

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 23rd day of December 2019.

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 9:01 a.m.**
Prayer said by Pastor Steve Gross, Kendall County Cowboy Church.
Pledges of Allegiance to the United States and Texas flags.
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- 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 9, 2019.

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

- 3. Service Awards:** 5 years: Eugene (Gene) Serene, Constable Precinct 1
10 years: Christopher Ortiz, Sheriff's Office
10 years: Antonio Zapata, Facilities Department
Retirement recognition: Teresa McDaniel, District Clerk's Office
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- 4. Introductions / Recognitions: None**
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- 5. 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 Commissioner Elkins, seconded by Commissioner Chapman, and carried by a vote of 5-0 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 approve the resolution authorizing the Elections Administrator to enter into a contract with the Republican and Democratic Party Chairs to conduct a Joint Primary and Joint Runoff Election in 2020 (attached).

Motion was made by Commissioner Durden, 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 October 2019 (attached).

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

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

9. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to appoint Jeffrey Fincke as Kendall County Fire Marshal for 2020-2021.

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

10. **No action was taken on lifting the burn ban. It is still on.**

11. **PUBLIC COMMENTS: no one spoke**

12. **At 9:18 a.m. a public hearing was held on the application filed by Wade Russell Saur for the proposed revision of the Subdivision Plat for The Town of Comfort Outlots 26A, 26B, and 27A filed in Volume 5, page 318 of the plat records of Kendall County, Texas. The proposed plat revision would create five lots ranging in size from 0.158 acres to 3.175 acres. No one spoke.**

At 9:19 a.m. the public hearing was closed.

13. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief from minimum lot size, road frontage, density, and setbacks in accordance to Sections 300.1100 & 304.1100 of the Kendall County Development Rules and Regulations for the proposed plat revision of The Town of Comfort Outlots 26A, 26B, and 27A and requiring the following special conditions be noted on the plat: 1) a flood study is required by the developer of the lot prior to any development which shall show no adverse impact to off-property structures and 2) detention shall be provided by the developer of each lot.

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 4-0-1 with Commissioner Durden abstaining.

14. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief from platting requirements and road frontage in accordance to Sections 101 and 102 of the Kendall County Development Rules and Regulations for the proposed division to create a 6.014-acre tract out of a parent tract of approximately 210 acres. Access to the proposed 6.014-acre tract would be over a 50-foot-wide road easement to Mill Dam Road (26 Peek Ranch Road, Jeffery Art Royall & Deborrah Jeanne Royall Living Trust).

Motion was made by Commissioner Durden, seconded by Judge Lux, 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 accept the Fees of Office Report for November 2019 (on file).

Motion was made by Commissioner Elkins, seconded by Commissioner Bergmann, 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 declare the listed items from Kendall County departments as surplus and salvage property and to proceed with disposition through an online county auction (attached).

Motion was made by Judge Lux, 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 award the Road Material Bid #2020.02 for FY2020 as listed (attached).

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

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

19. The summary of Operations Department activities for November 2019 was presented (attached).

At 9:42 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.
 1. Law Enforcement Center
- 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 10:49 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 13th DAY OF JANUARY 2020.

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

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