

**MINUTES OF THE MEETING OF THE
VILLAGE OF BEAR CREEK COMMISSIONERS
October 16, 2017**

1) Call to Order

The meeting was called to order 7:08 pm.

2) Roll Call

Mayor Upham and Commissioner Brushwood are present. Commissioner Burns is running late.

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.

None.

4) Approval of Minutes from September 18, 2017 Commissioner Meeting.

September 18, 2017 minutes are not available. Table to next month.

5) Discussion and possible action in regards to reviewing 2017 – 2018 budget and actual expenditures.

Mayor Upham mentions the budgeted \$555.00 for TML Membership Dues is insufficient to cover the \$563.00 invoice. Upham makes a motion to take \$45.00 from contingency fund and allocate \$45.00 increasing the budget to \$600.00 for TML Membership Dues.

Commissioner Brushwood seconds. Motion is approved unanimously.

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 Texas Municipal League \$563.00 annual membership dues. Invoice dated 8/8/17.

B. Approve payment to Knight Law Firm \$450.00 for legal services in August 2017.

C. Approve reimbursement to Kathryn Rosenbluth \$262.00 for recording fees & tax cert – final plats to subdivide. (\$121.00 recording & \$10.00 tax cert Sec 1, Lot 44 + \$121.00 recording & \$10.00 tax cert Sec 1, Lot 45)

- D. Approve payment to Lone Star Paving \$161,758.10 for road chip seal. Invoice dated 9/19/17.**
- E. Approve payment to Jeff Raffaele \$90.00 for painting three stop sign strips. Invoice dated 10/4/17.**
- F. Approve reimbursement to Bruce Upham \$314.82 for road reflectors & adhesive purchased 10/4/17.**
- G. Approve payment to Postal Annex \$252.00 annual renewal fee for PO Box 244. Invoice dated 10/2/17.**
- H. Approve payment to Volkert Inc \$7,470.00 final invoice for inspections & oversight of road work. Invoice dated 9/28/17.**

Commissioner Brushwood makes a motion to approve the consent agenda as submitted. Mayor Upham seconds. Motion is approved unanimously.

7:20 pm Commissioner Burns is in attendance.

7) New Business

A. Discussion and possible action to renew services contract Texas Disposal Systems. Ja-Mar Prince, TDS Representative to make presentation to council.

Ja-Mar Prince presents a 5 year service proposal to council. Current rate is \$20.26 per month per residence. Proposal freeze this rate for 12 months, following year's rate will go to \$20.63 and continue to increase on an annual basis at 1.8% for the following successive years. Base rate doesn't include the VOBC franchise fee of 15.18%. With franchise fee first year cost to residents is \$23.76 per month. Includes weekly trash pickup and biweekly recycling pickup. Council discusses and agrees the rate proposal is fine. However, Council wants confirmation TDS contract includes an annual manned Trash Collection Day and that weekly trash pickup includes up to 3 cans or TDS bin + 2 bundles or TDS bin + 2 trash cans. Ja-Mar Prince doesn't think there will be any issue agreeing to these terms and will present revised proposal or contract to Mayor Upham. Commissioner Burns makes motion authorizing Mayor Upham to sign new TDS contract with 5 year term. Commissioner Brushwood seconds. Motion is approved unanimously.

B. PUBLIC HEARING: Discussion and possible action to approve Preliminary Plat to Subdivide BCO, Section 1, Lot 35A, a 5.09 acre tract into two lots each greater than 2.0 acres. Request submitted by LSH Properties LLC.

Council reviews the preliminary plat. Tom Hallberg is in attendance representing LSH Properties LLC. Hallberg informed council proposed lot 35A1 has water line serviced by West Travis County Public Utility Agency. There is an existing well. Hallberg requests approval to plug and cap the existing well upon approval of the Final Plat to subdivide. Plat requires water source be either public or rain water collection, which is noted on the plat. Hallberg stated the Final Plat will have flood certificate. He assures council neither lot is in flood zone. Right of Way will be dedicated to VOBC, and notated on page 1 of Plat. Mayor Upham makes motion to approve the Preliminary Plat to Subdivide BCO, Section 1, Lot 35A into two tracks greater than 2.0 acres with the following requirements: 1. Identify property owners of two lots shown as Rose Subdivision. 2. Flood Certification added to Final Plat 3. Owner to pull & plug well as condition of Final Plat approval. 4. Right of Way dedication notated in field notes on page 2 of Final Plat. Commissioner Burns seconds. Motion is approved unanimously.

C. Discussion and possible action to approve VOBC Flood Prevention Ordinance, Ordinance #171016.001.

Commissioner Brushwood makes motion to approve VOBC Flood Prevention Ordinance, Ordinance #171016.001. Commissioner Burns seconds. Motion is approved unanimously. City Secretary will provide Ordinance to FEMA for review and acceptance.

8) Old Business

A. Discussion and possible action regarding the road improvements to FM 1826. (Upham)

Mayor Upham reports we are waiting for TX Dot representatives to address our concerns.

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

Mayor Upham reports Lone Star Paving has completed the road work project. Their work has 1 year warranty. This item will be removed from the agenda.

C. Discussion and possible action in response to the Hays Trinity Groundwater Conservation District permit request from Easy Mix Concrete Services to draw 975 gallons from well 6 days a week.

City Secretary reports the next Open Meeting is the Hays Trinity Groundwater District Board of Directors' Public Hearing Wednesday, October 18, 2017 at Dripping Springs City Hall. Discussion and possible action: Operating Permit Application for Atlantis Realty-Easy Mix Commercial application to pull 304,200 gallons per year with renewable 1 year permit. Commissioner Burns will try to attend the Public Hearing..

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

Commissioner Brushwood reports items is still pending.

E. Discussion and possible action regarding VOBC participation in the National Flood Insurance Program.

Kathryn Rosenbluth she will forward new Flood Prevention Ordinance to FEMA for review and acceptance.

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

Commissioner Brushwood states Randall Ryan is working on downloading 3rd month of stats to crunch numbers but computer is not able to download. He will re set the radar and try again.

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

Council discusses Right of Work. Tom Hallberg sights many inside corners (especially curves inside corners) can use to be cleared and/or trimmed. Suggests council be more aggressive in Right of Way on vacant properties. Council discusses Right of Way mowing. Mayor Upham makes a motion to approve Jeff Raffaele mow the Right of Way after the next freeze for cost not to exceed \$1,000.00. Commissioner Burns seconds. Motion is approved unanimously.

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

Tom Hallberg suggests removing the attachment to the current Minimum Driveway Standards. Open item Commissioner Burns is working on.

9) Announcements

- A. Next VOBC Commissioners Meeting is scheduled for Monday,
November 13, 2017 7:00 PM**

10) Adjournment

The meeting adjourned at 8:35 PM

Submitted on November 13, 2017 by Kathryn Rosenbluth.

Approved on 11/13/2017

Kathryn Rosenbluth

By _____
Kathryn Rosenbluth, City Secretary