



CITY OF BELLAIRE TEXAS

MAYOR AND COUNCIL

OCTOBER 6, 2014

Council Chamber

Regular Session

7:00 PM

7008 S. RICE AVENUE
BELLAIRE, TX 77401

REGULAR SESSION - 7:00 P.M.

A. Call to Order and Announcement of a Quorum - Amanda B. Nathan, Mayor Pro Tem.

Amanda B. Nathan, Mayor Pro Tem, called the Regular Session of the City Council of the City of Bellaire, Texas, to order at 7:00 p.m. on Monday, October 6, 2014. She announced that a quorum of members of the City Council were present as set forth below.

Full Name	Title	Status	Arrived
Philip L. Nauert	Mayor	Absent	
Amanda B. Nathan	Mayor Pro Tem	Present	
Pat B. Reed	Councilman	Present	
Pat B. Aviola Sr.	Councilman	Present	
Pat B. Appas	Councilman	Present	
Pat B. McLaughlan	Councilman	Present	
Pat B. Friedberg	Councilman	Present	
Pat B. Hofmann	City Manager	Present	
Pat B. Petrov	City Attorney	Present	
Pat B. Dutton	City Clerk	Present	

B. Inspirational Reading and/or Invocation - Pat B. McLaughlan, Councilman - Position No. 4.

Pat B. McLaughlan, Councilman - Position No. 4, provided the inspirational reading for the evening.

C. Pledges to The Flags - Pat B. McLaughlan, Councilman - Position No. 4.

Pat B. McLaughlan, Councilman - Position No. 4, led the members of City Council and the audience in the U.S. Pledge of Allegiance and the Pledge to the Texas Flag.

D. Recognition of Proclamations:

1. Reading of a proclamation issued by Dr. Philip L. Nauert, Mayor, proclaiming the week of October 5-11, 2014, as "Fire Prevention Week" in the City of Bellaire, Texas, and urging all residents of Bellaire, Texas, to test their smoke detectors in accordance with the 2014 Fire Prevention Week Theme "Working Smoke Alarms Save Lives: Test Yours Every Month!"

Amanda B. Nathan, Mayor Pro Tem, read the proclamation issued by Mayor Philip L. Nauert proclaiming the week of October 5-11, 2014, as "Fire Prevention Week" in the City of Bellaire, Texas, in its entirety. At the conclusion of the

reading, Fire Marshall Alton Moses accepted the proclamation on behalf of the Bellaire Fire Department.

(Requested by Darryl Anderson, Fire Department)

2. Reading of a proclamation issued by Dr. Philip L. Nauert, Mayor, proclaiming the week of October 15-24, 2014, as "Celebrate My Drive" Week in the City of Bellaire, Texas, in recognition of the efforts and commitment of the Bellaire High School Practicum of Marketing and Dynamics Co-op Program and Distributive Education Clubs of America Youth Program, in partnership with State Farm, to raise awareness of the importance of safe driving and encouraging the citizens of Bellaire to help spread the safe driving message: "2N2: 2 eyes on the road and 2 hands on the wheel."

Amanda B. Nathan, Mayor Pro Tem, read the proclamation issued by Mayor Philip L. Nauert proclaiming the week of October 15-24, 2014, as "Celebrate My Life" Week in the City of Bellaire, Texas, to raise awareness of the importance of safe driving. Bellaire High School students from the Marketing and Dynamics Co-op Program and the Distributive Education Clubs of America Youth Program, as well as their teacher, Alice McKinney, and their principal, Michael McDonough, accepted the proclamation on behalf of their Programs and Bellaire High School.
(Requested by Tracy L. Dutton, City Clerk)

E. Approval or Correction of Minutes:

1. City Council Minutes of the Special Session (Public Hearing) held on September 22, 2014:

Consideration of and possible action on the adoption of the minutes of the Special Session (Public Hearing) of the City Council of the City of Bellaire, Texas, held on Monday, September 22, 2014.

