

# **MINUTES OF THE MEETING OF THE VILLAGE OF BEAR CREEK COMMISSIONERS December 19, 2023**

## **1) Call to Order**

The meeting was called to order at 7:02 PM

## **2) Roll Call**

Mayor Bohm, Commissioner Brushwood and Commissioner Brackenridge 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.**

Kathryn Rosenbluth shares when you drive through the village; the Christmas lights and décor are very festive. She also mentions a second little public library was installed in the 1300 block of South Madrone Trl. This library has predominantly children's books for new readers to high school.

## **4) Approval of Minutes from April 19, 2022 Commissioners Meeting.**

Table, minutes are not complete.

## **5) Approval of Minutes from October 17, 2023 Commissioners Meeting.**

Mayor Bohm makes a motion to approve the October 17, 2023 minutes with these two corrections. 1) #10.C correct spelling of "Garcie Tree Trimming" to "Garcia Tree Trimming. 2) #10.I add quotes to ' word press plug in '. Commissioner Brushwood seconds. Motion is approved unanimously.

## **6) Approval of Minutes from November 21, 2023 Commissioners Meeting**

Mayor Bohm makes a motion to approve the November 21, 2023, minutes as submitted. Commissioner Brushwood seconds. Motion is approved unanimously.

## **7) Discussion and possible action in regard to reviewing 2023- 2024 budget and actual expenditures.**

City Secretary mentions regarding Income. The interest earned upon CD renewal has been added to Income: Interest. Regarding Expenses: VOBC budgeted \$1700.0 for liability insurance. The invoice for TML Liability Insurance is \$3882.76 which is 200% over budget. No action taken.

## **8) 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 Friendship Creekside Fellowship \$50.00 for 12/19/2023 VOBC Commissioners meeting in the Annex.**
- b. Approve payment to Hays County Tax Assessor-Collector \$29.85 for assessing & collecting fees for 2022 tax rolls. Invoice dated 12/1/1023.**

- c. Approve payment to Hays Central Appraisal District \$132.47 for 1<sup>st</sup> Quarter 2023. Invoice dated 12/1/2023.**
- d. Approve payment to Victor Insurance Managers LLC \$130.00 for 3 year Bond renewal for Mark Bohm. Policy term 1/22/2024-1/22/2027.**
- e. Approve payment to Texas Municipal League Intergovernmental Risk Pool \$3882.76 for annual liability insurance, contract #2766. Invoice dated 12/1/2023.**

Mayor Bohm makes motion to approve the Consent Agenda as read. Commissioner Brushwood seconds. Motion is approved unanimously. City Secretary pointed out increase in cost in TML insurance. Especially Workers Compensation coverage; TML suggested we seek competitive bid for Workers Comp coverage with Texas Mutual. She'll have more details on this at the January commissioners meeting.

#### **9) New Business**

- A) PUBLIC HEARING on amending the VOBC Subdivision Ordinance #231121.001 to enable checklist as outlined by 2023 legislature mandates and amendments to Chapter 212, Texas Local Government Code.**

Table.

- B) Discussion and possible action to approve newly edited VOBC Subdivision Ordinance #231219.001.**

Table.

- C) Discussion and possible action to review and approve 2024 Subdivision Calendar.**

Commissioners review and 2024 Subdivision Calendar. Mayor Bohm makes a motion to approve the 2024 Subdivision Calendar. Commissioner Brushwood seconds. Motion is approved unanimously.

- D) Discussion and possible action to review and approve Subdivision Application and Check List.**

Table. Mayor Bohm states due to tabling #9) A & B; D is tabled as well. He confirmed

once the checklist is approved; we have 30 days to get uploaded to website. Presently legal council is assisting with drafting the subdivision application and checklist.

**E) Discussion and possible action regarding the dumping of trash and construction materials on private or public property.**

City Secretary informs council that construction materials have been dumped on the vacant lot at North Madrone entrance, owned by Robert Mullen. Appears contractors either working in the area or driving on FM 1826 dumped construction materials. When on site she spoke to the neighbor that lives down the hill. He recalled the dumping happening early on a Friday morning and was concerned other contractors may follow suit. He and his wife have discussed action steps they could take to help prohibit dumping; realizing it's not his property he'd need to get property owners permission. City secretary intends to discuss with the property owner. Commissioners have an open discussion and agree except for installing cameras at the entrance, and encouraging neighborhood watch program, there is not much we can do to prevent this from occurring on private property.

