



City of Red Oak

Minutes - Final City Council Regular Meeting

Tuesday, November 13, 2018

7:00 PM

Red Oak Municipal Center
200 Lakeview Parkway

A Regular Meeting of the Red Oak City Council was held on Tuesday, November 13, 2018, at 7:00 p.m., in the Council Chambers of the Red Oak Municipal Center, 200 Lakeview Parkway, Red Oak, Texas, with the following members present, to wit:

City Council (4):

Mayor Mark L. Stanfill
Councilmember William Drake
Councilmember Tim Lightfoot*
Councilmember Scott Lindsey
Councilmember Ron Wilson

Absent (1):

Mayor Pro Tem Gordon Toney

*Councilmember Lightfoot arrived at 7:05 p.m.

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.

INVOCATION AND PLEDGE OF ALLEGIANCE: Councilmember Lindsey gave the Invocation and led the Pledge of Allegiance.

PRESENTATIONS:

- Proclamation – National Hospice and Palliative Care Month

Mayor Stanfill read the Proclamation for National Hospice and Palliative Care Month into the record.

- Recognition – Budget Award

Mayor Stanfill read the award certificate from Government Finance Officers' Association recognizing the City of Red Oak with the Distinguished Budget Presentation Award for its budget. The award represents a significant achievement by Red Oak and reflects the commitment of the governing body and staff to meet the highest principles of government budgeting. He went on to read the entire award certificate into the record and City Manager Fuller presented it to Miykael Reeve. City Manager Fuller congratulated Ms. Reeve and expressed his appreciation for everything she has done. Council concurred.

- Recognition – Audit Award

Mayor Stanfill also read the Certificate of Achievement in Financial Reporting awarded to the City of Red by the Government Finance Officers' Association of the United States and Canada, which is the highest form of recognition in the area of governmental accounting and financial reporting. City Manager Fuller recognized Finance Director Richardson

stating that this was her first opportunity to work on the audit and he appreciated your efforts.

CONSENT AGENDA:

1. Consider approving the following Minutes:
 - October 9, 2018 – Regular Council Meeting**Approved on the Consent Agenda**

2. Consider approval of Ordinance No. 18-043, amending Ordinance No. 17-038, amending the Fiscal Year 2018 Official Budget, appropriating funds to increase revenue from additional sources within the General Fund 115 as per attached Exhibit A; appropriating funds to increase expenditures in the General Fund 115 as per attached Exhibit A; providing that expenditures for said Fiscal Year be made in accordance with said amended budget; providing a severability clause; and providing an effective date.
Approved
Enactment No: ORD 18-043

3. Consider approval of Ordinance No. 18-044, amending Ordinance No. 18-037, amending the Fiscal Year 2019 Official Budget, appropriating funds to increase budgeted use of fund balance in the Tourism Fund 125 as per attached Exhibit A; appropriating funds to increase expenditures in the Tourism Fund 125 as per attached Exhibit A, providing that expenditures for said Fiscal Year be made in accordance with said amended budget; providing a severability clause; and providing an effective date.
Approved
Enactment No: ORD 18-044

4. Consider adoption of Resolution No. 18-050R amending Resolution No. 017-065R, A Written Investment Policy; Designating Investment Officers; and providing for an effective date.
Adopted
Enactment No: RES 18-050R

5. Consider adoption of Resolution No. 18-051R authorizing participation of the Red Oak Economic Development Corporation (ROEDC) in the Texas Local Government Investments Pool and designating authorized representatives to transmit and/or withdraw funds, issue letters of instruction, and take other appropriate actions deemed necessary or investments and providing an effective date.
Adopted
Enactment No: RES 18-051R

6. Consider adoption of Resolution No. 18-052R authorizing participation of the Red Oak Industrial Development Corporation (ROIDC) in the Texas Local Government Investments Pool and designating authorized representatives to transmit and/or withdraw funds, issue letters of instruction, and take other appropriate actions deemed necessary or investments and providing an effective date.
Adopted
Enactment No: RES 18-052R

7. Consider adoption of Resolution No. 18-053R, approving the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Red Oak, Texas, and Ellis County, Texas, for roadway repairs and maintenance; authorizing the City Manager to sign; and, providing an effective date.
Adopted
Enactment No: RES 18-053R

Mayor Stanfill read the Consent Agenda. Mayor Stanfill explained that Consent Agenda 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 on in one motion or separately.

