



## KENDALL COUNTY COMMISSIONERS COURT AGENDA REQUEST

**COMMISSIONER COURT DATE: 3/27/2017**  
**OPEN SESSION**

<b>SUBJECT</b>	Commissioners Court Meeting Minutes
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	County Clerk's Office Sally W. Peters, Deputy Clerk/Administrative Assistant
<b>PHONE # OR EXTENSION #</b>	830-249-9343, ext. 212
<b>TIME NEEDED FOR PRESENTATION</b>	1 minute
<b>WORDING OF AGENDA ITEM</b>	Consideration and action on the Minutes for March 13, 2017.
<b>REASON FOR AGENDA ITEM</b>	To approve the Minutes from the previous Commissioners Court meeting.
<b>IS THERE DOCUMENTATION</b>	After approval, the minutes will be posted on the County website.
<b>WHO WILL THIS AFFECT?</b>	The public
<b>ADDITIONAL INFORMATION</b>	None



## KENDALL COUNTY COMMISSIONERS COURT AGENDA REQUEST

**COMMISSIONER COURT DATE: 3/27/2017**  
**OPEN SESSION**

<b>SUBJECT</b>	Service awards March 2017		
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Sheryl D'Spain Treasurer		
<b>PHONE # OR EXTENSION #</b>	830-249-9343 ext 220		
<b>TIME NEEDED FOR PRESENTATION</b>	5 Minutes		
<b>WORDING OF AGENDA ITEM</b>	Robert Kinsey David Harmon	Facilities EMS	10 Years 5 Years
<b>REASON FOR AGENDA ITEM</b>	Recognize County employees for their service to the county		
<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: 3/27/2017**  
**OPEN SESSION**

<b>SUBJECT</b>	Relay for Life Proclamation
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Roxanne Saldivar, American Cancer Society Darrel L. Lux, County Judge
<b>PHONE # OR EXTENSION #</b>	830-249-9343
<b>TIME NEEDED FOR PRESENTATION</b>	3 minutes
<b>WORDING OF AGENDA ITEM</b>	Consideration and action on proclaiming March 27 through March 31, 2017 as Relay For Life Days.
<b>REASON FOR AGENDA ITEM</b>	To promote awareness and activities for cancer survivors and caregivers and to remember those lost to the disease.
<b>IS THERE DOCUMENTATION</b>	The proclamation
<b>WHO WILL THIS AFFECT?</b>	The public
<b>ADDITIONAL INFORMATION</b>	The Relay For Life of Kendall County event will be on March 31, 2017 at Boerne City Park (106 City Park Rd) at 7:00 p.m. with the survivor dinner beginning at 5:30 pm.

# Relay For Life Proclamation



## American Cancer Society Relay For Life of Kendall County

WHEREAS, Relay For Life is the signature activity of the American Cancer Society and celebrates cancer survivors (anyone who has been diagnosed with cancer) and caregivers, and remembers those lost to the disease; and empowers individuals and communities to fight back against cancer; and

WHEREAS, all monies raised currently (\$6,629) and at the Relay For Life event to reach our goal of \$30,000 during our American Cancer Society Relay For Life of Kendall County, help the society save lives and create more birthdays by helping individuals stay well, get well, find cures and fight back; and

WHEREAS, Relay For Life of Kendall County helps make possible programs such as free wigs and head wear from the wig bank, rides to and from treatment, Look Good Feel Better sessions for women undergoing treatment, support networks and cancer care specialists who are there to answer your questions 24/7 any time or day of the week at 800-227-2345 and funds more than \$100 million in cancer research each year;

NOW THEREFORE, I, Darrel L. Lux, County Judge of Kendall County, do hereby proclaim March 27, 2017 through March 31, 2017 as

### **"RELAY FOR LIFE DAYS"**

in Kendall County and encourage citizens to participate in the Relay For Life of Kendall County event on March 31, 2017 at Boerne City Park (106 City Park Rd) at 7:00 p.m. with the survivor dinner beginning at 5:30 pm.

Signed this 27th day of March 2017.

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Darrel L. Lux, County Judge





**KENDALL COUNTY COMMISSIONERS COURT  
AGENDA REQUEST**

<b>COMMISSIONER COURT DATE: 3/27/2017 OPEN SESSION</b>	
<b>SUBJECT</b>	Kendall County to recognize April 2017 as Child Abuse Prevention month
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Child Protective Services Julia Niemeier Boerne Supervisor Darrel L. Lux, County Judge
<b>PHONE # OR EXTENSION #</b>	830-249-9343
<b>TIME NEEDED FOR PRESENTATION</b>	3 minutes
<b>WORDING OF AGENDA ITEM</b>	Consideration and action on proclaiming April 2017 as Child Abuse Prevention Month.
<b>REASON FOR AGENDA ITEM</b>	Public awareness
<b>IS THERE DOCUMENTATION</b>	Yes
<b>WHO WILL THIS AFFECT?</b>	Countywide
<b>ADDITIONAL INFORMATION</b>	

## ***Proclamation: April is Child Abuse Prevention Month***

WHEREAS, In America, every 11 seconds a child is abused or neglected. The number of *Texas* children reported as confirmed victims of abuse or neglect reached an astounding high total of 60,138 for 2016. A more devastating statistic is the fact that 222 *Texas* children lost their lives as a result of abuse or neglect in 2016. Sadly, the parents of these children continue to be the main perpetrators of the abuse and/or neglect.

WHEREAS, In Kendall County, there were 32 confirmed cases of child abuse and/or neglect in 2016, and fortunately there were ZERO abuse/neglect fatalities for Kendall County for 2016 as cited by the Texas State Department of Protective & Regulatory Services. These numbers do not account for the victims who are abused by an acquaintance, family friend, neighbor, minister, or coach. Many instances go unreported.

WHEREAS, Kendall County must make every effort to promote prevention programs and awareness. It is with collaborated partnerships among agencies, schools, religious organizations, law enforcement, district attorneys, counselors, victim advocates, and the business community as a whole that these prevention measures are successful where children can grow and succeed in a safe, stable, and nurturing environment that is free from abuse and/or neglect. And, any person who has "cause to believe" or suspicion that "abuse has occurred or **will** occur", must report according to Texas State Law.

We all must **STAND UP TO CHILD ABUSE**.

THEREFORE, I, Darrel L. Lux, **Honorable Kendall County Judge**, do hereby **proclaim the month of April, 2017 be recognized as *Child Abuse Prevention Month* in Kendall County**. We, as a community, must get involved in prevention efforts against this unspeakable crime before it even occurs. After all, it is up to us to protect our children and be their voice.

Signed this 27<sup>th</sup> day of March 2017

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Darrel L. Lux  
Kendall County Judge



## KENDALL COUNTY COMMISSIONERS COURT AGENDA REQUEST

<b>COMMISSIONER COURT DATE: 3/27/2017</b> <b>OPEN SESSION</b>	
<b>SUBJECT</b>	Accounts Payable Claims
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Auditor's Office 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 action on the approval of accounts payable claims for purchases, services and vendors.
<b>REASON FOR AGENDA ITEM</b>	To pay current accounts payable claims.
<b>IS THERE DOCUMENTATION</b>	Yes Financial Transparency Link / County Auditor Web Page
<b>WHO WILL THIS AFFECT?</b>	Departments that have AP claims
<b>ADDITIONAL INFORMATION</b>	None



## KENDALL COUNTY COMMISSIONERS COURT AGENDA REQUEST

**COMMISSIONER COURT DATE: 3/27/2017**  
**OPEN SESSION**

<b>SUBJECT</b>	Monthly Reports - Fee Offices
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	County Auditor's Office Corinna Speer, 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 action on the approval of monthly reports for February 2017.
<b>REASON FOR AGENDA ITEM</b>	To approve monthly reports from fee offices as required by law. To approve monthly reports from departments which collect money for services.
<b>IS THERE DOCUMENTATION</b>	Yes
<b>WHO WILL THIS AFFECT?</b>	Departments who submit a monthly report to the County Auditor's Office.
<b>ADDITIONAL INFORMATION</b>	None



## FEES OF OFFICE REPORTS FY 2017

[illegible]



## KENDALL COUNTY COMMISSIONERS COURT AGENDA REQUEST

<b>COMMISSIONER COURT DATE: 3/27/2017</b> <b>OPEN SESSION</b>	
<b>SUBJECT</b>	Cash Summary January 2017
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Sheryl D'Spain Treasurer
<b>PHONE # OR EXTENSION #</b>	830-249-9343 ext 220
<b>TIME NEEDED FOR PRESENTATION</b>	2 minutes
<b>WORDING OF AGENDA ITEM</b>	Discuss and approve cash summary for January 2017
<b>REASON FOR AGENDA ITEM</b>	This report is made in compliance with the provisions of Chapter 114.026 of the Local Government Code, which requires regular reporting of financial transactions for the County funds to the Commissioners Court.
<b>IS THERE DOCUMENTATION</b>	Yes, the report is on the County website under departments, County Treasurer once it is approved by Commissioners Court.
<b>WHO WILL THIS AFFECT?</b>	Countywide
<b>ADDITIONAL INFORMATION</b>	None

KENDALL COUNTY SUMMARY OF CASH BALANCES  
MONTH ENDING January 31, 2017

Funds	Beg Balance	Receipts (includes Journal Entries and Transfers In)	Disbursements (includes Journal Entries and Transfers Out)	Ending Balance
10-General Fund	\$ 1,806,540.79	\$ 2,502,214.23	\$ 2,603,736.69	\$ 1,705,018.33
11-Road & Bridge	\$ (49,980.99)	\$ 141,429.94	\$ 49,165.10	\$ 42,283.85
12-EMS Donations	\$ 15,085.71	\$ -	\$ 139.96	\$ 14,945.75
13-Courthouse Security	\$ 25,858.68	\$ 1,647.74	\$ 119.13	\$ 27,387.29
14-Animal Facility Donations	\$ 18,257.95	\$ 50,295.00	\$ 397.50	\$ 68,155.45
15-Lateral Road & Bridge	\$ 31,783.44	\$ -	\$ 122.99	\$ 31,660.45
16-Court Reporter Service	\$ 44,425.11	\$ 510.00	\$ 1,634.06	\$ 43,301.05
17-Attorney-Hot Check	\$ 23,335.47	\$ 60.48	\$ 1,176.25	\$ 22,219.70
19-Records Mgmt (County Clerk)	\$ 76,384.11	\$ 8,763.19	\$ 296.40	\$ 84,850.90
20-Law Library	\$ 24,219.68	\$ 1,190.00	\$ 526.37	\$ 24,883.31
21-Justice Court Technology	\$ 19,635.51	\$ 734.38	\$ -	\$ 20,369.89
22-Justice Court Building Security	\$ 23,451.95	\$ 184.60	\$ -	\$ 23,636.55
23-County & District Technology	\$ 10,887.14	\$ 147.40	\$ -	\$ 11,034.54
24-Alternative Dispute Resolution	\$ 1,666.21	\$ 570.00	\$ -	\$ 2,236.21
25-District Clerk Records Mgmt	\$ 60,181.45	\$ 894.93	\$ 216.00	\$ 60,860.38
26-County Clerk Rec. Archive Fund	\$ 111,557.00	\$ 8,540.00	\$ 131.74	\$ 119,965.26
27-Vital Statistics Records	\$ 1,724.00	\$ 39.00	\$ -	\$ 1,763.00
28-Pre-Trial Intervention	\$ 19,680.00	\$ 708.00	\$ -	\$ 20,388.00
29-LEOSE Training	\$ 43,133.22	\$ -	\$ -	\$ 43,133.22
33-Juv Probation-State Grant	\$ 21,307.82	\$ 17,567.00	\$ 13,742.10	\$ 25,132.72
34-Juv Probation Title IV E	\$ 1,759.10	\$ -	\$ 233.77	\$ 1,525.33
35-Juvenile Probation	\$ (47,886.15)	\$ -	\$ 15,099.04	\$ (62,985.19)
41-MVDIT Interest	\$ 629.38	\$ -	\$ -	\$ 629.38
42-Election Services Contract Fund	\$ 46,573.89	\$ -	\$ -	\$ 46,573.89
43-Fire Inspection & Permit Fund	\$ 57,096.85	\$ 738.00	\$ -	\$ 57,834.85
50-Crime Victims Grant	\$ (46,682.15)	\$ 38,200.32	\$ 11,148.82	\$ (19,630.65)
80-Tobacco Settlement	\$ 13,503.46	\$ -	\$ -	\$ 13,503.46
81-Historical Commission	\$ 10,820.22	\$ -	\$ -	\$ 10,820.22
84-Abandoned Vehicles	\$ 4,952.75	\$ -	\$ -	\$ 4,952.75
93-Texas State Fees	\$ 217,903.60	\$ 34,445.27	\$ 87,197.92	\$ 165,150.95

KENDALL COUNTY SUMMARY OF CASH BALANCES  
MONTH ENDING January 31, 2017

Funds	Beg Balance	Receipts (includes Journal Entries and Transfers In)	Disbursements (includes Journal Entries and Transfers Out)	Ending Balance
62-Series 2007 Lim. Tax Gen	\$ 9,733.88	\$ 28,759.04	\$ 30,000.00	\$ 8,492.92
63-Series 2013 UnLimited Tax Road Bond	\$ 30,424.42	\$ 100,879.56	\$ 105,000.00	\$ 26,303.98
64-Series 2014 Limited Tax Refunding	\$ 25,850.63	\$ 82,019.68	\$ 85,000.00	\$ 22,870.31
65-Series 2016 Limited Tax Gen.Oblig.Bond	\$ 45,239.83	\$ 144,912.06	\$ 150,000.00	\$ 40,151.89
71-Herff Road Project	\$ 19,894.44	\$ 2.14	\$ 3,948.50	\$ 15,948.08
72-Law Enforcement Center Project	\$ 66,191.05	\$ 0.51	\$ -	\$ 66,191.56
85-Local S.O. Forfeiture	\$ 2,478.29	\$ 0.31	\$ -	\$ 2,478.60
87-Federal S.O. Forfeiture	\$ 28,273.44	\$ 2,672.67	\$ -	\$ 30,946.11
90-Trust Account	\$ 10,857.49	\$ 1.53	\$ -	\$ 10,859.02
96-Public Grants	\$ 80.85	\$ -	\$ -	\$ 80.85

Examined and Approved by Auditor's office

*Corinna Speer* County Auditor

Date

*3/22/17*





## KENDALL COUNTY COMMISSIONERS COURT AGENDA REQUEST

**COMMISSIONER COURT DATE: 3/27/2017**  
**OPEN SESSION**

<b>SUBJECT</b>	Burn Ban
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Darrel L. Lux, County Judge Jeffery Fincke, Fire Marshal
<b>PHONE # OR EXTENSION #</b>	830-249-9343, ext. 213
<b>TIME NEEDED FOR PRESENTATION</b>	3 minutes
<b>WORDING OF AGENDA ITEM</b>	Consideration and action on the burn ban (Authority Section 352.081, Local Government Code).
<b>REASON FOR AGENDA ITEM</b>	To determine whether or not there is a need for a ban on burning
<b>IS THERE DOCUMENTATION</b>	No
<b>WHO WILL THIS AFFECT?</b>	Countywide
<b>ADDITIONAL INFORMATION</b>	None



## KENDALL COUNTY COMMISSIONERS COURT AGENDA REQUEST

<b>COMMISSIONER COURT DATE: 3/27/2017</b> <b>OPEN SESSION</b>	
<b>SUBJECT</b>	County Fire Code
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Don Durden, Commissioner for Precinct 4
<b>PHONE # OR EXTENSION #</b>	210-218-7670
<b>TIME NEEDED FOR PRESENTATION</b>	10-15 minutes
<b>WORDING OF AGENDA ITEM</b>	Report from the County Fire Marshal or designee regarding the implementation, administration, and enforcement of the County Fire Code.
<b>REASON FOR AGENDA ITEM</b>	The Code has been in place for a little more than a year. The Court should review this to begin to determine if any adjustments are warranted.
<b>IS THERE DOCUMENTATION</b>	See attached suggested report content
<b>WHO WILL THIS AFFECT?</b>	Owners of public buildings, commercial establishments, and multi-family dwellings with four or more units for which construction or substantial improvements began after January 1, 2016.
<b>ADDITIONAL INFORMATION</b>	

## **The Court Order**

The Court adopted the Kendall County Fire Code on September 28, 2015. The Order states the purpose of the "Fire Code is to provide minimum requirements . . . for the design and construction or substantial improvement of public buildings, commercial establishments, and multi-family dwellings with four or more units to reduce risk to life and property from fire;"

The Court Order also states that "upon adoption of the Fire Code, the Kendall County Fire Marshal's office shall inspect a building subject to 233.064(a)<sup>1</sup> of the Texas Local Government Code to determine whether the building complies with the County Fire Code."

