CITY COUNCIL MEETING MINUTES
MONDAY, OCTOBER 17, 2011

The City Council of the City of Bellaire, Texas, met in Regular Session on Monday, October 17, 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 Cindy Siegel called the City Council of the City of Bellaire, Texas, to order at 7:01 p.m. on Monday, October 17, 2011.

Also present were Mayor Pro Tem Phil Nauert, Councilmen Roman F. Reed, 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.

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

Mayor Pro Tem Phil 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 Phil Nauert led the audience and members of 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 things that were breaking down in Bellaire. She referred to such items as the City Hall (doors not closing and opening), email issues, door programming issues, and webcast issues (Election forum).

Ms. McBee urged City Council to get at least some of the items she mentioned fixed before members left City Council at the end of the year.
Larry Smith, 4535 Mimosa Street, Bellaire, Texas, addressed City Council regarding the need for a “cats at large” ordinance. Mr. Smith indicated that his family’s issue with cats started over two years ago when new renters moved in next door and promptly dumped their two cats on the neighbors. One was a vicious cat that killed many birds. He tried to talk with the renters, but was ignored.

Having many bird baths and humming bird feeders to attract birds, his family was, unfortunately, providing a perfect venue for cats to trap and kill birds.

Mr. Smith advised that that cats used his property on a daily basis. The cats were roaming freely through his vegetable garden leaving their feces and defiling the foods. He indicated that the situation was disgusting and unsanitary. There were laws concerning dog feces in Bellaire, but where were the laws for cats?

Neighbors with cats had told Mr. Smith that they would do what they wanted until Bellaire passed a law regarding cats. He and his wife had been yelled out, accused of trapping cats, and been told to move. Mr. Smith and his wife had lived in their home for more than 20 years and had never seen this level of intrusion on property.

Mr. Smith asked that City Council consider adopting an ordinance similar to the one adopted by the City of Dallas. The cities of Dallas, Houston, San Antonio, League City, and Pearland had adopted cat laws. He indicated that he was amazed at how many cities in Texas and around the country had adopted “cats at large” ordinances.

In closing, Mr. Smith asked City Council to extend the laws they had begun concerning feral cats. He indicated that he was asking for impoundment of loose cats with accompanying fees to be in accordance with the law and that he would continue to pursue the issue until there was a law or ordinance in the City of Bellaire that protected private property.

[Mr. Smith distributed copies of ordinances passed by the City of Dallas and others for City Council’s review.]

Mayor Cindy Siegel read the written comments set forth below into the record.

William E. Stone, 5212 Linden Street, Bellaire, Texas:

Dear Honorable Mayor Siegel and City Council Members,

My letter is in response to the review of Shipley Do-Nut’s Specific Use Permit being considered by you on Monday, October 17, 2011. Please continue the limited hours of operation for the drive in window operated by Shipley’s Do-Nuts at 5225 Bellaire Boulevard. Drive in traffic at 5:00 AM in the morning is
just too early to have cars and trucks travelling in and out of the alley behind that location. There are 12 residences that share the alley with the commercial strip center. Vehicles exiting this drive in must go through this alley. They go either East or West along the homes.

As you may recall, when you granted the Specific Use Permit last year, the applicant was required among other things to not operate the drive in window before 7:00 AM. Though fully aware of this requirement, the applicant operated that drive in window at 5:00 AM for approximately 3 months in violation of the specific use permit. It took a complaint and inquiry to get this requirement enforced. It shows bad faith on behalf of Shipley’s to consciously violate the terms of the specific use permit.

Shipley’s is operating a successful store. In light of the fact that they willfully violated the terms of the original specific use, and the potential for increased traffic at 5:00 AM within 100 feet of the resident’s homes, there is no need for it to be granted additional drive in window hours. Please continue the original terms of the specific use permit.

Lastly, Waste Management often services Shipley’s dumpster and other dumpsters within the City prior to 8:00 AM as required by ordinance.

Lillian Petty, 5218 Linden Street, Bellaire, Texas:

Dear Honorable Mayor Siegel and City Council Members,

My letter is in response to a review of Shipley Do-Nut’s Specific Use Permit being considered by you on Monday, October 17, 2011. Please continue the limited hours of operation for the drive-in window operated by Shipley’s Do-Nuts at 5225 Bellaire Boulevard. I support all points enumerated in the letter submitted by William Stone, my neighbor.

