60.00/animal
No current rabies vaccine*	\$30.00
No current city license*	\$30.00
Vaccination fee	\$10.00
Owner surrender	No charge
Altered owner surrender	\$75.00
Military owner surrender**	No charge
No surrenders under 4 months old	
No surrenders over 8 years old	

*Fees applied after 2nd impound.

**With orders showing proof of no pets allowed.



Fire Department Fee Schedule

FIRE PERMITS

Fee Type	Fees
Fire Sprinkler Permit (up to 200 heads)	\$250.00
-Each head over 200	\$1.00 per head
Fire Alarm System (up to 200 devices)	\$250.00
-Each device over 200	\$1.00 per device
Fire Line Per Building	\$250.00
Misc. Fees, Permits, Inspections not listed herein	\$200.00 per permit, inspection, fee As determined by Fire Marshal
Maximum Fee per Permit	\$2,000.00

RE-INSPECTION FEES

Fee Type	Fees
Re-Inspection Fee (up to two)	\$100.00/re-inspection
Re-Inspection Fee (3-4)	\$200.00/re-inspection
Re-Inspection Fee (5+)	municipal court summons/incident

FALSE ALARM FEES (Per calendar year, January 1- December 31)

Fee Type	Fees
False Alarm (up to two)	no charge
False Alarm (3-4)	\$50.00/incident
False Alarm (5+)	municipal court summons/incident

MULTI FLOOR AUTOMATIC FIRE SPRINKLER SYSTEM / FIRE ALARM SYSTEMS INSPECTIONS

A MAXIMUM OF THREE (3) PARTIAL INSPECTIONS ARE ALLOWED PER FLOOR. IF MORE THAN THREE (3) PARTIALS ARE REQUIRED PER FLOOR A \$50.00 FEE WILL APPLY PER INSPECTION



Development Services Department Fee Schedule

Commercial Building Plan Review Fee

Project Valuation	Fees
\$1.00 to \$1,000.00	\$100.00
\$1,001.00 to \$50,000.00	\$100.00 plus \$3.50 per \$1,000.00
\$50,001.00 to \$100,000.00	\$132.50 plus \$3.00 per \$1,000.00
\$100,001.00 to \$500,000.00	\$235.50 plus \$2.50 per \$1,000.00
Greater than \$500,000.00	\$832.65 plus \$2.00 per \$1,000.00

The plan review fee is in addition to the Commercial Building Permit Fee and is due at plan submittal.

Commercial Building Permit Fee Schedule

Project Valuation	Fees
\$1.00 to \$1,000.00	\$100.00
\$1,001.00 to \$50,000.00	\$100.00 plus \$7.00 per \$1,000.00
\$50,001.00 to \$100,000.00	\$265.00 plus \$6.00 per \$1,000.00
\$100,001.00 to \$500,000.00	\$465.00 plus \$5.00 per \$1,000.00
Greater than \$500,000.00	\$1,665.30 plus \$4.00 per \$1,000.00

Residential Permit Fee Schedule

Plan review fee, per square foot	\$0.35
New, Single Family Residence (one & two family dwellings) per square foot *	\$0.65
New additions to residences (including remodels/alterations)	\$0.50

The plan review fee is in addition to the Residential Building Permit Fee and is due at plan submittal.

Square footage is calculated using all foundation area, any covered area at the first floor, plus any second floor footage.

Sign Permit Fees

New Signs:	
Permit fee *	Same as commercial building permit and plan review fee with a \$300.00 minimum fee
Electrical Permit fee *	\$200.00
Temporary Signs/Banners (30 day permit) *	\$20.00

Billboard Sign Permits shall be issued on an annual basis and will expire every January 31st. Billboard sign permits shall be One hundred dollars (\$100.00) plus a permit issuance fee of fifty dollars (\$50.00).



