

# City of Bellaire

**CITY COUNCIL**  
**Monday, June 21, 2021**

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**Council Chamber,  
Council Conference  
Room, and Telephonic**

**Regular Session**

**6:00 PM**

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**FIRST FLOOR OF CITY HALL  
7008 S. RICE AVENUE  
BELLAIRE, TX 77401**

**LOCAL DIAL-IN NUMBER:  
346-248-7799**

**TOLL-FREE DIAL-IN NUMBER:  
1-888-475-4499**

**Meeting ID: 874 2102 1784**

## **Agenda**

### **Mayor**

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Andrew S. Friedberg

### **Mayor Pro Tem**

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Gus E. Pappas

### **Council Member**

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Neil Verma

### **Council Member**

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Catherine Lewis

### **Council Member**

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Nathan Wesely

### **Council Member**

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Michael Fife

### **Council Member**

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Jim Hotze

REGULAR SESSION - 6:00 P.M.

**NOTICE OF POSSIBLE TELEPHONIC PARTICIPATION**

Pursuant to Section 418.016 of the Texas Government Code, on March 16, 2020, the Governor of the State of Texas granted the Office of the Attorney General's request for the temporary suspension of certain provisions of the Texas Open Meetings Act to allow for telephonic or videoconference meetings of governmental bodies that are accessible to the public in an effort to reduce in-person meetings that assemble large groups of people, as a precautionary measure to contain the spread of novel coronavirus COVID-19.

As that temporary suspension remains in effect, notice is hereby given that individual members of the City Council of the City of Bellaire, Texas, may choose to participate in this Regular Session telephonically rather than in person.

Additionally, members of the public will be entitled to participate and address the City Council, either telephonically or in person, at the time for public comment during the Public Hearing and at the time for personal/audience comments in the Regular Meeting. Any person desiring to address the City Council telephonically must submit their request via e-mail to City Clerk Tracy L. Dutton at [tdutton@bellairetx.gov](mailto:tdutton@bellairetx.gov).

The request must be received prior to the posted start time of the meeting, include the speaker's full name and the phone number from which they will be calling in to participate in the meeting, and specify whether the request is to speak in the Public Hearing or in the Regular Meeting or both.

Speakers will be recognized in the order in which their requests are received.

The local dial-in number to participate remotely in the telephonic meeting is 346-248-7799 and the toll-free dial-in number is 1-888-475-4499.

Meeting ID: 874 2102 1784.

Members of the public may view a live broadcast of the meeting by visiting the City's website at <https://bellairetx.civicweb.net/Portal/MeetingInformation.aspx?Org=Cal&id=1098>, U-Verse Channel 99, Comcast Channel 16, and the City's Facebook page at <https://www.facebook.com/bellairetx.gov>.

An electronic copy of the agenda packet for this Regular Session is posted online at <https://bellairetx.civicweb.net/document/31064>.

A recording of the telephonic meeting will be made and will be posted online at <https://bellairetx.civicweb.net/Portal/MeetingInformation.aspx?Org=Cal&id=1098>.

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

- C. **Inspirational Reading and/or Invocation - Catherine Lewis, Council Member.**
- D. **Pledges to the Flags - Catherine Lewis, Council Member.**

**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. Recognition of Proclamations:**

- 1. Issuance of a proclamation by Andrew S. Friedberg, Mayor, proclaiming the month of July 2021 as Parks and Recreation Month in the City of Bellaire, Texas, in recognition of the benefits derived from parks and recreation resources - Requested by Karl Miller, Director of Parks, Recreation, and Facilities.

[Agenda Statement Report - Pdf](#)

- 2. Issuance of a proclamation by Andrew S. Friedberg, Mayor, proclaiming July 17, 2021, as "Lemonade Day" in the City of Bellaire, Texas, and encouraging residents to participate in and support the program, to help Lemonade Day empower today's youth to be tomorrow's entrepreneurs! - Requested by Cheryl Bright, Community Relations Administrator, on behalf of Lemonade Day Houston.

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**I. PUBLIC HEARING (SPECIFIC USE PERMIT FOR CHURCH AND FOR ADDITIONAL CHURCH PARKING)**

- A. **Reading of the Notice of Public Hearing - Tracy L. Dutton, City Clerk.**
- B. **Summary of Public Hearing Procedure - Brant Gary, Interim City Manager.**

**C. Presentation of Proposal:**

Public hearing on an application filed by Bellaire Church of Christ, as required by *Chapter 24, Planning and Zoning, Section 24-605, Application for Specific Use Permit, of the Code of Ordinances of the City of Bellaire, Texas* (City Code), for a specific use permit for the existing church building at 8001 South Rice Avenue, and to construct additional church parking on the northern portion of 8001 South Rice Avenue (formerly 7911 South Rice Avenue), as provided for in *Section 24-532 B. (2) b* of the City Code. The property is located within the R-3 Residential Zoning District - Submitted by ChaVonne Sampson, Director of Development Services.

