

AGENDA

REGULAR CITY COUNCIL MEETING

**MARCH 20, 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, MARCH 20, 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. Child Abuse Prevention And Awareness Month Proclamation

[Documents:](#)

[proclamation - child abuse prevention and awarness month 2023.pdf](#)

B. Cindy Tayem Day Proclamation

[Documents:](#)

[cindy tayem day.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. Consider Approval Of Minutes Of The Council Meetings Held February 13, 2023 And March 6, 2023.

Documents:

staff summary - minutes.pdf
2023.2.13_joint mdd.pdf
2023.3.6.pdf

- B. (This Item Is For Acceptance Of A Public Water Line Easement Along The North Side Of I-30) Consider Approval Of Resolution No. R-2023-017- Accepting A Public Water Line Easement From D-F Fund VI, LLC, D-F Fund 18, LLC And D-F Southwest Fund 19, LLC, On Property Located In The Sinclair Murphy Survey, Abstract No. 148, City Of Fate, Rockwall County, Texas, To Support The Installation Of An Approximately 618-Foot-Long Water Line Extension Along The North Side Of I-30 At Woodcreek Blvd.

Documents:

yu tract water line easement_staff summary_20230320.pdf

- C. (This Item Is For Approval Of An Agreement Between The City Of Fate And The City's Contracted Engineering Firm, Kimley-Horn, To Update The Wastewater Masterplan) Consider Approval Of Resolution No. R-2023-018- Approving An Agreement With Kimley-Horn And Associates, Inc., For Professional Engineering Services For The 2023 Wastewater Masterplan Update.

Documents:

staff summary -wastewater masterplan update.pdf

- D. Consider Approval Of Financial Report For February 2023.

Documents:

financial_report_month_ending_022823.pdf

6. ACTION ITEMS

- A. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2023-019 - Approving A Development Agreement For Woodcreek Blvd./Hwy 66 Signals Modifications, And Sewer Line Reimbursements For Pump Station 3, With Avondale.

Documents:

staff summary - avondale resolution.pdf

- B. (This Item Is For Approval Of The Purchase Of Body Worn Cameras And Video Evidence System For The Fate Department Of Public Safety) Discuss, Consider, And Take Any Necessary Action Regarding Approving The Purchase Of Body Worn Cameras And Video Evidence System For The Fate Department Of Public Safety.

[Documents:](#)

[staff summary - cameras and video evidence system.pdf](#)

- C. (This Proposed Ordinance Establishes Minimum Standards For The Installation Of Irrigation Systems) Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2023-008- Establishing The Minimum Standards For The Installation Of Irrigations Systems Within The City.

[Documents:](#)

[staff summary- irrigation ordinance.pdf](#)

- D. (This Proposed Ordinance Updates Regulations For Substandard, Unsecured Or Dangerous Buildings Or Structures) Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2023-007- 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.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 A Request For An Extended Term Interim Use Agreement With Alamo Fireworks, Inc.
- B. 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; AND 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 And Performance Agreement With Freit, LLC.; Regarding Property Located At 301 E. Fate Main Place, RCAD Property ID 10558.
 2. Rockwall CAD Property ID's 16404, 16405, 16406, 16407, 16408, 16409, 16410, 16411, 16412

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 16th day of March, 2023, at 5:04 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
_____.