

CITY OF BELLAIRE TEXAS

MAYOR AND COUNCIL

MAY 4, 2015

Council Chamber	Regular Session	7:00 PM
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7008 S. RICE AVENUE
BELLAIRE, TX 77401



Mayor

Dr. Philip L. Nauert

Mayor Pro Tem

Amanda B. Nathan

Councilman

James P. Avioli Sr.

Councilman

Pat B. McLaughlan

Councilman

Roman F. Reed

Councilman

Gus E. Pappas

Councilman

Andrew S. Friedberg

Mission Statement:

The City of Bellaire is dedicated to outstanding quality service and facilities to ensure an open, progressive, and secure community.

REGULAR SESSION - 7:00 P.M.**A. Call to Order and Announcement of a Quorum - Dr. Philip L. Nauert, Mayor.****B. Inspirational Reading and/or Invocation - Dr. Philip L. Nauert, Mayor.****C. Pledges to The Flags - Dr. Philip L. Nauert, Mayor.****1. U.S. Pledge of Allegiance:**

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

2. Pledge to the Texas Flag:

Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

D. Recognition of Proclamations:

1. Issuance of a proclamation by Dr. Philip L. Nauert, Mayor, proclaiming the month of May 2015 as "Older Americans Month" in the City of Bellaire, Texas, in recognition of the contributions that older adults and the people who serve and support them make to the community.

(Requested by Karl Miller, Parks, Recreation and Facilities)

2. Issuance of a proclamation by Dr. Philip L. Nauert, Mayor, proclaiming the week of May 10-16, 2015, as "National Police Week" in the City of Bellaire, Texas in recognition and appreciation of all law enforcement officers for the vital services they perform, their exemplary service to their communities, and in honor of those that have made the ultimate sacrifice.

(Requested by Byron Holloway, Police Department)

3. Issuance of a proclamation by Dr. Philip L. Nauert, Mayor, proclaiming the week of May 17-23, 2015, as "Emergency Medical Services Week" in the City of Bellaire, Texas, in recognition of the value and accomplishments of emergency medical services providers.

(Requested by Darryl Anderson, Fire Department)

4. Issuance of a proclamation by Dr. Philip L. Nauert, Mayor, proclaiming the week of May 17-23, 2015, as "National Public Works Week," and encouraging our residents to join in paying tribute to our public works professionals, engineers, managers, and employees and to recognize the substantial contributions they have made to our health, safety, welfare, and quality of life.

(Requested by Brant Gary, Public Works)

E. Approval or Correction of Minutes:**Minutes dated April 6, 2015:**

Consideration of and possible action on the adoption of the minutes of the Regular Session and Executive Session of the City Council of the City of Bellaire, Texas, held on Monday, April 6, 2015.

Mayor and Council - Regular Session and Executive Session - Apr 6, 2015
7:00 PM

F. Personal/Audience Comments.

In order to address the City Council, please complete a "Speaker Form" (located at the entrance to the Council Chamber), and turn in the form to City Clerk Tracy L. Dutton prior to commencement of the meeting. Speakers are limited to five (5) minutes.

The purpose of this item is to allow citizens or other interested parties an opportunity to address City Council on agenda issues and on non-agenda issues that are a matter of the jurisdiction of the City Council (i.e., City policy and legislative issues). Non-agenda issues regarding daily operational or administrative matters should be first dealt with at the administrative level by calling City Hall at (713) 662-8222 during business hours.

[Note: State law will not permit the City Council to fully discuss, debate, or consider items that are not on the agenda. Items that cannot be referred to the City Staff for action *may* be placed on the agenda of a future City Council Session.]

G. Reports:

City Manager's Report dated May 4, 2015, regarding the April 27th department director planning session and a significant employee recognition.

(Requested by Paul A. Hofmann, City Manager)

H. New Business:

Adoption of Ordinances:

1. Consideration of and possible action on the adoption of an ordinance appointing Patricia Sanchez as Deputy Court Clerk of the Municipal Court of the City of Bellaire, Texas, for a term commencing on May 4, 2015.

(Requested by Tracy L. Dutton, City Clerk)

2. Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, amending Ordinance No. 14-058, which provided for the appointment of seven (7) members to serve in an advisory capacity on the Ad Hoc Municipal Facilities Committee (the "Committee"), set the charge of the Committee, and approved a work plan for the design of new municipal facilities, for the purpose of filling two vacancies on the Committee.

(Requested by Tracy L. Dutton, City Clerk)

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

[**Note:** It is the intent of this item to provide any member of City Council the opportunity to request to place new items on the agenda of the next Regular Meeting of City Council pursuant to Article 4, Order of Business, Section A, Agenda, of the Rules of Procedure of the City Council of the City of Bellaire, Texas, 2012-2014, and/or to make a report about items of community interest. Community interest items may include expressions of thanks, congratulations, or condolences; information regarding holiday schedules; honorary recognition of City officials, employees, or other citizens or entities; reminders of upcoming events sponsored by the City or another entity that is scheduled to be attended by a City official or City employee; and/or announcements involving an imminent threat to the public health and safety of the citizens of Bellaire that has arisen after the posting of the agenda.]

J. Adjourn.

Mayor and Council

7008 S. Rice Avenue
Bellaire, TX 77401



Meeting: 05/04/15 07:00 PM
Department: Parks, Recreation and
Facilities
Category: Proclamation
Department Head: Karl Miller
DOC ID: 1401

**SCHEDULED
PROCLAMATION (ID #
1401)**

Item Title:

Issuance of a proclamation by Dr. Philip L. Nauert, Mayor, proclaiming the month of May 2015 as "Older Americans Month" in the City of Bellaire, Texas, in recognition of the contributions that older adults and the people who serve and support them make to the community.

Background/Summary:

Each May, the nation celebrates "Older Americans Month" in recognition of older Americans' contributions to their communities.

According to the U.S. Department of Health and Human Services Administration for Community Living, "Older Americans Month" was established in 1963. In April of 1963, John F. Kennedy, 35th President of the United States, met with the National Council of Senior Citizens and later issued a proclamation, which served as a prelude to designating May as "Senior Citizens Month."

In 1980, Jimmy Carter, 39th President of the United States, designated what was once called "Senior Citizens Month" as "Older Americans Month." Since that time, "Older Americans Month" has become an annual tradition. The theme for "Older Americans Month 2015" is "Get Into The Act."

Request for Proclamation:

In order to show the City of Bellaire's appreciation and acknowledgement of the contributions made by our older residents, Director of Parks, Recreation and Facilities Karl Miller, Assistant Director of Parks, Recreation and Facilities Cheryl Bright-West, and Recreation Supervisor Victoria Arevalo have asked Mayor Nauert to proclaim the month of May 2015 as "Older Americans Month" in the City of Bellaire, Texas.

Accordingly, a proclamation has been prepared for this purpose and is attached hereto. The L.I.F.E. Advisory Board of the City of Bellaire, Texas, as well as other older adult participants in the Senior Services programs, will be present to accept the proclamation on behalf of Bellaire's older adult residents.

Previous Council Action Summary:

The City of Bellaire, Texas, has annually recognized "Older Americans Month" by proclamation since May of 2010.

Fiscal Impact:

N/A

Recommendation:

The Senior Services Division and B.L.I.F.E. Advisory Board recommends issuance of a proclamation recognizing the month of May 2015 as "Older Americans Month."

