

**NOTICE OF REGULAR MEETING  
OF THE KENDALL COUNTY COMMISSIONERS COURT**



**NOTICE** is hereby given that a regular meeting of the Kendall County Commissioners Court will be held on the **12th** day of **November 2019** at **9:00 a.m.** in the **Kendall County Courthouse, Third Floor Assembly Room**, 201 E. San Antonio Avenue, Boerne, Texas, at which time the following will be discussed and appropriate action taken; pursuant to V.T.C.A. Government Code Chapter 551, Open Meetings Act, including all Subchapters and Sections:

All matters listed on the following Agenda may be discussed in Executive Session at the option of the Kendall County Commissioners Court and following verbal announcement, if an appropriate exception to the open meeting requirement of the Texas Open Meetings Act is applicable.

**NO CELL PHONES, AUDIBLE PAGERS, AND/OR BEEPERS SHALL BE USED WHILE COURT IS IN SESSION**

1. Call to Order - 9:00 a.m.  
Pledge of allegiance to the United States Flag  
Pledge of allegiance to the Texas Flag  
Comments from the bench
2. Consideration and action on the approval of the Minutes for October 28, 2019: Sally Peters, Deputy Clerk/Administrative Assistant
3. Presentation of a Letter of Commendation for two EMS members by the Boerne Police Department Chief of Police Jim Kohler: Jeffery Fincke, EMS Administrator
4. Consideration and action on proclaiming that November 16, 2019 be recognized, honored and celebrated as Old Spanish Trail Centennial Celebration day in Kendall County: Darrel L. Lux, County Judge / Paul Barwick, Kendall County Historical Commission
5. Consideration and action on the approval of accounts payable claims for purchases, services, and vendors: Corinna Speer, County Auditor
6. Consideration and action on accepting the list of donations on behalf of Kendall County as per Local Government Code 81.032: Corinna Speer, County Auditor
7. Consideration and action on closing the Kendall County Brush site on November 30, 2019, the Saturday after the Thanksgiving holiday: Rick Tobolka, County Engineer
8. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Darrel L. Lux, County Judge / Jeffery Fincke, Fire Marshal

9. PUBLIC COMMENTS— opportunity for the general public to address the Court on any matter. The Court may not discuss any presented issue, nor may any action be taken on any issue at this time. Comments are limited to 3 minutes.
10. Discussion on the constitutional amendment to create the Flood Infrastructure Fund, which the Texas Water Development Board would use to provide financing for flood drainage, mitigation, and control projects: Christina Bergmann, Commissioner Precinct 1 / Richard Chapman, Commissioner Precinct 3
11. Consideration and action concerning an agreement to allow certain event activities on the Courthouse grounds for the City of Boerne's Dickens on Main event: Darrel L. Lux, County Judge / Paul Barwick, City of Boerne
12. Consideration and action on the proposed agreement with San Antonio Sound and Light to provide audio/visual upgrades to the Kendall County District Court per proposal # 19-235: John Buckelew, IT Director
13. Consideration and action on the proposed agreement with Stericycle for the disposal of biohazardous regulated medical waste and to authorize Lt. Robert Green to sign on behalf of Kendall County: Al Auxier, County Sheriff
14. Consideration and action on the proposed agreement with Crown Telephone to provide telephone service to Kendall County inmates and to authorize Lt. Robert Green to sign the contract on behalf of Kendall County: Al Auxier, County Sheriff
15. Consideration and action on approving a letter from the Kendall County Commissioners Court authorizing the Texas Commission on Environmental Quality (TCEQ) to contract with the Alamo Area Council of Governments (AACOG) for air quality planning funds: Darrel L. Lux, County Judge
16. Consideration and action on declaring a 1999 F150 truck as surplus and transferring a 2009 F250 truck from Animal Control to Rural Fire: Jeffery Fincke, Fire Marshal / Danny Morales, Fire Marshal Assistant
17. Consideration and action to approve an early start date of November 18, 2019 for the deputy filling the position before the Chief Deputy Clerk retires on December 13, 2019: Susan Jackson, District Clerk
18. Consideration and action to approve the job description for Mental Health Deputy: Juanita Espino, HR Director
19. Consideration and action concerning the addition of members to the salary committee: Darrel L. Lux, County Judge

20. Consideration and action on requesting the County Auditor to conduct an audit of the Criminal District Attorney's Chapter 59 Asset Forfeiture Report as required by Article 59.06 of the Code of Criminal Procedure: Nicole Bishop, CDA
21. Consideration and action on requesting the County Auditor to conduct an audit of the Sheriff's Department FY2019 Chapter 59 money assets as required by Article 59.06 of the Code of Criminal Procedure: Al Auxier, County Sheriff
22. Consideration and action for approval to award the construction contract for the Texas Community Development Block Grant 7218260 for water system improvements at the Comfort WCID #1: Corinna Speer, County Auditor
23. Consideration and action to award the bid for Road Materials for Fiscal Year 2020, Bid #2020.01: Corinna Speer, County Auditor
24. Consideration and action regarding the updated contingent fee arrangement with Simon Greenstone Panatier, PC and Martin Walker, PC for a lawsuit on behalf of Kendall County, Texas vs. various drug manufacturers, developers, suppliers and others of a class of pharmaceutical class of drugs commonly referred to as opioids: Bill Ballard, General Counsel

BREAK

EXECUTIVE SESSION (Closed to public)

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. Opioid 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.)
- III. The Court will meet in Executive Session pursuant to Section 551.074, deliberations about officers and employees of the governmental body held in executive session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or (2) to hear a complaint or a charge against an officer or employee.
  1. District Clerk
  2. Justice of the Peace, Precinct 1

RESUME OPEN SESSION AND TAKE ANY NECESSARY ACTION RESULTING FROM EXECUTIVE SESSION DELIBERATIONS

ADJOURNMENT

Dated this the 7th day of November 2019.



Darrel L. Lux  
Kendall County Judge

I, the undersigned County Clerk, do hereby certify NOTICE of regular meeting of the above-named Commissioners Court is a true and correct copy of said Notice and that I have caused said Notice to be posted on the door at the Courthouse of Kendall County, Texas, located at 201 E. San Antonio Avenue on the 7th day of November 2019.



Darlene Herrin  
County Clerk

Posted at 3:30 p.m. on the 7th day of November 2019—sup

NOTE: The Kendall County Commissioners Court complies with A.D.A. requirements. If you have an impairment and wish to appear at a meeting, please call (830)249-9343, 48 hours in advance to make arrangements.