CITY COUNCIL MEETING MINUTES  
MONDAY, MARCH 21, 2011

The City Council of the City of Bellaire, Texas, met in Regular Session on Monday, March 21, 2011, in the Council Chamber, First Floor of City Hall, 7008 South Rice Avenue, Bellaire, Texas 77401, for the following purpose(s):

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

Mayor Siegel called the City Council of the City of Bellaire, Texas, to order at 7:01 p.m. on Monday, March 21, 2011.

Also present were Mayor Pro Tem Phil Nauert, Councilmen James P. Avioli, Sr., Corbett Daniel Parker and Andrew Friedberg, Councilwoman Mandy Nathan, City Manager Bernard M. Satterwhite, Jr., City Attorney Alan P. Petrov and City Clerk Tracy L. Dutton. Councilman Will Hickman was absent.

B. INSPIRATIONAL READING AND/OR INVOCATION – Mayor Pro Tem Phil Nauert.

Mayor Pro Tem Nauert provided the inspirational reading for the evening.

C. PLEDGES TO THE FLAGS – Mayor Pro Tem Phil Nauert.

1. U.S. PLEDGE OF ALLEGIANCE.

2. PLEDGE TO THE TEXAS FLAG.

Mayor Pro Tem Nauert led the audience and City Council in the U.S. Pledge of Allegiance and the Pledge to the Texas Flag.

D. PERSONAL/AUDIENCE COMMENTS.

Lynn McBee, 5314 Evergreen Street, Bellaire, Texas, addressed City Council regarding errors she had found in the City’s Annual Audit and Preliminary Official Statement prepared for the sale of general obligation bonds by the City.

E. REPORTS:

1. CITY MANAGER’S REPORT regarding residential safety (police activity report), public infrastructure/utilities (Rebuild Bellaire
Program update and Projects update), cultural and recreational (recreation memberships on sale April 1, Therapy Pool to close for replastering, BTS Aquatic Facility (lap lanes and diving well) to open on April 1, and status of Library operations during the renovations), and upcoming City Council meetings/events – Presented by City Manager Bernard M. Satterwhite, Jr.

City Manager Satterwhite presented the City Manager’s Report to City Council dated March 21, 2011.

Residential Safety

With respect to police activity, it was noted that there were 32 Part 1 criminal offenses in February as compared to 25 the previous year. The majority of the increase was in reported thefts. There were 66 traffic accidents in the month of February. The average response time to emergency calls was four (4) minutes.

There were three incidents of robbery in February. An individual reported that a male robbed him of $100 in the 6300 block of North First Street (investigation of incident was ongoing). An employee at Rice Discount Liquor was robbed of her cash register receipts (investigation of incident was ongoing).

There were two assaults in February involving incidents of family violence and charges were filed in both incidents. There were no auto thefts during the month of February.

The Community Resource Office conducted two residential security inspections and surveys. A presentation was given at Crosspoint Church, and seven child seat safety inspections and installations were conducted during the month of February.

City Manager Satterwhite noted that the Drug Enforcement Agency (DEA) and the Bellaire Police Department would hold a prescription drug take-back program on April 30, 2011, at the Bellaire City Hall for residents wishing to dispose of unusable prescription drugs.

Public Infrastructure/Utilities

The Rebuild Bellaire Program continued to progress well. In the 4500 block of Oleander Street, the storm sewer installation was 99% completed and the pavement reconstruction was 80% completed. Sidewalk construction on the north side was completed.

The 4700-5000 blocks of Holt Street was also progressing well. The storm sewer installation was 99% completed and the pavement reconstruction was 40% completed.
The storm sewer work across South Rice Avenue was completed during Spring Break, so the school traffic did not have to compete with that construction earlier in the day.

**Cultural and Recreational**

City Manager Satterwhite reminded City Council and the audience that recreation memberships would go on sale on April 1, 2011. The Therapy Pool would be closing for replastering and the Bellaire Town Square Aquatic Facility lap lanes and diving well would be opening on April 1, 2011.

With respect to the Bellaire City Library Renovation Project, City Manager Satterwhite asked Director of Library Mary Cohrs for a brief presentation on how the Bellaire City Library was working around the renovations occurring in that facility.

**Director of Library Mary Cohrs** noted that since the Bellaire City Library began its renovation activities on January 24, 2011, the Library Staff had created a one room library while offering as many continued services to the residents as possible due to space limitations.

