

**MINUTES OF THE  
REGULAR MEETING  
OF THE OAK LEAF CITY COUNCIL  
HELD ON MAY 9, 2017 AT 7:00 P.M.  
AT OAK LEAF CITY HALL  
301 LOCUST DRIVE**

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

Council Members Present:

Mayor Bob Rader

Councilman John Little

Councilman Susanne Ellis

Mayor Pro Tem James Pierce

Councilman Jimmie Lamb

Council Member Absent:

Councilman Joyce Liptak

City Staff Present:

City Secretary Ronda Quintana

**MAYOR RADER CALLED THE MEETING TO ORDER AT 7:01 P.M. AND ANNOUNCED A QUORUM PRESENT.**

A. Invocation:

Mayor Rader gave the Invocation.

B. Pledge of Allegiance:

It was followed by the declaration of the Pledge of Allegiance by the City Council and audience members.

**II. AUDIENCE PARTICIPATION:**

No one registered to speak during this portion of the meeting.

**III. PRESENTATION:**

• Presentation to Outgoing Councilmember John Little

Mayor Rader presented a plaque to Councilman Little and thanked him for his service and dedication to the community as a council member, to which he responded in kind.

**IV. REGULAR AGENDA ITEMS:**

A. Discussion and Approval of April 11, 2017 Public Hearing and Regular Meeting Minutes

City Council briefly reviewed the April 11, 2017 Public Hearing and Regular Meeting Minutes, and Councilman Lamb moved to approve them as presented. Councilman Ellis seconded the motion. There was no further discussion of the item, so Mayor Rader called for a vote.

Ayes: All Present  
Nays: None  
The motion passed.

B. Discussion and Possible Action Regarding Full Reimbursement of Sales Tax Overpayment

Mayor Rader opened discussion of the item and asked City Secretary Quintana to relate her findings regarding the matter. She gave a brief synopsis of events regarding the mixed beverage sales tax and the city sales and use tax. Then, City Secretary Quintana stated she had spoken with the State Comptroller's Office, and the balance due for the sales tax overpayment was currently \$32,444.55. Mayor Rader asked if there were any other payment options available, and she responded that the city could continue to make monthly reimbursements. Councilman Lamb inquired if the Comptroller's Office was charging any interest and was informed that they were not. Mayor Rader then asked about the amount of sales tax the city gets a month. City Secretary Quintana indicated that it depended on the month, but it was somewhere in the \$3,000.00 to \$4,000.00 range. Mayor Pro Tem Pierce indicated he was not in favor of paying out liabilities, and Councilman Lamb agreed with him.

After that, Councilman Ellis moved to approve the payment of \$32,444.55 to reimburse the State Comptroller's Office. Mayor Pro Tem Pierce seconded the motion. There was no further discussion of the item, so Mayor Rader called for a vote.

Ayes: All Present  
Nays: None  
The motion passed.

C. Discussion and Possible Action Regarding an Ordinance to Amend Chapter 1, Section 1.108

The ordinance was reviewed, and Mayor Pro Tem Pierce moved to approve the ordinance as presented. Councilman Lamb seconded the motion. There were no additional comments from City Council, so Mayor Rader called for a vote.

Ayes: All Present  
Nays: None  
The motion passed.

**V. OLD BUSINESS**

A. Consider and Approve a Variance Request to Construct an Accessory Building on a S. Hampton Road Property Exceeding the Square Footage Allowed by Code and Prior to Building a Residence

Mayor Rader inquired about the property owner's absence at the meeting and was informed Mr. and Mrs. Morado knew about the meeting but had not been reminded. Council deliberated and agreed to postpone discussion of the item, so the property owners could be notified and be present at the next regular meeting.

B. Discussion Regarding Installation of Fiber Optics within the City

Mayor Pro Tem Pierce indicated he was awaiting engineering drawings from AT&T, and he was also looking at options with Charter Spectrum Communications (which has been laying fiber in the area). Councilman Ellis made an inquiry about the location, and Mayor Pro Tem Pierce replied it had been laid along S. Hampton Road and down Cedar Drive for 300 mbps internet speeds. He then spoke about reliability issues and a guarantee on services provided. After that, Mayor Pro Tem Pierce indicated he was locked into his contract with AT&T for two years just like the city. After two years, the city will have more options available. Councilman Ellis asked if the fiber laid by AT&T could be used by another provider and was informed it could not. The discussion then covered the advantages of aerial versus burial fiber, the wireless mesh portion of the network, providing 50 to 100 mbps to a household instead of 6, 12 or 15 mbps, fiber being expensive to lay in the ground, limited choices for internet right now and that AT&T had discontinued running new copper phone lines in January. Discussion of the item was then postponed until the next regular meeting.

**VI. REPORTS:**

A. Land and Building:

• Update on City Pavilion

City Secretary Quintana mentioned that a change in the design of the pavilion base had been made to accommodate the stonework around the pavilion's posts. This would result in a minor delay while the forms were being reset and additional reinforcing bars were tied-in.

B. Legal:

1. Update on Cupp vs. Oak Leaf Lawsuit

Mayor Rader indicated the judge had ruled in favor of the city in the original lawsuit, and a motion to reopen evidence and a new trial had been filed and then withdrawn by Mr. and Mrs. Cupp.

2. Dog Registration Violation at 1010 Lariat Circle

City Secretary Quintana informed Council that the property owners at 1010 Lariat Circle had failed to register their dog in December, and after multiple attempts to bring them into compliance, a summons had been issued for court on May 18th.

C. Public Works:

1. Update on Willow Bend Resurfacing Project

City Secretary Quintana commented about the project starting the week of May 15th (weather permitting) and that school and governmental entities would be informed about it.

2. Update on Woodhaven Bridge Project

City Secretary Quintana informed the Council that portions of the asphalt road on each side of the bridge had been relaid and that the removed material had been brought to city hall. She also mentioned that the crew was finishing up the concrete pour around the guardrail posts and the top soil and grass seed had been applied to the easement areas. In addition, the project supervisor had indicated the bridge would be completed by Friday, May 12th.

D. Financial

• City Investment Report

The first quarter Investment Report was reviewed by City Council, and Mayor Pro Tem Pierce commented about the low interest rates available to governmental agencies. Councilman Lamb suggested looking into the Texas Municipal League Investment Program.

E. Miscellaneous

• Spring Clean-up Event Report

City Secretary Quintana went over the highlights of the report.

**VII. COMMUNITY INTEREST ANNOUNCEMENTS BY MAYOR, CITY COUNCIL AND CITY SECRETARY:**

There were no updates.

**VIII. ADJOURNMENT:**

Councilman Little moved to adjourn at 7:35 p.m. and Councilman Lamb seconded the motion. Mayor Rader called for a vote.

Ayes: All Present

Nays: None

The motion passed.

APPROVED THIS 13<sup>th</sup> DAY OF JUNE, 2017

ATTEST: Ronda Quintana  
Ronda Quintana, City Secretary



Bob Rader  
Bob Rader, Mayor