

**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 August, 2012 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.

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 July 23, 24, 30, 31 and August 6, 2012: Sally Peters, Deputy Clerk
3. Consideration and action on approval of Budget Adjustments: Corinna Speer, County Auditor
4. Consideration and action on approval of claims for purchases, services and vendors: Cindy Silva, Assistant Auditor
5. **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.
6. Consideration and action to publish “Notice of Public Hearing” in reference to Records Archive Fee (SB 1731 and LGC 118.25): Darlene Herrin, County Clerk
7. Consideration and action to approve a Joint Election between the City of Boerne, Comfort Independent School District and Kendall County to be held on November 6, 2012: Staci Decker , Elections Administrator

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8. Consideration and action on Group Medical, Dental, Vision and Life coverage for the Plan Year of October 1, 2012 to September 30, 2013: Michelle Lux, Benefits Coordinator
9. Discussion and action concerning the Kendall County 150th Celebration activities and the Historical Marker Submission for 2013: Darrel L. Lux, Commissioner Precinct 3 / Historical Commission Members
10. **Public Hearing (9:15)** - The Court will receive comments from the public regarding:
 1. Application filed by James M. Harris for the proposed revision of the subdivision plat for Inspiration Hill No 2, Lot 4A filed in Volume 7, Page 35 of the Plat Records of Kendall County, Texas. The proposed plat revisions would create seven lots 4A-1 thru 4A-7 from existing lot 4-A. Proposed lots vary from 5.12 acres minimum to 7.26 maximum with an average density of 6.18 acres.
Kenneth M. Rusch, Commissioner Precinct 4
11. Consideration and action to approve the list of members to the Kendall County Child Services Board 2012 and receive an update on services provided during the year. Also, requested is approval to apply for grants for various services: Gaylan L. Schroeder, County Judge /Audra Miller, Kendall County Child Services Board Chair
12. Discussion and action to approve the outfitting and painting in the Child Safe Room in the Courthouse using funds donated by the Child Services Board: Gene Miertschin, Commissioner Precinct 2
13. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Gaylan L. Schroeder, County Judge
14. Update on status of upgrading the Radio System to be compliant with Federal Mandated Regulations by December 31, 2012: Darrel L. Lux, Commissioner Precinct 3
15. Present Fiscal Year 2013 Proposed Budget to the Commissioners Court: Corinna Speer, County Auditor
16. Consideration and action on a request to approve the 2012 Certified Appraisal Roll Totals of \$3,658,244,916.00 Freeze Adjusted Taxable Value provided by the Kendall Appraisal District: James Hudson, Tax Assessor /Collector
17. Present and discuss the 2012 effective tax rate and rollback tax rate and notice(s) published and to be published: James Hudson, Tax Assessor / Collector

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18. Take a record vote to place a proposal to adopt the rate of \$.395 per \$100.00 on the agenda of a future meeting as an action item. The proposed tax increase of 2.5 cents will raise the rate from \$.37 to \$.395 per \$100.00 taxable value, which is a 6.8% increase in the tax rate. Schedule two public hearings, date and time to be determined: James Hudson, Tax Assessor / Collector
19. Consideration and action to approve moving \$1000.00 from 10-549-54530 (radio radar repair maintenance) to 10-549-56510 (all Capital expenses) to purchase pagers for the Waring Volunteer Fire Department: Kenneth M. Rusch, Commissioner Precinct 4
20. Consideration and action to nominate a Kendall County Representative to the Economic Development Board: Kenneth M. Rusch, Commissioner Precinct 4
21. Consideration and action on approval of the Road History Forms for new road "Bella Springs Rd.", requested by the property owner. Also, to properly assign 911 addresses: Kenneth M. Rusch, Commissioner Precinct 4 / Mike Howle, GIS Coordinator
22. Consideration and action to adopt Memorandum of Understanding between Guadalupe-Blanco River Authority, Upper Guadalupe River Authority, Kendall County, Kerr County, Kendall County Water Control and Improvement District No. 1, Headwaters Groundwater Conservation District, and Cow Creek Groundwater Conservation District, concerning an application to the Texas Water Development Board for regional water planning grants for Kerr and Kendall Counties: Kenneth M. Rusch, Commissioner Precinct 4
23. Consideration and action to approve the following agreements / contracts:
 1. Interlocal Agreement for Public Safety and Utilities Communication Services: Don Allee, County Attorney
 2. Contract with Klotz Associates, Inc. for the Final Engineering Design Phase in the amount of \$488,685.10. Authorize signing of contract: Gene Miertschin, Commissioner Precinct 2
24. Consideration and action to pay Road & Bridge employee(s) for emergency call out time: Gene Sparks, Road & Bridge Operations Manager
25. Consideration and action on an amending plat of Outlets 78A, 78B, and 78C in Comfort, Kendall County, Texas in accordance with Section 209 of the Kendall County Development Rules and Regulations. Relief for minimum road frontage was granted on May 14, 2012. (Royce W. and Dolores J. Steubing): Kenneth M. Rusch, Commissioner Precinct 4

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26. Consideration and action on a request for relief from the platting requirements in accordance with Section 101.1000 of the Kendall County Development Rules and Regulations. The purpose of the division is for the creation of a family cemetery (less than one (1) acre) with access through a 25 foot easement to FM 3351. (Joachim J. Schubert, Alexander's Ranch, LLC): Darrel L. Lux, Commissioner Precinct 3
27. Consideration and action on a request for relief for minimum road frontage in accordance with Section 102.1000.9 of the Kendall County Development Rules and Regulations. Division required by lender requires 60 feet fee simple or easement for roadway purposes. The proposed 18.8 + acre tract out of the parent tract of 136.9+ acre tract is currently accessed through a 30 foot easement (David W. and Teresa J.P. McDaniel): Darrel L. Lux, Commissioner Precinct 3
28. Presentation and update by Kendall County 4-Her's on events they have been involved in , activities and accomplishments: Stephen Zoeller, AgriLife Extension
29. Preliminary discussion on leasing antenna space on the Jennifer Drive Tower to S&P Communications. Take action as needed: Gene Miertschin, Commissioner Precinct 2

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 551.071 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 responsibilities concerning subdivisions, county roads, bridges and county property.
 2. EEOC Complaints
- II. The Court will meet in Executive Session pursuant to Section 551.074 to discuss personnel issues:**
 1. Deliberation concerning the duties and responsibilities of County Attorney's Office
 2. Deliberation concerning the duties and responsibilities of EMS
 3. Deliberation concerning the duties and responsibilities of Parks

III. The Court will meet in Executive Session pursuant to Section 551.076 to deliberate matters regarding security devices


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

30. Discussion and action on reassignment of EMS employee: Jeff Fincke, EMS Coordinator
31. Consideration and action concerning the change of job classifications for some employees in the County Attorney's Office: Don Allee, County Attorney

ADJOURNMENT

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Dated this the 9th day of August, 2012


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 August, 2012.


Darlene Herrin
County Clerk

Posted at 2:30 P.M. on the 9th day of August, 2012 - *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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