ATTACHMENTS:

- Older Americans Month - May 2015 (PDF)



Proclamation

Whereas, the City of Bellaire, Texas ("Bellaire"), includes a thriving community of older Americans who deserve recognition for their contributions and sacrifices to ensure a better life for future generations; and

Whereas, Bellaire is committed to helping all individuals live longer, healthier lives in the communities of their choice for as long as possible; and

Whereas, since 1965, the Older Americans Act has provided services that help older adults remain healthy and independent by complementing existing medical and health care systems, helping prevent hospital readmissions, and supporting some of life's most basic functions, such as bathing or preparing meals; and

Whereas, these programs also support family caregivers, address issues of exploitation, neglect and abuse of older adults, and adapt services to the needs of Native American elders; and

Whereas, we recognize the value of community engagement and service in helping older adults remain healthy and active while giving back to others; and

Whereas, our community can provide opportunities to enrich the lives of individuals of all ages by:

- ❖ Promoting and engaging in activity, wellness, and social inclusion;
- ❖ Emphasizing home- and community-based services that support independent living; and
- ❖ Ensuring community members of all ages benefit from the contributions and experience of older adults.

Now, Therefore, I, Dr. Philip L. Nauert, Mayor of the City of Bellaire, Texas, do hereby proclaim the month of **May 2015** as:

Older Americans Month

in Bellaire, Texas, and urge every resident to take time this month to celebrate older adults and the people who serve and support them as powerful and vital individuals who greatly contribute to the community.



In Witness Whereof, I have hereunto set my hand and caused the seal of the City of Bellaire, Texas, to be affixed this 4th day of May, 2015.

Dr. Philip L. Nauert, Mayor
City of Bellaire, Texas

Mayor and Council

7008 S. Rice Avenue
Bellaire, TX 77401



Meeting: 05/04/15 07:00 PM
Department: Police Department
Category: Policy
Department Head: Byron Holloway
DOC ID: 1560

**SCHEDULED
INFORMATION ITEM (ID
1560)**

Item Title:

Issuance of a proclamation by Dr. Philip L. Nauert, Mayor, proclaiming the week of May 10-16, 2015, as "National Police Week" in the City of Bellaire, Texas in recognition and appreciation of all law enforcement officers for the vital services they perform, their exemplary service to their communities, and in honor of those that have made the ultimate sacrifice.

Background/Summary:

At the request of the Chief of Police, Dr. Philip L. Nauert, Mayor, will issue a proclamation proclaiming the week of May 10-16, 2015, as "National Police Week" in the City of Bellaire, Texas, in recognition and appreciation of the services provided by law enforcement officers and to honor those that have made the ultimate sacrifice.

National Police Week was established by a joint resolution of Congress in 1962 and signed into law by President John F. Kennedy and pays special recognition to those law enforcement officers who have lost their lives in the line of duty for the safety and protection of others. Bellaire Police Sergeant Jimmie Norman is one such officer who was killed in the line of duty on December 24, 2012.

Previous Council Action Summary:

This is the third year that such proclamation was brought to Mayor Nauert by Chief Holloway.

Fiscal Impact:

N/A

Recommendation:

Police Chief Byron Holloway recommends the issuance of this proclamation in recognition of National Police Week.

ATTACHMENTS:

- National Police Week - May 10-16 2015 (PDF)



Proclamation

Whereas, there are approximately 900,000 law enforcement officers serving in communities across the United States, including the dedicated members of the Bellaire Police Department; and

Whereas, nearly 60,000 assaults against law enforcement officers are reported each year, resulting in approximately 16,000 injuries; and

Whereas, since the first recorded death in 1791, almost 20,000 law enforcement officers in the United States have made the ultimate sacrifice and been killed in the line of duty, including one member of the Bellaire Police Department; and

Whereas, the names of these dedicated public servants are engraved on the walls of the National Law Enforcement Officers Memorial in Washington, D.C.; and

Whereas, the names of fallen heroes killed in the line of duty in 2015 are being added to the National Law Enforcement Officers Memorial this spring, including 117 officers killed in 2014 and 156 officers killed in previous years; and

Whereas, the service and sacrifice of all officers killed in the line of duty will be honored during the National Law Enforcement Memorial Fund's 27th Annual Candlelight Vigil, on the evening of May 13, 2015; and

Whereas, the Candlelight Vigil is part of National Police Week, which takes place this year on May 10-16; and

Whereas, May 15 is designated as Peace Officers Memorial Day, in honor of all fallen officers and their families and U.S. flags should be flown at half-staff;

Now, Therefore, I, Dr. Philip L. Nauert, Mayor of the City of Bellaire, Texas, do hereby proclaim and formally designate the week of May 10-16, 2015, as:

Police Week

in Bellaire, Texas, and publicly salute the service of law enforcement officers in our community and in communities across the nation.



In Witness Whereof, I have hereunto set my hand and caused the seal of the City of Bellaire, Texas, to be affixed this 4th day of May, 2015.

Dr. Philip L. Nauert, Mayor
City of Bellaire, Texas

Mayor and Council

7008 S. Rice Avenue
Bellaire, TX 77401



Meeting: 05/04/15 07:00 PM
Department: Fire Department
Category: Proclamation
Department Head: Darryl Anderson
DOC ID: 1528

**SCHEDULED
PROCLAMATION (ID #
1528)**

Item Title:

Issuance of a proclamation by Dr. Philip L. Nauert, Mayor, proclaiming the week of May 17-23, 2015, as "Emergency Medical Services Week" in the City of Bellaire, Texas, in recognition of the value and accomplishments of emergency medical services providers.

Background/Summary:

In 1973 President Gerald Ford authorized the Emergency Medical Services week to celebrate the service, it's practitioners, and the important work being conducted. President Ford signed the first proclamation in 1974. EMS was in it's infancy then but now is a fully integrated component of the medical care continuum.

To designate the Week of May 17 - 23, 2015, as Emergency Medical Services Week

WHEREAS, emergency medical services is a vital public service; and

WHEREAS, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the emergency medical services system consists of first responders, emergency medical technicians, paramedic's, firefighters, educators, administrators, emergency nurses, emergency physicians, and others; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week; now

THEREFORE, I, Phillip L. Nauert In recognition of this event do hereby proclaim the week of May 17-23, 2015, as

EMERGENCY MEDICAL SERVICES WEEK

With the theme, EMS Strong, I encourage the community to observe this week in recognition of those who provide this service to our community.

Previous Council Action Summary:

Proclamation presented

Fiscal Impact:

None

Recommendation:

As written by Darryl Anderson, Chief
Bellaire Fire Department

ATTACHMENTS:

- Emergency Medical Services Week - May 17-23 2015 (PDF)



Proclamation

Whereas, emergency medical services is a vital public service; and

Whereas, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

Whereas, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

Whereas, the emergency medical services system consists of first responders, emergency medical technicians, paramedics, firefighters, educators, administrators, emergency nurses, emergency physicians, and others; and

Whereas, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

Whereas, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week;

Now, Therefore, I, Dr. Philip L. Nauert, Mayor of the City of Bellaire, Texas, in recognition of this event do hereby proclaim the week of **May 17-23, 2015**, as

Emergency Medical Services Week

in the City of Bellaire, Texas, and, with the theme *EMS Strong*, encourage the community to observe this week with appropriate programs, ceremonies, and activities.



In Witness Whereof, I have hereunto set my hand and caused the seal of the City of Bellaire, Texas, to be affixed this 4th day of May, 2015.

