

**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 8<sup>th</sup> day of August 2011.

**Present:**            **GAYLAN L. SCHROEDER, COUNTY JUDGE**  
                         **GENE MIERTSCHIN, COMMISSIONER, PCT. #2**  
                         **DARREL L. LUX, COMMISSIONER, PCT. #3**  
                         **KENNETH M. RUSCH, COMMISSIONER, PCT. #4**  
                         **SALLY W. PETERS, DEPUTY COUNTY CLERK**

**Absent:**             **ANN REISSIG, COMMISSIONER, PCT. #1**

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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 STATE OF TEXAS**

**COUNTY OF KENDALL**      It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for July 25, 2011 and August 4, 2011.

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

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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 Budget Adjustments as submitted (attached).

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

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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 Claims as presented (on file).

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

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5.      **THE STATE OF TEXAS**

**COUNTY OF KENDALL**      It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Financial Report for June 2011 (attached).

Motion was made by Commissioner Lux, 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 Quarterly Investment Report for 2<sup>nd</sup> Quarter 2011 (attached).

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

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14. Kaylee Cowan, 4-H Teen Leader, gave a presentation of her experiences with 4-H over the past year.

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7. PUBLIC COMMENTS:

- Jeff Fincke, Emergency Management Coordinator, said that a grant had been received from the Methodist Health Foundation which will enable EMS crews to fax critical tests to labs for quicker response to patients.
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8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to table this agenda item which pertains to redistricting.

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

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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 2011 Certified Appraisal Roll (attached).

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

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10. James Hudson, County Tax Assessor/Collector, presented the 2011 Effective Tax Rate and Rollback Tax Rate.

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

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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 \$10,648.80 for purchase of Class A Foam for the fire departments.

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

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13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Agreement, with appropriate changes, between Kendall County and Intermedix Technologies.

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

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15. Commissioner Lux gave an update on the first three business days of the new Kendall County Recycling Center.

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16. Dan Rogers, Director of Kendall County Economic Development Corporation (KCEDC) gave a status report.

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17. 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 for the month of July.

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

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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 Final Plat for High Point Place Townhomes, a condominium development in accordance with Section 204 of the Kendall County Development Rules and Regulations. The proposed site consists of a 0.988-acre lot which fronts on Faltin Street and West Street in the Town of Comfort.

Motion was made by Commissioner Rusch, seconded by Judge Schroeder, and carried by a vote of 3-1 with Commissioner Miertschin voting against.

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19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Final Plat for Cordillera Ranch, Unit 205A-2.

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

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20. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Resolution 08-08-2011A designating Kenneth Rusch as the representative for the Comfort/Sisterdale telephone exchanges served by Hill Country Telephone Company (attached).

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

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At 10:25 a.m. the Court closed Open Session, took a Break, and at 10:40 a.m. 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:
  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. Pursuant to Section 551.087 to discuss or deliberate regarding commercial or financial information received from a business prospect that Kendall County Economic Development Corporation (KCEDC) / Kendall County seek to have locate, stay or expand in Kendall County and with which KCEDC is conducting economic development negotiations; or:
  - 1. Deliberate the offer of a financial or other incentive to a business prospect described above
- IV. Pursuant to Section 551.074 to deliberate the duties and responsibilities of:
  - 1. Emergency Management Coordinator
  - 2. GIS Department / 911 Coordinator
  - 3. Interim Elections Administrator
  - 4. County Engineer / Recycling Center

At 3:30 p.m. the Court closed Executive Session and at 3:35 p.m. went into Open Session where the following motion was made:

21. THE STATE OF TEXAS

COUNTY OF KENDALL      It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the funding of the 911 Coordinator position through April 30, 2012, and that effective May 1, 2012, the position will not be funded due to the notification by Alamo Area Council of Governments (AACOG) that the County will not receive any funds for the 911 Coordinator position.

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

- 22. This agenda item pertaining to the County-owned property at 114 E. Blanco Road in Boerne and previously known as the MHMR building was withdrawn.

Being no further business, the Regular Meeting was adjourned at 3:38 p.m.

EXAMINED AND APPROVED THIS 22<sup>nd</sup> DAY OF AUGUST A.D., 2011.

ATTESTED: *Dalene Herin*  
 COUNTY CLERK  
 KENDALL COUNTY, TEXAS

*Raymond Schroeder*  
 COUNTY JUDGE  
 KENDALL COUNTY, TEXAS