

AGENDA

REGULAR CITY COUNCIL MEETING

**APRIL 17, 2023
6:00 P.M.**

**FATE CITY HALL
1900 CD BOREN PARKWAY**

NOTICE IS HEREBY GIVEN THAT THE CITY COUNCIL OF THE CITY OF FATE WILL HOLD A REGULAR CITY COUNCIL MEETING AT 6:00 P.M. ON MONDAY, APRIL 17, 2023 AT FATE CITY HALL, 1900 CD BOREN PARKWAY, FATE, TEXAS, FOR THE FOLLOWING PURPOSES:

1. CALL TO ORDER AND CONFIRM A QUORUM

2. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE AMERICAN AND TEXAS FLAGS

3. PRESENTATIONS

A. Rockwall County 150th Anniversary Proclamation

[Documents:](#)

[rockwall county 150th anniversary.pdf](#)

B. Community Cleanup And Blood Drive Day Proclamation

[Documents:](#)

[community cleanup and blood drive day.pdf](#)

C. Presentation Of Employee Spotlight Award To Tiffany James

D. Presentation Of Employee Service Award To Chief Lyle Lombard

4. PUBLIC COMMENT

This Is An Opportunity For The Public To Address The Council On Any Matter, Except Public Hearings That Are Included On The Agenda. Comments Related To Public Hearings Will Be Heard When The Specific Hearing Begins. Public Comments Are Limited To Three (3) Minutes Per Speaker, Unless Otherwise Required By Law. To Address The Governing Body, Each Speaker Must Complete A Public Comment Form And Present The Completed Form To The City Secretary Prior To The Start Of The Meeting. Each Speaker Shall Approach The Podium And State His/Her Name And Address Before Speaking. Speakers Shall Address The Governing Body With Civility That Is Conducive To Appropriate Public Discussion. Speakers Can Address Only The Governing

Appropriate Public Discussion. Speakers Can Address Only The Governing Body And Not Individual City Officials Or Employees. The Public Cannot Speak From The Gallery But Only From The Podium. Per The Texas Open Meetings Act, The Governing Body Is Not Permitted To Take Action On Or Discuss Any Item Not Listed On The Agenda. The Council May: (1) Make A Statement Of Fact Regarding The Item; (2) Make A Recitation Of Existing Policy Regarding The Item; Or (3) Propose The Item Be Placed On A Future Agenda.

5. CONSENT AGENDA

All Items Under Consent Agenda Are Considered To Be Routine By The City Council And Will Be Enacted By One Motion. There Will Not Be Separate Discussion Of These Items. If Discussion Is Desired, That Item Will Be Removed From The Consent Agenda And Will Be Considered Separately.

- A. Consider Approval Of Minutes Of The Council Meetings Held April 3, 2023 And April 6, 2023.

Documents:

staff summary - minutes.pdf
2023.4.3.pdf
2023.4.6_joint rcisd.pdf

- B. Consider Approval Of Resolution No. R-2023-022- Accepting And Approving A Preliminary Amended And Restated Service And Assessment Plan And Preliminary Assessment Roll For The Williamsburg Public Improvement District No. 1, Approving A Preliminary Limited Offering Memorandum, Approving A Reimbursement Agreement, Calling A Public Hearing On The Levy Of Special Assessments Against Property In The District And Approving All Other Matters Related Thereto.

Documents:

staff summary williamsburg pid 1 resolution calling assessment hearing.pdf

- C. Consider Approval Of Resolution No. R-2023-023- Adopting The Strategic Planning Workshop Final Report As The Strategic Plan Of The City Council Of Fate.

Documents:

staff summary strategic plan 2023.pdf

- D. Consider Approval Of Resolution No. R-2023-024- Approving A Professional Services Agreement With Kelly Kirkpatrick-Stockburger For Health Inspection Services.

Documents:

staff summary health inspection agreement resolution.pdf

6. ACTION ITEMS

- A. (This Is An Application For A Zoning Change And A Concept Plan For A ~96-Acre Mixed Residential And Commercial Development) Discuss, Consider, And Take Any Necessary Action Regarding Approval Of A Zoning Change And Concept Plan For A Horizontal Mixed-Use Development That Is Comprised Of 245 Single-Family Detached Residential Lots, 82 Townhomes, A 258 Unit Multifamily Development, A

Residential Lots, 62 Townhomes, A 336-Unit Multifamily Development, A 156-Unit Build-To Rent Development, Four Acres Of Commercial Development, And 26 Acres Of Public Open Space Over Approximately 95 Acres. The Property Is Generally Located On The North Side Of State Highway 66, Approximately 1,470 Feet West Of The Intersection Of SH 66 And Ben Payne Road. RCAD ID 11223 & 11224. Case # ZR-22-010 & CP-23-001.

