

**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 26th day of **October, 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. Presentation of Service Awards to:
Luther Vanlandingham, (10 years) EMS
Deborah Gilbert , (15 years) Juvenile Probation
Gaylan L. Schroeder, County Judge
3. Consideration and action on approval of minutes for October 13, 2009:
Sally Peters, Deputy Clerk
4. Consideration and action on approval of Monthly Reports for
September, 2009: Dana Baethge, County Auditor
5. Consideration and action on approval of claims for purchases, services, and
vendors: Cherry Russell, Assistant Auditor
6. Discuss and approve August , 2009 Financial Statements: 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

OCTOBER 26, 2009/PAGE 2

REGULAR MEETING

8. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Gaylan L. Schroeder, County Judge
9. Discussion and action on adding a position to the Fire Marshall's Office: Jeffrey Fincke, Kendall County Fire Marshall
10. Discussion and action to establish a Local Data Advisory Board: Joanne Bradley, Juvenile Probation
11. Consideration and action to close the following streets in Comfort from noon, November 27th, through midnight on November 28th, for the Christmas Parade on November 28th :
 1. Seventh Street between Highway 27 and Main Street
 2. High Street between Sixth and Eighth Streets
 3. From the intersection of High and Eighth Streets to just past 806 High StreetKenneth M. Rusch, Commissioner Precinct 4
12. Receive a briefing and recommendation from the County and District Clerks on their evaluation of competing court management software solutions. Possible action as needed: Gene Miertschin, Commissioner Precinct 2
13. Consideration and action to approve the following contract(s):
 1. HTS Voice & Data SystemsDon Allee, County Attorney / Gene Miertschin, Commissioner Precinct 2
14. Discuss and take action to pay Road & Bridge employees for emergency call out: Gene Sparks, Road & Bridge
15. Present summary of activities by Road and Bridge during September, 2009 to Commissioners Court: Terry Anderson, County Engineer
16. Consideration and action on the acceptance of the reconstruction of Jeep Street in Friendly Hills Estates Subdivision: Gene Miertschin, Commissioner Precinct 2 / Terry Anderson, County Engineer
17. Consideration and action on a request to accept a name for ingress/egress easement located on FM 1376, 0.86 miles north of the intersection of FM 1376 and Platten Creek Road (physical address is 1823 FM 1376) in accordance to Kendall County Order 08-10-2009A. The proposed name of the ingress / egress easement is "Langley Rd." (Andrew McGown (McGown Trusts), John Richardson, Charles Ballard, Rush Courtney, Douglas Ballard): Darrel L. Lux Commissioner Precinct 3

KENDALL COUNTY COMMISSIONERS COURT

**OCTOBER 26, 2009/PAGE 3
REGULAR MEETING**

18. Consideration and action on the Amending Plat of Lots 9, 11, 52 and 53 into Lots 52A and 53A in His Hill Subdivision, Canyon View area in Kendall County, Texas in accordance with Section 208.1200.4 of the Kendal County Development Rules and Regulations adopted August 29, 2005 amended September 25, 2006. (Winton and Shirley Martin, Dorothy Walden): Kenneth M. Rusch, Commissioner
Precinct 4
19. Present summary of activities by the Development Management Department during September, 2009: Richard Tobolka, Development Manager
20. Present summary of activities by the Parks Department during September, 2009: Richard Tobolka, Parks Director
21. Amended proposal from Bluescope Construction and Wunderlich Builders on the design, specifications and cost estimate for a pre-engineered metal Butler building and kennels for the Animal Control Facility. Action as needed: Roger Duncan, Sheriff

BREAK

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 551.071 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, economic development and bidding requirements**
 2. **Kendall County vs. BTex Ranch, L.P. et al**
 3. **Montgomery vs. Kendall County**
 4. **River Bend Road right-of-way**

III. The Court will meet in Executive Session pursuant to Section 551.074 to discuss personnel issues:

1. Deliberation concerning the duties and responsibilities of Juvenile Probation
2. Deliberation concerning the duties and responsibilities of the County Judge's Office
3. Deliberation concerning the duties and responsibilities of the Justices of the Peace
4. Deliberation concerning the duties and responsibilities of the County Attorney's Office
5. Deliberation concerning the duties, appointment and/or employment of a Geographical Information System (GIS) Specialist

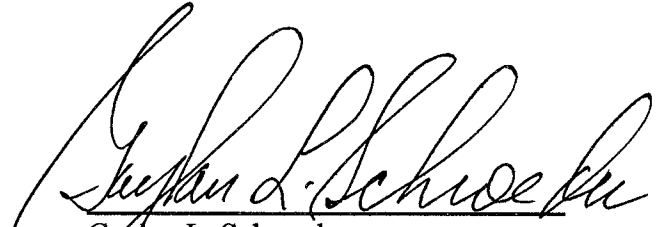
RESUME OPEN SESSION AND TAKE ANY NECESSARY ACTION RESULTING FROM EXECUTIVE SESSION DELIBERATIONS

22. Consideration and possible action concerning the creation of the position of a GIS Specialist and/or a GIS Department: Gene Miertschin, Commissioner Precinct 2
23. Possible action concerning the employment of a GIS Specialist: Gene Miertschin, Commissioner Precinct
24. Consideration and action concerning the revision of plans and specifications for finishing out the County building located at 221 Fawn Valley: Don Allee, County Attorney
25. Consideration and action concerning extending the period of bidding by contractors to finish out the County building located at 221 Fawn Valley or alternately, cancelling the requests for bids: Don Allee, County Attorney

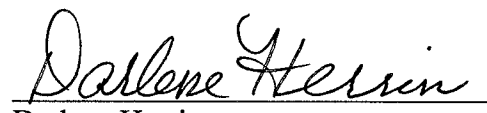
ADJOURNMENT

OCTOBER 28, 2009/PAGE 5
REGULAR MEETING

Dated this the 22nd day of October, 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 22nd day of October, 2009.


Darlene Herrin
County Clerk

Posted at 2:00 P.M. on the 22nd day of October, 2009 – *cb*

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