

CITY OF ROSENBERG

REGULAR COUNCIL MEETING MINUTES

On this the 17th day of February, 2015, the City Council of the City of Rosenberg, Fort Bend County, Texas, met in a Regular Session, in the Rosenberg City Hall Council Chamber, located at 2110 4th Street, Rosenberg, Texas.

PRESENT

Vincent M. Morales, Jr.	Mayor
William Benton	Councilor at Large, Position 1
Cynthia McConathy	Councilor at Large, Position 2
Jimmie J. Pena	Councilor, District 1
Susan Euton	Councilor, District 2
Dwayne Grigar	Councilor, District 3
Amanda Barta	Councilor, District 4

STAFF PRESENT

Robert Gracia	City Manager
Linda Cernosek	City Secretary
Scott Tschirhart	Attorney for the City
John Maresh	Assistant City Manager of Public Services
Joyce Vasut	Executive Director of Administrative Services
Charles Kalkomey	City Engineer
Dallis Warren	Police Chief
Tracie Dunn	Assistant Police Chief
William Henry	Police Officer
Wade Goates	Fire Chief
Randall Malik	Economic Development Director
Jeremy Heath	Assistant Economic Development Director
Jeff Trinker	Executive Director of Support Services
Travis Tanner	Executive Director of Community Development
Angela Fritz	Executive Director of Information Services
Darren McCarthy	Parks and Recreation Director

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.

Mayor Morales called the meeting to order at 7:00 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE.

Reverend Daniel Haas, St. John's United Church of Christ, Rosenberg, gave the invocation and led the pledge of allegiance to the flag.

PRESENTATION OF CERTIFICATE OF APPRECIATION TO THE CHURCH FOR A DONATION OF CROSS-FIT EXERCISE EQUIPMENT TO THE ROSENBERG POLICE DEPARTMENT.

Dallis Warren, Police Chief, presented a Certificate of Appreciation to THE CHURCH for a Donation of Cross-fit Exercise Equipment to the Rosenberg Police Department.

PRESENTATION OF CERTIFICATE OF APPRECIATION TO THE CHURCH FOR A DONATION OF \$3,500 FOR THE PURCHASE AND INSTALLATION OF SOCCER FIELD LIGHTING AT COMMUNITY PARK.

Darren McCarthy, Parks and Recreation Director, presented a Certificate of Appreciation to THE CHURCH for a Donation of \$3,500 for the Purchase and Installation of Soccer Field Lighting at Community Park.

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 FEBRUARY 03, 2015.

B. CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1916, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE, FOR AND ON BEHALF OF THE CITY, AN ASSET DISPOSITION SERVICES AGREEMENT, BY AND BETWEEN THE CITY AND PROPERTYROOM.COM, FOR PROFESSIONAL AUCTION SERVICES.

Executive Summary: The City Secretary and the Police Department are requesting approval to enter into an Agreement with PropertyRoom.Com to hold a City-wide auction to retire surplus equipment, confiscated items, and other salvaged property. The auction will be on-line and the PropertyRoom.Com will be the on-line auction service for all items.

The City has utilized PropertyRoom.com for auction services for the past few years and has been satisfied with the service provided.

The City Secretary recommends approval of Resolution No. R-1916 authorizing the City Manager to execute an Asset Disposition Services Agreement with PropertyRoom.com.

C. CONSIDERATION OF AND ACTION ON AN AMENDING PLAT OF BELTWAY INVESTMENTS, INC., AMENDING PLAT NO. 1, PLAT OF 4.6075-ACRE TRACT OF LAND, CONSISTING OF RESERVES A AND B, BLOCK 1 OF BELTWAY INVESTMENTS, INC., A 4.6075 TRACT OF LAND OUT OF A CALLED 356 ACRE TRACT OF LAND, RECORDED IN FORT BEND COUNTY CLERK'S FILE NOS. 9119144 AND 2007085589 AND TRACT II, A 1.2626 ACRE TRACT OF LAND RECORDED UNDER FORT BEND COUNTY CLERK'S FILE NO. 2008008988, IN THE WM. LUSK SURVEY, ABSTRACT 276, CITY OF ROSENBERG, FORT BEND COUNTY, TEXAS; 0 LOTS, 2 RESERVES, 1 BLOCK.

Executive Summary: Proposed Beltway Investments, Inc., Amending Plat No. 1 is located at the intersection of FM 2977 and Winding Lakes Lane. It is in the City Limits and in Fort Bend County Municipal Utility District No. 144 (MUD No. 144).

The Plat contains two (2) nonresidential reserves and a total of 4.6075 acres. The property was originally platted in 2011. The purpose of the Amending Plat is simply to move a property line between two reserves ("A" and "B") by a small distance (approximately 25' north) to facilitate future development of the property. The "Subdivision" Ordinance provides for amending plats to resolve issues of this nature. The Plat only has to come before City Council; amending plats do not require Planning Commission approval.

There being no issues, staff recommends approval of Beltway Investments, Inc., amending Plat No. 1.

D. **CONSIDERATION OF AND ACTION ON A FINAL PLAT OF BUSINESS PARK DRIVE AND INNOVATION COURT STREET DEDICATION, A SUBDIVISION OF 6.728 ACRES CONTAINING 3,462 L.F. OF R.O.W. OUT OF THE S.B. PENTECOST SURVEY, A-378, FORT BEND COUNTY, TEXAS.**

Executive Summary: This Agenda item consists of the Final Street Dedication Plat of Business Park Drive and Innovation Court. The proposed street dedication is located in the Rosenberg Business Park and will connect to the southeast side of FM 2218 between the intersections of FM 2218, Bryan and Danziger Roads. This is the right-of-way dedication that is needed for the Rosenberg Development Corporation (RDC) and City to construct the street and utilities per the approved Development Agreement (Agreement).

The proposed Plat contains 3,462 linear feet of right-of-way and 6.728 acres. At its intersection with FM 2218, Business Park Drive's right-of-way width is 100 feet. It later tapers down to an 80-foot right-of-way width in accordance with the Agreement. Innovation Court is a proposed 80-foot right-of-way cul-de-sac street.

The streets are consistent with the Agreement and approved Land Plan for the Rosenberg Business Park. The Land Plan was approved by the Planning Commission on June 26, 2013. There may be additional rights-of-way dedicated depending on future users in the Business Park and their impact on the roadway system. At this time, however, the Plat is in accordance with the Agreement, with the Land Plan, and with the Preliminary Plat, which was approved by the Planning Commission on June 26, 2013, and for which a six-month extension of approval was granted on December 18, 2013.

