#### 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 14th day of October 2014.

Present:

DARREL L. LUX, COUNTY JUDGE

MIKE FINCKE, COMMISSIONER, PCT. #1

GENE MIERTSCHIN, COMMISSIONER, PCT. #2

RICHARD J. CHAPMAN, COMMISSIONER, PCT. #3

KENNETH M. RUSCH, COMMISSIONER, PCT. #4

SALLY W. PETERS, DEPUTY COUNTY CLERK/ADMINISTRATIVE ASSISTANT

1. The meeting was called to order at 9:00 a.m. with the Pledges of Allegiance to the United States and Texas flags.

The Judge thanked everyone who participated in the Walk A Mile in Her Shoes fundraising event last Saturday that benefitted the Kendall County Women's Shelter. He also noted that the Women's Shelter annual gala would be this Friday night.

- 2. THE STATE OF TEXAS
  - COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve

the Minutes for September 22, 2014.

Motion was made by Commissioner Chapman, seconded by Commissioner Fincke, and carried by a vote of 5-0.

- 3. THE STATE OF TEXAS
  - COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve

the claims for purchases, services, and vendors as submitted (on file).

Motion was made by Commissioner Miertschin, seconded by Commissioner Fincke, and carried by a vote of 5-0.

- 4. Robert Ruiz, Risk Management Consultant with the Texas Association of Counties (TAC), presented the Court with a stone plaque recognizing Kendall County for their longevity and commitment to the TAC Risk Management Pool. Mr. Ruiz said that Kendall County was a founding member of the Risk Management Pool which began 40 years ago.
- 5. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve

the 2014 Tax Levy Roll total of \$18,300,444.13.

Motion was made by Judge Lux, seconded by Commissioner Rusch, 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 establish the following committee to advise the Court on their recommendations of the qualifications from the five architect submittals received for the expansion and/or modernization of the EMS building facility: Terry Anderson (County Engineer), Rick Tobolka (County Development Manager), Don Allee (County Attorney), and Corinna Speer (County Auditor).

Motion was made by Commissioner Miertschin, seconded by Judge Lux, 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 adopt Resolution 10-14-2014-A to allow Kendall County to apply for and receive a grant for Indigent Defense (attached).

Motion was made by Commissioner Chapman, seconded by Commissioner Rusch, 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 request the County Auditor to conduct an audit of the Sheriff's Department Chapter 59 asset forfeiture funds as required by Article 59.06 of the Code of Criminal Procedures.

Motion was made by Commissioner Fincke, seconded by Commissioner Miertschin, 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 approve the Resolution Authorizing County Grant 10-14-2014-B pertaining to the Rainbow Senior Center and homedelivered meals (attached).

Motion was made by Commissioner Fincke, seconded by Commissioner Rusch, and carried by a vote of 5-0.

## 10. PUBLIC COMMENTS:

- Judge Lux said that Interstate Highway 10 around the Ralph Fair Road exit would be closed in both directions on Saturday to accommodate highway construction.
- 11. No action was taken on reinstating the burn ban. It is still off.

12.	THE	STATE	OFT	TYAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to renew the Technical Service Support Agreement with Physio-Control, Inc.

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

- 13. The County Treasurer presented the Sales Tax Report (July 2014 collections).
- 14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the cash balances for July and August 2014 (attached).

Motion was made by Commissioner Miertschin, seconded by Commissioner Chapman, 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 contract with Hill Country Dispute Resolution Center for alternative dispute resolution services.

Motion was made by Judge Lux, seconded by Commissioner Miertschin, 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 the Interlocal Agreement between Kendall County and the City of Boerne for fire protection services.

Motion was made by Judge Lux, seconded by Commissioner Miertschin, 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 the 2015 Holiday Schedule for Kendall County (attached).

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

## 18. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Commissioners Court Calendar for 2015 (attached).

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

#### 19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the release of the Letters of Credit for Unit 206A-2 in Cordillera Ranch in the amounts of \$418,880.00 for streets and drainage and \$241,599.00 for water and wastewater improvements (Road History Forms for Las Campanas, Northern Bear, Northern Bear Pt, and Mayacama Ridge attached).

Motion was made by Commissioner Miertschin, seconded by Commissioner Fincke, and carried by a vote of 5-0.

# 20. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to abandon the Road History Form for La Paloma Ln, a private driveway (attached).

Motion was made by Commissioner Fincke, seconded by Commissioner Miertschin, and carried by a vote of 5-0.

#### 21. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the payment for Emergency Call Out for Road & Bridge employees.

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

#### 22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the job description for Administrative Manager – Emergency Services (attached).

Motion was made by Commissioner Rusch, seconded by Commissioner Chapman, and carried by a vote of 5-0.

# 23. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the job description for Assistant Administrator – Emergency Services, grade 13 (attached).

Motion was made by Commissioner Rusch, seconded by Commissioner Chapman, and carried by a vote of 5-0.

#### 24. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the revised job description for Shop Foreman with changes as discussed (attached).

Motion was made by Commissioner Chapman, seconded by Commissioner Rusch, and carried by a vote of 5-0.

## 25. THE STATE OF TEXAS

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to approve

the job description for Service Writer with changes as discussed (attached).

Motion was made by Commissioner Chapman, seconded by Commissioner Rusch, 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 deny the

request for relief regarding density for Canyon View at Tapatio Springs.

Motion was made by Commissioner Fincke, seconded by Commissioner Miertschin, and carried by a vote of 5-0.

At 10:48 a.m. the Court closed Open Session, took a break and at 11:00 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 the County Attorney and/or 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. County authority and obligations concerning subdivisions, County roads and bridges
  - 2. Guy James Gray vs. Kendall County
- II. Pursuant to Section 551.072 to deliberate the purchase, exchange, lease or value of real property.
   (Note: Deliberations in an open meeting would have a detrimental effect on the position of Kendall County in negotiations with a third person.)
  - 1. Right-of-way / easements for the Herff Road Project
- III. 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 Waste Management Attendant in Comfort
  - 2. Duties and responsibilities of the Veterans Services Officer
  - 3. Duties and responsibilities of the Parks Department

At 11:50 a.m. the Court recessed Executive Session for lunch and at 1:20 p.m. resumed Executive Session.

At 2:50 p.m. the Court closed Executive Session, resumed Open Session and being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 27th DAY OF OCTOBER A.D., 2014

ATTESTED: Dalene Hen

COUNTY CLERK
KENDALL COUNTY, TEXAS

COUNTY JUDGE KENDALL COUNTY, TEXAS