



City of Red Oak

Minutes - Final City Council Regular Meeting

Monday, January 10, 2022

7:00 PM

Red Oak Municipal Center
200 Lakeview Parkway

A Regular Meeting of the Red Oak City Council was held in person and via teleconference on Monday, January 10, 2022, 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

*Council Member William Drake tuned in on Zoom.

CALL TO ORDER: Mayor Stanfill called the meeting to order at 7:02 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).

INVOCATION AND PLEDGE OF ALLEGIANCE: Mayor Pro Tem Braly gave the Invocation and led the Pledge of Allegiance.

PRESENTATIONS:

- Recognition- Employee of the Year, Nominees and Service Award Honorees

Assistant City Manager Phillips recognized the Employee of the Year for 2021, Carissa Jacobs, Administrative Assistant of Public Works. He also recognized the nominees and service award honorees.

- Introduction- Sumer Bloyed, Executive Assistant/Deputy City Secretary

City Manager Fuller introduced Sumer Bloyed, the new Executive Assistant/Deputy City Secretary, and gave some background on her career. The Mayor and Councilmembers welcomed her to the City of Red Oak.

CITIZENS COMMENTS:

Paul Christenson, 110 Williams Street, Waxahachie, Texas, spoke regarding his candidacy for Ellis County Tax Assessor/Collector.

CONSENT AGENDA:

1. Consider approving the following minutes:
 - ❖ December 13, 2021 – Regular Meeting
Approved

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.
Approved
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.
Item Withdrawn

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.

Councilmember Franklin asked for Item No. 4 to be moved to regular session.

Councilmember Franklin made the motion, seconded by Councilmember Goodwyn, to approve the Consent Agenda minus Item No. 4. 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:

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.

Mayor Stanfill read Item No. 4 into the record. City Manager Fuller spoke and gave a brief explanation of this item.

Mayor, Council, and staff discussed this agenda item.

Mayor Stanfill made the following motion: Motion to adopt Resolution No. 22-002R as presented.

Councilmember Franklin 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**

**Adopted
Enactment No: RES 22-002R**

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.

Mayor Stanfill read Item No. 5 into the record. City Engineer Hartman spoke and gave a brief explanation of this item.

Mayor, Council, and staff discussed this agenda item.

Mayor Stanfill made the following motion: Motion to adopt Resolution No. 22-003R as presented.

Councilmember Franklin moved the motion, seconded by Councilmember Wilson. 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 22-003R**

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.

Mayor Stanfill read Item Nos. 6, 7, and 8 into the record. Parks & Recreation Director Kelley spoke and gave a brief explanation of these items.

Mayor, Council, and staff discussed this agenda item.

Mayor Stanfill made the following motion: Motion to adopt Resolution No. 22-004R, No. 22-005R and Resolution No. 22-006R 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**

**Adopted
Enactment Nos: RES 22-004R
RES 22-005R
RES 22-006R**

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.

See Item No. 6 for action taken.

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.

See Item No. 6 for action taken.

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. 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.
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 443rd 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.

Mayor Stanfill read item Nos. 13, 14, 15, and 16 for Closed Session into the record and moved Council into Closed Session at 7:31 p.m. He invited Council, City Manager Fuller, Assistant City Manager Phillips, Economic Development Director McCleary, and City Engineer Hartman, and City Attorney Hager into Closed Session.

REGULAR SESSION:

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

Council reconvened into Regular Session at 7:48 p.m. No action taken.

COUNCIL BUSINESS – REGULAR SESSION:

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)

Mayor Stanfill read Item No. 9 into the record. City Engineer Hartman spoke and gave a brief explanation of this item.

Mayor Stanfill opened the Public Hearing at 7:51 p.m.

Troy Adams, 212 Rhoads Ave, Haddonfield, New Jersey, spoke in opposition to this item.

Jonathan Vinson, Attorney at Law, Jackson Walker, LLP, 2323 Ross Ave, Suite 600, Dallas, Texas spoke in opposition to this item.

Mayor Stanfill made a motion to close the Public Hearing. Councilmember Wilson moved the motion, seconded by Councilmember Goodwyn, to close the Public Hearing at 8:06 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. 22-001 as presented.

Councilmember Goodwyn 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 22-001**

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.

Mayor Stanfill read Item No. 10 into the record. City Manager Fuller spoke and gave a brief explanation of this item.

Mayor Stanfill opened the Public Hearing at 8:16 p.m.

Troy Adams, 212 Rhoads Ave, Haddonfield, New Jersey, spoke in opposition to this item.