There were no issues with the layout of the Preliminary Plat; however, the street names were subject to approval by the RDC before Final Plat approval. The Preliminary Plat was submitted as containing Business Park Drive and Park Court. Park Court was changed to Innovation Court per the recommendations of the RDC. There being no additional issues, the Planning Commission recommended approval to City Council of the Final Plat of Business Park Drive and Innovation Court Street Dedication on April 23, 2014. Staff recommends approval of the Final Plat.

E. **CONSIDERATION OF AND ACTION ON A FINAL PLAT OF ROSENBERG 36 INDUSTRIAL PARK, A SUBDIVISION OF 18.214 ACRES OF LAND BEING A PARTIAL REPLAT OF LOT NO. 17 OF ROSENBERG FARMS SUBDIVISION (VOLUME 3, PAGE 575; DEED RECORDS OF FORT BEND COUNTY, TEXAS, AND VOLUME 4, PAGE 25; PLAT RECORDS OF FORT BEND COUNTY, TEXAS) BEING A 1.468 ACRE TRACT OF LAND (FORT BEND COUNTY CLERK'S FILE NO. 2014103215) TOGETHER WITH THE REMAINDER OF A CALL 17.135 ACRE TRACT (FORT BEND COUNTY CLERK'S FILE NO. 2014072299) AND WITH A CALL 0.754 ACRE TRACT (FORT BEND COUNTY CLERK'S FILE NO. 2012014590), ALL BEING IN THE HENRY SCOTT SURVEY, ABSTRACT NO. 83, CITY OF ROSENBERG, FORT BEND COUNTY, TEXAS; 0 LOTS, 2 RESERVES, 1 BLOCK.**

Executive Summary: The Final Plat of Rosenberg 36 Industrial Park consists of 18.214 acres and two (2) nonresidential reserves and is a partial replat of Lot No. 17 of Rosenberg Farms Subdivision. The Plat is located on the south side of State Highway 36, northwest of its intersection with U.S. Highway 90A, and in the West Fort Bend Management District.

The Plat proposes to subdivide the 18.214 acres into two (2) reserves to accommodate a new site development on Reserve "B" and future development of Reserve "A." There are no issues with the proposed subdivision that conflict with City ordinances. Newly created reserves in the proposed subdivision will be subject to the West Fort Bend Management District's development standards as noted on the Plat.

Following a public hearing, the Planning Commission approved the Preliminary Plat of this subdivision on October 15, 2014. The Planning Commission subsequently recommended approval to City Council of the Final Plat on December 17, 2014. There being no issues in conflict with City ordinances, staff recommends approval of the Final Plat of Rosenberg 36 Industrial Park.

- F. **CONSIDERATION OF AND ACTION ON A SHORT FORM FINAL PLAT OF BRAZOS TOWN CENTER COLLISION, A SUBDIVISION OF 2.2375 ACRES OF LAND BEING A PARTIAL REPLAT OF RESERVE "E", REPLAT OF RESERVE "C", FORT BEND BUSINESS CENTER, SECTION TWO (SLIDE NO. 2008A; F.B.C.P.R.), IN THE ROBERT E. HANDY SURVEY, ABSTRACT NO. 187, CITY OF ROSENBERG, FORT BEND COUNTY, TEXAS; 1 BLOCK, 1 RESERVE.**

Executive Summary: The Short Form Final Plat of Brazos Town Center Collision is a proposed replat consisting of 2.2375 acres and only one (1) non-residential reserve. The property is located on the east side of FM 2218, slightly north of its intersection with Reading Road. The tract is in the City Limits and in Fort Bend County MUD No. 167.

The Developer's most recently approved Conceptual Plan indicates this tract will consist of commercial development, which is consistent with the Plat submittal. Staff finds no issues with this Plat to be in conflict with the "Subdivision" Ordinance or with the Development Agreement, as amended. It has been submitted as a Short Form Final Plat, eliminating the necessity to submit a Preliminary Plat, because it does not require the extension of any streets or utilities.

The Planning Commission recommended approval to City Council of the Plat on January 21, 2015. Staff recommends approval of the Short Form Final Plat of Brazos Town Center Collision.

- G. **CONSIDERATION OF AND ACTION ON A FINAL PLAT OF COTTONWOOD SECTION THREE-C, A SUBDIVISION OF 8.368 ACRES OF LAND LOCATED IN THE S.A. STONE SURVEY NO. 10, A-392, CITY OF ROSENBERG, FORT BEND COUNTY, TEXAS; 41 LOTS, 1 RESERVE, 3 BLOCKS.**

Executive Summary: The Final Plat of Cottonwood Section Three-C consists of 8.368 acres and 41 residential lots. It is located off of Barton Creek and Pease River Lanes, immediately southwest of Cottonwood Section Three-B. The Plat is within the City Limits and located in Fort Bend County MUD No. 148.

All proposed lots are fifty feet (50') in width and a minimum of 6,000 square feet in size. The Land Plan was approved before the current standards relating to lot size. The Plat conforms to the approved Land Plan dated April 2003.

The Planning Commission approved the Preliminary Plat of this subdivision on November 19, 2014. The Final Plat was subsequently approved by the Commission on December 17, 2014. There being no conflicts with applicable regulations or with the approved Preliminary Plat, staff recommends approval of the Final Plat of Cottonwood Section Three-C.

- H. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1926, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AND ACCEPT, FOR AND ON BEHALF OF THE CITY, A PUBLIC UTILITY EASEMENT BEING 3.811 ACRES (166,027 SQUARE FEET) OF LAND, BETWEEN THE CITY OF ROSENBERG AND ROSENBERG BUSINESS PARK, LTD., FOR PUBLIC UTILITIES AND RELATED FACILITIES, GENERALLY ASSOCIATED WITH ROSENBERG BUSINESS PARK.**

Executive Summary: This Agenda item provides for the City to formally accept a public utility easement generally located around the perimeter of the Rosenberg Business Park. The easement is 14' in width and would allow for utilities (gas, electric, cable, and phone in particular) to be provided to future tracts within the Business Park. By being located around the perimeter, it also ensures any overhead utilities would not be located along public rights-of-way.

Staff recommends approval of Resolution No. R-1926.