Development Services Fees (Continued)

Miscellaneous Fees

Contractor's annual registration fee, including renewals	\$100.00
Demolition Permit	\$500.00
Certificate of occupancy	\$250.00
Pre-certificate of occupancy inspection	\$150.00
Failure to obtain a certificate of occupancy	\$500.00 per day
Working without permit	Double fee (per trade), \$500.00 per day minimum.
Failure to post city issued permit on jobsite	\$50.00
Restamp fee – commercial plans	\$200.00
Restamp fee – residential plans	\$50.00

Electrical Permit Fees

New construction single family residential *	\$200.00
New construction per unit (all other new construction)*	\$300.00
Repair/Replacement	\$60.00

Solar

Residential Solar	\$60.00, Plus \$10 per panel
Commercial Solar *	Based on Project Valuation

Mechanical Permit Fees

New construction single family residential *	\$200.00
New construction per unit (all other new construction) *	\$300.00
Repair/Replacement	\$60.00

Plumbing Permit Fees

New construction single family residential *	\$200.00
New construction per unit (all other new construction) *	\$300.00
Repair/Replacement	\$60.00

Irrigation Permit Fees

Residential	\$100.00
Commercial *	\$250.00

Reinspection fee (excludes health inspections)

First time, per trade	\$75.00, per trade
Each thereafter	\$100.00, per trade

** Items with asterisks indicate an issuance fee of \$50.00, in addition to the permit fee.*

Flatwork/Deck	\$150.00
Patios/Patio covers	\$200.00



Development Services Fees (Continued)

Carports	\$200.00
Roof replacement	\$200.00
Sheds	\$200.00
Above ground pools	\$100.00
In ground pools	\$500.00
Fences	\$50.00
Foundation repair	\$250.00

Health

Food establishment permit	\$500.00 (Annual fee)
Mobile Food Vendor/Temporary Establishments/Seasonal Vendor Permits	\$250.00 (Annual fee)
Mobile Food Vendor – Single Event Permit (one-day only; not annual)	\$50.00
Health reinspections	\$150.00
Public swimming pool (annual)	\$300.00
Pool re-inspections	\$150.00
Special/Temporary Event Permit	\$250.00
Special/Temporary Event Permit (City or City Sponsored)	No charge*

**As approved by the City Manager or his/her designee.*



Planning and Zoning Fee Schedule

CERTIFICATION OF PLAT EXHIBITS

Fees

Subdivision Master Plan	\$1,500.00
Amendments to Subdivision Master Plan	\$750.00
Preliminary Plat	\$850.00 + \$15.00 per acre + \$10.00 per lot
Final Plat *	\$1,000.00 + \$20.00 per acre + \$15.00 per lot
Replat *	\$1,000.00 + \$20.00 per acre + \$15.00 per lot
Minor Plat	\$850.00
Amending Plat	\$850.00
Vacating Plat	\$850.00

**Requires plan review fee*

ZONING APPLICATIONS

Fees

Specific Use Permits, including amendments	\$2,000.00
Planned Unit Development, including amendments	\$2,000.00
Zoning Change	\$2,000.00
Board of Adjustment	\$1,000.00 (50% for homestead, with proof)
Zoning Verification Letter	\$150.00
Site Plan Application	\$1,500.00
Site Plan Amendment	\$500.00

MISCELLANEOUS

Fees

Address Verification Letter	\$50.00
Will serve letter	\$150.00
Plat waiver, special exception, variance (each)	\$500.00
Plat recordation fee, in addition to Bexar County fee	\$150.00
Plan review fee	\$400.00 initial submittal, \$200.00 each subsequent review
Subdivision Improvement Agreement	\$1,000.00
Subdivision/Public Improvements Inspection Fee	\$185.00 per hour, per inspector, for each project, unless listed otherwise within an agreement specific to the development/project.
City Consultant/Professional Service Fee **	At cost
TIA review	\$500.00
Tree mitigation, per inch (DBH)	\$50.00
Parkland Dedication and Improvement	Land Dedication, one (1) acre per 100 dwelling units
Fee-in lieu of parkland dedication	Parkland dedication, per dwelling unit - \$350.00
Fee-in lieu of parkland improvement	Parkland improvement, per dwelling unit - \$650.00

****Applicant may be responsible to pay additional fees for any application review or predevelopment conference requiring consultation with City Consultants (such as contracted engineers, planners, attorneys, architects, plan reviewers, inspectors, etc.) To the extent possible, City Staff will provide the Owner/Applicant with an estimate of fees should outside consultation be required.**



Parks and Recreation Department Fee Schedule

FACILITY RENTAL FEES *

Rental Type	Fees
<u>Clubhouse Rentals:</u> Saturday/Sunday (Resident)	\$300.00 per rental period \$300.00 deposit

