

CITY OF ROSEBERG

REGULAR COUNCIL MEETING MINUTES

On this the 7th day of July, 2015, the City Council of the City of Rosenberg, Fort Bend County, Texas, met in a Regular Session, in the Rosenberg City Hall Council Chamber, located at 2110 4th Street, Rosenberg, Texas.

PRESENT

Cynthia McConathy	Mayor
William Benton	Councilor at Large, Position 1
Amanda Barta	Councilor at Large, Position 2
Jimmie Pena	Councilor, District 1
Susan Euton	Councilor, District 2
Lisa Wallingford	Councilor, District 3
Lynn Moses	Councilor, District 4

STAFF PRESENT

Robert Gracia	City Manager
Scott M. Tschirhart	City Attorney
Linda Cernosek	City Secretary
John Maresh	Assistant City Manager of Public Services
Jeff Trinker	Executive Director of Support Services
Joyce Vasut	Executive Director of Administrative Services
Travis Tanner	Executive Director of Community Development
Charles Kalkomey	City Engineer
Tonya Palmer	Building Official
Valente Martinez	Fleet Manager
Lisa Olmeda	Human Resources Director
Dallis Warren	Police Chief
Wade Goates	Fire Chief
Angela Fritz	Executive Director of Information Services
Darren McCarthy	Parks and Recreation Director
Lydia Acosta	Recreation Program Coordinator
Randall Malik	Economic Development Director
James Lewis	Information Services Manager
Fernando DeLeGarza	Information Technology Specialist
Steven Trevino	Information Technology Specialist
Cynthia Sullivan	Information Services – Sec II
Luis Garza	Accounting Supervisor
Kaye Supak	Executive Assistant

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.

Mayor McConathy called the meeting to order at 7:00 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE.

Reverend Daniel Haas, St. John's United Church of Christ, Rosenberg, gave the invocation and led the pledge of allegiance to the flag.

PRESENTATION OF THE NATIONAL LAW ENFORCEMENT OFFICERS MEMORIAL FUND OFFICER OF THE MONTH AWARD.

Dallis Warren, Police Chief, and DPS Sergeant Eric Gray, representative from National Law Enforcement Officers Memorial Fund (NLEOMF), presented the NLEOMF Officer of the Month Award to Sergeant Anthony Schnacky and Officer Matthew Curry for their quick thinking and heroic action in extracting a citizen from a burning vehicle.

PRESENTATION OF TEXAS ASSOCIATION OF GOVERNMENT INFORMATION TECHNOLOGY MANAGERS RISING STAR AWARD.

Angela Fritz, Executive Director Information Services, and Chris Piker, representative from the Texas Association of Government Information Technology Managers (TAGITM), presented the TAGITM Rising Star Award to James Lewis, Information Services Manager.

PRESENTATION OF ROSENBERG IMAGE COMMITTEE BEAUTIFICATION AND RENOVATION AWARDS.

William Benton, Councilor, presented Rosenberg Image Committee Beautification and Renovation Awards to:

- Wayne and Kay Pomikal 3602 Avenue R
- Monte and Josefina Silhavy 4308 Juan Carlos Court
- Our Lady of Guadalupe Catholic Church 1600 Avenue D

PRESENTATION OF PROCLAMATION RECOGNIZING THE MONTH OF JULY 2015 AS PARKS AND RECREATION MONTH IN THE CITY OF ROSENBERG.

Cynthia McConathy, Mayor, presented a Proclamation Recognizing the Month of July 2015 as Parks and Recreation Month in the City of Rosenberg.

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 JUNE 22, 2015, SPECIAL MEETING MINUTES FOR JUNE 23, 2015, AND WORKSHOP MEETING MINUTES FOR JUNE 23, 2015.

B. CONSIDERATION OF AND ACTION ON A FINAL PLAT OF STONECREEK ESTATES SECTION ONE, A SUBDIVISION OF 76.47 ACRES OF LAND OUT OF THE WILEY MARTIN SURVEY, A-56 FORT BEND COUNTY, TEXAS; 185 LOTS, 8 RESERVES, 9 BLOCKS.

Executive Summary: The Final Plat of Stonecreek Estates Section One adjoins the Berdett Road right-of-way immediately south of Dry Creek. The subdivision is located in Fort Bend County Municipal Utility District No. 184, for which the Development and Utility Agreements were approved by City Council on August 26, 2014. The Planning Commission recommended approval of the Development Agreement and Land Plan on August 20. The Plat is located in the Extraterritorial Jurisdiction (ETJ) with the exception of a portion of the City Limits abutting Dry Creek.