1. Staff Summary
2. Applicant Presentation
3. Public Hearing
4. (ZONING CHANGE) Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2023-010-Amending The Comprehensive Zoning Ordinance And Changing The Zoning Classification From Agriculture (A) To Planned Development (PD) On Approximately 96.134 Acres Of Land Identified As Rockwall CAD Property ID 11223 And 11224, City Of Fate, Rockwall County, Texas; Amending The Official Zoning Map; Providing A Penalty Up To \$2,000 Per Day; Providing For Savings, Severability, And An Effective Date.
5. (CONCEPT PLAN) Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2023-025-Approving A Concept Plan For Mixed Use Commercial And Residential Uses On Approximately 96.134 Acres Of Land Identified As Rockwall CAD Property ID 11223 And 11224, City Of Fate, Rockwall County, Texas.

[Documents:](#)

[zr-22-010, cp 23-001 ascend at fate_staff summary_20230417.pdf](#)

- B. (This Proposed Ordinance Updates Regulations For Substandard, Unsecured Or Dangerous Buildings Or Structures) Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2023-011-Amending Chapter 6, "Buildings And Building Regulations" Of The City Of Fate Code Of Ordinances, By Replacing Article III, "Dangerous Buildings And Other Structures" With Updated Regulations For Substandard, Unsecured Or Dangerous Buildings Or Structures.

[Documents:](#)

[ordinance adopting dangerous building regulations with staff report 4.17.23.pdf](#)

7. MAYOR, COUNCIL, AND CITY MANAGER REPORTS

Regarding Items Of Community Interest – Pursuant To Texas Government Code Section 551.0415 The Mayor, Council And City Manager May Report On The Following Items: (1) Expression Of Thanks, Congratulations Or Condolences; (2) Information About Holiday Schedules; (3) Recognition Of Individuals; (4) Reminders About Upcoming City Council Events; (5) Information About Community Events; (6) Announcements Involving Imminent Threat To Public Health And Safety.

- A. Mayor's Report
- B. Council Reports
- C. City Manager's Report

8. EXECUTIVE SESSION: IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, SECTION 551.001, ET SEQ., THE CITY COUNCIL WILL RECESS INTO EXECUTIVE SESSION (CLOSED MEETING) TO DISCUSS THE FOLLOWING:

- A. In Accordance With Texas Government Code, Section 551.071, Consultation With Attorney On A Matter In Which The Duty Of The Attorney To The Governmental Body Under The Texas Disciplinary Rules Of Professional Conduct Of The State Bar Of Texas Clearly Conflicts With The Texas Open Meetings Act:
 - 1. To Receive Legal Advice Regarding Special Counsel For The City
 - 2. To Receive Legal Advice Regarding A Notice Of Claim From David Daniels
- B. In Accordance With Texas Government Code, Section 551.074: To Deliberate The Appointment, Employment, Evaluation, Reassignment, Duties, Discipline, Or Dismissal Of A Public Officer Or Employee:
 - 1. City Manager
 - 2. City Attorney
 - 3. City Secretary

9. RECONVENE INTO REGULAR SESSION: IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, CHAPTER 551, THE CITY COUNCIL WILL RECONVENE INTO REGULAR SESSION TO CONSIDER ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION

10. ADJOURNMENT

In addition to any executive session already listed above, the City Council of the City of Fate reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code for the following purposes:

- §551.071 Consultations with Attorney
- §551.072 Deliberations regarding Real Property
- §551.074 Personnel Matters
- §551.076 Deliberations regarding Security Devices
- §551.087 Deliberations regarding Economic Development Negotiations

This building is wheelchair accessible. Any request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's Office at (972) 771-4601 Ext. 103 for further information.

I certify that the above **NOTICE OF MEETING** was filed and posted on the Bulletin Board at City Hall, 1900 CD Boren Parkway, City of Fate, Texas on the 13th day of April 2023, at 4:00 P.M. and remained so posted until removed as indicated below, pursuant to the Texas Open Meetings Act. This notice was likewise posted on the city website at www.fatetx.gov.

Victoria Raduechel, TRMC, City Secretary

Removed from the Bulletin Board at City Hall on the ____ day of _____, 2023, by
_____.