

**Village of Point Venture  
Village Council Meeting  
Monday November 2, 2009 @ 6:30 PM  
Venture Room at Point Venture  
555 Venture Blvd. S.  
Point Venture, Texas**

**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; Mayor Shinn, Mayor ProTem Adolph, Treasurer Hruby, Councilman Warneke, Councilman Helton and Councilman Sutton. Members absent; none.

**C. Special Reports outside Representatives. Representative from CapMetro to discuss the on going plans for the Small Cities.** Andrea Lofye, Vice President/Chief of Staff for CapMetro was present to answer any questions the Mayor, Council and residents. Also present was, Ted Parson with CapMetro and Leander's Mayor Cowman. Mayor Cowman represents small towns such as; Village of Point Venture, Lago Vista, Jonestown, Volenta and Leander. A presentation was given by Ms. Lofye. A copy of this presentation can be obtained in The Village office. CapMetro offers an estimated 400 buses, 12 park and ride areas, ride share and car program plans as well as offering service for handicap accessibility. CapMetro's goal is to also have the Rail System running in the first quarter of year 2010. This service will be available for week day travel with normal business hours. After the first year they are working on opening the Rail for week end events. Mayor Shinn asked CapMetro about the grant money that The Village of Point Venture depends on for their road work. Ms. Lofye told Mayor Shinn that the budget for CapMetro has been approved and that Point Venture is budgeted to receive \$29,000.00 for the year 2010.

**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 October 5, 2009 regular meeting minutes.** Mayor ProTem Adolph made a motion to approve the October 5, 2009 regular minutes. Councilman Warneke seconded the motion. Councilman Helton was absent on October 5<sup>th</sup> and abstained. Minutes were approved.

**E. Administrative Reports**

**1. Sheriff's Report.** Councilman Helton reported an increase in construction theft as well as grinder pumps. This is happening not only in The Village, he reported but also in the Waterford subdivision. There were no citations issued for the month of September.

**2. Emergency Management Report.** No report.

**3. Treasurer's Report.** Monies reported in the banks are; Security State Money Market \$162,437.49 from this account there will be a transfer of \$125,000.00 to TexPool, Security State Operating account \$37,235.43, Wachovia Bank \$100.00, Certificates of Deposit 12 months at a 2.8% interest \$104,199.98.

**4. Animal Control Report.** ACO Ed Stuart reported a buck being shot with a hunting arrow. Game Warden Thereon is investigating this incident as a possible poaching. A resident's leashed dog mauled a loose dog near Summit Ridge area, no charges were filed. Two dogs reported as missing were found and returned to their owners. ACO officer was on vacation most of October, WCID's Operation Manager Richard Welcher was in charge. During the month of October the WCID employees buried four deer. Residents are asked to contact animal extractor if a skunk is found in the home. This information will also be on the Village Web Site. West Nile fever report from Texas Health Department shows cases on the rise in Region 7 and State. WN illnesses reported in Texas for 2009 are at 98 with 7 of these fatal. WN illnesses reported for year 2008 were 56 with 1 fatal. ACO Ed Stuart also reported that he has had no success in recruiting a ACO deputy.

**5. Fire Department Report.** On November 5, 2009 at noon Mike Pietsch will be coming into Point Venture for the final ISO inspection. The inspections have been reported very well and Stuart feels that the Village will qualify for a reduction in insurance. Seventy percent EMS calls for the month of October. The reverse 911 calls to include cell phones was in today's Austin American Statesman's, this will also be included on the Village Web Site.

**6. Building Commission Report.** There were four new permits issued for the month of October. No ordinance violations to report. There is one new home for the month of October. FEMA additions and remodels there are twenty one townhomes and home that are being remodel, additions, replacing siding, moving equipment and adding step into the lake.

**7. Floodplain Administrator's Report.** A FEMA policies and procedures was sent to the Townhome office and to the Board President. This will help explain some of the confusion on the procedures and permit fees that are now required if the property is located in the flood plain area. This information will also be posted on the Village Web Site. Asst. Village Secretary Whorton and Asst. Building Official Uptdale will be out of the office and attending a FEMA course the week of November 30<sup>th</sup> through December 4<sup>th</sup>. This course will prepare both for the required education on floodplain management. No floods to report for the month of October.

**8. Public Works Report.** Mayor ProTem Adolph reported that he, Courtney Waters and Tim Haney completed a review of all the roads in Point Venture except the roads that were part of the 2007 road project. For the December council meeting Adolph will have available an updated road condition inventory and a revised Project Plan for 2010. Also during the meeting with Engineer Tim Haney Mayor ProTem reported that the Village needs to make sure that there is sufficient drainage along our right of ways so that the water does not lay there. Improving the drainage will have a favorable impact on the road surfaces. Future proposed road re-surfacing will be based on need and that will mean getting away from doing a section at a time as we did with the first project. Mayor ProTem announced that he will be having lunch brought in for all the WCID employees to thank them for the excellent job they did on crack sealing and also for all the other work they do for the Village and our residents. The crack sealing project is about 80% completed at this time. Having the WCID employees doing this work has saved the Village about \$8000.00. Mayor ProTem Adolph will announce later the day and time for lunch.

