

## **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, August 16, 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 Jimn Kyles, The Church, Rosenberg)

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 Workshop Meeting Minutes for July 26, 2016, and Regular Meeting Minutes for August 02, 2016. (Linda Cernosek, City Secretary)
- B. Consideration of and action on authorization of the proposed installation of speed humps on Walenta Avenue. (Rigo Calzoncin, Public Works Director)

- C. Consideration of and action on a Final Plat of Rosenberg Plumbing Service Inc, 15.5288 acres described as a called 17.30 acre tract of land, out of James Hughes Survey, Abstract No. 197, Fort Bend County, Texas, save and except a 1.7492 acre tract of land, out of the James Hughes Survey, Abstract 197, recorded in Volume 1944, Page 1201 of the Deed Records of Fort Bend County, Texas; 0 lots, 1 reserve (15.0995 acres) and 1 block. (Ian Knox, Planning Administrator)
- D. Consideration of and action on Resolution No. R-2197, a Resolution authorizing the Interim City Manager to execute, for and on behalf of the City, a Memorandum of License Agreement and License Agreement, by and between the City and GTE Mobilnet of South Texas Limited Partnership d/b/a Verizon Wireless, allowing the installation of antennae, associated cabling and equipment on the City-owned elevated water storage tank located at 3720 Airport Avenue. (John Maresh, Interim City Manager)
- E. Consideration of and action on Resolution No. R-2189, a Resolution awarding Bid No. 2016-16, for Seabourne Creek Regional Sports Complex Grounds Maintenance Services; and, authorizing the Interim City Manager to negotiate and execute, for and on behalf of the City, appropriate documents and/or agreements regarding same. (Darren McCarthy, Parks and Recreation Director)
- F. Consideration of and action on Resolution No. R-2190, a Resolution awarding Bid No. 2016-17, for Grounds Maintenance Services; and, authorizing the Interim City Manager to negotiate and execute, for and on behalf of the City, appropriate documents and/or agreements regarding same. (Darren McCarthy, Parks and Recreation Director)
- G. Consideration of and action on Resolution No. R-2191, a Resolution awarding Bid No. 2016-18, for Parks Janitorial Services; and, authorizing the Interim City Manager to negotiate and execute, for and on behalf of the City, a General Services Contract related thereto, and/or all necessary documentation regarding same. (Darren McCarthy, Parks and Recreation Director)
- H. Consideration of and action on Ordinance No. 2016-23, an Ordinance amending the Code of Ordinances, by amending Sections 6-251, 6-252, 6-253, and 6-259 of Article VIII entitled "Multi-Family Developments" of Chapter 6 thereof, providing for revised multi-family development regulations; and by amending Sections 6-416 through 6-421 of Article XVI entitled "Parking Lot Standards and Specifications" of Chapter 6 thereof, providing for revised parking regulations; providing a penalty in an amount as provided in Section 1-13 of this Code for violation of any provision hereof; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability. (Travis Tanner, Executive Director of Community Development)
- I. Consideration of and action on Ordinance No. 2016-24, an Ordinance amending the Code of Ordinances, by amending Sections 6-396 and 6-397 of Article XV entitled "Building and Setback Lines" of Chapter 6 thereof; providing for corrections; and, by amending Section 25-68 of Division 2 of Article III entitled "Specific Requirements" of Chapter 25 thereof; providing revised single-family residential building and setback lines; providing for the addition of regulations regarding carport setbacks; providing a penalty in an amount as provided in Section 1-13 of this Code for violation of any provision hereof; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability. (Travis Tanner, Executive Director of Community Development)
- J. Consideration of and action on Ordinance No. 2016-25, an Ordinance amending the Code of Ordinances by amending Section 25-61 of Division 2 of Article III of Chapter 25 thereof entitled "Streets", providing for revised street width requirements; providing a penalty in an amount as provided in Section 1-13 of this Code for violation of any provision hereof; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability. (Travis Tanner, Executive Director of Community Development)
- K. Consideration of and action on Quarterly Financial Report and Quarterly Investment Report for the quarter ended June 30, 2016. (Joyce Vasut, Executive Director of Administrative Services)

