

**MINUTES OF THE  
REGULAR COUNCIL MEETING  
OF THE OAK LEAF CITY COUNCIL  
HELD ON DECEMBER 14, 2010 AT 7:00 P.M.  
AT OAK LEAF CITY HALL**

**I. CALL TO ORDER & ROLL CALL:**

Council Members Present:

Mayor Paul Klooster

Councilman Craig Wilson

Councilman Jim Tuma

Mayor Pro Tem Pat Mahlstedt

Councilman Ray Brindle

Councilman Ron Spurlock

City Staff Present:

City Secretary Ronda Quintana

**MAYOR KLOOSTER CALLED THE CITY COUNCIL MEETING TO ORDER AT 7:02 P.M. AND ANNOUNCED A QUORUM PRESENT.**

**II. INVOCATION & PLEDGE OF ALLEGIANCE:**

Klooster gave the invocation followed by the Pledge of Allegiance.

**III. AUDIENCE PARTICIPATION:**

There were no audience participants.

**IV. CONSENT AGENDA ITEMS:**

Approval of November 9, 2010 Regular Meeting Minutes

The Minutes were reviewed by Council and no revisions were necessary. Mayor Klooster therefore asked for a motion, and Mahlstedt made a motion to accept the November 9th Minutes as presented. Councilman Brindle seconded the motion. Klooster called for a vote.

Ayes: Mayor Pro Tem Mahlstedt, Councilman Wilson, Councilman Brindle

Abstains: Councilman Tuma and Councilman Spurlock

Nays: None

The motion passed.

**V. REGULAR AGENDA ITEMS:**

Discussion and Possible Action Regarding the Selection of a New Municipal Judge

Klooster indicated Rodney Ramsey has served admirably as the city's prosecuting attorney during the last two years and recommended Ramsey should be appointed as the next municipal court judge. As for appointing a new prosecuting attorney, Mayor Klooster stated it may not be necessary, since City Staff is able to provide exceptional support documentation for the court cases. The mayor also stated the municipal judge position renews annually and could be terminated after giving a thirty-day notice. Mahlstedt made a motion to appoint Rodney Ramsey as the City of Oak Leaf municipal judge for 2011, and Councilman Wilson seconded the motion. There were no comments or questions from the Council, so Mayor Klooster called for a vote.

Ayes: All  
Nays: None  
The motion passed.

**VI. OLD BUSINESS ITEMS:**

There were no Old Business items; however, Klooster mentioned he had been in communication with a bridge contractor regarding the refurbishment of Woodhaven Bridge. Per the contractor, the repair work could be done for less than ten thousand dollars, and the usefulness of the bridge would be extended for at least ten years. Mayor Klooster suggested having the contractor's proposal added as a possible action item for the next Council Meeting and having the paint on the bridge tested for lead content. Mahlstedt asked if repairing the bridge would satisfy TxDOT requirements, and Klooster answered in the affirmative. He then stated the contractor would submit his proposal based on the July 7, 2009 TxDOT Bridge Inspection Report. Wilson indicated Council should also get an engineer's recommendation, and Klooster responded that the city may utilize John Birkhoff's talents as an engineer of Birkhoff, Hendricks and Conway. Mahlstedt inquired if the bridge contractor had any references. The mayor replied that he has worked with several municipalities.

**VII. MAYOR'S UPDATE:**

A. Meetings and Seminars

- November 10th Meeting in Austin between NECCC representatives and TxDOT Regarding the Ovilla Road (FM 664) Expansion Project

The North Ellis County Coalition of Cities representatives, delegates of Ellis County, representatives of the state and Texas Department of Transportation met to discuss the expansion of Ovilla Road. TxDOT has initiated a twelve-month Corridor Analysis Study which will begin in January 2011 to determine the sizing of the required roadway. The first phase of the study will involve FM 664 from Ovilla's bridge crossing Red Oak Creek to I-35, and the second phase of the study will involve the realignment of FM 664 from 342 to FM 983 (which is close to Ferris, Texas).

Funding for both phases still has to be obtained from the North Central Texas Council of Governments. The Corridor Analysis Study is the first phase of an Environmental Impact Study.

- Regional Transportation Council of the North Central Texas Council of Governments 2035 Mobility Meetings on December 13th, 15th and 16th  
The NCTCOG will be holding public meetings to discuss freight plan development, toll revenue funding for the toll way between Highway 161, Hwy 183 and I-20, proposed modifications to the list of funded projects and determining the future of transportation. Mayor Klooster encouraged the council members to attend either meeting on the 15th and 16th if their schedules allowed and to check with Staff for registration requirements.
- NECCC Meeting in Palmer, Texas on January 13<sup>th</sup>  
Klooster asked Council to contact him if they had any topics to discuss at the quarterly NECCC Meeting in January.

As a meeting related matter, the mayor mentioned the Texas Division of Emergency Management had rescheduled the summer 2010 Texas Disaster Recovery Course for January 4th and 5th, 2011. Mayor Klooster requested Council contact Staff if they were planning to attend, otherwise a staff member would go as a City of Oak Leaf representative.

B. Delinquent Property Taxes Update

The delinquent property taxes owed to the city have been reduced by an estimated two hundred dollars from last month. The new balance is \$10,412.31.

**VIII. REPORTS:**

A. Land/Building

There are no updates.

B. Legal

1. Nuisances

- a. 1200 Block of Lariat Circle – Recent inclement weather conditions have now subsided and gathering of updated evidence against the property owner will commence again.
- b. Recently Recorded Liens – A lien was filed against 514 Winding Creek Trail for mowing and general clean-up of the property. The lien amount is \$245.00.
- c. Previously Recorded Liens – The total of previously recorded liens is \$5782.91.

2. Litigation

- a. Indian Hills Subdivision Update – Mayor Klooster stated the newly added defendants are companies who did the actual installation of the Indian Hills Subdivision roads. The city’s attorney anticipates that all of the defendants will pool their resources and offer a lump sum settlement during a pre-court mediation meeting.
- b. Glenn Heights Annexation Update – There is no update.

As a Glenn Heights related matter, the mayor indicated he had met with City of Glenn Heights management regarding water line breaks in the City of Oak Leaf, particularly along Ovilla Road (FM 664). In response to these concerns, Glenn Heights has hired a company to do a hydrostatic pressure test in the next few weeks to determine water line deficiencies and line sizes. Once the test is complete, Oak Leaf will request a copy of the report.

c. 907 Lark Lane

- TCEQ Litigation Update – There is no update.

C. Public Works

1. Road Maintenance and Repairs

Klooster indicated road maintenance and repairs would resume in the spring of 2011.

D. Secretary’s Report

1. Election Law Seminar on January 12th – 14th

City Secretary Quintana informed Council she will be attending a two and a-half day seminar to get updated information for the 2011 election year.

**IX. ADJORNMENT FROM REGULAR MEETING:**

Mayor Klooster inquired if Council had any further comments, and none were made. Klooster asked for a motion to adjourn. A motion was made by Mahlstedt at 7:42 p.m. It was seconded by Brindle. The mayor called for a vote.

Ayes: All  
Nays: None  
The motion passed.

PASSED THIS 11th DAY OF January, 2011

Paul Klooster  
Paul Klooster, Mayor

ATTEST: Ronda Quintana  
Ronda Quintana, City Secretary

