

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 22nd day of March 2010.

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 Judge announced that Dr. Kendall Styskal, recently received the Grace Ann Durr Humanitarian Award.

The following received Service Awards:

- 25 years of service: Paula Pfeiffer, County Clerk's Office
- 5 years of service: Marshall Akin, Sheriff's Office

3. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for March 8, 2010 and March 15, 2010.

Motion was made by Commissioner Lux, seconded by Commissioner Rusch, 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 as submitted for February 2010 (on file).

Motion was made by Commissioner 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 approve the administrative check fees for the Flexible Spending Account contributions.

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

7. **PUBLIC COMMENTS:**

- Dan Rogers, President of the Kendall County Economic Development Corporation, spoke about rising unemployment in the County and he asked the Court to consider giving preferential points during the contract and bidding process to contractors and subcontractors who are local to Kendall County.
 - Commissioner Lux gave an update on the grant application process for the startup of a recycling program in Kendall County.
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5. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve all of the Claims as submitted (on file).

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

8. **The Human Resources Manager advised the Court of the following:**

- 216 total employees
 - 1 job opening at the Sheriff's Office
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9. **No action was taken on reinstating the burn ban. It is still off.**

10. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Resolution declaring April 3, 2010 as Shriners Hospitals for Children Day in Kendall County (attached).

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

11. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve proclaiming March 2010 as DeMolay Month in Kendall County (attached).

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

12. **A Public Hearing was held regarding the proposed Plat Revision of La Cancion Subdivision, Lots 1, 2, 3, and 19. No one spoke.**

13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Plat Revision of La Cancion Subdivision, Lots 1, 2, 3, and 19 into Lots 1A, 1B, 1C, 2A, 2B, 3A and 19A and a 1.996-acre common area.

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

14. A Public Hearing was held regarding the proposed Plat Revision of Alamo Springs Ranch Subdivision, Block 8, Lot 18. No one spoke.

15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Plat Revision of Alamo Springs Ranch Subdivision, Block 8, Lot 18 into Lots 18A, 18B, 18C, and 18D in accordance with paragraph 208.1000 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.

16. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize payment for approximately six hours of overtime for the Parks Department and the Facilities Management Department personnel for work at the Historic Courthouse Dedication Event on Saturday, April 10, 2010.

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

17-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to table approval of the appointment of the County's representative to the Kendall County Economic Development Corporation Board of Directors.

Motion was made by Commissioner Miertschin, but failed for lack of a second.

17-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Phillip Bell as one of Kendall County's representatives on the Kendall County Economic Development Corporation Board of Directors.

Motion was made by Commissioner Lux, seconded by Commissioner Rusch, and carried by a vote of 4-1 with Commissioner Miertschin voting against.

18. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to have Protection One take over fire monitoring service for the Kendall County Courthouse effective April 1, 2010.

Motion was made by Commissioner Lux, seconded by Commissioner Rusch, 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. Gene Sparks, Road & Bridge, notified the Court that the Road & Bridge Department would begin the 10-hour, 4-day workweek effective March 29, 2010 with the hours of operation being 6:30 a.m. until 5:00 p.m.

21. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the service from Approved Oil Services, LLC to take waste oil, filters and coolant from the Road & Bridge facility and approve the contract pending review by the County Attorney's office.

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

22. The County Engineer presented a summary of activities for Road & Bridge during February 2010 (attached).

23. The County Development Manager presented a summary of activities for February 2010.

24. The Parks Department Director gave a slide presentation on examples of different types of structures for bird watching, some of which the Kendall County Partnership for Parks (KCPP) has offered to fund, that have been used successfully in other park settings.
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At 10:40 a.m. the Court closed Open Session, took a 10-minute Break, and then went into Executive Session:

- I. Pursuant to Section 551.071, to seek the advice of the County Attorney and/or attorneys representing the County, concerning pending and/or threatened litigation 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 as follow:
 - 1. County authority concerning subdivisions and county roads and bridges, nuisances, and economic development
 - 2. Kenneth W. Anderson vs. Kendall County
- II. Pursuant to Section 551.085 to discuss medical claims history including information in the medical records of individual applicants for benefits.

At 12:31 p.m. the Court closed Executive Session and went into Open Session and being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 12th DAY OF APRIL A.D., 2010.

ATTESTED:

Darlene Herrin
COUNTY CLERK
KENDALL COUNTY, TEXAS

Angela L. Schroeder
COUNTY JUDGE
KENDALL COUNTY, TEXAS