

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 9th day of October 2018.

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

Absent: **CHRISTINA BERGMANN, COMMISSIONER, PCT. #1**

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

1. **The meeting was called to order at 9:05 a.m.**
Prayer said by Executive Pastor Burt McGaughey, First Baptist 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 September 24, 2018.**
Motion was made by Commissioner Elkins, seconded by Commissioner Durden, and carried by a vote of 3-0.

3-a. **Stephen Zoeller, Kendall County AgriLife Extension Agent presented 4-H Award recipients:**
 • **Gold Star:** **Shelby Curry, Graci Phillips, Lauran Lira**
 • **Silver Star:** **Gigi Stehling, Corri Smith**
 • **Bronze Star:** **Sadie Muck, Savanna Womble**

3-b. **THE STATE OF TEXAS**
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to proclaim October 7-13, 2018 as National 4-H Week in Kendall County (attached).**
Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 3-0.

4. **THE STATE OF TEXAS**
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to proclaim the first Saturday in November as Arbor Day in Kendall County (attached).**
Motion was made by Judge Lux, seconded by Commissioner Durden, and carried by a vote of 3-0.

5. **THE STATE OF TEXAS**
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to proclaim October 7-13, 2018 as Fire Prevention Week in Kendall County (attached).**
Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 3-0.

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 \$1,442,717.84 (on file).**
Motion was made by Commissioner Elkins, seconded by Commissioner Durden, and carried by a vote of 3-0.

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 Commissioner Durden, seconded by Commissioner Elkins, and carried by a vote of 3-0.

8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Investment Policy for 2018 (Kendall County Order No. 10-09-2018 attached).

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 3-0.

9. The County Treasurer presented the Sales Tax Report.

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

11. PUBLIC COMMENTS:

- Denise Dever spoke concerning the Kendall Gateway Study.
 - Alexandra Rudd spoke concerning the Kendall Gateway Study.
 - Bill McNaught spoke concerning the Kendall Gateway Study.
 - Jan Couch spoke concerning the Kendall Gateway Study.
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12. At 9:45 a.m. a Public Hearing was held concerning the application filed by Medina River Estates, LLC for the proposed revision of the subdivision plat for The Town of Comfort Outlot 47A-1 filed in Volume 7, pages 6 & 7 of the plat records of Kendall County, Texas. The proposed plat revision would create two tracts of 53.34 acres (Outlot 47A-1A) and 13.02 acres (Outlot 47A-1B). The following people spoke: Commissioner Durden asked Charles Cammack, representative from Medina River Estates, questions about the development pertaining to flood plain issues and if an RV park was planned. Mr. Cammack answered and the Public Hearing was closed at 9:47 a.m.

13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the plat revision of Miralomas Garden Homes Subdivision, Unit 1, filed in Volume 8, pages 157-164 of the plat records of Kendall County, Texas in accordance to the Kendall County Development Rules and Regulations. The purpose of this plat revision is to make changes to lot lines and open space boundaries. A public hearing was held on September 24, 2018.

Motion was made by Commissioner Durden, seconded by Commissioner Elkins, and carried by a vote of 3-0.

14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief from Section 203.2000 of the Kendall County Development Rules and Regulations to allow for the clearing of vegetation from the proposed Phase I street rights-of-way prior to approval of the final plat of Phase I of Sabinas Creek Ranch Subdivision. The clearing operation will not include street excavation or embankment, and stormwater pollution prevention measures will be installed in accordance with the stormwater pollution prevention plan, as approved by the County Engineer.

Motion was made by Commissioner Durden, seconded by Commissioner Elkins, and carried by a vote of 3-0.

15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief from road frontage and platting requirements in accordance to Sections 101 and 102 of the Kendall County Development Rules and Regulations for a 13.326-acre parent tract that is proposed to be divided into three tracts as a family division. Each tract will be 4.42 acres and have 230.82 feet of frontage. The parent tract is eligible for two wells based on current Cow Creek Groundwater Conservation District Rules. If any lot is sold, given, or otherwise transferred to an individual who is not related to the owner within the third degree by consanguinity or affinity, the platting requirements apply (133 River Ranch Rd – Sandra Jo Kelly).

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 3-0.

16. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the installation of a new air conditioning system by Boerne Air Conditioning & Heating LLC for the Kendall County building located at 114 Blanco.

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 3-0.

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve a cell phone for Justice of the Peace, Precinct 1.

Motion was made by Judge Lux, seconded by Commissioner Durden, and carried by a vote of 3-0.

18. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the job description for Court Coordinator with two typo corrections.

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 3-0.

19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve KoFile Technologies Phase III Archival Digitization & QuickLink of Real Property Records for the County Clerk's office in the amount of \$174,346.34.

Motion was made by Judge Lux, seconded by Commissioner Durden, and carried by a vote of 3-0.

20. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Road & Bridge department rolling over various concrete work, Bid #2018-04, and pavement surface repair, Bid #2018-05, to FY2019.

Motion was made by Commissioner Durden, seconded by Commissioner Elkins, and carried by a vote of 3-0.

At 10:16 a.m. the Court recessed Open Session, took a break and at 10:21 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 as follows:
1. 761 FM 474

At 10:28 a.m. the Court closed Executive Session and at 10:30 a.m. resumed Open Session where there being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 22nd DAY OF OCTOBER 2018.

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

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