



RED OAK, TEXAS

AGENDA
REGULAR MEETING
RED OAK CITY COUNCIL
MONDAY, MARCH 8, 2021, 7:00 P.M.

Council:

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

City Manager:

Todd Fuller

Assistant City Manager:

Jonathan Phillips

Interim City Secretary:

Caryn Stevens, TRMC

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 and/or video conference at 7:00 p.m. on Monday, March 8, 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 City Council 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.

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, March 8, 2021, 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 the Open Meetings Act.*

INVOCATION AND PLEDGE OF ALLEGIANCE: (Wilson)

PRESENTATIONS

- Recognition – Staff Recognition for Emergency Response (Fuller)
- Introduction – Wyatt West, new Firefighter (Blanton)

CITIZENS COMMENTS

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 Any item requiring additional discussion may be withdrawn from the Consent Agenda by the Mayor, Councilmember or City Manager, and acted upon separately.*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: (Stevens)
 - ❖ February 8, 2021 – Regular Meeting
2. Consider adoption of Resolution No. 21-019R ordering cancellation of the General Election on May 1, 2021, and declaring the election of unopposed candidates for Mayor, Place 1 and Place 3 of the City Council of the City of Red Oak, Texas, providing for issuance of the certificates of election; providing for the posting of this resolution; and, providing an effective date. (Stevens)
3. Consider adoption of Resolution No. 21-020R of the City Council of the City of Red Oak, Texas, approving an agreement between the Texas Division of Emergency Management and the City of Red Oak, Texas, to apply for and receive funding under the FEMA Public Assistance Disaster Relief Grant-Coronavirus Aid Relief under the terms and conditions set forth in Exhibit "A"; providing administration of such funding; authorizing execution of the agreement by the City Manager; and, providing an effective date. (Platt)
4. Consider adoption of Resolution No. 21-021R of the City Council of the City of Red Oak, Texas, awarding the bid for mowing and landscape services to the lowest bidder, Landscape Professionals; and authorizing the City Manager to execute a contract for mowing and landscape services in a form approved by the City Attorney; and, providing an effective date. (Williams)

COUNCIL BUSINESS – REGULAR SESSION:

5. Consider adoption of Resolution No. 21-022R of the City Council of the City of Red Oak, Texas, supplementing Resolution No. 21-010R, extending and amending a State of Emergency as a result of the COVID-19 Virus; providing for interim public safety measures; providing for a face covering requirement in City buildings, facilities, and outdoor spaces; providing for republishing of resolution; providing a severability clause; and, providing an effective date. (Fuller)
6. Conduct a Public Hearing and consider approving Ordinance No. 21-007 of the City Council of the City of Red Oak, Texas, amending the Comprehensive Zoning Ordinance and Map of the City of Red Oak, Texas, as heretofore amended, by granting a change in zoning from Planned Development 71 Revised 3, (PD71-R3) to Planned Development 71, Revision 4 (PD71-R4) to allow for changes to the development plan, architectural elevations, and other changes including but not limited to parking and occupancy requirements located at 196 North IH-35E, City of Red Oak, Ellis County, Texas, as provided in Exhibit "A", attached hereto and incorporated herein; providing site plan, landscape plan, architectural elevations and/or renderings, dumpster details and fence details attached hereto as Exhibits "B" through "F" which are attached hereto and incorporated herein; providing a repealing clause; providing a severability clause; providing a savings clause; providing a penalty of fine not to exceed the sum of two thousand dollars (\$2,000.00) for each offense; and providing an effective date. (Case Z21001) *Requested by Barry Brewer (Hartman)*
7. Deliberate and consider approval of assignment of Triumph Aerostructures, LLC Tax Abatement and Economic Development Agreements with the City of Red Oak to Arlington Capital Partners, upon approval as to form by the City Attorney; and authorize the City Manager and/or Mayor to execute the appropriate documents. (McCleary)
8. Discussion and consideration of appointing Caryn Stevens as the City Secretary for the City of Red Oak, Texas. (Fuller)

