CITY OF BELLAIRE TEXAS

MAYOR AND COUNCIL JANUARY 4, 2016

Civic Center and Council Chamber

Council Installation

7:00 PM

7008 S. RICE AVENUE BELLAIRE, TX 77401



2014 - 2016

2016 - 2018

Mayor

Mayor

Dr. Philip L. Nauert

Andrew S. Friedberg

Councilmen

Councilmen

Amanda B. Nathan, Mayor Pro Tem Roman F. Reed James P. Avioli, Sr.

Gus E. Pappas

Pat B. McLaughlan

Andrew S. Friedberg/Michael Fife

Roman F. Reed

Trisha S. Pollard

Gus E. Pappas

Pat B. McLaughlan

Michael Fife

David R. Montague

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.

I. City Council Installation (Civic Center)

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

Members of City Council, January 2014 - January 2016: Dr. Philip L. Nauert, Mayor; Amanda B. Nathan, Mayor Pro Tem and Councilman—Position No. 6; Roman F. Reed, Councilman—Position No. 1; James P. Avioli, Sr., Councilman—Position No. 2; Gus E. Pappas, Councilman—Position No. 3; Pat B. McLaughlan, Councilman—Position No. 4; Andrew S. Friedberg, Councilman—Position No. 5 (January 2014 - November 2015); and Michael Fife, Councilman—Position No. 5 (November 2015 - January 2016).

- B. Invocation Rabbi Oren J. Hayon, Bellaire resident and Senior Rabbi, Congregation Emanu El.
- C. Presentation of Colors Bellaire Police Department Honor Guard.
- D. Pledges to the Flags Bellaire BSA Troop 222.
 - 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.

- E. Musical Welcome Faith Lutheran Day School Children's Choir.
- F. Installation:

Presented to newly elected members of City Council: Andrew S. Friedberg, Mayor; Trisha S. Pollard, Councilman—Position No. 2; Pat B. McLaughlan, Councilman—Position No. 4; and David R. Montague, Councilman—Position No. 6.

- 1. Statement of Elected Officer Municipal Court Associate Judge Jerel S. Twyman.
- 2. Oath of Office Municipal Court Presiding Judge Lisa A. Wesely.
- G. Welcome Address and Introduction of City Council and Families Andrew S. Friedberg, Mayor.

Members of City Council, January 2016 - January 2018: Andrew S. Friedberg, Mayor; Roman F. Reed, Councilman—Position No. 1; Trisha S. Pollard, Councilman—Position No. 2, Gus E. Pappas, Councilman—Position No. 3; Pat B. McLaughlan, Councilman—Position No. 4; Michael Fife, Councilman—Position No. 5; and David R. Montague, Councilman—Position No. 6.

H. Adjourn to Reception Area for Refreshments - Reception sponsored by the Bellaire Business Association.

II. Regular Meeting (Council Chamber)

A. Call to Order and Announcement of a Quorum - Andrew S. Friedberg, Mayor.

B. 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.]

C. Reports:

City Manager's Report:

City Manager's Report regarding communication, field and personnel updates, calendar reminders, and notes of appreciation - Submitted by Paul A. Hofmann, City Manager.

D. New Business:

1. Consent Agenda

a. Minutes dated December 7, 2015:

Consideration of and possible action on the approval of the minutes of the Regular Session of the City Council of the City of Bellaire, Texas, held on Monday, December 7, 2015 - Submitted by Tracy L. Dutton, City Clerk.

b. Consideration of and possible action on a request from the Bellaire Police Department for City Council approval of the purchase of three (3) patrol vehicles, one (1) unmarked vehicle, and one (1) utility truck as funded in the FY2016 budget - Submitted by Byron Holloway, Chief of Police.

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

a. Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, electing a Mayor Pro Tempore for the City of Bellaire, Texas, for a term commencing on January 4, 2016, and ending on January 8, 2018 - Submitted by Tracy L. Dutton, City Clerk. b. Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, appointing a citizen member to the Audit Finance Board of the City of Bellaire, Texas, for a one-year term commencing on February 1, 2016, and ending on January 31, 2017, or other action regarding the process for the selection of a citizen appointee - Submitted by Tracy L. Dutton, City Clerk.

3. Item(s) for Individual Consideration:

Appointment of Special Committee to Review Rules of Procedure

Consideration of and possible action on the appointment of a special committee of three or fewer members of the City Council to review the Rules of Procedure for the City Council of the City of Bellaire, Texas, and present any proposed revisions thereto at the next Regular Meeting - Requested by Andrew S. Friedberg, Mayor.

4. Appointments:

- a. Mayoral Appointments to the Audit Finance Board: Andrew S. Friedberg, Mayor, will make formal appointments of three (3) members of the City Council of the City of Bellaire, Texas, to serve on the Audit Finance Board of the City of Bellaire, Texas, for a one-year term commencing on February 1, 2016, and ending on January 31, 2017 Submitted by Tracy L. Dutton, City Clerk.
- b. Mayoral Appointments of City Council Liaisons to Bellaire Boards and Commissions: Andrew S. Friedberg, Mayor, will make formal appointments of members of City Council to serve as Liaisons for a term of approximately one year to the following Boards and Commissions: Board of Adjustment, Building and Standards Commission, Cultural Arts Board, Environmental and Sustainability Board, L.I.F.E. Advisory Board, Parks and Recreation Advisory Board, and Planning and Zoning Commission Submitted by Tracy L. Dutton, City Clerk.

E. 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, as of July 13, 2015, 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.]

F. Adjourn.

Mayor and Council

7008 S. Rice Avenue Bellaire, TX 77401

SCHEDULED ACTION ITEM (ID # 1773)



Meeting: 01/04/16 07:00 PM
Department: City Manager's Office
Category: Presentation
Department Head: Paul A. Hofmann
DOC ID: 1773

Item Title:

City Manager's Report regarding communication, field and personnel updates, calendar reminders, and notes of appreciation - Submitted by Paul A. Hofmann, City Manager.

