



**Village of Point Venture
Village Council Meeting
July 17, 2019
@ 6:30 PM
555 Venture Blvd. S.
Point Venture, Texas**

*"Partnership with the community.
Foster community pride. Preserve
and enhance the natural beauty of
our environment"*

AGENDA

In Point Venture, Travis County, Texas, commencing on July 17, 2019 @ 6:30 p.m.
To consider and act upon any lawful subject, which may come before it, including among others, the following:

A. Items Opening Meeting

1. Call to order
2. Pledge
3. Roll Call
4. Consent Agenda
 - a. Approve Village Council Meeting Minutes June 19, 2019.
 - b. Approve Village Council Meeting Minutes June 26, 2019.

B. Citizen Communications

C. General Business and Action Items

1. Mayor's Report
2. Old Business
3. New Business
 - a. Discuss the ACC application process and requirements.
 - b. Discuss the design and construction standards of outbuildings.
 - c. Discuss the duties and authority of county sheriffs and deputies.
 - d. Discuss the renewal of contract with Regroup and alternatives.
 - e. Discuss Waste Connections billing system for village.
 - f. Discuss short-term rentals and noise ordinances.
 - g. Discuss the water drainage situation on Summit Drive and Buckhorn Drive.

D. Council Reports

1. **Treasurer Report**
2. **Building Department**
3. **Code Enforcement**
4. **Animal Control**
5. **Village Services**
6. **Public Works**
7. **Emergency Services**
8. **Travis County Sheriff's Report**

E. Announcements / Closing Comments

F. Adjournment

Eric Love, Mayor – Village of Point

***The Village of Point Venture Council Meetings will follow Open Meeting Rules. Be advised that a quorum of the Travis County WCID Board of Directors may be present at these meetings.**

**Village of Point Venture
Village Council Meeting
June 19, 2019 at 6:30 PM
555 Venture Blvd. S.
Point Venture, Texas**

*"Partnership with the community. Foster community pride.
Preserve and enhance the natural beauty of our environment"*

Minutes

**In Point Venture, Travis County, Texas, commencing on June 19, 2019 @ 6:30 p.m.
To consider and act upon any lawful subject, which may come before it, including among others, the
following:**

A. Items Opening Meeting

1. **Call to order** Mayor Love called the meeting to order at 6:30 p.m.
2. **Pledge** Mayor Love led the Pledge of Allegiance.
3. **Roll Call** Village Secretary Janice Huling called roll. Present were Mayor Love, Mayor Pro Tem Lance Clinton, Councilmember Dan Olson, Councilmember Stephen Perschler. Absent: Councilmember Don Conyer. A quorum was present.
4. **Consent Agenda**
All items under Consent Agenda are considered routine by the Village Council and will be enacted on by one motion. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.
 - a. Approve Village Council Meeting Minutes May 15, 2019.
 - b. Approve the FY18 Audit.

Councilmember Perschler made a motion to approve consent agenda. Councilmember Olson seconded the motion. All approved. Motion carried.

- B. Citizen Communications:** Not for items listed on this agenda. No deliberations with Council. Council may respond with factual information. There is a three (3) minute time limit on any communication.

Carol Bubak said she signed up to talk about short term rentals, but the real issue to her was code enforcement for homeowners. She talked of noise complaint and needing to call the sheriff on a homeowner for the second time. She said if we are going to limit STR that we should first enforce the codes for everybody. She also stated that rules for STR should be base on the number of beds and she was speaking from personal family experience. More beds, more problems occur. She felt we should be working towards better code enforcement. The Mayor stated that the Townhome Council would be discussing STR at their meeting on Saturday. She said that she was not having problems with STR, but with homeowners. Janice Huling stated that the village is moving forward with the code enforcement process with doorknob violation hangers and will begin to give fines to violators. Councilmember Olson brought up a nuisance ordinance to enforce correct behavior in the village, regardless of the kind of home or townhome, owner or renter. Councilmember Clinton asked Sergeant Greg Lawson if calling 911 was the correct procedure for noise control. He agreed that calling 911 was the best idea to avoid problems that occur when someone confronts their neighbor directly late at night.

C. General Business and Action Items

1. Mayor's Report
 - a. Resignation from Councilmember Christopher
The Mayor said that due to an elevated work life, Royce Christopher delivered a resignation to the village offices according to the Texas Election Code. According to this code, several options exit to address his resignation. The council can accept his resignation and he will continue to perform the duties of office, or the council can accept his resignation and then fill his seat with a new member until the election in November. The Mayor asked council if they wanted to accept his resignation and all approved. Councilmember Olson wanted to go on the record to say that he honored his words and resignation. He was saddened, but he understands that Royce Christopher was promoted to a position of greater responsibility with his employer, with more travel. He said as Royce was a caring dad and good family man, he understood and felt it was

the village's loss as he was a terrific councilmember, who stepped up to the position when no one else did. He knows that Royce Christopher will continue to serve the community. The Mayor agreed.

b. The duties of the Mayor

The Mayor said that according to the Texas Constitution and Statutes Sec 22.042, a mayor has four areas of responsibility.

- o Serve as the Chief Executive Officer
- o Actively ensure that the laws and ordinances are properly carried out
- o Inspect the conduct of each subordinate municipal officer
- o Relay any information to the city council

The Mayor plans to focus on People Over Policy

- a. I will always maintain or enhance resident's self esteem
- b. I will always listen and respond with empathy
- c. I will always ask the residents to probe for understanding
- d. I will ask for our residents for ideas to solve concerns or situations that confront them

He apologized for the perception if anyone believed that he had acted in an overly aggressive way.

He said that his Prior Military, Officiating sports and Private Aviation demands had trained him to act now and get things done. He said, "While many run from the sound of Danger – I thrive on it. Due to the unfortunate circumstances of having our meetings only once a month and w/special meetings very difficult to schedule, I have at times, assumed the council is on the same page as I am and my wish to resolve village issues can get ahead of the ideal democratic process. Not defining what the phrase means in what specific required decisions and improved performance activities make PV great. Developing a working plan to meld the diverse organizations in this village, (POA, WCID, ACC, Townhouse, Lions Club etc.). Remembering many residents serve on multiple boards simultaneously or have served in leadership positions on many of the organizations previously. It is unfortunate that many of us and in particularly me, didn't realize the difficulty of melding the various PV organizations to work as a very efficient and effective decision-making team. There are plenty of good things happening every day in the village, but I am impatient to do even more to ensure enhanced public safety, respect and improvements to the value of our homes. I will seek to honor the phrase, "patience is a virtue, possess if you can". I know governing can be difficult in any public or private organization. I also know men and women who serve are not paid and often not well thought of for making decisions or for not making decisions. My role is to guide, facilitate, and provide information which supports legal and responsible council decisions, in the best interests off all residents. Many individuals, while often exhibiting a nod for agreement or affirmation are NOT in agreement. They do this to "Go along to Get along" to avoid heated discussions, outright arguing, or just to please. Please know as Mayor, that it is very acceptable to share your doubts concerns or disagreement. I will not be offended! As I said from the outset as Mayor, I believe in transparency." He introduced "Monday with the Mayor" where he will sit down with anyone in Point Venture for coffee, a meal, or cocktails.

2. Old Business

a. **Discuss and take action on Road Maintenance Plan in preparation for 2020 Budgeting**

Councilmember Perschler proposed to recalibrate the Road Maintenance Plan with revised engineering plans for the approximate cost of \$2300, involving 12 hours of work. The goal is action taken in the next 18 months to two years.

