

**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 27<sup>th</sup> 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 SHALL BE USED 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 to:

<b>John Jenkins</b>	<b>Parks</b>	<b>5 years</b>
<b>Robert Garcia</b>	<b>Patrol Deputy SO</b>	<b>10 years</b>
  
3. Consideration and action on approval of minutes for August 13 and 20, 2012:  
Sally Peters, Deputy Clerk
  
4. Consideration and action on approval of Monthly Reports for July, 2012:  
Corinna Speer, County Auditor
  
5. Consideration and action on approval of Budget Adjustments: Corinna Speer,  
County Auditor
  
6. Consideration and action on approval of claims for purchases, services, and  
vendors: Cindy Silva, Assistant Auditor
  
7. Consideration and action to approve June, 2012 Summary of cash balances: Sheryl  
D'Spain, County Treasurer
  
8. Presentation of the July and August Sales Tax Report: Sheryl D'Spain, County  
Treasurer

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9. Consideration and action to approve the Investment Report for the 3<sup>rd</sup> quarter of 2012: Sheryl D'Spain, County Treasurer
10. **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.
11. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Gaylan L. Schroeder, County Judge / Jeff Fincke, Fire Marshall
12. Consideration and action to purchase radios for the new 700mhz Radio System on the Lower Colorado River Authority (LCRA) Towers: Jeff Fincke, Emergency Management Coordinator
13. **Public Hearing (9:15)** - The Court will receive comments from the public regarding:
  1. The 2013 Proposed Budget  
Gaylan L. Schroeder, County Judge / Corinna Speer, County Auditor
14. **Public Hearing (9:30)** - on a Proposal to increase the total Tax Revenues from properties on the tax roll in the preceding tax year by 6.48 % (Chapter 26, Tax Code). Taxpayers have the opportunity to express their views on the increase. The proposed Tax Rate is \$.395 per \$100.00 taxable value. The Court will schedule a date, time and place for the vote on the tax rate (Quorum required): James Hudson, Tax Assessor Collector
15. Discussion and action to amend the polling location in Waring, Texas: Staci Decker, Elections Administrator
16. Discussion and action to approve the change of a permanent polling location. The polling location at the Kendall County Fairgrounds will move to the Burdick Community Center located off of Old San Antonio Rd.: Staci Decker, Elections Administrator
17. Consideration and action to appoint Presiding and Alternate Election Judges to a two year term which begins September 1, 2012 and ends August 31, 2014: Staci Decker, Elections Administrator
18. Discussion and action to adopt a Resolution to apply for 2013-2014 Community Development Block Grant assistance with the Community Development Fund and a related Interlocal Agreement with Kendall County WCID No. 1: Gaylan L. Schroeder, County Judge / GrantWorks Representative

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19. Consideration and action concerning a contract with the State of Texas pertaining to reporting of persons charged with Failure to Appear offenses: Don Allee, County Attorney
20. Presentation of the following administrative document by the Kendall County Community Supervision and Corrections Department (Adult Probation) as approved by the District Judge Keith Williams and County Court at Law Judge Bill Palmer to the Commissioners court for record filing:
  1. Fiscal Year 2012 Budget Adjustment  
Grace San Miguel, Kendall County CSCD Director
21. Clarification of terms of County Order No. 06-25-2012 adopting rules and regulations for Joshua Springs Park and Preserve (removal of exhibits). Action as needed: Don Allee, County Attorney
22. Present summary of activities by the Parks Department during July, 2012. Discuss and take action on grand opening activities: Richard Tobolka, Parks Director
23. Consideration and action on a Plat Revision to Inspiration Hill No. 2, Lot 4A, filed in Volume 7, page 35 of the plat records of Kendall County, Texas, into Lots 4A-1 thru 4A-7 in accordance with Section 209 of the Kendall County Development Rules and Regulations. The proposed plat revision creates seven Lots 4A-1 thru 4A-7 which vary from 5.12 acres to 7.26 acres with an average density of 6.13 acres (James M. Harris): Kenneth M. Rusch, Commissioner Precinct 4
24. Consideration and action on a request for relief by Cordillera Ranch from the 1990 Subdivision Regulations for the Di Lusso Site 2 development for the following:
  1. Use of a 50 ft. ROW width and 21ft. of pavement width in lieu of 60 ft of ROW and a 36 ft pavement width as required by Subsection 302.21.
  2. Use of a 6" roll curb and gutter in lieu of a 7" curb with no gutter as required by Section 620.
  3. Place certain utilities (water, sewer, electric and telephone) inside the ROW in lieu of placing them outside the ROW as required by Subsection 302.25.
  4. Use a prime coat under a 1 ½" HMAC pavement in lieu of a one course surface treatment under the 1 ½" HMAC pavement as required by Subsection 404.10.Gene Miertschin, Commissioner Precinct 2
25. Consideration and action to pay Road & Bridge employee(s) for emergency call out time: Gene Sparks, Road & Bridge Operations Manager
26. Present summary of activities by Road and Bridge during July, 2012 to Commissioners Court: Ricky Pfeiffer, Road Superintendent

**27. Un-table Item # 29 from August 13, 2012:**

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. 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, 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 Parks**
- 2. Deliberation concerning the duties and responsibilities of County Attorney's Office**

**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**

**28. Un-table Item # 31 from August 13, 2012:**

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 23<sup>rd</sup> 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 23<sup>rd</sup> day of August, 2012.

  
Darlene Herrin  
County Clerk

Posted at *2:30* P.M. on the 23<sup>rd</sup> 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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