

**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 25<sup>th</sup> day of April 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**

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

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**2. The following Service Awards were presented:**

- 5 years of service: Grace Sotello, Housekeeping**  
**Frank Wurz, Road & Bridge**  
**Todd Rutherford, Road & Bridge**
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**3. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for April 11, 2011.

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

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**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 March 2011 (on file).

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

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**11. Commissioner Lux advised the Court that there was no extra cost for moving the pole for electrical service at the Recycling Center, so the original claim submitted in the April 11<sup>th</sup> Commissioners' Court meeting from Bandera Electric Co-Op, Inc. in the amount of \$1,456.86 was paid.**

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**12. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the transfer of motor vehicles between the Kendall County Sheriff and Kendall County Constable, Precinct 3, on a permanent basis.

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

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At 9:08 a.m. Commissioner Lux left the meeting.

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5. THE STATE OF TEXAS

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

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

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

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7. PUBLIC COMMENTS: No one spoke.

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8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to declare May 15-21, 2011 as Emergency Medical Services Week (attached).

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

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9. 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 reopen the County Brush Site, located at 202 Charger Boulevard, to the general public on Friday, April 29, 2011.

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

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10. Jan Fulkerson with the Texas Forest Service gave an update on the drought situation and some of its effects in the State of Texas. She also discussed a program called Ready Set Go which was developed to help residents to prepare themselves and their property for fire situations.

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14. THE STATE OF TEXAS

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to rank in order the following top four candidates for Consulting Engineer for the design of the Herff Road project: 1) Klotz Associates, 2) Civil Engineering Consultants, 3) Lockwood Andrews & Newnam, 4) Freese and Nichols and authorize negotiations with Klotz Associates.

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

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15. The Road Superintendent presented a summary of activities for Road & Bridge during March 2011 (attached).

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16. THE STATE OF TEXAS

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Amending Plat for Twin Canyon Ranch, relocating a lot line between Lots 5 and 6 to create Lots 5A and 6A, to eliminate an inadvertent encroachment.

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

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17. The County Development Manager presented a summary of activities for March 2011.

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18. The Parks Department Director presented a summary of activities for March 2011.

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At 10:15 a.m. the Court closed Open Session and took a 10-minute break.

At 10:25 a.m. Commissioner Lux rejoined the Court as it 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 Complaints
  3. William E. Hooks, Jr. and Rebecca G. Hooks vs. Kendall County
- III. Section 551.074 to deliberate the duties and responsibilities of personnel:
  1. Parks Department
  2. County Health Sanitarian
- IV. Section 551.0785 to deliberate matters involving medical records of individual applicants for benefits

At 11:52 a.m. the Court closed Executive Session and went into Open Session where the following motions were made:

19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize employees to donate up to 200 hours sick leave to Becky Meier effective April 10, 2011.

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

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20. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the Chief Deputy from the County Clerk's Office and the Chief Deputy from the District Clerk's Office to spend two nights in San Antonio for the Tyler Technology Conference.

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

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Being no further business, Court was adjourned at 12:00 p.m.

EXAMINED AND APPROVED THIS 9<sup>th</sup> DAY OF MAY A.D., 2011.

ATTESTED: Dallene Herrin  
COUNTY CLERK  
KENDALL COUNTY, TEXAS

Stephen Schneider  
COUNTY JUDGE  
KENDALL COUNTY, TEXAS