



## City of Red Oak

### Minutes - Final City Council Regular Meeting

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Tuesday, November 12, 2019

7:00 PM

Red Oak Municipal Center  
200 Lakeview Parkway

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A Regular Meeting of the Red Oak City Council was held on Tuesday, November 12, 2019, at 7:00 p.m., in the Council Chambers of the Red Oak Municipal Center, 200 Lakeview Parkway, Red Oak, Texas, with the following members present, to wit:

**City Council (3):**

Mayor Mark L. Stanfill  
Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Absent (2):**

Councilmember Ben Goodwyn  
Councilmember Ron Wilson

**CALL TO ORDER:** Mayor Stanfill called the meeting to order at 7:16 p.m., declared a quorum and announced that notices were legally posted pursuant to the Open Meetings Act.

**INVOCATION AND PLEDGE OF ALLEGIANCE:** Councilmember Drake gave the Invocation and led the Pledge of Allegiance.

**PRESENTATIONS:**

- Proclamation – National Hospice and Palliative Care Month

Mayor Stanfill read the Proclamation for National Hospice and Palliative Care Month into the record. He related his own experiences with hospice care in his own family and encouraged everyone to learn more about this very important and much needed service.

- Recognition – Budget Award

City Manager Fuller invited Finance Director Platt to come forward as he read the award certificate from the Government Finance Officers' Association recognizing the City of Red Oak with the Distinguished Budget Presentation Award for its 2018 budget. The award represents a significant achievement by Red Oak and reflects the commitment of Council and staff to meet the highest principles of government budgeting. City Manager Fuller then read the certificate into the record and presented it to Ms. Platt. Council congratulated staff and Ms. Platt.

- Introductions – Gloria Platt, Promotion to Finance Director; Brian Guenzel, Planning & Zoning Manager; Jennifer Garcia, Animal Control Officer

City Manager Fuller recognized newly promoted Finance Director, Gloria Platt, introduced newly hired Animal Control Officer Jennifer Garcia, and newly hired Planning & Zoning Manager Brian Guenzel. All were welcomed and congratulated by Council.

- Recognition – Eric Thompson, Assistant City Manager / Fire Chief

**Mayor Stanfill and City Manager Fuller recognized Eric Thompson for his many years of dedicated service and outstanding leadership to the Fire Department and the City of Red Oak. Council expressed their deep appreciation and wished him well on his retirement and new journey. Fire Chief Thompson spoke, thanking Mayor Stanfill, Council and staff for their kind words and for their tremendous support over the years.**

**CITIZENS COMMENTS:**

**Benny Cowart, 100 Bow Creek Circle, Red Oak, Texas, spoke and encouraged Council to keep Ben Blanton on as Fire Chief permanently.**

**CONSENT AGENDA:**

1. Consider approving the following Minutes:
  - October 15, 2019 – Regular Council Meeting
  - October 16, 2019 – Special Called Meeting**Approved on Consent Agenda**
  
2. Consider adoption of Resolution No. 19-069R declaring certain personal property as obsolete, valueless, and surplusage; providing for disposal of the same by the City Manager or his designee; authorizing the Mayor to execute; providing a severability clause; providing a repealing clause; and, providing an effective date.  
**Adopted**  
**Enactment No: RES 19-069R**
  
3. Consider adoption of Resolution No. 19-070R of the City of Red Oak, Texas, amending Resolution No. 17-065R, A Written Investment Policy; designating investment officers; and, providing an effective date.  
**Adopted**  
**Enactment No: RES 19-070R**
  
4. Discuss and consider approval of the revised Texas Department of Public Safety Interlocal Cooperation Contract for Failure to Appear (FTA) Program, administered by Omnibase Services of Texas, by and between the Texas Department of Public Safety and the Municipal Court of the City of Red Oak, Texas, which is attached hereto and incorporated herein as Exhibit "A"; authorizing the City Manager and/or Mayor to execute said document; and, providing an effective date.  
**Approved on Consent Agenda**

