



City of Red Oak

Minutes - Final City Council Special Called Meeting

Monday, October 18, 2021

7:00 PM

Red Oak Municipal Center
200 Lakeview Parkway

A Special Called Meeting of the Red Oak City Council was held in person and via teleconference on Monday, October 18, 2021, at 7:00 p.m., with the following members present, to wit:

City Council (3):

Mayor Mark L. Stanfill
Mayor Pro Tem Michael Braly
Councilmember Ben Goodwyn
Councilmember Ron Wilson

Absent (2):

Councilmember William Drake
Councilmember Willie G. Franklin, Jr.

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 both in-person and via 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).

COUNCIL BUSINESS – REGULAR SESSION:

1. Consider approval of Ordinance No. 21-045 of the City Council of the City of Red Oak, Texas, annexing 10.38 acres, more or less, 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. 1 into the record. City Manager Fuller spoke and gave a brief explanation of this agenda item.

Mayor Stanfill read the following motion into the record: Motion to approve Ordinance No. 21-045 as presented.

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

Roll Call Vote: Mayor Pro Tem Michael Braly – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

Approved
Enactment No: ORD 21-045

2. Consider adoption of Resolution No. 21-090R of the City Council of the City of Red Oak, Texas, approving a bid and awarding a contract by and between Lea Park & Play and the City of Red Oak, Texas, for the purchase and installation of a playground in an amount not to exceed \$305,920.63 as provided in the pricing quote through Buyboard Purchasing Cooperative, 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. 2 into the record. Parks & Recreation Director Kelley spoke and gave a brief presentation on this agenda item.

Mayor, Council and staff discussed this agenda item.

Mayor Stanfill read the following motion into the record: Motion to adopt Resolution No. 21-090R as presented.

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

Roll Call Vote: Mayor Pro Tem Michael Braly – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

**Adopted
Enactment No: RES 21-090R**

CLOSED SESSION:

3. 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.
4. 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.
5. 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.
6. 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.
 - B. Discuss or deliberate acquisition, sale, and/or exchange, lease or value of Real Properties generally located east of Lowrance Road, west of Batchler Road, north of FM2377/Louise Ritter Road, and south of the city limits line, Red Oak, Texas.

- C. Discuss or deliberate acquisition, sale, and/or exchange, lease or value of Real Properties generally located east of Uhl Road, west of I-35E, north of FM 664/Ovilla Road, and south of the Ellis County line, Red Oak, Texas.

Mayor Stanfill read Agenda Item Nos. 3, 4, 5 and 6 for Closed Session into the record and moved Council into Closed Session at 7:20 p.m. He invited Council, City Manager Fuller, Assistant City Manager Phillips, Economic Development Director McCleary, City Attorney Hager and James Parker into Closed Session.

REGULAR SESSION:

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

Council reconvened into Regular Session at 7:38 p.m. No action taken.


ADJOURNMENT:

Councilmember Wilson made the motion, seconded by Councilmember Goodwyn, to adjourn the meeting at 7:39 p.m. The motion carried unanimously.

Roll Call Vote: Mayor Pro Tem Michael Braly – Aye
Councilmember Ben Goodwyn – Aye
Councilmember Ron Wilson – Aye

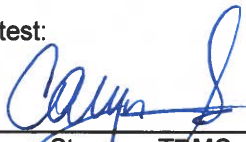
PASSED AND APPROVED by the Red Oak City Council at a Regular Meeting held on November 8, 2021.

Approved:



Mark L. Stanfill, DVM
Mayor

Attest:



Caryn Stevens, TRMC
City Secretary

