#### 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 13th day of June 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.

#### 2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for May 23, 2011.

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

## 3-1. THE STATE OF TEXAS

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

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

## 3-2. 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 Rusch, and carried by a vote of 5-0.

## 4-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Claims as submitted except on page 23, vendor #1780 (on file).

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

## 4-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the payment to vendor #4837, State Notary Commission.

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 Quarterly Financial Report for quarter ending March 31, 2011 (attached).

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 Financial Report for April 2011 (attached).

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

## 7. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the creation of an Investment Committee effective July 1<sup>st</sup> consisting of Sheryl D'Spain, County Treasurer; James Hudson, County Tax Collector; Dana Baethge, County Auditor; and Darrel Lux, County Commissioner, Precinct 3.

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

#### 8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve a non-negotiable pay document for the employees using direct deposit.

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

#### 9. PUBLIC COMMENTS:

 Commissioner Lux informed the Court of upcoming SEP-HCP (Southern Edwards Plateau – Habitat Conservation Plan) workshops

10.	THE	STATE	OF	TEX	A	S

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Resolution No. 06-13-2011 pertaining to reimbursement for the Herff Road project (attached).

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

- 11. A report was given on a recent safety training class.
- 12. No action was taken on lifting the burn ban. It is still on (Proclamation Declaring State of Disaster attached).

## 13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Order No. 06-13-2011 prohibiting certain fireworks in the unincorporated areas of Kendall County (attached).

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

# 14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the payment to Neel Fire Products for the Alamo Springs Volunteer Fire Department's tanker purchase, contingent on the approval within the next 60 days of an extension of the Texas Forest Service grant.

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

# 15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the Basic Plan and Annex update from Jeff Fincke, Emergency Management Coordinator.

Motion was made by Commissioner Lux, seconded by Commissioner Rusch, 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 approve the following for Monday, July 4, 2011, for the 4<sup>th</sup> of July parade in Comfort:

- closing the following streets from 9:30 a.m. to 12:30 p.m.: Idlewilde Boulevard, Daniel Drive,
   Edgewood Drive, Highway 87, Highway 27, Lindner Avenue, High Street, and Fifth Street
- 2) blocking off Main Street from Highway 27 to 5<sup>th</sup> Street between the hours of 7:00 a.m. to 5:00 p.m. to allow parking along that section for only emergency and authorized vehicles.

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 authorize the building of a pet facility at the Kendall County Women's Shelter pending City Council approval.

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

At 10:05 a.m. the Court closed Open Session, took a 10-minute Break, and then went into Executive Session:

- I. Pursuant to Section 551.072 to deliberate the purchase, exchange or value of real property
- II. Pursuant to Section 551.071 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 are as follow:
  - 1. County authority concerning subdivisions, county roads and bridges, regulation of land use and redistricting requirements
  - 2. Status of EEOC complaints
  - 3. William E. Hooks, Jr. and Rebecca G. Hooks vs. Kendall County
- III. Pursuant to Section 551.074 to deliberate the duties and responsibilities of:
  - 1. EMS Coordinator / EMC / Fire Marshall / Fire Department personnel
  - 2. Human Resources Director

At 11:50 a.m. the Court closed Executive Session and at 11:55 a.m. went into Open Session where the following report was given and motions were made:

18. The Judge presented a status report on the preliminary recommendation for redistricting.

#### 19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize paying the invoices from Bickerstaff, Heath, Delgado, Acosta LLP which pertain to redistricting.

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

20.	THE	STATE	OF	TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve paying the purchase of right-of-way for Zoeller Bridge and to proceed as discussed in Executive Session. Motion was made by Commissioner Rusch, seconded by Commissioner Lux, and carried by a vote of 5-0.

Being no further business, the meeting was adjourned at 12:04 p.m.

EXAMINED AND APPROVED THIS \_

KENDALL COUNTY, TEXAS

COUNTY JUDGE KENDALL COUNTY, TEXAS