Mayor and Council - Public Hearing - Sep 22, 2014 6:00 PM

Motion:

To approve the minutes of the Special Session (Public Hearing) of the City Council of the City of Bellaire, Texas, held on Monday, September 22, 2014.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Roman F. Reed, Councilman
SECONDER:	Andrew S. Friedberg, Councilman
AYES:	Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg
ABSENT:	Nauert

2. City Council Minutes of the Special Session (Executive Session) held on September 22, 2014:

Consideration of and possible action on the adoption of the minutes of the Special Session (Executive Session) of the City Council of the City of Bellaire, Texas, held on Monday, September 22, 2014.

Mayor and Council - Special Session - Sep 22, 2014 6:15 PM

Motion:

To approve the minutes of the Special Session (Executive Session) of the City Council of the City of Bellaire, Texas, held on Monday, September 22, 2014.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Andrew S. Friedberg, Councilman
SECONDER:	James P. Avioli Sr., Councilman
AYES:	Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg
ABSENT:	Nauert

3. City Council Minutes of the Regular Session held on September 22, 2014:

Consideration of and possible action on the adoption of the minutes of the Regular Session of the City Council of the City of Bellaire, Texas, held on Monday, September 22, 2014.

Mayor and Council - Regular Session - Sep 22, 2014 7:00 PM

Motion:

To approve the minutes of the Regular Session of the City Council of the City of Bellaire, Texas, held on Monday, September 22, 2014.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Gus E. Pappas, Councilman
SECONDER:	Andrew S. Friedberg, Councilman
AYES:	Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg
ABSENT:	Nauert

F. Personal/Audience Comments.

Lynn McBee:

Ms. McBee addressed City Council regarding the compensation study on their agenda. She advised that her interest was piqued by some of the criteria that the consultants chose as points of comparison, such as sick leave, holidays, vacation, wellness programs, health (medical, dental, and vision), onsite services (such as dry cleaning pickup and automobile oil change services), retirement coverage, and special recruiting strategies.

Although the study appeared to be fairly comprehensive in Ms. McBee's opinion, she failed to find criteria, such as uniforms (provided for some employees), parking (currently provided at no charge to all employees), continued professional education (number of days per year and/or number of events per year), travel, meals, lodging, registration fees, size of workspace for employees, and mobile telephones. Ms. McBee advised that she was curious as to why those criteria were omitted.

Ms. McBee indicated further that when she was working, parking was a significant portion of her working expense. She also indicated that having a 3.5 square mile city was certainly an asset to any employee as well. She urged City Council to consider some of the criteria she mentioned before acting on the study, noting that matching the demographics, insurance costs, and salaries did not tell the whole story, in her opinion.

James Magown:

Mr. Magown addressed City Council regarding Section 30-53 of the Code of Ordinances of the City of Bellaire, Texas, which he advised dealt with which lanes of traffic were

designated as "right turn only lanes." Mr. Magown advised further that his concern was with the intersection of Fournace Place at the IH-610 West Service Road due to traffic flow issues and the safety of drivers coming into Bellaire off of the Fournace Place exit from IH-610.

Mr. Magown indicated that he was moved to speak because he almost had two accidents in the span of two minutes in the previous week at the referenced intersection because he was not able to move over due to heavy traffic backup coming from Westpark Drive. Mr. Magown sent an email to the City's Director of Public Works, Brant Gary, who responded that he would look into the situation with the City Engineer, but indicated that since it was a City ordinance, it would require City Council action to change it.

Mr. Magown advised that he was present this evening to provide his argument as to why Fournace Place at IH-610 should be removed from Section 30-53 of the Code of Ordinances of the City of Bellaire, Texas. The left two most lanes were both exit lanes off of the freeway, and the two right most lanes were both coming from Westpark Drive. A driver coming from Westpark Drive that wished to go straight on the West Service Road would have to be in the left most of his or her two lanes otherwise he or she would be forced to turn right on Fournace Place.

Mr. Magown stated that he could not speak on behalf of the residents living on Wedgewood Drive or Tamarisk Street, but could imagine that they might have difficulty getting home due to the "right turn only lane" restriction at the intersection of Fournace Place and IH-610.

In closing, Mr. Magown urged City Council to change the referenced "right turn only lane" so that traffic could have the option to turn right or to go straight through the intersection.

G. Reports:

1. Presentation on the Bellaire High School Reconstruction Process, followed by discussion and possible action by members of City Council on feedback to HISD related to public comment received during a Community Meeting held before the City Council of the City of Bellaire, Texas, on Monday, September 29, 2014.

