



City of Red Oak
Minutes - Final
City Council Regular Meeting

Monday, July 12, 2021

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, July 12, 2021, at 7:00 p.m., with the following members present, to wit:

City Council (5):

Mayor Mark L. Stanfill
Mayor Pro Tem Michael Braly
Councilmember William Drake
Councilmember Willie G. Franklin, Jr.
Councilmember Ben Goodwyn
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: Councilmember Braly gave the Invocation and led the Pledge of Allegiance.

PRESENTATIONS:

- Recognition – Red Oak White & Blue

Mayor Stanfill recognized Citizens National Bank and Oaks Church for their contributions to the Red Oak White & Blue fireworks event.

- Proclamation – Parks and Recreation Month

Mayor Stanfill recognized July as Parks and Recreation Month in the City of Red Oak.

CITIZENS COMMENTS:

The Masons of Red Oak No. 461, A.F. & A.M spoke and presented the Community Builder Award to Mayor Stanfill in recognition of his distinguished service and personal contributions to the community of Red Oak.

CONSENT AGENDA:

1. Consider approving the following minutes:
 - ❖ June 14, 2021 – Regular Meeting
 - ❖ June 29, 2021 – Special Called Meeting
 - ❖ July 7, 2021 – Strategic Planning Workshop and Budget Workshop

Approved
2. Consider adoption of Resolution No. 21-057R of the City Council of the City of Red Oak, Texas, 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.

Adopted

Enactment No: RES 21-057R

3. Consider adoption of Resolution No. 21-058R of the City Council of the City of Red Oak, Texas, approving the terms and conditions of the Amended Card Services Agreement by and between the City of Red Oak, Texas, and Open Edge for merchant processing services for the Municipal Court and other city departments, as provided in Exhibit "A" attached hereto and incorporated herein; authorizing the City Manager to execute the necessary documents; and providing an effective date.

Adopted

Enactment No: RES 21-058R

4. Consider adoption of Resolution No. 21-059R of the City Council of the City of Red Oak, Texas, approving the terms and conditions of the Grant Agreement by and between the U.S. Department of Treasury and the City of Red Oak, Texas, as provided in Exhibit "A" attached hereto and incorporated herein; authorizing the City Manager to execute the necessary documents; and providing an effective date.

Adopted

Enactment No: RES 21-059R

5. Consider adoption of Resolution No. 21-060R of the City Council of the City of Red Oak, Texas, approving an amendment to the Master Service Agreement with CivicPlus to add the Civic Rec module for one year with renewal option in the amount not to exceed \$7,463.00 as provided in Exhibit "A" attached hereto and incorporated herein; authorizing the City Manager to execute the necessary documents; and providing an effective date.

Adopted

Enactment No: RES 21-060R

6. Consider adoption of Resolution No. 21-061R of the City Council of the City of Red Oak, Texas, approving the terms and conditions of the Splash Pad Agreement by and between H2O Splash Pad, Inc. and the City of Red Oak, Texas, to provide appropriate certified pool operator certificate for records, as providing in Exhibit "A" attached hereto and incorporated herein; authorizing the City Manager to execute the necessary documents; and providing an effective date.

Adopted

Enactment No: RES 21-061R

8. Consider adoption of Resolution No. 21-063R of the City Council of the City of Red Oak, Texas, awarding the bid for fuel, unleaded gasoline and diesel, to the lowest bidder, Fikes Wholesale, Inc.; and authorizing the City Manager to execute a contract for fuel, unleaded gasoline and diesel, in a form approved by the City Attorney; and providing an effective date.

Adopted

Enactment No: RES 21-063R

9. Consider approval of a preliminary plat for The Oaks, a residential development for approximately 211 acres, out of the A. Frederick Survey, J. Chapman Survey, A-214, J.S. Davis Survey, A-923, J.S. Patton Survey, A-842, James Patton Survey, A-839, generally located south of Stephenson Road and west of IH-35E, generally known as Planned Development 98 (PD-98), in the City of Red Oak, Texas.

Approved

10. Consider adoption of Resolution No. 21-064R of the City Council of the City of Red Oak, Texas, supplementing Resolution No. 21-044R, extending and amending a State of Emergency as a result of the COVID-19 Virus; providing for interim public safety measures; providing for face covering requirement in City buildings and facilities; providing for a moratorium for enforcement of mobile food vending; providing for republishing of resolution; providing a severability clause; and providing an effective date.

Adopted

Enactment No: RES 21-064R

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.

Mayor Pro Tem Braly asked that Agenda Item No. 7 be pulled from the Consent Agenda and placed in regular session.

