

**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 12th day of **October, 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 September 27, 2010:
Sally Peters, Deputy Clerk
3. Consideration and action on approval of claims for purchases, services and vendors: Cherry Russell, Assistant Auditor
4. **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
5. Consideration and action to approve the Texas Parks and Wildlife Department's (TPWD) County Boat Agent Agreement in order to allow the Tax-Assessor-Collector's Office to continue to act as an agent for TPWD: James Hudson, Tax-Assessor Collector
6. Consideration and action to approve job descriptions for Animal Control and GIS Departments: Juanita Espino, Human Resources
7. Consideration and action regarding the County organization and reporting structure for all departments directly overseen by Commissioners Court. (Tabled on September 27th): Gene Miertschin, Commissioner Precinct 2

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8. Consideration and action to appoint a member and alternate to the Criminal Justice Advisory Committee at the Alamo Area Council of Governments (AACOG): Gaylan L. Schroeder, County Judge
9. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Gaylan L. Schroeder, County Judge
10. **Public Hearing (9:15)** - The Court will receive comments from the public regarding:
 1. Application by William E. Hooks and Rebecca Gaines Hooks to cancel part (Lots 101, 102, 103) of the subdivision known as "Stone Springs Estates".
Kenneth M. Rusch, Commissioner Precinct 4
11. Consideration and action to adopt a Resolution (10-12-2010A) certifying that Kendall County has approved funds to be given to the Rainbow Senior Center to be used between September 1, 2010 and August 31, 2011 for home delivered meals and authorizing the filing of an application with Texas Department of Agriculture (TDA) for a Texans Feeding Texans Grant: Gaylan L. Schroeder, County Judge / Ellen Damstra Executive Director, Rainbow Senior Center
12. Consideration and action on the adoption of a Resolution (10-12-2010B) to allow Kendall County to apply and receive a grant for Indigent Defense: Gaylan L. Schroeder, County Judge
13. Consideration and action to approve a Resolution (10-12-2010C) confirming Marquardt Rd. is a County maintained, third class public road and has 40 feet of right of way. This is to satisfy Texas Department of Transportation's (TxDOT) requirements for replacement of the bridge over Violet Creek: Kenneth M. Rusch, Commissioner Precinct 4 / Terry Anderson, County Engineer
14. Consideration and action to approve a request to publish a notice requesting Statements of Qualifications for administrative services for the Energy Efficiency Conservation Block Grant in the amount of \$86,365.00: Gaylan L. Schroeder, County Judge / Terry Anderson, County Engineer
15. Consideration and action to publish notice for a Public Hearing on October 25, 2010 at 9:15 a.m., concerning the adoption of the amended Kendall County Development Rules and Regulations: Gaylan L. Schroeder, County Judge / Richard Tobolka, Development Management
16. Discussion and appropriate action concerning representation of indigent persons in criminal matters: Don Allee, County Attorney

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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, and nuisance conditions**
 - 2. EEOC Complaint – Angela San Miguel**
 - 3. Lucas Lancaster vs. Kendall County, et al**

- 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 Parks Department**
 - 2. Deliberation concerning the duties and responsibilities of personnel in the County Auditor's Office**

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

ADJOURNMENT

- 17. Consideration and action concerning scheduling and procedure for a grievance hearing as requested by David Cheney: Don Allee, County Attorney**

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Dated this the 7th day of October, 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 7th day of October, 2010.



Darlene Herrin
County Clerk

Posted at 2:00 P.M. on the 7th day of October 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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