Councilmember Lightfoot made the motion, seconded by Councilmember Drake, to approve the Consent Agenda as published. The motion carried unanimously.

Ayes (4): Councilmember William Drake
Councilmember Tim Lightfoot
Councilmember Scott Lindsey
Councilmember Ron Wilson

CITIZENS COMMENTS:

No one spoke.

COUNCIL BUSINESS – REGULAR SESSION:

8. Consider all matters incident and related to the issuance and sale of “City of Red Oak, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2018”, including the adoption of an Ordinance No. 18-045 authorizing the issuance of such certificates of obligation.

Mayor Stanfill read Agenda Item No. 8 into the record. City Manager Fuller spoke and gave a brief explanation of this agenda item.

Jorge Delgado, HilltopSecurities, Inc., Dallas, Texas, spoke and gave a detailed explanation of this agenda item.

Mayor Stanfill and Council discussed the agenda item at length.

Councilmember Wilson made the motion, seconded by Councilmember Lightfoot, to adopt Ordinance No. 18-045 authorizing the issuance of \$5,255,000.00 City of Red Oak, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2018. The motion carried unanimously.

Ayes (4): Councilmember William Drake
Councilmember Tim Lightfoot
Councilmember Scott Lindsey
Councilmember Ron Wilson

Approved
Enactment No: ORD 18-045

9. Consider adoption of Resolution No. 18-054R approving the terms and conditions of an Interlocal Agreement between the City of Midlothian, Texas, and the City of Red Oak, Texas, for the purchase of Public Safety Radio Dispatch Consoles, which is attached hereto as Exhibit A; authorizing the City Manager to execute the Agreement; providing an effective date.

Mayor Stanfill read Agenda Item No. 9 into the record. Fire Chief/Interim Assistant City Manager Thompson spoke and gave a detailed explanation of this agenda item.

Mayor Stanfill and Council discussed the agenda item at length.

Councilmember Wilson made the motion, seconded by Councilmember Drake, to adopt Resolution No. 18-054R as presented. The motion carried unanimously.

Ayes (4): Councilmember William Drake
Councilmember Tim Lightfoot
Councilmember Scott Lindsey
Councilmember Ron Wilson

Adopted

Enactment No: RES 18-054R

10. Consider adoption of Resolution No. 18-055R amending the Master Fee Schedule, by amending: also, by amending Chapter 11.00, "Utility Fees" by amending Section 11.004, Garbage Collection Charges, Subsection (A), and Subsection (B), to establish new rates; providing a repealing clause; providing a severability clause; and providing an effective date.

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

Mayor Stanfill, Council and Public Works & Parks Director Williams discussed the agenda item.

Councilmember Lightfoot made the motion, seconded by Councilmember Drake, to adopt Resolution No. 18-055R as presented. The motion carried unanimously.

Ayes (4): Councilmember William Drake
Councilmember Tim Lightfoot
Councilmember Scott Lindsey
Councilmember Ron Wilson

Adopted

Enactment No: RES 18-055R

11. Conduct a Public Hearing and consider approval of Ordinance No. 18-046 approving a Zoning Change from Highway Oriented (HO) to Planned Development 99 (PD-99) to allow for parking spaces to be used for on-line grocery store ordering for Brookshires Grocery Store, 105 E. Ovilla Rd., Lot 1, Block A, Red Oak Pavilion, being approximately 5 acres, City of Red Oak, Ellis County, Texas, requested by Brookshire Grocery Company.