Background/Summary:

City Manager's Report regarding communication, field and personnel updates, calendar reminders, and notes of appreciation.

Previous Council Action Summary:

N/A

Fiscal Impact:

N/A

Recommendation:

N/A

Updated: 12/28/2015 11:43 AM by Diane K White

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CITY OF BELLAIRE TEXAS

MAYOR AND COUNCIL DECEMBER 7, 2015

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 - Dr. Philip L. Nauert, Mayor.

Dr. Philip L. Nauert, Mayor, called the Regular Session of the City Council of the City of Bellaire, Texas, to order at 7:08 p.m. on Monday, December 7, 2015. The Regular Session was held in the Council Chamber, First Floor of City Hall, 7008 South Rice Avenue, Bellaire, Texas 77401.

Mayor Nauert announced that a quorum was present consisting of all members of City Council as set forth in the table below.

e Name	Title	Status	
Nauert	Mayor	Present	•
B. Nathan	Mayor Pro Tem	Present	
. Reed	Councilman	Present	
Avioli Sr.	Councilman	Present	
appas	Councilman	Present	T T
Laughlan	Councilman	Present	
ife	Councilman	Present	<u> </u>
lofmann	City Manager	Present	
etrov	City Attorney	Present	
Dutton	City Clerk	Present	

- B. Inspirational Reading and/or Invocation Dr. Philip L. Nauert, Mayor.
- **Dr. Philip L. Nauert, Mayor,** provided the inspirational reading for the evening.
- C. Pledges to The Flags Dr. Philip L. Nauert, Mayor.

Dr. Philip L. Nauert, Mayor, led the members of City Council and audience in the U.S. Pledge of Allegiance and the Pledge to the Texas Flag.

D. Special Recognition:

 Special recognition by Dr. Philip L. Nauert, Mayor, of Iola Pickul in honor of her extraordinary service and leadership as Chair of the L.I.F.E. Advisory Board of the City of Bellaire, Texas, from July 2009 through June 2015 - Submitted by Dr. Philip L. Nauert, Mayor.

Dr. Philip L. Nauert, Mayor, recognized Iola Pickul, Former Chair of the LIFE Advisory Board of the City of Bellaire, Texas ("Board"), for her extraordinary service and immeasurable leadership of the Board from June 2009 to June 2015.

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Mayor Nauert provided a token of the City's appreciation in the form of a crystal vase and stand to Iola Pickul with the dates of her service engraved on a brass plate and affixed to the stand.

Iola Pickul addressed City Council and the audience, noting that it had been her pleasure to serve on the Board. She shared her first experiences of moving to Bellaire and becoming involved with the City. She urged citizens to become involved and invited those 50 years of age and older to join BLIFE.

 Special recognition by Dr. Philip L. Nauert, Mayor, of the Ad Hoc Municipal Facilities Committee ("Committee") of the City of Bellaire, Texas, in appreciation of the Committee's dedicated service to the City of Bellaire from 2014 to 2015. Members: Dolores Avioli, Todd L. Blitzer, Christopher Butler, Michael Fife, John Gabriel, Chris Kaitson, Kristin Schuster, and Suzanne Shelby. Council Liaison: Gus E. Pappas - Submitted by Dr. Philip L. Nauert, Mayor.

Dr. Philip L. Nauert, Mayor, advised that the City owed a tremendous debt and thanks for service to the Ad Hoc Municipal Facilities Committee ("Committee"). He advised further that some years ago, the residents of Bellaire appropriated a tremendous amount of support and funds to rebuild the facilities of the City, and the members of the Committee had done an extraordinary job for Bellaire in that regard.

Mayor Nauert provided a small token (glass plaque) of the City's gratitude, respect, and thanks to members of the Committee, whose service began in 2014 and ended in 2015, as follows: Chris Kaitson, Dolores "Dee" Avioli, Kristin Schuster, Todd L. Blitzer, Christopher Butler, John Gabriel, Suzanne Shelby (not present--award accepted by Roman F. Reed, Councilman), Michael Fife, and Gus E. Pappas (Council Liaison to the Committee).

Following this item, **Mayor Nauert** asked for City Council consideration to move to agenda item F. (Personal/Audience Comments), then to agenda item H. 2. a. (request to waive fees for signs and permits for community events at Condit Elementary School and Horn Elementary School). After noting no objections, Mayor Nauert moved to agenda item F.

E. Approval or Correction of Minutes:

Minutes of the Special Session (Executive Session) and Regular Session - November 2, 2015:

Consideration of and possible action on the approval of the Special Session (Executive Session) and Regular Session minutes of the City Council of the City of Bellaire, Texas, held on Monday, November 2, 2015.

Mayor and Council - Special Session and Regular Session - Nov 2, 2015 6:00 PM

The minutes of the Special Session of the City Council of the City of Bellaire, Texas, held on Monday, November 2, 2015, were considered following City Council action on agenda item H. 2. a. The remainder of the agenda items were considered in the order written on the agenda.

Motion:

To approve the minutes of the Special Session of the City Council of

the City of Bellaire, Texas, held on Monday, November 2, 2015.

RESULT:	UNANIMOUS [7 TO 0]	
MOVER:	Roman F. Reed, Councilman	
SECONDER:	Amanda B. Nathan, Mayor Pro Tem	
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas,	
	McLaughlan, Fife	
NAYS:	None	

Motion:

To approve the minutes of the Regular Session of the City Council of the City of Bellaire, Texas, held on Monday, November 2, 2015.

