

**MINUTES OF THE MEETING OF THE
VILLAGE OF BEAR CREEK COMMISSIONERS
January 15, 2018**

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.

Mayor Upham requests everyone take precautions with the severe winter weather forecasted for late this evening through Wednesday. PEC communicated they are preparing and monitoring potential precipitation levels and dropping temperatures, which may cause power outages. City Secretary posted PEC's message to the BCO Facebook page which contains phone number to report power outages and an email address to find estimated restoration times.

4) Approval of Minutes from November 13, 2017 Commissioners Meeting.

Commissioner Burns makes motion to approve November 13, 2017 minutes as submitted. Commissioner Brushwood seconds. Motion is approved unanimously.

5) Approval of Minutes from December 18, 2017 Commissioners Meeting.

Commissioner Brushwood makes motion to approve December 18, 2017 with modifications to correct two spelling errors: 1) # 6.A change the word 'pain' to 'paint' 2) #8.B change the word "know" to "now". Commissioner Burns. Motion is approved unanimously.

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

Reviewed. 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 Montemayor Britton Bender PC \$600.00 progress billing for work on VOBC Fiscal Review for Budget Year 10/1/2016 – 9/30/2017. Invoice dated 12/31/17.

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

Commissioner Burns seconds. Motion is approved unanimously.

8) New Business

A. Bear Creek Oaks Property Owners Association presentation regarding the Oak Wilt outbreak on and around 13000 block of South Madrone Trl; discussion to follow.

Mayor Upham turns the floor over to BCOPOA President, Brian Mazza for Oak Wilt outbreak presentation and discussion not to exceed 45 minutes. Brian Mazza reports that in December we were notified of 2 Oak Wilt outbreaks; all stemming from breach in the 2000 trench line. Thinks it affects 4 -5 properties. Oak Wilt treatment map was provided to council and people attending. Per TX Forest Service Oak Wilt can spread up to 75 feet a year. They recommend a new trench line and injecting trees within 150' from breach. Tree injection will be up to individual property owners. Injections last 1 to 2 years, TX Forest Service recommends property owners keep up with injections as an effective Oak Wilt prevention tool. BCOPOA is willing to organize and spearhead 2018 trench project. Texas Forest Service assists with cost share of 40% to trench up to \$3,000.00 and 40% cost share to destroy Oak Wilt diseased trees up to \$500.00. TX Forest Service has mapped a proposed a trench line. BCOPOA has communicated with all affected property owners except for the new owner of 13120 S Madrone Trl. Locating the owner is high priority as the owner must give permission for TX Forest Service to site inspect and complete the trench plan. Once the plan is complete; affected property owners can review location of the trench on their property to account for obstacles and existing trees and the BCOPOA will get bids on trenching. TX Forest Service recommends using a trencher that back fills as it trenches. Trench is at minimum 4' deep and expected to cut VOBC roadway in 2 places. The contractor is responsible for not cutting through buried utilities. BCOPOA will keep VOBC council in the loop, so VOBC can monitor and repair road cuts. BCOPOA has \$4,000.00 in the Oak Wilt Fund. They don't expect \$4,000.00 will be sufficient to cover the expense of trenching. Discussing including Oak Wilt information insert with 2018 BCOPOA invoices and applying 2018 voluntary HOA dues solely to Oak Wilt. BCOPOA invoices for 2018 dues to go out soon. Tom Hallberg wants to raise funds for by selling Mexican White Oak trees;

all proceeds from sale would be donated to Oak Wilt treatment. He's taking orders and already has a lot of interest for 15-gallon tree at \$125.00 each. Planting a Mexican White Oaks will help diversity the oaks in the neighborhood. Affected property owners appreciate the Brian Mazza efforts to this project, request assurance the Oak Wilt issue will be handled aggressively.

B. Discussion and possible action regarding BCO, Section 1, Lot 45A&45B; Tom & Ellen Zimmermann request installation of water line +/- 70 feet in VOBC Right of Way.

