

**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 **10th** day of **June, 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. Presentation of Herff Road reimbursement check from City of Boerne—check received from E2M Partners (Esperanza Development): Darrel L. Lux, County Judge Pro Tem/ Mike Shultz, Mayor of City of Boerne
3. Consideration and action on approval of minutes for May 28, 2013 and June 3, 2013: Sally Peters, Deputy County Clerk
4. Consideration and action on approval of claims for purchases, services, and vendors: Cindy Silva, Assistant County Auditor
5. Presentation of May 2013 Sales Tax Report: Sheryl D'Spain, Treasurer
6. Consideration and action to publish "Notice of Public Hearing" in reference to Records Archive Fee (SB 1731 & LGC 118.25): Darlene Herrin, County Clerk

7. Consideration and action to close the following streets in Comfort for the 4th of July Parade on Thursday, July 4, 2013 from 9:30 a.m. to 12:30 p.m.:
- | | |
|--------------------|-----------------|
| 1. Idlewilde Blvd. | 6. Lindner Ave. |
| 2. Daniel Dr. | 7. High St. |
| 3. Edgewood Dr. | 8. Fifth St. |
| 4. Hwy 87 | |
| 5. Hwy 27 | |
- Permission is also requested to block off Main Street from Hwy. 27 to 5th Street between the hours of 7:00 a.m. to 5:00 p.m., allowing parking along that section for only emergency and authorized vehicles: Kenneth M. Rusch, Commissioner Precinct 4
8. **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.
9. Consideration and action on request by Cordillera Ranch for Unit 206A-2. This Unit is partially under the 1990 Development Rules and Regulations and partially under the January 1, 1997 Development Rules and Regulations. For the portion under the 1990 Development Rules and Regulations they are seeking: (1) to allow 50 feet of right-of-way (ROW) for lot sizes smaller than 300 ft X 300 ft with 21 feet of paved surface in lieu of 60 ft of ROW and 36 ft of paved surface; and (2) to allow road frontage of 36.08 feet for Lot 1042, Block “Z” in lieu of the required 100 feet; and (3) to allow a horizontal curve radius of 300 feet in lieu of the required 382 feet: Gene Miertschin, Commissioner Precinct 2/Terry Anderson, County Engineer
10. Consideration and action on a request for relief from the platting requirements in accordance to section 101.1000 of the Kendall County Development Rules and Regulations. The purpose of the division is to create a 3.74 acre tract out of a parent tract of +/- 244 acres by Seewald Road (Shannon Delaune agent for Jim Mazurek). Darrel Lux, Commissioner Precinct 3/Richard Tobolka, Development Management
11. Consideration and action on a request for relief from the platting requirements in accordance to section 101.1000 and lot size in accordance to section 300.1100.1 of the Kendall County Development Rules and Regulations. The purpose of the division is to create separate commercial tracts for a dental office and a veterinary clinic. The proposed tracts would be served by individual well and on-site sewage facility (George E. Metz, III): Darrel Lux, Commissioner Precinct 3/Richard Tobolka, Development Management
12. Consideration and action on Coinless Telephone and Commissary Agreement for Jail Telephones: Sheriff Al Auxier/ Darrel L. Lux, County Judge Pro Tem

13. Presentation on HB1164 and its impact on Kendall County voting precincts. Consideration and action if needed: Staci Decker, Election Administrator
14. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Jeffery Fincke, Fire Marshal

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 Human Resources Director**
 2. **Deliberation concerning appointment of County Judge**
- 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**
 3. **Claim of Guy James Gray**
- III. **Commissioners Court will meet in Executive Session pursuant to Section 551.0785 to deliberate matters involving medical records of individual applicant for benefits: Juanita Espino, Human Resources**
- IV. **Commissioners 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**

15. Consideration and action to allow county employees to donate sick leave hours to another employee: Juanita Espino, Human Resources

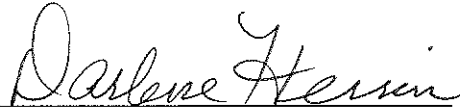
ADJOURNMENT

Dated this the 6th day of June, 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 6th day of June, 2013.



Darlene Herrin
County Clerk

Posted at

3:30 A.M./ P.M. on the 6th day of June, 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.