



**-MINUTES-**  
**Venus City Council**  
**Regular Meeting**  
**Monday, May 14, 2018**

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Pursuant to the provisions of Chapter 551 Texas Government Code, notice is hereby given of a Regular Meeting of the Venus City Council, to be held in the City Council Chambers at 103 West 3<sup>rd</sup> Street, Venus, Texas 76084 on Monday, May 14, 2018

James Burgess	Mayor
Jeannie Prazak	Councilmember Place 1
Laurna Guidry-Shaw	Councilmember Place 2
Jeanie Toland-Scott	Mayor Pro-Tem Place 3
Geronimo Hernandez	Councilmember Place 4
Robert McCurdy	Councilmember Place 5

**REGULAR AGENDA**

Mayor Burgess called the meeting to order at 7:00 PM, then led the invocation, and the pledge of allegiance.

**ANNOUNCEMENTS AND PRESENTATIONS BY THE MAYOR**

*No announcements*

**CITIZENS PUBLIC COMMENT**

*No comments*

**PROCLAMATIONS**

**PROCLAIM MAY 13<sup>TH</sup> THROUGH THE 19<sup>TH</sup> 2018 AS NATIONAL POLICE WEEK IN THE CITY OF VENUS.**

Mayor Burgess proclaimed the week of May 13<sup>th</sup> through the 19<sup>th</sup> National Police week in the City of Venus

**I. PUBLIC HEARING-7:03 PM**

- **CONDUCT A PUBLIC HEARING ON A ZONING CHANGE APPLICATION FILED BY ADELINA PROPERTIES, ADEL SEBITA, PROPERTY OWNER, REQUESTING THAT 0.37 ACRES LOCATED AT GEO NUMBER 126.0026.00078, 0.49 ACRES, GEO ID NUMBER 126.0026.00072, 0.29 ACRES, GEO ID NUMBER 126.0026.00073 REZONED FROM RESIDENTIAL TO COMMERCIAL.**

Adel Sebita spoke regarding his plans for the land he is requesting be rezoned.

**ADJOURNED: 7:12 PM**

**II. PUBLIC HEARING-7:12 PM**

- **CONDUCT A PUBLIC HEARING TO REJECT OR GRANT A REQUEST RECEIVED ON WEDNESDAY, APRIL 4, 2018 FROM CHARLES ANDERSON OF CWA PATRIOT LAND PARTNERS FOR APPROXIMATELY 70.32 ACRES OF LAND TO BE VOLUNTARILY ANNEXED BY THE CITY OF VENUS, TEXAS.**

Director of Economic Development, Zach Goodlander explained the development that would be built on the land that was being requested to be voluntarily annexed. The developer, Charles Anderson presented the plans for the development. Citizens and Council had questions regarding low income housing and the development having a park.

**ADJORNED-7:31 PM**

**III. PUBLIC HEARING-7:31**

- **CONDUCT A PUBLIC HEARING TO PASS AN ORDINANCE PROHIBITING SMOKING IN PUBLIC AREAS SUCH AS SIDEWALKS, BUILDINGS, AND OTHER PROPERTIES.**

Mayor Burgess presented the item and asked attorney, Cass Callaway to explained the need for a smoking ordinance.

**ADJOURNED-748 PM**

**CONSENT AGENDA**

- **APPROVAL OF MINUTES, RATIFY PAYMENT OF BILLS FOR THE MONTH OF APRIL, AND RECEIVE QUARTERLY INVESTMENT REPORT.**

Councilmember Hernandez had a question about a bill. Councilmember Prazak made a motion, seconded by Councilmember Scott to approve the Consent Agenda as stated. Motion carried unanimously (5,0).

**REGULAR AGENDA**

**1. PRESENT GENERAL AND SPECIAL ELECTION RESULTS TO MAYOR.**

City Secretary, Rana Gamel presented Mayor Burgess with the election results. Councilmember Hernandez explained that he noticed a discrepancy regarding the number of votes that were posted on the civic center door and the website. Mrs. Gamel directed the council to look at the tally sheets that were presented with the certified document which contained the election clerk's numbers. Mrs. Gamel also explained the results posted on the civic center door and the website were unofficial and incorrect because the tally sheets contained the actual count and that is what should be considered the correct results. After the council counted the tally marks on the election worker's tally sheets, it was concluded that the votes presented by the City Secretary were accurate and the postings were not, as explained.

2. **APPROVE A RESOLUTION CANVASSING THE RESULTS FOR THE GENERAL AND SPECIAL ELECTION HELD ON THE 5<sup>TH</sup> OF MAY 2018.**  
Councilmember Prazak made a motion, seconded by Councilmember Hernandez to approve item 2 as stated, resolution 06-2018-05. Motion carried unanimously (5,0).
  
