

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 13th day of August 2018.

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

Vacant: **COMMISSIONER, PCT. #3**

1. **The meeting was called to order at 9:00 a.m.**
 Prayer said by Rev. Carolyn McGuire, Gaddis United Methodist 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 July 23, 26, 30, and August 9, 2018.**
Motion was made by Commissioner Durden, seconded by Commissioner Elkins, and carried by a vote of 4-0.

3. **Hilary Putrite, 4-H Program Assistant, introduced the Kendall County 4-H members who competed at the District 10 contest in Spring Round Up, State Round Up Contest in College Station, and also introduced Major Stock Show winners: Caitlyn Upham, Jessica Spennrath, Anna Wyle, Kendra Pfeiffer, Clair Lozano, Savana Womble, Kelsey Pfeiffer, and Sean Young.**

4. **THE STATE OF TEXAS**
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to approve amending the FY2018 budget through certification of new revenue and budget adjustments (attached).**
Motion was made by Commissioner Elkins, seconded by Commissioner Bergmann, and carried by a vote of 4-0.

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 (on file).**
Motion was made by Commissioner Durden, seconded by Commissioner Elkins, and carried by a vote of 4-0 with Commissioner Elkins abstaining from matters related to GVTC.

6. **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 Commissioner Elkins, seconded by Judge Lux, and carried by a vote of 4-0.

