



## VILLAGE OF VOLENTE

### MINUTES

City Council Regular Meeting  
6:30 P.M., Tuesday, February 21, 2017  
16100 Wharf Cove, Volente, TX 78641

#### A. ITEMS OPENING THE MEETING

1. Call to Order - Mayor Beck called the meeting to order at 6:30 p.m.
  - i. Call Roll and Establish a Quorum  
Present: Baker, Beck, Fleenor, Fogarasi, Hopkins, Yenawine  
Absent: None  
Staff: Buckle, Vicuña  
A quorum was present.
  - ii. Pledge of Allegiance - All stood for the Pledge of Allegiance
2. Approval of Minutes  
**Fogarasi motioned to approve the minutes of August 25, November 21, and December 13, 2016, with the edits as submitted, seconded by Baker. Motion carried unanimously.**
3. Village Reports
  - i. Financial Reports
    - Baker presented the financial reports for January 2017.
      - Staff reported that Mr. Davison was invoiced five months after the completion of his project.  
**Hopkins motioned to write off this account, seconded by Fleenor. Motion carried unanimously.**
        - Beck reported on Chase Griesbach's account, he will continue to work toward payment of the account.
        - Hopkins commented on the TCAD account and stated that governmental entities could not be invoiced.  
**Hopkins motioned to write off the TCAD account, seconded by Fleenor. Motion passed unanimously.**
          - Hopkins raised a question regarding the payroll account. Baker will research and report back.
          - Baker will look into the reason why the Village paid Federal Unemployment Tax in January and report back.
          - Baker recommends that Council decide soon on the amount that should be put aside for road maintenance during FY 2016-2017.
  - ii. Crime Report - Staff presented the crime report for January 2017.
  - iii. Committee Reports
    - Public Safety – Yenawine has met with the party boat operators to prepare for the season and to determine which weekends law enforcement would be

needed. Staff will make contact with the Sherriff's office to work on the contracts.

- Environmental – Fogarasi reported that the committee has not met due to member concerns that their effort will not lead to anything.
- PR/Communications – Fleenor reported on Communications.

iv. Mayor's Report

**B. CITIZEN COMMUNICATIONS**

1. Judi Graci, Booth Circle
2. Nancy Carafel, Joy Rd
3. Kristi Belote, Buddy Lane
4. Kellie Rush-Frie, 15401 FM 2769

**C. GENERAL BUSINESS AND ACTION ITEMS**

1. Close Public Meeting, Enter Executive Session. *The Village Council will announce that it will go into Executive Session, (pursuant to Chapter 551.071 and 551.072 of the Texas Government Code), for consultation with Attorney regarding deliberations concerning Mollberg Park, Cap Metro, and PIR from Bill Aleshire. Also, to discuss real estate issues concerning the PDD and the property located at 15971 Booth Circle.*

Mayor Beck closed the public meeting at 7:37 p.m.

2. Close Executive Session, and Open Public Meeting.  
The public meeting was reopened at 8:36 p.m.
3. Discussion and Possible Action resulting from executive session, if any.
  - Cap Metro - No action taken
  - Molberg Park - **Fogarasi motioned to allow himself and City Attorney Buckle to work together to prepare and file a lawsuit against Travis County and the BCP in regards to Molberg Park with the intention to go for a summary judgement. Based on the outcome of that, they will come back to council to determine if further action will be needed, seconded by Yenawine. Unanimous consent.**
  - PIR, Aleshire/Thrash - **Baker motioned to direct the city attorney to contact Mr. Aleshire and request permission for Mayor Beck to speak to Allison directly about resolving the PIR fees complaint, seconded by Fleenor. Motion carried.**
  - 15971 Booth Circle boundary issues - **Yenawine motioned to authorize Mayor Beck to assign the boundary agreement with the applicant, seconded by Hopkins. Motion carried.**
  - PDD agreement - **Yenawine motioned to direct the city attorney to draft a demand letter to the PDD owners to fulfill their obligation to give the village money promised and park within 60 days, seconded by Fogarasi. Motion carried.**
4. Update, discussion and possible action related to the status of zoning ordinance 2016-0-173,

to clarify or amend, including defining legal lots – Council Member Hopkins and Staff  
City attorney advised against adding bed and breakfasts to short term rentals.

