

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, December 16, 2014

TIME: 7:00 p.m.

PLACE: Rosenberg City Hall
City Hall Council Chamber
2110 4th 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. (Pastor Jose Linares, Lion of Judah International, Rosenberg)

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 Regular Meeting Minutes for November 18, 2014. (Linda Cernosek, City Secretary)
 - B. Consideration of and action on Resolution No. R-1892, a Resolution providing consent for designated portions of the Extraterritorial Jurisdiction of the City to be included within the proposed Emergency Services District, named "Fort Bend County Emergency Services District No. 6" to provide emergency services for the residents residing within the designated portions of the Extraterritorial Jurisdiction of the City of Rosenberg, and to provide emergency services within the boundaries of the proposed Emergency Services District. (Wade Goates, Fire Chief)
 - C. Consideration of and action on Resolution No. R-1893, a Resolution providing consent for designated portions of the Extraterritorial Jurisdiction of the City to be included within the proposed Emergency Services District, named "Fort Bend County Emergency Services District No. 8" to provide emergency services for the residents residing within the designated portions of the Extraterritorial Jurisdiction of the City of Rosenberg, and to provide emergency services within the boundaries of the proposed Emergency Services District. (Wade Goates, Fire Chief)

- D. Consideration of and action on Ordinance No. 2014-46, 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 L and Georgina 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)
- E. Consideration of and action on Resolution No. R-1896, a Resolution authorizing the City Manager to execute, for and on behalf of the City, a General Services Contract Extension, by and between the City and Bio Landscape and Maintenance, Inc., for right-of-way, open acreage, and wastewater treatment plant mowing, for a period of one (1) year, effective March 01, 2015, in the approximate amount of \$123,191.94. (John Maresh, Assistant City Manager of Public Services)
- F. Consideration of and action on Resolution No. R-1882, a Resolution authorizing the City Manager to execute, for and on behalf of the City, Amendment No. 2 to the Bonbrook Plantation Development Agreement, by and between Bonbrook Plantation, L.P., Beazer Homes Texas, L.P. and City of Rosenberg, Texas. (Travis Tanner, Executive Director of Community Development)

REGULAR AGENDA

- 2. Consideration of and action on Resolution No. R-1891, a Resolution regarding appointments to the Texas Main Street Advisory Board. (Randall Malik, Economic Development Director)
- 3. Consideration of and action on Resolution No. R-1890, a Resolution regarding appointment of a City Council member to serve as an ex-officio member to the Texas Main Street Advisory Board. (Randall Malik, Economic Development Director)
- 4. Consideration of and action on Resolution No. R-1895, a Resolution authorizing the City Manager to execute, for and on behalf of the City, an Engineering Services Agreement for construction project representation/inspection services, by and between the City and Jones and Carter, Inc., in an amount up to \$100,000.00. (John Maresh, Assistant City Manager of Public Services)
- 5. Consideration of and action on Resolution No. R-1897, a Resolution authorizing the City Manager to negotiate and execute, for and on behalf of the City, an Interlocal Agreement, by and between the City and Fort Bend County, for the use of Fort Bend County Mobility Funds for a project regarding Avenue H and I water and sanitary sewer utility line replacement/relocations. (John Maresh, Assistant City Manager of Public Services)
- 6. Consideration of and action on Resolution No. R-1886, a Resolution authorizing the City Manager to execute, for and on behalf of the City, Budget Amendment 15-03, in the amount of \$3,168,000 for Certificates of Obligation, Series 2014A. (Joyce Vasut, Executive Director of Administrative Services)
- 7. Consideration of and action on Resolution No. R-1887, a Resolution authorizing the City Manager to execute, for and on behalf of the City, Budget Amendment 15-04, in the amount of \$75,614 for the implementation of the Texas Main Street Program. (Joyce Vasut, Executive Director of Administrative Services)
- 8. Consideration of and action on Resolution No. R-1888, a Resolution authorizing the City Manager to execute, for and on behalf of the City, Budget Amendment 15-05, in the amount of \$707,000 for the I-69 utility relocations and adjustments, the Community Development Block Grant North Side Water Line Improvements Project – Phase II, and emergency response equipment. (Joyce Vasut, Executive Director of Administrative Services)
- 9. Consideration of and action on Resolution No. R-1889, a Resolution authorizing the City Manager to execute, for and on behalf of the City, Budget Amendment 15-06, in the amount of \$103,950 for the installation of pole mounted radar speed signs, compensation study, Rosenberg Christmas Nights and Police Department training. (Joyce Vasut, Executive Director of Administrative Services)
- 10. Hold Executive Session to consult with City Attorney on pending or contemplated litigation regarding Rosenberg v. Harwin Exchange Center eminent domain proceedings pursuant to Section 551.071 of the Texas Government Code; and, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of City Manager pursuant to Section 551.074 of the Texas Government Code.
- 11. Adjourn Executive Session, reconvene into Regular Session, and take action as necessary as a result of Executive Session.

12. Announcements.

13. Adjournment.

[EXECUTION PAGE TO FOLLOW]

DATED AND POSTED this the 12th day of December 2014, at 9:35A.m.,
by Linda Cernosek.



Linda Cernosek

Attest:
Linda Cernosek, TRMC, City Secretary

Robert Gracia

Approved for Posting:
Robert Gracia, City Manager

Cynthia McConathy

Approved:
Cynthia McConathy, Mayor Pro Tem

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.