

## **NOTICE OF REGULAR COUNCIL MEETING**

**NOTICE IS HEREBY GIVEN THAT THE CITY COUNCIL OF THE CITY OF ROSENBERG, FORT BEND COUNTY, TEXAS, WILL MEET IN REGULAR SESSION OPEN TO THE PUBLIC AS FOLLOWS:**

**DATE:** Tuesday, October 21, 2014

**TIME:** 7:00 p.m.

**PLACE:** Rosenberg City Hall  
City Hall Council Chamber  
2110 4<sup>th</sup> Street  
Rosenberg, Texas 77471

**PURPOSE:** Regular City Council Meeting, agenda as follows:

**The City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed below, as authorized by Title 5, Chapter 551, of the Texas Government Code.**

Call to order: City Hall Council Chamber

Invocation and Pledge of Allegiance. (Reverend Charles Surovik, New Covenant Fellowship, Rosenberg)

Presentation of Proclamation Proclaiming October 2014 as "Breast Cancer Awareness Month" in the City of Rosenberg. (Vincent M. Morales, Jr., Mayor)

Presentation of Proclamation Proclaiming October 2014 as "National Bullying Prevention Month" in the City of Rosenberg. (Vincent M. Morales, Jr., Mayor)

Presentation of Certificates of Achievement to 2014 Punt, Pass and Kick Winners. (Lydia Acosta, Recreation Programs Coordinator)

Presentation of Certificates of Appreciation to 2014 Punt, Pass and Kick Volunteers. (Lydia Acosta, Recreation Programs Coordinator)

Presentation of Rosenberg Image Committee Beautification and Renovation Awards. (William Benton, Councilor, At Large Position One)

Introduction of new Police Sergeants Anthony Schnacky, Patrol Division, and Thomas Havelka, Patrol Division, promoted on August 09, 2014, and Justin Crocker, CID, promoted October 06, 2014; and, introduction of new Police Lieutenants Jeremy Eder, CID, and Cody Dailey, Patrol Division, promoted October 06, 2014. (Tracie Dunn, Assistant Police Chief)

### GENERAL COMMENTS FROM THE AUDIENCE.

*Citizens who desire to address the City Council with comments of a general nature will be received at this time. Each speaker is limited to three (3) minutes. In accordance with the Texas Open Meetings Act, the City Council is restricted from discussing or taking action on items not listed on the agenda. It is our policy to have all speakers identify themselves by providing their name and residential address when making comments.*

### COMMENTS FROM THE AUDIENCE FOR CONSENT AND REGULAR AGENDA ITEMS.

*Citizens who desire to address the City Council with regard to matters on the Consent Agenda or Regular Agenda will be received at the time the item is considered. Each speaker is limited to three (3) minutes. Comments or discussion by the City Council Members will only be made at the time the agenda item is scheduled for consideration. It is our policy to have all speakers identify themselves by providing their name and residential address when making comments.*

### **CONSENT AGENDA**

1. Review of Consent Agenda.  
*All Consent Agenda items listed are considered to be routine by the City Council and may be enacted by one (1) motion. There will be no separate discussion of Consent Agenda items unless a City Council Member has requested that the item be discussed, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the Regular Agenda.*