Books, DVDs, and audio books were available for checkout and the Internal Revenue Service forms were in great demand. Other library services in great demand were computers, printing off of the computers, copier use, and Wi-Fi.

Although the circulations were down 16.7% in comparison to the same period last year, Director Cohrs fully expected the numbers to increase once the renovations were completed and summer programming had started.

In February, Director Cohrs advised that the printing revenue was up 5% and the fines were up 6%. However, in March, the printing revenue was up 25% and the fines were down 22%.

Transition to the back door began on February 22, 2011, and Staff had transformed the work areas to circulation counters. Library patrons were finally beginning to feel comfortable enough coming through the back door. The door count also showed a 19% decrease in February, but there were still over 8,000 visitors in the 22 days the Library was open. March’s door count had decreased 18.2%.

A children’s nook was carved out of a part of the reading area and the non-fiction books to support the school reports were placed on top of every flat surface available. Titles of popular reading fiction were also pulled, as well as workbooks for the smallest of readers.
While the adult collection did not have to be moved or stored during renovation, the Library Staff had been weeding the collection to accommodate the removal of one range (or six units of books) for the new restrooms. This had resulted in stacks of volumes around the Reference Librarian’s desk and in the Director’s office.

On February 1, 2011, “Story Times” were moved to the Bellaire Civic Center where Tillie (Wiedemann, Receptionist) and City Staff had been gracious in receiving all of the children and their parents arriving to hear Miss Missy’s (Dixon, Children’s Librarian) two stories. Story Time was offered weekly on Tuesdays and Wednesdays, with a 10:00 a.m. session for infants and an 11:00 a.m. session for preschoolers. February attendance dropped about 40% over the previous February. However, there were still 649 parents and children in attendance at the Civic Center in February. This March, there was a 9% drop over the same time period last year and up until last Wednesday, 662 parents and children and found Miss Missy at her new location. A book truck of picture books was also available at the Civic Center and books were checked out onsite for those interested.

Other than “Story Times,” the Library was offering no other programming during the renovation project. Planning and preparation for the Summer Reading Program would begin on May 31st. Daily operations included reference, referral, computer help, cataloging new material, circulation, and computer use.

This past week, the restroom walls had come down. While the Library Staff was hoping to have the circulation out of the back area and into the renewed area before the noise and dust, it did not happen.

Director Cohrs closed by advising that the renovations looked fabulous and that the Library Staff was very excited about the project.

**Upcoming City Council Meetings/Events**

**City Manager Satterwhite** noted that there would be another Special Session of City Council on the next evening (March 22, 2011) at 5:30 p.m. for Conservancy interviews, as well as consideration of the Conservancy.

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<tr>
<th>Date</th>
<th>Time</th>
<th>Type of Meeting</th>
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<tbody>
<tr>
<td>March 22</td>
<td>5:30 p.m.</td>
<td>Special Session (Interviews and Possible Action on Conservancy)</td>
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<tr>
<td>March 28</td>
<td>6:30 p.m.</td>
<td>Workshop Session (Infrastructure)</td>
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<tr>
<td>April 4</td>
<td>7:00 p.m.</td>
<td>Regular Session</td>
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Following questions of City Manager Bernard M. Satterwhite, Jr., by members of City Council regarding the City Manager’s Report,
Councilwoman Nathan moved to accept the City Manager’s Report dated March 21, 2011, as presented by City Manager Bernard M. Satterwhite, Jr., into the record. Councilman Parker seconded the motion. The motion carried unanimously on a 6-0 vote as follows:

FOR: Mayor Siegel, Mayor Pro Tem Nauert, Councilmen Avioli, Parker, and Friedberg and Councilwoman Nathan

OPPOSED: None

ABSENT: Councilman Hickman

2. 2010 ANNUAL AUDIT AND COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) of the City of Bellaire, Texas, for the fiscal year ended September 30, 2010, by Belt Harris Pechacek, LLLP, Certified Public Accountants – Presented by Belt Harris Pechacek, LLLP, Certified Public Accountants; Item submitted by Chief Financial Officer Linda Symank on behalf of the Bellaire Audit/Finance Committee.

Nathan Krupke, Partner, Belt Harris Pechacek, LLLP, Certified Public Accountants, presented the 2010 Annual Audit and Comprehensive Annual Financial Report (CAFR) to City Council.

