

**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 11<sup>th</sup> day of June 2012.**

**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 STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for May 29, 2012 and June 4, 2012.

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

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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 Rusch, 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 Claims as submitted (on file).

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

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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 modification to the financial statements for January and February 2012 (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 March 2012 Financial Report (attached).

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

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7. PUBLIC COMMENTS:

- Bob Reinarz spoke about the June 13<sup>th</sup> Boerne Tea Party meeting.
  - Commissioner Lux spoke about the June 24<sup>th</sup> Kendalia Annual Homecoming event.
  - Linda Quick spoke about the upcoming Senior Olympics in Boerne.
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8-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to name Alamo Insurance Group as the Agent of Record for Kendall County group insurance benefits.

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

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8-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the agreement between Kendall County and Alamo Insurance Group pending review by the County Attorney's office.

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

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

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10. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to disapprove the adoption of an order prohibiting certain fireworks in the unincorporated areas of Kendall County.

Motion was made by Commissioner Rusch, seconded by Commissioner Lux, 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 approve the Kendall County Debarment Policy for grant funds and other purchases (attached).

Motion was made by Commissioner Lux, seconded by Commissioner Rusch, 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 untable the agenda item #16 from the May 14, 2012 meeting pertaining to appointments to the Alamo Area Council of Governments Senior Advisory Committee.

Motion was made by Commissioner Miertschin, seconded by Commissioner Lux, 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 appointment of Donna Smith as Kendall County's representative to the Alamo Area Council of Governments Board for the Alamo Senior Advisory Committee.

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

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14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the use of the historic jail and grounds for filming a local movie.

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

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15-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to rescind the orders pertaining to the construction-manager-at-risk for the construction of the Kendall County Youth Agriculture and Equestrian Center and also to rescind the order pertaining to Joeris as the construction-manager-at-risk.

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

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15-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize bidding for the Kendall County Youth Agriculture and Equestrian Center to consist of the following: the concrete work, the metal building, and the erection of the metal building and any bid alternates that may be deemed appropriate.

Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, 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 following for Wednesday, July 4, 2012, for the 4<sup>th</sup> of July parade in Comfort:

- 1) 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.

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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 Interlocal Agreement between the City of Boerne, the City of Fair Oaks Ranch, and Kendall County pertaining to telecommunication systems and equipment.

Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, 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 lease agreement with the Boerne Area Model Society for use of the northwest corner of 27 acres on a daily basis at Joshua Springs Park and Preserve effective July 2, 2012.

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

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19-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the condensed page of rules for Joshua Springs Park and Preserve (attached).

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

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19-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the Park Director and designated representative to enter into agreements for the use of the facilities at Joshua Springs Park and Preserve.

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

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19-3. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the rental rates for Joshua Springs Park and Preserve as discussed.

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

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20-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve submitting a formal request to the Texas Department of Transportation (TxDOT) for access from Highway 474 to the Courthouse Annex building at 221 Fawn Valley.

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

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20-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the replat of the Courthouse Annex property at 221 Fawn Valley in order to convert Commercial Street which is owned by the City of Boerne to County-owned property.

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

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At 12:48 p.m. the Court closed Open Session, took a lunch break, and at 1:30 p.m. went into Executive Session:

- I. 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 and responsibilities concerning subdivisions, county roads, bridges and county buildings
  2. EEOC complaints
- II. Pursuant to Section 551.074 to deliberate the duties and responsibilities of:
  1. County Clerk's Office
  2. Parks Department
  3. Appointed officials
  4. Road & Bridge

Judge Schroeder was absent from the meeting beginning at 1:30 p.m.

Commissioner Lux acted as Judge pro-tem.

At 3:20 p.m. the Court closed Executive Session and at 3:23 p.m. resumed Open Session where the following motion was made:

II-3. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to allow the change of duties for an EMS employee effective immediately.

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

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21. No action was taken pertaining to the reclassification of an employee from Grade 9 to Grade 13.

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Being no further business, the meeting was adjourned at 3:25 p.m.

EXAMINED AND APPROVED THIS 25<sup>th</sup> DAY OF JUNE A.D., 2012

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

*Stephen L. Schroeder*  
COUNTY JUDGE  
KENDALL COUNTY, TEXAS