

**SPECIAL MEETING OF THE CITY OF RED OAK
INDUSTRIAL DEVELOPMENT CORPORATION
THURSDAY, MAY 28, 2020 – 6:30 PM
200 LAKEVIEW PARKWAY
RED OAK, TEXAS 75154**

MINUTES

I. CALL TO ORDER

President Goodwyn called the meeting to order at 6:48 p.m. He confirmed that a quorum was present with a roll call of the board, and he 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 March 16, 2020, and as amended on April 2, 2020. The Industrial Development Corporation 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 by telephone conference, however, there will be no public access to the physical location.

Roll Call Attendance: *(via teleconference)*

Board Members Present:

Ben Goodwyn, President - Aye
Casey Hargrove, Secretary - Aye
Alan Hugley, Member - Aye
Weylan McAnally, Vice President – Aye
David Wells, Treasurer - Aye

Staff Present:

Todd Fuller, City Manager
Jonathan Phillips, Assistant City Manager
Lee McCleary, Economic Dev Director
Robert Hager, City Attorney

City Council Members Present:

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

II. REGULAR SESSION

1. Discussion and possible action adopting Resolution No. 20-001R approving the terms and conditions of the Grant Agreement which is attached hereto as Exhibit A, by and between the City of Red Oak Industrial Development Corporation (ROIDC) and the City of Red Oak in the amount of two million five hundred thousand dollars and no cents (\$2,500,000.00) for improvements to the Live Oak Sports Complex; authorizing the President of the ROIDC to execute; and providing an effective date.

President Goodwyn read Agenda Item No. 1 into the record. Parks & Recreation Director Kelley spoke and gave a detailed explanation of this agenda item. A short video was shown regarding the Live Oak Sports Complex.

Mayor Stanfill, IDC board members, Council and staff discussed the agenda item at length.

City Attorney Hager read the following motion into the record: Motion to approve [adopt] Resolution No. 20-001R approving a grant agreement by and between ROIDC and the City of Red Oak in the amount of \$2,500,000.00 to fund improvements to the City of Red Oak Live Oak Sports Complex and authorize the President of the ROIDC to execute the same.

Member Hugley moved the motion, seconded by Treasurer Wells. The motion carried unanimously.

Roll Call Vote: Ben Goodwyn – Aye
Casey Hargrove – Aye
Alan Hugley – Aye
Weylan McAnally – Aye
David Wells – Aye

CLOSED SESSION

2. Pursuant to 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.
3. 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.

IV. CONVENE INTO EXECUTIVE SESSION – President Goodwyn opened the board into Executive Session at 8:08 p.m. He invited Todd Fuller and Lee McCleary and members of the Economic Development Corporation into Executive Session (via teleconference).

V. RECONVENE INTO REGULAR SESSION – President Goodwyn reconvened the IDC Board into Open Session at 8:51 p.m. The following action was taken.

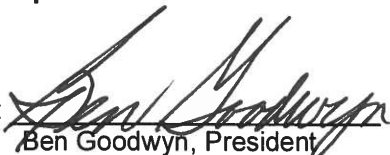
City Manager Fuller read the following motion into the record: Motion to approve funding to the City of Red Oak, in whole or in part, to hire special legal counsel in the Rockett Special Utility District versus City of Red Oak, Cause No. 3:20-cv-1320 to protect ROIDC property that may be affected in said cause.

Secretary Hargrove moved the motion, seconded by Vice President McAnally. The motion carried unanimously.

Roll Call Vote: Ben Goodwyn – Aye
Casey Hargrove – Aye
Alan Hugley – Aye
Weylan McAnally – Aye
David Wells – Aye

IV. ADJOURNMENT

Member Hugley made the motion, seconded by Vice President McAnally, to adjourn the meeting at 8:56 p.m. The motion carried unanimously with no one opposed.

Submitted by: 
Ben Goodwyn, President

Attested: 
Casey Hargrove, Secretary