

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 27th day of October 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 reminded everyone of upcoming fundraisers: Boerne Chamber of Commerce Wild Game Dinner on November 1st, Kendalia Volunteer Fire Department Mexican Dinner Raffle & Auction on November 1st, and the Sisterdale Volunteer Fire Department Hunter's Supper & Raffle on November 8th.

2. The following Service Awards were presented:
- 5 years of service: Maria Valpeoz, Elections Department
 - 5 years of service: Alan Langford, Sheriff's Office
 - 5 years of service: Terry Larison, Sheriff's Office
 - 10 years of service: Melody Juarez, EMS
 - 20 years of service: Debbie Gilbert, Juvenile Probation

3. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for October 14, 2014.

Motion was made by Judge Lux, seconded by Commissioner Miertschin, 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 Monthly Reports for September 2014 as submitted (on file).

Motion was made by Commissioner Miertschin, 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 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.

6. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to proclaim November 2014 as National American Indian Heritage Month (attached).

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

7. Jacques DuBose, American Red Cross Executive Director-Hill Country Chapter, gave a presentation on the role of the American Red Cross.
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(The following agenda item #9 was addressed out of sequence)

9. Stephen Zoeller, County Agri-life Extension Agent, presented 4-H awards to the following 4-H students: Bronze Star – Gentry Phillips, Silver Star – Graci Phillips, Gold Star – Katherine Haile and Krystian Osbourn.
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8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the fiscal year 2014 annual audit be performed by Neffendorf, Knopp, Doss and Company, P.C.

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

(Agenda item #9 was addressed out of sequence earlier after agenda item #7)

10. PUBLIC COMMENTS:

- Commissioner Fincke reminded everyone of the Castle Lake Volunteer Fire Department Annual Turkey Shoot, Raffle & Silent Auction on November 1st.
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11. No action was taken on reinstating the burn ban. It is still off.
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12. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the grant submission by the Sheriff's Office to fund i-INFO for law enforcement personnel.

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 blocking off the following streets in Comfort starting on Friday, November 28, 2014 at noon through midnight on Saturday, November 29, 2014 for the annual Christmas in Comfort event: Seventh Street between Highway 27 and Main Street, High Street between Sixth and Eighth Streets, and from the intersection of High Street and Eighth Street at 806 High Street.

Motion was made by Commissioner Rusch, seconded by Commissioner Chapman, 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 send a letter of permission from Commissioners Court to the Comfort Chamber of Commerce for the Texas Alcoholic Beverage Commission (TABC) to allow the Comfort Chamber to sell beer and wine on Saturday, November 29, 2014 at the Chamber booth on the corner of 7th Street and High Street during the Christmas in Comfort event.

Motion was made by Commissioner Rusch, seconded by Commissioner Miertschin, 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 closing the following streets in Comfort for the Christmas in Comfort parade on Saturday, November 29, 2014 from 6:30 p.m. to 9:30 p.m.: Idlewilde Boulevard, Daniel Drive, Edgewood Drive, part of Highway 87, Lindner Avenue, High Street, and Highway 27 at High Street.

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

16. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief from platting and road frontage requirements in accordance with Sections 101 and 102 of the Kendall County Development Rules and Regulations where a proposed family division would create a 3.0-acre tract out of a 20.0-acre parent tract with access over an unrecorded access roadway to the end of Giles Road (Laura & David Mullen).

Motion was made by Commissioner Rusch, seconded by Commissioner Chapman, 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 grant relief from platting and road frontage requirements in accordance with Sections 101 and 102 of the Kendall County Development Rules and Regulations where a proposed division would create a family cemetery of $\frac{1}{4}$ to $\frac{3}{4}$ of an acre with access over an easement (Sandra Linscott for Bower Ranch).

Motion was made by Commissioner Fincke, 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 grant relief from platting and road frontage requirements in accordance with Sections 101 and 102 of the Kendall County Development Rules and Regulations where the owner proposes to realign the existing property line between two existing tracts with access to Lewis Road over a minimum 30-foot wide road easement (John Kercheville).

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

19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to award the road material bids for fiscal year 2015 for Item 300 (Emulsified Asphalt) to Ergon and for $\frac{3}{4}$ " Base, Grade 2 Base-Type A, and Chemstone to Reeh Quarry (attached).

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

20. 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 Commissioner Rusch, seconded by Commissioner Chapman, and carried by a vote of 5-0.

21. The Road Superintendent presented a summary of activities for Road & Bridge for September 2014 (attached).

At 10:00 a.m. the Court closed Open Session, took a break and at 10:07 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
 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 Constable Precinct 3
 - 2. Duties and responsibilities of the County Engineer and Project Engineers
 - 3. Duties and responsibilities of Assistant County Attorneys
 - 4. Duties and responsibilities of the County Health Sanitarian and Health Inspector

At 12:35 p.m. the Court recessed Executive Session for lunch and at 1:40 p.m. resumed Executive Session.

At 3:27 p.m. the Court closed Executive Session and at 3:35 p.m. resumed Open Session where the following motions were made:

22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the proposed job descriptions and classifications for Assistant County Attorneys (attached).

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

23. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the proposed job descriptions and classifications for County Health Sanitarian and County Health Inspector (attached).

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

At 3:37 p.m. Open Session was recessed until Tuesday, October 28, 2014 at 1:30 p.m.

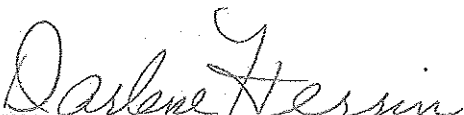
On Tuesday, October 28, 2014 at 1:30 p.m. the Court resumed Open Session with all present, except for Commissioner Rusch who was absent, and went into Executive Session pursuant to Chapter 551 of the Texas Government Code:


- 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:
 - 2. Duties and responsibilities of the County Engineer and Project Engineers

At 4:30 p.m. the Court closed Executive Session and at 4:32 p.m. went into Open Session and being no further business, Court was adjourned.

EXAMINED AND APPROVED THIS 10th DAY OF NOVEMBER A.D., 2014

ATTESTED:


 COUNTY CLERK
 KENDALL COUNTY, TEXAS


 COUNTY JUDGE
 KENDALL COUNTY, TEXAS