

**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 22nd day of February, 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**

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 by Judge Schroeder to:
 - Dane Dobberstine – Sheriff’s Office (5 years)
 - Linda Pendley - County Clerk’s Office (30 years)
 - Frank Brussel - Road & Bridge (35 years)
 - Darlene Herrin – County Clerk (35 years)
3. Consideration and action on approval of minutes for February 8, 2010:
Sally Peters, Deputy Clerk
4. Consideration and action on approval of Monthly Reports for January, 2010: 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.

KENDALL COUNTY COMMISSIONERS COURT

**FEBRUARY 22, 2010/PAGE 2
REGULAR MEETING**

7. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Gaylan L. Schroeder, County Judge
8. Discussion and action regarding a Memorandum of Understanding (MOU) with WestTex Capital (dba Pico Petroleum) for installing a generator at 37101 IH10 West for a regional fueling site: Jeff Fincke , Emergency Management Coordinator
9. Consideration and action to set a date and time for a workshop concerning the purchase of radios for Kendall County through a Department of Homeland Security Grant: Gaylan L. Schroeder, County Judge
10. Consideration and action to approve construction plans for sewer line work and rehabilitation of the wastewater treatment plant. Also, authorize the engineer to bid out the project: Keith Marquart, WCID No. 1 / Kevin Spraggins, Vordenbaum Engineering
11. Discussion and action pertaining to the Regional Solid Waste Grants Program and obtain Commissioners Court approval to proceed under the eligible grant category of Source Reduction and Recycling: Darrel L. Lux, Commissioner Precinct 3
12. Receive status report from the County Attorneys Office and take necessary action on the effort to remove the Comal County Library and Emergency Services District Taxes from Kendall County GVTC bills: Gene Miertschin, Commissioner Precinct 2
13. Consideration and action to accept Racial Profile Reports for 2009 from Law Enforcement Agencies in Kendall County: Gaylan L. Schroeder, County Judge
14. Consideration and action to renew the contract currently in place with Red Hawk Security Company: Gaylan L. Schroeder, County Judge
15. Consideration and action concerning the appointment of the 2010 Salary Grievance Committee: Gaylan L. Schroeder, County Judge
16. Consideration and action to adopt an Order concerning recommendations of safety and compliance: Gaylan L. Schroeder, County Judge / Don Allee, County Attorney
17. Consideration and action concerning the employment of a Law Firm to assist in the redistricting: Gaylan L. Schroeder, County Judge

KENDALL COUNTY COMMISSIONERS COURT

**FEBRUARY 22, 2010/PAGE 3
REGULAR MEETING**

18. Discuss and take action to pay Road & Bridge employee(s) for emergency call out: Gene Sparks, Road & Bridge
19. Present summary of activities by Road and Bridge during January, 2010 to Commissioners Court: Terry Anderson, County Engineer
20. Consideration and action on whether the primary electrical power will be provided to the new Animal Control Shelter by overhead or underground: Terry Anderson, County Engineer
21. Consideration and action on an amending plat of Lots 1 and 2, Block 3, Tapatio Springs, Unit 14 in Lot 1A, Block 3, Tapatio Springs, Unit 14, Kendall County, Texas, in accordance with Section 208.1200.4 of the Kendall County Development Rules and Regulations adopted August 29, 2005, amended September 25, 2006. (Patrick and Patricia Vertovec): Ann E. Reissig, Commissioner Precinct 1
22. Present summary of activities by the Development Management Department during January, 2010: Richard Tobolka, Development Manager
23. Present summary of activities by the Parks Department during January, 2010: Richard Tobolka, Parks Director
24. Consideration and action authorizing the Parks Department to publish notice requesting bids for the remodel of restrooms at Joshua Springs Park and Preserve conference center: Gaylan L. Schroeder, County Judge / Richard Tobolka, Parks Director
25. Presentation on Joshua Springs Park and Preserve concept layout for Texas Parks and Wildlife funded grant, by the BWM group: Gaylan L. Schroeder, County Judge / Richard Tobolka, Parks Director

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 and county roads and bridges, nuisances, and economic development**
 - 2. Kenneth W. Anderson v. Kendall County**
 - 3. Montgomery vs. Kendall County**

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

ADJOURNMENT


**FEBRUARY 22, 2010/PAGE 5
REGULAR MEETING**

Dated this the 18th day of February, 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 18th day of February, 2010.



Darlene Herrin
County Clerk

Posted at 2:00 P.M. on the 18th day of February, 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