Amanda B. Nathan, Mayor Pro Tem, introduced the agenda item before City Council. She noted that the Houston Independent School District ("HISD") had included \$106 million in its 2012 bond referendum for a new Bellaire High School. HISD had been working with its project advisory team and its architects for some time discussing options for the school and held its first Community Meeting on September 4, 2014, to solicit input from residents. HISD also attended the City's Community Meeting last Monday and explained some new possibilities that they were considering in light of input received before, at, and since the September 4th meeting.

Mayor Pro Tem Nathan indicated that the purpose of the agenda item before City Council this evening was to allow City Council to provide input to HISD on the City's reactions to the plans and possibilities received thus far in the hopes that this would provide HISD with some helpful guidance in preparing the plan that would ultimately be submitted to the City for approval.

Principal Michael McDonough, Bellaire High School:

Principal McDonough advised members of City Council and the audience that the options presented by HISD on September 4th were no longer under

consideration. The decision had been made by HISD to allow phasing and the use of temporary buildings for the purpose of swing space. Once those options continued to become more developed, the options would be shared with the PAT, followed by a large community meeting where an updated plan for Bellaire High School would be presented.

Andrew S. Friedberg, Councilman - Position No. 5:

Councilman Friedberg advised that he shared the concerns that City Council had heard from neighbors. He thanked HISD for attending the City's community meeting and listening to the concerns of the neighbors and felt that all parties were moving in the right direction.

To the extent that the expectation was for members of City Council to voice individual opinions on various aspects, he was hesitant as it seemed to be somewhat premature to get too detailed as HISD had not submitted a plan to the City. Chief among the things that most concerned him and would be difficult for him to support would be the reorientation of the building toward Ferris Street for the reasons previously heard, such as a change in traffic patterns. He noted that it was one thing to move into a neighborhood across from, near or adjacent to a school knowing it was there. It was a different situation when the traffic patterns and entry were reoriented.

In closing, Councilman Friedberg indicated that he felt that it was City Council's obligation to look out for the protection of the neighbors nearest the property, while at the same time trying to work with HISD to ensure everyone had a first rate school.

Pat B. McLaughlan, Councilman - Position No. 4:

Councilman McLaughlan agreed with Councilman Friedberg's statement that all parties were moving in the right direction. He advised that HISD had been gracious in the last few months in receiving a great deal of citizen input. One common thread spoken by almost everyone was the desirability of reducing the student population at Bellaire High School. Councilman McLaughlan advised that HISD was doing a much better job of considering the quality of life in the neighborhood and the impact that the school might have on surrounding properties, which was very appreciated.

Gus E. Pappas, Councilman - Position No. 3:

Councilman Pappas indicated that he was pleased with the results of the Community Meeting held the previous week and felt that the parties were focused in the right direction.

One of his concerns was related to the expenditure by HISD of \$106 million to accomplish very little. He encouraged HISD to do everything possible to use as many of the buildings as they could during the phasing period of construction. With respect to the parking garage, Councilman Pappas stated that it seemed that a garage of some nature would make sense. At the same time, concerns regarding safety and traffic congestion related to a garage needed to be taken into account.

As far as the student population, Councilman Pappas was not sure how he felt about that. With those numbers were tremendous opportunities and

programming for Bellaire High School. If the student population were to remain, he felt it was important to have programming and facilities that would adequately accommodate the student population. He encouraged HISD to think about how to use the property at the Mandarin Chinese Immersion School (formerly Gordon Elementary School) permanently, such as for extracurricular purposes.

James P. Avioli, Sr. - Councilman - Position No. 2:

Councilman Avioli indicated that his colleagues had already mentioned his concerns. He commented that Bellaire High School had been a big step in the success of his grandchildren who had graduated from there. He shared that he had a grandchild that would be freshman in Bellaire High School soon and reiterated the concern expressed by residents regarding the relocation of the freshman class. He felt that if there were any way to avoid that, it would ease the minds of many residents. In closing, Councilman Avioli referenced the parking garage and student population as concerns expressed by many residents, and thanked HISD for their efforts.