Mr. Krupke began by referring to pages 15 and 16 of the CAFR, which was Belt Harris Pechacek, LLLP’s, opinion of the City’s financial statements. The opinion was a clean opinion, which was the highest level of assurance that the auditors could give the City that its financial statements were free of material misstatement and had all the disclosures required by Generally Accepted Accounting Principles (GAAP).

Mr. Krupke next referred to page 34, which contained the City’s governmental or operating funds. It was noted that the General Fund, the City’s main operating fund, had revenues of over $15 million and total expenditures of approximately $14.6 million. After transfers, the City had an ending fund balance of $3.7 million. The City had about three months of expenditures in its fund balance. A general recommendation was for cities to have between three and six months of expenditures in their fund balances.

Mr. Krupke closed by noting that during the audit, his firm did not come across any items or procedures that would warrant concerns. He appreciated working with Chief Financial Officer Linda Symank and with the City’s Staff.
Mayor Pro Tem Nauert, Chair of the Bellaire Audit/Finance Committee, reiterated that the Bellaire Audit/Finance Committee had met last Monday at 5:30 p.m. Mr. Krupke presented the position of his audit firm during that meeting. He stressed that the opinion given was a clean opinion free of all material discrepancies. The Committee reviewed each page of the CAFR individually and had an opportunity to ask questions of the auditors, the City Manager, and the Chief Financial Officer.

A second item on the Committee’s agenda that evening was to discuss whether to seek Requests for Qualifications (RFQs) for the engagement of a certified public accounting firm to provide independent annual audit services to the City. The Committee chose not to act on that item and to leave things as they were. The Committee adjourned at 6:34 p.m.

Councilwoman Nathan noted that this was her first year on the Bellaire Audit/Finance Committee. She thought it would have been helpful to have the report ahead of time so that the Committee could have reviewed it in advance. She suggested that the report be available ahead of time in future years.

Following questions of Mr. Krupke by members of City Council related to the 2010 Annual Audit and Comprehensive Annual Financial Report (CAFR), Mayor Pro Tem Nauert moved to accept the 2010 Annual Audit and Comprehensive Annual Financial Report (CAFR) as presented by Nathan Krupke of Belt Harris Pechacek, LLLP, Certified Public Accountants, into the record. Councilman Parker seconded the motion. The motion carried unanimously on a 6-0 vote as follows:

FOR: Mayor Siegel, Mayor Pro Tem Nauert, Councilmen Avioli, Parker, and Friedberg and Councilwoman Nathan

OPPOSED: None

ABSENT: Councilman Hickman

3. FY2011 MID-YEAR BUDGET REVIEW – Item submitted by Assistant City Manager Diane K. White; Presented by City Manager Bernard M. Satterwhite, Jr.

City Manager Satterwhite stated that the purpose of the review this evening was to discuss the state of the economy, the status of the current budget, to communicate substantial impacts on revenue or expenditures, to discuss the possibility or probability of adjustments to the fund balances, and to preview the fiscal year 2012 budget.
Economy

City Manager Satterwhite indicated that the City could control the expenditure side of its budget fairly well. The revenue side of the budget was the portion that was worrisome as it was a little more of a guessing game.

He cited examples of layoffs and budget shortfalls that several nearby governmental entities had or were facing (i.e., Harris County, City of Houston, Corpus Christi, and the Houston Independent School District).

Several indices were reviewed, such as the Municipal Cost Index (MCI), Construction Cost Index (CCI), Consumer Price Index (CPI), and Producer Price Index (PPI), and it was noted that costs were increasing. Inflation for municipal services had risen since 2007 by 12%.

Status of Current Budget

Debt Service Fund

The requirements for the Debt Service Fund assuming the City issued no more debt through 2020 would peak in 2011 and 2012 and would start trending downward thereafter.

If the City issued $6.5 million in bonds for the Baldwin Avenue Reconstruction Project, the requirements for the Debt Service Fund would peak in 2013 and trend downward thereafter, but at a higher level than the requirements if no more debt were issued.

The requirements for the Debt Service Fund assuming completion of the Rebuild Bellaire Program would increase and peak at 2017 (with one small dip in 2014) and decrease thereafter, but at a much higher level than the previous scenarios outlined.