3. **ADMINISTER OATH OF OFFICE TO THE NEWLY ELECTED CITY OF VENUS COUNCILMEMBERS.**  
City Secretary, Rana Gamel administered the Oath of Office to the newly elected city officials.
  
4. **DISCUSS AND CONSIDER THE APPOINTMENT OF A MAYOR PRO-TEM.**  
Mayor Burgess nominated Councilmember Scott, Councilmember Prazak nominated Councilmember Shaw, Councilmember Shaw nominated herself, Councilmember Scott nominated herself. Jeanie Scott was appointed Mayor Pro-Tem by 3 votes, Councilmember Hernandez, Councilmember Scott, and Councilmember McCurdy. 2 abstentions, Councilmember Prazak and Councilmember Shaw.
  
5. **NOMINATE AND ELECT TWO 4B MEMBERS, ONE FROM THE VENUS CITY COUNCIL AND ONE A CITY OF VENUS RESIDENT FOR A TWO-YEAR TERM.**  
For the one-year term Mayor Burgess nominated Shelley Clower, Councilmember Prazak nominated Shelley Clower, Councilmember Shaw nominated Shelley Clower. Shelley Clower was elected (5,0) for the one-year term on the 4B Board. For the two-year term, Mayor Burgess nominated Councilmember McCurdy, Councilmember Prazak nominated Councilmember McCurdy, Councilmember Hernandez nominated Councilmember Prazak. Councilmember McCurdy was elected for the two-year term on the 4B Board with 4 votes and 1abstention (Hernandez).
  
6. **DISCUSSION ONLY OF AUTHORIZING THE EXECUTION AND DELIVERY OF A PROJECT FUNDING AGREEMENT WITH THE VENUS COMMUNITY SERVICE DEVELOPMENT CORPORATION APPROVING THE EXPENDITURE OF FUNDS BY THE CORPORATION IN CONNECTION THEREWITH; AND CONTAINING OTHER PROVISIONS RELATED THERETO – FIRST READING”**  
Mayor Burgess presented the item, Chief of Police/City Administrator, Mike Boese explained the agreement. No action was taken.
  
7. **DISCUSS AND CONSIDER APPROVAL OF AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF CITY OF VENUS, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 2018; LEVYING AN ANNUAL AD VALOREM TAX AND PROVIDING FOR THE SECURITY FOR AND PAYMENT OF SAID CERTIFICATES OF OBLIGATION; APPROVING THE OFFICIAL STATEMENT; PROVIDING AN EFFECTIVE DATE; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT.”**

Jorge Delgado presented the document explaining the Certificate of Obligation rating and the process of the receiving the Certificate of Obligation. Councilmember Prazak made a motion, seconded by Councilmember Shaw to approve the item as state, ordinance no. 649-2018-05. Motion carried unanimously (5,0).

**8. DISCUSS AND CONSIDER APPROVAL OF A ZONE CHANGE REQUEST FILED BY ADELINA PROPERTIES, ADEL SEBITA, PROPERTY OWNER, REQUESTING THAT 0.37 ACRES LOCATED AT GEO NUMBER 126.0026.00078, 0.49 ACRES, GEO ID NUMBER 126.0026.00072, 0.29 ACRES, GEO ID NUMBER 126.0026.00073 REZONED FROM RESIDENTIAL TO COMMERCIAL.**

Councilmember Prazak made a motion, seconded by Mayor Pro-Tem Scott to approve item as stated. Motion carried (4,0) with 1 abstention (Hernandez).

**9. DISCUSS AND CONSIDER APPROVAL OF AN ORDINANCE AMENDING THE BUDGET FOR FISCAL YEAR 2017-2018 TO FUND THE CONSTRUCTION OF A FULL-SIZE BASKETBALL COURT WITH PLEXIPAVE COATING AND THE PURCHASE OF AN ARCH WAY FOR SHANNA PARK.**

Councilmember Prazak made a motion, seconded by Mayor Pro-Tem Scott to approve the item as stated, ordinance no. 650-2018-05. Motion carried unanimously (5,0).

**10. DISCUSS AND CONSIDER APPROVAL OF AN ORDINANCE PROVIDING REGULATIONS FOR PUBLIC SIDEWALK DISPLAYS TO PROTECT THE WELFARE AND SAFETY OF INHABITANTS.**

Mayor Burgess presented the item and asked Chief of Police/City Administrator to explain the ordinance. Mayor Burgess left the dais at 8:34 PM and returned at 8:36 PM. Councilmember Prazak made a motion, seconded by Councilmember Shaw to approve ordinance no.651-2018-05. Motion carried unanimously (5,0).

