

**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 24<sup>th</sup> 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 Service Awards: by Darrel L. Lux, County Judge Pro Tem
  - a. Richard Tobolka                      5 years                      Development Management
  - b. Tobias Bagley                         10 years                     Road & Bridge
  - c. Eric Van Slycke                       10 years                     Road & Bridge
  - d. Roger Baker                         10 years                     Sheriff's Department
3. Consideration and action on approval of minutes for June 10 & 17, 2013: Sally Peters, Deputy County Clerk
4. Consideration and action on approval of Monthly Reports for May 2013: Corinna Speer, County Auditor
5. Consideration and action on budget adjustments for FY2013 budget: Corinna Speer, County Auditor

6. Consideration and action on approval of claims for purchases, services, and vendors: Cindy Silva, Assistant County Auditor
7. Consideration and action to approve Cash Balances for April 2013: Sheryl D'Spain, Treasurer
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 new membership rolls for Kendall County Child Services Board: Audra Miller, Board Chair/Darrel L. Lux, County Judge Pro Tem
10. Presentation of Strategic Plan for 2013-2016 for Patrick Heath Public Library: Natalie Morgan, Assistant Director of Patrick Heath Public Library
11. Consideration and action to authorize the County Attorney to request that the Attorney General of the State of Texas proceed with our request for an opinion regarding the Comal County Emergency Service District and Library District taxes being assessed to Kendall County residents on certain services provided by Guadalupe Valley Telephone Cooperative: Gene Miertschin, Commissioner Precinct 2
12. Consideration and action concerning providing document shredding service for Kendall County Departments on a quarterly basis: Donna Sharp, County Attorney's Office/Robert Kinsey, Facilities Manager
13. Consideration and action on procurement of new software program to run A/C system at Courthouse: Robert Kinsey, Facilities Manager/ Darrel L. Lux, County Judge Pro Tem
14. Consideration and action concerning Quitclaim request from Sisterdale Volunteer Fire Department: Robert Reinarz, Sisterdale VFD/ Darrel L. Lux, County Judge Pro Tem

15. Presentation of summary of activities by Road & Bridge Department during May 2013 to Commissioners Court: Ricky Pfeiffer, Road Superintendent
16. Consideration and action to pay Road & Bridge employee(s) for emergency call out time: Gene Sparks, Road & Bridge Operations Manager
17. Consideration and action regarding lease agreement with Capital City Leasing for haul truck and water truck purchase: Gene Sparks, Road & Bridge Operations Manager
18. Consideration and action upon a request for relief by Cordillera Ranch for Unit 206A-2. Subsection 103.0510 in the 1 January 1997 Development Rules and Regulations requires a cul-de-sac corner to have a 50 ft pavement radius on the outside of the corner in the turn. Cordillera Ranch wishes to use a 40 ft pavement radius in lieu of the 50 ft required: Gene Miertschin, Commissioner Precinct 2/Terry Anderson, County Engineer
19. Consideration and action on an Amending Plat of Lots 26 & 27 Cordillera Ranch, Unit 106B, Kendall County, Texas into Lot 26A in accordance to Section 209 of the Kendall County Development Rules and Regulations, (Charles W. and Jill D. Hurd): Gene Miertschin, Commissioner Precinct 2/ Richard Tobolka, Development Management
20. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Jeffery Fincke, Fire Marshal
21. Consideration and action upon a request for relief by Lerin Hills Subdivison, from the 1997 Development Rules and Regulations for 1) allowing a cul-de-sac length less than 300 ft required by subsection 302.1430: Mike Fincke, Commissioner Precinct 1/Terry Anderson, County Engineer
22. Consideration and action upon taking Loop 1087 into the County maintenance system as the one year maintenance bond provided by Love's Travel Stop will expire, June 25, 2013. This road was inspected by the Road Superintendent and County Engineer and found to be in satisfactory condition: Kenneth Rusch, Commissioner, Precinct 4/Terry Anderson, County Engineer

**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. **Deliberation concerning appointment of County Judge**

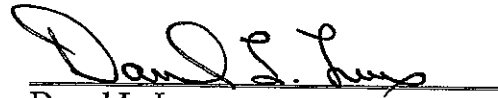
- II. Commissioners Court will meet in Executive Session pursuant to Section 551.071 to seek the advice of the County Attorney and / or attorney(s) representing the County, concerning pending and/or threatened litigation, settlement offers and / or matters in which the duties of the attorney under the 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. Guy James Gray v. 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**

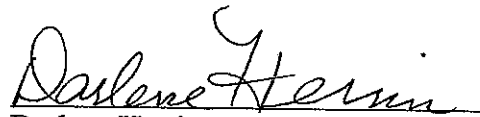
**ADJOURNMENT**

Dated this the 19th 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 19th day of June, 2013.



Darlene Herrin  
County Clerk

Posted at 9:45 A.M. / P.M. on the 20th 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.