RESULT:	UNANIMOUS [7 TO 0]	
MOVER:	Amanda B. Nathan, Mayor Pro Tem	
SECONDER:	Roman F. Reed, Councilman	
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas,	
	McLaughlan, Fife	
NAYS:	None	

F. Personal/Audience Comments.

Five Bellaire residents and parents addressed City Council in support of agenda item H. 2. a. The agenda item was submitted for individual consideration by Councilman Roman F. Reed to authorize the City Manager to waive the \$30.00 administrative fee for signs and banners for community events at Bellaire public schools, Condit Elementary School and Horn Elementary School. Set forth below is a list of the five residents and parents that provided oral comments supporting the agenda item.

Jennifer Cross Peggy Chang Pegi Newhouse Suzi Nelson Samir Mehta

Lynn McBee:

Ms. McBee addressed City Council and provided her opinion concerning religious displays during the holiday season. She also urged City Council to consider a day of recognition for all board and commission members; thanked Harris County for the \$50,000.00 donation to The Nature Discovery Center; and urged City Council to create a new Ad Hoc Municipal Facilities Committee to continue to work on the proposed municipal facilities.

Written Comments:

Dr. Philip L. Nauert, Mayor, advised that the City received 54 written comments, some of which were almost identical in message, related to agenda item H. 2. a. All comments were in support of the request to authorize the City Manager to waive the \$30.00 administrative fee for signs and banners for community events at Bellaire public schools, Condit Elementary School and Horn Elementary School.

The names of the residents that submitted comments, including the names of six

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residents that provided comments that were received just prior to or during the meeting, have been set forth below (in alphabetical order) for the record.

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Anand Balarkishnan

Ron Bilow

Julie Burris-Richardson

Kenton Cantrell

Nancy Kwon Carter

Maria C. Calzada

Diana Cauley

Peggy Chang

Kelly L. Chapin

Kwai Cheng, Ph.D.

Shelly-Ann Covington

Carolina Cuatzo

Manisha Dalwadi-Brahmbhatt

Heidi Dholakia

Nancy Esper

Elaine Fernandez

Audra French

Barbara Garibaldi

Carolyn Grimes

Amy Hassan

Anu Hiremaglur

Thomas Hsu

Anjali Kavaipatti

Matt Kuhl

Terry Leavitt-Chavez

Rachael Le Gevt

Alonso Mago

Julie Malin

Sreedhar Mandayam

Cami Manley

Scott Manley

Kim Markland

Anil Mathew

Sonu Mathew

Samir Mehta

Dr. Michael Nugent

Kendall O'Neal

Tricia Onufer

David Perlman

Naveen Pinglay

Thuy Promubol

Mary Jane Robinson

Shelly Grogin Schultz

Alison Septimus

Matt Stanley

Lizy Stewart

Anne Stoeber

Starlee Sykes

Julie Tamm

Truong Van

Meredith J. Vela

Alistair Vickers

Michelle Wasaff
Tony Weiner
Jill Weston
Ginger Wright
Christine N. York
Gabriela Zaragoza
Ana Maria Zaske, Ph.D.
Sheng Zhang and Family

At this point in the meeting, City Council considered agenda item H. 2. a.

G. Reports:

1. Presentation and acceptance of a report by Jeff Gerber of PGAL regarding a Public Works Facility Assessment and direction and approval for the City Manager to take actions as appropriate - Submitted by Brant Gary, Director of Public Works.

Director of Public Works Brant Gary provided a recap of an initial presentation made to City Council on November 2, 2015, regarding the status of the Public Works facility and introduced Jeff Gerber, CEO, Pierce Goodwin Alexander & Linville (PGAL) to present a report/assessment his firm conducted for the City of Bellaire Public Works facility.

Jeff Gerber, CEO, PGAL, addressed City Council and advised that the report/assessment his firm conducted included flood impacts on the facility due to the recent Memorial Day flood and projected future space needs for the Public Works administration building. Four options were presented, as well as budgets and time lines for the options.

Dr. Philip L. Nauert, Mayor, opened the floor for questions from City Council related to the report. Following questions from the Mayor and City Council, Mayor Nauert asked for a motion to accept the report into the record and a second motion for the purpose of choosing one of the recommended options.

Motion (1 of 2):

To accept a report, as presented by Jeff Gerber, CEO, PGAL, regarding a Public Works Facility Assessment conducted by PGAL.

Discussion ensued among the Mayor, members of City Council, the City Manager, the Director of Public Works, and CEO Gerber regarding the report and recommended options.

Following the discussion, **Mayor Nauert** called for a vote on the motion on the floor.

RESULT	UNANIMOUS [7 TO 0]	
MOVER:	James P. Avioli, Sr., Councilman	
SECONDER:	Roman F. Reed, Councilman	
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas,	
	McLaughlan, Fife	
NAYS:	None	

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Following a vote on the first motion, Mayor Nauert called for a second motion for

the purpose of giving staff direction related to the Public Works facility.

Motion (2 of 2):

To give staff direction and permission to demolish the existing Public Works administration building, to place a temporary building on that site, and to formulate a plan for a permanent solution to the repetitive flooding of the administration building.

Discussion ensued among members of City Council regarding the motion on the floor. Following discussion, **Mayor Nauert** called for a vote on the motion.

RESULT:	APPROVED [6 TO 1]	
MOVER:	Gus E. Pappas, Councilman	
SECONDER:	Amanda B. Nathan, Mayor Pro Tem	
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas, Fife	
NAYS:	McLaughlan	

2. Presentation of Mobility Study - Submitted by John McDonald, Development Services Director; Introduced by James Andrews, City Engineer, ARKK Engineering Inc.; Presented by Harish Narayanappa, PE, PTOE, President of EPIC Transportation Group, LP.

James Andrews, City Engineer (CE), ARKK Engineering, Inc., provided an overview of a city-wide Traffic Engineering Study ("Study") conducted by EPIC Transportation Group, LP (ETG) for the City and introduced Harish Narayanappa, PE, PTOE, President of ETG, to present the Study.