**Mayor Stanfill read the Consent Agenda and explained that these items are considered routine in nature and may be acted upon in one motion. Any item requiring additional discussion may be withdrawn from the Consent Agenda by the Mayor, Councilmember or City Manager, and may be acted upon in one motion or separately.**

**Councilmember Drake made the motion, seconded by Councilmember Braly, to approve the Consent Agenda as read. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**CLOSED SESSION:**

24. Pursuant to the Texas Government Code, Section §551.087 – **Deliberations Regarding Economic Development Negotiations.**

- A. Discuss or deliberate regarding commercial or financial information from a business prospect that seeks to locate, stay or expand in the City of Red Oak.
  - B. Discuss or deliberate the offer of a financial or other incentive, if any, with such business prospect.
25. Pursuant to the Texas Government Code, Section §551.072 – **Deliberations Regarding the Purchase, Exchange, Lease, or Value of Real Property.**
- A. Discuss or deliberate acquisition, sale and/or exchange of Real Properties generally located east of Uhl Road, west of I-35E, south of Red Oak Road, and north of the Oaks Boulevard, Red Oak, Texas.
  - B. Discuss or deliberate acquisition, sale and/or exchange of Real Properties generally located east of Houston School Road, west of SH 342, south of the Ellis County line, and north of Ovilla Road, Red Oak, Texas.

**Mayor Stanfill read Agenda Item Nos. 24 and 25 for Closed Session into the record and moved Council into Closed Session at 7:35 p.m.**

**COUNCIL BUSINESS – REGULAR SESSION:**

26. Reconvene into Regular Session and take any action necessary as a result of the Closed Session.

**Council reconvened into Regular Session at 8:17 p.m. No action taken.**

**COUNCIL BUSINESS – REGULAR SESSION:**

5. Conduct a Public Hearing and consider approval of Ordinance No. 19-045 approving a zoning change from Agriculture (AG) zoning and Planned Development 35 (PD-35) to Planned Development 106 (PD-106) to allow an industrial use development for approximately 179 acres, John Spoon Survey, abstract No. 1014, and Alfred J. Parks Survey, Abstract No. 850, City of Red Oak, Ellis County, Texas, located north of Ovilla Rd. (FM 664) and east of Houston School Rd., requested by James Scott and ROIDC.

**Mayor Stanfill read Agenda Item No. 5 into the record. City Manager Fuller spoke and gave a detailed explanation of Agenda Item Nos. 5 through No. 9 together.**

**Mayor Stanfill opened the public hearing at 8:32 p.m.**

**Jim Scott, 410 Houston School Road, Red Oak, Texas, spoke and stated that he was petitioning for the zoning change. He complimented the people of Compass Data Centers, stating how well they have made sure his needs were met. He further stated that he has always been leery as to who might buy property next to his due to the nature of his business (Reindeer Manor haunted house). Compass and Reindeer Manor will be good and compatible neighbors to each other and is the ideal situation. He is happy for what Compass is doing for them and for the City of Red Oak.**

**Mayor Pro Tem Toney made the motion, seconded by Councilmember Drake, to close the public hearing at 8:35 p.m. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
 Councilmember William Drake  
 Mayor Pro Tem Gordon Toney

**Councilmember Braly made the motion, seconded by Mayor Pro Tem Toney, to approve Ordinance No. 19-045 as presented. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Approved**  
**Enactment No: ORD 19-045**

6. Consider approval of a Preliminary Plat for the Project Cardinal Addition, two lots, approximately 179 acres, John Spoon Survey, Abstract No. 1014, and Alfred J. Parks Survey, Abstract No. 850, City of Red Oak, Ellis County, Texas, requested by James M. Scott and ROIDC.

