

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 10th day of September 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

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 STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for August 27 and 30, 2012.

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 Budget Adjustments as submitted (attached).

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

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 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 July 2012 Summary of Cash Balances (attached).

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

6. **PUBLIC COMMENTS:** (All comments were in regard to the budget and/or the proposed tax increase)
The following people spoke:
- Bob Reinarz, Mike Luckey, Hayden Williams, Ken Anderson, Cleo Marquart, Earl Smith, Kerrie Williams, and Jan Ellis.
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7. No action was taken on lifting the burn ban. It is still in effect.

8. A Public Hearing was held regarding Local Government Code 118.025 "Records Archive Fee" for the preservation and restoration services performed by the County Clerk. The following people spoke:
- Darlene Herrin, County Clerk, explained the need for protecting and preserving the County records many of which are handwritten in their original bindings and which will eventually deteriorate without intervention.
 - Katharine Skinner-Klee, volunteer leader who is cataloging the historic records in the Historic Courthouse, emphasized the need for preservation of the records.
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9-1. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the County Clerk's Record Archive Plan and Fee of \$5.00 effective October 1, 2012.

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

10. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Fiscal Year 2013 Budget with the changes as submitted (attached).

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

11. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to ratify the property tax increase reflected in the Fiscal Year 2013 Budget.

Motion was made by Commissioner Lux, seconded by Commissioner Rusch, and carried by a vote of 5-0 with Judge Schroeder, Commissioner Reissig, Commissioner Miertschin, Commissioner Lux, and Commissioner Rusch, all voting in favor.

12. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, that the property tax rate be increased by the adoption of a tax rate of \$.395 per \$100.00 taxable value which is effectively a 6.48% increase in the tax rate. The \$.395 rate includes the Debt Service Rate of \$.026254 and the Maintenance and Operations Rate of \$.368746, both rates are per \$100.00 of taxable value.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 8.03% AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$25.39.

Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, and carried by a vote of 5-0 with Judge Schroeder, Commissioner Reissig, Commissioner Miertschin, Commissioner Lux, and Commissioner Rusch, all voting in favor.

13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve taxpayer discounts for early payment of property taxes as follows: 3% if paid in October, 2% if paid in November, and 1% if paid in December.

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

At 10:40 a.m. the Court took a break and reconvened at 10:50 a.m.

Judge Schroeder was absent.

- 14-1. The Emergency Management Coordinator introduced Preston Love with STRAC (South Texas Regional Advisory Council) who presented the FleetEyes, a system data gathering and mapping of EMS vehicles.

14-2. 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 implementing FleetEyes for EMS.

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

At 11:28 a.m. the Court closed Open Session and 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 concerning subdivisions, county roads, bridges and county property
 - 2. EEOC complaints
- II. Pursuant to Section 551.074 to deliberate the duties and responsibilities of the:
 - 1. County Attorney's Office
 - 2. Fire Marshall

At 11:55 a.m. the Court closed Executive Session and resumed Open Session where the following motions were made:

15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the job classifications for employees in the County Attorney's Office.

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

9-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to rescind the order approving the County Clerk's Record Archive Plan and Fee of \$5.00 effective October 1, 2012.

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

9-3. THE STATE OF TEXAS

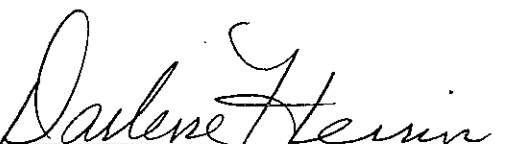
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to table this agenda item which pertains to the County Clerk's Record Archive Plan and Fee.


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

Being no further business, the meeting was adjourned at 12:02 p.m.

EXAMINED AND APPROVED THIS 24th DAY OF SEPTEMBER A.D., 2012.

ATTESTED:


COUNTY CLERK
KENDALL COUNTY, TEXAS


COUNTY JUDGE
KENDALL COUNTY, TEXAS