- A. Consideration of and action on Special Meeting Minutes for August 09, 2014, Special Workshop Meeting Minutes for August 09, 2014, Joint City Council and Rosenberg Development Corporation Meeting Minutes for August 14, 2014, Special Meeting Minutes for August 26, 2014, Workshop Meeting Minutes for August 26, 2014, Regular Meeting Minutes for September 02, 2014, and Regular Meeting Minutes for September 16, 2014. (Linda Cernosek, City Secretary)
- B. Consideration of and action on Ordinance No. 2014-40, an Ordinance amending the Code of Ordinances by deleting all of Section 28-41 (b) and (d), Stop Signs Designated, of Article II, Division 2 of Chapter 28, Stop Streets, and substituting therefor a new Section 28-41 (b) and (d) of Article II, Division 2 of Chapter 28 thereof; providing for a four-way stop at the intersection of Avenue G and 8th Street; providing a penalty in an amount of not less than \$1.00 or more than \$200.00 for violation of any provision hereof; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; providing for severability; and providing an effective date. (John Maresh, Assistant City Manager of Public Services)
- C. Consideration of and action on Resolution No. R-1869, a Resolution ratifying an amended Groundwater Reduction Plan (GRP) regarding conversion to an alternative water source as approved by the Fort Bend Subsidence District. (Charles Kalkomey, P.E., City Engineer / John Maresh, Assistant City Manager of Public Services)
- D. Consideration of and action on Resolution No. R-1831, a Resolution awarding Bid No. 2014-13, for Parks Grounds Maintenance Services; and, authorizing the City Manager to negotiate and execute, for and on behalf of the City, a General Services Contract related thereto, and/or all necessary documentation regarding same. (Darren McCarthy, Parks and Recreation Director)
- E. Consideration of and action on Resolution No. R-1832, a Resolution awarding Bid No. 2014-14, for Seabourne Creek Regional Sports Complex Grounds Maintenance Services; and, authorizing the City Manager to negotiate and execute, for and on behalf of the City, a General Services Contract related thereto, and/or all necessary documentation regarding same. (Darren McCarthy, Parks and Recreation Director)
- F. Consideration of and action on a Short Form Final Plat of Goldshire Center Replat of Commercial Reserve "A-2", a subdivision of 4.3943 acres or 191,416 square feet of land being a replat of Commercial Reserve "A-2" of Goldshire Center Replat of Commercial Reserve "A", recorded under Fort Bend County Clerk's File No. 20130048, in the James Lowery Survey, Abstract No. 275, City of Rosenberg, Fort Bend County, Texas; 1 block, 2 reserves. (Travis Tanner, Executive Director of Community Development)
- G. Consideration of and action on a Final Plat of Summer Lakes Section Eight, being a subdivision of 8.574 acres out of the W.M. Lusk Survey, A-276 and the Jane Long League, A-55, in the City of Rosenberg, in Fort Bend County, Texas (Fort Bend County Municipal Utility District No. 144); 36 lots, 2 blocks, 1 reserve (0.5214 acre). (Travis Tanner, Executive Director of Community Development)
- H. Consideration of and action on a Final Plat of Summer Park Section Two, being a subdivision of 16.498 acres out of the Robert E. Handy Survey, A-187, in the City of Rosenberg, Fort Bend County, Texas (Fort Bend County Municipal Utility District No. 144); 64 lots, 3 blocks, 3 reserves (0.6726 acre). (Travis Tanner, Executive Director of Community Development)
- I. Consideration of and action on Resolution No. R-1866, a Resolution authorizing the Mayor to execute, for and on behalf of the City, Amendment 3 To: Security Services Contract between Lamar Consolidated Independent School District and the City of Rosenberg for Police Services provided by Rosenberg Police Officers. (Dallis Warren, Police Chief)

**REGULAR AGENDA**

- 2. Consideration of and action on Ordinance No. 2014-41, an Ordinance authorizing and ordering the issuance of the City of Rosenberg, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2014A; awarding the sale thereof; and containing matters incident thereto. (Joyce Vasut, Executive Director of Administrative Services)
- 3. Review and discuss proposed amendments to Section 6-367 of the Code of Ordinances providing rules and regulations governing the painting of street numbers on curbs, and take action as necessary. (William Benton, Councilor, At Large Position One)
- 4. Review and discuss proposed off-site location visit by Rosenberg City Council to tour certain sites, namely Telfair Lofts located at 7500 Branford Place, Sugar Land, Texas, and Imperial Ballpark Lofts, 2 Stadium Drive, Sugar Land, Texas, and take action as necessary. (William Benton, Councilor, At Large Position One)

