

AGENDA

REGULAR CITY COUNCIL MEETING

**MAY 3, 2021
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 3, 2021 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. Fate Department Of Public Safety 3, 5, And 10-Year Strategic Plan

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 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. Approval Of Minutes Of The Council Meeting Held April 19, 2021.

[Documents:](#)

[2021.4.19.pdf](#)

- B. Approval Of Resolution No. R-2021-062- Designating Signatories Of City Accounts; Designating Signatories Of Fate DPS Seizures Account; Superseding Any Previous Resolution And Providing An Effective Date.

[Documents:](#)

[designating_signatories_independent_financial.pdf](#)

6. ACTION ITEMS/PUBLIC HEARINGS

- A. Discuss, Consider, And Take Any Necessary Actions Regarding Resolution No. R-2021-063- Approving An Independent Audit Service Proposal, Selecting BKD CPAs & Advisors, LLP To Perform Independent Auditing Services For Fiscal Year Ended September 30, 2021 With The Option For Each Of The Four Subsequent Fiscal Years And Authorizing City Manager To Execute The Engagement Letter.

[Documents:](#)

[independent_audt_services_contract_fy_2021.pdf](#)

- B. (This Application Is For A Special Use Permit (SUP) Zoning Application For A Vehicle Dealership Along I 30 Frontage Road) Discuss, Consider, And Take Any Necessary Action Regarding Approval Of Special Use Permit (SUP) Zoning Application For One Commercial Lot Along The I-30 Corridor. The Current Lot Contains A Total Area Of 1.75 Acres On The North Side Of I-30, Three Lots West Of The Ben Payne And I-30 Frontage Rd Intersection In The R.B. Irvine Survey, Abstract No. 120, City Of Fate, Rockwall County, Texas. The SUP Is Requested To Be Added Onto The Existing Highway Commercial Zoning In Order To Fulfill The Zoning Requirements For Specialty Vehicles, Used. Applicants: Fate LSI LLC And TJ Riley Of Net Direct Autos. Case # SUP-21-001

- 1) Staff Report And Presentation;
- 2) Applicant Presentation;
- 3) Public Hearing;
- 4) Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2021-010 - Amending The Comprehensive Zoning Ordinance By Approving A Special Use Permit For "Motor Vehicle Sales, Used" To Authorize Used Auto Sales On Property Located At 2465 E I-30, Cad Property Id 54190; Amending The Official Zoning Map; Providing A Penalty Up To \$2,000 Per Day; Providing For Savings, Severability, And Declaring An Effective Date.

[Documents:](#)

[staff summary - net direct auto sup.pdf](#)

- C. (This Item Is To Discuss Amending The Accessory Building Ordinance) Discuss, Consider, And Take Any Necessary Action Regarding Amendments To Ordinance O-1789, "Article IV – Use Standards" Section 4.3.5 General Standards For All Accessory Uses And Structures.

- 1) Staff Report And Presentation;

- 2) Public Hearing;
- 3) Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2021-011- Amending Chapter 36 (Unified Development Ordinance), Article IV (Use Standards), Section 36-4.3 (Accessory Uses And Structures) Of The City Of Fate Code Of Ordinances By Clarifying Subsections 36-4.3.5 (1)(C)I–II, Adding Awning Regulations Under Subsection 36–4.3.5(1)(C)IV, Adding Separation Requirements Under Subsection 36-4.3.6(1)(D)IV; Providing For A Penalty, Savings, Cumulative/Repealer, Severability Clause And An Effective Date.

[Documents:](#)

[staff summary - acc bldg 5-3.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 551.074: To Deliberate The Appointment, Employment, Evaluation, Reassignment, Duties, Discipline, Or Dismissal Of A Public Officer Or Employee:
 1. City Manager

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 29th day of April, 2021, at 4:40 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.cityoffate.com.

Victoria Raduechel, TRMC, City Secretary

Removed from the Bulletin Board at City Hall on the ____ day of _____, 2021, by
_____.