Councilmember Olson motioned to approve. Mayor Pro Tem seconded the motion. All approved. Motion carried.

b. **Discuss and take action regarding 2017 Road Plan.**

Mayor Love and council combined a. and b. See above.

c. **Discuss and take action on Village employee Retirement Plan**

Councilmember Perschler made a motion to approve the employee retirement plan with 3% contribution, retroactively from date of hire. Mayor Pro Tem seconded the motion. All approved. Motion carried.

3. New Business

a. **Discuss and take possible action with PV-ACC**

The Mayor stated there was nothing to take action on at this time as the ACC has refused to meet with the Mayor to discuss how to better serve the community. He has met with every other entity in the village including the sheriff's department, the fire department, former mayors, former mayor pro tems, the POA, the WCID and more. He requested the meeting as a follow up after his meeting with the local builders, where they suggested he meet with the ACC to streamline the process with digital submissions. It will be business as usual until ACC decides to accept his invitation.

b. **Discuss options and take possible action from the Mayor's CCC Committee**

Mayor Pro Tem discussed the CCC being open today from 2-4 with no advertising to see results and Janice Huling stated that 12 residents used the CCC today with 3-4 making several trips. Councilmember Conyer stated that the opening should be emailed to residents and posted on Nextdoor. Mayor Pro Tem suggested a sign at entrance of Point Venture. Councilmember Perschler was disappointed to hear of several reports of residents leaving stuff in front of the gate of the CCC or in the parking lot of the WCID. Councilmember Olson suggested moving the cans from the parking lot to side gate of the CCC. Mayor Pro Tem read Donnie Keen's report, included

with Roy Ables' email. Roy Ables stated the Mayor's CCC Committee had met twice thus far. Mayor Pro Tem thanked both Roy Ables and Donnie Keen for their work.

c. Discuss and take possible action concerning 4th of July Parade..

The Mayor discussed that the Lions Club had invited the council to lead the parade and he asked who would be attending, and what type of vehicle to drive. Necklaces were provided from the Lions Club to toss out to crowd and Mayor Pro Tem suggested candy as well.

d. Discuss and take possible action on job description and pay scale for part-time on-call Animal Control Officer.

The Mayor brought up the need for back up with Chad Chistianson away at training this week and the number of call received for ACO services. Mayor Pro Tem Clinton suggested an executive session after the budget meeting to discuss employment issues. Mayor Love combined New Business items d. & e. and added to the budget meeting next week. Mayor Pro Tem tasked Vickie Knight, bookkeeper with a report on the budget for new employees for next meeting.

e. Discuss and take possible action on third full-time employee.

Combined with d. See above.

D. Council Reports

1. Mayor Love reported on Village Survey.

2. Treasurer Report

Councilmember Olson reported the FY2019 audit was done. For April YTD, he reported The Village's total income at \$571,125.64 and total expenses at \$346,162.39.

3. Building Department

Councilmember Olson reported 23 Permits for new homes in 2019 and 12 Certificate of Occupancies.

4. Code Enforcement

Chad Christianson currently at Code Enforcement Officer training in San Antonio.

5. Animal Control

Mayor Pro Tem reported for ACO Chad Christianson 250 Dogs registered in 2019. 7 dogs at large, 2 deer in freezer, 4 skunks, 1 raccoon, 1 fox, 1 possum relocated in May. Lago Vista Animal Hospital to take quarantined animals if needed.

6. Village Services

Mayor Pro Tem Clinton discussed a masterplan community sign, new locks for the five doors, and interior paint for the village offices.

7. Public Works

8. Emergency Services

9. Travis Co. Sheriff's Report

Sergeant Greg Lawson reported more activities in park as summer begins.

E. Announcement / Closing comments

a. Mayor Pro Tem Clinton thanked the Mayor for his words earlier. Councilmember Perscher thanks Royce Christopher and suggested a plaque for him. Janice Huling discussed the election details with the position of Mayor open, as well as two councilmembers.

F. Adjournment

Councilmember Christopher made a motion to adjourn. Councilmember Perschler seconded the motion. All approved. Meeting adjourned at 7:50 PM.

This facility is wheelchair accessible and accessible parking spaces are available. Reasonable modifications and equal access to communications will be provided upon request. The Village Council for the Village of Point Venture reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development).

Eric Love, Mayor - Village of Point Venture

Attest:

Janice Huling, **Village Secretary**

**Village of Point Venture
Village Council Meeting
June 26, 2019
@ 6:30 PM
555 Venture Blvd. S.
Point Venture, Texas**

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Minutes

**In Point Venture, Travis County, Texas, commencing on June 26, 2019 @ 6:30 p.m.
To consider and act upon any lawful subject, which may come before it, including among others,
the following:**

A. Items Opening Meeting

1. **Call to order** Mayor Love called the meeting to order at 6:30 p.m.
2. **Pledge** Mayor Love led the Pledge of Allegiance.
3. **Roll Call** Village Secretary Janice Huling called roll. Present were Mayor Love, Mayor Pro Tem Clinton, Councilmember Olson, Councilmember Perschler, and Councilmember Conyer. A quorum was present.

B. General Business and Action Items

1. Discuss and take action on resignation of Councilmember Royce Christopher's resignation.

The Mayor discussed accepting the resignation and giving accolades to Councilmember Christopher for his work on the council. Mayor Pro Tem recommended keeping with history and ordering a plaque for him as other council had done in the past. The Mayor suggested scheduling the presentation to Royce Christopher at the August council meeting.

Mayor Pro Tem Clinton motioned to approve. Councilmember Olson seconded the motion. All approved. Motion carried.

2. Discuss and take action on to appoint Shelly Molina to unexpired term of Councilmember Christopher, expiring November 2019.

The Mayor opened the discussion and Mayor Pro Tem Clinton expressed concern that first a notification should be sent out to the village before a decision was made. He said from a transparency perspective, he would rather see a notice go out to the village to make sure that everyone is aware that there is an opening. At this time, he did not want to make a motion to move forward. Councilmember Perschler and Councilmember Olson agreed. Councilmember Conyer stated that the council could take a vote, but the Mayor asked that a notice be sent out to the village thanking Royce Christopher for his work, and also informing the village of the open positions on the council. As applications come in, a decision will be made concerning his open spot.

C. Council discussion concerning fiscal year budget 2019/20

The Mayor reviewed the roles of the council. Councilmember Conyer covers Animal Control and the Community Collection Center. Councilmember Perschler works with Building Administration, Emergency Management and Public Works. Councilmember Olson is the Treasurer working with the budget. Mayor Pro Tem Clinton covers the Sheriff Department and Code Enforcement. The Mayor oversees all.

Councilmember Olson gave an overview of income versus expenses, looking at a 3 year trend. He emphasized the need for a rainy day fund, with Vickie Knight, booker agreeing and encouraging the council to define the unrestricted reserves. Councilmember Don Conyer discussed the ACO and CCC budget remaining the same. Mayor Pro Tem Clinton stated that he would like to see all village employees CPR/AED certified with more safety equipment: hearing protection, gloves and such from OSHA.

To address the speeding issue in the village, Mayor Pro Tem Clinton suggested a Speed Trailer, showing several type with flashing lights recording the speed of the drivers. Citizen Roy Ables stated that he has tried for years to have law enforcement issue tickets to offenders. Councilmember Olson agreed that issuing tickets would help and that we need to send out a missive to the village stating that

law enforcement is serious and will begin stopping the speeders and issuing tickets. The Mayor agreed that with the amount of money we pay to law enforcement to come out to the village, and with Councilmember Perschler agreeing, tickets should be issued.

Mayor Pro Tem Clinton suggested purchasing the two lots across from the WCID, to work toward independence, for use as a possible site for the Community Collection Center. For the village offices, he talked with Chad Christianson, Public Works, who said he needed a pole saw, power washer, jawsaw and air compressor, which could be purchased under the \$10,000 budget for the village offices. Mayor Love brought up paving the parking lot, with Mayor Pro Tem Clinton wanting to extend the pavement around the back of the building, for the vans, trucks, possible freezer and kennels in the future.

