

**MINUTES OF THE MEETING OF THE
VILLAGE OF BEAR CREEK COMMISSIONERS
July 17, 2017**

1) Call to Order

The meeting was called to order 7:05 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.

Kathryn Rosenbluth states what they thought was a possibility of Oak Wilt on their property is a survivable fungus called Oak Anthracnose.

4) Approval of Minutes from June 19, 2017 Commissioner Meeting.

Commissioner Brushwood makes motion to approve June 19, 2017 minutes with one correction: removing the cell phone number in #7.C. Commissioner Burns seconds. Motion is approved unanimously.

5) Discussion and possible action in regards to reviewing 2016 – 2017 budget and actual expenditures.

Reviewed no changes needed. Mayor Upham states all review items are at 100% or better and road budget is underspent by \$168,283.00. However, currently under contract to spend \$153,000.00 on roads.

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. Approve payment to Jeff Raffaele \$1,000.00 for ROW mowing. Invoice dated 7/1/17.

B. Approve payment to Knight Law Firm \$600.00 for legal services in May 2017.

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

Commissioner Brushwood seconds. Motion is approved unanimously.

7) New Business

A. Discussion and possible action regarding road improvements to FM 1826.

Commissioner Brushwood called Victor Vargas with TX Dot to inquire why no right turn lane onto N Madrone Trl from FM 1826 and discussed adding 6' of shoulder on both sides of road and striping. As is we must slow down to make a right turn from FM 1826. And when leaving N Madrone Trl going north we could pull into the middle section of FM 1826 to turn left. Both dangerous maneuvers. Mayor Upham concerned with increase of height of FM1826 from our entrances. Increase creates visibility issues, especially from N Madrone Trl. Council is in favor of the dedicated left turn lane from FM 1826 to Bear Creek Drive. Council agrees it's best that drivers are not permitted to turn left from FM 1826 to N Madrone Trl. Other concerns are signage and the safety of new culverts. Council appoints Mayor Upham to write letter to TX Dot & the contractor our concerns and request an onsite workshop to discuss.

8) Old Business

A. Discussion and possible action regarding renewal of existing franchise agreement with Pedernales Electric Cooperative, Inc. (Upham)

Mayor Upham states PEC has approved a 5 year agreement. Council reviews the document, besides correcting mailing address for VOBC, all is good. The franchise agreement is in the form of an Ordinance which requires posting before council can approve. City Secretary will post and have on next month's agenda for discussion and action to approve.

B. Discussion and possible action on road system including contract with Lone Star Paving. (Upham)

Mayor Upham reports all we are waiting for is a start work date from Lone Star Paving. The concrete work is to be done first.

C. Discussion and possible action regarding Hays County Hazard Mitigation Plan.

Commissioner Brushwood reports the Hays County Hazard Mitigation Plan is approved for release for public comment. Draft is posted to the Hays County Emergency Services Page and available for comment through July 26, 2017. Goal is to submit the draft to the Texas

Division of Emergency Management by August 1.

D. Discussion and possible action regarding New Flood Insurance Rate Map and VOBC participation in the National Flood Insurance Program.

Kathryn Rosenbluth reports Shawn Snyder, FEMA Field Coordinator, reviewed our Flood Prevention Ordinance and recommends it be updated to include the definition for Base Flood Elevation to be FEMA compliant. FEMA stipulates that a community can adopt higher standards but can't have anything less than the base level ordinance. Shawn provided a sample base level ordinance. Mayor Upham authorized Kathryn to provide this information to legal counsel and have them draft an updated VOBC Flood Prevention Ordinance for council to review. Kathryn requested FEMA assistance in interpreting the proposed updated FEMA maps to determine if changes affect VOBC property owners. Friday Charla Marchuk, FEMA Floodplain Specialist, responded with additional tools which Kathryn hasn't yet had the opportunity to use. If Kathryn finds VOBC properties with improvements now in the flood zone, she will notify them of the change encourage them to attend one of the public meetings for more information and flood insurance.

E. Discussion and possible action regarding reports of missing and stolen US mail from delivery boxes.

Kathryn Rosenbluth informed council she went to Oak Hill USPS office and spoke with the Manager. Provided him copy of the "Neighborhood Watch Protect Your Mail" post card that Michael Sullivan emailed the Mayor. Their seemed to utter confusion over this. He didn't know if they could mail the postcard out on our behalf or if was something they could give us to mail out with a permit# G-10, or exactly how to handle our request. The Manager couldn't reach Michael Sullivan by phone but spoke to another office who said they would research our issue and get back to Kathryn in a few days. She's heard nothing since. Mayor Upham said he would see what he could do.

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

Commissioner Brushwood states that Randall Ryan has downloaded new data and it's up and running. He provided June report to council. Between hours 8 AM to 2PM speeds are acceptable, outside those hours speed exceeds 40 mph.

G. Discussion and possible action regarding Village of Bear Creek Right-of-Way. (Upham)

Council discusses Jeff Raffaele's comment that "there are many areas throughout the neighborhood where the trees and bushes are starting to hang low into the ROW and some are starting to reach the roadway". Commissioner Burns said he will investigate and report back. Commissioner Brushwood wants to make an effort to save the few Madrone trees we have in the village.

H. Discussion and possible action to change the Minimum Driveway Standards. (Burns)

Commissioner Burns reports no further action.

9) Announcements

**A. Next VOBC Commissioners Meeting is scheduled for Monday,
August 21, 2017 7:00 PM**

10) Adjournment

The meeting adjourned at 8:40 PM

Submitted on August 12, 2017 by Kathryn Rosenbluth.

Approved on 8/21/17

By *Kathryn Rosenbluth*
Kathryn Rosenbluth, City Secretary