**10) Old Business**

**A) Discussion and possible action regarding VOBC Trash and Recycling services and contract renewal. Not limited to Texas Disposal Services.**

Mayor Bohm had a three-way call with TDS representatives Frankie Bates and Ja-Mar Prince. In negotiating a 5-year contract renewal, they've agreed to consider a single-year contract. They provided Option 1: one year agreement with 6 call in Bulky Service's per resident. (no 1 Single Collection) Base rate \$29.57/mo. Option 2: one year agreement with 1 Single Collection date. (no Bulky Service) Base rate \$30.84/mo. Council has a general discussion and agree TDS is pushing the Bulky Service program. Concerns with the Bulky Service and it's fit for VOBC. Bulky Service is designed for household materials only (appliances, furniture, etc) and doesn't permit any construction materials or debris, resident makes scheduled time/date pickup and is responsible for the items to be curbside at the appointed date/time. Items could be curbside for days in advance of pick up. Council feels the single collection date is a better fit for our resident's needs. Mentioned if we go with a one-year contract, that would allow time to RFP for bids with other trash Services companies. eg Mayor Bohm makes a motion to request TDS proceed with Option 2 and confirm \$30.84 /mo includes taxes and other fees. And a follow up discussion with regard to the recycling program to understand what percentage if any of the items are actually being recycled versus how much is going in the landfill. Commissioner

Brushwood seconds. Motion is approved unanimously.

**B) Discussion and possible action on renewing the VOBC Prosperity Bank \$374,000.00 CD.**

City Secretary reminds Counsel that last month they approved renewing the CD at a rate greater than 5%. Prosperity Bank offered a 5% rate, not a rate greater than 5%. Mayor Bohm approved transferring \$174,000.00 plus interest earned to money market account and roll \$200,000.00 into a new 7 month CD at 5% rate. Mayor Bohm makes a motion to approve investing \$200,000.00 in a 7 month CD with Prosperity Bank at 5% rate.

Commissioner Brushwood seconds. Motion approved unanimously. Mayor Bohm makes a motion to invest an additional \$175,000.00 into CD with Prosperity Bank at a rate of 4% or greater and term of 4 to 7 month CD. Commissioner Brackenridge seconds. Motion approved unanimously.

**C) Discussion and possible action regarding the Coronavirus Local Fiscal Recovery Fund (CLFRF) program and VOBC use of allocated funds. (Including but not limited to Broadband and Water)**

Mayor Bohm mentions 2023 annual reporting deadline is April 2024.

**D) Discussion and possible action regarding West Travis County Public Utility Agency (WTCPUA) water expansion model/study for VOBC, including but not limited to discussion of VOBC City Engineer cost estimates for implementation as well as various possible approaches to fund the project.**

Council has a general discussion. No action taken.

**E) Discussion and possible action regarding Village of Bear Creek roads and Right-of-Way.**

Council has general discussion regarding driveways; where homeowners responsibility ends and where VOBC responsibility begins. Suggest we invite Driveway Authority Administrator Glen Ragan to City Council meeting and discuss this issue along with the Driveway Ordinance.

**F) Discussion and possible action regarding improving traffic safety at the two VOBC intersections FM1826 at N Madrone Trl and Bear Creek Dr and FM1826 and 45 W. Including but not limited to the status of radar speed detectors FM1826 and the 1826 Neighborhood Coalition. (Commissioner Brushwood)**

Commissioner Brushwood attended the TX DOT and FM 1826 neighborhood meeting. TX Dot is focusing on FM 1826 from 150 to 45 West. Probably 5 intersections they're looking at and see roundabouts as a solution. VOBC intersections are not on the priority list. It might be a year and half before TXDOT has its final recommendations. Brushwood also attended the Edwards Aquifer meeting in San Antonio where they discussed the current drought, the historic nature of the current drought and consequences.

**G) Discussion and possible action regarding VOBC records and fire recovery.**

Table.

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

City Secretary confirms Rowland Williams has updated the website adding links to: TDS Waste Wizard, FEMA's Ready.Gov, Ercot's app, Hays Informed website, etc.

**11) Announcements**

**A) Next VOBC Commissioners Meeting is Tuesday, January 16, 2024, 7:00 PM at Friendship Creekside Fellowship, 14455 FM 1826, Austin, TX 78737.**

**12) Adjournment**

The meeting adjourned at 8:30 PM

Submitted on January 15, 2024 by Kathryn Rosenbluth

Approved on \_\_1/16/2024\_\_\_\_\_

By *Kathryn Rosenbluth*

Kathryn Rosenbluth, City Secretary