SWIMMING POOL FEES *

Fee Type	Fees
<u>Daily Admission:</u> Resident	\$3.00/person
Non-Resident	\$10.00/person
<u>Season Passes:</u> Resident	\$40.00/person

** Residents shall include only those individuals and/or families who's primary residence is located within the City of Live Oak. Subject to availability, City employees are eligible to use the above facilities and shall be charged the resident fee(s) as noted above.*

MISCELLANEOUS

Fee Type	Fees
Organized Event Fee*	\$250.00 Initial Fee

**At cost as approved by the City Manager or his/her designee.*



Finance Department
Credit Card and Online Payment Fees

Use of the On-line Payment Platform	\$1.25 flat fee
Credit Card use for Municipal Court payments	3.95% fee
Credit Card use fee for Permit payments	3.25% fee
Credit Card use fee for Utility payments	2.00% fee
Credit Card use fee for Miscellaneous payments	2.00% fee



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 7C

Prepared by: R. Ruthven, ACM

Reviewed by: A. Garfaoui, City Manager

Department: Administration

Agenda Item Description:

Discussion and possible action regarding a Resolution appointing members and alternates and providing the current list for various City of Live Oak Boards and Commissions.

Staff Briefing:

Consistent with last year's appointments, staff is recommending a Resolution listing all the Boards and Commissions along with their respective Members and Commissioners as detailed in the attached Resolution. The approving Resolution includes all current Board and Commission members, including members with expiring terms and those whose terms expire next year. All newly renewed terms for existing Board and Commission members are shown in blue, while newly appointed members are shown in green in the attached Resolution.

Action:

- ☐ Ordinance ☒ Resolution
- ☐ Proclamation ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost:	
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	1, & 2

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

Recommended motion to approve a Resolution appointing members and alternates and providing the current list for various City of Live Oak Boards and Commissions.

A RESOLUTION OF THE CITY OF LIVE OAK, TEXAS, APPOINTING MEMBERS AND ALTERNATES AND PROVIDING A CURRENT LIST FOR VARIOUS BOARDS AND COMMISSIONS OF THE CITY OF LIVE OAK INCLUDING THE ZONING BOARD OF ADJUSTMENT; DANGEROUS STRUCTURE DETERMINATION BOARD; ETHICS REVIEW BOARD; PARKS AND RECREATION COMMISSION & TREE CARE BOARD; PLANNING & ZONING COMMISSION.

WHEREAS, the City of Live Oak, Texas has multiple Boards & Commissions and desires to appoint and reappoint specific persons and alternates to respective Boards & Commissions as authorized by law, specifically for the Zoning Board of Adjustment, Dangerous Structure Determination Board; Ethics Review Board, Parks & Recreation Commission & Tree Care Board & Planning and Zoning Commission and includes a current list of Board/Commission members; and

WHEREAS, the City Council hereby confirms and ratifies the duly qualified persons listed below for appointment to the respective positions and for the respective terms described below and associated code provisions as to the terms of the appointment(s).

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS THAT:

I.

The City Council of the City of Live Oak hereby appoints the persons listed below as members and alternates of the Boards or Commissions as indicated in the following paragraphs. Such appointments shall be subject to and governed by the current term limits of each board/commission as outlined in the respective code(s).

Key for Below Tables
BLUE = Position Up for Re-appointment
GREEN = Position Up for Appointment

II.

BOARD OF ADJUSTMENT

Members	Term Ending
Marie Atkinson, Board Member	09/30/2027
Steve Green, Board Member	09/30/2027
Terence Jenkins, Board Member	09/30/2027
Christopher Hockman, Board Member	09/30/2027
Bonnie Tullgren, Board Member	09/30/2026
Sandra Donnelly, Alternate Board Member	09/30/2027
Patty Ferguson, Alternate Board Member	09/30/2027

III.
DANGEROUS STRUCTURE DETERMINATION BOARD

Members	Term Ending
Suzanne Hildebrand, Board Member	09/30/2027
Cynthia Audelo, Board Member	09/30/2027
Marie Atkinson, Board Member	09/30/2027
John Ferguson, Board Member	09/30/2027
Jose DeLeon, Board Member	09/30/2027

