



**AGENDA
REGULAR MEETING
RED OAK CITY COUNCIL
MONDAY, AUGUST 10, 2020, 7:00 P.M.**

Mayor:
Mark L. Stanfill, DVM

Councilmember:
Michael Braly
William Drake
Ben Goodwyn
Gordon Toney
Ron Wilson

City Manager:
Todd Fuller
Assistant City Manager:
Jonathan Phillips

City Secretary:
Dana Argumaniz

Deputy City Secretary:
Caryn Stevens

IMPORTANT! PLEASE NOTE:

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 a City Council Regular Meeting by telephone conference at 7:00 p.m. on Monday, August 10, 2020, in order 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) pandemic.

This is an open meeting conducted by telephone conference. There will be no public access to a physical location. City Staff and City Council are encouraged to participate in the meeting by teleconference in order to allow the City to follow the CDC’s social distancing guidelines. Please see details found at the bottom of the agenda.

Pursuant to Section 551 of the Texas Government Code, notice is hereby given of a Regular Meeting of the Red Oak City Council to be held on Monday, August 10, 2020, at 7:00 p.m., at which time the following will be discussed and considered:

As authorized by Section 551.071(2) of the Texas Government Code, this meeting may be convened into closed Executive Session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item listed herein.

CALL TO ORDER: *The Mayor will call the meeting to order, declare a quorum, if present, and declare notices legally posted pursuant to Open Meetings Act.*

INVOCATION AND PLEDGE OF ALLEGIANCE: (Wilson)

CONSENT AGENDA: *Consent Agenda items are considered to be 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 Any item requiring additional discussion may be withdrawn from the Consent Agenda by the Mayor, Councilmember or City Manager, and acted upon separately.*

1. Consider approving the following Minutes: (Argumaniz/Stevens)
 - ❖ July 7, 2020 – Strategic Planning Workshop and Budget Workshop
 - ❖ July 13, 2020 – Regular Meeting
 - ❖ July 30, 2020 – Budget Workshop II
2. Consider adoption of Resolution No. 20-0XXR 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. (Argumaniz)

3. Consider adoption of Resolution No. 20-0XXR approving an offer from the Texas Department of Transportation (TDT) to purchase approximately 3,272 sq. feet or 0.0751 acres of land of property, and approximately 2,001 sq. feet or 0.041 acres of land on Lot 25, Block B of George Park Survey, ROW and drainage easement , respectively, located in the City of Red Oak, Ellis County; Texas, being more particularly described in Exhibit "A", which is attached hereto and incorporated herein, and authorize the City Manager or Designee to execute the necessary documents; and provide an effective date. (Kelley)
4. Consider adoption of Resolution No. 20-030R, amending Resolution No. 20-027R, 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. (Fuller)
5. Consider approval of Ordinance No. 20-0XX amending the Code of Ordinances by amending Chapter 5, Fire Prevention and Protection, Article 5.03, Fire Code, by repealing Sections 5.02.001 and 5.02.002 and replacing with new sections 5.02.001 and 5.02.002 to provide for the adoption of the International Fire Code, 2018 Edition; providing for the exceptions and amendments thereto; providing a severability clause; providing a repealing clause; providing a savings clause; providing a penalty for violation of this ordinance not to exceed the sum of two thousand dollars (\$2,000.00) for each offense and providing an effective date. (Blanton)
6. Consider approval of Ordinance No. 20-0XX amending the Code of Ordinances by amending Chapter 3, Article 3.02, Division 2, Building Code, by repealing Sections 3.02.052 and 3.02.053 and replacing with new Sections 3.02.052 and 3.02.053 to provide for the adoption of the International Building Code, 2018 Edition, and the amendments thereto; providing a severability clause; providing a savings clause; providing a penalty for violation of this ordinance not to exceed the sum of two thousand dollars (\$2,000.00) for each offense; and providing an effective date. (Hartman)
7. Consider approval of Ordinance No. 20-0XX amending the Code of Ordinances by amending Chapter 3, Article 3.02, Division 7, International Fuel Gas Code, by repealing Sections 3.02.451 and 3.02.452 and replacing with new Sections 3.02.451 and 3.02.452 to provide for the adoption of the International Fuel Code, 2018 Edition, and the exceptions and amendments thereto; providing a severability clause; providing a repealing clause; providing a savings clause; providing a penalty for violation of this ordinance not to exceed the sum of two thousand dollars (\$2,000.00) for each offense; and providing an effective date. (Hartman)
8. Consider approval of Ordinance No. 20-0XX amending the Code of Ordinances by amending Chapter 3, Article 3.02 Sections 3.02, Division 9, Building Code, by repealing Sections 3.02.551 and 3.02.552 and replacing with new Sections 3.02.551 and 3.02.552 to provide for the adoption of the International Existing Building Code, 2018 Edition, and the exceptions and amendments thereto; providing a severability clause; providing a repealing clause; providing a savings clause; providing a penalty for violation of this ordinance not to exceed the sum of two thousand dollars (\$2,000.00) for each offense; and providing an effective date. (Hartman)
9. Consider approval of Ordinance No. 20-0XX amending the Code of Ordinances by amending Chapter 3, Division 3, International Residential Code 2012 and amendments thereto, by repealing in its entirety and replacing with a new Division 3 International Residential Code; providing for the adoption of the International Residential Code 2018 Edition, and the amendments thereto; providing a severability clause; providing a savings clause; providing a savings clause; providing a penalty for violation of this ordinance not to exceed the sum of two thousand (\$2,000.00) for each offense; and providing an effective date. (Hartman)
10. Consider approval of Ordinance No. 20-0XX amending the Code of Ordinances by amending Chapter 3, Article 3.02, Division 8, International Energy Conservation Code, by repealing Sections 3.02.501 and 3.02.502 and replacing with new Sections 3.02.501 and 3.02.502 to provide for the

