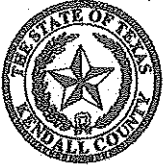




**KENDALL COUNTY COMMISSIONERS COURT  
AGENDA REQUEST**

**COMMISSIONER COURT DATE: 11/12/2015  
OPEN SESSION**

|   |  |
|---|--|
| <b>SUBJECT</b>                                | Canvass of the November 3, 2015 Election   |
| <b>DEPARTMENT &amp; PERSON MAKING REQUEST</b> | Darrel L. Lux, County Judge<br>Staci Decker, Elections Administrator                                       |
| <b>PHONE # OR EXTENSION #</b>                 | 830-249-9343, ext 213  |
| <b>TIME NEEDED FOR PRESENTATION</b>           | 5 minutes  |
| <b>WORDING OF AGENDA ITEM</b>                 | Consideration and action for Commissioners Court to canvass the November 3, 2015 Special Election returns. |
| <b>REASON FOR AGENDA ITEM</b>                 | For the official acceptance of the election returns.   |
| <b>IS THERE DOCUMENTATION</b>                 | No   |
| <b>WHO WILL THIS AFFECT?</b>                  | Countywide   |
| <b>ADDITIONAL INFORMATION</b>                 | None   |



**KENDALL COUNTY COMMISSIONERS COURT  
AGENDA REQUEST**

**COMMISSIONER COURT DATE: 11/12/2015  
OPEN SESSION**

|   |  |
|---|--|
| <b>SUBJECT</b>                                | Resolution - Canvassing the results of the bond election.  |
| <b>DEPARTMENT &amp; PERSON MAKING REQUEST</b> | County Auditor's Office<br>Corinna Speer, County Auditor   |
| <b>PHONE # OR EXTENSION #</b>                 | 830-249-9343 Ext. 240  |
| <b>TIME NEEDED FOR PRESENTATION</b>           | 5 Minutes  |
| <b>WORDING OF AGENDA ITEM</b>                 | Consideration and approval of a resolution canvassing the returns and declaring the results of a bond election; and other matters in connection therewith. |
| <b>REASON FOR AGENDA ITEM</b>                 | Required step in the bond election process.  |
| <b>IS THERE DOCUMENTATION</b>                 | Yes  |
| <b>WHO WILL THIS AFFECT?</b>                  | The general public.  |
| <b>ADDITIONAL INFORMATION</b>                 | None   |

**A RESOLUTION CANVASSING THE RETURNS AND DECLARING THE RESULTS OF A BOND ELECTION; AND OTHER MATTERS IN CONNECTION THEREWITH**

\*\*\*\*\*

WHEREAS, on August 24, 2015, the Commissioners Court (the *Court*) of Kendall County, Texas (the *County*) ordered an election to be held on November 3, 2015 for the purpose of determining whether the resident, qualified voters of the County would authorize the issuance of general obligation bonds by the County; and

WHEREAS, the Court has reviewed and investigated all matters pertaining to this election, including the resolving, notices, election officers, holding, and returns thereof; and

WHEREAS, the Court hereby canvasses the returns of this election, at which there was submitted to all resident, qualified voters of the County for their action thereupon, the following proposition:

PROPOSITION

“Shall the Commissioners Court of Kendall County, Texas be authorized to issue and sell general obligation bonds of the County in the principal amount of \$22,000,000 for the purpose of purchasing, designing, constructing, reconstructing, improving, and equipping a facility or facilities that will be utilized for criminal justice and law enforcement purposes, including offices for the County Sheriff’s Department, the County Jail, and probation facilities; such bonds to mature serially or otherwise (not more than 40 years from their date) in accordance with the law; and any issue or series of such bonds to bear interest at such rate or rates (fixed, floating, variable or otherwise) as may be determined within the discretion of the Commissioners Court, provided that such rate of interest shall not exceed the maximum rate per annum authorized by law at the time of the issuance of any issue or series of said bonds; and shall the Commissioners Court of the County be authorized to levy and pledge, and cause to be assessed and collected, annual ad valorem taxes, within the limitations prescribed by law, on all taxable property in the County sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity?”;

and

WHEREAS, the Court has diligently inquired into the poll lists and the official election returns which were duly and lawfully made to the Court by the judges and clerks holding and conducting such election; the poll lists and the official election returns showing separately the votes cast in the election; and

