

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 January 2011.

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.
The Judge informed the Court of the hospitalization of Texas State Representative, Doug Miller.

2. A Service Award for 5 years of service was presented to Eric Williams, 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 January 10, 2011.

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 December 2010 (on file).

Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, 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 (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 changes to recurring payments for 2011.

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

7. PUBLIC COMMENTS:

- Dan Rogers, Director of the Kendall County Economic Development Corporation, informed the Court of a house bill that Texas State Representative, Doug Miller, will be drafting for Gillespie County regarding a hotel occupancy tax. Mr. Rogers asked the Court to consider adding Kendall County to the house bill. He asked that the subject be put on an agenda for February.
 - Jeff Fincke, Emergency Management Coordinator, talked about a presentation that was made at the recent Fire Chiefs' meeting by Blackmon Mooring regarding record restoration and preservation and suggested that the Court would benefit from hearing the presentation.
 - Chris Williams, who manages the Kendall County brush site, expressed concern that he is not being informed of any of the plans for the new brush site.
 - The Judge apologized to Mr. Williams for neglecting to keep him informed of information about the brush site.
 - Commissioner Lux said that work would begin soon to widen FM 3351 from State Highway 46 to the Guadalupe River.
 - Commissioner Miertschin said that tonight at 7:00 p.m. there will be another informational forum on the Herff Road project at the Bergheim Fire Department.
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On Saturday, January 15, 2011, the County Judge lifted the burn ban.

8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to reinstate the burn ban.

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

9. Jeff Fincke, the Emergency Management Coordinator, presented the End of Year Report for Emergency Services in Kendall County.

10. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the member list for the 2011-2012 Historical Commission as presented.

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

11-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the agreement with the Texas Health and Human Services Commission for local prosecuting authority.

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

11-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Interlocal Agreement with the City of Boerne concerning the County brush site with the following changes: Article 3, paragraph 3, fee is changed to \$1,500.00 per month and Article 3, paragraph 4, subparagraph f, is deleted.

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

12. The Road Superintendent presented a summary of activities for Road & Bridge during December 2010 (attached).

13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the request for reimbursement of hotel expenses in an adjacent county for Parks personnel.

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

14. The County Development Manager presented a summary of activities for December 2010.

15. The Parks Department Director presented a summary of activities for December 2010.

At 10:35 a.m. the Court closed Open Session, took a 10-minute Break, and then went into Executive Session pursuant to:

- I. Section 551.072 to deliberate the purchase, exchange or value of real property
- II. Section 551.071 to seek the advice of the County Attorney and/or attorney(s) 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:
 1. County authority concerning subdivisions and county roads and bridges
 2. EEOC Complaint—Angela San Miguel

3. EEOC Complaint—David Cheney
4. EEOC Complaint—Charles Camden
5. Lucas Lancaster vs. Kendall County, et al

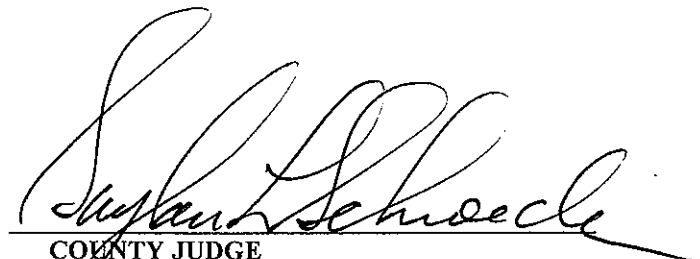
- III. Section 551.074 to deliberate the duties and responsibilities of personnel in Development Management and Parks Department
- IV. Section 551.076 to discuss the deployment, or specific occasions for implementation, of security personnel or devices

Being no further business, the meeting was adjourned at 2:25 p.m.

EXAMINED AND APPROVED THIS 14th DAY OF FEBRUARY A.D., 2011.

ATTESTED:


COUNTY CLERK
KENDALL COUNTY, TEXAS


COUNTY JUDGE
KENDALL COUNTY, TEXAS