- I. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1927, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AND ACCEPT, FOR AND ON BEHALF OF THE CITY, A PUBLIC UTILITY EASEMENT BEING 0.196 ACRES (8,538 SQUARE FEET) OF LAND, BETWEEN THE CITY OF ROSENBERG AND ROSENBERG BUSINESS PARK, LTD., FOR PUBLIC UTILITIES AND RELATED FACILITIES, GENERALLY LOCATED WEST OF BUSINESS PARK DRIVE AND ASSOCIATED WITH ROSENBERG BUSINESS PARK.**

Executive Summary: This Agenda item provides for the City to formally accept a public

utility easement generally located along the south side of the Rosenberg Business Park. The easement is 14' in width and would provide for power to the lift station to be located along Business Park Drive in particular.

Staff recommends approval of Resolution No. R-1927.

J. **CONSIDERATION OF AND ACTION ON QUARTERLY FINANCIAL REPORT AND QUARTERLY INVESTMENT REPORT FOR QUARTER ENDING DECEMBER 31, 2014.**

Executive Summary: Overall, the financial status of the City is stable. Most funds have positive variances when compared to budget and prior year actual. The largest revenues of sales tax and property tax are positive when compared to budget and expenses which are within the 25% benchmark for the first quarter of FY2015.

Staff will continue to monitor the revenues and expenses. At this time, no major changes need to be made to meet budget projections. Additionally, the Quarterly Investment Report is included in the agenda packet as required by the Public Funds Investment Act.

Staff recommends the acceptance of the Quarterly Financial Reports and the Investment Report for the first quarter of Fiscal Year 2015.

Action: Councilor McConathy made a motion, seconded by Councilor Grigar to approve Consent Agenda Items A, B, C, D, E, F, G, H, I, and J. The motion carried by a unanimous vote of those present.

REGULAR AGENDA

2. **REVIEW AND DISCUSS PROPOSED BRANDING FOR NEW ELEVATED WATER STORAGE TANK, AND TAKE ACTION AS NECESSARY.**

Executive Summary: The City's soon to be built elevated water storage tank on FM 2977 near Fire Station No. 3 provides an excellent opportunity to brand and designate Rosenberg to the surrounding area. Staff will present a proposed scheme for the water tower for City Council's consideration, and recommends capitalizing on the opportunity the new elevated storage tank presents to continue creating a consistent identity and image for the City.

Key discussion points:

- Angela Fritz, Executive Director Information Services, read the Executive Summary and gave a brief presentation.
- She recommends branding the water tower, as well as consideration for future underpasses being built on I-69 corridor.
- General consensus was to use the logo on the water tower, and to make a recommendation to the Rosenberg Development Corporation to use the logo on freeway underpasses as they are being built as well.

Action: Councilor Barta made a motion, seconded by Councilor Grigar to approve proposed branding for new elevated water storage tank, and take action as necessary. The motion carried by a unanimous vote.

3. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1921, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE, FOR AND ON BEHALF OF THE CITY, A JOINT ELECTION AGREEMENT AND CONTRACT FOR ELECTION SERVICES FOR THE 2015 GENERAL MUNICIPAL ELECTION AND SPECIAL CHARTER AMENDMENT ELECTION, BY AND BETWEEN THE CITY AND FORT BEND COUNTY, TEXAS.**

Executive Summary: Resolution No. R-1921 is a Resolution authorizing the Mayor to execute and the City Secretary to attest the Joint Election Agreement and Contract for Election Services, by and between the City and the County Elections Administrator of Fort Bend County, Texas. Exhibit "A" to the Resolution is a Contract with Fort Bend County to have the Fort Bend County Elections Administrator coordinate, supervise and handle all aspects of administering the May 9, 2015 City of Rosenberg General and Special Elections.

According to the Contract, the City will pay Fort Bend County for equipment, supplies, services and administrative costs related to the May 9, 2015 General Election. The Elections Administrator will serve as

the administrator for the election, but the City will remain responsible for the lawful conduct of the election. The Elections Administrator will provide advisory services in connection with decisions to be made and actions to be taken by the officers of the City. The Contract attachments include the Election Day Voting Polling Places (Attachment A); the Early Voting Schedule (Attachment B), and the estimated costs (Attachment C). Note that the Early Voting Polling Place Schedule is subject to change if any of the other political subdivisions cancel their election.

The City Secretary is recommending approval of Resolution No. R-1921 for the Joint Election Agreement and Contract for Election Services with Fort Bend County.

Key discussion points: Linda Cernosek, City Secretary, read the Executive Summary.

Action: Councilor Barta made a motion, seconded by Councilor Benton to approve Resolution No. R-1921, a Resolution authorizing the Mayor to execute, for and on behalf of the City, a Joint Election Agreement and Contract for Election Services for the 2015 General Municipal Election and Special Charter Amendment Election, by and between the City and Fort Bend County, Texas. The motion carried by a unanimous vote.

4. **CONSIDERATION OF AND ACTION ON ORDINANCE NO. 2015-03, AN ORDINANCE PROVIDING THAT A GENERAL MUNICIPAL ELECTION BE HELD ON MAY 09, 2015, AND A RUN-OFF ELECTION, IF REQUIRED, ON JUNE 13, 2015, FOR THE PURPOSE OF ELECTING A MAYOR AND SIX COUNCIL MEMBERS; DIRECTING THE GIVING OF NOTICE OF SUCH ELECTIONS; AND PROVIDING DETAILS RELATING TO THE HOLDING OF SUCH ELECTION.**

Executive Summary: The election for Rosenberg City Officials will be held on May 9, 2015. The proposed Ordinance No. 2015-03 is an election ordinance ordering the election, setting various election dates and procedures, and contracting with the Elections Administrator of Fort Bend County, Texas, for the General Election, and a Runoff Election, if needed.

Staff recommends approval of Ordinance No. 2015-03 as presented.

Key discussion points: Linda Cernosek read the Executive Summary. She stated that those citizens with questions regarding their polling locations on Election Day should refer to the Fort Bend County website for more information. The City will also have a link to the Fort Bend County's website.

Action: Councilor Benton made a motion, seconded by Councilor McConathy to approve Ordinance No. 2015-03, an Ordinance providing that a General Municipal Election be held on May 09, 2015, and a Run-Off Election, if required, on June 13, 2015, for the purpose of electing a Mayor and six Council Members; directing the giving of notice of such elections; and providing details relating to the holding of such election. The motion carried by a unanimous vote.