City Manager Satterwhite noted that in the previous year, the City increased its debt service tax rate by 2.4 cents. In doing that, it was still necessary for the City to draw down the debt service fund balance. In other words, the requirement to fund the debt service was really higher than 2.4 cents. If funding for the Baldwin Avenue Project were approved, there would be a requirement to fund that additional debt. The debt service tax rate would have to increase in order to fund that debt.
General Fund

With respect to the General Fund, revenues and expenditures were close to the same amount. In previous years, there was a gap between revenues and expenditures and the gap funded the Capital Improvement Program (CIP) and Vehicle, Equipment, and Technology Fund (VET). In the current budget, there were no funds for CIP and VET. Fund balances were being used to fund projects.

Non-personnel expenditures in the General Fund were basically at 2007 levels. In other words, since 2007, the General Fund had not grown much.

As a form of review, City Manager Satterwhite indicated that property tax revenues made up 57% of the General Fund. The next highest revenue source was from sales tax at 14%. For the first five months of the fiscal year, revenues were on track as expected. Overall, the City had collected approximately 73% of its budgeted revenues for the fiscal year.

On the expenditure side, 76% of total expenditures were related to salaries and benefits. Within the salaries and benefits expenditures, 68% was attributed to full-time, 5% was attributed to part-time, and 1% was attributed to overtime. The largest benefit expenditure was the City’s retirement at 15% with health insurance benefits at 9%.

City Manager Satterwhite advised that when the budget was submitted to City Council last July, the ending fund balance was anticipated to be $3.1 million. Revenues had come in higher than anticipated and expenditures had come in slightly lower than anticipated during 2010, so the actual fund balance was $3.7 million rather than the anticipated $3.1 million.

For the fiscal year 2011 budget, positions were frozen, projects were deferred, market adjustments and step increases were eliminated, line item reductions occurred across the board in all departments, and there were no reserves for CIP and VET.

Enterprise Fund

Revenues dipped in 2003 and 2004, but were trending upward thereafter. Personnel expenditures were lower as a percentage in the Enterprise Fund.

With respect to budgeted revenues, water sales made up the largest percentage, with wastewater and solid waste following in second and third with respect to percentages. Approximately 35% of the budgeted revenues had been collected for this fiscal year.
Expenditures consisted primarily of materials and supplies at 42% of the budget. Personnel expenditures represented 25% of the budget.

The fund balances in the Enterprise Fund were lower than anticipated for 2010 by $500,000. Year-to-date, approximately 55% of the budget had been expended.

**Capital Improvement Program Fund (CIP)**

Monies would continue to be placed into this fund to keep the Rebuild Bellaire Program pay-as-you-go reserve going. The City was on track with respect to its Capital Improvement Program. Examples of projects that were ongoing or almost completed were noted as follows:

- General Facilities Program;
- Baldwin Avenue Reconstruction Project Design;
- Sidewalk Program (underway);
- Water/Wastewater Program; and
- Bellaire City Library Renovation Project.

**Vehicle, Equipment and Technology Fund (VET)**

It was noted that three patrol vehicles and public safety equipment had been purchased during the fiscal year. The telephone system project was up and running, as were the video streaming project for City Council and Board meetings and the self check-in project for the Bellaire City Library.

**Budgetary Impacts**

Uncertainties that could not be “pinned down” during the fiscal year 2011 budget process were cited as follows:

- Health Insurance. It was noted that the City’s health insurance was renewed in January; therefore, the impact of any increase would affect three quarters of the budget;

- Operating Expenses for the New Fire Station. Operating expenses for the new Fire Station were unknown at the outset of the budget;

- Risk Management. The City’s overall costs for liability and property insurance increased;

- Parks Fee Structure;
• Generator at the Police Station. Rental expenditures were incurred as a result of a damaged generator that were not anticipated during the budget process;

• Maintenance Costs;

• Fuel Costs; and

• Salary Savings. Each year the City had a certain amount of turnover. When turnover occurred, costs were usually less for a new employee (i.e., starting salary at a lower rate) and there was a gap between the time one employee left and a new one was hired, resulting in a salary savings. The salary savings for the current fiscal year was less than anticipated as the City remained fully staffed this fiscal year as opposed to last year.

Unanticipated Costs

City Manager Satterwhite noted that the City had experienced some unanticipated costs this fiscal year, which he cited as follows:

• Fuel Costs;
• Election to Fill a Vacancy in City Council;
• Donations (expenditure side impact); and
• Odor Control Study for Wastewater Treatment Plant.

