

NOTICE OF REGULAR CITY 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 17, 2016
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. (Reverend Frankie Rodriguez, Living Stones Church, Sugar Land)

Presentation of Gift to Retiring City Council Member Lisa M. Wallingford. (Cynthia A. McConathy, Mayor)

Presentation of Proclamation Proclaiming May 2016 as Older Americans Month in the City of Rosenberg. (Cynthia A. McConathy, Mayor)

Announcements.

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 minutes of the Workshop Meeting on April 26, 2016, and the Regular Meeting on May 03, 2016. (Linda Cernosek, City Secretary)

- B. Consideration of and action on authorization to sell the proposed list of surplus property items to be included in the online auction through Govdeals.com, and vehicles to be sold through C.J. Stommel and Associates, Inc. (Linda Cernosek, City Secretary)
- C. Consideration of and action on a Final Plat of Community Focus Foundation, a subdivision of 43.8605 acres of land out of William Lusk Survey, Abstract Number 276, City of Rosenberg, Fort Bend County, Texas; 1 reserve and 1 block. (Ian Knox, Planning Administrator)
- D. Consideration of and action on Ordinance No. 2016-16, an Ordinance amending the Code of Ordinances by amending Sections 21-26 and 21-27 of Article II of Chapter 21 thereof regarding Parks and Recreation Board composition and terms; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability. (Scott M. Tschirhart, City Attorney)
- E. Consideration of and action on Resolution No. R-2147, a Resolution amending the Rosenberg Image Committee Attendance Policy to include provisions regarding honorary memberships and residency requirements. (Scott M. Tschirhart, City Attorney)

REGULAR AGENDA

- 2. Consideration of and action on Resolution No. R-2146, a Resolution authorizing the addition of the national motto "In God We Trust" to be displayed on public safety and emergency response vehicles. (Dallis Warren, Police Chief / Wade Goates, Fire Chief)
- 3. Consideration of and action on a citizen request received by the City related to the Avenue B Connector Road Project. (Linda Cernosek, City Secretary)
- 4. Consideration of and action on Resolution No. R-2148, a Resolution authorizing the Interim City Manager to negotiate and execute, for and on behalf of the City, a Contract for Engineering Services for Avenue B Paving and Drainage Extension from 8th Street to River Road (Avenue B Connector Road), by and between the City and Kelly R. Kaluza and Associates, Inc., in an amount not to exceed \$121,090.00. (John Maresh, Interim City Manager)
- 5. Consideration of an action on Resolution No. R-2149, a Resolution authorizing the Interim City Manager to negotiate and execute, for and on behalf of the City, Supplemental Agreement No. 1 to the Engineering Agreement for Old Richmond Road and Jennetta Street Reconstruction, by and between the City and CivilCorp, LLC, to provide for additional services in the amount of \$26,524.75. (John Maresh, Interim City Manager)
- 6. Consideration of and action on Resolution No. R-2141, a Resolution awarding Bid No. 2016-10 for Lift Station No. 2 Replacement; and, authorizing the Interim City Manager to negotiate and execute, for and on behalf of the City, appropriate documents and/or agreements regarding same. (John Maresh, Interim City Manager)
- 7. Consideration of and action on Resolution No. R-2150, a Resolution amending Resolution No. R-474 heretofore previously adopted by the City Council on the 21st day of April 1998, and Resolution No. R-928 heretofore previously adopted by the City Council on the 3rd day of March 2009, providing for access fees to Seabourne Creek Regional Detention Basin and to provide for additional access fees for certain areas as therein set out. (Charles A. Kalkomey, P.E., City Engineer)
- 8. Consideration of and action on Resolution No. R-2151, a Resolution authorizing the issuance of Fort Bend County Municipal Utility District No. 167 (which includes Brazos Town Center) Unlimited Tax Road Refunding Bonds, Series 2016, in an amount not to exceed \$5,265,000, and Unlimited Tax Refunding Bonds, Series 2016A, in an amount not to exceed \$2,350,000. (Charles A. Kalkomey, P.E., City Engineer)

9. Consideration of and action on Resolution No. R-2145, a Resolution authorizing the Interim City Manager to accept and execute, for and on behalf of the City, a Proposal by and between the City and Gensler for Programming and Conceptual Design of Seabourne Creek Park Nature Center, and/or any other documentation necessary to facilitate the project, in an amount not to exceed \$35,000.00. (Darren McCarthy, Parks and Recreation Director)
10. Hold Executive Session to consult with the City Attorney to seek or receive advice on legal matters regarding pending or contemplated litigation regarding Junker Road 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 the employment of the Municipal Court Judge pursuant to Section 551.074 of the Texas Government Code.
11. Adjourn Executive Session, reconvene Regular Session, and take action as necessary as a result of Executive Session.
12. Adjournment.

DATED AND POSTED this the 13th day of May 2016, at 12:50p m.,

by

Linda Cernosek

Linda Cernosek

Attest:

Linda Cernosek, TRMC, City Secretary



John Maresh

Approved for Posting:

John Maresh, Interim-City Manager

Cynthia A. McConathy

Approved:

Cynthia A. 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 maybe 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.