

**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 **April, 2010** 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

1. Call to Order - 9:00 a.m.

Pledge of allegiance to the United States Flag

Pledge of allegiance to the Texas Flag

2. Presentation of Service Awards by Judge Schroeder to:
Kathryn Engleman – Tax Assessors Office (10 years)
3. Consideration and action on approval of minutes for April 12, 2010:
Sally Peters, Deputy Clerk
4. Consideration and action on approval of Monthly Reports for March, 2010: Dana Baethge, County Auditor
5. Consideration and action on approval of Budget Adjustments: Dana Baethge, County Auditor
6. Consideration and action on approval of claims for purchases, services, and vendors: Cherry Russell, Assistant Auditor
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

**APRIL 26, 2010/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 regarding the generators awarded through the Fire Acts Grant for Boerne and Comfort EMS Stations and also regarding the other part of this grant for Personnel Protective Equipment (PPE): Jeff Fincke, EMS Administrator
10. Discussion and action regarding the letters being sent out for address changes: Jeff Fincke
11. Consideration and action to declare salvage-surplus items at the EMS Office: Jeff Fincke, EMS Administrator
12. Consideration and action to declare AEP tanks and one waste oil tank as salvage property and other miscellaneous items as surplus: Gene Sparks, Operations Manager, Road & Bridge
13. Presentation and updates from Kendall County Adult Probation (CSCD) since April, 2009: Grace San Miguel, Adult Probation Director
14. Presentation by Bronson Lerma, Texas Greenergy Corporation, for the location and operation of the brush site. Consideration and action as necessary: Don Allee, County Attorney / Terry Anderson, County Engineer
15. Discuss and take action to pay Road & Bridge employee(s) for emergency call out: Gene Sparks, Road & Bridge
16. Present summary of activities by Road and Bridge during March, 2010 to Commissioners Court: Terry Anderson, County Engineer
17. Consideration and action on adding a canopy over the entrance to the Animal Control Shelter: Terry Anderson, County Engineer
18. Consideration and action on an Excessive Force Policy to be established by Kendall County for the Texas Community Disaster Relief Grant (TxCDBG) TCDP 72897 from the Texas Department of Rural Affairs: Terry Anderson, County Engineer
19. Consideration and action on a Fair Housing Month Proclamation for TxCDBG, TCPD 728297 from the Texas Department of Rural Affairs: Terry Anderson, County Engineer

KENDALL COUNTY COMMISSIONERS COURT

**APRIL 26, 2010/PAGE 3
REGULAR MEETING**

20. Consideration and action on a Citizens Complaint Procedure to be established by Kendall County for TxCDBG, TCDP 728297 from the Texas Department of Rural Affairs: Terry Anderson, County Engineer
21. Consideration and action on publishing a notice on the Policy for Nondiscrimination for TxCDBG, TCPD 728297 from the Texas Department of Rural Affairs: Terry Anderson, County Engineer
22. Consideration and action on publishing a notice announcing April as Fair Housing Month in Kendall County for TxCDBG, TCPD 728297 from the Texas Department of Rural Affairs: Terry Anderson, County Engineer
23. Present summary of activities by the Development Management Department during March, 2010: Richard Tobolka, Development Manager
24. Consideration and action on the Amending Plat of Tracts 3A-3A, 3A-3B, 3A-3C, 3A-3F, 3A-3G, Champee Springs Ranches, Kendall County, Texas into 3A-3A-a, 3A-3B-a, 3A-3C-a, 3A-3F-a, 3A-3G-a, in accordance with Section 208.1200.4 of the Kendall County Development Rules and Regulations adopted August 29, 2005, amended September 25, 2006. (Rad Weaver, Manager, MFP Realty, LP): Ann E. Reissig, Commissioner Precinct 1
25. Consideration and action on a request to accept a name for an ingress/egress easement located at FM 473, 14.655 miles east of the intersection of FM 473 and FM 1376 (physical address is 1519 FM 473) in accordance to Kendall County Order 08-10-2009A. The proposed name of the ingress/egress easement is "Kasten Rd." (Daniel Glenney, Sr., Cynthia Cook, Geraldine Shaw Walter, David Glenney): Darrel L. Lux, Commissioner Precinct 3

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. 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, county roads and bridges, nuisances, economic development and dangerous wild animals**
 - 2. Kenneth W. Anderson v. Kendall County**
 - 3. Montgomery vs. Kendall County**
 - 4. EEOC Complaint – Angela San Miguel**

- 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 at the Parks Department**

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

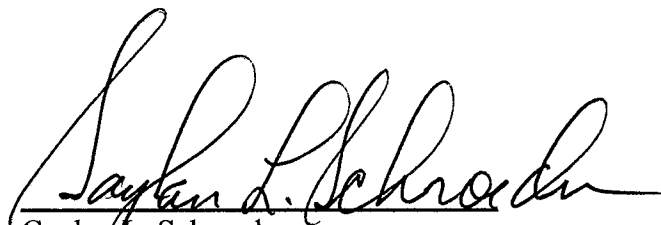
- 26. Consideration and action concerning the publication of a notice to exchange real property (Altgelt Field in Comfort to Comfort Independent School District (CISD) and WCID#1 for Faltin Field in Comfort) and to solicit bids for purchase of real property (excess right-of-way (ROW) on First and Water Street in Comfort): Don Allee, County Attorney**

ADJOURNMENT


KENDALL COUNTY COMMISSIONERS COURT

APRIL 26, 2010/PAGE 5
REGULAR MEETING

Dated this the 22nd day of April, 2010


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 April, 2010.


Darlene Herrin
County Clerk

Posted at 2:00 P.M. on the 22nd day of April 2010 - *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