Furthermore, drive-in traffic at 5:00 a.m. in the morning is just too early to have cars and trucks travelling in and out of the alley behind that location. There are 12 residents that share the alley with the commercial strip center. Vehicles exiting this drive-in must go through this alley. They go either east or west along the homes.

Also, getting eight hours of sleep is necessary for good health and any earlier alley activity will interrupt or harm regular nighttime sleep health.

As you may recall, when you granted this Specific Use Permit last year, the applicant was required among other things to not operate the window before 7:00 a.m. Though fully aware of this requirement, this applicant operated that drive-in window at 5:00 a.m. for approximately three months in violation of the specific use permit. It took a complaint and inquiry to get this requirement enforced. It shows bad faith on behalf of Shipley’s to consciously violate the terms of the specific use permit.
I hope that you will listen to the homeowners and public citizens.

William F. Levy, 5210 Linden Street, Bellaire, Texas:

Dear Honorable Mayor Siegel and City Council Members,

Please do not extend the operating hours of the Shipley Do-Nut’s Drive Thru Window as restricted by the Specific Use Permit S-77.

Noise pollution from Shipley’s definitely impacts the quiet enjoyment of our home, and I would strongly prefer to not have to deal with noise pollution starting even earlier in the day at 5:00 AM. Already, Shipley’s dumpster is frequently serviced before 6:00 AM, well before city ordinance allows. This is done even though it is clearly posted on the dumpster that it not be serviced until after 7:00 AM. Repeated complaints to Shipley’s corporate office have not stopped this practice.

I hope that you will make the right decision to continue to limit the impact of the donut shop. Thank you for your consideration in your deliberations and decision.

E. REPORTS:

1. UPDATE regarding the status and process by which delinquent accounts are collected for the City of Bellaire Municipal Court under a Contract for Court Fees and Fine Collection Services heretofore previously entered into by and between the City of Bellaire, Texas, and Perdue, Brandon, Fielder, Collins & Mott, L.L.P., on March 22, 2011 (Ordinance No. 10-020) –Presented by Michael J. Darlow, Partner, Perdue, Brandon, Fielder, Collins & Mott, L.L.P.

Michael J. Darlow, Partner, Perdue, Brandon, Fielder, Collins & Mott, L.L.P., presented an update to members of City Council regarding the status and process by which delinquent accounts were collected for the City of Bellaire Municipal Court.

By way of background, Mr. Darlow indicated that the type of debt that his firm was trying to collect involved people that had been stopped by police officers in the City of Bellaire (such as, a traffic violation, failure to have insurance, failure to have a driver’s license, or any number of Class C Misdemeanors). When a person received a ticket, that person had a certain number of days in which to appear at Bellaire’s Municipal Court to take care of their ticket (violation). There were a percentage of people that did not take care of their tickets (violations) within the time period prescribed by law. Sixty (60) days after the original
violation was received, those violations that had not been taken care of were turned over to Mr. Darlow’s firm to try to collect.

Mr. Darlow advised that his firm received data from the Municipal Court Chief Clerk on a monthly basis (new accounts to work on, as well as accounts that had been paid or otherwise resolved). Upon receipt of the data, Mr. Darlow’s firm then began a campaign to collect. Letters were written to every new account, as well as telephone calls.

It was important to note that his firm was dealing primarily with people that did not live in the 77401 zip code. People traveled in and out of Bellaire all day long and many of those people were the ones who received violations. This put a little stress on the collection activity because many of those receiving violations did not maintain accurate addresses with the Texas Department of Public Safety (and were, therefore, difficult to locate) and were not readily available to step up and pay.

Since Mr. Darlow’s firm started working for the City, the Bellaire Municipal Court turned over just a little less than $6 million. Those violations went back as far as 1988. The bulk of the money owed was from 2000 forward. There were currently 7,276 people that had outstanding tickets to the City. This represented 16,637 violations. Of the 7,276 people with outstanding tickets, over one-third had bad addresses (2,428).

In the time that Mr. Darlow’s firm had been working for the City, his firm had corrected a little less than 4,000 addresses. Virtually every one of the 7,276 people had not been found guilty of anything. Those people had simply failed to appear before the Bellaire Municipal Court to take care of their business.

His firm had collected a little over $528,000 for the City since the firm started. In the aggregate, his firm had resolved a little over 10% of the total amount of money the firm had been charged with trying to collect.