Jonathan Vinson, Attorney at Law, Jackson Walker, LLP, 2323 Ross Ave, Suite 600, Dallas, Texas, spoke in opposition to this item.

Mayor Stanfill made a motion to close the Public Hearing. Councilmember Wilson moved the motion, seconded by Mayor Pro Tem Braly, to close the Public Hearing at 8:26 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. 22-002 as presented, with the addition of the corrections made by City Attorney Hager to include SUP in Industrial and Planned Development mixed-use to the chart.

Councilmember Goodwyn moved the motion, seconded by Councilmember Wilson. 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 22-002**

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.

Mayor Stanfill read item No. 11 into the record.

Mayor Pro Tem Braly made the motion, seconded by Councilmember Franklin, to accept the Reappointment, Appointment, and Resignation as presented. 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

DEPARTMENTAL REPORTS:

12. 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. Communications & Marketing
 - Monthly Report
- D. Development Services
 - Code Services Report
 - Building Permit and Inspections Report
 - Administrative Monthly Report
- E. Human Resources
 - Administrative Monthly Report
- F. Finance
 - Finance Report
 - Monthly Investment Report
 - Financial Statement
 - Municipal Court Statistical Highlights
- G. Information Technology
 - Major Accomplishments
 - Current Initiatives
 - Challenges
- H. Library
 - YTD Statistics
 - Monthly Newsletter
- I. Parks & Recreation
 - Monthly Report
- J. 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 Department: Fire Chief Blanton spoke and stated that the personnel deployed to the panhandle to assist with fires in the Wichita Falls area in November returned on December 17, 2021. In December, three members of the fire department were selected to represent Red Oak as part of the Honor Guard for the First Responder Bowl held at SMU. Chief Blanton gave Council an update on COVID and gave statistics on the increase in cases as well as hospital occupancies in Ellis County. Chief Blanton stated that the City of Ferris is out of monoclonal antibody treatment for the Omicron strain until resupplied by the government. Chief Blanton encouraged everyone to get vaccinated and take the necessary precautions to be protected against the virus.

IT Department: IT Application Specialist Jenkins reported that the IT Department got the NetMotion servers back up. He stated there were also three new computers ordered for the fire department: two for Station 2 and one for Station 1. The department also installed several critical Microsoft server patches.

Police Department: Police Chief Wolf recognized the new Executive Assistant and new Records Clerk in the police department. He stated the responsibilities of the records clerk position which include the day-to-day logging in and transfer of records, inputting information into a reporting system that documents all the department activity, body camera footage, and responding to public information requests. Chief Wolf reported a fatality crash on December 6th on the service road of I-35E involving a bicyclist. This was the only fatality last year. Chief Wolf gave an update on the new officers stating that they have been released from field training and have been assigned to shifts. The department has changed the testing protocol from once every couple of months to having an open application system to be more accommodating to applicants. Applicants can schedule a time once or twice a week to take the written exam and/or the physical. Chief Wolf reported that the department is down nine members with departures, and down to one K-9 to service both A and B platoons of the department.

Communications and Marketing: Director of Communications and Marketing, Alexa Beasley, highlighted several activities including the filming for the State of the City address video which will be presented at the Chamber luncheon on January 26th. Assistant City Manager (ACM) Phillips updated Council on the creation of the new Communications and Marketing Department and recognized Alexa in her promoted position of the newly created department. He stated that Tourism will now be under this department. The new department will handle community-wide, special events put on by the City of Red Oak, such as Red Oak, White and Blue, and will work as a liaison with the Chamber and the school district. City Manager Fuller spoke and added that moving Tourism under the new Communications and Marketing Department takes the workload off the City Secretary and the Parks and Recreation Department. Council asked for an update on the Lions Club building. ACM Phillips responded and stated that renovations are done, and that the city is currently working on rental policies.

Development Services: City Engineer Hartman spoke and stated that there is a lot of residential development in various phases in the city which are in his office getting reviewed or out on the ground getting developed. City Engineer Hartman also stated that pavement is down on Austin Boulevard and the street will be ready soon.

Human Resources: Human Resources Director Monsivais stated there was a successful turn out at the employee luncheon and she thanked everyone that could attend. She also stated there are eight positions available with the City of Red Oak. Two new positions approved in October, the Assistant Fire Chief and Assistant Police Chief, are being prepared for advertisement soon. Interviews are being currently being held for positions in Planning and Zoning.

