

THE STATE OF TEXAS

COUNTY OF KENDALL BE IT REMEMBERED, that the Commissioners' Court of Kendall County, Texas, was begun and held at a Regular Meeting at the Courthouse in Boerne, Texas, on the 25th day of February 2019.

Present: **DARREL L. LUX, COUNTY JUDGE**
 CHRISTINA BERGMANN, COMMISSIONER, PCT. #1
 RICHARD W. ELKINS, COMMISSIONER, PCT. #2
 RICHARD CHAPMAN, COMMISSIONER, PCT. #3
 DON DURDEN, COMMISSIONER, PCT. #4
 SALLY W. PETERS, DEPUTY COUNTY CLERK/ADMINISTRATIVE ASSISTANT

1. The meeting was called to order at 9:00 a.m.

Prayer said by Pastor Aaron Goeke, Messiah Lutheran Church.

Pledges of Allegiance to the United States and Texas flags.

Comments from the bench.

2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for February 11 and 21, 2019.

Motion was made by Commissioner Durden, seconded by Commissioner Chapman, and carried by a vote of 5-0.

3. Service Award: 5 years: Travis Haecker, Sheriff's Office

4. Introductions / Recognitions: None.

5. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve amending the FY2019 budget through certification of new revenue and budget adjustments (attached).

Motion was made by Commissioner Elkins, seconded by Judge Lux, and carried by a vote of 5-0.

6. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the accounts payable claims for purchases, services, and vendors totaling \$502,539.22 (on file).

Motion was made by Commissioner Elkins, seconded by Commissioner Chapman, and carried by a vote of 5-0 with Commissioner Elkins abstaining from any matters related to GVTC.

7. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to proclaim March 2019 as American Red Cross Month (attached).

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

8. Kristy Watson, AgriCultural President, and Rob Ziegler, AgriCultural Treasurer, gave a presentation on improvements to the Agricultural Heritage Museum and activities held throughout the year.

9. No action was taken on reinstating the burn ban. It is still off.

10. PUBLIC COMMENTS:

- Robert Imler – Transition access connecting Bella Springs Rd to Rocky Top Rd
 - Bonnie Clanin – Concrete Plant
 - (During agenda item #23) Teri Nunley – JP / Constable
 - (During agenda item #23) Kenneth M. Rusch – #23
 - Denise Lindemann - Trees
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11. At 9:37 a.m. a public hearing was held on the application filed by Dianne Potter for the proposed revision of the subdivision plat for Alamo Springs Ranch, Block 5, Lot 45 filed in Volume 2, pages 132-151 of the plat records of Kendall County, Texas for the proposed plat revision to create two tracts of 6.163 acres (Tract 45A) and 6.869 acres (Tract 45B). No one spoke.

At 9:37 a.m. the public hearing was closed.

12. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Emergency Declaration to amend the FY2019 budget for the purpose of the Law Enforcement Center Project. This amendment would raise the General Fund revenue and expense budget by \$1,750,000.00 (Order filed with Budget).

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Emergency Declaration to amend the FY2019 budget for the purpose of out-of-county prisoner housing expenses. This amendment would raise the General Fund revenue and expense budget by \$50,000.00 (Order filed with Budget).

Motion was made by Judge Lux, seconded by Commissioner Durden, and carried by a vote of 5-0.

14. The County Auditor presented a report of current fund balance.

15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the Fees of Office Report for January 2019 (on file).

Motion was made by Commissioner Elkins, seconded by Commissioner Durden, and carried by a vote of 5-0.

16. The County Treasurer presented the Sales Tax Report.

17-a. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to start the process to allow countywide voting in Kendall County.

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

17-b. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to schedule a public hearing on March 11, 2019 at 9:15 a.m. for countywide voting in Kendall County.

Motion was made by Judge Lux, seconded by Commissioner Durden, and carried by a vote of 5-0.

17-c. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to allow the Elections Administrator to send Notice of Intent to the Secretary of State for Kendall County to participate in countywide voting.

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

17-d. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve publishing notice of the public hearing on March 11, 2019 for countywide voting in Kendall County.

Motion was made by Judge Lux, seconded by Commissioner Bergmann, and carried by a vote of 5-0.

(Agenda items #18 and #19 were addressed after agenda item #20)

20. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept donations of time and materials in the amount of \$840 to allow Kevin Belter to treat two live oak trees on Waring-Welfare Road that may be infected by oak wilt and allow Road & Bridge to assist with any needed traffic control.

Motion was made by Commissioner Durden, seconded by Commissioner Bergmann, and carried by a vote of 5-0.

18. County Sheriff Al Auxier presented the Sheriff's Office 2018 Annual Report.

19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize General Counsel to develop specifications for a lease agreement and to contact a real estate broker to lease the property known as the "Tower Tract" for installation of a new tower.

Motion was made by Commissioner Durden, seconded by Judge Lux, and carried by a vote of 5-0.

(Agenda item #20 was addressed out of sequence earlier after agenda item #17)

21. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Kendall County Order Authorizing San Jacinto Day Fireworks Sales (attached).

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve a short year for Kendall County's Flexible Spending Account (FSA) from 04/01/2019 to 09/30/2019, changing the effective date of the FSA each year thereafter to October 1st for business purposes.

Motion was made by Commissioner Durden, seconded by Commissioner Chapman, and carried by a vote of 5-0.

23. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to proceed with the petition to remove from office the elected Constable of Precinct 1.

Motion was made by Commissioner Bergmann, seconded by Commissioner Chapman, and carried by a vote of 5-0.

24. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Road and Bridge work schedule change to a 10-hour-a-day four-day work week effective April 1, 2019.

Motion was made by Commissioner Elkins, seconded by Commissioner Bergmann, and carried by a vote of 5-0.

25. The summary of road activities by Road & Bridge for January 2019 was presented (attached).

26. The summary of activities by the Operations Department for January 2019 was presented (attached).

At 11:50 a.m. the Court recessed Open Session and went into Executive Session pursuant to Chapter 551 of the Texas Government Code:

- I. The Court will meet in Executive Session pursuant to Section 551.076 to deliberate:
- (1) the deployment, or specific occasions for implementation, of security personnel or devices; or
 - (2) a security audit.

At 12:20 p.m. the Court closed Executive Session and resumed Open Session where there being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 11th DAY OF MARCH 2019.

/s/ Darrel L. Lux
 COUNTY JUDGE
 KENDALL COUNTY, TEXAS

ATTESTED: /s/ Darlene Herrin
 COUNTY CLERK
 KENDALL COUNTY, TEXAS