

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 25th day of November 2013.

Present: **DARREL L. LUX, COUNTY JUDGE**
 MIKE FINCKE, COMMISSIONER, PCT. #1
 GENE MIERTSCHIN, COMMISSIONER, PCT. #2
 RICHARD J. CHAPMAN, COMMISSIONER, PCT. #3
 KENNETH M. RUSCH, COMMISSIONER, PCT. #4
 SALLY W. PETERS, DEPUTY COUNTY CLERK/ADMINISTRATIVE ASSISTANT

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:

- 5 years of service: Martha Pfeiffer, County Tax Assessor-Collector's Office
- 15 years of service: Corinna Speer, County Auditor
- 15 years of service: Forres Meadows, Constable Precinct 3

3. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for November 12 & 18, 2013.

Motion was made by Commissioner Fincke, seconded by Commissioner Chapman, 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 Kendall County partnering with the City of Boerne through an Interlocal Agreement for the payment of funds for the IH-10 at Scenic Loop Road bridge and operational improvement project.

Motion was made by Judge Lux, seconded by Commissioner Fincke, 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 Monthly Reports for October 2013 as submitted (on file).

Motion was made by Commissioner Miertschin, seconded by Commissioner Fincke, 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 the Claims for purchases, services and vendors as submitted (on file).

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

7. The County Treasurer presented the November Sales Tax Report.

8. No action was taken on reinstating the burn ban. It is still off.

9. PUBLIC COMMENTS: No one spoke

10. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the lease agreement with Cow Creek Groundwater Conservation District for office space in the County Courthouse.

Motion was made by Judge Lux, seconded by Commissioner Miertschin, 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 approve the bids for the Road & Bridge material to the low bidder for all the items, except for item #300 emulsified asphalt.

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

12. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve abandoning Avenue B, between Hill Street and South Front Street, and one-half of the northeast side of Hill Street, between Waring Road (formerly known as Avenue C) and Avenue B, and all alleyways in Blocks 1 and 2 in the Townsite of Waring.

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

13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve naming four roads in Joshua Springs Park and Preserve to Cove View, Joshua Springs Road, Two Creeks Road, and Ring Mountain Road (Road History Forms attached).

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

14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the naming of a private driveway to Las Palmas Lane (Road History Form attached).

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

15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Amending Plat of Cordillera Ranch, Unit 106B, Block A, Lots 10 and 11 into Lot 10A.

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

16. The Road Superintendent presented a summary of activities for Road & Bridge for October 2013 (attached).

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the month-to-month agreement with HTS for Information Technology services.

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

18. Commissioner Chapman gave an update on the long-range planning efforts of other counties.

At 10:10 a.m. the Court closed Open Session and went into Executive Session pursuant to Chapter 551 of the Texas Government Code:

- I. The Court will meet in Executive Session 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, settlement offers 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 and obligations concerning subdivisions, county roads and bridges
 2. Guy James Gray vs. Kendall County
- II. The Court will meet in Executive Session pursuant to Section 551.074 to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee:
 1. Duties and responsibilities of the Fire Departments
 2. Duties and responsibilities of the Road & Bridge Department
- III. The Court will meet in Executive Session pursuant to Section 551.072 to deliberate the purchase, exchange, lease or value of real property
(Note: deliberation in an open meeting would have a detrimental effect on the position of Kendall County in negotiations with a third person):
 1. Right-of-way/easements for the Herff Road Project

At 11:40 a.m. the Court closed Executive Session and resumed Open Session.

Being no further business, the meeting was adjourned at 11:43 a.m.

EXAMINED AND APPROVED THIS 9th DAY OF DECEMBER A.D., 2013.

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

D. D. T.
COUNTY JUDGE
KENDALL COUNTY, TEXAS