Dr. Philip L. Nauert, Mayor
City of Bellaire, Texas

Mayor and Council

7008 S. Rice Avenue
Bellaire, TX 77401



Meeting: 05/04/15 07:00 PM
Department: Public Works
Category: Proclamation
Department Head: Brant Gary
DOC ID: 1404

**SCHEDULED
PROCLAMATION (ID #
1404)**

Item Title:

Issuance of a proclamation by Dr. Philip L. Nauert, Mayor, proclaiming the week of May 17-23, 2015, as "National Public Works Week," and encouraging our residents to join in paying tribute to our public works professionals, engineers, managers, and employees and to recognize the substantial contributions they have made to our health, safety, welfare, and quality of life.

Background/Summary:

At the request of the Director of Public Works, Brant Gary; Dr. Philip L. Nauert, Mayor, will issue a proclamation proclaiming the week of May 17th - 23th, 2015, as "National Public Works Week" in the City of Bellaire, Texas, and encourage all residents to acquaint themselves with the issues involved in providing Public Works and to recognize the contributions which Public Works professionals make every day to health, safety, comfort, and quality of life.

Instituted as a public education campaign by the American Public Works Association (APWA) in 1960, National Public Works Week calls attention to the importance of public works in community life. The Week seeks to enhance the prestige of the often-unsung heroes of our society-the professionals who serve the public good every day with quiet dedication.

Director of Public Works Brant Gary will accept the proclamation on behalf of the Public Works Department.

Previous Council Action Summary:

This is the second year that this item has been brought to the Mayor for consideration.

Fiscal Impact:

N/A

Recommendation:

The Director of Public Works recommends the issuance of a proclamation in recognition of National Public Works Week.

ATTACHMENTS:

- National Public Works Week - May 17-23 2015 (PDF)



Proclamation

Whereas, public works infrastructure, facilities and services are of vital importance to the health, safety, and well-being of the citizens of the City of Bellaire, Texas; and

Whereas, such facilities and services could not be provided without the dedicated efforts of public works professionals, engineers, managers, and employees of the City of Bellaire, Texas, who are responsible for and who plan, design, build, operate, and maintain the water supply and water treatment, and who deliver solid waste services and recycling collection services which are essential to serve our citizens; and

Whereas, it is in the public interest for citizens to gain a knowledge of and to maintain an interest and understanding of the importance of public works and public works programs in their community; and

Whereas, this year's theme "Building for Today, Planning for Tomorrow" is a tribute to all Public Works employees who create the foundation of a stronger, more livable community;

Now, Therefore, I, Dr. Philip L. Nauert, Mayor of the City of Bellaire, Texas, do hereby proclaim and designate the week of **May 17-23, 2015**, as

National Public Works Week

in the City of Bellaire, Texas, and encourage our residents to join in paying tribute to our public works professionals, engineers, managers, and employees and to recognize the substantial contributions they have made to our health, safety, welfare, and quality of life.

In Witness Whereof, I have hereunto set my hand and caused the seal of the City of Bellaire, Texas, to be affixed this 4th day of May, 2015.



Dr. Philip L. Nauert, Mayor
City of Bellaire, Texas



CITY OF BELLAIRE TEXAS

MAYOR AND COUNCIL

APRIL 6, 2015

Council Chamber and Council Conference Room
7:00 PM

Regular Session and Executive Session

7008 S. RICE AVENUE
BELLAIRE, TX 77401

I. REGULAR SESSION - 7:00 P.M.

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

Dr. Philip L. Nauert, called the Regular Session of the City Council of the City of Bellaire, Texas, to order at 7:03 p.m. on Monday, April 6, 2015. He announced that a quorum was present consisting of all members of City Council as set forth in the table below.

Member Name	Title	Status	
Dr. Philip L. Nauert	Mayor	Present	
James P. Nathan	Mayor Pro Tem	Present	
James P. Reed	Councilman	Present	
James P. Avioli Sr.	Councilman	Present	
James P. Appas	Councilman	Present	
James P. Laughlan	Councilman	Present	
James P. Friedberg	Councilman	Present	

B. Inspirational Reading and/or Invocation - James P. Avioli, Sr., Councilman.

James P. Avioli, Sr., Councilman, provided the inspirational reading for the evening.

C. Pledges to The Flags - James P. Avioli, Sr., Councilman.

James P. Avioli, Sr., Councilman, led the audience and members of City Council in the U.S. Pledge of Allegiance and the Pledge to the Texas Flag.

D. Recognition of Proclamations:

Issuance of a proclamation by Dr. Philip L. Nauert, Mayor, proclaiming the week of April 12-18, 2015, as "National Library Week" in the City of Bellaire, Texas, and encouraging all residents to visit the library this week to take advantage of the wonderful library resources available.

Dr. Philip L. Nauert, Mayor, read the proclamation he issued proclaiming the week of April 12-18, 2015, as "National Library Week" in the City of Bellaire, Texas, in its entirety. He concluded by encouraging all residents to visit the library during National Library Week to take advantage of the wonderful library resources available.

Missy Dixon, Children's Librarian, accepted the proclamation on behalf of the Bellaire City Library.
(Requested by Mary Cohrs, Library)

Minutes Acceptance: Minutes of Apr 6, 2015 7:00 PM (Minutes dated April 6, 2015:)

E. Personal/Audience Comments:

Keith Bowers:

Mr. Bowers addressed City Council and indicated that the citizens of Bellaire had provided effective communication during the City's Community Meeting held the previous week. He stated that he hoped that City Council heard what the citizens had asked for.

The speakers were unanimous in their request that the Civic Center remain with City Hall and the Municipal Court be constructed by the Police Department.

Mr. Bowers urged City Council to listen to what the residents of Bellaire had asked them to do.

Robert Riquelmy:

Mr. Riquelmy addressed City Council and stated that he would like for the City to look at the City Clerk's example of courtesy and efficiency and use that as the basis for a course to train other City employees. He indicated that the City Clerk never failed to acknowledge a communication.

Lydia Caldwell:

Ms. Caldwell addressed City Council and stated that she had four main concerns with the May 27th Plan (developed by Architects PGAL) for the Bellaire Municipal Facilities Project. The concerns directly affected the quality of life for several current residents and many future residents of Aspen Street. The concerns specifically related to the building of the new Bellaire Police Department and Jail on the south side of Jessamine Street, locating them squarely back to back to Bellaire residences.

Ms. Caldwell continued and advised that her first concern was related to the security and safety of the residents of Aspen Street. She provided an example of an incident witnessed by her neighbor, Patricia Dunn, and noted that she had Ms. Dunn's permission to relay the incident to the members of City Council. Ms. Dunn witnessed a man running really fast up the driveway of the Police Department. The driveway was marked "Prisoner Transfer." A few seconds later, she witnessed a police officer running after the man and catching him. Ms. Dunn expressed concern that if the Police Building were located behind the Aspen Street residences, as proposed, the man running from the prisoner transfer area could have jumped a fence and taken a child, perhaps. Ms. Caldwell indicated that she guessed that the incident Ms. Dunn witnessed did not occur often, but the fact that it happened once, made it obvious that it could happen again in the next 50 years.

Secondly, Ms. Caldwell expressed concern regarding property values. She indicated that she had spoken with Betty Byrd, a long-time realtor, regarding the proposed location of the Police Building and Jail. Ms. Byrd had advised that having a Police Building and Jail directly behind a residence would most definitely decrease the residents' property values.

Thirdly, Ms. Caldwell expressed concern with having to endure more noise pollution than the residents of Aspen Street already had to deal with. The generator at the Fire Department would then have a building right across from it and, therefore, the noise would loudly reverberate between the two buildings. Of course, all the normal sounds having to do with the Bellaire Police Department would be even closer than before, including any time there were public protests and newscasts on the premises of the Police Department.

