

**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 27<sup>th</sup> day of July 2009.

**Present:**            **GAYLAN L. SCHROEDER, COUNTY JUDGE**  
**ANN REISSIG, COMMISSIONER, PCT. #1**  
**GENE MIERTSCHIN, COMMISSIONER, PCT. #2**  
**DARREL L. LUX, COMMISSIONER, PCT. #3**  
**KENNETH M. RUSCH, COMMISSIONER, PCT. #4**  
**CAROLYN BEST, ASSISTANT TO THE COUNTY JUDGE**

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

2.        A Service Award was presented to James Hudson, Tax Assessor-Collector, for 20 years of service.

3.        **THE STATE OF TEXAS**

**COUNTY OF KENDALL**        It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for July 13, 2009.

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

4.        **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 2009 (on file).

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

5.        **THE STATE OF TEXAS**

**COUNTY OF KENDALL**        It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Budget Adjustments as submitted (attached).

Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, 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 Claims as submitted (on file).

Motion was made by Commissioner Lux, seconded by Commissioner Reissig, 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 Investment Report for Quarter Ending June 30, 2009 as presented by the County Treasurer.

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

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8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Treasurer's Office and Payroll to implement paying child support through Automated Clearing House (ACH) Debit procedures.

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

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9. The Human Resources Manager gave a report on new and terminated employees and job openings:

- Two positions are open in the District Clerk's Office.
  - Interviews have been conducted for the administrative position in the Parks Department.
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10. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to table action regarding the contract with Tyler Technologies for a Court Management Program for the County Clerk's office and the District Clerk's office.

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

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11. PUBLIC COMMENTS:

- Joan E. Gindorf asked for consideration in funding for the County's libraries specifically for restroom facilities, meeting and storage areas.
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12. No action was taken on lifting the burn ban. It is still on.

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13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the purchase of an ATV, trailer and fire fighting skid unit and additional equipment as needed up to a total amount of \$15,000.00.

Motion was made by Commissioner Lux, seconded by Commissioner Rusch, 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 approve the procedures necessary to allow the fire well on the Kuper property in Champee Springs Subdivision to be in service for firefighting.

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

The following Public Hearing and Order are from the Supplemental Agenda:

SA-1. A Public Hearing was held regarding the proposed Comprehensive Parks, Recreation and Open Space Master Plan to be in effect from 2009 to 2019. The following people spoke:

- The Judge read an email from Kristie Denbow, President of the Kendall County Partnership for Parks, expressing support for the Master Plan.
- Brent Evans thanked the County for their mulching program. He expressed support for the Master Plan noting a correction that the bond election passed by 62% not 55%; he provided copies of a September 2008 Compatibility Report comparing the Joshua Springs Parks & Preserve Development Plan to the Master Plan; he urged caution in park development saying that the most inexpensive park plan is one that is minimally developed; and he urged caution in setting precedents for what is to be allowed in the County park system.
- John Benedict spoke in support of the Master Plan and suggested that a Summary of Accomplishments be added to what is submitted to the Texas Parks & Wildlife; changing the order of some of the objectives in the Plan presentation; and identifying the cultural resources within the park system.
- Sharon Benedict spoke in support of the Master Plan and of passive and educational uses of the parks.
- Duane Peterson asked that a percentage of the hiking trails be put into areas that are shaded and suggested using organizations such as the Boy Scouts to help create the trails. He also encouraged the consideration of handicap access to as much of the natural areas of the parks as possible.
- Elaine Dill, grant writer for County parks, spoke about the purpose of the order of objectives and priorities and public input through the requirements of Texas Parks & Wildlife.
- Commissioner Miertschin presented an email from James Northrup suggesting that the 3,600-acre 3Ks Ranch, which has been willed as a State Park, be listed as a part of the Master Plan.

SA-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Comprehensive Parks, Recreation and Open Space Master Plan for 2009 to 2019 with the modification of incorporating the citizen input from the July 27, 2009 Public Hearing.

Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, 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 Interlocal Agreement between Kendall County and the City of Fair Oaks Ranch for Sanitarian services.

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

The Judge added a comment praising Brenda Bell, the County Health Officer, for her dedication and for a job well done.

16. THE STATE OF TEXAS  
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the bid of Allison Construction for driveway culvert work on Pfeiffer Road.

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

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17. The County Engineer presented a summary of activities for Road & Bridge during June 2009.

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18. THE STATE OF TEXAS  
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the payment of the Claim from Pfeiffer Land Surveying for \$595.00 for revising the right-of-way plat and field notes for the River Bend Bridge West project in Precinct 4.

Motion was made by Commissioner Lux, seconded by Commissioner Reissig, and carried by a vote of 4-0-1 with Commissioner Rusch abstaining.

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19. The County Development Manager presented a summary of activities for June 2009.

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20. THE STATE OF TEXAS  
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the renewal Letter of Credit in the amount of \$900,000.00 for a period of one year for subdivision improvements for Estancia at Thunder Valley Subdivision, Phase II, effective July 31, 2009 in accordance with Section 204 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006).

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

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21. THE STATE OF TEXAS  
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Amending Plat for Jungfrau Hill Estates, Lots 1 and 2 into Lots 1A and 2A in accordance with paragraph 208.1200.4 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006) which will remove a 16.18-acre portion of Lot 1 and 2 and revise four drainage easements located in Lots 1 and 2.

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

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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 the Amending Plat for Steel Valley Estates, combining an unnumbered lot (Tract 1), 1.001 acres out of Lot 2 (Tract 2), and 2.00 acres out of Lot 2 (Tract 3) into Lot 2A.

Motion was made by Commissioner Lux, seconded by Commissioner Rusch, 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 the Amending Plat for The Woods of Ranger Creek at Ranger Creek Subdivision, Unit 2, Block 3, Lots 31 and 32 into Lot 31A in accordance with paragraph 208.1200.4 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006).

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

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24. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Amending Plat for the Town of Comfort, reconfiguring the boundary line between 0.35 acre (part of Outlot 21) and 1.1 acre (part of Outlot 21) into Outlot 21C and 21D in accordance with paragraph 208.1200.4 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006).

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

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25. The Parks Department Director presented a summary of activities for June 2009.

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26-a. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the transfer of \$7,000.00 from line 10-661-55130 (Structures) to line 10-661-54500 (Building Repair and Maintenance) for electrical service panels and general safety improvements at Joshua Springs Park & Preserve.

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

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At 11:00 a.m. the Court closed Open Session, took a 10-minute Break, and went into Executive Session:

- I. Pursuant to Section 551.0785, to deliberate a matter that includes a consideration of information in the medical records of individual applicants for benefits.

The Court closed Executive Session and went into Open Session where the following motions were made:

26-b-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize Xavier Guevara with Alamo Insurance Group, Incorporated, to negotiate with United Healthcare regarding option #3 and present to the Court on July 28, 2009.

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

26-b-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the Benefits Coordinator to advertise for a Dental, Life, and Vision Insurance program.

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

Court adjourned at 12:25 p.m.

EXAMINED AND APPROVED THIS 10<sup>th</sup> DAY OF AUGUST A.D., 2009.

ATTESTED:

  
COUNTY CLERK  
KENDALL COUNTY, TEXAS

  
COUNTY JUDGE  
KENDALL COUNTY, TEXAS