

**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 22<sup>nd</sup> day of **August, 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. Presentation of Service Awards by Judge Schroeder to:  

<b>Terence Bowen</b>	<b>Animal Control</b>	<b>(5 years)</b>
<b>Dennis C. Rust</b>	<b>Road Bridge</b>	<b>(20 years)</b>
  
3. Consideration and action on approval of minutes for August 8, 2011:  
Sally Peters, Deputy Clerk
  
4. Consideration and action on approval of Monthly Reports for July, 2011:  
Dana Baethge, County Auditor
  
5. Consideration and action on approval of Budget Adjustments and Emergency Declarations: Dana Baethge, County Auditor
  
6. Consideration and action on approval of claims for purchases, services, and vendors: Cherry Russell, Assistant Auditor
  
7. Discuss and approve the Quarterly Financial Report for April through June 2011 (3<sup>rd</sup> Quarter 2011): Dana Baethge, County Auditor

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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 to approve the purchase of a ladder and three desk file cabinets in lieu of a card file as approved by the Court for the Fiscal Year 2011 Budget. Also, discussion and possible action on concerns for privacy in the Voting Room during Elections: Staci Decker, Elections Administrator
10. Consideration and action to transfer funds to cover depleted fuel accounts for the Sheriff (560), Law Enforcement (512) and Animal Control (408) budgets: Roger Duncan, Sheriff
11. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Gaylan L. Schroeder, County Judge
12. **Public Hearing (9:15)** - The Court will receive comments from the public regarding:
  1. The 2012 Proposed Budget  
Gaylan L. Schroeder, County Judge / Dana Baethge, County Auditor
13. Consideration and action to adopt the Fiscal Year 2012 Budget: Dana Baethge, County Auditor
14. Consideration and action to adopt a 2011 County Property Tax Rate of \$.37 per \$100.00 taxable value, being .343364 cents for M & O (Maintenance & Operation) and .026636 cents for Debt Service: James Hudson, Tax Assessor / Collector
15. Consideration and action to adopt discounts for the early payment of County Property Taxes in 2011: James Hudson, Tax Assessor / Collector
16. Consideration and action to adopt the final redistricting plan and to authorize redistricting legal counsel to seek Voting Rights Act Section 5 preclearance of adopted plan: Gaylan L. Schroeder, County Judge
17. Consideration and action on the use of the old jail building: Gaylan L. Schroeder, County Judge

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18. Presentation and update by Cow Creek Groundwater Conservation District (CCGCD) on current drought conditions. Action as needed: Gaylan L. Schroeder, County Judge / Micah Voulgaris, General Manager CCGCD / John Kight, Vice-President CCGCD
19. Discussion and action concerning the use of the rear Courthouse Parking Lot (Rosewood entrance) for a 4-H Fundraiser: Darrel L. Lux, Commissioner Precinct 3
20. Present summary of activities by Road and Bridge during July, 2011 to Commissioners Court: Ricky Pfeiffer, Road Superintendent
21. Consideration and action on the review of bids for headwall construction on Adler Street and award contract: Ricky Pfeiffer, Road & Bridge
22. Present summary of activities by the Development Management Department during July, 2011: Richard Tobolka, Development Manager
23. Present summary of activities by the Parks Department during July, 2011: Richard Tobolka, Parks Director
24. Consideration and action on a request for relief to a family division in accordance with Section 102.1000.2 of the Kendall County Development Rules and Regulations. Section 102.1000.2 specifies the tract may be divided into four or fewer parts. The proposed division will result in six tracts which vary between 54 more or less acres to 60 more or less acres. (Chris Wallendorf, Attorney for owners): Kenneth M. Rusch, Commissioner Precinct 4
25. Brief Commissioners Court on services provided by the San Antonio Food Bank (SAFB): Gaylan L. Schroeder, County Judge / Eric Cooper, President / CEO of SAFB / Mario Obledo, Jr., Director of Government Relations & Advocacy

**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**

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**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, and legal requirements of redistricting
2. EEOC Complaints
3. 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 the County Engineer / Brush Site
2. Deliberation concerning the duties and responsibilities of the Parks Department

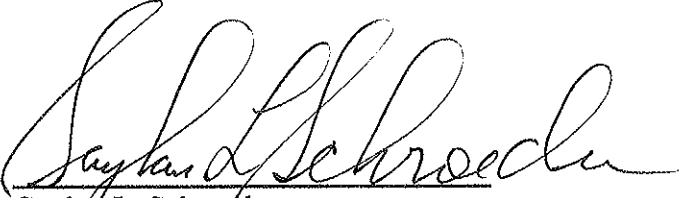
**RESUME OPEN SESSION AND TAKE ANY NECESSARY ACTION RESULTING FROM EXECUTIVE SESSION DELIBERATIONS**

26. Discussion and action to revise the fees at the County Brush Site: Gene Miertschin, Commissioner Precinct 2

**ADJOURNMENT**

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Dated this the 18<sup>th</sup> day of August, 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 18<sup>th</sup> day of August, 2011.

  
Darlene Herrin  
County Clerk

Posted at 2:30 P.M. on the 18<sup>th</sup> day of August, 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