Mayor Pro Tem Braly made the motion, seconded by Councilmember Goodwyn, to approve the Consent Agenda as read. The motion carried unanimously.

Roll Call Vote: Mayor Pro Tem Michael Braly – Aye
Councilmember William Drake – Aye
Councilmember Willie G. Franklin, Jr. – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

COUNCIL BUSINESS – REGULAR SESSION:

7. Consider adoption of Resolution No. 21-062R of the City Council of the City of Red Oak, Texas, approving the terms and conditions of the TIPS Vendor Agreement by and between the City of Red Oak, Texas, and Castro Roofing of Texas, LLC., for the roof repair of a city building located at 207 w. Red Oak Road, Red Oak, Texas, (Old Lions Club Building) in an amount not to exceed \$81,245.55, as provided in Exhibit "A" attached hereto and incorporated herein; authorizing the City Manager to execute appropriate documentation; and providing 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, Council and Staff discussed this agenda item at length.

No action taken.

11. Consider approval of Ordinance No. 21-016 of the City Council of the City of Red Oak, Texas, providing for the **Voluntary Annexation** territory generally described as being 206.285 acres, more or less, out of the Gaz B. Lamar Survey, Abstract 657, and the James M. Riggs Survey, Abstract 902, in the City of Red Oak ETJ, Ellis County, Texas, as described in Exhibit "A", which is attached hereto and incorporated herein for all purposes, to the City of Red Oak, Texas, and extending the boundary limits of the city so as to include said property within the city limits and granting to all inhabitants and owners of said property all of the rights and privileges of other citizens and binding all inhabitants by all the ordinances, acts, resolutions and regulations of said city; providing for a service plan, which is attached hereto and incorporated herein by reference; providing a severability clause; and providing an effective date.

Mayor Stanfill read Agenda Item No. 11 into the record. City Attorney Hager stated that this item and the next one, Agenda Item 12, could be handled with one motion. City Attorney Hager then read Agenda Item No. 12 into the record. City Manager Fuller spoke and gave a brief explanation of both agenda items.

Mayor Stanfill made the following motion: Motion to approve Ordinance Nos. 21-016 and 21-017 as presented.

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

Roll Call Vote: Mayor Pro Tem Michael Braly – Aye
Councilmember William Drake – Aye
Councilmember Willie G. Franklin, Jr. – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

Approved
Enactment Nos: ORD 21-016 and ORD 21-017

12. Consider approval of Ordinance No. 21-017 of the City Council of the City of Red Oak, Texas, providing for the **Voluntary Annexation** territory generally described as being 223.493 acres, more or less, out of the John Bell Survey, Abstract 61, and the William H. Morris Survey, Abstract 725, in the City of Red Oak ETJ, Ellis County, Texas, as described in Exhibit "A", which is attached hereto and incorporated herein for all purposes, to the City of Red Oak, Texas, and extending the boundary limits of the city so as to include said property within the city limits and granting to all inhabitants and owners of said property all of the rights and privileges of other citizens and binding all inhabitants by all the ordinances, acts, resolutions and regulations of said city; providing for a service plan, which is attached hereto and incorporated herein by reference; providing a severability clause; and providing an effective date.

See Agenda Item No. 11 for action taken.

13. Conduct a Public Hearing and consider approval of Ordinance No. 21-020 of the City of Red Oak, Texas, amending the Comprehensive Zoning Ordinance and the Map of the City of Red Oak, Texas, as heretofore amended, by creating Planned Development 120 (PD-120) located on approximately 207 acres of land, of the Gaz B. Lamar Survey, Abstract 657 and the James M. Riggs Survey, Abstract 902 and approximately 224 acres of land of the John Bell Survey, Abstract 61 and the William H. Morris Survey, Abstract 725, in the City of Red Oak, Ellis County, Texas which is attached hereto as Exhibit "A"; providing for approval of the development plan, attached hereto as Exhibit "B"; providing for a base zoning of Single-Family residential (SF) with deviations to allow for limited non-residential land uses as considered upon future amendments; providing that this ordinance shall be cumulative of all ordinances; providing for a conflicts clause; providing a repealing clause; providing a severability clause; providing a penalty for penalty [sic] of fine not to exceed the sum of two thousand dollars (\$22,000.00) for violations hereof; providing a savings clause; and providing an effective date.

Mayor Stanfill read Agenda Item No. 13 into the record. Planning and Zoning (P&Z) Manager Guenzel spoke and gave a detailed explanation of this agenda item.

Mayor Stanfill opened the Public Hearing at 7:32 p.m. No one spoke.

