

**Village of Point Venture
Village Council Meeting
Monday December 1, 2008 @ 6:30 PM
MINUTES**

A. Call to Order. Mayor Shinn called the meeting to order at 6:30 pm.

B. Roll Call. Village Secretary Chance Chatham called roll. Present were: Mayor Shinn, Mayor ProTem Adolph, Treasurer Hruby, Councilman Stuart, Councilman Helton and Councilman Warneke. Absent: NONE.

1. Action on the 2009 Appointment of Officer and Oath of office renewal for Judge Thompson. Judge Thompson has served with the Village of Point Venture for the past five years, and honored to continue the service as Judge. Judge Thompson was sworn in by Mayor Shinn. Judge Thompson offers his home and cell number to the Council for any of the Councilmember's needs. Judge Thompson is the appointed Judge for the Villages FY 2008/2009.

2. Action on the 2009 renewal for Chance Chatham as Court Clerk. Mayor Shinn swears in Court Clerk Chance Chatham for the FY 2008/2009.

3. Action on the 2009 renewal for Michelle Whorton as Assistant Court Clerk. Assistant Court Clerk Michelle Whorton was sworn in by Mayor Shinn for FY 2008/2009.

4. Statement of Appointment of Officer (s) and Oath (s) of Office for Ed Stuart, Ron Hruby and Robert (Bob) Adolph. Newly appointed Council members; Ed Stuart, Ron Hruby and Robert (Bob) Adolph were all sworn in by Mayor Shinn as Council members for the years 2008 – 2010. Mayor Shinn welcomes the Council back for the next two years.

5. Appointment of Mayor ProTem. Mayor Shinn appointed Councilman Bob Adolph to continue as the Mayor ProTem for the year 2008/2009.

C. Consent Agenda: All items under Consent Agenda are considered to be routine by the Village Council and will be enacted on by one motion. If discussion is desired, that item will then be removed from the Consent Agenda and will be considered separately.

1. Approval of the November 3, 2008 minutes. Mayor ProTem Adolph made a motion to approve the November 3, 2008 minutes. Councilman Stuart seconded the motion. All in favor – motion carried minutes approved.

D. Administrative Reports

1. Sheriff's Report. Councilman Helton reported that there was one break in on a boat at the Pier in the month of November. He also reported three moving violations and two non moving violations for the month of November. Councilman Helton reminds the residents that the deer are out more due to the mating season. He suggest drivers be alert of this, especially this time of year. Travis County Officers are patrolling more than before to show the residents that they are in the area to drive safely and be aware of the speed limit and stop signs.

2. Emergency Management Report. Councilman Warneke reported no incidents for the month of November. The next EMC meeting will be held on January 21, 2009 at 6:00 pm in the Venture Room. Future meetings will be scheduled for the third Wednesday every other month. Agenda items for the EMC in 2009 will include identification of the primary and alternate EOC, conducting a mock exercise and training /education for the community. The Texas Colorado River Floodplain Coalition (TCRFC) will be holding its final workshop on the development of the Colorado River hazardous mitigation plan. This coalition effort is pooling the resources of many municipalities to coordinate and develop a single mitigation plan. By participating in this plan the Village of Point Venture is saving approximately \$30,000. in costs associated with developing an independent plan. Mike Leathers has volunteered to represent Point Venture during this final work shop. Councilman Warneke thanked Mike Leathers for his support.

3. Treasurer's Report. Treasurer Hruby reported monies in the bank: Security State Operating Account \$3,861.95, Security State Money Market \$10,016.11, Wachovia Bank \$100.00. In CD's there are \$104,199.98 in Security State bank with a 12 month – 2.8% - road fund, in Security State with a 9 month cd at 2.51% there is \$100,000.00. Total Checking/Savings \$218,178.04. The tax money for the FY 2008 will start depositing in the bank as of December 2008. Treasurer Hruby also stated that in order

to maintain the roads and the right of ways that the Village would have to increase the taxes at least \$0.02 for the next couple of years.

4. Animal Control Report. Councilman Stuart reported eight (8) animal control service incidents for the month of November. Five (5) loose dog calls were serviced. Councilman Stuart attended a Code Enforcement course in Austin in November. He has prepared education notes for residents about Animal Carcasses removal and Poison bite information. Texas Health and Safety Code Chapter 342.021 Local Regulation of Sanitation speaks to the Power of a Municipality concerning carcasses and /or other unwholesome matters. A municipality may require the owner of a dead animal to remove the dead animal to a place designated by the municipality. Additionally, residents may be required to remove offensive or unwholesome substances or matter of any kind that the person is responsible for placing in the municipality. Point Venture asks that should you have an animal carcass on your property that you deal with it immediately by calling Animal Control for assistance. If the carcass is a domestic animal such as dog, cat or birds it is your responsibility to dispose of the animal quickly and properly. Should you experience a bite that you are not sure about regarding the poison possibilities with that bite Councilman Stuart asked that you call 911 for assistance. You may also call Arizona Poison Control Center at 800-362-0101 for information regarding poison bites. So far for the year 2008 there have been 195 dogs registered bringing in an amount of \$1040.00. New dog registration letters for 2009 are to be sent out in December 2008 for registration beginning in January 2009. Councilman Stuart also purchased new equipment and seat cover for the ACO truck.