Harish Narayanappa, PE, PTOE, President of ETG, provided an overview of the Study performed by his firm for the City. The Study included an evaluation of existing transportation infrastructure, current and proposed development, and automobile, pedestrian, and bicycle traffic conditions.

Dr. Philip L. Nauert, Mayor, opened the floor for questions from City Council regarding the Study. Following questions, a motion was made and seconded to accept the Study into the record.

Motion:

To accept the Traffic Engineering Study conducted by EPIC Transportation Group, LP (ETG), and presented by Harish Narayanappa, PE, PTOE, President of ETG, into the record.

RESULT:	UNANIMOUS [7 TO 0]	
MOVER:	Roman F. Reed, Councilman	
SECONDER:	Pat B. McLaughlan, Councilman	
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas,	
	McLaughlan, Fife	
NAYS:	None	

3. Presentation on the transition of the City's current telephone system to a cloud-based hosted telephone service - Presented and submitted by Larry Parks, Information Technology Director.

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Larry Parks, Director of Information Technology, provided a report to City Council related to cloud-based telephone systems.

Dr. Philip L. Nauert, Mayor, opened the floor for questions from City Council. Following questions, Mayor Nauert called for a vote to accept the Hosted Telephone Services Report into the record.

Motion:

To accept the Hosted Telephone Services Report, as presented by Larry Parks, Director of Information Technology, into the record.

RESULT:	UNANIMOUS [7 TO 0]
MOVER:	James P. Avioli, Sr., Councilman
SECONDER:	Michael Fife, Councilman
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas,
	McLaughlan, Fife
NAYS:	None

H. New Business:

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

a. Consideration of and possible action 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, and the Chief Financial Officer and City Attorney of the City of Bellaire, Texas, to countersign and approve as to form, respectively, for and on behalf of the City of Bellaire, Texas, an Interlocal Agreement with Harris County, Texas, for the purpose of receiving an appropriation in the amount of \$50,000.00 from Harris County, Texas, to be used for the operations and maintenance of The Nature Discovery Center at Russ Pitman Park, 7112 Newcastle Drive, Bellaire, Texas - Requested by Tracy L. Dutton, City Clerk, on behalf of Commissioner Steve Radack, Harris County Precinct 3.

Motion:

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, and the Chief Financial Officer and City Attorney of the City of Bellaire, Texas, to countersign and approve as to form, respectively, for and on behalf of the City of Bellaire, Texas, an appropriation in the amount of \$50,000.00 from Harris County, Texas, to be used for the operations and maintenance of The Nature Discovery Center at Russ Pitman Park, 7112 Newcastle Drive, Bellaire, Texas.

RESULT: ADOPTED [UNANIMOUS] MOVER: Gus E. Pappas, Councilman

SECONDER: Amanda B. Nathan, Mayor Pro Tem

AYES: Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan,

Fife

b. Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, amending Chapter 2, Administration, Article I, In General, Section 2-5, City Departments, of the Code of Ordinances of the City of Bellaire, Texas, for the purpose of changing certain City Department names to correctly reflect the names included in the departmental reorganization plan presented to the City Council as part of the City's FY 2016 Budget - Requested and submitted by Diane K. White, Assistant City Manager.

Motion:

To adopt an ordinance of the City Council of the City of Bellaire, Texas, amending Chapter 2, Administration, Article I, In General, Section 2-5, City Departments, of the Code of Ordinances of the City of Bellaire, Texas, for the purpose of changing certain City Department names to correctly reflect the names included in the departmental reorganization plan presented to the City Council as part of the City's FY 2016 Budget.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Amanda B. Nathan, Mayor Pro Tem

SECONDER: Gus E. Pappas, Councilman

AYES: Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan,

Fife

2. Items for Individual Consideration:

a. Consideration of and possible action on a request to authorize the City Manager of the City of Bellaire, Texas, to waive the \$30.00 administrative fee charged for signage for fundraising events held at Bellaire public schools, Condit Elementary School and Horn Elementary School, as said fundraising events are organized by Bellaire resident PTO parents for the betterment of kids and schools, the overall community, and the positive impact on the City of Bellaire - Requested by Roman F. Reed, Councilman.

Motion:

To authorize the City Manager of the City of Bellaire, Texas, to waive the \$30.00 administrative fee charged for signage for fundraising events held at Bellaire public schools, Condit Elementary School and Horn Elementary School, as said fundraising events are organized by Bellaire resident PTO parents for the betterment of kids and schools, the overall community, and the positive impact on the City of Bellaire.

{Moved by Roman F. Reed, Councilman, and seconded by James P. Avioli, Sr., Councilman}

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Roman F. Reed, Councilman, advised that he wished to amend his motion to include Bellaire High School and Pin Oak Middle School.

After discussion among members of City Council and the City Attorney, it was noted that in order to include Bellaire High School and Pin Oak Middle School, the agenda item would need to come back before City Council.

Roman F. Reed, Councilman, advised that he would like to move forward with the motion on the floor and to bring an item back on a future agenda to amend the motion to include Bellaire High School and Pin Oak Middle School.

James P. Avioli, Sr., Councilman, indicated that he supported the initiative and suggested to the future City Council that the item come back to them to include all schools in Bellaire rather than just public schools.

Following a action on agenda item H. 2. a., City Council considered the minutes of November 2015, then considered the remainder of the agenda in the order in which it was written.

RESULT: APPROVED [UNANIMOUS]

MOVER: Roman F. Reed, Councilman

SECONDER: James P. Avioli Sr., Councilman

AYES: Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan,

Fife

b. Consideration of and possible action to give feedback to the Citizens For A Beautiful Bellaire concerning the development of the remaining Phase I projects as identified by the Citizens For A Beautiful Bellaire - Presented by John F. Monday; submitted by Pat B. McLaughlan, Councilman.

John Monday, Member of the Citizens For A Beautiful Bellaire, addressed City Council and asked for their feedback, general direction, and permission to move forward on the development of the remaining Phase I beautification projects previously identified by the Citizens For A Beautiful Bellaire and presented to City Council.

