

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 27th day of January 2020.

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 Aaron Goeke, Messiah Lutheran 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 January 13, 2020.

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

3. Service Awards: 5 years: Richard Elkins, Commissioner Precinct 2

5 years: Susan Jackson, District Clerk

10 years: Jose Escalante, Sheriff's Office

10 years: Michael Howle, GIS Specialist

15 years: Thomas Allison, Sheriff's Office

15 years: Tara Cantu, Sheriff's Office

15 years: Dorothy Schindler, Sheriff's Office

20 years: Phillip Nuncio, EMS

Retirement recognition: Bonnye Vidal, CDA's Office

4. Introductions / Recognitions: None

5. AgriLife Extension agents Stephen Zoeller and Hilary Putrite introduced the following students who won or placed at one of these events — the 4-H National Livestock Skill-A-Thon Contest in Louisville, Kentucky; 4-H National Meats Judging Contest in Fort Collins, Colorado; World Skeet Shoot-Out; 4-H District 10 Fall Round-Up; Horse Quiz Bowl; Livestock Quiz Bowl; Public Speaking Contest; Educational Presentation Contest; and Food Show Contest: Kendra Pfeiffer, Anna Wyle, Caroline Holmes, Mary-Anna McFarland, Amber Asher, Elizabeth McFarland, Jake Richardson, Corrie Smith, Lily Valentine, Madeline McFarland, Lexie Womble, and Savanna Womble. Others who won or placed in the shows but were not present in Court: Kellen Pfeiffer, Karson Kurtz, Case Barrett, Cameron Wampler, Anna Beth Muck, Kelsey Pfeiffer, Lillie Vogt, and Sydney Curry.

6. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve accounts payable claims for purchases, services, and vendors (on file).

Motion was made by Judge Lux, 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 Fees of Office Report for December 2019 (on file).

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 the Cash Summary at Frost Bank for November 2019 (attached).

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

(THE BURN BAN WAS RESCINDED ON 01-16-2020 BY ORDER OF THE COUNTY JUDGE - attached)

9. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to lift the burn ban.

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

10. PUBLIC COMMENTS:

- Art Wilson – Night sky and Quarries
 - Cliff Kaplan – #12
 - Sarah Tober – #12 Night Sky
 - Milan Michalec – #12
 - During agenda item #11 the following person spoke: Robert Imler
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11. 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 with Sections 101 and 102 of the Kendall County Development Rules & Regulations for the proposed division required by lender that would define a 14-acre tract out of approximately 286 acres to be used as collateral for a loan with access to the 14 acres over an existing variable width roadway easement approximately 20 feet wide; also required is to 1) revise the second note on the draft affidavit of land location and 2) add a note referencing Property Code Chapter 12, Section 002 (701 Holiday Road, Bryan James Lindner).

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

12. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt Resolution 01-27-2020, Supporting Efforts to Preserve the Night Skies (attached).

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

13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant the Burnet Rodeo Association's request to sell beer at the Joshua Springs Park from 8:00 a.m. to 8:00 p.m. on March 14 and 15, 2020 in conjunction with the Spartan Race Event.

Motion was made by Commissioner Durden, seconded by Commissioner Chapman, 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 agreement with New Braunfels Welders Supply Inc. to supply oxygen to EMS.

Motion was made by Commissioner Elkins, 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 approve the Sapphire Health, LLC Master Agreement for software systems to record medical records of the Kendall County Sheriff's Office inmates.

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

16. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the following appointments to the advisory committee for the Kendall County Animal Control Shelter: (Two-year term) – Steve Rapp, DVM (veterinarian), Sheryl D'Spain (county official), and Charity Barnes (shelter representative) and (One-year term) – Mary Himlin (county citizen) and Dawn Fulgham (Hill Country Animal League).

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

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the Kendall County Sheriff's Office 2019 Racial Profiling Report.

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

18. The County Auditor presented the fiscal year 2019 Detention Commissary Audit as required by Local Government Code 351.0415.

19. Jeff Fincke, Fire Marshal/Emergency Management Coordinator, presented the Emergency Services for Kendall County EMS, Fire Departments, and Emergency Management activities for 2019.

20. The summary of road activities by Road & Bridge for December 2019 was presented (attached).

21. The summary of Operations Department activities for December 2019 was presented (attached).
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At 11:11 a.m. the Court recessed Open Session 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.
- 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. EMS

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 10th DAY OF FEBRUARY 2020.

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

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