

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 24th day of August 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
SALLY W. PETERS, DEPUTY COUNTY CLERK

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. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for August 10, 2009.

Motion was made by Commissioner Reissig, seconded by Commissioner Lux, 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 Monthly Reports for July 2009 (on file).

Motion was made by Commissioner Lux, 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 Budget Adjustments as submitted (attached).

Motion was made by Commissioner Lux, seconded by Commissioner Reissig, 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 Claims as submitted with the exception of increasing the Claim amount for the Texas Association of Counties to \$900.00 (on file).

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

6. **PUBLIC COMMENTS:**

- Bob Imler spoke about workforce housing, as key to attracting new businesses and employees to the County. He asked the Court to appoint a representative for the County regarding this.
 - Bev Kennon said that he protested smaller houses built too close together, very large houses, landscape installation during current weather conditions.
 - Dan Rogers, Director of the Kendall County Economic Development Corporation (KCEDC), spoke in support of the extension of Herff Road. He said that the extension is critical to the movement of traffic and the economic growth of the County.
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7. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Order of General Election to be held on November 3, 2009 in Kendall County, Texas.

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

8. The agenda item for consideration and action to approve a new employment application was pulled by the Human Resources Manager.
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9. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve increasing the rate for the 2010 Texas County & District Retirement System (TCDRS) employer contribution to 7.08%.

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

10. A Public Hearing was held regarding the 2010 proposed budget. The following person spoke:

- Fred Bartel expressed concern about the money budgeted for parks and the cost of maintaining them.
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11. A Public Hearing was held regarding the proposal to increase the total tax revenues from properties on the tax roll in the preceding tax year by 1.34% (Chapter 26 Tax Code). The following person spoke:

- Bev Kennon proposed increasing tax revenues by enforcing compliance of the agriculture tax exemption, and if not in compliance then the property would not receive the tax break.
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12. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve enrolling Kendall County in the Randolph-Brooks Federal Credit Union program.

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

13. No action was taken on lifting the burn ban. It is still on.

14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve transferring funds from 10-406-55900 to 10-406-55510 for the purchase of a computer for the Assistant Fire Marshal/Assistant Emergency Management Coordinator.

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

15-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Resolution awarding Grantworks the contract to provide administration services for the 2009 Texas Community Development Block Grant Community Development/CDS Fund Award for Water Control and Improvement District (WCID) #1.

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

15-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Resolution awarding Vordenbaum Engineering the contract to provide engineering services for the 2009 Texas Community Development Block Grant Community Development/CDS Fund Award for Water Control and Improvement District (WCID) #1.

Motion was made by Commissioner Rusch, seconded by Commissioner Lux, 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 adopt the Resolution designating the County Judge, the County Auditor, and the County Clerk as authorized signators for the 2009 Texas Community Development Block Grant program.

Motion was made by Commissioner Rusch, seconded by Commissioner 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 approve the Interlocal Agreement between Kendall County and Bandera Electric Cooperative for designing and construction services related to Texas Capital Fund Grant No. 729002 subject to the amended changes by the County Attorney's office.

Motion was made by Commissioner Rusch, seconded by Commissioner Lux, 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 enter into an agreement with Albany Engineered Composites, Inc. in conjunction with Texas Capital Fund Contract No. 729002 subject to the County Attorney and Albany agreeing upon final contract language.

Motion was made by Commissioner Rusch, seconded by Commissioner Lux, 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 payment for Emergency Call Out for Road & Bridge.

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

20. The County Engineer presented a summary of activities for Road & Bridge during July 2009.

21. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Amending Plat to change the road name from Summit Pass to Telephone Hill at Cordillera Ranch, Unit 205, Block Z, Lot 1000.

Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, 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 Amending Plat for Cordillera Ranch, Unit 201, Block C, Lots 12 and 13 into Lot 12A.

Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, 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 grant relief to minimum road frontage and platting requirements in accordance with Section 102.1000.2 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006) and requiring the Affidavit of Land Location and the Deed to note: "This property cannot be sold to persons not related to Grantor within the third degree by consanguinity or affinity without complying with Kendall County platting requirements in effect at such time." The proposed family division of 927 acres will result in two tracts. Access to the property is through a 40-foot right-of-way (Hunter Creek Road) from Gillespie County. This tract does not have frontage in Kendall County (David Tatsch/Shelia White).

Motion was made by Commissioner Rusch, seconded by Commissioner Lux, 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 grant relief to minimum road frontage in accordance with Section 301.1100 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006). The proposed relief would allow for 25 feet of road frontage for a proposed Lot 53A, His Hill Subdivision, Mill Dam Road (Shirley and Winston Martin).

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

25. Dan Heckler, Mayor of the City of Boerne; Chris Turk, Director of Planning and Community Development for the City of Boerne; and Jeff Thompson, Assistant City of Boerne Manager, gave a presentation on the Herff Road Project to extend it from Old San Antonio Road to Main Street in the general area of Crosspoint.

26. The County Auditor and Mark Carpenter, Vice-President with the Matrix Consulting Group, presented a draft of the Compensation and Benefits studies created by the Matrix Consulting Group.

At 11:28 a.m. the Court closed Open Session, took a 10-minute Break, and went into Executive Session:

- I. Pursuant to Section 551.072, to deliberate the purchase, exchange or value of real property
II. Pursuant to Section 551.074, to deliberate the duties and responsibilities of the Human Resources department

Court adjourned at 12:10 p.m.

EXAMINED AND APPROVED THIS 14th DAY OF SEPTEMBER A.D., 2009.

ATTESTED: Dalene Herrin
COUNTY CLERK
KENDALL COUNTY, TEXAS

County Judge
KENDALL COUNTY, TEXAS