

**Village of Point Venture
Village Council Meeting
Monday June 1, 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 Chance Chatham called roll, members present; Mayor Shinn, Mayor ProTem Adolph, Councilman Warneke, Councilman Helton and Treasurer Hruby. Former Councilman Stuart is also present in the event a quorum is needed.

C. Special Reports outside Representatives. Jaime Mancillas Travis County Traffic Tech III to answer questions regarding the speed limit on Lohmans Ford road and Dink Pearson Park. Jamie Mancillas a representative from Travis County Traffic was introduced by Mayor Shinn. Mr. Mancillas explained to the Mayor and Council that 85% of drivers will usually set the speed limit and 50% are taken out unless there is a good reason to bring down the speed limit. Travis County's research showed that the speed limit at the entrance of Dink Pearson Park needed to be reduced along with a section located approximately 50 feet from the entrance to Point Venture. Travis County feels that the reduction in the speed limit is in the best interest of the community as well as the safety of those in the Park. Travis County has posted the reduced speed limit sign at the entrance of Dink Pearson Park at 20 MPH, and will be installing the speed limit reduction sign at the area 50 feet from the entrance in approximately two weeks. The speed will be reduced from 40 MPH to 30 MPH and 20 MPH as you enter the Park. Councilman Helton will talk to both the Sheriffs for Point Venture and ask if there is a time frame for this reduction to be posted before citations are given.

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 May 4, 2009 minutes. Councilman Warneke made a motion to approve the May 4th, 2009 minutes; Mayor ProTem Adolph seconded the motion. All in favor – motion carried May 4th 2009 minutes were approved.

E. Administrative Reports:

1. Sheriff's Report. Councilman Helton reported six moving violations for the month of May; a jet sky was stolen on Whispering Hollow and one death in the Village. As the summer months approach Councilman Helton reminds residents to watch for children at play.

2. Emergency Management Report. No report. EMC meetings are scheduled the third Wednesday of the month.

3. Village Web Site Report. Councilman Warneke announced that he has completed setting up all the e-mail addresses for the Mayor, Council, Building Commission and the Secretary. One the right hand side of the web page you can click on Current Events for Point Venture. The Village Ordinances are in the process of being updated and entered.

4. Treasurer's Report. Treasurer Hruby reported monies in the bank. Security State Bank operating account \$27,295.24, Security State Money Market \$177,047.89, Wachovia Bank \$100.00, Certificates of Deposit @ Security State with a 2.8% interest \$104,199.98. The Village Council has voted on and approved to open a new account with TexPool this account will earn more percentage than Security State certificate of deposit with no with drawl fee. This account will be opened and money transferred in July 2009.

5. Animal Control Report. ACO Ed Stuart reported twenty one (21) incidents for the month of May. A bee hive issue was addressed at Lakefront. Owners are encouraged to environmentally handle bee issues by calling Bee Keeper at 512-601-2022. ACO assisted the POA in trapping and the removal of raccoon. Three animals buried for May. ACO Ed Stuart will be attending a DIN Conference June 2nd through the 5th all animal control concerns should be forwarded to WCID Operations Manager Richard Welcher. Pet poison helpline number was also given by ACO the number to call for questions or concerns is; 1-800-213-6680.

6. Fire Department Report. Ed Stuart reported the Fire Commission meets June 9th @ 6:00 pm; these meetings are on the second Tuesday of each month. There was a car fire reported at Dink Pearson Park. Four medical calls for the month of May, one of those calls required the use of Star Flight. MDA "fill the boot" was performed at 1431 and Lohmans intersection in May. Ed Stuart posted a health alert at the Pool. Cryptosporidium can be serious and even fatal if a person's immune system is weakened Stuart said. Stuart is also asking for more volunteers for the Fire Department.

7. Building Commission Report. There were two new homes in the month of May, no new ordinance violations. There are four additions for May these additions are; stonewall being built, roof work, black iron fence and painting of a home. No other activities to report.

8. Floodplain Administrator's Report. Mayor Shinn reported a change in our Flood Management. The Village of Point Venture had recently signed an agreement with Jonestown FEMA rep Marilee Pflaenke. Due to the amount of time that Point Venture will need Marilee is unable to be in both places. Mayor Shinn and Marilee agreed to cancel the agreement. Point Venture now has an agreement with ATS for all FEMA inspections.

9. Public Works Report. Mayor ProTem reported that he is not satisfied with River City Engineer and would like to change to Haynie Consulting. He would like to make this change as soon as possible he told the Council, River City has not responded to his phone calls or e-mails. The pricing from both River City and Haynie are comparable. Viking Construction has made all the required repairs on Champion Circle North, Augusta, Lakeland Circle, Deckhouse and Cedar. There was a complaint from a resident on Mast Head Circle in reference to drainage of the right of way. Mayor Shinn, Courtney Waters and Mayor ProTem reviewed the area and decided to have Haynie Consulting come out and develop a plan to correct the problem. The Village of Point Venture should be receiving the 20 thousand dollars from CapMetro in the next thirty (30) days. This is the first half of the FY 2009 grant. An interlocal agreement will be drafted and reviewed by Council and the WCID within the next month.

10. Mayor's Report. Mayor Shinn reported that the ISO's first phase was completed May 22, 2009. This is the first of three stages that will take place over the next couple of years. Point Venture at this time is rated at a 6. this can be reduced and could save property owners an estimated amount of 40 thousand dollars a year for each point that the rating comes down. The WCID agreed to finance and begin phase one, The Village and the POA have agreed to divide the amount due for phase 2 and 3 when the time is here. Mayor Shinn also announced the resignation of Councilman Ed Stuart. Mayor Shinn presented Stuart with a plaque for all the years and service that Stuart has given to not only the Council but to the Village as a whole. Stuart will continue to be on stand by as a councilman as needed for a quorum until the vacant position is filled. The Mayor, Council and residents present applauded Stuart as he accepted his plaque.