General Fund Considerations

• Facilities Maintenance (janitorial, plumbing, heating, ventilation, and air conditioning, structural issues, and general maintenance and upkeep);

• Fuel (the City had a contract for fuel, which was currently $2.87 per gallon, but was subject to increase);

• Election (the City was unable to enter into a joint contract for its Special Election and, therefore, unable to share expenses with any other entities); and

• Health Insurance (no changes were made to the cost for employees this year; however, health insurance premiums increased 15%. Significant changes were made to the cost share last year when premiums increased. All plans were high deductible plans).
Enterprise Fund Considerations

- Surface Water Rate Increase (a possible rate increase would continue to be under consideration);
- Fund Balance Draw Down (pay-as-you-go projects and supplement to the Debt Service Fund);
- Cost of Solid Waste (vehicle maintenance and personnel costs); and
- Increased TCEQ Compliance/FEMA Regulations.

Budget Adjustments

- Election (funds not currently available to cover this unanticipated expenditure);
- Fuel (a budget amendment might be required in some departments);
- Health Insurance (a budget amendment might be required in one to two departments);
- Risk Management (a budget amendment might be required for this unanticipated increase);
- Facilities; and
- Donations (expenditures related to projects for which donations were received).

FY2012 Preview

City Manager Satterwhite reviewed the cost of City services over time. The cost of City services in 2000 were $10 million. The cost of City services in 2011 were a little over $14 million. Non-personnel expenditures were down 3% since 2007, and personnel expenditures were up 6% since 2007. The total budget had increased by 4% since 2007.

Examples of programs, materials, equipment, services, etc., that represented costs to the City were cited by City Manager Satterwhite as follows:

- Park Structure;
- Motor Vehicle Accidents;
- Ambulance Billing;
- Drainage Plan Reviews;
- City Engineer;
- Meter Reading;
- Communications Technology Services/Facilities;
- Janitorial Contracts;
- Leases versus Purchases;
- Fuel Cards;
- Direct Deposit;
- Online Access;
- Mowing/Litter Pickup;
- Park Maintenance;
- Health Care Costs; and
- Property Tax Collections.

City Manager Satterwhite indicated that City Staff would like to have a Workshop Session with City Council related to the fiscal year 2012 budget on May 9, 2011. The purpose of the Workshop Session would be to discuss budget guidelines with City Council. A resolution related to budget guidelines and parameters would then be prepared and submitted to City Council on May 16, 2011. Another Workshop Session with City Council would be requested on June 27, 2011 (Pre-Budget/Communications Workshop).

Following questions of City Manager Satterwhite related to the FY2011 Mid-Year Budget Review, Councilman Friedberg moved to accept the FY2011 Mid-Year Budget Review as presented by City Manager Bernard M. Satterwhite, Jr., into the record. Councilwoman Nathan seconded the motion. The motion carried unanimously on a 6-0 vote as follows:

**FOR:** Mayor Siegel, Mayor Pro Tem Nauert, Councilmen Avioli, Parker, and Friedberg and Councilwoman Nathan

**OPPOSED:** None

**ABSENT:** Councilman Hickman

### F. **CONSENT AGENDA:**

1. **APPROVAL/CORRECTION OF MINUTES:**
   a. CONSIDERATION of and possible action on the adoption of the minutes of the Regular Session (Town Meeting) of the City Council of the City of Bellaire, Texas, held on Monday, February 7, 2011 – Item submitted by City Clerk Tracy L. Dutton.
b. CONSIDERATION of and possible action on the adoption of the minutes of the Special Session (Public Hearing) of the City Council of the City of Bellaire, Texas, held on Monday, February 21, 2011 – Item submitted by City Clerk Tracy L. Dutton.

2. ANNUAL REVIEW OF CITY’S INVESTMENT POLICY AND INVESTMENT STRATEGIES:

CONSIDERATION of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, verifying and acknowledging that the City Council of the City of Bellaire, Texas, has performed its annual review of the City of Bellaire Investment Policy and Investment Strategies – Item submitted by Chief Financial Officer Linda Symank.

3. CONTRACTS AND AGREEMENTS:

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, for and on behalf of the City of Bellaire, Texas, an Interlocal Agreement with Harris County, Texas, for the administration and implementation by Harris County, Texas, of a regional watershed protection education program on storm water impacts in the amount of $8,290.26 for a term of one year commencing upon execution of said Interlocal Agreement by Harris County, Texas – Item submitted by Director of Public Works Joe Keene.

4. SURPLUS PROPERTY DISPOSAL:

CONSIDERATION of and possible action on a request from the Bellaire Police Department (“Department”) to dispose of surplus property by auction identified as no longer of use to the Department – Item submitted by Chief of Police Randall C. Mack.

Councilman Friedberg moved to approve the Consent Agenda dated March 21, 2011, consisting of the following items:

- Minutes of the Regular Session (Town Meeting) of City Council held on Monday, February 7, 2011;
- Minutes of the Special Session (Public Hearing) of City Council held on Monday, February 21, 2011;
• Ordinance verifying and acknowledging that the City Council has performed its annual review of the City of Bellaire Investment Policy and Investment Strategies;

• Ordinance authorizing the Mayor and City Clerk to execute and attest, respectively, an Interlocal Agreement with Harris County for the administration and implementation by Harris County of a regional watershed protection education program on storm water impacts in the amount of $8,290.26; and

• Approval of a request from the Bellaire Police Department to dispose of surplus property by auction identified as no longer of use to the Department.

Mayor Pro Tem Nauert seconded the motion. The motion carried unanimously on a 6-0 vote as follows:

FOR: Mayor Siegel, Mayor Pro Tem Nauert, Councilmen Avioli, Parker, and Friedberg and Councilwoman Nathan

OPPOSED: None

ABSENT: Councilman Hickman

{Ordinance verifying and acknowledging annual review of investment policy and strategies was subsequently numbered: 11-020}

{Ordinance authorizing execution of an Interlocal Agreement with Harris County for administration and implementation of a regional watershed protection education program on storm water impacts was subsequently numbered: 11-021}

G. ADOPTION OF ORDINANCES:

Collection Services

1. CONSIDERATION of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, authorizing the Mayor of the City of Bellaire, Texas, to execute, for and on behalf of the City of Bellaire, Texas, a Contract for Court Fees and Fines Collection Services (“Contract”) with Perdue, Brandon, Fielder, Collins & Mott, L.L.P. (“Firm”), for the performance of services necessary for the collection of delinquent court fees and fines ordered to be paid by a court serving the City of Bellaire, Texas, for compensation in the
Councilman Avioli moved to adopt an ordinance of the City Council of the City of Bellaire, Texas, authorizing the Mayor of the City of Bellaire, Texas, to execute, for and on behalf of the City of Bellaire, Texas, a **Contract for Court Fees and Fines Collection Services** (“Contract”) with Perdue, Brandon, Fielder, Collins & Mott, L.L.P. (“Firm”), for the performance of services necessary for the collection of delinquent court fees and fines ordered to be paid by a court serving the City of Bellaire, Texas, for compensation in the amount prescribed in the Contract based on the date of offense, said Contract to commence on April 2, 2011, and expire on April 1, 2012, with an automatic renewal for two consecutive one (1) year periods beginning April 2, 2012.

Councilwoman Nathan seconded the motion. The motion carried unanimously on a 6-0 vote as follows:

**FOR:** Mayor Siegel, Mayor Pro Tem Nauert, Councilmen Avioli, Parker, and Friedberg and Councilwoman Nathan

**OPPOSED:** None

**ABSENT:** Councilman Hickman

{Ordinance was subsequently numbered: 11-022}

2. **CONSIDERATION** of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, authorizing the Mayor of the City of Bellaire, Texas, to execute, for and on behalf of the City of Bellaire, Texas, a **Contract for the Collection of Delinquent Accounts** (“Contract”) with Perdue, Brandon, Fielder, Collins & Mott, L.L.P. (“Firm”), for the performance of services necessary for the collection of delinquent utility accounts for compensation in the amount of twenty percent (20%) of the total amount collected and paid to the City of Bellaire, Texas, said Contract to commence on April 2, 2011, and expire on April 1, 2012, with an automatic renewal for two consecutive one (1) year terms beginning April 2, 2012 – *Item submitted by Chief Financial Officer Linda Symank.*

