

NOTICE OF SPECIAL COUNCIL MEETING

NOTICE IS HEREBY GIVEN THAT THE CITY COUNCIL OF THE CITY OF ROSENBERG, FORT BEND COUNTY, TEXAS, WILL MEET IN SPECIAL SESSION OPEN TO THE PUBLIC AS FOLLOWS:

DATE: Monday, June 22, 2015

TIME: 6:30 p.m.

PLACE: Rosenberg City Hall
City Hall Council Chamber
2110 4th Street
Rosenberg, Texas 77471

PURPOSE: Special 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

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 May 26, 2015, Workshop Meeting Minutes for May 26, 2015, Special Meeting Minutes for June 02, 2015, and Regular Meeting Minutes for June 02, 2015. (Linda Cernosek, City Secretary)
 - B. Consideration of and action on Resolution No. R-1986, a Resolution acknowledging and accepting the acquisition by Utility Easements of certain property generally located along FM 2977 (Minonite Road) between Bryan Road and Lark Lane, associated with the installation of utility lines necessary to accommodate the FM 2977 16-Inch Waterline Loop Project and future water and sewer utilities as follows:
 - a. 0.18 acre tract of land in the Robert E. Handy Survey, Abstract 187, City of Rosenberg, Fort Bend County, Texas, being over, through, and across Reserve "B" of Blume Addition, according to map or plat thereof recorded under Slide Number 1143A, Plat Records, Fort Bend County, Texas, with all bearings based upon the Texas Coordinate System, South Central Zone, NAD83, based upon GPS observations;
 - b. 0.05 acre tract of land, a 15-foot wide strip of land in the Robert E. Handy Survey, Abstract 187, Fort Bend County, Texas, being over, through, and across Lot 14 of Blume Addition according to map or plat thereof recorded under Slide Number 1143A, Plat Records, Fort Bend County, Texas, with all bearings based upon the Texas Coordinate System, South Central Zone, NAD83, based upon GPS observations;

- c. 0.07 acre tract of land, a 20-foot wide strip of land in the Robert E. Handy Survey, Abstract 187, City of Rosenberg, Fort Bend County, Texas, being over, through, and across that certain called 1.0 acre tract recorded in Volume 2641, Page 899, Official Records, Fort Bend County, Texas, with all bearings based upon the Texas Coordinate System, South Central Zone, NAD83, based upon GPS observations; and,
 - d. 0.64 acre tract of land, a 20-foot wide strip of land in the Robert E. Handy Survey, Abstract 187, City of Rosenberg, Fort Bend County, Texas, being over, through, and across a portion of a called 93.890 acre tract recorded under County Clerk's File Number 2008131989, Official Public Records, Fort Bend County, Texas, with all bearings based upon the Texas Coordinate System, South Central Zone, NAD83, based upon GPS observations. (John Maresh, Assistant City Manager of Public Services)
- C. Consideration of and action on a Final Replat of Macer Reserves, being a partial replat of Reserve "C" of Kwikrose Commercial Park (Slide No. 1436/A; Plat Records of Fort Bend County, Texas) together with a portion of a call 5.00 acre tract of land (Fort Bend County Clerk's File No. 2007074320), both being in the Henry Scott Survey, Abstract No. 83, and being a replat of Reserve "C" of Deedco Subdivision No. 19 (Slide No. 1357/A; Plat Records of Fort Bend County, Texas) together with a call 0.216 acre tract of land (Fort Bend County Clerk's File No. 2003173704), both being in the J.D. Vermillion Survey, Abstract No. 341, all inclusive being in the City of Rosenberg, Fort Bend County, Texas; 0 lots, 2 reserves, 1 block. (Travis Tanner, Executive Director of Community Development)
 - D. Consideration of and action on a Final Plat of Irby Cobb Boulevard Street Dedication No. Two, a subdivision of 3.451 acres containing 1,930 L.F. of R.O.W., out of the Eugene Wheat Survey, A-396, and the Wiley Martin League, A-56, Fort Bend County, Texas. (Travis Tanner, Executive Director of Community Development)
 - E. Consideration of and action on a Final Plat of Walnut Creek Section Eleven, a subdivision of 8.764 acres containing 27 lots, 2 blocks and 1 restricted reserve out of the Eugene Wheat Survey, A-396, and the Wiley Martin League, A-56, Fort Bend County, Texas. (Travis Tanner, Executive Director of Community Development)

REGULAR AGENDA

- 2. Consideration of and action on Resolution No. R-1987, a Resolution approving continuing disclosure undertaking in connection with the issuance of bonds by the Brazosport Water Authority. (Joyce Vasut, Executive Director of Administrative Services)
- 3. Consideration of and action on Resolution No. R-1988, a Resolution authorizing the City Manager to execute, for and on behalf of the City, Budget Amendment 15-11, in the amount of \$552,000 for information technology licensing and server, certain pieces of equipment and electrical improvements for Wastewater Treatment Plant No. 1-A. (Joyce Vasut, Executive Director of Administrative Services)
- 4. Consideration of and action on Resolution No. R-1992, a Resolution regarding funding for the oversizing of a water line for the Texas State Technical College (TSTC) Fort Bend Campus in an amount not to exceed \$100,000. (John Maresh, Assistant City Manager of Public Services)
- 5. Consideration of and action on Resolution No. R-1973, a Resolution authorizing the Parks and Recreation Department to submit an application for the 100 Trees for 100 Cities grant program. (Darren McCarthy, Parks and Recreation Director)
- 6. Consideration of and action on Resolution No. R-1980, a Resolution authorizing the City Manager to execute, for and on behalf of the City, a Contract Extension for Grounds Maintenance Services, by and between the City and Landscape Professionals of Texas, in the amount of \$64,362 for a term of one (1) year, terminating on June 04, 2016. (Darren McCarthy, Parks and Recreation Director)
- 7. Consideration of and action on Resolution No. R-1985, a Resolution authorizing acceptance of a donation of playground equipment for Community Park from Fort Bend Cares; and, authorizing the City Manager to negotiate and execute, for and on behalf of the City, any necessary documentation to facilitate the purchase and installation of same. (Darren McCarthy, Parks and Recreation Director)
- 8. Consideration of and action on Resolution No. R-1981, a Resolution regarding the public purpose and benefit related to the distribution of City-purchased mosquito larvicide to City of Rosenberg residents. (Jeff Trinker, Executive Director of Support Services)
- 9. Review and discuss the reinstatement of the monthly City newsletter, and take action as necessary. (William Benton, Councilor, At Large Position One)

10. Hold Executive Session to consult with attorney to receive legal advice on legal matters pursuant to Section 551.071 of the Texas Government Code; 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 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.
11. Adjourn Executive Session, reconvene into Special 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 19th day of June 2015, at 10:15 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

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.