The Court Order further states that the Fire Code "shall be effective January 1, 2016, . . . and shall apply to all buildings upon which construction or substantial improvement begins after that date."

## **The Code**

The Code itself, states in Section 1.3 – Purpose, "Fire safety in regard to operations and use of building and structures after construction, whether or not their construction was subject to this Code, shall be enforced independent of this Code by the County Fire Marshall in accordance with applicable law, including but not limited to his independent authority to inspect for the presence of fire and life safety hazards and order their correction under Chapter 352 of the Texas Local Government Code."

Section 1.7 states, the Kendall County Fire Code shall consist of this Code plus the International Fire Code 2015 Edition, and all of its references, . . . "

Section 2.12 states that Substantial Improvement means "The repair, restoration, reconstruction, improvement, or remodeling of a public building, a commercial establishment, or a multi-family dwelling for which the cost exceeds 50% of the building's value according to the certified tax appraisal roll for the county for the year preceding the year in which the work was begun, or a change in the occupancy classification involving a change in the purpose or level of activity in a building, including the renovation of a warehouse into a loft apartment."

Section 8.3 – Fees states that "The County shall deposit all fees received under this section in a special fund in the County Treasury, . . . and money in the Treasury shall be used only for the administration and enforcement of the . . . Code."

## **Background and Commentary**

The Fire Code has been in place for a little more than year now. I am requesting that the Fire Marshal and/or his Deputy report to the Court regarding the implementation of the Code to determine if

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<sup>1</sup> The relevance of this citation is questionable. It reads, "The county shall inspect a building subject to this subchapter to determine whether the building complies with the fire code." It does not describe which buildings are to be inspected. The citation is likely a typographical error that should read Section 233.062(a), which describes the buildings that are subject to the code as public buildings, commercial establishments, and multi-family dwellings with four or more units.

adjustments might be warranted to the code and/or the way it is administered and enforced. I have experienced a considerable amount of interest, feedback, and questions from Precinct 4 business owners regarding the Code and how it is being applied and enforced. Several have requested a town hall meeting, but I would prefer to handle this in the Open Session of a Commissioners Court meeting. Some of the information I would like to see covered in the Fire Marshal's report includes:

1. How many buildings were inspected in 2016, and in which precincts are they located?
2. Summarize the results of those inspections for 2016.
  - a. How many inspections were for existing buildings, the operation, construction, or substantial improvement of which started prior to 2016?
    - i. How many passed on the initial inspection?
    - ii. How many serious threats to the public health, safety and welfare were identified?
    - iii. How many violations of the Code were identified?
    - iv. How many Building Owners voluntarily remedied the Fire Code violations?
  - b. How many inspections were performed on new buildings or buildings that began substantial alteration after January 1, 2016.
    - i. How many violations were identified?
    - ii. How many were successfully addressed or otherwise resolved?
  - c. How many Certificates of Compliance were issued and filed in 2016?
  - d. How many Certificates of Non-compliance were issued and filed in 2016?
3. Plans and Permits
  - a. How many sets of plans for construction or substantial alteration were submitted for review in 2016?
  - b. How many permits for construction or substantial alteration were issued in 2016?
  - c. Are you aware of any projects that were scrapped or discontinued during 2016 due to Fire Code related requirements?
4. Fire Code Fund
  - a. What was the total of the receipts taken in for permits and inspections in 2016?
  - b. What expenditures were made out of the Fire Code Fund
  - c. What is the balance in the Fire Code Fund?
5. Variances
  - a. Who are the members of the Board of Appeals?
  - b. How many variances were requested of the Board of Appeals in 2016?
  - c. How many variances were granted by the Board of Appeals in 2016?
  - d. How many appeals to Commissioners Court of the Board of Appeals decisions were made in 2016?
  - e. How many Board of Appeals decisions were affirmed or reversed by the Commissioners Court in 2016?



**KENDALL COUNTY COMMISSIONERS COURT  
AGENDA REQUEST**

**COMMISSIONER COURT DATE: 3/27/2017  
OPEN SESSION**

<b>SUBJECT</b>	HB 3677
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Darrel L. Lux, County Judge
<b>PHONE # OR EXTENSION #</b>	830-249-9343
<b>TIME NEEDED FOR PRESENTATION</b>	5 minutes
<b>WORDING OF AGENDA ITEM</b>	Consideration and action concerning House Bill 3677 to create the Heart of Texas Aquifer District.
<b>REASON FOR AGENDA ITEM</b>	Proposed legislation filed by a legislator who does not represent Kendall County to create a five county groundwater conservation district, including Kendall County, eliminating county districts and replacing local control with regional control.
<b>IS THERE DOCUMENTATION</b>	Yes
<b>WHO WILL THIS AFFECT?</b>	The public.
<b>ADDITIONAL INFORMATION</b>	None

A BILL TO BE ENTITLED  
AN ACT

relating to the creation of the Heart of Texas Aquifer District and the dissolution of certain groundwater conservation districts; providing authority to issue bonds; providing authority to impose assessments, fees, or surcharges.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

ARTICLE 1. CREATION OF DISTRICT

SECTION 1.1. CREATION OF DISTRICT. Subtitle H, Title 6, Special District Local Laws Code, is amended by adding Chapter 8892 to read as follows:

CHAPTER 8892. HEART OF TEXAS AQUIFER DISTRICT

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 8892.001. DEFINITIONS. In this chapter:

(1) "Board" means the board of directors of the district.

(2) "Director" means a member of the board.

(3) "District" means the Heart of Texas Aquifer District.

Sec. 8892.002. NATURE OF DISTRICT. The district is a groundwater conservation district in Comal County created under and essential to accomplish the purposes of Section 59, Article XVI, Texas Constitution.

Sec. 8892.003. INITIAL DISTRICT TERRITORY. The initial territory of the district:

(1) consists of the territory of the following counties except as provided by Subdivision (2):

(A) Blanco;

(B) Burnet;

(C) Comal;

(D) Hays; and

(E) Kendall; and

(2) does not include territory included inside the territorial boundaries of the following districts as those boundaries are established on September 1, 2017:

(A) the Barton Springs-Edwards Aquifer Conservation District;

(B) the Edwards Aquifer Authority; or

(C) the Plum Creek Conservation District.

SUBCHAPTER B. BOARD OF DIRECTORS

Sec. 8892.051. COMPOSITION OF BOARD. The district is governed by a board of five appointed directors.

Sec. 8892.052. TERMS AND APPOINTMENT OF DIRECTORS. Directors serve staggered four-year terms. Directors are appointed as follows:

(1) one director appointed by the Blanco County Commissioners Court;

(2) one director appointed by the Burnet County Commissioners Court;

(3) one director appointed by the Comal County Commissioners Court;

(4) one director appointed by the Hays County Commissioners Court; and

(5) one director appointed by the Kendall County Commissioners Court.

Sec. 8892.053. VACANCIES. If there is a vacancy on the board, the commissioners court of the county that appointed the director whose position has become vacant shall appoint a person to fill the vacancy for the remainder of the term.

SUBCHAPTER C. POWERS AND DUTIES

Sec. 8892.101. GROUNDWATER CONSERVATION DISTRICT POWERS AND DUTIES. The district has the rights, powers, privileges, functions, and duties provided by the general law of this state, including Chapter 36, Water Code, applicable to groundwater conservation districts created under Section 59, Article XVI, Texas Constitution.

Sec. 8892.102. CONTRACTS. The district may contract with a state agency or political subdivision, including a municipality, a county, a river authority, or another district, to carry out any function of the district.

SECTION 1.2. APPOINTMENT OF DIRECTORS. Not later than September 1, 2018, the county commissioners courts of Blanco, Burnet, Comal, Hays, and Kendall Counties each shall appoint a member of the board of directors of the Heart of Texas Aquifer District as required by Section 8892.052, Special District Local Laws Code, as added by this Act.

ARTICLE 2. TRANSFERS; DISSOLUTION OF DISTRICTS; REPEALER

SECTION 2.1. DEFINITIONS. In this article:

- (1) "Aquifer district" means the Heart of Texas Aquifer District.
- (2) "Districts" means the following:
  - (A) the Blanco-Pedernales Groundwater Conservation District;
  - (B) the Central Texas Groundwater Conservation District;
  - (C) the Comal Trinity Groundwater Conservation District;
  - (D) the Cow Creek Groundwater Conservation District; and
  - (E) the Hays Trinity Groundwater Conservation District.

SECTION 2.2. TRANSFERS. (a) Not earlier than September 1, 2018, and not later than December 1, 2018, each of the districts shall:

- (1) transfer the district's assets, debts, and contractual rights and obligations to the aquifer district; and
- (2) provide notice and make recordings of the transfers under this section as required by the Water Code, Property Code, and other law.

(b) On December 1, 2018, the powers, functions, and duties of the districts are transferred to the aquifer district.

SECTION 2.3. PROHIBITION ON CERTAIN ACTIONS. (a) Before December 1, 2018, the board of directors of the aquifer district:

- (1) may not take any regulatory action under Chapter 36, Water Code;
- (2) shall adopt rules for the administration of the aquifer district under Chapter 36, Water Code; and
- (3) may hire employees of the aquifer district.

(b) On and after December 1, 2018, the districts have no authority to take any action under Chapter 36, Water Code.

SECTION 2.4. DISSOLUTION OF CERTAIN DISTRICTS. On January 1, 2019:

- (1) the districts are dissolved;
- (2) the terms of the directors of the districts expire; and
- (3) the aquifer district shall provide to the Texas

Commission on Environmental Quality notice of the dissolution of the districts.

SECTION 2.5. REPEALER. On January 1, 2019:

(1) Chapter 1147 (H.B. 3229), Acts of the 78th Legislature, Regular Session, 2003, is repealed; and

(2) the following chapters of the Special District Local Laws Code are repealed:

- (A) Chapter 8810;
- (B) Chapter 8838;
- (C) Chapter 8843; and
- (D) Chapter 8875.

ARTICLE 3. EFFECTIVE DATE

SECTION 3.1. EFFECTIVE DATE. This Act takes effect September 1, 2017.





## KENDALL COUNTY COMMISSIONERS COURT AGENDA REQUEST

<b>COMMISSIONER COURT DATE: 3/27/2017</b> <b>OPEN SESSION</b>	
<b>SUBJECT</b>	Bella Springs Road
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Don Durden, Commissioner Precinct 4
<b>PHONE # OR EXTENSION #</b>	210-218-7670
<b>TIME NEEDED FOR PRESENTATION</b>	10 minutes
<b>WORDING OF AGENDA ITEM</b>	Consideration and action regarding proposed Memorandum of Understanding and Agreement concerning Bella Springs Road, a private road, and the opening of a portion of the road as a third class county road.
<b>REASON FOR AGENDA ITEM</b>	A controversy has existed for some time between land owners in the vicinity of the upper reaches of Upper Cibolo Creek Road who must use a deeded road easement to get to and from their homes and land owners whose property is traversed by the deeded road easement. The land owners who must use the deeded road easement have requested that the County provide an alternate access to their property in order to protect the health, safety and welfare of such land owners, their family members and friends. Those land owners and others affected have negotiated a proposed Memorandum of Understanding and Agreement which requires that road and drainage easements be dedicated to the County and the affected part of Bella Springs Road be brought into compliance with the standards for county roads required by Kendall County.
<b>IS THERE DOCUMENTATION</b>	Yes - the proposed MOU and Agreement.
<b>WHO WILL THIS AFFECT?</b>	The land owners, their family members, friends and others who must use deeded easements to get to the homes located on Rocky Top Road.
<b>ADDITIONAL INFORMATION</b>	None

## STATE OF TEXAS

### KENDALL COUNTY

#### MEMORANDUM OF UNDERSTANDING AND AGREEMENT

WHEREAS, for some time, a controversy has existed involving land owners with real property fronting on or traversed by the upper reaches of Upper Cibolo Creek Road and other land owners who must use Upper Cibolo Creek Road, and in some instances, a private road originally known when deeded as Jamison Road (a portion of which is now known as Sky Rose Ranch), and another private road known when deeded and currently known as Rocky Top Road, to get to and from their real property, all located in Kendall County, Texas; and

WHEREAS, land owners who must use Upper Cibolo Creek Road, Sky Rose Ranch and Rocky Top Road to get to and from their real property, joined by other land owners with property fronting on or traversed by a private road known as Bella Springs Road, desire to resolve some of the issues involved in the controversy by creating an alternate route to access their property using Bella Springs Road; and

WHEREAS, Rodney Yates, the owner of the land traversed by Bella Springs Road, has indicated his agreement and intent to dedicate a minimum 60-foot wide road easement to Kendall County, such easement beginning at the intersection of Bella Springs Road and Upper Cibolo Creek Road, and following the center line of said Bella Springs Road continuing over an existing bridge across Cibolo Creek and continuing for a total distance of approximately 1740 feet, as shown on Exhibit A attached hereto and incorporated herein for all purposes; and

WHEREAS, Kevin Katzer, owner of property east of and adjacent to Bella Springs Road, who uses Bella Springs Road to access his property has indicated his agreement and intent to dedicate a 60-foot wide road easement to Kendall County for the construction of one leg of a hammer head turnaround, such easement beginning at the east ROW Line of Bella Springs Road and extending approximately 28 feet eastward, as shown on Exhibit B attached hereto and incorporated herein for all purposes; and

WHEREAS, The Springs Events, LLC, Larry Kruse, Operator, owner of a business west of and adjacent to the foregoing described segment of Bella Springs Road that uses Bella Springs Road to access the establishment has indicated the agreement and intent to pay for improvements to that part of Bella Springs Road shown in Exhibit A and to bring such roadway into compliance with the standards for county roads required by Kendall County, said improvements being more specifically described in Exhibit C attached here to and incorporated herein for all purposes; and

WHEREAS, Steven M. and Geri A. Clouse (the Clouses), owners of property located east of and adjacent to the property owned by Kevin Katzer (Katzer) have agreed with Katzer to an exchange of property, wherein Katzer will grant to the Clouses a sixty-foot wide strip of land located between their common boundary line and the east line of the sixty-foot road easement dedicated by Katzer in consideration for the Clouses granting to Katzer a portion of land east of their common boundary line, both tracts being shown on Exhibit D attached hereto and incorporated herein for all purposes; and

WHEREAS, it is the desire of such land owners that the Commissioners Court of Kendall County, upon satisfactory completion of the work described in Exhibit C, accept the dedication of such road easements on behalf of the public, accept the bridge that crosses Cibolo Creek as a county maintained bridge, and order that the portion of Bella Springs Road described in Exhibits A and B be opened as a county road; and



WHEREAS, the Commissioners Court of Kendall County supports the proposed actions as being necessary to bring a peaceful resolution to the present conflict and to protect the health, safety and welfare of the citizens of Kendall County.

WHEREAS, all parties desire to memorialize the terms of the understanding and agreement:

NOW THEREFORE, the parties agree as follows:

Rodney Yates, Larry Kruse, Kevin Katzer, Steven M. Clouse, and Geri A. Clouse support the opening of a portion of Bella Springs Road as a county road and agree to comply with and respectively perform the five requirements set out herein in order to bring about its opening as a county road.