Mayor Upham explains that even though the Zimmerman's have withdrawn their request this topic warrants discussion. In this case Zimmermann's will retain an easement across the front of the new lot to run their water line. Mayor Upham is in opposition of having private water lines or utility lines in the VOBC Right of Way. Council has a general discussion. Commissioner Brushwood and Commissioner Burns state, they are in agreement with Mayor Upham on this issue.

C. Discussion and possible action regarding Village of Bear Creek Resolution adopting the 2018 Hays County, Texas Hazard Mitigation Plan.

The Hays County Hazard Mitigation Plan is approved by Federal Emergency Management Agency's Region 6 office. Formal approval of the plan is contingent upon participants adopting the plan by resolution. Village of Bear Creek is a participant and to adopt a local mitigation plan every 5 years in order to receive certain types of non-emergency disaster assistance, including funding for mitigation projects. The City Secretary has electronic copy of the 874 page Hays County Mitigation Plan in which the section on the Village of Bear Creek is found on pages 137 to 188. Commissioner Brushwood shares that nothing in the plan is obligatory. The plan identifies all possible hazards, how the Village is prepared and action steps to further preparedness. Commissioner Brushwood makes a motion to execute the resolution adopting the 2018 Hays County, Texas Hazard Mitigation Plan. Commissioner Burns seconds. Motion is approved unanimously.

9) Old Business

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

Mayor Upham reports last Wednesday he & City Secretary had an on-sight meeting with TX DOT representatives and reports the following:

1. Narrow radius & large drop off at both intersections. For safety TX DOT installed white poles as visual and physical barrier. They are working with designers to prepare plans to correct the issue. Hope to go out to bid in February with a mandate work is done before re striping and completed Summer 2018.
2. Difference in pavement height of FM 1826 and VOBC roads. TX DOT plans to correct this on future projects. TX DOT agreed to study options to fix the issue however didn't commit to doing the work to fix. They would allow VOBC to fix at VOBC expense if we get a permit.
3. No left turn signage onto N Madrone Trl traveling North on FM 1826. Signage installed.
4. Signage to alert Westbound traffic on FM 1826 before N Madrone Trl. Signage installed.
5. Right turn lane restripe @ N Madrone Trl. Confirmed plans to restripe the intersection are complete. Project will go out for bid in February with expected completion date Summer 2018.

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

Mayor Upham retracts what he said last month about Cathey Lawn & Tree Care not trimming by speed limit sign on S Madrone Trl. He's reviewed the area and job was well done. Mayor Upham asks council if they would be interested in having roads swept. A couple of couple of months have passed since chip seal was put down, especially at intersections and cul-de-sac's there are areas where chip seal is loose; we could sweep and remove from roads. Council is in favor of getting bid for sweeping VOBC roads.

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

Discussed earlier in the meeting: # 8-C. This item can be removed from future agendas.

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

Kathryn Rosenbluth followed up with legal counsel on status of revising our Flood Prevention Ordinance to add language in the "Basis for Establishing the Areas of Special Flood Hazard" including "the Preliminary maps dated April 7, 2017 whichever is more

restrictive”, per FEMA’s request. Legal counsel has made the change; we’re on track to for public posting and the VOBC February agenda for approval.

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

Commissioner Brushwood says the sign has been relocated to N Madrone Trl facing the creek. The pole it’s on is weak compared to other poles in VOBC.

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

Commissioner Burns presented council with Travis County driveway/culvert guidelines. Their requirements are simple and straight forward. He’d like ours to be that simple and straight forward; hoping to accomplish that in the end.

10) Announcements

A. Next VOBC Commissioners Meeting is scheduled for Monday, February 19, 2018 7:00 PM

11) Adjournment

The meeting adjourned at 8:30 PM

Submitted on February 4, 2018 by Kathryn Rosenbluth.

Approved on 2/19/18

Kathryn Rosenbluth
By _____
Kathryn Rosenbluth, City Secretary