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

8. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve leaving the 2019 County Road & Bridge Fee and Child Safety Fee to be the same as last year.
Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 4-0.
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9. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the 2018 Certified Appraisal Roll total of \$4,708,523,282.00 (freeze adjusted).
Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 4-0.
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10. James Hudson, Tax Assessor-Collector presented the 2018 Calculated Effective and Rollback Tax Rates for Kendall County.
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11. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to place the proposal to adopt the rate of \$.4127 (same rate as last year) per \$100.00 taxable value on the agenda of a future meeting and to schedule two public hearings on the tax rate as follows: Monday, August 27, 2018 at 1:30 p.m. and Tuesday, September 4, 2018 at 6:00 p.m. to be held in the Kendall County Courthouse, Commissioners Courtroom #301, 201 East San Antonio Avenue, Boerne, Texas.
Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 4-0.
Record vote: Judge Darrel L. Lux voted aye, Commissioner Christina Bergmann voted aye, Commissioner Richard Elkins voted aye, and Commissioner Don Durden voted aye. Commissioner Precinct 3 vacant.
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12. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the presented two options for Kendall County's group medical insurance for employees and dependents for plan year October 1, 2018 through September 30, 2019 with United Healthcare, funding option two at \$669.21 per employee, and also to have mandatory meetings to educate the employees on the two options being offered.
Motion was made by Commissioner Bergmann, seconded by Commissioner Elkins, and carried by a vote of 4-0.
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13. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to renew Kendall County's group dental and life insurance coverage with MetLife for employees and dependents for plan year October 1, 2018 through September 30, 2019.
Motion was made by Commissioner Durden, seconded by Commissioner Elkins, and carried by a vote of 4-0.
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14. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to renew Kendall County's group vision coverage for employees and dependents for plan year October 1, 2018 through September 30, 2019 with Ameritas.
Motion was made by Commissioner Elkins, seconded by Commissioner Durden, and carried by a vote of 4-0.
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15. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to appoint Alamo Insurance Group as Kendall County's Agent of Record for group medical, dental, vision and life insurance for plan year October 1, 2018 to September 30, 2019.
Motion was made by Commissioner Durden, seconded by Commissioner Elkins, and carried by a vote of 4-0.
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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 Subscription Agreement with American Fidelity Assurance Co. changing our disability coverage from G-108 Group Disability to G-120 Group Disability contract and plans.
Motion was made by Commissioner Elkins, seconded by Commissioner Durden, and carried by a vote of 4-0.
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17. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to lift the burn ban effective today at 9:58 a.m.
Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 4-0.
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18. **PUBLIC COMMENTS:**
- Bob Reinarz thanked the Court for their support in helping the Sisterdale Volunteer Fire Department buy equipment. He also spoke about the success of their fundraiser last Saturday night.
 - Denise Dever spoke concerning the Kendall Gateway Study.
 - Steve Young spoke concerning the Kendall Gateway Study.
 - William "Bill" Kennon spoke concerning the Kendall Gateway Study.
 - Glenn Cummings spoke about property that had been cleaned up on IH-10 and thanked Commissioner Bergmann and the County staff that helped in the process.
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19. This item concerning a Public Hearing for the application filed by Joey and Julia Asher for the proposed revision of the subdivision plat for The Town of Comfort, Lots 29 and 30 was pulled from the agenda by the County Development Manager.
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20. This item concerning a Public Hearing for the application filed by Carolyn Minshew for the proposed revision of the subdivision plat for The Town of Comfort, Outlot 20 was pulled from the agenda by the County Development Manager.
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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 Plat Revision of Lots 1 and 11, Block B, Lot 1002, Block Z, and a portion Lot 1000, Block Z, in Cordillera Ranch, Unit 1, filed in Vol. 2, pages 354-359 of the Plat Records of Kendall County Texas. The proposed plat revision would revise the configuration of Unit 1, extend an existing roadway (Cordillera Ridge) and create one lot of 2.37 acres serviced by central water and sewer.
Motion was made by Commissioner Elkins, seconded by Judge Lux, and carried by a vote of 4-0.
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22. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Letters of Credit for Cordillera Ranch, Plat Revision Unit 1, in the amounts of \$243,053.00 for construction of roads and drainage (CR DEVCO 2013, LLC).
Motion was made by Commissioner Elkins, seconded by Commissioner Durden, and carried by a vote of 4-0.
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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 the release of Maintenance Bonds for High Point Ranch for roadway and drainage as follows: High Point Ranch Phase 3 — \$85,859.72 and High Point Ranch Phase 4 — \$54,756.01.
Motion was made by Commissioner Durden, seconded by Commissioner Elkins, and carried by a vote of 4-0.
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24. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Amending Plat creating Comfort Outlots 20F-1 and 20G-1 in accordance to the Kendall County Development Rules and Regulations for the purpose of relocating an existing lot line to create fee simple access in lieu of an easement.
Motion was made by Commissioner Durden, seconded by Judge Lux, and carried by a vote of 4-0.
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25. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant the request for relief from road frontage and platting requirements in accordance to Sections 101 and 102 of the Kendall County Development Rules and Regulations for the purpose of creating a family cemetery with access over existing and proposed easements (331 Old Blanco Rd, Kendalia - Diana Reyes, CEO Wildlife Rescue and Rehabilitation, Inc.).
Motion was made by Commissioner Durden, seconded by Judge Lux, and carried by a vote of 4-0.
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26. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve reducing the Brush Site Fee for Outgoing mulch (commercial) to \$10.00 per bucket load for the purchase of mulch by commercial operators.
Motion was made by Commissioner Elkins, seconded by Judge Lux, and carried by a vote of 4-0.
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27. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the amended hours and days of operation for the Kendall County brush site to be Wednesdays through Saturdays 7:30 a.m. to 5:00 p.m.
Motion was made by Commissioner Elkins, seconded by Commissioner Durden, and carried by a vote of 4-0.
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28. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Kendall County abandoning the drainage easement of 0.299 acres created during the Herff Road Development Project.
Motion was made by Commissioner Bergmann, seconded by Commissioner Elkins, and carried by a vote of 4-0.
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- 29-a. **Seal Coat Bid, #2018-07 discussion.** The County Auditor and Road Supervisor were tasked with researching Court's options concerning this bid and reporting back later in this meeting.
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30. The County Judge ordered the General Election for State and County officers to be held on November 6, 2018.

31. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the appointment of Election Precinct Judges, Central Counting Station Judges, and the Early Voting Ballot Board Judge as presented by the Elections Administrator for a one-year term beginning September 1, 2018 and ending August 31, 2019 (attached).

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

32. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the appointment of various personnel for the Central Counting Station for a one-year term to begin September 1, 2018 per Kendall County ORDER NO. 08-13-2018 – ORDER TO APPOINT CENTRAL COUNTING STATION PERSONNEL (attached).

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

29-b. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to reject all bids except the two-course base bid of Clark Construction of Texas for \$4.99 a square yard to be used only to construct the Valley View and Saddle Wood projects in Precinct 4.

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

At 11:00 a.m. the Court recessed Open Session, took a break 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 551.071 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. Commissioners Court authority and obligations concerning subdivisions, county property, roads and bridges
- II. 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 the County Engineer
 2. Duties and responsibilities of the County Auditor

At 12:07 p.m. the Court closed Executive Session and resumed Open Session where there being no further business, the meeting was adjourned at 12:08 p.m.

EXAMINED AND APPROVED THIS 27th DAY OF AUGUST 2018.

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

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