1. Rodney Yates, the owner of the land traversed by Bella Springs Road, agrees to dedicate a minimum 60-foot wide road easement to Kendall County, such easement beginning at the intersection of Bella Springs Road and Upper Cibolo Creek Road, and following the center line of said Bella Springs Road continuing over an existing bridge across Cibolo Creek and continuing for a total distance of approximately 1740 feet, as shown on Exhibit A attached hereto and incorporated herein for all purposes.
2. Rodney Yates, the owner of the bridge traversing Cibolo Creek located at the intersection of Upper Cibolo Creek Road and Bella Springs Road agrees to donate and convey to Kendall County the right-of-way where the bridge is located and the bridge, including all appurtenances thereto, such right-of-way and bridge being shown on Exhibit A.
3. Kevin Katzer agrees to dedicate a 60-foot wide road easement to Kendall County for the construction of one leg of a hammer head turnaround, such easement beginning at the east ROW Line of Bella Springs Road and extending approximately 28 feet eastward, as shown on Exhibit B attached hereto and incorporated herein for all purposes.
4. The Springs Events, LLC, Larry Kruse, Operator, agrees to pay for improvements to that part of Bella Springs Road shown in Exhibit A and to bring such roadway into compliance with the standards for county roads required by Kendall County, said improvements being more specifically described in Exhibit C attached hereto and incorporated herein for all purposes.
5. Steven M. and Geri A. Clouse (the Clouses) and Kevin Katzer (Katzer) agree to an exchange of property as follows: Katzer will grant to the Clouses a sixty-foot wide strip of land located between their common boundary line and the east line of the sixty foot road easement dedicated by Katzer to Kendall County in consideration for the Clouses granting to Katzer a portion of land east of their common boundary line, both tracts being shown on Exhibit D attached hereto and incorporated herein for all purposes. Nothing in this Agreement shall prevent Katzer from selling the 13.39 acre remaining portion of his original 29.98 acre tract in accordance with the Kendall County development regulations in force at the time of the sale.

Upon the satisfactory completion of the five requirements set out herein, the Commissioners Court will proceed to open the portion of Bella Springs Road shown in Exhibits A and B as a third class county road.

Signed and agreed to this \_\_\_\_\_ day of March, 2017.



# PFEIFFER LAND SURVEYING

918 Adler Street, Boerne, Texas 78006  
Phone: 830-249-3385

## FIELD NOTES FOR A 2.439 ACRE TRACT +/- 60 FEET MINIMUM WIDTH

**BEING A 2.439 ACRE TRACT** OUT OF THE PETER HAZEL SURVEY NO. 208, ABSTRACT NO. 251, KENDALL COUNTY, TEXAS, SAID **2.439 ACRE TRACT** ALSO BEING A PORTION OF THAT CERTAIN VARIABLE WIDTH ROADWAY EASEMENT RECORDED IN VOLUME 1447, PAGES 512-515, OFFICIAL RECORDS, KENDALL COUNTY, TEXAS, A PORTION OF THAT CERTAIN VARIABLE WIDTH ROADWAY EASEMENT RECORDED IN VOLUME 1323, PAGES 261-270, OFFICIAL RECORDS, KENDALL COUNTY, TEXAS AND A PORTION OF THAT CERTAIN 457.82 ACRE TRACT RECORDED IN VOLUME 1054, PAGES 636-647, OFFICIAL RECORDS, KENDALL COUNTY, TEXAS, SAID **2.439 ACRE TRACT** BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

**Beginning** at a found ½" iron rod with a red "Schwarz" plastic cap on the apparent northerly line of Upper Cibolo Creek Road for the southeast corner of the herein described tract, the southeast corner of both above referenced variable width roadway easements and the southernmost corner of that certain 23.8 acre tract recorded in Volume 1437, Pages 348-361, Official Records, Kendall County, Texas;

**Thence**, with the apparent northerly line of Upper Cibolo Creek Road and the southerly line of both above referenced variable width roadway easements, **South 75 degrees 35 minutes 24 seconds West**, a distance of **116.37 feet** to a ½" iron rod found for the southwest corner of the herein described tract, the southwest corner of both variable width roadway easements and the southeast corner of that certain 20.58 acre tract recorded in Volume 1323, Pages 261-270, Official Records, Kendall County, Texas;

**Thence**, with multiple easterly lines of said 20.58 acre tract and multiple westerly lines of both above referenced variable width roadway easements, the following eight (8) courses and distances:

**North 26 degrees 04 minutes 00 seconds East**, a distance of **47.10 feet** to a found ½" iron rod with a red "Schwarz" plastic cap for angle;

**North 11 degrees 30 minutes 26 seconds West**, a distance of **151.08 feet** to a found ½" iron rod with a red "Schwarz" plastic cap;

Along the arc of a curve to the left with a central angle of **18 degrees 32 minutes 03 seconds**, with an arc length of **161.74 feet**, a radius of **500.00 feet** and a chord that bears **North 30 degrees 31 minutes 38 seconds West**, a distance of **161.04 feet** to a found ½" iron rod with a red "Schwarz" plastic cap;

Along the arc of a curve to the right with a central angle of **57 degrees 29 minutes 38 seconds**, an arc distance of **393.36 feet**, a radius of **392.00 feet** and a chord that bears **North 12 degrees 32 minutes 11 seconds West**, a distance of **377.06 feet** to a found ½" iron rod with a red "Schwarz" plastic cap;

**North 14 degrees 40 minutes 36 seconds East**, a distance of **384.39 feet** to a found ½" iron rod with a red "Schwarz" plastic cap;

Along the arc of a curve to the left with a central angle of **06 degrees 19 minutes 16 seconds**, an arc distance of **88.26 feet**, a radius of **800.00 feet** and a chord that bears **North 11 degrees 31 minutes 51 seconds East**, a distance of **88.22 feet** to a found ½" iron rod with a red "Schwarz" plastic cap;

and **North 08 degrees 22 minutes 11 seconds East**, at 179.90 feet, a ½" iron rod found with an orange "Pfeiffer Survey" plastic cap on line and continuing a total distance of **396.05 feet** to a ½" iron rod found with a red "Schwarz" plastic cap;

Along the arc of a curve to the left with a central angle of **12 degrees 26 minutes 27 seconds**, an arc distance of **43.43 feet**, a radius of **200.00 feet** and a chord that bears **North 02 degrees 08 minutes 22 seconds East**, a distance of **43.34 feet** to a ½" iron rod set with an orange "Pfeiffer Survey" plastic cap for the northwest corner of the herein described



tract, said point bears South 29 degrees 25 minutes 31 seconds East, a distance of 171.22 feet from a found ½" iron rod with a red "Schwarz" plastic cap at a point of curvature in the westerly line of both variable width roadway easements;

**Thence**, crossing through both variable width roadway easements and said 457.82 acre tract, **North 85 degrees 55 minutes 08 seconds East**, a distance of **74.56 feet** to a found ½" iron rod with a red "Schwarz" plastic cap for the northeast corner of the herein described tract and being at an angle in the westerly line of the aforementioned 23.8 acre tract;

**Thence**, with multiple westerly lines of said 23.8 acre tract and multiple easterly line of said variable width roadway easement recorded in Volume 1447, Pages 512-515, Official Records, Kendall County, Texas, the following twelve (12) courses and distances:

**South 04 degrees 31 minutes 57 seconds East**, a distance of **62.18 feet** to a found ½" iron rod with a red "Schwarz" plastic cap for the northwest corner of a proposed 0.306 acre tract;

**South 04 degrees 35 minutes 05 seconds East**, a distance of **29.02 feet** to a found ½" iron rod with a red "Schwarz" plastic cap for the angle in the west line of a proposed 0.306 acre tract;

**South 05 degrees 59 minutes 22 seconds West**, a distance of **32.54 feet** to a found ½" iron rod with a red "Schwarz" plastic cap for the southwest corner of a proposed 0.306 acre tract;

**South 05 degrees 45 minutes 58 seconds West**, a distance of **47.35 feet** to a found ½" iron rod with a red "Schwarz" plastic cap;

**South 25 degrees 12 minutes 05 seconds West**, a distance of **111.38 feet** to a found ½" iron rod with a red "Schwarz" plastic cap;

**South 08 degrees 18 minutes 03 seconds West**, a distance of **180.05 feet** to a found ½" iron rod with a red "Schwarz" plastic cap;

Along the arc of a curve to the right with a central angle of **06 degrees 18 minutes 26 seconds**, an arc distance of **94.67 feet**, a radius of **860.00 feet** and a chord that bears **South 11 degrees 35 minutes 13 seconds West**, a distance of **94.62 feet** to a found ½" iron rod with a red "Schwarz" plastic cap;

**South 14 degrees 40 minutes 03 seconds West**, a distance of **384.39 feet** to a found ½" iron rod;

Along the arc of a curve to the left with a central angle of **54 degrees 28 minutes 00 seconds**, an arc distance of **334.62 feet**, a radius of **352.00 feet** and a chord that bears **South 12 degrees 32 minutes 25 seconds East**, a distance of **322.16 feet** to a found ½" iron rod with a red "Schwarz" plastic cap;

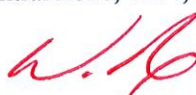
Along the arc of a curve to the right with a central angle of **19 degrees 04 minutes 02 seconds**, an arc distance of **186.36 feet**, a radius of **560.00 feet** and a chord that bears **South 30 degrees 13 minutes 32 seconds East**, a distance of **185.50 feet** to a found ½" iron rod with a red "Schwarz" plastic cap;

**South 11 degrees 32 minutes 52 seconds East**, a distance of **156.00 feet** to a found ½" iron rod with a red "Schwarz" plastic cap;

and **South 52 degrees 35 minutes 50 seconds East**, a distance of **41.85 feet** to the **Point of Beginning** containing **2.439 acres**.

Note: The description is based on an on the ground survey performed on March 21, 2017. The bearings are based on the Texas State Plane Coordinate System, South Central Zone, 4204, NAD83. A survey drawing was prepared for this easement.



  
Wes Rexrode  
Registered Professional Land Surveyor No.6001  
Job Number: 31-15 (2.439 Acre Tract)

Page 2 of 2

Exhibit A - page 2





SCALE: 1" = 100'

NOTES:

- 1) THIS WORK PERFORMED FOR KENDALL COUNTY
- 2) ADDRESS: UPPER CIBOLO CREEK ROAD
- 3) BASIS OF BEARING: THE TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE, 4204, NAD 83.

LEGEND

- FOUND 1/2" IRON ROD (UNLESS OTHERWISE NOTED)
- ⊙ FOUND 1/2" IRON ROD WITH A RED "SCHWARZ" PLASTIC CAP
- SET 1/2" IRON ROD WITH AN ORANGE "PFEIFFER SURVEY" PLASTIC CAP

VARIABLE WIDTH ROADWAY EASEMENT  
VOLUME 1323 PAGES 261-270  
OFFICIAL RECORDS

VARIABLE WIDTH ROADWAY EASEMENT  
(60 FEET MINIMUM)  
VOLUME 1447 PAGES 512-515  
OFFICIAL RECORDS  
(AFFIDAVIT OF LAND LOCATION)

KEVIN KATZER  
23.8 ACRE TRACT  
VOLUME 1437 PAGES 348-361  
OFFICIAL RECORDS  
(+/- 13.39 ACRE TRACT REMAINING  
AFTER SEVERANCE OF 0.306 ACRE TRACT)

KEVIN KATZER  
23.8 ACRE TRACT  
VOLUME 1437 PAGES 348-361  
OFFICIAL RECORDS  
AND 6.18 ACRE TRACT  
(+/- 16.32 ACRE TRACT REMAINING  
AFTER SEVERANCE OF 0.306 ACRE TRACT)

VARIABLE WIDTH ROADWAY EASEMENT  
(60 FEET MINIMUM)  
VOLUME 1447 PAGES 512-515  
OFFICIAL RECORDS  
(AFFIDAVIT OF LAND LOCATION)  
VARIABLE WIDTH ROADWAY EASEMENT  
VOLUME 1323 PAGES 261-270  
OFFICIAL RECORDS

FIVE OAKS HOLDING LLC  
20.58 ACRE TRACT  
VOLUME 1323 PAGES 261-270  
OFFICIAL RECORDS

2.439 ACRE TRACT  
+/- 60' MINIMUM WIDTH

APPROXIMATE LOCATION  
24' WIDE EASEMENT  
PORTION CORRECTED  
VOLUME 203, PAGE 949  
OFFICIAL RECORDS

I HEREBY CERTIFY THAT THIS SURVEY WAS MADE  
ON THE GROUND AND THAT THIS PLAT CORRECTLY  
REPRESENTS THE FACTS FOUND AT THE TIME OF  
THIS SURVEY.

*W.R.*

Wes Rexrode - Pfeiffer Land Surveying  
Registered Professional Land Surveyor No. 6001  
Boerne, Texas 78006 Ph. 830 - 249 - 3385



SURVEY SHOWING A 2.439 ACRE TRACT OUT OF  
THE PETER HAZEL SURVEY NO. 208, ABSTRACT  
NO. 251, KENDALL COUNTY, TEXAS, SAID 2.439  
ACRE TRACT ALSO BEING A PORTION OF THAT  
CERTAIN VARIABLE WIDTH ROADWAY EASEMENT  
RECORDED IN VOLUME 1447, PAGES 512-515,  
OFFICIAL RECORDS, KENDALL COUNTY, TEXAS, A  
PORTION OF THAT CERTAIN VARIABLE WIDTH  
ROADWAY EASEMENT RECORDED IN VOLUME  
1323, PAGES 261-270, OFFICIAL RECORDS,  
KENDALL COUNTY, TEXAS AND A PORTION OF  
THAT CERTAIN 457.82 ACRE TRACT RECORDED IN  
VOLUME 1054, PAGES 636-647, OFFICIAL  
RECORDS, KENDALL COUNTY, TEXAS.

**PFEIFFER LAND SURVEYING**  
918 ADLER STREET  
BOERNE, TX 78006  
830-249-3385



R=560.00'  
D=19°04'02"  
L=186.36'  
CH=185.50'  
CB=S 30°13'32" E

KEVIN KATZER  
23.8 ACRE TRACT  
VOLUME 1437 PAGES 348-361  
OFFICIAL RECORDS  
(+/- 13.39 ACRE TRACT REMAINING  
AFTER SEVERANCE OF 0.306 ACRE TRACT)

POINT OF BEGINNING  
2.439 ACRE TRACT

CATTLE  
GUARD

APPROXIMATE LOCATION  
40' WIDE EASEMENT  
TRACT 2 EASEMENT A  
VOLUME 835, PAGES 818-823  
OFFICIAL RECORDS

DATE: MARCH 21, 2017

JOB NUMBER: 31-15



METES AND BOUNDS DESCRIPTION  
KATZER TO KENDALL COUNTY, TEXAS

Description of a 0.039 of an acre tract of land out of the James Thompson Survey Number 68, Abstract Number 1115, Kendall County, Texas being a portion of a 23.8 acre tract described in deed recorded in Volume 1347, Page 348, Kendall County Official Records; said 0.039 of an acre tract being more fully described as follows:

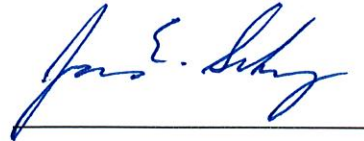
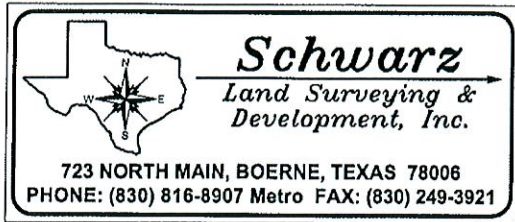
Beginning at a ½" steel rod set<sup>1</sup> in a west line of said 23.8 acre tract and in an east line of Bella Springs Road, a variable width roadway easement, for the southwest corner of this tract, said ½" steel rod being South 04 degrees 26 minutes 53 seconds East, 139.34 feet, South 07 degrees 03 minutes 51 seconds East, 97.23 feet, South 07 degrees 09 minutes 42 seconds East, 760.98 feet, South 07 degrees 15 minutes 34 seconds East, 69.22 feet, North 84 degrees 06 minutes 30 seconds West, 166.68 feet and N 77 degrees 15 minutes 10 seconds West, 61.59 feet from an existing ½" steel rod at the northeast corner of said 23.8 acre tract;

Thence, with eastern lines of Bella Springs Road, North 06 degrees 05 minutes 57 seconds East<sup>2</sup> (North 05 degrees 51 minutes 21 seconds East in description of roadway), 32.60 feet to an existing ½" steel rod and North 04 degrees 40 minutes 14 seconds West (North 04 degrees 28 minutes 05 seconds West in description of roadway), 28.95 feet to a ½" steel rod set for the northwest corner of this tract;

Thence, over and across said 23.8 acre tract with the northern, eastern and southern lines of this tract, South 77 degrees 15 minutes 37 seconds East, 29.34 feet to a ½" steel rod set, South 04 degrees 40 minutes 14 seconds East, 22.81 feet to a ½" steel rod set, South 06 degrees 05 minutes 57 seconds West, 38.50 feet to a ½" steel rod set and North 77 degrees 15 minutes 10 seconds West, 61.59 feet to the place of beginning and containing 0.039 of an acre of land.<sup>3</sup>

I, James E. Schwarz, a Registered Professional Land Surveyor, hereby certify that the

above description is from a survey made on the ground under my supervision on January 4 and 9, and March 21, 2017.