Mr. Darlow advised that since January of 2011, his firm had mailed out over 9,000 letters on behalf of the City (some of which were to the same person). Over 5,100 telephone calls had been made (with over 1,800 calls made during the month of September).

The City had turned over a little more than $680,000 to his firm during 2011. Of the $528,000 collected, almost $326,000 was collected between January and early October of 2011.
Mr. Darlow concluded by noting that a great deal of activity was being done on behalf of the City. He believed that the program was moving in the right direction and that the collection numbers would continue to increase.

Following questions of Mr. Darlow by members of City Council, Mayor Siegel thanked him for the update.

2. CITY MANAGER’S REPORT regarding residential safety (police activity report), public infrastructure/utilities (projects update and Baldwin Avenue update), cultural and recreational (Bellaire Recycles Fest and Friends of the Bellaire Library Book Sale – November 5), quarterly indicators (crime report and building permit report), and upcoming City Council meetings/events – Presented by City Manager Bernard M. Satterwhite, Jr.

City Manager Bernard M. Satterwhite, Jr., presented the City Manager’s Report dated October 17, 2011, to members of City Council.

Residential Safety

With respect to police activity for the month of September, it was noted that there were 36 Part 1 criminal offenses as compared to 35 in September of 2010. There were 60 traffic accidents in September as compared to 53 the previous September.

National Night Out was held on October 4, 2011, and there were 23 neighborhood events attended by an estimated 600 people. Police officers visited each event and provided information to residents regarding the prevention of burglaries and thefts.

A Drug Enforcement Agency (DEA) Drug Take-Back Event was noted to be scheduled on Saturday, October 29, 2011, from 10:00 a.m. until 2:00 p.m. at City Hall, 7008 South Rice Avenue, Bellaire, Texas. Sponsored with the Bellaire Police Department, the event would provide an opportunity to prevent pill abuse and theft by ridding homes of potentially dangerous, expired, unused, and unwanted prescription drugs. Last April, Americans turned in 376,593 pounds of prescription drugs at nearly 5,400 sites operated by the DEA and more than 3,000 state and local law enforcement partners.

With respect to arrest highlights, City Manager Satterwhite referred to two incidents that occurred in Bellaire, one robbery and one theft, in which the suspects were arrested and charged.

During the month of September, there were four assaults in Bellaire, three of which were related to family violence. Also during September, it was noted that there were no auto thefts; however, there were five
burglaries, one attempted burglary, and one theft from an open garage.

**Public Infrastructure/Utilities**

With respect to projects, Second Street was under construction from Jessamine Street to Braeburn Drive. Traffic on Jessamine Street to Evergreen Street travelled one-way northbound. The storm sewer was 70% completed, and the pavement was 50% completed. Traffic on Evergreen Street to Braeburn Drive travelled one-way southbound.

Work was still underway on the pumps at the Rice Lift Station, with the engineers and contractors working together on the matter.

With respect to the crosswalk on South Rice Avenue, cabling had been installed. Signal heads and street markings were the next items to be installed. City Manager Satterwhite indicated that City Staff hoped to turn on those signals at the end of October. Information would be disseminated and training would occur prior to the use of the signals.

A preconstruction meeting was held on October 12, 2011, related to the project for backup generators for the Wastewater Treatment Plant and Central Water Plant. All materials had been ordered, with construction scheduled to begin on November 7, 2011.

With respect to the street management Bellaire Millennium Renewal Program (follow-up), a preconstruction meeting occurred on September 28, 2011, with construction slated to start during the first week of November 2011.

The sidewalk project was underway in the 800 block of Woodstock Drive.

**Cultural and Recreational**

City Manager Satterwhite referred to two upcoming events to be held on Saturday, November 5, 2011, as follows:

- Bellaire Recycles Fest (9:00 a.m. to 1:00 p.m. in the north parking lot); and
- Friends of the Bellaire Library Book Sale (9:00 a.m. to 5:00 p.m. in the Library parking lot).

**Quarterly Indicators**

City Manager Satterwhite presented a slide containing bar charts detailing Part 1 crimes (crimes against people, such as, homicide, sexual assault, robbery, assault, burglary of a residence, burglary of a
building, theft, and motor vehicle theft). He noted that Bellaire had 13 robberies this year as compared to four the previous year. The four from the previous year was quite low. The remaining numbers were fairly close to the previous year, with the exception of burglary of a residence, which was significantly lower this year, and theft, which was slightly higher.

