SPECIAL SESSION – 6:00 P.M.

A. CALL TO ORDER AND ANNOUNCEMENT OF A QUORUM – Mayor Cindy Siegel.

Mayor Cindy Siegel called the City Council of the City of Bellaire, Texas, to order at 6:05 p.m. on Monday, January 22, 2007. The Bellaire City Council met at that time and on that date in Special Session in the Council Chamber, First Floor of City Hall, 7008 South Rice Avenue, Bellaire, Texas. The purpose of the Special Session was to complete the interview, discussion, and evaluation of applicants requesting an opportunity to fill an unexpired term or vacancy on the Planning and Zoning Commission of the City of Bellaire, Texas, and to appoint a member to fill that unexpired term or vacancy. Mayor Siegel announced that a quorum was present consisting of herself and the following members of City Council:

- Mayor Pro Tem Peggy Faulk, Position No. 3;
- Councilwoman Debra Marz Davison, Position No. 4;
- Councilman Pat McLaughlan, Position No. 5; and
- Councilman John Jeffery, Position No. 6.

Councilman Will Hickman, Position No. 1, arrived shortly after City Council convened in the Council Conference Room to begin the interview process. Councilman John F. Monday, Position No. 2, was absent. City Clerk Tracy L. Dutton was present.

B. CONVENE IN THE COUNCIL CONFERENCE ROOM TO INTERVIEW, discuss, and evaluate applicants requesting an opportunity to fill an unexpired term or vacancy on the Planning and Zoning Commission of the City of Bellaire, Texas – Action by Members of City Council (Item submitted by Administrative Assistant to the City Manager Patte McGuire).

Mayor Cindy Siegel advised that the Bellaire City Council would convene in the Council Conference Room located directly behind the Council Chamber, First Floor of City Hall, 7008 South Rice Avenue, Bellaire, Texas, to interview, discuss, and evaluate applicants requesting an opportunity to fill an unexpired term or vacancy on the Planning and Zoning Commission of the City of Bellaire, Texas. It was noted that four (4) applicants had been interviewed on January 15, 2007.
The remaining five (5) applicants would be interviewed this evening and were interviewed as follows:

<table>
<thead>
<tr>
<th>Applicant</th>
<th>Area(s) of Interest</th>
</tr>
</thead>
<tbody>
<tr>
<td>James P. Avioli, Jr.</td>
<td>Planning and Zoning Commission</td>
</tr>
<tr>
<td>Marc Steinberg</td>
<td>Planning and Zoning Commission</td>
</tr>
<tr>
<td>Ann Elvin</td>
<td>Planning and Zoning Commission</td>
</tr>
<tr>
<td>John P. Keating</td>
<td>Planning and Zoning Commission (1); Building &amp; Standards Commission (2); Board of Adjustment (3)</td>
</tr>
<tr>
<td>Doug Beatty, Sr.</td>
<td>Planning and Zoning Commission (1); Board of Adjustment (2); Building &amp; Standards Commission (3)</td>
</tr>
</tbody>
</table>

C. **RECONVENE IN THE COUNCIL CHAMBER TO CONSIDER** and take possible action on the adoption of an ordinance appointing one (1) member to the Planning and Zoning Commission of the City of Bellaire, Texas, commencing January 22, 2007, and expiring June 30, 2008 – **Action by Members of City Council (Item submitted by City Clerk Tracy L. Dutton).**

**Mayor Cindy Siegel** advised that the Bellaire City Council was reconvened in the Council Chamber at 7:45 p.m. on **Monday, January 22, 2007**. Mayor Siegel noted that the Bellaire City Council had completed their interviews of nine (9) exceptional applicants requesting an opportunity to fill an unexpired term or vacancy on the Planning and Zoning Commission of the City of Bellaire, Texas.