The Plat consists of 76.47 acres and 185 single-family residential lots. Additionally, the Plat contains several acres in landscape reserves and an approximately 5.18-acre recreation

center site that will receive credit toward meeting parkland dedication requirements. All proposed lots are a minimum of sixty feet (60') in width with some lots being substantially larger. The Plat complies with current City ordinances related to lot size and parkland dedication.

The Preliminary Plat of this subdivision was approved by the Planning Commission on September 17, 2014. Due to the expiration provisions in the ordinance, the Preliminary Plat approval was extended by the Planning Commission on April 15, 2015. The Commission approved the Final Plat on May 20, 2015. The proposed Final Plat is in conformance with the approved Land Plan, Preliminary Plat, and with applicable City ordinances. Staff recommends approval of the Final Plat of Stonecreek Estates Section One.

C. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1989, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE, FOR AND ON BEHALF OF THE CITY, AN INTERLOCAL AGREEMENT BETWEEN FORT BEND COUNTY AND THE CITY OF ROSENBERG, TEXAS, FOR RADIO SYSTEM USE WITHIN FORT BEND COUNTY'S 800 MEGAHERTZ PUBLIC SAFETY RADIO SYSTEM FOR THE TERM ENDING SEPTEMBER 30, 2015.**

Executive Summary: City Council approval is requested for Resolution No. R-1989 which authorizes the approval of a new Interlocal Agreement with Fort Bend County for the operation of an 800 megahertz public safety radio system. The Agreement remains consistent with past years' Agreements and includes an increase of the monthly fees. This new Agreement, if approved, will take effect immediately and expire on September 30, 2015. The Agreement will automatically renew thereafter with said fee increase effective October 01, 2015.

The Interlocal Agreement has been included as Exhibit "A" to Resolution No. R-1989. Staff recommends approval of Resolution No. R-1989 as presented.

D. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1990, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE, FOR AND ON BEHALF OF THE CITY, AN INTERLOCAL AGREEMENT FOR HELICOPTER USE BY AND BETWEEN FORT BEND COUNTY AND THE CITY OF ROSENBERG, TEXAS.**

Executive Summary: The Fort Bend County Sheriff's office recently accepted the donation of two (2) OH58A Helicopters and have assigned them to the Patrol Division to implement a flight operations unit. Spotters/Observers have been selected from Fort Bend County Sheriff's Office and from the Police Departments of Missouri City, Rosenberg and Sugar Land. These Departments have agreed to a commitment of resources and agreed to train personnel as Tactical Flight Officers in support of this program.

Resolution No. R-1990 formalizes this Interlocal Agreement (Agreement) and outlines the responsibilities of each entity. The helicopters will be used to combat criminal activity and increase officer safety during patrol, tactical, investigative operations, and incident command operations. As part of this Agreement, the City will reimburse Fort Bend County \$7,500 per year for the fuel and operations cost of the helicopters. The Agreement will be implemented upon approval and expires on September 30, 2016, and will then automatically renew for one-year terms each October 1. Funds are currently allocated to cover the cost of this Agreement from seized assets and in future years will be included in the regular Budget.

Staff recommends approval of Resolution No. R-1990 as presented.

Action: Councilor Euton made a motion, seconded by Councilor Moses, to approve Consent Agenda Items A, B, C, and D. The motion carried by a unanimous vote.

REGULAR AGENDA

2a. *This item was formerly item 14 on the Agenda.*

CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1994, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE, FOR AND ON BEHALF OF THE CITY, A CONTRACT EXTENSION, BY AND BETWEEN THE CITY AND PATTILLO, BROWN AND HILL, LLP, FOR THE PROVISION OF PROFESSIONAL AUDIT SERVICES FOR FISCAL YEARS ENDING SEPTEMBER 30, 2015, AND SEPTEMBER 30, 2016.

Executive Summary: On July 03, 2012, City Council awarded the Professional Audit Services Contract (Contract) to Pattillo, Brown and Hill, L.L.P., under Resolution No. R-1518, for a three (3) year term, for the fiscal year ending September 30, 2012, and the following two (2) subsequent fiscal years ending September 30, 2013, and September 30, 2014, with a possible two-year extension not to exceed a total of five (5) years.

