

**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 11th day of **March, 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 February 25, 2013:
Sally Peters, Deputy Clerk
3. Consideration and action on approval of accounts payable, claims for purchases, services, and vendors: Cindy Silva, Assistant County Auditor
4. Consideration and action to approve Cash Balances for January 2013: Sheryl D'Spain, 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 if appropriate pertaining to closing the following streets in Comfort on Saturday April 6, 2013 from 6:00 a.m. until 6:00 p.m., for the "Spring Celebration;" Seventh Street between High Street and Main Street: Kenneth M. Rusch, Commissioner Precinct 4.

7. Receive a presentation from the City of Fair Oaks Mayor Cheryl Landman regarding the history of Fair Oaks in Kendall County: Gene Miertschin, Commissioner Precinct 2.
8. Present summary of activities by Road and Bridge during February, 2013 to Commissioners Court: Ricky Pfeiffer, Road Superintendent.
9. Consideration and action on a proclamation for the Relay for Life week, benefitting the American Cancer Society, for the week of March 18 through 24, 2013: Jerry Collins /Darrel L. Lux, County Judge Pro Tem
10. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Jeffery Fincke, Fire Marshal.
11. Consideration and possible adoption of configuration changes to County election precincts 2020 and 2120, to unite the River Mountain Ranch subdivision in a reconfigured election precinct 2120: Gene Miertschin, Commissioner Precinct 2.
12. Receive a presentation from the San Antonio-Bexar County Metropolitan Planning Organization (MPO) on the purpose, objectives and advantages of membership in the MPO to Kendall County: Sid Martinez, Director of San Antonio and Bexar County Metropolitan Planning Organization/Gene Miertschin, Commissioner Precinct 2.
13. Consider and act upon a request for relief from the 1997 Development Guidelines and Regulations Rule Book for Cordillera Ranch Subdivision Units 301A through 301D: Terry Anderson, County Engineer/Darrel L. Lux, County Judge Pro Tem.
14. Consideration and action on a request for relief for a 40 foot easement for roadway purposes versus a 60 foot easement for roadway purposes as allowed under section 2.C (1) Family Division of Kendall County Order No. 12-12-201C. The proposed easement provides access to six tracts which vary from 54.092 acres to 60 acres and fronts on Rust Road: Milton Carl Rust, Kenneth Rusch, Commissioner Pct. 4/ Richard Tobolka, Development Management.
15. Discussion concerning exercise area for Dogs at the Animal Control facility and action as necessary: Al Auxier, Kendall County Sheriff/ Darrel L. Lux, County Judge Pro Tem.
16. Discuss and take action to pay road and bridge employee(s) for emergency call out time: Gene Sparks, Road and Bridge/ Darrel L. Lux, County Judge Pro Tem.

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 Human Resources Department.**
- 2. Duties and Responsibilities of Sheriff's Office personnel.**
- 3. Duties and Responsibilities of Road & Bridge Department personnel.**

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**

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

ADJOURNMENT

Dated this the 7th day of March, 2013. *AM*



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 7th day of March, 2013.



Darlene Herrin
County Clerk

Posted at 11 (A.M.) P.M. on the 7th day of March, 2013 *AM*

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.