A handwritten signature in blue ink, reading "James E. Schwarz", written over a horizontal line.

James E. Schwarz  
Registered Professional  
Land Surveyor No. 4760  
Job No. 17-046  
Firm License No. 10132600

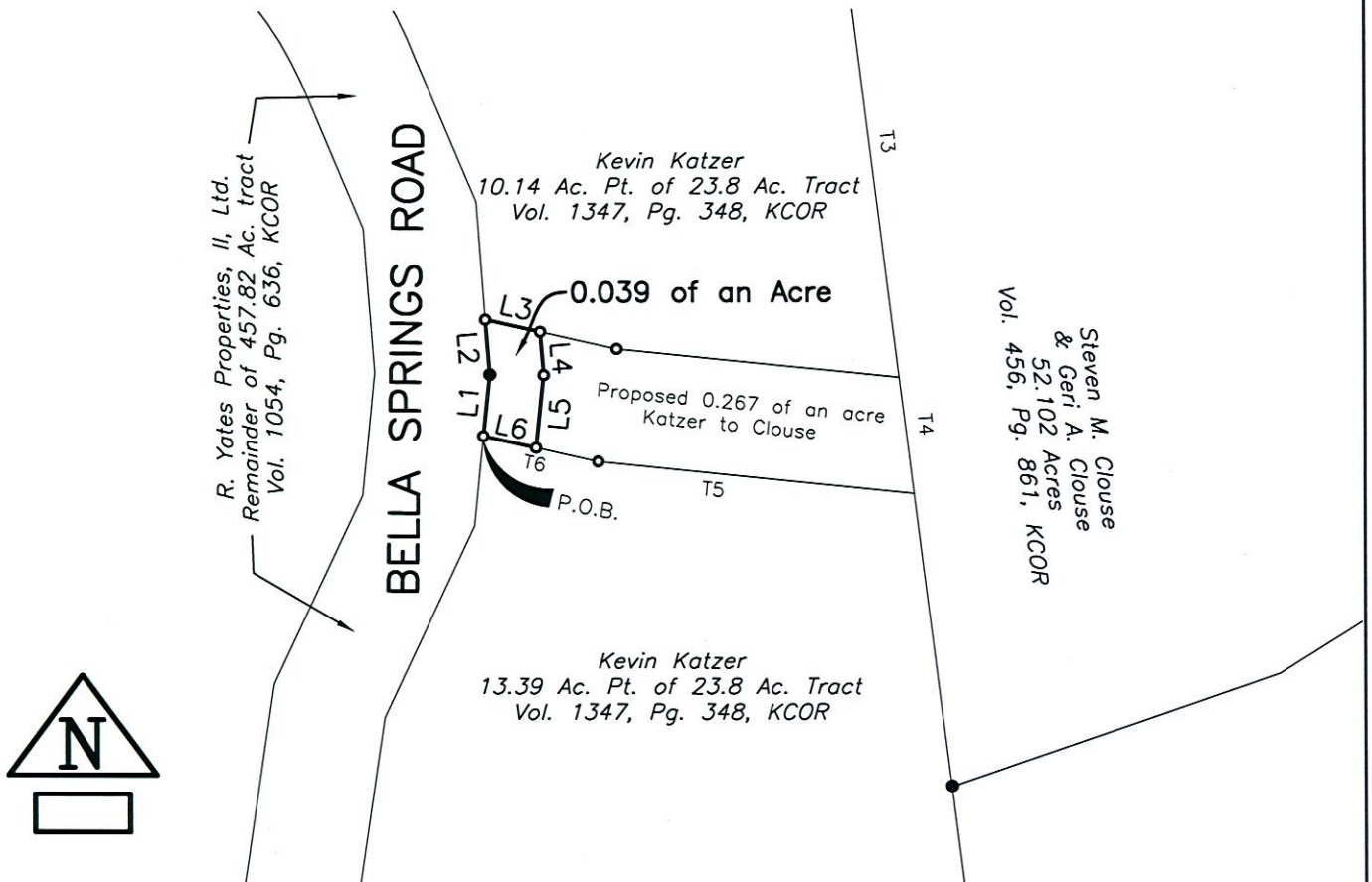
1. All ½" steel rods set have a red plastic cap stamped "SCHWARZ 4760".
2. This bearing, used as the bearing basis for this survey, was established by GPS. Record bearing: N 05°51'20"E.
3. A plat of this tract has been prepared.

March 21, 2017 (11:19am)



# KATZER TO KENDALL COUNTY, TEXAS

A 0.039 OF AN ACRE TRACT OF LAND OUT OF THE JAMES THOMPSON SURVEY NUMBER 68, ABSTRACT NUMBER 1115, KENDALL COUNTY, TEXAS, BEING A PORTION OF A 23.8 ACRE TRACT DESCRIBED IN WARRANTY DEED RECORDED IN VOLUME 1347, PAGE 348, KENDALL COUNTY OFFICIAL RECORDS.



Course	Bearing	Distance	RECORD
L1	* N 06°05'57" E	32.60'	N 05°51'21" E
L2	N 04°40'14" W	28.95'	N 04°28'05" W
L3	S 77°15'37" E	29.34'	
L4	S 04°40'14" E	22.81'	
L5	S 06°05'57" W	38.50'	
L6	N 77°15'10" W	28.19'	

POINT OF BEGINNING TIE: Northeast corner of 23.8 Acres to POB of 0.039 Acre tract		
Course	Bearing	Distance
T1	S 04°26'53" E	139.34'
T2	S 07°03'51" E	97.23'
T3	S 07°09'42" E	760.98'
T4	S 07°15'34" E	69.22'
T5	N 84°06'30" W	166.68'
T6	N 77°15'10" W	61.59'

100 0 100 200 300



Graphic Scale - 1 Inch = 100 Feet

#### Notes:

- indicates 1/2" steel rod set with a red plastic cap stamped "Schwarz 4760", unless otherwise noted.
- indicates 1/2" steel rod found.
- KCOR = Kendall County Official Records.
- \* This bearing, used as the bearing basis for this survey, was established by GPS.
- P.O.B. indicates point of beginning of the Metes and Bounds description prepared for this tract.
- Bella Springs Road is a variable width roadway easement.

I certify to Kendall County, Texas and Kevin Katzer that this is a true copy of the plat of a survey, that this survey was made on the ground under my supervision on January 4 and 9, and March 21, 2017 and that there are no visible easements or encroachments except as shown.

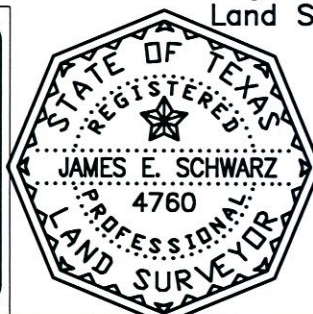
*James E. Schwarz*

James E. Schwarz  
Registered Professional  
Land Surveyor No. 4760



**Schwarz**  
Land Surveying &  
Development, Inc.

723 NORTH MAIN, BOERNE, TEXAS 78006  
PHONE: (830) 816-8907 Metro FAX: (830) 584-0445  
FIRM LICENSE NO. 10132600



Job No. 17-046



## **Kendall County Road and Bridge**

**3 Old Comfort Road  
Comfort Texas 78013**

**830-995-2995 Fax: 830-995-3152**



Work and actions required for Kendall County to consider taking over the maintenance of Bella Springs Road from the origin at Upper Cibolo Creek Road to 1,740 feet on Bella Springs Road.

Repairs and actions to be accomplished along the roadway and ditch line as follows:

1. Convey to Kendall County two (2) drainage easements at station number 6+90 and 13+70, these easements will comply with the construction of drainage already on location, and will designate length to day light water flow.
2. Maintain eighteen feet (18') of road surface thru out the length road.
3. Clear over-head to fifteen feet (15') to meet Fire Code and back away of the road surface edge ten feet (10').
4. 2+00 to 3+90 repair and reshape east ditch line
5. 2+00 to 6+25 repair and reshape west ditch line
6. 3+35 install French drain under road surface,(French drain will be installed under road way in a v-pattern extending one hundred (100') feet to station 2+25 were it will day light out in ditch line)
7. 2+40 to 3+50 remove, repair and replace road surface
8. 6+90 to 10+50 clean and reshape west ditch line
9. 6+90 to 7+60 remove, repair and replace south lane of road surface
10. 10+90 clean and reshape ditch line around trees
11. 13+70 clean ditch line and culvert going under roadway
12. @ address # 56 clean driveway culvert under driveway
13. 15+20 to 17+14 repair west side of roadway shoulder drop-off

Once the above repairs and actions have been completed and the County has inspected the roadway, a single course chip seal shall be installed on the road surface in accordance with Kendall County specifications.





## **Kendall County Road and Bridge**

**3 Old Comfort Road**

**Comfort Texas 78013**

**830-995-2995 Fax: 830-995-3152**



Sign detail required on the road:

1. 0+00 stop sign MUTCD #R1-1 30"x30" HIP (intersection of Bella Springs and Upper Cibolo Creek Rd.)
2. 0+48 keep right sign MUTCD #R4-7 18"x24" HIP (in Island at Upper Cibolo Creek intersection)
3. 3+35 roadway may flood MUTCD #W8-18 30"x30" HIP
4. 13+40 Install delineators at culvert crossing
5. 17+40 Kendall County maintenance ends sign (County will supply)

METES AND BOUNDS DESCRIPTION  
KATZER TO CLOUSE TRACT 1

Description of a 0.267 of an acre tract of land out of the James Thompson Survey Number 68, Abstract Number 1115, Kendall County, Texas being a portion of a 23.8 acre tract described in deed recorded in Volume 1347, Page 348, Kendall County Official Records; said 0.267 of an acre tract being more fully described as follows:

Beginning at a ½" steel rod set<sup>1</sup> in an east line of said 23.8 acre tract for the southeast corner of this tract being South 04 degrees 26 minutes 53 seconds East, 139.34 feet, South 07 degrees 03 minutes 51 seconds East, 97.23 feet, South 07 degrees 09 minutes 42 seconds East, 760.98 feet and South 07 degrees 15 minutes 34 seconds East, 69.22 feet from an existing ½" steel rod at the northeast corner of said 23.8 acre tract;

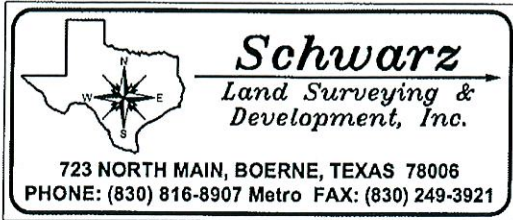
Thence, over and across said 23.8 acre tract with the southern lines of this 0.267 acre tract, North 84 degrees 06 minutes 30 seconds West, 166.68 feet to a ½" steel rod set and North 77 degrees 15 minutes 10 seconds West, 33.40 feet to a ½" steel rod set for the southeast corner of a proposed 0.039 of an acre strip out of said 23.8 acre tract to be deeded to Kendall County, TX for roadway purposes and for the southwest corner of this strip;

Thence, with eastern lines of said 0.039 of an acre strip, North 06 degrees 05 minutes 57 seconds East, 38.50 feet to an existing ½" steel rod and North 04 degrees 40 minutes 14 seconds West, 22.81 feet to a ½" steel rod set for the northwest corner of this tract;

Thence, continuing over and across said 23.8 acre tract with the northern lines of this 0.267 acre tract, South 77 degrees 15 minutes 37 seconds East, 41.18 feet to a ½" steel rod set and South 84 degrees 07 minutes 07 seconds East, 148.98 feet to a ½" steel rod set in an east line of said 23.8 acre tract for the northeast corner of this tract;

Thence, with an eastern line of said 23.8 acre tract, South 07 degrees 15 minutes 34 seconds East<sup>2</sup>, 61.64 feet to the place of beginning and containing 0.267 of an acre of land.<sup>3</sup>

I, James E. Schwarz, a Registered Professional Land Surveyor, hereby certify that the above description is from a survey made on the ground under my supervision on January 4 and 9 and March 21, 2017.



A handwritten signature in blue ink, appearing to read "James E. Schwarz", written over a horizontal line.

James E. Schwarz  
Registered Professional  
Land Surveyor No. 4760  
Job No. 17-046  
Firm License No. 10132600

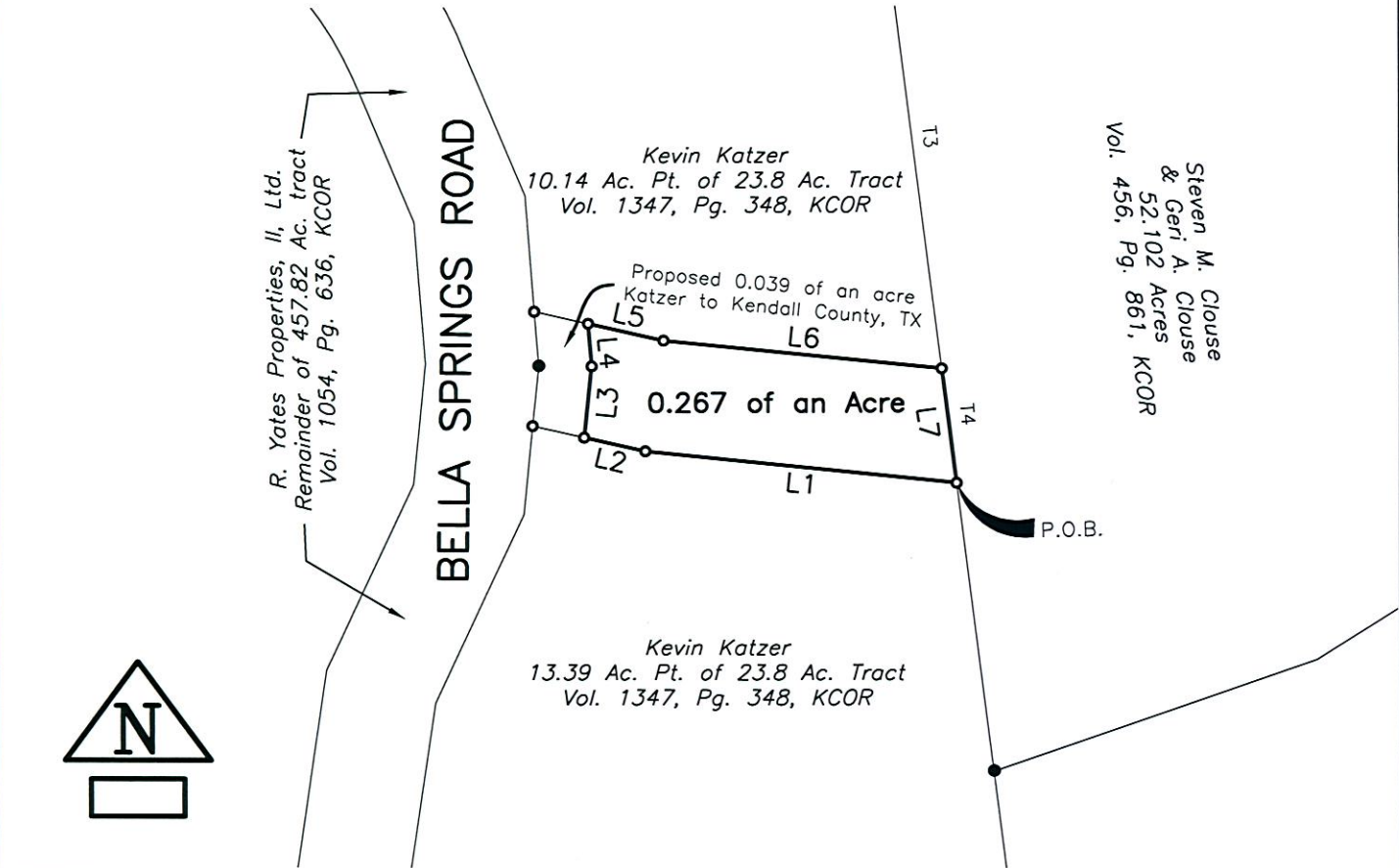
1. All 1/2" steel rods set have a red plastic cap stamped "SCHWARZ 4760".
2. This bearing, used as the bearing basis for this survey, was established by GPS. Record bearing: S07°15'34"E.
3. A plat of this tract has been prepared.