adoption of the International Energy Conversation Code, 2018 Edition, and thee exceptions and amendments thereto; providing a severability clause; providing a repealing clause; providing a savings clause; providing a penalty for violation of this ordinance not to exceed the sum of two thousand dollars (\$2,000.00) for each offense; and providing an effective date. (Hartman)

11. Consider approval of Ordinance No. 20-0XX by amending the Code of Ordinances, as amended by by amending Chapter 6, Article 6.08, Maintenance and Operation of swimming pools, by repealing Article 6.08 in its entirety and replacing with a new Article 6.08 to provide for the adoption of the International Swimming Pool and Spa Code, 2018 Edition, and the exceptions amendments thereto; providing a severability clause; providing a repealing clause; providing a savings clause; providing a penalty for violation of this ordinance not to exceed the sum of two thousand dollars (\$2.000.00) for each offense; and providing an effective date. (Hartman)
12. Consider approval of Ordinance No. 20-0XX amending the Code of Ordinances by amending Chapter 3, Building Regulations, Division 5, Plumbing by repealing Part II, Code, in its entirety and replacing with a new Part II Code providing for the adoption of the International Plumbing Code, 2018 Edition, and the amendments thereto; providing a severability clause; providing a repealing clause; providing a savings clause; providing a penalty for violation of this ordinance not to exceed the sum of two thousand dollars (\$2,000.00) for each offense; and providing an effective date. (Hartman)
13. Consider approval of Ordinance No. 20-0XX amending the Code of Ordinances, as amended, by amending Chapter 3, Building Regulations, Division 4 Electricity, by repealing Part III, Code, Sections 3.02.251 and 3.02.253 in their entirety and replacing with new Sections 3.02.251 and 3.02.253 of said Chapter, Division providing for the adoption of the National Electrical Code, Addition, and the exceptions and amendments thereto; providing for a penalty of a fine not to exceed the sum of two thousand dollars (\$2,000.00) for each offense; providing a severability clause; and providing an effective date. (Hartman)
14. Consider approval of Ordinance No. 20-0XX amending the Code of Ordinance, by amending Chapter 3, Building Regulations, Sections 3.02.401 and 3.02.402, by repealing in their entirety new Sections 3.02.401 and 3.02.402 to provide for the adoption of the International Mechanical Code, 2018 Edition, and amendments thereto; providing a severability clause; providing a repealing clause; providing a savings clause; providing a penalty for violation of this ordinance not to exceed not to exceed two thousand dollars (\$2,000.00) for each offense; and providing an effective date.
15. Consider approving an expenditure of \$27,500 for ROEDC/Catalyst Commercial, Inc. Professional Services Agreement for period of June 1, 2020 to May 31, 2021. (McCleary)
16. Consideration and possible action regarding approving the proposed Red Oak Industrial Development Corporation (ROIDC) Administrative Services Agreement with the City of Red Oak to provide administrative services for FY 2020–2021. (McCleary)
17. Consideration and possible action regarding approving the proposed Red Oak Economic Development Corporation (ROEDC) Administrative Services Agreement with the City of Red Oak to provide administrative services for FY 2020–2021. (McCleary)
18. Consider approval of Resolution No, 20-0XXR accepting a proposal for Professional Services from Entos Design for Design Services for the Red Oak Municipal Center (Live Oak) attached hereto and incorporated herein as Exhibit A; and, authorizing the City Manager or Designee to execute such proposal and the necessary documentation; and providing an effective date. (Phillips)
19. Consider adoption of Resolution No. 20-0XXR authorizing approval of a contract with Blue Cross/Blue Shield Health & Life Insurance Company for Employee Major Medical Insurance Administration and Ancillary Group Benefits proposal for Fiscal Year 2020-2021; authorizing the City Manager to execute a contract with Blue Cross/Blue Shield Health & Life Insurance Company,

