

**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 July 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:

- 15 years of service: Brian Webb, EMS
- 5 years of service: Michael Colwell, Sheriff's Office  
   Keely Gray, 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 July 11 and 12, 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 June 2011 (on file).

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

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5-1.    **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 Rusch, and carried by a vote of 5-0.

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5-2.    **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.

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

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7. PUBLIC COMMENTS:

- Jeff Fincke, Emergency Management Coordinator, said Intermedix replaced laptops and costs have been reduced
  - Earl Smith and Mike Luckey both expressed their thanks to the Court for their stand against the Southern Edwards Plateau – Habitat Conservation Plan (SEP-HCP)
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8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the bond for the Elections Administrator.

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

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9. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the renewal of group insurance for health, dental, vision and life for the period of October 1, 2011 to September 30, 2012 with Alamo Insurance Group as the Agent of Record.

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

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10. No action was taken on lifting the burn ban. It is still on.

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11. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Resolution 07-25-2011A in support of Kendall County Crime Stoppers in Action Project (attached).

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

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12. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Resolution 07-25-2011B designating July as Parks Month in Kendall County (attached).

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

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13. A Public Hearing was held regarding the proposed Plat Revision for Alamo Springs Ranch Subdivision, Block 8, Lot 19 into Lots 19A and 19B. No one spoke.

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14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Plat Revision for Alamo Springs Ranch Subdivision, Block 8, Lot 19 into Lots 19A and 19B in accordance with Section 209 of the Kendall County Development Rules and Regulations.

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

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15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Resolution 07-25-2011C pertaining to Kendall County being removed from the Permit Plan Area for the Southern Edwards Plateau Habitat Conservation Plan (SEP-HCP) (attached).

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

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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 Notice of Invalid Application for Incidental "Take" Permit Covering the Southern Edwards Plateau Habitat Conservation Plan (SEP-HCP).

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

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17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief from the 2010 edition of the Kendall County Development Rules and Regulations, Section 400, Table 400, for an allowable radius of 144 feet for the County Road incorporated in the construction of Love's Travel Stop in Comfort.

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

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18. 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.

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

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20. The County Development Manager presented a summary of activities for June 2011.

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21. The Parks Department Director presented a summary of activities for June 2011.

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22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to designate Draft Plan A to be Illustrative Plan No. 1 for Public Comments for purposes of redistricting.

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

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23. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to schedule a Public Hearing for Thursday, August 4, 2011 at 6:30 p.m. in the Historic Courthouse Courtroom to receive comments on the proposed redistricting plan and authorize Public Notices for same.

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

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At 10:50 a.m. the Court closed Open Session, took a 15-minute Break and 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, county roads and bridges, and legal requirements of redistricting
  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. District Clerk
  2. County Engineer/Recycling
  3. Human Resources

At 2:25 p.m. the Court closed Executive Session and went into Open Session where the following motions were made:

24-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the job description for Recycling Facility Attendant at a pay grade 6.

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

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24-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve opening the Kendall County Recycling Facility on Wednesday, August 3, 2011 at 9:00 a.m.

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

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25. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the payment for the right-of-way property that is located on Zoeller Lane for purposes of the bridge.

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

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26. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the policy on breaks for nursing mothers who are Kendall County employees (attached).

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

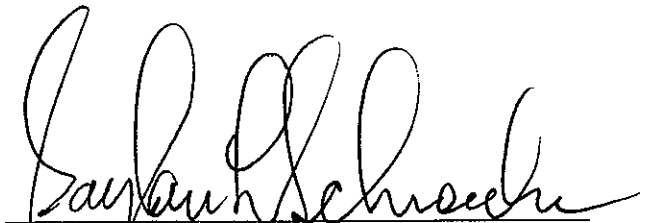
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Being no further business, the meeting was adjourned at 2:38 p.m.

EXAMINED AND APPROVED THIS 8<sup>th</sup> DAY OF AUGUST A.D., 2011.

ATTESTED:

  
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COUNTY CLERK  
KENDALL COUNTY, TEXAS

  
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COUNTY JUDGE  
KENDALL COUNTY, TEXAS