Mayor Stanfill read Agenda Item No. 11 into the record. Engineering & Community Development Director Hartman spoke and gave a detailed explanation of this agenda.

Mayor Stanfill opened the Public Hearing at 7:38 p.m.

Keith Lybrand, Architectural Services Manager for Brookshire Grocery Company, 430 E. Front Street, Tyler, Texas, spoke and gave some background on this agenda item.

Mayor Stanfill and Council discussed the agenda item.

Councilmember Wilson made the motion, seconded by Councilmember Lightfoot, to close the Public Hearing at 7:39 p.m. The motion carried unanimously.

Ayes (4): Councilmember William Drake
Councilmember Tim Lightfoot
Councilmember Scott Lindsey
Councilmember Ron Wilson

Councilmember Wilson made the motion, seconded by Councilmember Drake, to approve Ordinance No. 18-046 as presented. The motion carried unanimously.

Ayes (4): Councilmember William Drake
Councilmember Tim Lightfoot
Councilmember Scott Lindsey
Councilmember Ron Wilson

Approved

Enactment No: ORD 18-046

12. Conduct a Public Hearing and consider approval of Ordinance No. 18-047 approving a Zoning Change from Planned Development 2 (PD-2) to Planned Development 2, Specific Use Permit (PD2-SUP) to allow for a 105' tall AT&T cell tower for Lot 12R, Block 1, Hollie Acres, REV, 4.974 AC, City of Red Oak, Ellis County, Texas, requested by New Hope Fellowship Church.

Mayor Stanfill read Agenda Item No. 12 into the record. Engineering & Community Development Director Hartman spoke and gave a detailed explanation of this agenda item.

Mayor Stanfill opened the Public Hearing at 7:42 p.m.

David Prejean, 1870 Crown Drive, Dallas, Texas, representing AT&T wireless, spoke in favor of the cell tower and gave some background information.

Councilmember Wilson made the motion, seconded by Councilmember Drake, to close the Public Hearing at 7:43 p.m. The motion carried unanimously.

Ayes (4): Councilmember William Drake
Councilmember Tim Lightfoot
Councilmember Scott Lindsey
Councilmember Ron Wilson

Mayor Stanfill, Council and Mr. Prejean discussed the agenda item.

Councilmember Lindsey made the motion, seconded by Councilmember Wilson, to approve Ordinance No. 18-047 as presented. The motion carried unanimously.

Ayes (4): Councilmember William Drake
Councilmember Tim Lightfoot
Councilmember Scott Lindsey
Councilmember Ron Wilson

Approved

Enactment No: ORD 18-047

DEPARTMENTAL REPORTS:

13. The City Council may deliberate and make inquiry into any item listed in the Departmental Reports.

A. Fire Department

- Monthly Activity Report

B. Police Department

- Monthly Report

C. Engineering & Community Development

- Code Services Report
- Building Permit and Inspections Report
- Animal Control Report

- D. Public Works & Parks Department
 - Operational Report
 - Administrative Monthly Report

- E. Human Resources
 - Administrative Monthly Report

- F. Finance Department
 - Finance Report
 - Cash Balance Report
 - Financial Statement

- G. IT Department
 - Major Accomplishments
 - Current Initiatives
 - Challenges

- H. Library
 - YTD Statistics
 - Monthly Newsletter
 - Legacy Data

- I. Court
 - Statistical Highlights

All departmental reports were submitted to Council and addressed individually as needed. Significant updates given included:

Fire Chief Thompson spoke and highlighted the public education events from last month. For 13 events, they reached 1,247 school kids. ROFR averaged seven runs per day and 272 apparatus responses. One of their main special operations disciplines provided to the area is swift water rescue. A team was sent down to the Guadalupe River and trained. Mayor Stanfill spoke and stated that he received a letter from County Judge Bush and Ellis County Fire Chief Birdwell complimenting the [Red Oak] fire department and Chief Thompson, as well as all first responders, on their wonderful response to the September 22nd flooding event. Fire Chief Thompson responded that it was a team effort by all the city departments.