5. **CONSIDERATION OF AND ACTION ON ORDINANCE NO. 2015-07, AN ORDINANCE ORDERING A SPECIAL ELECTION TO BE HELD ON MAY 09, 2015, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS, FOR ADOPTION OR REJECTION, ONE (1) PROPOSED AMENDMENT TO THE EXISTING HOME-RULE CHARTER OF THE CITY OF ROSENBERG, TEXAS, AS AMENDED; DIRECTING THE GIVING OF NOTICE OF SUCH ELECTIONS; AND MAKING PROVISIONS FOR THE CONDUCT OF THE SPECIAL ELECTION.**

Executive Summary: Ordinance No. 2015-07 is an Ordinance ordering the Special Election to be held on May 9, 2015, on the same ballot as the General Election.

The proposed Charter Amendment language is underlined as shown on page 3 of 9 of Ordinance No. 2015-07. The ballot language will read: "For/Against The amendment of the City Charter providing a term limit of three consecutive terms of office."

Staff recommends approval of Ordinance No. 2015-07 as presented.

Key discussion points: Linda Cernosek read the Executive Summary.

Action: Councilor McConathy made a motion, seconded by Councilor Grigar to approve Ordinance No. 2015-07, an Ordinance ordering a Special Election to be held on May 09, 2015, for

the purpose of submitting to the qualified voters, for adoption or rejection, one (1) proposed amendment to the existing home-rule charter of the City of Rosenberg, Texas, as amended; directing the giving of notice of such elections; and making provisions for the conduct of the Special Election. The motion carried by a unanimous vote.

6.

CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1904, A RESOLUTION AWARDDING BID NO. 2015-01 FOR CONSTRUCTION OF ROSENBERG BUSINESS PARK – PHASE 1 WATER, SEWER, DRAINAGE AND PAVING IMPROVEMENTS; AND, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE APPROPRIATE DOCUMENTS AND/OR AGREEMENTS REGARDING SAME.

Executive Summary: Bids were received on Wednesday, January 21, 2015, for Bid No. 2015-01 for construction of Rosenberg Business Park – Phase I Water, Sewer, Drainage and Paving Improvements (Project). A total of two (2) bids were opened and tabulated as indicated on the bid summary form.

Staff recommends Bid No. 2015-01 be awarded to Hurtado Construction Company, for the base bid in the total amount of \$2,958,000.00. Correspondence from Charles Kalkomey, City Engineer, recommends same. Should the bid be awarded as recommended, the proposal from Hurtado Construction Company, will be attached and serve as Exhibit "A" to Resolution No. R-1904. The contract time is 120 calendar days.

Funding for this Project was approved through Resolution No. R-1755 approved by City Council on February 18, 2014. However, additional funding will be required to complete the Project. Randall Malik, Economic Development Director, will be presenting a funding request to the Rosenberg Development Corporation on Thursday, February 12, 2015. Should the request be approved, Joyce Vasut, Executive Director of Administrative Services, will prepare any required budget amendment for approval at a subsequent Council meeting.

Staff recommends approval of Resolution No. R-1904 which will award Bid No. 2015-01 and provide authorization for the City Manager to negotiate and execute all required documents necessary to facilitate the Agreement.

Key discussion points: John Maresh, Assistant City Manager of Public Services, read the Executive Summary.

Action: Councilor Barta made a motion, seconded by Councilor McConathy to approve Resolution No. R-1904, a Resolution awarding Bid No. 2015-01 to Hurtado Construction Company in the amount of \$2,958,000.00 ; for construction of Rosenberg Business Park – Phase 1 Water, Sewer, Drainage and Paving Improvements; and, authorizing the City Manager to negotiate and execute appropriate documents and/or agreements regarding same. The motion carried by a unanimous vote.

7.

CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1905, A RESOLUTION AWARDDING BID NO. 2015-02 FOR CONSTRUCTION OF ROSENBERG BUSINESS PARK LIFT STATION IMPROVEMENTS; AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE APPROPRIATE DOCUMENTS AND/OR AGREEMENTS REGARDING SAME.

Executive Summary: Bids were received on Wednesday, January 21, 2015, for Bid No. 2015-02 for construction of Rosenberg Business Park Lift Station Improvements (Project). A total of six (6) bids were opened and tabulated as indicated on the bid summary form.

Staff recommends Bid No. 2015-02 be awarded to Liftwater Construction, for the base bid in the total amount of \$494,700.00. Correspondence from Charles Kalkomey, City Engineer, recommends same. Should the bid be awarded as recommended, the proposal from Liftwater Construction will be attached and serve as Exhibit "A" to Resolution No. R-1905. The contract time is 180 calendar days.

Funding for this Project was approved through Resolution No. R-1755 approved by City Council on February 18, 2014. However, as noted in the previous Agenda item, additional funding will be required to complete the Project. Randall Malik, Economic Development Director, will be presenting a funding request to the Rosenberg Development Corporation on Thursday, February 12, 2015. Should the request be approved, Joyce Vasut, Executive Director or Administrative Services, will

prepare any required budget amendment for approval at a subsequent City Council meeting.

Staff recommends approval of Resolution No. R-1905 which will award Bid No. 2015-02 and provide authorization for the City Manager to negotiate and execute all required documents necessary to facilitate the Agreement.

Key discussion points: John Maresh read the Executive Summary. He pointed out that costs will be shared with Rosenberg Development Corporation. After some discussion, the general consensus was to approve the Agreement.

Action: Councilor Grigar made a motion, seconded by Councilor Barta to approve Resolution No. R-1905, a Resolution awarding Bid No. 2015-02 for construction of Rosenberg Business Park Lift Station Improvements to Liftwater Construction, for the base bid in the total amount of \$494,700.00; and authorizing the City Manager to negotiate and execute appropriate documents and/or agreements regarding same. The motion carried by a unanimous vote.

8. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1900, A RESOLUTION AWARDED BID NO. 2015-05, FOR CONSTRUCTION OF AVENUE H AND AVENUE I WATER LINE RELOCATION/REPLACEMENTS; AND, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE APPROPRIATE DOCUMENTS AND/OR AGREEMENTS REGARDING SAME.**

Executive Summary: Bids were received on Wednesday, February 04, 2015, for Project Bid No. 2015-05 for construction of Avenue H and Avenue I Water Line Relocation/Replacements (Project). A total of six (6) bids were opened and tabulated as indicated on the bid summary form.

Staff recommends Bid No. 2015-05 be awarded to Scohil Construction Services, LLC, for the base bid in the total amount of \$2,175,005.00. Correspondence from Charles Kalkomey, Project Engineer, recommends same. Should the bid be awarded as recommended, the proposal from Scohil Construction Services, LLC, will be attached and serve as Exhibit "A" to Resolution No. R-1900. The contract time is 180 calendar days.