WHEREAS, from these returns, this Court hereby finds that the following votes were cast in the election by voters who were resident, qualified voters of the County:

PROPOSITION

"THE ISSUANCE OF \$22,000,000 OF GENERAL OBLIGATION BONDS TO CONSTRUCT COUNTY LAW ENFORCEMENT FACILITIES AND THE LEVYING OF A TAX IN PAYMENT THEREOF."

|                    | <u>For</u> | <u>Against</u> |
|--------------------|------------|----------------|
| Early Votes        |            |                |
| Provisional Votes  |            |                |
| Election Day Votes |            |                |
| TOTAL              |            |                |

NOW, THEREFORE,

IT IS ACCORDINGLY FOUND, DECLARED, AND ORDAINED BY  
THE COMMISSIONERS COURT OF  
KENDALL COUNTY, TEXAS THAT:

SECTION 1: The Court officially finds, determines, and declares that the election was duly and properly ordered, that proper legal notice of such election was duly given in the English language and the Spanish language (to the extent required by law), that proper election officers were duly appointed prior to the election, that the election was duly and legally held, that all resident, qualified voters of the County were permitted to vote at the election, that due returns of the results of the election had been made and delivered, and that the Court has duly canvassed such returns, all in accordance with the laws of the State of Texas and of the United States of America, and the order calling the election.

SECTION 2: A MAJORITY of the resident, qualified voters of Kendall County, Texas voting in such election, having voted FOR the authorization and issuance of \$22,000,000 of bonds and the levy and pledge of the tax in payment thereof as provided in the Proposition, the Court hereby finds and determines that the Proposition carried at the election, that the election was duly called, that proper notice was given, and that the election was held in all aspects in conformity with the law, and that the Court is hereby accordingly authorized to issue the bonds and to levy the tax in accordance with the authority granted in the Proposition and with law.

SECTION 3: The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the Court.

SECTION 4: All orders and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

SECTION 5: This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

SECTION 6: If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such

provision to other persons and circumstances shall nevertheless be valid, and the Court hereby declares that this Resolution would have been enacted without such invalid provision.

SECTION 7: It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, as amended, Texas Government Code.

SECTION 8: This Resolution shall be in force and effect from and after its final passage and it is so resolved.

\* \* \*

PASSED, ADOPTED AND APPROVED this, the \_\_\_\_\_ day of November, 2015.

KENDALL COUNTY, TEXAS

\_\_\_\_\_  
County Judge

ATTEST:

\_\_\_\_\_  
County Clerk and Ex-Officio Clerk of the  
Commissioners Court

(SEAL)



## KENDALL COUNTY COMMISSIONERS COURT AGENDA REQUEST

|   |   |
|---|---|
| <b>COMMISSIONER COURT DATE: 11/12/2015</b><br><b>OPEN SESSION</b> |   |
| <b>SUBJECT</b>  | Brush Site Mulch  |
| <b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>                     | Rick Tobolka, Interim County Engineer   |
| <b>PHONE # OR EXTENSION #</b>                                     | 830-249-9343, ext 250   |
| <b>TIME NEEDED FOR PRESENTATION</b>                               | 5 minutes   |
| <b>WORDING OF AGENDA ITEM</b>                                     | Consideration and action on the temporary disposition of mulch at the Brush Site. |
| <b>REASON FOR AGENDA ITEM</b>                                     | Need to reduce mulch accumulation at the County Brush Site.                       |
| <b>IS THERE DOCUMENTATION</b>                                     | No  |
| <b>WHO WILL THIS AFFECT?</b>                                      | Brush Site and the public   |
| <b>ADDITIONAL INFORMATION</b>                                     | None  |