

**8NOTICE 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 25th 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. Presentation of Service Awards by Judge Schroeder to:

Barbara Christman	Indigent/Housing	(5 years)
Harriet Seidensticker	County Clerk's Office	(5 years)

3. Consideration and action on approval of minutes for October 12, 2010:
Sally Peters, Deputy Clerk

4. Consideration and action on approval of Monthly Reports for September, 2010: Dana Baethge, County Auditor

5. Consideration and action on approval of claims for purchases, services, and vendors: Cherry Russell, Assistant Auditor

6. Discuss and approve the August 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. Discuss new and terminated employees and job openings: Juanita Espino, Human Resources
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 filed by Patrick and Diana Mayo for the proposed revision of the subdivision plat for Deer Lake Subdivision Lot 7A (filed in Volume 3, Page 242 of the Plat Records of Kendall County, Texas) into Lots 7B and 7C.
Ann E. Reissig, Commissioner Precinct 1
11. **Public Hearing (9:15)** - The Court will receive comments from the public regarding:
 1. The proposed amendments to the Kendall County, Texas Development Rules and Regulations adopted August 29, 2005 and amended effective September 25, 2006
Gaylan L. Schroeder, County Judge / Richard Tobolka, Development Management
12. Consideration and action on the following:
 1. Service and Support Agreement with HTS Voice & Data Systems
Gaylan L. Schroeder, County Judge
13. Consideration and action to approve the Kendall County Community Justice Plan and sign a Resolution giving the Court's approval: Roger Duncan, Sheriff
14. Present summary of activities by Road and Bridge during August, 2010 to Commissioners Court: Terry Anderson, County Engineer
15. Consideration and action on a request for relief to minimum road frontage in accordance with Section 301 of the Kendall County Development Rules and Regulations adopted August 29, 2005, amended on September 25, 2006. The proposed frontage for Lot 7B is 173.75 feet with the minimum frontage allowed is 250 feet. (Patrick and Diana Mayo): Ann E. Reissig, Commissioner Precinct 1
16. Consideration and action on a Request for Relief to cancellation of Subdivision fee (\$3000.00 plus \$100.00/lot) Kendall County Development Rules and Regulations adopted August 29, 2005, amended on September 25, 2006. Owner proposed a cancellation of subdivision fee of \$250.00 plus \$100.00/lot. (Stone Springs Estates, Lots 101, 102, 103 – William E. Hooks): Kenneth M. Rusch, Commissioner Precinct 4

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17. Consideration and action on an application to cancel part of (Lots 101, 102, 103) the subdivision known as "Stone Springs Estates" in accordance with Section 209 of the Kendall County Development Rules and Regulations adopted August 29, 2005, amended on September 25, 2006. (William E. Hooks and Rebecca Gaines Hooks): Kenneth M. Rusch, Commissioner Precinct 4
18. Consideration and action on Amending Plat of Lot 347 in River Mountain Ranch, Section Three, into Lot 347A in accordance to Section 208.1200.4 of the Kendall County Development Rules and Regulations adopted August 29, 2005, amended on September 25, 2006. (William M. and Deborah C. Center): Gene Miertschin, Commissioner Precinct 2
19. Present summary of activities by the Development Management Department during September, 2010: Richard Tobolka, Development Manager
20. Present summary of activities by the Parks Department during September, 2010: Richard Tobolka, Parks Director

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, county roads and bridges.
 2. EEOC Complaint – Angela San Miguel
 3. Lucas Lancaster vs. Kendall County, et al
 4. Michael E. Montgomery vs. Kendall County, Texas
 5. Texas Workforce Commission Complaint – David Cheney
- III. The Court will meet in Executive Session pursuant to Section 551.0785 to deliberate matters involving medical records of an individual applicant for benefits:**
 1. Road & Bridge personnel

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IV. 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 the office of Constable Precinct 3
2. Deliberation concerning the duties and responsibilities of personnel at Road & Bridge
3. Deliberation concerning the duties and responsibilities of the Facilities Manager
4. Deliberation concerning the duties and responsibilities of LEC personnel
5. Deliberation concerning the duties and responsibilities of Parks personnel

V. 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 DELIBERATION

21. Advise Court of payment for sick leave hours to Joe Dominguez who resigned from employment with Kendall County after eight years of service: Juanita Espino, Human Resources
22. Discuss and take action concerning accumulated sick leave hours by Collis Bryan Meier, who is retiring through the County's Retirement System (TCDRS): Juanita Espino, Human Resources
23. Consideration and action to approve the job description for the Facilities Manager: Gene Miertschin, Commissioner Precinct 2
24. Consideration and action concerning burial expenses of indigent person: Darrel L. Lux, Commissioner Precinct 3

LUNCH BREAK

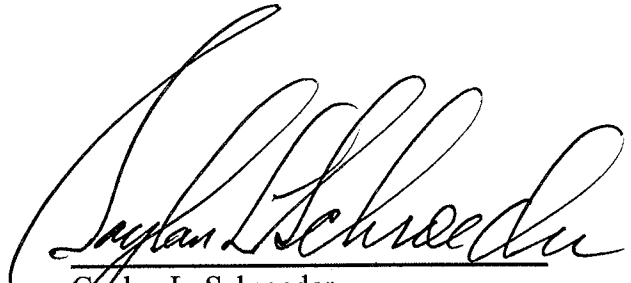
RESUME OPEN SESSION 1:30 p.m. -

25. Presentation concerning proposed Herff Road project alignment and extent of project and financing alternatives. Action as needed. : Gaylan L. Schroeder, County Judge

ADJOURNMENT

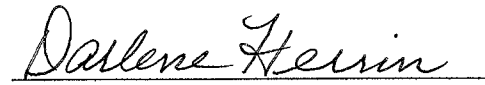
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Dated this the 21st day of October, 2010



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 21st day of October, 2010.



Darlene Herrin
County Clerk

Posted at 2:00 P.M. on the 21st day of October, 2010 - *ceh*

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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