

**NOTICE OF REGULAR MEETING
OF THE KENDALL COUNTY COMMISSIONERS COURT**



NOTICE is hereby given that a regular meeting of the above named Commissioners Court will be held on the 13th day of **April, 2009** at **9:00 a.m.** in the **Kendall County Courthouse, Third Floor Assembly Room**, 201 E. San Antonio, Boerne, Texas, at which time the following will be discussed and appropriate action taken; pursuant to V.T.C.A. Government Code Chapter 551, Open Meetings Act, including all Subchapters and Sections:

All matters listed on the following Agenda may be discussed in executive session at the option of the Kendall County Commissioners Court and following verbal announcement, if an appropriate exception to the open meeting requirement of the Texas Open Meetings Act is applicable.

ALL TIMES ARE APPROXIMATE

NO CELL PHONES, AUDIBLE PAGERS, AND/OR BEEPERS WHILE COURT IS IN SESSION

Pledge of allegiance to the United States Flag
Pledge of allegiance to the Texas Flag

1. Call to Order - 9:00 a.m.
Comments from Judge Gaylan L. Schroeder
2. Consideration and action on approval of minutes for March 23, 2009: Sally Peters, Deputy Clerk
3. Consideration and action on approval of Budget Adjustments: Dana Baethge, County Auditor
4. Consideration and action on approval of claims for purchases, services, and vendors: Cherry Russell, Assistant Auditor
5. Consideration and action to assign funds for Juvenile Probation expenses: Joanne Bradley, Juvenile Probation
6. Discuss and approve September 2008 Financial Statement: Medan Crow, County Treasurer
7. Discuss new and terminated employees: Juanita Espino, Human Resources
8. **PUBLIC COMMENTS**— opportunity for the general public to address the Court on any matter. The Court may not discuss any presented issue, nor may any action be taken on any issue at this time. Please limit comments to 3 minutes.

KENDALL COUNTY COMMISSIONERS COURT

APRIL 13, 2009/PAGE 2
REGULAR MEETING

9. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Gaylan L. Schroeder, County Judge
10. Consideration and action on the selection of the official newspaper for publication of official notices for Kendall County for the time period of 12 months, beginning on April 1, 2009 through March 31, 2010: Gaylan L. Schroeder, County Judge
11. **Public Hearing (9:15)** - The Court will receive comments from the public regarding:
 1. An application filed by Michael Sheridan, Vice President, CR/KWW Development, for the proposed revision of the subdivision plat for Cordillera Ranch Unit 105, Block A, Lot 24 Gene Miertschin Commissioner Precinct 2 / Richard Tobolka, Development Management
12. Consideration and action on a Plat Revision of Cordillera Ranch Subdivision Unit 105, Kendall County, Texas to add Lot 24A, Block A being a 5.55 acre of Land and to add 0.116 acre of additional right of way to Lot 2000, Block 2, in accordance with paragraph 208.1000 in the Kendall County Development Rules and Regulations adopted August 29, 2005 amended September 25, 2006 (Michael Sheridan, Vice President, CR/KWW Development Corporation): Gene Miertschin, Commissioner Precinct 2
13. Consideration and action on an amending plat of Lots 33 and 34, Block A, Cordillera Ranch Subdivision Unit 105, Kendall County, Texas into Lot 33A in accordance with paragraph 208.1200.4 in the Kendall County Development Rules and Regulations adopted August 29, 2005 amended September 25, 2006. (Charles and Freddi Dawson): Gene Miertschin, Commissioner Precinct 2
14. Consideration and action to declare April 26 - May 2, 2009 as National Crime Victims' Rights Week: Don Allee, County Attorney / Fran Craig, Victim Services
15. Discuss and take action to pay Road & Bridge employees for emergency call out for brush fires and downed trees: Gene Sparks, Road & Bridge
16. Consideration and action on the payment of survey charges and publication costs for road projects: Gaylan L. Schroeder, County Judge / Don Allee, County Attorney
17. Consideration and action concerning the publication of a notice and scheduling of a public hearing for the proposed traffic regulations on County owned property and County roads: Don Allee, County Attorney / Kenneth M. Rusch, Commissioner Precinct 4

KENDALL COUNTY COMMISSIONERS COURT

**APRIL 13, 2009/PAGE 3
REGULAR MEETING**

- 18. Brief Commissioners Court on Youth Agricultural and Equestrian Center project progress: Darrel L. Lux, Commissioner Precinct 3 / Andra Wissian
- 19. Brief Commissioners Court on equine therapy program by Kendall County Juvenile Probation: Darrel L. Lux, Commissioner Precinct 3 / Andra Wissian / Joanne Bradley, Juvenile Probation

EXECUTIVE SESSION (Closed to public)
Pursuant to Chapter 551 of the Texas Government Code

- I. The Court will meet in Executive Session pursuant to Section 551.072 to deliberate the purchase, exchange or value of real property:**
 - 1. Capital Improvements
 - 2. Real Estate
- II. Commissioners Court will meet in Executive Session pursuant to Section 551.071 Government Code, V.T.C.S. to seek the advice of the County Attorney and or attorney(s) representing the County, concerning the pending and/or threatened litigation 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 as follows:**
 - 1. County authority concerning subdivisions and county roads and bridges, subdivisions and economic development
 - 2. Zaragoza vs. Trueheart and Kendall County
 - 3. Montgomery vs. Kendall County
 - 4. Kendall County vs. BTex Ranch, LP
- III. The Court will meet in Executive Session pursuant to Section 551.074 to discuss personnel issues:**
 - 1. Deliberate the duties and responsibilities of Road & Bridge employees

RESUME OPEN SESSION

Action resulting from Executive Session as shown above:

- I. Items**
 - 1. _____
 - 2. _____
- II. Items**
 - 1. _____
 - 2. _____
 - 3. _____
 - 4. _____
- III. Item**
 - 1. _____

APRIL 13, 2009/PAGE 4
REGULAR MEETING

20. Consideration and action concerning holiday leave for Road & Bridge
Employees: Ricky Pfeiffer, Road & Bridge
21. Commissioners Court and Staff will tour County Facilities

**APRIL 13, 2009/PAGE 5
REGULAR MEETING**

Dated this the 9th day of April, 2009

Gaylan L. Schroeder
Kendall County Judge

I, the undersigned County Clerk, do hereby certify NOTICE of Regular meeting of the above named Commissioners Court is a true and correct copy of said Notice and that I have caused said Notice to be posted on the door at the Courthouse of Kendall County, Texas located at 201 E. San Antonio Street on the 9th day of April, 2009.

Darlene Herrin
County Clerk

Posted at 1:30 P.M. on the 9th day of April, 2009 – *ceb*

NOTE: The Kendall County Commissioners Court complies with A.D.A. requirements. If you have an impairment and wish to appear at a meeting, please call (830)249-9343, 48 hours in advance to make arrangements.

KENDALL COUNTY COMMISSIONERS COURT