

**Village of Volente Regular Council Meeting,  
Tuesday, June 21, 2011, 7:00 P.M.  
At VVFD and Community Center, 15406 FM 2769, Volente, Texas.**

A quorum of the Planning & Zoning Commission and the Board of Adjustments may be present.

**MINUTES**

**A. ITEMS OPENING MEETING**

**1. Call to order.**

Mayor Justine Blackmore-Hlista called the meeting to order at 7:01 PM

**2. Roll Call**

Those in attendance were Councilmember's Mark Scott, Chris Wilder, Judy Graci, Matthew Hammond, Mayor Pro Tem Fred Graber and Mayor Justine Blackmore-Hlista.

**3. Pledge to the Flag and reading of the Village Vision Statement:**

Mayor Blackmore-Hlista led the pledge and Councilmember Scott read the Vision Statement.

**B. CITIZEN COMMUNICATIONS:**

Nancy Carufel, 8138 Joy RD, informed Council that she had seen Trails End after the BCRUA had completed reclaiming it back to its natural state saying that it is very nice and that a good job was done. Ms. Carufel also asked that maybe a postcard be sent concerning conserving water, stating that some of the wells in Volente are having trouble.

Jim Clishem, 8204 West DR, asked Council to consider allowing a homestead exemption.

**C. GENERAL BUSINESS AND ACTION ITEMS**

**4. Presentation from VVFD staff regarding burn ban and use of fireworks for July 4<sup>th</sup>.**

Lt. Mike Whiteley discussed the dangerous fire hazard that the state is in and that Travis County are banning all fireworks. He stated that the fire department will not be the one to call for enforcement that the Travis County Sheriff Dept will need to be contacted. He stated there will be extra staff on duty for the July 4<sup>th</sup> weekend.

**5. Discussion and possible action to send notice to residents regarding danger of ban on and potential penalties for using fireworks.**

Council discussed the dangers of the fireworks and the serious drought issue. Mayor Pro Councilmember Graber suggested that two separate post cards be sent. Councilmember Hammond made a motion to produce two separate postcards, one for the ban on fireworks and to contact Chief Groman to get the specifics, and the other to suggest the conservation of water. Councilmember Graci seconded. The motion was approved unanimously.

6. **Receive report and consider action to accept audit from auditors for the FY 2009-2010 from Keith Neffendorf of Neffendorf, Knopp, Doss & Co.**

Keith Neffendorf reviewed the audit report with Council stating that for a small city it has done well and in good shape financially. Councilmember Scott made a motion to accept the FY 2009-2010 Audit from Neffendorf, Knopp, Doss and Co. Councilmember Hammond seconded. The motion was approved unanimously.

7. **Discussion and possible action to approve the resolution to adopt Governmental Accounting Standards Board ("GASB") Statement 54.**

Mayor Pro Tem made a motion to adopt GASP54 resolution number 2011-R-69 the Governmental Accounting Standards Board ("GASB") Statement 54, a new standard for governmental fund balance reporting and governmental fund type definitions. Councilmember Graci seconded. The motion was approved unanimously.

8. **Discussion and recommendations from June 1, 2011 P&Z meeting.**

- a. **on the replat of Isle Estates Development, Lake Travis Subdivision NO. 5. Owners Travis Hollman & Bryan Redmond.**

P&Z Chair Ken Beck gave the recommendation from P&Z for the approval of the replat, stating that plat notes were added and it does not change any public improvements that have been installed or are required to be installed for the subdivision. It does clarify the limits on impervious cover for each of the eight lots that are contained in the subdivision and it adds notes to the plat that call for each of the eight lots to install rainwater harvesting of a minimum size of 3000 gallons.

- b. **on a variance request from applicant Charles Yates, 8108 Joy RD. Applicant is seeking a variance from Site Development Ordinance Sec. 33.340 A. Slope Limits. No construction or land disturbing activities shall be permitted on natural grades with slopes of twenty-five (25%) or steeper.**

P&Z Chair Ken Beck gave P&Z recommendation from P&Z for the approval of the variance request to build a retaining wall on slope of 25% to achieve a flat area for a yard in back of the house. This will also be serving as additional water quality control.

