

**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 14<sup>th</sup> day of **January, 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 December 21, 2012:  
Sally Peters, Deputy Clerk
  
3. Consideration and action on approval of claims for purchases, services, and vendors: Cindy Silva, Assistant Auditor
  
4. Consideration and action to approve Cash Balances for September 2012: Sheryl D'Spain, county Treasurer
  
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 allow days off without using banks for the 5<sup>th</sup> Annual Weight Loss Challenge winners: Michelle Lux, Benefits Coordinator
  
7. Consideration and action to name members to the 2013-2014 Texas Historical Commission: Gaylan L. Schroeder, County Judge / Darrel L. Lux, Commissioner Precinct 3

**KENDALL COUNTY COMMISSIONERS COURT**

**JANUARY 14, 2013/PAGE 2**  
**REGULAR MEETING**

8. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Gaylan L. Schroeder, County Judge / Jeffery Fincke, Fire Marshall
9. Consideration and action to appoint a National Incident Management System (NIMS) Policy and Procedure Committee: Jeffery Fincke, Emergency Management Coordinator
10. Consideration and action to sign a new Field Agreement with the Texas Wildlife Services Program (TWSP) concerning Wildlife Damage Management Services in Kendall County: Darrel L. Lux, Commissioner Precinct 3
11. Consideration and action to sign a Memorandum of Understanding (MOU) with Indigent Healthcare Solutions to extend the current contract until February 1, 2015: Darrel L. Lux, Commissioner Precinct 3
12. Review the status of the County Mulch supply at the brush site and take action as needed: Gene Miertschin, Commissioner Precinct 2
13. Consideration and action to pay Road & Bridge employee(s) for emergency call out time: Gene Sparks, Road & Bridge Operations Manager
14. Consideration and action to approve overtime pay to Road & Bridge employee: Ricky Pfeiffer, Road & Bridge Supervisor
15. Consideration and action on a request for relief from Cordillera Ranch Subdivision to not provide a yellow centerline marking on Bella Collina in Di Lusso Site 2 as required by Subsection 410.10 of the 1990 Regulations, Rules and Specifications for Roads and Subdivisions: Gene Miertschin, Commissioners Precinct 2
16. Presentation of minority view on the proposal to convert the Kendall County Court at Law to a District Court: Frank Y. Hill, Jr. / Chris Wallendorf, Kendall County Attorneys
17. **Untable Item #15 from Commissioners Court on December 21, 2012:**  
Discussion on changing the Charge Master Service (CMS) directive for EMS billing of Kendall County residents. Action as needed: Jeffery Fincke, EMS Coordinator / Mary Malone, InterMedix Service Manager

18. Presentation of the recently released County level population projection scenarios from the Texas State Data Center. Action is requested to use one of the Texas State Data forecast scenarios in the sub-county level population and employment forecast allocation process: Mike Howle, Kendall County GIS Coordinator / Travis Nedrick / David Kruse, AACOG

**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 551.076 to deliberate the deployment, or specific occasions for implementation of security personnel or devices; or a security audit.**
- II. 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 of Sheriff's Office personnel**
  - 2. Duties of EMS personnel**
- III. Commissioners 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, bridges and county property**
  - 2. EEOC Complaints**
- IV. 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**

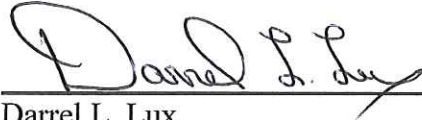
**RESUME OPEN SESSION AND TAKE ANY NECESSARY ACTION  
RESULTING FROM EXECUTIVE SESSION DELIBERATIONS**

**ADJOURNMENT**

**KENDALL COUNTY COMMISSIONERS COURT**

JANUARY 14, 2013 /PAGE 4  
REGULAR MEETING

Dated this the 10<sup>th</sup> day of January , 2013.



Darrel L. Lux  
Kendall County Judge Pro Tem

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 10<sup>th</sup> day of January, 2013.



Darlene Herrin  
County Clerk

Posted at 2:30 P.M. on the 10<sup>th</sup> day of January, 2013-



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