

**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 24th day of July 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**

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**1.**      **The meeting was called to order at 9:00 a.m.**  
**Prayer said by Pastor Rick Pfaff, Messiah Lutheran Church.**  
**Pledges of Allegiance to the United States and Texas flags.**

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**2.**      **THE STATE OF TEXAS**  
**COUNTY OF KENDALL**      **It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for July 10, 2017.**  
**Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.**

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**3.**      **The following Service Awards were presented:**  

- **5 years of service: Matthew Kellogg, EMS**
- **5 years of service: Zachary Pape, Road & Bridge**

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**4.**      **Introductions / Recognitions:**  

- **Bob Worrall, VFW Post 688 Quartermaster, presented a Certificate of Commendation and cash award to EMT Paramedic Melody Juarez in recognition of exemplary service.**

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**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 as presented (on file).**  
**Motion was made by Commissioner Durden, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0 with Commissioner Bergmann abstaining from matters related to Bergmann Lumber Company and Commissioner Elkins abstaining from matters related to GVTC.**

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

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**7.**      **The County Treasurer presented the Sales Tax Report.**

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**8.**      **THE STATE OF TEXAS**  
**COUNTY OF KENDALL**      **It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Cash Summary for May 2017 (attached).**  
**Motion was made by Commissioner Elkins, seconded by Commissioner Durden, and carried by a vote of 5-0.**

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**9.**      **No action was taken on lifting the burn ban. It is still on.**

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10. **PUBLIC COMMENTS: No one spoke.**  
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11. **THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Interlocal Agreement with the City of Boerne regarding provision of sanitarian services.  
Motion was made by Commissioner Elkins, seconded by Commissioner Durden, and carried by a vote of 5-0.  
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12. **No action was taken concerning the contract for repair of the Courthouse roof.**  
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13. **THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to accept Bella Springs Road as a 2nd class county road as evidenced by the Memorandum of Understanding and agreement dated March 27, 2017 (Road History Form attached).  
Motion was made by Commissioner Durden, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0.  
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14. **THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the demolition work on the old jail in order to make ready for the potential of a museum.  
Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.  
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15. **THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to renew Kendall County's contract with Deer Oaks Employee Assistance Program (EAP) Services from June 1, 2017 to September 30, 2017.  
Motion was made by Commissioner Durden, seconded by Commissioner Elkins, and carried by a vote of 5-0.  
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16. **Commissioner Durden gave a status report on the EMS Building Project.**  
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17. **THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Kendall County Hazard Mitigation Plan (resolution attached).  
Motion was made by Commissioner Elkins, seconded by Commissioner Pfeiffer, 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 adopt the changes to the Kendall County Fire Code Fees effective August 1, 2017 (attached).  
Motion was made by Judge Lux, seconded by Commissioner Bergmann, and carried by a vote of 5-0.  
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19. **Representatives from the Department of State Health Services-Region 8 gave a presentation on the Zika virus.**  
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20. **The summary of road activities by Road & Bridge for June 2017 was presented (attached).**  
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21. **The summary of activities by the Operations Department for June 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 a Road & Bridge 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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At 9:56 a.m. the Court closed Open Session, took a Break, and then at 10:07 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
  2. Richard Wagner, Beverly Wagner, Steven Clouse, Gerardine Clouse, Jeff Jureczki, Tiffany Jureczki, Robert C. Chambers, Rena M. Chambers, Sandra Glomski, Jeff Dunklin and Karen Brickey, Plaintiffs vs. Thomas David White, Jennifer White, Tanita Faye Kehoe and Scott Kehoe, Defendants
- 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 the Road & Bridge Department
  2. Duties and responsibilities of the County Judge

At 11:57 a.m. the Court closed Executive Session and went into Open Session where there being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 14th DAY OF AUGUST 2017.

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

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