Ms. Caldwell's fourth concern related to drainage issues. After the new Fire Station was built, the owner of the two properties at South Rice Avenue and Aspen Street and Ms. Caldwell noted that they had a harder time draining their properties. Their backyards looked like lakes, then mud pits, for days following a rain. Building yet another massive building behind the residents could only add to the drainage issue. She did not believe the City of Bellaire wanted to negatively affect its residents.

In closing, Ms. Caldwell stated that she supported Alternate Plan A, which proposed building the new Bellaire Police Department and Jail on the north side of Jessamine Street. She urged City

Minutes Acceptance: Minutes of Apr 6, 2015 7:00 PM (Minutes dated April 6, 2015:)

Council to give her concerns due consideration as they moved forward in their decision process regarding the Bellaire Municipal Facilities Project.

Jeff Caldwell:

Mr. Caldwell addressed City Council and stated that he believed the Bellaire municipal facilities were currently right where they should be. The facilities had worked well in the existing locations for many years and were part of the feel of the City of Bellaire.

He asked City Council to remember that people did not move to the City of Bellaire because they thought everything felt wrong and needed to be rearranged. The feel of Bellaire was what had drawn a new generation to Bellaire and had kept the older generation from wanting to move elsewhere.

Mr. Caldwell advised that he understood fully that the facilities needed to be expanded and updated. There was absolutely no reason that the facilities should not be--in their current locations. Building a new and updated City Hall and Civic Center together made the most sense to him--as long as it was on South Rice Avenue across the street from the new Condit Elementary School. As far as the Police and Court facilities, if there was a concern about the perception of the Court and Police Department being in the same building, then constructing them in two separate buildings in the same location addressed that concern adequately.

Mr. Caldwell continued and reminded City Council that the Municipal Court Presiding Judge had discussed the importance of keeping the Municipal Court and Police near to each other. With respect to the Library, it was currently in the right place. The acquisition of the property to the west of the library allowed for expanded facility with a quiet and serene outdoor reading area, which was an activity that had made the Bellaire Library a place that parents wanted to bring their children again and again.

In closing, Mr. Caldwell urged City Council not to try and reinvent the wheel, but rather update and expand the facilities as needed in their current locations. He urged them to listen to the citizens of Bellaire. He urged City Council to honor the residents' knowledge and beliefs and to do what was right for the City of Bellaire now and into the future. He also cited his support for Alternate Plan A.

Lynn McBee:

Ms. McBee addressed City Council and stated that she was impressed and humbled by the informed, eloquent citizens who had spoken before City Council. She referred to the last item on City Council's agenda and indicated that the wording on seems a bit stilted and rigid to her. She suggested that City Council loosen it up a bit. Ms. McBee stated that City Council was asking Jeff Gerber, PGAL Architect, to analyze the plans (Alternates A, B, and C) as presented. She suggested that City Council also consider a combination in order to give Jeff Gerber the ultimate flexibility. She urged City Council not to box Jeff Gerber in.

Ms. McBee continued and urged City Council to consider keeping the Civic Center and City Hall together. One could interpret the moving of the Civic Center and its occupant seniors and their programs as an underhanded kick. She indicated that this was a mistake. The seniors had put in decades of service to the community.

In closing, Ms. McBee urged City Council to hold a Workshop Session and a Special Session to allow comments from residents before deciding what to adopt and approve. She noted further that Workshop Sessions were not generally covered by audio and video. She asked City Council to ensure that the Workshop Sessions are covered at least by video.

F. Report(s):

City Manager's Report dated April 6, 2015, regarding Bellaire parks plans and activities for summer 2015, and the schedule for board and commission interviews and appointments.

Minutes Acceptance: Minutes of Apr 6, 2015 7:00 PM (Minutes dated April 6, 2015:)

Paul A. Hofmann, City Manager, presented the City Manager's Report dated April 6, 2015, regarding Bellaire parks plans and activities for summer 2015, and the schedule for board and commission interviews and appointments.

The following outline of activities was presented:

April 11, 2015 - Trolley Run (scheduled to begin at 7:30 a.m.);

April 18, 2015 - Second Trolleywood Movie - Big Hero Six (scheduled to begin at approximately 8:00 p.m.)

April 25, 2015 - Wine & Tapas Event (scheduled to begin at 6:00 p.m. on the Great Lawn). It was noted that this event was organized by the Patrons for Bellaire Parks;

May 1, 2015 - Concert in the Park Series (First Concert, with three more concerts scheduled on the Saturdays following May 1, 2015). It was noted that the Southwest News and Tradition Bank were sponsoring the concert series;

May 2, 2015 - Pop-Up in the Park Event (scheduled to begin at 11:00 a.m. in Evelyn's Park). It was noted that this event was organized by the Evelyn's Park Conservancy Board; and

May 9, 2015 - Bellaire Family Safety Day and Health Day (scheduled from 10:00 a.m. until 2:00 p.m.). It was noted that this event was sponsored by the Bellaire Fire and Police Departments and the Houston Methodist Primary Care Group.

With respect to park improvements, City Manager Hofmann referenced recent improvements to Evergreen Park including an ornamental fence, re-landscaped areas, and irrigation system. He advised that the Therapy Pool had a problem with its salt system and that repairs had been made. Additionally the wrought iron fence around the pool had been repainted; concrete repairs to the entrance and patio deck were underway; and an eight-foot cedar fence had been constructed around the pump/filter/chemical area.

The fence at Ware Family Park had been replaced with an attractive ornamental fence. The fall surface was replaced and the play structure rehabilitated at Joe Gaither Park.

At Russ Pitman Park, new parking lot lights would be installed before the start of summer. New fencing would also be installed at Russ Pitman Park. Rehabilitation work similar to that performed at Joe Gaither Park was scheduled for Lafayette Park.

With respect to Mulberry Park, a new fall surface was installed. The City was also working with Bellaire Little League to enhance the softball field. At the Bellaire Family Aquatic Center, the handicapped lift had been replaced and was working and the door to the acid room had been replaced. Prior to the start of pool season, the play apparatus at the Bellaire Pool would be repainted, tiles and canopies would be replaced, as well as signage.

The last of the beautification funds provided by City Council this fiscal year were used to plant Asian Jasmine on the esplanade on South Rice Avenue between Bellaire Boulevard and Bissonnet Street. Seasonal color was also added on Bellaire Boulevard, and the tennis windscreens were replaced at Mulberry

Bellaire, and Feld Parks.

Pool operations were noted to have been restructured to put new emphasis on lifeguard training and supervision. A new lifeguard in-service training program with a focus on training, skills, and general customer service would be implemented, as well as a new lifeguard uniform policy and scheduling software. It was noted that Bellaire Pool would be opening on May 9, 2015.

In closing, City Manager Hofmann referred to a report City Council had received from the City Council regarding the status of applications and applicants for City boards and commissions. The current deadline for applications was noted to be May 1, 2015. As it stood currently, there were no agenda items scheduled for Monday, June 15, 2015. The City was targeting that date for conducting candidate interviews. It should work assuming the City Council continued the practice of only interviewing those applicants that had not previously served on the board that the applicant was applying for. He noted that since June was a five-Monday month, there was a little flexibility for additional interview times. It was anticipated that City Council would make board and commission appointments on July 6, 2015.

(Requested by Paul A. Hofmann, City Manager)

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Andrew S. Friedberg, Councilman
SECONDER:	Amanda B. Nathan, Mayor Pro Tem
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg

G. New Business:

1. Consent Agenda:

a. Minutes of Public Hearing and Regular Session - March 2, 2015:

Consideration of and possible action on the approval of the minutes of the Public Hearing and Regular Session of the City Council of the City of Bellaire, Texas, held on Monday, March 2, 2015.