5. Review and discuss proposed off-site location visit by Rosenberg City Council to tour a certain site, namely the Brazosport Water Authority Surface Water Treatment Plant Facility generally located at 1251 FM 2004, Lake Jackson, Texas, and take action as necessary. (John Maresh, Assistant City Manager of Public Services)
6. Consideration of and action on Resolution No. R-1864, a Resolution authorizing the City Manager to execute, for and on behalf of the City, an Interlocal and Cooperative Purchasing Program Contract, by and between the City and the Harris County Department of Education. (Joyce Vasut, Executive Director of Administrative Services)
7. Consideration of and action on Resolution No. R-1863, a Resolution authorizing the City Manager to execute, for and on behalf of the City, Budget Amendment 15-01 in the amount of \$46,995.00 for document management and copier service agreements. (Joyce Vasut, Executive Director of Administrative Services)
8. Consideration of and action on Resolution No. R-1865, a Resolution authorizing acceptance of a Medicare Advantage Retiree Extended Services Area (ESA) PPO Plan for the 2015 Plan Year Renewal with AETNA Health, Inc., as prepared by Gallagher Benefits Services. (Lisa Olmeda, Human Resources Director)
9. Consideration of and action on Resolution No. R-1868, a Resolution authorizing the City Manager to execute, for and on behalf of the City, an Engineering Services Proposal for the engineering and surveying services for the FM 2977 Elevated Water Storage Tank, by and between the City and Jones and Carter, Inc., in the amount of \$400,200.00. (John Maresh, Assistant City Manager of Public Services)
10. Consideration of and action on Resolution No. R-1867, a Resolution authorizing the City Manager to execute, for and on behalf of the City, an Agreement for Engineering Design Services for Phase II - Airport Avenue Reconstruction Project, by and between the City and Costello, Inc., in an amount not to exceed \$436,425.00. (John Maresh, Assistant City Manager of Public Services)
11. Hold Executive Session for deliberations on the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager, City Secretary and the Presiding Judge of the Municipal Court pursuant to Section 551.074 of the Texas Government Code.
12. Adjourn Executive Session, reconvene into Regular Session, and take action as necessary as a result of Executive Session.
13. Consideration of and action on annual evaluation and authorized compensation for the position of City Manager. (Vincent M. Morales, Jr., Mayor)
14. Consideration of and action on Resolution No. R-1857, a Resolution confirming completion of an annual evaluation for the position of City Secretary; and, authorizing Amendment No. Two to the Employment Agreement establishing base compensation for said position. (Vincent M. Morales, Jr., Mayor)
15. Announcements.
16. Adjournment.

[EXECUTION PAGE TO FOLLOW]

DATED AND POSTED this the 17 day of October 2014, at 10:05 A.m.  
by Linda Cernosek.

Linda Cernosek

Attest:  
Linda Cernosek, TRMC, City Secretary



Robert Gracia

Approved for Posting:  
Robert Gracia, City Manager

Vincent M. Morales, Jr.

Approved:  
Vincent M. Morales, Jr., Mayor

Reasonable accommodation for the disabled attending this meeting will be available; persons with disabilities in need of special assistance at the meeting should contact the City Secretary at (832) 595-3340.

Executive Sessions: The City Council may retire to executive session in accordance with the Texas Government Code, any time between the meeting's opening and adjournment for the purposes of:

- consultation with legal counsel (Section 551.071);
- deliberation regarding real property (Section 551.072);
- deliberation regarding economic development negotiations (Section 551.087)
- deliberation regarding the deployment or specific occasions for implementation of security personnel or devices (Section 551.076)

Attendance by other elected or appointed officials: It is anticipated that members of other city boards, commissions or committees whose meetings may be governed by the Texas Open Meetings Act may attend this meeting in numbers that may constitute a quorum of the other city boards, commissions or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a possible quorum/meeting of the other boards, commissions or committees of the City, whose members may be in attendance. The members may speak as recognized by the presiding officer, but no action may be taken by any board, commission or committee unless such item is specifically provided for on an agenda designated for that board, commission or committee and posted in compliance with the Texas Open Meetings Act.

This Agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering the available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.