

**Village of Point Venture  
Village Council Meeting  
Monday, October 1, 2001, 7:30 P.M.  
Venture Room at Point Venture  
555 Venture Boulevard S.  
Point Venture, Texas**

**MINUTES**

- A. Call to Order** – Mayor Hickman called the meeting to order at 7:32 P.M.
- B. Roll Call** – Mayor Hickman acknowledged that all Council Members were present: Council Members Edwards, Hestand, Nesheim, Strong and Stuart, and Marshal Solpietro.
- C. Consent Agenda**
- 1. Approval of Minutes – September 4, 2001 Village Council Public Hearing**
  - 2. Approval of Minutes – September 4, 2001 Village Council Meeting**  
A motion was made by Nesheim and seconded by Hestand to approve the minutes from the September 4, 2001 Village Council Public Hearing and Village Council Meeting. A vote was taken and the motion passed, 5 – 0.
- D. Citizen Inquiry** – Anna Saben, 18906 Venture Drive, asked if all of the utility boxes on an individual's property could be painted the same color. Mr. Houser from PEC was in attendance and said he would look into it. Ms. Saben also asked why the water bills seemed to have sky rocketed. Mayor Hickman informed her that service is handled by the WCID. Joe McGarrah, a member of the WCID Board of Directors, was in attendance and informed Ms. Saben that he would look into it for her.

Jean Nipper, 18901 Mariners Point, asked if we could provide the citizens with a table showing the various duties of the different offices within the Village: Village of Point Venture, Point Venture Property Owners Association, Point Venture Townhouses and WCID. Mayor Hickman stated that he would put an information sheet together.

**E. General Business and Action Items:**

**1. Old Business**

- a. Discussion and Possible Action Regarding Animal Control Ordinance** – Nesheim gave a report stating that between September 21 and October 1, 2001, the Animal Control Committee registered 66 dogs, resulting in the Village taking in \$390 in registration fees. He informed the Council that he installed two boxes to hold registration forms for non-resident dog owners, one outside the PVPOA office and one at the courtesy booth. There will be no fee for registering the visiting dogs. Nesheim also informed the Council that he, Stuart and Hank Riemer met with Officer Garrett, the Lago Vista Animal Control Officer. Strong explained that the Village Attorney, Alan Bojorquez, reviewed the Animal Control Ordinance passed at the August Village Council Meeting and suggested several changes that were not of substance to what was in the ordinance, but would clarify some definitions and include some references. A motion was made by Nesheim and seconded by Stuart to pass an ordinance of the Village of Point Venture, Texas, amending Ordinance Number 2001-08-01 which controls the presence of dogs and the health and safety of dogs and other animals; such amendment providing for the following: findings of fact; a purpose; enactment of clarification and further definition; severability; and proper

notice and a meeting. A vote was taken and the motion passed, 5 – 0. (Ordinance number 2001-10-01) Mayor Hickman thanked the committee for their hard work.

**(1) Discussion and Possible Action Regarding Appointing Temporary Animal Control Officer** – Mayor Hickman informed the Council that Council Member Stuart offered to be the temporary Animal Control Officer for the Village. He explained that there could be two issues that might present a problem with the ethics of an elected official holding this type of position. The first issue is the amount of money the person would be paid. In this case, this would be voluntary and Stuart would receive no pay. Second, would the appointment to this position be in the best interest of Point Venture citizens' health, safety and welfare. Discussion by the Council followed. Strong made a motion, seconded by Edwards, to pass a resolution of the Village of Point Venture, Texas creating the position of Village Animal Control Officer and appointing a temporary Animal Control Officer. This resolution appointed Ed Stuart as the temporary Animal Control Officer. A vote was taken and the motion passed, 5 – 0. (Resolution number 2001-10-01(R))

- b. Discussion Regarding Lot Clearing Ordinance** – Mayor Hickman explained that the reason for considering a lot clearing ordinance was to avoid unnecessary cutting down of trees within the Village limits and maintain the beauty of Point Venture. A committee was formed to include Mary Edwards, Jan Nesheim, Jim Strong, Jim Tiona and Ray Burch. The committee would represent the interests of the Village of Point Venture, Point Venture Property Owners Association, the Architectural Control Committee and the park. The committee had researched how other cities were dealing with this issue. They are now investigating how some of the other cities are enforcing their ordinances. Nesheim stated that he reviewed a tree ordinance requiring a property owner to remove a diseased tree from his property. Strong requested that Nesheim present the committee with a copy of this ordinance. Terry thanked the committee for their efforts.
- c. Discussion and Possible Action Regarding November 2001 Election** – Charlotte Banasik, Village Secretary, presented a Certification of Unopposed Candidates to the Village Council stating that all candidates running for office in the November 6, 2001 general election were unopposed. She recommended that the Council declare the candidates elected to office and cancel the election. Edwards made a motion, seconded by Stuart, to approve an ordinance of the Village of Point Venture, Texas declaring unopposed candidates in the November 6, 2001 general Village election elected to office; canceling the election; providing a severability clause; and providing an effective date. A vote was taken and the motion passed, 5 – 0. The following candidates will take office on November 12, 2001: Terry Hickman, Mayor; Don Hestand, Council Member; Ron Hruby, Council Member; Joel Nesheim, Council Member; Jim Strong, Council Member; and Ed Stuart, Council Member. (Ordinance number 2001-10-02)
- d. Discussion and Possible Action Regarding Proposed Change to LCRA Water Management Plan** – Mayor Hickman explained that at the last council meeting, a vote was taken to pass a resolution of the Village of Point Venture, Texas, proposing to the LCRA Board of Directors that the irrigation drawdown procedure be revised in a way that is fair to both Lake Travis and Lake Buchanan. The vote was 2 in favor, 1 opposed, and 2 abstaining. At that time the Mayor thought this represented a tie vote,

and he voted in favor of the resolution. Greg Dvorak pointed out that this was not a tie vote. Mayor Hickman stated that he checked with a Texas Municipal League lawyer and the resolution did pass, even without his vote, so he did send a letter to the LCRA Board of Directors asking for this consideration.

- e. **Discussion and Possible Action Regarding Interlocal with Travis County Sheriff's Department** – Mayor Hickman informed the Council that he received a draft of the Interlocal Cooperation Agreement Between Travis County, Texas, and The Village of Point Venture, Texas. There were two problems with the agreement: 1) in section II. B., no dollar amount was listed for how much the Village would pay for the services provided by the Travis County Sheriff's Office (TCSO); and 2) there was an apparent omission of the letter B in section VII. A. of the agreement (...and subject to paragraphs and C, below, shall...). The next step was to send the draft back to the TCSO, have the corrections made, and sign the agreement. A motion was made by Stuart, seconded by Nesheim, to authorize Mayor Hickman to sign the agreement with TCSO once the corrections were made and showing a dollar amount not to exceed \$33 per hour. A vote was taken and the motion passed, 5 – 0. Mayor Hickman explained that the hourly charge for services by TCSO would only be for calls received from citizens on violations of ordinances passed by the Village.
- f. **Report from Village Marshal** – Marshal Solpietro informed the Council that there had been three recent incidents in the Village: 1) some youngsters were doing donuts in a golf cart on the golf course; 2) a new resident was cutting the tops of trees not on his property so he could have a better view of the lake; and 3) two loads of trash were dumped by a builder within the Village limits.
- g. **Report from Village Treasurer** – Hestand summarized the treasurer's report and the financial report for the Council. He stated that the Village had \$14,409.42 in revenues for the fiscal year and \$7,753.05 in expenditures. The fiscal year ended on September 30, 2001. Hestand explained that the 2000/2001 budget will need to be amended and this should be done at the November Village Council meeting.

## 2. New Business

- a. **Report from Pedernales Electric Cooperative** – (This item was taken out of order.) Mayor Hickman introduced John Houser from Pedernales Electric Cooperative (PEC) and he presented the Mayor with the quarterly franchise fee check in the amount of \$3,845.04, covering June through September. Mr. Houser updated the Council on PEC's latest developments and news. Mr. Houser answered questions and listened to concerns from the Council and citizens.
- b. **Discussion and Possible Action Regarding Property Tax Exemptions** – (This item was discussed during the treasurer's report, item E.1.g.) Hestand informed the Council that he notified the Travis County Tax Office and the Travis County Appraisal District of the \$0.04 per \$100 property valuation tax rate which was approved at the last meeting. He stated that the Council should consider whether we should grant tax exemptions. Hestand mentioned that we are required to grant a veterans disability exemption and that no action is required by us. Mayor Hickman informed the Council that we had passed a budget where exemptions were not taken into consideration and that we passed the lowest tax rate we could to provide for the safety and security of

the citizens of Point Venture and to maintain the roads. He recommended that the Council not pass any exemptions. No one objected.

**c. Mayor's Report:**

- (1) **Update Personal Address to Point Venture** – Mayor Hickman reminded the Council and citizens that it was important that they update their address to read Point Venture instead of Lago Vista or Leander to ensure that the Village receive all the revenue it is entitled to. In some cases, certain businesses would be unable to list Point Venture as the city in the address due to the databases that their systems were tied into, but it was important for us to be insistent.
- (2) **Picnic in the Park - October** – Mayor Hickman reminded everyone of the picnic in the park scheduled for October 20, 2001. Everyone should bring their own lunch. The committee will provide ice cream and there will be games and a moonwalk for the kids. If you have questions or would like to volunteer to help, please contact Jeanne Calvi.
- (3) **Report on Waste Collection Franchise Ordinance** – Nesheim informed the Council that we finally received the signed copies of the franchise ordinance from Longhorn and IESI – Mid Tex.
- (4) **Travis County Sign Shop** – Mayor Hickman informed the Council that he received a price list and draft interlocal from Commissioner Sonleitner's office regarding the purchase of street signs from Travis County. He asked the Council to review the information given to them and this will be an action item on next month's agenda.
- (5) **Friends of the Lago Vista Library** – Mayor Hickman informed the Council that he received a letter from Dan Olson stating that the Lago Vista Library was open to anyone in the Lago Vista school district, which included Point Venture. He encouraged the Council and citizens to visit the library. He stated that there were copies of the letter in the back of the room and encouraged everyone to read the letter and consider giving a donation to the library.

**F. Adjournment** – A motion was made by Hestand and seconded by Stuart to adjourn the meeting. A vote was taken and the motion passed, 5 - 0. Mayor Hickman adjourned the meeting at 8:42 P.M.

PASSED AND APPROVED AT THE VILLAGE COUNCIL MEETING HELD ON November 5, 2001

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Terry Hickman, Mayor  
Village of Point Venture

ATTEST:

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Charlotte Banasik, Village Secretary