

**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 **September, 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. Consideration and action on approval of minutes for August 23, 2010: Sally Peters, Deputy Clerk
3. Consideration and action on approval of Budget Adjustments and Emergency Declarations: Dana Baethge, County Auditor
4. Consideration and action to reduce the retained fee for the construction of the Animal Control Shelter from 10% to 5% and pay the invoice showing 5% retained: Terry Anderson, County Engineer
5. Consideration and action on approval of claims for purchases, services and vendors: Cherry Russell, Assistant Auditor
6. Discuss and approve the July 2010 Financial Report: 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

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8. Discussion on appointing the County Auditor as Kendall County's Investment Officer. Action as needed: Medana Crow, County Treasurer
9. Discuss and consider a plan for Elections Administrator to take if a Special Election has to take place in December 2010: Rosaria Reyes, Elections Administrator
10. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Gaylan L. Schroeder, County Judge
11. Consideration and action to approve a request to use funds in line item 10-546-56150 (Allocations Capital Expenses) for items other than originally budgeted: Danny Morales, Comfort Volunteer Fire Department
12. **Public Hearing (9:15)** - The Court will receive comments from the public regarding:
 1. An application filed by Billy G. Stockton for the proposed revision of the subdivision plat for Kohls Ranch Unit 3, Lot 3, filed in Volume 2, Page 114 of the Plat Records of Kendall County, Texas.
Darrel L. Lux, Commissioner Precinct 3 / Richard Tobolka, Development Management
13. Consideration and action on a plat revision to Kohls Ranch, Unit 3, Lot 3 into Lots 3A and 3B in accordance with Kendall County Development Rules and Regulations adopted August 29, 2005, amended September 25, 2006. (Billy G. Stockton): Darrel L. Lux, Commissioner Precinct 3
14. Consideration and action to adopt a Proclamation proclaiming September 15th through October 15th as Hispanic Heritage Month: Gaylan L. Schroeder, County Judge / Marie Brown, Texas Department of Health
15. Update to Commissioners Court on the Kendall County Agriculture and Equestrian Center's grant application through Texas Parks and Wildlife: Darrel L. Lux, Commissioner Precinct 3 / Andra Wisian
16. Consideration and action to adopt the Sheriffs' & Constables' Fees for 2011: Gaylan L. Schroeder, County Judge
17. Discussion and action to approve the Holiday Schedule for 2011: Gaylan L. Schroeder, County Judge
18. Discussion and action to approve the Commissioners Court Calendar for 2011: Gaylan L. Schroeder, County Judge

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19. Discuss and take appropriate action regarding the configuration and pricing of County computers: Gene Miertschin, Commissioner Precinct 2
20. Consideration and action on a revised Historic Courthouse Landscaping Project and apply for a permit for said project: Gene Miertschin, Commissioner Precinct 2
21. Consideration and action on the following:
 1. Interlocal Agreement with The City of Boerne for Public Safety and Utilities Communications Services (Tabled 07/26/10)
Gaylan L. Schroeder, County Judge
22. Discussion and action pertaining to the relocation of various departments to the County Facility located at 221 Fawn Valley: Darrel L. Lux, Commissioner Precinct 3
23. Discuss and take action to pay Road & Bridge employee(s) for emergency call out: Gene Sparks, Road & Bridge
24. Notification to Commissioners Court of Road & Bridge Departments shift to five day work week, beginning September 27, 2010. Hours (7:00 a.m. to 3:30 p.m.) and policies to remain as previous year: Gene Sparks, Road & Bridge Operations Manager
25. Consideration and action concerning a request of William E. Hooks, Jr. to cancel his three lots out of the Stone Springs Subdivision and to seek a waiver or reduction of the fee and relief concerning County procedures: Don Allee, County Attorney
26. Consideration and action on a request for a time extension of one year from today's date to submit documents to administratively complete the Final Plat for Diamond K Subdivision. The preliminary plat was approved on December 28, 2009 and the final plat was submitted on April 27, 2010: Darrel L. Lux, Commissioner Precinct 3
27. Consideration and action on adopting "Flood Damage Prevention Ordinance" Kendall County, Texas (Order No. 09-13-2010). The ordinance will apply to all areas of special flood hazard with the jurisdiction of Kendall County. Flood Insurance Study, Flood Insurance Rate Maps and Flood boundary – Floodway maps dated December 17, 2010 will be used effective immediately for adopting the required Floodplain Management Measures: Gaylan L. Schroeder, County Judge / 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. 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, and nuisance conditions**
 - 2. Threatened litigation re: Eric Ingram**
 - 3. 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 in EMS**
 - 2. Deliberation concerning the duties and responsibilities of personnel in the Sheriff's Office**
 - 3. Deliberation concerning the duties and responsibilities of personnel in Road & Bridge**
 - 4. Deliberation concerning the duties and responsibilities of personnel in the County Attorney's Office**

- IV. The Court will meet in Executive Session pursuant to Section 551.076 to discuss the deployment, or specific occasions for implementation, of security personnel or devices**

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

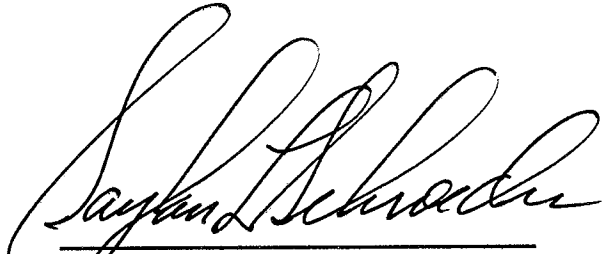
- 28. Consideration and action concerning security systems, computers and telephone systems in County Buildings: Don Allee, County Attorney**

ADJOURNMENT

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Dated this the 9th day of September, 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 9th day of September, 2010.



Darlene Herrin
County Clerk

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

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