which is attached as Exhibit "A" and "B", following review by the City Attorney; repealing all resolutions in conflict; providing a severability clause; and providing an effective date. (Phillips/Monsivais)

20. Consider adoption of Resolution No. 20-0XXR authorizing a renewal with Cigna Healthcare for Employee Dental Insurance Administration for Fiscal Year 2020-2021, authorizing the City Manager to execute a renewal contract with Cigna Healthcare, which is attached hereto as Exhibit "A", following review by the City Attorney, repealing all resolutions in conflict; providing a severability clause; and providing an effective date. (Phillips/Monsivais)
21. Consider adoption of Resolution No. 20-0XXR authorizing the City Manager to execute renewal of an annual Contract for Technical Services Agreement with Trinity River Authority (TRA) in an amount not to exceed \$10,000.00. (Williams)
22. Discussion and consideration of approving funding from the Red Oak Industrial Development Corporation ("ROIDC") to the City of Red Oak, Texas ("City") in an amount not to exceed \$55,000 towards a new Comprehensive Plan and Parks/Trails Master Plan in conjunction with the City of Red Oak and the Red Oak Economic Development Corporation. (McCleary)
23. Consider approving a Grant Agreement between the ROEDC and the City of Red Oak, Texas, in an amount not to exceed \$55,000 towards a new Comprehensive Plan and Parks/Trails Master Plan in conjunction with the City of Red Oak and the Red Oak Industrial Development Corporation. (McCleary)

CITIZENS COMMENTS

COUNCIL BUSINESS – REGULAR SESSION:

24. Consideration and possible action regarding a Proposed Tax Rate for Fiscal Year 2020-2021, a roll call vote, and schedule a Public Hearing for August 24, 3030 at 6:30 p.m. (Platt)
25. Consideration and possible action regarding the scheduled date for a Public Hearing on the Proposed Annual Operating Budget for Fiscal Year 2020-2021. (Platt)
26. Consider adoption of Resolution No. 20-0XXR authorizing a Consulting Agreement for the update of the City's Comprehensive Plan and Parks and Trails Master Plan in an amount of _____; and, authorizing the City Manager or Designee to execute such Agreement and the appropriate documentation; and providing an effective date. (Hartman)
27. Consideration and possible action approving a Grant Funding Agreement between the ROIDC and TSTC North Texas in the amount of \$12,000 for Red Oak workforce development training. (McCleary)
28. Consider approval of Resolution No. 20-0XXR accepting the terms and conditions for the 2020 Licensing Agreement between Red Oak Pee Wee Football Association and the City of Red Oak, authorizing the City Manager to sign the Agreement. (Kelley)
29. Consider adoption of Resolution No. 20-0XXR awarding a bid for Annual Audit Services to Patillo, Brown, and Hill, LLP for Fiscal Years 2020, 2021, and 2022 in the amount of \$45,000, \$45,000, and \$46,375 respectively with the option to renew for two subsequent years; and authorizing the City Manager to execute the contract; providing a severability clause; and providing an effective date. (Platt)
30. Consider and take action on an Ordinance authorizing the 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. (Fuller)

BOARD APPOINTMENTS:

- 31. Appointments/Reappointments/Resignations to Boards & Commissions - Consider approval regarding the following Boards/Commissions: (Hartman)
 - A. Planning & Zoning Commission
 - Accept resignation of Larry Eon.
 - Appointment of Willie G. Franklin, Jr. as a Regular Member for a two-year term from June 2020 – June 2022.

