

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 23rd day of August 2010.

Present: **GAYLAN L. SCHROEDER, COUNTY JUDGE**
 ANN REISSIG, COMMISSIONER, PCT. #1
 GENE MIERTSCHIN, COMMISSIONER, PCT. #2
 DARREL L. LUX, COMMISSIONER, PCT. #3
 SALLY W. PETERS, DEPUTY COUNTY CLERK

Absent: **KENNETH M. RUSCH, COMMISSIONER, PCT. #4**

1. The meeting was called to order at 9:00 a.m. with the Pledge of Allegiance to the United States and Texas flags.
 The Court extended sympathy to Commissioner Rusch and his family for the death of his father.

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 9, 2010.

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

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 2010 (on file).

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

4-1. **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 4-0.

4-2. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Budget Adjustments which require Emergency Declaration (attached).

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

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 (on file).

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

6. PUBLIC COMMENTS:

- Jeff Fincke, Emergency Management Coordinator, reported on funding for the radio grant.
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7. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to enact the burn ban effective August 23, 2010 (Kendall County Order No. 08-23-2010A attached).

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

8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the transfer of funds for the fuel and oil accounts in the Sheriff's Office.

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

9. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the transfer of \$3,371.01 from the Commissioners Technology Contingency Fund to the Sheriff's Office fund 10-560-55900.

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

10. A Public Hearing was held regarding the Fiscal Year 2011 Proposed Budget. No one spoke.

11. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Fiscal Year 2011 Budget.

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

12. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the property tax rate of \$.37 per \$100.00 taxable value, including the Debt Service Rate of \$.026618 and the Maintenance and Operations Rate of \$.343382 (both rates are per \$100.00 of taxable value).

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

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

13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve taxpayer discounts for early payment of property taxes as follows: 3% if paid in October, 2% if paid in November, and 1% if paid in December.

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

14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Resolution 08-23-2010A to help the Hill Country Community Mental Health and Mental Retardation mitigate proposed state budget cuts (attached).

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

15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to proceed with landscaping the Historic Courthouse grounds as may be amended by the Texas Historical Commission and to be funded out of the current Historic Courthouse Restoration Fund.

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

16. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the amended Rules of Procedure, Conduct and Decorum at meetings of the Kendall County Commissioners Court (attached).

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

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

18. A Public Hearing was held regarding the application filed by Willis Moore for the proposed revision of Comfort Outlot 57A. No one spoke.

19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Plat Revision of Comfort Outlot 57A into Comfort Outlots 57A-1 and 57A-2 in accordance with paragraph 208.1000 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006) (Willis Moore).

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

20. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to participate with GBRA to provide classes on how to maintain aerobic sewage facilities.

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

21. 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 102.1000.3 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006) for access through an existing 30-foot wide ingress/egress easement. Access to the property is located at 41 Rust Road (Leonard Rust).

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

22. The County Development Manager presented a summary of activities for July 2010.

23. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the Parks Department and the County Attorney to negotiate and to enter into a supplemental contract with BWM Group for the design and development of construction documents for restrooms at Joshua Springs Park and Preserve.

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

24. The Parks Department Director presented a summary of activities for July 2010.

At 10:30 a.m. the Court closed Open Session, took a 10-minute Break, and then went into Executive Session.

At 12:25 p.m. the Court closed Executive Session and at 12:28 p.m. went into Open Session where the following motions were made:

25-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Kendall County Order No. 08-23-2010B concerning the purchase of Lot 147A, Schertz Addition, City of Boerne (Chamber of Commerce property) and to authorize the County to enter into a short-term financing agreement (attached).

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

25-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the payment of closing costs for Lot 147A, Schertz Addition, City of Boerne (Chamber of Commerce property) out of the Commissioners Contingency Fund.

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

26. THE STATE OF TEXAS

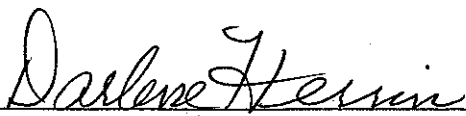
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Attorney to attend a Labor and Employment Law Seminar on September 17-18, 2010 with one-night's lodging.

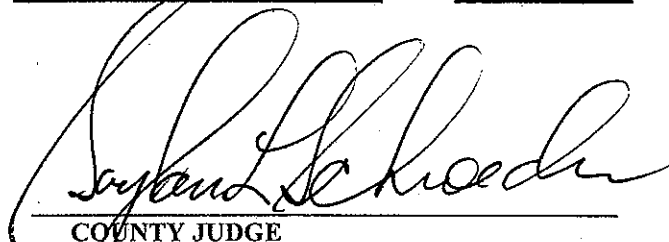
Motion was made by Judge Schroeder, seconded by Commissioner Miertschin, and carried by a vote of 4-0.

Being no further business, the meeting was adjourned at 12:30 p.m.

EXAMINED AND APPROVED THIS 13th DAY OF SEPTEMBER A.D., 2010.

ATTESTED:


COUNTY CLERK
KENDALL COUNTY, TEXAS


COUNTY JUDGE
KENDALL COUNTY, TEXAS