

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



**NOTICE** is hereby given that a regular meeting of the Kendall County Commissioners Court will be held on the **11th** day of **December 2017** at **9:00 a.m.** in the **Kendall County Courthouse, Third Floor Assembly Room**, 201 E. San Antonio Avenue, Boerne, Texas, at which time the following will be discussed and appropriate action taken; pursuant to V.T.C.A. Government Code Chapter 551, Open Meetings Act, including all Subchapters and Sections:

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

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

1. Call to Order - 9:00 a.m.  
Pledge of allegiance to the United States Flag  
Pledge of allegiance to the Texas Flag  
Comments from the bench
2. Consideration and action on the approval of the Minutes for November 27 and 30, 2017:  
Sally Peters, Deputy Clerk/Administrative Assistant
3. Consideration and action on the approval of accounts payable claims for purchases, services, and vendors: Corinna Speer, County Auditor
4. Consideration and action on accepting the list of donations on behalf of Kendall County as per Local Government Code 81.032: Corinna Speer, County Auditor
5. Presentation of the Community Supervision and Corrections Department Statement of Financial Position for the fiscal year ending August 31, 2017: Corinna Speer, County Auditor / Jody Lange, CSCD Director
6. EMS Building Project Status Report: Don Durden, Commissioner Precinct 4
7. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Darrel L. Lux, County Judge / Jeffery Fincke, Fire Marshal
8. PUBLIC COMMENTS— opportunity for the general public to address the Court on any matter. The Court may not discuss any presented issue, nor may any action be taken on any issue at this time. Comments are limited to 3 minutes.
9. Consideration and action concerning implementation of the Compensation and Classification Study accepted by Commissioners Court on November 27, 2017: Darrel L. Lux, County Judge

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10. Consideration and action on approving a Third Amended and Restated Cashiers Checks Deposit Agreement between Miralomas Development Corporation and Kendall County to serve as financial guarantee for the satisfactory completion of Street and Drainage improvements related to the approved plat of Lerin Hills Garden Homes Subdivision, Unit 1, Phase 1. The Amended agreement will expire March 31, 2018: Christina Bergmann, Commissioner Precinct 1 / Rick Tobolka, County Engineer
11. Consideration and action on a Preliminary Plat of Cordillera Ranch, Unit 207F, in accordance to the 1990 Kendall County, Texas Regulations, Rules and Specifications for Roads and Subdivisions. The proposed residential subdivision would create 21 lots out of 37.08 acres for an average density of 1.77 acres per lot, 2,270 linear feet of private roadway. The proposed subdivision would be served by a public water supply and wastewater treatment system. Relief was granted on 11/27/17 for various items related to utility location and roadway design. (CR Landco Holding, LLC): Richard Elkins, Commissioner Precinct 2 / Mary Ellen Schulle, Development Engineer
12. Consideration and action on a Preliminary Plat of Hidden Springs in accordance to the Kendall County Development Rules and Regulations. The proposed residential subdivision would create 21 lots out of 197.89 acres for an average density of 9.42 acres per lot, 6,729 linear feet of private roadway. The proposed subdivision would be served by private well and OSSF. Relief was granted on 10/10/17 for various items related to roadway design, clearing, etc. (Crenwelge, LLC): Don Durden, Commissioner Precinct 4 / Mary Ellen Schulle, Development Engineer
13. Consideration and action concerning a Memorandum of Understanding between the County and land owners of property adjacent to Fuller Drive. The purpose of the memorandum is to provide for the construction of a cul-de-sac at the end of Fuller Drive so that motor vehicles, including school buses and emergency vehicles can turn around without encroaching on private property: Tommy Pfeiffer, Commissioner Precinct 3 / Don Allee, General Counsel
14. Consideration and action to award the bid for road materials for fiscal year 2018, Bid #2018.02: Corinna Speer, County Auditor
15. Consideration and action to approve an additional cell phone for the Facilities Maintenance Department: Robert Kinsey, Facilities Manager
16. Consideration and action concerning the approval of an economic development agreement between Kendall County, the City of Boerne, and the YMCA to share in the cost of construction of a gas pipeline: Bill Ballard, ACDA
17. Consideration and action concerning the approval of the First Amendment to the Lease Agreement between Kendall County and The Chamber of Commerce of the Town of Comfort: Don Durden, Commissioner Precinct 4
18. Consideration and action on the approval of an Interlocal Agreement concerning a Regional Public Defender for Capital Cases: Bill Ballard, ACDA / Darrel L. Lux, County Judge

19. Consideration and action concerning an Interlocal Agreement with the Alliance for Community Solutions, Ltd.: Bill Ballard, ACDA / Al Auxier, County Sheriff
20. Consideration and action concerning the approval of a Resolution for instituting a lawsuit on behalf of Kendall County, Texas vs. various drug manufacturers, developers, suppliers and others of a class of pharmaceutical class of drugs commonly referred to as opioids and approval of Professional Services Agreement for Special Counsel: Darrel L. Lux, County Judge / Bill Ballard, ACDA
21. Consideration and action concerning the approval of a contract with Cell Data Experts, LLC, to provide expert witness testimony involving the interpretation of communications data, its associated location information, and cellular network analysis in a criminal prosecution: Bill Ballard, ACDA

**BREAK**

**EXECUTIVE SESSION (Closed to public)**

**Pursuant to Chapter 551 of the Texas Government Code**

- I. The Court will meet in Executive Session pursuant to Section 551.071 to seek the advice of attorney(s) representing the County, concerning pending and / or threatened litigation, settlement offers and / or matters in which the duties of the attorney(s) under the Texas Rules of Professional Conduct of the State Bar of Texas require confidential communications. Specific topics to be discussed are as follows:**
  1. Commissioners Court authority and obligations concerning subdivisions, county property, roads and bridges
  2. Vulcan Concrete Batch Plant permit application to TCEQ
  3. Opioid Lawsuit
  4. Bryan Scott Kehoe and Tanita Faye Kehoe vs. Kendall County, Texas
  5. FLSA
- II. The Court will meet in Executive Session pursuant to Section 551.087 Deliberation Regarding Economic Development Negotiations to discuss or deliberate the offer of a financial or other incentive to a business prospect that the County seeks to have locate, stay, or expand in Kendall County and with which the County is conducting economic development negotiations.**

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

**ADJOURNMENT**

Dated this the 7th day of December 2017.



Darrel L. Lux  
Kendall County Judge

I, the undersigned County Clerk, do hereby certify NOTICE of regular meeting of the above-named Commissioners Court is a true and correct copy of said Notice and that I have caused said Notice to be posted on the door at the Courthouse of Kendall County, Texas, located at 201 E. San Antonio Avenue on the 7th day of December 2017.



Darlene Herrin  
County Clerk

Posted at 4:30p.m. on the 7th day of December 2017-sup

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