Finance: Finance Director Platt spoke and stated that the department has not received the sales tax collection for January yet. She stated that December's collection was up 16.98 percent from the previous year. The property tax revenue for December compared to 2020 was down but is a timing issue; tax collections are due at the end of January each year and the department receives these in the months of January and February. Director Platt noted that the MWBE workshop joined with cities of Cedar Hill, Desoto, Duncanville, and Lancaster in December and was a joint effort to advertise procurement opportunities to local vendors, including vendors that are historically underutilized businesses. The city is required to advertise in attempts to acquire quotes from these underutilized businesses.

Library: Library Director Ragsdale highlighted that the library is staying consistent with in-person, appointment only visits to the library. They have had a circulation of one thousand books, print and e-books. The programs, such as story time and outdoor movies, had a huge increase in attendance. Director Ragsdale stated that because of the surge of COVID, he made the decision that story time would be online via Zoom beginning this Tuesday, January 11th.

Parks and Recreation: Parks and Recreation Director Kelley spoke and invited Council to the Catch-A-Trout event coming up at the Pearson Park Pond on January 15th, which will become an annual event. The department partnered with Texas Parks and Wildlife, and they provided the fish at a discounted price so that kids can get interested in fishing. Director Kelley also mentioned the first Movies in the Park event which had a high attendance of about 125 people. The next movie event will take place on March 25th and will feature the movie “Brave”.

As a side note, and in addition to the invitation to the Catch-A-Trout subject, City Manager Fuller invited Council to the Te’jun, Texas Cajun Restaurant Grand Opening event this Thursday, January 13th at 2:00 p.m. Economic Development Director McCleary will accept your R.S.V.P.

Public Works: Public Works Director Williams updated Council on the Live Oak Municipal Center project. He stated that the sidewalk and drainage of the building had complications with the underground utilities of gas and electric. Director Williams stated that Oncor has moved their electrical lines and the department has figured out a solution for the gas line; it has been capped and is no longer an issue. The contractor is wrapping up the project and the anticipated completion time is the month of March or sooner. Director Williams also updated Council on the retaining wall project, stating that there will be approximately three more weeks of waiting time on the material. As soon as the department receives the material for the retaining wall, the contractor will start building the wall.

ACM Phillips spoke and gave an update on the Municipal Center project at Live Oak. He stated that since selecting the Construction Manager, he has had two meetings with them to go through the project and the details of the contract. At the meeting today, the contractor offered an estimate number from which they will work off of to get the bids. The number was a little over the City’s budget, but the Contractor feels confident that the number will come down based on the numbers that were used. He stated that the contractors were given approval to advertise for bids starting Sunday. Once the bids come back, there will be a follow up meeting to review them. If everything goes as planned, the item will be placed on the February agenda for Council to consider. ACM Phillips expressed confidence in how the project is turning out and that everything has been done to help the city out in the long run. The sidewalk and drainage work should be picking back up this week. The insulation for the building just came in and will be delivered to the site this week.

Council asked questions about bids and ACM Phillips responded. Bids will be advertised in the newspapers and on the city website. City Manager Fuller spoke and stated that the City of Red Oak posts to each source, the Waxahachie Daily Light Newspaper, and the Dallas Morning News, to make sure they get local and broader coverage, and all necessary steps for bids to be advertised have been verified by our purchasing manager and applied in this process.

The Council asked about how much the supply and demand issues are a factor in the project timeline. ACM Phillips assured Council that the city has approached these issues and scenarios with the entire project in mind. As soon as the bidders are selected, they get contracted and materials are ordered in advance and stored in the two empty areas of the building. City Manager Fuller spoke and added that Fitzpatrick is the hands-on manager of this project and both himself and ACM Phillips are the points of contact for questions on the project.

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. 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.
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 443rd Judicial District Court of Ellis County, Texas.

15. Pursuant to the Texas Government Code, Section §551.087 – **Deliberations Regarding Economic Development Negotiations.**
 - C. 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.
 - D. 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.**
 - D. 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.

 - E. 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.

 - F. 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.

Mayor Stanfill read Agenda Item Nos. 13, 14, 15, and 16 for Closed Session into the record and moved Council into Closed session at 9:03 p.m. City Manager Todd Fuller invited Assistant City Manager Jonathan Phillips, Economic Development Director Lee McCleary, City Engineer Ben Hartman, and City Attorney Bob Hager into Closed session.

REGULAR SESSION:

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

Council reconvened into Regular Session at 9:46 p.m. No action was taken.

ADJOURNMENT:

Councilmember Goodwyn made the motion, seconded by Councilmember Franklin, to adjourn the meeting at 9:47 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 February 14, 2022.



Approved:

Mark L. Stanfill, DVM
Mayor

Attest:



Caryn Stevens, TRMC
City Secretary