

**MINUTES OF THE MEETING OF THE
VILLAGE OF BEAR CREEK COMMISSIONERS
November 13, 2017**

1) Call to Order

The meeting was called to order 7:00 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.

Dola Price shared information the Fire department provided at the homeowner's association meeting about address plates. Fire Dept Emergency Services recommend each household have an address plate on their mail box or gate. Plate is blue with white lettering and assists emergency services to quickly find the home. Increases response times. Address plate costs \$3.25 and are prepared by the county. Simply fill out form and send it in to our County Commissioner office with check.

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

Commissioner Brushwood makes motion to approve September 18, 2017 minutes as submitted. Commissioner Burns seconds. Motion is approved unanimously.

5) Approval of Minutes from October 16, 2017 Commissioners Meeting.

Commissioner Brushwood makes motion to approve September 18, 2017 minutes with on change; item #8 C remove "\$" in front of 304,200 gallons. Commissioner Burns seconds. Motion is approved unanimously.

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

No changes.

7) 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 \$91.00 for installations of road reflectors.

Invoice dated 11/2/17.

- B. Approve payment to Knight Law Firm \$190.00 for legal services in September 2017.**
- C. Approve payment to The News Dispatch \$56.00 for public notice for Flood Prevention Ordinance & Preliminary Plat Subdivide Sec 1, Lot 35A. Invoice dated 10/5/17.**
- D. Approve payment to Kathryn Rosenbluth \$57.93 bulk purchase of cassette tapes.**
- E. Approve \$250.00 contribution to Driftwood Volunteer Fire Department for annual use of their community meeting room.**
- F. Approve payment to Hays County Auditor \$500.00 for Animal Control Services 10/2017 – 9/2018. Invoice dated 10/30/17.**

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

Commissioner Burns seconds. Motion is approved unanimously.

8) New Business

A. Discussion and possible action to renew services contract with Texas Disposal Systems effective 12/1/17.

Follow up on last month's presentation by TDS rep, Ja-Mar Prince and council's requests to TDS. The 5 year contract, effective 12/1/17, is presented for review and approval. This new service contract continues the annual manned trash collection day at two sites. Continues bi weekly recycling pick up and weekly trash pickup. Recycling pickup is one cart plus one bundle of flattened and tied cardboard. Trash pickup, it's now limited to one cart plus one 30- gallon bag or bundle. (less than what council requested) Contract discontinues the coupon for 1 cubic yard of mulch, council previously approved this discontinuation. As discussed last month the rate for first year won't change the current rate of \$20.26 per month per residence until 12/1/2018. 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. Commissioner Brushwood makes motion to adopt and accept the 5 Year Texas Disposal System Service Contract. Commissioner Burns seconds. Motion is approved unanimously. TDS will provide a mailer we can send out to residents.

B. Discussion and possible action to approve Final 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.

Katie Hallberg with LSH Properties LLC is in attendance. Council reviews the final plat; all is in order. Katie confirms upon approval of the final plat they will pull and plug the existing well. Commissioner Burns makes motion to approve the final plat to subdivide BCO, Section 1, Lot 35A as submitted. Commissioner Brushwood seconds. Motion is approved unanimously.

C. Discussion and possible action regarding marking on street & two holes dug. One on Bear Creek Dr southside of street near FM1826 intersection. Two west side of FM 1826 near Bear Creek Dr monument. Stop Work Order issued to Spectrum 10/21/17. (Upham)

Mayor Upham brings council up to speed. He noticed two holes dug and identified as Spectrum poles. One off FM 1826 near Bear Creek Drive and the other on north side of Bear Creek Drive near posting box. The pole placement on north side Bear Creek Drive Right of Way is not ideal; and not approved by VOBC. Mayor Upham issued Stop Work Order 10/21/17. Spectrum was quick to respond. Robert Sutton, Construction Supervisor, Robert.Suton@charter.com and Ed Serna, Director of Governmental Affairs Central Texas. Ed Serna explained since 2005 State approved Franchise Agreement was issued by the state that spells out terms of franchise fee. Franchise Fee is from video service (cable TV) Ed will add Village of Bear Creek to the list of cities. He will check and see if VOBC citizens have been paying franchise fee, if so where the funds have been going. If they have been collected; Mayor requested we be paid retroactively. Mayor requested the new poles be placed as far from the road as possible, maybe on the other side of the fence. Poles will be 25 foot wooden poles with 5 feet in the ground and 20 feet above. Standard lines are 18 feet above road.

8) Old Business

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

Mayor Upham reports he emailed TX DOT representatives requesting status on 11/10/17; and is waiting for response.

B. Discussion and possible action regarding Village of Bear Creek roads and Right of Way.

In regards to Right of Way clearing Tom Hallberg recommend Cathey's Lawn & Tree Service. They are doing work for him and expressed interest in working for VOBC. They would charge \$1,300.00 for 7 hr a day rate. Crew consists of supervisor and 4 experienced workers. Wood chips left on site or could be hauled off for an additional fee. Doug Cathey is owner/contractor 512.573.6187. Council discuss's. Mayor Upham makes motion for Al Brushwood to coordinate with Cathey's Lawn & Tree Service for Right of Way Clearing throughout the Village at a cost not to exceed \$4,500.00. Commissioner Burns seconds. Motion is approved unanimously.

Mayor Upham informs council Jeff Raffaele will mow before Thanksgiving or after December 1st.

Kathryn Rosenbluth mentions the "Hill Blocks View" sign pole at North Madrone entrance is kinked. Looks like the pole was hit by vehicle. Dola Price will ask Jeff Raffaele to investigate and advise.

Commissioner Brushwood requests all stop signs be 'stripped'. Thus adding 4 additional strips. Commissioner Brushwood makes motion for Jeff Raffaele to stripe 4 additional stop signs. Labor and material not to exceed \$300.00. Mayor Upham seconds.

Motion is approved unanimously.

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.

Item tabled. VOBC was not represented at the Hays Trinity Groundwater District Board of Directors' Public Hearing Wednesday, October 18, 2017 at Dripping Springs City Hall.

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

Item tabled. Commissioner Brushwood reports no new information.

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

Kathryn Rosenbluth sent VOBC Flood Prevention Ordinance to FEMA for review and acceptance. Waiting on response.

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

Commissioner Brushwood says the sign is working. He doesn't have new data reports.
Would like to relocate it to North Madrone Trl facing the low water crossing.

**G. 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,
December 18, 2017 7:00 PM**

10) Adjournment

The meeting adjourned at 8:28 PM

Submitted on December 30, 2017 by Kathryn Rosenbluth.

Approved on 1/15/18

Kathryn Rosenbluth
By _____
Kathryn Rosenbluth, City Secretary