**Mayor Stanfill read Agenda Item No. 6 into the record. City Manager Fuller previously spoke and gave a detailed explanation of this agenda item.**

**Councilmember Braly asked a question regarding P & Z Commission's concerns or comments on this item. City Manager Fuller stated that they did not have concerns nor comments.**

**Councilmember Drake made the motion, seconded by Councilmember Braly, to approve the Preliminary Plat for the Project Cardinal Addition as presented. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Approved**

7. Conduct a Public Hearing and consider approval of Ordinance No. 19-046 for the area of real property being approximately 179 acres, John Spoon Survey, Abstract No. 1014, and Alfred J. Parks Survey, Abstract No. 850, City of Red Oak, Ellis County, Texas, located north of Ovilla Rd. (FM 664) and east of Houston School Rd., as Commercial-Industrial Tax Abatement Reinvestment Zone No. 8 under the provision of Chapter 312, Texas Tax code (the "Act").

**Mayor Stanfill read Agenda Item No. 7 into the record. City Manager Fuller spoke and gave a detailed explanation of this agenda item.**

**Mayor Stanfill opened the public hearing at 8:39 p.m. No one spoke.**

**Councilmember Braly made the motion, seconded by Councilmember Drake, to close the public hearing at 8:40 p.m. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Mayor Pro Tem Toney made the motion, seconded by Councilmember Braly, to approve Ordinance No. 19-046 as read. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Approved**  
**Enactment No: ORD 19-046**

8. Consider adoption of Resolution No. 19-071R approving the terms and conditions of the Tax Abatement Agreement by and between the City of Red Oak and H & H Capital Acquisitions, LLC.

**Mayor Stanfill read Agenda Item No. 8 into the record.**

**City Attorney Hager gave a detailed explanation of this agenda item. He indicated that H & H Capital Acquisitions, LLC is spun off of a separate legal entity. The Tax Abatement Agreement will be with Compass Datacenters DFW III, LLC.**

**City Attorney Hager read the following motion into the record:**

**As a result of the executive session and the explanation by the City Manager, Council is asked to consider Resolution 19-071R approving the terms and conditions of the abatement agreement by and between the City of Red Oak and Compass Datacenters DFW III, LLC to include several elements in that abatement agreement which he explained in detail for the record.**

**Councilmember Braly moved the motion, seconded by Mayor Pro Tem Toney, to adopt Resolution No. 19-071R as presented in the motion read by City Attorney Hager. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Adopted**

**Enactment No: RES 19-071R**

- 9. Consider approval of the Economic Development Agreement by and between the City of Red Oak, Texas, and H & H Capital Acquisitions, LLC.**

**Mayor Stanfill read Agenda Item No. 9 into the record.**

**City Attorney Hager read the following motion into the record:**

**As a result of the executive session and the explanation by the City Manager, Council is asked to consider approval of an Economic Development Agreement by and between the City of Red Oak, Texas, and Compass Datacenters DFW III, LLC subject to final approval by the City Attorney to include the elements with the sales tax incentive and other elements as explained by the City Manager.**

**Councilmember Drake moved the motion, seconded by Councilmember Braly, to approve the motion as read by City Attorney Hager. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Approved**

**City Manager Fuller asked Chris Curtis, Co-Founder and President of Compass Datacenters DFW III, LLC to say a few words. He also thanked him and said it was a pleasure working with him. Mr. Curtis spoke about his company and what they do. He spoke at length about the project here in Red Oak. He complimented highly the Mayor, Council and staff for the great working relationship and the confidence given to Compass and the end-users that Red Oak is a great place to do business.**

- 10. Conduct a Public Hearing and consider approval of Ordinance No. 19-047 approving a zoning change from Agriculture (AG) zoning and Single-Family Residential District-3 (R3) zoning to Planned Development 107 (PD-107) to allow for a mixed-use development approximately 68 acres in the John Nugent Survey, Abstract No. 796, City of Red Oak, Ellis County, Texas, located north of Ovilla Rd. (FM 664) and west of IH 35E, requested by DMJ Properties and A.P. Lawton LP.**

**Mayor Stanfill read Agenda Item No. 10 into the record. City Manager Fuller spoke and gave a detailed explanation of this agenda item. City Engineer Hartman also spoke and gave a detailed explanation and presentation of this agenda item.**

