

**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 **8<sup>th</sup>** day of **April, 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: Darrel L. Lux, County Judge Pro Tem
2. Consideration and action on approval of minutes for March 25, 2013:  
Sally Peters, Deputy Clerk
3. Consideration and action on approval of claims for purchases, services, and vendors: Corinna Speer, County Auditor
4. Consideration and action on a resolution declaring Shriners Hospitals for Children Day on April 13, 2013: Darrel L. Lux, County Judge Pro Tem
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 on Waukesha Planned Maintenance Agreement for Jail Generators: Lt. Rey Lujan, Jail Administrator/ Darrel L. Lux, County Judge Pro Tem
7. Consideration and action concerning purchase of right of way for Herff Road: The Friends of Cibolo Wilderness (Herff Farms)/ Commissioner Gene Miertschin, Precinct 2
8. Consideration and action concerning abandonment and conveyance of a portion of FM 1621: Commissioner Kenneth M. Rusch, Precinct 4
9. Consideration and action concerning the abandonment of a portion of River Bend Road that is no longer needed due to the construction of a new road and bridge: Darrel L. Lux, County Judge Pro Tem
10. Consideration and action to provide cell phone for new courthouse facilities employee: Robert Kinsey, Facilities Manager/ Darrel L. Lux, County Judge Pro Tem
11. Discussion and action concerning policy on Drugs and Alcohol for Commercial Motor Vehicle Drivers: Robert Kinsey, Facilities Manager/ Darrel L. Lux, County Judge Pro Tem
12. Presentation by Kay Pendley, Pinnacle Medical Management, action as necessary: Robert Kinsey, Facilities Manager/ Darrel L. Lux, County Judge Pro Tem
13. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Jeffery Fincke, Fire Marshal

**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 County Auditor: Corinna Speer, County Auditor**

- 2. Duties and Responsibilities of the County Court at Law Judge and County Attorney: Commissioner Gene Miertschin, Precinct 2**
  - 3. Duties and Responsibilities of Human Resources Director: Juanita Espino, Human Resources Director**
- II. 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 under the Texas Rules of Professional Conduct of the State Bar of Texas requires confidential communications. Specific topics to be discussed are as follows:**
- 1. County authority concerning subdivisions, county roads, and bridges.**
  - 2. EEOC Complaints**
- III. The Court will meet in Executive Session pursuant to Section 551.0785 to deliberate the matters involving:**
- 1. Medical records of an individual applicant for benefits**
- 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**

- 14. Discuss and take action to allow employees to donate sick leave hours to another employee: Juanita Espino/Human Resources Director**

**Regular Session**


Kendall County Commissioners Court

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ADJOURNMENT

Dated this the 4<sup>th</sup> AM day of April, 2013.

  
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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 4<sup>th</sup> day of April, 2013.

  
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Darlene Herrin  
County Clerk

Posted at 4 A.M./ P.M. on the 4<sup>th</sup> AM day of April, 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.