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**D. Public Comment.**

**Any person desiring to address the City Council telephonically must sign up, prior to the posted start time of the meeting, by e-mail to City Clerk Tracy L. Dutton, tdutton@bellairetx.gov. When signing up, speakers shall provide their full name and the phone number from which they will be calling (for the call moderator to be able to identify them).**

**The Mayor will recognize in-person speakers who have completed an orange speaker form (located at the entrance to the Council Chamber) and submit it to City Clerk Tracy L. Dutton prior to the commencement of the public hearing.**

Each speaker shall have a time limit of up to five (5) minutes, with no extension, and with notice after four (4) minutes that one (1) minute is left. Questions from the public shall be addressed to the Mayor, and the Mayor and members of the City Council may refer such questions to the staff as appropriate.

**E. Questions from the Mayor and City Council.**

**F. Close of the Public Hearing.**

Oral public comment on the subject matter of the public hearing will not be received following the close of the public hearing. The public may submit written comments to the City Council prior to its final deliberation. All written comments must be received in the City Clerk's office by noon on the Thursday preceding the meeting of final deliberation for inclusion in the official record of the proceedings. It is anticipated that final deliberation will occur on Monday, July 19, 2021; therefore, written comments should be submitted by noon on Thursday, July 15, 2021.

*See Rules of Procedure of the City Council of the City of Bellaire, Texas, as of October 10, 2016.*

**G. Adjourn.**

**II. PRE-BUDGET WORKSHOP**

**A. Call to Order - Andrew S. Friedberg, Mayor.**

**B. Announcement of a Quorum - Andrew S. Friedberg, Mayor.**

**C. Presentations:**

1. Presentation of the Police Department Budget Overview for the City of Bellaire, Texas, for the fiscal year commencing on October 1, 2021, and ending on September 30, 2022 - Submitted by Byron Holloway, Police Chief.

[FY 2022 Police Budget Overview - Pdf](#)

2. Presentation of the Development Services Department Budget Overview for the City of Bellaire, Texas, for the fiscal year commencing on October 1, 2021, and ending on September 30, 2022 - Submitted by ChaVonne Sampson, Director of Development Services.

[FY 2022 Development Services Budget Overview - Pdf](#)

**D. General Budget Process Discussion.**

E. Adjourn.

III. REGULAR MEETING

- A. Call to Order - Andrew S. Friedberg, Mayor.
- B. Announcement of a Quorum - Andrew S. Friedberg, Mayor.
- C. Personal/Audience Comments.

Any person desiring to address the City Council telephonically must sign up, prior to the posted start time of the meeting, by e-mail to City Clerk Tracy L. Dutton, [tdutton@bellairetx.gov](mailto:tdutton@bellairetx.gov). When signing up, speakers shall provide their full name and the phone number from which they will be calling (for the call moderator to be able to identify them).

To address the City Council in person, please complete a blue speaker form (located at the entrance to the Council Chamber) and submit it to City Clerk Tracy L. Dutton prior to the time for personal/audience comments.

Each speaker shall have a time limit of up to five (5) minutes, with no extension, and with notice after four (4) minutes that one (1) minute is left. In the event of pressing business before the City Council or matters requiring its immediate attention or action, the City Council may, prior to the opening of audience comments, set a different maximum time limit for each speaker by a vote of four (4) members of the City Council.

The purpose of this item is to allow the residents of Bellaire and other interested persons an opportunity to address the 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: The Texas Open Meetings Act, Texas Government Code, Chapter 551, prohibits the City Council from fully discussing, debating, or considering subjects for which public notice has not been given on the agenda. Issues that cannot be referred to the City Staff for action may be placed on the agenda of a future City Council Session.]*

D. Reports and Presentations:

1. City Manager's Report to provide information concerning City operations and projects, to include: COVID-19 updates, City operations/personnel updates, communication activity, and future Council meeting information - Submitted by Brant Gary, Interim City Manager.  
[Agenda Statement Report - Pdf](#)
2. Quarterly Report from the Evelyn's Park Conservancy Board - Presented by Jerry Wische, President of the Evelyn's Park Conservancy Board.  
[Agenda Statement Report - Pdf](#)

**E. New Business.****1. Consent Agenda.**

Items set out in the consent agenda are considered routine and are recommended for approval by the passage of a single motion, without discussion or debate, that the consent agenda be adopted. Upon request of any member of City Council, items shall be removed from the consent agenda and considered separately.

**a. Approval of Minutes:**

Consideration of and possible action on the adoption of the minutes of the Regular Sessions of the City Council of the City of Bellaire, Texas, held on Monday, April 5, 2021, and Monday, April 19, 2021, and of the Special Session held on Tuesday, April 27, 2021 - Submitted by Tracy L. Dutton, City Clerk.

[City Council - Apr 05 2021 - Minutes](#)

[City Council - Apr 19 2021 - Minutes](#)

[City Council - Apr 27 2021 - Minutes](#)

**b. Adoption of Ordinances and Resolutions:**

- i. Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, temporarily suspending the application of *Chapter 27, Streets, Sidewalks and Public Places, Article V, Public Parks, Section 27-95 Curfew Imposed, Subsection (A)*, of the *Code of Ordinances of the City of Bellaire, Texas*, for the purpose of allowing the Bellaire High School Softball Boosters to host their 19th Annual BBQ Fundraiser in the parking lot of Feld Park, 6406 Avenue B, Bellaire, Texas, from Thursday, September 2, 2021, through Saturday, September 4, 2021 - Submitted by Ryan Smith, Recreation Superintendent, on behalf of the Bellaire High School Softball Boosters.

