

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 February 2018.

Present: **DARREL L. LUX, COUNTY JUDGE**
 CHRISTINA BERGMANN, COMMISSIONER, PCT. #1
 RICHARD W. ELKINS, COMMISSIONER, PCT. #2
 TOMMY PFEIFFER, 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 Rev. David Read, St. Helena's Episcopal Church.
Pledges of Allegiance to the United States and Texas flags.
Judge Lux commented on the March 6, 2018 Primary Election for which early voting started last Tuesday.

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 12 and 22, 2018.**
Motion was made by Commissioner Elkins, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0.

3. **Service Awards:**
 • **5 years of service: Tammy Aldrich, Sheriff's Office**
 • **15 years of service: Ramon Eslora, 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 proclaim March 2018 as the 16th Annual March for Meals Month (attached).**
Motion was made by Judge Lux, seconded by Commissioner Elkins, 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 as modified by the County Auditor (on file).**
Motion was made by Commissioner Durden, seconded by Commissioner Elkins, 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 accept the list of donations on behalf of Kendall County as per Local Government Code 81.032 (attached).**
Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

8. **Presentation by Mike Malley representing Boerne Sustainable Development Coalition regarding the Shoreline Park Development.**

The following person made public comment during agenda item #8: Joe Anzolito, City of Boerne Councilman District 1

At 9:46 a.m. the Court recessed Open Session and at 9:49 a.m. Court resumed Open Session.

9. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Monthly Reports for January 2018 (on file).
 Motion was made by Commissioner Elkins, seconded by Commissioner Durden, and carried by a vote of 5-0.
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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 for December 2017 (attached).
 Motion was made by Commissioner Elkins, seconded by Commissioner Durden, 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 keep the burn ban lifted. The burn ban was lifted February 21, 2018 by County Judge's Order (attached).
 Motion was made by Judge Lux, seconded by Commissioner Durden, and carried by a vote of 5-0.
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12. **PUBLIC COMMENTS:**
- Travis Sabine commented concerning the Shoreline Park Development project and traffic.
 - Amber Clowney gave a citizen update concerning the Vulcan Concrete Batch Plant.
 - Joe Anzolino, City of Boerne Councilman District 1, spoke during agenda item #8.
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13. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, that the approval of Overtime Pay for the Sheriff's Office and Emergency Call Out Pay for all departments will be considered during the Commissioners Court meetings that address payroll and that Commissioner Bergmann will report back to Court in 60 days with a policy.
 Motion was made by Commissioner Bergmann, seconded by Judge Lux, and carried by a vote of 5-0.
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14. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Final Plat for The Ranches at Crabapple Creek concerning four partial lots located in Kendall County. Access, roads, and emergency services are located in and provided by Blanco County (David Brodbeck).
 Motion was made by Commissioner Pfeiffer, seconded by Commissioner Durden, and carried by a vote of 5-0.
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15. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to award the bid for the Texas Community Development Block Grant Project 7216251 (Elevated Water Storage Tank, Comfort, Texas) to Phoenix Fabricators at \$747,319 and authorize the County Judge to sign the contract pending legal review.
 Motion was made by Commissioner Durden, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0.
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16. **No action was taken concerning the Notice of Intent for the Hazard Mitigation Grant Program.**
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17. **No action was taken concerning the Ring Mountain Event Center rates.**
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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 revised lease agreement for the Ring Mountain Event Center at Joshua Springs Park & Preserve (attached). Motion was made by Commissioner Durden, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0.
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19. No action was taken concerning the catering agreement for the Ring Mountain Event Center.
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20. No action was taken concerning rates at Joshua Springs Park & Preserve pavilions.
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21. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the revised pavilion reservation form for Joshua Springs Park & Preserve (attached). Motion was made by Commissioner Durden, seconded by Judge Lux, 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 authorize Road and Bridge to change their work schedule to a 4-day work week effective April 1, 2018. Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.
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23. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve paying a Road & Bridge employee for Emergency Call Out time. Motion was made by Commissioner Elkins, seconded by Commissioner Bergmann, and carried by a vote of 5-0.
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24. The summary of road activities by Road & Bridge for January 2018 was presented (attached).
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25. The summary of activities by the Operations Department for January 2018 was presented (attached).
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At 10:48 a.m. the Court recessed Open Session and at 10:57 a.m. went into Executive Session pursuant to Chapter 551 of the Texas Government Code:

- I. The Court will meet in Executive Session pursuant to Section 551.071 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:
 1. Commissioners Court authority and obligations concerning subdivisions, county property, roads and bridges
 2. Vulcan litigation
 3. Corvara litigation
 4. AJW litigation
- II. The Court will meet in Executive Session pursuant to Section 551.072 to deliberate the purchase, exchange, lease or value of real property. (Note: Deliberation in an open meeting would have a detrimental effect on the position of Kendall County in negotiations with a third person.)
 1. Sale of County easement
- III. The Court will meet in Executive Session pursuant to Section 551.074 to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee:
 1. Duties and responsibilities of Justice of the Peace, Precinct 1

At 12:16 p.m. the Court closed Executive Session and resumed Open Session where there being no further business, the meeting was adjourned at 12:17 p.m.

EXAMINED AND APPROVED THIS 12th DAY OF MARCH 2018.

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

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