March 22, 2017 (10:42am)



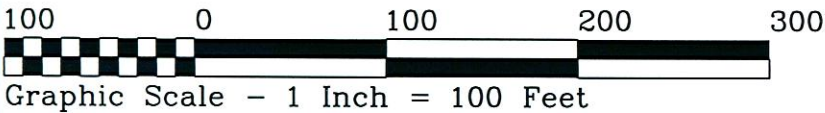
KATZER TO CLOUSE

A 0.267 OF AN ACRE TRACT OF LAND OUT OF THE JAMES THOMPSON SURVEY NUMBER 68, ABSTRACT NUMBER 1115, KENDALL COUNTY, TEXAS, BEING A PORTION OF A 23.8 ACRE TRACT DESCRIBED IN WARRANTY DEED RECORDED IN VOLUME 1347, PAGE 348, KENDALL COUNTY OFFICIAL RECORDS.



Course	Bearing	Distance	RECORD
L1	N 84°06'30" W	166.68'	
L2	N 77°15'10" W	33.40'	
L3	N 06°05'57" E	38.50'	
L4	N 04°40'14" W	22.81'	
L5	S 77°15'37" E	41.18'	
L6	S 84°07'07" E	148.98'	
L7	S 07°15'34" E	61.64'	S 07°15'34" E

POINT OF BEGINNING TIE: Northeast corner of 23.8 Acres to POB of 0.267 Acre tract		
Course	Bearing	Distance
T1	S 04°26'53" E	139.34'
T2	S 07°03'51" E	97.23'
T3	S 07°09'42" E	760.98'
T4	S 07°15'34" E	69.22'



- Notes:
- indicates 1/2" steel rod set with a red plastic cap stamped "Schwarz 4760", unless otherwise noted.
  - indicates 1/2" steel rod found.
  - KCOR = Kendall County Official Records.
  - \* This bearing, used as the bearing basis for this survey, was established by GPS.
  - P.O.B. indicates point of beginning of the Metes and Bounds description prepared for this tract.
  - Bella Springs Road is a variable width roadway easement.
  - A plat of this tract and two other tracts involved in a transfer from Kevin Katzer to Steven M. and Geri A. Clouse has been prepared.

I certify to Steven M. and Geri A. Clouse and Kevin Katzer that this is a true copy of the plat of a survey, that this survey was made on the ground under my supervision on January 4 and 9, and March 21, 2017 and that there are no visible easements or encroachments except as shown.

*James E. Schwarz*

James E. Schwarz  
Registered Professional  
Land Surveyor No. 4760

**Schwarz**  
Land Surveying & Development, Inc.

723 NORTH MAIN, BOERNE, TEXAS 78006  
PHONE: (830) 816-8907 Metro FAX: (830) 584-0445  
FIRM LICENSE NO. 10132600



Job No. 17-046

METES AND BOUNDS DESCRIPTION  
CLOUSE TO KATZER TRACT 1

Description of a 1.019 acre tract of land out of the James Thompson Survey Number 68, Abstract Number 1115, Kendall County, Texas being a portion of a 52.102 acre tract described in deed recorded in Volume 456, Page 861, Kendall County Official Records; said 1.019 acre tract being more fully described as follows:

Beginning at a point on a west line of said 52.102 acre tract for the southwest corner of the herein described tract, said point being North 07 degrees 11 minutes 58 seconds West, 589.55 feet from an existing ½" steel rod at the southwest corner of said 52.102 acre tract, a ½" steel rod set<sup>1</sup> for reference to said beginning point bears South 62 degrees 04 minutes 46 seconds West, 0.28 feet;

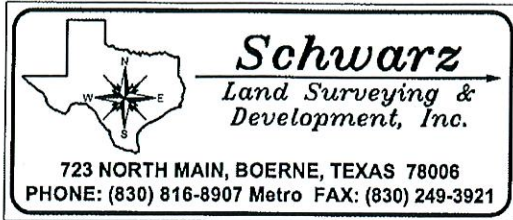
Thence, with west lines of said 52.102 acre tract, North 07 degrees 11 minutes 58 seconds West<sup>2</sup>, 395.03 to an existing ½" steel rod and North 05 degrees 16 minutes 21 seconds West, 22.80 feet to a point for the northwest corner of the herein described tract, a ½" steel rod set for reference to this point bears North 82 degrees 41 minutes 45 seconds West, 0.74 feet;

Thence, through the interior of said 52.102 acre tract the following calls:

- South 82 degrees 41 minutes 45 seconds East, 42.32 feet to a ½" steel rod set,
- South 55 degrees 02 minutes 21 seconds East, 66.99 feet to a ½" steel rod set,
- South 34 degrees 03 minutes 51 seconds East, 88.31 feet to a ½" steel rod set,
- South 15 degrees 07 minutes 56 seconds East, 73.49 feet to a ½" steel rod set,
- South 04 degrees 23 minutes 24 seconds East, 47.69 feet to a ½" steel rod set,
- South 12 degrees 56 minutes 12 seconds West, 91.18 feet to a ½" steel rod set,
- South 30 degrees 38 minutes 48 seconds West, 65.83 feet to a ½" steel rod set and
- South 62 degrees 04 minutes 46 seconds West, 71.98 feet to the place of beginning and containing 1.019 acres of land.<sup>3</sup>



I, James E. Schwarz, a Registered Professional Land Surveyor, hereby certify that the above description is from a survey made on the ground under my supervision on January 4 and 9, 2017.



A handwritten signature in blue ink, appearing to read "James E. Schwarz", written over a horizontal line.

James E. Schwarz  
Registered Professional  
Land Surveyor No. 4760  
Job No. 16-154  
Firm License No. 10132600

1. All ½" steel rods set have a red plastic cap stamped "SCHWARZ 4760".
2. This bearing, used as the bearing basis for this survey, was established by GPS. Record bearing: N07°09'20"W.
3. A plat of this tract has been prepared.

January 13, 2017 (9:58am)



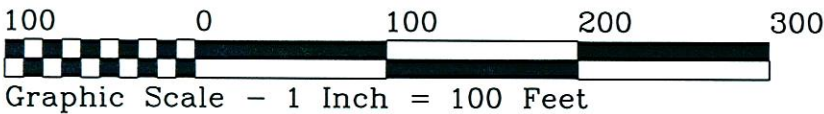
CLOUSE TO KATZER

TRACT 1:  
A 1.019 ACRE TRACT OF LAND OUT OF THE JAMES THOMPSON SURVEY NUMBER 68, ABSTRACT NUMBER 1115, KENDALL COUNTY, TEXAS, BEING A PORTION OF A 52.102 ACRE TRACT DESCRIBED IN WARRANTY DEED RECORDED IN VOLUME 456, PAGE 861, KENDALL COUNTY OFFICIAL RECORDS.  
AND

TRACT 2:  
A STRIP OF LAND CONTAINING SIXTY (60) SQUARE FEET OUT OF THE JAMES THOMPSON SURVEY NUMBER 68, ABSTRACT 1115, KENDALL COUNTY, TEXAS, SAID STRIP LYING BETWEEN THE WEST LINE OF A 52.102 ACRE TRACT DESCRIBED IN WARRANTY DEED RECORDED IN VOLUME 456, PAGE 861, KENDALL COUNTY OFFICIAL RECORDS AND THE EAST LINES OF A 23.8 ACRE TRACT DESCRIBED IN DEED RECORDED IN VOLUME 1347, PAGE 348, KENDALL COUNTY OFFICIAL RECORDS.

Course	Bearing	Distance
L1	N 07°11'58" W	395.03'
L2	N 05°16'21" W	22.80'
L3	S 82°41'45" E	42.32'
L4	S 55°02'21" E	66.99'
L5	S 34°03'51" E	88.31'
L6	S 15°07'56" E	73.49'
L7	S 04°23'24" E	47.69'
L8	S 12°56'12" W	91.18'
L9	S 30°38'48" W	65.83'
L10	S 62°04'46" W	71.98'
L11	S 62°04'46" W	0.28'
L12	N 07°09'42" W	395.13'
L13	N 07°03'51" W	22.97'
L14	S 82°41'45" E	0.74'
L15	S 05°16'21" E	22.80'
* L16	S 07°11'58" E	395.03'

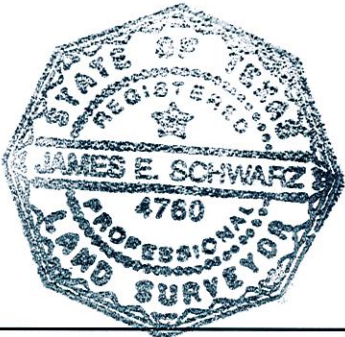
- Notes:
- indicates 1/2" steel rod set with a red plastic cap stamped "Schwarz 4760", unless otherwise noted.
  - indicates 1/2" steel rod found.
  - △ indicates Mag Nail set with washer stamped "JE Schwarz RPLS 4760".
  - KCOR = Kendall County Official Records.
  - \* This bearing, used as the bearing basis for this survey, was established by GPS. Record bearing: N 07°09'20" W.
  - P.O.B. indicates point of beginning of the Metes and Bounds description prepared for tract.
  - PNS indicates Point Not Set.



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**Schwarz**  
Land Surveying &  
Development, Inc.

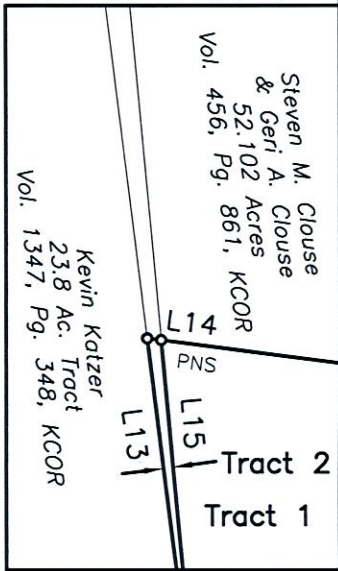
723 NORTH MAIN, BOERNE, TEXAS 78006  
PHONE: (830) 816-8907 Metro FAX: (830) 584-0445  
FIRM LICENSE NO. 10132600



James E. Schwarz  
Registered Professional  
Land Surveyor No. 4760

Job No. 16-154

DETAIL OF NORTHERN  
END OF TRACT 2

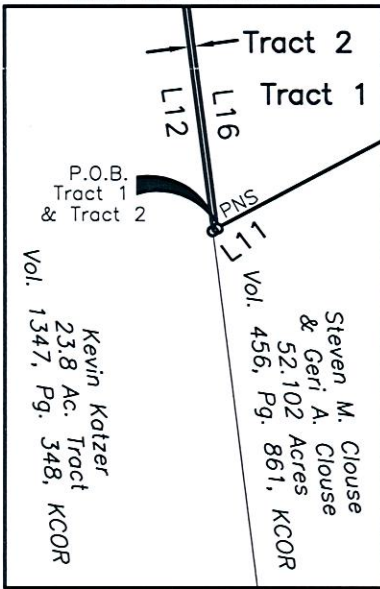


TRACT 1  
1.019  
Acres

Kevin Katzer  
23.8 Ac. Tract  
Vol. 1347, Pg. 348, KCOR

Steven M. Clouse  
& Geri A. Clouse  
52.102 Acres  
Vol. 456, Pg. 861, KCOR

DETAIL OF SOUTHERN  
END OF TRACT 2



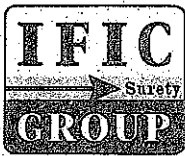
I certify to Steven M. and Geri A. Clouse and Kevin Katzer that this is a true copy of the plat of a survey if it contains an embossed seal, that this survey was made on the ground under my supervision on January 4 and 9, 2017 and that there are no visible easements or encroachments except as shown.



## KENDALL COUNTY COMMISSIONERS COURT AGENDA REQUEST

<b>COMMISSIONER COURT DATE: 3/27/2017</b> <b>OPEN SESSION</b>	
<b>SUBJECT</b>	Maintenance Bond High Point Ranch Phase I
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Development Management - Richard Tobolka
<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 accepting a Maintenance Bond, High Point Ranch, Phase I for Roadway and Drainage in the amount of \$115, 698.55. The Maintenance Bond is effective for one year beginning March 27, 2017.
<b>REASON FOR AGENDA ITEM</b>	Maintenance Bond High Point Ranch Phase I
<b>IS THERE DOCUMENTATION</b>	Yes
<b>WHO WILL THIS AFFECT?</b>	Pct #3
<b>ADDITIONAL INFORMATION</b>	None





International Fidelity Insurance  
One Newark Center, 20<sup>th</sup> Floor  
Newark, New Jersey 07102-5207

**Maintenance Bond**

---

Bond No.: 0688452-M

KNOWN ALL BY THESE PRESENTS: That we Southerland High Point Ranch, LLC, as Principal, and International Fidelity Insurance Company, a corporation organized and existing under the Laws of the State of NJ, as Surety, are held and firmly bound unto the Kendall County Judge or the Judge's successors in office, As Obligee, in the total sum of One Hundred Fifteen Thousand Six Hundred Ninety Eight dollar and 55/100 (\$ 115,698.55 ) for the payment whereof said Principal and Surety bind themselves, jointly and severally, as provided herein.

WHEREAS, the Principal entered into a contract with the Kendall County Judge or the Judge's successors in office as Obligee dated March 27, 2017 for the streets and drainage for High Point Ranch Subdivision, Phase 1. ("Work")

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the Principal shall maintain and remedy said Work free from defects in materials and workmanship for a period of one (1) year commencing on March 27, 2017 (the "Maintenance Period"), and if Obligee fails to notify Principal in writing of any necessary work that needs to be fixed or maintained within that time period, then this obligation shall be void; otherwise it shall remain in full force and effect.

PROVIDED, HOWEVER, that any suit under this bond shall be commenced during the Maintenance period; provided, however, that if this limitation is prohibited by any law controlling the construction hereof, such limitation shall be deemed to be amended so as to be equal to the minimum period of limitation permitted by such law, and said period of limitation shall be deemed to have accrued and shall commence to run on the expiration date of the Maintenance Period.