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- ii. Consideration of and possible action on the adoption of a resolution of the City Council of the City of Bellaire, Texas, designating authorized signatories for contractual and financial documents pertaining to the General Land Office Community Development Block Grant – Disaster Recovery Program (CDBG-DR) contract numbers 19-227-000-B671 and 19-147-002-B490 - Submitted by Bryan Carroll, Assistant Director of Development Services.

[Agenda Statement Report - Pdf](#)

**2. Adoption of Ordinances and Resolutions:**

- a. 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 VII, Boards and Commissions, Section 2-93, Eligibility for membership on boards, Subsection (a)*, of the *Code of Ordinances of the City of Bellaire, Texas*, to include an exception allowing the City Council to waive the voter registration requirement on the basis of citizenship - Submitted by Tracy L. Dutton, City Clerk, on behalf of the City Council.

[Agenda Statement Report - Pdf](#)

- b. Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, appointing three (3) members to the Board of Adjustment of the

City of Bellaire, Texas, for a full term commencing on July 1, 2021, and ending on June 30, 2023 - Submitted by Tracy L. Dutton, City Clerk.

[Agenda Statement Report - Pdf](#)

- c. Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, appointing three (3) members to the Building and Standards Commission of the City of Bellaire, Texas, for a full term commencing on July 1, 2021, and ending on June 30, 2023 - Submitted by Tracy L. Dutton, City Clerk.

[Agenda Statement Report - Pdf](#)

- d. Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, appointing three (3) members to the Culture and Arts Board of the City of Bellaire, Texas, for a full term commencing on July 1, 2021, and ending on June 30, 2023 - Submitted by Tracy L. Dutton, City Clerk.

[Agenda Statement Report - Pdf](#)

- e. Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, appointing four (4) members to the Environmental Sustainability Board of the City of Bellaire, Texas, for a full term commencing on July 1, 2021, and ending on June 30, 2023 - Submitted by Tracy L. Dutton, City Clerk.

[Agenda Statement Report - Pdf](#)

- f. Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, designating two (2) members to serve on the Evelyn's Park Conservancy Board as the City's representatives for a full term commencing on July 1, 2021, and ending on June 30, 2023 - Submitted by Tracy L. Dutton, City Clerk.

[Agenda Statement Report - Pdf](#)

- g. Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, appointing four (4) members to the L.I.F.E. Advisory Board of the City of Bellaire, Texas, for a full term commencing on July 1, 2021, and ending on June 30, 2023 - Submitted by Tracy L. Dutton, City Clerk.

[Agenda Statement Report - Pdf](#)

- h. Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, appointing four (4) members to the Parks and Recreation Advisory Board of the City of Bellaire, Texas, for a full term commencing on July 1, 2021, and ending on June 30, 2023 - Submitted by Tracy L. Dutton, City Clerk.

[Agenda Statement Report - Pdf](#)

- i. Consideration of and possible action on the adoption of an ordinance of the City Council of the City of Bellaire, Texas, appointing three (3) members to the Planning and Zoning Commission of the City of Bellaire, Texas (the "PZC"), for a full term commencing on July 1, 2021, and ending on June 30, 2023, and appointing one (1) member to the PZC to fill a partial, unexpired term commencing on July 1, 2021, and ending on June 30, 2022 - Submitted by Tracy L. Dutton, City Clerk.

[Agenda Statement Report - Pdf](#)

**3. Item for Individual Consideration:**

Consideration of and possible action to change the date of the first Regular Session of the City Council of the City of Bellaire, Texas, in July of 2021 - Submitted by Tracy L. Dutton, City Clerk, on behalf of the City Council.

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**F. Community Interest Items from the Mayor and Council.**

It is the intent of this item to provide members of the City Council the opportunity to make a report about items of community interest, which may include expressions of thanks, congratulations, or condolence; 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 announcements involving an imminent threat to the public health and safety of people in Bellaire that has arisen after the posting of the agenda.

No action may be taken on a reported item of community interest, and no possible action discussed except a proposal to place the subject on the agenda for a subsequent meeting.

*See Texas Government Code, Chapter 551, Open Meetings, Section 551.0415.*

**G. Adjourn.**

**IV. CLOSED MEETING**

**A. Call to Order - Andrew S. Friedberg, Mayor.**

**B. Announcement of a Quorum - Andrew S. Friedberg, Mayor.**

**C. Retire into Closed Meeting in the Council Conference Room:**

Retire into closed meeting pursuant to the *Texas Government Code, Chapter 551, Open Meetings, Section 551.074, Personnel Matters; Closed Meeting*, to deliberate the appointment, employment, evaluation, and duties of the City Manager of the City of Bellaire, Texas.

**D. Reconvene in Open Meeting in the Council Chamber:**

Reconvene in open meeting and take action, if any, on items discussed in the closed meeting.

**E. Adjourn.**