

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 28th day of December 2015.

Present: DARREL L. LUX, COUNTY JUDGE
 MIKE FINCKE, COMMISSIONER, PCT. #1
 RICHARD W. ELKINS, COMMISSIONER, PCT. #2
 TOMMY PFEIFFER, COMMISSIONER, PCT. #3
 SALLY W. PETERS, DEPUTY COUNTY CLERK/ADMINISTRATIVE ASSISTANT
Vacant: COMMISSIONER, PCT. #4

1. The meeting was called to order at 9:00 a.m.
 Prayer said by Reverend Henry Schulte, Retired Pastor, St. John's 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 December 14, 2015.

 Motion was made by Commissioner Fincke, seconded by Commissioner Elkins, and carried by a vote of 4-0.

3. Judge Lux and City of Boerne Mayor Mike Schultz presented proclamations of achievement to Callie duPerier, World Champion Barrel Racer, and Jacobs Crawley, World Champion Saddle Bronc Rider, for each achieving success at the 2015 Wrangler National Finals Rodeo on December 15, 2015 in Las Vegas, Nevada.

4. The following Service Awards were presented:
 - 5 years of service: James Walters, County Sheriff's Office
 - 10 years of service: Reid Daly, County Sheriff's Office

5. Introductions / Recognitions: None

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 (on file).

 Motion was made by Commissioner Elkins, seconded by Commissioner Fincke, and carried by a vote of 4-0.

7. THE STATE OF TEXAS
 COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to allow Kendall County offices to close at noon on December 31, 2015.

 Motion was made by Judge Lux, seconded by Commissioner Fincke, and carried by a vote of 4-0.

8. Discussion on the County Order and State law concerning campaign signs and bumper stickers and how that information is distributed to the candidates.

9. THE STATE OF TEXAS
 COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the use of the Courthouse Annex in Comfort for voting location for Precinct 4 pending final details.

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

10. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to post appropriate signs regarding the open carry and concealed carry of handguns as sent down from the Attorney General's office.

Motion was made by Judge Lux, seconded by Commissioner Fincke, and carried by a vote of 4-0.

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

12. PUBLIC COMMENTS:

- John Kight spoke about the open carry law.
 - Judge Lux reminded everyone of the Jr. Livestock Show dates - Sunday, January 3, the Poultry Show; Friday, January 8, the regular Livestock Show; and Saturday, January 9, the Sale.
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13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Resolution 12-28-2015 A adopting a Truancy Policy for Kendall County and designating Precinct 3 Justice of the Peace Court as the Truancy Court for Kendall County with the addition of item #3 on the Resolution.

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

14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to make landscape improvements to the Courthouse Annex at 221 Fawn Valley not to exceed \$2,000 and said funds to be taken from Commissioners Contingency.

Motion was made by Judge Lux, seconded by Commissioner Pfeiffer, and carried by a vote of 4-0.

15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to select the Construction Manager at Risk as the project delivery method for the construction of the Law Enforcement Center.

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

16-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the \$2,717,701.00 EMS Building Project Guaranteed Maximum Price as presented by the Construction Manager.

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

16-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize LMD Architects to complete the documents and authorize the architect and construction manager to issue the completed documents for bidding pertaining to the EMS Building Project.

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

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to proceed forward with the purchase of Odyssey software for the Jail and County Attorney's office.

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

18. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Hazard Mitigation Plan agreement with H2O Partners.

Motion was made by Commissioner Elkins, seconded by Commissioner Pfeiffer, and carried by a vote of 4-0.

19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Resolution 12-28-2015 B for an equivalent match project with the Texas Department of Transportation of the replacement of an off system bridge located at Mill Dam Road at the Guadalupe River (attached).

Motion was made by Judge Lux, seconded by Commissioner Pfeiffer, and carried by a vote of 4-0.

20. The summary of road activities by Road & Bridge for November 2015 was presented (attached).

21. The summary of activities by the Operations Department for November 2015 was presented (attached).

22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve paying Road & Bridge employees for Emergency Call Out time.

Motion was made by Judge Lux, seconded by Commissioner Pfeiffer, and carried by a vote of 4-0.

At 11:20 a.m. the Court closed Open Session and at 11:22 a.m. went into Executive Session pursuant to Chapter 551 of the Texas Government Code:

- I. Pursuant to Section 551.071 to seek the advice of the County Attorney and/or 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:
 1. County authority and obligations concerning subdivisions, county roads and bridges
 2. Herff Road – Phase I settlement
- II. Pursuant to Section 551.072 to deliberate the purchase, exchange, lease or value of real property.
(Note: Deliberations in an open meeting would have a detrimental effect on the position of Kendall County in negotiations with a third person.)
 1. Capital improvements / real estate
- III. 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. Duties and responsibilities of the County Judge
- IV. The Court will meet in Executive Session pursuant to Section 551.076 to deliberate: (1) the deployment, or specific occasions for implementation, of security personnel or devices; or (2) a security audit.

At 11:50 a.m. the Court closed Executive Session and at 11:53 a.m. resumed Open Session where the following item was addressed:

23. No action was taken concerning payment to Herff Road Phase I contractor.

Being no further business, the meeting was adjourned at 11:54 a.m.

EXAMINED AND APPROVED THIS 11th DAY OF JANUARY A.D., 2016

ATTESTED: *Darlene Herin*
COUNTY CLERK
KENDALL COUNTY, TEXAS

D. L. Z.
COUNTY JUDGE
KENDALL COUNTY, TEXAS