

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 21, 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. (Pastor Frankie Rodriguez, Living Stones Church, Sugar Land)

Presentation of Certificates of Appreciation to 2015 FISH-tastic Sponsors and Volunteers. (Lydia Acosta, Recreation Programs Coordinator)

Presentation of Certificates of Appreciation to 2015 Easter Egg Hunt Sponsors and Volunteers. (Lydia Acosta, Recreation Programs Coordinator)

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 April 07, 2015. (Anne Stark, Assistant City Secretary)
 - B. Consideration of and action on Ordinance No. 2015-11, an Ordinance granting consent to the Fort Bend County Municipal Utility District No. 167 (which includes Brazos Town Center) for the sale and issuance of Unlimited Tax Bonds, Series 2015, in an amount not to exceed \$3,575,000. (Charles A. Kalkomey, City Engineer)

REGULAR AGENDA

2. Consideration of and action on a third and final reading of Ordinance 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)

3. Consideration of and action on Resolution No. R-1955, a Resolution finding that CenterPoint Energy Entex's ("CenterPoint" or "Company") Statement of Intent to Increase Rates filing within the City should be denied; finding that the City's reasonable rate case expenses shall be reimbursed by the Company; finding that the meeting at which this Resolution is passed is open to the public as required by law; and requiring notice of this Resolution to the Company and legal counsel. (John Maresh, Assistant City Manager of Public Services)
4. Consideration of and action on Resolution No. R-1959, a Resolution finding that CenterPoint Energy Houston Electric, LLC's ("CenterPoint" or "Company") application for approval of a Distribution Cost Recovery Factor to increase distribution rates within the City should be denied; finding that the City's reasonable rate case expenses shall be reimbursed by the Company; finding that the meeting at which this Resolution is passed is open to the public as required by law; and requiring notice of this Resolution to the Company and legal counsel. (John Maresh, Assistant City Manager of Public Services)
5. Consideration of and action on Resolution No. R-1956, a Resolution authorizing the City Manager to execute, for and on behalf of the City, a Commercial Load Management SOP Agreement, by and between the City and CenterPoint Energy Service Company, LLC, for the Commercial Load Management Standard Offer Program. (John Maresh, Assistant City Manager of Public Services)
6. Consideration of and action on Resolution No. R-1960, a Resolution authorizing the City Manager to execute, for and on behalf of the City, a Pipeline License related to the North Side Water Line Improvements Project – Phase II, by and between the City and BNSF Railway Company, in the amount of \$6,225.00. (John Maresh, Assistant City Manager of Public Services)
7. Consideration of and action on Ordinance No. 2015-12, an Ordinance amending the Code of Ordinances by amending Chapter 14 – Health, Sanitation and Nuisances, Article VI – Junked Vehicles; providing for penalties; providing for a cumulative and conflicts clause; providing a severability clause; and providing an effective date. (Scott Tschirhart, City Attorney)
8. Consideration of and action on Ordinance No. 2015-13, an Ordinance amending the Code of Ordinances, Chapter 6-Buildings and Building Regulations, Article XIV. Reserved, establishing restrictions on fences on public property; establishing location restrictions; establishing approved fencing materials; establishing requirements for fence maintenance; establishing fence restrictions; establishing requirements for dilapidated fence remediation; repealing all conflicting ordinances, providing a severability clause; and providing for an effective date. (Travis Tanner, Executive Director of Community Services)
9. Review and discuss a proposed survey regarding the One-Way Pairs Project, and take action as necessary. (William Benton, Councilor, At-Large Position One / Amanda Barta, Councilor, District 4)
10. Hold Executive Session to deliberate the potential purchase, exchange, lease or value of real property pursuant to Section 551.072 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 17th day of April, 2015, at 11:00 a.m.

by Anne Stark



Anne Stark
Attest:
Anne Stark, Assistant 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.