5. Fire Department Report. Councilman Stuart reported that still 70 to 75% of all call have been EMS. The calls from Point Venture have been medical calls. Councilman Stuart's concern is that there is no means of transportation for those victims needing to be taken to the hospital other than by ambulance. He is hoping that residents will get together to help those who are less fortunate. Another reminder that a Burn Ban is still in effect for the Village of Point Venture.

6. Building Commission Report. Councilman Hruby reported that there were four no fee permits issued and four fee permits issued for the month of November. There were four new ordinance violations. These ordinance violations were for brush piles and clearing of lots. In new construction there were four CO's issued and four new permits issued for homes. For additions and remodels there were four homes approved for building a deck, replacing deck boards and lattice with hardy plank and they were issued no fee permits.

7. Floodplain Administrator's Report. No floodplain report given.

8. Public Works Report. Mayor ProTem reported that the recycling center has been relocated to the WCID facility at Venture drive and Summit Ridge. The overall process has been working out as expected. Viking Construction has completed the list of repairs that he had provided them. The street sweeping will be done for the entire Village during the second week of December. Mayor ProTem is expecting approval from CapMetro for our FY2009 grant project sometime in late December. The approval and the disbursement of the funds is part of their December meeting and he is expecting a check for approximately \$20,000.00 and at that time we would submit a request for the first half of the FY2009 grant money of approximately \$20,000.00.

9. Mayor's Report. There was no Mayor's report.

E. Citizens Inquiry: In accordance with the Open Meetings Act, Council is prohibited from acting on or discussing (other than factual responses to specific questions) any items brought before them that are not on the agenda. Resident Sandy Shinn announced that there would be a New Years Eve party and that everyone is invited. Tickets are \$10.00 and are on sale at the POA office. Sits are limited therefore she suggest that these are purchased early.

F. General Business and Action Items:

G. Old Business

1. Discussion and Possible Action on the WCID / Village Merger. Mayor Shinn first asked that if anyone Council and or Residents had any comments on this item before it was voted on. Resident Mike Leathers read his opinion to the Council and attending residents again asking that the merger take place. Several other residents attending the meeting stood and gave their opinions. These were not for the merger stating that if it is not broke why fix it. Councilman Warneke listened and as it came to his opinion he asked the Mayor to proceed with the vote. The Mayor asked if he had a motion on the table for the merger. Councilman Stuart made a motion to vote for the merger and that Stuart voted in favor of the merger, Councilman Hruby voted in favor of the merger, Mayor ProTem Adolph voted in favor of the merger, Councilman Warneke and Councilman Helton voted against the merger. This item required the

majority vote of four members. Three voted yes – two voted no. Motion was denied – merger was not passed.

2. Discussion and Possible Action on lowering the speed limit in the Village of Point Venture.

Councilman Warneke made a motion to strike the vote on lowering the speed limit from the agenda in favor of placing a new item on the January agenda to specifically address safety on Point Venture roads as it relates to lack of sidewalks, lights and increased pedestrian traffic on the streets.

3. Village Web Site. Councilman Warneke announced that he will come into the Village office in order to get the Village credit card information to pay for the hosting of the Web Site.

4. Discussion Only on Junk Boat Ordinance. There is a deed restriction for this item. Council will continue to rely on the POA to enforce current deed restrictions. This item was tabled and will be reviewed in six months by Council.

5. Discussion and Possible Action on Golf Carts. Some residents of Point Venture have raised concerns on this matter. Several children under age are driving through the Village in Golf Carts. Resident Roy Ables expressed his concerns again feeling that these children are going to get hurt or cause an accident. There is no ordinance for this item. Councilman Helton feels that there are other ways to approach this with out an ordinance. This item is tabled for further discussion.

H. New Business

1. Discussion and Possible amendment to the Building Ordinance/Lot Clearing Ordinance. Mayor ProTem Adolph brought this to the Council's attention. You would think that in order to build on a lot that clearing the lot would be a part of this ordinance he said. Mayor ProTem asked to amend the ordinance to include the lot clearing. Councilman Helton made a motion to approve the amendment, Councilman Warneke seconded the motion. All in favor – motion carried, amendment approved.

2. Discussion on Code Enforcement course taken by Ed Stuart. Councilman Stuart attended a Code Enforcement course the later part of November. He is very excited with this course. He stated that there are a lot of information and learning for this process. Mayor Shinn suggested that in the future we may want to do a work shop and asked that Councilman Stuart prepare a proposal to present to the Council. Councilman Stuart has a three ring binder full of information if any of the Council are interested in reviewing.

I. Adjournment. Councilman Hruby made a motion to adjourn. Mayor ProTem Adolph seconded the motion. All in favor – motion carried, meeting adjourned at 7:56 pm.

RS

Rich Shinn, Mayor Village of Point Venture

ATTEST:

Chance Chatham

Chance Chatham, Village Secretary