Roman F. Reed - Councilman - Position No. 1:

Councilman Reed congratulated Principal McDonough, HISD staff, and teachers on the great training they provided to the students. He indicated that his primary objective was to protect the residents and the quality of the neighborhood. He stated that his concerns were with a possible reorientation of the campus to Ferris Street, the parking garage, and student population. Councilman Reed advised that he was confident that all parties could work through the concerns.

In closing, Councilman Reed urged everyone to focus on the long-term effect rather than the short-term effect in building the new school.

Amanda B. Nathan - Mayor Pro Tem and Councilman - Position No. 6:

Mayor Pro Tem Nathan stated that she was relieved to learn that HISD was focusing on orienting the school in its current location on South Rice Avenue, as well as considering the use of temporary buildings and phasing the construction process.

In closing, Mayor Pro Tem Nathan advised that she was optimistic that all parties were on the right path. She thanked HISD for being responsive to the concerns they had heard from Bellaire residents.

(Requested by John McDonald, Community Development)

2. City Manager's Report dated October 6, 2014, regarding the status of the City's website redesign.

Paul A. Hofmann, City Manager, asked Diane K. White, Assistant City Manager, to provide an update on efforts made to date regarding the City's new website design.

Diane K. White, Assistant City Manager, outlined efforts made by members of the Communications Team ("Team") to provide a more user-friendly website--one that was easier to navigate through and would provide a platform for more citizen engagement. Feedback, via email, regarding the new design was requested from members of City Council.

Members of the Team working on the website design project were Diane K. White, Shawn Cox, Mary Cohrs, and Larry Parks.

Following questions of Assistant City Manager White regarding the website design update, a motion was made and seconded and action taken to accept the report into the record.

Motion:

To accept the City Manager's Report dated October 6, 2014, as presented by Assistant City Manager Diane K. White, into the record.

RESULT:	UNANIMOUS [6-0]
MOVER:	Roman F. Reed, Councilman
SECONDER:	James P. Avioli, Sr., Councilman
AYES:	Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg
ABSENT:	Nauert

(Requested by Paul A. Hofmann, City Manager)

3. Presentation of the recommended implementation of the 2014 Compensation Study Results

Paul A. Hofmann, City Manager, provided an overview of the 2014 Compensation Study to members of City Council.

City Manager Hofmann advised that there were many factors that made Bellaire a premier place to work. Although pay was chief among those factors, it was not the only factor. He advised further that the 2014 Compensation Study ("study") included some non-pay compensation issues.

In addition, the study did not include an analysis of jobs/classification levels or an analysis on how an employee moved along the payscale. The study dealt with the market configuration. Included in the study were matters of external competition and, to some degree, internal equity; salary structure update utilizing market data results; and benefits. City Manager Hofmann advised that the City defined market at average (50% or the mean average of what the City's competitors were paying their employees). It was noted that the City used the same 20 cities in its current study as were used in the City's 2008 Compensation Study. The City's mid-point was utilized as a comparison point for the general non-public safety pay system. For public safety (police and fire), the comparison point was the minimum pay. This methodology was also used in 2008.

The study showed that ranges generally needed to move up, ranges needed to be wider, and some titles were in the wrong range (i.e., classified one range too low). City Manager Hofmann indicated that patrol officer turnover was the preeminent factor that caused the need to recommend that a salary study be performed at this time.

The consultant that performed the study recommended three basic options for implementation. The option recommended by City Manager Hofmann was option three or the full implementation option, which created greater external alignment and internal equity, impacted the full workforce, and mitigated compression at a cost of \$562,000.00. He recommended that the full implementation option for

patrol officers be placed in effect on January 1, 2015. According to the plan, the salary range that patrol officers and firefighters/paramedics were in would increase by 8%. In addition to that and in order to aggressively respond to the turnover issue the City had been faced with for patrol officers, City Manager Hofmann recommended a 5% premium (market-based) that be in effect until the pay plan caught up to the market. This could include some isolated internal equity issues in a few positions in the Police Department; however, City Manager Hofmann suggested that Chief Holloway could address the problem using normal city pay policies that allowed the City to deal with internal equity issues. It was noted that funding was available to take care of that. The remainder of the employees would receive an increase on April 1, 2015.

