

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 12th day of January 2015.

Present:

DARREL L. LUX, COUNTY JUDGE

MIKE FINCKE, COMMISSIONER, PCT. #1

RICHARD W. ELKINS, COMMISSIONER, PCT. #2

TOMMY PFEIFFER, COMMISSIONER, PCT. #3

ROYCE STEUBING, 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 congratulated Commissioner Fincke on the birth of his grandchild. The Judge also welcomed the new Commissioners to the Court.

2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for December 22, 2014.

Motion was made by Commissioner Fincke, seconded by Commissioner Elkins, 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 Elkins, seconded by Commissioner Fincke, 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 award a day off with pay to the winners of the upcoming 7th Annual Weight Loss Challenge.

Motion was made by Commissioner Fincke, seconded by Commissioner Steubing, 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 appoint Commissioner Mike Fincke to serve as Judge Pro Tem.

Motion was made by Judge Lux, seconded by Commissioner Pfeiffer, 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 appoint Commissioner Tommy Pfeiffer to serve as the Court's representative on the Kendall County Animal Control Advisory Committee.

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

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

8. PUBLIC COMMENTS:

- Stephen Zoeller gave an update on the Kendall County Jr. Livestock show.
 - Earl Smith spoke about the SEP-HCP Habitat Conservation Plan.
 - John Kight and Andy Burge spoke during agenda item #10 pertaining to the Preliminary Plat for Lerin Hills Garden Home Subdivision.
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9. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize placing a plaque at the pavilion at Joshua Springs Park and Preserve honoring former County Judge Gaylan Schroeder as per the request from the Friends of Gaylan Schroeder.

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

(The following people spoke during agenda item #10: John Kight and Andy Burge)

10. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Preliminary Plat for Lerin Hills Garden Home Subdivision, Unit 1A, Phase 1, in accordance with Section 202 of the Kendall County Development Guidelines and Regulations Book effective January 1, 1997. The proposed subdivision consists of 29.528 acres; 36 residential lots; 2,612 linear feet of roadway with a density of 0.82 acres per lot.

Motion was made by Commissioner Fincke, seconded by Judge Lux, and failed by a vote of 2-3.

11. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Road History Form for "Drew Ln," a private road in Pleasant Valley Estates in Precinct 2 (attached).

Motion was made by Commissioner Elkins, seconded by Commissioner Fincke, 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 the payment for Emergency Call Out for Road & Bridge.

Motion was made by Judge Lux, seconded by Commissioner Fincke, 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 Mitchell Repair Manual software contract subject to changes recommended by the County Attorney.

Motion was made by Commissioner Pfeiffer, seconded by Commissioner Fincke, 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 authorize the advertisement of the process for Construction Manager at Risk concept for the EMS Building Project.

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

At 10:30 a.m. the Court closed Open Session, took a break and at 10:40 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
 3. Claim of Mary Salmon
- 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
 2. Duties and responsibilities of EMS personnel
 3. Duties and responsibilities of Road & Bridge

At 11:45 a.m. the Court closed Executive Session and resumed Open Session and being no further business, the meeting was adjourned at 11:48 a.m.

EXAMINED AND APPROVED THIS 26th DAY OF JANUARY A.D., 2015.

ATTESTED: *Dalene Herrin*
COUNTY CLERK
KENDALL COUNTY, TEXAS

D. L. G.
COUNTY JUDGE
KENDALL COUNTY, TEXAS