**Mayor Stanfill opened the public hearing at 9:02 p.m.**

**Mohamad El Chehimi, a Red Oak resident and business owner, spoke in favor of this project. He believes this project is good for the businesses of Red Oak and it's safer for his family to have a movie theater here in Red Oak than for them to travel to Grand Prairie. He thanked everyone who was responsible for bringing the theater to Red Oak.**

**Mohamed Sharaf, Vice President of Development for Victron Group spoke, thanking the Mayor, Council, City Manager Fuller and city staff for giving him the opportunity to present and develop in Red Oak. Mr. Sharaf stated that it has been really great working with the city on this project. He continued speaking about his family and his business as well as speaking at length about the project and its impact on the city.**

**Dennis McIntyre, Executive Director of Development for B & B Theaters, spoke and stated that the company is thrilled to be in Red Oak. He gave a detailed explanation of the background of B & B theaters, a family owned and operated movie chain based out of the Kansas City area. He thanked Council and staff for being a joy to work with on this project.**

**Councilmember Drake, made the motion, seconded by Councilmember Braly, to close the public hearing at 9:12 p.m. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**City Manager Fuller read into the record a comment received from Linda Bragg. She is against the project. She likes her quiet neighborhood and is concerned about the density.**

**Councilmember Drake made the motion, seconded by Councilmember Braly, to approve Ordinance No. 19-047 as presented. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Approved  
Enactment No: ORD 19-047**

- 11. Conduct a Public Hearing and consider approval of Ordinance No. 19-048 for the area of real property being approximately 8.50 acres, in the John Nugent Survey, Abstract No. 796, City of Red Oak, Ellis County, Texas, within the jurisdictional boundary of the City of Red Oak, Ellis County, Texas; as Commercial-Industrial Tax Abatement Reinvestment Zone No. 7 under the provision of Chapter 312, Texas Tax Code (the "Act").**

**Mayor Stanfill read Agenda Item No. 10 into the record. City Attorney Hager spoke and gave a brief explanation of this agenda item.**

**Mayor Stanfill opened the public hearing at 9:14 p.m. No one spoke.**

**City Manager Fuller spoke briefly to explain this agenda item.**

**Councilmember Drake made the motion, seconded by Councilmember Braly, to close the public hearing at 9:16 p.m. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Mayor Pro Tem Toney made the motion, seconded by Councilmember Drake, to approve Ordinance No. 19-048 as presented. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Approved  
Enactment No: ORD 19-048**

12. Consider adoption of Resolution No. 19-072R approving the terms and conditions of the Tax Abatement Agreement by and between the City of Red Oak and B & B Theaters Operating Company, Inc.

**Mayor Stanfill read Agenda Item No. 12 into the record. City Manager Fuller spoke and gave a detailed explanation of this agenda item.**

**City Attorney Hager spoke and read the following motion into the record:**

**As a result of the executive session and the explanation by the City Manager, Council is asked to consider adoption of Resolution No. 19-072R approving the terms and conditions of the Tax Abatement Agreement between the City of Red Oak and B & B Theaters Operating Company, Inc. with the minimum investment as outlined by the City Manager for an 8-year abatement of 100 percent subject to approval by the City Attorney.**

**Councilmember Drake moved the motion, seconded by Councilmember Braly, to adopt Resolution No. 19-072R as presented in the motion read by City Attorney Hager. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Adopted  
Enactment No: RES 19-072R**

13. Conduct a Public Hearing and consider approval of Ordinance No. 19-049 approving a zoning change from Agriculture (AG) and Highway Oriented (HO) zoning to Planned Development 110 (PD-110) to allow for a restaurant with drive through allowed, being proximately 5 acres, Lot 3A and 3B, Block A, Waterview Commercial Center, an addition to the City of Red Oak in the James E. Patton Survey, Abstract No. 839, City of Red Oak, Ellis County, Texas, located south of Red Oak Rd. and west of IH 35E, requested by Joe Reid.

