

**MINUTES OF THE MEETING OF THE
VILLAGE OF BEAR CREEK COMMISSIONERS
August 20, 2018**

1) Call to Order

The meeting was called to order 7:11 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.

None

4) Approval of Minutes from July 16, 2018 Commissioners Meeting.

Commissioner Burns makes motion to approve July 16, 2018 minutes as submitted.

Commissioner Brushwood seconds. Motion is approved unanimously.

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

Reviewed, no changes required. Mayor Upham spoke to our representative with Spectrum Cable who confirmed franchise fees are paid quarterly. However, they forgot to collect the fee from consumers. Thus no franchise fee paid to VOBC first quarter 2018. We've done what Spectrum has requested now we want them to make it right and expect them to do the same.

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 The News Dispatch \$60.96 for public notices: Public Hearing Subdivision Ordinance \$32.24 and Public Hearing VOBC Budget \$28.72. Invoice dated 8/2/2018.

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

7) New Business

A. PUBLIC BUDGET HEARING: VOBC BUDGET 10/1/2018 – 9/30/2019

Mayor Upham opens public budget hearing by reviewing the drafted 2018 - 2019 budget prepared by council. General discussion takes place; no objections to the proposed budget. Commissioner Brushwood Makes motion to approve proposed Budget. Commissioner Burns seconds. Motion fails.

B. Discussion and possible action to approve VOBC Budget 10/1/2018 – 9/30/2019, Ordinance #180820.001

Commissioner Brushwood Makes motion to approved Budget Ordinance for 10/12018 to 9/30/2019 fiscal year with \$150,394.08 revenue & expenditures. Commissioner Burns seconds. Commissioner Brushwood amends motion; adding Ordinance #180820.001. Motion is approved unanimously.

C. Discussion regarding proposed VOBC tax rate for the 2018 – 2019 fiscal year.

Council has general discussion regarding the proposed tax rate. Budget is prepared with VOBC tax rate of \$0.090 cents per \$100.00 valuation; representing no change in tax rate from last year. Revenue neutral or effective tax rate is \$0.0881 cents per \$100.00 valuation. 2018 roll back rate is \$0.0951 cents per \$100.00 valuation. Proposed tax rate will be posted at \$0.090 cents per \$100.00 valuation. Discussion and action to approve Tax Rate Ordinance will take place at the September Commissioner's Meeting.

D. PUBLIC HEARING: Discussion and possible action to approve Subdivision Ordinance #180820.002 amending Subdivision Ordinance #150619.001 and mandating well plugging on tracks less than 3 acres and increasing the fee schedule.

Mayor Upham opens the public hearing explaining the new Subdivision Ordinance adds verbiage detailing well plugging requirements for wells on less than 3 acres. (Page 13 of the new Ordinance) and increase in fees to subdivide. Commissioner Burns makes motion to approve Subdivision Ordinance #180820.002 as submitted. Commissioner Brushwood seconds. Motion is approved unanimously.

E. Discussion and possible action to approve Notice of General Election for the Village of Bear Creek, November 6, 2018.

Mayor Upham makes motion to approve Notice of General Election for Village of

Bear Creek Council. (3 seats: 1 Mayor and 2 City Commissioners) Commissioner Burns seconds. Motion is approved unanimously.

F. Discussion and possible action regarding November 6, 2018 General Election including but not limited to filed applications for candidacy and the November 6, 2018 election law calendar.

General discussion of Election Law Calendar 8/20/18 deadline to file as a write in candidate and order the general election. 8/24/18 deadline for write in candidates. 8/28/18 last day for candidate to withdraw. As of close of business 8/20/18 candidacy forms received from all three incumbents with no opposition. City Secretary to check PO box to confirm no application for candidacy received by 8/20/18. If confirmed no opposition; VOBC can cancel the election. Commissioner Brushwood makes motion that upon concurrence Mayor and City Secretary determined no election required due to non opposed seats; council gives power in directive or an ordinance to cancel the November 6, 2018 Election. Commissioner Burns seconds. Motion is approved unanimously.

G. Discussion and possible action to follow up with citizens regarding gunfire in the community.

Follow up last month's citizen's comments regarding recent gunfire activity, Mayor Upham mediated by passing information back and forth to concerned parties; via email or telephone. All in all, feels a mutual understanding and willingness to cooperate. Property owner has agreed to continue with previous modified gun use and only shoot with shotgun during daylight hours. Will shoot down and toward his berm. Neighbors concur that's a fair compromise and goes a long way toward making them feel more secure when they hear gun fire.

8) Old Business

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

Mayor Upham emailed TX DOT today to check status and timeframe of completion of work At both entrances. TX DOT confirmed the white pole delineators will be removed after work is complete. They intend to restripe N Madrone entrance allowing for dedicated right turn lane on to N Madrone Trl from FM 1826. TX DOT will not make any adjustment to pavement level ("lip") from FM 1826 on to N Madrone Trl or Bear Creek Dr.

B. Discussion and possible action regarding VOBC policy for construction of security parcel delivery boxes in Right of Way. (Brushwood)

Commissioner Brushwood reports this is a work in progress. He's reviewing our ROW Ordinance and will discuss with legal counsel.

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

Table to next month.

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

Commissioner Burns reports this is very much a work in progress. He opens general discussion for temporary driveway requests. And suggest having two separate driveway applications 1) Temporary driveway application with fee 2) Permanent driveway application with fee.

9) Announcements

A. Next VOBC Commissioners Meeting is scheduled for Monday, September 17, 2018 7:00 PM.

10) Adjournment

The meeting adjourned at 8:37 PM

Submitted on September 16, 2018 by Kathryn Rosenbluth.

9/17/2018

Approved on _____

Kathryn Rosenbluth

By _____

Kathryn Rosenbluth, City Secretary