Members of City Council asked questions of Mr. Monday regarding the remaining Phase I beautification projects.

Motion:

To accept the report provided by Citizens For A Beautiful Bellaire Member John Monday into the record.

RESULT: ACCEPTED [UNANIMOUS]

MOVER: Pat B. McLaughlan, Councilman

SECONDER: Michael Fife, Councilman

AYES: Nauert, Nathan, Reed, Avioli Sr., Pappas, McLaughlan,

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Fife

I. Adjourn.

Motion:

To adjourn the Regular Session of the City Council of the City of Bellaire, Texas, at 10:40 p.m. on Monday, December 7, 2015.

RESULT:	APPROVED [6 TO 1]
MOVER:	Amanda B. Nathan, Mayor Pro Tem
SECONDER:	Gus E. Pappas, Councilman
AYES:	Nauert, Nathan, Reed, Avioli Sr., Pappas, Fife
NAYS:	McLaughlan

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Mayor and Council

7008 S. Rice Avenue Bellaire, TX 77401

SCHEDULED ACTION ITEM (ID # 1770)



Meeting: 01/04/16 07:00 PM Department: Police Department Category: Budget Department Head: Byron Holloway

DOC ID: 1770

Item Title:

Consideration of and possible action on a request from the Bellaire Police Department for City Council approval of the purchase of three (3) patrol vehicles, one (1) unmarked vehicle, and one (1) utility truck as funded in the FY2016 budget - Submitted by Byron Holloway, Chief of Police.

Background/Summary:

Approval to purchase two (2) 2016 Ford Police Interceptor marked Utility (SUV) and one (1) Ford Utility Interceptor 4 Door Sedan marked patrol units - expected lifecycle three (3) years. One (1) 2016 Ford F150 utility pick-up - expected lifecycle ten (10) years. One (1) 2016 Ford Explorer unmarked administrative vehicle - expected lifecycle seven (7) years.

All vehicles are listed in the Vehicle and Equipment Replacement Program presented to Mayor and Council on August 18, 2015. All vehicles listed are funded in the approved FY2016 Budget.

Previous Council Action Summary:

Approved in FY2016 Budget

Fiscal Impact:

\$172,670.52

Recommendation:

Chief Holloway recommends this purchase.

Updated: 12/22/2015 8:06 AM by Byron Holloway

Mayor and Council

7008 S. Rice Avenue Bellaire, TX 77401

SCHEDULED ORDINANCE (ID # 1699)



Meeting: 01/04/16 07:00 PM
Department: City Clerk
Category: Ordinance
Department Head: Tracy L. Dutton
DOC ID: 1699

Item Title:

Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, electing a Mayor Pro Tempore for the City of Bellaire, Texas, for a term commencing on January 4, 2016, and ending on January 8, 2018 - Submitted by Tracy L. Dutton, City Clerk.

Background/Summary:

In accordance with Article II, The Council, Section 5, Mayor Pro Tempore, of the Charter of the City of Bellaire, Texas, as amended November 7, 2006, "The City Council shall elect a Mayor Pro Tempore, who shall act as, and have all the powers of the Mayor during the absence or disability of the Mayor, and if a vacancy should occur in the office of Mayor, shall become Mayor until the next regular election, at which election a Mayor shall be elected to fill the full or unexpired term, as the case may be."

The term of the City's current Mayor Pro Tempore, Amanda B. Nathan, will expire on January 4, 2016. Accordingly, an ordinance for the election of a Mayor Pro Tempore has been prepared and is attached hereto for City Council's consideration. The ordinance assumes a term of approximately two years commencing on January 4, 2016, and ending on January 8, 2018.

Set forth below is a list of the members of City Council who were elected to serve as Mayor Pro Tempore from January 2004 to January 2016:

Member of City Council	Mayor Pro Tempore Term
Dr. Philip L. Nauert	January 2004 - January 2006
Peggy Faulk	January 2006 - January 2008
Peggy Faulk	January 2008 - January 2010
Dr. Philip L. Nauert	January 2010 - January 2012
Amanda B. (Mandy) Nathan	January 2012 - January 2014
Amanda B. (Mandy) Nathan	January 2014 - January 2016

Previous Council Action Summary:

Councilwoman Amanda B. (Mandy) Nathan was elected to serve as Mayor Pro Tempore from January 2014 to January 2016 by Ordinance No. 14-001, which was passed, approved, and adopted by the Bellaire City Council on January 27, 2014.

Fiscal Impact:

N/A

Recommendation:

The City Clerk recommends the election of a Mayor Pro Tempore by ordinance for a term

Updated: 12/31/2015 11:07 AM by Tracy L. Dutton

commencing on January 4, 2016, and ending on January 8, 2018.

ATTACHMENTS:

- Excerpt from the Code of Ordinances Article II Section 5 (DOCX)
- 14-001 Mayor Pro Tem Election of Nathan (PDF)
- Election of Mayor Pro Tempore 2016 (DOC)

CODE OF ORDINANCES CITY OF BELLAIRE, TEXAS

Published in 2006 by Order of the City Council

ARTICLE II. - THE COUNCIL

Sec. 5. - Mayor Pro Tempore.

The City Council shall elect a Mayor Pro Tempore, who shall act as, and have all the powers of the Mayor during the absence or disability of the Mayor, and if a vacancy should occur in the office of Mayor, shall become Mayor until the next regular election, at which election a Mayor shall be elected to fill the full or unexpired term, as the case may be.



ORDINANCE NO. 14-001

AN ORDINANCE ELECTING A MAYOR PRO TEMPORE FOR THE CITY OF BELLAIRE, TEXAS, FOR A TERM COMMENCING JANUARY 27, 2014, AND EXPIRING JANUARY 4, 2016, IN ACCORDANCE WITH ARTICLE II, THE COUNCIL, SECTION 5, MAYOR PRO TEMPORE, OF THE CHARTER OF THE CITY OF BELLAIRE, TEXAS, AS AMENDED NOVEMBER 7, 2006, AND REPEALING ANY PRIOR ORDINANCES CONFLICTING THEREWITH.

WHEREAS, Article II, The Council, Section 5, Mayor Pro Tempore, of the Charter of the City of Bellaire, Texas, as amended November 7, 2006, provides that the City Council of the City of Bellaire, Texas, shall elect a Mayor Pro Tempore who shall act and have all of the powers of the Mayor during the absence or disability of the Mayor; and

WHEREAS, the City Council of the City of Bellaire, Texas, has met and elected a Mayor Pro Tempore in accordance with the provisions of Article II, The Council, Section 5, Mayor Pro Tempore, of the Charter of the City of Bellaire, Texas, as amended November 7, 2006; NOW, THEREFORE,

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

- **1. THAT** the recitals contained herein are true and correct.
- 2. THAT Amanda B. Nathan, Councilman Position No. 6, is hereby elected as Mayor Pro Tempore of the City of Bellaire, Texas, to serve in accordance with the provisions of Article II, The Council, Section 5, Mayor Pro

Ord. No. 14-001

Tempore, of the Charter of the City of Bellaire, Texas, as amended November 7, 2006, for a term commencing January 27, 2014, and expiring January 4, 2016.

- 3. THAT any and all ordinances that may be in conflict with this Ordinance are hereby repealed.
- **4. THAT** this Ordinance shall be effective immediately upon its adoption.

PASSED and ADOPTED this 27th day of January, 2014.

SIGNED

Philip L. Nauert

Mayor

APPROVED AS TO FORM:

Alan P. Petrov City Attorney

Tracy L

City Clerk



ORDINANCE NO. 16-____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELLAIRE, TEXAS, ELECTING A MAYOR PRO TEMPORE FOR THE CITY OF BELLAIRE, TEXAS, FOR A TERM COMMENCING JANUARY 4, 2016, AND EXPIRING JANUARY 8, 2018, IN ACCORDANCE WITH ARTICLE II, THE COUNCIL, SECTION 5, MAYOR PRO TEMPORE, OF THE CHARTER OF THE CITY OF BELLAIRE, TEXAS, AS AMENDED NOVEMBER 7, 2006, AND REPEALING ANY PRIOR ORDINANCES CONFLICTING THEREWITH.

WHEREAS, Article II, The Council, Section 5, Mayor Pro Tempore, of the Charter of the City of Bellaire, Texas, as amended November 7, 2006, provides that the City Council of the City of Bellaire, Texas, shall elect a Mayor Pro Tempore who shall act and have all of the powers of the Mayor during the absence or disability of the Mayor; and

WHEREAS, the City Council of the City of Bellaire, Texas, has met and elected a Mayor Pro Tempore in accordance with the provisions of *Article II*, *The Council, Section 5, Mayor Pro Tempore*, of the *Charter of the City of Bellaire, Texas*, as amended November 7, 2006; NOW, THEREFORE,

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

1.

THAT the recitals contained herein are true and correct.

	2.	THAT			Counc	ilman—	Position
No	, is hereby	elected as	Mayor Pro T	empore of the	he City of I	Bellaire,	Texas, to
serve in	accordance	with the p	rovisions of A	Article II, Th	ne Council,	Section	5, Mayor

Ord. No. 16-____ Page 1 of 2

Pro Tempore, of the *Charter of the City of Bellaire, Texas,* as amended November 7, 2006, for a term commencing January 4, 2016, and expiring January 8, 2018.

- 3. THAT any and all ordinances that may be in conflict with this Ordinance are hereby repealed.
- **4. THAT** this Ordinance shall be effective immediately upon its adoption.

PASSED, APPROVED, and **ADOPTED** this 4th day of January, 2016.

(SEAL)

City Attorney

ATTEST:	SIGNED:
Tracy L. Dutton, TRMC City Clerk	Andrew S. Friedberg Mayor
APPROVED AS TO FORM:	
Alan P. Petrov	

Ord. No. 16-____ Page 2 of 2

Mayor and Council 7008 S. Rice Avenue Bellaire, TX 77401

SCHEDULED ACTION ITEM (ID # 1766)



Meeting: 01/04/16 07:00 PM
Department: City Clerk
Category: Appointment
Department Head: Tracy L. Dutton
DOC ID: 1766

Item Title:

Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, appointing a citizen member to the Audit Finance Board of the City of Bellaire, Texas, for a one-year term commencing on February 1, 2016, and ending on January 31, 2017, or other action regarding the process for the selection of a citizen appointee - Submitted by Tracy L. Dutton, City Clerk.

Background/Summary:

The Audit Finance Board ("Board") of the City of Bellaire, Texas, was originally established by unanimous action of the City Council of the City of Bellaire, Texas, in November of 1998 and was known as the "Audit Finance Committee." Subsequently thereafter, the City Council formally established the Audit Finance Committee by ordinance (Ordinance No. 02-051 dated September 9, 2002). The Board's name was officially changed to "Audit Finance Board" and a citizen appointee added to the composition of the Board upon a recommendation from the City's Sunset Review Committee on August 20, 2012 (Ordinance No. 12-038).

The purpose of the Board is to advise the City Council concerning audits of the City and any auditing matters as may be referred to it by the Chief Financial Officer of the City and/or the City Council. Chapter 2, Administration, Article VII, Boards and Commissions, Division 3, Boards and Commissions Governed by City Charter, Ordinance or Resolution, Section 2-120, Audit Finance Board, Subsection (c), Membership and appointment, of the Code of Ordinances of the City of Bellaire, Texas ("City Code"), outlines the composition of the Audit Finance Board as follows: "The board shall be composed of three members of the city council, a citizen appointee with financial and/or audit experience, as well as the city manager and the chief financial officer of the city, ex officio, as non-voting members. The councilmembers of the city serving on the audit finance board shall be appointed by the mayor; the mayor may appoint him or herself as one of the councilmember appointees. The citizen member of the audit finance board shall be appointed by the city council."