IV.
ETHICS REVIEW BOARD

Members	Term Ending
Brian Read, Board Member	09/30/2027
John Ferguson, Board Member	09/30/2027
Mark Cymbalist, Board Member	09/30/2026
Bonnie Tullgren, Board Member	09/30/2027
Rita Barrera, Board Member	09/30/2027

V.
PARKS & RECREATION COMMISSION & TREE CARE BOARD

Members	Term Ending
Mario Ward, Chairman	09/30/2026
Elizabeth Ramirez, Commissioner	09/30/2027
Daniel Buntjer, Commissioner	09/30/2027
Crystal Smith, Commissioner	09/30/2027
Brian Read, Commissioner	09/30/2026
Dorothy Scott, Commissioner	09/30/2026
Chris Hockman, Commissioner	09/30/2027
Laura Berghuis, Alternate Commissioner	09/30/2027
Zelma McNeil, Alternate Commissioner	09/30/2027
Alexandra McPherson, Alternate Commissioner	09/30/2027

VI.
PLANNING AND ZONING COMMISSION

Members	Term Ending
Rebecca Kochan, Commissioner	09/30/2027
Michael Llamas, Commissioner	09/30/2027
Tom Kusek, Commissioner	09/30/2026
Gary Woppert, Commissioner	09/30/2027
Arlan Miller, Commissioner	09/30/2027
Kenneth Bradley, Alternate Commissioner	09/30/2027
Janita Woodall, Alternate Commissioner	09/30/2027

PASSED, APPROVED and ADOPTED this ____ day of _____ 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO FORM:

City Attorney



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 7D

Prepared by: D. Lowder, EDC Manager

Reviewed by: R. Ruthven, ACM

Department: Economic Development Corporation

Agenda Item Description:

Discussion and possible action regarding a Resolution appointing a member to the Live Oak Economic Development Corporation.

Staff Briefing:

As part of this Resolution, staff is recommending appointing a Citizen Director to fill the vacancy as a Board Member with a term expiration of June 30, 2027.

The City received applications from the following residents:

- Arlan Miller
- Rebecca Kochan
- Dorothy Fleming Scott
- Jose DeLeon
- Rita Barrera
- Alexandra Woodard McPherson
- Elvera Cruz

ACTION:

- ☐ Ordinance ☒ Resolution
- ☐ Proclamations ☐ Special Presentation
- ☐ Finance Report ☐ Public Hearing
- ☐ Other

Cost:	
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	1, 2 & 3

Strategic Goals: 1- Stability, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

Recommended motion is to approve a Resolution appointing _____ as Citizen Director to the Live Oak Economic Development Corporation.

RESOLUTION NO: _____

A RESOLUTION OF THE CITY OF LIVE OAK, TEXAS, APPOINTING A MEMBER AND PROVIDING A CURRENT LIST TO THE ECONOMIC DEVELOPMENT CORPORATION.

WHEREAS, the City of Live Oak, Texas has an Economic Development Corporation (EDC) and shall appoint respective Board Members under the Articles of Incorporation and Bylaws and desires to appoint a specific person to the EDC Board and identify a current list of Board Members; and

WHEREAS, the City Council hereby confirms and ratifies the duly qualified person listed below for appointment to the current vacant Citizen Director position on the Board and for the respective term described below and associated coded Bylaws provisions as to the terms of the appointment(s).

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS THAT:

I.

The City Council of the City of Live Oak hereby appoints the person listed below as a Citizen Director member of the Economic Development Corporation as indicated in the following paragraph. Such appointment shall be subject to and governed by the current term limits of each board/commission as governed by the EDC bylaws and articles of incorporation.

II.

ECONOMIC DEVELOPMENT CORPORATION

Members	Term Ending
Mary M. Dennis, Board President	06/30/2027
Cynthia Audelo, Board Vice President	06/30/2026
Bob Tullgren, Council Director	06/30/2027
Ed Cimics, Council Director	06/30/2026
Rod Streets, Business Director	06/30/2026
Paras Arora, Board Secretary	06/30/2026
VACANT Citizen Director	06/30/2027

PASSED, APPROVED and ADOPTED this ____ day of _____ 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO FORM:

Clarissa Rodriguez, City Attorney



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: September 30, 2025

Agenda item: 7E

Prepared by: M. Fratus, Police Chief

Reviewed by: A. Garfaoui, City Manager

Department: Police Department

Agenda Item Description:

Discussion and possible action regarding amending City Code of Ordinance Chapter 15 offenses and miscellaneous provisions, Section 15-19, Sexual Offenders (2) Definitions.

