

AGENDA

CITY COUNCIL AND FATE MUNICIPAL DEVELOPMENT DISTRICT NO. 1 JOINT MEETING

**OCTOBER 18, 2021
6:00 P.M.**

**FATE CITY HALL
1900 CD BOREN PARKWAY**

NOTICE IS HEREBY GIVEN THAT THE FATE CITY COUNCIL AND THE FATE MUNICIPAL DEVELOPMENT DISTRICT NO. 1 WILL HOLD A JOINT MEETING AT 6:00 P.M. ON MONDAY, OCTOBER 18, 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. Chamber Of Commerce Week Proclamation

[Documents:](#)

[chamber of commerce week 2021.pdf](#)

B. Municipal Court Week Proclamation

[Documents:](#)

[fate municipal court week 2021.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 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 October 4, 2021.

[Documents:](#)

[2021.10.4.pdf](#)

B. Approval Of Quarterly Investment Report For The Quarter Ending September 30, 2021.

[Documents:](#)

[investment_report_quarter_ending_093021 signed.pdf](#)

C. Approval Of Council Travel Expenses Associated With Attending The Texas Municipal League Annual Conference.

[Documents:](#)

[staff summary - travel expenses-tml annual conference.pdf](#)

D. Approval Of Resolution No. R-2021-108- Accepting And Approving A Preliminary Service And Assessment Plan And Preliminary Assessment Roll For The Operation And Maintenance Of The Monterra Public Improvement District, Calling A Public Hearing On The Levy Of Operation And Maintenance Assessments Against Property In The District And Approving All Other Matters Related Thereto.

[Documents:](#)

[resolution_calling_public_hearing_for om_sap_monterra_area no. 1.pdf](#)

6. ACTION ITEMS/PUBLIC HEARINGS

A. Monterra Public Improvement District Improvement Area #1 Related Items:

[Documents:](#)

[bond_and_assessment_ordiannce_monterra_area_1a.pdf](#)

1. Conduct A Public Hearing And Discuss, Consider, And Take Any Necessary Action Regarding The Adoption Of Ordinance No. O-2021-041- Accepting And Approving A Service And Assessment Plan And Assessment Roll For The Monterra Public Improvement District, Levying Special Assessments Against Certain Property In Improvement Area #1 Of The District, And Making Certain Findings And Determinations Relating To The District.

2. Discuss, Consider, And Take Any Necessary Action Regarding The Adoption Of Ordinance No. O-2021-042- Approving The Issuance And Sale Of “City Of Fate, Texas, Special Assessment Revenue Bonds, Series 2021 (Monterra Public Improvement District Improvement Area #1 Project)” And Approving A Reimbursement Agreement And Other Documents Related To Such Bonds.
- B. Discuss, Consider, And Take Any Necessary Action Regarding An Opt-In Group Solar Panel/Battery Buying Program For Fate Citizens.

[Documents:](#)

[staff summary citizen group solar.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 Attorney
- 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. Along Came Tamale Request For Facade Grant Extension
 2. Interim Use Agreement With Alamo Fireworks, Inc.
- C. 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 Interim Use Agreement With Alamo Fireworks, Inc.
 2. To Receive Legal Advice Regarding Digital Billboards
- D. In Accordance With Texas Government Code, Section 551.073, To Deliberate A Negotiated Contract For A Prospective Gift Or Donation To The State Or The Governmental Body:
1. Digital Billboard

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. FATE MUNICIPAL DEVELOPMENT DISTRICT NO. 1 ACTION ITEMS

- A. Fate Municipal Development District No. 1 Call To Order And Confirm A Quorum

11. EXECUTIVE SESSION: IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, SECTION 551.001, ET SEQ., THE CITY COUNCIL AND FATE MUNICIPAL DEVELOPMENT DISTRICT NO. 1 WILL RECESS INTO EXECUTIVE SESSION (CLOSED MEETING) TO DISCUSS THE FOLLOWING:

- A. 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. Rockwall CAD Property ID 16474
2. Rockwall CAD Property ID 16466
3. Rockwall CAD Property ID 16510

12. RECONVENE INTO REGULAR SESSION: IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, CHAPTER 551, THE CITY COUNCIL AND FATE MUNICIPAL DEVELOPMENT DISTRICT NO. 1 WILL RECONVENE INTO REGULAR SESSION TO CONSIDER ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION

13. ADJOURNMENT

- A. Fate Municipal Development District No. 1 Adjournment
- B. City Council 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 14th day of October, 2021, 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 _____, 2021, by

_____.