

**SPECIAL MEETING OF THE CITY OF RED OAK
INDUSTRIAL DEVELOPMENT CORPORATION
THURSDAY, APRIL 8, 2021 – 1:00 PM
200 LAKEVIEW PARKWAY
RED OAK, TEXAS 75154**

MINUTES

I. CALL TO ORDER

Vice President McAnally called the meeting to order at 1:10 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.

Board Members Present:

Weylan McAnally, Vice President
Casey Hargrove, Secretary
Alan Hugley, Member

Staff Present:

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

Board Members Absent:

Ben Goodwyn, President
David Wells, Treasurer

II. REGULAR SESSION

- A. Discussion and possible action concerning Resolution No. 21-004R approving the conveyance of approximately 69.137 acres of park land located in Robert Crow Survey, Abstract No. 199, in the City of Red Oak, Ellis County, Texas, from the Red Oak Industrial Development Corporation (“ROIDC”) to the City of Red Oak, Texas, and authorizing the President of the ROIDC to execute all necessary documents.

Vice President McAnally read Agenda Item A into the record.

Member Hugley made the motion, seconded by Secretary Hargrove, to adopt Resolution No. 21-004R as presented. The motion carried unanimously.

Roll Call Vote: Casey Hargrove – Aye
Alan Hugley – Aye
Weylan McAnally – Aye

- B. Discussion and consideration of approving a budget amendment to the Annual Budget of the Red Oak Industrial Development Corporation (“ROIDC”) for Fiscal Year 2021, in the amount of \$748,000, for a grant to the city of Red Oak, Texas (“City”) for the construction of Austin Boulevard extension north of FM664/E. Ovilla Road to include a 20” water main, traffic signal and appurtenances.

Vice President McAnally read Agenda Item B into the record.

Secretary Hargrove moved the motion, seconded by Member Hugley. The motion carried unanimously.

Roll Call Vote: Casey Hargrove – Aye
Alan Hugley – Aye
Weylan McAnally – Aye

- C. Discussion and possible action concerning Resolution No. 21-005R approving an Economic Development Grant Funding Agreement by and between the City of Red Oak Industrial Development Corporation (“ROIDC”) and the City of Red Oak, Texas, in the amount not to exceed \$748,000 for construction of the Austin Boulevard extension north of FM664/E. Ovilla Road to include a 20” water main, traffic signal, drainage improvements, and other appurtenances, and authorizing the President of the ROIDC to execute all necessary documents.

Vice President McAnally read Agenda Item C into the record.

Secretary Hargrove made the motion, seconded by Member Hugley, to adopt Resolution No. 21-005R as presented. The motion carried unanimously.

Roll Call Vote: Casey Hargrove – Aye
Alan Hugley – Aye
Weylan McAnally – Aye

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-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.
- 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 FM664/Ovilla Road, and north of the Oaks Boulevard, Red Oak, Texas.

- IV. CONVENE INTO EXECUTIVE SESSION – Vice President McAnally opened the Board into Executive Session at 1:26 p.m. He invited Todd Fuller, Jonathan Phillips, Lee McCleary, Robert Hager and members of the Industrial Development Corporation into Executive Session.**

IV. **RECONVENE INTO REGULAR SESSION** – Vice President McAnally reconvened the IDC Board into Open Session at 2:22 p.m.

V. **ADJOURNMENT**

Member Hugley made the motion, seconded by Secretary Hargrove, to adjourn the meeting at 2:23 p.m. The motion carried unanimously.

Roll Call Vote: Casey Hargrove – Aye
Alan Hugley – Aye
Weylan McAnally – Aye

Submitted by:  Attested: 
Ben Goodwyn, President Lori McGlothlin, Executive Assistant