City Manager Hofmann advised that the study could be implemented based on monies already budgeted for pay increases and through savings the City expected to receive on its health insurance premiums. FY 2016 through FY 2019 assumed a 5% increase in total compensation cost.

With respect to other compensation elements, City Manager Hofmann noted that the City was at market with respect to longevity pay and special pay allowances or incentive pay. The City was below market with respect to public safety incentive pay.

For paid leave, the City lagged the market in vacation leave for all employee groups, as well as in sick leave. The City was above market with respect to holiday pay.

The City was above the market subsidy for medical premiums, but a bit below with respect to dental premiums. The City led the market in providing wellness programs and medical plan options, and was at market with respect to life insurance.

From this point, City Manager Hofmann advised that the City needed to revisit how employees moved horizontally within the pay plan; improve evaluations; keep up with market adjustments; evaluate the incentive and certification pay structure to ensure market alignment; and to deal with unfunded liability related to vacation balances.

Following questions of City Manager Hofmann regarding his presentation of the study, a motion was made and seconded and action taken to accept the report into the record.

Motion:

To receive the presentation of the 2014 Compensation Study with the implementation recommendations therein, as presented by City Manager Paul A. Hofmann, into the record.

(Requested by Paul A. Hofmann, City Manager)

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Andrew S. Friedberg, Councilman
SECONDER:	James P. Avioli Sr., Councilman
AYES:	Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg
ABSENT:	Nauert

H. New Business:

1. Adoption of Ordinance(s)/Resolution(s):

- a. Consideration of and possible action on a recommendation from the Public Works Department to award a renewal contract to ARKK Engineers, LLC, for Professional City Engineer Services in an amount not to exceed \$70,000.00 and on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, authorizing the Mayor and the City Clerk of the City of Bellaire, Texas, to execute and attest, respectively, for and on behalf of the City of Bellaire, Texas, a Contract and Agreement for Engineering Services with ARKK Engineers, LLC, for said services in an amount not to exceed \$70,000.00 for a one-year period commencing on October 16, 2014, and ending on October 15, 2015.

Following an introduction of the agenda item by **Brant Gary, Director of Public Works**, a motion was made and seconded and action taken on the recommendation from the Public Works Department to award a renewal contract to ARKK Engineers, LLC, for Professional City Engineer Services.

Motion:

To approve a recommendation from the Public Works Department to award a renewal contract to ARKK Engineers, LLC, for Professional City Engineer Services in an amount not to exceed \$70,000.00 and to adopt an ordinance of the City Council of the City of Bellaire, Texas, authorizing the Mayor and the City Clerk of the City of Bellaire, Texas, to execute and attest, respectively, for and on behalf of the City of Bellaire, Texas, a Contract and Agreement for Engineering Services with ARKK Engineers, LLC, for said services in an amount not to exceed \$70,000.00 for a one-year period commencing on October 16, 2014, and ending on October 15, 2015.

(Requested by Brant Gary, Public Works)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Pat B. McLaughlan, Councilman
SECONDER:	James P. Avioli Sr., Councilman
AYES:	Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg
ABSENT:	Nauert

- b. Consideration and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, amending Chapter 9, Buildings, by repealing and replacing Articles I through IX in their entirety for the purpose of replacing all references to previous editions of specific International Codes published by the International Code Council to reflect the adoption of the 2012 editions of said Codes; by deleting references to local amendments now included in the 2012 editions of said Codes; by adding two new requirements in Section 9-5, Duty of contractors and other persons performing construction work within the city, to require the installation of temporary fencing with silt protection during new home construction, as well as to require the storage of debris and garbage in metal roll-off containers at new home construction sites; by adding a new requirement to Section 9-17, Amendments to building code, to require the installation of vapor retarder in residential crawlspace construction; by modifying the fee requirement to allow the City Manager to designate fees in accordance with other current city fee systems; and by removing licensing requirements for specific trades now governed by the State of Texas.

John McDonald, Director of Development Services, provided an overview of the agenda item before City Council. He noted that one of the main revisions was to update the references to the 2012 Building Codes. The Building and Standards Commission also included recommendations for new language.