Mayor and Council - Public Hearing and Regular Session - Mar 2, 2015
6:00 PM

b. CenterPoint Energy Rate Adjustment Suspension Request:

Consideration of and possible action on a request for City Council authorization for the City Manager of the City of Bellaire, Texas, to execute, for and on behalf of the City of Bellaire, Texas, a transmittal letter to CenterPoint Energy's Director of Regulatory Affairs affirmatively approving a request from CenterPoint Energy to suspend the operation of an interim rate adjustment for changes in investment for a period of one (1) year.

Dr. Philip L. Nauert, Mayor, read the captions of the Consent Agenda items into the record and asked if City Council desired to remove any items for individual consideration. After noting that no items were to be removed, he called for a motion and second to approve the Consent Agenda.

Minutes Acceptance: Minutes of Apr 6, 2015 7:00 PM (Minutes dated April 6, 2015:)

Motion:

To approve the Consent Agenda dated April 6, 2015, consisting of the following items:

- **Minutes of the Public Hearing and Regular Session of the City Council of the City of Bellaire, Texas, held on Monday, March 2, 2015.**
- **Request for City Council authorization for the City Manager of the City of Bellaire, Texas, to execute, for and on behalf of the City of Bellaire, Texas, a transmittal letter to CenterPoint Energy's Director of Regulatory Affairs affirmatively approving a request from CenterPoint Energy to suspend the operation of an interim rate adjustment for changes in investment for a period of one (1) year.**

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

(Requested by Paul A. Hofmann, City Manager)

2. Adoption of Resolution:

Consideration of and possible action on the adoption of a resolution of the City Council of the City of Bellaire, Texas, accepting a donation in an amount ranging from \$110,000 to \$125,000 from the Estate of Edward Houston Wilson, Jr., to be utilized by the Bellaire Police Department to further their capabilities within the community conditioned upon the installation of a suitable plaque or monument in Edward Houston Wilson, Jr.'s name in a public place.

Chief Byron Holloway provided a brief introduction of a donation made from the Estate of Edward Houston Wilson, Jr., to the Bellaire Police Department in an amount ranging from \$110,000 to \$125,000. The donation was to be utilized by the Bellaire Police Department to further their capabilities within the community conditioned upon the installation of a suitable plaque or monument in Edward Houston Wilson, Jr.'s, name in a public place.

Motion:

To adopt a resolution of the City Council of the City of Bellaire, Texas, accepting a donation in an amount ranging from \$110,000 to \$125,000 from the Estate of Edward Houston Wilson, Jr., to be utilized by the Bellaire Police Department to further their capabilities within the community conditioned upon the installation of a suitable plaque or monument in Edward Houston Wilson, Jr.'s, name in a public place.

Following questions of Chief Holloway regarding the uses of the funds by the Bellaire Police Department, members of City Council expressed their gratitude to the family of Edward Houston Wilson, Jr., for his gift to the City.

RESULT:	UNANIMOUS
MOVER:	Roman F. Reed, Councilman
SECONDER:	Pat B. McLaughlan, Councilman
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg

(Requested by Byron Holloway, Police Department)

3. Item for Individual Consideration:

Discussion and possible action regarding the future municipal facilities site plan and building configuration; direction to City Architect Jeff Gerber, AIA, LEED AP, and CEO of PGAL, to analyze financial and other implications related to three alternate municipal facilities site plans presented to members of City Council during their March 30th Community Meeting; and/or the setting of a date for a Workshop Session to be held before the City Council for purposes of receiving PGAL's analyses on the referenced alternate municipal facilities site plans and continued discussion related to the Municipal Facilities Project.

Dr. Philip L. Nauert, Mayor, suggested that City Council have a brief discussion regarding the future municipal facilities site plan and building configuration and schedule a Workshop Session in the future to consider the municipal facilities plan in much more depth.

Paul A. Hofmann, City Manager, noted that a Workshop Session had been scheduled on May 4, 2015, at 6:00 p.m. on this topic. So, that date was available for a session if City Council desired to have one on May 4th.

Motion:

To request for Jeff Gerber, AIA, LEED AP, and CEO of PGAL, to brief City Council on some of the items he would like to go over during a Workshop Session regarding municipal facilities.

{**Motion** by Councilman Roman F. **Reed** and **second** by Councilman Pat B. **McLaughlan**}

Amendment (No. 1) to the Main Motion:

To commission PGAL to explore the feasibility and cost of constructing the Municipal Court and Police Facility on the City-owned former Recycling Center property.

Following discussion regarding the amendment on the floor, Mayor Nauert called for action on the amendment.

RESULT:	APPROVED [4 TO 3]
MOVER:	James P. Avioli, Sr., Councilman
SECONDER:	Dr. Philip L. Nauert, Mayor
AYES:	Nauert, Avioli Sr., Pappas, McLaughlan
NAYS:	Nathan, Reed, Friedberg

Discussion ensued among members of City Council regarding the main

motion, as amended.

Mayor Nauert asked members of City Council to provide suggestions of items that they would like for Jeff Gerber to be prepared to discuss/present during a City Council Workshop Session on Municipal Facilities.

Councilman Pat McLaughlan:

In addition to architectural considerations by Jeff Geber and prior to any significant work by PGAL on the former Recycling Center site, Councilman McLaughlan asked that Police Chief Byron Holloway provide an opinion on the site as a potential Police Department location.

Councilman McLaughlan advised that City Council needed to mitigate any adverse impacts of placing the Police Department behind the backyards of residents on Aspen Street.

Mayor Pro Tem Amanda B. Nathan:

Mayor Pro Tem Nathan asked for an analysis on the financial and logistical implications on the three alternate municipal facilities site plans presented by John Gabriel on March 30, 2015 (including impact to trees and adequacy of parking). She also asked that Jeff Gerber not be bound by the three alternate site plans if he had other ideas to bring forth.

She also indicated that she would be interested in hearing from Chief Holloway as to how noise could be abated, as well as how to address issues related to the transfer of prisoners into the jail facility [as stated by a resident during personal/audience comments] if the Police Department ended up on the south side of Jessamine Street.

To the extent that it would make sense cost-wise to recombine the Police Department and Municipal Court, Mayor Pro Tem Nathan advised that she would be willing to entertain that option.

She stated that she would also like the City Attorney's guidance as to how to address issues with the alternate plans during the next election (i.e., if the Municipal Court reconstruction were to be delayed and if a new library were constructed).

[Also of note were educational materials distributed during the last election related to the bond program which sent a message as well-replacing versus renovating-that would need the City Attorney's review].

Councilman Gus E. Pappas:

Councilman Pappas noted that the Ad Hoc Municipal Facilities Committee had done a great deal of work on this issue, had asked the same questions that the public had raised on March 30th, and were in tune with the public sentiments. He urged City Council to let the Ad Hoc Municipal Facilities Committee provide their input and reincorporate their input back in the process before holding another Workshop Session.

Councilman James P. Avioli, Sr.:

Minutes Acceptance: Minutes of Apr 6, 2015 7:00 PM (Minutes dated April 6, 2015:)

Councilman Avioli indicated that he concurred with the statements made by Councilmen McLaughlan and Pappas. He noted that when City Council toured the facilities of other cities, the police departments and municipal court were located in other sections of the city and not necessarily adjacent to city hall. He suggested that City Council not overlook anything this time around and noted that there was a police dispatch station (owned by the City of Houston) across the road from City-owned Recycling Center property.

From a business perspective, Councilman Avioli asked Jeff Gerber to explore an alternative plan that could be constructed for the City's budget of \$11 million.

