

**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 March 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**

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- 1. The meeting was called to order at 9:00 a.m.**  
**Prayer said by Pastor John Free, Currey Creek Church.**  
**Pledges of Allegiance to the United States and Texas flags.**  
**Comments from the bench.**
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- 2. THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for March 11, 18, and 21, 2019.

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

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- 3. Service Award: 5 years: Travis Haecker, Sheriff's Office**  
**10 years: Cody Neal, Sheriff's Office**
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- 4. Introductions / Recognitions:**  
    • **Sheriff Auxier introduced the new Patrol Lieutenant, Kevin Reser.**
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- 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 regular budget adjustments as presented (attached).

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

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- 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 (on file).

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

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- 7. THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the list of donations on behalf of Kendall County as presented (attached).

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

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**8. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Fees of Office Report for February 2019 as presented (on file).

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

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**9. The County Treasurer presented the Sales Tax Report.**

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**10. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Cash Summary at Frost Bank for January 2019 (attached).

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

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**11. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve closing the street in front of the Waring Volunteer Fire Department (block of 7 Waring Road to 11 Waring Road) on May 11, 2019 from 4:00 p.m. until midnight for the fire department's dance.

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

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

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**13. PUBLIC COMMENTS:**

- Robert Imler – Court transparency
  - Denise Dever – Shoreline Development
  - Kevin Henning -- SB2 & HB2, Local Control & video recording meetings
  - Bill Ballard – Constable Precinct 1
  - (During agenda item #16) Al Auxier – 16
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**14. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief from the platting requirements and road frontage in accordance to Sections 101 and 102 of the Kendall County Development Rules and Regulations. The proposed division would create five tracts ranging from (+/-) 6 acres to (+/-) 25 acres from a parent tract of 235 acres. The proposed tracts will be accessed over multiple 30-foot-wide private easements to FM 473 (Maxie and Donna Jonas).

Motion was made by Commissioner Chapman, seconded by Commissioner Durden, and carried by a vote of 4-0-1 with Judge Lux abstaining.

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15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief from the platting requirements and road frontage in accordance to Sections 101 and 102 of the Kendall County Development Rules and Regulations. The proposed division would create a tract of 6.00 acres and a tract of 7.01 acres out of a 13.01-acre parent tract. Access to the proposed tracts would be over a 50-foot-wide road easement to FM 474. A public hearing was held on March 11, 2019 (Lucille Pryer – Sleepy Hollow Subdivision).

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

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16. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Jail Overcrowding Committee members as discussed (list attached).

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

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17. No action was taken concerning a service agreement with Carrier for the service and maintenance of the HVAC system at the Kendall County Courthouse.

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18. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the inspection and maintenance contract with Comfort-Air Engineering, Inc. for the HVAC system equipment at 716 FM 289 (Ring Mountain).

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

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19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the purchase of a zero-turn mower for the Parks Department.

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

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20. No action was taken concerning the Tyler Technologies contracts.

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21. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to renew Kendall County's Property and Liability Insurance coverages with Texas Association of Counties.

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

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## 22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to declare the listed items as surplus and salvage property and authorize the County Auditor to proceed with disposition through an online county auction (attached).

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 award the Seal Coat bid #2019.03 for Fiscal Year 2019 to Ronald R. Wagner & Co. in the amount of \$1,984,422.12.

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

## 24. The summary of road activities by Road &amp; Bridge for February 2019 was presented (attached).

## 25. The summary of activities by the Operations Department for February 2019 was presented (attached).

Commissioner Elkins left the Commissioners Courtroom at 10:45 a.m.

## 26. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the fiscal year 2018 Annual Audit.

Motion was made by Commissioner Bergmann, seconded by Commissioner Durden, and carried by a vote of 4-0.

At 11:08 a.m. the Court recessed Open Session and went into Executive Session pursuant to Chapter 551 of the Texas Government Code:

- I. Section 551.074, deliberations about officers and employees of the governmental body held in executive session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or (2) to hear a complaint or a charge against an officer or employee.
1. EMS Operations Manager

At 11:17 a.m. the Court closed Executive Session and resumed Open Session where there being no further business, the meeting was adjourned at 11:18 a.m.

EXAMINED AND APPROVED THIS 8th DAY OF APRIL 2019.

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

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