Also reviewed by City Manager Satterwhite was a slide depicting the crime index (total number of Part 1 crimes per month) for a three-year period. The average number of crimes per year over the three years was noted to be fairly consistent at 39, 35, and 37, respectively.

With respect to building permits, new home permits ended strong as compared to the previous two years. Overall, things seemed to be looking up.

With respect to construction values, the values were lower than previous years despite the fact that more new residences were being built. This was noted to be a function of the availability of money.

**Upcoming City Council Meetings/Events**

The following upcoming City Council meetings/events were announced by City Manager Satterwhite:

<table>
<thead>
<tr>
<th>Date</th>
<th>Time</th>
<th>Type of Meeting</th>
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<tbody>
<tr>
<td>November 7, 2011</td>
<td>7:00 p.m.</td>
<td>Regular Session</td>
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<tr>
<td>November 14, 2011</td>
<td>6:00 p.m.</td>
<td>Special Session (Executive Session) – Review of City Attorney, City Manager, and City Clerk</td>
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<tr>
<td>November 21, 2011</td>
<td>7:00 p.m.</td>
<td>Regular Session</td>
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**COUNCIL MOTION/ACTION:**

Following questions of City Manager Satterwhite regarding the City Manager’s Report dated October 17, 2011, **Councilman Roman F. Reed moved to accept the City Manager’s Report dated October 17, 2011,** as presented by City Manager Bernard M. Satterwhite, Jr., **into the record. Councilwoman Mandy Nathan seconded the motion.** The motion carried unanimously on a 7-0 vote as follows:

FOR: Mayor **Cindy Siegel**, Mayor Pro Tem **Phil Nauert**, Councilmen **Roman F. Reed, James P. Avioli, Sr., Corbett Daniel Parker, and Andrew Friedberg**, and Councilwoman **Mandy Nathan**

Chief Financial Officer Linda Symank presented the Finance Report for the City of Bellaire, Texas, covering the period ended September 30, 2011, to members of City Council.

Chief Financial Officer Symank noted that the Finance Report represented results for the twelve months ended September 30, 2011, and the numbers City Council would hear this evening were not the final numbers. Those numbers would change between now and when the Comprehensive Annual Financial Report was presented to City Council after the City’s audit had been completed.

At the end of the year, the City kept its 2011 books open, while monitoring revenues and expenditures. Those revenues and expenditures that were earned and/or expended during 2011 were posted back to 2011. Journal entries would also be made to convert the books from a budget basis to an accrual basis for the City’s annual report.

General Fund:

Revenues

General Fund revenues were noted to be $15.1 million, which was 3.8% over budget. Chief Financial Officer Symank indicated that this was not unusual, as revenues were conservatively estimated. Included in the City’s revenues this year were some extremely high revenues for Municipal Court. The City also received some unexpected revenue, including an additional check from the Federal Emergency Management Agency (FEMA) for Hurricane Ike expenditures ($4,000) and an insurance payment for the oil spill that occurred the previous year in the amount of $31,000.

Expenditures

General Fund expenditures were noted to be $14.3 million, which was 98% of the budget. All departments came in within their approved
appropriations, with the exception of the Bellaire Police Department. Due to the additional higher cost of fuel, that department exceeded their appropriations. The excess would be covered with savings from other departments within the General Fund through the City’s end-of-year budget amendment.

**Enterprise Fund:**

**Revenues**

The Enterprise Fund had revenues of $7.9 million, which was 17% over the projected revenues. Water revenues had far exceeded the City’s projections for the year.

**Expenditures**

The expenditures for the Enterprise Fund were noted to be $8.3 million. This did not include the final invoice for September from the City of Houston for Bellaire’s water purchase. Including that invoice, the expenditures for the Enterprise Fund would total $8.7 million or 98% of the appropriated budget.

Chief Financial Officer Symank indicated that she had also included reports for the Debt Service Fund, the Vehicle, Equipment, and Technology (VET) Fund, and the Capital Improvement Program (CIP) Fund. She reminded City Council that the VET Fund and the CIP Fund were project funds. Completed projects would be closed out and, if necessary, capitalized. Any funds left over would flow into the fund balance and be available for other projects. Uncompleted projects would flow forward and become part of the fiscal year 2012 budget.

