

AGENDA

REGULAR CITY COUNCIL MEETING

**APRIL 15, 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, APRIL 15, 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. Introduction Of Cynthia Kirchoff, City Attorney
- B. Presentation Of Employee Service Awards To Brian Dean And Michael Kovacs
- C. Earth Day Proclamation

[Documents:](#)

[earth day 2024.pdf](#)

- D. Child Abuse Awareness Proclamation

[Documents:](#)

[proclamation - child abuse prevention and awareness 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

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. 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 Minutes From The Meeting Held March 18, 2024, March 25, 2024, And April 1, 2024.

Documents:

staff summary - minutes.pdf
2024.3.18.pdf
2024.3.25_joint mdd and strategic workshop.pdf
2024.4.1.pdf

- B. (This Is An Approval Of A General Warranty Deed For Detention Ponds And A Parkland Dedication Deed For Parks And Open Space In Edgewater Phase 2.)

1. Consider Approval Of Resolution No. R-2024-019 - Accepting A General Warranty Deed From New Sheridan Dev Co, LLC, On Property Located In The J. Thompson Survey, Abstract No. 210, City Of Fate, Rockwall County, Texas
2. Consider Approval Of Resolution No. R-2024-020 - Accepting A Parkland Dedication Deed From New Sheridan Dev Co, LLC, On Property Located In The J. Thompson Survey, Abstract No. 210, City Of Fate, Rockwall County, Texas.

Documents:

edgewater deeds.pdf

- C. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2024-021 - Approving An Agreement Between The City Of Fate And Kimley-Horn For The Miss May Drive Extension Design From Prince Lane To FM 552 And; Authorizing The City Manager To Execute Said Agreement And Providing An Effective Date.

Documents:

combined - mm engineering contract final.pdf

- D. Consider Approval Of Resolution No. R-2024-022 - Approving An Interlocal Cooperation Agreement Between The City Of Fate, Texas, And Rockwall

County For The Miss May Drive Extension From Prince Lane To FM 552; Authorizing The City Manager To Execute Said Agreement And Providing An Effective Date.

[Documents:](#)

[combined - county interlocal agreement mm drive.pdf](#)

- E. Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2024-017-Adding Provisions Relating To Illegal Water Connections And Theft Of Water And Amending The Fate Code, Chapter 30 "Utilities", Establishing Criminal Offenses For Meter Tampering And Other Utility Interference; Providing A Penalty Clause For A Fine Not To Exceed \$2000; Providing For Repeal Of All Conflicting Ordinances; Providing A Severability Clause; Providing An Effective Date.

[Documents:](#)

[illegal water connection - combined.pdf](#)

- F. Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2024-018- Adopting A Water Conservation, Water Resource, And Emergency Management Plan For The City Of Fate To Promote Responsible Use Of Water; Providing Penalties And/Or The Disconnection Of Water Service For Noncompliance; Repealing Ordinance No. O-1138; Providing Severability Clause; And Providing An Effective Date.

[Documents:](#)

[water conservation combined.pdf](#)

6. ACTION ITEMS

- A. Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2024-019-Amending Article 2.03 Of The Fate City Code Of Ordinances To Adopt A Partial Exemption From Ad Valorem Taxes For Residential Homesteads; Providing A Savings Clause; Providing A Severability Clause; Providing An Effective Date; And Providing For The Publication Of The Caption Hereof.

[Documents:](#)

[general_homestead_exemption_fy_2025.pdf](#)

- B. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2024-023-Awarding The 2024 Annual Asphalt Rehabilitation Project To Texana Land & Asphalt, Inc. At A Cost Of \$756,775.00 And Authorizing The City Manager To Execute The Contract Based On The Conditions Of The Bid Proposals.

[Documents:](#)

[asphalt bid summary.pdf](#)

- C. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2024-024-Awarding The 2024 Annual Concrete Rehabilitation Project To B&B Concrete And Sawing, Inc. At A Cost Of \$257,800.00 And Authorizing The City Manager To Execute The Contract Based On The

Conditions Of The Bid Proposals.

[Documents:](#)

[concrete bid summary.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 Regarding:
 - 1. Development Agreement For Lafayette Crossing Planned Development
 - 2. Chapter 43 Texas Local Government Code Development Agreement For Rockwall CAD Property ID 12857
 - 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. Rockwall CAD Property ID's 16404, 16405, 16406, 16407, 16408, 16409, 16410, 16411, 16412
 - C. 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
 - 2. City Secretary
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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 11th day of April, 2024, at 5:48 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 _____.