**11. DISCUSS AND CONSIDER APPROVAL OF AN ORDINANCE ORDERING THE AMENDMENT OF ARTICLE III. GARAGE SALES, SECTIONS 10-82 GARAGE SALE OPERATOR'S PERMIT, APPLICATION FOR PERMIT, DISPLAY OF SIGNS AND ADDING NEW SECTION 10-86 WAIVER OF PERMIT AND FEE REQUIREMENT.**

There was a discussion with staff and council what the ordinance states regarding what is allowed and what is prohibited. Chief Boese/City Administrator, Mike Boese explained the main change to this ordinance are for clarification purposes. Councilmember Shaw made a motion, seconded by Mayor Pro-Tem Scott to approve item as stated, ordinance no. 652.2018-05 Motion carried unanimously. (5,0).

**12. DISCUSS AND CONSIDER APPROVAL OF AN ORDINANCE ORDERING THE AMENDMENT OF CHAPTER 10, BUSINESSES AND BUSINESS REGULATIONS, TO INCLUDE A PROCESS FOR THE INSPECTION AND PERMITTING OF FOOD ESTABLISHMENTS TO PROMOTE THE SAFETY OF FOOD IN CITY FOOD ESTABLISHMENTS.**

Councilmember Prazak made a motion, seconded by Councilmember Shaw to approve the item as stated, ordinance no. 653-2018-05. Motion carried unanimously (5,0).

**13. DISCUSS AND CONSIDER APPROVAL OF AN ORDINANCE FOR THE CITY OF VENUS TO PROHIBIT SMOKING IN PUBLIC PLACES SUCH AS SIDEWALKS, BUILDINGS AND OTHER PROPERTIES.**

Council and staff had a discussion regarding where people would allow to smoke. Councilmember Shaw made a motion, seconded by Mayor Pro-Tem Scott to approve item as stated, ordinance no. 654-2018-05. Motion carried unanimously (5,0).

**14. DISCUSS AND CONSIDER APPROVAL OF AN ORDINANCE TO ACCEPT LANDOWNER PHILLIP AND MARTHA COUCH'S REQUEST FOR A TRACT OF LAND TO BECOME A PART OF VENUS EXTRATERRITORIAL JURISDICTION, NAMELY; A TRACT IDENTIFIED BY JOHNSON COUNTY CAD NUMBER 126.0901.00021.**

Councilmember Prazak made a motion, seconded by Councilmember Shaw to approve the item as stated at 9:23 PM, ordinance no. 655-2018-05. Motion carried unanimously (5,0).

**15. DISCUSS CONSIDER APPROVAL OF AN ORDINANCE TO ACCEPT LANDOWNER PHILLIP AND MARTHA COUCH'S REQUEST FOR A TRACT OF LAND TO BECOME A PART OF VENUS EXTRATERRITORIAL JURISDICTION, NAMELY; A TRACT IDENTIFIED BY JOHNSON COUNTY CAD NUMBER 126.0560.00050.**

Councilmember Shaw made a motion, seconded by Councilmember Prazak to approve the item as stated at 9:24 PM, ordinance no. 656-2018-05. Motion carried unanimously (5,0).

**16. DISCUSS AND CONSIDER APPROVAL OF AN ORDINANCE TO ACCEPT LANDOWNER PHILLIP AND MARTHA COUCH'S REQUEST FOR A TRACT OF LAND TO BECOME A PART OF VENUS EXTRATERRITORIAL JURISDICTION, NAMELY; A TRACT IDENTIFIED BY JOHNSON COUNTY CAD NUMBER 126.0499.00120.**

Councilmember Prazak made a motion, seconded by Councilmember Shaw to approve the item as stated at 9:25 PM, ordinance no. 657-2018-05. Motion carried unanimously (5,0).

**17. DISCUSS AND CONSIDER APPROVAL OF AN ORDINANCE TO ACCEPT LANDOWNER PHILLIP AND MARTHA COUCH'S REQUEST FOR A TRACT**

**OF LAND TO BECOME A PART OF VENUS EXTRATERRITORIAL JURISDICTION, NAMELY; A TRACT IDENTIFIED BY JOHNSON COUNTY CAD NUMBER 126.0499.00125.**

Councilmember Shaw made a motion, seconded by Councilmember Prazak to approve the item as stated at 9:26 PM, ordinance no. 658-2018-05. Motion carried unanimously (5,0).

**18. PRESENTATION OF MONTHLY DEPARTMENT REPORTS:**

- **POLICE DEPARTMENT - CAPTAIN JAMES GROOM**
- **FIRE DEPARTMENT - CHIEF ALLEN**
- **PUBLIC WORKS AND WATER/SEWER - PUBLIC WORKS DIRECTOR CESAR ROCA**
- **ADMINISTRATION - CITY ADMINISTRATOR MICHAEL BOESE**

**Executive Session**

*No Executive Session*

**Regular Agenda**

**IV. ADJOURNED: 9:42 PM**

APPROVED:

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ATTEST:

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DATE:

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