

# **AGENDA**

## **CITY COUNCIL AND FATE PUBLIC FACILITY CORPORATION JOINT MEETING**

**SEPTEMBER 19, 2022**

**6:00 P.M.**

**FATE CITY HALL  
1900 CD BOREN PARKWAY**

**NOTICE IS HEREBY GIVEN THAT THE CITY COUNCIL AND THE FATE  
PUBLIC FACILITY CORPORATION WILL HOLD A JOINT MEETING AT 6:00  
P.M. ON MONDAY, SEPTEMBER 19, 2022 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. Constitution Week Proclamation**

[Documents:](#)

[constitution week 2022.pdf](#)

**B. Dental Day For Veterans Day (D-Day For V-Day) Proclamation**

[Documents:](#)

[dental day for veterans day 2022.pdf](#)

**C. Hispanic Heritage Month Proclamation**

[Documents:](#)

[hispanic heritage month 2022.pdf](#)

**D. Presentation On Road Maintenance In 2022 And Coming In 2023 To  
Include 2021 Road Bond Projects**

**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. FATE PUBLIC FACILITY CORPORATION ACTION ITEMS**

- A. Fate Public Facility Corporation Call To Order And Confirm A Quorum
- B. Discuss, Consider, And Take Any Necessary Action Regarding PFC Resolution No. R-2022-004 - Approving The Declaration Of Land Use Restrictive Covenants Land Use Restriction Agreement For Low Income Housing Tax Credits Between The Gala At Fate, LP And The Texas Department Of Housing And Community Affairs.

[Documents:](#)

[resolution approving lura with staff report - pfc.pdf](#)

- C. Fate Public Facility Corporation Adjournment

## **6. 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 September 12, 2022.

[Documents:](#)

[2022.9.12.pdf](#)

- B. Approval Of Resolution No. R-2022-073-Accepting The Award Of A Grant From The Texas Parks And Wildlife Department, Local Park Grant Program, In The Amount Of \$150,000.00 For Fate Station Park Construction Elements Including A Historic Themed Playground And Approving A Grant Agreement Between The City Of Fate, Texas, And The Texas Parks And Wildlife Department For Said Local Park Grant Program; Authorizing The City Manager To Execute The Grant Agreement And Providing An Effective Date.

[Documents:](#)

[staff summary 2022 texas parks and wildlife grant agreement - fate station park.pdf](#)

- C. Approval Of Resolution No. R-2022-074-Accepting A Petition For Annexation From Unison Investment, A California Limited Partnership, And Setting A Date, Time And Place For A Public Hearing On The Proposed Annexation Of An Approximate 188.89 Acres Of Undeveloped Land

Located At The Northeast Intersection Of North Stodghill Road And North Country Lane And Approving A Written Service Agreement Pursuant To Section 43.0672 Of The Texas Local Government Code.

[Documents:](#)

[staff summary - resolution on annexation petition 188.89 acres.pdf](#)

D. Approval Of Financial Report For August 2022.

[Documents:](#)

[financial\\_report\\_month\\_ending\\_083122.pdf](#)

E. (This Is An Approval Of Four Public Water Line Easements Along The South Side Of I-30) Approval Of Resolution No. R-2022-075- Accepting Four Public Water Line Easements Granted To The City Of Fate To Support The Transfer Of The Blackland Water Supply Certificate Of Convenience And Necessity (CCN) To The City Of Fate.

[Documents:](#)

[staff summary - iron ranch water line easements.pdf](#)

## 7. CITY COUNCIL ACTION ITEMS/PUBLIC HEARINGS

A. (This Is An Application For Approval Of A Planned Development Request To Allow For UHAUL Truck And Trailer Rentals At An Existing Self-Storage Business Located On The South Side Of I30) Discuss, Consider, And Take Any Necessary Action Regarding Planned Development Request To Allow For UHAUL Truck And Trailer Rentals At Rockwall Fate Self-Storage, Located At 4480 E I-30. The Applicant Is Mohammad Nikpour. The Total Area Of The Proposed Planned Development Is Approximately 1.72 Acres. Case # ZR-22- 006.

1. Staff Summary
2. Applicant Presentation
3. Public Hearing
4. Discuss, Consider, And Take Any Necessary Action Regarding **Ordinance No. O-2022-037** - Amending The Comprehensive Zoning Ordinance And Changing The Zoning Classification From Highway Commercial To Planned Development To Allow Truck And Trailer Rentals As A Permitted Use On Approximately 1.72 Acres Of Land Identified As Rockwall CAD Property ID 71107, 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.

[Documents:](#)

[staff summary - zr-22-006\\_uhaul rental at rockwall fate self-storage.pdf](#)

- B. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2022-076- Awarding The Woodcreek Boulevard Extension Project To A'Lure General Contractors, LLC., At A Cost Of \$5,934,454.57 And Approving Change/Extra Work Order No. 1 In The Amount Of \$302,662.80 For Memorial Parkway Striping.

[Documents:](#)

[woodcreek blvd staff summary.pdf](#)

- C. Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2022-038- Amending The Code Of Ordinances Of The City Of Fate, Chapter 16 – Fire Prevention And Protection, Article III, “Fire Prevention Regulations,” Division 3, “Fireworks,” By Amending Section 16-92, “Sale, Possession, Use And Discharge Of Fireworks Unlawful,” By Adding An Affirmative Defense To Prosecution.

[Documents:](#)

[ordinance amending fireworks regulations with staff report.pdf](#)

- D. Discuss, Consider, And Take Any Necessary Action Regarding The Attendance Policies For The City's Boards And Commissions.

[Documents:](#)

[staff summary - attendance policy for boards and commissions.pdf](#)

## **8. 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

## **9. CITY COUNCIL ADJOURNMENT**

In addition to any executive session already listed above, the City Council of the City of Fate and the Fate Public Facility Corporation 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 15th day of September, 2022, at 4:30 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](http://www.fatetx.gov).

Victoria Raduechel, TRMC, City Secretary

Removed from the Bulletin Board at City Hall on the \_\_\_\_ day of \_\_\_\_\_, 2022, by \_\_\_\_\_.