The City and Pattillo, Brown and Hill, L.L.P., have had a good working relationship for the past three (3) years and staff recommends extending the Contract for two (2) additional years to include fiscal years ending September 30, 2015, and September 30, 2016.

The Contract Extension is attached as Exhibit "A" to Resolution No. R-1994. Staff recommends approval of Resolution No. R-1994 as presented.

Key Discussion Points: Joyce Vasut read the Executive Summary and introduced Nicole Brown from Pattillo, Brown and Hill, L.L.P.

Action: Councilor Benton made a motion, seconded by Councilor Euton, to approve Resolution No. R-1994, a Resolution authorizing the City Manager to execute, for and on behalf of the City, a Contract Extension, by and between the City and Pattillo, Brown and Hill, LLP, for the provision of professional audit services for fiscal years ending September 30, 2015, and September 30, 2016. The motion carried by a unanimous vote.

2. **CONSIDERATION OF AND ACTION ON APPOINTMENT OF MAYOR PRO TEM FOR A ONE-YEAR TERM.**

Executive Summary: Historically, the Mayor and City Council have appointed a Mayor Pro Tem to serve a one-year term. Included in the agenda packet is a history list of those who have served as the Mayor Pro Tem in the past. This item is being presented by the City Secretary for City Council consideration for appointment of a Mayor Pro Tem for a one-year term.

Key Discussion Points: Linda Cernosek, City Secretary, read the Executive Summary.

Action: Councilor Euton made a motion, seconded by Councilor Pena, to appoint Councilor Pena as Mayor Pro Tem for a one-year term.

The motion failed by a vote of 2 to 5 as follows: Yeses: Councilors Pena and Euton. Noes: Mayor McConathy, Councilors Benton, Barta, Wallingford, and Moses.

Action: Councilor Moses made a motion, seconded by Councilor Benton, to approve appoint Councilor Barta as Mayor Pro Tem for a one-year term.

The motion carried by a vote of 5 to 2 as follows: Yeses: Mayor McConathy, Councilors Benton, Barta, Wallingford, and Moses. Noes: Councilors Pena and Euton.

3. **CONSIDERATION OF AND ACTION ON APPOINTMENTS TO CITY COUNCIL COMMITTEES:**

- a) **EMPLOYEE BENEFITS COMMITTEE (THREE POSITIONS);**
- b) **FINANCE/AUDIT COMMITTEE (THREE POSITIONS);**
- c) **HOUSTON-GALVESTON AREA COUNCIL (H-GAC)(REPRESENTATIVE AND ALTERNATE);**
- d) **IMAGE COMMITTEE (ONE VOTING COUNCIL MEMBER);**
- e) **MAIN STREET ADVISORY BOARD (ONE COUNCIL MEMBER EX-OFFICIO);**
- f) **PARKS AND RECREATION BOARD (ONE VOTING COUNCIL MEMBER);**

- g) **PLANNING COMMISSION (ONE COUNCIL MEMBER EX-OFFICIO);**
- h) **PROFESSIONAL SERVICES/ENGINEERING PROJECT REVIEW COMMITTEE (THREE POSITIONS); AND,**
- i) **ROSENBERG DEVELOPMENT CORPORATION (THREE COUNCIL REPRESENTATIVES/DIRECTORS).**

Executive Summary: Each year the City Council appoints and reappoints members to the City's Boards, Committees, and Commissions (Committees) that are to be appointed or reappointed for that particular year. The City Council Committees requiring City Council Members to be appointed are Employee Benefits Committee (three positions); Finance/Audit Committee (three positions); Houston-Galveston Area Council (H-GAC)(Representative and Alternate); Image Committee (one voting Council Member); Main Street Advisory Board (one Council Member ex-officio); Parks and Recreation Board (one voting Council Member); Planning Commission (one Council Member ex-officio); Professional Services/Engineering Project Review Committee (three positions); and Rosenberg Development Corporation (three Council Representatives/Directors). Included in the agenda packet is a copy of the above Committees and the Council Members that previously served.

Key Discussion Points: Linda Cernosek read the Executive Summary.

Employee Benefits Committee (three positions)

Action: Councilor Benton made a motion, seconded by Councilor Barta, to appoint the following members to the Employee Benefits Committee: Councilors Pena, Wallingford, and Moses. The motion carried by a unanimous vote.

Finance/Audit Committee (three positions)

Action: Councilor Benton made a motion, seconded by Councilor Barta, to reappoint the following members to the Finance/Audit Committee: Mayor McConathy, Councilor Benton, and Councilor Euton. The motion carried by a unanimous vote.

