

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, March 03, 2015
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. (Reverend Kevin K. Barber, Wellspring Church International, Richmond)

Presentation of Certificate of Recognition to Janie Martinez for Obtaining Court Clerk Level II Certification from the Municipal Court Clerk Certification Program. (Joyce Vasut, Executive Director of Administrative Services)

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 February 05, 2015, and Regular Meeting Minutes for February 17, 2015. (Linda Cernosek, City Secretary)
- B. Consideration of and action on Ordinance No. 2015-09, an Ordinance granting consent to Fort Bend County Municipal Utility District No. 158 for the sale and issuance of Unlimited Tax Bonds, Series 2015, in an amount not to exceed \$1,935,000.00. (Charles A. Kalkomey, City Engineer)
- C. Consideration of and action on Resolution No. R-1931, a Resolution amending the authorized representatives of the City of Rosenberg in the Texas Local Government Investment Pool (TexPool) account. (Joyce Vasut, Executive Director of Administrative Services)
- D. Consideration of and action on Resolution No. R-1932, a Resolution amending the authorized representatives of the City of Rosenberg in the Local Government Investment Cooperative (LOGIC). (Joyce Vasut, Executive Director of Administrative Services)
- E. Consideration of and action on Resolution No. R-1933, a Resolution amending the authorized representatives of the City of Rosenberg in the Lone Star Investment Pool. (Joyce Vasut, Executive Director of Administrative Services)

- F. Consideration of and action on Resolution No. R-1934, a Resolution amending the authorized representatives of the City of Rosenberg in the Texas Class Investment Pool. (Joyce Vasut, Executive Director of Administrative Services)

REGULAR AGENDA

2. Review and discuss an independent analysis report of contact data collected by the Police Department for calendar year 2014, and take action as necessary. (Dallis Warren, Police Chief)
3. Consideration of and action on Comprehensive Annual Financial Report for the Fiscal Year ended September 30, 2014. (Joyce Vasut, Executive Director of Administrative Services)
4. Consideration of and action on Resolution No. R-1935, a Resolution authorizing the City Manager to execute, for and on behalf of the City, Budget Amendment 15-09, in the amount of \$1,588,430 for improvements to the Rosenberg Business Park, upsizing of a waterline along SH36 North, waterline improvements along Avenue H and Avenue I, and water well maintenance. (Joyce Vasut, Executive Director of Administrative Services)
5. Consideration of and action on Ordinance No. 2015-08, an Ordinance amending the Code of Ordinances by amending Section 29-50 of Division I of Article II of Chapter 29 thereof, establishing rates and charges for water service; providing an effective date; providing a penalty in an amount not to exceed \$2,000 for violation of any provision hereof; and providing for severability. (Joyce Vasut, Executive Director of Administrative Services)
6. 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)
7. Hold Executive Session:
 - (a) to deliberate the potential purchase, exchange, lease, or value of real property pursuant to Section 551.072 of the Texas Government Code; and,
 - (b) to consult with City Attorney to seek legal advice regarding contract for hiring firm pursuant to Section 551.071(2) of the Texas Government Code; and,
 - (c) to consult with City Attorney on contemplated litigation regarding Texas Department of Transportation v. Rosenberg eminent domain proceedings pursuant to Section 551.071(1) of the Texas Government Code.
8. Adjourn Executive Session, reconvene into Regular Session, and take action as necessary as a result of Executive Session.
9. Announcements.
10. Adjournment.

[EXECUTION PAGE TO FOLLOW]

DATED AND POSTED this the 27th day of February, 2015, at 9:00 a.m.

by Anne Stark



Anne Stark

Attest:
Anne Stark, Assistant 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.