Two recommendations from the Building and Standards Commission were related to the duty of contractors or builders onsite, one of which required the installation of temporary fences with silt protection during new home construction and the second of which was a requirement for the use of metal roll-off containers to store debris and garbage at new home construction sites. The third recommendation from the Building and Standards Commission was related to a requirement to use vapor retarder on newly constructed homes with regard to crawlspaces.

In closing, Director McDonald indicated that the Building and Standards Commission recommended adoption of the ordinance before City Council and advised that staff supported that recommendation.

Motion:

To adopt an ordinance of the City Council of the City of Bellaire, Texas, amending Chapter 9, Buildings, by repealing and replacing Articles I through IX in their entirety for the purpose of replacing all references to previous editions of specific International Codes published by the International Code Council to reflect the adoption of the 2012 editions of said Codes; by deleting references to local amendments now included in the 2012 editions of said Codes; by adding two new requirements in Section 9-5, Duty of contractors and other persons performing construction work within the city, to require the installation of temporary fencing with silt protection during new home

construction, as well as to require the storage of debris and garbage in metal roll-off containers at new home construction sites; by adding a new requirement to Section 9-17, Amendments to building code, to require the installation of vapor retarder in residential crawlspace construction; by modifying the fee requirement to allow the City Manager to designate fees in accordance with other current city fee systems; and by removing licensing requirements for specific trades now governed by the State of Texas.

{The motion was moved by Roman F. Reed, Councilman - Position No. 1, and seconded by Pat B. McLaughlan, Councilman - Position No. 4}

Prior to discussion of the main motion, an amendment was made related to taking separate action on the revisions included in the ordinance as set forth below.

Amendment (No. 1) to the Main Motion:

To separate the ordinance into three parts for individual treatment as follows: a) adoption of the 2012 ICC (International Code Council) Codes and the amendments in connection therewith; b) two proposed additions to Section 9-5 concerning contractor responsibilities; and c) Section 9-17, installation of vapor retarder in residential crawlspace construction.

RESULT:	FAILED [2 TO 4]
MOVER:	Andrew S. Friedberg, Councilman
SECONDER:	Roman F. Reed, Councilman
AYES:	Reed, Friedberg
NAYS:	Nathan, Avioli Sr., Pappas, McLaughlan
ABSENT:	Nauert

Mayor Pro Tem Nathan opened the floor for discussion related to the main motion. Following discussion among members of City Council, the amendment set forth below was offered by Councilman Andrew S. Friedberg as alternate language for Section 9-17. Councilman Friedberg advised that the alternate language was taken verbatim from the public comment received from Building and Standards Commissioner Laura Thurmond on August 18, 2014, as a simpler way to state the vapor retarder requirement for new residential homes with crawlspaces.

Amendment (No. 2) to Main Motion:

To replace the language in Section 9-17, Amendments to building code, with the following language: All permeable insulation must be protected by a vapor retarder on the warm side of the insulation and floor assemblies shall not have redundant vapor retarders.

Discussion ensued among members of City Council regarding the amendment on the floor. Following discussion, Mayor Pro Tem Nathan called for action on the amendment.

RESULT:FAILED [2 TO 4]	
MOVER:	Andrew S. Friedberg, Councilman

SECOND:	Amanda B. Nathan, Mayor Pro Tem
AYES:	Nathan, Friedberg
NAYS:	Reed, Avioli Sr., Pappas, McLaughlan
ABSENT:	Nauert

Mayor Pro Tem Nathan opened the floor for discussion related to the main motion. Following discussion of the motion by members of City Council, an amendment was offered for consideration as set forth below.

Amendment (No. 3) to the Main Motion:

To carve out and postpone consideration of the proposed local additions to Section 9-5, Duty of contractors and other persons performing construction work within the city, and Section 9-17, Amendment to building code, until City Council could hold a public hearing on the same.

Following discussion among members of City Council regarding the amendment on the floor, Mayor Pro Tem Nathan called for action on the amendment.

