

AGENDA

REGULAR CITY COUNCIL MEETING

**MAY 6, 2024
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, MAY 6, 2024 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. Building Safety Month Proclamation

[Documents:](#)

[building safety month - 2024.pdf](#)

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 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

All Items Under Consent Agenda Are Considered To Be Routine By The City Council And Will Be Enacted By One Motion. City Staff May Answer Questions From The City Council Regarding Consent Agenda Items. However, If Discussion Is Desired, That Item Will Be Removed From The Consent Agenda And Will Be Considered Separately.

A. Consider Approval Of Financial Report For March 2024.

[Documents:](#)

[financial_report_month_ending_033124 signed.pdf](#)

B. Consider Approval Of Quarterly Investment Report For The Quarter Ending March 31, 2024.

[Documents:](#)

[investment_report_quarter_ending_033124 signed.pdf](#)

C. Consider Approval Of Ordinance No. O-2024-020- Authorizing Certain Budget Amendments Pertaining To The Fiscal Year 2023-2024 Budget- Williamsburg East PID Maintenance Tax Fund And Monterra PID Maintenance Tax Fund; Increasing The Appropriation And Providing An Effective Date.

[Documents:](#)

[budget_amendment_pid_fy_2024.pdf](#)

D. Consider Approval Of Resolution No. R-2024-025- Designating A Primary Bank Depository And Authorizing The City Manager To Sign And Execute A Bank Depository Services Contract And Associated Bank Services Agreements As Necessary To Implement Said Contract Pursuant To The Request For Application Dated December 18, 2023 For Primary Bank Depository Services; And Providing An Effective Date.

[Documents:](#)

[depository_bank_services_agreement.pdf](#)

E. Consider Approval Of Resolution No. R-2024-026- Conditionally Approving A Preliminary Plat For 7.3 Acres Of Land Located On The Northwest Corner Of State Highway 66 And Ben Payne Road, Rockwall CAD Property ID 11181, City Of Fate, Rockwall County, Texas; And Providing An Effective Date.

[Documents:](#)

[shops at woodcreek.pdf](#)

F. Consider Approval Of Resolution No. R-2024-027- Accepting A Public Drainage Easement From Weekly Homes LLC On Property Located In Monterra Phase 1, City Of Fate, Rockwall County, Texas, Attached Hereto As Exhibit A, And Providing An Effective Date.

[Documents:](#)

[monterra drainage easements.pdf](#)

- G. Consider Approval Of Resolution No. R-2024-028- Approving The Purchase Of A Pre-Constructed Bathroom From CXT Precast Concrete Products For Fate Station Park In An Amount Nor To Exceed \$204,576.00 Authorizing The City Manager To Execute Any Documents Necessary To Complete The Purchase And Providing An Effective Date.

[Documents:](#)

[staff report fate station bathroom cost increase.pdf](#)

6. ACTION ITEMS

- A. Discuss, Consider, And Take Any Necessary Action Regarding Passport Program And Rental Registration.

[Documents:](#)

[staff report passport rental discussion.pdf](#)

- B. Discuss, Consider, And Take Any Necessary Action Regarding Mobile City Consolidation Viability.

[Documents:](#)

[mobile city consolidation viability.pdf](#)

- C. Discuss, Consider, And Take Any Necessary Action Regarding Requiring Utilities To Be In The Name Of The Owner.

[Documents:](#)

[staff summary - utilities in owner name.pdf](#)

- D. Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2024-021- Amending The Code Of Ordinances, Chapter 30 "Utilities," To Add New Provisions Regarding Sports Equipment In Public Rights-Of-Way; Providing A Penalty Clause For A Fine Not To Exceed \$500; Providing For Repeal Of All Conflicting Ordinances; Providing A Severability Clause; And Providing An Effective Date.

[Documents:](#)

[sports equipment in the right of way.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

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. Development Agreement For Lafayette Crossing Planned Development
 - 2. Supreme Court Ruling On Social Media And Public Officials (Lindke Vs. Freed)
- B. In Accordance With Texas Government Code, Section 551.087, To Discuss Or Deliberate Regarding Commercial Or Financial Information That The City Has Received From A Business Prospect That The City Seeks To Have Locate, Stay, Or Expand In Or Near The Territory Of The City Of Fate And With Which The City Is Conducting Economic Development Negotiations; And To Deliberate The Offer Of A Financial Or Other Incentive To The Business Prospect:
 - 1. Chapter 380 Economic Development Incentive Agreements On Construction Of City Roads Using Escrow Funds - Gettysburg And North Ben Payne

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 2nd day of May, 2024, at 4:52 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 _____, 2024, by
_____.