- c. **on recommendation regarding swimming pool equipment noise screening.**

P&Z Chair ken Beck gave recommendation from P&Z to the council that the village's current noise ordinance be used in the case of a neighbor complaining about excessive noise. The commission could find no comparable reference in any of the ordinances of villages in or near our area.

9. **PUBLIC HEARING:** on replat of Isle Estates Development, Lake Travis Subdivision NO. 5. Owners Travis Hollman and Bryan Redmond.

Mayor Blackmore-Hlista opened the public hearing. There were no comments from Public regarding this issue. Mayor Blackmore-Hlista closed the public hearing.

**10. Discussion and possible action on replat of Isle Estate Development, Lake Travis Subdivision NO. 5. Owners Travis Hollman and Bryan Redmond.**

Councilman Wilder made a motion to approve the amended replat of Isle Estate Development, Lake Travis Subdivision NO.5. Councilmember Scott seconded. The motion was approved unanimously.

**11. Discussion and possible action on variance request from applicant Charles Yates, 8108 Joy RD. Applicant is seeking a variance from Site Development Ordinance Sec. 33.340 A. Slope Limits. No construction or land disturbing activities shall be permitted on natural grades with slopes of twenty-five (25%) or steeper.**

Councilmember Hammond made a motion to grant the requested variance by Charles Yates for 8108 Joy Rd pursuant to the application submitted on February 28, 2011. Councilmember Graci seconded. The motion was approved unanimously.

**12. PUBLIC HEARING** on replat application and variances requested by Ron Murray for Lot 13C, Lake Travis Subdivision No. 2, Volente.

Mayor Blackmore-Hlista opened the public hearing. There were no public comments. Mayor Blackmore-Hlista closed the public hearing.

**13. Discussion and possible action on seven variances on the request from Ron Murray.**

1. Zoning Sec. 30.109(i) Average Lot Depth of 200'. Asking for average of 158'
2. Zoning Sec 30.109 (i) Minimum lot depth 125'. Asking for 122'
3. Subdivision Sec. 31.122 (b) (4) Sidelines of lots shall be at right angles to straight streets.
4. Subdivision Sec. 31.122 (b) (8) Minimum lot widths 75'. Asking for 65'
5. Subdivision Sec. 31.122 Street frontage on front & rear shall be avoided.
6. Site Development Sec. 33.327 D 2 a. Provide additional ROW to construct or improve that portion of existing platted streets.
7. Site Development Sec. 33.332 C. Minimum Buildable area. Asking for 25'.

Applicant Ron Murray provided letters of endorsement from friends.

Much discussion ensued regarding the variances. Attorney Tom Buckle stated that Council could act on variance's 3-5 but variance requests 1,2 & 7 would need to go before the Board of Adjustments as they are variances from the zoning ordinance.

Councilmember Graci made a motion to approve variance requests 3 through 7.

Councilmember Wilder seconded. Councilmember Graci then amended the motion to approve variance requests 3-6. Councilmember Wilder seconded. The motion was approved unanimously.

**14. Discussion and possible action on replat application requested by Ron Murray for Lot 13C, Lake Travis Subdivision No. 2, Volente.**

Councilmember Scott made a motion to accept the replat application of Lot 13C, Lake Travis Subdivision No. 2 conditional upon Board of Adjustment's approval of variance's 1, 2 and 7. Councilmember Hammond seconded. The motion was approved unanimously.

