

**Village of Point Venture
Village Council Meeting
Monday April 6, 2009 @ 6:30 PM
MINUTES**

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

B. Roll Call. Village Secretary Chatham called roll. Members present were; Mayor Shinn, Mayor ProTem Adolph, Treasurer Hruby, Councilmember's Warneke and Stuart. Members absent were Councilman Helton.

C. Special Reports outside Representatives.

- Roy Montemayor with PEC will be present to provide the Council with updates on the Cooperative's activities in our area as well as answer any question. Mr. Montemayor will also present the Council with Franchise check. PEC representative Roy Montemayor presented the Mayor with a franchise check of \$5639.32. Mr. Montemayor announced that a new facility for PEC has opened in Sewer Junction. Councilman Stuart asked Mr. Montemayor if PEC was offering any rebates for energy efficient appliances for residents, Mr. Montemayor stated that at this time PEC was not offering the rebates however PEC is considering energy audits.

- PVPOA Security Committee Chairman will provide information regarding plans for security enhancements. Kevin Sheffer a POA Board member who is in charge of the Security for Point Venture asked the Mayor and Council to consider a proposal that the POA is looking into. Security guards are now at the guard shack 24/7. There will be cameras installed in several areas to help maintain the protection of the residents in Point Venture. Sheffer also added that the POA is considering a speed hump at the entrance of Point Venture. The purpose of this would not only be to slow down the traffic coming in but to allow the guards an opportunity to stop any one not a resident of Point Venture and issue them a dated pass for the amount of time they will be in the Village. Directions, maps and any questions they may have about Point Venture can also be answered at that time. The speed hump would be approximately 1 ¾ inches high and go across the entrance and another one of the same size across the exit. Councilman Stuart was not at all happy about this suggestion. Stuart feels like this would cause problems for the Emergency vehicles coming in and out of the Village. Sheffer explains that this is something that he wanted to present to the Council for consideration.

-Mayor Shinn requested that Attorney Monte Akers be present at the April Council meeting. Mayor Shinn introduced Monte Akers to the Council. Monte Akers left the present law firm Bovey and Bojorquez in 2006 and has since then opened his own law firm. Bovey and Bojorquez presently represent the Village. Monte Akers worked with TML for approximately eleven (11) years as director. He now represents thirteen (13) cities, and has four (4) attorneys and two (2) Para legals in his office. Mayor Shinn thanked Monte Akers for his time to attend the Council meeting.

D. 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 March 2, 2009 minutes. Mayor ProTem Adolph made a motion to approve the March minutes. Councilman Warneke seconded the motion. All were in favor – motion carried March 2, 2009 minutes approved.

E. Administrative Reports

1. Sheriff's Report. Councilman Helton was absent. Sheriff Flores was present and asked the Council if they wanted to consider more hours for patrol due to the summer months coming. This is something that Mayor Shinn will discuss with Councilman Helton. There was no report.

2. Emergency Management Report. Councilman Warneke reported that he is working with North Shore Fire Department to set up a CPR class here in Point Venture. Councilman Warneke thanked Councilman Stuart and Maria for their help with this. The class is scheduled for April 15, 2009 @ 3:00 pm; the location at this time is still unknown. Councilman Warneke will notify the City when a location is established. This class is not for certification it will be general instructions on what to do in case of an emergency. Mayor Shinn at this time reminded the Council members to limit their reports to a minimum of three (3) minutes.

3. Village Web Site Report. Web site is still in the process of being moved and updated. No report at this time.

4. Treasurer's Report. Treasurer Hruby reported that 62% of the budget has been collected, and on the expense side only 48% spent this is for a six month period. The budget is doing well. Monies in the bank are; Security State Money Market \$75,062.35, Security State Operating Acct. \$22,533.05, Wacovia Bank \$100.00,

Certificates of deposit – Security State (12 mos) @ 2.8% - Road Fund \$104,199.98, Security State (9) @ 2.51% \$100,000.00. Total checking and savings \$301,895.38.

5. Animal Control Report. Councilman Stuart reported 17 (seventeen) animal incidents for the month of March. Two loose pit bulls that were tracked and captured in the park. Investigated two reports on barking dogs, spoke to the owner and achieved measure of success in getting dogs under control. Three deer were buried with the assistance of the WCID employees. There is a conference on Diseases in Nature in Fort Worth, Tx June 2 – 5, 2009 that Councilman Stuart will be attending. This conference yields twenty four (24) CE's for ACO re-certification.

6. Fire Department Report. Councilman Stuart reported there were several EMS calls involving TCSO. Stuart is also working with ISO Consultant on securing a lower ISO rating for Point Venture. The first phase to begin May 21, 2009 the WCID will fund the first phase for this project.

7. Building Commission Report. Four no-fee permits issued for the month of March. There have been no new homes and no violations for the month of March '09. Under construction there are thirteen homes on the list needing final inspections and two were issued Certificates of Occupancy. Additions and Remodels there are ten homes on the list for; building fences, building a pool, new roof and screened in porch, four additions building a stonewall, roof work, black iron fence and painting on one home.

