

**MINUTES OF THE MEETING OF THE
VILLAGE OF BEAR CREEK COMMISSIONERS
January 14, 2019**

1) Call to Order

The meeting was called to order 7:05 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 November 12, 2018 Commissioners Meeting.

Commissioner Brushwood makes motion to approve November 12, 2018 minutes with one correction. Correction on Page 4 #D change 75% to 75feet. Commissioner Burns seconds. Motion is approved unanimously.

5) Approval of Minutes from December 17, 2018 Commissioners Meeting.

Item tabled. December 17, 2018 minutes are not available.

6) Discussion and possible action in regards to reviewing 2018 – 2019 budget and actual expenditures.

Reviewed. No action required.

7) New Business

A. Discussion and possible action to select date(s) for 2019 VOBC/TDS Annual Trash Clean Up Day.

Council discusses possible trash collection dates for 2019. In order of preference:

- 1) Saturday 4/13/19
- 2) Saturday 5/4/19
- 3) Saturday 4/6/19

City Secretary to contact our TDS Representative and present these dates in order of preference. Once TDS confirms which date works best for them; and will notify council.

8) Old Business

A. Discussion and possible action to approve and extend 5-year contract with Texas Disposal Service as sole provider for these services: trash and recycling collection, roll off collection and portable restrooms.

TDS representative hasn't yet responded with modified TDS Contract per December 2018 council's meeting. Council is in general agreement with adding roll off collection and portable restrooms to our exclusive TDS contract. Mayor Upham shared Tom Hallberg is opposed to adding roll off collection and portable restrooms to TDS contract; citing TDS doesn't have favorable pricing or service for these items. Mayor asked he provide documentation supporting his claim. As of this date he's not received any documentation but Hallberg intended to be at tonight's meeting. Mayor Upham has a new question for TDS, and that is, if TDS can guarantee VOBC 100% availability of roll off containers and portable restrooms. If not, it should be in the TDS contract property owners can seek those services elsewhere. City Secretary asks how we would keep track of that. Mayor Upham to pose these questions to TDS.

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

General discussion takes place on VOBC roads and right of way. With recent rains water isn't draining well on Madrone Circle and Gault lake (12800 S Madrone Trl). Mayor Upham personally, worked Gault lake and said we may need to remove dirt on Madrone Circle so it's not impeding the flow of water. Commissioner Burns noted there is a small hole in the road on Bear Creek Dr near 8104 Bear Creek Dr. Mayor Upham said he's aware of the hole and intends to patch it.

C. Discussion and possible action to execute 3 year service contract (2019 thru 2021) with Montemayor Britton Bender PC for annual audit of financial services.

Montemayor Britton Bender amended their proposed 3-year service contract (2019 – 2021) to a fixed fee of \$3,650.00. This is a \$500.00 increase from the 3 yr contract expiring 2019. Council agrees this is much better rate than originally proposed. Commissioner Brushwood makes motion to approve the 3-year service contract (2019 -2021) at \$3,650.00 per year. Mayor Upham seconds. Motion is approved unanimously.

D. Discussion and possible action regarding Real Estate listing for 2 acres out of 5.001 Section 2, Lot 33, 8011 Niles Cove, Owners John and Sheryl Young.

City Secretary brought council up to speed. After the December 2018 meeting the listing

sign was taken down. However, it was brought to her attention on-line listing was still active. She had numerous conversations with the Realtor pointing out incorrect information on the listing and that its false advertising to list a 2-acre lot when the 2-acre lot isn't a legal lot. In addition, the owner told VOBC he'd deactivate the listing until the 2-acre lot was determined to be a legal lot. She's agreed to take the listing off. City Secretary hasn't had an opportunity to validate that's no longer active.

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

Table. Commissioner Brushwood has no new information.

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

Commissioner Brushwood flipped the sign so it's taking readings from the opposite direction. Mayor Upham asked sign could be programmed to light up over a certain speed. Commissioner Brushwood said it doesn't have that capability.

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

Commissioner Burns had Glen Ragan review the proposed Ordinance; Ragan caught two errors. Errors corrected and will council's go ahead he'll have legal counsel to a final review/approve before we proceed with a Public Hearing. Council gives green light to proceed.

9) Announcements

A. Next VOBC Commissioners Meeting is scheduled for Monday, February 18, 2019 7:00 PM.

10) Adjournment

The meeting adjourned at 7:53 PM

Submitted on February 9, 2018 by Kathryn Rosenbluth.

Approved on 2/18/2019

Kathryn Rosenbluth

By _____
Kathryn Rosenbluth, City Secretary