

**MINUTES OF THE MEETING OF THE
VILLAGE OF BEAR CREEK COMMISSIONERS
November 9, 2015**

1) Call to Order

The meeting was called to order 7:02 pm.

2) Roll Call

Mayor Upham, Commissioner Brushwood and Commissioner Burns are present.

3) Citizens Comments will be taken from the audience on Non-Agenda related topics. No action may be taken by the City during Citizens Comments.

John Hudson wants to discuss the Right of Way tree trimming. But will hold his comments until the agenda item is open for discussion.

4) Approval of Minutes from October 21, 2105 Commissioner Meeting.

Commissioner Burns makes motion to approve the October 21, 2015 minutes as submitted. Commissioner Brushwood seconds. Motion approved is approved unanimously.

5) Discussion and possible action in regards to reviewing 2015 – 2016 budget and actual expenditures.

No action taken.

6) Consent Agenda – the following may be acted upon in one motion. A

Commissioner, Mayor or a Citizen may request items be pulled for separate discussion and/or action.

A. Approval to pay Postal Annex \$252.00 for annual mail box renewal. Invoice dated 11/2/2015.

Commissioner Burns makes motion to approve the consent agenda as submitted.

Commissioner Brushwood seconds. Motion approved is approved unanimously.

7) New Business

A. Discussion and possible action regarding review of road system including the low water crossing condition after October historic rainfall. Including but not limited to discussion and approval of an engineering study of all roadways, the low water crossing and drainage.

Council discusses the recent heavy rains and how running water affects the roads, right

of way, and the low water crossing. There is a hole on downstream side of low water crossing. They witnessed force of water and volume of water creating a churning over the hole. In the hole is dirt and rock, appears to be unstable once it's churning. Concerns this will eventually erode the underpinning of the downstream side of low water crossing. Also noted are cracks that go across the low water crossing and over the pipes. Mayor Upham contacted Sid Bassari, Engineer, to perform a review of our roadways and the low water crossing. Bassari quoted \$5,000.00 to \$8,000.00 to perform a road study/report. This exceeds the amount approved at last council meeting. The Mayor requests approval to go up to \$4,000.00 plus expenses and to find an engineer to complete the study. Sid Bassari is now employed by Capital Engineering. Commissioner Burns makes a motion to increase the approved engineering fee to \$4,000.00 plus expenses. This is to be spent on a study of our road systems and damage on low water crossing. Commissioner Brushwood seconds. Motion approved is approved unanimously. Open discussion takes place regarding people and vehicles crossing the low water crossing when warning barriers were in place and water was rushing over the road.

8) Old Business

A. Discussion and possible action on VOBC Right-of Way Clearing. (Brushwood)

Commissioner Brushwood reports that Aspen Tree Service and Landscaping has had an 8 person crew working in the village. He feels they've used highly effective and efficient equipment. They have cleared significantly more than the amount originally discussed.

He's received only one call which was from the property owner at 8003 Niles Cove, asking about the tree removed at edge of Niles Cove road. Though not included in the bid, if council approves, Aspen Tree Service has offered to drop off a guy with 60 mower to mow the ROW. They submitted invoice for \$7,000.00 payment prior to completing the work. Brushwood reports the work was completed today, thus Aspen wants council to approve payment tonight so they don't have to wait until next month. Mayor Upham and Commissioner Burns haven't had an opportunity to review and approve the work. They request to inspect the village in the morning and provide feedback to the City Secretary. If either Upham or Burns feels work is not complete they will provide details for her to forward to Brushwood. Once Aspen Tree Service has

completed that work to Brushwood's satisfaction he can release the check to Aspen Tree Service. Council agrees Aspen does not need to provide mowing service. Mayor Upham makes motion to approve check \$7,000.00 to Aspen Tree Service and Landscaping for ROW work performed. City Secretary is to hold the check until the job is declared complete. Commissioner Burns seconds. Motion is approved unanimously.

B. Discussion and possible action on improvements to the low water crossing. (Upham)

Table this item.

C. Discussion and possible action regarding an automated digital speed limit detection and warning sign. (Bohm)

Commissioner Brushwood successfully downloaded new readings; three months – August, September and October 2015. Report includes volume of cars by date, day of the week, time of the day, average speed, high speed, low speed, etc. Brushwood is new to this item and getting familiar with the reports. Mayor Upham wants the quantity of cars and average high speed information to be forwarded to the Hays County Sherriff.

D. Discussion and possible action regarding Village of Bear Creek Right-of-Way; including but not limited to ditch work. (Upham)

Now that the ROW clearing work is complete on N Madrone Trl, Kathryn Rosenbluth, recommends replacing the "DIP" signs with new ones. Existing signs are old and missing letters. Mayor Upham makes motion to approve funds not to exceed \$150.00 to purchase 2 "DIP" signs and hardware. "Do Not Enter When Flooded" signs are mounted on the same pole(s) as the "DIP" sign. Motion amended to state approve funds not to exceed \$200.00 to replace 2 "DIP" and 2 "Do Not Enter When Flooded" signs and hardware. Commissioner Burns seconds. Motion approved unanimously.

9) Announcements

**A. Next VOBC Commissioners Meeting is scheduled for Monday,
December 21, 2015 7:00 PM**

10) Adjournment

The meeting adjourned at 8:05 PM

Submitted on November 28, 2015 by Kathryn Rosenbluth.

Approved on 12/21/15

By Kathryn Rosenbluth, City Secretary Kathryn Rosenbluth