Houston-Galveston Area Council (H-GAC)(Representative and Alternate)

Action: Councilor Euton made a motion, seconded by Councilor Moses, to reappoint Mayor McConathy as the Representative to the Houston-Galveston Area Council (HGAC). The motion carried by a unanimous vote.

Action: Mayor McConathy made a motion, seconded by Councilor Benton, to appoint Councilor Pena as the Alternate to the Houston-Galveston Area Council (HGAC). The motion carried by a unanimous vote.

Image Committee (one voting Council Member)

Action: Mayor McConathy made a motion, seconded by Councilor Euton, to reappoint Councilor Benton to the Image Committee as the voting Council Member. The motion carried by a unanimous vote.

Main Street Advisory Board (one Council Member ex-officio)

Action: Councilor Benton made a motion, seconded by Councilor Barta, to reappoint Councilor Pena to the Main Street Advisory Board as the Council Member ex-officio. The motion carried by a unanimous vote.

Parks and Recreation Board (one voting Council Member)

Action: Councilor Benton made a motion, seconded by Councilor Wallingford, to reappoint Councilor Barta to the Parks and Recreation Board as the voting Council Member. The motion carried by a unanimous vote.

Planning Commission (one Council Member ex-officio)

Action: Mayor McConathy made a motion, seconded by Councilor Moses, to appoint Councilor Euton to the Planning Commission as the Council Member ex-officio. The motion carried by a unanimous vote.

Professional Services/Engineering Project Review Committee (three positions)

Action: Councilor Pena made a motion, seconded by Councilor Benton, to reappoint Councilors Benton and Pena, and to appoint Councilor Euton to the Professional Services/Engineering Project Review Committee. The motion carried by a unanimous vote.

Rosenberg Development Corporation (three Council Representatives/Directors)

Action: Mayor McConathy made a motion, seconded by Councilor Benton, to appoint the following City Council Representatives to the Rosenberg Development Corporation: Councilors Barta, Pena, and Moses. The motion carried by a unanimous vote.

4. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1991, A RESOLUTION ACCEPTING THE FILING OF A PETITION BY LAND OWNER FOR ANNEXATION OF 3.483 ACRES OF LAND IN THE EUGENE WHEAT SURVEY, A-396, FORT BEND COUNTY, TEXAS.**

Executive Summary: City staff has received a petition from Lennar Homes, property owner of Walnut Creek (Fort Bend County MUD No. 152) for the voluntary annexation of 3.483 acres and disannexation of 8.709 acres as seen in the documents and vicinity map included in the agenda packet. The main purpose of the request is to not have developable properties that are in multiple jurisdictions. This could be beneficial not only to the developer, but also to the City by avoiding confusion as to what entity (City or County) is responsible for maintenance, emergency response, and other issues. Further, despite being smaller in size than the proposed disannexation tract (3.483 acres versus 8.709), the proposed annexation tract had a higher taxable value for 2014 (\$242,170) than the disannexation tract (est. \$3,136), so this would result in a net fiscal gain to the City.

However, before taking any action on the annexation or disannexation, a Resolution must first be passed accepting the filing of the petition for annexation. Resolution No. R-1991 is regarding the acceptance of the petition for annexation only and does not provide for the disannexation request; annexation and disannexation have different requirements per the City Charter. If passed, separate ordinances for annexation and disannexation of the proposed property will be placed on the July 21, 2015 City Council Agenda. Staff recommends approval of Resolution No. R-1991.

Key Discussion Points: Travis Tanner, Executive Director of Community Development, gave an overview of the item.

Action: Councilor Barta made a motion, seconded by Councilor Wallingford, to approve Resolution No. R-1991, a Resolution accepting the filing of a petition by land owner for annexation of 3.483 acres of land in the Eugene Wheat Survey, A-396, Fort Bend County, Texas. The motion carried by a unanimous vote.

5. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1984, A RESOLUTION AWARDED BID NO. 2015-09, FOR CONSTRUCTION OF 16-INCH WATER LINE EXTENSION – BRYAN ROAD TO FUTURE ELEVATED STORAGE TANK; AND, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE, FOR AND ON BEHALF OF THE CITY, APPROPRIATE DOCUMENTS AND/OR AGREEMENTS REGARDING SAME.**

Executive Summary: Bids were received on Wednesday, June 10, 2015, for Bid No. 2015-09 for construction of the FM 2977 16-inch Water Line Extension – Bryan Road to Future Elevated Storage Tank (Project). A total of eight (8) bids were opened and tabulated as indicated on the bid summary form.