Councilmember Franklin made the motion, seconded by Mayor Pro Tem Braly, to close the Public Hearing at 7:33 p.m. The motion carried unanimously.

Roll Call Vote: Mayor Pro Tem Michael Braly – Aye
Councilmember William Drake – Aye
Councilmember Willie G. Franklin, Jr. – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

Mayor, Council and staff discussed this agenda item.

Mayor Stanfill made the following motion: Motion to approve Ordinance No. 21-020 as presented.

Councilmember Wilson moved the motion, seconded by Councilmember Franklin. The motion carried unanimously.

Roll Call Vote: Mayor Pro Tee Michael Braly – Aye
Councilmember William Drake – Aye
Councilmember Willie G. Franklin, Jr. – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

Approved
Enactment No: ORD 21-020

14. Conduct a Public Hearing and consider approval of Ordinance No. 21-021 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 approving a change in zoning from Commercial 1 (C1) to Planned

Development 124 (PD-124) for property located at 301 S. SH-342, Lot 4, Block A, Red Oak Business Park, City of Red Oak, Ellis County, Texas and being more particularly depicted in Exhibit "A", which is attached hereto and incorporated herein; providing for zoning of Commercial 1 (C-1) to allow for a deviation in landscaping, parking and setback requirements and providing for special conditions; providing for approval of the site plan, attached hereto as Exhibit "B"; providing that this ordinance shall be cumulative of all ordinances; providing for a conflicts clause; providing a repealing clause; providing a severability clause; providing a penalty of fine not to exceed the sum of two thousand dollars (\$2,000.00) for violations hereof; providing a savings clause; and providing an effective date.

Mayor Stanfill read Agenda Item No. 14 into the record. P&Z Manager Guenzel spoke and gave a detailed explanation of this agenda item.

Mayor Stanfill opened the Public Hearing at 7:45 p.m.

Gracie Cleveland spoke in favor of this project.

Councilmember Goodwyn made the motion, seconded by Councilmember Franklin, to close the Public Hearing at 7:46 p.m. The motion carried unanimously.

Roll Call Vote: Mayor Pro Tem Michael Braly – Aye
Councilmember William Drake – Aye
Councilmember Willie G. Franklin, Jr. – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

Mayor, Council and staff discussed this agenda item.

Mayor Stanfill made the following motion: Motion to approve Ordinance No. 21-021 as presented.

Councilmember Franklin moved the motion, seconded by Mayor Pro Tem Braly. The motion carried unanimously.

Roll Call Vote: Mayor Pro Tee Michael Braly – Aye
Councilmember William Drake – Aye
Councilmember Willie G. Franklin, Jr. – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

**Approved
Enactment No: ORD 21-021**

- 15. Conduct a Public Hearing and consider approval of Ordinance No. 21-022 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 Commercial 1 (C1) to Planned Development 121 (PD-121) for property located at 309 S. SH-342, City of Red Oak, Ellis County, Texas; said property being more particularly described in Exhibit "A", which is attached hereto and incorporated herein; providing for base zoning as Commercial 1 (C-1); providing for approval of and use of the property in accordance with the site plan, landscape plan, floor plan, and elevations attached hereto as Exhibits "B" through "D", and incorporated herein; providing that this ordinance shall be cumulative of all ordinances; providing for a conflicts clause; providing a repealing clause; providing a severability clause; providing a penalty of fine not to exceed the sum of two thousand dollars (\$2,000.00) for violations hereof; providing a savings clause; and providing an effective date.**

Mayor Stanfill read Agenda Item No. 15 into the record. P&Z Manager Guenzel spoke and gave a brief explanation of this agenda item.

Mayor Stanfill opened the Public Hearing at 7:59 p.m. No one spoke.

Councilmember Franklin made the motion, seconded by Councilmember Goodwyn, to close the Public Hearing at 8:00 p.m. The motion carried unanimously.

Roll Call Vote: Mayor Pro Tem Michael Braly – Aye
Councilmember William Drake – Aye
Councilmember Willie G. Franklin, Jr. – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

Mayor, Council and staff discussed this agenda item.

Mayor Stanfill made the following motion: Motion to approve Ordinance No. 21-022 as presented.

Councilmember Goodwyn moved the motion, seconded by Councilmember Drake. The motion carried 4-1. The motion passed.