SIGNED this 27<sup>th</sup> day of March, 2017

Southerland High Point Ranch, LLC.

By: \_\_\_\_\_

(Principal)

Timothy D. Smith, Treasurer, American Land Partners  
Inc., Manager of National Timber Partners, LLC  
Manager of Southerland High Point Ranch, LLC

International Fidelity Insurance Company

(Surety)

By: \_\_\_\_\_

Grace J. Gray

Attorney-In-Fact



# POWER OF ATTORNEY

## INTERNATIONAL FIDELITY INSURANCE COMPANY ALLEGHENY CASUALTY COMPANY

ONE NEWARK CENTER, 20TH FLOOR NEWARK, NEW JERSEY 07102-5207

KNOW ALL MEN BY THESE PRESENTS: That INTERNATIONAL FIDELITY INSURANCE COMPANY, a corporation organized and existing under the laws of the State of New Jersey, and ALLEGHENY CASUALTY COMPANY, a corporation organized and existing under the laws of the State of Pennsylvania, having their principal office in the City of Newark, New Jersey, do hereby constitute and appoint

ERIC P. PRATT, KATHLEEN M. O'BRIEN, DIANE J. WOJCIK, DONNA M. BISHOP, GRACE J. GRAY

North Adams, MA.

their true and lawful attorney(s) in fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by their regularly elected officers at their principal offices.

This Power of Attorney is executed and may be revoked pursuant to and by authority of the By-Laws of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY and is granted under and by authority of the following resolution adopted by the Board of Directors of INTERNATIONAL FIDELITY INSURANCE COMPANY at a meeting duly held on the 20th day of July, 2010 and by the Board of Directors of ALLEGHENY CASUALTY COMPANY at a meeting duly held on the 15th day of August, 2000:

"RESOLVED, that (1) the President, Vice President, Chief Executive Officer or Secretary of the Corporation shall have the power to appoint, and to revoke the appointments of, Attorneys-in-Fact or agents with power and authority as defined or limited in their respective powers of attorney, and to execute on behalf of the Corporation and affix the Corporation's seal thereto, bonds, undertakings, recognizances, contracts of indemnity and other written obligations in the nature thereof or related thereto; and (2) any such Officers of the Corporation may appoint and revoke the appointments of joint-control custodians, agents for acceptance of process, and Attorneys-in-fact with authority to execute waivers and consents on behalf of the Corporation; and (3) the signature of any such Officer of the Corporation and the Corporation's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seals when so used whether heretofore or hereafter, being hereby adopted by the Corporation as the original signature of such officer and the original seal of the Corporation, to be valid and binding upon the Corporation with the same force and effect as though manually affixed."

IN WITNESS WHEREOF, INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY have each executed and attested these presents on this 22nd day of July, 2014.



STATE OF NEW JERSEY  
County of Essex

ROBERT W. MINSTER  
Chief Executive Officer (International Fidelity Insurance Company) and President (Allegheny Casualty Company)



On this 22nd day of July 2014, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said he is the therein described and authorized officer of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY; that the seals affixed to said instrument are the Corporate Seals of said Companies; that the said Corporate Seals and his signature were duly affixed by order of the Boards of Directors of said Companies.

IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.



A NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires April 16, 2019

### CERTIFICATION

I, the undersigned officer of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Sections of the By-Laws of said Companies as set forth in said Power of Attorney, with the originals on file in the home office of said companies, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto set my hand this

29th day of March 2017

MARIA BRANCO, Assistant Secretary





**KENDALL COUNTY COMMISSIONERS COURT  
AGENDA REQUEST**

**COMMISSIONER COURT DATE: 3/27/2017**  
**OPEN SESSION**

<b>SUBJECT</b>	Release of Subdivision Bond High Point Ranch Phase I
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Development Management - Richard Tobolka
<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 release of the Subdivision Bond, High Point Ranch, Phase I for Roadway and Drainage in the amount of \$771,323.65.
<b>REASON FOR AGENDA ITEM</b>	Release of Subdivision Bond High Point Ranch Phase I
<b>IS THERE DOCUMENTATION</b>	Yes
<b>WHO WILL THIS AFFECT?</b>	Pct #3
<b>ADDITIONAL INFORMATION</b>	None



February 28, 2017

Mr. Rick Tobolka, P.E.  
Kendal County  
201 E. San Antonio Ave. Ste #101  
Boerne, TX 78006

**RE: High Point Ranch Phase 1  
Kendall County, Texas**

Mr. Tobolka,

This letter is to certify that the street and drainage improvements for the High Point Ranch Subdivision (Phase 1) have been constructed in accordance with the applicable Kendall County Subdivision Rules, Regulations and Specifications and any variances that were granted for this construction.

All required tests were performed on the streets per the Kendall County Development Rules and Regulations Book. Results of the tests indicate that the streets meet or exceeds material and compaction requirements. All test reports were submitted to the county during construction.

Attached to this letter are two sets of the "Plan of Record" drawings and a CD of the Record Drawings in PDF and dwg format for your files. A Maintenance Bond for a period of one year in the amount of 15% of the Performance Bond amount and will be provided.

Sincerely,  
Matkin Hoover Engineering & Surveying  
TBPE Firm Registration No. F-4512

Ken Kolancy, P.E.  
Vice President

CC: Dan Mullins, Southerland High Point Ranch LLC.





## SUBDIVISION BOND

**AMOUNT: \$771,323.65**

**BOND NO. 0688452**

KNOW ALL MEN BY THESE PRESENTS: THAT WE, Southerland High Point Ranch, LLC as Principal, and International Fidelity Insurance Company, a New Jersey corporation authorized to do business in the State of Texas with its main bonding office at One Newark Center, 20th floor, Newark, New Jersey as Surety, are held and firmly bound unto the Kendall County Judge or the Judge's successors in office as Obligee, in the full and just sum of Seven Hundred Seventy One Thousand Three Hundred Twenty Three and 65/100 Dollars (\$771,323.65) lawful money of the United States, to the payment of which sum, well and truly to be made, the Principal and the Surety bind themselves, their successors and assigns, jointly and severally, firmly by these presents.

**SIGNED, SEALED AND DATED THIS 26th day of October, 2015**

**WHEREAS**, the Principal has entered into an agreement with the Kendall County Judge or the Judge's Successor in office as Obligee, guaranteeing that the principal will construct, install and complete the improvements

at certain land known as, "High Point Ranch, Phase I" all of which improvements shall be maintained and completed on or before October 26, 2017.

**The streets and the drainage requirements for the subdivision will be constructed:**

- a) In accordance with the specifications approved by the Commissioners' Court; and
- b) Within the time set by the Court, but not to exceed two years from the date of the approval of the final plat.

**NOW, THEREFORE THE CONDITION OF THIS OBLIGATION IS SUCH, THAT IF THE principal shall carry out all the terms of said agreement and perform all the work as set forth therein, all within the time set forth in said agreement, then this obligation shall be null and void; otherwise to remain in full force and effect. FURTHERMORE, the rights of the Obligee hereunder are exclusive to it and the surety shall have no obligation hereunder to any person or entity other than the named Obligee herein. The rights of such Obligee are not assignable.**

ATTEST: Colleen O. Holskis PRINCIPAL: Southerland High Point Ranch, LLC

BY: [Signature]

Timothy D. Smith, Treasurer, American Land Partners, Inc., Manager of National Timber Partners, LLC  
Manager of Southerland High Point Ranch, LLC

SURETY: International Fidelity Insurance Company

ATTEST: Lisa A. Lannabale

BY: [Signature]

Grace J. Gray Attorney-in-Fact



**POWER OF ATTORNEY****INTERNATIONAL FIDELITY INSURANCE COMPANY  
ALLEGHENY CASUALTY COMPANY**

ONE NEWARK CENTER, 20TH FLOOR NEWARK, NEW JERSEY 07102-5207

**KNOW ALL MEN BY THESE PRESENTS:** That **INTERNATIONAL FIDELITY INSURANCE COMPANY**, a corporation organized and existing under the laws of the State of New Jersey, and **ALLEGHENY CASUALTY COMPANY**, a corporation organized and existing under the laws of the State of Pennsylvania, having their principal office in the City of Newark, New Jersey, do hereby constitute and appoint

**KATHLEEN M. O'BRIEN, DONNA M. BISHOP, GRACE J. GRAY**

North Adams, MA

their true and lawful attorney(s) in fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said **INTERNATIONAL FIDELITY INSURANCE COMPANY** and **ALLEGHENY CASUALTY COMPANY**, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by their regularly elected officers at their principal offices.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of the By-Laws of **INTERNATIONAL FIDELITY INSURANCE COMPANY** and **ALLEGHENY CASUALTY COMPANY** and is granted under and by authority of the following resolution adopted by the Board of Directors of **INTERNATIONAL FIDELITY INSURANCE COMPANY** at a meeting duly held on the 20th day of July, 2010 and by the Board of Directors of **ALLEGHENY CASUALTY COMPANY** at a meeting duly held on the 15th day of August, 2000:

"RESOLVED, that (1) the President, Vice President, Chief Executive Officer or Secretary of the Corporation shall have the power to appoint, and to revoke the appointments of, Attorneys-in-Fact, or agents with power and authority as defined or limited in their respective powers of attorney, and to execute on behalf of the Corporation and affix the Corporation's seal thereto, bonds, undertakings, recognizances, contracts of indemnity and other written obligations in the nature thereof or related thereto; and (2) any such Officers of the Corporation may appoint and revoke the appointments of joint-control custodians, agents for acceptance of process, and Attorneys-in-fact with authority to execute waivers and consents on behalf of the Corporation; and (3) the signature of any such Officer of the Corporation and the Corporation's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto; such signature and seals when so used whether heretofore or hereafter, being hereby adopted by the Corporation as the original signature of such officer and the original seal of the Corporation, to be valid and binding upon the Corporation with the same force and effect as though manually affixed."

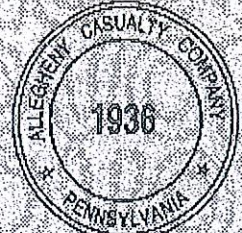
IN WITNESS WHEREOF, **INTERNATIONAL FIDELITY INSURANCE COMPANY** and **ALLEGHENY CASUALTY COMPANY** have each executed, and attested these presents on this 22nd day of July, 2014.



STATE OF NEW JERSEY  
County of Essex

*Robert W. Minster*

ROBERT W. MINSTER  
Chief Executive Officer (International Fidelity Insurance Company) and President (Allegheny Casualty Company)



On this 22nd day of July 2014, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said he is the therein described and authorized officer of **INTERNATIONAL FIDELITY INSURANCE COMPANY** and **ALLEGHENY CASUALTY COMPANY**; that the seals affixed to said instrument are the Corporate Seals of said Companies; that the said Corporate Seals and his signature were duly affixed by order of the Boards of Directors of said Companies.

IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.



*Cathy Cruz*

A NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires April 16, 2019

**CERTIFICATION**

I, the undersigned officer of **INTERNATIONAL FIDELITY INSURANCE COMPANY** and **ALLEGHENY CASUALTY COMPANY** do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Sections of the By-Laws of said Companies as set forth in said Power of Attorney, with the originals on file in the home office of said companies, and that the same are correct transcripts thereof and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

TESTIMONY WHEREOF, I have hereunto set my hand this

26th

day of October 2015

*Maria H. Branco*

MARIA BRANCO, Assistant Secretary





**KENDALL COUNTY COMMISSIONERS COURT  
AGENDA REQUEST**

<b>COMMISSIONER COURT DATE: 3/27/2017 OPEN SESSION</b>	
<b>SUBJECT</b>	Award of contract for the Compensation and Classification Study.
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	County Auditor's Office 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 action to award the contract for the Compensation and Classification Study to MGT of America Consulting, LLC.
<b>REASON FOR AGENDA ITEM</b>	To award the contract.
<b>IS THERE DOCUMENTATION</b>	Yes
<b>WHO WILL THIS AFFECT?</b>	County Wide
<b>ADDITIONAL INFORMATION</b>	None



**KENDALL COUNTY COMMISSIONERS COURT  
AGENDA REQUEST**

**COMMISSIONER COURT DATE: 3/27/2017  
OPEN SESSION**

<b>SUBJECT</b>	Road Material Bid
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	County Auditor's Office 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 action to award a portion of the Road Material Bid.
<b>REASON FOR AGENDA ITEM</b>	To award a portion of the Road Material Bid.
<b>IS THERE DOCUMENTATION</b>	No
<b>WHO WILL THIS AFFECT?</b>	Road and Bridge
<b>ADDITIONAL INFORMATION</b>	None



**KENDALL COUNTY COMMISSIONERS COURT  
AGENDA REQUEST**

**COMMISSIONER COURT DATE: 3/27/2017  
OPEN SESSION**

<b>SUBJECT</b>	EMS Building Project
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Don Durden, Commissioner Precinct 4
<b>PHONE # OR EXTENSION #</b>	210-218-7670
<b>TIME NEEDED FOR PRESENTATION</b>	5 minutes
<b>WORDING OF AGENDA ITEM</b>	EMS Building Project Status Report
<b>REASON FOR AGENDA ITEM</b>	EMS Building Project Status Report
<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: 3/27/2017**  
**OPEN SESSION**

<b>SUBJECT</b>	Resolution Supporting the Application of The Kendall County Criminal District Attorney's Office to become a Law Enforcement Agency through the Texas Commission on Law Enforcement
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Nicole S. Bishop Criminal District Attorney
<b>PHONE # OR EXTENSION #</b>	830-249-9343
<b>TIME NEEDED FOR PRESENTATION</b>	5 minutes
<b>WORDING OF AGENDA ITEM</b>	Consideration and action regarding Resolution by Kendall County, supporting the application of the Kendall County Criminal District Attorney's Office to become a Law Enforcement Agency through the Texas Commission on Law Enforcement (TCOLE).
<b>REASON FOR AGENDA ITEM</b>	In order to hire an Investigator, the Criminal District Attorney's Office needs to acquire a Law Enforcement Agency Number through TCOLE
<b>IS THERE DOCUMENTATION</b>	Yes
<b>WHO WILL THIS AFFECT?</b>	The Criminal District Attorney's Office
<b>ADDITIONAL INFORMATION</b>	None

**A RESOLUTION BY KENDALL COUNTY, SUPPORTING THE APPLICATION OF THE KENDALL COUNTY CRIMINAL DISTRICT ATTORNEY'S OFFICE TO BECOME A LAW ENFORCEMENT AGENCY THROUGH THE TEXAS COMMISSION ON LAW ENFORCEMENT.**

**WHEREAS,** Kendall County Criminal District Attorney (CDA) is a law enforcement entity located in Kendall County, Texas (the "County");

**WHEREAS,** the County acknowledges that the employment of peace officers as investigators by the CDA is necessary to carry out the duties of the office of Criminal District Attorney for Kendall County;

**WHEREAS,** Texas Government Code Section 44.230(h) authorizes the Kendall County CDA, at his/her discretion to appoint investigators for the purpose of conducting the affairs of the CDA office; and

**WHEREAS,** Texas Government Code Section 44.230(h) requires the commissioners court to pay the salaries of investigators appointed by the CDA from county funds.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF KENDALL COUNTY, TEXAS:**

Section 1. That the facts and opinions in the preamble of this Resolution are true and correct.

Section 2: That the Kendall County Commissioners Court hereby authorizes the Kendall County Criminal District Attorney's Office as a law enforcement agency with approval and support to appoint peace officers under the laws of Texas.

