



City of Red Oak

Minutes - Final City Council Regular Meeting

Monday, June 8, 2020

7:00 PM

Red Oak Municipal Center
200 Lakeview Parkway

A Regular Meeting of the Red Oak City Council was held via teleconference on Monday, June 8, 2020, at 7:00 p.m., with the following members present, to wit:

City Council (4):

Mayor Mark L. Stanfill
Councilmember Michael Braly
Councilmember William Drake (*via teleconference*)
Councilmember Ben Goodwyn
Mayor Pro Tem Gordon Toney

Absent (1):

Councilmember Ron Wilson

CALL TO ORDER: Mayor Stanfill called the meeting to order at 7:00 p.m., declared a quorum and announced that notices were legally posted pursuant to the Open Meetings Act and in accordance with an Order of the Office of the Governor issued on March 16, 2020, and as amended on April 2, 2020, the City Council for the City of Red Oak, Texas, will conduct the regular meeting by telephone conference to advance the public health goal of limiting face-to-face meetings (also called "social distancing") in an effort to slow the spread of the Coronavirus (COVID-19). This is an open meeting conducted partially by telephone conference, however, there will be no public access to the physical location.

INVOCATION AND PLEDGE OF ALLEGIANCE: Mayor Stanfill gave the Invocation and led the Pledge of Allegiance.

PRESENTATIONS:

- Introduction – Amanda Monsivais, Director of Human Resources

Assistant City Manager Phillips introduced the new Human Resources Director Amanda Monsivais and gave some background information on her. Mayor and Council welcomed her to Red Oak.

CITIZENS COMMENTS:

Amber Brown, 309 Honeysuckle Ct., Red Oak, Texas, spoke and addressed Council regarding racial issues. She was present at the peaceful protest located at Red Oak Road and Interstate 35. She also spoke about the injustice of the counter protest that took place on Ovilla Road by people carrying guns. She is disappointed that our police and city leaders were silent about the counter protest. She hopes that city leaders will inform and educate citizens, encouraging them to continue to exercise free speech and to welcome African American citizens as fellow human beings, demonstrating that their lives matter, too. She called upon city leaders of Red Oak to not stay silent during this global movement and to boldly stand up for what is right, fair and just. Mayor Stanfill made a few comments and thanked her for speaking.

CONSENT AGENDA:

1. Consider approving the following Minutes:
 - May 11, 2020 – Regular Meeting
 - May 28, 2020 – Special Called MeetingApproved 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 Goodwyn made the motion, seconded by Mayor Pro Tem Toney, to approve the Consent Agenda as read. The motion carried unanimously.

Ayes (3): Councilmember Michael Braly
Councilmember Ben Goodwyn
Mayor Pro Tem Gordon Toney

Roll Call Vote: Councilmember William Drake – Aye

COUNCIL BUSINESS – REGULAR SESSION:

2. Consideration of Mayor's recommendation for the annual appointment of a Mayor Pro Tem.

Mayor Stanfill read Agenda Item No. 2 into the record. Mayor Stanfill stated that the current Mayor Pro Tem, Gordon Toney, has agreed to continue being so, and made that recommendation.

Councilmember Braly made the motion, seconded by Councilmember Drake, to accept the recommendation for Mayor Pro Tem Toney to continue serving as mayor pro tem.

Ayes (2): Councilmember Michael Braly
Councilmember Ben Goodwyn

Roll Call Vote: Councilmember William Drake – Aye

Abstention (1): Mayor Pro Tem Gordon Toney

3. Consider approval of Ordinance No. 20-014 authorizing the sale and issuance of the City of Red Oak, Texas Combination Tax and Revenue Certificates of Obligation, Series 2020; and ordaining other matters relating to the subject.

Mayor Stanfill read Agenda Item No. 3 into the record. City Manager Fuller spoke and gave a brief explanation of this agenda item.

Andre Ayala with Hilltop Securities spoke briefly about this agenda item. It was advised to wait until the next meeting to act on this item.

City Attorney Hager read the following motion into the record: Motion to table Agenda Item No. 3 to the regularly scheduled meeting in July.

Councilmember Goodwyn moved the motion, seconded by Councilmember Braly. The motion carried unanimously.

Ayes (3): Councilmember Michael Braly
Councilmember Ben Goodwyn
Mayor Pro Tem Gordon Toney

Roll Call Vote: Councilmember William Drake – Aye

4. Consider approval of Ordinance No. 20-015 authorizing the issuance of the City of Red Oak, Texas General Obligation Refunding Bonds, Series 2020; appointing a Pricing Officer and delegating to the Pricing Officer the authority to approve the sale of the Bonds; levying an annual ad valorem tax and providing for the security for and payment of said Bonds; and ordaining other matters relating to the subject.

City Attorney Hager read Agenda Item No. 4 into the record. City Manager Fuller spoke at length about this agenda item.

Mayor Stanfill and Council briefly discussed this agenda item. Andre Ayala with Hilltop Securities spoke and gave a more detailed explanation of this agenda item.

