

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 9th day of June 2014.

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 Pledges of Allegiance to the United States and Texas flags.

 Judge Lux thanked all who attended the Battle of Walker's Creek event in Sisterdale on Sunday and he encouraged everyone to attend the Berges Fest event this coming weekend.

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 27, 2014.

 Motion was made by Commissioner Fincke, seconded by Commissioner Chapman, 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 claims for purchases, services and vendors (on file).

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

4. The County Sheriff presented a plaque and a pin to Matt Jacobsen for his role in rescuing a 7-year-old child from life-threatening danger.

5. **PUBLIC COMMENTS:**
 - Mary Himlin spoke during agenda item #8.

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

7. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve closing the following streets in Comfort for the 4th of July parade on Friday, July 4, 2014 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, and to block off Main Street from Highway 27 to Fifth Street between the hours of 7:00 a.m. to 5:00 p.m. to allow parking along that section for emergency and authorized vehicles only.

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

(The following people spoke regarding the Animal Control Order: Sheriff Al Auxier, Animal Control Sergeant LeAnn Pyles, and Mary Himlin)

8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Kendall County Order 06-09-2014 (Rabies Prevention and Animal Control Order) with the changes as discussed (attached).

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

9. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the Boerne Berges Fest to use the County's light towers on June 13, 14, and 15, 2014 with the appropriate agreement.

Motion was made by Judge Lux, seconded by Commissioner Miertschin, 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 disapprove the request for relief by Cordillera Ranch Subdivision for Unit 207B to use a "Y" shaped turnaround in lieu of a standard cul-de-sac.

Motion was made by Commissioner Miertschin, seconded by Commissioner Fincke, 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 Amending Plat of Lots 29 and 30, Block 9, Alamo Springs Ranch in accordance with Section 209 of the Kendall County Development Rules and Regulations for the purpose of relocating a common lot line.

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

12. Commissioner Miertschin made a motion granting relief from platting requirements and road frontage for a property division that would create three tracts, 24 acres or larger, and accessed by a 60-foot easement with 20 feet of road frontage (the Harold Barrow Family Partnership LTD—149 Scheele Road).
Motion died for lack of a second.

13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Road History Forms for Alberi Ln and Tramonto in the Cordillera Ranch Subdivision (Road History Forms attached)

Motion was made by Commissioner Miertschin, seconded by Commissioner Rusch, 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 payment for Emergency Call Out for Road & Bridge employees.

Motion was made by Judge Lux, seconded by Commissioner Rusch, 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 authorize the longevity pay to employees in the County Attorney's Office and the Health and Welfare Department.

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

At 10:13 a.m. the Court closed Open Session and went into Executive Session pursuant to Chapter 551 of the Texas Government Code:

- 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, 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 are:
 1. County authority and obligations concerning subdivisions, County roads and bridges
 2. Guy James Gray vs. Kendall County
- II. Pursuant to Section 551.072 to deliberate the purchase, exchange, lease or value of real property. (Note: Deliberations 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
- III. 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 County Auditor
 2. Duties and responsibilities of the County Sheriff's Office

At 11:05 a.m. the Court closed Executive Session, resumed Open Session, and being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 23rd DAY OF June A.D., 2014

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

D. J. J.
COUNTY JUDGE
KENDALL COUNTY, TEXAS