

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 8th day of December 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.

2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for November 24, 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 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.

4. Presentation of the Community Supervision Corrections Department Statement of Financial Position for the fiscal year ending August 31, 2014 (attached).

5. The County Sheriff informed the Court that his department has applied for a grant from the National Rifle Association (NRA).

(The following people spoke during agenda item #6: Patrick Cohoon, Joe Davis, Kirsten Cohoon representing the Kendall County Bar Association, Frank Hill, Stephen Schechter, Jonathan Cluck, Andrew Hix, Chad Upham, Judge Bill Palmer, and Judge Keith Williams)

Judge Lux made a motion to table action concerning the proposed legislation to create a district court for Kendall County. Motion died for lack of a second.

6. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to proceed with the creation of a district court for Kendall County.

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

7. PUBLIC COMMENTS:

- Andy Burge thanked Commissioner Miertschin, Commissioner Chapman, and Commissioner Rusch for their service to Kendall County.
 - Ricky Pfeiffer, Kendall County Road Superintendent, introduced the new Service Writer, Rick Klingbeil.
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8. No action was taken on reinstating the burn ban. It is still off.

9. Jeff Fincke, County Fire Marshal, presented a proposed fire code for the unincorporated area of Kendall County that would be for new commercial development (i.e., new commercial establishments, public buildings, and multifamily residential dwellings consisting of four or more units).

10. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the low bid from the appropriate manufacturer for the additional road materials for 2015 (attached).

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

Motion was made by Commissioner Fincke, seconded by Commissioner Miertschin, 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 intermittent road closures December 8-31, 2014 on Fifth Street at Altgelt for work scheduled by the Kendall County Water Control and Improvement District (WCID) #1.

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 accept the two Road History Forms for Johns Road (attached).

Motion was made by Commissioner Fincke, seconded by Commissioner Miertschin, 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 accept the two Road History Forms for Cascade Caverns Road (attached).

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

(Agenda item #15 was addressed out of sequence after agenda item #16)

16. Dan Rogers, Kendall County Economic Development Corporation President, made a presentation on having a Hotel-Motel Tax for Kendall County.

At 12:00 p.m. the Court recessed Open Session for lunch and at 1:32 p.m. it resumed Open Session.

(The following agenda item #15 was addressed out of sequence)

15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the job description for the Information Technology Specialist I, grade 18, with the changes as discussed (attached).

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

At 2:12 p.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 Attorney's Office
 2. Duties and responsibilities of the Road & Bridge Department

At 4:45 p.m. the Court closed Executive Session and resumed Open Session and being no further business, the meeting was adjourned at 4:50 p.m.

EXAMINED AND APPROVED THIS 22nd DAY OF DECEMBER A.D., 2014

ATTESTED:



COUNTY CLERK
KENDALL COUNTY, TEXAS



COUNTY JUDGE
KENDALL COUNTY, TEXAS