Mayor Stanfill made the motion to approve Ordinance No. 20-015 as presented.

Councilmember Drake moved the motion, seconded by Councilmember Braly. The motion carried unanimously.

Ayes (3): Councilmember Michael Braly
Councilmember Ben Goodwyn
Mayor Pro Tem Gordon Toney

Roll Call Vote: Councilmember William Drake – Aye
Approved
Enactment No: ORD 20-015

5. Consider adoption of Resolution No. 20-025R approving the terms and conditions of the Pro Rata Reimbursement Agreement by and between the City of Red Oak and Cooper Zedah, LLC for the recovery of a portion of the cost of a roadway and a water line extension and improvements attached hereto and incorporated herein as Exhibit "A"; authorizing the City Manager to execute the necessary documents; and providing for an effective date.

Mayor Stanfill read Agenda Item No. 5 into the record. City Engineer Hartman spoke and gave a detailed explanation of this agenda item.

Mayor Stanfill and Council briefly discussed this agenda item.

Mayor Stanfill made the motion to adopt Resolution No. 20-025R as presented.

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

Ayes (3): Councilmember Michael Braly
Councilmember Ben Goodwyn
Mayor Pro Tem Gordon Toney

Roll Call Vote: Councilmember William Drake – Aye
Adopted
Enactment No: RES 20-025R

6. Consider adoption of Resolution No. 20-026R authorizing the Mayor to execute an Interlocal Agreement (ILA) between the City of Red Oak and North Central Texas Council of Governments (NCTCOG) for the provision(s) of governmental functions, including the purchase of goods and services.

Mayor Stanfill read Agenda Item No. 6 into the record. Public Works Director Williams spoke and gave a detailed explanation of this agenda item.

Mayor Stanfill made the motion to adopt Resolution No. 20-026R as presented.

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

Ayes (3): Councilmember Michael Braly
Councilmember Ben Goodwyn
Mayor Pro Tem Gordon Toney

Roll Call Vote: Councilmember William Drake – Aye
Adopted
Enactment No: RES 20-026R

7. Consider adoption of Resolution No. 20-027R, amending Resolution No. 20-23R, extending and amending a State of Emergency as a result of the COVID-19 Virus; providing for interim public safety measures; repealing all resolutions in conflict; providing a severability clause; and providing for an effective date.

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 and Council discussed this agenda item at length.

Mayor Stanfill made the motion to adopt Resolution No. 20-027R as presented.

Councilmember Drake moved the motion, seconded by Councilmember Braly. The motion carried unanimously.

Ayes (3): Councilmember Michael Braly – Aye
Councilmember Ben Goodwyn – Aye
Mayor Pro Tem Gordon Toney – Aye

Roll Call Vote: Councilmember William Drake – Aye
Adopted
Enactment No: RES 20-027R

8. Discussion and possible action regarding creating a Strategic Plan and a Long-Term Parks Plan in the City of Red Oak.

Mayor Stanfill read Agenda Item No. 8 into the record. Councilmember Goodwyn spoke at length about this agenda item.

Mayor Stanfill, Council and staff discussed this agenda item at length.

City Manager Fuller stated that a plan will be brought back to the August city council meeting for further discussion and possible action. Mayor and Council agreed.

9. Discussion and possible action regarding the Annual Budgeting Process for the City of Red Oak.

Mayor Stanfill read Agenda Item No. 9 into the record. Councilmember Goodwyn spoke at length about this agenda item. City Manager Fuller also spoke at length about this agenda item.

Mayor Stanfill, Council and staff discussed this agenda item at length.

No action taken.

10. Discussion concerning diversity and community race relations.

Mayor Stanfill read Agenda Item No. 10 into the record. Mayor Stanfill spoke at length about this agenda item. He invited the public to attend a forum on race issues at the Red Oak Faith and Fellowship Church on June 22nd at 7:00 p.m.

Police Chief Wolf also spoke at length about this agenda item detailing the extensive training and various programs of the Red Oak Police Department regarding this issue.

Mayor Stanfill, Council and staff discussed this agenda item at length.

BOARD APPOINTMENTS:

11. Appointments/Reappointments to Boards & Commissions – Consider approval regarding the following Boards/Commissions:

- A. Planning & Zoning Commission
 - Accept resignation of Barry Maners as a Regular Member, effective June 30, 2020.
 - Appointment of Lance Brooks as a Regular Member (from Alternate Member), for a two-year terms from June 2020 – June 2022.
 - Appointment of Willie G. Franklin, Jr., as an Alternate Member for a two-year term from June 2020 – June 2022.

Mayor Stanfill read Agenda Item No. 11 into the record.

Councilmember Braly made the motion, seconded by Councilmember Drake, to accept the board appointments under A above as read. The motion carried unanimously.