**9. Mayor's Report.** Mayor Shinn felt for all the hard work and attention to Village that there should be an appreciation day set up for the Volunteer Firemen and EMT. A Proclamation for November 22, 2009 declaring this date appreciation day for these volunteers was signed by Mayor Shinn. There will be a BBQ lunch scheduled for November 22, 2009 at noon in the Club room. Mayor Shinn would like to extend an invitation to all the Volunteers and their families along with the Village Council, WCID and the POA Board members and their spouses. (The date of November 22, 2009 has been subsequently changed to December 13, 2009 at noon in the Club room).

**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.** NONE

**G. General Business and Action Items:**

**H. Old Business**

**1. Discussion only on Council Code of Conduct.** At this time this item is tabled.

**I. New Business**

**1. Discussion and Possible approval of Audit for FY 2007/2008.** The Village Audit report was reported as favorable. Councilman Helton made a motion to approve the FY 2007/2008 audit. Mayor ProTem Adolph seconded the motion. All were in favor – motion to approve FY 2007/2008 audit was approved.

**2. Discussion and possible action on Building Process.** These items were brought to council per Mayor ProTem Adolph. As the Village's Engineer Tim Haney reported to Adolph prior to the Council meeting that a drainage plan should be required before a CO is issued. This would help eliminate any problems pertaining to water holding on a lot and or prevent improper road drainage. Adolph also presented to the Council that there be grass or some type of landscaping done prior to a CO being issued. His concerns are that some of these new homes may remain vacant for a while and these causing problems if there is nothing in the yard to prevent run off. Residents asked that this requirement be worded in such a manner that will allow them to have landscaping and or rock laid in the yard. Jim Hawkins POA Board President also asked the Council to research impervious coverage for the Village. Treasurer Hruby made a motion to approve both the drainage plan and stabilizing the yard prior to a CO being issued. Mayor ProTem Adolph seconded the motion. All were in favor – motion carried. Both a drainage plan prior to a CO being issued and some type of stabilizing of the yard being presented were approved.

**a. Drainage Plan prior to construction. PASSED**

**b. Grass to be planted prior to a CO being issued. PASSED**

**3. FEMA Policy guidelines and possible approval of fee on no fee permits.** There have been several questions on the FEMA policy and fee schedules. The Village office put together a policy and fee schedule for those that are unfamiliar with this process. This fee and policy paper work was also sent to the Town Home office and Board President, as well as posted on the Village Web site. There will be a \$25.00 admin fee charged on all work that is to be done within the flood plain area with the exception of anything that is approved by the ACC committee and is not required to come before the Building Official. A \$500.00 permit fee will be charged to the builder or owner for any new construction within in the floodplain area. Once all inspections are completed any money not used will be refunded from the \$500.00, however if the inspection amounts are over the amount they then will be the responsibility of the builder/owner to pay. There is a \$125.00 permit fee that will be charged for any minor remodeling done in the floodplain area. These fees and policy information can be obtained by clicking onto the Village Web Site under Building Commission.

**4. Discussion and Possible approval on FEMA amended ordinance.** This ordinance was approved by Council in June 2009. The amended ordinance replaces any and all other FEMA ordinance that the Village may have. The corrections in the ordinance was for the definition "Floodways" be removed due to the fact that this does not comply with the Village as the Village does not have floodways. Councilman Helton made a motion to approve the amended FEMA ordinance, Treasurer Hruby seconded the motion. Mayor ProTem Adolph abstained. Motion carried, Amended FEMA ordinance was approved and passed.

**5. Discussion and Possible approval on Resolution for Energy Efficiency & Conservation Block Grant.** Mayor ProTem Adolph made a motion to approve the Resolution for Energy Efficiency & Conservation Block Grant, Councilman Sutton seconded the motion. Councilman Warneke abstained, motion carried Resolution was approved.

**6. Discussion only on Parking with in the Village.** There are deed restrictions regarding parking with in the Village. This item will require more research. Item was tabled.

**J. Executive Session.** NONE

**K. Adjournment.** Mayor ProTem made a motion to adjourn the meeting, Councilman Helton seconded the motion. All were in favor, meeting adjourned at 8:36 pm.

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Rich Shinn, Mayor Village of Point Venture

**ATTEST:**

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Chance Chatham, Village Secretary