Police Chief Wolf spoke and highlighted National Night Out and the Drug Take-Back program. He further stated that the police department is participating in “Mo”vember, the annual event of growing out mustaches to support research for pediatric cancers.

City Engineer Hartman spoke and gave Council a detailed explanation regarding the issue of the screening wall on the edge of the Brian Terrace subdivision (indicated on the monitor). He has contacted TxDOT to confirm the city’s ability to repair or take down the screening wall.

Public Works & Parks Director Williams spoke and updated Council on activities within his departments. He highlighted the organizational restructuring within the Public Works department and spoke about the transition to CWD as our waste service provider. City Manager Fuller announced a public meeting of TxDOT regarding the expansion of FM 664/Ovilla Road on Thursday from 6:00 to 9:00 p.m. and invited all to attend.

Human Resources Director Lawson was absent.

Finance Director Richardson spoke and updated Council on activities within her department.

IT Director Binford spoke and stated that the AT&T fiber project is progressing well and the email server has been converted.

Library Director Ragsdale spoke and informed Council that he has revised his library report, specifically the statistics. He gave highlights and mentioned the increase in numbers to the Library.

Court Administrator Collins was absent.

Councilmember Lightfoot asked for an employee turnover rate from 2017 to 2018 to be produced and for HR Director Lawson, upon her return, to put that together for him.

CLOSED SESSION:

- 14. 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.

- 15. Pursuant to the Texas Government Code, Section §551.071 – Deliberations Regarding the Purchase, Exchange, Lease, or Value of Real Property.**
 - A. Discuss or deliberate acquisition, sale, and/or exchange of Real Properties generally located east of I-35E, west of SH 342, south of FM 664/Ovilla Road, and north of US 77, Red Oak, Texas.
 - B. Discuss or deliberate acquisition, sale, and/or exchange of Real Properties generally located east of Uhl Road, west of I-35E, south of the Ellis County Line, and north of FM 664/Ovilla Road, Red Oak, Texas.
 - C. Discuss or deliberate acquisition, sale and/or exchange of Real Properties generally located east of Uhl Road, west of I-35E, south of Red Oak Road, and north of the Oaks Boulevard, Red Oak, Texas.
 - D. Discuss or deliberate acquisition, sale and/or exchange of Real Properties generally located east of I-35E, west of SH 342, south of Ellis County Line, and north of FM 664/Ovilla Road, Red Oak, Texas.

Mayor Stanfill read Agenda Item Nos. 14 and 15 for Closed Session into the record and moved Council into Closed Session at 8:05 p.m. He invited Economic Development Director Lee McCleary and Fire Chief/Interim Assistant City Manager Eric Thompson into Closed Session.

REGULAR SESSION:

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

Council reconvened into Regular Session at 9:09 p.m. Action taken. Back to Regular Session agenda items.

COUNCIL BUSINESS – REGULAR SESSION:

Councilmember Lightfoot made the motion, seconded by Councilmember Wilson, to approve an expense of \$1,900,000.00 by the Red Oak Industrial Development Corporation for the purchase of approximately 74.927 acres of land along Houston School Road and

adjacent to the current industrial land, also known as Property ID Number 189356, from Erasmo and Estella Nava. The motion carried unanimously.

Ayes (4): Councilmember William Drake
Councilmember Tim Lightfoot
Councilmember Scott Lindsey
Councilmember Ron Wilson

Approved


ADJOURNMENT:

Councilmember Wilson made the motion, seconded by Councilmember Drake, to adjourn the meeting at 9:11 p.m. The motion carried unanimously.

Ayes (4): Councilmember William Drake
Councilmember Tim Lightfoot
Councilmember Scott Lindsey
Councilmember Ron Wilson

PASSED AND APPROVED by the Red Oak City Council at a Regular Meeting held on December 10, 2018.

Approved:



Mark L. Stanfill, Mayor

Attest:



Caryn Stevens
Deputy City Secretary