This Project is included in the FY2015 Capital Improvement Plan approved by City Council on June 17, 2014. The Project also includes the water line located along 7th Street, south of Avenue I to near Avenue M due to the poor physical condition.

Staff recommends approval of Resolution No. R-1900 which will award Bid No. 2015-05 and provide authorization for the City Manager to negotiate and execute all required documents necessary to facilitate the Agreement.

Key discussion points: John Maresh read the Executive Summary. Council pointed out the shortened timeline by the proposed company as compared to the other bidders, and Mr. Maresh explained that the proposed company would tackle the project immediately and intend to dedicate their workforce entirely in order to finish quickly. He believes that some of the existing water lines date back to the 1940's.

Action: Councilor Benton made a motion, seconded by Councilor Grigar to approve Resolution No. R-1900, a Resolution awarding Bid No. 2015-05, for construction of Avenue H and Avenue I Water Line Relocation/Replacements to Scohil Construction Services, LLC, for the base bid in the total amount of \$2,175,005.00; and, authorizing the City Manager to negotiate and execute appropriate documents and/or agreements regarding same. The motion carried by a unanimous vote.

9. **CONSIDERATION OF AND ACTION ON RESCINDING PRIOR CITY COUNCIL ACTION TO APPROVE THE INSTALLATION OF POLE MOUNTED RADAR SPEED SIGNS ON WAGON WHEEL LANE AND WALNUT GLEN LANE, BOTH GENERALLY LOCATED IN THE OAKS OF ROSENBERG SUBDIVISION.**

Executive Summary: On November 18, 2014, City Council identified and approved certain streets in the City to receive pole mounted radar speed signs. The following is a list of streets that were approved to receive said signage:

1. Grunwald Heights Boulevard

2. Wagon Wheel Lane
3. Walnut Glen Lane
4. Lane Drive
5. Jones Street
6. Brooks Street
7. Callender Street

This item has been added to the Agenda to offer City Council an opportunity to rescind their November 18th action as it relates to Wagon Wheel Lane and Walnut Glen Lane. If City Council takes said action, the four (4) pole mounted radar speed signs purchased for these streets can be installed at other locations at a future date.

Key discussion points: John Maresh read the Executive Summary. Councilors Benton and McConathy advised that this request to rescind prior action was catalyzed by constituent feedback within the community after its passage, and that the community prefers to try other means of slowing drivers before installing the pole mounted radar signs.

Action: Councilor Barta made a motion, seconded by Councilor McConathy to approve rescinding prior City Council action to approve the installation of pole mounted radar speed signs on Wagon Wheel Lane and Walnut Glen Lane, both generally located in the Oaks of Rosenberg subdivision. The motion carried by a unanimous vote.

10. **CONSIDERATION OF AND ACTION ON ORDINANCE NO. 2015-04, AN ORDINANCE AMENDING THE CODE OF ORDINANCES BY DELETING ALL OF SECTION 28-41 (A) AND (C), STOP SIGNS DESIGNATED, OF ARTICLE II, DIVISION 2 OF CHAPTER 28, STOP STREETS, AND SUBSTITUTING THEREFOR A NEW SECTION 28-41 (A) AND (C) OF ARTICLE II, DIVISION 2 OF CHAPTER 28 THEREOF; PROVIDING FOR A THREE-WAY STOP AT THE INTERSECTION OF WALNUT GLEN LANE AND SPACEK ROAD; DELETING THE ONE-WAY STOP AT THE INTERSECTION OF CARLISLE STREET AND AVENUE D; 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 OF IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR SEVERABILITY.**

Executive Summary: Staff has prepared Ordinance No. 2015-04 that would designate the intersection of Walnut Glen Lane and Spacek Road as a three-way stop. The intersection currently functions as a one-way stop with Walnut Glen Lane having the stop condition and Spacek Road being uncontrolled.

The proposed Ordinance will also delete the one-way stop at the intersection of Carlisle Street and Avenue D. The stop sign is no longer required since the portion of the Carlisle Street right-of-way at the Avenue D intersection was vacated, closed, abandoned and sold to Our Lady of Guadalupe Church to accommodate the church reconstruction project.

This item has been placed on the Agenda for consideration and action by City Council. Staff recommends approval of Ordinance No. 2015-04.

Key discussion points: John Maresh read the Executive Summary. Councilor Barta pointed out that this was another item brought to Council per the request of citizens in the area.

Action: Councilor McConathy made a motion, seconded by Councilor Benton to approve Ordinance No. 2015-04, an Ordinance amending the Code of Ordinances by deleting all of Section 28-41 (a) and (c), Stop Signs Designated, of Article II, Division 2 of Chapter 28, Stop Streets, and substituting therefor a new Section 28-41 (a) and (c) of Article II, Division 2 of Chapter 28 thereof; providing for a three-way stop at the intersection of Walnut Glen Lane and Spacek Road; deleting the one-way stop at the intersection of Carlisle Street and Avenue D; 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 of in conflict herewith; providing for an effective date; and providing for severability. The motion carried by a unanimous vote.