**Citizen comments:**

1. Kristi Belote, Buddy Lane
2. Kellie Rush-Frie, 15401 FM 2769

**Yenawine motioned to send the zoning ordinance back to P&Z to review the suggested changes including amplified music, and supply them ample legal and engineering budget to support them, seconded by Hopkins. Unanimous consent.**

5. Discussion and possible action on amending the Subdivision Ordinance to provide for easy combination of any number of lots of the same zoning category into a single lot of less than five acres – Mayor Beck

Mayor Beck will make edits and send to the city's engineer and attorney for review.

6. Planning and Zoning Commission report to Council regarding zoning map – Mayor Beck

Roucloux reported that P&Z recommends the residential and commercial zones on the zoning map. He recommends a review for amendment of the annexation ordinance &/or the zoning ordinance based on his concerns regarding how they can be interpreted.

**Fleenor motioned to accept the zoning map with the limited annexation of the water, extending the city limit to the water edge and the ratification by P&Z, seconded by Baker. Unanimous consent.**

**Hopkins motions to have the city attorney draw up the amended ordinance for the annexation of the water, seconded by Yenawine. Motion carried.**

7. Discussion and possible action on assigning the following two priorities to the Planning and Zoning Commission – Mayor Beck
  - i. Complete update of long range Comprehensive Plan immediately
  - ii. Develop and recommend to Council an amendment to Zoning Ordinance to add provisions for Conditional Overlay

**Fogarasi motioned to assign P&Z with the update of the long range comprehensive plan as a top priority, seconded by Hopkins. Motion carried.**

**Fogarasi amended his motion to give P&Z leeway to expand the comprehensive plan as needed and use the existing comprehensive plan for reference, seconded by Yenawine. Motion carried.**

**Tom Buckle stated to specify Land Use Plan.**

**Yenawine motioned to direct P&Z to recommend an amendment to the zoning ordinance to include provisions for a conditional overlay, seconded by Hopkins.**

**Unanimous consent.**

8. Discussion and possible action regarding Village decision on how best to enforce our codes and ordinances – Council Members Hopkins and Fleenor

**Citizen comment:**

Kristi Belote, Buddy Lane

**Yenawine motioned to move items 10, 11, and 13 up, seconded by Fleenor. Motion carried.**

**Hopkins motioned to postpone items 9, 12, 14, 15 and 16 to a special called meeting, seconded by Fogarasi. Motion carried.**

9. Discussion and possible action on establishing a policy for calling a special work session of Council and the Planning and Zoning Commission to hear and discuss potential development proposals in the Village, or to establish a standing special committee made up of two council members and two P&Z members to meet with potential developers in the same circumstance – Mayor Beck

Item postponed to February 28<sup>th</sup>.

10. Approval of payment of the engineering bill for the drawing of the maps due to amount over authorized sum– Mayor Beck

**Hopkins motioned to increase the budget for the zoning map to \$4500, seconded by Fogarasi. Motion carried.**

11. Discussion and possible action on the HVJ proposal for bidding and oversight of our road projects – Mayor Beck

**Hopkins motioned to pay the new proposal of \$21,980 vs. the previously proposed \$17,157 to get the work done, seconded by Fogarasi. Motion carried.**

12. Formalizing committees and committee assignments for this calendar year – Mayor Beck

Item postponed to February 28<sup>th</sup>.

13. Discussion and possible action on email, backup systems, and IT service provider – Mayor Pro Tem Baker

Baker will go out for 3 bids/proposals. He requests the record shows that he will not be going through the process of hiring an engineer.

**Hopkins motioned to direct Steve to go out for bids to find an IT firm, seconded by Fogarasi. Motion carried.**

14. Discussion and possible action of formation of negotiations team and setting of work schedule to complete negotiations with VJ's development team on restrictions on development of

overall property – Mayor Beck

Item postponed to February 28<sup>th</sup>.

15. Discussion and possible action on creating an ad hoc committee consisting of two council members (Fogarasi and Fleenor) and two Village residents to create the first draft of a new village Site Development process and Ordinance – Mayor Beck

Item postponed to February 28<sup>th</sup>.

16. Discussion and possible action on prioritizing council goals for 2017 – Council Member Hopkins

Item postponed to February 28<sup>th</sup>.

**D. ADJOURNMENT**

Council called a special meeting to be held February 28, 2017 to discuss the remainder of this agenda.

The meeting adjourned at 11:15 p.m.

**Approved this 19<sup>th</sup> day of September, 2017.**

Signed:

Attest:

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Ken Beck, Mayor

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Nicole Vicuña, City Secretary