Mayor Pro Tem Nauert moved to adopt an ordinance of the City Council of the City of Bellaire, Texas, authorizing the Mayor of the
City of Bellaire, Texas, to execute, for and on behalf of the City of Bellaire, Texas, a **Contract for the Collection of Delinquent Accounts** ("Contract") with Perdue, Brandon, Fielder, Collins & Mott, L.L.P. ("Firm"), for the performance of services necessary for the collection of delinquent utility accounts for compensation in the amount of twenty percent (20%) of the total amount collected and paid to the City of Bellaire, Texas, said Contract to commence on April 2, 2011, and expire on April 1, 2012, with an automatic renewal for two consecutive one (1) year terms beginning April 2, 2012. Councilman Avioli seconded the motion. The motion carried unanimously on a 6-0 vote as follows:

**FOR:** Mayor Siegel, Mayor Pro Tem Nauert, Councilmen Avioli, Parker, and Friedberg and Councilwoman Nathan

**OPPOSED:** None

**ABSENT:** Councilman Hickman

{Ordinance was subsequently numbered: 11-023}

**Change Order**

3. **CONSIDERATION of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, authorizing the Mayor of the City of Bellaire, Texas, to execute a Change Order Number: 0001 (AIA Document G701 – 2011) with Gilbane Building Company to a contract for the Renovation of the Existing Bellaire City Library, to include the removal and replacement of studs and sheathing, pinning of brick façade to studs, installation of new ties, cleaning and repainting of columns, patching of exterior sheathing, sealing of cracks in brick mortar with silicone caulking, and application of elastomeric coating to exterior of brick walls on second story portion of the building, in an amount not to exceed $45,428.00 – Item submitted by Director of Facilities Management Karl Miller.**

Councilwoman Nathan moved to adopt an ordinance of the City Council of the City of Bellaire, Texas, authorizing the Mayor of the City of Bellaire, Texas, to execute a **Change Order Number: 0001 (AIA Document G701 – 2011) with Gilbane Building Company to a contract for the Renovation of the Existing Bellaire City Library, to include the removal and replacement of studs and sheathing, pinning of brick façade to studs, installation of new ties, cleaning and repainting of columns, patching of exterior sheathing,**
sealing of cracks in brick mortar with silicone caulking, and application of elastomeric coating to exterior of brick walls on second story portion of the building, in an amount not to exceed $45,428.00. Councilman Parker seconded the motion. The motion carried unanimously on a 6-0 vote as follows:

FOR: Mayor Siegel, Mayor Pro Tem Nauert, Councilmen Avioli, Parker, and Friedberg and Councilwoman Nathan

OPPOSED: None

ABSENT: Councilman Hickman

{Ordinance was subsequently numbered: 11-024}
seconded the motion. The motion carried unanimously on a 5-0 vote as follows:

FOR: Mayor Siegel, Mayor Pro Tem Nauert, Councilmen Parker and Friedberg and Councilwoman Nathan

OPPOSED: None

ABSENT: Councilmen Hickman and Avioli*

*Councilman Avioli left the City Council table prior to the vote on this agenda item.

I. COMMUNITY INTEREST ITEMS FROM THE MAYOR AND CITY COUNCIL.

A reminder was given that the City Council would meet on March 22, 2011, in Special Session to interview candidates for the Evelyn’s Park Conservancy, as well as to appoint members to the Evelyn’s Park Conservancy and to consider approval of documents establishing the Evelyn’s Park Conservancy. A reminder was also given regarding a Workshop Session before City Council on the City’s Infrastructure Plan was scheduled at 6:30 p.m. on March 28, 2011.

A reminder was also given regarding the Tents in Town event to be held in Bellaire Town Square, the proceeds of which would benefit the Patrons for Bellaire Parks organization.

Candidates for Councilman – Position No. 1 in attendance at the City Council Meeting were thanked for their interest in the City. Residents were encouraged to take advantage of opportunities to get to know the candidates.

J. ADJOURNMENT.

Councilman Parker moved to adjourn the Regular Session of the City Council of the City of Bellaire, Texas, at 9:13 p.m. on Monday, March 21, 2011. Councilwoman Nathan seconded the motion. The motion carried on a 5-0 vote as follows:

FOR: Mayor Siegel, Mayor Pro Tem Nauert, Councilmen Parker and Friedberg and Councilwoman Nathan

OPPOSED: None

ABSENT: Councilmen Hickman and Avioli*
*Councilman Avioli left the City Council table prior to adjournment of the Regular Session.

Respectfully submitted,

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

Approved:

____________________________
Cynthia Siegel, Mayor
City of Bellaire, Texas