Mayor Pro Tem Clinton discussed security at the Village Offices, with the outside cameras operating during non-working hours, from 4 PM - 8 AM. Councilmember Perschler suggested cameras inside the offices, with Councilmember Olson and Mayor Love agreeing. Mayor Pro Tem Clinton also discussed new locks for the village offices.

Councilmember Perschler talked of the four roll offs of the dumpsters at the CCC at \$15,600 a year. He stated the ordinances say we take brush and further talk is needed to address issue or change ordinance. He also discussed recycling and trash cost, and the monthly Waste Connections report.

Councilmember Perschler talked of \$12,000 for engineering plans and his meeting with several residents concerning a possible drainage issue. He is undetermined on the outcome at this time, and not wanting to set a precedent for the village to be held responsible for every drainage issue. There is much road work to be done and he suggested an every other year program, where one year the work is done and the next year, the road plan is recalibrated. Mayor suggested work be done on the main roads first. Preservation and resurfacing for 2020 is needed.

The Mayor met with Deputy Emergency Management Coordinator Greg Johnston and Fire Chief Donnie Norman on Monday and a notification needs to be sent to the village residents that there will be a fee of \$5 per head per year according to the latest census for a seat at the table for emergency management. The Chief wants to have a meeting with the Village Council, WCID, POA & Townhomes for a Certified Emergency Management Training Class. In the event of an emergency, we will know the chain of command. The Mayor will be scheduling the meeting in July.

D. Council Executive

In accordance with Texas Government code Sec 551.074, council will enter closed session to deliberate the personnel matters regarding evaluation, reassignment and duties of public officer or employee.

E. Adjournment

Councilmember Olson made a motion to adjourn. Councilmember Perschler seconded the motion. All approved. Meeting adjourned at 8:42 PM.

This facility is wheelchair accessible and accessible parking spaces are available. Reasonable modifications and equal access to communications will be provided upon request. The Village Council for the Village of Point Venture reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development).

Eric Love, Mayor - Village of Point Venture

Attest:

Janice Huling, **Village Secretary**

Village of Point Venture
Cash in Banks
As of June 30, 2019

	<u>Jun 30, 19</u>	<u>Jun 30, 18</u>
Checking/Savings		
Banks		
1010 · Security State - Money Market	94,443.38	94,349.25
1015 · Security State - Operating Fund	167,406.00	402,971.79
1030 · TexPool - Money Market	285,188.67	180,529.55
1046 · TexPool - Road Fund	482,565.12	335,580.25
1047 · TexPool TimeWarner	16,592.62	16,257.64
Total Banks	<u>1,046,195.79</u>	<u>1,029,688.48</u>
Total Checking/Savings	1,046,195.79	1,029,688.48

Village of Point Venture
October 2018 through June 2019
All Departments

	Animal Control	Building Admin	Code Enforce	Emergency Mgmt	Fire House	General Admin	General Fund	Public Works	Sheriff's	TOTAL
Ordinary Income/Expense										
Income										
Cap Metro	0.00	0.00	0.00	0.00	0.00	0.00	0.00	39,000.00	0.00	39,000.00
Franchise Fees	0.00	0.00	0.00	0.00	0.00	0.00	34,777.46	0.00	0.00	34,777.46
Inspection Fees	0.00	46,507.62	0.00	0.00	0.00	0.00	0.00	0.00	0.00	46,507.62
Permits	1,007.00	6,856.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	7,863.00
Trash and Recycling Service	0.00	0.00	0.00	0.00	0.00	0.00	0.00	158,351.94	0.00	158,351.94
Tax Income	0.00	0.00	0.00	0.00	0.00	0.00	304,460.75	0.00	0.00	304,460.75
Interest Earned - Bank	0.00	0.00	0.00	0.00	0.00	0.00	10,599.59	0.00	0.00	10,599.59
Total Income	1,007.00	53,363.62	0.00	0.00	0.00	0.00	349,837.80	197,351.94	0.00	601,560.36
Expense										
Capital Outlay	0.00	0.00	0.00	0.00	0.00	0.00	0.00	59,422.48	0.00	59,422.48
Maintenance and Repair	0.00	0.00	0.00	417.65	71.99	1,271.16	0.00	6,766.43	0.00	8,527.23
Trash and Other Muni Expense	0.00	0.00	0.00	0.00	0.00	0.00	0.00	160,887.64	0.00	160,887.64
Professional Expenses	210.00	0.00	0.00	0.00	0.00	5,079.40	0.00	11,120.50	0.00	16,409.90
Education and Training	175.00	0.00	500.00	0.00	0.00	521.43	0.00	0.00	0.00	1,196.43
Insurance Expense	0.00	0.00	0.00	0.00	0.00	7,577.66	0.00	0.00	0.00	7,577.66
Animal Control Costs	1,021.14	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1,021.14
Administration Expenses	141.59	428.11	45.17	0.00	0.00	13,504.88	0.00	0.00	126.64	14,246.39
Dues Fees and Subscriptions	56.99	735.00	139.39	39.57	0.00	2,581.82	1,790.34	0.00	0.00	5,343.11
Contracted Services	2,157.28	32,688.54	1,797.17	0.00	0.00	14,110.28	0.00	10,357.82	22,645.00	83,756.09
Wages, Benefits and Payroll Exp	0.00	0.00	0.00	0.00	0.00	24,879.73	0.00	0.00	0.00	24,879.73
Bank related charges and fees	0.00	0.00	0.00	0.00	0.00	339.88	0.00	0.00	0.00	339.88
Travel	56.44	0.00	219.78	37.69	0.00	94.12	0.00	31.64	0.00	439.67
Utilities	502.65	0.00	0.00	0.00	736.69	719.08	0.00	0.00	0.00	1,958.42
Total Expense	4,321.09	33,851.65	2,701.51	494.91	808.68	70,679.44	1,790.34	248,586.51	22,771.64	386,005.77

Village of Point Venture
Budget vs Actual
 October 2018 through June 2019

	Oct '18 - Jun 19	Annual Budget	% of Budget
Ordinary Income/Expense			
Income			
Cap Metro	39,000.00	0.00	100.0%
Fines	0.00	300.00	0.0%
Franchise Fees	34,777.46	51,000.00	68.19%
Inspection Fees	46,507.62	43,170.00	111.22%
Permits	7,863.00	7,100.00	112.44%
Trash and Recycling Service	158,351.94	203,322.40	77.88%
Tax Income	304,460.75	320,946.75	95.14%
Grants	0.00	0.00	0.0%
Interest Earned - Bank	10,599.59	3,034.73	349.28%
Miscellaneous	0.00	0.00	0.0%
Total Income	601,560.36	628,873.88	96.06%
Gross Profit	601,560.36	628,873.88	96.06%
Expense			
Capital Outlay	59,422.48	70,000.00	84.89%
Maintenance and Repair	8,527.23	20,770.00	41.06%
Trash and Other Muni Expense	160,887.64	221,824.40	72.53%
Professional Expenses	16,409.90	25,150.00	65.25%
Education and Training	1,196.43	5,200.00	23.01%
Insurance Expense	7,577.66	8,120.00	93.32%
Animal Control Costs	1,021.14	3,850.00	26.52%
Administration Expenses	14,246.39	12,100.00	118.21%
Dues Fees and Subscriptions	5,343.11	10,450.00	51.13%
Contracted Services	83,756.09	240,042.00	34.89%
Wages, Benefits and Payroll Exp	24,879.73		
Bank related charges and fees	339.88	250.00	135.95%
6320 - Office Equipment	0.00		
Travel	439.67	6,420.00	6.85%
Utilities	1,958.42	4,295.00	45.6%
Total Expense	386,005.77	628,471.40	62.27%
Net Ordinary Income	215,554.59	402.48	52,858.27%
Net Income	215,554.59	402.48	52,858.27%

