

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 26th day of September 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.**
The Court extended sympathy to Steve Mack, president of Texas Heritage Bank, whose wife, Sandy, passed away Sunday.

 2. **THE STATE OF TEXAS**
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to**
approve the Minutes for September 12, 2011.
Motion was made by Commissioner Reissig, seconded by Commissioner Miertschin, and carried by a vote of 5-0.

 3. **THE STATE OF TEXAS**
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to**
approve the Monthly Reports for August 2011 (on file).
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 Budget Adjustments (attached).
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 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.

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 Reissig, 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 Resolution 09-26-2011 pertaining to Governmental Accounting Standards Board 54 (GASB 54) standards with the appropriate corrections (attached).

Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, 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 Texas County & District Retirement System employer contribution rate of 7.34% and with no further changes for 2012.

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

8. PUBLIC COMMENTS:

- Commissioner Lux gave an update on the Recycling Center building.
 - Judge Schroeder recognized Dan Rogers, President of the Kendall County Economic Development Corporation, who was in attendance.
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9-1. Peter Bella, Director of Natural Resources with the Alamo Area Council of Governments, gave a presentation on the Alamo Region Sustainable Communities Planning Grant.

9-2. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to table action on this agenda item which pertains to the Alamo Region Sustainable Communities Planning Grant.

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

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

15. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to declare October 2011 as Domestic Violence Awareness Month in Kendall County (attached).

Motion was made by Commissioner Lux, seconded by Commissioner Reissig, 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 the purchase of an inspection camera out of line item 10-510-55400.
Motion was made by Commissioner Lux, seconded by Commissioner Rusch, and carried by a vote of 5-0.
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11. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to reappoint Don Edmondson to the Kendall Appraisal District Board of Directors.
Motion was made by Judge Schroeder, seconded by Commissioner Lux, 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 the Holiday Schedule for 2012 (attached).
Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, and carried by a vote of 5-0.
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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 Commissioners Court Calendar for 2012 using the 21st as the 2nd Court date in December (attached).
Motion was made by Commissioner Lux, seconded by Commissioner Reissig, and carried by a vote of 5-0.
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- 14-1. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Kendall County Order No. 09-26-2011 KENDALL COUNTY ORDER APPROVING THE RECONFIGURATION OF COUNTY ELECTION PRECINCTS; PROVIDING FOR AN EFFECTIVE DATE; DIRECTING THE COUNTY'S REDISTRICTING CONSULTANT TO SUBMIT THE ADOPTED ELECTION PRECINCTS PLAN FOR PRECLEARANCE UNDER SECTION 5 OF THE FEDERAL VOTING RIGHTS ACT; AND DIRECTING THAT REQUIRED NOTICES BE GIVEN (attached).
Motion was made by Commissioner Miertschin, seconded by Commissioner Lux, and carried by a vote of 5-0.
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14-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to table action on election polling locations.

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

14-3. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the election precinct numbering system as presented.

Motion was made by Commissioner Miertschin, seconded by Commissioner Lux, 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 Interlocal Agreement for provision of Economic Development Services.

Motion was made by Commissioner Lux, seconded by Commissioner Reissig, 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 table this agenda item which pertains to the Interlocal Agreement for E9-1-1 Public Safety Answering Point Services.

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

18. The County Development Manager presented a summary of activities for August 2011.

19. The Parks Department Director presented a summary of activities for August 2011.

21. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve payout for a Road & Bridge employee.

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

22. The Road Superintendent notified the Court that effective October 3rd the Road & Bridge department would return to a five-day workweek.

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

At 10:50 a.m. the Court closed Open Session, took a Break and went into Executive Session at 11:00 a.m. 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. Elections Office
 - 2. County Clerk's Office
 - 3. Treasurer's Office
- IV. Section 551.0785 to deliberate matters involving medical records of individual applicants for benefits:
 - 1. Sheriff's Office
 - 2. Road & Bridge

At 4:20 p.m. the Court closed Executive Session and at 4:25 p.m. resumed Open Session where the following motions were made:

III-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the interim Elections Administrator to fill the vacancy for an Administrative Specialist II position.

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

24. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the purchase of a bond for the Deputy County Treasurer.

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

25. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize donation of sick leave for an employee in the Sheriff's Office and an employee of Road & Bridge for a maximum of 200 hours each.

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

Being no further business, the meeting was adjourned at 4:30 p.m.

EXAMINED AND APPROVED THIS 11th DAY OF OCTOBER A.D., 2011.

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

Darrel L. Lux
COUNTY JUDGE PRO-TEM
KENDALL COUNTY, TEXAS