

**MINUTES OF THE MEETING OF THE
VILLAGE OF BEAR CREEK COMMISSIONERS
July 16, 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.

A. Dola Price to discuss concerns in regard to recent gunfire activity.

Residents in attendance to discuss recent gunfire activity. Dola Price said this is an ongoing issue with one specific household on east side of S Madrone Trl. Greatest concern is gunfire before sunset or after dark; you hear the gunfire but don't know what direction bullets are going. Residents of the home in question aren't been good neighbors; if they respond it's defensively and at times combative. Part of being a good neighbor is letting neighbors live in peace. Heidi Turpin reminds council this has been an ongoing issue since 2013. She remembers addressing council then. She's made many attempts to contact the property owner in question and has gotten no response. Many houses are within 500 feet of the subject property. She's especially concerned for the safety of her 4 grandchildren. Her father, Korean war veteran, who suffers from PTSD. He has a bad back and metal hip. He was opening the gate, heard gunfire and fell to the ground. She's upset that owners, The Hudson's, aren't being cooperative; unwilling to have a civil conversation. Jim Turpin thanked council for all the work they do. He's a responsible gun owner and proponent of the 2nd Amendment. But if you know bullets; they go for a long while. He shares his wife's concerns. Mayor Upham asked if anyone call's the Sherriff Dept when they hear gunfire. Heidi Turpin said yes, often and the Sherriff Dept hasn't responded. Lee Otten said the Sherriff has come out and determined all shooting is legal. He suggests anyone with concerns approach the property owner face to face. Said they're outside a lot; just approach them. Said they have an adequate back stop for what they are doing. Dola Price said because of the Hudson's combative nature it's not safe to approach them by walking on their property. She asked Lee Otten what the point of him filming/recording. Otten

responds it's a public meeting; he has a right to film and record. Heidi Turpin said gunfire is a real issue; people have a genuine concern about their safety. It's a shame we now feel intimidated due to Otten's filming and recording. Made note that some neighbors left the meeting because of Otten's filming/recording and hostile demeanor. Heidi Turpin said the goal is that the owners, Robyn and John Hudson, children and guests shoot safely. She is interested in mediation. Good neighbors honor their word. If someone in the neighborhood would help facilitate mediation the Turpin's would like to be involved.

4) Approval of Minutes from June 11, 2018 Commissioners Meeting.

Commissioner Burns makes motion to approve June 11, 2018 minutes as written. Mayor Upham seconds. Motion is approved unanimously.

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

Reviewed, no changes required.

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 Knight Law Firm \$150.00 for attorney services \$35.00 for April 2018 & \$15.00 for May 2018.

B. Approve payment to Jeff Raffaele \$1020.00 (\$1,000.00 mowing + \$20.00 clearing). Invoice dated 7/2/18.

Commissioner Burns makes motion to approve the consent agenda. Commissioner Brushwood seconds. Motion is approved unanimously.

7) Old Business

A. Discussion and possible action Village of Bear Creek roads and Right of Way. Including but not limited to TX DOT work on FM1826.

Mayor Upham stated in regard to the FM1826 project TX DOT is making enhancements to drainage at both entrances. Enhancements is an effort to make the intersections safer. Also expecting TX DOT to add right turn lane onto N Madrone Trl. Devon Banta who is building a house on Bear Creek Dr asked what the possibility is of having stop lights at the entrances. Mayor Upham said TX DOT has studied both intersections and due to traffic count and other parameters, stop lights aren't warranted. If the city was to install stop lights, our understanding it would cost over \$100,000. per stop light. In regards to city

roads, Mayor noted the blue fire hydrant reflector is missing on Bear Creek Dr. Possible Jeff Raffaele has a spare one...

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

Commissioner Brushwood informed council the automated digital speed sign is operational. Tom Ardis should be returning from Italy soon to assist with downloading data and running reports.

C. Discussion and possible action to change the Minimum Driveway Standards. Including but not limited to procedures for temporary driveway requests. (Burns)

Commissioner Burns followed up with Glen Ragan after June council meeting. Glen Ragan feels requiring a \$1000.00 to \$2000.00 security deposit for concrete or asphalt driveway is excessive. Mayor Upham stated the goal is to maintain first 15 feet of driveway from road 1) Joins the street properly 2) No dam at street 3) Radius large enough for service vehicles 4) Impact to road. It's important for homeowners have 'skin in the game' to insure installation is done property. Commissioner Brushwood also feels \$1000.00 to \$2000.00 security deposit is excessive; suggest \$500.00 to \$1000.00. Mayor Upham if we reduce the security deposit; recommends \$750.00 asphalt and \$1500.00 concrete. Council members agree on Security Deposit \$750.00 if asphalt driveway and \$1500.00 if concrete driveway. Commissioner Burns has no update regarding procedures for 'temporary driveway requests'. Mayor Upham suggests a 9-month time frame. 9 months to either remove the temporary driveway and return to original condition or temporary driveway is made to meet Driveway Culvert Ordinance and made permanent, or re-up the 9-month temporary permit.

D. Discussion and possible action regarding amending Subdivision Ordinance #150619.001 to include enforcing plugging of a well in future subdivision requests. (Upham)

Council reviews draft of amended Subdivision Ordinance. Attorney added language requiring plugging a well if the lot will be smaller than 3 acres. Also increasing fees associated with preliminary and final plats. Council agrees to post notice in News Dispatch for an August Public Hearing to discuss and approve amended Subdivision

Ordinance.

8) Announcements

**A. Next VOBC Commissioners Meeting is scheduled for Monday, August 20
2018 7:00 PM**

9) Adjournment

The meeting adjourned at 8:09 PM

Submitted on August 18, 2018 by Kathryn Rosenbluth.

8/20/18

Approved on _____

Kathryn Rosenbluth

By _____

Kathryn Rosenbluth, City Secretary