11. **CONSIDERATION OF AND ACTION ON ORDINANCE NO. 2015-05, AN ORDINANCE AMENDING THE**

CODE OF ORDINANCES BY ADDING TO SECTION 28-71 OF DIVISION 4 OF ARTICLE II OF CHAPTER 28 THEREOF, A NEW PRIMA FACIE SPEED LIMIT OF TWENTY-FIVE (25) MILES PER HOUR ALONG ACE COURT FROM STONERIDGE COURT, A DISTANCE OF APPROXIMATELY THREE-HUNDRED AND TWENTY (320) FEET; ARCOLA COURT FROM BELVEDERE DRIVE, A DISTANCE OF APPROXIMATELY ONE-HUNDRED AND NINETY (190) FEET; BAMBOO LANE, FROM BANNER LANE TO STONERIDGE COURT; BANNER LANE FROM BAMBOO COURT TO OAKLAND VALLEY DRIVE; BASS LANE, FROM BELVEDERE DRIVE TO TROUTLINE LANE; BELVEDERE DRIVE, FROM BASS LANE TO A DISTANCE APPROXIMATELY ONE-HUNDRED AND TWENTY (120) FEET WEST OF ARCOLA COURT; CUNNINGHAM LANE, FROM DIAMOND RIVER DRIVE TO SILVERTON BEND; DIAMOND RIVER DRIVE, FROM CUNNINGHAM LANE TO WALNUT GLEN LANE; OAKLAND VALLEY DRIVE FROM BRYAN ROAD, A DISTANCE OF APPROXIMATELY ONE-THOUSAND FOUR-HUNDRED AND FIFTY (1,450) FEET; PREMIER CIRCLE FROM BANNER LANE, A DISTANCE OF APPROXIMATELY TWO-HUNDRED AND TWENTY (220) FEET; SILVERTON BEND, FROM CUNNINGHAM LANE TO WALNUT GLEN LANE; STONERIDGE COURT, FROM OAKLAND VALLEY DRIVE, A DISTANCE APPROXIMATELY ONE-HUNDRED AND SIXTY (160) FEET WEST OF BAMBOO LANE; STONERIDGE COURT, FROM OAKLAND VALLEY DRIVE, A DISTANCE OF APPROXIMATELY EIGHT-HUNDRED AND FIFTY (850) FEET EAST OF ACE COURT; TROUTLINE LANE, FROM BASS LANE TO WATERBROOK LANE; WAGON WHEEL LANE, FROM DIAMOND RIVER DRIVE TO SILVERTON BEND; WALNUT GLEN LANE, FROM SILVERTON BEND TO SPACEK ROAD; WATERBROOK LANE, FROM BELVEDERE DRIVE TO TROUTLINE LANE; WINNERS COURT, FROM CUNNINGHAM LANE, A DISTANCE OF APPROXIMATELY ONE-HUNDRED AND TWENTY-FIVE (125) FEET; AND REPEALING THE PRIMA FACIE SPEED LIMIT OF THIRTY (30) MILES PER HOUR ALONG ACE COURT FROM STONERIDGE COURT, A DISTANCE OF APPROXIMATELY THREE-HUNDRED AND TWENTY (320) FEET; ARCOLA COURT FROM BELVEDERE DRIVE, A DISTANCE OF APPROXIMATELY ONE-HUNDRED AND NINETY (190) FEET; BAMBOO LANE, FROM BANNER LANE TO STONERIDGE COURT; BANNER LANE FROM BAMBOO COURT TO OAKLAND VALLEY DRIVE; BASS LANE, FROM BELVEDERE DRIVE TO TROUTLINE LANE; BELVEDERE DRIVE, FROM BASS LANE TO A DISTANCE OF APPROXIMATELY ONE-HUNDRED AND TWENTY (120) FEET WEST OF ARCOLA COURT; CUNNINGHAM LANE, FROM DIAMOND RIVER DRIVE TO SILVERTON BEND; DIAMOND RIVER DRIVE, FROM CUNNINGHAM LANE TO WALNUT GLEN LANE; OAKLAND VALLEY DRIVE FROM BRYAN ROAD, A DISTANCE OF APPROXIMATELY ONE-THOUSAND FOUR HUNDRED AND FIFTY (1,450) FEET; PREMIER CIRCLE FROM BANNER LANE, A DISTANCE OF APPROXIMATELY TWO-HUNDRED AND TWENTY (220) FEET; SILVERTON BEND, FROM CUNNINGHAM LANE TO WALNUT GLEN LANE; STONERIDGE COURT, FROM OAKLAND VALLEY DRIVE, A DISTANCE OF APPROXIMATELY ONE-HUNDRED AND SIXTY (160) FEET WEST OF BAMBOO LANE; STONERIDGE COURT, FROM OAKLAND VALLEY DRIVE, A DISTANCE OF APPROXIMATELY EIGHT-HUNDRED AND FIFTY (850) FEET EAST OF ACE COURT; TROUTLINE LANE, FROM BASS LANE TO WATERBROOK LANE; WAGON WHEEL LANE, FROM DIAMOND RIVER DRIVE TO SILVERTON BEND; WALNUT GLEN LANE, FROM SILVERTON BEND TO SPACEK ROAD; WATERBROOK LANE, FROM BELVEDERE DRIVE TO TROUTLINE LANE; WINNERS COURT, FROM CUNNINGHAM LANE, A DISTANCE OF APPROXIMATELY ONE-HUNDRED AND TWENTY-FIVE (125) FEET; MAKING CERTAIN FINDINGS; AUTHORIZING THE PLACEMENT OF SPEED LIMIT SIGNS ALONG SUCH STREETS; PROVIDING A PENALTY FOR VIOLATION OF ANY PROVISION HEREOF; PROVIDING AN EFFECTIVE DATE AND PROVIDING FOR SEVERABILITY.

Executive Summary: Staff has prepared Ordinance No. 2015-05 that would repeal the existing thirty (30) mile per hour speed limit and establish a twenty-five (25) mile per hour speed limit on all streets located within the Oaks of Rosenberg subdivision.

This item has been placed on the Agenda for consideration and action by City Council. Staff recommends approval of Ordinance No. 2015-05 as presented.

Key discussion points: John Maresh read the Executive Summary.

Action: Councilor Barta made a motion, seconded by Councilor McConathy to approve Ordinance No. 2015-05, an Ordinance amending the Code Of Ordinances by adding to Section 28-71 of Division 4 of Article II of Chapter 28 thereof, a new prima facie speed limit of twenty-five (25) miles per hour along Ace Court from Stoneridge Court, a distance of approximately three-hundred and twenty (320) feet; Arcola Court from Belvedere Drive, a distance of approximately one-hundred and ninety (190) feet; Bamboo Lane, from Banner Lane to Stoneridge Court; Banner Lane from Bamboo Court to Oakland Valley Drive; Bass Lane, from Belvedere Drive to Troutline Lane; Belvedere Drive, from Bass Lane to a distance approximately one-hundred and twenty (120) feet west of Arcola Court; Cunningham Lane, from Diamond River Drive to Silverton Bend; Diamond River Drive, from

