

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 11th day of February 2013.

Present: DARREL L. LUX, JUDGE PRO-TEM (COMMISSIONER, PCT. #3)
MIKE FINCKE, 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 STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to
approve the Minutes for January 28, 2013.

Motion was made by Commissioner Miertschin, seconded by Commissioner Fincke, 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 Claims as submitted (on file).

Motion was made by Commissioner Miertschin, seconded by Commissioner Rusch, 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 Cash Balances for November 2012 (attached).

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

5. PUBLIC COMMENTS:

- Judge Pro-Tem Lux announced the ribbon cutting ceremony Thursday at 1:30 p.m. for the Child Safe Room, a place for children giving testimony in court.**
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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 Resolution 02-11-2013 regarding the grant application with Kerr County for regional water planning (attached).

Motion was made by Commissioner Rusch, seconded by Commissioner Miertschin, 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 Final Plat for Cordillera Ranch, Di Lusso Site 2, a Condominium Development.

Motion was made by Commissioner Miertschin, seconded by Judge Pro-Tem Lux, 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 two Letters of Credit for Cordillera Ranch Subdivision, Di Lusso Site 2, one in the amount of \$174,110.00 for roads and drainage and one in the amount of \$97,085.00 for water and wastewater improvements.

Motion was made by Commissioner Miertschin, seconded by Commissioner Fincke, 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 paying Road & Bridge personnel in lieu of compensation time when they substitute for an attendant at the Brush Site, Solid Waste Collection Station or the Recycling Center for fiscal year 2013.

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

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

11. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the lease agreement and resolution for the Ford ¾-ton F250 truck for Road & Bridge.

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

12. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the lease agreement with S&P Communications as submitted.

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

13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to oppose the request from the United States Board of Geographic Names to rename "Big Hill" to "Mount Alamo" in Precinct 4.

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

At 9:33 a.m. the Court closed Open Session and at 9:40 a.m. went into Executive Session:

- I. Pursuant to Section 551.076 to deliberate the deployment, or specific occasions for implementation of security personnel or devices; or a security audit.
- II. 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 Development Management personnel
 - 2. Duties and responsibilities of Road & Bridge personnel
 - 3. Duties and responsibilities of County Judge's Office Administrator
 - 4. Duties and responsibilities of Election Office
 - 5. Duties and responsibilities of Human Resources Director
- III. 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 under the Texas Rules of Professional Conduct of the State Bar of Texas requires confidential communications. Specific topics to be discussed are:
 - 1. County authority concerning subdivisions, County roads, and bridges
 - 2. EEOC complaints
- IV. Pursuant to Section 551.085 to deliberate the matters involving:
 - 1. Medical records of an individual applicant for benefits
- V. 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 11:45 p.m. the Court closed Executive Session and resumed Open Session where the following motions were made:

II-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize up to 60 days of leave without pay for a Road & Bridge employee.

Motion was made by Judge Pro-Tem Lux, seconded by Commissioner Rusch, 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 allow County employees to donate up to 200 hours of sick leave for one employee in the Sheriff's office and 200 hours of sick leave for one employee 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.


Being no further business, the meeting was adjourned at 11:49 a.m.

EXAMINED AND APPROVED THIS 25th DAY OF FEBRUARY A.D., 2013.

ATTESTED:



COUNTY CLERK
KENDALL COUNTY, TEXAS



COUNTY JUDGE PRO-TEM
KENDALL COUNTY, TEXAS