Ayes (3): Councilmember Michael Braly – Aye
Councilmember Ben Goodwyn – Aye
Mayor Pro Tem Gordon Toney – Aye

Roll Call Vote: Councilmember William Drake – Aye

DEPARTMENTAL REPORTS:

12. 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 Department
 - Code Services Report
 - Building Permit and Inspections Report
 - Administrative Monthly Report
- D. Human Resources
 - Administrative Monthly Report
- E. Finance Department

- Finance Report
 - Monthly Investment Report
 - Financial Statement
 - Municipal Court Statistical Highlights
- F. IT Department
- Major Accomplishments
 - Current Initiatives
 - Challenges
- G. Library
- YTD Statistics
 - Monthly Newsletter
- H. Parks & Recreation Department
- Monthly Report
- 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 Blanton spoke and updated Council on COVID-19 statistics, information and total expenses to date. He also encouraged everyone to continue to be vigilant with proper hygiene and precautions against spreading the virus.

Police Chief Wolf referred Council to his monthly report and passed on speaking in order to give others their turn.

City Engineer Hartman spoke and stated that permits were up in May, back to average. His staff and department are still working at 100 percent and doing a great job.

Mayor Stanfill welcomed Amanda Monsivais, the new HR Director, and thanked her for putting together the COVID-19 protocol flyers and record keeping.

Assistant City Manager (ACM) Phillips spoke and stated that Finance Director Platt was sick and he would update Council on the department's activities. ACM Phillips stated that the internal departmental meetings regarding budget have already taken place and staff is compiling all that information into the current year estimates, the FY 2021 budget and any supplemental requests. All departments have completed their strategic plans. All the data is estimated to be compiled by Thursday when they will meet in preparation to package it for city manager review. Staff will be contacting Council soon to schedule the first budget work session. ACM Phillips complimented directors on an excellent job in providing detailed information, projecting 5-year forecasts in their budget, and in their understanding of the current economic position. City Manager Fuller spoke and added that no sales tax information is available yet, but will be provided as soon as it's received.

IT Director Binford spoke and stated that IT has installed two servers this month, one redundant server to accommodate remote-working employees. Software became available and was installed in all the police, fire trucks and all desktops. Most employees have completed the mandated cyber security training. City Manager Fuller encouraged those who haven't taken the course yet to do so before the deadline.

Library Director Ragsdale spoke and updated Council on activities within his department. The library is continuing to do five virtual programs each week. Tuesdays at 7:00 p.m. is family fun

night. Beginning today, the library is doing pickup service for checking out materials. Library Director Ragsdale also stated that he's spotlighting books and materials that discuss race relations and diversity, and plans to order more items on this topic.

Parks and Recreation Director Kelley spoke and stated that he visited with the contractor SportScapes today regarding the Live Oak project. He is confident they will be finished with this project by the end of January, 2021. Once the bonds are received, the contractor can begin work. He thanked Council and staff for their support of this project. He believes the community will be very proud of it.

Public Works Director Williams spoke and stated that the annual water quality report is going out this month and for the first time, it's going to be accessible electronically.

CLOSED SESSION:

13. 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.; *City of Red Oak, Tex. V. USDA et al.*, Civil Action No. 19-cv-02761-S, N.D. Tex.; and *ex Parte-City of Red Oak v. 201st Judicial District Court of Travis County*, Cause No. D-1GN-20-002116; and *Rockett Special Utility District v. City of Red Oak, Texas*, Case No. 3:20-cv-1320.
14. Pursuant to the Texas Government Code, Section §551.071 – **Consultation with the City Attorney** concerning pending litigation styled as *Cassandra Preston Insurance and Financial Services, Inc. v. City of Red Oak, et al.*, Cause Number 103467, filed in 443rd Judicial District Court of Ellis County, Texas.
15. 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.
16. Pursuant to the Texas Government Code, Sections §551.076 and 551.074 – **To Seek Legal Advice from the City Attorney and deliberate on the duties of a public employee to wit: City Manager, Annual Evaluation.**

Mayor Stanfill read Agenda Item Nos. 13, 14, 15 and 16 for Closed Session into the record and moved Council into Closed Session at 9:06 p.m.

REGULAR SESSION:

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

Council reconvened into Regular Session at 10:44 p.m. No action taken.

ADJOURNMENT:

Councilmember Goodwyn made the motion, seconded by Councilmember Braly, to adjourn the meeting at 10:45 p.m. The motion carried unanimously.

Ayes (3): Councilmember Michael Braly – Aye
Councilmember Ben Goodwyn – Aye

Mayor Pro Tem Gordon Toney – Aye

Roll Call Vote: Councilmember William Drake – Aye

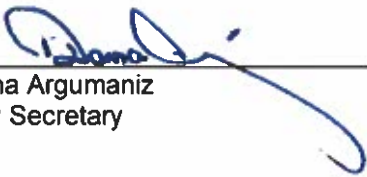
PASSED AND APPROVED by the Red Oak City Council at a Regular Meeting held on July 13, 2020.

Approved:



Mark L. Stanfill, DVM
Mayor

Attest:



Dana Argumaniz
City Secretary