8. Floodplain Administrator's Report. The Village Council voted in a new Floodplain Administrator Marilee Parliee. Marilee was unable to attend April's Council due to prior meetings. There have been no floods for the month of March and no FEMA violations to report.

9. Public Works Report. Mayor ProTem Adolph reported that he is very disappointed with the City's current Engineer River City; he has contacted Viking and will be able after this meeting to give the Council a better update. Mayor ProTem Adolph asked the Mayor and Council to consider allowing the WCID to take over the Public Works. The WCID has the equipment, man power and the space for this function he added. Signs for "Children at Play" have been received and will be placed at two locations, Mayor ProTem Adolph has asked the Council to consider more of these signs to be placed through out the Village because of so many more families moving into the Village. This will be brought back to Council at a later date.

10. Mayor's Report. Mayor Shinn reported that the Village is looking into the ISO rating for Village residents. Our rating is six out of ten at this time and the goal is to have it down at least another point. This could save the residents up to \$70.00 - \$75.00 dollars a year. The WCID agreed to fund the first phase of this project, phase two and three will be presented to the Village Council and the POA Board for their consideration as the project progresses.

F. 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. 1. Harry Filbey spoke to City Council concerning the draught. A month ago Bastrop experienced a really bad fire. This fire destroyed several homes in its path Mr. Filbey felt that this was due to the large amount of cedar trees surrounding those homes. Cedar trees are known to pull approximately two hundred (200) gallons of water from the ground he stated. Mr. Filbey asked the Mayor and Council to consider cutting all the cedar trees down. Mayor Shinn said this is a good topic however he prefers to speak to others before making a recommendation. 2. Susan Edwards spoke to City Council also in regards to the coyotes. Walking the Village she had notice several carouses and has witnessed these coyotes. Her concerns are that several residents walk their dogs, elder's that walk and children that play this is becoming unsafe. She knows where the den is for these coyotes and said that the mother is pregnant. Mrs. Edwards is asking the Mayor and Council to do something to eliminate this problem and she is willing to work with animal control any way needed. Mrs. Edwards brought in handouts that she researched via the internet. This information is available at the City office.

G. General Business and Action Items:

H. Old Business

1. Discussion only on Code Enforcement issues and approaches. Councilman Stuart completed his code enforcement class and is now has his certificate for code enforcement. Councilman Stuart is asking the Mayor and Council to consider the State ordinances verses our City ordinances. Mayor Shinn and Council will review and send to City Attorney for his review. Councilman Stuart will also set with City Attorney and discuss the Villages ordinances. Discussion on legal interpretation on Village Ordinance will be an agenda item next month. Mayor Shinn and Council still feel at this it would not benefit the Village to have a Code Enforcement Officer.

I. New Business

1. Discussion and possible action on PVPOA security item that requires Council approval. As discussed in the beginning of the meeting Kevin Sheffer with the POA Board asked the Mayor and City Council to consider a speed hump at the entrance of Point Venture. Councilman Warneke stated he would like to see more information regarding the specs of this hump. Councilman Warneke will meet with Kevin Sheffer to gather this information. This item was tabled.

2. Discussion and possible action on accepting resignation of Building Commissioner and appointment of Acting Commissioner. Councilman Hruby turned in his resignation as the Building Official. Mayor Shinn asked that the Council make one motion to accept his resignation and appoint Village Secretary Chatham as acting Building Official. Councilman Warneke made a motion to accept the resignation of Councilman Hruby and Village Secretary Chatham as acting Building Official, Mayor ProTem Adolph seconded the motion. All were in favor – motion passed, the resignation of Councilman Hruby was accepted and Village Secretary Chatham is now acting Building Official.

3. Termination of relationship with current Village attorney and replacement. Mayor Shinn asked Council for a motion to terminate the current Village attorney and to be replaced with Monte Akers. The Village Council has been displeased with the work currently being done by the present attorney's office. Councilman Stuart made a motion to terminate this relationship and to hire Monte Akers as the new Village attorney. Mayor ProTem Adolph seconded the motion. All were in favor – motion passed. Monte Akers was voted in as the new Village Attorney effective April 6, 2009.

4. Discussion and possible action on approving extra signs saying "Children Playing". At this time there are two signs being mounted at the corner of Kelly drive and Lakefront and Kelly drive and Venture drive. Mayor ProTem is asking that the Mayor and Council consider more of these signs to be posted for safety. This item was tabled.

J. Executive Session. n/a

K. Adjournment. Mayor ProTem Adolph made a motion to adjourn the meeting. Councilman Stuart seconded the motion. All were in favor – motion passed. The meeting adjourned at 8:16 pm.

Rich Shinn, Mayor Village of Point Venture

ATTEST:

Chance Chatham, Village Secretary