**PASSED AND APPROVED BY THE COMMISSIONERS COURT OF KENDALL COUNTY, TEXAS, on March 27, 2017.**

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Darrel L. Lux, County Judge

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Christina Bergmann, Commissioner Pct. 1

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Richard W. Elkins, Commissioner Pct. 2

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Tommy Pfeiffer, Commissioner Pct. 3

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Don Durden, Commissioner Pct. 4

Attest:

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Darlene Herrin, County Clerk



## KENDALL COUNTY COMMISSIONERS COURT AGENDA REQUEST

**COMMISSIONER COURT DATE: 3/27/2017**  
**OPEN SESSION**

<b>SUBJECT</b>	Proclamation by Kendall County, Declaring April 2-8, 2017, Crime Victims' Rights Week
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Nicole S. Bishop Criminal District Attorney
<b>PHONE # OR EXTENSION #</b>	830-249-9343
<b>TIME NEEDED FOR PRESENTATION</b>	5 minutes
<b>WORDING OF AGENDA ITEM</b>	Consideration and action regarding Proclamation by Kendall County, Declaring April 2-8, 2017, Crime Victims' Rights Week.
<b>REASON FOR AGENDA ITEM</b>	Reaffirm Kendall County's commitment to responding to the needs of crime victims.
<b>IS THERE DOCUMENTATION</b>	Yes
<b>WHO WILL THIS AFFECT?</b>	The Criminal District Attorney's Office, Victim Services, and Kendall County Victims of Crime
<b>ADDITIONAL INFORMATION</b>	None

**PROCLAMATION BY KENDALL COUNTY  
DECLARING APRIL 2-8, 2017 CRIME VICTIMS' RIGHTS WEEK**

**WHEREAS**, Americans are the victims of more than 20 million crimes each year, affecting individuals, and communities; and

**WHEREAS**, Providing victims with knowledge of their rights and available services further strengthens their ability to recover by restoring a sense of self-empowerment; and

**WHEREAS**, Victims who feel understood and supported are more likely to disclose their victimization, seek services, and participate in the justice process; and

**WHEREAS**, A multidisciplinary response, involving collaboration among victim service professionals, criminal justice officials, legal professionals, medical and mental health providers, and community leaders is essential to reach and serve all victims—especially those who are marginalized, have disabilities, or live in remote locations; and

**WHEREAS**, National Crime Victim's Rights Week, April 2-8, 2017, provides an opportunity to recommit to ensuring that all victims of crime—especially those who are challenging to reach or serve—are afforded their rights and receive a trauma-informed response; and

**WHEREAS**, April 1, 2017 is the 7th Annual Heal the Soul 5k/10k Trail Run benefiting the Kendall County Women's Shelter (KCWS) and Kendall County by providing funding to provide a safe haven for victims of violence; and

**WHEREAS**, Kendall County is hereby dedicated to strengthening victims and survivors in the aftermath of crime, building resilience in our communities and our victim responders, and working for justice for all victims and survivors;

**NOW, THEREFORE**, I, Darrel Lux, as County Judge of Kendall County, do hereby proclaim the week of April 2-8, 2017, as

**Crime Victims' Rights Week**

And reaffirm this County's commitment to creating a victim service and criminal justice response that assists all victims of crime during Crime Victims' Rights Week and throughout the year; and to express our sincere gratitude and appreciation for those community members, victim service providers, and criminal justice professionals who are committed to improving our response to all victims of crime so that they may find relevant assistance, support, justice, and peace.

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County Judge

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Date



## KENDALL COUNTY COMMISSIONERS COURT AGENDA REQUEST

**COMMISSIONER COURT DATE: 3/27/2017**  
**OPEN SESSION**

<b>SUBJECT</b>	Summary of the February Road Report.
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Road and Bridge: Ricky Pfeiffer , Road Supervisor.
<b>PHONE # OR EXTENSION #</b>	830-249-9343 EXT 656
<b>TIME NEEDED FOR PRESENTATION</b>	5 Minutes
<b>WORDING OF AGENDA ITEM</b>	Give a summary of the road activities for February.
<b>REASON FOR AGENDA ITEM</b>	Report the progress of road work.
<b>IS THERE DOCUMENTATION</b>	Yes.
<b>WHO WILL THIS AFFECT?</b>	County wide progress report.
<b>ADDITIONAL INFORMATION</b>	None.





# Kendall County Road & Bridge Monthly Report February 2017

Route	Address	Location	Activity	Details	W.O. No	Date
<b>Precinct 1</b>						
<b>Brush</b>						
BUCKHORN LN		From 0 to .13 Miles.	Right-of-Way Clearing	Cut Brush Along ROW.	RD-3873-16	2/28/17
UPPER BALCONES RD		@ 0.5 to 0.9 miles.	Right-of-Way Clearing	Cut brush. Right side of road only.	RD-1189-17	2/9/17
UPPER BALCONES RD		@ 0.5 to 1.2 miles.	Right-of-Way Clearing	Cut brush.	RD-1199-17	2/13/17
UPPER BALCONES RD		@ 1.8 to 2.4 miles.	Right-of-Way Clearing	Cut overhead brush.	RD-1240-17	2/16/17
UPPER BALCONES RD		@ 2.4 to 2.8 miles.	Right-of-Way Clearing	Cut overhead brush.	RD-1241-17	2/16/17
UPPER BALCONES RD		@ 2.8 to 3.3 miles.	Right-of-Way Clearing	Cut overhead brush.	RD-1253-17	2/21/17
UPPER BALCONES RD		@ 3.3 to 3.6 miles.	Right-of-Way Clearing	Cut overhead brush.	RD-1254-17	2/22/17
UPPER BALCONES RD		@ 3.6 to 3.9 miles.	Right-of-Way Clearing	Cut and clear overhead brush.	RD-1257-17	2/23/17
UPPER BALCONES RD		Past Menger Creek.	Right-of-Way Clearing	Cut Brush Along ROW.	RD-3879-16	2/27/17
WINDING LOOP		@ 0.6 to 0.7 miles.	Right-of-Way Clearing	Cut Brush Along ROW.	RD-3874-16	2/28/17
<b>Cleaning and Debris</b>						
OAK VIEW DR	103		Remove	Remove lights from brush, put on top of pillar.	RD-1263-17	2/22/17
<b>Flood Related</b>						
BEAR CREEK RD	6828		Culvert Work	Moved 1' x 1' rock into place, Stack Bar Rap.	RD-1159-17	2/1/17
BEAR CREEK RD	6828		Culvert Work	Tied in steel, poured concrete.	RD-1166-17	2/2/17
BEAR CREEK RD	6828		Culvert Work	Put up fence and wet down Bar Rap.	RD-1177-17	2/3/17
<b>Maintenance</b>						
JOHNS RD	10248		Ditch Maintenance	Repair wash out. Move equipment.	RD-1169-17	2/2/17
JOHNS RD	10248		Ditch Maintenance	Haul equipment.	RD-1172-17	2/3/17
JOHNS RD	10248		Ditch Maintenance	Reshape ditch line.	RD-1373-16	2/6/17
JOHNS RD	10248		Ditch Maintenance	Reshape ditch line, prep for stabilized base.	RD-1185-17	2/8/17
JOHNS RD	10248		Ditch Maintenance	Reshape ditch line and add stabilized base.	RD-1190-17	2/9/17
JOHNS RD	10248		Ditch Maintenance	Reshape ditch line and add stabilized base.	RD-1197-17	2/10/17
JOHNS RD	10233		Ditch Maintenance	Reinforce head wall with stabilized base.	RD-1374-16	2/13/17
JOHNS RD	10233		Ditch Maintenance	Repair ditch line and add stabilized base.	RD-1231-17	2/15/17
JOHNS RD	10021		Road Surface	Repair edge of road with black base.	RD-1234-17	2/16/17
JOHNS RD	10117		Road Surface	Repair edge of road with black base.	RD-1236-17	2/16/17
JOHNS RD	10025		Road Surface	Repair edge of road with black base.	RD-1233-17	2/16/17
JOHNS RD	10124		Road Surface	Repair edge of road with black base.	RD-1237-17	2/16/17
JOHNS RD	10110		Road Surface	Repair edge of road with black base.	RD-1235-17	2/16/17
UPPER BALCONES RD		@ 4.19 miles.	Ditch Maintenance	Repair wash out at County Line.	RD-1156-17	2/1/17
UPPER BALCONES RD		@ 4.45 miles.	Ditch Maintenance	Repair wash out at County Line.	RD-1164-17	2/2/17

## Non Road and Bridge

Wednesday, March 22, 2017

<u>Route</u>	<u>Address</u>	<u>Location</u>	<u>Activity</u>	<u>Details</u>	<u>W.O. No</u>	<u>Date</u>
COUGHRAN RD	5		Assist other Agency	Remove illegally dumped brush.	RD-1275-17	2/27/17
<b>Total WO's For Pct 1</b>		<b>30</b>				

Route	Address	Location	Activity	Details	W.O. No	Date
<b>Precinct 2</b>						
<b>Contractor Work</b>						
AMMANN RD	338		Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1217-17	2/9/17
AMMANN RD		@ Savannah Jon.	Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1213-17	2/9/17
CASCADE CAVERNS RD	2	#51, @ Ranch Drive.	Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1319-17	2/17/17
OLD FREDERICKSBURG RD		@ Cascade Caverns Road.	Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1320-17	2/17/17
OLD FREDERICKSBURG RD		#5, 22, 37..	Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1321-17	2/17/17
SANDY OAKS DR		107,113,209,401.	Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1216-17	2/9/17
SANDY OAKS DR	108		Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1214-17	2/9/17
SAVANNAH JON BLVD	101		Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1215-17	2/9/17
<b>Data Collection</b>						
AMMANN RD		And HWY 46 E.	Road Data	Check water crossings for debris in ROW.	RD-1247-17	2/20/17
<b>Equipment</b>						
CHARGER BLVD	202	Brush Site.	Equipment Breakdown	Haul #65 loader to Comfort yard.	RD-1228-17	2/13/17
<b>Maintenance</b>						
AMMANN RD		#24, 128, 111, 104,241.	Driveway Work	Cut out a piece of driveway and patch.	RD-1278-17	2/28/17
<b>Non Road and Bridge</b>						
CHARGER BLVD	202	Brush Site.	Assist other Agency	Fuel #65 at brush site. 10 gals of diesel fuel.	RD-1196-17	2/10/17
<b>Total WO's For Pct 2</b>		<b>12</b>				

Route	Address	Location	Activity	Details	W.O. No	Date
<b>Precinct 3</b>						
<b>Contractor Work</b>						
HARDY TRAIL	106		Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1218-17	2/9/17
RIDGE TRL	117		Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1219-17	2/9/17
<b>Maintenance</b>						
ACKER RD		@ 2.4 miles.	Debris Removal	Remove rock filter burn.	RD-1226-17	2/13/17
<b>Non Road and Bridge</b>						
FM 473	2610	Kendalia Library.	Assist other Agency	Help Robert with flag pole.	RD-1195-17	2/10/17
STAUDT ST	6	County Jail.	Assist other Agency	Cut floor out in Jail for plumbing repairs.	RD-1163-17	2/2/17
<b>Road Structures</b>						
ACKER RD	446		Cattle Guard	Check cattle guard for any problems.	RD-1238-17	2/14/17
SATTLER RD		@ 2.32 miles.	Cattle Guard	Weld and build cattle guard wing.	RD-1201-17	2/13/17
SATTLER RD		@ 0.0 to 3.8 miles.	Cattle Guard	Check all cattle guards for any problems.	RD-1239-17	2/14/17
<b>Total WO's For Pct 3</b>		<b>8</b>				

Route	Address	Location	Activity	Details	W.O. No	Date
<b>Precinct 4</b>						
<b>Brush</b>						
ALLEN RD		@ 0.30 to 0.40 miles.	Right-of-Way Clearing	Cut brush.	RD-1267-17	2/24/17
BLASCHKE RD		@ 0.6 to 1.0 miles.	Right-of-Way Clearing	Cut overhead brush.	RD-1162-17	2/2/17
BLASCHKE RD		@ 0.0 to 0.6 and 1.0 to 1.5 miles.	Right-of-Way Clearing	Clear overhead brush.	RD-1176-17	2/3/17
RAGSDALE		@ 0.4 miles.	Tree Removal	Took out dead oak trees along road.	RD-1180-17	2/6/17
RAGSDALE		@ 0.5 miles.	Tree Removal	Cut trees.	RD-1183-17	2/7/17
RAGSDALE		@ 0.2 to 0.7 miles.	Right-of-Way Clearing	Clear overhead brush.	RD-1184-17	2/8/17
RAGSDALE		@ 0.2 to 0.6 miles.	Brush Removal	Pick up loose brush and stumps.	RD-1193-17	2/10/17
UPPER BALCONES RD		@ 1.2 to 1.8 miles.	Right-of-Way Clearing	Clear overhead brush.	RD-1230-17	2/15/17
WARING WELFARE RD	33		Tree Removal	Remove tree.	RD-1161-17	2/1/17
<b>Contractor Work</b>						
ALLEN RD		From FM 289 to #19	Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1220-17	2/10/17
ALLEN RD		#21,36.	Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1221-17	2/10/17
ALLEN RD	14	Allen @ FM 289.	Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1318-17	2/17/17
AVENUE A		#810, 819.	Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1223-17	2/10/17
NOTTINGHAM LN		@ Upper Cibolo Creek Road.	Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1209-17	2/7/17
TEN WEST DR	107		Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1222-17	2/10/17
UPPER CIBOLO CREEK RD	18		Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1205-17	2/7/17
UPPER CIBOLO CREEK RD	305		Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1208-17	2/7/17
UPPER CIBOLO CREEK RD		@ 0.8 miles.	Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1206-17	2/7/17
UPPER CIBOLO CREEK RD		@ 1.1 miles.	Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1207-17	2/7/17
UPPER CIBOLO CREEK RD		#506,440,422,415,346,238,147,145.	Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1211-17	2/8/17
UPPER CIBOLO CREEK RD		@ 1.8 miles.	Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1210-17	2/8/17
UPPER CIBOLO CREEK RD	26		Pothole Repair; Contractor	Repair potholes and shoulders.	RD-1212-17	2/9/17
<b>Data Collection</b>						
WARING WELFARE RD		And Fm 289.	Road Data	Check water crossings for debris in ROW.	RD-1246-17	2/20/17
<b>Equipment</b>						
OLD COMFORT RD	3	R&B.	Equipment Staging	Haul #33 to shop.	RD-1168-17	2/2/17
<b>Facility Structures</b>						
OLD COMFORT RD	3	Road and Bridge.	Yard Maintenance	Take down water tank to build new tower.	RD-1259-17	2/15/17
OLD COMFORT RD	3	Road and Bridge.	Yard Maintenance	Move materials and equipment from work zone.	RD-1260-17	2/16/17
OLD COMFORT RD	3	Road and Bridge.	Yard Maintenance	Drill holes and cut pipe for water tower.	RD-1261-17	2/17/17
OLD COMFORT RD	3	Road and Bridge.	Yard Maintenance	Set pipe for water storage.	RD-1262-17	2/21/17
OLD COMFORT RD	3	Road and Bridge.	Yard Maintenance	Cement post, work on pad for building add on.	RD-1264-17	2/22/17
OLD COMFORT RD	3	Road and Bridge.	Yard Maintenance	Work sub grade for pad on lean-to.	RD-1265-17	2/23/17