**Mayor Stanfill read Agenda Item No. 13 into the record. City Manager Fuller spoke and gave a detailed explanation of this agenda item. City Engineer Hartman also spoke and gave a detailed explanation of this agenda item.**

**Mayor Stanfill opened the public hearing at 9:30 p.m. No one spoke.**

**Councilmember Drake made the motion, seconded by Mayor Pro Tem Toney, to close the public hearing at 9:31 p.m. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Councilmember Drake made the motion, seconded by Councilmember Braly, to approve Ordinance No. 19-049 as read. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Approved**  
**Enactment No: ORD 19-049**

14. Conduct a Public Hearing and consider approval of Ordinance No. 19-050 approving a zoning change from Single-Family Residential District-3 (R3) zoning to Planned Development 109 (PD-109) to allow for commercial uses (C-1 uses) on approximately 1 acre, McKinney and Williams Survey, Abstract No. 751, City of Red Oak, Ellis County, Texas, located at the northwest corner of Main St. and Red Oak Rd., requested by Paula Mota.

**Mayor Stanfill read Agenda Item No. 14 into the record. City Manager Fuller spoke and gave a detailed explanation of this agenda item. City Engineer Hartman spoke and also gave a detailed explanation of this agenda item.**

**Mayor Stanfill asked a few questions of City Engineer Hartman regarding the landscaping and screening wall.**

**Mayor Stanfill opened the public hearing at 9:38 p.m.**

**Todd Little, 441 Country Ridge Lane, Red Oak, Texas, spoke in favor of this project. He suggested the use of a screening wall over the landscaping and plants as a separator.**

**Paula Mota, 739 Mulberry, Red Oak, Texas, spoke in favor of the project. She stated that it is a small business and there would not be much traffic during the day. The neighbor is okay with the project.**

**Angela Freeman, 5728 Rio de Janeiro Circle, North Richland Hills, Texas, owners of the Home Instead senior care business, spoke in favor of the project. The business has only five administrative staff at the site. The office hours of the business are 9:00 a.m. to 4:00 p.m., so there will be no extended, late-night traffic. She stated that she will comply and do whatever the city requires regarding the landscaping or screening wall, but would like it to enhance their business and the city.**

**Councilmember Braly made the motion, seconded by Councilmember Drake, to close the public hearing at 9:48 p.m. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Councilmember Drake made the motion, seconded by Mayor Pro Tem Toney, to approve Ordinance No. 19-050 as read. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Approved**  
**Enactment No: ORD 19-050**

15. Conduct a Public Hearing and consider approval of Ordinance No. 19-051 approving a zoning change from Agriculture (AG) zoning to Planned Development 108 (PD-108) to allow for a single family attached (townhouse) dwellings and two-family (duplex) dwellings, approximately 18 acres,



J.H. McKnight Survey, Abstract No. 733, J.L. Lowrance Survey, Abstract No. 653, and the T.M. Ellis Survey, Abstract No. 334, Ellis County, Texas, located south and east of the intersection of US Hwy 77 and State Hwy 342, requested by I-35 Realty, Naddy Guermi and Salah Alrusan.

**Mayor Stanfill read Agenda Item No. 15 into the record. City Manager Fuller spoke and gave a detailed explanation of this agenda item. City Engineer Hartman spoke and also gave a detailed explanation of this agenda item.**

**City Engineer Hartman read a few comments submitted from citizens regarding the project.**

**Mayor Stanfill opened the public hearing at 10:05 p.m.**

**Matt Williamson, Engineer working with Naddy Guermi, 4924 Bolero Court, Ft. Worth, Texas, spoke in favor of the project. He stated that City Engineer Hartman was very helpful with walking them through the process. He briefly addressed one of the comments submitted from a citizen.**

**Councilmember Braly made the motion, seconded by Councilmember Drake, to close the public hearing at 10:07 p.m. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Council and City Engineer Hartman briefly discussed this agenda item.**

