

THE STATE OF TEXAS

COUNTY OF KENDALL **BE IT REMEMBERED**, that the Commissioners' Court of Kendall County, Texas, was begun and held at a Regular Meeting at the Courthouse in Boerne, Texas, on the 27th day of February 2017.

Present: **DARREL L. LUX, COUNTY JUDGE**
 CHRISTINA BERGMANN, COMMISSIONER, PCT. #1
 RICHARD W. ELKINS, COMMISSIONER, PCT. #2
 TOMMY PFEIFFER, COMMISSIONER, PCT. #3
 DON DURDEN, COMMISSIONER, PCT. #4
 SALLY W. PETERS, DEPUTY COUNTY CLERK/ADMINISTRATIVE ASSISTANT

1. The meeting was called to order at 9:00 a.m.
Prayer said by Pastor Stephen Sanders, Spring Creek United Methodist Church.
Pledges of Allegiance to the United States and Texas flags.

2. THE STATE OF TEXAS
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for February 13, 2017.**
Motion was made by Commissioner Elkins, seconded by Commissioner Durden, and carried by a vote of 5-0.

3. The following Service Awards were presented:

- **5 years of service: Matthew Cathey, Sheriff's Office**
- **5 years of service: Jordan Dullnig, Sheriff's Office**
- **10 years of service: Pedro Fernandez, Facilities Department**

4. Introductions / Recognitions: None.

5. THE STATE OF TEXAS
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the accounts payable claims for purchases, services and vendors (on file).**
Motion was made by Commissioner Elkins, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0 with Commissioner Durden abstaining from any matters related to Atkinson Seed & Supply.

6. Wallace Whitworth, Hill Country MHDD Board Member, and Jennifer Calder, Director of the Kendall County Mental Health Clinic, presented a report on mental health services available and provided for Kendall County.

7. THE STATE OF TEXAS
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to proclaim March 2017 as American Red Cross Month (attached).**
Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

8. THE STATE OF TEXAS
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the new Dog Park Rules, Kendall County Order No. 02-27-2017A, AN ORDER ADOPTING REVISED RULES CONCERNING THE USE OF THE DOG PARK AT JOSHUA SPRINGS PARK AND PRESERVE (attached).**
Motion was made by Commissioner Bergmann, seconded by Commissioner Durden, and carried by a vote of 5-0.

9. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to leave the burn ban off (lifted by Order of the County Judge on February 21, 2017).
Motion was made by Commissioner Bergmann, seconded by Judge Lux, and carried by a vote of 5-0.

10. **PUBLIC COMMENTS: No one spoke.**

11. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Monthly Reports for January 2017 (on file).
Motion was made by Commissioner Elkins, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0.

12. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Cash Summary for December 2016 (attached).
Motion was made by Commissioner Elkins, seconded by Commissioner Durden, and carried by a vote of 5-0.

13. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Amending Plat of Lot 99 and Lot 98R, Tapatio Springs, Unit 18 (Garden Homes Subdivision) in accordance to Section 209 of the Kendall County Development Rules and Regulations for the purpose of combining Lots 99 and 98R to create Lot 99A.
Motion was made by Commissioner Bergmann, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0.

14. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Amending Plat of Lot 14 and Lot 15 in Coterie Place in accordance to Section 209 of the Kendall County Development Rules and Regulations for the purpose of combining Lots 14 and 15 to create Lot 14A.
Motion was made by Commissioner Bergmann, seconded by Commissioner Elkins, and carried by a vote of 5-0.

15. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Amending Plat of Shadow Valley Ranch, Unit 3, Lot 22, and Unit 4, Lot 42A, creating Lot 22A in Unit 3 and Lot 42A-1 in Unit 4.
Motion was made by Commissioner Pfeiffer, seconded by Commissioner Durden, and carried by a vote of 5-0.

16. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Kendall County Order No. 02-27-2017B, AN ORDER AUTHORIZING COMMISSIONERS AND COUNTY DEVELOPMENT ENGINEER OR COUNTY ENGINEER TO APPROVE AMENDING PLATS (attached).
Motion was made by Commissioner Bergmann, seconded by Commissioner Elkins, and carried by a vote of 5-0.

17. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Commissioner Pfeiffer and Commissioner Elkins as Kendall County representatives on the Cow Creek Groundwater Joint Rules Committee and also Rick Tobolka, County Engineer, and Don Allee, General Counsel. Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.
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18. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Kendall County appointments to the Alamo Area Council of Governments (AACOG) committees as discussed (attached). Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.
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19. Commissioner Durden gave a status report on the EMS Building Project.
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20. The summary of road activities by Road & Bridge for January 2017 was presented (attached).
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21. The summary of activities by the Operations Department for January 2017 was presented (attached).
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22. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve paying an Operations employee for Emergency Call Out time. Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.
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23. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve paying Road & Bridge employees for Emergency Call Out time. Motion was made by Judge Lux, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0.
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24. **THE STATE OF TEXAS**
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the presented job description for Assistant Criminal District Attorney – Civil with the following changes: on page 2 after #21, remove Secondary Civil Duties #1 (County Related Civil Duties #a. through #g.) and on page 3 remove #2 (CDA Related Civil Duties #a. - #g.). Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.
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25. Commissioner Pfeiffer made a motion to allow the Sheriff's Office to accept public monetary donations to be accounted for by the County Auditor and used for Sheriff's Office needs. Motion died for lack of a second. No action was taken.
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At 10:40 a.m. the Court closed Open Session, took a Break, and at 10:45 a.m. went into Executive Session pursuant to Chapter 551 of the Texas Government Code:

- I. Pursuant to Section 551.071 to seek the advice of attorney(s) representing the County, concerning pending and/or threatened litigation, settlement offers and/or matters in which the duties of the attorney(s) under the Texas Rules of Professional Conduct of the State Bar of Texas require confidential communications. Specific topics to be discussed are:
 1. Commissioners Court authority and obligations concerning subdivisions, county property, roads and bridges

- II. Pursuant to Section 551.074 to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee:
 - 1. Duties and responsibilities of Commissioners Court
 - 2. Duties and responsibilities of the Parks Department
 - 3. Duties and responsibilities of the County Auditor’s Office
 - 4. Duties and responsibilities of the Criminal District Attorney’s Office
 - 5. Duties and responsibilities of the Sheriff’s Office
- III. The Court will meet in Executive Session pursuant to Section 551.076 to deliberate: (1) the deployment, or specific occasions for implementation, of security personnel or devices; or (2) a security audit.

At 2:00 p.m. the Court closed Executive Session and went into Open Session where the following motions were made:

II-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the salary increase for a County Park employee.

Motion was made by Judge Lux, seconded by Commissioner Bergmann, and carried by a vote of 5-0.

26. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to proceed forward with MGT of America Consulting, LLC for the classification and compensation study.

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

27. No action was taken concerning the Case Management software for the Criminal District Attorney’s Office.

Being no further business, the meeting was adjourned at 2:12 p.m.

EXAMINED AND APPROVED THIS 13th DAY OF MARCH 2017.

/s/ Darrel L. Lux
COUNTY JUDGE
KENDALL COUNTY, TEXAS

ATTESTED: /s/ Darlene Herrin
COUNTY CLERK
KENDALL COUNTY, TEXAS