DEPARTMENTAL REPORTS:

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

- A. Fire (Ben Blanton, Fire Chief)
 - ❖ Monthly Activity Report
- B. Police (Garland Wolf, Police Chief)
 - ❖ Monthly Report
- C. Communications & Marketing (Alexa Beasley, Communications & Marketing Manager)
 - ❖ Branding Style Guide
- D. Development Services (Ben Hartman, City Engineer)
 - ❖ Code Services Report
 - ❖ Building Permit and Inspections Report
 - ❖ Administrative Monthly Report
- E. Human Resources (Amanda Monsivais, Human Resources Director)
 - ❖ Administrative Monthly Report
- F. Finance (Gloria Platt, Finance Director)
 - ❖ Finance Report
 - ❖ Monthly Investment Report
 - ❖ Financial Statement
 - ❖ Municipal Court Statistical Highlights
- G. Information Technology (John Binford, IT Director)
 - ❖ Major Accomplishments
 - ❖ Current Initiatives
 - ❖ Challenges
- H. Library (Logan Ragsdale, Library Director)
 - ❖ YTD Statistics
 - ❖ Monthly Newsletter
- I. Parks & Recreation (Kyle Kelley, Parks & Recreation Director)
 - ❖ Monthly Report
- J. Public Works (Scott Williams, Public Works Director)
 - ❖ Monthly Operational Report

CLOSED SESSION:

- 10. 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.*, Civil Action 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; *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.
- 11. 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.
- 12. Pursuant to the Texas Government Code, Section §551.087 – **Deliberations Regarding Economic Development Negotiations.**

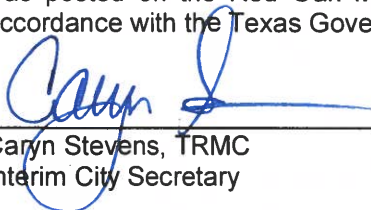
- A. Discuss or deliberate regarding commercial or financial information from a business prospect that seeks to locate, stay or expand in the City of Red Oak.
 - B. Discuss or deliberate the offer of a financial or other incentive, if any, with such business prospect.
13. Pursuant to the Texas Government 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.
14. Pursuant to the Texas Government Code, Sections § 551.071 and §551.074 – **To Seek Legal Advice from the City Attorney on Personnel Matters** and to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public employee; to wit: City Secretary.

REGULAR SESSION:

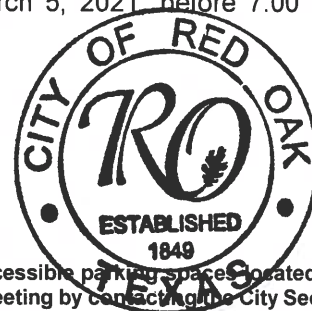
- 15. Reconvene into Regular Session and take any action necessary as a result of the Closed Session.

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 March 5, 2021, before 7:00 p.m. in accordance with the Texas Government Code, Chapter 551.



 Caryn Stevens, TRMC
 Interim 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 the City Secretary's office at (972) 617-6831.

To submit public comments, email citysecretary@redoaktx.org and title the email "Public Comment". All public comments submitted by 5:00 p.m. on March 8, 2021, will be provided to the City Council and entered into the record for the March 8, 2021, Regular City Council 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:

<https://www.youtube.com/channel/UCntzB1px9caZvdivvHlnEMQ/>

Join Zoom Meeting

<https://zoom.us/j/99098862219?pwd=eVFxVWpkciswVDhWbUVrYjJvZ3RyZz09>

Meeting ID: 990 9886 2219
 Passcode: 705825
 One tap mobile
 +13462487799,,99098862219#,,, *705825# US (Houston)

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

Dial by your location

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+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

Meeting ID: 990 9886 2219

Passcode: 705825

Find your local number: <https://zoom.us/j/99098862219>