

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 November 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 Steve Gross, Kendall County Cowboy Church.
Pledges of Allegiance to the United States and Texas flags.
Judge Lux said that the Dickens on Main in Boerne and the Christmas in Comfort events last weekend were both very well attended. Next Saturday evening is the Weihnachts Parade in Boerne.

2. THE STATE OF TEXAS
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for November 13, 16, and 20, 2017.**
Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

3. The following Service Award was presented:
 • **10 years of service: James Valderas, Courthouse & Related Buildings**

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 Durden, seconded by Commissioner Elkins, and carried by a vote of 5-0.

6. THE STATE OF TEXAS
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the list of donations on behalf of Kendall County as per Local Government Code 81.032 (attached).**
Motion was made by Commissioner Elkins, seconded by Commissioner Bergmann, and carried by a vote of 5-0.

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

8. The County Treasurer presented the Sales Tax Report.

9. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to reinstate the burn ban (Kendall County Order No. 11-27-2017).

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

10. PUBLIC COMMENTS:

- Rodney Vorndam thanked the Court for continuing to authorize the Child Safety Fee which has enabled a school crossing guard program to be implemented.
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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 Kendall County Order No. 11-27-2017A Responsibility for Transporting Juvenile Offenders (attached).

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

Record vote: Judge Darrel Lux voted aye, Commissioner Christina Bergmann voted aye, Commissioner Richard Elkins voted aye, Commissioner Tommy Pfeiffer voted aye, and Commissioner Don Durden voted aye.

12. At 9:19 a.m. a Public Hearing was held pertaining to adopting rules regulating outdoor lighting near military installations. No one spoke.

The Public Hearing was closed at 9:20 a.m.

13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the proposed amendments to Order 08-10-2009A Regulation of Outdoor Lighting with appropriate changes (Kendall County Order No. 11-27-2017B attached).

Motion was made by Commissioner Elkins, seconded by Commissioner Bergmann, 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 grant the request for relief from road frontage and platting requirements in accordance to Sections 101 and 102 of the Kendall County Development Rules and Regulations to create a family cemetery with access over a portion of an easement off of 406 Waring-Welfare Road (Charles Kilgore).

Motion was made by Commissioner Durden, seconded by Commissioner Pfeiffer, 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 grant the request for relief from the 1990 Kendall County, Texas Regulations, Rules and Specifications for Roads and Subdivisions for the following items for Cordillera Ranch, Unit 207F: 1) Allow certain utility main lines (water, sewer, electric, and telephone) to be located within the road right-of-way versus a utility easement, 2) Allow a 21-foot pavement width with 6-inch roll curb in a 50-foot right-of-way for local cul-de-sac streets, 3) Allow use of 1½ inches of compacted hot mix asphalt concrete over a prime coat (AE-P cutback asphalt) versus over a one-course surface treatment.

Motion was made by Commissioner Elkins, 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 an agreement with Boerne Air Conditioning & Heating to service 44 HVAC systems throughout Kendall County offices.

Motion was made by Commissioner Elkins, seconded by Judge Lux, 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 accept the Compensation and Classification Study conducted by MGT of America Consulting, LLC.

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

18. The summary of road activities by Road & Bridge for October 2017 was presented (attached).

19. The summary of activities by the Operations Department for October 2017 was presented (attached).

At 9:37 a.m. the Court closed Open Session, took a Break, and then went into Executive Session 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:
 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. Courthouse power outage
- II. The Court will meet in Executive Session 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 General Counsel
- 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 11:35 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 11th DAY OF DECEMBER 2017.

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

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