Staff recommends Bid No. 2015-09 be awarded to Gonzalez Construction Enterprise, Inc., for the base bid and alternate "A" in the total amount of \$597,984.73 for construction of the Project that will be constructed behind Fire Station No. 3, which is located at the corner of August Green Drive and FM 2977 (Minonite Road). The correspondence from Charles Kalkomey, Project Engineer, included in the agenda packet recommends same. Should the bid be awarded as recommended, the proposal from Gonzalez Construction Enterprise, Inc., will be attached and serve as Exhibit "A" to Resolution No. R-1984. The contract time is 75 calendar days.

This Project is included in the FY2015 Capital Improvement Plan approved by City Council on June 17, 2014. The Project is also a part of the City's approved Groundwater Reduction Plan and will be an essential element necessary to transport the alternative surface water source into the distribution system. This Project will also loop with a dead-end 12-inch water line located on Rohan Road at FM 2977 to create an additional feed for this area of the City/ETJ and help maintain water pressure and capacity necessary to comply with the Texas Commission on Environmental Quality (TCEQ) water system design criteria.

Staff recommends approval of Resolution No. R-1984 which will award Bid No. 2015-09 and provide authorization for the City Manager to negotiate and execute all required documents necessary to facilitate the Agreement.

Key Discussion Points: John Maresh, Assistant City Manager of Public Services, read the Executive Summary. Mr. Maresh advised Council that this company has done good work and has stayed on schedule on the Bamore Road, Phase 3 project for the City; however, there are liquidated damage clauses in the contract in the event of delays. Construction should begin fairly quickly upon completing the contract documents.

Action: Councilor Benton made a motion, seconded by Councilor Moses, to approve Resolution No. R-1984, a Resolution awarding Bid No. 2015-09 to Gonzalez Construction Enterprise, Inc., for construction of 16-inch Water Line Extension – Bryan Road to Future Elevated Storage Tank; and, authorizing the City Manager to negotiate and execute, for and on behalf of the City, appropriate documents and/or agreements regarding same. The motion carried by a unanimous vote.

6. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-2000, A RESOLUTION AWARDED A BID FOR THE PURCHASE OF A MOTOR GRADER, AND DECLARING CERTAIN EQUIPMENT AS SURPLUS AND APPROVING A TRADE-IN VALUE; AND, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE, FOR AND ON BEHALF OF THE CITY, APPROPRIATE DOCUMENTS NECESSARY TO FACILITATE SAID PURCHASE AND TRADE-IN.**

Executive Summary: At the Special Meeting on June 22, 2015, the City Council approved Budget Amendment 15-11 through Resolution No. R-1988. Three (3) pieces of essential equipment were included in that Resolution for the Public Works Department: a motor grader, a bucket truck, and an asphalt patch truck. Staff has received a bid for the purchase of a 2015 year model Noram 65E compact motor grader from Mustang Caterpillar in the amount of \$139,000.00 utilizing the BuyBoard Cooperative Purchasing Program. Mustang Caterpillar has also offered a Trade-In value in the amount of \$19,000.00 for the 1999 year model Fiat FG65C currently in the City Public Works equipment fleet. The net cost with the trade-in is \$120,000.00. Both the Fleet Supervisor and the Public Works Director believe the trade-in value is very fair and the City should accept it.

Staff recommends approval of Resolution No. R-2000, awarding a bid for the purchase of a motor grader and declaring the 1999 year model Fiat FG65C motor grader as surplus equipment; and authorizing the City Manager to negotiate and execute appropriate documents necessary to facilitate said purchase and trade-in in the net amount of \$120,000.00. Should City Council approve the Resolution, the proposal will be attached to serve as Exhibit "A".

Key Discussion Points: John Maresh read the Executive Summary.

Action: Councilor Benton made a motion, seconded by Councilor Barta, to approve Resolution No. R-2000, a Resolution awarding a bid for the purchase of a motor grader to Mustang Caterpillar and declaring certain equipment as surplus and approving a trade-in value; and, authorizing the City Manager to negotiate and execute, for and on behalf of the City, appropriate documents necessary to facilitate said purchase and trade-in. The motion carried by a unanimous vote.

7. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-2001, A RESOLUTION AWARDDING A BID FOR THE PURCHASE OF AN ASPHALT PATCH TRUCK; AND, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE, FOR AND ON BEHALF OF THE CITY, APPROPRIATE DOCUMENTS AND/OR AGREEMENTS REGARDING SAME.**

Executive Summary: At the Special Meeting on June 22, 2015, the City Council approved Budget Amendment 15-11 through Resolution No. R-1988. Three (3) pieces of essential equipment were included in that Resolution for the Public Works Department: a motor grader, a bucket truck, and an asphalt patch truck. The total funding allocation for these pieces of equipment is \$368,000. Staff has received a bid for the purchase of a 2016 year model Freightliner chassis with a Pro-Patch Asphalt Pothole Patcher. The asphalt patch truck would be purchased from Freightliner of Austin, utilizing the BuyBoard Cooperative Purchasing Program. The total cost, including BuyBoard Administrative Fee is \$144,782.70. Staff would also note the allocation for the asphalt patch truck was initially estimated at \$119,000. However, favorable bids were obtained for both the motor grader (including trade-in value) and bucket truck resulting in a total expenditure amount of \$357,982.70, or \$10,017.30 below the budgeted amount for all three pieces of equipment.

Staff recommends approval of Resolution No. R-2001, awarding a bid for the purchase of an asphalt patch truck in the amount of \$144,782.70 from Freightliner of Austin, utilizing the BuyBoard Cooperative Purchasing Program. Should City Council approve the Resolution, the proposal will be attached to serve as Exhibit "A".

Key Discussion Points: John Maresh read the Executive Summary.

Action: Councilor Barta made a motion, seconded by Councilor Euton, to approve Resolution No. R-2001, a Resolution awarding a bid for the purchase of an asphalt patch truck to Freightliner of Austin; and, authorizing the City Manager to negotiate and execute, for and on behalf of the City, appropriate documents and/or agreements regarding same. The motion carried by a unanimous vote.

8. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-2002, A RESOLUTION AWARDDING A BID FOR THE PURCHASE OF A BUCKET TRUCK; AND, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE, FOR AND ON BEHALF OF THE CITY, APPROPRIATE DOCUMENTS AND/OR AGREEMENTS REGARDING SAME.**

Executive Summary: At the Special Meeting on June 22, 2015, the City Council approved Budget Amendment 15-11 through Resolution No. R-1988. Three (3) pieces of essential equipment were included in that Resolution for the Public Works Department: a motor grader, a bucket truck, and an asphalt patch truck. Staff has received a bid for the purchase of a 2015 year model Ford F550 chassis with a Versalift telescopic aerial platform lift capable of a 45-foot working height. The bucket truck would be purchased from Caldwell Country utilizing the BuyBoard Cooperative Purchasing Program. The total cost, including BuyBoard Administrative Fee is \$93,200.00.

Staff recommends approval of Resolution No. R-2002, awarding a bid for the purchase of a bucket truck in the amount of \$93,200.00 from Caldwell Country utilizing the BuyBoard Cooperative Purchasing Program. Should City Council approve the Resolution, the proposal will be attached to serve as Exhibit "A".

Key Discussion Points: John Maresh read the Executive Summary.

Action: Councilor Barta made a motion, seconded by Councilor Wallingford, to approve Resolution No. R-2002, a Resolution awarding a bid for the purchase of a bucket truck to Caldwell Country; and, authorizing the City Manager to negotiate and execute, for and on behalf of the City, appropriate documents and/or agreements regarding same. The motion carried by a unanimous vote.

9. ***This item was pulled from the agenda.***
CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1995, A RESOLUTION PROVIDING FOR ACCEPTANCE OF A CLASSIFICATION AND COMPENSATION PLAN.

Executive Summary: On June 30, 2015, City Council reviewed and discussed a Final Report regarding job classifications and compensation for City employees as presented by Gallagher Benefits Services, Inc. The Final Report contained measurable criteria necessary to establish market comparisons to the current level of compensation paid for all City job classifications which make up the City's Classification and Compensation Plan (Plan).

Implementation cost options were also presented and discussed. Ultimately, City Council agreed to defer the discussions regarding the Final Report, Plan, and implementation cost options to the City's Finance Committee (Committee). Said Committee meeting was set in order to take place prior to the July 7th City Council Meeting.

Staff has prepared a draft of Resolution No. R-1995. The Resolution will provide for the acceptance of the Classification and Compensation Plan. Resolution No. R-1995 will also provide an opportunity for City Council to select one of the three recommended cost implementation options, or an alternative form of the options presented.