**COUNCIL MOTION/ACTION:**

Following questions of Chief Financial Officer Symank regarding the City’s Finance Report, **Mayor Pro Tem Phil Nauert moved to accept the Finance Report for the City of Bellaire, Texas, covering the period ended September 30, 2011, as presented by Chief Financial Officer Linda Symank, into the record. Councilman James P. Avioli, Sr., seconded the motion.** The motion carried unanimously on a 7-0 vote as follows:

**FOR:** Mayor Cindy Siegel, Mayor Pro Tem Phil Nauert, Councilmen Roman F. Reed, James P. Avioli, Sr., Corbett Daniel Parker, and Andrew Friedberg, and Councilwoman Mandy Nathan

**OPPOSED:** None
ABSENT: None

F. CONSENT AGENDA:

APPROVAL/CORRECTION OF MINUTES:

1. CONSIDERATION of and possible action on the adoption of the minutes of the Regular Session of the City Council of the City of Bellaire, Texas, held on Monday, October 3, 2011 – Item submitted by City Clerk Tracy L. Dutton.

APPROVAL OF CONTRACT:

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 and City Clerk of the City of Bellaire, Texas, to execute and attest, respectively, and the City Manager 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 Agreement Between Harris County and the City of Bellaire Relating to Joint Elections to be Held November 8, 2011 – Item submitted by City Clerk Tracy L. Dutton.

COUNCIL MOTION/ACTION:

Councilman Roman F. Reed moved to approve the Consent Agenda dated October 17, 2011, consisting of the following items:

- Minutes of the Regular Session of the City Council of the City of Bellaire, Texas, held Monday, October 3, 2011; and
- Ordinance of the City Council of the City of Bellaire, Texas, authorizing the Mayor and City Clerk of the City of Bellaire, Texas, to execute and attest, respectively, and the City Manager 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 Agreement Between Harris County and the City of Bellaire Relating to Joint Elections to be Held November 8, 2011.

Councilwoman Mandy Nathan seconded the motion. The motion carried unanimously on a 7-0 vote as follows:

FOR: Mayor Cindy Siegel, Mayor Pro Tem Phil Nauert, Councilmen Roman F. Reed, James P.
G. ADOPTION OF ORDINANCE:

Review of Specific Use Permit S-77

CONSIDERATION of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, amending Ordinance No. 10-076, which granted Specific Use Permit S-77 to Shipley Do-Nuts for the operation of a restaurant with drive-in service, for the purpose of removing the six-month restriction placed on the operation of the drive-through window – Item submitted by Director of Community Development John McDonald.

Note: Ordinance No. 10-076 was heretofore previously adopted by the City Council of the City of Bellaire, Texas, on October 18, 2010, and granted a specific use permit to Shipley Do-Nuts to operate a restaurant with drive-in service at a location with an existing drive-through window addressed as 5225 Bellaire Boulevard in the CCD-1 Zoning District in the City of Bellaire, Texas.

COUNCIL MOTION:

Mayor Pro Tem Phil Nauert moved to adopt an ordinance of the City Council of the City of Bellaire, Texas, amending Ordinance No. 10-076, which granted Specific Use Permit S-77 to Shipley Do-Nuts for the operation of a restaurant with drive-in service, for the purpose of removing the six-month restriction placed on the operation of the drive-through window. Councilwoman Mandy Nathan seconded the motion.

Following discussion and questions of Director of Community Development John McDonald regarding the current operation of the drive-through window, complaints, if any, related to said operation*, and an assurance that Shipley Do-Nuts had not requested nor was there a Staff recommendation to change the restriction related to the hours of operation of the drive-through window

*Ordinance was subsequently numbered: 11-075}
City of Bellaire
City Council

Minutes of Meeting
October 17, 2011

(i.e., 7:00 a.m. to 7:00 p.m.), a vote was taken on the motion, which carried unanimously on a 7-0 vote as follows:

FOR: Mayor Cindy Siegel, Mayor Pro Tem Phil Nauert, Councilmen Roman F. Reed, James P. Avioli, Sr., Corbett Daniel Parker, and Andrew Friedberg, and Councilwoman Mandy Nathan

OPPOSED: None

ABSENT: None

{Ordinance was subsequently numbered: 11-076}

*Director of Community Development John McDonald noted that there had been some complaints regarding compliance with the restriction on the hours of operation of the drive-through window when the specific use permit was originally issued. The complaints were investigated and resolved and, since that time, the Community Development Department had not received any complaints related to the Shipley Do-Nuts operation.