Jeff Gerber, AIA, LEED AP, and CEO of PGAL:

In responding to a question asked by Councilman Roman F. Reed as to whether the cost of the alternate plans had been discussed, Mr. Gerber indicated that he suggested that determining the cost implications of the alternate plans would give the City a framework from which to make the best choice. Additionally, it seemed that a discussion with the Ad Hoc Municipal Facilities Committee regarding the objectives and a recommendation as to whether those objectives needed to be changed (i.e., added to or subtracted from). Mr. Gerber indicated further that it would be helpful to confirm in City Council's Workshop Session what they wanted the objectives to be. From there, discussions could be held as to how each of the alternatives lined up against City Council's objectives.

Councilman Roman F. Reed:

Councilman Reed stated that whether City Council selected the site plan that was previously unanimously adopted by City Council or whether a new alternative site plan were selected, the difference in costs needed to be stated. He stated further that citizens had indicated to City Council that they were willing to pay increased taxes to support additional costs that might be incurred as a result of an alternate plan.

Councilman Andrew S. Friedberg:

He indicated that the item on City Council's agenda was the natural result of the March 30th Community Meeting. City Council had heard the public input. He suggested that instead of worrying this evening as what would be talked about during the Workshop Session, he was prepared to move forward with this item as discussed and amended. He looked forward to a Workshop Session and felt that City Council could revisit at that time the extent necessary for more direct involvement by the Ad Hoc Municipal Facilities Advisory Committee as it existed now.

Mayor Philip L. Nauert:

Mayor Nauert noted that the Community Meeting held on March 30th was well attended and that he was very glad to see the turnout.

Discussion ensued among members of City Council regarding the scheduling of a Workshop Session date. It was noted that more than one hour should be allowed for the Workshop Session.

Councilman Gus E. Pappas:

Councilman Pappas stated that he would really like to hear the thoughts of the Ad Hoc Municipal Facilities Advisory Committee and elicit their input after they had an opportunity to hear from Jeff Gerber.

Amendment (No. 2) to the Main Motion:

To direct Jeff Gerber to meet with the Bellaire Ad Hoc Municipal Facilities Advisory Committee and elicit their input and recommendations on his findings related to the future municipal facilities site plan and building configuration prior to meeting in a Workshop Session with the City Council.

Prior to a vote on amendment (no. 2) to the main motion, Jeff Gerber suggested holding two meetings with the Bellaire Ad Hoc Municipal Facilities Advisory Committee prior to meeting in a Workshop Session with City Council.

It was noted that a City Council Workshop Session would be targeted for mid-May.

RESULT:	UNANIMOUS
MOVER:	Gus E. Pappas, Councilman
SECONDER:	Pat B. McLaughlan, Councilman
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg

Amendment (No. 3) to the Main Motion:

To schedule a Workshop Session before the City Council of the City of Bellaire, Texas, in mid-May following two meetings of the Ad Hoc Municipal Facilities Committee, the final date of which will be determined by the City Manager in conjunction with the schedules of City Council.

RESULT	UNANIMOUS
MOVER:	Amanda B. Nathan, Mayor Pro Tem
SECONDER:	Andrew S. Friedberg, Councilman
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg

(Requested by Paul A. Hofmann, City Manager)

RESULT:	ADOPTED AS AMENDED [UNANIMOUS]
MOVER:	Roman F. Reed, Councilman
SECONDER:	Pat B. McLaughlan, Councilman
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg

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

Community interest items from the Mayor and City Council included expressions of thanks and gratitude to the family of Edward Houston Wilson, Jr., for the contribution to

the City of Bellaire from his estate; expressions of thanks to the residents for their time and input on municipal facilities during the recent Community Meeting; expression of thanks to the Bellaire Police and Fire Departments for their assistance to Councilman Pappas' father during a recent accident; and reminders to attend the April and May City events, including the Trolley Run, Wine & Tapas event, Trolleywood Movies, and Concerts in the Park.

I. Adjourn.

Motion:

To adjourn the Regular Session of the City Council of the City of Bellaire, Texas, at 9:04 p.m. on Monday, April 6, 2015.

RESULT:	UNANIMOUS
MOVER:	Roman F. Reed, Councilman
SECONDER:	Pat B. McLaughlan, Councilman
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg

II. EXECUTIVE SESSION - IMMEDIATELY FOLLOWING REGULAR SESSION.

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

Dr. Philip L. Nauert, Mayor, called the Executive Session of the City Council of the City of Bellaire, Texas, at 9:04 p.m. on Monday, April 6, 2015. He announced that a quorum was present consisting of all members of City Council as set forth in the table below.

Name	Title	Status
Dr. Philip L. Nauert	Mayor	Present
Amanda B. Nathan	Mayor Pro Tem	Present
Roman F. Reed	Councilman	Present
James P. Avioli, Sr.	Councilman	Present
Gus E. Pappas	Councilman	Present
Pat B. McLaughlan	Councilman	Present
Andrew S. Friedberg	Councilman	Present
Paul A. Hofmann	City Manager	Present
Tracy L. Dutton	City Clerk	Present

B. Convene in Executive Session (Closed Session):

Convene in Executive Session (Closed Session) to be held in the Council Conference Room under the Texas Government Code, Chapter 551, Open Meetings Act, Section 551.074, Personnel Matters; Closed Meeting, to deliberate the evaluation of the City Clerk of the City of Bellaire, Texas.

Dr. Philip L. Nauert, Mayor, advised that members of City Council would convene in Executive Session in the Council Conference Room following a five-minute break or at approximately 9:10 p.m. on Monday, April 6, 2015.

Minutes Acceptance: Minutes of Apr 6, 2015 7:00 PM (Minutes dated April 6, 2015:)

C. Reconvene in Open Session (to be held in the Council Chamber) and take action, if any, on items discussed in Executive (Closed Session).

Members of City Council reconvened in Open Session in the Council Chamber at 9:25 p.m. on Monday, April 23, 2015. Dr. Philip L. Nauert, advised that the City Council had met in Executive Session to discuss the annual review of the City Clerk.

Motion:

That the City Clerk be granted a 5% raise.

RESULT	UNANIMOUS
MOVER:	Amanda B. Nathan, Mayor Pro Tem
SECONDER:	Roman F. Reed and Gus E. Pappas, Councilmen
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg

D. Adjourn.

Motion:

To adjourn the Executive Session of the City Council of the City of Bellaire, Texas, at 9:26 p.m. on Monday, April 6, 2015.

RESULT:	UNANIMOUS
MOVER:	Amanda B. Nathan, Mayor Pro Tem, and James P. Avioli, Sr., Councilman
SECONDER:	Roman F. Reed, Councilman
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan, Friedberg

Minutes Acceptance: Minutes of Apr 6, 2015 7:00 PM (Minutes dated April 6, 2015:)

Mayor and Council

7008 S. Rice Avenue
Bellaire, TX 77401



Meeting: 05/04/15 07:00 PM
Department: City Manager
Category: Report
Department Head: Paul A. Hofmann
DOC ID: 1572

**SCHEDULED
ACTION ITEM (ID # 1572)**

Item Title:

City Manager's Report dated May 4, 2015, regarding the April 27th department director planning session and a significant employee recognition.

Background/Summary:

City Manager Paul A. Hofmann will present the City Manager's Report dated May 4, 2015, to members of City Council. The report will include an overview of the April 27th department director planning session and a significant employee recognition.

Previous Council Action Summary:

N/A

Fiscal Impact:

N/A

Recommendation:

City Manager Paul A. Hofmann recommends acceptance of his City Manager's Report dated May 4, 2015, into the record.