The term of office for the members of the Board is one year, commencing in February 1 of each year and continuing through January 31 of the following year. Councilmembers may not be appointed to serve more than three consecutive one-year terms on the Board; the citizen member and the mayor, should he or she serve on the Board, shall not be subject to such term limit [Chapter 2, Administration, Article VII, Boards and Commissions, Division 3, Boards and Commissions Governed by City Charter, Ordinance or Resolution, Section 2-120, Audit Finance Board, Subsection (d), Terms of office, of the City Code].

The first citizen appointee of the Board, Patricia D. (Pat) Lunn, CPA, was appointed by the City Council under Ordinance No. 13-001 for a one-year term commencing on February 1, 2013, and ending on January 31, 2014. Ms. Lunn was subsequently re-appointed by the City Council for a second and third one-year term, the third term of which will end on January 31, 2016.

As noted above, there are no term limits for the citizen appointee to the Board. One

Updated: 12/31/2015 11:08 AM by Tracy L. Dutton

possible course of action would be for City Council to re-appoint Ms. Lunn for a fourth one-year term commencing on February 1, 2016, and ending on January 31, 2017. Other courses of action might include providing direction to the City Clerk to advertise for the Board position on the City's website and then set up interviews before City Council for those applicants meeting the City Code requirements, or to consider nominations from the dais of a citizen meeting the City Code requirements.

An ordinance has been prepared for City Council consideration and is attached hereto in the event that City Council wishes to consider a re-appointment or a nomination from the dais.

Previous Council Action Summary:

City Council, by Ordinance No. 15-005 duly passed, approved, and adopted on January 26, 2015, appointed Patricia D. (Pat) Lunn, CPA, as the citizen appointee to the Audit Finance Board for a one-year term commencing on February 1, 2015, and ending on January 31, 2016.

Fiscal Impact:

N/A

Recommendation:

Action as City Council deems appropriate.

ATTACHMENTS:

Appointment of Citizen Appointee to Audit Finance Board - 2016 (DOCX)



ORDINANCE NO. 16-____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELLAIRE, TEXAS, APPOINTING _______ TO SERVE AS THE CITIZEN APPOINTEE TO THE AUDIT FINANCE BOARD OF THE CITY OF BELLAIRE, TEXAS, FOR A ONE-YEAR TERM COMMENCING ON FEBRUARY 1, 2016, AND ENDING ON JANUARY 31, 2017.

WHEREAS, in November of 1998, the City Council of the City of Bellaire, Texas ("City Council"), by unanimous action, established an Audit Finance Committee consisting of three (3) members of the City Council (appointed by the Mayor), as well as the City Manager and Chief Financial Officer of the City of Bellaire, Texas, as non-voting members, for the purpose of advising the City Council concerning the audits of the City of Bellaire, Texas; and

WHEREAS, on September 9, 2002, the City Council formally established the Audit Finance Committee by Ordinance No. 02-051; and

WHEREAS, on August 20, 2012, based, in part, on recommendations submitted by the City's Sunset Review Committee, the City Council adopted Ordinance No. 12-038, which amended Chapter 2, Administration, Article VII, Boards and Commissions, of the Code of Ordinances of the City of Bellaire, Texas. Once such recommendation related to a change in the name of the Audit Finance Committee to "Audit Finance Board" and a change in the membership of the Audit Finance Board, resulting in the addition of one (1) citizen appointee with financial and/or audit experience to be appointed by the City Council for a one-year term; and

WHEREAS, the term of the current citizen appointee to the Audit Finance Board, Patricia D. (Pat) Lunn, CPA, will expire on January 31, 2016; and

WHEREAS, the City Council has determined that it is in the best interest of the City of Bellaire, Texas, to appoint the herein named person as the citizen appointee to the Audit Finance Board for a term of one (1) year commencing on February 1, 2016, and ending on January 31, 2017; **NOW, THEREFORE,**

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

1. The recitals set forth hereinabove are true and correct.

Ord. No. 16-____ Page 1 of 2

appointee of the Audit Finance Board for 2016, and ending on January 31, 2017.	is hereby appointed as the citizen a term of one (1) year commencing on February 1,
	et forth herein shall be effective as of February 1, shall be installed at the first meeting of the Audit of the appointment herein.
PASSED, APPROVED, and	ADOPTED this 4 th day of January, 2016.
(SEAL)	
ATTEST:	SIGNED:
Tracy L. Dutton, TRMC City Clerk	Andrew S. Friedberg Mayor
APPROVED AS TO FORM:	
Alan P. Petrov City Attorney	

Ord. No. 16-___ Page 2 of 2 **Mayor and Council**

7008 S. Rice Avenue Bellaire, TX 77401

SCHEDULED INFORMATION ITEM (ID # 1697)



Meeting: 01/04/16 07:00 PM
Department: City Clerk
Category: Appointment
Department Head: Tracy L. Dutton
DOC ID: 1697

Item Title:

Mayoral Appointments to the Audit Finance Board: Andrew S. Friedberg, Mayor, will make formal appointments of three (3) members of the City Council of the City of Bellaire, Texas, to serve on the Audit Finance Board of the City of Bellaire, Texas, for a one-year term commencing on February 1, 2016, and ending on January 31, 2017 - Submitted by Tracy L. Dutton, City Clerk.