Village of Point Venture
Statement of Financial Position
As of June 30, 2019

	Jun 30, 19	Jun 30, 18
ASSETS		
Current Assets		
Checking/Savings		
Banks	1,046,195.79	1,029,688.48
Total Checking/Savings	1,046,195.79	1,029,688.48
Accounts Receivable		
1100 · Accounts Receivable	20,347.93	19,954.92
Total Accounts Receivable	20,347.93	19,954.92
Other Current Assets		
Accounts Receivable - Misc	11,265.25	5,617.03
1499 · Undeposited Funds	0.00	44.91
4011 · Road Fund Income	19,500.00	0.00
Total Other Current Assets	30,765.25	5,661.94
Total Current Assets	1,097,308.97	1,055,305.34
TOTAL ASSETS	1,097,308.97	1,055,305.34
LIABILITIES & EQUITY		
Liabilities		
Current Liabilities		
Accounts Payable		
1500 · Accounts Payable	25,421.24	39,375.12
Total Accounts Payable	25,421.24	39,375.12
Credit Cards		
1610 · SSBT MasterCard LClinton	8.93	0.00
1605 · SSBT MasterCard VKnight	52.90	0.00
1600 · MasterCard -Jean Cecala	0.00	324.83
Total Credit Cards	61.83	324.83
Other Current Liabilities		
1510 · A/P Clearing	0.00	4,500.00
2010 · Building Contractors Bond	24,900.00	18,850.00
2100 · Payroll Liabilities	5,129.62	0.00
2230 · Deferred Revenue - Taxes	5,965.25	5,617.03
Council Reserved Funds		
2241 · Deferred Revenue - PEG Revenue	19,933.01	0.00
2240 · Deferred Revenue - Cap Metro	19,500.00	127,134.00
2013 · Reserve for future expenditures	0.00	52,250.00
2014 · Reserve for PEG Public Ed Grant	0.00	15,586.40
2011 · Dedicated Road Fund	337,219.19	359,378.84
Total Council Reserved Funds	376,652.20	554,349.24
Total Other Current Liabilities	412,647.07	583,316.27
Total Current Liabilities	438,130.14	623,016.22
Total Liabilities	438,130.14	623,016.22
Equity		
3000 · Opening Bal Equity	26,368.59	26,368.59
3200 · Retained Earnings	429,858.79	208,820.01
3700 · Prior Period Adjustment	-12,603.14	0.00
Net Income	215,554.59	197,100.52
Total Equity	659,178.83	432,289.12
TOTAL LIABILITIES & EQUITY	1,097,308.97	1,055,305.34

Village of Point Venture
3 Year Trend
10/2015-9/2018 with YTD 2019 Budget

	Oct '15 - Sep 16	Oct '16 - Sep 17	Oct '17 - Sep 18	June 2019 YTD	2019 Annual Budget
Ordinary Income/Expense					
Income					
Cap Metro				39,000.00	0.00
Permits Fines and Fees	52,267.00	71,942.60	77,480.00	54,370.62	50,570.00
Franchise Fees	53,892.45	50,375.82	61,602.76	34,777.46	51,000.00
Trash and Recycling Service	168,295.61	181,684.78	194,882.46	158,351.94	203,322.40
Tax Income	246,255.97	274,673.43	306,272.14	304,460.75	320,946.75
Grants	0.00	3,633.15	0.00	0.00	0.00
Interest Earned - Bank	1,102.48	4,184.34	8,470.73	10,599.59	3,034.73
Miscellaneous	117.11	65.00	585.00	0.00	0.00
Total Income	521,930.62	586,559.12	649,293.09	601,560.36	628,873.88
Gross Profit	521,930.62	586,559.12	649,293.09	601,560.36	628,873.88
Expense					
Capital Outlay	0.00	95,587.47	235,645.83	59,422.48	185,000.00
Maintenance and Repair	19,241.42	14,326.78	14,034.55	8,527.23	20,770.00
Trash and Other Muni Expense	145,658.50	164,510.64	152,180.83	160,887.64	221,824.40
Professional Expenses	18,773.73	28,982.68	21,375.19	16,409.90	25,150.00
Education and Training	3,148.00	2,822.71	2,997.06	1,196.43	5,200.00
Insurance Expense	6,908.44	7,730.68	7,380.52	7,577.66	8,120.00
Animal Control Costs	2,461.57	1,470.78	2,494.39	1,021.14	3,850.00
Office Expense	20,747.63	11,531.98	9,675.49	14,246.39	12,100.00
Dues Fees and Subscriptions	4,460.99	4,774.45	6,119.56	5,343.11	10,450.00
Contract Services					
6095 - Contract Labor	19,520.00	0.00	0.00	0	0.00
Security Expenses	10,200.00	19,780.00	37,040.00	22,645.00	43,500.00
Other Contract Services					
6345 - Admin Support					30,000.00
6102 - Field	21,600.00	18,000.00	21,600.00	16,200.00	21,600.00
6056 - Inspection Fee	5,878.00	19,458.00	18,680.00	9,092.50	11,642.00
6097 - Accounting Services	0.00	7,275.00	19,864.37	8,076.85	17,000.00
Total Other Contract Services	27,478.00	44,733.00	60,144.37	33,369.35	80,242.00
Interlocal Agreement	109,535.76	109,535.76	109,535.76	27,741.74	116,300.00
Total Contract Services	166,733.76	174,048.76	206,720.13	83,756.09	196,542.00
Wages, Benefits and Payroll Exp				24,879.73	
Bank related charges and fees	312.82	152.92	163.14	339.88	250.00
ACO Programs	6.47	0.00	0.00	0.00	
Travel	6,277.66	3,055.85	4,960.11	439.67	6,420.00
Utilities	2,673.47	2,696.50	2,654.30	1,958.42	4,295.00
Total Expense	397,404.46	511,692.20	666,401.10	386,005.77	743,471.4
Net Ordinary Income	124,526.16	74,866.92	-17,108.01	215,554.59	(114,597.52)
Other Expense					
6405 - Capital Expenditures Fund	30,000.00	33,172.53	-126,025.00	0.00	115,000.00
8010 - Other Surplus Expense	0.00	42,250.00	100,000.00	0.00	
Total Other Expense	30,000.00	75,422.53	-26,025.00		
Net Other Income	-30,000.00	-75,422.53	26,025.00		
Net Income	94,526.16	-555.61	8,916.99	215,554.59	402.48

June 2019

Point Venture Law Enforcement Activity Reports

Deputy: Greg Pasak

Date: 6/7/19 **Day:** Friday **Beginning:** 5:00 pm **End:** 1:00 am **Hours:** 8 (8)

5:00 pm – On duty.

5:00 pm - Monitored traffic in subdivision.

5:15 pm – Assist complainant. Employee at the Gnarly Gar called to report that his phone was possibly stolen. Complainant was able to ping his phone to an address in Lago Vista. I responded to the address and did knock and talks in the area the phone pinged to. I was able to recover the phone. It was found in the roadway in Point Venture by a subject who took it home. The phone was damage from possibly being run over, but was returned to the owner.

7:10 pm – Met with security, no current issues reported by security.

8:40 pm – Community contact – 19000 Whispering Hollow in the park.

8:45 pm – Disturbance in the park, 19000 Whispering Hollow. Argument started over a loose dog. Met with both parties who agreed to separate and keep their animals restrained.