H. ADOPTION OF RESOLUTION:

Review of Parkland Policy

CONSIDERATION of and possible action on the adoption of a resolution of the City Council of the City of Bellaire, Texas, amending Resolution No. 10-06, which established a policy related to the acquisition of parkland, for the purpose of expanding said policy to include the development of parkland – Item submitted by City Manager Bernard M. Satterwhite, Jr., on behalf of Mayor Cindy Siegel.

Summary:

Mayor Cindy Siegel provided a summary of the policy that City Council adopted for the purpose of designating and restricting funds paid by a petitioner/property owner for the purchase of a City easement, right-of-way, alley, street, or other public way, for the acquisition of parkland. The policy was adopted in the form of an exhibit to a resolution (Resolution No. 10-06) on April 19, 2010. It was noted that the funds currently restricted for the acquisition of parkland exceeded $400,000.

Due to the fact that several of the City’s existing parks were partially or fully undeveloped at this time (such as, Bellaire Town Square, Paseo Park, and Evelyn’s Park), Mayor Siegel asked City Council to consider expanding the adopted policy to include the ability to use the funds for park development as well as acquisition. It was noted that “development” was defined as new features, equipment, structures, fields, pathways, etc., and did not include
maintenance of any existing features, equipment, structures, fields, pathways, etc. It was also noted that several projects had been planned and were included in the City’s Master Park Plan for Bellaire Town Square and Paseo Park.

COUNCIL MOTION/ACTION:

Councilman Roman F. Reed moved to adopt a resolution of the City Council of the City of Bellaire, Texas, amending Resolution No. 10-06, which established a policy related to the acquisition of parkland, for the purpose of expanding said policy to include the development of parkland. Councilman Corbett Daniel Parker seconded the motion.

Following discussion among members of City Council regarding the request to expand the City’s policy regarding the restriction of funds for the acquisition of parkland to include development of parkland, a vote was taken on the motion which carried on a 4-3 vote as follows:

FOR: Mayor Cindy Siegel, Mayor Pro Tem Phil Nauert, Councilman Roman F. Reed, and Councilwoman Mandy Nathan*

OPPOSED: Councilmen James P. Avioli, Sr., Corbett Daniel Parker, and Andrew Friedberg*

ABSENT: None

{Resolution was subsequently numbered: 11-10}

*Proponents of the request to expand the parkland acquisition policy to include development cited the need for flexibility (such as, the ability to consider a project as soon as it was brought forward to City Council) and a desire to show the City’s commitment to the development of existing parkland. Opposition to the expansion of the parkland acquisition policy to include development was based primarily on the fact that the purpose and projects to be considered for “development” were unknown at this time. Several Council Members felt that a decision to expand the policy or to reallocate a portion of the restricted funds could be made at the time a project/request was brought forward to City Council by, for example, the Parks & Recreation Advisory Board, the Patrons for Bellaire Parks, and/or the Evelyn’s Park Conservancy.

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

Community interest items from the Mayor and City Council included reminders of the following upcoming events: Drug Take-Back Day on October 29, Recycles Fest on November 5, and Friends of the Bellaire City Library Book Sale on November 5; reminder that Los Tios Restaurant would
contribute 20% of sales made on November 1, 2011, to Horn Elementary School; and a congratulations and thank you to the Bellaire Parks & Recreation Department and citizen volunteers for a fantastic Howl-O-Ween Dog Parade.

J. ADJOURNMENT.

COUNCIL MOTION/ACTION:

Councilman Roman F. Reed moved to adjourn the Regular Session of the City Council of the City of Bellaire, Texas, at 9:30 p.m. on Monday, October 17, 2011. Councilman Andrew Friedberg seconded the motion. The motion carried unanimously on a 7-0 vote as follows:

FOR: Mayor Cindy Siegel, Mayor Pro Tem Phil Nauert, Councilmen Roman F. Reed, James P. Avioli, Sr., Corbett Daniel Parker, and Andrew Friedberg, and Councilwoman Mandy Nathan

OPPOSED: None

ABSENT: None

Respectfully submitted,

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

Approved:

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Cynthia Siegel, Mayor
City of Bellaire, Texas