Background/Summary:

The Audit Finance Board ("Board") of the City of Bellaire, Texas, was originally established by unanimous action of the City Council of the City of Bellaire, Texas, in November of 1998 and was known as the "Audit Finance Committee." Subsequently thereafter, the City Council formally established the Audit Finance Committee by ordinance (Ordinance No. 02-051 dated September 9, 2002). The Board's name was officially changed to "Audit Finance Board" and a citizen appointee added to the composition of the Board upon a recommendation from the City's Sunset Review Committee on August 20, 2012 (Ordinance No. 12-038).

The purpose of the Board is to advise the City Council concerning audits of the City and any auditing matters as may be referred to it by the Chief Financial Officer of the City and/or the City Council. Chapter 2, Administration, Article VII, Boards and Commissions, Division 3, Boards and Commissions Governed by City Charter, Ordinance or Resolution, Section 2-120, Audit Finance Board, Subsection (c), Membership and appointment, of the Code of Ordinances of the City of Bellaire, Texas ("City Code"), outlines the composition of the Audit Finance Board as follows: "The board shall be composed of three members of the city council, a citizen appointee with financial and/or audit experience, as well as the city manager and the chief financial officer of the city, ex officio, as non-voting members. The councilmembers of the city serving on the audit finance board shall be appointed by the mayor; the mayor may appoint him or herself as one of the councilmember appointees. The citizen member of the audit finance board shall be appointed by the city council."

The term of office for the members of the Board is one year, commencing in February 1 of each year and continuing through January 31 of the following year. Councilmembers may not be appointed to serve more than three consecutive one-year terms on the Board; the citizen member and the mayor, should he or she serve on the Board, shall not be subject to such term limit [Chapter 2, Administration, Article VII, Boards and Commissions, Division 3, Boards and Commissions Governed by City Charter, Ordinance or Resolution, Section 2-120, Audit Finance Board, Subsection (d), Terms of office, of the City Code].

Previous Council Action Summary:

Set forth below for informational purposes is a list of members that have served on the Board over the past five years.

FEBRUARY 1, 2011 - JANUARY 31, 2012

Updated: 12/31/2015 11:35 AM by Tracy L. Dutton

Amanda B. Nathan Philip L. Nauert Corbett Daniel Parker Bernie Satterwhite, Jr. Linda Symank

FEBRUARY 1, 2012 - JANUARY 31, 2013

Amanda B. Nathan Philip L. Nauert Corbett Daniel Parker Bernie Satterwhite, Jr. Linda Symank

FEBRUARY 1, 2013 - JANUARY 31, 2014

Andrew S. Friedberg Amanda B. Nathan Philip L. Nauert Bernie Satterwhite, Jr. Linda Symank Patricia D. Lunn

FEBRUARY 1, 2014 - JANUARY 31, 2015

Andrew S. Friedberg Philip L. Nauert Gus E. Pappas Paul A. Hofmann Linda Symank Patricia D. Lunn

FEBRUARY 1, 2015 - JANUARY 31, 2016

Andrew S. Friedberg Philip L. Nauert Gus E. Pappas Paul A. Hofmann Linda Symank Patricia D. Lunn

Fiscal Impact:

N/A

Recommendation:

N/A

Mayor and Council

7008 S. Rice Avenue Bellaire, TX 77401

SCHEDULED INFORMATION ITEM (ID # 1698)



Meeting: 01/04/16 07:00 PM
Department: City Clerk
Category: Appointment
Department Head: Tracy L. Dutton
DOC ID: 1698

Item Title:

Mayoral Appointments of City Council Liaisons to Bellaire Boards and Commissions: Andrew S. Friedberg, Mayor, will make formal appointments of members of City Council to serve as Liaisons for a term of approximately one year to the following Boards and Commissions: Board of Adjustment, Building and Standards Commission, Cultural Arts Board, Environmental and Sustainability Board, L.I.F.E. Advisory Board, Parks and Recreation Advisory Board, and Planning and Zoning Commission - Submitted by Tracy L. Dutton, City Clerk.

Background/Summary:

Chapter 2, Administration, Article VII, Boards and Commissions, Division 1, Generally, Section 2-105, City Council Liaisons to Boards, of the Code of Ordinances of the City of Bellaire, Texas ("City Code") provides for the Mayor to ". . . annually appoint a member of the City Council to serve as the City Council Liaison to each board. Said appointment shall remain effective until reassignment or reappointment by the Mayor."

Andrew S. Friedberg, Mayor, will make his annual City Council Liaison appointments this evening for each of the City's boards and commissions.

Previous Council Action Summary:

For informational purposes, the City Council Liaison appointments by board or commission for the last six years are set forth below:

Statutory Boards

Board of Adjustment

Andrew S. Friedberg

Amanda B. Nathan

Corbett Daniel Parker

Philip L. Nauert

January 2013 - November 2015

January 2012 - December 2012

February 2011 - December 2011

January 2010 - February 2011

Building and Standards Commission

Pat B. McLaughlan January 2013 - December 2015 Andrew S. Friedberg January 2010 - December 2012

Planning and Zoning Commission

Roman F. Reed January 2014 - December 2015
Corbett Daniel Parker January 2012 - December 2013
Philip L. Nauert February 2011 - December 2011
Will Hickman January 2010 - February 2011

Updated: 12/31/2015 11:26 AM by Tracy L. Dutton

Nonstatutory Boards

Cultural Arts Board

Gus E. Pappas January 2014 - December 2015 Roman F. Reed May 2011 - December 2013 Corbett Daniel Parker January 2010 - May 2011

Environmental and Sustainability Board

James P. Avioli, Sr.

Pat B. McLaughlan

Amanda B. Nathan

January 2013 - December 2015

January 2012 - December 2012

January 2010 - December 2011

LIFE Advisory Board

Dr. Philip L. Nauert January 2012 - December 2015 Cynthia Siegel January 2010 - December 2011

Parks and Recreation Advisory Board

Amanda B. Nathan January 2013 - December 2015 James P. Avioli, Sr. January 2010 - December 2012

Fiscal Impact:

N/A

Recommendation:

N/A