Roll Call Vote: Mayor Pro Tee Michael Braly – Nay
Councilmember William Drake – Aye
Councilmember Willie G. Franklin, Jr. – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

**Approved
Enactment No: ORD 21-022**

- 16.** Conduct a Public Hearing and consider approval of Ordinance No. 21-023 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 Commercial 1 (C-1) to Planned Development 123 (PD-123) for property located on approximately 0.36 acres of land on 31 B of the Country Ranch Estates Addition, an addition to the City of Red Oak, Ellis County, Texas, said property being more particularly described in Exhibit "A", which is attached hereto and incorporated herein, providing for zoning of Commercial 1 (C-1) to allow for a deviation in landscaping and parking requirements and providing for special conditions; providing for approval of the site plan, attached hereto as Exhibit "B"; providing that this ordinance shall be cumulative of all ordinances; providing for a conflicts clause; providing a repealing clause; providing a severability clause; providing a penalty of fine not to exceed the sum of two thousand dollars (\$2,000.00) for violations hereof; providing a savings clause; and providing an effective.

Mayor Stanfill read Agenda Item No. 16 into the record. Planning & Zoning Manager Guenzel spoke and gave a detailed explanation of this agenda item.

Mayor Stanfill opened the Public Hearing at 8:13 p.m.

Mark Bielamowicz, 307 S. Seneca, Waxahachie, Texas, spoke in favor of this project.

Councilmember Franklin made the motion, seconded by Councilmember Goodwyn, to close the Public Hearing at 8:16 p.m. The motion carried unanimously.

Roll Call Vote: Mayor Pro Tem Michael Braly – Aye
Councilmember William Drake – Aye
Councilmember Willie G. Franklin, Jr. – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

Mayor, Council and staff discussed this agenda item.

Mayor Stanfill made the following motion: Motion to approve Ordinance No. 21-023 as presented.

Councilmember Wilson moved the motion, seconded by Mayor Pro Tem Braly. The motion carried unanimously.

Roll Call Vote: Mayor Pro Tem Michael Braly – Aye
Councilmember William Drake – Aye

Councilmember Willie G. Franklin, Jr. – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

Approved
Enactment No: ORD 21-023

17. Conduct a Public Hearing and consider approval of Ordinance No. 21-024 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 Commercial 1 (C-1) to Planned Development 122 (PD-122) for property located on +0.186 acres of land on Lot 10, Block 8, Hilltop Addition, City of Red Oak, Ellis County, Texas, which is attached hereto as Exhibit "A"; providing for a zoning of Commercial 1 (C-1) to allow for the development of a restaurant with parking and landscaping requirements and dumpster access; providing for approval of a site plan, dumpster plan, landscape plan, floor plan and elevations, attached as Exhibits "B" through "F"; providing that this ordinance shall be cumulative of all ordinances; providing for a conflicts clause; providing a repealing clause; providing a severability clause; providing a penalty of fine not to exceed the sum of two thousand dollars (\$2,000.00) for violations hereof; providing a savings clause; and providing an effective date.

Mayor Stanfill read Agenda Item No. 17 into the record. Planning & Zoning Manager Guenzel spoke and gave a detailed explanation of this agenda item.

Mayor Stanfill opened the Public Hearing at 8:35 p.m.

Ronnie Moore, owner of RJ's Barbeque Restaurant, spoke in favor of the project.

Mayor Pro Tem Braly made the motion, seconded by Councilmember Franklin, to close the Public Hearing at 8:38 p.m. The motion carried unanimously.

Roll Call Vote: Mayor Pro Tem Michael Braly – Aye
Councilmember William Drake – Aye
Councilmember Willie G. Franklin, Jr. – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

Mayor, Council and staff discussed this agenda item.

Mayor Stanfill made the following motion: Motion to approve Ordinance No. 21-024 as presented.

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

Roll Call Vote: Mayor Pro Tem Michael Braly – Aye
Councilmember William Drake – Aye
Councilmember Willie G. Franklin, Jr. – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

Approved
Enactment No: ORD 21-024

18. Consider adoption of Resolution No. 21-065R of the City Council of the City of Red Oak, Texas, approving a change order in Earthwork Quantities to the contract resulting in an overall increase to the contract in the amount of \$40,317.75 for the Austin Boulevard paving, drainage and waterline improvements as provided in Exhibit "A" attached hereto and incorporated herein; authorizing the City Manager to execute the necessary documents; and providing an effective date.

Mayor Stanfill read Agenda Item No. 18 into the record. City Engineer Hartman spoke and gave a brief explanation of this agenda item.

Mayor Stanfill made the following motion: Motion to adopt Resolution No. 21-065R as presented.

