

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 23rd day of January 2012.

**Present: DARREL L. LUX, JUDGE PRO-TEM (COMMISSIONER, PCT. #3)
ANN REISSIG, COMMISSIONER, PCT. #1
GENE MIERTSCHIN, COMMISSIONER, PCT. #2
KENNETH M. RUSCH, COMMISSIONER, PCT. #4
SALLY W. PETERS, DEPUTY COUNTY CLERK**

Absent: GAYLAN L. SCHROEDER, COUNTY JUDGE

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 following Service Awards were presented:

- 15 years of service: Roy Laubach, Sheriff's Office**
- 5 years of service: Betty Sevey, Office of Justice of the Peace, Pct. 1
Jason Wanner, Road & Bridge
Timothy Hastings, Sheriff's Office**

Also recognized:

- 15 years of service: Darrel Lux, Commissioner, Pct. 3
Don White, Constable, Pct. 1**
 - 5 years of service: Gaylan Schroeder, County Judge
Kenneth Rusch, Commissioner, Pct. 4
Larry James, Justice of the Peace, Pct. 1**
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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 January 9, 2012.**

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

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 December 2011 (on file).**

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

5. THE STATE OF TEXAS

**COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to
approve the Recurring Payments for fiscal year 2012 (attached).**

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

6. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Claims for purchases, services, and vendors (on file).

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

7. THE STATE OF TEXAS

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

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

8. The County Treasurer reported on the January 2012 sales tax for Kendall County.

9. PUBLIC COMMENTS:

- Cindy Arledge gave an update on the Kendall County Women's Shelter.
 - Commissioner Rusch said that all four of the bridges under construction have been completed.
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10. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to allow Texas County & District Retirement System (TCDRS) representatives to give a presentation to County employees over a three-day period in March with the days to be determined in the future.

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

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

12. 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 Accounts Receivable with Intermedix.

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

13. Jeff Fincke, the Emergency Service Coordinator, presented the End-of-Year Report for Emergency Services in Kendall County (attached).

14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the purchase of SOE Clarity Election Reporting software contingent on review by the County Attorney's office.

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

15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to allow the GIS Coordinator to add an I-info icon to the Kendall County website which will enable informational updates during times of emergency.

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

16. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief from centerline marking requirements, Development Rules and Regulations, Subsection 410.1000, for Summit Pass in Cordillera Ranch Subdivision contingent on an indemnity agreement between Cordillera Ranch Subdivision and Kendall County.

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

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to release Letters of Credit in the amount of \$157,076.00 and \$340,042.00 for the construction of Unit 205A-1, Cordillera Ranch Subdivision, and accept a Cashier's Check in the amount of \$18,446.50 for the completion of guard rails.

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

18-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to select Joeris General Contractors as the Construction Manager-at-Risk for the Kendall County Youth Agricultural and Equestrian Center based on submitting the best proposal.

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

18-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the Kendall County Youth Agricultural and Equestrian Center to enter into negotiations with Joeris General Contractors for a Construction Manager-at-Risk agreement.

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

19. No action was taken regarding the County Public Water Supply facilities and the licensing of County employees.

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

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

22. The Road Superintendent presented a summary of activities for Road & Bridge for December 2011 (attached).

23. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize using \$2,500.00 from the Commissioners' Contingency budget line item 401.56020 for the 150th Anniversary of Kendall County.

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

At 11:20 a.m. the Court closed Open Session 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—David Cheney
- III. Section 551.0785 to deliberate matters involving medical records of individual applicants for benefits.
- IV. Section 551.074 to deliberate the duties and responsibilities of:
 - 1. Sheriff's Office
 - 2. Road & Bridge

At 12:28 p.m. the Court closed Executive Session and resumed Open Session and being no further business, the meeting was adjourned at 12:30 p.m.

EXAMINED AND APPROVED THIS 13th DAY OF FEBRUARY A.D., 2012

ATTESTED: Darlene Herwin
COUNTY CLERK
KENDALL COUNTY, TEXAS

David P. Luy
COUNTY JUDGE PRO-TEM
KENDALL COUNTY, TEXAS