

**Village of Point Venture
Village Council Meeting
Monday, March 4, 2002, 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 7:30 P.M.
- B. Roll Call** – Mayor Hickman acknowledged that all Council Members were present: Council Members Hestand, Hrubby, Nesheim, Strong and Stuart.
- C. Consent Agenda**
- 1. Approval of Minutes – February 4, 2002 Village Council Meeting**
 - 2. Approval of Minutes – February 20, 2002 Village Council Work Session**
A motion was made by Hestand and seconded by Strong to approve the minutes from the February 4, 2002 Village Council Meeting and the February 20, 2002 Village Council Work Session. A vote was taken and the motion passed, 5 – 0.
- D. Citizen Inquiry** – Carole Thomas informed the Council that the Welcoming Committee was going very well and that there were a lot of new residents in Point Venture.
- E. General Business and Action Items:**
- 1. Old Business**
 - a. Discussion and Possible Action Regarding Lot Clearing Ordinance/Building Ordinance** – Mayor Hickman stated that there were several areas of agreement that came out of the Council’s work session including job site cleanliness, lot clearing and tree trimming. Responding to a question of whether we could raise the building permit fee to assist with increasing the road fund, the Mayor stated that the current permit fee of \$80, which is the same amount the County charged before our incorporation, has to bear relativity to the cost of building inspections, etc., and not to the impact of builders equipment on the Village streets. Also being considered is blending the Architectural Control Committee (ACC) and their functions into a Building Commission. The Mayor stated that he was a member of the ACC and he checked with the attorneys to see if he would be able to remain on the ACC if they would also serve as the Building Commission. He was told that according to Bill 738 he can serve as long as there are no conflicts and no payments received. Mayor Hickman explained a handout he gave the Council stating that McComis & Company, Inc., the company that performs building inspections in Point Venture, sent us a letter recommending that each city adopt specific codes as listed in their letter. This included the 2000 International Fire Code. (At this time the Mayor took agenda item E.2.a. out of order. See those notes below.) The Mayor continue to list the issues that the Council agreed should be included in the lot clearing and building ordinances: silt fences required during building; time limits for stump and tree trash removal; types of houses, i.e. no manufactured houses, trailers, log cabins, etc. Some concern was shown over the fact that some lots were completely cleared of trees and the house has been built and there are no replacement trees on the property. Strong and Nesheim will go out and look at lots to see what types of situations might arise regarding lot clearing and report back to the Council at the next meeting. Another

concern was that some homes looked finished and there was old cement in the front yard. A lengthy discussion followed regarding lot clearing and reforestation. Greg Dvorak informed the Council that the LCRA was distributing 100,000 trees and that might be a source to consider. Reese Banbury stated that the Council should include in the ordinance the issue of poisoning trees and a fine for that offense. The consensus of the majority was that we should protect the forestation within the Village but try not to infringe on a citizen's personal property, and maintain landscape and architectural harmony. Greg Dvorak asked how all of this would tie into the deed restrictions. The Mayor informed him that the deed restrictions could not be changed and that an ordinance would fill in the gaps of the deed restrictions, follow the International Building Codes and clear up ambiguities. A Village building ordinance could not require less than what is required in the current deed restrictions but it can add to the requirements. Nesheim suggested that the Council have another work session and it was scheduled for Wednesday, March 20th at 7PM.

- b. Discussion and Possible Action Regarding Anti-Littering Ordinance** – The Mayor recommended that the Council consider passing an anti-littering ordinance. Tree pruning and tree trash removal could be included in the ordinance. Strong stated that issue could also be included in the fire code ordinance because leaving the debris on the property could be a fire hazard. Stuart, Hruby and Carole Thomas were appointed as the committee to develop the anti-littering ordinance. Anyone else wanting to volunteer to be on this committee should contact the Village office or Stuart.
- c. Discussion and Possible Action Regarding Valley Hill Drive and Staghorn Drive** – The action on this item is still ongoing. Mayor Hickman reviewed past discussions on this issue by summarizing to the Council that a part of Valley Hill Drive and Staghorn Drive are adjacent to the Point Venture/Waterford property border. Only Valley Hill Drive is currently a road. Mayor Hickman's proposal is to vacate or close the portion of Valley Hill Drive that crosses the border but retain the right of way so emergency vehicles can get through. The property owners on both sides of the section of Valley Hill Drive being considered for abandonment have been contacted. One of the property owners signed a petition for abandonment of that section of Valley Hill Drive. The other property owner met with the Mayor and Strong. He has not signed the petition to date, but is expected to sign in the near future.
- d. Report from Animal Control Officer** - Stuart gave an overview of the two days of training put on by the Texas Department of Health that he attended in San Marcos. He informed the Council that according to state law, the Village should have a local rabies control authority (LRCA) and that should be the animal control officer. (At this time items E.2.c. and E.2.b were taken out of order. See notes below.)

Stuart informed the Council that he met with Dr. Virginia Williams and she volunteered to be the veterinarian for the Village in case of an animal emergency. Stuart publicly thanked Dr. Williams.

- e. Report from Village Treasurer** – Hestand stated that on the cash report, the entries listed as direct deposits from Travis County were for property taxes received, and that the entries from the Texas Comptroller were for sales taxes received. To date, for this fiscal year, the Village has had receipts of \$50,132.48 (which include \$6,656.37 starting balance carried over from last year), expenditures of \$5,861.07, leaving a

balance of \$44,271.41. Hestand explained that we have received most of the property taxes that were due to us. There is currently \$2,549.57 in delinquent property taxes and the Travis County Tax Office was in the process of sending out letters to those citizens.

2. New Business

- a. **Discussion and Possible Action Regarding Fire Code Ordinance** – (This item was taken out of order.) Mayor Hickman recommended that we amend Ordinance #2001-07-01 which adopted the 1994 edition of the Uniform Fire Code. The amendment would adopt the 2000 International Fire Code, which is the code that the Lago Vista Fire Department enforces, and they provide our emergency services. The differences are very minor. The Council agreed to table action on this item to the next meeting so they could review the draft ordinance before acting on it.
- b. **Discussion and Possible Action Regarding Citation Form** – (This item was taken out of order.) Stuart showed the Council a sample of the Official Notice of Ordinance Violation and stated that he would like to get the form printed in carbon sets. There was no phone number on the form so he would make that change/addition. Nesheim made a motion, seconded by Strong, to approve the Official Notice of Ordinance Violation form, with the modification of including the Village telephone number, and for Stuart to get copies printed. A vote was taken and the motion passed, 5 – 0.
- c. **Discussion and Possible Action Regarding Appointment of Local Rabies Control Authority (LRCA)** – Nesheim made a motion, seconded by Hruby, to appoint Stuart the local rabies control authority for the Village of Point Venture giving him the authority as prescribed by state law. A vote was taken and the motion passed, 5 – 0.
- d. **Mayor's Report:**
 - (1) **Southwestern Bell Project Status** – Mayor Hickman informed the Council that Southwestern Bell was still working diligently on updating our system. The system was in far worse condition than anticipated and that was the main reason for the delay.
 - (2) **Municipal Court Status** – Mayor Hickman informed the Council that the first scheduled court date was canceled since no citations were written within the Village. The next court date is scheduled for May 15th.
 - (3) **Road Project Status** – Mayor Hickman informed the Council that the final phase of the Village road project was scheduled for this year, which is earlier than originally planned.
 - (4) **Waste Management Franchise Fee** – Mayor Hickman informed the Council that we received our first franchise fee check from Mid Tex in the amount of \$202.05. We still have not received a check from Longhorn. Nesheim will contact them.
 - (5) **Commissioner Moore Follow-up** – Mayor Hickman told the Council that he attended the opening of the new Travis County Sheriff's Department Office in Lakeway. While there, Commissioner Margaret Moore informed the Mayor that she had talked to the County engineers and road department regarding the portion of Lohman Ford Road that we have requested be straightened due to the dangerous curves and the amount of accidents in that area. She will keep the Mayor apprised of any developments.

(6) Fourth of July – Mayor Hickman informed the Council and citizens that the planning for this year’s Fourth of July celebration in Point Venture has begun. More volunteers are needed to make this celebration a success. Last year’s festivities were a great success and lots of fun was had by all. The Mayor encouraged everyone to participate by assisting with the festivities and by attending.

F. Adjournment – A motion was made by Stuart and seconded by Hruby to adjourn the meeting. A vote was taken and the motion passed, 5 - 0. Mayor Hickman adjourned the meeting at 8:36 P.M.

PASSED AND APPROVED AT THE VILLAGE COUNCIL MEETING HELD ON April 1, 2002

Terry Hickman, Mayor
Village of Point Venture

ATTEST:

Charlotte Banasik, Village Secretary