Route	Address	Location	Activity	Details	W.O. No	Date
<b>Facility Structures</b>						
OLD COMFORT RD	3	Road and Bridge.	Pad Work	Put in base on pad for lean to.	RD-1271-17	2/24/17
OLD COMFORT RD	3	Road and Bridge.	Constructing	Work on water tower, cut pipe, Frame platform.	RD-1276-17	2/27/17
OLD COMFORT RD	3	Road and Bridge.	Constructing	Cut out drainage area for concrete pads.	RD-1286-17	2/27/17
OLD COMFORT RD	3	Road and Bridge.	Constructing	Cut and weld angle & channel on water tower.	RD-1297-17	2/28/17
OLD COMFORT RD	3	Road and Bridge.	Constructing	Put in concrete slabs for muck rack.	RD-1287-17	2/28/17
<b>Flood Related</b>						
HEIN RD		@ 0.3 miles.	Concrete Work	Prep for Bar Rap, Open culvert pipe.	RD-1157-17	2/1/17
HEIN RD		@ 0.3 miles.	Slope Repair	Pick up Bar Rap in San Antonio.	RD-1158-17	2/1/17
HEIN RD		@ 0.3 miles.	Slope Repair	Haul #28 loader to Hein Road.	RD-1160-17	2/1/17
HEIN RD		@ 0.23 miles.	Slope Repair	Haul #50 to Hein Rd, to stack Bar Rap.	RD-1167-17	2/2/17
HEIN RD		@ 0.30 miles.	Concrete Work	Stack Bar Rap and dig beam.	RD-1165-17	2/2/17
HEIN RD		@ 0.25 miles.	Slope Repair	Stack Bar Rap.	RD-1170-17	2/3/17
HEIN RD		@ 0.25 miles.	Slope Repair	Pick up Bar Rap in San Antonio.	RD-1182-17	2/7/17
HEIN RD		@ 0.30 miles.	Concrete Work	Stack Bar Rap and dig trench.	RD-1186-17	2/8/17
HEIN RD		@ 0.3 miles.	Concrete Work	Back fill bags.	RD-1192-17	2/9/17
HEIN RD		From Alamo Cement.	Slope Repair	Pick up Bar Rap in San Antonio.	RD-1198-17	2/13/17
HEIN RD		@ 0.30 miles.	Concrete Work	Install rebar into Bar Rap.	RD-1229-17	2/14/17
HEIN RD		@ 0.30 miles.	Concrete Work	Stack Bar Rap, drive rebar.	RD-1232-17	2/16/17
HEIN RD		@ 0.30 miles.	Concrete Work	Slope ditch and water Bar Rap insert rebar.	RD-1242-17	2/17/17
HEIN RD		@ 0.30 miles.	Slope Repair	Haul Bar Rap from San Antonio to shop.	RD-1243-17	2/17/17
HEIN RD		@ 0.30 miles.	Concrete Work	Dig beam and shape bank.	RD-1248-17	2/21/17
HEIN RD		@ 0.30 miles.	Concrete Work	Lower water table, Stack bags.	RD-1255-17	2/22/17
HEIN RD		@ 0.30 miles.	Concrete Work	Stack Bar Rap and drive rebar.	RD-1266-17	2/23/17
HEIN RD		@ 0.30 miles.	Concrete Work	Stack Bar Rap, drive rebar, place 2x4 over steel.	RD-1272-17	2/24/17
HEIN RD		@ 0.30 miles.	Concrete Work	Shape bank, stack bar rap, drive rebar.	RD-1277-17	2/27/17
HEIN RD		@ 0.30 miles.	Concrete Work	Remove wire and rail road track, slope bank.	RD-1280-17	2/28/17
WARING WELFARE RD		@ 6.6 miles.	Concrete Work	Pour concrete.	RD-1171-17	2/3/17
WARING WELFARE RD		@ 6.6 miles.	Concrete Work	Pour concrete, wreck forms.	RD-1179-17	2/6/17
WARING WELFARE RD		@ 6.6 miles.	Concrete Work	Plant grass seed.	RD-1188-17	2/13/17
<b>Maintenance</b>						
ALLEN RD	125		Mailbox Approach	Build mailbox approach.	RD-1224-17	2/10/17
ALLEN RD	125		Mailbox Approach	Build mailbox approach.	RD-1227-17	2/13/17
FM 289	648	KCYAEC.	Assist other Agency	Clean silt traps and repair rock.	RD-1225-17	2/10/17
HEIN RD		@ 0.60 miles.	Concrete	Stack Bar Rap.	RD-1274-17	2/24/17
HEIN RD		@ 0.0 to 0.10 miles.	Ditch Maintenance	Stack bags clean ditch line.	RD-1279-17	2/28/17
SPARKLING SPRINGS DR		@ 0.5 miles.	Debris Removal	Clean grate.	RD-1200-17	2/13/17
TEN WEST DR	115		Road Surface	Move equipment to job site.	RD-1244-17	2/17/17

Route	Address	Location	Activity	Details	W.O. No	Date
<b>Maintenance</b>						
TEN WEST DR	115		Mailbox or Driveway	Repair drop off at driveway and mailbox.	RD-1249-17	2/21/17
TEN WEST DR	118		Mailbox or Driveway	Repair drop off at driveway.	RD-1250-17	2/21/17
TEN WEST DR		@ 0.0 to 0.75 miles.	Edge of Pavement	Pull material back to edge of pavement.	RD-1256-17	2/22/17
TEN WEST DR	131		Driveway Work	Repair driveway, undercut add black base.	RD-1258-17	2/23/17
TEN WEST DR		#141, 155, 168.	Debris Removal	Clean out culverts.	RD-1269-17	2/24/17
TEN WEST DR		#131 to 125.	Ditch Maintenance	Clean ditch line from 131 to 125 and culverts.	RD-1270-17	2/24/17
TEN WEST DR	168		Debris Removal	Clean out culvert with water truck.	RD-1285-17	2/27/17
UPPER CIBOLO CREEK RD		@ 5.3 miles.	Clean Out Culvert	Clean gravel and rocks from in front of pipes.	RD-1251-17	2/16/17
WARING WELFARE RD		@ Green Cedar.	Ditch Maintenance	Clean ditch line.	RD-1191-17	2/9/17
WARING WELFARE RD		@ 0.2 to 0.6 miles.	Edge of Pavement	Pothole and edge of pavement repairs.	RD-1245-17	2/17/17
<b>Miscellaneous</b>						
OLD COMFORT RD.	3	R&B	Administrative	Meet w/land owner passed to Comm Durden.	RD-1273-17	2/21/17
<b>Non Road and Bridge</b>						
FM 289	648	KCYAEC.	Labor Various	Clean out detention pond	RD-1187-17	2/9/17
FM 289	702	Animal Control.	Assist other Agency	Dig post holes.	RD-1194-17	2/10/17
FM 289	716	Joshua Springs Park.	Assist other Agency	Dig holes.	RD-1268-17	2/24/17
SPANISH PASS RD	42	Solid Waste.	Labor Various	Haul of recycle to San Marcos.	RD-1181-17	2/7/17
<b>Total WO's For Pct 4</b>		<b>80</b>				

<u>Route</u>	<u>Address</u>	<u>Location</u>	<u>Activity</u>	<u>Details</u>	<u>W.O. No</u>	<u>Date</u>
<b>Total Work Orders</b>		<b>130</b>				



## KENDALL COUNTY COMMISSIONERS COURT AGENDA REQUEST

**COMMISSIONER COURT DATE: 3/27/2017**  
**OPEN SESSION**

<b>SUBJECT</b>	Summary of February Operations report.
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Kendall County Operations: Jean Maxwell; Operations Supervisor.
<b>PHONE # OR EXTENSION #</b>	830-249-9343 EXT 652
<b>TIME NEEDED FOR PRESENTATION</b>	5 Minutes
<b>WORDING OF AGENDA ITEM</b>	Give a summary of the activities performed by Operations
<b>REASON FOR AGENDA ITEM</b>	Report the progress of Operations.
<b>IS THERE DOCUMENTATION</b>	Yes.
<b>WHO WILL THIS AFFECT?</b>	County wide sign report.
<b>ADDITIONAL INFORMATION</b>	None.



# Kendall County Operations Monthly Report

## February-2017

Route	Address	Location	Activity	Details	W.O. No	Date
<b>Precinct 1</b>						
<b>Signs</b>						
CANYON LP	309	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1111-17	2/14/17
HANNAH LN	498	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1097-17	2/1/17
JOHNS RD		@ 3.1 miles.	Replace	Replace delineators removed for work.	SI-1121-17	2/15/17
JOHNS RD		@ 2.0 miles.	Replace	Replace missing Cheverons.	SI-1127-17	2/17/17
JOHNS RD		@ 3.0 miles.	Repair	Repair loose cheverons.	SI-1128-17	2/17/17
WILD TURKEY BLVD		@ 0.01 miles.	Replace	Install New Stop sign and pole.	SI-1129-17	2/17/17
WILD TURKEY BLVD		Work performed at shop.	Data Collection	Sign inventory map.	SI-1134-17	2/22/17
<b>Total WO's For Pct 1</b>		<b>7</b>				



Route	Address	Location	Activity	Details	W.O. No	Date
<b>Precinct 2</b>						
<b>Signs</b>						
CAVE CIR	113	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1138-17	2/27/17
JOE KLAR RD		@ 0.4 miles.	Install	Install rumble strips.	SI-1098-17	2/1/17
JOE KLAR RD		@ 0.52 miles.	Install	Install rumble strips.	SI-1099-17	2/1/17
OLD SAN ANTONIO RD		@ 0.6 miles.	Replace	Replace hidden entrance to 35 mph Sign.	SI-1126-17	2/16/17
OLD SAN ANTONIO RD		@ 1.2 miles.	Install	Install 35 mph and maint ends signs.	SI-1125-17	2/16/17
OLD SAN ANTONIO RD		Work performed at shop.	Data Collection	Sign inventory map.	SI-1135-17	2/22/17
ROLLING VIEW DR		@ 0.05 miles.	Repair	Repair & Replace 30 mph sign and support.	SI-1100-17	2/1/17
SUNRISE DR	129	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1102-17	2/6/17
WHITE OAK TRL	309	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1101-17	2/6/17
<b>Total WO's For Pct 2</b>		<b>9</b>				

Route	Address	Location	Activity	Details	W.O. No	Date
<b>Precinct 3</b>						
<b>Signs</b>						
BILLINGS FOREST	57	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1112-17	2/14/17
EDGE FALLS RD		@ 5.1 miles.	Repair	Repair broken cattle guard.	SI-1106-17	2/8/17
FM 3351 S		@ 3.68 miles.	Replace	Replace missing Burn Ban sign.	SI-1132-17	2/21/17
RIO BRAZOS DR	325	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1104-17	2/10/17
RODALYN DR	768	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1113-17	2/14/17
SEVEN SISTERS DR	121	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1143-17	2/27/17
SEVEN SISTERS DR	129	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1144-17	2/27/17
SEVEN SISTERS DR	109	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1139-17	2/27/17
SEVEN SISTERS DR	135	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1145-17	2/27/17
<b>Total WO's For Pct 3</b>		<b>9</b>				

Route	Address	Location	Activity	Details	W.O. No	Date
<b>Precinct 4</b>						
<b>Signs</b>						
ALTGELT		@ 0.01 miles.	Install	Install new Street Name signs.	SI-1108-17	2/10/17
ALTGELT		Fabricate at shop.	Fabricate	Fabricate two street names.	SI-1107-17	2/10/17
BLASCHKE RD	38	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1122-17	2/16/17
BLASCHKE RD	42	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1123-17	2/16/17
BLASCHKE RD	44	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1140-17	2/23/17
DEER RD	605	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1103-17	2/10/17
LINDNER AVE		@ 0.06 miles.	Relocate	Relocate barricades.	SI-1109-17	2/10/17
LINDNER BR		@ 0.01 miles.	Repair	Repair and replace Stop/street name sign.	SI-1115-17	2/14/17
LOOP 1087		@ 0.05 miles.	Replace	Repalce bent over No Parking sign support.	SI-1148-17	2/28/17
OAK BLUFF BLVD	108	Fabricate @ Shop.	Fabricate	Fabricate address plate.	SI-1114-17	2/14/17
OLD #9 HWY		@ 2.37 miles.	Repair	Repair pushed over Flood Guage support.	SI-1149-17	2/28/17
OLD COMFORT RD	3	Work performed at shop.	Painting	Paint KCRB on new roll up signs.	SI-1124-17	2/16/17
OLD COMFORT RD	3	Fabricate at shop.	Fabricate	Fabricate door seals and unit #'s for equipment.	SI-1130-17	2/17/17
OLD COMFORT RD	3	Work performed at shop.	Painting	Paint KCRB on new roll up signs.	SI-1133-17	2/21/17
OLD COMFORT RD	3	Work performed at shop.	Painting	Paint KCRB on new roll up signs.	SI-1137-17	2/22/17
OLD COMFORT RD	3	Fabricate @ Shop.	Fabricate	Fabricate missing Street Name sign.	SI-1146-17	2/28/17
OLD COMFORT RD		@ 1.6 miles.	Replace	Repalce missing Street Name sign.	SI-1147-17	2/28/17
POEHNERT RD		@ 0.04 miles.	Repair	Repair No Outlet sign support.	SI-1141-17	2/23/17
SKY LINE DR		@ 2.1 miles.	Delineator Repair	Install missing reflectors.	SI-1116-17	2/14/17
SPANISH PASS RD	46	Solid Waste. Fabricate at shop.	Fabricate	Fabricate Closed For sign.	SI-1105-17	2/6/17
SPANISH PASS RD		@ 1.1 miles.	Replace	Replace missing soft shoulder sign.	SI-1117-17	2/14/17
SPARKLING SPRINGS DR		@ 0.4 miles.	Replace	Replace broken/loose flood guage.	SI-1120-17	2/15/17
SPARKLING SPRINGS DR		Work performed at shop.	Data Collection	Sign inventory map.	SI-1136-17	2/22/17
UPPER CIBOLO CREEK RD		@ 2.65 miles.	Repair	Repair loose/bent W.F.W.O.R. sign.	SI-1119-17	2/15/17
UPPER CIBOLO CREEK RD		@ 0.45 miles.	Replace	Replace paintball vandalized Inters rd sign.	SI-1118-17	2/15/17
UPPER CIBOLO CREEK RD		@ 3.1 miles.	Replace	Replace knocked off Left Curve sign.	SI-1142-17	2/23/17
ZOELLER LN		@ 0.9 miles.	Repair	Repair knocked over Rt Turn sign.	SI-1150-17	2/28/17
<b>Total WO's For Pct 4</b>		<b>27</b>				

Route	Address	Location	Activity	Details	W.O. No	Date
<b>Precinct CW</b>						
<b>Signs</b>						
VARIOUS RD			Turn Signs	Turn up Burn Ban signs, Ban lifted.	SI-1131-17	2/21/17
<b>Total WO's For Pct CW</b>		<b>1</b>				

<u>Route</u>	<u>Address</u>	<u>Location</u>	<u>Activity</u>	<u>Details</u>	<u>W.O. No</u>	<u>Date</u>
<b>Total Work Orders</b>	<b>53</b>					





**KENDALL COUNTY COMMISSIONERS COURT  
AGENDA REQUEST**

**COMMISSIONER COURT DATE: 3/27/2017  
OPEN SESSION**

<b>SUBJECT</b>	Road Closures
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Road and Bridge: Ricky Pfeiffer , Road Supervisor.
<b>PHONE # OR EXTENSION #</b>	830-249-9343 EXT 656
<b>TIME NEEDED FOR PRESENTATION</b>	2 Minutes
<b>WORDING OF AGENDA ITEM</b>	Discuss and take action to approve road closures on Shooting Club Road.
<b>REASON FOR AGENDA ITEM</b>	For construction work.
<b>IS THERE DOCUMENTATION</b>	No.
<b>WHO WILL THIS AFFECT?</b>	Public.
<b>ADDITIONAL INFORMATION</b>	See enclosed documentation.



**KENDALL COUNTY COMMISSIONERS COURT  
AGENDA REQUEST**

<b>COMMISSIONER COURT DATE: 3/27/2017 OPEN SESSION</b>	
<b>SUBJECT</b>	Salary adjustments
<b>DEPARTMENT &amp; PERSON MAKING REQUEST</b>	Al Auxier
<b>PHONE # OR EXTENSION #</b>	249-9721
<b>TIME NEEDED FOR PRESENTATION</b>	5 min
<b>WORDING OF AGENDA ITEM</b>	Consideration and action to approve the 2nd phase of salary adjustments for Sheriff's Office employees.
<b>REASON FOR AGENDA ITEM</b>	To approve salary adjustments set in budget to begin in April
<b>IS THERE DOCUMENTATION</b>	No
<b>WHO WILL THIS AFFECT?</b>	Sheriff's Office employees
<b>ADDITIONAL INFORMATION</b>	None