Staff recommends approval of Resolution No. R-1995 predicated upon final consideration by City Council, and will be completed with the insertion of Implementation Cost Option 1, Option 2, or Option 3, and the establishment of an effective date.

10. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1993, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE, FOR AND ON BEHALF OF THE CITY, BUDGET AMENDMENT 15-12 IN THE AMOUNT OF \$98,325 FOR THE WATER LINE OVERSIZING FOR THE TEXAS STATE TECHNICAL COLLEGE PROJECT.**

Executive Summary: At the June 22, 2015 Special Meeting, City Council approved Resolution No. R-1992 which authorized funds in an amount not to exceed \$100,000 for oversizing the water line to serve the Texas State Technical College (TSTC) in order to accommodate additional future development around the Fort Bend campus. Budget Amendment 15-12 in the amount of \$98,325 is for the delta between 12-inch and 16-inch upsize of the water line for the TSTC Project. Staff recommends allocating the necessary funds from the Subsidence Fund, Retained Earnings.

Budget Amendment 15-12 is included in the agenda packet as Exhibit "A" to Resolution No. R-1993. Staff recommends approval of Resolution No. R-1993 as presented.

Key Discussion Points: Joyce Vasut read the Executive Summary.

Action: Councilor Barta made a motion, seconded by Councilor Moses, to approve Resolution No. R-1993, a Resolution authorizing the City Manager to execute, for and on behalf of the City, Budget Amendment 15-12 in the amount of \$98,325 for the water line oversizing for the Texas State Technical College Project. The motion carried by a unanimous vote.

11. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1996, A RESOLUTION APPROVING FY2016 BUDGET PRIORITIES.**

Executive Summary: As part of the FY2016 Budget process, each Department was asked to submit their needs, not including operational expenses, for FY2016. The needs were submitted as either a (1) capital request (over \$100,000), (2) a supplemental request (under \$100,000), or (3) a personnel request. The majority of the items requested were identified during the strategic planning process. Once the requests were compiled, City management (Department Directors) met and prioritized the requests.

A listing of requests, as prioritized by management, was presented to City Council at the June 23, 2015 City Council Workshop for discussion. Based on the discussion, City Council prioritized the requests from one (1) to twenty-five (25). The top 25 requests, as prioritized by City Council, were presented at the June 30, 2015 Special City Council Workshop.

Resolution No. R-1996 includes the 25 highest prioritized requests and, should City Council approve, allows City staff to determine the number of items that may be funded and

included in the proposed FY2016 Budget. Staff recommends approval of Resolution No. R-1996.

Key Discussion Points: Joyce Vasut read the Executive Summary and explained that passing this Resolution does not mean that all of the projects will be funded; rather, it gives staff a priority list for guidance when trying to fund as many of the projects as possible. Ms. Vasut requested clarification from Council regarding their wishes with the Firewall, which Council stated is a priority to fund prior to a technology audit, along with ticket writers, if possible.

Action: Councilor Euton made a motion, seconded by Councilor Moses, to approve Resolution No. R-1996, a Resolution approving FY2016 Budget Priorities. The motion carried by a unanimous vote.

12. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1997, A RESOLUTION APPROVING CAPITAL IMPROVEMENT PLAN PRIORITIES FOR FY2016.**

Executive Summary: During the FY2016 Budget process, staff reviewed the current Capital Improvement Plan (CIP) and is recommending that a total of twenty-three (23) projects be addressed in FY2016. Exhibit "A" to Resolution No. R-1997 lists the twenty-three (23) individual projects. The Planning Commission met on May 20, 2015, and also recommended approval of the projects proposed for the FY2016 CIP. These projects were also presented to City Council at the June 23, 2015 City Council Workshop.

Existing funding is available for eleven (11) of the Capital Projects. Three (3) projects can be funded using General Fund Balance which will require a budget adjustment at a future meeting. The Railroad Quiet Zones Project is awaiting additional costing information before funding can be determined.

