

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 24th 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
 SALLY W. PETERS, DEPUTY COUNTY CLERK

Absent: **KENNETH M. RUSCH, COMMISSIONER, PCT. #4**

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 Judge noted that Commissioner Rusch was absent due to illness.

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 10, 2012.
Motion was made by Commissioner Reissig, seconded by Commissioner Miertschin, and carried by a vote of 4-0.

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 2012 (on file).
Motion was made by Commissioner Lux, seconded by Commissioner Reissig, 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 Investment Policy for 2012 (attached).
Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, and carried by a vote of 4-0.

5. The County Treasurer reported on receipts in September for the month of July 2012 sales tax for Kendall County.

6. **PUBLIC COMMENTS:**

- Earl Smith asked the Court to consider opening the meeting with an invocation after the pledges.
 - Jeff Fincke, Emergency Management Coordinator, gave an update on the 700 MHz radio upgrade.
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7. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to rescind the burn ban (attached). The ban was rescinded earlier by the County Judge on September 16, 2012.
Motion was made by Commissioner Lux, seconded by Commissioner Reissig, and carried by a vote of 4-0.

8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Capital Outlay allocations for the Bergheim Fire Department for the purchase of a portable battery powered scene light and a computer.
Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, and carried by a vote of 4-0.

9. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Budget Adjustments and Budget Emergency Declarations as presented (attached).
Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, and carried by a vote of 4-0.

10. 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 as submitted (on file).
Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, and carried by a vote of 4-0.

11. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve hiring a temporary employee in the Elections Office.
Motion was made by Commissioner Miertschin, seconded by Commissioner Lux, and carried by a vote of 4-0.

12. No action was taken on the request by the Elections Administrator to purchase Temporary Alert Systems for curbside voters.

13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the appointment of the replacements for the Presiding and Alternate Judges for Election Precinct 1115.
Motion was made by Commissioner Reissig, seconded by Commissioner Lux, and carried by a vote of 4-0.

14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to proclaim October 2012 as Family History Month (attached).

Motion was made by Judge Schroeder, seconded by Commissioner Lux, 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 leave the Sheriffs and Constables Fees for 2013 the same as they were in 2012.

Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, 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 table this agenda item which pertains to appointments to the Alamo Area Council of Governments (AACOG) Criminal Justice Advisory Committee.

Motion was made by Commissioner Miertschin, seconded by Judge Schroeder, 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 approve the payment for Emergency Call Out for Road & Bridge.

Motion was made by Commissioner Lux, seconded by Commissioner Reissig, 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 approve the Interlocal Agreement with the City of Boerne for the provision of sanitarian services.

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

19. The Kendall County Health Inspector presented the fee schedule for food service establishments.

20-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize a Purchase Order for Horizon Structural Systems, Inc. for the purchase of the building for the Kendall County Youth Agriculture and Equestrian Center.

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

20-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the contract with Speedway Erection Service Company to erect the building at the Kendall County Youth Agriculture and Equestrian Center pending final approval of the contract by the County Attorney's office and Speedway Erection Service Company.

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

20-3. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the bid from Boulder Contracting Company in the amount of \$173,450.00 for the concrete foundation of the building at the Kendall County Youth Agriculture and Equestrian Center.

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

20-4. No action was taken on the subcontractor list for the Kendall County Youth Agriculture and Equestrian Center.

21. 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 2013 (attached).

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

22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Holiday Schedule for 2013 as submitted (attached).

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

23. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Preliminary Plat for Cordillera Ranch, Di Lusso Site 2, a condominium development.

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

24. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Amending Plat of Diamond Ridge, Lots 121 and 122 into Lot 122A in accordance with Section 209 of the Kendall County Development Rules & Regulations.

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

25. The County Development Manager presented a quarterly summary of activities.

26. The Parks Department presented a summary of activities for Joshua Springs Park and Preserve.

27. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to amend the construction contract on Maintenance Bond requirements for Joshua Springs Park and Preserve from 100% construction costs in the 2nd year to 20% construction costs in the 2nd year.

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

28. The Road Superintendent presented a summary of activities for Road & Bridge for August 2012 (attached).

At 11:12 a.m. the Court closed Open Session and went into Executive Session pursuant to:

- 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:
 1. Parks Department
- III. Pursuant to Section 551.0785 to deliberate matters involving medical records of an individual applicant for benefits

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

29. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize County employees to donate up to 200 hours of sick leave to an employee in the District Clerk's office.

Motion was made by Commissioner Lux, 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 approve the Interlocal Agreement with the Texas Department of Public Safety to require reporting of certain criminal offenses.

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

Being no further business, the meeting was adjourned at 12:00 p.m.

EXAMINED AND APPROVED THIS 9th DAY OF OCTOBER A.D., 2012.

ATTESTED: 
COUNTY CLERK
KENDALL COUNTY, TEXAS


COUNTY JUDGE
KENDALL COUNTY, TEXAS