

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 23rd day of March 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.
Pledges of Allegiance to the United States and Texas flags.
2. The following Service Awards were presented:
 - 10 years of service: Marshall Akin, Sheriff's Office
 - 30 years of service: Paula Pfeiffer, County Clerk's Office
3. Employee Introduction / Recognition:
 - John Buckelew was introduced as the new Information Technology Specialist for Kendall County.

4. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for March 9, 2015 with a correction to agenda item #11.
Motion was made by Commissioner Elkins, 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 Monthly Reports for February 2015 (on file).
Motion was made by Commissioner Fincke, seconded by Judge Lux, 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 approve the accounts payable claims for purchases, services and vendors (on file).
Motion was made by Commissioner Fincke, seconded by Commissioner Steubing, and carried by a vote of 5-0 with Commissioner Elkins abstaining from any matters related to GVTC.

7. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to proclaim the month of March as American Red Cross Month (attached).
Motion was made by Judge Lux, seconded by Commissioner Fincke, 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 partnership with the Boerne Noon Rotary to install a floatable fishing dock at Joshua Springs Park & Preserve. Motion was made by Judge Lux, seconded by Commissioner Elkins, 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 proclaim the week of April 5, 2015 through April 11, 2015 as RELAY FOR LIFE WEEK (attached). Motion was made by Judge Lux, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0.

10. PUBLIC COMMENTS:

- Earl Smith spoke about a second resolution for the Southern Edward Plateau – Habitat Conservation Plan.
 - Rita Cunningham, Carey McWilliams, Gayle McNutt, and Denny Portz spoke about agenda item #16 pertaining to the Preliminary Plat for Canyon View at Tapatio Springs.
 - Robert Scalise spoke about a septic system issue at his home at 10021 Johns Road.
 - Carol Scalise spoke about a septic system issue at her home at 10021 Johns Road.
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11. No action was taken on reinstating the burn ban. It is still off.

12. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to allow the Boerne Berges Fest to use one of the County's light towers June 19, 2015 through June 21, 2015. Motion was made by Commissioner Fincke, seconded by Commissioner Pfeiffer, 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 Cash Summary for January 2015 (attached). Motion was made by Judge Lux, seconded by Commissioner Elkins, 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 approval of the Construction Manager at Risk agreement pending approval from the County Attorney's Office. Motion was made by Judge Lux, seconded by Commissioner Fincke, 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 forego collecting \$446.28 on Lot 34 (which is landlocked), Oak Forest Subdivision, Unit II which is to be conveyed to Andrew and Emily Rawls who will maintain and pay all future taxes on this property. Motion was made by Commissioner Elkins, seconded by Commissioner Steubing, and carried by a vote of 5-0.

(The following people spoke during agenda item #16: Rita Cunningham, Carey McWilliams, Gayle McNutt, and Denny Portz)

16. No action was taken on the Preliminary Plat for Canyon View at Tapatio Springs.

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief for Cordillera Ranch Subdivision, Unit 207E, from the 1990 Regulations, Rules, and Specifications for Roads and Subdivisions as follows: (1) use a prime coat in lieu of a one-course surface treatment; (2) use a 6-inch roll curb and gutter in lieu of the standard 7-inch curb; (3) use a 50-foot right-of-way for Escena with a 21-foot pavement width in lieu of a 60-foot right-of-way and a 36-foot pavement width respectively; and (4) allow utilities (water, sewer, electric and telephone) within the road right-of-way in lieu of them being in a utility easement.

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

18. The summary of activities for Road & Bridge for February 2015 was presented (attached).

19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Data Use Agreement between the Texas Health and Human Services Enterprise and Kendall County for the Issuance of Birth Certificates.

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

20. Jim Wiginton and Flint Britton from Wiginton, Hooker, Jeffry presented the results of the study of the Law Enforcement Center.

At 10:55 a.m. the Court recessed Open Session for a break.

At 11:10 a.m. the Court resumed Open Session.

21. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the Fiscal Year 2014 Annual Audit from Neffendorf Knopp Doss & Company, P.C.

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

At 11:45 a.m. the Court closed Open Session and at 11:48 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
 2. EMS facility
- 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 Sheriff's Office
 2. Duties and responsibilities of the County Development Manager & County Engineer
 3. Duties and responsibilities of the Road & Bridge Department
 4. Deliberate the appointment, evaluation, reassignment, duties, discipline or dismissal of the County Road Superintendent
- IV. Pursuant to Section 551.076 to deliberate: (1) the deployment, or specific occasions for implementation, of security personnel or devices; or (2) a security audit.

At 2:10 p.m. the Court recessed Executive Session for lunch and at 2:45 p.m. resumed Executive Session.

At 4:58 p.m. the Court closed Executive Session and at 5:00 p.m. resumed Open Session where the following motion was made:

III-3. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the reorganization of the Road & Bridge Department as discussed in Executive Session.

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

Being no further business, the meeting was adjourned at 5:00 p.m.

EXAMINED AND APPROVED THIS 13th DAY OF APRIL A.D., 2015

ATTESTED: Darlene Herrin
COUNTY CLERK
KENDALL COUNTY, TEXAS

County Judge
KENDALL COUNTY, TEXAS