Ballots listing the names of all nine applicants in alphabetical order were distributed to members of City Council. The nine applicants were as follows: James P. Avioli, Jr., Doug Beatty, Sr., Christopher Butler, Ann Elvin, John P. Keating, Scott Rubenstein, Aashish Kiran Shah, Marc Steinberg, and Paul M. Suckow. Members of City Council were asked to indicate the applicant of their choice by marking an “X” beside the applicant’s name on the ballot and to sign the ballot.

**Mayor Cindy Siegel** read the results listed on the ballots and noted that the successful applicant had to receive four votes. The results were as follows:

<table>
<thead>
<tr>
<th>Member of City Council</th>
<th>Applicant</th>
</tr>
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<tr>
<td>Cindy Siegel, Mayor</td>
<td>Scott Rubenstein</td>
</tr>
<tr>
<td>Will Hickman, Position No. 1</td>
<td>Aashish Kiran Shah</td>
</tr>
<tr>
<td>Peggy Faulk, Mayor Pro Tem, Position No. 3</td>
<td>James P. Avioli, Jr.</td>
</tr>
<tr>
<td>Debra Marz Davison, Position No. 4</td>
<td>Marc Steinberg</td>
</tr>
<tr>
<td>Pat McLaughlan, Position No. 5</td>
<td>Scott Rubenstein</td>
</tr>
<tr>
<td>John Jeffery, Position No. 6</td>
<td>James P. Avioli, Jr.</td>
</tr>
</tbody>
</table>
Mayor Siegel indicated that a second vote would be taken and the applicants to be considered would be those that received two votes each on the first ballot. Those applicants, in alphabetical order, were James P. Avioli, Jr., and Scott Rubenstein. Mayor Siegel noted again that the successful applicant had to receive four votes.

Discussion ensued among members of City Council wherein it was noted that Applicant Scott Rubenstein had been unclear during the interview process as to whether or not he could make the time commitment necessary to serve on the Planning and Zoning Commission (Faulk and Jeffery). It was also noted that Applicant Rubenstein had ultimately stated that he could make the time commitment (Siegel and McLaughlan).

Mayor Siegel read the results of the vote on the second ballot as follows:

<table>
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<td>Cindy Siegel, Mayor</td>
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<td>John Jeffery, Position No. 6</td>
<td>James P. Avioli, Jr.</td>
</tr>
</tbody>
</table>

The successful applicant receiving four (4) votes was James P. Avioli, Jr.

MOTION TO ADOPT ORDINANCE:

A motion was made by Councilman John Jeffery and seconded by Mayor Pro Tem Peggy Faulk to adopt an ordinance appointing James P. Avioli, Jr., to the Planning and Zoning Commission of the City of Bellaire, Texas, for a term commencing January 22, 2007, and expiring June 30, 2008.

VOTE ON MOTION TO ADOPT ORDINANCE:

The motion carried unanimously on a 6-0 vote as follows:

FOR:  
Siegel, Cindy  
Hickman, Will  
Faulk, Peggy  
Davison, Debra Marz  
McLaughlan, Pat  
Jeffery, John

OPPOSED:  
None

ABSENT:  
Monday, John F.
D. ADJOURNMENT.

MOTION TO ADJOURN:

A motion was made by Mayor Pro Tem Peggy Faulk and seconded jointly by Councilman John Jeffery and Councilwoman Debra Marz Davison to adjourn the Special Session of the City Council of the City of Bellaire, Texas, at 7:52 p.m. on Monday, January 22, 2007.

VOTE ON MOTION TO ADJOURN:

Motion carried unanimously on a 6-0 vote as follows:

FOR: Siegel, Cindy
      Hickman, Will
      Faulk, Peggy
      Davison, Debra Marz
      McLaughlan, Pat
      Jeffery, John

OPPOSED: None

ABSENT: Monday, John F.

Respectfully submitted,

____________________________
Tracy L. Dutton, TRMC
City Clerk
City of Bellaire, Texas

Approved:

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Cynthia Siegel, Mayor
City of Bellaire, Texas