Mayor and Council

7008 S. Rice Avenue
Bellaire, TX 77401



Meeting: 05/04/15 07:00 PM
Department: City Clerk
Category: Appointment
Department Head: Tracy L. Dutton
DOC ID: 1573

**SCHEDULED
ORDINANCE (ID # 1573)**

Item Title:

Consideration of and possible action on the adoption of an ordinance appointing Patricia Sanchez as Deputy Court Clerk of the Municipal Court of the City of Bellaire, Texas, for a term commencing on May 4, 2015.

Background/Summary:

Deputy Court Clerk Rosivel Reyes of the Municipal Court of the City of Bellaire, Texas, voluntarily ended her employment with the City of Bellaire, Texas, on November 21, 2014. This vacancy/position was subsequently advertised and filled by Chief Financial Officer Linda Symank, along with Municipal Court Clerk Belinda Flores.

As you are aware, Article II, Council, Section 14, Municipal Court, of the Charter of the City of Bellaire, Texas, as amended November 7, 2006 (the "Charter"), includes provisions for the appointment by City Council of applicable municipal court personnel including a judge and such other associate judge or judges as shall be determined necessary, as well as for the appointment by City Council of a clerk and as many deputy clerks as shall be determined necessary.

On August 4, 2014, at the recommendation of the Finance Department of the City of Bellaire, Texas, City Council adopted Ordinance No. 14-039 for the purpose of reappointing, in their current capacities, the then Court Clerk (Belinda Flores) and Deputy Court Clerks (Evetta Herbert and Rosivel Reyes) effective August 4, 2014, for a term that would not expire unless said Court Clerk or Deputy Court Clerks voluntarily ended her appointment or were removed from her appointment by action of the City Council.

In order to comply with the referenced provisions of the Charter, an ordinance has been created for City Council consideration regarding the recommended appointment of Patricia Sanchez as Deputy Court Clerk of the City of Bellaire, Texas, for a term commencing on May 4, 2015. Said term would not expire unless Ms. Sanchez voluntarily ended her appointment or was removed from her appointment by action of the City Council.

Previous Council Action Summary:

Previous action by City Council was included under background/summary above.

Fiscal Impact:

Funds for this position were included in the FY 2015 Budget, General Fund, Finance Department.

Recommendation:

Chief Financial Officer Linda Symank requests the appointment of Patricia Sanchez as Deputy Court Clerk of the Municipal Court of the City of Bellaire, Texas.

Ordinance (ID # 1573)

Meeting of May 4, 2015

ATTACHMENTS:

- Appointment of Deputy Court Clerk Patricia Sanchez (DOC)



ORDINANCE NO. 15-_____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELLAIRE, TEXAS, APPOINTING A DEPUTY COURT CLERK OF THE MUNICIPAL COURT OF RECORD IN THE CITY OF BELLAIRE, TEXAS, FOR A TERM COMMENCING ON MAY 4, 2015.

WHEREAS, the City Council of the City of Bellaire, Texas, heretofore previously adopted Ordinance No. 14-039 on August 4, 2014, for the purpose of reappointing a clerk and two (2) deputy court clerks of the Municipal Court of Record in the City of Bellaire, Texas, for a term commencing on August 4, 2014; and

WHEREAS, one (1) of the two (2) deputy court clerks reappointed under Ordinance No. 14-039, Rosivel Reyes, voluntarily ended her employment with the City of Bellaire, Texas, on November 21, 2014; and

WHEREAS, Article II, The Council, Section 14, Municipal Court, of the Charter of the City of Bellaire, Texas, as amended November 7, 2006, includes provisions for the appointment by City Council of a court clerk and as many deputy court clerks as shall be determined necessary; and

WHEREAS, Chapter 2, Administration, Article I, In General, Section 2-5, City departments, Subsection (a), Departments; duties; heads, (6), Finance, of the Code of Ordinances of the City of Bellaire, Texas, provides for municipal court administration by the Finance Department; and

WHEREAS, the Finance Department of the City of Bellaire, Texas, hereby recommends the appointment by the City Council of the City of Bellaire, Texas, of Patricia Sanchez to serve as a Deputy Court Clerk in the Municipal Court of Record in the City of Bellaire, Texas;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELLAIRE, TEXAS THAT:

Section 1. **Patricia Sanchez** is hereby appointed as a Deputy Court Clerk of the Municipal Court of Record in the City of Bellaire, Texas, for a term commencing on May 4, 2015.

Section 2. This Ordinance shall be effective immediately upon its passage and adoption.

PASSED, APPROVED and ADOPTED this, the 4th day of May, 2015.

(SEAL)

ATTEST:

SIGNED:

Tracy L. Dutton, TRMC
City Clerk

Dr. Philip L. Nauert
Mayor

APPROVED AS TO FORM:

Alan P. Petrov
City Attorney

Attachment: Appointment of Deputy Court Clerk Patricia Sanchez (1573 : Appointment of Municipal Court Deputy Clerk)

Mayor and Council

7008 S. Rice Avenue
Bellaire, TX 77401



Meeting: 05/04/15 07:00 PM
Department: City Clerk
Category: Appointment
Department Head: Tracy L. Dutton
DOC ID: 1574

**SCHEDULED
ORDINANCE (ID # 1574)**

Item Title:

Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, amending Ordinance No. 14-058, which provided for the appointment of seven (7) members to serve in an advisory capacity on the Ad Hoc Municipal Facilities Committee (the "Committee"), set the charge of the Committee, and approved a work plan for the design of new municipal facilities, for the purpose of filling two vacancies on the Committee.

Background/Summary:

The City Manager's Office received several emails from various members of City Council requesting that consideration be given to filling one or both of the vacancies currently existing on the Ad Hoc Municipal Facilities Committee.

Based on the email requests mentioned in the preceding paragraph, an ordinance has been prepared that would allow members of City Council to appoint up to two members, if desired, to fill the referenced vacancies.

Previous Council Action Summary:

On October 20, 2014, the City Council of the City of Bellaire, Texas, adopted Ordinance No. 14-058 for the purpose of providing for the appointment of seven (7) members to serve in an advisory capacity on the Ad Hoc Municipal Facilities Committee (the "Committee"), set the charge of the Committee, and approved a work plan for the design of new municipal facilities. Since that time, two members of the Ad Hoc Municipal Advisory Committee have resigned their appointments. The resigning members include Charlotte Aguilar (selected by Mayor Philip L. Nauert) and John Gabriel (selected by Councilman Pat B. McLaughlan).

Fiscal Impact:

N/A

Recommendation:

Action as City Council deems appropriate.

ATTACHMENTS:

- Amend Ord 14-058 - Ad Hoc Municipal Facilities Committee - Add Two Members to Fill Vacancies (DOC)
- 14-058 - Appt - Ad Hoc Municipal Facilities Committee - Charge and Work Plan (PDF)



ORDINANCE NO. 15-____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELLAIRE, TEXAS, AMENDING ORDINANCE NO. 14-058, WHICH PROVIDED FOR THE APPOINTMENT OF SEVEN (7) MEMBERS TO SERVE IN AN ADVISORY CAPACITY ON THE AD HOC MUNICIPAL FACILITIES COMMITTEE (THE "COMMITTEE"), SET THE CHARGE OF THE COMMITTEE, AND APPROVED A WORK PLAN FOR THE DESIGN OF NEW MUNICIPAL FACILITIES, FOR THE PURPOSE OF FILLING TWO VACANCIES ON THE COMMITTEE.

