CITY COUNCIL MEETING MINUTES
MONDAY, AUGUST 20, 2012

The City Council of the City of Bellaire, Texas, met in Special Session (Executive Session) on Monday, August 20, 2012, in the Council Chamber and Council Conference Room, both of which were located on the First Floor of City Hall, 7008 South Rice Avenue, Bellaire, Texas 77401, for the following purpose(s):

A. CALL TO ORDER – Mayor Philip L. Nauert.

Mayor Philip L. Nauert called the City Council of the City of Bellaire, Texas, to order at 9:41 p.m. on Monday, August 20, 2012.

B. ANNOUNCEMENT OF A QUORUM – Mayor Philip L. Nauert.

Mayor Philip L. Nauert announced that a quorum of the members of the Bellaire City Council were present consisting of himself, Mayor Pro Tem Amanda B. Nathan and Councilmen Roman F. Reed, James P. Avioli, Sr., Corbett Daniel Parker, Pat B. McLaughlan and Andrew S. Friedberg. Also present were City Manager Bernard M. Satterwhite, Jr., City Attorney Alan P. Petrov, and City Clerk Tracy L. Dutton.*

*City Clerk Tracy L. Dutton did not participate in the closed portion of this Special Session.

C. CONVENE in Executive Session (Closed Session to be held in the Council Conference Room) under the Texas Government Code, Chapter 551, Open Meetings, Section 551.071, Consultation with Attorney; Closed Meeting, and Section 551.072, Deliberation Regarding Real Property; Closed Meeting, to discuss the possibility of a purchase of real property located at 5119 Jessamine Street, Bellaire, Texas, for future use by the City of Bellaire, Texas, and to receive legal advice concerning same.

CITY COUNCIL MAIN MOTION/ACTION:

Councilman Roman F. Reed moved to convene in Executive Session (closed session) under the Texas Government Code, Chapter 551, Open Meetings, Section 551.071, Consultation with Attorney; Closed Meeting, and Section 551.072, Deliberation Regarding Real Property; Closed Meeting, to discuss the possibility of a purchase of real property located at 5119 Jessamine Street, Bellaire, Texas, for future use by the City of Bellaire, Texas, and to receive legal advice concerning same. Councilman Andrew S. Friedberg seconded the motion.
The main motion carried unanimously on a 7-0 vote as follows:

FOR: Mayor Philip L. Nauert, Mayor Pro Tem Amanda B. Nathan and Councilmen Roman F. Reed, James P. Avioli, Sr., Corbett Daniel Parker, Pat B. McLaughlan, and Andrew S. Friedberg

OPPOSED: None

ABSENT: None

The Bellaire City Council, City Attorney Alan P. Petrov, and City Manager Bernard M. Satterwhite, Jr., convened in Executive Session (closed session) in the Council Conference Room located directly behind the Council Chamber at 9:42 p.m. on Monday, August 20, 2012.

D. RECONVENE (Open Session to be held in the Council Chamber) and take action, if any, on item(s) discussed in Executive Session.

The Bellaire City Council reconvened in the Council Chamber (open session) at 10:40 p.m. on Monday, August 20, 2012.

Immediately upon reconvening, a motion was called to adjourn the meeting as follows:

CITY COUNCIL MOTION TO ADJOURN:

Councilman Corbett Daniel Parker moved to adjourn the Special Session (Executive Session) of the City Council of the City of Bellaire, Texas, at 10:40 p.m. on Monday, August 20, 2012.

The motion failed due to the lack of a second.

Mayor Philip L. Nauert advised that the City Council had been in discussion regarding certain matters relative to real property located at 5119 Jessamine Street.

CITY COUNCIL MOTION TO ADJOURN:

Councilman Corbett Daniel Parker moved to adjourn the Special Session (Executive Session) of the City Council of the City of Bellaire, Texas, at 10:41 p.m. on Monday, August 20, 2012.

The motion failed due to the lack of a second.
CITY COUNCIL MOTION TO TAKE NO ACTION:

Councilman Roman F. Reed moved to take no action.

The motion failed due to the lack of a second.

Mayor Philip L. Nauert advised that the City was made aware of a matter of real estate property from an agent that represented the seller. The seller brought a deal to the City, and City Council empowered the City Manager to engage in talks with the seller. A “Right of First Refusal” was executed that indicated that the seller could make available to the City a bona fide offer and the City might or might not exercise its “Right of First Refusal.”

The seller brought an offer of $305,000 to the City, which the City subsequently agreed to. Although this value was in excess of the appraised value, the City agreed to $305,000.

Without having any further information that would change the matter substantially, the City Council apparently were choosing to continue to enforce the City’s Right of First Refusal.

Following Mayor Nauert’s summary, Councilman Corbett Daniel Parker moved to adjourn the Special Session (Executive Session).

E. ADJOURNMENT.

CITY COUNCIL MOTION TO ADJOURN/ACTION:

Councilman Corbett Daniel Parker moved to adjourn the Special Session (Executive Session) of the City Council of the City of Bellaire, Texas, at 10:43 p.m. on Monday, August 20, 2012. Mayor Pro Tem Amanda B. Nathan seconded the motion.

FOR: Mayor Philip L. Nauert, Mayor Pro Tem Amanda B. Nathan and Councilmen Roman F. Reed, James P. Avioli, Sr., Corbett Daniel Parker, Pat B. McLaughlan, and Andrew S. Friedberg

OPPOSED: None
City of Bellaire
City Council

Minutes of Meeting
August 6, 2012

ABSENT: None

Respectfully submitted,

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

Approved:

Philip L. Nauert, Mayor
City of Bellaire, Texas