

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, May 05, 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 and Public Hearing, 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 Jason Martin, Calvary Baptist Church, Rosenberg)

Presentation of Proclamation Proclaiming the Week of May 10-16, 2015, as National Police Week in the City of Rosenberg. (Vincent M. Morales, Jr., Mayor)

Presentation of Proclamation Proclaiming the Week of May 17-23, 2015, as National Public Works Week in the City of Rosenberg. (Vincent M. Morales, Jr., Mayor)

Presentation of Proclamation Proclaiming the Month of May 2015 as Motorcycle Safety and Awareness Month in the City of Rosenberg. (Vincent M. Morales, Jr., Mayor)

Presentation of Proclamation Proclaiming the Month of May 2015 as National Preservation Month in the City of Rosenberg. (Vincent M. Morales, Jr., Mayor)

Presentation of Awards to the Winners of the Rosenberg Architectural Appreciation Photography Contest. (Vincent M. Morales, Jr., Mayor)

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

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 April 15, 2015, and Regular Meeting Minutes for April 21, 2015. (Anne Stark, Assistant City Secretary)

- B. Consideration of and action on a Final Plat of Park Place Boulevard Street Dedication, being a subdivision of 2.3580 acres out of the Robert E. Handy Survey, A-187, in the City of Rosenberg, Fort Bend County, Texas (Fort Bend County Municipal Utility District No. 144). (Travis Tanner, Executive Director of Community Development)
- C. Consideration of and action on a Final Plat of Rivers Mist Section Three, being a subdivision of 31.51 acres out of the WM. Lusk Survey, A-276, in Fort Bend County, Texas. (Fort Bend County Municipal Utility District No. 158): Also being a partial replat of restricted Reserve 'C', Block 1, Rivers Mist Section Two, Plat No. 2015008851 F.B.C.P.R.; 73 lots, 3 blocks and 5 reserves (13.2161 acres). (Travis Tanner, Executive Director of Community Development)

REGULAR AGENDA

- 2. Hold public hearing regarding proposed financing to be issued by the Clifton Higher Education Finance Corporation in a maximum amount of \$27,000,000 for the purpose of financing an approximately 105,000 square foot education building and related site work (the "Project") for the TSTC Foundation (the "Foundation"), with the Project building to be leased to the Texas State Technical College System ("TSTC"). (Travis Tanner, Executive Director of Community Development)
- 3. Consideration of and action on Resolution No. R-1963, a Resolution in support of tax exempt financing to be undertaken by the Clifton Higher Education Finance Corporation for the benefit of the TSTC Foundation and the Texas State Technical College System. (Travis Tanner, Executive Director of Community Development)
- 4. Consideration of and action on Resolution No. R-1964, a Resolution in support of House Bill No. 3634 relating to the authority of a municipality to impose a local tax on the sale of certain motor fuel and to the use of the tax revenue by the municipality; authorizing penalties. (Vincent M. Morales, Jr., Mayor)
- 5. Consideration of and action on Resolution No. R-1961, a Resolution authorizing the City Manager to execute, for and on behalf of the City, a Pipeline Crossing Agreement related to the North Side Water Line Improvement Project – Phase II, by and between the City and Union Pacific Railroad Company, in the amount of \$6,700.00 (John Maresh, Assistant City Manager of Public Services)
- 6. Hold Executive Session to consult with City Attorney on pending litigation regarding Texas Department of Transportation v. Rosenberg eminent domain proceedings pursuant to Section 551.071 of the Texas Government Code; to deliberate the potential purchase, exchange, lease, or value of real property pursuant to Section 551.072 of the Texas Government Code; and, to deliberate personnel matters regarding the employment, evaluation and duties of the City Manager pursuant to Section 551.074 of the Texas Government Code.
- 7. Adjourn Executive Session, reconvene into Regular Session, and take action as necessary as a result of Executive Session.
- 8. Announcements.
- 9. Adjournment.

[EXECUTION PAGE TO FOLLOW]

DATED AND POSTED this the 1st day of May 2015, at 8:45 a.m.

by Anne Stark



Anne Stark

Attest:
Anne Stark, Assistant City Secretary

John Mares

Approved for Posting:
John Mares, 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.