WHEREAS, the City Council of the City of Bellaire, Texas, heretofore previously adopted Ordinance No. 14-058 on October 20, 2014, for the purpose of appointing seven (7) members to serve in an advisory capacity on the Ad Hoc Municipal Facilities Committee (the "Committee"), setting the charge of the Committee, and approving a work plan for the design of new municipal facilities; and

WHEREAS, two members of the Committee heretofore previously resigned their appointments as follows: Charlotte Aguilar and John Gabriel; and

WHEREAS, the remaining members of the Committee have expressed their support and desire for the City Council of the City of Bellaire, Texas (the "City Council") to fill one or both vacancies; and

WHEREAS, it is the desire of the City Council to fill both vacancies on the Committee;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELLAIRE, TEXAS THAT:

Section 1. Section 2. a. of Ordinance No. 14-058 is hereby amended to reflect the appointment of _____ to fill the vacancy created by the resignation of Charlotte Aguilar.

Section 2. Section 2. d. of Ordinance No. 14-058 is hereby amended to reflect the appointment of _____ to fill the vacancy created by the resignation of John Gabriel.

Section 3. Said appointments shall commence immediately upon adoption of this Ordinance and shall end on September 30, 2015.

Section 4. This Ordinance shall be effective immediately upon its passage and adoption.

PASSED, APPROVED and ADOPTED this, the 4th day of May, 2015.

(SEAL)

ATTEST:

SIGNED:

Tracy L. Dutton, TRMC
City Clerk

Dr. Philip L. Nauert
Mayor

APPROVED AS TO FORM:

Alan P. Petrov
City Attorney

**ORDINANCE NO. 14-058**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELLAIRE, TEXAS, APPOINTING SEVEN (7) MEMBERS TO SERVE IN AN ADVISORY CAPACITY ON THE AD HOC MUNICIPAL FACILITIES COMMITTEE OF THE CITY OF BELLAIRE, TEXAS ("COMMITTEE"), FOR A TERM COMMENCING ON OCTOBER 20, 2014, AND ENDING ON SEPTEMBER 30, 2015; SETTING FORTH THE CHARGE OF THE COMMITTEE, AND APPROVING A WORK PLAN FOR THE DESIGN OF NEW MUNICIPAL FACILITIES.

WHEREAS, on May 6, 2013, the City Council of the City of Bellaire, Texas, engaged the firm of Pierce Goodwin Alexander & Linville (PGAL) to provide professional services necessary for Municipal Building Concept Design Studies for the City of Bellaire, Texas, focusing on the City Hall, Civic Center, Police Station, and Municipal Court Buildings; and

WHEREAS, the voters of Bellaire approved a municipal facilities bond program in November of 2013, which will provide \$11,000,000.00 for the purpose of improving, repairing, constructing or replacing certain municipal buildings and facilities, to wit: City Hall, Civic Center, Police Station, and Municipal Court Buildings; and

WHEREAS, on May 27, 2014, the City Council of the City of Bellaire, Texas, approved and adopted a recommendation from PGAL to adopt the "Campus of Buildings" municipal facility configuration option for the development of the City Hall, Civic Center, Municipal Court Building, and Police Station; and

WHEREAS, the City Council of the City of Bellaire, Texas, is authorized to create an ad hoc committee for specific advisory purposes where such existence is limited to a period of less than one (1) year; and

WHEREAS, the City Council of the City of Bellaire, Texas, heretofore previously established an ad hoc committee, hereinafter referred to as the "Ad Hoc Municipal Facilities Committee," on September 8, 2014, to serve in an advisory capacity regarding the development of municipal facilities; and

WHEREAS, the Mayor asked members of City Council to each appoint one (1) citizen of the City of Bellaire, Texas, to serve on the Ad Hoc Municipal Facilities Committee, with the Mayor appointing one (1) citizen and selecting the member of City Council to serve as Council Liaison to the Ad Hoc Municipal Facilities Committee; and

WHEREAS, on September 22, 2014, the City Council of the City of Bellaire, Texas, entered into a contractual agreement with PGAL to provide architectural and engineering design services for the municipal facilities, hereinafter referred to as the "Municipal Facilities Project"; **NOW, THEREFORE**,


BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELLAIRE, TEXAS, THAT:

1. The recitals set forth above are true and correct.
2. The Ad Hoc Municipal Facilities Committee shall be composed of the following seven (7) persons and are each hereby appointed by action of the City Council of the City of Bellaire, Texas, for a term commencing on October 20, 2014, and ending on September 30, 2015, as practicable, unless sooner terminated or extended by action of the City Council of the City of Bellaire, Texas:
 - a. Charlotte Aguilar, selected by Dr. Philip L. Nauert, Mayor;
 - b. Dolores Avioli, selected by James P. Avioli, Sr., Councilman;
 - c. Christopher Butler, selected by Amanda B. Nathan, Mayor Pro Tem;
 - d. John Gabriel, selected by Pat B. McLaughlan, Councilman;
 - e. Chris Kaitson, selected by Gus E. Pappas, Councilman;
 - f. Kristin Schuster, selected by Andrew S. Friedberg, Councilman; and
 - g. Suzanne Shelby, selected by Roman F. Reed, Councilman.
3. Councilman Gus E. Pappas is hereby appointed as Council Liaison to the Ad Hoc Municipal Facilities Committee.
4. The Ad Hoc Municipal Facilities Committee is hereby charged to develop consensus recommendations to the City Council of the City of Bellaire, Texas, limited to the following:
 - a. Impact of construction on the park facilities, and more specifically the Great Lawn, located in Bellaire Town Square, and development of an approach or proposal to address possible impact(s).
 - b. Review of a conceptual design for a possible signature corner for Bellaire Town Square and the park and municipal facilities therein, as well as the development of a proposal for the elements to be included on said signature corner.
 - c. Review of a conceptual design for a pedestrian-friendly median along South Rice Avenue, as well as the development of a proposal for said median.

- d. Provide definitions for various campus elements.
 - e. Provide direction and an approach related to the style of architecture for each municipal facility, including exterior and interior finishes.
 - f. Review of overall LEED (Leadership in Energy and Environmental Design) approach for said municipal facilities and provide direction therein.
5. The Ad Hoc Municipal Facilities Committee meetings will be posted and held in accordance with the Texas Open Meetings Act and facilitated by the City's architectural and engineering firm, PGAL.
6. The role of the Council Liaison is hereby established as follows:
- a. Assist in communicating the recommendations and overall progress of the Ad Hoc Municipal Facilities Committee to the City Council of the City of Bellaire, Texas;
 - b. Assist the City Manager and PGAL with the receipt and assimilation of community input;
 - c. Assist the City Manager and PGAL with the receipt and assimilation of input from the Cultural Arts Board of the City of Bellaire, Texas, and from the Evelyn's Park Conservancy Building Committee; and
 - d. Assist the City Manager and PGAL with the publication of updates and narratives for public information.
7. The initial project timeline, including the initial schedule for Ad Hoc Municipal Facilities Committee meetings, City Council Workshop Sessions, and significant publication dates is hereby established in the Work Plan as attached hereto and marked Exhibit "A."
8. This Ordinance shall be effective immediately upon its passage and adoption.

PASSED, APPROVED, and ADOPTED this 20th day of October, 2014.

ATTEST:



Tracy L. Dutton
Tracy L. Dutton, TRMC
City Clerk

SIGNED:

Amanda B. Nathan
Amanda B. Nathan
Mayor Pro Tem

APPROVED AS TO FORM:

A handwritten signature in black ink, appearing to read 'A. Petrov', written over a horizontal line.

Alan P. Petrov
City Attorney