9:20 pm – Walk through of the Caddy Shack.

10:00 pm – 911 call, Leaving the scene collision, 18200 Lakepoint Cove. Comp advised his parked car in the parking lot of the Gnarly Gar was struck by an unknown vehicle. Report completed for Striking an Unattended Vehicle.

10:40 pm – 911 call of a suspicious vehicle driving with bright flashing lights. Checked the area and was unable to locate the vehicle.

10:55 pm – 911 call of a reckless driver on Staghorn. Vehicle was doing donuts in roadway and driving recklessly in the area. I checked and monitored the area and was unable to locate the vehicle.

11:30 pm – Walk through of the Gnarly Gar.

12:00 am to 1:00 am – Report writing.

Deputy: Greg Pasak

Date:6/12/19 **Day:** Wednesday **Beginning:** 3:30 pm **End:** 9:30 pm **Hours:** 6 (14)

3:30 pm – On duty

3:45 pm – Citizens complainant of narcotics activity at a residence. Gather intelligence information for documentation.

4:50 pm – Walk through of Gnarly Gar

5:15 pm – Monitored traffic in subdivision.

5:40 pm – Met with security, no current issues passed on by security.

7:05 pm – Community Contact, marina. Diver in water attempted to retrieve lost property.

7:20 pm – Walk through of the Caddy Shack.

7:55 pm – Community contact, 200 S venture Blvd.

8:25 pm – Walk through of the Gnarly Gar.

9:30 pm – End of shift

Deputy: Greg Pasak

Date: 6/14/19 **Day:** Friday **Beginning:** 7:00 pm **End:** 1:00 am **Hours:** 6 (20)

7:00 pm – On duty

7:05 to 9:30 – 911 call, Structure Fire, Firestone Circle. Residential house fire.

Assisted the Fire Department and Fire Marshall from 7:05 pm to 9:30 pm.

9:30 pm – 911 call, Family violence, residence on Lake Point CV. Assisted patrol on a family violence call. Assisted with interview and statements. Male arrested for assault. Was on call from 9:30 pm to 11:30 pm.

11:45 pm – Walk through of the Gnarly Gar.

12:00 am - 1:00 am – Report writing

1:00 am – off duty

Deputy: Greg Lawson

Date: 6/15/19 **Day:** Saturday **Beginning:** 3:00 pm **End:** 7:00 am **Hours:** 4

3:00 pm – On duty

3:15 pm – Responded to a disturbance on Venture Blvd. in which several residents were intoxicated and started arguing with each other. During the incident, one was injured with a knife and was transported by EMS.

4:40 pm – Received a call of jet skis in the no wake zone of Venture Cove. I call for lake patrol and set up at the gate. I identified the skis and had lake patrol stop them.

5:30 pm – I was notified by a citizen of kids driving a golf cart in the park. Located them and their parents were on the beach. I explained the rules in the park and they said they would comply.

6:15 pm – Monitored traffic on Venture Blvd.

7:00 pm – Off duty

Deputy: Greg Pasak

Date: 6/16/19 **Day:** Sunday **Beginning:** 7:30 pm **End:** 1:30 am **Hours:** 6 (26)

7:30 pm – On duty

7:50 pm – 911 call of a missing swimmer. Checked the Point Venture side for the boat in question. Scene was located on the opposite side of the lake.

8:00 pm – Monitored traffic in subdivision.

8:40 pm – Walk through of the Gnarly Gar.

9:15 pm – Met with security, no current issues reported by security.

10:30 pm – Monitored traffic in subdivision

11:40 pm – High wind and rain. Checking area for debris, damage from storm.

01:30 am – Off duty

Deputy: Greg Pasak

Date: 6/17/19 **Day:** Monday **Beginning:** 2:00 pm **End:** 9:00 pm **Hours:** 7 (33)

2:00 pm – On duty
2:15 pm – Traffic Hazard, 18700 Lakeland Dr. Removed debris from the roadway.
2:55 pm – Met with security, no current issues reported by security.
3:30 pm – Community contact, 19000 Whispering Hollow
4:50 pm – Walk through of the Gnarly Gar.
5:25 pm – Check Welfare, 200 Lohmans Ford, provided directions.
6:15 pm – Monitored traffic in subdivision.
6:55 pm – 911 call, injured animal. 19200 Venture Dr. Deer ran away and did not appear to be severely injured.
7:45 pm – Walk through of the Caddy Shack.
9:00 pm – Off duty.

Deputy: Greg Lawson

Date: 6/19/19 **Day:** Wednesday **Beginning:** 4:00 pm **End:** 8:00 pm **Hours:** 4

4:00 pm – On duty.
4:15 pm – Checked in with the City Office.
5:10 pm – Monitored traffic at the front gate.
6:30 pm – City council meeting.
8:00 pm – Off duty.

Deputy: Greg Lawson

Date: 6/22/19 **Day:** Saturday **Beginning:** 2:00 pm **End:** 8:00 pm **Hours:** 6

2:00 pm – On duty.
2:30 pm – Checked the POA park.
3:10 pm – Monitored the stop sign at Venture by the Caddy Shack.
4:10 pm – Approached by a resident that was complaining about loud music last night on Kelly Drive. I told her next time to call 911 so a deputy can respond when it is happening.
5:15 pm – Traffic stop in the park with adults riding in a boat being towed, and underage kids in the bed of the truck. Had them all move.
6:20 pm – Spoke to a resident in the park that said earlier in the week a group of people were driving recklessly in the park and got their truck struck in the water. I told him next time to call 911 so a deputy can respond when it is happening.
07:15 pm – Monitored traffic at the entrance.
8:00 pm – Off duty.

Deputy: Greg Lawson

Date: 6/23/19 **Day:** Sunday **Beginning:** 2:00 pm **End:** 8:00 pm **Hours:** 6

2:00 pm – On duty.
2:15 pm – Checked in with the POA.
3:10 pm – Monitored traffic on Venture Blvd.

3:50 pm – Received a stolen vehicle complaint. The vehicle was located in the Garr parking lot and referred to patrol deputies.
4:40 pm – Monitored traffic on Venture.
6:15 pm – Monitored exiting traffic at the front gate.
8:00 pm – Off duty.

Deputy: Greg Pasak

Date: 6/28/19 **Day:** Friday **Beginning:** 6:30 pm **End:** 1:30 am **Hours:** 7 (40)

6:30 pm – On duty
6:45 pm – Follow up investigation related to prior burglary on Staghorn Dr. Collected video and statements from homeowner.
7:45 pm – Monitored traffic in subdivision.
8:30 pm – Walk through of the Gnarly Gar.
9:15 pm – Walk through of the Caddy Shack.
9:50 pm – Community contact, Whispering Hollow.
10:15 pm – Check welfare, 200 Lohmans Ford Rd. Multiple subjects identified and released.
10:45 pm – Community contact, 18000 Venture Dr.
11:40 pm – Walk through of the Gnarly Gar. Large attendance.
11:55 pm – Check Welfare in the parking lot of the marina and gar. Intoxicated subject coming off a boat, he was released to a responsible party.
12:30 am – Disturbance in the parking lot of the marina. 7 intoxicated male subjects yelling and pushing on light poles. Several had left the scene prior to my arrival. I identified several in the event something was damaged. No damage noted in parking lot. All subjects were given a ride by a responsible party back to their rental house in Lago Vista.
1:30 am – Off duty.

