



RED OAK, TEXAS

**AGENDA
SPECIAL CALLED MEETING
RED OAK CITY COUNCIL
MONDAY, SEPTEMBER 27, 2021, 6:30 P.M.**

Mayor:
Mark L. Stanfill, DVM

Council:
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
City Secretary:
Caryn Stevens, TRMC

IMPORTANT! PLEASE NOTE:

This is an open meeting conducted in-person and by videoconference. Citizens, City Staff and City Council are encouraged to participate in the meeting by videoconference in order to allow the city to follow the CDC's social distancing guidelines in an effort to slow the spread of the Coronavirus (COVID-19) pandemic. 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 Special Called Meeting of the Red Oak City Council to be held on Monday, September 27, 2021, at 6:30 p.m., in the Ronald Reagan and Evelyn Pitts Rooms of the Red Oak Municipal Center, 200 Lakeview Parkway, Red Oak, Texas, and by videoconference as authorized by Section 551.127 of the Texas Government Code, 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.*

COUNCIL BUSINESS – REGULAR SESSION:

1. Conduct a Public Hearing and consider approval of Ordinance No. 21-041 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 106 First Revision (PD-106-R) to Planned Development 106 Second Revision (PD-106-R2) located on approximately 179 acres located north of Ovilla Road (FM 664) and east of Houston School Road, an addition to the City of Red Oak, Ellis County, Texas, as previously described in Ordinances 19-045 and 20-033; by repealing the current site plan and replacing it with a new site plan as set forth in Exhibit "A" and by repealing the elevations and replacing with new elevations as set forth in Exhibit "B" which as 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 Z21032) Requested by *Compass Data Centers (Hartman)*



2. Consider approving a Revised Preliminary Plat for compass Data Centers for Lots 1-R-1 & 3R of Block A, Lots 1 & 2 of Block C of Project Cardinal, a subdivision of approximately 177.2 acres, including the Project Cardinal Phases I & II and otherwise as may be located I the John Spoon Survey, Abstract No. 1014, Alfred J. Parks Survey, Abstract No. 850, and Mayor W. Spencer Survey, Abstract No. 1367, in the City of Red Oak, Ellis County, Texas. (Case P21023) *Requested by Compass Data Centers (Hartman)*

3. Consider approval of Ordinance No. 21-029 of the City of Red Oak, Texas, amending the Comprehensive Zoning Ordinance and Map of the City of Red Oak, Texas, as heretofore amended, be and the same is hereby amended by granting a change in zoning from Highway Oriented Zoning (HO) to Planned Development Highway Oriented Zoning District (PD) on approximately 0.095± acres of land being Lot 1, Block A, of the Annadon Development located at 106 E. Ovilla Road, an addition of the City of Red Oak, Ellis County, Texas, and being depicted as provided in Exhibit "A", which is attached hereto and incorporated herein, to allow for the development, use and maintenance of uses as permitted under the HO designation subject to the development regulations provided; 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 Z21022) *Requested by Mike Boyd (Hartman)*

4. Consider approving a Grant Agreement by and between the Red Oak Economic Development Corporation ("ROEDC") and the City of Red Oak, Texas, ("City") in an amount not to exceed \$500,000 towards the Live Oak Municipal Center and EDC office space. (McCleary)

CLOSED SESSION:

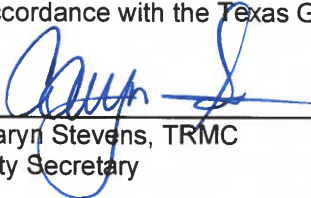
5. Pursuant to the Texas Government Code, Section §551.071 – **Consultation with the City Attorney** concerning pending litigation: *Rockett Special Utility District v. Botkin, et al.*, Civil Action No. 19-cv-1007-RP, W.D. Tex.; *City of Red Oak, Tex. v. USDA et al.*, Civil Action No. 19-cv-02761-S, 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.

REGULAR SESSION:

6. 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 September 24, 2021, before 6:30 p.m. in accordance with the Texas Government Code, Chapter 551.



 Caryn Stevens, TRMC
 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 September 27, 2021, will be provided to the City Council and entered into the record for the September 27, 2021, Special Called 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

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

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+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

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Passcode: 705825

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

