

AGENDA

REGULAR CITY COUNCIL MEETING

**MAY 6, 2019
5:30 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 5:30 P.M. ON MONDAY, MAY 6, 2019 AT FATE CITY HALL, 1900 CD BOREN PARKWAY, FATE, TEXAS, FOR THE FOLLOWING PURPOSES:

- 1. CALL TO ORDER AND CONFIRM A QUORUM**
- 2. 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 Director Of Human Resources
 - B. 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. Director Of Human Resources
- 3. 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.**
- 4. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE AMERICAN AND TEXAS FLAGS**
- 5. 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.

6. CONSENT AGENDA

- A. Approval Of Minutes Of The Council Meetings Held March 25, 2019, March 28, 2019 And April 15, 2019.

Documents:

[2019.3.25_budget workshop minutes.pdf](#)

[2019.3.28_minutes.pdf](#)

[2019.4.15_minutes.pdf](#)

- B. Approval Of Resolution No. R-2019-019- Establishing A Recognition Policy Providing Consistent Procedures To Recognize Individuals For Their Service On The City Council And/Or A City Board Or Commission; And Providing An Effective Date.

Documents:

[recognition policy.pdf](#)

- C. Approval Of Resolution No. R-2019-020- Establishing An Appointment Policy Providing Consistent Procedures For The Appointment Of Individuals To City Boards And Commissions And For The Appointment Of Vacancies In The City Council For Unexpired Terms Having Twelve (12) Months Or Less Remaining; And Providing An Effective Date.

Documents:

[appointment policy.pdf](#)

7. PUBLIC HEARINGS/ACTION ITEMS

- A. Discuss, Consider, And Take Any Necessary Action Regarding An Application Made By The City Of Fate To Zone Approximately 1.37 Acres From Agricultural District To Old Town Core District. The Location Of This Zoning Application Is Described As 201 Greenhill Ln., Rockwall CAD Property ID 16510. Case ZR-19-001.

(1) Staff Report And Presentation; (2) Public Hearing; (3) Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2019-013- Amending The Comprehensive Zoning Ordinance And Changing The Zoning Classification From Agricultural District (A) To Old Town Core District (OTC) On Approximately 1.37 Acres Of Land Located At 201 Greenhill Ln., Rockwall CAD Property ID 16510; Amending The Official Zoning Map; Providing A Penalty Up To \$2,000 Per Day; Providing For Savings, Severability, And Declaring An Effective Date.

Documents:

[zr-19-001_201 greenhill, otc - staff summary.pdf](#)

- B. Discuss, Consider, And Take Any Necessary Action Regarding An

Application Made By The City Of Fate To Zone Approximately 1.40 Acres From Agricultural District To Old Town Transition District. The Area That Is The Subject Of This Zoning Application Is Described As The Lot Directly North Of 201 Greenhill Ln., Rockwall CAD Property ID 27043. Case ZR-19-002.

(1) Staff Report And Presentation; (2) Public Hearing; (3) Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2019-014- Amending The Comprehensive Zoning Ordinance And Changing The Zoning Classification From Agricultural District (A) To Old Town Transition District (OTT) On Approximately 1.40 Acres Of Land Located Directly North Of 201 Greenhill Ln., Rockwall CAD Property ID 27043; Amending The Official Zoning Map; Providing A Penalty Up To \$2,000 Per Day; Providing For Savings, Severability, And Declaring An Effective Date.

[Documents:](#)

[zr-19-002_lot north of 201 greenhill, ott - staff summary.pdf](#)

C. Discuss, Consider, And Take Any Necessary Action Regarding An Application Submitted By Gary Edge And Crafton Communications To Obtain A Special Use Permit For A Telecommunications Tower. The Area That Is The Subject Of This SUP Application Is Described As A 2-Acre Portion Of 5126 FM 548, Rockwall CAD Property ID 12859. Case SUP-19-001.

(1) Staff Report And Presentation; (2) Applicant Presentation; (3) Public Hearing; (4) Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2019-015- Amending The Comprehensive Zoning Ordinance By Approving A Special Use Permit For A Telecommunications Tower On A 2-Acre Portion Of The Property Located At 5126 FM 548, Rockwall CAD Property ID 12859; Amending The Official Zoning Map; Providing A Penalty Up To \$2,000 Per Day; Providing For Savings, Severability, And Declaring An Effective Date.

[Documents:](#)

[sup-19-001-5126 fm 548, att cell tower - staff summary.pdf](#)

8. ACTION ITEMS

A. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2019-021- Designating A Primary Bank Depository And Authorizing The City Manager To Sign And Execute A Bank Depository Services Contract And Associated Bank Services Agreements As Necessary To Implement Said Contract Pursuant To The Request For Application Dated February 15, 2019 For Primary Bank Depository Services; And Providing An Effective Date.

[Documents:](#)

[depository_bank_services_agreement.pdf](#)

B. Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2019-016 - Authorizing Certain Budget Amendments Pertaining To The Fiscal Year 2018-2019 Budget Utility Fund, Water And Sewer Operations Department; And Providing An Effective Date.

[Documents:](#)

9. 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

10. 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 551.087, 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. Downtown Central Business Area
- B. 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

11. 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.

12. 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 2nd day of May, 2019, at 5:45 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

_____.