

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 May 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.
 Prayer said by Mike Harkrider, Pastor, First Baptist Church
 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 April 27, 2015.

 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 fiscal year 2015 Budget Adjustments and Emergency Declarations as submitted (attached).

 Motion was made by Commissioner Elkins, seconded by Commissioner Steubing, 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 accounts payable claims for purchases, services, and vendors (on file).

 Motion was made by Commissioner Fincke, seconded by Commissioner Pfeiffer, 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 proclaim May as Community Action Month in Kendall County (attached).

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

6. The 7th Annual Weight Loss Challenge winners certificates were awarded as follows: John Jenkins, Rachel Schacht, Levi Salinas, and Martha Pfeiffer. The winners of the drawings were Emily Weber and Zachary Pape.

7. THE STATE OF TEXAS
 COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to renew the Kendall County Employee Assistance Plan with Deer Oaks effective June 1, 2015 to May 31, 2016.

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

8. Eddie Seidensticker, Kendall County Soil & Water Conservation Board Secretary, gave a presentation on the organization's activities.

9. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to table this agenda item which pertains to Kendall County services to the Comfort area in the event of incorporation.
Motion was made by Commissioner Steubing, seconded by Commissioner Elkins, and carried by a vote of 5-0.
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10. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the lease agreements with Trinity Presbyterian Church to allow the use of the soccer field on Adler Road from 6:00 p.m. to 8:00 p.m. on June 30, 2015 and July 1, 2015.
Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.
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11. PUBLIC COMMENTS:
• Judge Lux commented on the fundraisers for the Boerne Volunteer Fire Department, the Waring Volunteer Fire Department, and the Bergheim Volunteer Fire Department. He also commented on the Heal the Soul walk at Joshua Springs Park this past weekend as well as the installation of the floating fishing dock at Joshua Springs Park by the Noon Rotary Club.
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12. No action was taken on reinstating the burn ban. It is still off.
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- 13-1. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the rankings by the scoring committee for architectural services for the planning and construction of the Law Enforcement Center.
Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.
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- 13-2. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the start of negotiations with Brinkley Sargent Wiginton Architects pertaining to architectural services for the planning and construction of the Law Enforcement Center.
Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.
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14. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the start of negotiations with LNV Engineers as the engineering service provider for the 2015 Texas Capital Fund Contract No. 7215022 (AJW Architectural Services) (Resolution 05-11-2015A attached).
Motion was made by Judge Lux, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0.
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15. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the bid of Boerne Concrete for concrete headwalls and flatwork for the Road & Bridge Department.
Motion was made by Judge Lux, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0.
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16. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to proclaim May 17-21, 2015 as EMS Week (attached).
Motion was made Judge Lux, seconded by Commissioner Steubing, 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 participation in the Mutual Aid exercise on May 29, 2015 in Fredericksburg, Texas, and pay associated expenses.
Motion was made by Commissioner Elkins, seconded by Commissioner Fincke, and carried by a vote of 5-0.
18. The County Treasurer presented the April 2015 Sales Tax Report.
19. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Cash Summary for February 2015 (attached).
Motion was made by Judge Lux, seconded by Commissioner Elkins, 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 Amending Plat of part of Town Lots 7 and 8, part of Outlot 48, Town of Comfort, Kendall County, Texas, in accordance with Section 209 of the Kendall County Development Rules and Regulations creating Outlots 48D and 48E for the purpose of relocating a common lot line between the subject tracts (Eyrline J. Behrends, Comfort Cemetery Association, Inc.).
Motion was made by Commissioner Steubing, seconded by Commissioner Pfeiffer, 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 the Amending Plat of Lots 114, 115, and 116 in Diamond Ridge Subdivision, Kendall County, Texas, creating Lots 114A and 116A in accordance with Section 209 of Kendall County Development Rules and Regulations for the purpose of combining three lots into two lots (Thomas L. & Christina A. Eyres, Kevin & Dana Owens).
Motion was made by Commissioner Fincke, seconded by Commissioner Pfeiffer, 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 approve hotel expenses in an adjacent county for the training required for Wes Speer to obtain proper licensing for the public water supply testing and reporting.
Motion was made by Commissioner Fincke, seconded by Commissioner Steubing, 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 paying Road & Bridge employees for Emergency Call Out time.
Motion was made by Commissioner Fincke, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0.

24. THE STATE OF TEXAS

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to approve appointing Jean "Max" Maxwell and Ricky Pfeiffer to the Safety Committee.

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

At 10:20 a.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 Road & Bridge Road Supervisor
 2. Duties and responsibilities of the Road & Bridge Operations Supervisor
 3. Duties and responsibilities of the Information Technology Specialist
 4. Duties and responsibilities of the Veterans Service Officer

At 11:15 a.m. the Court recessed Executive Session and at 11:30 a.m. resumed Open Session at the Kendall County Youth Agriculture and Equestrian Center at Joshua Springs Park & Preserve.

At 1:35 p.m. the Court closed Open Session and resumed Executive Session in the Courthouse.

At 3:00 p.m. the Court closed Executive Session and resumed Open Session where the following motions were made:

III-2a. THE STATE OF TEXAS

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to proceed as discussed in Executive Session concerning the Road & Bridge Operations Supervisor.

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

III-2b. THE STATE OF TEXAS

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize Commissioner Pfeiffer to approach Richard Chapman concerning consultant services in the Service Writer Department for a 90-day term.

Motion was made by Commissioner Pfeiffer, seconded by Commissioner Steubing, and failed by a vote of 2-3 with Commissioner Fincke, Commissioner Steubing, and Judge Lux voting against.

Being no further business, the meeting was adjourned at 3:17 p.m.

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

ATTESTED:

Darlene Herrin
COUNTY CLERK
KENDALL COUNTY, TEXAS

Dalton
COUNTY JUDGE
KENDALL COUNTY, TEXAS