



City of Red Oak
Economic Development
P.O. Box 393
Red Oak, TX 75154
Ph: (972)-617-6831
Fax: (469) 218-1239
E-mail: tfuller@redoaktx.org
Website: www.redoaktx.org

**AGENDA
NOTICE OF SPECIAL MEETING
RED OAK INDUSTRIAL DEVELOPMENT CORPORATION**

Pursuant to Section 551 of the Texas Government Code, notice is hereby given that a Special Meeting of the Red Oak Industrial Development Corporation (ROIDC) will be held on Thursday, January 7, 2021, at 11:00 a.m., via telephone and/or video conference, at which time the following will be discussed and considered to wit:

President Ben Goodwyn	Treasurer David Wells	Support Staff: City Manager Todd Fuller	Support Staff: Economic Development
Vice President Weylan McAnally	Secretary Casey Hargrove	Assistant City Manager Jonathan Phillips	Director Lee McCleary
	Member Alan Hugley		

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 Red Oak Industrial Development Corporation (ROIDC) will conduct a Special Meeting by telephone and/or video conference at 11:00 a.m. on Thursday, January 7, 2021, 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 and/or video conference. There will be no public access to a physical location. City Staff and ROIDC Members are encouraged to participate in the meeting by telephone and/or video conference in order to allow the City to follow the CDC’s social distancing guidelines. Please see details found at the bottom of the agenda.

I. CALL TO ORDER

II. REGULAR SESSION

- A. Discussion and consider adopting Resolution No. 21-001R approving a revised Economic Incentive Agreement with Compass Datacenters DFW III, LLC (“Compass”) equivalent to a thirty-five percent (35%) rebate to Compass of the ½ cent local sales tax revenue for construction materials, servers and other datacenter equipment (including fixtures, if applicable), other tangible personal property, supplies, and taxable services used or consumed at the Compass property that are not otherwise exempt from Texas sales and use tax.

- B. Discussion and consider adopting Resolution No. 21-002R approving an offer from the Texas Department of Transportation to purchase right of way of property identified as ROW CSJ:0095-10-056, Parcel No. 34E, ROW CSJ: 0154, Parcel ID: 34E, located in the City of Red Oak, Ellis County, Texas; and, that the President of the ROEDC is authorized to execute such agreement after approval by the ROEDC attorney.
- C. Discussion and consider adopting Resolution No. 21-003R approving an offer from the Texas Department of Transportation to purchase right of way of property identified as ROW CSJ: 1051-01-054 Parcel No. 33, ROW CSJ: 1051-01-054, Parcel ID: P00017574, located in the City of Red Oak, Ellis County, Texas; and, that the President of the ROEDC is authorized to execute such agreement after approval by the ROEDC attorney.
- D. Discussion and consider approving a License Agreement by and between the Red Oak Industrial Development Corporation (ROIDC) and BNSF Railway Company ("BNSF") for the purpose of granting a non-exclusive Temporary Easement to BNSF on the Downtown Rail Spur owned by the ROIDC in connection with the construction of Track Work on BNSF's adjacent property.

III. EXECUTIVE SESSION

Texas Government Code, Section 551.071: As authorized by Chapter 551 of the Texas Government Code, the City of Red Oak Industrial Development Corporation (ROIDC) reserves the right to adjourn into Executive Session at any time during the course of this meeting to seek legal advice from the Corporate Attorney about any matters listed on the agenda.

- A. 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-007-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; *Rockett Special Utility District v. City of Red Oak, Texas*, Case No. 3:20-cv-1320; *City of Red Oak v. USDA, et al.*, Case No. 1:20-cv-00483-RP, W.D. Tex., and *Rockett Special Utility District v. Botkin, et al.*, Civil Action No. 20-cv-1207-RP, W.D. Tex.
- B. Pursuant to the Texas Government Code, Section §551.072 – **Deliberations Regarding the Purchase, Exchange, Lease, or Value of Real Property.**
 - 1. Discuss or deliberate acquisition, sale and/or exchange of Real Properties generally located east of Uhl Road, west of Methodist Drive, south of FM 664/Ovilla Road, north of the Oaks Boulevard, Red Oak, Texas.

IV. REGULAR SESSION:

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

V. ADJOURNMENT

I certify that the above agenda of items to be considered by the Red Oak Industrial Development Corporation was posted on the City Hall bulletin board on the 4th day of January, 2021, before 11:00 a.m., in accordance with the Texas Government Code, Chapter 551.



Attested: 
 Caryn Stevens, TRMC
 Interim City Secretary

Accessibility Statement

The Red Oak City Hall 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 the City Secretary's Office at (972) 617-6831.

Join Zoom Meeting

<https://zoom.us/j/93700221994?pwd=WU0vWm9tVWNRNjJXL3FFd3FXbHU5UT09>

Meeting ID: 937 0022 1994

Passcode: 705825

One tap mobile

+13462487799,,93700221994#,,,,,0#,,705825# US (Houston)

+12532158782,,93700221994#,,,,,0#,,705825# US (Tacoma)

Dial by your location

+1 346 248 7799 US (Houston)

+1 253 215 8782 US (Tacoma)

+1 669 900 6833 US (San Jose)

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Germantown)

+1 312 626 6799 US (Chicago)

Meeting ID: 937 0022 1994

Passcode: 705825

Find your local number: <https://zoom.us/u/adU6hb0TtF>