

**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 **July, 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 June 22, 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. Discuss and approve April, 2009 and May, 2009 Financial Statements: Medana Crow, County Treasurer
6. Consideration and action to revise the existing Investment Policy to include investing in Certificate of Deposit Account Registry Service (CDARS): Medana Crow, County Treasurer
7. **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

**JULY 13, 2009/PAGE 2
REGULAR MEETING**

8. Consideration and action on the burn ban (Authority Section 352.081, V.T.C.A., Local Government Code): Gaylan L. Schroeder, County Judge
9. Discussion and possible action concerning the installation of burn ban signs in Kendall County: Darrel L. Lux, Commissioner Precinct 3
10. Discussion and action on entering into an Emergency Management Services Transportation Service Agreement with Methodist Healthcare Systems: Jeffery Fincke, EMS Coordinator
11. Discussion on addressing a standards with reference to 911 and GIS data. Action as necessary: Jeffrey Fincke, 911 Coordinator
12. Discuss and receive comments on the advisability of enacting a dark skies ordinance in support of night operations training at Camp Bullis, using the Comal County ordinance as a template. (Authority HB 1013): Gene Miertschin, Commissioner Precinct 2
13. Discuss and approve 2009 Schedule of County Road and Bridge Fees and Child Safety Fees: James Hudson, Tax Assessor/Collector
14. Consideration and action to adopt a Resolution concerning opposing passage of S. 787, the proposed "Clean Water Restoration Act" that would expand federal regulatory authority to non-navigable waters, including stock ponds, wet weather creeks, etc.: Don Allee, County Attorney
15. Consideration and action to adopt a Resolution authorizing an application to Parks & Wildlife for participation in the Local Park Grant Program. Also authorize the Judge to sign required documents: Jack Speir, Larry Schwope, Andra Wisian,
16. Consideration and action to approve the Alamo Area Council of Governments (AACOG) Community Alerting System Interlocal Agreement between the City of Boerne, Kendall County and AACOG: Gaylan L. Schroeder, County Judge
17. Discuss and take action to pay Road & Bridge employees for emergency call out: Gene Sparks, Road & Bridge
18. Review and take action on a request by Road & Bridge to shift remaining Capital Outlay to purchase other items as approved: Gene Sparks, Road & Bridge

KENDALL COUNTY COMMISSIONERS COURT

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

19. Consideration and action on a request for relief by Cordillera Ranch, Unit 205A from the 1990 Regulations, Rules and Specifications for Roads and Subdivisions for:
1. allowing a prime coat under the 1 ½” HMAC pavement in lieu of a one course surface treatment as required by Subsection 404.10
 2. allowing utilities (water, sewer, gas, electric and telephone) to be located within the right-of-way, but not under the pavement, instead of out of the ROW as required by Subsection 302.25
 3. allowing a 50-foot ROW and a 21-foot paved surface, excluding curbs, in lieu of a 60 foot ROW and a 36-foot paved surface as required by Section 302.21
 4. allowing a 6” curb and gutter section instead of a standard 7” curb as required by Section 620
 5. allowing erosion control blankets in roadside ditches (North American Green C350 or equal) in lieu of concrete lining as required by Section 404.17
 6. allowing a 2 feet minimum width each side of a culvert in lieu of 5 feet each side of a culvert as required by Section 406.12

Gene Miertschin, Commissioner Precinct 2 / Terry Anderson, County Engineer

20. Discuss and take appropriate action on the Preliminary Plat for Cordillera Ranch Subdivision, Unit 205A in accordance with paragraph 202 of the Kendall County Texas Regulations, Rules and Specifications for Roads and Subdivisions, 1990 (Revised- December 1994). This proposed unit is located on Summit Pass of Unit 205 and includes 41.45 acres with 19 lots with a density of 2.18 and will be served by a public water system and a public sewer system (Cordillera Development Corporation, Mike Sheridan – Vice President): Gene Miertschin, Commissioner Precinct 2
21. Consideration and action on setting a public hearing and publishing notice of same for an order authorizing the naming of alleys, ingress and egress easements, multi – use driveways and certain private roads in the unincorporated areas of Kendall County: Richard Tobolka, Development Management

BREAK

KENDALL COUNTY COMMISSIONERS COURT

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**
- II. The Court will meet in Executive Session pursuant to Section 5551.071 Government Code 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**
- III. The Court will meet in Executive Session pursuant to Section 551.074 to discuss personnel issues:**
 - 1. Deliberate the duties and responsibilities of Development Management**

**RESUME OPEN SESSION AND TAKE ANY NECESSARY ACTION
RESULTING FROM EXECUTIVE SESSION DELIBERATIONS**

ADJOURNMENT

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

Dated this the 9th day of July, 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 July, 2009.

Darlene Herrin
County Clerk

Posted at 2:00 P.M. on the 9th day of July, 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