

**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 **28<sup>th</sup>** day of **December, 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:  
Melvin Heiligmann (10 years) Road & Bridge  
Neil Quick (15years) Sheriff's Office  
Gaylan L. Schroeder, County Judge
3. Consideration and action on approval of minutes for December 14, 2009:  
Sally Peters, Deputy Clerk
4. Consideration and action on approval of Monthly Reports for November, 2009: Dana Baethge, County Auditor
5. Consideration and action on approval of claims for purchases, services, and vendors: Cherry Russell, Assistant Auditor
6. **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.

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7. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Gaylan L. Schroeder, County Judge
8. Consideration and action to appoint a member of the Court to the Alamo Regional Rural Planning Organization Committee (ARRPO): Gaylan L. Schroeder, County Judge
9. **Public Hearing (9:15)** – The Court will receive comments from the public regarding:
  1. The proposed installation of 4-way stop signs at the intersection of Joe Klar Road and Coveney Trail.  
Gene Miertschin, Commissioner Precinct 2
10. Consideration and action regarding the placement of four –way stop signs at Joe Klar Road and Coveney Trail: Gene Miertschin, Commissioner Precinct 2
11. Consideration and action to approve the following contract:
  1. County Information Resources Agency (CIRA) Services Contract (e-mail services)  
Gaylan L. Schroeder, County Judge / Gene Miertschin, Commissioner Precinct 2
12. Report to the Court on the year-end funding status of the Historic Courthouse Restoration project: Gene Miertschin, Commissioner Precinct 2
13. Discuss and take action to pay Road & Bridge employees for emergency call out: Gene Sparks, Road & Bridge
14. Consideration and action to authorize the County Engineer to process the paperwork as required for payments on Disaster Relief Grant ORCA – TxCDBG 28297: Gaylan L. Schroeder, County Judge
15. Present summary of activities by Road and Bridge during November, 2009 to Commissioners Court: Terry Anderson, County Engineer
16. Consideration and action on the approval of the construction of roads, Thunder Canyon, Thunder Hill and Thunder Verde in the Estancia at Thunder Valley Subdivision Phase II and release the Developer's Letter of Credit in the amount of \$900,000.00. These are private roads and will be maintained by an entity other than the County: Ann E. Reissig, Commissioner Precinct 1

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17. Consideration and action on the Preliminary Plat for Diamond K Subdivision in accordance with Section 202 of the Kendall County, Texas Development Rules and Regulations adopted August 25, 2005, amended September 25, 2006. The proposed subdivision consists of 12.5 acres with frontage on Sisterdale-Lindendale Road. (JR3 Development, LLC, Mark Watson): Darrel L. Lux, Commissioner Precinct 3
18. Consideration and action on a Request for Relief for minimum road frontage in accordance with Section 301.1000 of the Kendall County, Texas Development Rules and Regulations adopted August 25, 2005, amended September 25, 2006. The 35.38 acre tract fronts on Scenic Loop Road at two locations with 235 feet and 50.6 feet of frontage. The proposed division would result in a 5.95 and 9.429 acre tracts. The proposed 9.429 acre tract would have fee simple access of 50.6 feet at Scenic Loop Road. (June Adam): Gene Miertschin, Commissioner Precinct 2
19. Present summary of activities by the Development Management Department during November, 2009: Richard Tobolka, Development Manager
20. Consideration and action concerning entering into a contract with a Landscape Architect for development of construction plans for Joshua Springs Park and Preserve: Gaylan L. Schroeder, County Judge / Richard Tobolka, Parks Director
21. Present summary of activities by the Parks Department during November, 2009: Richard Tobolka, Parks Director
22. Discuss and act on a plan of action to have the Emergency Services District and Library District taxes removed from GVTC bills in Kendall County: Gene Miertschin, Commissioner Precinct 2

**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. 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 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**
- 2. Holiday Road Right-of-way**

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

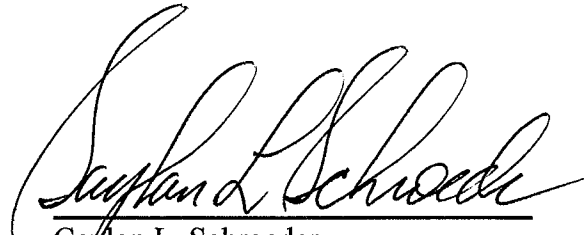
- 1. Deliberation concerning the duties and responsibilities of personnel in EMS**

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

**ADJOURNMENT**

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Dated this the 23<sup>rd</sup> day of December, 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 23<sup>rd</sup> day of December, 2009.

  
Darlene Herrin  
County Clerk

Posted at 10:30 A.M. on the 23<sup>rd</sup> day of December, 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