

## 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, November 04, 2014

**TIME:** 6:30 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 Daniel Haas, St. John's United Church of God, Rosenberg)

Presentation of Proclamation Proclaiming November 2014 as "National Alzheimer's Month" in the City of Rosenberg. (Vincent M. Morales, Jr., Mayor)

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

### 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 Joint City Council and Rosenberg Development Corporation Meeting Minutes for September 11, 2014, Special Meeting Minutes for September 30, 2014, and Workshop Meeting Minutes for September 30, 2014. (Linda Cemosek, City Secretary)
  - B. Consideration of and action on a Short Form Final Plat of KB Subdivision, a subdivision of 2.609 acres of land (Fort Bend County Clerk's File No. 2013096789) being a call 2.601 acre tract (Volume 2386, Page 2102; Official Records of Fort Bend County, Texas) out of the original Helen Ray Hillyer call 30 acre tract of land (Volume 438, Page 488; Deed Records of Fort Bend County, Texas) being in the Henry Scott Survey, Abstract No. 83, City of Rosenberg, Fort Bend County, Texas; 0 lots, 2 reserves, 1 block. (Travis Tanner, Executive Director of Community Development)
  - C. Consideration of and action on a Final Plat of Walnut Creek Section Ten, a subdivision of 9.689 acres containing 42 lots, 2 blocks, 2 restricted reserves, out of the Eugene Wheat Survey, A-396, Fort Bend County, Texas. (Travis Tanner, Executive Director of Community Development)

## REGULAR AGENDA

2. Review and discuss a report regarding the status of collections for delinquent taxes, fines, and mowing and demolition liens, and take action as necessary. (Joyce Vasut, Executive Director of Administrative Services)
3. Consideration of and action on Resolution No. R-1862, a Resolution authorizing the City Manager to execute, for and on behalf of the City, Budget Amendment 14-18 in the amount of \$678,360.00 for FY2014 year-end budget adjustments. (Joyce Vasut, Executive Director of Administrative Services)
4. Consideration of and action on Resolution No. R-1873, a Resolution authorizing the Mayor to execute a resale deed for real property described as Tract 1: Geo Number: 7835000380130901: Lot Thirteen (13), Block Thirty-Eight (38), in the Town of Rosenberg, Fort Bend County, Texas, according to the Plat of said town shown of record in Volume P, Page 146 of the Deed Records of Fort Bend County, Texas; and, Tract 2: Geo Number: 7835000380140901: Lots Fourteen (14) and Fifteen (15) in Block Thirty-Eight (38) of the City of Rosenberg, Fort Bend County, Texas, according to the Plat of said City of Rosenberg, appearing of record in Volume P, Page 146 of the Deed Records of Fort Bend County, Texas; and, containing other provisions relating to the subject. (Joyce Vasut, Executive Director of Administrative Services)
5. Consideration of and action on Resolution No. R-1871, a Resolution authorizing the Mayor to execute, for and on behalf of the City, an Interlocal Agreement between Fort Bend County and City of Rosenberg for Fire Protection in Unincorporated Fort Bend County. (Wade Goates, Fire Chief)
6. Consideration of and action on Ordinance No. 2014-44, an Ordinance authorizing and directing the City Manager or the City Manager's designee to sign and execute all necessary documents to institute eminent domain proceedings for the acquisition of 0.58 out of a 3.966 acre tract of real property owned and claimed by Harwin Exchange Center, Inc., Mohammed Aslam Sohani, President, in the Reserve 'C' of the Park at Rosenberg, Fort Bend County, Texas 77471; and, directing the City Attorney to initiate condemnation proceedings. (John Maresh, Assistant City Manager of Public Services)
7. Hold public hearing regarding proposed Ordinance No. 2014-43, an Ordinance creating City of Rosenberg Reinvestment Zone No. 18, same being a 6.4962 acre tract of land being all of Reserve "A", Deltex Center Replat No. 1 (Plat No. 20130094L F.B.C.P.R.) in the Henry Scott League, Abstract No. 83, City of Rosenberg, Fort Bend County, Texas; making certain findings; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability. (Randall Malik, Economic Development Director)
8. Consideration of and action on Ordinance No. 2014-43, an Ordinance creating City of Rosenberg Reinvestment Zone No. 18, same being a 6.4962 acre tract of land being all of Reserve "A", Deltex Center Replat No. 1 (Plat No. 20130094L F.B.C.P.R.) in the Henry Scott League, Abstract No. 83, City of Rosenberg, Fort Bend County, Texas; making certain findings; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability. (Randall Malik, Economic Development Director)
9. Consideration of and action on Resolution No. R-1872, a Resolution authorizing the City Manager to execute, for and on behalf of the City, a Tax Abatement Agreement, by and between the City and Marquez Enterprises, L.L.C. (Randall Malik, Economic Development Director)
10. Announcements.
11. Adjournment.

[EXECUTION PAGE TO FOLLOW]

DATED AND POSTED this the 31<sup>st</sup> day of October 2014, at 9:30A. 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.