

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 25th day of April 2016.

Present: DARREL L. LUX, COUNTY JUDGE
 MIKE FINCKE, COMMISSIONER, PCT. #1
 RICHARD W. ELKINS, COMMISSIONER, PCT. #2
 TOMMY PFEIFFER, COMMISSIONER, PCT. #3
 CHAD CARPENTER, 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 Jeremy Errickson, Living Hope 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 April 11, 2016.
 Motion was made by Commissioner Elkins, 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 proclaim May 1, 2016 as Lemonade Day in Kendall County (attached).
 Motion was made by Judge Lux, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0.

4. The following Service Awards were presented:
 - o 5 years of service: Norma Balderas, Development Management
 - o 5 years of service: Wesley Speer, Development Management
 - o 10 years of service: Todd Rutherford, Road & Bridge
 - o 10 years of service: Grace Sotello, Courthouse Facilities

5. Introductions / Recognitions:
 - o Judge Lux recognized Rob Cook who has served Kendall County since 1994 in the EMS Department and wished him well in his new career teaching at the University of Texas Health Science Center.

6. Andra Wisian, KCYAEC President, gave a presentation on progress at the Kendall County Youth Agriculture & Equestrian Center including a short video of their first event on April 23rd.

7. Frank Pickart, BAMS Treasurer, gave a presentation on the Boerne Area Model Society's Annual Spring Fun Fly and fundraiser which raised \$1,072.25 to benefit Sam's Kids.

8. THE STATE OF TEXAS
 COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Monthly Reports for March 2016 (on file).
 Motion was made by Commissioner Fincke, seconded by Commissioner Elkins, 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 accounts payable claims for purchases, services and vendors (on file).

Motion was made by Commissioner Fincke, seconded by Commissioner Elkins, and carried by a vote of 5-0 with Commissioner Elkins abstaining from any matters related to GVTC.

10. No action was taken on reinstating the burn ban. It is still off.

11. PUBLIC COMMENTS:

- Richard Chapman spoke during agenda item #16.
 - Judge Lux reported that as a part of the \$2.3 million agreement pertaining to Esperanza, the City of Boerne presented Kendall County with a check for \$895,367.74.
 - Judge Lux said that Precinct 4 Constable Robbie Pankratz passed away April 21st and that his service would be held on April 26 at Gaddis Methodist Church in Comfort. He asked everyone to keep the family of Constable Pankratz in their thoughts and prayers.
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12. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant Miralomas an extension of the deadline to complete certain subdivision improvements in connection with Lerin Hills Garden Homes Subdivision, Unit 1, Phase 1, as set forth in Cashier's Check, Check Deposit Agreement for same dated June 30, 2014 pending approval by the County Attorney's office.

Motion was made by Commissioner Fincke, seconded by Commissioner Carpenter, 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 grant the request to construct a sewer line under Mill Dam Road and that the proposed sewer line would be constructed in a fashion which would not interfere with maintenance of the roadway or drainage (102 Mill Dam Road, Brian Stamness, His Broadcasting).

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

14. Tenia Houck, DSHS representative, gave a presentation on Department of State Health Services activities in Kendall County and the 2015 Annual Report for all of Health Services Region 8.

15. Misty Mayo, EDC President/CEO, gave a presentation concerning ongoing activities of the Boerne Kendall County Economic Development Corporation.

(The following person made public comment during agenda item #16: Richard Chapman)

16. The Court discussed a Hotel Occupancy Tax. No action was taken.

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the job description for the AgriLife Extension Service Administrative Assistant as presented.

Motion was made by Commissioner Fincke, seconded by Commissioner Carpenter, 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 employ Ron Cortez to the Veterans Service Officer position no later than May 9, 2016.

Motion was made by Judge Lux, seconded by Commissioner Carpenter, 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 using the balance from 10-545-55200 Vehicle Purchase (Remount County Air Truck) to add the Space Saver 100a Fill Station.

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

20. The County Development Manager gave a status report on Herff Road Phase II.

21. 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.

22. The summary of road activities by Road & Bridge for March 2016 was presented (attached).

23. The summary of activities by the Operations Department for March 2016 was presented (attached).

At 10:45 a.m. the Court recessed Open Session, took a Break, and at 10:55 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
- 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. Capital improvement / real estate
- 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 Adult Probation
 2. Duties and responsibilities of the Facilities Maintenance Department
 3. Duties and responsibilities of the District Clerk
 4. Duties and responsibilities of the County Auditor's Office
 5. Duties and responsibilities of the Sheriff's Department
 6. Duties and responsibilities of the Parks Department
 7. Duties and responsibilities of the County Engineer
 8. Duties and responsibilities of the Fire Marshal's Office
 9. Duties and responsibilities of the EMS Department
 10. Duties and responsibilities of the County Judge
- IV. 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 12:00 p.m. the Court recessed for lunch and at 1:17 p.m. resumed Executive Session.

At 2:55 p.m. the Court closed Executive Session and resumed Open Session.

Commissioner Elkins was absent.

The following motions were made:

III-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the Facilities Manager to begin the hiring process for the Facilities Maintenance Department.

Motion was made by Judge Lux, seconded by Commissioner Carpenter, and carried by a vote of 4-0.

II-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to allow the County Judge to continue proceeding with possibility of land acquisition.

Motion was made by Commissioner Carpenter, seconded by Commissioner Pfeiffer, and carried by a vote of 4-0.

Being no further business the meeting was adjourned at 3:00 p.m.

EXAMINED AND APPROVED THIS 9th DAY OF MAY 2016.

ATTESTED:


COUNTY CLERK
KENDALL COUNTY, TEXAS


COUNTY JUDGE
KENDALL COUNTY, TEXAS