DEPARTMENTAL REPORTS:

- 32. The City Council may deliberate and make inquiry into any item listed in the Departmental Reports.
 - A. Fire Department (Ben Blanton, Fire Chief)
 - ❖ Monthly Activity Report
 - B. Police Department (Garland Wolf, Police Chief)
 - ❖ Monthly Report
 - C. Engineering & Community Development Department (Ben Hartman, City Engineer)
 - ❖ Code Services Report
 - ❖ Building Permit and Inspections Report
 - ❖ Administrative Monthly Report
 - D. Human Resources (Amanda Monsivais, Director of Human Resources)
 - ❖ Administrative Monthly Report
 - E. Finance Department (Gloria Platt, Finance Director)
 - ❖ Finance Report
 - ❖ Monthly Investment Report
 - ❖ Financial Statement
 - ❖ Municipal Court Statistical Highlights
 - F. IT Department (John Binford, IT Director)
 - ❖ Major Accomplishments
 - ❖ Current Initiatives
 - ❖ Challenges
 - G. Library (Logan Ragsdale, Library Director)
 - ❖ YTD Statistics
 - ❖ Monthly Newsletter
 - H. Parks & Recreation Department (Kyle Kelley, Parks & Recreation Director)
 - ❖ Monthly Report
 - I. Public Works Department (Scott Williams, PW Director)
 - ❖ Monthly Operational Report

CLOSED SESSION:

- 33. 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.; *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.

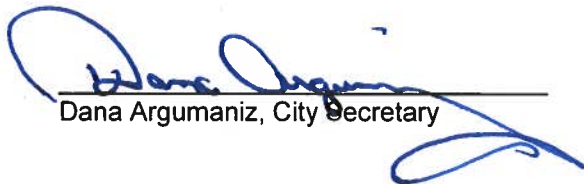
- 34. Pursuant to the Texas Government Code, Section §551.071 – **Consultation with the City Attorney** regarding pending litigation styled as *Cassandra Preston Insurance and Financial Services, Inc. v. City of Red Oak*, et al, Cause Number 103467, filed in 443rd Judicial District Court of Ellis County, Texas.
- 35. 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.

REGULAR SESSION:

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

ADJOURNMENT:

CERTIFICATION: I certify that the above agenda of items to be considered by the Red Oak City Council was posted on the Red Oak Municipal Center bulletin board on August 7, 2020, before 7:00 p.m. in accordance with the Texas Government Code, Chapter 551.


 Dana Argumaniz, City Secretary



ACCESSIBILITY STATEMENT

The Red Oak Municipal Center is wheelchair accessible with an entry ramp and accessible parking spaces located in front of the building. Request for accommodations must be made 48 hours prior to the meeting by contacting Dana Argumaniz, City Secretary at (469) 218-1207.

To submit public comments, email dargumaniz@redoaktx.org and title the email “Public Comment”. All public comments submitted by 5:00 p.m. on August 10, 2020, will be provided to the City Councilmembers and entered into the record for the August 10, 2020, City Council Regular Meeting.

Link to Citizens’ Comments Form:

<http://www.redoaktx.org/FormCenter/Meetings-9/City-Meetings-Citizens-Comments-62>

The public dial-in number to access the telephone meeting is 1-346-248-7799. Once connected, enter Access Code: 961 3225 5614, Passcode: 705825.

Citizens will be able to watch the meeting via live-stream at:

Join Zoom Meeting

<https://zoom.us/j/99098862219?pwd=eVFXVWpkciswVDhWbUVrYjJvZ3RyZz09>

Meeting ID: 990 9886 2219

Passcode: 705825

One tap mobile

+13462487799,,99098862219#,,,,,0#,,705825# US (Houston)

+16699006833,,99098862219#,,,,,0#,,705825# US (San Jose)

Dial by your location

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+1 669 900 6833 US (San Jose)

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+1 301 715 8592 US (Germantown)

+1 312 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

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Passcode: 705825

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