



# CITY OF BELLAIRE TEXAS

MAYOR AND COUNCIL

JANUARY 26, 2015

Council Chamber and Council Conference Room  
6:00 PM

Special Session

7008 S. RICE AVENUE  
BELLAIRE, TX 77401

## SPECIAL SESSION (EXECUTIVE SESSION) - 6:00 P.M.

### A. Call to Order and Announcement of a Quorum - Dr. Philip L. Nauert, Mayor.

Dr. Philip L. Nauert called the Special Session (Executive Session) of the City Council of the City of Bellaire, Texas, to order at 6:11 p.m. on Monday, January 26, 2015. He announced that a quorum of all members of City Council were present as set forth in the table below.

Full Name	Title	Status	Arrived
Nauert	Mayor	Present	
B. Nathan	Mayor Pro Tem	Present	
J. Reed	Councilman	Present	
Avioli Sr.	Councilman	Present	
Appas	Councilman	Present	
McLaughlan	Councilman	Present	
S. Friedberg	Councilman	Present	
Hofmann	City Manager	Present	
Hofmann	Asst. City Attorney	Present	
Blackburn	Attorney	Present	
Dutton	City Clerk	Present	

### B. Convene in Executive Session:

Convene in Executive Session (Closed Session) in the Council Conference Room under the Texas Government Code, Chapter 551, Open Meetings, Section 551.071, Consultation with Attorney; Closed Meeting, for the purpose of discussing legal options related to possible impacts from a development known as "The Shoppes at Uptown Crossing" located at the intersection of South Rice Avenue and Westpark Drive, Houston, Harris County, Texas.

#### Motion:

To convene in Executive Session (Closed Session) in the Council Conference Room under the Texas Government Code, Chapter 551, Open Meetings, Section 551.071, Consultation with Attorney; Closed Meeting, for the purpose of discussing legal options related to possible impacts from a development known as "The Shoppes at Uptown Crossing" located at the intersection of South Rice Avenue and Westpark Drive, Houston, Harris County, Texas.

<b>RESULT:</b>	<b>UNANIMOUS</b>
<b>MOVER:</b>	James P. Avioli Sr., Councilman

<b>SECONDER:</b>	Amanda B. Nathan, Mayor Pro Tem
<b>AYES:</b>	Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg

Members of the Bellaire City Council, City Manager Paul A. Hofmann, Assistant City Attorney Scott Eidmann (Johnson Petrov LLP), and Attorney James Blackburn of Blackburn & Carter, convened in Executive Session (Closed Session) in the Council Conference Room, First Floor of City Hall, 7008 South Rice Avenue, Bellaire, Texas 77401, at 6:12 p.m. on Monday, January 26, 2015.

**C. Reconvene:**

Reconvene in Open Session (Council Chamber) and consider action, if any, on the item(s) discussed in Executive Session (Closed Session).

Members of the Bellaire City Council reconvened in Open Session in the Council Chamber, First Floor of City Hall, 7008 South Rice Avenue, Bellaire, Texas 77401, at 7:13 p.m. on Monday, January 26, 2015.

Dr. Philip L. Nauert, Mayor, announced that members of the Bellaire City Council had met in closed session and were reconvened in Open Session (Council Chamber) at 7:13 p.m. on Monday, January 26, 2015. He called for a motion regarding matters discussed in Closed Session:

**Motion:**

To retain the law firm of Blackburn & Carter to represent the City of Bellaire's interests with respect to the drainage issues identified with "The Shoppes at Uptown Crossing" development and instruct them to take initial steps, including a formal demand letter.

<b>RESULT:</b>	<b>UNANIMOUS</b>
<b>MOVER:</b>	Andrew S. Friedberg, Councilman
<b>SECONDER:</b>	Roman F. Reed, Councilman
<b>AYES:</b>	Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg

**D. Adjourn.**

**Motion:**

To adjourn the Special Session (Executive Session) of the City Council of the City of Bellaire, Texas, at 7:14 p.m. on Monday, January 26, 2015.

<b>RESULT:</b>	<b>UNANIMOUS</b>
<b>MOVER:</b>	Gus E. Pappas, Councilman
<b>SECONDER:</b>	Amanda B. Nathan, Mayor Pro Tem
<b>AYES:</b>	Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg