

**Village of Point Venture
Village Council Meeting
Tuesday, September 3, 2002, 7:30 P.M.
Venture Room at Point Venture
555 Venture Boulevard S.
Point Venture, Texas**

“Draft” MINUTES

- A. Call to Order** – Mayor Hickman called the meeting to order at 7:33 P.M.
- B. Roll Call** – Mayor Hickman acknowledged that all council members were present: Council Members Hruby, Nesheim, Strong, Stuart and Thomas. In addition, Mayor Hickman announced that Alan Bojorquez, the Village attorney, was present.
- C. Consent Agenda**
- 1. Approval of Minutes – August 5, 2002 Public Hearing**
 - 2. Approval of Minutes – August 5, 2002 Village Council Meeting**
- A motion was made by Strong and seconded by Nesheim to approve the minutes from the August 5, 2002 Public Hearing and Village Council meeting. A vote was taken and the motion passed, 5 – 0.
- D. Citizen Inquiry** – No citizen signed up to speak at this time. Mayor Hickman did mention that Point Venture was now on the map, literally. Point Venture is shown on page 98 of the 2003 Rand McNally Road Atlas.
- E. General Business and Action Items:**
- 1. Old Business**
 - a. Discussion and Possible Action Regarding Lot Clearing Ordinance** – Mayor Hickman explained that the lot clearing ordinance that was passed at the July meeting had created a lot of excitement. He stated that he was trying to accomplish four things with this ordinance: require cleanup of tree trash in a timely manner; stop clear cutting of lots; promote reforestation in Point Venture; and confine property owners and builders to their own lots. The ordinance turned out to be more burdensome than intended, which caused a lot of unrest among property owners and builders. Mayor Hickman had received input from council members, the landscape committee, property owners and builders. Four different attorneys looked at the ordinance and the Mayor stated that, as written, it was legal and it was a good ordinance. The Mayor proposed to the Council that they repeal the lot clearing ordinance stating that possibly the ordinance would be rewritten at a future date. Discussion followed. After the discussion, Mr. Bojorquez stated that the Council should be concerned that without an ordinance of this type, FEMA could suspend Point Venture’s eligibility for federal flood insurance. They want to ensure that Point Venture controls flooding and runoff in the Village. Strong made a motion, seconded by Thomas, to pass an ordinance of the Village of Point Venture, Texas, repealing Ordinance #2002-07-01 of the Village of Point Venture which enacted restrictions on the clearing of land and removal or cutting of certain trees. The following is now provided: findings of fact; purpose; repeal; severability; and proper notice and meeting. A vote was taken and the motion passed 5 – 0. (Ordinance number 2002-09-01)

- b. Discussion and Possible Action Regarding Building Ordinance** – Mayor Hickman stated that the building ordinance was not ready to be passed at this time and tabled this item until the next meeting.
- c. Discussion and Possible Action Regarding Traffic Ordinance** – Mayor Hickman stated that we were still working with Travis County regarding stop signs and speed limit signs and tabled this item until the next meeting.
- d. Discussion and Possible Action Regarding Anti-Littering Ordinance** – Mayor Hickman stated that there was a recommendation made to amend the anti-littering ordinance (2002-05-01) to include some items that were in the repealed lot clearing ordinance. Strong informed the Council of the changes made in the draft amended ordinance. Discussion followed. Stuart recommended that we adopt the state's definition of littering which would pick up all the things that the Council wanted. Mr. Bojorquez recommended that we state our definition of litter and that the definition in the draft ordinance presented to them was okay. The amended ordinance would state that litter included trees and shrubs that have been cut or trimmed, including tree stumps protruding above normal ground level and wood waste piles resulting from grinding or chipping. A concern was stated that some people have tree stumps that are used as planters or are part of their landscaping. Mr. Bojorquez stated that the Village would need to exercise reasonableness in enforcing the tree stump portion of the ordinance. A motion was made by Hruby, seconded by Thomas, to adopt an ordinance of the Village of Point Venture, Texas, amending ordinance no. 2002-05-01 which controls the presence and disposal of litter and the health and safety of others; 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 by a vote of 4 in favor and 1 opposed (Stuart). (Ordinance number 2002-09-02)
- e. Discussion and Possible Action Regarding 2002/2003 Village Budget** – Mayor Hickman stated that the 2002/2003 Village Budget had been approved at the August meeting but that we wanted to approve it by ordinance. Hruby made a motion, seconded by Nesheim, to adopt an ordinance by the Village Council of the Village of Point Venture, Texas pursuant to Chapter 102, Vernon's Texas Codes Annotated, Local Government Code, Section 102.003 adoption of budget, whereby the Village Council of the Village of Point Venture, Texas hereby adopts the budget for the fiscal year 2002/2003 as set forth in the attached copy of budget as part of this ordinance. A vote was taken and the motion passed by a vote of 5 – 0. (Ordinance number 2002-09-03)
- f. Report from Animal Control Officer** – Mayor Hickman congratulated Stuart on passing his certification for Animal Control Officer. In addition, the Mayor congratulated Stuart on passing his training with the Fire Department. Stuart gave his report on animal control. He also wanted to inform the audience and the Council that being the Animal Control Officer did not mean that he should be called for pest control. Stuart reiterated that some people still did not understand that you could have your dog unleashed in the park, but once your dog came within 100 feet of people or another dog, you needed to leash the dog. Stuart mentioned that there have been 3 or 4 cancerous deer spotted within Point Venture and to please contact him if you saw one of these deer. In addition, he informed the Council of a case

where someone abandoned two puppies and those puppies were now at PAWS. He also mentioned that people should be aware of and careful of mosquitoes by keeping covered up since the West Nile Virus was now a threat in Texas. He mentioned that our contract with PAWS expires in October and negotiations were in progress to renew that contract. Stuart recognized Nesheim for his assistance with animal control.

- g. Report from Village Treasurer** – Hruby informed the Council that the Village bank account balance was \$60,508, and \$905 of that amount is in the Fire Station #3 Fund, leaving a balance of \$59,603.

2. New Business

- a. Discussion and Possible Action Regarding Proposed Property Tax** – Mayor Hickman informed the Council that last year's property tax of \$0.04 per \$100 valuation of property provided a surplus from last year's budget. The main responsibility of the Village will be to maintain the roads when the POA turns the roads over to us. The Mayor wanted the Village to run with a surplus, and to continue to run with a surplus, to establish a fund for road maintenance. The proposed property tax rate for the 2002/2003 fiscal year will remain the same as last year, \$0.04 per \$100 valuation of property. Strong made a motion, seconded by Nesheim, to adopt an ordinance levying ad valorem taxes for use and support of the municipal government of the Village of Point Venture, Texas for the 2002/2003 fiscal year; and providing when taxes shall become due and when same shall become delinquent if not paid. A vote was taken and the motion passed 5 – 0. (Ordinance number 2002-09-04)
- b. Discussion and Possible Action Regarding November 2002 Election** – Mayor Hickman read an order of election for the Village of Point Venture which stated the following: An election is hereby ordered to be held on Tuesday, November 5, 2002 from 7:00 AM to 7:00 PM for the purpose of electing three Council Members. The polling place will be the Venture Room, 555 Venture Boulevard South, Point Venture, Texas. Early voting by personal appearance will be conducted Monday through Saturday at the Point Venture Village Office, 549 Venture Boulevard South, Point Venture, Texas, between the hours of 9:00 AM and 12:00 PM beginning on October 19, 2002 and ending on November 1, 2002. Applications for ballot by mail shall be mailed to: Charlotte Banasik, 549 Venture Boulevard South, Point Venture, Texas 78645. Applications for ballot by mail must be received no later than the close of business on October 30, 2002. Issued this the 3rd day of September 2002. The Mayor informed the Council that the deadline to apply for candidacy is September 23rd.
- c. Discussion and Possible Action Regarding Formation of a Central Texas Regional Mobility Authority** – Mayor Hickman informed the Council that Commissioner Moore requested that all of the cities that would be affected by extending 183 past 620 pass a resolution stating they were in favor of that. Since residents of Point Venture would be affected by that extension, the Mayor recommended that the Council pass the resolution. Discussion followed. Stuart made a motion, seconded by Hruby, to pass a resolution of the Village Council of the Village of Point Venture, Texas declaring support for the formation of a Central Texas Regional Mobility Authority, requesting support of the Capital Area Metropolitan

Planning Organization, and support of certain changes in the underlying legislation by the Texas Legislature. A vote was taken and the motion passed, 5 – 0. (Resolution number 2002-09-01(R))

- d. Presentation by Lexi Maxwell, Texas Forest Service, on Urban Wildland Interface** – Mayor Hickman introduced Lexi Maxwell from the Texas Forest Service. Ms. Maxwell gave a presentation on urban wildland interface, explaining environmental cycles, fire dangers in Point Venture, and many other issues of importance to the residents of Point Venture.
- e. Presentation by Lexi Maxwell, Texas Forest Service, on Fire Department Assistance** – Ms. Maxwell informed the Council that the Texas Forest Service has assistance programs to aid rural fire departments.
- f. Mayor's Report**
 - (1) Road Project Status** – Mayor Hickman informed the Council that the Summit Ridge area and marina road project would begin in October. Once this project is complete, the POA will turn the responsibility of road maintenance over to the Village.

F. Adjournment – A motion was made by Nesheim and seconded by Thomas to adjourn the meeting. A vote was taken and the motion passed, 5 – 0. Mayor Hickman adjourned the meeting at 9:50 PM.

PASSED AND APPROVED AT THE VILLAGE COUNCIL MEETING HELD ON October 7, 2002

Terry Hickman, Mayor
Village of Point Venture

ATTEST:

Charlotte Banasik, Village Secretary