

**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 28th day of **March, 2011** 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. Consideration and action on approval of minutes for March 14, 2011:
Sally Peters, Deputy Clerk
3. Consideration and action on approval of Monthly Reports for February, 2011: Dana Baethge, County Auditor
4. Consideration and action on approval of claims for purchases, services, and vendors: Cherry Russell, Assistant Auditor
5. Discuss and approve the Financial Report for January 2011: Sheryl D'Spain, County Treasurer
6. Consideration and action to authorize publication notice for applications for the County depository: Sheryl D'Spain, County Treasurer
7. Discussion and action concerning accumulated sick leave for an employee retiring through the County's Retirement System (TCDRS): Juanita Espino, Human Resources

KENDALL COUNTY COMMISSIONERS COURT

**MARCH 28, 2011/PAGE 2
REGULAR MEETING**

8. **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.
9. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Gaylan L. Schroeder, County Judge
10. Consideration and action to approve Resolution 03-28-2011A to exempt the Dienger Building (City of Boerne) from ad valorem taxes under the Texas Tax Code Section 11.24: Gaylan L. Schroeder, County Judge
11. Consideration and action in support of Resolution 03-28-2011B concerning HJR56: Gaylan L. Schroeder, County Judge
12. Consideration and action to allow Boerne Merchants Association the use of Courthouse grounds in June and October for Market Days: Gaylan L. Schroeder, County Judge / David Querbach, Boerne Merchants Association
13. Consideration and action to select the contractor to install the onsite sewer facility at the Recycling Facility: Darrel L. Lux, Commissioner Precinct 3 / Terry Anderson, County Engineer
14. Present summary of activities by Road and Bridge during February, 2011 to Commissioners Court: Ricky Pfeiffer, Road Superintendent
15. Consideration and action on the Amending Plat combining Lots 3, 4, 5, 10, 11 and 12, Block 6, in Tapatio Springs Subdivision, Unit 1 in Kendall County, Texas to create Lots 3A, 4A and 5A in accordance to Section 209 of the Kendall County Development Rules and Regulations adopted November 8, 2010. (Tapatio Springs Real Estate Holdings, LP): Ann E. Reissig, Commissioner Precinct 1
16. Consideration and action on Amending Plat combining Lots 44 and 45 in the Crossing Mountain Creek Section in Kendall County, Texas to create Lot 44A in accordance to Section 209 of the Kendall County Development Rules and Regulations adopted November 8, 2010. (Andrew and Marcie Michalec): Darrel L. Lux, Commissioner Precinct 3
17. Present summary of activities by the Development Management Department during February, 2011: Richard Tobolka, Development Manager

18. Present summary of activities by the Parks Department during February, 2011: Richard Tobolka, Parks Director
19. Presentation by the Hill Country Council for the Arts on the Public Art Master Plan for Boerne and Kendall County: Gaylan L. Schroeder, County Judge / Rob Ziegler, President Hill Country Council for the Arts
20. Discussion and action to approve TAC representatives conducting a safety training program to Road & Bridge and Parks departments: Juanita Espino Human Resources

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 and liability concerning subdivisions, county roads and bridges and county parks
 2. EEOC Complaints
 3. Lucas Lancaster vs. Kendall County, et al
 4. William E. Hooks, Jr. and Rebecca G. Hooks vs. Kendall County
- 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 Development Management and Parks Department

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

21. Consideration and action on filling Administrative Specialist I position in Development Management: Richard Tobolka, Development Management Manager

LUNCH BREAK

OPEN SESSION RESUMES - 1:30


22. Presentation and discussion of Initial Assessment regarding the need to redistrict the County Commissioners Precincts based on recently issued 2010 Census data.
 1. Discussion of traditional redistricting criteria and possible adoption of criteria to be used by the County for the 2011 redistricting process.
 2. Discussion and possible action to adopt redistricting guidelines which control the process and schedule for the 2011 redistricting.

Gaylan L. Schroeder, County Judge / Sydney Falk, Bickerstaff, Heath, Delgado, Acosta LLP.

ADJOURNMENT


**MARCH 28, 2011/PAGE 5
REGULAR MEETING**

Dated this the 24th day of March, 2011



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 24th day of March, 2011.



Darlene Herrin
County Clerk

Posted at *2:00* P.M. on the 24th day of March, 2011- *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