15. **PUBLIC HEARING: on conflict in Site Development Sec. 33.344 B 7. Storm water Detention Waiver Eligibility. By allowing a waiver violates state code.**  
Mayor Blackmore-Hlista opened the Public hearing. There were no public comments. Mayor Blackmore-Hlista closed the public hearing.
16. **Discussion and possible action to repeal Site Development Sec. 33.344 B. 7. Storm Water Detention Waiver Eligibility.**  
Councilmember Wilder made a motion to repeal the Site Development Sec. 33.344 B 7, Stormwater detention waiver eligibility. Councilmember Scott seconded. The motion was approved unanimously.
17. **Consideration and possible approval of:**
- a. **5/17/11 minutes and 5/24/11 minutes**  
Councilmember Graci made a motion to approve the minutes for 5/17/11 and 5/24/11 with corrections. Mayor Pro Tem Graber seconded. The motion passed unanimously.
  - b. **Financial reports for May**  
Council reviewed the report. Councilmember Scott asked that the ROW expenses be moved from that line item to Capital Metro line item.
  - c. **Investment Policy Update**  
Councilmember Scott informed Council that the changes to the policy were now all updated.
18. **Discussion and possible action on bank deposit choices for village funds.**  
Councilmember Scott discussed options to Council regarding bank deposit accounts stating that Capital One is offering .75 5 on \$250,000 and a business money market account of .85%. All accounts are FIDC protected up to \$250,000. Councilmember Graci made a motion to authorize Councilmember Scott to open a savings account and money market account for the village funds at Capital One Bank. Mayor Pro Tem Graber seconded. The motion was approved unanimously.
19. **Discuss road improvements on Debbie and Davy Dr.**  
Councilmember Hammond stated that the paving of both streets was completed. Mayor Pro Tem Graber stated that the crew will be back to redo a couple of spots. Council thanked Mayor Pro Tem Graber, Councilmember Hammond and resident David Dire' for their due diligence in getting the project completed.
20. **Discuss road improvements on West/Joy/Sharon and Lime Creek RD.** Mayor Pro Tem Graber discussed the plan to put hot mix on the shoulders and then chip & seal. Richard Roucloux, 8140 Joy Rd., asked Council to do something about the drainage before they do the road work. He stated he gets all the water down his driveway, that the runoff is much greater now since a fence was put up on the neighboring property that obstructs natural flow.  
Mayor Pro Tem Graber stated that hot mix would be used for the shoulders of Lime Creek Rd and clearing for line of site on curves and guard rail were the plans.  
Councilman Scott asked about possibly having a three foot shoulder added to Lime Creek.

**21. Update from staff:**

- a. Active and pending construction permits
- b. complaints for the month of May/June

Council reviewed the reports. Mayor Blackmore-Hlista asked if the signs at 16100 Wharf Cove had been removed. Councilman Wilder will follow up to have them removed.

**22. Discussion regarding the May Farmers Market.**

Councilmember Hammond discussed the low attendance at the May 15<sup>th</sup> event stating he did not spend as much but had doubled the advertising. He has plans to do fund raising projects to offset the cost. Next event will be planned for October.

**23. Discussion and possible action to re-appoint Ken Beck to position 1 and Ruan Lourens to position 3 on the planning and Zoning Commission.**

Councilmember Wilder made a motion to reappoint Ken Beck to position 1 and Ruan Lourens to position 3 on the planning and zoning commission. Councilmember Scott seconded. The motion was approved unanimously.

**24. Discussion and possible action to appoint Missy Thost to position 5 on the Planning and Zoning Commission.**

Councilmember Hammond made a motion to appoint Carroll "Missy" Thost to position 5 on the planning and zoning commission. Councilmember Wilder seconded. The motion was approved unanimously.

**25. Discussion and possible action to appoint Silvia Brunet-Jones to position 7 (second alternate) on the Planning and Zoning Commission.**

Councilmember Hammond made a motion to appoint Silvia Brunet -Jones to position 7 on the planning and zoning commission to replace Jack Hirschhorn. Councilmember Wilder seconded. The motion was approved unanimously.

**D. Adjourn**

Councilmember Hammond made a motion to adjourn. Councilmember Graci seconded. The meeting adjourned at 9:15 PM

PASSED AND APPROVED THIS 29 DAY OF NOVEMBER, 2011

  
Justine Blackmore-Hlista, Mayor

ATTEST:

