

Kendall Appraisal District  
Board of Directors  
Policy

Adopted January 27, 2010

## **PREAMBLE**

The Central Appraisal District was mandated by the 66<sup>th</sup> Texas Legislature in 1979 by SB 621. As a result of the legislation, the Kendall Appraisal District was established. The Kendall Appraisal District Board of Directors recognizes the responsibilities entrusted to them by the elected officials of the governing bodies of the taxing entities they represent. The Board pledges to establish and maintain the Kendall Appraisal District and to serve the participating governmental entities and the citizens of Kendall County in strict accordance with the Texas State Constitution and Texas State Law. The Board of Directors will comply with the Statement of Functions in the Appraisal District Board of Directors Manual, Chapter 3, pg. 11, February 2006 edition.

This Manual is a statement of Board Policies and Procedures of the Kendall Appraisal District as reflected in the minutes of the CAD Board and long standing custom and practice.

**I. Composition of the Board**

**A.** The Kendall Appraisal District is comprised of seven (7) members. Members represent the eligible taxing entities of Kendall County. Board Members' terms are two years. The following entities appoint board members and each board member as one vote.

- Boerne ISD
- Comfort ISD
- Fredericksburg ISD
- Blanco ISD
- Comal ISD
- City of Fair Oaks
- City of Boerne
- Kendall County

*Note: The Board is organized pursuant of §6.031, Property Tax Code, VTCA*

**B. Officers**

1. The Board reorganizes and elects officers at its first regular meeting in January of each year.
2. Board Officers are a Chairman who presides at all meetings of the CAD and a Secretary. The Vice-Chairman presides in the absence of the Chairman.

*Note: CAD officers are specified in §6.04, Tax Code, VTCA.*

**II. Meetings**

**A. Regular Meetings**

The CAD Board meets no less than once each quarter of each calendar year.

**B. Special or Emergency Meetings**

Special or Emergency meetings may be called by the Chief Appraiser, the Board Chairman or three board members.

**C. Posting for Meetings**

Posting for meetings of the Board shall be at the offices of the CAD in a location accessible to the public 24 hours each day. For purposes of Open Meetings compliance, the posting at the CAD offices shall be determinate.

*Note: This is currently on the bulletin board located on the front entrance of the County Courthouse.*

In addition, posting may, from time to time, also be made at other supplemental locations, as the Chief Appraiser or Board deems advisable.

#### **D. Meeting Preparation and Agendas**

1. The Chief Appraiser coordinates and plans Board Meetings. The Chief Appraiser is responsible for preparing agendas. In preparing agendas, the Chief Appraiser will consult with the Chairman. Items may be placed on the agenda by the Chief Appraiser, the Board Chairman, or at the request of three board members, as set out in II B.
2. Each agenda shall provide for public comment.
3. The Chief Appraiser is responsible for preparing meeting materials for the Board. Whenever practicable, meeting materials, including a draft of the minutes and financial statements, will be provided to Board members at least three days before the date of a meeting. To facilitate the efficient operation of the Board, it is the responsibility of each Board member to review meeting materials, prior to the meeting.

#### **E. Absences of Board Members**

Board Members are responsible for advising the Chief Appraiser if they will be absent from a Board Meeting.

#### **F. State Mandated Open Government Training**

Board Members will receive training in Open Government, pursuant to Texas Open Meetings Act and the Public Information Act Government Code Chapters 551 and 552.

#### **G. Quorum**

The Board is comprised of seven (7) members. Therefore a quorum of the Board is four (4).

#### **H. Meeting Place and Procedures**

The Board meets in the Kendall Appraisal District Board Room.

#### **I. Minutes**

1. The Chief Appraiser is responsible for the production of board meeting minutes.
2. Minutes of all board meetings shall be taken. The minutes shall record members present, members absent, and a summary of items discussed. The minutes shall record all formal actions taken and all votes of the Board. Minutes of executive sessions of the Board shall be kept according to the provisions of the Texas Open Meetings Law.

3. A copy of all minutes of Board meetings shall be kept in the administrative office of the District and will be provided for public inspection.

### **III. Compensation for Board Service**

Board members are not reimbursed by the CAD for any expenses related to meeting attendance or CAD activity. Board Members receive no per diem payments, salary or other benefits from the CAD. Board members may receive reimbursement for actual and necessary expenses incurred in the performance of their duties as authorized by the Board.

### **IV. Board's Relation to Chief Appraiser**

#### **A. Selection of Chief Appraiser and Board's Role**

As provided by State Law, the Board appoints the Chief Appraiser. The Chief Appraiser manages and directs the operations of the CAD. The Board does not participate in the appraisal functions itself nor does the Board direct the activities of CAD employees. CAD employees work under the supervision of the Chief Appraiser, who is responsible for hiring and terminating employees. However, on occasion, the Board may be compelled to directly take up issues related to CAD personnel if those issues relate to alleged violation of Civil Rights or threatened litigation.

#### **B. Evaluation of Chief Appraiser**

1. The Board shall determine both the format and procedures for and conduct a written yearly evaluation of the Chief Appraiser.
2. At a minimum, the evaluation will denote areas of strength, weaknesses and what, if any, corrective action is required on the part of the Chief Appraiser. The Board will communicate the outcome of the evaluation to the Chief Appraiser, in writing. The Chief Appraiser shall maintain the personnel file resulting from Board Evaluations.

#### **C. Chief Appraiser, CAD Offices and Open Government**

1. The Chief Appraiser is responsible for insuring that Board records and general CAD records which are open to the public may be easily and promptly accessed by the public. The Chief Appraiser is responsible for instructing CAD staff in matters related to Open Government and how to facilitate public access to CAD Records.
2. Prior to the Chief Appraiser withholding any documents from the public or releasing any documents which may be confidential by law, for example personnel records, the Chief Appraiser will consult with legal counsel experienced in dealing with issues related to Open Government.

**V. Audit**

The Board shall contract for a yearly independent audit of the CAD, to be conducted by a qualified governmental auditor. The Board selects the Auditor. The Auditor shall present the audit to the Board at a regular or called meeting, as soon as practical after the completion of the audit.

**VI. Financial Reports**

Current Financial reports will be provided to the Board.

**VII. Professional Services**

As the Board deems necessary, and as provided by State Law, the Board may contract for outside professional assistance, including but not limited to accountants, information technology specialists, appraisers or appraisal firms, attorneys, consultants or records managers.

**VIII. Repository for Records**

The offices of the CAD are the repository for CAD records, including all records of the Board. The Chief Appraiser is the Records Management Officer of the CAD.

**IX. Drug and Alcohol Free Workplace**

The CAD Board acknowledges that Kendall Appraisal District has an Alcohol and Drug Free Workplace Policy in place in the Kendall Appraisal District Policy Manual.

**X. Board May Directly Consider Certain Employee Grievances/Bypass**

Employee grievances related to Sexual Harassment or Discrimination on the basis of race, religion, color, sex, national origin, age, or disability shall be in compliance with the Kendall Appraisal District Policy.

**XI. Conflicts**

The Board will abide by State Law related to conflicts pursuant to §6.036, Property Tax Code, VTCA. The CAD's Independent Auditor will solicit appropriate conflict statements from Board Members as a part of the yearly independent audit.

**XII. Training**

The Board may sponsor training activities related to the CAD and CAD Board functions for board members and representatives of member taxing entities. Board Members are encouraged to participate in these activities.

**XIII. Communication with Taxing Entities**

Each Board Member has special responsibility for facilitating and maintaining good communications between the CAD and the taxing entity which he/she represents.

**XIV. Policies for Public Access to Kendall CAD Board**

- A. Reasonable time shall be provided during each board meeting for public comment on Appraisal District and Appraisal Review Board policies and procedures.
- B. It is the specific policy of the Board that any person who wishes to address the Board at one of its meetings may do so. Non-English speaking persons who need an interpreter may request that the Board furnish an interpreter by making a written request to the Chief Appraiser at least seventy-two (72) hours before the meeting. Persons with a physical, mental, or developmental disability may request assistance for access to the Board by making application to the Chief Appraiser at least seventy-two (72) hours before the meeting. The Chief Appraiser will coordinate with the Chairperson to make every effort to arrange the meeting place and time to accommodate any special needs necessary for full access to the Board in a public forum.

**XV. Policies for Resolving Conflicts**

A written complaint may be filed with the Secretary of the Board. The Secretary's name and address may be obtained from the Kendall Appraisal District office. The Board shall consider the complaint at the first regular meeting after the complaint is received. If a written complaint is filed with the Board that the Board has authority to resolve, the Board, at least Quarterly and until final disposition of the complaint, shall notify the parties of the status of the complaint unless notice would jeopardize an undercover investigation.

**XVI. Liability Insurance**

- A. This provision is applicable to the following personnel associated with the Kendall Appraisal District:
  - Members of the Board of Directors
  - Members of the Appraisal Review Board
  - The Chief Appraiser
  - All employees of the District, including temporary or part-time.
- B. The Board has chosen to purchase insurance to protect the above personnel from the cost and expense of defending litigation brought against them individually or collectively for acts or omissions committed by them in the good faith discharge of their official duties and against an award of damages where the Kendall Appraisal District is not immune. The payment shall be provided regardless of whether the Kendall Appraisal District is made a party or is threatened to be made a party to the litigation, and the same shall be provided on behalf of such person, his/her heirs, executors or administrators.