- L. Consideration of and action on Resolution No. R-2192, a Resolution authorizing the Rosenberg Police Department's submission of an application for the Texas Conversion to the National Incident-Based Reporting System (NIBRS) grant; and, authorizing the Police Chief to execute any and all necessary documentation regarding same. (Dallis Warren, Police Chief)

### **REGULAR AGENDA**

2. Hold first public hearing on a Strategic Partnership Agreement by and between the City and Fort Bend County Municipal Utility District No. 155 (Bonbrook Plantation). (Travis Tanner, Executive Director of Community Development)
3. Consideration of and action on Ordinance No. 2016-26, an Ordinance providing for approval of an expansion to the territory of Fort Bend County MUD No. 152 (Walnut Creek) of Fort Bend County, Texas, to include that area within the Extraterritorial Jurisdiction of the City, as further provided for herein; and making certain findings of fact and other conclusions as herein set out. (Travis Tanner, Executive Director of Community Development)
4. Consideration of and action on Resolution No. R-2198, a Resolution authorizing amendments to the Rosenberg Employee Benefits Trust Declaration of Trust, a Trust created for the purpose of providing City officers, employees, and qualified retirees and their dependents, with life, dental, vision, disability, sickness, accident, and other health benefits, either directly or through the purchase of insurance, and to perform operations in furtherance thereof. (Lori Remington, Human Resources Director)
5. Consideration of and action on Resolution No. R-2199, a Resolution authorizing the Interim City Manager to execute, for and on behalf of the City, an Administrative Services Agreement, by and between the City and the Rosenberg Employee Benefits Trust for the provision of certain administrative services for a term of one (1) year. (Lori Remington, Human Resources Director)
6. Consideration of and action on Resolution No. R-2200, a Resolution authorizing funding for a Contract with BlueCross BlueShield of Texas, for healthcare benefits for City employees, qualified retirees, and their dependents for one (1) year; and, authorizing the Rosenberg Employee Benefits Trust to negotiate and execute a Contract for same. (Lori Remington, Human Resources Director)
7. Consideration of and action on Resolution No. R-2201, a Resolution authorizing funding for a Contract with MetLife for dental care benefits for City employees, qualified retirees, and their dependents; and, authorizing the Rosenberg Employee Benefits Trust to negotiate and execute a Contract for same. (Lori Remington, Human Resources Director)
8. Consideration of and action on Resolution No. R-2202, a Resolution authorizing funding for a Contract with EyeMed for vision care benefits for City employees, qualified retirees, and their dependents; and, authorizing the Rosenberg Employee Benefits Trust to negotiate and execute a Contract for same. (Lori Remington, Human Resources Director)
9. Consideration of and action on Resolution No. R-2203, a Resolution approving employee and retiree premium contribution rates to the City's health insurance plan. (Joyce Vasut, Executive Director of Administrative Services)
10. Consideration of and action on Resolution No. R-2204, a Resolution authorizing the Interim City Manager to negotiate and execute, for and on behalf of the City, a Proposal for Software Solutions, by and between the City and Tyler Technologies, for software related products and services, in the amount not to exceed \$400,000.00. (Joyce Vasut, Executive Director of Administrative Services)

11. Consideration of and action on Resolution No. R-2205, a Resolution authorizing the Interim City Manager to execute, for and on behalf of the City, Budget Amendment 16-11 to appropriate funds for software and hardware solutions in the amount of \$450,000.00. (Joyce Vasut, Executive Director of Administrative Services)
12. Consideration of and action on Resolution No. R-2188, a Resolution awarding Bid No. 2016-15 for Parks Grounds Maintenance; and authorizing the Interim City Manager to negotiate and execute, for and on behalf of the City, appropriate documents and/or agreements regarding same. (Darren McCarthy, Parks and Recreation Director)
13. Hold Executive Session to deliberate the potential purchase, exchange, lease or value of real property pursuant to Texas Government Code Section 551.072; and, to deliberate the appointment, employment, and duties of the Municipal Court Judge and the evaluation and duties of the Chief of Police pursuant to Section 551.074 of the Texas Government Code.
14. Adjourn Executive Session, reconvene Regular Session, and take action as necessary as a result of Executive Session.
15. Adjournment.

DATED AND POSTED this the 12<sup>th</sup> day of August 2016, at 10:30 a.m.,

by *Cynthia A. McConathy*.



*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 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.