RESULT:FAILED [1 TO 5]	
MOVER:	Andrew S. Friedberg, Councilman
SECONDER:	Gus E. Pappas, Councilman
AYES:	Friedberg
NAYS:	Nathan, Reed, Avioli Sr., Pappas, McLaughlan
ABSENT:	Nauert

After noting that there was no further discussion, Mayor Pro Tem Nathan called for a vote on the main motion, which carried on a 5-1 vote, with Councilman Andrew S. Friedberg opposing (see statement below).*

*Prior to voting on the main motion, Councilman Andrew S. Friedberg reiterated his view that while the Building and Standards Commission had done exactly what it was supposed to do in developing a recommendation in its advisory capacity, the buck ultimately stopped at Council as the city's legislative body. He expressed his concern that Council had not subjected this new vapor retarder ordinance to any meaningful review, such as hearings to solicit input from industry experts as well as homeowners. He very much supported the intention of the new language, but without more information, he was not satisfied that it represented the least restrictive means of achieving the stated goal. In his opinion, without sufficient process, Council was adopting new regulations that had not been vetted by the ICC, that impaired homeowner choices, and might have unintended consequences that Council had not anticipated.

(Requested by John McDonald, Community Development)

RESULT:	ADOPTED [5 TO 1]
MOVER:	Roman F. Reed, Councilman
SECONDER:	Pat B. McLaughlan, Councilman
AYES:	Nathan, Reed, Avioli Sr., Pappas, McLaughlan
NAYS:	Friedberg
ABSENT:	Nauert

- c. Consideration of and possible action on the adoption of a resolution of the City Council of the City of Bellaire, Texas, designating a Representative and an Official Alternate to the General Assembly of the Houston-Galveston Area Council for the year 2015.

Amanda B. Nathan, Mayor Pro Tem, introduced the agenda item before City Council, noting that Councilman Pat B. McLaughlan currently served as the City's Representative to the H-GAC General Assembly and Councilman James P. Avioli, Sr., currently served as the City's Official Alternate. She advised that it was her understanding that Councilman McLaughlan was willing to continue to represent the City.

Motion:

To designate Pat B. McLaughlan as a Representative to the General Assembly of the Houston-Galveston Area Council for the year 2015.

Prior to receiving a second to the main motion, an amendment was offered as set forth below.

Amendment (No. 1) to the Main Motion:

To designate James P. Avioli, Sr., as the Official Alternate to the General Assembly of the Houston-Galveston Area Council for the year 2015.

RESULT:	UNANIMOUS [6-0]
MOVER:	Pat B. McLaughlan, Councilman
SECONDER:	Andrew S. Friedberg, Councilman
AYES:	Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg
ABSENT:	Nauert

After noting no discussion, Mayor Pro Tem Nathan called for a vote on the main motion, as amended.

(Requested by Tracy L. Dutton, City Clerk)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Avioli Sr., Councilman
AYES:	Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg
ABSENT:	Nauert

I. Items for Future Agendas; Community Interest Items from the Mayor and City Council.

Items for Future Agendas:

Councilman Pat B. McLaughlan indicated that he was giving some thought to adding an agenda item on a future agenda for City Council to discuss the method by which City Council could officially provide an explanation regarding the Holly Street Trail in an effort to mitigate confusion expressed by residents.

Councilman Gus E. Pappas indicated that he would like to hear from the Parks and Recreation Advisory Board regarding their thoughts on future park projects.

Councilman James P. Avioli, Sr., requested a presentation from the City Manager on a future agenda regarding the impact of a 5% retention bonus to be paid to patrol officers on November 1, 2014. He requested that the agenda item regarding the implementation of the compensation study be flexible enough to give City Council some options with respect to the implementation.

Councilman Roman F. Reed requested a tour of the current City parks and Holly Street Trail by members of City Council to be scheduled before mid-November of 2014.

Community Interest Items from the Mayor and City Council included a reminder regarding the Bellaire City Library's Used Book Sale to be held on October 18, 2014.

Councilman McLaughlan requested the removal of excess signage, such as the slow bus lane signs on South Rice Avenue, as well as some of the signage along IH-610.

J. Adjourn.

Motion:

To adjourn the Regular Session of the City Council of the City of Bellaire, Texas, at 9:36 p.m. on Monday, October 6, 2014.

RESULT:	UNANIMOUS [6-0]
MOVER:	Roman F. Reed, Councilman - Position No. 1
SECONDER:	Gus E. Pappas, Councilman - Position No. 3
AYES:	Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg
ABSENT:	Nauert