

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 26th day of December 2018.

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 John Music, Comfort Baptist Church.
 Pledges of Allegiance to the United States and Texas flags.

2. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for December 10 and 13, 2018.
Motion was made by Judge Lux, seconded by Commissioner Chapman, and carried by a vote of 5-0.

3. **Service Awards:**
 10 years: Francisca Scarbro, Sheriff's Office
 10 years: Martha Pfeiffer, Tax Office (November)
 15 years: Shelly Jennings, EMS
 20 years: Cindy Silva, Justice of the Peace Precinct 4 Office
 20 years: Robert Haffner, Road & Bridge
 25 years: Rusty Cass, Road & Bridge

4. **Introductions / Recognitions:**

- **Frieda Pressler, Justice of the Peace Precinct 4, said that her current Clerk, Cindy Silva, will be retiring February 14th and she then introduced Kristen Irvin who will be training as her new Clerk effective January 7th.**

5. **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 in the amount of \$297,585.07 (on file).
Motion was made by Commissioner Elkins, seconded by Commissioner Durden, and carried by a vote of 5-0 with Commissioner Elkins abstaining from any matters related to GVTC.

6. **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 November 2018 (on file).
Motion was made by Commissioner Elkins, seconded by Commissioner Chapman, and carried by a vote of 5-0.

7. **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 September & October 2018 (attached).
Motion was made by Commissioner Elkins, seconded by Commissioner Bergmann, and carried by a vote of 5-0.

8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve out-of-state travel for Kendall County 4-H Assistant Hilary Putrite to the Western National Round Up in Denver, Colorado January 9-11, 2019 with the Kendall County Senior 4-H Horse Judging Team.

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

9. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to appoint Jeffery Fincke as the Kendall County Fire Marshal for a term of two years.

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

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

11. Updates were given concerning the Kendall County Commissioners Court request to the Texas Legislature for increased local control.

12. PUBLIC COMMENTS:

- John Kight – Public to be heard
 - Denise L. Dever - #12
 - Toni Lott - #11
 - Geri Clouse - #15 (spoke during item #15)
 - Tana Kehoe - #15 (spoke during item #15)
 - Steve Clouse - #15 (spoke during item #15)
 - Robert Imler - #15 (spoke during item #15)
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13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Final Development Plat of Sabinas Creek Ranch Subdivision, Phase I, in accordance to the Kendall County Development Rules and Regulations. The proposed residential subdivision would create 69 lots out of 423.69 acres for an average density of 6.14 acres per lot with 13,964 linear feet of private roadway. The proposed subdivision would be served by private well and OSSF. Relief was granted on 11/13/17 for various items related to roadway design.

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

14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Subdivision Bond for Sabinas Creek Ranch, Phase I, in the amount of \$1,494,819.91 for construction of roads and drainage (Southerland Boerne Land, LLC).

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

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 in accordance to Sections 101 & 102 of the Kendall County Development Rules and Regulations. The proposed division would create a (+/-) 9.7-acre tract out of a parent tract of (+/-) 48 acres with access to the proposed (+/-) 9.7-acre tract being over a 40-foot-wide road easement to Upper Cibolo Creek Road.

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

16. No action was taken concerning the 2019 Master Interlocal Agreement for Participation in TechShare.

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the payment of \$7,705.00 from Road & Bridge Lateral Fund 15 for settlement of claim by Hill Country Daily Bread concerning fence removal during right-of-way construction on Ranch Drive.

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

18. The summary of activities by the Operations Department for November 2018 was presented (attached).

19. The summary of road activities by Road & Bridge for November 2018 was presented (attached).

20. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the following official bonds: Darrel L. Lux, County Judge; Susan Jackson, District Clerk; Darlene Herrin, County Clerk; Sheryl D'Spain, County Treasurer; Wes Rexrode, County Surveyor; Richard W. Elkins, Commissioner Precinct 2; Richard Chapman, Commissioner Precinct 3; Don Durden, Commissioner Precinct 4; Teri Nunley, Justice of the Peace Precinct 1; Leon Brimhall, Justice of the Peace Precinct 2; Debby S. Hudson, Justice of the Peace Precinct 3; Frieda J. Pressler, Justice of the Peace Precinct 4; and Tammie Coward, Assistant County Treasurer.

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

At 10:17 a.m. the Court recessed Open Session and went into Executive Session pursuant to Chapter 551 of the Texas Government Code:

The Court will meet in Executive Session pursuant to Section 551.071 to seek the advice of attorney(s) representing the County, concerning pending and / or threatened litigation, settlement offers and / or matters in which the duties of the attorney(s) under the Texas Rules of Professional Conduct of the State Bar of Texas require confidential communications. Specific topics to be discussed are as follows:

- 1. Architectural and engineering services
2. WCID #3

At 11:35 a.m. the Court closed Executive Session and resumed Open Session where there being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 14th DAY OF JANUARY 2019.

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

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