Deputy: Greg Pasak

Date: 6/29/19 **Day:** Saturday **Beginning:** 7:30 pm **End:** 3:30 am **Hours:** 8 (48)

7:30 pm – On duty
7:40 pm – Close patrol of park
7:55 pm – Met with security, no current issues reported by security.
8:40 pm – 911 call - Disturbance in Point Venture Park. Intoxicated female was causing a disturbance with other people in the park. Report written for documentation purposes.
9:00 pm – Flagged down - possible disturbance in PV park. Checked the park and was unable to locate. Stayed in the park for some time until the park cleared out.
9:25 pm – Traffic stop, 19000 Whispering Hollow Dr., several people riding in trailed boat. Warning given.
9:50 pm – Walk through of the Gnarly Gar, large attendance.
10:30 pm – 3:00 pm - 911 Call / Arrest – Disturbance – Public Intoxication. A disturbance on the marina between boaters. One adult male was taken into custody for public intoxication. During the incident a storm hit while Sea Tow was towing a boat at an owners request, Sea Tow and boat were pushed into the marina. Boat was able to be secured by Gnarly Gar and Sea Tow employees. Extended time on

this call dealing with a disturbance, public intoxication and boat incident. One subject transported to jail and a report was written documenting the incident.

03:30 am – Off duty.

Deputy: Greg Pasak

Date: 6/30/19 **Day:** Sunday **Beginning:** 10:30 pm **End:** 12:30 am **Hours:** 2 (50)

10:30 pm – **No vehicle hours**

10:30 pm – 2 hours of report and affidavit writing from previous shift.

12:30 pm – End of shift.

MEMORANDUM

TO: All clients

FROM: Monte Akers & Patty Akers

DATE: June 18, 2019

RE: Legislative Update

A record number of bills (7,541) were filed during the 2019 regular session of the Texas Legislature, about 2000 of which affected cities and local governments. Numerous bills were enacted that were opposed by Texas cities and the Texas Municipal League (TML), and TML has summarized the most significant of those bills, including some favorable to cities, in its June 7, 2019 *Legislative Update*. The *Update* addresses 336 new laws, some of which are quite lengthy and detailed, and is 125 pages in length.

The governor subsequently vetoed 58 bills, 18 of which were summarized in the TML *Update*.

The purpose of this memo is not to repeat or quote what TML has already published, but to draw your attention to particular bills of interest, particularly those for which cities will need to take action. It addresses 100 of the 336 new laws but contains only a short summary of the bills' primary purpose. All City officials are encouraged to access the *Update* at <http://www.tml.org/> and to also read the entire text of bills of interest that are available at Texas Legislature Online at <https://capitol.texas.gov/>.

Bills Effective Immediately
(all categories)

Bill number <i>Update</i>	Purpose and Effect	TML page no.
HB 347	Annexation: No unilateral annexation allowed by a Home Rule city in any Texas county	73
HB 720	Aquifer storage/recharge: Authorizes the use of unappropriated state water for aquifer recharging and storage	114
HB 721	Aquifer storage/recovery: Requires the Texas Water Development Board to work with river authorities, water utilities, and others to study and promote aquifer storage and	114-15

	recovery	
HB 852	Building permits: Prohibits cities from charging building permit fees based on value or cost of constructing a dwelling	74
HB 866	Gas pipelines: prohibits pipeline operators from installing cast iron, wrought iron, or bare steel pipelines, requires Railroad Commission rules for removal and replacement of underground gas distribution facilities, requires that known cast iron pipelines be replaced not later than 12/31/21. The bill expires on 9/1/23	116
HB 2496	Historic landmark designations: Requires a $\frac{3}{4}$ vote of council for a non-consensual historic landmark designation	76
HB 1067	Deceased candidates: City can remove the name of a deceased candidate from the ballot up to the printing of the ballots	23
HB 1048	Early voting places: City cannot have an early voting place that is not a county voting place unless all county places in the city are designated by the city	22
SB 1640	Open meeting compliance: Revises “walking quorum” prohibitions under the Open Meetings Act in response to recent court case	33
HB 81	Parades and concerts: Information about parades and concerts paid for with public funds are open records	24
HB 2828	Animals acquired at animal shelters: Name and identifying information of a person who obtains ownership of an animal from a city animal shelter is confidential	25
HB 1325	Hemp: Prohibits cities and other political subdivisions from adopting or enforcing regulations to prevent the cultivation, handling, transportation, or sale of hemp	39
HB 1548	Golf carts, neighborhood electric vehicles, off-highway vehicles: establishes new rules for operation of golf carts in a city or on public or private beaches, requires a golf cart that travels at 25 mph or less to display a slow-moving vehicle emblem when on a highway, addresses city regulation of off-highway vehicles	107-108
HB 1960	Broadband deployment: Provides for the creation of the Governor’s Broadband Development Council to research the progress of broadband development and to identify barriers to its deployment in unserved areas	40
HB 2195	Active shooter training: Requires school district and school resource officers to complete a course on active shooter response training by not later than August 31, 2020	85
SB 7	Flood control: Provides for flood control planning and funding, creates a state Flood Infrastructure Fund to provide funding for flood projects, requires local governments that apply for such funding to demonstrate cooperation with other political subdivisions, public input and other criteria to qualify (effective immediately except for the Flood Infrastructure Fund, which is effective Jan. 1, 2020)	49-53

SB 230	Rock climbing: Adds rock climbing to the definition of recreational use for tort liability purposes	56
SB 370	Jury duty: Prohibits an employer, including a city, from discharging, threatening to discharge, intimidating or coercing an employee because he or she serves on a jury	87
SB 969	Mobile delivery devices: Defines a “mobile delivery device” as one manufactured to carry cargo in a pedestrian area that is equipped with automated driving technology that can be operated remotely; allows use of such devices by businesses and establishes rules for identity of the operators and how the devices may be operated; preempts local authorities from regulating such devices in a manner inconsistent with the bill.	112
SB 1303	City maps: Requires every city to maintain a map of its boundaries and ETJ in a place easily accessible to the public, including the city’s website, with copies available without charge. Home Rule cities must, by January 1, 2020 make a digital map publicly available without charge	82
SB 1610	Rough proportionality: If a city requires a developer to bear the cost of city infrastructure improvements roughly proportionate to the proposed development, the rough proportionate calculation must be approved by a professional engineer and must be completed within 30 days of the developer’s application for the determination	82

Bills Effective September 1, 2019, by category

Open Government

HB 2840	Public speaking at meetings: Members of the public have a right to speak on any agenda item on a public meeting agenda of any local government body (but not state agencies).	25
HB 305	Website postings: New website posting requirements for political subdivisions with authority to tax that include contact information, date of next election, requirements and deadlines for filing for candidacy, each notice of a public meeting, and meeting minutes (does not apply to a city of less than 5000 in a county of less than 25,000)	25
SB 944	Possession and filing of public information: Requires “temporary custodians” of public information (e.g. governmental body officials, officers, and employees) who have public information on a private device such as a phone or computer to forward the information to the governmental body within a time set by the governing body and no later than 10 days after the governing body’s public information officer requests it. This is a detailed bill with certain exceptions and special rules.	31-33
HB 1962	Records retention: Requires local governments to submit to the	41

	Texas State Library and Archives Commission (TSLAC) the name of the records management officer, to file a records management program with the TSLAC, to notify the TSLAC at least 10 days before destroying a record that is not on the TSLAC records retention schedule, to file a certification with TSLAC that it has prepared a records control schedule that complies with TSLAC schedules and other requirements; and repeals certain other laws related to TSLAC involvement in city record retention	
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Preemption bills