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. Resident Roy Ables asked the Council to set up e-mail addresses of all the residents so that the community could be sent monthly e-mails such as the agendas and the minutes. Mr. Ables also asked Councilman Helton to put the Sheriff's reports on the web site for the residents to view. The e-mail addresses were set up, Secretary Chatham informed Mr. Ables that a test e-mail had been sent out but was unable to hide other e-mail addresses. These e-mails will be set up in a different account and a new test e-mail will be sent out this week. Councilman Helton told Mr. Ables that he is still working on sending the Sheriffs report's to the web site for viewing.

G. General Business and Action Items:

H. Old Business

1. Discussion and possible action on the request from PVPOA for a speed hump at the gate entrance. This item was tabled.

2. Discussion and possible action on the appointments of Building Official and Assistant Building Official. Mayor Shinn has asked for a BIO for Chad Christianson who is a WCID employee as well as a voluntary Fireman. This item was tabled.

3. Discussion and possible action on the amended lot clearing ordinance to allow residents to remove cedar trees with out a permit. Harry Filbey a POA Board member last month spoke to the Mayor and Council and requested that an ordinance be drafted or amended for the removal of cedar trees. Council agreed that this would be in the best interest of the community. The Village's lot clearing ordinance was sent to the Village Attorney's office for review. The lot clearing ordinance was drafted and sent to Council. The Village Attorney suggested that this ordinance over ride the original ordinance. The changes made were under the section for "Protected trees". Cedar trees were made an exception in order that residents are able to cut them down as well as guide lines for any work done in the flood plain. Mayor ProTem Adolph made a motion to approve the ordinance as a replacement to the old Lot Clearing Ordinance. Councilman Helton seconded them motion. All in favor – motion passed. The new Lot Clearing Ordinance #2009-06-01 is a replacement ordinance for Ordinance # 2007-02-02.

4. Discussion on the signage strategy in Point Venture. Councilman Warneke would like to insure that Point Venture can have an ordinance or guide lines for use and to vote on in next months meeting. This item was tabled.

5. Discussion only on Junk Boat Ordinance. Councilman Hruby had brought this to Council several months ago and was asked to let the POA look into this because it is considered a deed violation. This was not taken care of by the POA therefore Councilman Hruby is asking for an ordinance to be drawn up for junk boats. A Point Venture resident spoke out asking for an ordinance for all junk to be looked into cleaning out of Point Venture. Another resident asked the Mayor to consider a viewing of the ordinances before they were approved. The Council had a brief discussion indicating that having first and second readings before final vote on a proposed ordinance might be a good policy, it was also noted that other City Councils have that policy. Mayor Shinn agreed and will have this item on next months agenda for discussion. Councilman Warneke made recommendations on this item months ago and has asked Councilman Hruby to consider them. This item was tabled and will be discussed in July's Council meeting.

I. New Business

1. Discussion and Approval of Agreement with Point Venture Citizen regarding dog bite situation. Mayor Shinn signed an agreement with residents here in Point Venture in regards to a dog bite situation. ACO Ed Stuart made several attempts to have this dog registered and requested shot records. The dog was finally impounded after biting ACO Ed Stuart. The residents had to pay the impound fee along with updating the dogs shots. The residents agreed to do this if the Village would sign an agreement stating that there would be no law suit. The Village Attorney reviewed the settlement and agreed that it would be a good idea. The Village agreed and signed the agreement. If this happens again the dog could be considered a dangerous animal and the Village would be in a position to take the matter to Court.

2. Acceptance of Councilman Ed Stuart's resignation. Ed Stuart has been on the Council for the Village of Point Venture since 2000. Ed Stuart during this time has served not only on the council he is also a Volunteer Fireman and the Animal Control Official. His main passion is with the ACO. Ed Stuart will continue his duties as the animal control officer and volunteer fireman. Mayor Shinn thanked Ed Stuart for all the time and service for not only the council but for the community as a whole. Ed Stuart received a plaque in recognition of his time and service as the Mayor, Council and the many residents present applauded him. Stuart will remain on call for Council in the event that there is a quorum needed until the position is filled.

3. Discussion and possible action on Investment Policy and Resolution approving same regarding Investment Strategies and the appointment of Investment Officers. Council approved in May's meeting to do a transfer of funds into a TexPool account. The investment policy and an investment officer (s) is a requirement of TexPool. Mayor ProTem Adolph made a motion to approve the investment policy and the appointment of investment officers Councilman Ron Hruby which is the treasurer for Council and office staff member Michelle Whorton Councilman Helton seconded the motion. All in favor – yes motion passed.

J. Executive Session - Council adjourned to Executive Session at 7:38 pm.

1. Adjourn to Executive Session as authorized by Texas Government Code Section 5551.074 Personnel Matters for discussion only regarding the appointment of a Council member to fill the vacancy created by the resignation of Ed Stuart. Council returned from Executive Session at 8:34. No action was taken. Council meeting reopened at 8:34 pm.

K. Adjournment. Mayor ProTem Adolph made a motion to adjourn. Councilman Warneke seconded the motion. All in favor – yes meeting adjourned at 8:36 pm

Rich Shinn, Mayor Village of Point Venture

ATTEST:

Chance Chatham, Village Secretary