Cunningham Lane to Walnut Glen Lane; Oakland Valley Drive from Bryan Road, a distance of approximately one-thousand four-hundred and fifty (1,450) feet; Premier Circle from Banner Lane, a distance of approximately two-hundred and twenty (220) feet; Silverton Bend, from Cunningham Lane to Walnut Glen Lane; Stoneridge Court, from Oakland Valley Drive, a distance approximately one-hundred and sixty (160) feet west of Bamboo Lane; Stoneridge Court, from Oakland Valley Drive, a distance of approximately eight-hundred and fifty (850) feet east of Ace Court; Troutline Lane, from Bass Lane to Waterbrook Lane; Wagon Wheel Lane, from Diamond River Drive to Silverton Bend; Walnut Glen Lane, from Silverton Bend to Spacek Road; Waterbrook Lane, from Belvedere Drive to Troutline Lane; Winners Court, from Cunningham Lane, a distance of approximately one-hundred and twenty-five (125) feet; and repealing the prima facie speed limit of thirty (30) miles per hour along Ace Court from Stoneridge Court, a distance of approximately three-hundred and twenty (320) feet; Arcola Court from Belvedere Drive, a distance of approximately one-hundred and ninety (190) feet; Bamboo Lane, from Banner Lane to Stoneridge Court; Banner Lane from Bamboo Court to Oakland Valley Drive; Bass Lane, from Belvedere Drive to Troutline Lane; Belvedere Drive, from Bass Lane to a distance of approximately one-hundred and twenty (120) feet west of Arcola Court; Cunningham Lane, from Diamond River Drive to Silverton Bend; Diamond River Drive, from Cunningham Lane to Walnut Glen Lane; Oakland Valley Drive from Bryan Road, a distance of approximately one-thousand four hundred and fifty (1,450) feet; Premier Circle from Banner Lane, a distance of approximately two-hundred and twenty (220) feet; Silverton Bend, from Cunningham Lane to Walnut Glen Lane; Stoneridge Court, from Oakland Valley Drive, a distance of approximately one-hundred and sixty (160) feet west of Bamboo Lane; Stoneridge Court, from Oakland Valley Drive, a distance of approximately eight-hundred and fifty (850) feet east of Ace Court; Troutline Lane, from Bass Lane to Waterbrook Lane; Wagon Wheel Lane, from Diamond River Drive to Silverton Bend; Walnut Glen Lane, from Silverton Bend to Spacek Road; Waterbrook Lane, from Belvedere Drive to Troutline Lane; Winners Court, from Cunningham Lane, a distance of approximately one-hundred and twenty-five (125) feet; making certain findings; authorizing the placement of speed limit signs along such streets; providing a penalty for violation of any provision hereof; providing an effective date and providing for severability. The motion carried by a unanimous vote.

12. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1924, A RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE, FOR AND ON BEHALF OF THE CITY, A UTILITY DEVELOPMENT AGREEMENT, BY AND BETWEEN THE CITY AND ZED PARTNERS, LTD., IN AN AMOUNT NOT TO EXCEED \$20,430.00.**

Executive Summary: Resolution No. R-1924 provides authorization for the City to enter into a Utility Development Agreement (Agreement) with ZED Partners, Ltd., (Developer) so that the City may participate in the cost to upsize an 8-inch waterline installation planned by the Developer along SH 36 North to a 12-inch waterline.

The 12-inch waterline will be needed by the City to adequately supply water to the northwest portion of the City as it continues to develop. By participating in the cost to oversize the waterline at the present time, the City will not have to bear 100% of the cost to replace the 8-inch line with a 12-inch line in the future. The City has previously entered into similar type agreements as a means to leverage public funds with private development for public infrastructure that will have regional benefits.

Per the Agreement, the City would be responsible for the costs associated with upsizing the waterline in an amount not to exceed \$20,430.00. If approved, the Executive Director of Administrative Services will prepare the necessary budget amendment for approval at a subsequent meeting. The Agreement has been reviewed and approved by Attorney Jeanne McDonald, Special Counsel to the City.

Staff recommends approval of Resolution No. R-1924 as presented.

Key discussion points: John Maresh read the Executive Summary.

Action: Councilor McConathy made a motion, seconded by Councilor Grigar to approve Resolution No. R-1924, a Resolution authorizing the City Manager to negotiate and execute, for and on behalf

of the City, a Utility Development Agreement, by and between the City and ZED Partners, Ltd., in an amount not to exceed \$20,430.00. The motion carried by a unanimous vote.

13. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1925, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE, FOR AND ON BEHALF OF THE CITY, AMENDMENT NO. 1 TO THE DRAINAGE AGREEMENT, BY AND BETWEEN THE CITY AND ZED PARTNERS, LTD.**

Executive Summary: On February 07, 2012, the City entered into a Drainage Agreement (Agreement) with ZED Partners, Ltd., (Developer) regarding participation in a regional storm drain sewer improvement project located along State Highway 36 North. This specific Agreement allowed for oversizing of the storm drainage system to accommodate the storm water runoff from a 17.889 acre tract without the need for on-site detention. According to the terms of the Agreement, the Developer is obligated to make a \$75,000.00 payment to the City for the oversizing upon the issuance of a building permit on the property, or on the tenth anniversary of the Agreement, whichever occurs first.

The Developer is currently planning to plat and construct improvements on a 1.468 acre tract. Due to the small size of the proposed improvements, the Developer plans to provide on-site detention and continue to drain into the State Highway 36 roadside ditch. Therefore, the Developer has requested to amend the Agreement allowing this 1.468 acre tract to develop without triggering the requirement to submit the \$75,000.00 payment to the City.

Attorney Jeanne McDonald, Special Counsel to the City, has prepared the Amendment No. 1 to the Drainage Agreement, which will exempt the 1.468 acre tract from the Agreement and allow said development without making the \$75,000.00 payment at this time. The remainder of the 17.889 acre tract will remain under the full terms and obligations of the original Agreement.

Staff recommends approval of Resolution No. R-1925 as presented.

Key discussion points: John Maresh read the Executive Summary.

Action: Councilor Barta made a motion, seconded by Councilor Euton to approve Resolution No. R-1925, a Resolution authorizing the City Manager to execute, for and on behalf of the City, Amendment No. 1 to the Drainage Agreement, by and between the City and ZED Partners, Ltd. The motion carried by a unanimous vote.

14. **CONSIDERATION OF AND ACTION ON ORDINANCE NO. 2015-06, AN ORDINANCE GRANTING CONSENT TO FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 144 FOR THE SALE AND ISSUANCE OF UNLIMITED TAX BONDS, SERIES 2015, IN AN AMOUNT NOT TO EXCEED \$3,400,000.**

Executive Summary: Ordinance No. 2015-06 grants the City's consent to Fort Bend Municipal Utility District No. 144 to sell and issue bonds, Series 2015 in an amount not to exceed \$3,400,000.00.

