

**MINUTES OF THE MEETING OF THE  
VILLAGE OF BEAR CREEK COMMISSIONERS  
March 15, 2021**

**1) Call to Order**

The meeting was called to order 7:08 pm.

**2) Roll Call**

Mayor Bohm, 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.**

James Bellevue pointed out the new Bear Creek Estates sign on FM1826 and suggested we consider updating the Bear Creek Oaks signs that are mounted to the entrance monuments. Update them to something more modern and upscale. Feels the the entrance signage should be updated to reflect the increase in property values. Being that recent sales in the Village are closer to the one-million- dollar mark. Mayor Bohm shared that the entrance monuments are the property of and managed by the HOA; Bear Creek Oaks Property Owners Association. As far as council knows HOA has no plans to update the Bear Creek Oaks monument signs. James Bellevue asked how to get an item on the VOBC Council Agenda. City Secretary responded and walked him through the process.

**4) Approval of Minutes from September 21, 2020 Commissioners Meeting.**

Commissioner Brushwood makes motion to approve September 21, 2020 minutes with these corrections. #9.E first sentence remove "City Secretary". #10.E correct "complainant was contract..." to "complainant was contacted ...". Commissioner Burns seconds the motion. Motion approved 2 Yea and 1 Mayor Bohm abstains.

**5) Approval of Minutes from February 22, 2021 Commissioners Meeting.**

Mayor Bohm makes motion to approve February 22, 2021 minutes as submitted. Commissioner Burns seconds the motion. Motion is approved unanimously.

**6) Discussion and possible action in regard to reviewing 2020 -2021 budget and actual expenditures.**

Postal Annex, PO Box rental fee is included in the Supplies expense item. No changes to budget are required.

**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 Hays Central Appraisal District \$112.73 for 2<sup>nd</sup> Quarter 2021. Invoice dated 3/1/2021.**
- B. Approve payment to Knight Law Firm \$14.00 for December 2020 attorney services. Invoice dated 2/10/2021.**
- C. Approve payment to Postal Annex \$252.00 to renew VOBC PO Box at a discounted rate for 11/2021 to 10/2022. (On 4/1/21 the annual rate increases to \$312.00)**

Mayor Bohm makes a motion to approve the consent agenda as presented. Commissioner Burns seconds. Motion is approved unanimously.

**8) New Business**

- A. Discussion and action to contribute \$350.00 to Capital Area Metropolitan Planning organization (CAMPO).**

Council has general discussion on what the value would be to VOBC if they contributed to CAMPO; they found no apparent value. In previous years VOBC has not contributed. Commissioner Brushwood recommends we pass on contributing. Council agrees. No action taken.

**9) Old Business**

- A. Discussion and possible action regarding improving traffic safety at the two FM 1826 intersections at N Madrone Trl and Bear Creek Dr and FM1826 and 45W.**

Mayor Bohm provides council with an update. He had email conversations and phone calls with Epi Gonzales, TX DOT. They discussed multiple topics including our FM 1826 intersections and FM1826 and 45.

- 1) As far as Epi knows the use of Convex mirrors is not approved by TX DOT. At one time TX DOT was doing a study on Convex mirrors. Epi will investigate what TX DOT's

position is on Convex mirrors. Once he locates the study, he'll forward it to Mayor Bohm.

- 2) Why speed limit is 50mph at FM 1826 and 45 and 55mph at our intersections. Epi said a studied and determined 55 is the appropriate speed limit for our stretch of FM 1826.
- 3) Epi explained general corridor modeling is based on population growth. They take into consideration the 5-to-10-year plans as well as agricultural properties changing to subdivisions. Traffic studies aren't revisited every time a new an individual subdivision is built and populated.

**B. Discussion and possible action regarding updating the Subdivision Ordinance #180820.002. Include but not limited to modifying Section 10 General Requirements g.5 changing Driveway Ordinance #060821.002 to Driveway Ordinance #190218.001.**

Late Friday, March 12<sup>th</sup> legal counsel provided a "Draft" Subdivision Ordinance. Council members agree they haven't had time to study the Draft Subdivision Ordinance. And its best we table this to next month. Mayor Bohm to send the draft to City Engineer, Chad Gilpin, for his review and input. Brief discussion regarding requiring the 100 Yr to 25 Yr flood plain. Thinking it might make sense to move the 25 yr flood topic to the Driveway - Culvert Ordinance. In regard to the 25 yr flood event James Bellevue opinion is that it's hard to calculate. Subdivision Ordinance references Village approval of development (plans/specs) James Bellevue shared that due to an AG opinion (re: Horseshoe Bay lawsuit) a government body can't shirk responsibility to a non-governmental authority. That's why that language is in the Subdivision Ordinance.

**C. Discussion and possible action regarding recent power generation failures in Texas power grid and PRC responses and updated with respect to VOBC.**

Mayor Bohm requested City Secretary provide him with the contact information for our PEC representative. Table this item to next month. Hopefully then our PEC representative will be in attendance.

**D. Discussion and possible action regarding Covid-19 Hays County Disaster Order and VOBC.**

Governor Abbott is lifting a lot of restrictions. Council has general discussion of Covid-19 activity in Hays County. Hays Co Driftwood Volunteer Dept Community Meeting room remains closed. Covid-19 immunizations are ongoing.

**E. Discussion and Possible action on how to address non-permitted driveways. (Bohm)**

Mayor Bohm asked our City Engineer, Chad Gilpin, if he had any recommendations of what we could put in place to address non-permitted driveways/culverts and he isn't aware of anything.

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

Mayor Bohm reports that VOBC Engineer, Chad Gilpin, is requesting bids on our behalf for a concrete contractor. He's shooting for 5 bids but expect to get +/- 2 bids back. He hopes to have the bids back for April Commissioners Meeting. Commissioner Brushwood reached out to Cathey's Tree for ROW clean up after the February winter storm. Cathey's Trees has over a month wait. At this point most homeowners have taken care of ROW issues themselves. There are a couple places on N Madrone Trl that need chain sawed. He may just do it himself. At this time no work order has been submitted to Cathey's Trees. Last month Commissioner Brushwood noted an area on N Madrone Trl heading out of the neighborhood, passed More Happy Trails and before the 3 way stop; the edge of road has a sizable drop off. Might just need a couple bags of rocks/dirt to shore it up. He recommends we have Johnny w/ TX Road Repair & Patches come out and take a look or perhaps have Chad Gilpin review and advise.

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

Table.

**H. Discussion and possible action regarding Village of Bear Creek web site maintenance.**

Roland Williams is working on the web site. Including tweaking and fixing the duplication problem when uploading a document.

**10) Announcements**

**A. Next VOBC Commissioners Meeting is scheduled for Monday, April 19, 2021 7:00 PM. Possible Webex Meeting or Location To Be Determined.**

**B. Next VOBC/TDS Annual Trash Collection day is Saturday, September 25, 2021. 9:00 AM to 1:00 PM.**

## 11) Adjournment

The meeting adjourned at 8:39 PM

Submitted on May 9, 2021 by Kathryn Rosenbluth.

Approved on \_\_5/17/21\_\_\_\_\_

By *Kathryn Rosenbluth*  
Kathryn Rosenbluth, City Secretary