There are several remaining Capital Projects which are not completely funded. Funding for these projects may include the issuance of Certificates of Obligation, as follows:

- **Issue Certificates of Obligation – November 2015 - \$4,915,200
(to be paid with Subsidence Fees)**
 - Chloramine Conversion System (GRP) - \$376,200
 - Water Plant No. 8 (GRP) - \$4,539,000

- **Issue Certificates of Obligation – November 2015 - \$5,000,000
(to be paid with Water/Wastewater fees)**
 - WWTP 1A Collection System (Phase Two) - \$5,000,000

- **Issue Certificates of Obligation - March 2016 - \$5,612,000**
 - Bryan Road – \$2,300,000
 - Spacek Road Improvements - Phase II – \$312,000
 - Old Richmond Road/Jennetta Street and Avenue F Drainage - \$3,000,000

- **Issue Certificates of Obligation – March 2016 - \$4,317,000
(to be paid with Water/Wastewater fees)**
 - Spacek Road Sewer Lift Station - \$2,617,000
 - Spacek Road Sewer Line - \$1,700,000

The actual details regarding the issuance of Certificates of Obligation, including the dollar amounts and timing of the issues, will be analyzed and strategized during the first quarter of FY2016 to determine the best options for the City.

Approval of Resolution No. R-1997 will establish the City's FY2016 Capital Improvements Plan and allow for the projects to be properly included in the proposed FY2016 Budget. Staff recommends approval of Resolution No. R-1997.

Key Discussion Points: Joyce Vasut read the Executive Summary.

Action: Councilor Euton made a motion, seconded by Councilor Barta, to approve Resolution No. R-1997, a Resolution approving Capital Improvement Plan priorities for FY2016. The motion carried by a unanimous vote.

13. **CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1998, A RESOLUTION APPROVING CAPITAL IMPROVEMENT PLAN PRIORITIES FOR FY2017 THROUGH FY2020.**

Executive Summary: Pursuant to the City Charter which requires a five-year Capital Improvement Plan (CIP), staff has prepared a proposed schedule for Capital Projects in FY2017, FY2018, FY2019 and FY2020. The development of the CIP for FY2017 to FY2020 is based on several factors, including but not limited to:

- Unfunded Mandates (Fort Bend Subsidence District, TCEQ)
- Liability/Risk Management including noncompliance violations which subject the City to monetary fines, penalties and/or enforcement actions
- Protect the health, safety and welfare of the citizens and the environment
- Opportunities to leverage City funds with Fort Bend County Mobility Bond Funds or grant funds
- Quality of life/growth including City parks and City facilities

The proposed FY2017-FY2020 CIP is attached to Resolution No. R-1998 as Exhibit "A". Staff recommends approval of Resolution No. R-1998.

Key Discussion Points: Joyce Vasut read the Executive Summary. This list is a fluid document as serves as a general outline of future needs.

Action: Councilor Barta made a motion, seconded by Councilor Moses, to approve Resolution No. R-1998, a Resolution approving Capital Improvement Plan priorities for FY2017 to FY2020. The motion carried by a unanimous vote.

14. ***This item was considered at the beginning of the Agenda as item 2a.***

CONSIDERATION OF AND ACTION ON RESOLUTION NO. R-1994, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE, FOR AND ON BEHALF OF THE CITY, A CONTRACT EXTENSION, BY AND BETWEEN THE CITY AND PATILLO, BROWN AND HILL, LLP, FOR THE PROVISION OF PROFESSIONAL AUDIT SERVICES FOR FISCAL YEARS ENDING SEPTEMBER 30, 2015, AND SEPTEMBER 30, 2016.

15. **HOLD EXECUTIVE SESSION TO DELIBERATE THE EMPLOYMENT, EVALUATION, OR DUTIES OF THE CITY MANAGER PURSUANT TO SECTION 551.074 OF THE TEXAS GOVERNMENT CODE.**

Action: Councilor Barta made a motion, seconded by Councilor Wallingford, to adjourn to Executive Session. The motion carried by a unanimous vote of those present.

An Executive Session was held to deliberate the employment, evaluation, or duties of the City Manager pursuant to Section 551.074 of the Texas Government Code.

16. **ADJOURN EXECUTIVE SESSION, RECONVENE INTO REGULAR SESSION, AND TAKE ACTION AS NECESSARY AS A RESULT OF EXECUTIVE SESSION.**

Mayor McConathy adjourned the Executive Session and reconvened into Regular Session at 9:25 p.m.

17. **ANNOUNCEMENTS.**

- Effective July 21, Announcements will be moved to the beginning of the Agenda.
- Rosenberg Police Explorers are conducting a competition on July 18, 2015 at Terry High School, and are need of volunteers.

18. **ADJOURNMENT.**

There being no further business, Mayor McConathy adjourned the meeting at 9:28 p.m.


Linda Cernosek, TRMC, City Secretary