HB 234	Lemonade stands: Prohibits cities, counties, and local health authorities from prohibiting or requiring a license, permit or fee for persons under 18 to sell lemonade or other non-alcoholic beverages from a stand on private property or a public park (similar rule for POAs and restrictive covenants).	35
HB 410	Rabbit and poultry processing: Prohibits regulation of “low volume livestock processing establishments” that process fewer than 10,000 domestic rabbits or 1000 or fewer poultry per year beyond that currently provided by federal law and this bill. Contamination from such a facility may be enjoined by civil suit brought by the attorney general, district attorney or county attorney.	35
HB 1694	Farmers market permitting: Prohibits local health authorities from requiring a permit to a person to provide food samples at a farmer’s market.	40
HB 1631	Red light cameras: Prohibits cities from having a red-light camera enforcement program.	97
HB 2188	Electric bicycles: Prohibits a local authority from prohibiting the operation of electric bicycles on a highway or other area where non-electric bikes are permitted.	109
HB 2439	Building materials: Prohibits a governmental entity from adopting or enforcing a rule related to the use or installation of a building product or material that is more stringent than the standard contained in a national model code such as the International Building Code, International Building Code, or National Electrical Code.	75-76
HB 2826	Contingency legal fees: Prohibits local governments from hiring an attorney on a contingent fee basis unless approved by the Attorney general.	44-45
HB 3231	Regulation of weapons: Prohibits cities and counties from regulating firearms, air guns, knives, or air gun supplies or accessories except in certain circumstances.	99-100
SB 476	Dogs at restaurants: Cities cannot prohibit dogs from outdoor portions of restaurants.	57-58
SB 1978	Religious affiliation: No governmental body may take “adverse action,” as defined, against a person based on the person’s	62-63

	membership, affiliation with, contribution to, or other support of a religious organization, and immunity is waived to the extent of any liability for doing so.	
HB 3371	Battery-charged fences: Prohibits cities and counties from adopting or enforcing a regulation requiring a permit for certain battery-charged fences	46
SB 21	Tobacco and e-cigarettes: Establish the legal age to purchase tobacco products at 21 years and prohibits political subdivisions from adopting or enforcing regulations related to cigarettes, e-cigarettes or tobacco products that are more stringent than state law	55

Emergencies and Disaster Recovery

HB 5	Debris management: Provides for development of a “catastrophic debris management plan and model guide” for use by political subdivisions in the event of a disaster	33-34
HB 7	Suspension of laws during disasters: Provides that the governor’s office will maintain a list of regulatory statutes and rules that may be suspended during a disaster; provides for development of a plan to assist political subdivisions in contracting for service needed following a disaster and training related to the same	35
SB 6	Disaster response: Provides for development of a model guide for disaster response and recovery for local officials, including training, work groups, and creation of a Disaster Recovery Loan Account to which political subdivisions may apply for loans in areas declared to be a disaster area by the governor	48-49
SB 64	Cybersecurity: Adds a “cybersecurity event” to the definition of disaster in the Texas Disaster Act; provides for information sharing and certification for public and private entities that exercise best management practices for cybersecurity	55-56
SB 416	Legal advice during emergencies: Authorizes the state attorney general to provide legal counsel to political subdivisions rated to emergencies, disaster mitigation, preparedness and response upon the request of a county judge, mayor or emergency management director	57

Land Use Issues

HB 3167	Approval of plans: Requires the municipal authority responsible for approving plats to approve or disapprove (not “act on”) a “plan,” defined as a subdivision development plan, a subdivision plan, a subdivision construction plan, a site plan, a land development application, and a site development plan, within 30 days of the date the plan was filed	77-80
HB 3314	Replats: Establishes new rules and procedures for replats,	80

	particularly when a replat requires a variance or exception	
HB 4257	Annexation retaliation: Prohibits a city, in the event of disapproval of annexation of an area, from continuing to provide governmental services in the area, including water and wastewater (regardless of whether the city holds a CCN), and prohibits a city from charging higher rates in an area in which annexations has been disapproved	80-81
SB 1024	Services in annexed areas: Requires cities of less than 350,000 to provide services in annexed areas that are identical or substantially similar to those offered in the city and provides for judicial relief and dis-annexation, including attorneys' fees, for persons who show that such services are not being provided.	81

Property Taxes (various property tax and tax exemption- related bills are summarized on pp. 3-16 of the *Update*. SB 2 is listed in his memo under bills effective on another date)

HB 3143	Extends the expiration of the Tax Abatement Act for ten years (to 9.1/29); makes certain amendments to the procedure for tax abatement	7
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Purchasing

HB 985	Public Works Contracts: Provides that a governmental entity awarding a public works contract may not prohibit, require, discourage or encourage a bidder from entering into a collective bargaining agreement with a subcontractor or to otherwise discriminate against a person based on involvement in such an agreement.	19
HB 2868	Interior design services: Adds persons lawfully engaged in interior design services (whether registered as an interior designer or not) to the Professional Procurement Services Act, meaning that a city must procure such services based on qualifications.	21

Elections

HB 88	Runoff ballot: Candidates names on a runoff election ballot shall be in the same relative order as on the original election ballot	22
HB 273	Voting by mail: Requires that voting by mail ballot materials be mailed to a voter no later than seven days after the date the clerk accepts the voter's application for a ballot by mail, and by not later than 30 days before the election.	22
HB 1241	Election notice: Notice of a polling place must include the building name, if any, street address, and suite or room number, if any.	23

HB 1850	Voter information: Requires the early voting clerk to make available the branch daily register and other information, in downloadable format and on the website of the authority ordering the election.	23
HB 1888	Early voting at temporary branch polling places: requires that early voting by personal appearance at a temporary branch polling place be open at least eight hours a day on days that voting is required to be conducted at the main early voting place and three hours a day if the county clerk does not serve at the early voting clerk for territory with less than 1000 registered voters.	23
HB 4129	Candidate withdrawal: Allows the authority holding an election to omit the name of a candidate who files a request to withdraw after the deadline if the ballots have not been prepared and, if applicable, the public notice of logic and accuracy has not been published.	24
SB 902	Election records: Requires that an election records shall be available no later than the 15 th day after election day, in an electronic format for a fee of not more than \$50.	24

Finance and Administration

HB 440	Bond election information: Requires political subdivisions that maintain a website to post information regarding general obligation bond elections; restricts use of general obligation revenue and unspent proceeds of such bonds; and provides new rules related to elections to issue such bonds	35-36
HB 477	Local debt: Imposes new rules for a political subdivision's election to issue debt regarding the order, the ballot, preparation and posting of a voter information document (including website posting), and provides new rules for notices of intention to issue certificates of obligation	36-37
HB 1342 SB 1217	Licensing of persons with criminal history: Provides new rules, restrictions, and procedures regarding the licensing of a person with a criminal conviction	39-40 61
HB 2617	City fiscal year: Requires that political subdivisions that have authority to impose a tax must have the same fiscal year at the county in which it is located	44
SB 932	Farmers market permits: Provides that food permits issued to farmers at farmers markets must be valid for one year, may impose an annual fee not to exceed \$100, and must cover all locations within the jurisdiction of the permitting authority	60

Municipal Courts

HB 2048	Driver responsibility program: Repeals the Driver Responsibility Program (a system that authorizes the Texas	65-66
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	Department of Public Safety to assess surcharges to an individual based on certain traffic offenses that have occurred on or after September 1, 2003) and revises the state fines for various traffic offenses, the amount of certain fines and revenue that may be retained by cities and counties, and specifying the handling and use of funds sent to the state comptroller.	
SB 489	Municipal judge address: Requires the Texas Ethics Commission and the City Secretary to remove or redact the residence address of the municipal judge, his or her spouse, and of candidates for the office of municipal judge from documents filed	72
SB 40	Municipal court and disasters: Provide that in the event a disaster prevents a municipal court from conducting proceedings at its usual location that the presiding judge may decide at alternative locations to do so	68