**Councilmember Drake made the motion, seconded by Mayor Pro Tem Toney, to approve Ordinance No. 19-051 as read. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Approved  
Enactment No: ORD 19-051**

- 16. Conduct a Public Hearing and consider approval of Ordinance No. 19-052 approving a zoning change from Planned Development 53-R1 (PD53-R1) zoning to Planned Development 53-R2 (PD53-R2) to allow for a new development plan and one additional use for Lot 3 and Lot 4 of Turner Estates, approximately 2 acres, being part of the William B. Haynes Survey, Abstract No. 486, Ellis County, Texas, located north of Tracy Drive on the east side of US Hwy 77, requested by Scott Green.**

**Mayor Stanfill read Agenda Item No. 16 into the record. City Engineer Hartman spoke and gave a detailed explanation of this agenda item.**

**Mayor Stanfill and City Engineer Hartman briefly discussed this agenda item. Scott Green, owner of the property, spoke briefly from the audience.**

**Mayor Stanfill opened the public hearing at 10:17 p.m. No one spoke.**

**Councilmember Drake made the motion, seconded by Mayor Pro Tem Toney, to close the public hearing at 10:18 p.m. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Council and City Engineer Hartman briefly discussed this agenda item.**

**Councilmember Drake made the motion, seconded by Mayor Pro Tem Toney, to approve Ordinance No. 19-052 as read. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Approved**  
**Enactment No: ORD 19-052**

17. Consider approval of Ordinance No. 19-053 providing for the **Voluntary Annexation** into the City of Red Oak territory generally described as being a 28.215-acre tract of land, more or less, in the James Lawrence Survey, Abstract No. 633, and the James H. McKnight Survey, Abstract No. 733, in the City of Red Oak, Ellis County, Texas, Parcel No. 183556.

**Mayor Stanfill read Agenda Item No. 17 into the record. City Manager Fuller spoke and gave a brief explanation of this agenda item. City Engineer Hartman spoke briefly about this agenda item.**

**City Attorney Hager spoke and read the following motion into the record:**

**At the request of the property owner, Council is asked to approve Ordinance No. 19-053 with an amendment that the ordinance not be effective until November 19, 2019.**

**Councilmember Drake moved the motion, seconded by Mayor Pro Tem Toney. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Approved**  
**Enactment No: ORD 19-053**

18. Consider adoption of Resolution No. 19-073R approving votes cast to elect directors for the Ellis Appraisal District for years 2020-2021.

**Mayor Stanfill read Agenda Item No. 18 into the record. City Manager Fuller spoke and gave a detailed explanation of this agenda item.**

**Mayor and Council briefly discussed this agenda item.**

**City Attorney Hager spoke and read the following motion into the record:**

**Motion to adopt Resolution No. 19-073R approving the all votes cast in favor of John McKnight for the Ellis Appraisal District for years 2020-2021.**

**Councilmember Drake made the motion, seconded by Councilmember Toney, to adopt Resolution No. 19-073R as presented in the motion read by City Attorney Hager.**

**Ayes (2):** Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Abstention (1):** Councilmember Michael Braly

**FAILED**  
**RES 19-073R**

**Mayor Stanfill asked City Manager Fuller to place this item on the December 9<sup>th</sup> agenda for consideration.**

**Councilmember Braly made the motion, seconded by Councilmember Drake, to place this item on the December 9<sup>th</sup> Regular City Council agenda. The motion carried unanimously.**

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**Approved**

19. Discussion of on-line communication methods between City Council and the public.

**Mayor Stanfill read Agenda Item No. 19 into the record. City Manager Fuller briefly discussed this agenda item.**

**Mayor, Council and IT Director Binford briefly discussed this agenda item.**

**No action taken.**

### **DEPARTMENTAL REPORTS:**

20. The City Council may deliberate and make inquiry into any item listed in the Departmental Reports.

- A. Fire Department
  - Monthly Activity Report
- B. Police Department
  - Monthly Report
- C. Engineering & Community Development
  - Code Services Report
  - Building Permit and Inspections Report
  - Animal Control Report
- D. Human Resources
  - Administrative Monthly Report
- E. Finance Department
  - Finance Report
  - Cash Balance Report
  - Financial Statement
- F. IT Department
  - Major Accomplishments
  - Current Initiatives
  - Challenges
- G. Library
  - YTD Statistics
  - Monthly Newsletter
- H. Court
  - Statistical Highlights
- I. Public Works Department
  - Monthly Operational Report

All departmental reports were submitted to Council and addressed individually as needed. Mayor Stanfill asked the Directors to present anything significant if needed.

