

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 26th day of September 2016.

Present: DARREL L. LUX, COUNTY JUDGE
 MIKE FINCKE, COMMISSIONER, PCT. #1
 RICHARD W. ELKINS, COMMISSIONER, PCT. #2
 TOMMY PFEIFFER, COMMISSIONER, PCT. #3
 CHAD CARPENTER, 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 Pastor Ricky Burk, First United Methodist Church.
 Pledges of Allegiance to the United States and Texas flags led by the 4-H youth in the audience.

2. THE STATE OF TEXAS

 COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for September 12, 2016.

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

3. Introductions / Recognitions:
 - James Hudson, Tax Assessor-Collector, introduced new employees: Heidi Correia and Deanna Gombert.
 - Judge Lux introduced new Parks Manager, Daniel Vetter.

4. THE STATE OF TEXAS

 COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to proclaim October 2-8, 2016 as National 4-H week in Kendall County (attached).

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

5. Stephen Zoeller, Kendall County AgriLife Extension Agent, presented the 4-H Star Award recipients: Gold Star Award: Callie Morgan (not present), Cade Osbourn, Jessica Spenrath; Silver Star Award: Clayton Boyer, Lauren Lira; and Bronze Star Award: Leah Lira

6. THE STATE OF TEXAS

 COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to proclaim the month of October 2016 to be Family History Month (attached).

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

7. THE STATE OF TEXAS

 COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the FY2016 Budget Adjustments and Emergency Declarations (attached).

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

 Motion was made by Commissioner Elkins, seconded by Commissioner Pfeiffer, and carried by a vote of 5-0 with Commissioner Elkins abstaining from any matters related to GVTC.

9. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Monthly Reports for August 2016 (on file).

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

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

11. PUBLIC COMMENTS:

- Glenn Cummings spoke about the Kendall Appraisal District and taxation issues.
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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 blocking off the following streets in Comfort starting on Friday, November 25, 2016 at noon through midnight on Saturday, November 26, 2016 for the annual Christmas in Comfort event: 7th Street between Highway 27 and Main Street, High Street between 6th and 8th Streets, and from the intersection of High Street and Eighth Street at 806 High Street.

Motion was made by Commissioner Carpenter, 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 closing the following streets in Comfort for the Christmas in Comfort parade on Saturday, November 26, 2016 from 6:30 p.m. to 9:30 p.m.: Idlewilde Boulevard, Daniel Drive, Edgewood Drive, part of Highway 87 and Highway 27, Lindner Avenue, High Street from Lindner Avenue to 5th Street, 5th Street from High Street to Broadway, Broadway from 5th Street to 7th Street, 6th Street from Broadway to Main Street and from 6:00 a.m. to 11 p.m.: Lindner Avenue, High Street from Lindner Avenue to 5th Street, 5th Street from High Street to Broadway, Broadway from 5th Street to 7th Street.

Motion was made by Commissioner Carpenter, seconded by Commissioner Pfeiffer, 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 grant permission for use of the north portion of Faltin Field in Comfort for event parking at the Christmas in Comfort event on Saturday, November 26, 2016.

Motion was made by Commissioner Carpenter, seconded by Commissioner Pfeiffer, 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 sending a letter of permission from Commissioners Court to the Comfort Chamber of Commerce for the Texas Alcoholic Beverage Commission (TABC) to allow the Chamber to sell beer during the Christmas in Comfort event on Saturday, November 26, 2016 at the Chamber booth on 7th Street.

Motion was made by Commissioner Carpenter, seconded by Commissioner Pfeiffer, 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 approve the Amended and Restated Cashier's Check Deposit Agreement for the Miralomas Subdivision.
Motion was made by Commissioner Fincke, seconded by Commissioner Elkins, 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 the contract with the Hill Country Dispute Resolution Center.
Motion was made by Commissioner Elkins, seconded by Commissioner Fincke, 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 approve the job description for Jail Nurse pending the approval of Dr. Martinez and under General Summary strike the word "limited" from the phrase "Under limited supervision...."
Motion was made by Commissioner Carpenter, seconded by Judge Lux, 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 approve allowing Kendall County employees to have an extended lunch hour with pay to attend four educational classes on Do Well Be Well With Diabetes.
Motion was made by Commissioner Elkins, seconded by Commissioner Fincke, 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 2017 Holiday Calendar for Kendall County (attached).
Motion was made by Judge Lux, seconded by Commissioner Elkins, 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 2017 Kendall County Commissioners Court Calendar (attached).
Motion was made by Judge Lux, seconded by Commissioner Elkins, 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 authorize the purchase of a vehicle for the Parks Department and make the appropriate budget adjustments.
Motion was made by Judge Lux, seconded by Commissioner Carpenter, and carried by a vote of 5-0.

23. The Interim County Engineer gave a status report on Herff Road Phase II and signal lights.

24. THE STATE OF TEXAS
COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the road name of Coffee Hollow Lane and the Road History Form (attached).
Motion was made by Judge Lux, seconded by Commissioner Carpenter, and carried by a vote of 5-0.

25. The summary of road activities by Road & Bridge for August 2016 was presented (attached).
26. The summary of activities by the Operations Department for August 2016 was presented (attached).
27. Commissioner Fincke gave a status report on the EMS Building Project.

At 10:02 a.m. the Court closed Open Session, took a Break, and at 10:10 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 property, roads and bridges
 2. Five Oaks Holding LLC D/B/A Bella Springs Special Events Venue, Plaintiffs vs. B. Scott Kehoe and Tanita F. White Kehoe, Defendants
 3. Richard Wagner, Beverly Wagner, Steven Clouse, Gerardine Clouse, Jeff Jureczki, Tiffany Jureczki, Robert C. Chambers, Rena M. Chambers, Sandra Glomski, Jeff Dunklin and Karen Brickey, Plaintiffs vs. Thomas David White, Jennifer White, Tanita Faye Kehoe and Scott Kehoe, Defendants
- 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. Capital improvement / real estate
- 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
 2. Duties and responsibilities of the Fire Marshal and Assistant Fire Marshal
 3. Duties and responsibilities of Adult Probation
 4. Duties and responsibilities of the County Judge
 5. Duties and responsibilities of the County Engineer
 6. Duties and responsibilities of Development Management
 7. Duties and responsibilities of the Park Manager
- IV. The Court will meet in Executive Session 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.

The Court recessed at 11:55 a.m. and resumed at 1:36 p.m.

At 3:30 p.m. the Court closed Executive Session and at 3:33 p.m. resumed Open Session where the following motion was made:

III-5. THE STATE OF TEXAS


COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to appoint Rick Tobolka to the position of County Engineer effective October 1, 2016.


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

Being no further business, the meeting was adjourned at 3:34 p.m.

EXAMINED AND APPROVED THIS 11th DAY OF OCTOBER 2016.

ATTESTED:


COUNTY CLERK
KENDALL COUNTY, TEXAS


COUNTY JUDGE
KENDALL COUNTY, TEXAS