On May 06, 2003, Starwood Development, LLC, submitted a petition to the City to create a Municipal Utility District that included approximately 358.48 acres located primarily within the Corporate Limits of the City, with approximately 35.46 acres lying outside the City and outside the Extraterritorial Jurisdiction of the City of Rosenberg, to be known as Fort Bend County Municipal Utility District No. 144. Accordingly, the Petition for Consent and associated Ordinance No. 2003-21 were approved by City Council at that time. Subsequently, City Council approved Ordinance No. 2005-32 on December 13, 2005, expanding the District's territory by 173.34 acres, approved Ordinance No. 2006-18 on July 18, 2006, expanding the District's territory by an additional 1.5369 acres, and approved Ordinance No. 2010-14 on June 1, 2010, again expanding the District's territory by an additional 6.00 acres. The District is located south of Reading Road and east of FM Highway 2977.

Following is a list of previous Unlimited Tax Bond Sales and Bond Anticipation Notes (BAN) that have been previously approved by City Council:

- Ordinance No. 2006-39 - City Council approved the District's first bond sale in the amount of \$2,815,000 on December 05, 2006.
- Ordinance No. 2007-48 - City Council approved the District's BAN in the amount of \$1,650,000 on October 16, 2007. The BAN was subsequently repaid out of the bond sale authorized under

Ordinance No. 2008-21.

- Ordinance No. 2008-21 - City Council approved the District's second bond sale in the amount of \$3,030,000 on October 07, 2008.
- Ordinance No. 2012-38 - City Council approved the District's BAN in the amount of \$1,301,500 on November 06, 2012. The BAN approved by City Council under Ordinance No. 2012-38 was subsequently repaid out of the Series 2013 bond sale under Ordinance No. 2013-24.
- Ordinance No. 2013-24 – City Council approved the District's third bond sale in the amount of \$2,695,000 on May 07, 2013.
- Ordinance No. 2014-27 – City Council approved the District's BAN in the amount of \$2,000,000 on June 17, 2014. The BAN is anticipated to be repaid out of this, the District's fourth bond sale.

Much of the submission documentation provided by MUD No. 144 for this proposed sale, such as the TCEQ application, the Bond Order authorizing the Issuance of Bonds by MUD No. 144, the Preliminary Official Statement/Notice of Sale, Resolution Authorizing the Issuance of Bonds by MUD No. 144, Cash Flow Analysis, Debt Fund Schedule, Summary of Costs, along with additional minute excerpts and related Ordinances are available for review in the City Secretary's Office.

Staff has reviewed the documentation and found it to be in compliance with applicable City ordinances. Staff is recommending approval of Ordinance No. 2015-06, thus consenting to the sale of the Unlimited Tax Bonds, Series 2015, in an amount not to exceed \$3,400,000.00.

Key discussion points: Charles A. Kalkomey, City Engineer, read the Executive Summary.

Action: Councilor Grigar made a motion, seconded by Councilor McConathy to approve Ordinance No. 2015-06, an Ordinance granting consent to Fort Bend County Municipal Utility District No. 144 for the sale and issuance of Unlimited Tax Bonds, Series 2015, in an amount not to exceed \$3,400,000. The motion carried by a unanimous vote.

15. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1922, A RESOLUTION REGARDING ADOPTION OF THE MAIN STREET ADVISORY BOARD BYLAWS.**

Executive Summary: Resolution No. R-1922 authorizes the approval and adoption of the Main Street Advisory Board bylaws, attached as Exhibit "A". The Rosenberg Main Street Advisory Board approved the bylaws at the January 22, 2015 Main Street Advisory Board Meeting. The bylaws were created with input and guidance from the Texas Historic Commission – Main Street Program.

Staff recommends approval of Resolution No. R-1922 as presented.

Key discussion points: Randall Malik, Economic Development Director, read the Executive Summary and gave a brief presentation. Scott Tschirhart, Attorney for the City, advises that he has reviewed the bylaws and finds no fault with them.

Action: Councilor Grigar made a motion, seconded by Councilor Barta to approve Resolution No. R-1922, a Resolution regarding adoption of the Main Street Advisory Board Bylaws. The motion carried by a unanimous vote.

16. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1923, A RESOLUTION APPROVING AND ADOPTING A TRAFFIC CALMING SPEED HUMP INSTALLATION AND REMOVAL POLICY AND PROCEDURE.**

Executive Summary: Based on direction from City Council provided during the January 27, 2015 Workshop, staff has integrated City Council's comments and recommendations into the policies and procedures regarding installation and removal of speed humps. The policy includes a step-by-step procedure that defines the process beginning with the initial request from a citizen through the final determination. Key points of the policy include:

- Speed hump installation request process
- Criteria to determine if a street is eligible for consideration of speed hump installation
- Notification/evidence of support criteria for property owners along segments of streets under consideration
- Speed hump location criteria
- Funding criteria

- Speed hump removal request process
- Design standards, construction and maintenance criteria
- Standardized forms

Staff recommends approval of Resolution No. R-1923 as presented.

Key discussion points: John Maresh read the Executive Summary. Clarification was given that citizen support would need to be evidenced by petition and forms before a traffic study is conducted on a particular location. Mr. Maresh emphasized that this is a living document, the purpose of which is to set a standard procedure and establish a baseline for the speed hump criteria, and can be amended as necessary going forward.

Action: Councilor McConathy made a motion, seconded by Councilor Barta to approve Resolution No. R-1923, a Resolution approving and adopting a Traffic Calming Speed Hump Installation and Removal Policy and Procedure. The motion carried by a unanimous vote.

17. **HOLD EXECUTIVE SESSION TO DELIBERATE THE EMPLOYMENT, EVALUATION, AND DUTIES OF POLICE CHIEF PURSUANT TO SECTION 551.074 OF THE TEXAS GOVERNMENT CODE.**

Action: Councilor Barta made a motion, seconded by Councilor Grigar to adjourn to Executive Session. The motion carried by a unanimous vote of those present.

18. **ADJOURN EXECUTIVE SESSION, RECONVENE INTO REGULAR SESSION, AND TAKE ACTION AS NECESSARY AS A RESULT OF EXECUTIVE SESSION.**

The Executive Session was adjourned and the meeting was reconvened into Regular Session at 9:15 p.m.

19. **ANNOUNCEMENTS.**

- FISH-tastic Children's Fishing Tournament at Seaborne Creek Nature Park this Saturday, beginning at 8:00am.
- American Legion Wild Game Support will be held this Saturday with a variety of food at the American Legion Hall in Thompsons. Serving begins at noon.

20. **ADJOURNMENT.**

There being no further business, the meeting adjourned at 9:20 p.m.


 Linda Cernosek, TRMC, City Secretary