

**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 9th day of **September, 2013** 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 the bench
2. Consideration and action on approval of minutes for August 26, 2013:
Sally W. Peters, Deputy Clerk/Administrative Assistant
3. Consideration and action on the approval of fiscal year 2013 budget adjustments:
Corinna Speer, County Auditor
4. Consideration and action on approval of claims for purchases, services, and vendors:
Cindy Silva, Assistant County Auditor
5. Consideration and action on a new class specification and promotion of a Facilities Maintenance employee: Robert Kinsey, Facilities Manager / Darrel L. Lux, County Judge
6. **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. *Comments are limited to 3 minutes.*
7. Presentation of the Voter Outreach Program for Photo ID (identification) now required in the State of Texas for voting: Staci Decker, Elections Administrator / Darrel L. Lux, County Judge
8. Consideration and action to adopt the Sheriff's and Constables' Fees for 2014:
Darrel L. Lux, County Judge

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9. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Darrel L. Lux, County Judge / Jeffery Fincke, Fire Marshal
10. Consideration and action on designating Emergency Management Coordinator (EMC) Vehicles, driven by the County EMC and the Assistant to the County Fire Marshal, as Authorized Emergency Vehicles as required by Subchapter C, Sec. 541.201 of the Texas Transportation Code: Jeffery Fincke, Emergency Management Coordinator / Darrel L. Lux, County Judge
11. Consideration and action to enter into a new agreement with the Hill Country Dispute Resolution Center to provide Dispute Resolution Services to litigants with cases filed in Kendall County Courts: Bob Eason, Assistant County Attorney / Darrel L. Lux, County Judge
12. Consideration and action to approve a lease agreement pertaining to a new vehicle for Road & Bridge and approval of a Resolution included therewith: Bob Eason, Assistant County Attorney / Gene Sparks, Road & Bridge Operations Manager / Darrel L. Lux, County Judge
13. Consideration and action to pay Road & Bridge employee(s) for emergency call out time: Gene Sparks, Road & Bridge Operations Manager / Darrel L. Lux, County Judge
14. Consideration and action on a Notice of Proposed Construction on County right-of-way by Guadalupe Valley Telephone Cooperative (GVTC) for placing fiber optic communications cable and appurtenances along Edge Falls Road, Crabapple Road, Old Blanco Road, and Walnut Grove Road: Richard J. Chapman, Commissioner Precinct 3
15. Consideration and action on closing Avenue A (in front of 819 Avenue A) for a family function on September 14, 2013 from 9:00 a.m. until dark. The function will be on a lot that is leased from the County and is across from 819 Avenue A. The request for road closure is for safety reasons: Kenneth M. Rusch, Commissioner Precinct 4
16. Consideration and action to block off one-half of High Street on September 28, 2013 between the hours of 11:00 a.m. to 11:59 p.m. starting from 725 High Street to the corner of 8th and High Street. The Comfort Public Library's event group will provide barricades around the area to prevent encroachment by traffic: Kenneth M. Rusch, Commissioner Precinct 4
17. Consideration and action concerning insurance benefits for Cow Creek Groundwater Conservation District: Darrel L. Lux, County Judge

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 551.074 to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee:

- 1. Duties and Responsibilities of the Elections Office**
- 2. Duties and Responsibilities of the County Surveyor**

II. The Court will meet in Executive Session pursuant to Section 551.071 to seek the advice of the County Attorney and / or attorney(s) representing the County, concerning pending and / or threatened litigation, settlement offers 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. San Miguel vs. Kendall County**
- 3. Guy James Gray vs. Kendall County**

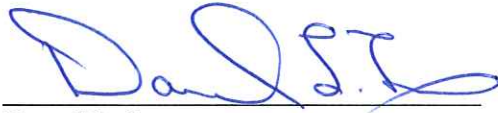
III. The Court will meet in Executive Session pursuant to Section 551.072 to deliberate the purchase, exchange, lease or value of real property. (Note: Deliberation in an open meeting would have a detrimental effect on the position of Kendall County in negotiations with a third person.)

- 1. Right-of-way / easements for Herff Road Project**

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

ADJOURNMENT

Dated this the 4th day of September, 2013.



Darrel L. Lux
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 5th day of September, 2013.



Darlene Herrin
County Clerk

Posted at 11:45 a.m. on the 5th day of September, 2013—*sup*

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.