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

Roll Call Vote: Mayor Pro Tem Michael Braly – Aye
Councilmember William Drake – Aye
Councilmember Willie G. Franklin, Jr. – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

Adopted

Enactment No: RES 21-065R

DEPARTMENTAL REPORTS:

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

- A. Fire
 - Monthly Activity Report

- B. Police
 - Monthly Report

- C. Development Services
 - Code Services Report
 - Building Permit and Inspections Report
 - Administrative Monthly Report

- D. Human Resources
 - Administrative Monthly Report

- E. Finance
 - Finance Report
 - Monthly Investment Report
 - Financial Statement
 - Municipal Court Statistical Highlights

- F. Information Technology
 - Major Accomplishments
 - Current Initiatives
 - Challenges

- G. Library
 - YTD Statistics
 - Monthly Newsletter

- H. Parks & Recreation
 - Monthly Report

- I. Public Works
 - 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 with the situation and outcome of the rain and flooding events. The roadway of Highway 77 south of Oaks Boulevard, under the train trestle, was closed due to flooding, but is reopened now.

Police Chief Wolf spoke and updated Council with statistical information in the department. He has increased police presence in some of the targeted hot spots resulting in an 18.75 percent

reduction in traffic accidents this month. The recruits currently in the academy are due out in one month are doing very well, one being in the running to be class valedictorian.

City Engineer Hartman spoke and stated that he had no further updates but was available for questions. Mayor Pro Tem Braly asked a question about the number of P&Z meetings conducted per month. City Engineer Hartman answered him.

Human Resources Director Monsivais spoke and stated that there are a lot of positions currently open in the City and her office is actively recruiting.

Finance Director Platt spoke and stated that she had no further updates but was available for questions. Mayor Stanfill asked about the date for our next budget workshop. She and City Manager Fuller responded to the mayor.

IT Director Binford spoke and stated his department spent most of the most helping with the rollout of the new finance software, Incode. He also set up new computers for several new employees and a few new Sharepointe sites for projects.

Library Director Ragsdale spoke and stated that on June 21, the library officially reopened for appointments and since then, there have been about two to three families coming in per day. He also stated that he conducted his first story time event in a year, having it outside.

Parks and Recreation Director Kelley spoke and thanked staff and each department for their help during the Red Oak White & Blue event. Everyone worked as a team and made it a nice event. He also spoke about letters he received from the Red Oak Youth Football Association requesting permission to charge a gate entrance fee for their 2021 season. He discussed this request at length and provided documentation to Council. He also discussed building an additional basketball goal behind the Senior Center.

Public Works Director Williams spoke and stated that four culvert crossings have been installed on Pansy and Sunflowers Lanes, and began installation of culverts on Stainback Road. On July 14th, the contractor will begin site and drainage work at the Live Oak Municipal Center project. He also stated that the Interlocal Agreement with the County is with the commissioner's court and should be executed at their next meeting this week.

Assistant City Manager Phillips updated Council on the pre-bid meeting for the construction work for the interior of the Live Oak Municipal Center. He entertained questions from Council regarding the same.

CLOSED SESSION:

20. 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.
21. 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.
22. 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.

23. Pursuant to the Texas Government Code, Sections § 551.072 – Deliberations Regarding the Purchase, Exchange, Lease, or Value of Real Property.

A. Discuss or deliberate acquisition, sale, and/or exchange, lease or value of Real Properties generally located east of I-35E, west of SH 342, south of FM 664/Ovilla Road, and north of Red Oak Road, Red Oak, Texas.

Mayor Stanfill read Agenda Item Nos. 20, 21, 22, and 23 for Closed Session into the record and moved Council into Closed Session at 9:11 p.m. He invited Council, City Manager Fuller, Assistant City Manager Phillips, Economic Development Director McCleary and City Attorney Hager into Closed Session.

REGULAR SESSION:

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

Council reconvened into Regular Session at 9:35 p.m. No action taken.

ADJOURNMENT:

Councilmember Wilson made the motion, seconded by Councilmember Franklin, to adjourn the meeting at 9:36 p.m. The motion carried unanimously.

Roll Call Vote: Mayor Pro Tem Michael Braly – Aye
Councilmember William Drake – Aye
Councilmember Willie G. Franklin, Jr. – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

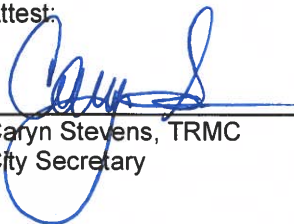
PASSED AND APPROVED by the Red Oak City Council at a Regular Meeting held on August 9, 2021.

Approved:



Mark L. Stanfill, DVM
Mayor

Attest:


Caryn Stevens, TRMC
City Secretary