



RED OAK, TEXAS

**AGENDA  
REGULAR MEETING  
RED OAK CITY COUNCIL  
MONDAY, JANUARY 10, 2022, 7:00 P.M.**

**Mayor:**  
**Mark L. Stanfill, DVM**

**Councilmembers:**  
**William Drake**  
**Willie G. Franklin, Jr.**

**City Manager:**  
**Todd Fuller**

**City Attorney:**  
**Robert E. Hager**

**Mayor Pro Tem:**  
**Michael Braly**

**Ben Goodwyn**  
**Ron Wilson**

**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 Regular Meeting of the Red Oak City Council to be held on Monday, January 10, 2022, at 7:00 p.m., in the Ronald Reagan Room 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 the Open Meetings Act.*

**INVOCATION AND PLEDGE OF ALLEGIANCE:** (Wilson)

**PRESENTATIONS:**

- Recognition – Employee of the Year, Nominees and Service Award Honorees (Fuller/Phillips)
- Introduction – Sumer Bloyed, Executive Assistant/Deputy City Secretary (Fuller/Stevens)

**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 Any item requiring additional discussion may be withdrawn from the Consent Agenda by the Mayor, Councilmember or City Manager, and acted upon separately.*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)
  - ❖ December 13, 2021 – Regular Meeting
2. Consider approving the change of the Regular City Council meeting from Monday, October 10, 2022, to Tuesday, October 11, 2022, due to the Columbus Day / Indigenous Peoples Day holiday. (Stevens)



3. Consider adoption of Resolution No. 22-001R of the City of Red Oak, Texas, approving the terms and conditions of the Purchase Agreement from HydroPro Solutions to provide water meters and registers to the City of Red Oak in an amount not to exceed two hundred sixty thousand dollars (\$260,000.00), utilizing the Houston-Galveston Area Council Cooperative Purchasing Contract No. WM09-20 competitively bid by the Houston-Galveston Area Council Cooperative Purchasing Program which is attached hereto and incorporated herein as Exhibit "A"; providing a repealing clause; providing a severability clause; and, providing an effective date. (Williams)
4. Consider adoption of Resolution No. 22-002R, supplementing Resolution No. 21-107R, extending and amending a State of Emergency as a result of COVID-19 Virus; providing for interim public safety measures; providing for a moratorium for enforcement of mobile food vending; providing for republishing of resolution; providing a severability clause; and, providing an effective date. (Fuller)

#### **COUNCIL BUSINESS – REGULAR SESSION:**

5. Consider adoption of Resolution No. 22-003R of the City Council of the City of Red Oak, Texas, accepting a **Voluntary Annexation** petition and authorizing the setting of a date, time, and place for a public hearing on the contemplated annexation described in Exhibit "A" and depicted in Exhibit "B" attached hereto and made a part hereof for all purposes ("Annexation Area"), by the City of Red Oak, Texas; authorizing and directing city staff to publish notice of such hearing, with the institution of the annexation proceedings, by adoption of the annexation ordinance to occur at a special called city council session, and to prepare a service plan for the annexation area; said annexation area being more particularly described in Exhibit "A" and depicted in Exhibit "B"; and providing an effective date. (Fuller)
6. Consider adoption of Resolution No. 22-004R of the City Council of the City of Red Oak, Texas, approving the terms and conditions of License Agreement by and between the City of Red Oak and Red Oak Baseball/Softball Association ("ROBSA") for the use of the City of Red Oak Baseball and Softball Field at the Live Oak Sports Complex as described therein as provided in Exhibit "A" attached hereto and incorporated herein; authorizing the City Manager to execute the necessary documents; and, providing an effective date. (Kelley)
7. Consider adoption of Resolution No. 22-005R of the City Council of the City of Red Oak, Texas, approving the terms and conditions of Soccer Facilities License Agreement by and between the City of Red Oak and Red Oak Soccer Association, Inc. ("ROSA") for the use of the Red Oak Multi-Use Field and Hargrove Soccer Complex as described therein as provided in Exhibit "A" attached hereto and incorporated herein; authorizing the City Manager to execute the necessary documents; and, providing an effective date. (Kelley)
8. Consider adoption of Resolution No. 22-006R of the City Council of the City of Red Oak, Texas, authorizing a License Agreement by and between the City of Red Oak and Red Oak Youth Football Association ("ROYFA") for the use of the Red Oak Multi-Use Field as described therein as providing in Exhibit "A" attached hereto and incorporated herein; authorizing the City Manager or designee to execute such agreement and the appropriate documentation; and, providing an effective date. (Kelley)
9. Conduct a Public Hearing and consider approval of Ordinance No. 22-001 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 70 (PD-70) to Planned Development 70 Revised 1 (PD-70R1) to amend the development regulations for approximately 5.8 acres, Lot 2, Block D, Red Oak Industrial Park, City of Red Oak, Ellis County, Texas; 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. (Hartman)
10. Conduct a Public Hearing and consider approval of Ordinance No. 22-002 of the City Council of the City of Red Oak, Texas, to amend a text change to the Code of Ordinances of the City of Red Oak,



Texas, by amending Chapter 14, "Zoning", Article 14 "Basic Definitions and Interpretations", Section 1 "General Definitions", Subsection 14.1.2 "Specific Definitions" by adding definition "Distribution and Fulfillment Centers"; and, by amending Article 14 "Basic Definitions and Interpretations", Table 6.1 "Permitted Uses" by adding permitted uses for distribution and fulfillment centers in said table; providing a severability clause; providing for 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. (Hartman)

#### **BOARD APPOINTMENTS:**

11. Appointments/Reappointments to Boards & Commissions – Consider approval regarding the following Boards/Commissions:
  - A. Red Oak Industrial Development Corporation:
    - Reappointment of Ben Goodwyn, Alan Hugley and David Wells as Regular Members each for three-year terms from February 2022 – February 2025.
  - B. Planning & Zoning Commission:
    - Appointment of Meg Habasevich as an Alternate Member for the remainder of a two-year term from June 2021 – June 2023.
  - C. Parks & Recreation Commission:
    - Accept resignation of Shapale White effective January 4, 2022.

#### **DEPARTMENTAL REPORTS:**

12. 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)
    - ❖ Monthly Report
  - 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:**

13. 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. 201<sup>st</sup> 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.
14. 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 443<sup>rd</sup> Judicial District Court of Ellis County, Texas.
15. 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.
16. 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, lease or value of Real Properties generally located east of Houston School Road, west of Pratt Road, north of Red Oak Road, and south of the city limits line, 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 FM 2377/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 Ellis County line, Red Oak, Texas.

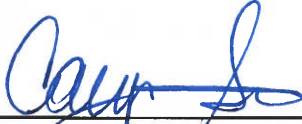
**REGULAR SESSION:**

17. 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 January 7, 2022, before 7:00 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](mailto:citysecretary@redoaktx.org) and title the email "Public Comment". All public comments submitted by 5:00 p.m. on January 10, 2022, will be provided to the City Council and entered into the record for the January 10, 2022, 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/UCntzB1px9caZvdivvHInEMQ/>

**Join Zoom Meeting**

<https://us06web.zoom.us/j/99098862219?pwd=eVFXVWpkciswVDhWbUVrYjJvZ3RyZz09>

Meeting ID: 990 9886 2219

Passcode: 705825

One tap mobile

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+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/u/anYoCDFEc>