**Fire Chief Thompson spoke and stated that the winter fire season started early this year; the fire numbers are creeping up. The numbers of overlapping incidents is growing as well. ROFR participated in the regional swift water class with other teams with 99 percent of staff being swift water certified. He referenced page 12 of his departmental report citing a breakdown of hours of service and activities (calls, training, maintaining equipment, public education, etc.) performed in the fire department. October was public education and safety month and ROFR spent 303 hours in schools. This was his final report for the Red Oak Fire Department.**

**Police Chief Wolf spoke and stated that he attended the National Police Chief Conference in Chicago recently and found it very educational. He described his experience there at length. The department is participating in the October and November "Beard It Up" campaign for childhood cancer charity. The Take It to the Box event, a service provided to citizens who can drop off expired and unused medication into a disposal box, was held on October 26<sup>th</sup> and was very successful.**

**City Engineer Hartman spoke and reintroduced the new Planning & Zoning Manager Brian Guenzel to Council and the public. He spoke highly of Mr. Guenzel and welcomed him to Red Oak.**

**Human Resources Director Lawson spoke and updated Council on activities within her department. She attended a job fair. She invited Council to the Employee Appreciation Luncheon to be held here at City Hall on December 20<sup>th</sup>.**

**Finance Director Platt spoke and updated Council on activities within her department.**

**IT Director Binford spoke and stated that the network design has been started at the Live Oak building. He has been working on software with the police department. October was Cyber Security Month. With the passage of a new law passed by the state, Council and staff will be required to take a Cyber Security training course.**

**Library Director Ragsdale spoke and updated Council on activities within his department. He stated that the library has had a circulation of 3,000 items every month.**

**Public Works Director Williams spoke and updated Council on activities within his department. He introduced a coin challenge initiative for Public Works. He explained the initiative and handed out coins to Council and staff.**

#### **CLOSED SESSION:**

- 21. Pursuant to the Texas Government Code, Section §551.071 – Consultation with the City Attorney concerning pending litigation: *Rockett Special Utility District v. Botkin, et al.*, Cause No. 19-CV-1007-RP, W.D. Tex.**
- 22. Pursuant to the Texas Government Code, Section §551.071 and §551.074 – Consultation with the City Attorney and deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public employee; to wit: Fire Chief.**
- 23. Pursuant to the Texas Government Code, Section §551.071 – Consultation with the City Attorney concerning procurement process for construction at Live Oak facility.**

**Mayor Stanfill read Agenda Item Nos. 21, 22 and 23 for Closed Session into the record and moved Council into Closed Session at 10:54 p.m.**

#### **REGULAR SESSION:**

15. Reconvene into Regular Session and take any action necessary as a result of the Closed Session.

Council reconvened into Regular Session at 12:07 a.m. on November 13, 2019. No action taken.

**ADJOURNMENT:**

Councilmember Drake made the motion, seconded by Councilmember Braly, to adjourn the meeting at 12:08 p.m., November 13, 2019. The motion carried unanimously.

**Ayes (3):** Councilmember Michael Braly  
Councilmember William Drake  
Mayor Pro Tem Gordon Toney

**PASSED AND APPROVED** by the Red Oak City Council at a Regular Meeting held on December 9, 2019.

Approved:  
  
\_\_\_\_\_  
Mark L. Stanfill, DVM  
Mayor

Attest:

  
Dana Argumaniz, TRMC  
City Secretary

