

## 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, April 07, 2015  
**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. (Pastor Rodrick Perkins, The Place Church, Rosenberg)

Presentation of the Willie D. McQueen, Jr., Employee of the Quarter Award. (Vincent M. Morales, Jr., Mayor)

Presentation of Certificate of Appreciation to Randy Weisheimer for His Service as a Police Explorer Advisor from 2008-2015. (Vincent M. Morales, Jr., Mayor)

Presentation of Certificates of Appreciation to City of Rosenberg Committee Members. (Vincent M. Morales, Jr., Mayor)

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

Presentation of Proclamation Proclaiming April 10, 2015, American Cancer Society Relay for Life Day in the City of Rosenberg. (Vincent M. Morales, Jr., Mayor)

### 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 March 17, 2015, and Workshop Meeting Minutes for March 24, 2015. (Linda Cernosek, City Secretary)
  - B. Consideration of and action on Resolution No. R-1949, a Resolution in support of Texas Senate Bill No. 581 relating to the creation of a campus of the Texas State Technical College System in Fort Bend County. (Randall Malik, Economic Development Director)
  - C. Consideration of and action on the City of Rosenberg FY2015 Street Overlay and Reconstruction Project List. (John Maresh, Assistant City Manager of Public Services)

- D. Consideration of and action on Resolution No. R-1953, a Resolution acknowledging the acquisition, by General Warranty Deed, of a 20-foot wide strip of land in the Robert E. Handy Survey, Abstract 187, City of Rosenberg, Fort Bend County, Texas, being out of and a part of that certain called 0.998 acre tract recorded in Volume 2725, Page 4, Official Records, Fort Bend County, Texas, and generally located at 5187 Bryan Road, Rosenberg, Texas, and associated with the Bryan Road Improvement Project. (John Maresh, Assistant City Manager of Public Services)
- E. Consideration of and action on a Final Plat of The Reserve at Brazos Town Center Section Four, being 27.6398 acre tract of land being a partial replat of Reserve "H", Block 4, The Villages at Rosenberg (Slide No. 1945 A&B; F.B.C.P.R.) conveyed to Figure Four Partners, Ltd. (F.B.C.C.F. No. 2013159055) in the Jane H. Long League, Abstract No. 55, City of Rosenberg, Fort Bend County, Texas; 4 reserves, 104 lots, 3 blocks. (Travis Tanner, Executive Director of Community Development)
- F. Consideration of and action on a Final Plat of The Reserve at Brazos Town Center Section Five, a 22.1380 acre tract of land in the Robert Handy Survey, Abstract No. 187, City of Rosenberg, Fort Bend County, Texas; 3 reserves, 73 lots, 2 blocks (Travis Tanner, Executive Director of Community Development)
- G. Consideration of and action on a Final Plat of The Townhomes at Brazos Town Center, a 20.0427 acre tract of land being a replat of restricted Reserve "A", Brazos Town Center, Section Two (Plat No. 20050239; F.B.C.P.R.) in the Jane H. Long League, Abstract No. 55, and in the Simon Jones Survey, Abstract No. 271, City of Rosenberg, Fort Bend County, Texas; 5 reserves, 139 lots, 3 blocks. (Travis Tanner, Executive Director Community Development)
- H. Consideration of and action on Resolution No. R-1954, a Resolution acknowledging the acceptance, by Right-of-Way Deed, of a 0.3030 tract of land situated in the James Lowery 1/3 League, Abstract Number 275 in Fort Bend County, Texas, and being out of and a part of the tract of land described in deed to Trinity Lutheran Church of Rosenberg, Texas, as recorded in Volume 388, Page 184 of the Fort Bend County Deed Records, and generally located at Louise Street and Avenue N, and associated with Trinity Lutheran Church expansion project. (Travis Tanner, Executive Director Community Development)

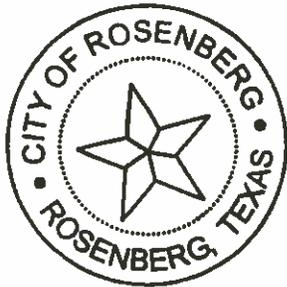
**REGULAR AGENDA**

- 2. Consideration of and action on Resolution No. R-1948, a Resolution in opposition to a revenue cap and legislative interference with local services. (Vincent M. Morales, Jr., Mayor)
- 3. Review and discuss overview regarding Municipal Utility District operations and dissolutions, and take action as necessary. (Jeanne H. McDonald, Attorney)
- 4. Review and discuss proposed support for legislation creating Fort Bend County Municipal Utility District No. 218, and take action as necessary. (Jeanne H. McDonald, Attorney)
- 5. Consideration of and action on a second reading of Ordinance No. 2015-10, an Ordinance granting to SiEnergy, L.P., a franchise to furnish and supply gas to the general public in the City of Rosenberg, Fort Bend County, Texas, for the transporting, delivery, sale, and distribution of gas in, out of, and through said Municipality for all purposes; providing for the payment of a fee or charge for the use of the streets, alleys, and public ways; requiring compliance with all regulatory ordinances of the City; and providing for all other provisions related to the subject matter hereof. (John Maresh, Assistant City Manager of Public Services)
- 6. Consideration of and action on Resolution No. R-1945, a Resolution awarding Bid No. 2015-08 for Tree Trimming 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. (John Maresh, Assistant City Manager of Public Services)
- 7. Consideration of and action on Resolution No. R-1946, a Resolution authorizing the City Manager to negotiate and execute, for and on behalf of the City, an Amended and Restated Agreement Relating to the Temporary Assignment of Rights and Obligations under Water Supply Contract, by and between the City and the Gulf Coast Water Authority. (John Maresh, Assistant City Manager of Public Services)
- 8. Consideration of and action on Resolution No. R-1947, a Resolution relating to the Water Supply Agreement, by and between the City and Brazosport Water Authority. (John Maresh, Assistant City Manager of Public Services)
- 9. Consideration of and action on Resolution No. R-1951, a Resolution authorizing the City Manager to execute, for and on behalf of the City, an Engineering Services Proposal for engineering related to Water Plant No. 8, by and between the City and Jones and Carter, Inc., in an amount not to exceed \$586,000.00. (John Maresh, Assistant City Manager of Public Services)

10. Consideration of and action on Resolution No. R-1952, a Resolution authorizing the City Manager to execute, for and on behalf of the City, an Engineering Services Proposal for chloramine conversions at Water Plant Nos. 2, 3, 4, 5, 6, and 7, by and between the City and Jones and Carter, Inc., in an amount not to exceed \$300,000.00. (John Maresh, Assistant City Manager of Public Services)
11. Hold Executive Session to consult with City Attorney regarding pending litigation, namely Imperial Arts v. Rosenberg, pursuant to Section 551.071 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. Announcements.
14. Adjournment.

[EXECUTION PAGE TO FOLLOW]

DATED AND POSTED this the 2<sup>nd</sup> day of April 2015, at 9:55 A. m.,  
by Linda Cernosek.



Linda Cernosek  
Attest:  
Linda Cernosek, TRMC, City Secretary

John Maresh  
Approved for Posting:  
John Maresh, Acting 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.