Staff Briefing:

On June 11, 2024, Council passed a revision to the Sexual Offender Ordinance. It was recently identified that the word “or” was inadvertently omitted from the definition of a Child Safety Zone. This omission created a material change in how the Ordinance could be interpreted. The proposed revision corrects this error to ensure the ordinance reflects its intended meaning.

Action:

- ☒ Ordinance ☐ Resolution
☐ Proclamation ☐ Special Presentation
☐ Finance Report ☐ Public Hearing
☐ Other

Cost:	
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

Recommended motion is to adopt the presented amendment to the City Code of Ordinance Chapter 15 offenses and miscellaneous provisions, Section 15-19, Sexual Offenders (2) Definitions.

AN ORDINANCE OF THE CITY OF LIVE OAK, TEXAS AMENDING CITY CODE OF ORDINANCES CHAPTER 15 - OFFENSES AND MISCELLANEOUS PROVISIONS, SEC. 15-19. SEXUAL OFFENDERS (2) DEFINITIONS; PROVIDING AND EFFECTIVE DATE; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT; AND PROVIDING FOR SEVERABILITY.

WHEREAS, the City of Live Oak, Texas (“City”), is a Texas home-rule municipality duly created, established, and possessing the full power of local self-government in accordance with state law, the Texas Constitution; and

WHEREAS, the City has a compelling interest in protecting the health, safety and welfare of children by reducing opportunities for sexual offenders to encounter children; and

WHEREAS, state law does not preempt a home-rule municipality’s ordinance prohibiting registered sex offenders from living within a specified distance from locations where children typically congregate; and

WHEREAS, the City finds the need to amend Sec. 15-19. Sexual Offenders (2) Definitions to continue to promote safety for children; and

WHEREAS, the City Council hereby finds and determines that sexual offenders who prey on children are a threat to the public health, welfare, and safety of the citizens of the City; and

WHEREAS, the City Council finds it necessary to amend the City’s Code of Ordinances Sec. 15-19 Sexual Offenders (2) Definitions regarding its restrictions prohibiting registered sex offenders from going in, on, or within Child Safety Zones as defined herein; and

WHEREAS, the City Council hereby finds and determines that prohibiting individuals required to register on the Texas Department of Public Safety’s Sex Offender Database from going in, on, or within a Child Safety Zone will reduce opportunities for sexual offenders to come into contact with children; and

WHEREAS, the City finds and determines that amending Sec. 15-19 Sexual Offenders (2) Definitions promotes the public health, welfare, and safety of the citizens and is in the best interest of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS:

Section 1. Amended Regulations. The City of Live Oak, Texas Code of Ordinances, Chapter 15 – Offenses And Miscellaneous Provisions, Sec. 15-19 - Sexual Offenders (2) Definitions is hereby amended as set forth in Exhibit A attached hereto and incorporated herein for all purposes.

Section 2. Findings. That the recitals contained in the preamble hereto are hereby found to be true and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

Section 3. Cumulative Clause. This Ordinance shall be cumulative of all provisions of ordinances of the City of Live Oak, Texas, except where the provisions of the Ordinance are in direct conflict with the provisions such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

Section 4. Severability. It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

Section 5. Public Meeting. That it is officially found, determined and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.

Section 6. Effective Date. This ordinance shall take effect immediately from and after its passage and any publication requirements.

PASSED, APPROVED and ADOPTED this ____ day of _____ 2025.

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

City Attorney

“EXHIBT A”

EXHIBIT A

Child safety zone means any premises where children commonly gather. The term includes:

(1) School, day-care facility playground, public or private youth center, or video arcade facility, as defined by V.T.C.A., Health and Safety Code § 481.134;

(2) Public park, athletic fields or swimming pool; or

(3) Private recreational facility, including a park, pool, playground, skate park, or youth athletic field:

a. Owned by a residential property owners association; or

b. For which an entrance, admission, or rental fee is charged.

(4) Any other facility that regularly holds events primarily for children.