

AGENDA

REGULAR CITY COUNCIL MEETING

**FEBRUARY 18, 2019
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, FEBRUARY 18, 2019 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. CITIZEN COMMENTS**

This Item Provides The Opportunity For Citizens To Address The City Council On Any Matter Whether Or Not It's Posted On The Agenda. However, In Accordance With The Texas Open Meetings Act, Section 551.041, The Council Cannot Discuss, Deliberate, Or Take Action On Matters Not Listed On The Agenda. At This Time The Council Will Receive Citizen Comments, And If Necessary, May Refer The Matter To City Staff For Research, Resolution Or Referral To Council On A Future Agenda. As Described In The City's Public Meeting Procedures, Comments Will Be Limited To Three (3) Minutes And The City Secretary Is Directed To Use A Timer For Such Purposes.

4. CONSENT AGENDA

- A. Approval Of Minutes Of The Council Meeting Held February 4, 2019.

[Documents:](#)

[2019.2.4-minutes.pdf](#)

- B. Approval Of Financial Report For January 2019.

[Documents:](#)

[financial_report_013119.pdf](#)

5. PUBLIC HEARINGS

- A. 1st Public Hearing – Proposed Annexation Of Rockwall CAD Property ID 12859, Located At 5126 FM 548 And Being An Approximate 16.0 Acre Tract Of Land. – Owner: Gary Edge

[Documents:](#)

[ph annex of nondev agrmnt.pdf](#)

- B. 2nd Public Hearing – Proposed Annexation Of Rockwall CAD Property ID 12859, Located At 5126 FM 548 And Being An Approximate 16.0 Acre Tract Of Land. – Owner: Gary Edge

[Documents:](#)

[ph annex of nondev agrmnt.pdf](#)

6. ACTION ITEMS

- A. Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2019-007- Authorizing Certain Budget Amendments Pertaining To The Fiscal Year 2018-2019 Budget; Providing For A Water And Sewer Debt Reserve Fund And Providing An Effective Date.

[Documents:](#)

[budget_amendment_ws_bond_reserve_fund.pdf](#)

- B. Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2019-008 - Amending The Code Of Ordinances, Chapter 14, “Environment”, Adding A New Article IX, “Hazardous Trees, Shrubs, Plants, And Improvements”, To Provide Regulations For Vegetation And Other Improvements Over Or Within The Street, Alley, Or Sidewalk; Providing For A Penalty Up To Five-Hundred Dollars (\$500.00) Per Day With Each Day Constituting A Separate Violation Unless The Violation Constitutes A Health And Safety Or Fire Violation Which Carry A Penalty Up To Two Thousand Dollars (\$2,000.00) Per Day With Each Day Constituting A Separate Violation; Providing A Savings Clause; Providing A Cumulative Clause; Providing A Severability Clause; Providing A Repealer Clause; And Providing For An Effective Date.

[Documents:](#)

[trees over row - staff summary.pdf](#)

- C. Discuss, Consider, And Take Any Necessary Action Regarding City Council Member Place 4 Vacancy
1. Interview Candidates For City Council Member Place 4
 2. Accept Nominations
 3. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2019-006 -Appointing A Replacement To Serve As City Council Member, Place 4, Until The General Election In May 2019.
 4. Administer Oath Of Office, Swearing In, And Seating Of Newly Appointed City Council Member, Place 4.

[Documents:](#)

[appointing a replacement to serve as council member place 4.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 BridgeWater/Montarra Development
- 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. Mixed Use Development Project Located At The Northwest Corner Of FM 551 And Interstate 30
 - 2. Mixed Use Development Project Located At The Northeast, Southeast, And Southwest Corners Of FM 551 And Interstate 30
 - 3. Downtown Central Business Area

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 14th day of February, 2019, 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 _____, 2019, by
_____.