

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 August 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 Sisterdale Volunteer Fire Department's fundraiser on Saturday night.

2. THE STATE OF TEXAS
 COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for July 21, 22, 24 and 28, 2014.

Motion was made by Commissioner Fincke, 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 fiscal year 2014 Budget Adjustments and emergency declaration (attached).

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

Motion was made by Commissioner Miertschin, seconded by Commissioner Chapman, 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 bid on surplus court reporter equipment.

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

(The following agenda item #6 was addressed again after Executive Session)

6-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to declare the listed items as surplus and salvage equipment except for asset #2429 (attached).

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

(The following agenda item #7 was addressed again after Executive Session)

7-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve selling the surplus and salvage equipment through an online auction.

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

8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the cash balances for May 2014 (attached).

Motion was made by Commissioner Miertschin, seconded by Commissioner Fincke, 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 approve the 2014 Certified Appraisal Roll Total of \$3,887,115,781.00.

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

10. James Hudson, County Tax Assessor-Collector, presented the 2014 Effective Tax Rate and Rollback Tax Rate.

11. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve leaving the County Road & Bridge Fee and the Child Safety Fee at their current rates of \$10.00 and \$1.00 respectively.

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

(The following people spoke regarding the Resolution pertaining to illegal immigration: Jeri Thormaehlen, Mike Luckey, Beth Welch, Lorrie Agold-Rich, Earl Smith, Mary Himlin, Bob Reinarz, and Jan Ellis)

12. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Kendall County Resolution 08-11-2014-A pertaining to illegal immigration with changes as discussed (attached).

Motion was made by Judge Lux, 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 the Interlocal Agreement with the City of San Antonio concerning the regulation of subdivision platting in the extraterritorial jurisdiction (ETJ) of San Antonio located in Kendall County.

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

14. PUBLIC COMMENTS:

- The following people spoke in favor of a Resolution pertaining to illegal immigration (during agenda item #12): Jeri Thormaehlen, Mike Luckey, Beth Welch, Lorrie Agold-Rich, Earl Smith, Mary Himlin, and Bob Reinarz.
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15. No action was taken on lifting the burn ban. It is still on.

16. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the purchase of two rifles from line item 13-510-55900 to be assigned to Courthouse Security.

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

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Kendall County Criminal Justice Community Plan 2014-2015 with Resolution 08-11-2014-B (attached).

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

18. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve reimbursement for hotel costs for the County Sheriff's past attendance at the Sheriffs' Association Conference in San Antonio.

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

19. No action was taken concerning the request for relief by the Ohio Development LLC for the development of 165 residential lots on 330 acres.

20. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the payment to a Facilities Maintenance employee for Emergency Call Out.

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

21. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve renewing the contract with Intermedix for EMS billing.

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

22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize Wiginton, Hooker & Jeffry (WHJ) to proceed with Phase 1, 2, and 3 of the proposed study of the facilities at the Kendall County Law Enforcement Center.

Motion was made by Commissioner Miertschin, seconded by Commissioner Fincke, and carried by a vote of 4-1 with Commissioner Chapman voting against.

23. No action was taken concerning the roof of the County jail.

At 11:02 a.m. the Court closed Open Session, took a break and at 11:23 a.m. 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, and purchasing of goods and services
 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 Human Resources Director

IV. Pursuant to Section 551.076 to deliberate the deployment, or specific occasions for implementation, of security personnel or devices.

At 12:35 p.m. the Court closed Executive Session and resumed Open Session where the following motion was made:

II-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, that Kendall County not object to the findings of the Special Commissioners in the matter of Kendall County vs. James E. and Deborah A. Roerig.

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

The meeting was adjourned at 12:37 p.m.

At 12:40 p.m. the Judge reopened Open Session where the following motions were made:

(The following agenda item #6 was addressed earlier in proper order in Open Session)

6-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to add two portable sheds from Solid Waste & Recycling to the list of items declared as surplus and salvage equipment.

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

(The following agenda item #7 was addressed earlier in proper order in Open Session)

7-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve selling two portable sheds from Solid Waste & Recycling along with the other surplus and salvage equipment through an online auction.

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

Being no further business, the meeting was adjourned at 12:42 p.m.

EXAMINED AND APPROVED THIS 25th DAY OF August A.D., 2014.

ATTESTED:


COUNTY CLERK
KENDALL COUNTY, TEXAS


COUNTY JUDGE
KENDALL COUNTY, TEXAS