Community and Economic Development

HB 2497	Boards of Adjustment: Requires the city council to approve rules adopted by a board of adjustment, specifies who may appeal a decision of a board of adjustment or to appeal a decision of an administrative official to the board of adjustment and sets deadlines both for filing appeals and for the board of adjustment to hear such appeals	77
HB 2858	Swimming pool and spa code: Established that the International Swimming Pool and Spa Code, as it existed on May 19, 2019, is the municipal swimming pool and spa code in the state, allows for certain local amendments	77
HB 1385	Industrialized housing: Removes the height limit (4 stories or 60 feet) for a structure to be classified as industrialized housing or building	74

Police and Public Safety

HB 8	Evidence of sex offenses: removes the statute of limitations for certain sex offenses for which biological evidence was collected but not tested for DNA; requires law enforcement agencies to retain biological evidence for not less than 40 years, and establishes certain chain of custody, testing, and evidence comparison procedures	90-92
HB 292	Human trafficking training: Requires the Commission on Law Enforcement to provide a training program on human trafficking and requires police officers to complete the program no later than the second anniversary of the officer's being licensed	82-83
HB 979	DNA specimens: Requires persons convicted of a Class A misdemeanor offense of unlawful restraint or assault to provide DNA specimen	94

HB 1399	DNA records: requires law enforcement agencies that collect DNA specimens from a defendant arrested for a felony to destroy the specimens if the defendant is acquitted, the case is dismissed, or the defendant is released under a writ of habeas corpus	95-96
HB 2164	Peace officer weapons: Prohibits establishments that serve the public from prohibiting peace officers or special investigators from carrying a weapon on the establishment's premises	84
HB 2584	Code enforcement officers: Allows code enforcement officers to carry a club and requires the Commission on Licensing and Regulation to develop a training course on use of an instrument used to deter animal bites	86
HB 4236	Body camera recordings: allows a law enforcement agency to permit the viewing of body cam recording by persons depicted in the recording involving the use of deadly force, or that person's authorized representative if the person is deceased, but does not allow duplication of the recording and the viewing is not to be considered a release of public information under the Public Information Act	102
SB 586	Child abuse training: Adds training involving recognition of child abuse to peace officer training programs and certification	87
SB 971	Assault training: Adds training in recognizing and recording assault by strangulation or suffocation to peace officer curriculum and minimum continuing education training	87-88
SB 1582	Peace officer vaccinations: Provides that peace officer and members of their immediate family are entitled to vaccination for a contagious disease the officer encounters during the course of employment and established presumptions that certain diseases or illnesses suffered by an officer were contracted during the scope of employment	88
SB 2551	Firefighter/EMT diseases: Modifies current law as it relates to cancers a fire fighter or emergency medical technician may contract, as it relates to presumptions to have been developed during employment and the procedure for establishing or rebutting such presumptions	88-90

Transportation

HB 2620	Oversized vehicles: Provides that the comptroller will send fees collected from oversize/overweight vehicles to cities and counties once a year to fund commercial motor vehicle enforcement programs or road and bridge maintenance; prohibits a city from requiring use of a escort flag vehicle for movement of a manufactured house under a state permit	109
HB 2899	Transportation project construction defects: Provides that a contractor who enters into a contract with a governmental entity for certain transportation projects is not liable for defects in the	110

	project specifications and prohibits governmental entities from requiring a level of skill and care beyond that provided by an ordinarily prudent engineer or architect	
HB 3871	Studies requested by schools: Requires a city, on request from a school (including an open enrollment charter school) or institution of higher learning to conduct an engineering and traffic investigation for a highway or road	111

Utilities and Environment

HB 864	Gas pipeline incidents: Establishes rules related to events involving the release of gas from pipelines causing damage, injury or death, requires the Railroad Commission to adopt rules related to notification and record-keeping	116
HB 907	Aggregate production penalties: Increases penalties for aggregate production operation without being registered with TCEQ	116-17
HB 2590	Water districts: Provides that provisions related to consent of a city to creation of a water district in the city's ETJ applies to water districts previously created by the legislature; allows interlocal agreements between water districts and retail public utilities (including cities) may use the district's system to serve customers in the district	119
HB 3142	Public drinking water: Requires TCEQ to establish a system to provide automatic reminders to public drinking water systems for reporting requirements under the federal Safe Drinking Water Act, but the system remains obligated to comply even in the absence of the automatic reminders.	119-20
HB 3552	Fluoride in drinking water: requires a public drinking water supply system that determines to terminate or reduce fluoridation of its water to provide notice to customers at least 60 days before the termination or reduction.	120
HB 4150	Electric line clearance: requires electric utilities, including municipally owned utilities, to meet the minimum line clearance stagnates of the National Electrical Safety Code and implements safety-related training and reporting requirements.	120-21
SB 1152	Telecommunication & Cable franchise fees: Allows providers of both telecommunications and cable services to stop paying the lesser of the two fees to cities; provides for other revisions of cable and telecom fee requirements; applies to payments made after 1/1/20	124

Bills Effective on Another Date

Bill no. no.	Effective	Purpose and effect	TML page
HJR 34	1/1/20 if const. amends approved 11/5/19	Property tax exemption and disasters: Allows for temporary exemption of property located in an area declared by the governor to be a disaster area	7
HB 492	1/1/20 if const. amends approved 11/5/19	Property tax exemptions: Defines “qualified property” for purposes of tax exemption for which a person is entitled to automatic exemption certain personal property used to produce income, real property improvements, and manufactured homes used as dwellings; provides for exceptions to the exemption during periods of disaster	4-5
HB 831	1/1/20	Candidate residency: Except for a person displaced by a disaster, a candidate’s claim to return to his or her claimed residence after a temporary absence must be accompanied by an attempt to effectuate the intent, and a legal right to do so.	22
HB 1525	10/1/19	Sales tax market providers: Defines “marketplace” provides for rights of a marketplace provider, and clarifies that the sale by a marketplace seller is consummated at the location in the state to which the item is shipped, delivered, or at which the purchaser takes possession.	16
HB 1885	1/1/20	Delinquent tax penalties and interest: Authorizes a taxing unit to waive interest and penalties on delinquent property taxes of property subject to a mortgage that does not require the owner to fund an escrow account to fund the taxes, the mortgagee failed to notify the owner of the taxes due, and the owner paid the tax within 21 days of learning about the delinquency	6
HB 2153	10/1/19	Local sales taxes and remote sales: Provides procedures for remote sellers and the comptroller for calculation of local sales and use taxes and payment to eligible taxing units, including deduction of two percent of each taxing unit’s share by the comptroller for administrative fees.	17-18
HB 2859 & HJR 95	1/1/20 if const. amends approved 11/5/19	Property tax exemptions for precious metals: Exempts precious metals held in a Texas depository from property taxation; prohibits a city from taxing such metals.	7
SB 2	1/1/20	Revenue cap: Sets “voter-approval tax rate” (nee rollback rate) at 3.5% and enacts numerous changes in	8-15

		the tax-rate setting procedure and elections. Note “de minimum rate” of \$500,000 for cities of less than 30,000. TML has prepared a Q&A summary of SB 2 that is available at: https://www.tml.org/DocumentCenter/View/1190/sb-2-ga_June2019	
SB 943	1/1/20	Contracting information: Applies open records to third party vendors and contractors of governmental bodies.	27-31
SB 346	1/1/20	Municipal court costs, fines, and fees: Updates and revises municipal court costs, fines, and fees; amending the allocation of court costs among state accounts, creating a new specialty court account, a jury service fund, a DNA testing account, a transportation administrative fee account, and a truancy prevention and division account, imposes numerous new procedures and details for fee allocation and use and determination of a defendant’s ability to pay	68-72